



**City of Black Hawk  
City Council**

**January 12, 2022**

**MEETING MINUTES**

Employee Mary Klemp, along with the assistance of her grandson O'Reilly, rang the bell to open the meeting.

1. CALL TO ORDER: Mayor Spellman called the regular meeting of the City Council to order on Wednesday, January 12, 2022, at 3:00 p.m.

2. ROLL CALL: Present were: Mayor Spellman, Aldermen Armbright, Bennett, Johnson, Midcap, Moates, and Torres.

Staff Present: City Attorney Hoffmann, City Manager Cole, Fire Chief Woolley, Police Chief Moriarty, all available Police Officers and staff, Finance Director Hillis, City Clerk/Administrative Services Director Greiner, Public Works Director Isbester, City Engineer Reed, Water Manager Ford, Community Planning & Development Director Linker, Development Services Coordinator Richards, Baseline Engineering Consultant Harris, and Deputy City Clerk Martin.

PLEDGE OF ALLEGIANCE: Mayor Spellman led the meeting in the recitation of the Pledge of Allegiance.

3. AGENDA CHANGES: Deputy City Clerk Martin stated that item 9F was changed to reflect the proper name of the legal entity.

4. CONFLICTS OF INTEREST: City Attorney Hoffmann asked Council to declare any Conflicts of Interest on any issue appearing on the agenda this afternoon other than those previous disclosures and conflicts that have already been disclosed and are on file with the City Clerk and Secretary of State. City Council noted no conflicts.

City Attorney Hoffmann asked the audience if there were any objections to any member of the Council voting on any issue on the agenda this afternoon. There were no objections noted.

5. PRESENTATION: Retirement of Mary Klemp, Executive Administration Assistant/Training Coordinator

Chief Moriarty started the presentation to honor Mary's 21 years of service to the City by saying that she couldn't have asked for a better assistant and how Mary made the transition go so smoothly for her as she was the fifth Chief that Mary had worked with.

Mayor Spellman handed out two plaques, a 20-year service award that couldn't be celebrated due to Covid, and her retirement plaque showing a photo of Black Hawk from the 1880s. As a relative, he went on to say this was an end of an era as Mary's history runs deep in Black Hawk being a 4<sup>th</sup> generation Blake family member. He went on to say she has been an asset to the City and congratulated her on her new chapter in life. He said he pointed out to her grandson O'Reilly, on the Heritage Panels lining the walls of Council Chambers, how his great, great, great grandfather sat on City Council back in 1876. Mary's father, Melvin Blake, held many roles within the City, and also Mary's husband Eric worked for the City as our Water Supervisor. There is a lot of history with the Klemp family. Her husband Eric, daughter Sarah and grandson O'Reilly all enjoyed her celebration.

Aldermen Armbright and Bennett added that they remember Mary as a child. Everyone celebrated Mary with applause and some cake!

6. PUBLIC COMMENT: Deputy City Clerk Martin confirmed that Daniel Snook had signed up to speak. Mr. Snook, a Gilpin County resident, wished to speak on Maryland Mountain and the Hidden Treasure Mountain Bike trails. He started by saying he is an avid mountain biker, thanked the City for what they have created, and went on to say how phenomenal and well done the trails are and how well known they are along the front range. He discussed the signage there and suggested ideas for advertising non-gaming businesses. Mayor Spellman confirmed that is precisely the plan. Now that tenants are in Gregory Street Plaza, the City plans to advertise the City's businesses. That is why they made the signs so large to accommodate the advertising. He said it was nice to hear a mountain biker reinforce the trail system's popularity and the number of visitations. He thanked him for stopping by.

7. APPROVAL OF MINUTES:

December 8, 2021

**MOTION TO APPROVE**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Armbright to approve the Minutes as presented.

**MOTION PASSED**

There was no discussion, and the motion **PASSED** unanimously.

8. PUBLIC HEARINGS:

**None**

9. ACTION ITEMS:

**A. Resolution 1-2022, A Resolution Establishing a Designated Public Place for Posting of Meeting Notices Pursuant to C.R.S. § 24-6-402(2)(c)**

Mayor Spellman read the title.

City Clerk/Administrative Services Director Greiner introduced this annual housekeeping item, required pursuant to statute.

**MOTION TO APPROVE**

Alderman Armbright **MOVED** and was **SECONDED** by Alderman Johnson to approve Resolution 1-2022, a Resolution establishing a designated public place for posting of meeting notices pursuant to C.R.S. § 24-6-402(2)(c).

**MOTION PASSED**

There was no discussion, and the motion **PASSED** unanimously.

**B. Resolution 2-2022, A Resolution Approving Certain Service Agreements for Calendar Year 2022 (Community Planning & Development)**

Mayor Spellman read the title.

Community Planning & Development Director Linker requested approval of four contracts for consultants her department is currently working with.

**MOTION TO APPROVE**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Armbright to approve Resolution 2-2022, a Resolution approving certain service agreements for calendar year 2022 (Community Planning & Development).

**MOTION PASSED**

There was no discussion, and the motion **PASSED** unanimously.

**C. Resolution 3-2022, A Resolution Approving Certain Service Agreements for Calendar Year 2022 (Public Works)**

Mayor Spellman read the title.

Public Works Director Isbester requested approval of the consultants his department uses to help supplement staff on their many projects.

**MOTION TO  
APPROVE**

Alderman Armbright **MOVED** and was **SECONDED** by Alderman Moates to approve Resolution 3-2022, a Resolution approving certain service agreements for calendar year 2022 (Public Works).

**MOTION PASSED**

There was no discussion, and the motion **PASSED** unanimously.

**D. Resolution 4-2022, A Resolution Approving a Design Services Contract with JVA, Inc. for Design Services for the Hidden Valley Water Treatment Plant Second Treatment Train in the Amount Not to Exceed \$225,000**

Mayor Spellman read the title.

Water Manager Ford introduced this item and said this is the same engineering firm used for the Dory Hill Water Treatment Plant, and that was a very successful project. He said the Hidden Valley Water Treatment Plant was designed to double the capacity, and now it is time.

**MOTION TO  
APPROVE**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Johnson to approve Resolution 4-2022, a Resolution approving a Design Services Contract with JVA, Inc. for design services for the Hidden Valley Water Treatment Plant Second Treatment Train in the amount not to exceed \$225,000.

**MOTION PASSED**

There was no discussion, and the motion **PASSED** unanimously.

**E. Resolution 5-2022, A Resolution Approving an Agreement on a Time and Materials Basis with Grapes and Sons for Moving Fill Material in the Amount Not to Exceed \$295,700**

Mayor Spellman read the title.

Public Works Director Isbester explained that Grapes would relocate the fill material and boulders at the old CDOT site along Highway 119 to the Mesa; the site will become a new storage area for Public Works.

**MOTION TO  
APPROVE**

Alderman Midcap **MOVED** and was **SECONDED** by Alderman Torres to approve Resolution 5-2022, a Resolution approving an agreement on a time and materials basis with Grapes and Sons for moving fill material in the amount not to exceed \$295,700.

**MOTION PASSED**

There was no discussion, and the motion **PASSED** unanimously.

**F. Resolution 6-2022, A Resolution Approving the License Agreement Between the City of Black Hawk, Colorado and Gregory Street, LLC**

Mayor Spellman read the title.

Baseline Consultant Harris introduced this new license agreement to cover the middle portion of the Sasquatch building after they merged with Black Hawk Station.

**MOTION TO  
APPROVE**

Alderman Moates **MOVED** and was **SECONDED** by Alderman Armbright to approve Resolution 6-2022, a Resolution approving the License Agreement between the City of Black Hawk, Colorado and Gregory Street, LLC.

**MOTION PASSED**

There was no discussion, and the motion **PASSED** unanimously.

**G. Resolution 7-2022, A Resolution Approving the License Agreement Between the City of Black Hawk, Colorado and Smithloch, LLC**

Mayor Spellman read the title.

Baseline Consultant Harris introduced this replacement license agreement for existing awnings and signs. After the first agreement was approved, he said the applicant surveyed their property and found that the building line did not align with the property line, so this agreement adjusts for that difference.

**MOTION TO  
APPROVE**

Alderman Armbright **MOVED** and was **SECONDED** by Alderman Bennett to approve Resolution 7-2022, a Resolution approving the License Agreement between the City of Black Hawk, Colorado and Smithloch, LLC.

**MOTION PASSED**

There was no discussion, and the motion **PASSED** unanimously.

**H. Motion Ratifying and Approving a Phone Poll Whereby the Black Hawk City Council Approved a Donation of \$50,000 to the Boulder County Marshall Fire Relief Efforts, which will be Matched, \$50,000, by the Silver Dollar Metropolitan District along with additional contributions of \$50,000 from the Saratoga Casino and \$7,000 from the Sasquatch and Wild Card Casinos. Money will be Directed to the Community Foundation Boulder County**

Mayor Spellman read the title.

Mayor Spellman had phoned everyone individually, and this agenda item ratifies that phone poll.

**MOTION TO  
APPROVE**

Alderman Johnson **MOVED** and was **SECONDED** by Alderman Armbright to ratify and approve a phone poll approve whereby the Black Hawk City Council approved a donation of \$50,000 to the Boulder County Marshall Fire relief efforts, which will be matched, \$50,000, by the Silver Dollar Metropolitan District along with additional contributions of \$50,000 from the Saratoga Casino and \$7,000 from the Sasquatch and Wild Card Casinos. Money will be directed to the Community Foundation Boulder County.

**MOTION PASSED**

There was no discussion, and the motion **PASSED** unanimously.

**I. Local Liquor Authority Consideration of a Request for a New Beer and Wine Liquor License for Gift Eclectic, LLC dba Mountain Poppy Boutique & Gift at 317 Gregory Street to set the Boundaries of the Neighborhood and to Set a Date for Public Hearing**

Mayor Spellman read the title.

City Attorney Hoffmann reminded City Council that under the Colorado Liquor Code, they were now acting as the City's Local Liquor Authority. He said this meeting was to set the boundaries of the neighborhood, which he suggests be the entire City, as has been the practice in previous applications, and to schedule the public hearing, which would be February 23, 2022.

**MOTION TO  
APPROVE**

Alderman Midcap **MOVED** and was **SECONDED** by Alderman Torres to approve the request for a new Beer and Wine License for Gift Eclectic, LLC dba Mountain Poppy Boutique & Gift at 317 Gregory Street and to set the boundaries of the neighborhood as the whole City of Black Hawk, and to set the public hearing date for February 23, 2022.

**MOTION PASSED**

There was no discussion, and the motion **PASSED** unanimously.

10. CITY MANAGER  
REPORTS:

City Manager Cole asked to dispose of the old burn building in the back of the Public Works building to create more space on the Mesa. Chief Woolley said the City no longer needs it and had reached out to several Fire Departments to see if anyone was interested. Nederland Fire Department has agreed to take it at no cost to the City. Council granted approval.

11. CITY ATTORNEY:

City Attorney Hoffmann had nothing to report.

12. EXECUTIVE  
SESSION:

City Attorney Hoffmann recommended item number 5 for Executive Session regarding Crook's Palace.

**MOTION TO ADJOURN  
INTO EXECUTIVE  
SESSION**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Johnson to adjourn into Executive Session at 3:28 p.m. 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).

**MOTION PASSED**

There was no discussion, and the motion **PASSED** unanimously.

**MOTION TO  
ADJOURN**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Johnson to adjourn the Executive Session at 4:00 p.m.

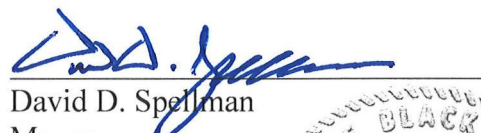
**MOTION PASSED**

There was no discussion, and the motion **PASSED** unanimously

13. ADJOURNMENT:

Mayor Spellman declared the Regular Meeting of the City Council adjourned at 4:00 p.m.

  
Melissa A. Greiner, CMC  
City Clerk

  
David D. Spellman  
Mayor

