

June 3, 2015

5:30 PM

Mayor Bruce Brown called the regular meeting of the City Council to order. Present were Councilmen Milford Ashworth, Chris Hazlet, Steve Zoellner, City Clerk Debra Blevins, and Attorney Phillips, Terry Wahrer was absent.

Minutes for the May 20, 2015 meeting were approved as written.

**PUBLIC COMMENT:**

None

**CITY ADMINISTRATOR REPORT:**

Ray DuBois, City Administrator stated the next City Council meeting has been cancelled due to the Council and staff attending the CML conference June 16<sup>th</sup>, through June 19<sup>th</sup>; Transportation will be holding an Open House to address questions regarding the City's 5-year Transit Development Plan and Coordination Plan on June 10<sup>th</sup>, 10: a.m. until 4:00 p.m. at the Cripple Creek Heritage Center; Broadband Services Study update: Teller County Local Technology Planning Team received the grant contract from DOLA, the grant will go before Teller County Board of County Commissioners on June 11<sup>th</sup> for their approval, the estimated cost of the project is \$75,000.00 with \$56,250.00 provided with the DOLA grant, the City's obligation will be \$3,125.00 with Council approval; Upcoming Events are: Cripple Creek Rodeo June 12-14; Butte Theater Melodrama June 26- August 29; 20<sup>th</sup> Annual Once Upon A Time in the West Art Show June 26-July 6; and Donkey Derby Days June 27 and 28<sup>th</sup>; Ray asked council for their direction as far as painting of the curbs on Bennett Avenue, after some discussion Public Works Director Jim Blasing was asked to paint the curbs red for the Fire Hydrants.

**FINANCE DIRECTOR REPORT:**

Paul Harris, Finance Director stated there are no budget transfers or expenditures at this time.

**REQUEST FOR APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT FOR THE FINAL DESIGN OF THE WATER PLANT ENTRY POINT IMPROVEMENT PROJECT BETWEEN THE CITY OF CRIPPLE CREEK AND AQUA WORKS DBO, INC.:**

Mickey Groves Water/Waste Water Director stated this agreement is for the final engineering and design of the water treatment plant improvements and entry point sampling site relocation. This agreement is for the design portion of this project, and will be funded by the Small Communities Grant. There was no public comment. Mayor Brown motioned second by Hazlett to approve the Professional Services Agreement between the City of Cripple Creek and Aqua works DBO Inc. and motion carried.

**REQUEST APPROVAL OF RESERVOIR FILL WATER SUPPLY AGREEMENT BETWEEN B LAZY M RANCH AND THE CITY OF CRIPPLE CREEK:**

Ray DuBois, City Administrator this is a three year agreement for the Jordan Reservoir and Dam with a surface area of approximately 2.9 acres, with a maximum live capacity of approximately 15.1 acre feet at a rate of \$900.00 per acre foot. There was no public comment. Motion by Hazlett second by Ashworth to approve the Reservoir water supply agreement between the City of Cripple Creek and the B Lazy M Ranch and motion carried.

**REQUEST FOR APPROVAL OF RESOLUTION #2015-4 - A RESOLUTION ESTABLISHING FEES FOR CERTIFICATION AND RECERTIFICATION OF PROMOTIONAL ASSOCIATIONS AND COMMON CONSUMPTION AND ATTACHMENT TO COMMON CONSUMPTION AREAS:**

Mayor Brown read title only of Resolution # 2015-4. Ray stated the fee will be as follows: a) the application fee for certification of a Promotional

Association/Common Consumption Area shall be \$500.00 b) The application fee for re-certification of a Promotional Association/Common Consumption Area shall be \$300.00 c) The application fee for attachment to a Promotional Association/Common Consumption Area shall be \$300.00. There was no public comment. Motion by Ashworth second by Mayor Brown to approve Resolution #2015-4 motion carried.

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**APPOINTMENT OF HISTORIC PRESERVATION COMMISSIONERS:**

Renee Mueller Historic Preservation/Planning Coordinator stated she has not received any applications for the Historic Preservation Commission. Staff recommends the following Commissioner be appointed to the following terms: Commissioner Jack Maberry 3 year term; Commissioner Steve Veatch 1 year term; Commissioner Melissa Trenary 1 year term; Commissioner Nancy McDonald 1 year term; and with the resignation of Nancy Schechter to place Mike Gross to finish out her 1 year term. There was no public comment. Motion by Ashworth second by Mayor Brown to appoint staff's recommendation and motion carried.

**PUBLIC HEARING - PLANNING COMMISSION BUSINESS - REQUEST APPROVAL OF A CONDITIONAL USE PERMIT, AMERICAN GAMING; dba (WILDWOOD CASINO); FOR GAS STATION/CONVENIENCE STORE: LOTS 5,6,7 EAST 122 FEET OF LOT 8, EAST 120 FEET OF LOT 9, LOTS 29,30,31,32 AND 33 OF BLOCK 29 CRIPPLE CREEK, HAYDEN PLACER ADDITION, CRIPPLE CREEK COLORADO:**

Renee Mueller Historic Preservation/Planning Coordinator stated the applicant request approval of a Conditional Use Permit the property is located on the East side of HWY 67 as you enter the city from the East. The property consist of five 25' by 150' lots that border HWY 67 and five 25'x150' lots that border Bison Street. The approval of this Conditional Use Permit would allow the American Gaming to move forward with plans to build a Gas Station/Convenience Store on the East side of Cripple Creek. Ms. Jessica Skokan, Executive Assistant, and Kevin Werner General Manger of the Wildwood Casino gave a power point presentation of the proposed project. There was public comment from Lawrence Myers; Eldon Likkel; Lois Woods; Jerry Englehart and Melissa Trenary against the proposed project. There was positive comment from Vassil Petrov and Maurice Woods Jr. in favor of the project. Motion by Hazlett second by Zoellner to approve the Conditional Use Permit for American Gaming with the condition that the applicant will submit for City Council approval the final site plan addressing signage, lighting, noise, visual mitigation, and access to Bison Street motion carried.

**CITY COUNCIL BUSINESS - REQUEST APPROVAL OF A CONDITIONAL USE PERMIT, AMERICAN GAMING; dba (WILDWOOD CASINO); FOR GAS STATION/CONVENIENCE STORE: LOTS 5,6,7 EAST 122 FEET OF LOT 8, EAST 120 FEET OF LOT 9, LOTS 29,30,31,32 AND 33 OF BLOCK 29 CRIPPLE CREEK, HAYDEN PLACER ADDITION, CRIPPLE CREEK COLORADO:**

Motion by Zoellner second by Ashworth to incorporate the previous discussion and conditions into the record. There was no public comment. Motion by Hazlett second by Zoellner to approve the Conditional Use Permit for American Gaming with the condition that the Applicant will submit for City Council approval the

final site plan addressing signage, lighting, noise, visual mitigation, and access to Bison Street motion carried.

Meeting adjourned at 7:05 P.M.

APPROVED:

ATTESTED:

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Bruce Brown, Mayor

Debra Blevins, City Clerk