



## REGULAR MEETING AGENDA

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

June 8, 2022  
3:00 p.m.

### RINGING OF THE BELL:

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. INTRODUCTION OF  
NEW EMPLOYEES: T.C. Hough, Police Officer  
Sarah McCallum, Police Officer
6. PUBLIC COMMENT: *Please limit comments to 5 minutes*
7. APPROVAL OF MINUTES: May 25, 2022
8. PUBLIC HEARINGS:
  - A. CB13, An Ordinance Approving the Memorandum of Understanding for the 2022 Colorado Department of Agriculture Weed Grant for the Maryland Mountain Herbicide Treatment with the Jefferson County Conservation District
9. ACTION ITEMS:
  - A. Resolution 43-2022, A Resolution Approving a Change Order to the Design Services Contract with JVA, Inc. for Design Services for the Hidden Valley Water Treatment Plant in the Amount Not to Exceed \$44,600.00
10. CITY MANAGER REPORT:
11. CITY ATTORNEY REPORT:
12. EXECUTIVE SESSION:

Executive Session to instruct negotiators regarding City-owned land on Gregory Hill, the Gregory Street HARD District, and other City-owned property, pursuant to C.R.S § 24-6-402(4)(e).
13. 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 New Employee Introduction



T.C. Hough  
Police Officer

I joined the City of Black Hawk Police Department in October of 2021 with sixteen years' prior Law Enforcement experience. I grew up in the Seattle area and graduated from Oak Harbor High School in 1985. Soon after, I joined the United States Marine Corps. I was stationed in Hawaii for four years of active duty and was called back into active service during Desert Storm.

After my service, I attended the Art Institute of Seattle and pursued a fifteen-year career as a commercial and technical illustrator. My clients ranged from the gaming industry in Reno, Nevada, to the airline industry and High tech companies here in Colorado. This included some of the early Casinos here in Black Hawk, Central City, and Cripple Creek in the mid-90s.

After 9/11, the Aviation industry stagnated, and I looked to Law Enforcement to start a new career. I attended the Red Rocks Academy in August 2005. I joined Lakeside PD in 2006 and later Mountain View PD in 2018.

My wife is a dispatcher for the ADCOMM 911 Center in Adams County. We enjoy our weekend convertible rides and consider ourselves avid "Foodies." We have three Dachshunds which we trip over regularly but wouldn't trade for anything. We have a blended family with five kids between us. I have two sons of my own who couldn't be more opposite from one another. I've enjoyed learning and sharing things with all the kids and passing along my life experiences back to them. We continue to explore and discover new adventures and look to include the trails and creeks around Black Hawk.



# City of Black Hawk New Employee Introduction



Sarah McCallum  
Police Officer

I have been with the Black Hawk Police Department since February and enjoy all of the wildlife I get to see on my way to work. I am from the West Coast and have lived in Colorado for almost five years. I am still trying to learn how to enjoy all the things Colorado has to offer, except for camping. I think I tried to learn camping a little late in life, therefore, my idea of camping is KOA Cabins! Thankfully KOA has some pretty spots to "camp" around Colorado. I like finding good restaurants and once planned a trip to Telluride after a coworker had told me their favorite Thai restaurant was there. They were not wrong about the food! Oddly enough, while on the trip I found one of Colorado's top ranked taco restaurants in Ridgeway. So, if you ever need help planning an adventure or need to find a new favorite restaurant, I am happy to help! I am also happy to be part of the Black Hawk Police Department family.

Photo Above: Sarah and her Mom



**City of Black Hawk  
City Council**

**May 25, 2022**

**MEETING MINUTES**

Bob Sweeney, *Weekly Register-Call* Publisher/Owner, 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, May 25, 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, Police Chief Moriarty, Fire Chief Woolley, Finance Director Hillis, Public Works Director Isbester, City Engineer Reed, Water Manager Ford, Community Planning & Development Director Linker, Baseline Consultants Esterl and Rivas, numerous other City employees, and City Clerk Greiner.

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

MOMENT OF SILENCE: Mayor Spellman asked for a moment of silence in remembrance of the school shooting victims in Uvalde, Texas, on May 24, 2022.

3. AGENDA CHANGES: City Clerk Greiner noted no agenda changes.

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. PRONOUNCEMENT: 160<sup>TH</sup> Anniversary of the *Weekly Register-Call*.

Mayor Spellman welcomed Bob Sweeney, Publisher/Owner of the *Weekly Register-Call*, and read the pronouncement. Everyone gathered for a group photo. Mr. Sweeney asked for the pronouncement to be framed and hung in Council Chambers. He went on to say he believes he is the oldest publisher with the oldest newspaper. He shared his government experience, having served in several capacities for the City of Craig, and went on to say how much he appreciates local government and congratulated the City of Black Hawk on doing such a fine job with all the projects they have. He acknowledged Mayor Spellman's co-ownership of the paper and noted that Aaron Storms, the other co-owner, specifically selected him to purchase the paper, knowing he'd take good care of its legacy. Mr. Sweeney said he was very proud of it and plans for his family to continue it after he's gone and thanked the City for the honor of the bell ringing and pronouncement.

6. PUBLIC COMMENT: City Clerk Greiner noted that Ray Rears signed up to speak.

Ray Rears, the new Gilpin County Manager, introduced himself for the record. He said one of his promises to the Board of County Commissioners is to attend City Council meetings, and he is looking forward to working together with the City.

7. APPROVAL OF  
MINUTES:

May 11, 2022

**MOTION TO  
APPROVE**

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

**MOTION PASSED**

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

8. PUBLIC HEARINGS:

**A. CB10, An Ordinance Appointing a Director to the Board of the Black Hawk Business Improvement District**

Mayor Spellman read the title and opened the public hearing.

Under the Business Improvement District's (BID) Operating Plan, City Attorney Hoffmann explained that the City must appoint a replacement based on the BID board's recommendation. The BID recommends appointing Michelle Shriver as the replacement for Craig Pleva at the Monarch.

**PUBLIC HEARING:** Mayor Spellman declared a Public Hearing on CB10, an Ordinance appointing a Director to the Board of the Black Hawk Business Improvement District 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 Moates to approve CB10, an Ordinance appointing a Director to the Board of the Black Hawk Business Improvement District.

**MOTION PASSED**

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

**B. CB11, An Ordinance Amending Section 10-127 of the Black Hawk Municipal Code Regarding Harassment**

Mayor Spellman read the title and opened the public hearing.

City Attorney Hoffmann provided the history on this item. He said this Ordinance was approved back in 2015 to mirror the Colorado Supreme Court’s decision to address cyberbullying. He said just recently, in 2022, the court invalidated this section, so this amendment would take out that language to be consistent with state law.

**PUBLIC HEARING:** Mayor Spellman declared a Public Hearing on CB11, an Ordinance amending Section 10-127 of the Black Hawk Municipal Code regarding harassment 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 Armbright **MOVED** and was **SECONDED** by Alderman Bennett to approve CB11, an Ordinance amending Section 10-127 of the Black Hawk Municipal Code regarding harassment.

**MOTION PASSED**

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

**C. CB12, An Ordinance Approving the Colorado Regional Opioid Intergovernmental Agreement (Region 10 – Clear Creek County, Gilpin County and Jefferson County)**



Mayor Spellman read the title and opened the public hearing.

City Attorney Hoffmann introduced this item and said that the City of Black Hawk was one of the original entities that initiated litigation related to the opioid epidemic. He said a statewide settlement was created, but based on our population, the best way to maximum funds that would impact the City would be to join a region and receive regional benefits. The City has joined Region 10 along with other municipalities and Gilpin, Jefferson, and Clear Creek Counties to use the settlement funds.

**PUBLIC HEARING:**

Mayor Spellman declared a Public Hearing on CB12, an Ordinance approving the Colorado Regional Opioid Intergovernmental Agreement (Region 10 – Clear Creek County, Gilpin County and Jefferson County) 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 Armbright to approve CB12, an Ordinance approving the Colorado Regional Opioid Intergovernmental Agreement (Region 10 – Clear Creek County, Gilpin County and Jefferson County).

**MOTION PASSED**

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

**9. ACTION ITEMS:**

**A. Resolution 39-2022, A Resolution Approving Expenditures in Total Amount Not to Exceed \$78,227.00 for the City’s Exterior Paint Program**

Mayor Spellman read the title.

Community Planning & Development Director Linker explained the program. She said 24 homeowners were eligible and contacted for 2022, but only five have committed, two having significant repairs to make before entering into the program and two with non-significant repairs to make. She said the painting would commence at the end of June/beginning of July timeframe due to Independent Painting’s previous commitments, and the repairs and painting should be completed by the end of September/beginning of October. She added that they will notify the homeowners eligible in 2023 now in case they have significant repairs to start on, so the program can start earlier next year.

Alderman Midcap asked about the sixth property owner who was on the list, and Ms. Linker replied that he had too many repairs to make in time for this year, so he dropped out of the program and will either make the repairs in time for next year or wait to participate in the Historic Restoration and Community Preservation Program.

**MOTION TO  
APPROVE**

Alderman Midcap **MOVED** and was **SECONDED** by Alderman Torres to approve Resolution 39-2022, a Resolution Approving the Expenditures in Total Amount Not to Exceed \$78,227.00 for the City's Exterior Paint Program.

**MOTION PASSED**

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

**B. Resolution 40-2022, A Resolution Approving a First Amendment to the Professional Services Agreement with Baseline Engineering for the Design of the Public Works Detention Pond and Public Works Storage Yard in the Amount Not to Exceed \$34,555.00**

Mayor Spellman read the title.

Public Works Director Isbester explained the need for this first amendment for the design of the detention pond behind Public Works. He said the newly created storage yard added additional storm drainage to the detention system, requiring the addition of new inlets and drains to collect the drainage. There is also a need, he said, to add lighting, surveying, and then paving. Mayor Spellman asked if he thought paving could get done this year, and he responded maybe.

**MOTION TO  
APPROVE**

Alderman Moates **MOVED** and was **SECONDED** by Alderman Armbright to approve Resolution 40-2022, a Resolution Approving a First Amendment to the Professional Services Agreement with Baseline Engineering for the design of the Public Works Detention Pond and Public Works Storage Yard in the amount not to exceed \$34,555.00.

**MOTION PASSED**

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

**C. Resolution 41-2022, A Resolution Approving the Part-Time Job Description for the City of Black Hawk Water Department**

Mayor Spellman read the title.



Public Works Director Isbester introduced this item. He said Water Manager Jim Ford retires June 1<sup>st</sup> and has graciously agreed to work remotely from Wyoming to finish some of his projects part-time until the City hires a new Water Manager.

**MOTION TO  
APPROVE**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Johnson to approve Resolution 41-2022, a Resolution approving the part-time job description for the City of Black Hawk Water Department.

**MOTION PASSED**

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

**D. Resolution 42-2022, A Resolution Authorizing the Mayor to Execute a Quitclaim Deed on Behalf of the City to a Newly Registered Elector Qualified to Serve on the Silver Dollar Metropolitan District**

Mayor Spellman read the title.

City Attorney Hoffmann said along with membership in the BID, Michelle Shriver is also eligible to own a part of the Directors' Parcel owned by the City. This resolution conveys an interest in the Directors' Parcel to Ms. Shriver until she is no longer a Director, and then it terminates.

**MOTION TO  
APPROVE**

Alderman Johnson **MOVED** and was **SECONDED** by Alderman Armbright to approve Resolution 42-2022, a Resolution authorizing the Mayor to execute a Quitclaim Deed on behalf of the City to a newly registered elector qualified to serve on the Silver Dollar Metropolitan District.

**MOTION PASSED**

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

**10. CITY MANAGER  
REPORT:**

City Manager Cole reported the title to the job description for Water Manager had been changed to Water Resource Engineer to attract more applicants. Nothing in the body of the job description has changed.

**11. CITY ATTORNEY  
REPORT:**

City Attorney Hoffmann had nothing to report.

12. EXECUTIVE  
SESSION:

City Attorney Hoffmann said there was no need for an Executive Session.

13. ADJOURNMENT:

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

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Melissa A. Greiner, CMC  
City Clerk

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David D. Spellman  
Mayor

**COUNCIL BILL 13  
ORDINANCE 2022-13  
AN ORDINANCE  
APPROVING THE  
MEMORANDUM OF  
UNDERSTANDING FOR  
THE 2022 COLORADO  
DEPARTMENT OF  
AGRICULTURE WEED  
GRANT FOR THE  
MARYLAND MOUNTAIN  
HERBICIDE TREATMENT  
WITH THE JEFFERSON  
COUNTY CONSERVATION  
DISTRICT**

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

**COUNCIL BILL NUMBER: CB13**

**ORDINANCE NUMBER: 2022-13**

**TITLE: AN ORDINANCE APPROVING THE MEMORANDUM OF UNDERSTANDING FOR THE 2022 COLORADO DEPARTMENT OF AGRICULTURE WEED GRANT FOR THE MARYLAND MOUNTAIN HERBICIDE TREATMENT WITH THE JEFFERSON COUNTY CONSERVATION DISTRICT**

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

Section 1. The Memorandum of Understanding for the 2022 Colorado Department of Agriculture Weed Grant for the Maryland Mountain Herbicide Treatment (in partnership with the Gilpin County Weed Manager and the City of Central) with the Jefferson County Conservation District, attached hereto as **Exhibit A**, is hereby approved and the Mayor is authorized to execute the same on behalf of the City.

Section 2. 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 3. 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 4. 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 8<sup>th</sup> day of June, 2022.

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

ATTEST:

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

## **CITY OF BLACK HAWK**

### **REQUEST FOR COUNCIL ACTION**

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**SUBJECT:** Approval of the Memorandum of Understanding for the 2022 Colorado Department of Agriculture (CDA) Weed grant for the Maryland Mountain Herbicide Treatment with the Jefferson County Conservation District (JCD).

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

**MOTION TO APPROVE:** CB13, an Ordinance approving the Memorandum of Understanding for the 2022 Colorado Department of Agriculture Weed Grant for the Maryland Mountain Herbicide Treatment with the Jefferson County District.

**SUMMARY AND BACKGROUND OF SUBJECT MATTER:** Staff has been working with the Gilpin County Weed Manager (GCWM) to coordinate efforts for spraying weeds within the county. The GCWM has been working with the JCD to provide a single grant request to the CDA. The JCD has experience in processing these grants. The grant will require the City to provide in-kind match of approximately \$16,695.00 of which will be provided in labor and equipment time. In turn, the City will receive \$5,395.00 reimbursement as well as have approximately \$8,000.00 worth of hand spraying in the Maryland Mountain Park by a licensed contractor. The JCD will pay the contractor for this work directly. Staff will perform weed control within the city limits and hope to get some spraying done along the Hidden Valley Pipeline. There should be no issues with reaching our required match. All hours for labor and equipment will be logged as well as areas sprayed for monitoring purposes.

**AGENDA DATE:** June 8, 2022

**FUNDING SOURCE:** 010-3102-431-58-32 weed management

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

**STAFF PERSON RESPONSIBLE:** Steve Jackson

**DOCUMENTS ATTACHED:** MOU

**RECORD:** [ ☐ ]Yes [ ☐ ]No

**CoBH CERTIFICATE OF INSURANCE REQUIRED** [ ☐ ]Yes [ ☐ ]No

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

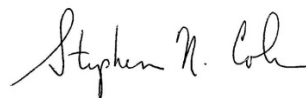
**SUBMITTED BY:**



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Thomas Isbester, Public Works Director

**REVIEWED BY:**



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Stephen N. Cole, City Manager

## Memorandum of Understanding

**Purpose:** The purpose of this memorandum of understanding (MOU) is to formally outline agency responsibilities and deliverables, establish dates of partnership, and outline financial reimbursement from Jefferson Conservation District (JCD) to the Gilpin County Weed Manager (GCWM) and Cities of Black Hawk (BH) and Central (CC) for completing duties as outlined below as part of the Colorado Department of Agriculture (CDA) funded project "Elevating Noxious Weed Control Efforts in Jefferson, Gilpin, & Clear Creek Counties."

**Term:** The term of this MOU is from the date of the last signature through December 31, 2022, or the expiration date of funding as determined by CDA. This MOU will not be modified unless changes, made in writing, are agreed upon by all parties.

### **Goals:**

1. Treat noxious weeds across 450 gross acres of private land that have previously had or will soon have forest restoration work done in Jefferson and Clear Creek Counties.
2. Advance the noxious weed control programs in Gilpin County by treating 350 acres on City and County-owned areas and providing training for City/County staff and the public.

### **Jefferson Conservation District Responsibilities:**

- Execute goal #1 by:
  - Overseeing treatment of 450 acres on private land in Jefferson and Clear Creek Counties by:
    - Hiring and managing 2 professional contractors to spray noxious weeds
- Submit quarterly and final reports
  - Q1 report (April-June) due July 30. *First Report.*
  - Q2 report (July-Sept) due Oct 30
  - Q3 report (Oct-Dec) due Dec 31
  - Final report due Dec 31
- Compile weed mapping data from JCD, GCWM, BH, & CC and submit to EDDMapS
- Provide match in the amount of \$61,827 in the following ways:
  - Cash payment for professional contractor(s) in the amount of \$29,000
  - In-kind JCD staff time in the amount of \$24,760
  - In-kind JCD indirect costs (NTE 10% of grant award) in amount of \$8,067

### **Gilpin County Weed Manager and City Responsibilities:**

- Execute goal #2 by:
  - Overseeing treatment of 350 acres on Black Hawk, Central City, and Gilpin County owned land. This will be done by:
    - Central City will provide receipts for the purchase of spray equipment and herbicide in order to be reimbursed; and will provide a log of staff hours.
    - Black Hawk will provide receipts for herbicides purchased and log of City staff labor for reimbursement; and required records for equipment use match.
    - GCWM will hire contractors for Gilpin County property; and coordinate contractor for Maryland Mountain in communication with Black Hawk.
    - GCWM will provide multiple educational events/workshops for City and County staff and the public
    - GCWM will assist in any technical support needed from BH and CC regarding weed management.
- GCWM will work with CC and BH to provide information to JCD as necessary to complete quarterly and final reports including but not limited to: treatment details, spray logs, GIS data, before and after photos, invoices, sign-in sheets for educational events
- GCWM, BH, and CC will provide match in the amount of \$24,031 in the following ways
  - In-kind GCWM & other extension specialists time spent executing grant activities equating to \$4,744

Edited 5/4/2022



- In-kind Central City staff time spent spraying noxious weeds equating to \$4,987.00
- In-kind Black Hawk equipment use and fuel equating to \$8,300
- Cash payment for professional contractor(s) in Black Hawk in amount of \$3,000
- Cash payment for professional contractor(s) for Gilpin County owned land in amount of \$3,000
- GCWM, BH, and CC will keep track of weed mapping areas treated as advised by JCD

**Reimbursement Requirements:**

Below are expectations and requirements pertaining to JCD's reimbursement of costs incurred by partners relating to carrying out the responsibilities described above.

- JCD can only reimburse each partner after funds are received from CDA
  - Each partner must submit a single request for reimbursement (invoice) after JCD has received funds from CDA (likely January 2023)
    - Requests for reimbursement must clearly align with the goals of the project, as outlined in the goals and responsibilities
    - Partners must provide a W9 to JCD if requested prior to reimbursement
    - Match incurred can begin on January 11, 2022 (90 days prior to start date, stipulated by CDA) so long as they align with the goals and responsibilities.
    - Actual hard cash (reimbursable cash) expenses can be incurred starting April 11, 2022

**Signatures:**

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Jefferson Conservation District

Date

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Gilpin County Weed Manager

Date

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Black Hawk

Date

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Central City

Date

## Memorandum Of Understanding for Maryland Mountain Herbicide Treatment 2022

Purpose: The purpose of the memorandum of understanding (MOU) is to formally outline the responsibilities of each partner, City of Black Hawk (BH), Auciello Applicators, LLC (AA), Gilpin County Weed Manager (GCWM), and Jefferson County Conservation District (JCD).

Term: The term of this MOU is for 2022.

### Auciello Applicators, LLC Responsibilities

- Target cheatgrass (downy brome: *Bromus tectorum*)
- Treat 20-foot buffer along Summit and Paymaster Trails, up to 10 acres. The treatment will consist of a pre-emergent treatment of Rejuvra and Plateau
- Treatment will take place mid-August, Monday – Thursday when the trail may not be as heavily used. Possibly August 15th – 18th.
- Coordinate all treatment logistics with GCWM and BH.
- Send a single invoice for completed work to JCD
- Total cost will not exceed \$8,000.
- No taxes will be charged.

### Gilpin County Weed Manager Responsibilities

- Point of Contact for AA treatment.
- Inspect the work and materials produced from AA (i.e. spray logs) to make sure it all meets expectations prior to JCD paying.

### Jefferson County Conservation District Responsibilities

- JCD will only be responsible for paying AA directly, only after GCWM confirms that the work has been completed according to expectations.
- JCD will not be responsible for any logistical aspects of the Maryland Mountain project.
- Payment from JCD can take up to 30 days after receiving the invoice.

### City of Black Hawk Responsibilities

- Acknowledges that this work is happening on their land.
- Help AA and GCWM with logistics of treatment.
- JCD will pay for treatment by AA only if BH has provided previously agreed upon CDA Weed Grant match (equipment hours and fuel = \$8300) by the time AA's work is invoiced.
- If BH match is not provided, BH will be responsible for paying AA.

### Signatures:

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City of Black Hawk

Date

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Jefferson County Conservation District

Date

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Auciello Applicators, LLC

Date

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Gilpin County Weed Manger

Date

**RESOLUTION 43-2022**  
**A RESOLUTION**  
**APPROVING A CHANGE**  
**ORDER TO THE DESIGN**  
**SERVICES CONTRACT**  
**WITH JVA, INC FOR**  
**DESIGN SERVICES FOR**  
**THE HIDDEN VALLEY**  
**WATER TREATMENT**  
**PLANT IN THE AMOUNT**  
**NOT TO EXCEED \$44,600**

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

**Resolution No. 43-2022**

**TITLE:       A RESOLUTION APPROVING A CHANGE ORDER TO THE DESIGN SERVICES CONTRACT WITH JVA, INC FOR DESIGN SERVICES FOR THE HIDDEN VALLEY WATER TREATMENT PLANT IN THE AMOUNT NOT TO EXCEED \$44,600**

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

**Section 1.**       The City Council hereby approves the Change Order to the Design Services Contract with JVA, Inc. in the amount not to exceed \$44,600 to provide Design Services for the Hidden Valley Water Treatment Plant Second Treatment Train, and authorizes the Mayor to execute the same on behalf of the City.

RESOLVED AND PASSED this 8<sup>th</sup> day of June, 2022.

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

ATTEST:

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

# CITY OF BLACK HAWK

## REQUEST FOR COUNCIL ACTION

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**SUBJECT:** Change Order for the Hidden Valley Water Treatment Plant Design Services to provide additional design services for the Hidden Valley Sludge Solids Handling Building.

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

**MOTION TO APPROVE** Resolution 43-2022, a Resolution approving a Change Order to the Design Services Contract with JVA, Inc. for design services for the Hidden Valley Water Treatment Plant in the amount not to exceed \$44,600.00.

**SUMMARY AND BACKGROUND OF SUBJECT MATTER:**

Working on the design with JVA, Inc. on the Hidden Valley Water Treatment Plant Second Train, it was determined that the upgraded sludge handling system necessary to support the second treatment train would not fit in the current sludge system footprint. A small addition to the Hidden Valley WTP is necessary to house the new equipment. By moving the sludge equipment out of the existing building, two issues are solved: 1. Sludge contamination will not affect other treatment processes, and 2. The dumpster collecting the sludge will be more accessible for removal.

**AGENDA DATE:** June 8, 2022

**FUNDING SOURCE:** 501-3151-460.74.22  
System Improvements/Water Capital Projects

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

**STAFF PERSON RESPONSIBLE:** Jason Fredricks/Jim Ford

**DOCUMENTS ATTACHED:** JVA, Inc. Change Order

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

**CoBH CERTIFICATE OF INSURANCE REQUIRED** [ ] Yes [ ] No

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

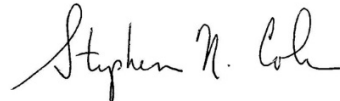
**SUBMITTED BY:**



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Thomas Isbester, Public Works Director

**REVIEWED BY:**



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Stephen N. Cole, City Manager



## CHANGE ORDER No. 1

Date: 31-May-22

PROJECT: Hidden Valley Water Treatment Plant

PROJECT No. 22-003

<b>OWNER:</b> City of Black Hawk 460 Gregory Street Black Hawk, CO 80422	<b>CONTRACTOR:</b> JVA, Inc. 1319 Spruce Street Boulder, CO80302
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**DESCRIPTION:**

Solids Handling Building

\$ 44,600.00

**JUSTIFICATION:**

Sludge Equipment Building Addition to the Hidden Valley Water Treatment Plant

**REVISION IN CONTRACT AMOUNT:**

Original Contract Amount	<u>\$225,000.00</u>
Current Contract Amount previous C.O.	<u>\$225,000.00</u>
Amount this Change Order	<u>\$ 44,600.00</u>
Revised Contract Amount	<u>\$269,600.00</u>

**REVISION IN CONTRACT TIME:**

Original Contract Completion Date	<u>01-Sep-22</u>
Current Contract Substantial/Final Completion Date	<u>01-Sep-22</u>
Revised Contract Time (Calendar Days)	<u>± 0 Days</u>
Revised Contract Substantial/Final Completion Date	<u>01-Sep-22</u>

\_\_\_\_\_  
JVA, Inc.

Date: \_\_\_\_\_

\_\_\_\_\_  
City of Black Hawk

Date: \_\_\_\_\_