



## REGULAR MEETING AGENDA

City of Black Hawk City Council  
211 Church Street, Black Hawk, CO

August 12, 2020  
3:00 p.m.

**The City of Black Hawk is hosting Virtual City Council meetings in Zoom in response to the Coronavirus COVID-19 until further notice. There are no physical meetings at this time.**

Join from a PC, Mac, iPad, iPhone, or Android device:  
Please click this URL to join: <https://us02web.zoom.us/j/83840843236>

### Or join by phone:

888-475-4499 (Toll-Free)

Webinar ID: 838 4084 3236

International numbers available: <https://zoom.us/u/aekAkAaLfF>

Phone commands using your phone's dial pad while in a Zoom meeting:

\*6 – Toggle mute/unmute

\*9 – Raise your hand to make a public comment or to  
speak for or against a Public Hearing matter

### Public Comment:

If you wish to make a public comment during the meeting,  
please go to:

[https://www.cityofblackhawk.org/comment\\_signup](https://www.cityofblackhawk.org/comment_signup)

and provide your Name, Email address, and Telephone.

During the Public comment section of the meeting, the host will  
go in order of sign up to ask for comments from those who have signed up

1. CALL TO ORDER:
2. ROLL CALL & PLEDGE OF ALLEGIANCE:
3. AGENDA CHANGES:
4. CONFLICTS OF INTEREST: (Council disclosures are on file w/City Clerk & Sec. of State)
5. PUBLIC COMMENT: *Please limit comments to 5 minutes*
6. APPROVAL OF MINUTES: July 22, 2020
7. PUBLIC HEARINGS:
  - A. CB18, An Ordinance Approving the Exclusion of Property from the Black Hawk Business Improvement District and Changing the Boundaries of the District Consistent Therewith
8. ACTION ITEMS:
  - A. Resolution 58-2020, A Resolution Rebating City Use Tax on Construction and Building Materials for Residential Projects Within the City's National Historic Landmark District
  - B. Resolution 59-2020, A Resolution Rebating City Sales Tax on Retail Items Delivered to City Residential Properties for Personal Consumption and Use

### MISSION STATEMENT

The mission of the City of Black Hawk is to progressively provide cost  
effective programs and services of the highest quality to the community

9. CITY MANAGER REPORTS:

10. CITY ATTORNEY:

11. EXECUTIVE SESSION:

12. ADJOURNMENT:

### **SPECIAL MEETING AGENDA**

#### **City of Black Hawk Urban Renewal Authority**

1. ROLL CALL:

2. ACTION ITEMS:

- A. Resolution 2020-01, A Resolution Approving the Conveyance of Property from the Black Hawk Urban Renewal Authority to the City of Black Hawk to Confirm to the Minor Subdivision of Property Located on Gregory Street

3. ADJOURNMENT:

### **MISSION STATEMENT**

The mission of the City of Black Hawk is to progressively provide cost effective programs and services of the highest quality to the community



**City of Black Hawk  
City Council**

**July 22, 2020**

**MEETING MINUTES**

1. **CALL TO ORDER:** Mayor Spellman called the regular meeting of the City Council to order on Wednesday, July 22, 2020, at 3:00 p.m.
2. **ROLL CALL:** Present were: Mayor Spellman, Aldermen Armbricht, Bennett, Johnson, Midcap, Moates, and Torres.  
  
Virtual/Present Staff: City Attorney Hoffmann, City Manager Cole, Acting Police Chief Cooper, City Clerk/Administrative Services Director Greiner, Public Works Director Isbester, Community Planning & Development Director Linker, Baseline Engineering 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.  
  
Mayor Spellman asked Council to consider authorizing \$15,000 to update the chimes and buy a larger playlist. He said the chimes are 25 years old and can no longer be serviced. He also would like the National Anthem to be added to the playlist so that it can be the first song of the day, be played at noon, and be the last song of the day.  
  
Alderman Moates made a MOTION TO APPROVE, SECONDED by Alderman Johnson, to authorize the spending of \$15,000 to update the chimes and the playlist to include the National Anthem.
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: June 24, 2020

**MOTION TO  
APPROVE**

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

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

7. PUBLIC HEARINGS:

A. **Resolution 46-2020, A Resolution Denying a Variance to Allow a Height Variance which would Allow a Structure 103 Feet in Height (continued to August 26, 2020, at 3:00 p.m)**

B. **Resolution 47-2020, A Resolution Conditionally Approving a Certificate of Architectural Compatibility and a Site Development Plan for the T Mobile Facility Located at 821 Miners Mesa Road (continued to August 26, 2020, at 3:00 p.m)**

As per staff's request, Mayor Spellman asked to continue the Public Hearings for Resolution 46-2020 and Resolution 47-2020 to August 26, 2020, at 3:00 p.m.

**MOTION TO  
CONTINUE**

Alderman Johnson **MOVED** and was **SECONDED** by Alderman Midcap to continue the Public Hearings on Resolution 46-2020 and Resolution 47-2020 to August 26, 2020, at 3:00 p.m.

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

C. **Resolution 54-2020, A Resolution Conditionally Approving a Certificate of Architectural Compatibility for Exterior Fencing on Property Located at 211 Horn Street (application withdrawn)**

City Attorney Hoffmann confirmed that this application had been withdrawn.

**D. CB17, An Ordinance Approving the Intergovernmental Agreement between the City of Black Hawk and Gilpin County Regarding the November 3, 2020 Special Election**

Mayor Spellman read the title and opened the public hearing.

City Attorney Hoffmann stated that the City had already let the County know of their intent to participate in a coordinated election, signified by an Intergovernmental Agreement. He said by statute we have until August 25 to sign the agreement, but the County said they would like it by this Friday. He went on to say the initial draft has some mistakes in it, but to appease the County by this Friday, he would suggest Council approve the ordinance today and give the City Attorney authority to make sure it complies with state law and make any necessary revisions as needed.

**PUBLIC HEARING:**

Mayor Spellman declared a Public Hearing on CB17, an Ordinance approving the Intergovernmental Agreement between the City of Black Hawk and Gilpin County regarding the November 3, 2020 Special Election 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 Torres **MOVED** and was **SECONDED** by Alderman Armbright to approve CB17, an Ordinance approving the Intergovernmental Agreement between the City of Black Hawk and Gilpin County regarding the November 3, 2020 Special Election, subject to City Attorney revisions as needed.

**MOTION PASSED**

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

**8. ACTION ITEMS:**

**A. Resolution 55-2020, A Resolution Authorizing the City to File the Attached Petition for Exclusion into the Black Hawk Business Improvement District, and Setting the Hearing Thereon**

Mayor Spellman read the title.

City Attorney Hoffmann explained that to exclude property from the Black Hawk Business Improvement District (BID), the City must go through the same process as including property, which starts by authorizing the mayor to sign the petition. He said the next step is setting the public hearing date to approve an ordinance accepting the petition and exclude the City Hall property from the BID. The date is set for August 12, 2020, at 3:00 p.m.

**MOTION TO  
APPROVE**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Torres to approve Resolution 55-2020, a Resolution authorizing the City to file the attached Petition for Exclusion into the Black Hawk Business Improvement District, and setting the hearing thereon.

**MOTION PASSED**

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

**B. Resolution 56-2020, A Resolution Approving the Land Dedication Agreement between the City of Black Hawk, Colorado and Club Vista Properties II, LLC**

Mayor Spellman read the title.

City Attorney Hoffmann introduced this item, which has been in discussion for the past few months. He said this was an agreement with Club Vista for them to essentially prepay their road dedication obligation to the City in advance of the titlement process they have to go through on Miners Mesa. He summarized by saying that this resolution accepts the dedication of the road to expand the roadway, and the City then agrees not to seek any other exactions for the same issue when the Ventana property project comes forward.

**MOTION TO  
APPROVE**

Alderman Armbright **MOVED** and was **SECONDED** by Alderman Bennett to approve Resolution 56-2020, a Resolution approving the Land Dedication Agreement between the City of Black Hawk, Colorado and Club Vista Properties II, LLC.

**MOTION PASSED**

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

**C. Resolution 57-2020, A Resolution Accepting City of Black Hawk 2019 Audit**

Mayor Spellman read the title.

City Manager Cole introduced the annual audit and said that the City once again received a clean result with no issues, which is the best type of result to receive, and asked Council to accept the results of the audit.

Alderman Midcap was the first to congratulate Finance Director Hillis and the City for a job well done.

**MOTION TO  
APPROVE**

Alderman Midcap **MOVED** and was **SECONDED** by Alderman Johnson to approve Resolution 57-2020, a Resolution accepting City of Black Hawk 2019 Audit.

**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:**

City Attorney Hoffmann recommended items number 2 and 5 for Executive Session, and the issues for item number 2 relate to pending legislation and potential litigation. The issues for item number 5 relate to negotiations with other governmental entities and negotiations regarding development issues.

**MOTION TO  
ADJOURN INTO  
EXECUTIVE  
SESSION**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Johnson to adjourn into Executive Session at 3:13 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) and 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.

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

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Melissa A. Greiner, CMC  
City Clerk

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David D. Spellman  
Mayor

DRAFT



**COUNCIL BILL 18  
ORDINANCE 2020-18  
AN ORDINANCE  
APPROVING THE  
EXCLUSION OF  
PROPERTY FROM THE  
BLACK HAWK BUSINESS  
IMPROVEMENT DISTRICT  
AND CHANGING THE  
BOUNDARIES OF THE  
DISTRICT CONSISTENT  
THEREWITH**

**STATE OF COLORADO  
COUNTY OF GILPIN  
CITY OF BLACK HAWK**

**COUNCIL BILL NUMBER: CB18**

**ORDINANCE NUMBER: 2020-18**

**TITLE: AN ORDINANCE APPROVING THE EXCLUSION OF PROPERTY FROM THE BLACK HAWK BUSINESS IMPROVEMENT DISTRICT AND CHANGING THE BOUNDARIES OF THE DISTRICT CONSISTENT THEREWITH**

WHEREAS, the City of Black Hawk received a petition from the City of Black Hawk (the "Petition") for the exclusion of property more particularly described as follows:

Any and all land that is now part of Lot 6A of CITY OF BLACK HAWK, BLOCK 28 AMENDMENT NO. 1 that was previously part of the eastern portion (historically referenced as 9 feet) of Lot 5, All of Lots 6, 7, and 8 of Block 28,

all in the City of Black Hawk, County of Gilpin, State of Colorado (the "Property");

WHEREAS, the City has given notice as required by C.R.S. § 31-25-1220(2) that any interested person shall appear on August 12, 2020 to show cause, if any they have, why such petition should not be granted; and

WHEREAS, the City Council determines to exclude the Property from the boundaries of the Black Hawk Business Improvement District (the "District") based on the finding that the change in the boundaries of the District does not adversely affect the District.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLACK HAWK, GILPIN COUNTY:

Section 1.     Findings. The City Council hereby finds as follows:

A.     Following a finding of the sufficiency of the Petition as required by law, notice was given pursuant to C.R.S. § 31-25-1220(2) of the proceedings regarding the exclusion of the Property from the boundaries of the District; and

B.     Following a properly noticed hearing on the Petition conducted by the City Council of the City of Black Hawk on August 12, 2020, at which time all interested persons having an objection could show cause why such Petition should not be granted, and after hearing all of the evidence presented, the City Council finds and determines that the exclusion of the Property within the District does not adversely affect the District.

Section 2. The Council therefore determines to grant the Petition and change the boundaries of the Black Hawk Business Improvement District to exclude the Property more particularly described as follows:

Any and all land that is now part of Lot 6A of CITY OF BLACK HAWK, BLOCK 28 AMENDMENT NO. 1 that was previously part of the eastern portion (historically referenced as 9 feet) of Lot 5, All of Lots 6, 7, and 8 of Block 28,

all in the City of Black Hawk, County of Gilpin, State of Colorado.

Section 3. The City Clerk is hereby directed to file a certified copy of this Ordinance with the Gilpin County Clerk and Recorder's Office.

Section 4. Safety Clause. The City Council hereby finds, determines, and declares that this Ordinance is promulgated under the general police power of the City of Black Hawk, that it is promulgated for the health, safety, and welfare of the public, and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The City Council further determines that the Ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 5. Severability. If any clause, sentence, paragraph, or part of this Ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

Section 6. Effective Date. The City Clerk is directed to post the Ordinance as required by the Charter. This Ordinance shall become effective upon posting by the City Clerk.

READ, PASSED AND ORDERED POSTED this 12<sup>th</sup> day of August, 2020.

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David D. Spellman, Mayor

ATTEST:

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Melissa A. Greiner, CMC, City Clerk

# CITY OF BLACK HAWK

## REQUEST FOR COUNCIL ACTION

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**SUBJECT:** Request for consideration of the Exclusion of Property from the Black Hawk Business Improvement District

**RECOMMENDATION:** Staff recommends the following motion to the Mayor and Board of Aldermen:

**MOTION TO APPROVE** Council Bill 18, An Ordinance Approving the Exclusion of Property from the Black Hawk Business Improvement District and Changing the Boundaries of the District Consistent Therewith

**SUMMARY AND BACKGROUND OF SUBJECT MATTER:** The City of Black Hawk submitted a petition for inclusion of property more particularly described as follows:

Any and all land that is now part of Lot 6A of CITY OF BLACK HAWK, BLOCK 28 AMENDMENT NO. 1 that was previously part of the eastern portion (historically referenced as 9 feet) of Lot 5, All of Lots 6, 7, and 8 of Block 28,

All in the City of Black Hawk, County of Gilpin, State of Colorado.

**AGENDA DATE:** August 12, 2020

**WORKSHOP DATE:** N/A

**FUNDING SOURCE:** N/A

**DEPARTMENT DIRECTOR APPROVAL:** [ X ]Yes [ ]No

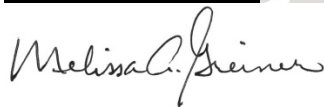
**STAFF PERSON RESPONSIBLE:** Melissa Greiner, City Clerk/Administrative Services Director

**DOCUMENTS ATTACHED:** Petition for Exclusion

**RECORD:** [ X ]Yes [ ]No

**CITY ATTORNEY REVIEW:** [ X ]Yes [ ]N/A

**SUBMITTED BY:**



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Melissa A. Greiner, CMC  
City Clerk/Administrative Services Director

**REVIEWED BY:**



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Stephen N. Cole  
City Manager

**PETITION FOR EXCLUSION OF PROPERTY  
FROM THE  
BLACK HAWK BUSINESS IMPROVEMENT DISTRICT**

TO: City Council, City of Black Hawk, Colorado.

The undersigned, the City of Black Hawk, hereby respectfully petitions the City Council pursuant to Section 31-25-1220, C.R.S., for the exclusion of the hereinafter described land from the Black Hawk Business Improvement District.

The undersigned hereby requests that the herein described property be excluded from said District and that an Ordinance be adopted by the City Council excluding said property from said District, and that from and after the entry of such Ordinance, said property shall not liable for taxes, assessments and other obligations of said District.

The undersigned represents to the City Council that it is the owner of the property hereinafter described and that no other persons, entity or entities own an interest therein.

Acceptance of the Petition shall be deemed to have occurred at that time when the City Council sets the date for the public hearing for consideration of the Petition.

This Petition is accompanied by a deposit of \$100; said deposit is believed to be sufficient to pay all pre- and post-acceptance costs of the exclusion proceedings, but should said deposit be insufficient, the undersigned further agrees that it shall pay in full the fees and costs incurred by the City and the District for the publication of notice of the hearing on exclusion, publication of the ordinance approving the exclusion (if any), filing and recording fees, and all other costs of exclusion of the land into said District, whether or not such exclusion is approved.

The description of said land situate in the County of Gilpin, State of Colorado, is:

Accounts: **R008729, R007001, R007864, and R007865,**  
**201 Selak Street** (see Exhibit A)

all in the City of Black Hawk, County of Gilpin, State of Colorado as more fully described on the "Property Record Cards" from the Gilpin County Assessor's website attached hereto and incorporated herein by this reference.

This is a verified petition.

Petitioner(s): City of Black Hawk

  
David D. Spellman, Mayor

Petitioner

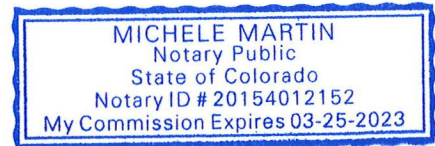
Street Address: 201 Selak Street, Black Hawk, Colorado 80422-0068

STATE OF COLORADO     )  
  )ss.  
COUNTY OF GILPIN     )

The foregoing instrument was acknowledged before me this 22 day of July, 2020  
by: David D. Spellman, Mayor

Witness my hand and official seal.

My commission expires: 3/25/2023



Notary Public Signature: Michele Martin

#### EXHIBIT A

Any and all land that is now part of Lot 6A of CITY OF BLACK HAWK, BLOCK 28 AMENDMENT NO. 1 - that was previously part of the eastern portion (historically referenced as 9 feet) of Lot 5, All of Lots 6, 7, and 8 of Block 28, City of Black Hawk, County of Gilpin, State of Colorado.

**RESOLUTION 58-2020**  
**A RESOLUTION**  
**REBATING CITY USE TAX**  
**ON CONSTRUCTION AND**  
**BUILDING MATERIALS**  
**FOR RESIDENTIAL**  
**PROJECTS WITHIN THE**  
**CITY'S NATIONAL**  
**HISTORIC LANDMARK**  
**DISTRICT**

**STATE OF COLORADO  
COUNTY OF GILPIN  
CITY OF BLACK HAWK**

**Resolution No. 58-2020**

**TITLE: A RESOLUTION REBATING CITY USE TAX ON CONSTRUCTION AND  
BUILDING MATERIALS FOR RESIDENTIAL PROJECTS WITHIN THE  
CITY'S NATIONAL HISTORIC LANDMARK DISTRICT**

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF  
BLACK HAWK, COLORADO, THAT:

Section 1. The Mayor and Board of Aldermen hereby resolve to rebate City use tax of six percent (6.00%) on construction and building materials for projects which require a building permit for which use tax on construction and building materials is imposed, on those residential properties located within the City's National Historic Landmark District.

Section 2. Said rebate shall automatically be extended every two years following certification of the election results in April of even-numbered years, unless the new City Council determines to repeal this Resolution.

RESOLVED AND PASSED this 12<sup>th</sup> day of August, 2020.

\_\_\_\_\_  
David D. Spellman, Mayor

ATTEST:

\_\_\_\_\_  
Melissa A. Greiner, CMC, City Clerk



**CITY OF BLACK HAWK**  
**REQUEST FOR COUNCIL ACTION**

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**SUBJECT:** Rebating the City's 6.00% Use Tax on Certain Residential Properties.

**RECOMMENDATION:** Staff recommends the following motion to the Mayor and Board of Aldermen:

**MOTION TO APPROVE:** Resolution 58-2020, A Resolution Rebating City Use Tax on Construction and Building Materials for Residential Projects within the City's National Historic Landmark District.

**SUMMARY AND BACKGROUND OF SUBJECT MATTER:** In the spring of 2018, the Black Hawk City Council approved a resolution temporarily rebating Use Tax on Residential properties located within the National Historic Landmark District. The temporary rebate expired in April 2020. This resolution would restore the rebate for an additional two years, with a provision to automatically extend ever two years thereafter.

**AGENDA DATE:** August 12, 2020

**WORKSHOP DATE:** N/A

**FUNDING SOURCE:** N/A

**DEPARTMENT DIRECTOR APPROVAL:** ☒ Yes ☐ No

**STAFF PERSON RESPONSIBLE:** Lance Hillis, Finance Director

**DOCUMENTS ATTACHED:** Resolution

**RECORD:** ☐ Yes ☒ No

**CITY ATTORNEY REVIEW:** ☒ Yes ☐ N/A

**SUBMITTED BY:**

*Lance Hillis*

\_\_\_\_\_  
Lance R. Hillis, Finance Director

**REVIEWED BY:**

*Stephen N. Cole*

\_\_\_\_\_  
Stephen N. Cole, City Manager

**RESOLUTION 59-2020**  
**A RESOLUTION**  
**REBATING CITY SALES**  
**TAX ON RETAIL ITEMS**  
**DELIVERED TO CITY**  
**RESIDENTIAL**  
**PROPERTIES FOR**  
**PERSONAL**  
**CONSUMPTION AND USE**

**STATE OF COLORADO  
COUNTY OF GILPIN  
CITY OF BLACK HAWK**

**Resolution No. 59-2020**

**TITLE: A RESOLUTION REBATING CITY SALES TAX ON RETAIL ITEMS  
DELIVERED TO CITY RESIDENTIAL PROPERTIES FOR PERSONAL  
CONSUMPTION AND USE**

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BLACK HAWK, COLORADO, THAT:

Section 1. The Mayor and Board of Aldermen hereby resolve to rebate City sales tax on retail items delivered to City residential properties from out-of-City vendors for personal consumption and use, including the amount paid to the Gilpin County School District RE-1, for a total rebate amount of six percent (6%), subject to the following conditions:

A. Said rebate shall only be provided to City residents who can provide proof in the form of a receipt that such sales tax was actually paid;

B. Said receipt shall be submitted to the City for the rebate during the same calendar year in which the sales tax was paid or within thirty (30) days of delivery, whichever is later; and

C. Said rebate shall automatically be extended every two years following certification of the election results in April of even-numbered years, unless the new City Council determines to repeal this Resolution.

RESOLVED AND PASSED this 12<sup>th</sup> day of August, 2020.

\_\_\_\_\_  
David D. Spellman, Mayor

ATTEST:

\_\_\_\_\_  
Melissa A. Greiner, CMC, City Clerk

# **CITY OF BLACK HAWK**

## **REQUEST FOR COUNCIL ACTION**

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**SUBJECT:** Rebating the City's Sales Tax on Retail items Delivered to Residential Properties.

**RECOMMENDATION:** Staff recommends the following motion to the Mayor and Board of Aldermen:

**MOTION TO APPROVE:** Resolution 59-2020, A Resolution Rebating City Sales Tax on Retail Items Delivered to City Residential Properties for Personal Consumption and Use.

**SUMMARY AND BACKGROUND OF SUBJECT MATTER:** In the spring of 2018, the Black Hawk City Council approved a resolution temporarily rebating Sales Tax on Retail Items delivered to residential properties. The temporary rebate expired in April 2020. This resolution would restore the rebate for an additional two years, with a provision to automatically extend ever two years thereafter.

**AGENDA DATE:** August 12, 2020

**WORKSHOP DATE:** N/A

**FUNDING SOURCE:** N/A

**DEPARTMENT DIRECTOR APPROVAL:** ☒ Yes ☐ No

**STAFF PERSON RESPONSIBLE:** Lance Hillis, Finance Director

**DOCUMENTS ATTACHED:** Resolution

**RECORD:** ☐ Yes ☒ No

**CITY ATTORNEY REVIEW:** ☒ Yes ☐ N/A

**SUBMITTED BY:**

*Lance Hillis*

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Lance Hillis, Finance Director

**REVIEWED BY:**

*Stephen N. Cole*

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Stephen N. Cole, City Manager

**BLACK HAWK URBAN  
RENEWAL AUTHORITY  
RESOLUTION 2020-1**

**A RESOLUTION  
APPROVING THE  
CONVEYANCE OF  
PROPERTY FROM THE  
BLACK HAWK URBAN  
RENEWAL AUTHORITY  
TO THE CITY OF BLACK  
HAWK TO CONFIRM TO  
THE MINOR SUBDIVISION  
OF PROPERTY LOCATED  
ON GREGORY STREET**

**STATE OF COLORADO  
COUNTY OF GILPIN  
CITY OF BLACK HAWK  
URBAN RENEWAL AUTHORITY**

**Resolution No. 2020-1**

**TITLE:       A RESOLUTION APPROVING THE CONVEYANCE OF PROPERTY  
FROM THE BLACK HAWK URBAN RENEWAL AUTHORITY TO THE  
CITY OF BLACK HAWK TO CONFIRM TO THE MINOR SUBDIVISION  
OF PROPERTY LOCATED ON GREGORY STREET**

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF  
THE BLACK HAWK URBAN RENEWAL AUTHORITY, THAT:

Section 1.       The Board of Commissioners of the Black Hawk Urban Renewal Authority  
hereby approves the conveyance of the property described below to the City of Black Hawk:

Any and all land that is now part of Lot 6A of CITY OF BLACK HAWK, BLOCK  
28 AMENDMENT NO. 1 that was previously part of the eastern portion  
(historically referenced as 9 feet) of Lot 5, All of Lots 6, 7, and 8 of Block 28 (the  
"Property").

Section 2.       The Chairman of the Board of Commissioners of the Black Hawk Urban  
Renewal Authority is hereby authorized to execute a Quit Claim Deed conveying the Property to  
the City of Black Hawk.

RESOLVED AND PASSED this 12<sup>th</sup> day of August, 2020.

\_\_\_\_\_  
David D. Spellman, Chair

ATTEST:

\_\_\_\_\_  
Melissa A. Greiner, CMC, Clerk

# CITY OF BLACK HAWK

## REQUEST FOR COUNCIL ACTION

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**SUBJECT:** Conveyance of Property from the Black Hawk Urban Renewal Authority to the City of Black Hawk to Confirm to the Minor Subdivision of Property Located on Gregory Street

**RECOMMENDATION:** Staff recommends the following motion to the Board of Commissioners of the Black Hawk Urban Renewal Authority:

**MOTION TO APPROVE** Resolution 2020-1, A Resolution Approving the Conveyance of Property from the Black Hawk Urban Renewal Authority to the City of Black Hawk to Confirm to the Minor Subdivision of Property Located on Gregory Street

**AGENDA DATE:** August 12, 2020

**WORKSHOP DATE:** N/A

**FUNDING SOURCE:** N/A

**DEPARTMENT DIRECTOR APPROVAL:** [ X ]Yes [ ]No

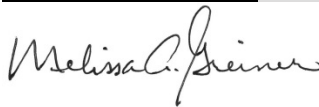
**STAFF PERSON RESPONSIBLE:** Melissa Greiner, City Clerk/Administrative Services Director

**DOCUMENTS ATTACHED:**

**RECORD:** [ X ]Yes [ ]No

**CITY ATTORNEY REVIEW:** [ X ]Yes [ ]N/A

**SUBMITTED BY:**



Melissa A. Greiner, CMC  
City Clerk/Administrative Services Director

**REVIEWED BY:**



Stephen N. Cole  
City Manager

Reception No. \_\_\_\_\_, Recorder

The Black Hawk Urban Renewal Authority, Colorado, a body corporate and politic of the State of Colorado, whose address is 201 Selak Street, P. O. Box 68, Black Hawk, Colorado 80422, County of Gilpin, State of Colorado, Grantor, for the consideration of Ten dollars (\$10.00) and other good and valuable consideration, in hand paid, hereby sells and quitclaims to the City of Black Hawk, Colorado, a Colorado home rule municipality whose address 201 Selak Street, P. O. Box 68, Black Hawk, Colorado 80422, County of Gilpin, State of Colorado, Grantee, the following real property in the County of Gilpin, State of Colorado, to wit:

all in the City of Black Hawk, County of Gilpin, State of Colorado (the "Property");

TO HAVE AND TO HOLD the same, together with all and singular the appurtenances and privileges thereunto belonging or in anywise thereunto appertaining, and all the estate, right, title, interest and claim whatsoever, of Grantor, either in law or in equity, to the only proper use, benefit, and behoof of Grantee, its heirs and assigns forever.

IN WITNESS WHEREOF, Grantor hereby signs, executes and delivers this deed on this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

**GRANTOR BLACK HAWK URBAN  
RENEWAL AUTHORITY**

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David D. Spellman, Chair

Attest:

Melissa Greiner, City Clerk

[illegible]

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2020, by David D. Spellman as the Chair of the Black Hawk Urban Renewal Authority.

My commission expires: \_\_\_\_\_

Witness my hand and official seal.

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Notary Public