

May 2, 2007

5:30 PM

Mayor Libby called the regular meeting of the City Council to order. Present were Council DiCamillo, Peck, Petty, Woods, Interim Administrator Ross, City Clerk Blevins, and Attorney Phillips.

Minutes of the April 18, 2007 meeting were approved as written.

**CITY ADMINISTRATOR REPORT:**

Interim Administrator Ross stated the cable into the City Hall Building is down so we are recording the meeting but it is not being broadcast on TV tonight. Ross asked for approval of a Park Grounds Maintenance Contract in the amount of \$6,500 and for the Administrator to be allowed to sign this contract. There was no public comment. Motion by Peck to approve the Park Grounds Maintenance Contract and for the Administrator to sign such contract Second by Woods and motion carried. Economic Development Director Fenner stated the City has been awarded a \$13,000 grant and asked for approval to have the Administrator sign contract agreement stating how the funds are to be used. There was no public comment. Motion by Peck to approve the Administrator signing the contract Second by Woods and motion carried. Ross announced the Clean up day will be on May 19<sup>th</sup> at the transfer station. This is for Cripple Creek residents only. So be sure and bring proof of residence with a utility bill or drivers license. No construction materials will be accepted. The City Council will hold a special meeting on May 9<sup>th</sup> at 5:00 P.M. The Mayor will be doing a presentation of land donation.

**FINANCE DIRECTORS REPORT:**

Finance Director Harris stated he had no transfer or budget request at this time.

**PLANNING & HISTORIC PRESERVATION REPORT:**

Historic Preservation Director Manning stated letters for Residential Grant Awards have been sent out. Still making progress on the Victorian Lady. Reviewing Building Permit fees and Ordinances regarding CO's. The office project at C & Carr is also moving forward.

**1<sup>ST</sup> READING OF ORDINANCE #2007-03 CONCERNING UTILITIES TO ESTABLISH A CROSS CONNECTION CONTROL PROGRAM:**

Mayor Libby read title only of Ordinance #2007-03. Public Works Director Huffman stated this is a requirement of the State and the purpose of the Ordinance is to protect the City's public portable water system and it's customers from contamination by backflow from private water plumbing and water facilities. There was no public comment. Motion by Petty to approve 1<sup>st</sup> reading of Ordinance #2007-03 Second by Peck and motion carried.

**PUBLIC HEARING FOR A SPECIAL EVENT LIQUOR PERMIT IN THE CITY'S PARKING LOT FOR 4<sup>TH</sup> OF JULY:**

A Public Hearing was held for a Special Event Liquor Permit request by the Cripple Creek Chamber of Commerce for the 4<sup>th</sup> of July. Clerk Blevins stated all items were in order and fees have been paid. There was no public comment. Motion by Woods to approve the Special Event Liquor Permit for the 4<sup>th</sup> of July Second by Petty and motion carried with DiCamillo voting no.

**PUBLIC HEARING PLANNING COMMISSION BUSINESS REQUEST FOR REZONING AT 406 E GOLDEN AVENUE (LOTS 3 THROUGH 8, BLOCK 42, HAYDEN PLACER ADDITION) FROM R-1 TO BB&H:**

Development Director Manning stated this request could be handled in a couple different ways 1) Mixed Use Zone: This could be a new zone to the City but not uncommon to many communities. The main purpose is to allow low impact commercial uses designed to serve a relatively small area of the community. 2) Conditional Use: Limited commercial uses could be added to the list of Conditional Uses in several or all of the existing residential zones. If added to the R-1 Zone, the request before you would be for a conditional use, rather than a rezoning.

There was public comment against the rezoning from Darlene Kaskie, Cathy Hern, and Raymond Kaskie. Motion by Woods directing Attorney Phillips to draft an Ordinance amending the R-1 Zone to allow Historic Retail in a Historic Building Second by Petty and motion carried.

**1<sup>ST</sup> READING OF ORDINANCE #2007-02 AN ORDINANCE AUTHORIZING RETAIL LIQUOR STORES OR LIQUOR-LICENSED DRUG STORES IN THE CITY OF CRIPPLE CREEK TO CONDUCT ALCOHOLIC BEVERAGE TASTINGS:**

Mayor Libby read title only of Ordinance #2007-02. There was some discussion on this matter. Motion by Petty to approve 1<sup>st</sup> reading of Ordinance #2007-02 with the addition of "upon 48 hours written notice to the City Clerk" Second by DiCamillo and motion carried.

**CONSIDERATION AND APPROVAL OF LEASE FOR THE CITY EMPLOYEE PARKING LOT ON BENNETT AVENUE:**

Economic Development Director Fenner stated the lease includes the green house on the corner the parking lot and the three lots just west of the parking lot. The lease is for 46 months in the

amount of \$2000 per month. There was no public comment. Motion by Peck to approve the lease for the City employee parking lot on Bennett Avenue Second by Woods and motion carried with DiCamillo voting no.

**REQUEST FOR APPROVAL OF REVOCABLE LICENSE AGREEMENT AT 350 W CARR AVENUE:**

Development Director Manning stated the lease agreement should read between the City of Cripple Creek and Thomas Galvin not Rainbow Development. There was no public comment. Motion by DiCamillo to approve the revocable license agreement at 350 W Carr Avenue with the name change to Thomas Galvin Second by Petty and motion carried.

**APPROVAL OF PROFESSIONAL SERVICES AGREEMENT WITH K&K TREE SERVICES FOR REMOVAL OF DEAD TREES ON HWY 67:**

Development Director Manning stated this proposal is for services to cut down numerous dead trees along the north side of Highway 67 just north of Tenderfoot Hill. The trees are considered an eyesore for almost ½ mile of roadway. The agreement is not to exceed the amount of \$7,500. There was no public comment. Motion by Peck to approve the agreement for the removal of the dead trees along HWY 67 Second by Woods and motion carried with DiCamillo voting no.

**REQUEST FOR APPROVAL OF FINAL PLAT 350 W CARR:**

This item was tabled until the May 16<sup>th</sup> Council agenda.

**DISCUSSION OF PURCHASE OF CITY PROPERTY LOT 16 BLOCK 20 OF FREEMAN PLACER:**

Margarete Smith stated since purchasing her property she has discovered the City of Cripple Creek owns 10' of Block 20 Lot 16. Smith stated she would like to purchase or trade this ten feet in order to construct a garage and still allow for the ten feet of easement as required by the City. There was no public comment. Direction was given to Attorney Phillips to draft an Ordinance to trade this property.

**BUSINESS LICENSE:**

The following business licenses were presented to Council for their review, Wildwood Casino, American Gaming Group, LLC; Sky Max, Inc., Ray Chea; Gold Camp Marketing, Judith McPherson; and Blue Moon Bodyworks, Carla Young. Clerk Blevins stated paperwork is in order and fees have been paid. There was no public comment. Motion by Peck to approve the business licenses Second by Woods and motion carried.

**PUBLIC COMMENT:**

**Sandra DiCamillo** stated tomorrow for the first time the boy's baseball team will be playing at home in the playoffs at 4:15. **Mayor Libby** stated he would like for Administrator Ross to contact CDOT about the rocks on HWY 67.

At 7:05 PM, motion by Peck that the City Council hold an executive session to determine positions relative to matters that may be subject to negotiations, develop a strategy for negotiations, and/or instruct negotiators, pursuant to C.R.S. 24-6-402(4)(e) to consider personnel matters, pursuant to C.R.S. 24-6-402(4)(f), Second by DiCamillo and motion carried. Regular session reconvened at 8:24 PM with no further business being conducted.

Meeting adjourned at 8:25 PM

APPROVED:

ATTEST:

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Ed Libby, Mayor

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Debra Blevins, City Clerk