

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

September 20, 2016

A regular meeting of the Board of County Commissioners of Gilpin County was held on September 20, 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 Brad Benning; and Deputy Clerk to the Board Sharon Cate.

Dory Lake Aeration System Agreement. The Dory Lakes Property Owners Association (DLPOA) and the County have an arrangement through which the County stores some of its water in Dory Lake. Today Public Works/Facilities Director Bill Paulman presented the Dory Lake Aeration System Agreement, saying a new system had been approved in the County's 2016 budget, but that it was conditioned upon DLPOA accepting full responsibility for the maintenance costs, including electricity. He further explained that the current system was not correct for this application, that the new system from Freestone Aquatics would not freeze, and that it carried a one-year warranty. After some discussion about the cost, Commissioner Watson moved to approve the Dory Lake Aeration System Agreement. Commissioner Schmalz seconded the motion, which passed by a vote of 3 to 0.

Resolution #16-10—Hazard Mitigation Plan. Communications Supervisor/Emergency Preparedness Coordinator Sgt. Kevin Armstrong presented Resolution #16-10, "Adopting the 2016 Gilpin County Hazard Mitigation Plan" for the Board of County Commissioners' consideration, saying that same plan that the Board had reviewed in a May work session, had also been reviewed by the Federal Emergency Management Agency (FEMA), which had approved it with no changes. He said that the final part of the Plan approval process was to adopt a Gilpin County Resolution, followed by resolutions in Central City and the City of Black Hawk. Once those are completed, Sgt. Armstrong submits them all to FEMA, making the County eligible for FEMA grants. Commissioner Watson moved to adopt Resolution #16-10, "Adopting the 2016 Gilpin County Hazard Mitigation Plan." Commissioner Schmalz seconded the motion, which passed by a vote of 3 to 0.

Clerk and Recorder's Monthly Report. Clerk and Recorder Colleen Stewart reported on operations in her office for the month of August, 2016, saying that the ballot had been completed and a sample would be posted on the County website soon. In response to a question from Commissioner Isenhart regarding election revenue, Clerk Stewart said the \$8,083.00 was a reimbursement from the Secretary of State's Office for using Dominion election equipment. She further noted that her office would receive a grant for a ballot drop-off box to be located at the Old Courthouse. Her final comment was that the August total revenues of \$218,000 were much higher than that month in previous years.

Subdivision Exemption—SBE #16-02. Community Development Director Tony Petersen presented an application for Robert Sayre and Bonney Sayre Moody to divide their family-owned homestead—Los Lagos Ranch—into four parcels averaging approximately 17.5 acres each. Robert Sayre, Bonney Sayre Moody, and Nick Hawkins were present for today's review. Director Petersen said all of the proposed parcels would be accessed by private roads, all had separate water wells and septic systems, and that the total building envelope of all four parcels would be 7 acres, 10% of the total 70 acres. Conservation easement would be granted to Gilpin County preserving all surrounding lands outside the prescribed building envelopes, and the exemption would prohibit future land divisions including subdivision and subdivision exemption. He concluded his comments by saying that the four building sites would not affect water quantity in the area, and that he recommended approval of the application.

Discussion followed, including clarification that Los Lagos Ranch is owned by a family corporation, which also owns the water rights, and that their private fishing club was an existing condition controlled by the corporation. Director Petersen stated that today's actions were preliminary and that a final version of the plan and final plat would come before the Board at a later date for formal approval.

Commissioner Schmalz moved to adopt SBE #16-02, "Approving a Subdivision Exemption Preliminary Plan that would, upon Final Plat Approval, Create Parcels 1, 2, 3, and 4 from Two Existing Parcels Totaling 70 Acres, Located in Section 25, T1S, R73W in Gilpin County, Colorado," for Robert Sayre and Bonney Sayre Moody. Commissioner Watson seconded the motion, which passed by a vote of 3 to 0.

2017 County Holiday Schedule. County Manager Baker proposed the adoption of a list of 12 holidays to be observed by County offices during 2017. Commissioner Schmalz moved to approve the 2017 Holiday Schedule. Commissioner Watson 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. The jail is near capacity, with a significant increase in the percentage of female inmates, which impacts jail and staff, and will need to be addressed if the trend continues.

Bi-Monthly Project Update. Items included were: Dakota Mountain Lease; leasing space on the Sheriff's Office [cell service] towers; selling County-owned land and using proceeds for historic preservation; Gilpin Senior Living—land lease, land survey and water impacts; Central City cemeteries; shooting range—BLM vs. private; grants; Gilpin Connect healthcare transportation; broadband; employee medical self-funded insurance; and alternative power for the Justice Center campus.

Underfunded Courthouse Grant. Referring to the grant section of the report, Commissioner Watson noted that the deadline for the Underfunded Courthouse Grant, for which the Commissioners had agreed to apply at their September 6 meeting, was the end of September and asked Public Works Director Paulman about the progress. After some discussion, it was agreed to pursue the entire amount (previously estimated at \$900,000, and possibly higher now) for the roof replacement, with the understanding that the County could have to match half of that amount. Commissioner Watson further noted that First Judicial District Administrator Caren Stanley had already indicated that Chief Judge McNulty had endorsed the grant application.

DOLA Gaming Impact Committee Hearings. This year's Department of Local Affairs Gaming Impact Fund Committee hearings will be held at the Gilpin County Old Courthouse on September 28 and 29. County Manager Baker noted that applications would not be grouped by county, but rather by type.

Correspondence—Gaming Enforcement Division. Gilpin County has received written notification that its suggested revisions to Colorado Limited Gaming Rule 24 Limited Gaming Fund have been rejected.

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:

- three work sessions today after the Board's regular session, regarding a report from Wells Fargo representatives, camping near the Central City/Gilpin County cemeteries, and fire protection services in south county, then a joint work session with Central City Council in their chambers at 5:00 p.m.
- five-County breakfast meeting, September 21, in Idaho Springs
- DRCOG meeting on Boomer Bond funding and other subjects, after the breakfast, Idaho Springs City Hall
- Local Emergency Preparedness Committee, September 22 at the Sheriff's Office
- DOLA Gaming Impact Committee Hearings, September 28 and 29, Gilpin County Old Courthouse

Letter of Support—Colorado Opportunity Scholarship Initiative. The Board discussed submitting a letter of support for the Rocks Community College Foundation's application for funding from the Colorado Opportunity Scholarship Initiative (COSI). The Initiative endeavors to increase the attainment of postsecondary credentials and degrees for underserved student in Colorado. During discussion, Commissioner Watson asked if both Gilpin County RE-1 and Boulder Valley RE-2 school district student counts were used in calculating Gilpin County's grant allocations. Commissioner Isenhardt said she would try to find out if the number of Boulder Valley RE-2 students had been or could be applied. Commissioner Schmalz moved to approve submitting a letter of support for the Rocks Community College Foundation's application for funding from the Colorado Opportunity Scholarship Initiative, pending investigation of actual student counts. Commissioner Watson seconded the motion, which passed by a vote of 3 to 0.

Alton Scofield Award. Commissioner Watson said she would like to write a letter nominating Gilpin County CSU Extension Agent Dr. Irene Shonle for the Alton Scofield Award. This award recognizes outstanding performance by an Extension professional throughout their Extension career. Commissioner Watson moved to nominate Dr. Shonle for the award. Commissioner Schmalz seconded the motion, which passed by a vote of 3 to 0.

Public Hearing— Zoning Code Revisions—Resolution #16-08. Chair Isenhardt re-opened a public hearing for Resolution #16-08, "Approving Revisions to Sections 2.2, 2.3, 2.10, 2.11, 2.13, 2.15, 3.1, 4.3 and 7.0 of the Gilpin County Zoning Regulations," which was continued from the August 23, 2016, Board of County Commissioners meeting. Today Community Development Director Tony Petersen recapped discussion from the first meeting and from an open, public work session the Board held on September 6, 2016.

Chair Isenhardt opened the hearing to public comment. There being none, Chair Isenhardt closed the hearing to public comment.

Board discussion continued regarding each section to be revised, particularly Section 7.0, Sign Code.

Commissioner Watson moved to approve Resolution #16-08, "Approving Revisions to Sections 2.2, 2.3, 2.10, 2.11, 2.13, 2.15, 3.1, 4.3 and 7.0 of the Gilpin County Zoning Regulations," with the additional change to Sign Type 1 (temporary signs) of the Sign Code. Commissioner Schmalz seconded the motion, which passed by a vote of 3 to 0. Chair Isenhardt closed the public hearing. (The legal recording of the public hearing, including any public comment, is an audio file available through the Clerk and Recorder's Office.)

Adjournment to Executive Session. Commissioner Schmalz moved to adjourn into executive session, per CRS 24-6-402(4)e for negotiations. Commissioner Watson seconded the motion, which passed a vote of 3 to 0. There being no further business to come before the Board, they adjourned at 11:17 a.m.

Signed this 04th day of October, 2016.