

Mayor Brown called the regular meeting of the City Council to order. Present were Council Ashworth, Hazlett, Zoellner, Clerk Blevins, Administrator White, and Attorney Stretesky with Wahrer being absent.

Minutes of the September 21, 2011 meeting were approved as written.

CITY ADMINISTRATOR REPORT:

Administrator White stated the city is installing T1 lines in all the city buildings. We have had some technical issues but they should not interfere with any services provided by the city. Jim Wear of the Salute to American Veterans Rally Committee presented the Council an award for their support and dedication to this event. Wear also stated the Toys for Tots event will be held on December 14, 2011.

FINANCE DIRECTOR REPORT:

Finance Director Harris gave the council an update of the device counts in the City for the 4th quarter device fees. We are down 45 machines mostly due to Gold Creek and The Wildwood removing several machines. Harris will be in Denver tomorrow for the Gaming Commission hearings.

PLANNING & HISTORIC PRESERVATION REPORT:

Development Director Manning stated the Elks sign is back up and we are still working on the Cottage Inn sign. The painting on the Virgin Mule should be complete soon. There has been an old water tank moved to the Heritage Center and there are designs and plans to place it on a permanent stand.

REQUEST FOR APPROVAL OF A CERTIFICATE OF APPROPRIATENESS FOR A PROJECT OF SPECIAL MERIT FOR A PROPOSED FAMILY DOLLAR STORE AT 347 W. CARR AVENUE, EXCELL CRIPPLE CREEK, LLC, APPLICANT;

Development Director Manning stated the applicant requests approval of designation of a Project of Special Merit for a new Family Dollar Store to be located on the northeast corner of Carr and C Street. There was public comment against approval of the Special Merit from Nancy McDonald, Jerry Englehart, Leroy Godin, Les Batson, Dennis Peck, Melissa Trenary, and Jean Schaal. Motion by Zoellner to approve the Certificate of Appropriateness for a Project of Special Merit with the condition that the applicant reassess the architecture and its compatibility with the Historic District, specifically lap siding Second by Ashworth and motion carried.

COUNCIL BUSINESS REQUEST FOR WAIVER OF COMPLETION BOND AT 347 W CARR AVENUE FOR A NEW FAMILY DOLLAR STORE, EXCELL CRIPPLE CREEK LLC, APPLICANT;

Development Director Manning stated the applicant is requesting the waiver of the \$400,000.00 bond required for this project. The applicant did provide a Loan Commitment Letter from Redstone Bank stating they will lend Excell Cripple Creek \$641,000.00. There was no public comment. Motion by Ashworth to approve the waiver of the completion bond at 347 W Carr Avenue Second by Hazlett and motion carried.

PLANNING COMMISSION BUSINESS REQUEST FOR APPROVAL OF A MINOR SUBDIVISION PLAT AT 347 W. CARR AVENUE FOR A NEW FAMILY DOLLAR STORE EXCELL CRIPPLE CREEK, LLC APPLICANT;

Development Director Manning stated applicant is requesting approval of a Minor Subdivision Plat for Lots 33 – 40, Block 2, Gold Valley Addition. The approval would combine the 8 lots into 1 lot. There was no public comment. Motion by Zoellner to approve the Minor Subdivision Plat for Lots 33-40, Block 2, Gold Valley Addition Second by Ashworth and motion carried.

COUNCIL BUSINESS REQUEST FOR APPROVAL OF A MINOR SUBDIVISION PLAT AT 347 W. CARR AVENUE FOR A NEW FAMILY DOLLAR STORE EXCELL CRIPPLE CREEK, LLC APPLICANT;

Development Director Manning stated the Planning Commission recommends approval of this request. There was no public comment. Motion by Hazlett to approve the Minor Subdivision Plat for Lots 33-40, Block 2, Gold Valley Addition Second by Ashworth and motion carried.

PLANNING COMMISSION BUSINESS REQUEST FOR APPROVAL OF NUMBER OF PARKING SPACES REQUIRED VARIANCE AT 347 W. CARR AVENUE FOR A NEW FAMILY DOLLAR STORE EXCELL CRIPPLE CREEK, LLC APPLICANT;

Development Director Manning stated the applicant is requesting approval of a variance to allow 24 parking spaces where 27 are required. There was no public comment. Motion by Ashworth to approve the parking space variance Second by Zoellner and motion carried.

COUNCIL BUSINESS REQUEST FOR APPROVAL OF NUMBER OF PARKING SPACES REQUIRED VARIANCE AT 347 W. CARR AVENUE FOR A NEW FAMILY DOLLAR STORE EXCELL CRIPPLE CREEK, LLC APPLICANT;

Development Director Manning stated the Planning Commission has approved the variance request for parking spaces. There was no public comment. Motion by Zoellner to approve the Parking Variance Second by Hazlett and motion carried.

PLANNING COMMISSION BUSINESS REQUEST FOR APPROVAL OF SIGN VARIANCES AT 347 W. CARR AVENUE FOR A NEW FAMILY DOLLAR STORE EXCELL CRIPPLE CREEK, LLC APPLICANT;

Development Director Manning stated the applicant is requesting approval of three signs #1 front façade (south): allow internally lit, allow 144 sq ft where 58 sq ft required; #2 side façade (west), allow internally lit, allow 144 sq ft where 29 sq ft is required; #3 freestanding on the corner, allow internally lit allow 70 sq ft where

58 sq ft is required maximum; allow 8' high where 6' is required maximum, and allow within vehicular line of sight triangle at street corner where not allowed. There was public comment against the approval of the three signs from Jerry Englehart, Leroy Godin and Nancy McDonald. Motion by Hazlett to accept the Sign Variance at 347 W. Carr Avenue as proposed Second by Ashworth and motion carried.

COUNCIL BUSINESS REQUEST FOR APPROVAL OF SIGN VARIANCES AT 347 W. CARR AVENUE FOR A NEW FAMILY DOLLAR STORE EXCELL CRIPPLE CREEK, LLC APPLICANT;

Development Director Manning stated the Planning Commission recommends approval of the request. There was no public comment. Motion by Hazlett to approve the Sign Variances at 347 W. Carr Avenue with an amendment to sign #2 from 144 sq ft to 36 sq ft Second by Zoellner and motion carried.

PLANNING COMMISSION BUSINESS REQUEST FOR USE OF REAR YARD SETBACK AT 347 W. CARR AVENUE FOR A NEW FAMILY DOLLAR STORE EXCELL CRIPPLE CREEK, LLC APPLICANT;

Development Director Manning stated the applicant has proposed a site plan for this development, which allows the building extending into the 20 feet rear yard setback, along the alley. The proposed setback is 5 feet. There was no public comment. Motion by Ashworth to approve the Rear Yard Setback at 347 W. Carr Avenue Second by Hazlett and motion carried.

PUBLIC COMMENT:

Bill Miller of Woodland Park introduced himself to the Council and stated he is a candidate for Teller County Commissioner for District 3. Miller stated he looks forward to working with the Council in the future. **Jane Mannon** CCV Gold Mine gave the Council an update of some of the activities they may see going on at the mine. Mannon stated the mine hopes to do some seeding between Cripple Creek and Victor this fall along HWY 67. There may be some activity on the mountain above Cripple Creek around the Hoosier head frame the hoist house is collapsing. The mine will try to salvage as much as possible but not sure this can happen.

Meeting adjourned at 6:53 P.M.

APPROVED:

ATTESTED:

Bruce Brown, Mayor

Debra Blevins, City Clerk