

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

June 28, 2016

A regular meeting of the Board of County Commissioners of Gilpin County was held on June 28, 2016, at the Gilpin County Old Courthouse. Chair Isenhart called the meeting to order at 9:00 a.m. In attendance were Chair Linda Isenhart; Commissioner Buddy Schmalz; Commissioner Gail Watson; County Manager Roger Baker; County Attorney Jim Petrock; and Deputy Clerk to the Board Sharon Cate.

**Public/Press Comment.** Stephen-John : Nalty read a statement concerning some paperwork he had filed in the Clerk and Recorder's Office.

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

**Public Hearing—Variance Request—BOA #16-03.** Chair Isenhart opened the public hearing for a variance request for Tom Ihme, owner of Base Camp at Golden Gate Canyon, 661 Highway 119. Community Development Director Tony Petersen presented the applicant's request for relief from commercial property line setback requirements to allow for the construction of a 20-foot by 30-foot picnic pavilion, which would encroach into the required 100-foot setback by 55 feet. The proposed open-sided, roofed structure would be built over the site of an abandoned swimming pool. Applicant Tom Ihme was present. Chair Isenhart opened the hearing to public comment. There being none, Chair Isenhart closed the hearing to public comment. Commissioner Watson moved to approve BOA #16-03 for Tom Ihme, owner of Base Camp at Golden Gate Canyon, 661 Highway 119. Commissioner Schmalz seconded the motion, which passed by a vote of 3 to 0. Chair Isenhart 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 Local Liquor Licensing Authority.

**Liquor License Renewal Application—Coyote Liquors.** Liquor Licensing Clerk Sharon Cate presented an annual renewal application for the retail liquor store license for Blackhawk Development Corporation, dba Coyote Liquors, located at 5312 Highway 119, with a current expiration date of August 10, 2016. Commissioner Schmalz moved to approve the application at the local level, as presented, with a new expiration date of August 10, 2017. Commissioner Watson seconded the motion, which passed by a vote of 3 to 0.

The Local Liquor Licensing Authority adjourned and reconvened as the Board of County Commissioners.

**Ordinance #16-01—First Reading—Pertaining to the Welfare, Control and Licensing of Dogs.** County Manager Baker noted that the Board had worked on the existing resolution regarding the control of dogs, Resolution #99-13, at a work session several weeks ago, and that the proposed Ordinance #16-01 was a revision of that document. He explained that the following changes have been incorporated into the ordinance:

- The phrase "voice control" has been eliminated from the list of definitions, meaning dogs must be controlled by a leash when off the owner's property.
- Language concerning the welfare of animals has been added.
- Per County Attorney Petrock, the term "infractions" has been changed to "petty offenses."

After brief discussion, Commissioner Watson moved to adopt Ordinance #16-01, "Pertaining to the Welfare, Control and Licensing of Dogs," on first reading. Commissioner Schmalz seconded the motion, which passed by a vote of 3 to 0. County Manager Baker stated that the ordinance would now be ordered for publication in the County's newspaper of record, *The Weekly Register-Call*, and a final hearing would be set for the July 26, 2016, Board of County Commissioners meeting.

**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. In response to a question from Commissioner Isenhart, County Manager Baker stated that an Assistant Director for the Parks and Recreation Department had not been hired yet, but that some applicants would likely be interviewed soon; no progress has been made in finding a new Library Director. Commissioner Watson had received a report for the Caring for Colorado Foundation grant, which helps fund the Connect healthcare transportation operations for calendar year 2016. She asked County Manager Baker to provide the necessary ridership data to complete the report. Commissioner Watson has explored the use of solar panels for the Community Center, but preliminary findings suggest limited applicability. She asked County Manager Baker for a copy of the energy audit performed by Ennovate Corporation. A Corona Heights resident had contacted Commissioner Watson requesting assistance with speeding vehicles in that subdivision, which she forwarded to Undersheriff Bayne and Captain Ihme. She suggested discussion of potential solutions during a work session or the annual budget hearings.

County Manager Contract, First Amendment. The current county manager contract between Gilpin County and Roger Baker became effective November 24, 2015, for calendar year 2016; proposed today was an amendment to that contract. Commissioner Isenhart read the amended portion of the contract, Section 3, Salary, changing the annual base salary from \$105,000.00 to \$106,050.00, effective July 2, 2016, through December 31, 2016. County Manager Baker said that the contract has always been executed on an annual basis, but to correspond with an increase to all employees, a mid-year adjustment seemed appropriate. Commissioner Isenhart said the 1% increase was in line with other highly compensated employees. Commissioner Watson moved to approve the First Amendment to Employment Contract dated November 24, 2015. Commissioner Schmalz seconded the motion, which passed by a vote of 3 to 0.

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

1. There are currently three zoning enforcement cases pending; two involve multiple inoperative vehicles and the third is a trash violation. The cases might not ever go to trial, but progress is being made.
2. At the Colorado Court of Appeals, oral arguments in the case against the Colorado State Treasurer has been scheduled for August 23, 2016.

**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:

- Commissioners' open public work session after today's regular meeting, in the Board meeting room

Funding Request—Gilpin County Guide for Living in the High Country. Commissioner Watson said the new *Gilpin County Guide for Living in the High Country* was a revision of the *Gilpin County Primer*, established by former Commissioner Ken Eye, and would be available on the County web site soon. (The *Primer* has been based on a similar booklet from Larimer County.) She said she would like to print some *Guides* and place them in various locations throughout the County, and asked about printing costs. County Manager Baker explained that the Administration Office was charged with such small printing jobs, which are included in that Office's budget. Commissioner Watson moved to print 100 copies of the *Gilpin County Guide for Living in the High Country* in the Administration Office. Commissioner Schmalz seconded the motion, which passed by a vote of 3 to 0. The Board thanked Julie Shaw, present for today's meeting, for her help in updating the *Guide*, along with several other citizens.

Newsletter Format. Commissioner Isenhart said the Board hopes to do a County newsletter soon, and would like to mention the above mentioned Living in the Mountains Workshop, plus the upcoming emergency preparedness meetings. Commissioner Watson suggested an Every Door Direct Mail, oversized postcard announcing the annual County Fair dates and events, the *Guide*, and some public forums on Living in the High Country, led by Emergency Preparedness Director Kevin Armstrong and CSU Extension Agent Dr. Irene Shonle. She noted the newsletter expense is included in the 2016 budget, and that the postcard format might be less expensive than the usual booklet. Commissioner Schmalz suggested that the postcard include a prompt to check the County web site for complete information on these events. The Board agreed such a mailing was acceptable.

**Meeting Minutes.** Commissioner Schmalz moved to approve the Board of County Commissioners Meeting Minutes for June 14, 2016. Commissioner Watson 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 9:33 a.m.

Signed this 12<sup>th</sup> day of July 2016.