



**City of Black Hawk
City Council**

April 28, 2021

MEETING MINUTES

1. **CALL TO ORDER:** Mayor Spellman called the regular meeting of the City Council to order on Wednesday, April 28, 2021, at 3:00 p.m.
2. **ROLL CALL:** Present were: Mayor Spellman, Aldermen Armbright, Bennett, Johnson, Moates, and Torres.

Excused Absence: Alderman Midcap.

Virtual/Present Staff: City Attorney Hoffmann, City Manager Cole, Fire Chief Woolley, Police Chief Moriarty, Finance Director Hillis, City Clerk/Administrative Services Director Greiner, Public Works Director Isbester, City Engineer Reed, Community Planning & Development Director Linker, Baseline Engineering Consultant Harris, IT Manager Muhammad, 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 confirmed there were no changes to the agenda.
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 virtual audience if there were any objections to any member of Council voting on any issue on the agenda this afternoon. There were no objections noted.

5. PUBLIC COMMENT: City Clerk Greiner confirmed that no one had signed up for public comment.

6. APPROVAL OF
MINUTES: April 14, 2021

**MOTION TO
APPROVE**

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

MOTION PASSED There was no discussion and the motion unanimously.

7. PUBLIC HEARINGS:

A. CB11, An Ordinance Approving an Intergovernmental Agreement Between Gilpin County and the City of Black Hawk Regarding Lake Gulch Road

Mayor Spellman read the title and opened the public hearing.

City Attorney Hoffmann introduced this item. He said this is basically the same agreement from last year, just removing Central City and their portion of Lake Gulch Road. He presumes that Gilpin County will have a separate agreement with Central City for their portion. This agreement is strictly Black Hawk's portion of Lake Gulch Road for maintenance. He noted that Gilpin County has already signed the agreement and recorded the Quit Claim Deed.

PUBLIC HEARING: Mayor Spellman declared a Public Hearing on CB11, an Ordinance approving an Intergovernmental Agreement between Gilpin County and the City of Black Hawk regarding Lake Gulch Road open and invited anyone wanting to address the Board either "for" or "against" the proposed ordinance to come forward.

No one wished to speak, and Mayor Spellman declared the Public Hearing closed.

**MOTION TO
APPROVE**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Johnson to approve CB11, an Ordinance approving an Intergovernmental Agreement between Gilpin County and the City of Black Hawk regarding Lake Gulch Road.

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

B. CB12, An Ordinance Approving the FTA Section 5311 Operating Grant Agreement Between the Colorado Department of Transportation, Division of Transit and Rail and the City of Black Hawk dba Black Hawk and Central City Tramway for 2021 in an Amount Not to Exceed \$112,884.00

Mayor Spellman read the title and opened the public hearing.

Public Works Director Isbester explained this was the same agreement received in previous years to help augment the costs of paying the driver team with MV Transportation; it requires a 50% match.

PUBLIC HEARING:

Mayor Spellman declared a Public Hearing on CB12, an Ordinance the FTA Section 5311 Operating Grant Agreement between the Colorado Department of Transportation, Division of Transit and Rail and the City of Black Hawk dba Black Hawk and Central City Tramway for 2021 in an amount not to exceed \$112,884.00 open and invited anyone wanting to address the Board either “for” or “against” the proposed ordinance to come forward.

No one wished to speak, and Mayor Spellman declared the Public Hearing closed.

MOTION TO APPROVE

Alderman Johnson **MOVED** and was **SECONDED** by Alderman Armbright to approve CB12, an Ordinance approving the FTA Section 5311 Operating Grant Agreement between the Colorado Department of Transportation, Division of Transit and Rail and the City of Black Hawk dba Black Hawk and Central City Tramway for 2021 in an amount not to exceed \$112,884.00.

MOTION PASSED

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

8. ACTION ITEMS:

A. Resolution 22-2021, A Resolution Re-Naming Certain Streets Within the City

Mayor Spellman read the title.

Baseline Consultant Harris went through his presentation and touched on previous approvals to change Street names within the City. The details for these proposed changes were in the packet and relate to re-naming the recently approved Clear Creek Boulevard to Black Hawk Boulevard, Miners Mesa Road to Miners Road, and the small sections of Black Hawk Street to Gregory Street and Mill Street to Miners Road, all to be effective as of June 1.

Mayor Spellman pointed out some clarification regarding Highway 119 through Black Hawk. He said it had always been named Clear Creek Street in addition to Highway 119, and when the City re-named it to Clear Creek Boulevard, it was done in isolation of this area at the time. Now, he said, they are viewing it within the whole City, and the fact that we are losing Black Hawk Street, which was named after the Black Hawk Mining Company back in 1864, the City thought it would be appropriate to continue to have a name with the Black Hawk designation, so that is why they are changing Clear Creek Boulevard to Black Hawk Boulevard. He added that the stretch of Highway 119 within the City limits had always been a City street in addition to a state highway.

**MOTION TO
APPROVE**

Alderman Armbright **MOVED** and was **SECONDED** by Alderman Torres to approve Resolution 22-2021, a Resolution re-naming certain streets within the City.

MOTION PASSED

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

B. Resolution 23-2021, A Resolution Approving the Proposal from Symetra for 2021-2023 Ancillary Coverage

Mayor Spellman read the title.

City Clerk/Administrative Services Director Greiner explained that our current carrier CIGNA was acquired by New York Life, and the City has not received good service lately. In light of those issues, she said the City's broker went out and surveyed carriers, of which Symetra came back with a \$7,200 savings, a two-year rate guarantee, and will provide a third class of enrollees to cover the City's highest-paid employees.

**MOTION TO
APPROVE**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Torres to approve Resolution 23-2021, a Resolution approving the proposal from Symetra for 2021-2023 Ancillary Coverage.

MOTION PASSED

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

C. Resolution 24-2021, A Resolution Approving the 2021-2022 Contract with Delta Dental in the Estimated Amount of \$123,041 for Group Dental Insurance

Mayor Spellman read the title.

City Clerk/Administrative Services Director Greiner introduced this item and said she was surprised it was only a 5% rate increase; she had

budgeted for a 10% increase and credited our brokerage group for working on this for the City.

**MOTION TO
APPROVE**

Alderman Armbright **MOVED** and was **SECONDED** by Alderman Moates to approve Resolution 24-2021, a Resolution approving the 2021-2022 Contract with Delta Dental in the estimated amount of \$123,041 for Group Dental Insurance.

MOTION PASSED

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

D. Resolution 25-2021, A Resolution Approving the 2021-2022 Contract with Kaiser Permanente in the Estimated Amount of \$1,104,449 for Group Health Insurance

Mayor Spellman read the title.

City Clerk/Administrative Services Director Greiner was pleased to say that our broker negotiated a 13% rate increase down to 6.3%, along with the inclusion of an expanded Rx List for certain medical supplies and prescriptions that approximately 18% of all enrollees would qualify for.

**MOTION TO
APPROVE**

Alderman Torres **MOVED** and was **SECONDED** by Alderman Johnson to approve Resolution 25-2021, a Resolution approving the 2021-2022 Contract with Kaiser Permanente in the estimated amount of \$1,104,449 for Group Health Insurance.

MOTION PASSED

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

E. Resolution 26-2021, A Resolution Approving the Contract with ID Watchdog for Identity Theft Protection

Mayor Spellman read the title.

City Clerk/Administrative Services Director Greiner explained that in the wake of 30% of the City's employees receiving fraudulent employment claims, the City again reached out to our broker, IMA, to help find ways for employees to combat identity theft. Of the five carriers quoted, ID Watchdog is recommended due to their cost, low premiums, and they are owned by Equifax Credit Bureau. Two options were presented to Council, one employee paid, and the other employer-paid. City Council chose the employer paid as an additional benefit for staff.

**MOTION TO
APPROVE**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Moates to approve Resolution 26-2021, a Resolution approving the Contract with ID Watchdog for Identity Theft Protection.

MOTION PASSED

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

F. Resolution 27-2021, A Resolution Repealing and Replacing Resolution 31-2020 Appointing Thad Renaud to be the City of Black Hawk Assistant Municipal Court Judge

Mayor Spellman read the title.

City Clerk/Administrative Services Director Greiner explained there was an error in previous Resolution 31-2020; the term to expire should have been May 1, 2022, instead of May 1, 2020. This resolution corrects that.

**MOTION TO
APPROVE**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Armbright to approve Resolution 27-2021, a Resolution repealing and replacing Resolution 31-2020 appointing Thad Renaud to be the City of Black Hawk Assistant Municipal Court Judge.

MOTION PASSED

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

G. Resolution 28-2021, A Resolution Accepting an Application for the Disconnection of the Dory Hill Road Properties from the City of Black Hawk, Preliminarily Approving Said Disconnection, and Setting a Public Hearing for May 26, 2021 Concerning Said Disconnection

Mayor Spellman read the title.

City Attorney Hoffmann introduced this item and explained that whereas Annexation is state law, Disconnection is not, and in 2017 City Council adopted an ordinance creating a process for Disconnection within its authority as a Home-Rule Municipality. He said the City Manager submitted an application on behalf of the City for Disconnection. He noted that the hearing has to be no less than 30 days from today's date, so instead of setting the public hearing for May 26 as noted on the resolution, it would be held on June 9 instead, and the motion should reflect that.

**MOTION TO
APPROVE**

Alderman Johnson **MOVED** and was **SECONDED** by Alderman Torres to approve Resolution 28-2021, a Resolution accepting an application for

the Disconnection of the Dory Hill Road Properties from the City of Black Hawk, preliminarily approving said Disconnection, and setting a Public Hearing for June 9, 2021 instead of May 26, 2021, concerning said Disconnection.

MOTION PASSED

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

9. CITY MANAGER
REPORTS:

City Manager Cole had nothing to report.

10. CITY ATTORNEY:

City Attorney Hoffmann had nothing to report.

11. EXECUTIVE
SESSION:

No Executive Session was needed.

12. ADJOURNMENT:

Mayor Spellman declared the Regular Meeting of the City Council adjourned at 3:27 p.m.



Melissa A. Greiner, CMC
City Clerk



David D. Spellman
Mayor

