

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

February 11, 2014

A regular meeting of the Board of County Commissioners of Gilpin County was held on February 11, 2014, at the Gilpin County Old Courthouse. Chair Watson called the meeting to order at 9:00 a.m. In attendance were Chair Gail Watson; Commissioner Connie McLain; Commissioner Buddy Schmalz; County Manager Roger Baker; County Attorney Jim Petrock; and Sharon Cate, Deputy Clerk to the Board.

Clerk and Recorder's Monthly Report. Clerk and Recorder Colleen Stewart reported on operations in her office for the month of December 2013, and gave a brief summary of her year-end report. She noted that the Office's annual revenues have increased steadily in all service categories, not just motor vehicle. She also informed the Board of County Commissioners of three new changes coming from the Colorado State Motor Vehicle Division:

1. The motor vehicle computer system will be updated in each county and will simplify processing motor vehicle transactions. Gilpin County might receive new computers.
2. The personalized license plates will no longer be kept in stock by counties, but can still be special ordered.

HUTF Report. Public Works Director Curt Logsdon presented the 2013 Mileage and Condition Certification Report for the Highway Users Tax Fund (HUTF). The HUTF is made up of revenue from motor fuel excise taxes, annual vehicle license and registration fees, and passenger-mile taxes on vehicles and is redistributed by the State Treasurer to the Colorado Department of Transportation, counties and municipalities. Gilpin County annually receives approximately \$500,000 from the Fund for road maintenance activities. Director Logsdon said the entire inventory of Gilpin County roads had been reviewed, updated and is now completely accurate. Commissioner Schmalz moved to accept the 2013 HUTF report. Commissioner McLain seconded the motion, which passed by a vote of 3 to 0.

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.

Clear Creek Water Rights Letter. County Attorney Jim Petrock stated that several cities in the Denver metro area, some local water companies, the City of Black Hawk and Gilpin County have collaborated on a letter written to the State Engineer of the Colorado Division of Water Resources regarding the Engineer's legal positions in some pending Clear Creek water rights change cases. He explained that the Engineer is an opposer in those cases, as he is challenging the widely accepted "Coors Factors" methodology and historical agricultural study periods. County Attorney Petrock said the Engineer's position on these cases will cause a huge problem in the entire water rights process and the parties who authored the letter are asking for an explanation of his actions.

Correspondence.

Gilpin County School. Dr. David MacKenzie, Superintendent of Gilpin County School District RE-1, sent a letter thanking several Gilpin County employees for their donations to assist families in need during the holiday season. School employees coordinate donations from individuals, churches and businesses in Gilpin County to provide toys, clothes and/or food to local families in need.

Ermel's Thrift Store. Denver Channel 7 staff and several local volunteers made a surprise visit to Willie Lickey and Diane Rittenhouse this week to honor them as 7 Everyday Heroes for their efforts in managing Ermel's Thrift Store in Central City. Ms. Lickey, Ms. Rittenhouse and numerous volunteers work together to operate an efficient business that benefits the entire community.

Planning Commission Appointments. Commissioner McLain moved to make the following appointments to the Gilpin County Planning Commission: Tami Archer as the first alternate, for a term ending December 31, 2015, and Trudi Kinser as the second alternate for a term ending December 31, 2016. Commissioner Schmalz seconded the motion, which passed by a vote of 3 to 0.

Legal Status Report. County Attorney Petrock advised the Commissioners on the following legal issues:

Board of Assessment Appeals Hearing. Gilpin County Assessor Anne Schafer, Commercial Appraiser Rich Jortberg, and County Attorneys Jim Petrock and Brad Benning attended a Board of Assessment Appeals (BAA) hearing for a property value protest filed by Affinity Gaming dba Mardi Gras Casino. County Attorney Petrock noted to the Board of County Commissioners that the BAA was being asked by the County to use the cost approach to value the property, while Affinity Gaming was requesting that the income approach to valuation be used. The BAA now has 30 days to make a decision on the protest.

Board of County Commissioners Status Reports.

Notice of Public Meetings. 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:

- Division of Local Affairs (DOLA) meeting, today at 1:30 p.m. in Denver
- Boulder County public hearing on the reopening of Rollins Pass Road, February 13, 5:00 p.m., Boulder County Courthouse
- Five-county monthly breakfast meeting, February 19, 8:00 a.m. in Idaho Springs
- Colorado Counties, Inc., steering committee meetings, February 20 and 21 in Denver
- Senior housing committee meeting, February 24, 6:30 p.m. at a committee member's home
- The Commissioners' next Coffee and Conversation gathering will be in March, date to be determined.
- Most County offices will be closed on February 17, for Presidents Day

Minutes. Commissioner Schmalz moved to approve the Board of County Commissioners Meeting Minutes for January 28, 2014. Commissioner McLain seconded the motion, which passed by a vote of 3 to 0.

Inmate Medical Services Proposal. Sheriff Bruce Hartman, Undersheriff Jon Bayne and Detentions Captain Tonia Kapke informed the Board of County Commissioners that the current arrangement for inmate medical services as provided by Correctional Healthcare Companies (CHC) was no longer a tenable situation and that immediate changes were necessary. Captain Kapke stated that the nurses hired by CHC had resigned due to a disagreement with that company regarding excessive work hours and other working conditions. She recommended that the Board consider a prior proposal from CHC for the remainder of 2014, which would allow the County time to find a new inmate medical service provider for 2015. The Board agreed that although the proposal would cost the County more than \$5,000 more per month, it was the only viable option at this time. Commissioner McLain moved to approve Option 2, as offered by CHC in a prorated amount for the remainder of 2014. Commissioner Schmalz seconded the motion, which passed by a vote of 3 to 0.

Energy and Mineral Impact Assistance Program Application. County Manager Baker presented a an application for an Energy and Mineral Impact Assistance Program, a division of the Colorado Department of Local Affairs, saying that if awarded, the funding could help pay for inmate medical services. Commissioner Schmalz moved to approve submitting the application for a grant from the Energy and Mineral Impact Assistance Program, as presented. Commissioner McLain seconded the motion, which passed by a vote of 3 to 0.

Public / Press Comment. Staci McBrayer, reporter for the *Weekly Register-Call*, asked if Gilpin County had applied in the past for an Energy and Mineral Impact Assistance Program grant. County Manager Baker said it had not done so in recent memory, but that the two cities within the County do apply.

Adjournment. There being no further business to come before the Board, they adjourned at 10:03 a.m.

Signed this 25th day of February 2014