

PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS, TELLER COUNTY, COLORADO, SEPTEMBER 25, 2003. IN ATTENDANCE WERE:

BOB CAMPBELL, VICE-CHAIRMAN    JIM IGNATIUS, COMMISSIONER  
SHERYL DECKER, ASSISTANT COUNTY ADMINISTRATOR  
CHRIS BRANDT, COUNTY ATTORNEY  
PATRICIA CROWSON, CLERK & RECORDER

9:15 The Board of County Commissioners of Teller County convened in regular session in the Teller County Centennial Building in Cripple Creek Vice-Chairman Campbell presiding. Mr. Ignatius gave the invocation. The Pledge of Allegiance was led by Mr. Campbell. Mr. Bergeman and Mr. Winkler were both excused.

MINUTES OF PREVIOUS MEETINGS:

No minutes were submitted.

ACCOUNTS PAYABLE:

**ACTION:** Mr. Ignatius moved and Mr. Campbell seconded that the Board **approve** the accounts payable run of September 25, 2003 in the amount of \$187,249.08 as presented. Both commissioners voted yes.

BOARD REPORTS:

Mr. Ignatius advised that Action 22 met concerning the state budget. The State Treasurer gave a presentation and there was a presentation concerning VLT's.

Mr. Ignatius congratulated Teller County Public Health regarding a grant called "Steps to a Healthier U.S." which is a community focused initiative to reduce the burden of asthma, diabetes and obesity. It is a 5-year program concerning K-12 as well as the community at large.

Mr. Ignatius and Mr. Campbell attended a fire and water work session.

Mr. Campbell reported on the County's and Forest Service's agreement concerning logging project in Hayman fire burn area. There have been many discussions but no acceptable agreements yet. The Board is trying to maintain Wildhorn Road and prevent damage from the logging.

9:25 TIME RESERVED FOR ELECTED OFFICIALS, DEPARTMENT HEADS AND PUBLIC WITHOUT AN APPOINTMENT:

**Steven Smith**, resident of High Chateau subdivision, wanted to bring to the county's attention his displeasure with the main road. Mr. Campbell spoke to the issue and asked Barry Pflug, Transportation Operations Supervisor, to address the matter.

9:30 COMMISSIONERS BUSINESS ITEMS:

PRESENTING SHERYL DECKER, ASSISTANT COUNTY ADMINISTRATOR

CONSIDER JOSEPH GARCIA FOR WORKFORCE INVESTMENT BOARD

**ACTION:** Mr. Ignatius moved and Mr. Campbell seconded to accept Joseph A. Garcia's appointment to the Workforce Investment Board. Both commissioners voted yes.

CONSIDER MEMORANDUM FROM FLEET SERVICE DIRECTOR REGARDING ROTATION OF EQUIPMENT OUT OF COUNTY'S FLEET

Dan Bennett, Fleet Service Director, is asking for permission to release these assets for sale or trade in.

**ACTION:** Mr. Ignatius moved and Mr. Campbell moved to **approve** the Director's request for an asset release of these vehicles. Both commissioners voted yes.

9:35 LEGAL MATTERS:

PRESENTING CHRIS BRANDT, COUNTY ATTORNEY

No report.

Recess

10:13 UAACOG HOUSING DEPARTMENT:

PRESENTING MARK JONES, REHAB SPECIALIST INSPECTOR

CONSIDER APPLICATION FOR HOUSING REHABILITATION ASSISTANCE TO BE SUBMITTED TO THE COLORADO DIVISION OF HOUSING TO INCLUDE THE COUNTIES OF TELLER, CHAFFEE, CUSTER, LAKE AND FREMONT BY THE UPPER ARKANSAS AREA COUNCIL OF GOVERNMENTS.

PRESENTING MARK JONES, REHAB SPECIALIST

This grant is used for low/moderate income housing in five counties. Preservation of quality, affordable housing is accomplished through both rehabilitating substandard housing and replacing severely deteriorated housing. This program year, 2003 and 2004, sixteen projects will be rehabilitated.

**ACTION:** Mr. Ignatius moved and Mr. Campbell seconded to **approve** signing of the application. Both commissioners voted yes.

10:25 CSDS - PLANNING:

PRESENTING JOYCE SHINAULT, ASSISTANT PLANNER

CONSIDERATION BY THE BOARD OF COUNTY COMMISSIONERS OF AN APPLICATION FROM KENT MUELLER, PERSONAL REPRESENTATIVE OF THE WYMAN E. MUELLER ESTATE, FOR A SUBDIVISION EXEMPTION PLAT ESTABLISHING LOT 1 MUELLER SUBDIVISION EXEMPTION ON A TRACT OF LAND LEGALLY DESCRIBED BY DISTANCE AND BEARINGS, BEING IN THE EAST ONE-HALF (E ½) OF SECTION 24, AND THE NORTHEAST ONE-QUARTER (NE 1/4) OF SECTION 25, ALL OF WHICH IS LOCATED IN TOWNSHIP 13 SOUTH, RANGE 70 WEST OF THE 6<sup>TH</sup> P.M., TELLER COUNTY, COLORADO, AND BEING GENERALLY LOCATED ALONG THE EAST SIDE OF STATE HIGHWAY 67 NORTH OF THE ENTRANCE TO MUELLER STATE PARK.

**ACTION:** Mr. Ignatius moved and Mr. Campbell seconded to **approve Resolution #09-25-03(40)** as presented. Both commissioners voted yes.

10:35 CSDS - PLANNING:

PRESENTING PAUL CLARKSON, DIRECTOR COMMUNITY DEVELOPMENT SERVICES

CONSIDER THE RECOMMENDATION OF THE PLANNING COMMISSION ON A REQUEST FROM PETE KUYPER ON BEHALF OF PK ENTERPRISES, TELLER COUNTY AND TELLER COUNTY FACILITIES CORPORATION FOR A CONSOLIDATED TELLER COUNTY SERVICE CENTER WHICH IS PROPOSED TO INCLUDE, BUT NOT BE LIMITED TO, THE SHERIFF'S DEPARTMENT, JAIL, TRANSPORTATION OPERATIONS, FLEET SERVICES FACILITIES AND A WASTE TRANSFER FACILITY (PROPOSED TO BE OPERATED BY AN OUTSIDE

OPERATOR ON A LEASED PORTION OF THE FACILITIES CORPORATION OWNED PROPERTY), AND FOR A DEVELOPMENT PLAN FOR COMMERCIAL AND RESIDENTIAL USES ON PROPERTY OWNED BY PETE KUYPER, SOUTH AND WEST OF THE TELLER COUNTY SERVICE CENTER. THE APPLICATION AND THEIR RELATED DEVELOPMENT PLANS TO BE CONSIDERED ARE: (1) A REGULATION CHANGE TO AMEND THE DIVIDE REGIONAL GROWTH AND CONSERVATION MAP AND THE DIVIDE TOWN GROWTH AND CONSERVATION MAP; (2) AN AMENDMENT TO THE HIGHLANDS OF DIVIDE SKETCH PLAN WITHOUT LIMITATION INCLUDING LAND AREA NOT PREVIOUSLY CONSIDERED, (3) ZONE CHANGES FROM THE CURRENT A-1, C-PAGE 4 OF 5, BOCC 9-25-03 1, R-1 (PUD) AND PBC ZONING (PLANNED BUSINESS CENTER) TO PIC (PLANNED INDUSTRIAL CENTER), C-1 AND R-1(PUD) AND R-2(PUD)(RESIDENTIAL, (4) AMENDMENTS TO THE HIGHLANDS OF DIVIDE PRELIMINARY PLAN WITHOUT LIMITATION INCLUDING LAND AREA NOT PREVIOUSLY CONSIDERED AND, (5) A FINAL PLAT FOR HIGHLANDS OF DIVIDE, FILING NO. 3 TOGETHER WITH AN AMENDMENT TO THE FINAL PLAT DEVELOPMENT AGREEMENT FOR HIGHLANDS OF DIVIDE, FILING NO. 2. THE PROPERTY IS LEGALLY DESCRIBED AND AS A PORTION OF KUYPER/PK PROPERTY, ALL ON 58.3 ACRES OF LAND LOCATED IN THE SW 1/4 OF SECTION 6 AND THE NW1/4 OF SECTION 7, TOWNSHIP 13S, RANGE 69W, SOUTHEASTERLY OF THE INTERSECTION OF HIGHWAYS 24 AND 67 IN DIVIDE;

**ACTION:** Mr. Ignatius moved and Mr. Campbell seconded to **accept Resolution #09-25-03(41)** as written approving the written resolution for an amendment to the Teller County Land Use Regulations MA-55 as presented. Both commissioners voted yes.

**ACTION:** Mr. Ignatius moved and Mr. Campbell seconded to **accept Resolution #09-25-03(42)** as written approving a sketch plan amendment as written to the Highlands of Divide, together with the inclusion of parcels not previously considered. Both commissioners voted yes.

**ACTION:** Mr. Ignatius moved and Mr. Campbell seconded to **accept Resolution #09-25-03(43)** as written approving the preliminary plan amendment to the Highlands of Divide, Filing 2, together with the inclusion of parcels not previously considered. Both commissioners voted yes.

**ACTION:** Mr. Ignatius moved and Mr. Campbell seconded to **accept Resolution #09-25-03(44)** as written approving the rezoning of portions of lands located in the SW 1/4 of Section 6 and the NW 1/4 of Section 7, Township 13S, Range 69W of the 6<sup>th</sup> PM, Southeasterly of the intersection of Highways 24 and 67, Divide. Both commissioners voted yes.

**ACTION:** Mr. Ignatius moved and Mr. Campbell seconded to **accept Resolution #09-25-03(45)** as written approving the final plat and associated development agreement for Highlands of Divide, Filing No. 3. Both commissioners voted yes.

THERE BEING NO FURTHER BUSINESS, THE MEETING WAS ADJOURNED AT 12:20 P.M.

APPROVED \_\_\_\_\_  
Vice-Chairman, Board of County Commissioners

ATTEST \_\_\_\_\_  
Clerk & Recorder