

MINUTES OF THE MEETING OF THE
BOARD OF COUNTY COMMISSIONERS
GILPIN COUNTY, COLORADO

November 5, 2013

A regular meeting of the Board of County Commissioners of Gilpin County was held on November 5, 2013, at the Gilpin County Old Courthouse. Chair Schmalz called the meeting to order at 9:00 a.m. In attendance were Chair Buddy Schmalz; Commissioner Connie McLain; Commissioner Gail Watson; County Manager Roger Baker; County Attorney Brad Benning; and Sharon Cate, Deputy Clerk to the Board.

The Board of County Commissioners recessed and convened as the Board of Adjustment.

Public Hearing—Variance Request—BOA #13-08. Chair Schmalz opened the public hearing for a variance request for Dale and Lorilee Vroman, Government Lot 1, N½ of NW¼ of S1 T3S R72W, a 38-acre parcel. Community Development Director Tony Petersen presented the applicants' request for a variance from the Zoning Regulations 40-foot height restriction on single-family dwellings to allow for the construction of a home that would be 42.5 feet high. Applicant Dale Vroman was present to explain his request. Chair Schmalz opened the hearing to public comment. There being none, Chair Schmalz closed the hearing to public comment. Commissioner Watson moved to deny BOA #13-08, for Dale and Lorilee Vroman, Government Lot 1, N½ of NW¼ of S1 T3S R72W. Commissioner McLain seconded the motion, which passed by a vote of 3 to 0. Chair Schmalz closed the public hearing. (The legal recording of the public hearing, including public comment, is an audio file available through the Clerk and Recorder's Office.)

The Board of Adjustment adjourned and reconvened as the Board of County Commissioners.

Boundary Line Elimination Application. Gilpin County Planner Ray Rears presented the following Boundary Line Elimination (BLE) application:

BLE #13-07. Commissioner McLain moved to approve BLE #13-07 for John Dunham and Janet Petersen, combining Lots 3K and 3N, Quien Sabe #2 Subdivision, to create a new 3.43-acre parcel, Lot 3X, Quien Sabe #2 Subdivision. Commissioner Watson seconded the motion, which passed by a vote of 3 to 0.

Certified Local Government Grant. County Planner Ray Rears stated that Gilpin County would be applying for a Certified Local Government (CLG) grant from the Colorado Office of Archaeology and Historic Preservation, for the purpose of hiring a consultant to survey residential and commercial structures in Nevadaville. The survey data should help the County protect the significance and historical integrity of Nevadaville despite continued development by neighboring Central City and Black Hawk; performing the survey will help Gilpin County maintain its CLG status. Planner Rears added that Gilpin County would apply for \$23,000 in funding—the maximum amount available is \$25,000—and that no County match would be required. Commissioner McLain moved to approve Gilpin County's application for a Certified Local Government grant in the amount of \$23,000 through the Colorado Office of Archaeology and Historic Preservation. Commissioner Watson seconded the motion, which passed by a vote of 3 to 0.

The Board of County Commissioners recessed and convened as the Board of Health.

Purchase of Services Agreement—Jefferson County Public Health. County Manager Baker noted that the Commissioners had discussed the proposed renewal of an agreement between Jefferson County Public Health (JCPH) and Gilpin County with Dr. Mark Johnson, Executive Director of JCPH, during their budget hearings and that no changes were necessary other than contract period dates for 2014. The Agreement facilitates JCPH providing public and environmental health services to Gilpin County. Commissioner McLain moved to approve the Purchase of Services Agreement between Jefferson County Public Health and Gilpin County, effective January 1, 2014, through December 31, 2014. Commissioner Watson seconded the motion, which passed by a vote of 3 to 0.

The Board of Health adjourned and reconvened as the Board of County Commissioners.

Public Hearing—Resolution #13-19—Zoning Code Revisions. Chair Schmalz opened a public hearing for Resolution #13-19, "Approving Revisions to Section 3.7 of Gilpin County Zoning Regulations," continued from October 22, 2013, which would allow mobile businesses to operate within Gilpin County under certain restrictions. Community Development Director Tony Petersen stated that he had made changes to the proposed revisions as directed by the Board of County Commissioners on October 22, 2013. Chair Schmalz opened the hearing to public comment and received comments from local resident Barbara Gerhardus. Chair Schmalz closed the public comment portion of the hearing. The Board of County Commissioners discussed further modifications to the proposed regulations.

Commissioner McLain moved to amend Resolution #13-19, "Approving Revisions to Section 3.7 of the Gilpin County Zoning Regulations" by removing the phrase "except deck space" from the first condition listed under "Mobile Businesses" and by changing the operating hours to be between 6 am and 6 pm, in addition to the changes the Commissioners had made on October 22, 2013. Commissioner Schmalz seconded the motion, which passed by a vote of 3 to 0. Commissioner McLain moved to adopt Resolution #13-19, "Approving Revisions to

Section 3.7 of the Gilpin County Zoning Regulations” as amended. Commissioner Schmalz seconded the motion, which passed by a vote of 2 to 1, with Commissioner Watson voting against. Chair Schmalz closed the public hearing. (The legal recording of the public hearing, including public comment, is an audio file available through the Clerk and Recorder’s Office.)

Jefferson Center for Mental Health—Board Status Report. George Clark, the joint representative for Gilpin and Clear Creek counties on the Jefferson Center for Mental Health (JCMH) Board of Directors for the past year, introduced himself to the Board of County Commissioners and said his visit today was two-fold: he offered his services to the Commissioners and asked their help in providing and improving mental health services within the two counties. Representative Clark gave a brief summary of his background in the mental health field and shared his plan for improving services. County Manager Baker said that in December of 2012, Gilpin County had notified JCMH by letter that the Gilpin County Commissioners concurred with the Clear Creek County Commissioners that George Clark would be an excellent representative of both entities and that in December of 2013, the Gilpin County Commissioners planned to appoint him to a new term ending in December 2015, to coordinate with JCMH’s term dates.

County Manager Status Report. County Manager Baker updated the Commissioners on the following items:

Monthly Departmental Reports. The monthly departmental reports that had been submitted were discussed.

Upcoming Events. Workshops and events will include:

- Connect for Health, information on the Affordable Healthcare Act and how to shop for a health plan
 - November 6, 1:00 p.m. at the Community Center
 - November 14, 3:30-5:00 p.m. at the Last Shot
- Veterans Helping Veterans, information on resources and assistance, November 16, 2013, 9:00 a.m. to 4:00 p.m. at the Idaho Springs Elks Lodge
- Emergency Preparedness, a workshop for residents, plus how to assist your community in an emergency, November 6, 2013, 7:00 p.m. at the Justice Center meeting room

Board of County Commissioners Status Reports.

Notice of Public Meetings. In addition to the events noted above, the public meetings in the upcoming two weeks that could be attended by more than one Commissioner and at which public business may be discussed will include:

- Gilpin County budget hearing, November 7, 12:30 p.m. at the Apex facility
- U.S. Forest Service tour of Gilpin County Public Works facility, November 19, 1:00 p.m.
- Five-county monthly breakfast meeting, November 20 in Idaho Springs
- Coffee with Commissioners, November 21, 6:30 p.m. at the Community Center

Minutes. Commissioner McLain moved to approve the Board of County Commissioners Meeting Minutes for October 22, 2013. Commissioner Watson seconded the motion, which passed by a vote of 3 to 0.

(BLA #13-02, for 60 Main Street, LLC, and ANJL Investments, LLC, which was approved by the Board of Adjustments on October 8, 2013, was held back from recording pending supporting paperwork from the property owners. Upon receipt of that paperwork, the document was recorded individually ((Reception #150407)) and will be attached to/recorded with this set of minutes for research purposes.)

Adjournment There being no further business to come before the Board, they adjourned at 10:30 a.m.

Signed this 26th day of November 2013