

April 16, 2014

5:30 PM

Mayor Bruce Brown called the regular meeting of the City Council to order. Present were Council Milford Ashworth, Councilman Chris Hazlett, Terry Wahrer, Steve Zoellner, City Clerk Debra Blevins, Administrator Ray White and Attorney Lee Phillips

Minutes of the March 19, 2014 meeting were approved as written

PUBLIC COMMENT:

None

CITY ADMINISTRATOR REPORT:

City Administrator White reminded the Spring Clean-up Day's will be May 17-18, 9A.M. – 3 P.M. at the Public Works. There will also be an Open House at the Medical Plaza on Friday May 2nd.

FINANCE DIRECTOR REPORT:

Finance Director Paul Harris stated he has no budget or line item transfers at this time. The Auditors will be here all of next week.

APPOINTMENTS TO HISTORIC PRESERVATION COMMISSION:

Kathy Stockton, Historic Preservation & Planning Coordinator stated on April 8th the Commission held a Special Meeting at the request of the City Council at the March 19th Council meeting. Mark Stohlman withdrew his name prior to the meeting. Recommendations to fill the current vacancies are as follows: 1) Steven Johnson, appoint as a regular member, 1 year term; 2) Melissa Trenary, appoint as first alternate; 3) Mike Gross, appoint as second alternate. Councilman Zoellner asked Deborah Petty President of the Historic Preservation Commission why they chose to appoint Mr. Johnson to the one year term when he has only been a resident of the City for only one year instead of Melissa Trenary who has lived in the City for over 20 years. Ms. Petty stated the Commission is recommending Mr. Johnson due to the fact he has experience with contractor license and feel he will be able to have a good input on projects that will be requested. Secondly the Commission considered the fact that Melissa is Mayor Brown's sister-in-law and did not want the citizens to perceive that Melissa was put on the Commission for that reason. Attorney Phillips stated this would not be a conflict of interest. There was discussion among the Council Members, with Councilman Hazlett stating the Council had asked for the recommendations and should listen to what the Commission feels is best for the board, Councilman Wahrer asked if the city has a building inspector why could he not provide input regarding questions the Commission might have, and was told yes we do have a building inspector. There was no public comment. Motion by Zoellner to appoint Melissa Trenary to the 1 year term; Steve Johnson as first alternate and Mike Gross as second alternate Second by Ashworth and motion carried with Hazlett voting NO.

1ST READING OF ORDINANCE #2014-02 – A BILL FOR AN ORDINANCE AMENDING SECTION 18-1-10(A)(6) AND REPEALING AND REENACTING CHAPTER 18, ARTICLE 9 OF THE CRIPPLE CREEK MUNICIPAL CODE RELATING TO THE INTERNATIONAL FIRE CODE, 2012 EDITION;

Mayor Brown read title only of Ordinance #2014-02. Fire Chief Randy Baldwin stated the last time the Fire Code was updated was with the 2003 Fire Code. Baldwin explained the Section 18-9-20(b) will only affect a historic building if there is a change in ownership or if there should be a renovation of 50% or more of the property. There was no public comment. Motion by Mayor Brown to approve first reading of Ordinance #2014-02 Second by Wahrer and motion carried.

1ST READING OF ORDINANCE #2014-03 – A BILL FOR AN ORDINANCE AMENDING SECTION 7-6-10 OF THE MUNICIPAL CODE OF THE CITY OF CRIPPLE CREEK RELATING TO LIVESTOCK RUNNING AT LARGE;

Mayor Brown read title only of Ordinance #2014-03. Attorney Phillips explained that this Ordinance is regarding the livestock running at large mainly the Donkey's that Two Mile High Club owns. Phillips stated most Municipalities have an ordinance against livestock running at large and we the City of Cripple Creek having the Donkey's as an attraction for the tourist of the City are a little different. Phillips read Sec7-6-10(b) "The provisions of subsection (a)

notwithstanding, Donkeys owned, possessed or in the keeping of the Two Mile High Club, or any successor of the Two Mile High Club, may be allowed to run at large within the city limits of the City of Cripple Creek during the period commencing April 15 and ending October 15 of each year, provided, however, that no unaltered jack may run at large within the City of Cripple Creek.” There was discussion regarding how many donkeys should be allowed to run at large within the city limits and consensus of council was to not allow more than 20 donkeys to run at large in the city at one time. Melissa Trenary President of the Two Mile High Club stated the club could safely take care of about 16 donkeys at a time. There was no public comment. Motion by Hazlett to amend Ordinance #2014-03 Sec 7-6-10(b) to read “The Provisions of subsection (a) notwithstanding, NOT MORE THAN TWENTY (20) donkeys owned, possessed or in the keeping of the Two Mile High Club, may be allowed to run at large within the city limits of the City of Cripple Creek during the period commencing April 15 and ending October 15 of each year, provided however, that no unaltered jack may run at large within the City of Cripple Creek.” Second by Mayor Brown and motion carried. Motion by Mayor Brown to approve 1st reading of Ordinance #2014-03 with the amendment Second by Wahrer and motion carried.

APPROVAL OF EXCLUSIVITY AGREEMENT FOR PSG FILMS:

Administrator White stated he has been contacted by PSG Films who is out of Seattle Washington regarding possibly coming to Cripple Creek and doing a reality show. They have produced shows for National Geographic such as, Alaska State Troopers. This agreement is from April 7, 2014 to August 7, 2014 stating we will not during this time have any negotiations with any other reality show. There was no public comment. Motion by Ashworth to approve the Exclusivity Agreement with PSG Films Second by Hazlett and motion carried.

PLANNING COMMISSION BUSINESS – PROPOSAL FOR REVISIONS TO THE CRIPPLE CREEK ZONING MAP AND ALLOWED USES;

Historic Preservation & Planning Coordinator Kathy Stockton stated there was a work session on April 9, 2014 regarding a review of the current Cripple Creek Zoning Map, the following proposed revisions were generated: 1) Change BB zone to C-1 south of Masonic Avenue between South A Street and South 4th Street in a “T” shape South of the City limits including former Hack property. 2) Change BB Zone to C-1 in area adjacent to the Gold King Mountain Inn including City owned property and State Highway Barn. 3) Move PUD zone from West Eaton and North C Street (error) to West Eaton and Elizabeth (Aspen Heights Townhomes). Development Code Text; 1) Within the BB Zone, projects less than 3500 square feet so not require historic façade review. 2) Add P (permitted use) to Table 1-2 for Gambling Halls in the Gaming District for C-1 and C-2 Zones. Staff and Attorney Phillips were instructed to proceed with the process of doing the updates needed.

Meeting adjourned at 6:10

APPROVED:

Bruce Brown, Mayor

ATTESTED:

Debra Blevins, City Clerk