



**City of Black Hawk  
City Council**

**June 28, 2023**

**MEETING MINUTES**

Water Resource Engineer Brad Dallam 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, June 28, 2023 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, Police Chief Moriarty, Fire Chief Woolley, Finance Director Hillis, City Clerk/Administrative Services Director Greiner, Public Works Director Isbester, Water Resource Engineer Dallam, Maintenance Services Manager Jackson, City Engineer Reed, Community Planning & Development Director Linker, and Deputy City Clerk Martin.

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

3. **AGENDA CHANGES:** City Attorney Hoffmann made a minor change to the Executive Session language. He said the legal advice on specific legal issues is regarding intergovernmental relations pursuant to C.R.S. § 24-6-402(4)(b), and the remainder of the Executive Session would not be necessary for today.

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. PUBLIC COMMENT: Deputy City Clerk Martin confirmed no one had signed up to speak.

6. APPROVAL OF  
MINUTES: June 14, 2023

**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 **PASSED** unanimously.

7. PUBLIC HEARINGS:

**A. CB21, An Ordinance Approving the Water Storage Agreement Between the City of  
Black Hawk and the City of Golden**

Mayor Spellman read the title and opened the public hearing.

Public Works Director Isbester and Water Resource Engineer Dallam introduced this item. Mr. Dallam said Council approved a similar agreement in February for Black Hawk to store up to 100-acre feet in Golden's Guanella Reservoir. Since then, Golden has had a new attorney who wished to make a few modifications related to dates. Staff contacted City's Water Council, who reviewed the modifications and supported the changes.

PUBLIC HEARING: Mayor Spellman declared a Public Hearing on CB21, an Ordinance approving the Water Storage Agreement between the City of Black Hawk and the City of Golden 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 CB21, an Ordinance approving the Water Storage  
Agreement between the City of Black Hawk and the City of Golden.

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

8. ACTION ITEMS:

**A. Resolution 56-2023, A Resolution Approving the Purchase of a Police Dispatch Computer System and Radio System, a Tower Microwave, and Specialized Furniture in Conjunction with the 2023 Police Department Remodel Project**

Mayor Spellman read the title.

Police Chief Moriarty introduced this item. She requests updates to the dispatch area consisting of dispatch computer and radio systems, adding two additional consoles, a new microwave tower since ours is outdated, and specialized furniture to house it all. She said the State was going to require a certain system, but it ended up failing, which allowed for huge savings. She said at some point, they will still have to purchase miscellaneous kitchenette and records furniture. These upgrades allow for future growth.

**MOTION TO  
APPROVE**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Torres to approve Resolution 56-2023, a Resolution approving the purchase of a Police Dispatch Computer System and Radio System, a Tower Microwave, and specialized furniture in conjunction with the 2023 Police Department Remodel Project.

**MOTION PASSED**

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

**B. Resolution 57-2023, A Resolution Approving an Agreement with Merrick & Company for Engineering Services for the Elkhorn Tank Substitute Siting Evaluation Project in the Amount Not to Exceed \$72,290.00**

Mayor Spellman read the title.

Public Works Water Resource Engineer Dallam recommends a siting study for an additional potable water storage tank. He said the design work is done for the Young Ranch, known as the Elkhorn site, but a study was never done to ensure that it is the best location. He went on to say that optimal tank placement would help with overall efficiency, lower energy, and increase dependability.

**MOTION TO  
APPROVE**

Alderman Midcap **MOVED** and was **SECONDED** by Alderman Moates to approve Resolution 57-2023, a Resolution approving an agreement with Merrick & Company for Engineering Services for the Elkhorn Tank Substitute Siting Evaluation Project in the amount not to exceed \$72,290.00.

**MOTION PASSED**

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

**C. Resolution 58-2023, A Resolution Approving an Agreement with Andraos Construction LLC for the 2023 Concrete Replacement Project in the Amount Not to Exceed \$420,000.00**

Mayor Spellman read the title.

Public Works Director Isbester and Maintenance Services Manager Jackson introduced this item. This is for replacing curb, gutter, and storm sewer drainage lids along Main Street. They only received one bid back. It was noted that this project has not been done in three years due to Covid, and it has been difficult to get anyone to come up.

**MOTION TO APPROVE**

Alderman Johnson **MOVED** and was **SECONDED** by Alderman Bennett to approve Resolution 58-2023, a Resolution approving an agreement with Andraos Construction LLC for the 2023 Concrete Replacement Project in the amount not to exceed \$420,000.00.

**MOTION PASSED**

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

**9. CITY MANAGER REPORT:**

City Manager Cole would like to cancel the July 12<sup>th</sup> meeting since there is only one item, which can wait until July 26<sup>th</sup>. Council agreed.

**10. CITY ATTORNEY REPORT:**

City Attorney Hoffmann had nothing to report.

**11. EXECUTIVE SESSION:**

As stated at the beginning of the meeting, City Attorney Hoffmann recommended item number 2 only for Executive Session, and the specific legal issues are regarding intergovernmental relations.

**MOTION TO ADJOURN INTO EXECUTIVE SESSION**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Johnson to adjourn into Executive Session at 3:14 p.m. to hold a conference with the City's Attorney to receive legal advice on specific legal questions pursuant to C.R.S. § 24-6-402(4)(b).

**MOTION PASSED**

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

**MOTION TO  
ADJOURN**

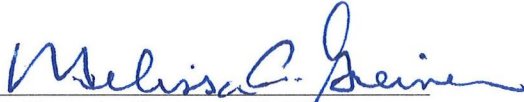
Alderman Bennett **MOVED** and was **SECONDED** by Alderman Johnson to adjourn the Executive Session at 3:30 p.m.

**MOTION PASSED**

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

12. ADJOURNMENT:

Mayor Spellman declared the Regular Meeting of the City Council adjourned at 3:30 p.m.



Melissa A. Greiner, CMC  
City Clerk



David D. Spellman  
Mayor

