

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

August 11, 2015

A regular meeting of the Board of County Commissioners of Gilpin County was held on August 11, 2015, 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 Gail Watson; Commissioner Linda Isenhart; County Manager Roger Baker; County Attorney Jim Petrock; and Deputy Clerk to the Board Sharon Cate.

**Public/Press Comment.** Kevin Walsh, Gilpin County resident, asked the Commissioners if they could estimate the number of hours they each work and if the position is considered to be full time.

**Memorandum of Understanding, Colorado Department of Human Services.** Human Services Director Betty Donovan presented a Memorandum of Understanding (MOU) with the Colorado Department of Human Services for the Colorado Works Program and the Colorado Child Care Assistance Program covering the period of July 1, 2015, through June 30, 2016. She explained that the MOU is an annual performance contract to identify a county's responsibilities in implementing the Colorado Works Program and the Child Care Assistance Program, and has been in place since 2006. Discussion followed regarding the work participation rates for the 15 Gilpin families who receive this assistance. Commissioner Watson moved to approve the Memorandum of Understanding with the Colorado Department of Human Services. Commissioner Isenhart seconded the motion, which passed by a vote of 3 to 0.

**Recess.** The Board of County Commissioners recessed from 9:11 A.M. until 9:23 A.M.

**Overview of Jefferson Center for Mental Health Services for the Gilpin Community—**Lisa Fisher, Director of Adult Outpatient Services, and Kara Campbell, Manager of Mountain Services, were present to discuss the operations of Jefferson Center for Mental Health (JCMH) and particularly the many services provided by JCMH to Gilpin County residents. The most widely used services include: one outpatient counselor; one school-based counselor (funded by a Department of Local Affairs Gaming Impact Grant); one senior reach specialist; one peer specialist and prescribers and psychiatric nurses for Gilpin County residents at the Evergreen and Idaho Springs locations. Other services were also discussed. Commissioner Isenhart, Gilpin's representative on the JCMH Board of Directors, said she was impressed with the high energy of the JCMH staff and that she hoped to expand their offerings to Gilpinites.

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

**Public Hearing—Variance Request—BOA #15-04.** Chair Schmalz opened a public hearing for BOA #15-04 for William R. Pflughardt, La Chula Vista Ranch, Block 3, Lot 7. County Planner Ray Rears presented the staff report, followed by the applicant's request for relief from three setback requirements to allow for an after-the-fact variance to permit a dwelling. Those variance requests addressed:

1. East property line: a 12-foot encroachment into the required 30-foot setback
2. South property line: a two-foot encroachment into the 30-foot setback
3. Roadway centerline: a nine-foot encroachment into the 55-foot setback

Applicant William R. Pflughardt (a.k.a. Bill Hardt) was present and explained the activities leading up to the current circumstances.

Chair Schmalz opened the hearing to public comment. Lawrence Cranston, a nearby, but not adjoining neighbor asked questions and stated his position. Following public comment, Chair Schmalz closed the hearing to public comment. Written public comment from Robert Sikora will be included in the legal written record of the hearing.

Commissioner Watson moved to approve the variance request for the roadway centerline setback from Taylor Drive conditioned on the property owner giving Gilpin County a 30-foot easement of right-of-way. Discussion followed.

Commissioner Watson amended her motion for BOA #15-04 as follows:

1. East property line: Deny the variance request to allow a 12-foot encroachment into the required 30-foot setback
2. South property line: Deny the variance request for a two-foot encroachment into the required 30-foot setback, with the understanding that the applicant had agreed to withdraw plans to build a deck, thereby eliminating the potential encroachment
3. Roadway centerline: Approve the variance request to allow a nine-foot encroachment into the 55-foot setback toward Taylor Drive, conditioned upon granting the County a 30-foot right-of-way easement as measured from the centerline

Commissioner Isenhart 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 oral 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 Applications.** Gilpin County Planner Ray Rears presented the following Boundary Line Elimination (BLE) applications:

BLE #15-04. Commissioner Watson moved to approve BLE #15-04, for Glen R. & Wanda Geisen, combining Lots 19 and 20, Wondervu Ranch Subdivision, to create a new 2.42-acre parcel, Lot 19A, Wondervu Ranch Subdivision, with the condition of a quit claim deed being received prior to the BLE being recorded. Commissioner Isenhardt seconded the motion, which passed by a vote of 3 to 0.

BLE #15-08. Commissioner Watson moved to approve BLE #15-08, for John R. and Suzanne Graham, combining Lot 3 A, Quien Sabe #1, and Tract #1032, to create a new 1.086-acre parcel, Lot 3B, Quien Sabe #1 Subdivision as submitted. Commissioner Isenhardt 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.

Propane Storage Tanks Informational Meeting. Timberline Fire Protection District will host a public meeting to provide information about Polar Gas' plan to locate two 30,000-gallon propane storage tanks at 15147 Highway 119. The meeting will be held at Station #7, 14908, Highway 119, on Wednesday, August 12, 2015, at 7:00 P.M. County Manager Baker noted that because the plan for the tanks was within the Gilpin County Zoning Regulations, it was not required to be reviewed by the Planning Commission or the Board of County Commissioners.

Good Mood Food. The Jefferson Center for Mental Health will host a three-week public health class on the effects of various types of foods on people's moods and general mental health. The class is scheduled for Wednesdays, August 12 through August 26, 12:30 P.M. to 1:30 P.M., at the public health building, 101 Norton Drive.

Main Street Communities. County Manager Baker noted that the Colorado Department of Local Affairs (DOLA) had announced its four newest Main Street® Communities, and Central City was among them.

US Forest Service Scoping Comment Period. The US Forest Service scoping comment period for recreational sport shooting in the Arapaho and Roosevelt National Forests has been extended until September 9, with open houses at the Community Center in Nederland on August 31, and at the Clear Creek Middle School in Idaho Springs on September 1. Commissioner Watson and Commissioner Isenhardt will attend the meetings in both locations.

**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:

- Toll property conservation easement dedication, August 18, 3:00 p.m., Tolland
- Five-county breakfast, August 19, 8:00 a.m., Idaho Springs
- Colorado Counties, Inc., Mountain District meeting, August 20, 10:00 a.m., Empire
- Gilpin County Fair, August 15 and 16
- Library Picnic, August 22,
- Rolli Fest, August 22, Rollinsville

CCI 2015 Legislative Committee Member Appointment. Commissioner Watson said she was willing to continue to serve as Gilpin County's representative on the Colorado Counties, Inc., Legislative Committee for 2016. Commissioner Isenhardt moved to appoint Commissioner Watson as such. Commissioner Schmalz seconded the motion, which passed by a vote of 3 to 0.

**Meeting Minutes.** Commissioner Watson moved to approve the Board of County Commissioners Meeting Minutes for July 28, 2015. Commissioner Isenhardt seconded the motion, which passed by a vote of 3 to 0.

**Adjournment.** There being no further business to come before the Board, they adjourned at 10:40 a.m.

Signed this 25<sup>th</sup> day of August 2015.