

February 7, 2007

5:35 PM

Mayor Libby called the regular meeting of the City Council to order. Present were Council Petty, Peck, DiCamillo, City Clerk Blevins, & Attorney Phillips. With Woods and City Administrator Garrett being absent.

Minutes of the January 17, 2007 meeting were approved as written.

CITY ADMINISTRATOR REPORT:

City Administrator Garrett was out of town at the Colorado Historic Preservation Conference in Denver.

FINANCE DIRECTORS REPORT:

Finance Director Harris stated Public Works is requesting an expenditure of \$4,000 from line item 6204 to purchase a steam-cleaning machine, which will allow them to thaw sewer lines without having to dig them up. The Police Department request a budget transfer \$4,000 from General Government Contingency and \$500 from line item 6204 for a total of \$4,500 to a new line item to purchase a new taser gun. There was no public comment. Motion by DiCamillo to approve the expenditure for a steam-cleaning machine for Public Works and the taser for the Police Department Second by Peck and motion carried.

PLANNING & HISTORIC PRESERVATION REPORT:

Historic Preservation Director Manning was out of town at the Colorado Historic Preservation Conference in Denver.

PRESENTATION ON TRAFFIC CONTROL SIGNAGE WITHIN THE CITY RYAN HOLZWART AND TOM ROWLEY CRIPPLE CREEK POLICE DEPARTMENT:

This item was tabled until the February 21 Council meeting.

REQUEST FOR APPROVAL FOR VARIANCES IN SETBACK REQUIREMENTS IN THE R-3 ZONE AT 107-113 HETTIG AVENUE CRIPPLE CREEK CO (L25R B7 MONTROSE ADDITION) JEFFERY WELLS:

Code Enforcement Officer Jennifer Lord filling in for Manning, stated the applicant request approval of yard setback variances as follows: Parcel A, B, C, D rear yard 8 feet where 20 feet is required. The Planning Commission recommends approval of the request. There was no public comment. Motion by DiCamillo to approve the variances request in year yard setback requirements Second by Peck and motion carried.

1ST READING OF ORDINANCE #2007-01 AMENDING THE GAMING DEVICE FEE ORDINANCE, ORDINANCE 1991-32 TO PROVIDE FOR THE EXCHANGE, WITHOUT THE INCREASE IN NUMBER OF GAMING DEVICES:

Mayor Libby read title only of Ordinance #2007-01 Amending the gaming device fee Ordinance #1991-32 to provide for the exchange without the increase in number of gaming devices. Clerk Blevins stated the purposes of this ordinance is to clarify the amount of time allowed to do an exchange of a gaming device. Allowing one week from removal to replacement of a device. There was no public comment. Motion by Petty to approve 1st reading of Ordinance #2007-01 Second by Peck and motion carried.

**PUBLIC HEARING REQUEST FOR TRANSFER OF RETAIL LIQUOR LICENSE
CRIPPLE CREEK LIQUOR GESAM INC GERALD & SCOTT MARSHALL:**

A public hearing was held for a request for transfer of Retail Liquor License. Clerk Blevins stated all paperwork is in order and all fees have been paid. The applicants were present and informed the Council they are looking forward to working in Cripple Creek. Motion by Petty to approve the retail liquor license transfer Second by DiCamillo and motion carried.

**REVIEW/APPROVAL OF LEASE/PURCHASE FOR A NEW DUMP TRUCK/SNOW
PLOW:**

Finance Director Harris stated the City is purchasing a 2007 International 7600 dump truck with plow. The net purchase price is \$105,500 (after \$65,448 municipal government discount). There will be a down payment of \$12,000 leaving a balance of \$93,500 to be financed. The City received three quotes for the financing, Navistar Financial at 5.98%, Sun Trust Leasing at 4.92% and Key Bank at 4.62%. Staff recommends that the City finance the lease/purchase through Key Bank subject to the City's legal counsel reviewing and approving the lease document. There was no public comment. Motion by Petty to approve the lease/purchase with staff recommendations with Key Bank Second by DiCamillo and motion carried.

**REQUEST FOR WAIVER OF WATER/SEWER TAP FEES FOR DUPLEX AT 703 &
705 LODE AVENUE, DAN PIENCIKOWSKI:**

This item was tabled to February 21, 2007

RATIFICATION OF SPRINKLER BID FOR HERITAGE CENTER:

Heritage Center Director Kerr was asked by Mayor Libby to give an update on the Heritage Center. Kerr stated on September 20, 2006 a bid was awarded to Simplex Grinnell LP in the amount of \$74,036 since this time there have been some changes and new bids were requested. Kerr request the bid be awarded to Western States Fire Protection Co. in the amount of \$34,650. There was no public comment. Motion by Peck to approve the ratification of sprinkler bid for the Heritage Center Second by Petty and motion carried.

**PUBLIC HEARING REQUEST FOR SPECIAL EVENT LIQUOR PERMIT FOR
PEARL'S FOLLIES HOMESTEAD HOUSE MUSEUM:**

A public hearing was held for a Special Event Liquor Permit for Pearl's Follies to be held at the BPOE Lodge 375 E Bennett Avenue on March 10, 2007. Clerk Blevins stated all paperwork is in order and all fees have been paid. There was no public comment. Motion by Petty to approve the Special Event Liquor Permit for Pearl's Follies Second by DiCamillo and motion carried.

**RECOMMENDATION FROM THE HISTORIC PRESERVATION COMMISSION FOR
APPROVAL OF REQUEST FOR FUNDING FROM THE NON-PROFIT BUILDING
PROGRAM FOR RESTORING 3 STAINED GLASS WINDOWS AT 318 N 3RD STREET
ST PETER'S CHURCH:**

Code Enforcement Officer Lord stated St Peters Church is requesting for 3 windows to be restored in 2007 by the same vendor who has done the previous work. The request is based on a bid of \$35,365 and the Church has stated that it intends to try to get the price down. Staff stated to the Commission that other vendors had been contacted and were interested in bidding on the project. The Commission recommends approval of the request with the condition that 3 competitive bids be solicited. Staff noted that the lowest bid does not have to be accepted if it is determined that the scope of work or quality of work will be provided. Carl Poch representing the St Peter's Church stated at times getting bids in Cripple Creek could be difficult. Council

Peck stated the Baptist Church had replaced some stained glass windows in the past and used Creative Stained Glass Studios in Denver. Motion by DiCamillo to approve the request for funding for replacement of 3 stained glass windows with staff recommendation for three bids Second by Petty and motion carried.

BUSINESS LICENSE:

The following business license applications were presented to the Council for their review: Federal Food Service and Cripple Creek Liquor – Scott A Marshall. Clerk Blevins stated all paperwork was in order and fees have been paid. There was no public comment. Motion by Petty to approve business licenses Second by DiCamillo and motion carried.

PUBLIC COMMENT:

Mayor Libby stated Colorado Natural Gas had asked him to inform the public they all need to clear the snow away from their gas meters. There have been about six fires in the area due to snow building up around the meters and causing fires. **Fire Chief Lauria** stated the message is now running on the City's TV channel and this is a huge concern at this time.

At 6:07 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.

Meeting adjourned at 7:26 PM

APPROVED:

ATTEST:

Ed Libby, Mayor

Debra Blevins, City Clerk