

**CALL TO ORDER:** Mayor Brown called the regular meeting of the City Council to order at 5:30 PM having previously been noticed in accordance with Colorado Open Meetings law.

**PLEDGE OF ALLEGIANCE:** Mayor Brown led the Pledge of Allegiance.

**ROLL CALL:** City Clerk Sciacca called the roll. Present were Mayor Bruce Brown and Councilmembers Tom Litherland, Meghan Rozell, and Melissa Trenary. Mayor Pro Tem Hazlett was absent. Staff present were City Administrator Mark Campbell, City Clerk Janell Sciacca, City Attorney Erin Smith, Finance Director Paul Harris, Chief of Police Mike Rulo, Fire Chief Dean O’Nale, Marketing & Events Director Steve Kitzman, and Planning & Community Development Director Bill Gray.

**APPROVAL OF MINUTES:** **MOTION** by Councilman Litherland and seconded by Councilwoman Trenary to approve the minutes of the February 6, 2019 Regular Meeting as written. Motion carried unanimously.

**PUBLIC COMMENT:** There was no public comment.

**ADMINISTRATOR REPORT:** City Administrator Campbell reported he had now attended several weeks of Council meetings, attended the Managers’ Conference in Glenwood and been busy networking. He reported he also attended the CML legislative session with the Mayor and Council and met with legislators to get acquainted. Campbell stated that to date no formal legislation had been introduced regarding gaming. Mayor Brown recognized Councilwoman Rozell who reported she accepted an award on behalf of the City from Jim & Pam Wear of Pro Promotions thanking Cripple Creek for hosting and supporting the Salute to Veterans Rally. Rozell displayed the award for those in attendance.

**FINANCE DIRECTOR REPORT:** Finance Director Harris stated his item was on the agenda.

**FIRE DEPARTMENT UPDATE:** Chief O’Nale provided an update on programs and projects. He stated the radios purchased by Newmont were in and being programmed. He and Chief Rulo conducted a site visit to Mt. Pisgah with Jim Hammond of Spring Creek Realty who will be providing the City rack space for a new repeater system in one of his buildings. The new system will provide significant improvements to the communications system. O’Nale also reported the City received its ISO rating which sets insurance rates for businesses and residents. He briefly explained the City’s scoring of 82.94 and reported the City moved up to 2 and 2X. Cripple Creek is in the top 3% of ISO ratings in the US. O’Nale thanked Plant Operations Director Groves and Dispatch Supervisor Pritchard for their assistance in providing information for the survey.

**MARKETING & EVENTS DEPARTMENT UPDATE:** Marketing & Events Director Kitzman reported on the 2019 Ice Fest stating attendance was down. He reported the initial figures were around 50,000-55,000 for both weekends. He thanked Public Works, Fire, EMS, Police, Transportation and Heritage & Tourism for all their help. Kitzman felt local retail store sales were fairly good. He then reported that the City received a 30x100 foot donated Ice Rink from Jeff Moser. It will require a liner which for about \$500 and a flat, shaded location as there is no refrigeration. The City Council felt it would be a great amenity and that location discussions with Parks & Rec were in order. Mayor Brown then inquired as to why there was no Ice Bar in the tent this year at the Ice Festival. Kitzman replied the Casinos felt no one was interested in seeing the bar and decided rather to have an ice sculpture in front of the tent. He felt the bar would be back next year due to the all the comments received.

**CITY COUNCIL AND PLANNING COMMISSION PUBLIC HEARING: CONSIDER REQUEST FOR AN ACCESSORY BUILDING VARIANCE TO ALLOW AN ADDITIONAL ACCESSORY BUILDING AND TO ALLOW THE ACCESSORY BUILDING TO EXCEED 50% OF THE PRIMARY STRUCTURE’S SQUARE FOOTAGE AT CERTAIN REAL PROPERTY DESCRIBED AS 327 MAIN STREET AS REQUESTED BY JULIE ESPINOZA AND TERRY DILLON.**

- A. CONSIDER APPROVAL OF RESOLUTION NO. 2019-02 GRANTING AN ACCESSORY BUILDING VARIANCE TO ALLOW AN ADDITIONAL ACCESSORY BUILDING AND TO ALLOW THE ACCESSORY BUILDING TO EXCEED 50% OF THE PRIMARY STRUCTURE’S SQUARE FOOTAGE AT CERTAIN REAL PROPERTY DESCRIBED AS 327 MAIN STREET.**

Planning & Community Development Director Gray presented reviewing the Staff Report. He stated that Staff reviewed the application and found it to meet required standards and were recommending approval of the variance request as submitted by the applicant and Resolution 2019-02 as presented. City Attorney Smith stated she reviewed the Staff Report and found it to be in order. She felt the report did an excellent job in providing the Council basis for finding the required criteria to be met. Smith reminded the Council was conducting a Public Hearing and following Gray’s presentation the applicant could make a presentation. Gray stated the applicant was not in attendance. Mayor Brown inquired as to the potential of reducing the “hoops” required for someone to simply build a garage. Gray felt that could certainly be evaluated by Staff. There was no public comment. **MOTION** by Councilwoman Rozell and seconded by Councilwoman Trenary to approve Resolution No. 2019-02 granting an accessory building variance to allow an additional accessory building and to allow the accessory building to exceed 50% of the primary structure’s square footage at certain real property described at 327 Main Street. Motion carried unanimously.

**CONTINUED FROM FEBRUARY 19, 2019 – SECOND READING AND PUBLIC HEARING: CONSIDER APPROVAL OF ORDINANCE NO. 2019-01 PROVIDING FOR THE ISSUANCE BY THE CITY OF CRIPPLE CREEK, COLORADO, ACTING BY AND THROUGH ITS WATER**

**ACTIVITY ENTERPRISE, OF ITS WATER REVENUE REFUNDING BONDS, SERIES 2019A, IN A PRINCIPAL AMOUNT NOT TO EXCEED \$1,500,000, FOR THE PURPOSE OF REFUNDING, PAYING AND DISCHARGING ALL OF ITS OUTSTANDING WATER SYSTEM IMPROVEMENTS REVENUE BOND, SERIES 1992A, ORIGINALLY ISSUED TO FINANCE THE CONSTRUCTION OF IMPROVEMENTS TO THE CITY'S WATER DISTRIBUTION SYSTEM, WATER TREATMENT PLANT, AND WATER STORAGE FACILITIES, AND ITS OUTSTANDING WATER REVENUE BOND, SERIES 1997, ORIGINALLY ISSUED TO FINANCE IMPROVEMENTS, BETTERMENTS, EXTENSIONS AND EXPANSIONS OF THE CITY'S WATER SYSTEM; PROVIDING FOR THE DELEGATION TO CITY OFFICERS OF AUTHORITY IN CONNECTION WITH THE COMPETITIVE SALE OF THE SERIES 2019A BONDS; PROVIDING FOR THE PAYMENT OF THE SERIES 2019A BONDS FROM NET REVENUES OF THE CITY'S WATER SYSTEM AND PLEDGING SUCH NET REVENUES THEREFOR; PROVIDING FOR THE FORM AND TERMS OF SUCH SERIES 2019A BONDS, SETTING FORTH COVENANTS AND PROVISIONS CONCERNING SUCH SERIES 2019A BONDS, NET REVENUES, AND WATER SYSTEM, AND PROVIDING FOR OTHER DETAILS IN CONNECTION THEREWITH; AND RATIFYING PRIOR ACTIONS RELATING TO THE**

**FOREGOING:** Finance Director Harris presented stating detail on Ordinance 2019-01 was presented at the first reading on January 20, 2019. He summarized that City is refinancing two Water & Sewer debts. The Ordinance was published in full and will again be published in full and will allow the City to move forward to obtain at least three quotes to compare to current interest rates for possible refinancing. Harris stated that Tim Hintz of AMKO Advisors was in attendance to answer any questions Council may have. There was no public comment and no questions. **MOTION** by Councilwoman Rozell and seconded by Councilman Litherland to approve Ordinance 2019-01 providing for the issuance by the City of Cripple Creek, Colorado, acting by and through its Water Activity Enterprise, of its Water Revenue Refunding, Series 2019A, in a principal amount not to exceed \$1,500,000, for the purpose of refunding, paying and discharging all of its outstanding Water System Improvements Revenue Bond, Series 1992A, originally issued to finance the construction of improvements to the City's Water Distribution System, Water Treatment Plan, and Water Storage Facilities, and its outstanding Water Revenue Bond, Series 1997, originally issued to finance improvements, betterments, extensions and expansions of the City's Water System; Providing for the delegation to City Officers of authority in connection with the competitive sale of the Series 2019A Bonds; Providing for the payment of the Series 2019A Bonds from net revenues of the City's Water System and pledging such net revenues therefor; Providing for the form and terms of such Series 2019A Bonds, setting forth covenants and provisions concerning such Series 2019A Bonds, net revenues, and Water System, and providing for other details in connection therewith ; and ratifying prior actions relating to the foregoing as presented. Motion carried unanimously.

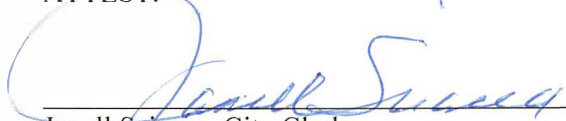
**CONSIDER APPROVAL OF AGREEMENT BETWEEN CITY OF CRIPPLE CREEK AND CRIPPLE CREEK & VICTOR GOLD MINING COMPANY FOR LEASE OF WATER:** City Administrator Campbell presented stating this was an ongoing discussion for several years and finally all parties were in agreement. Newmont forwarded the document to the City and it was reviewed and approved by the Finance Director and City's Water Attorney. City Attorney Smith stated the agreement looked to be in order. There was no public comment. **MOTION** by Councilman Litherland and seconded by Councilwoman Rozell to approve the Agreement between the City of Cripple Creek and Cripple Creek & Victor Gold Mining Company for lease of water as presented. Motion carried unanimously.

**ADJOURNMENT:** There being no further business before the City Council, the meeting was adjourned 5:59 PM.

APPROVED:

  
Bruce Brown, Mayor

ATTEST:

  
Janell Sciacca, City Clerk