

March 18, 2009

5:30 PM

Mayor Baader called the regular meeting of the City Council to order. Present were Council Brown, DiCamillo, Ledford, Woods, Clerk Blevins, Administrator McPherson, and Attorney Phillips.

Minutes of the March 4, 2009 meeting were approved as written.

CITY ADMINISTRATOR REPORT:

Administrator McPherson stated he would like to inform the public there is now a 4 way stop at the corner of 2nd Street and Carr Avenue. Soon there will be a 4 way stop at the corner of 3rd Street and Myers Avenue. The Fire Department has started inspections in the casinos, thank you to all for your cooperation.

FINANCE DIRECTOR REPORT:

Finance Director Harris stated there are no expenditure or budget transfer requests at this time.

PLANNING & HISTORIC PRESERVATION DIRECTOR REPORT:

Development Director Manning stated tomorrow at 3:00 in the Council Chambers there will be a meeting for input from the public regarding the sign ordinance. Manning asked the Mayor to explain what had taken place at the work session prior to the meeting tonight. Mayor Baader stated it was a positive work session on the trash and junk cars in the City. There will be another work session held on a night that is not a Council night to be announced. Please try to attend we need to hear your input.

COUNCIL BUSINESS REQUEST FOR A CONDITIONAL USE PERMIT IN THE C-1 ZONE TO ALLOW STORAGE CONTAINERS AT 260 E WARREN AVENUE AND 309 SOUTH 3RD STREET, PIONEER GROUP APPLICANT:

Development Director Manning stated the applicant request approval of a Conditional Use to allow storage units. The site is 6 lots on Xenia Street and 4 lots on 3rd Street. These are connected by a vacated alley. Currently the site is the remains of an old parking lot and will require grading to provide access and insure drainage is handled. The proposed arrangement is for 9 containers adjacent to Xenia, all facing south and 8 containers on the 3rd Street side 4 facing west and 4 facing east. The only required setback is a 10 feet rear yard. Staff has designated the property line opposite each entrance as the rear and it appears that this is or can be met. Staff recommends approval of the request with the following conditions: 1) The project is considered as 2 phases, one off of Xenia (phase 1) and one off of 3rd (phase 2) phase 1 is to be completed before phase 2 is started. 2) No public storage be allowed, storage is for the operation of the casino business known as Bronco Billy's and Buffalo Billy's. 3) A grading and drainage plan is approved by staff prior to placement of the units. With Council adding 4) The Conditional Use Permit shall expire on April 1, 2014. The applicant may apply for an extension of the permit at or before that time. 5) The units shall be painted a uniform color approved by the planning director. There was no public comment. Motion by Ledford to approve the Conditional Use Permit Second by Woods and motion carried.

2ND READING OF ORDINANCE #2009-03 PLACING A MORATORIUM ON THE ENFORCEMENT OF THE CITY'S BANNER REGULATIONS FOUND AT CHAPTER 16, ARTICLE 6 OF THE CRIPPLE CREEK MUNICIPAL CODE, Lee Phillips:

Mayor Baader read title only of Ordinance #2009-03. There was no public comment. Motion by Brown to approve 2nd reading of Ordinance #2009-03 Second by DiCamillo and motion carried.

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PRESENTATION CC&V MINE OPERATIONS UPDATE, Jane Mannon:

Ms. Mannon of the Cripple Creek & Victor Gold Mining Co. gave the Council the annual update of the mining operations for 2008. Ed Gross stated he would like to thank the mine for rerouting the trucks so they do not come through Cripple Creek.

APPOINTMENT TO THE MT PISGAH CEMETERY BOARD, Larry Manning:

Development Director Manning stated the Board received a letter of interest from Teresa Stitt to serve on the Cemetery Board. The Board unanimously voted to recommend approval of her appointment to fill the current vacancy. There was no public comment. Motion by Ledford to approve the appointment of Stitt Second by Woods and motion carried.

CONTINUUM OF FORCE FOR "TASER" CHANGE OF POLICY, Chief Gary Hamilton:

Police Chief Gary Hamilton stated this policy change would place taser just below deadly force. Meaning officers would use the taser as a last resort. There was no public comment. Motion by Ledford to approve staff recommendation Second by Brown and motion carried.

RESOLUTION #2009-05 AUTHORIZING THE SALE OF CITY PROPERTY, Bill McPherson:

Mayor Baader read title only of Resolution #2009-05. Administrator McPherson stated this is a request to have a silent auction of 7 trucks, 2 ambulance, 2 fire trucks, 1 hotshot steam cleaner and 1 John Deere mower. There was no public comment. Motion by Woods to approve Resolution #2009-05 Second by Brown and motion carried.

BUSINESS LICENSE:

The following Business Licenses were presented to Council for their approval, Farmers Insurance, Carl Poch; and Total Office Solutions, Christina Elmore. Clerk Blevins stated all fees have been paid and paperwork is in order. There was no public comment. Motion by Woods to approve business license Second by Ledford and motion carried.

PUBLIC COMMENT:

Lisa Sadler stated if the City is going to clean up they need to start at Public Works. **Bill McPherson** stated the Fire Department will be keeping two vehicles for training purposes. **Anne Tobey** stated she would like to let the Council know she does not want sidewalks or streetlights placed in front of her house. Tobey's neighbor Lois Jaeger may have a sewer leak in her yard could we have someone look into the matter. **Mayor Baader** stated we are looking into different lights for the streets that are not so bright. Baader directed Public Works Director Huffman to look into the matter at Jaeger's house. **Eldon Likkell** asked for an update on the Public Works project on the west side of the City. Mayor Baader stated we have no specific plan at this time but will let Likkell know when we do.

Meeting adjourned at 6:08 PM

APPROVED:

ATTESTED:

Dan Baader, Mayor

Debra Blevins, City Clerk