

PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS, TELLER COUNTY,
COLORADO, **OCTOBER 9, 2003**. IN ATTENDANCE WERE:

JERRY BERGEMAN, CHAIRMAN
BOB CAMPBELL, VICE-CHAIRMAN
JIM IGNATIUS, COMMISSIONER

GREG WINKLER, COUNTY ADMINISTRATOR
CHRIS BRANDT, COUNTY ATTORNEY
CHRISTI HEPPARD, DEPUTY 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 with Chairman Bergeman presiding. Mr. Bergeman gave the invocation. The Pledge of Allegiance was led by Ms. Dar Conran.

MINUTES OF PREVIOUS MEETINGS: No minutes were available.

ACCOUNTS PAYABLE: Mr. Campbell moved and Mr. Ignatius seconded that the Board **approve** the accounts payable run of October 7, 2003, in the amount of \$ 273,450.97 as presented. All commissioners voted yes.

BOARD REPORTS:

Mr. Ignatius reported that he and Mr. Campbell had attended a commissioner's conference in Denver on October 7, 2003.

Mr. Campbell reported that a reception would be held for Jim Ledieritz, who is retiring from his position as Emergency Preparedness Director. He announced that the public was welcome to attend.

Mr. Bergeman gave information regarding a gaming impact grant request.

9:25 COMMISSIONER'S BUSINESS ITEMS:

PRESENTING: GREG WINKLER, COUNTY ADMINISTRATOR

CONSIDER RESOLUTION PROHIBITING THE OPERATION OF COMMERCIAL VEHICLES ON CERTAIN ROADS IN TELLER COUNTY:

Mr. Campbell stressed that the intent of the resolution was to encourage the Forest Service to provide reimbursement to the County for potential damage to county roads resulting from logging in the Hayman Fire burn area.

ACTION: Mr. Campbell moved and Mr. Ignatius seconded that the Board **approve resolution 10-09-2003(46)**. All commissioners voted yes.

CONSIDER RATIFICATION OF APPOINTMENT OF CAROLYN HAIRE AS A REGULAR MEMBER TO THE RAMPART REGIONAL LIBRARY DISTRICT BOARD:

ACTION: Mr. Campbell moved and Mr. Ignatius seconded that the board **ratify the appointment**. All commissioners voted yes.

9:37 LEGAL MATTERS:

PRESENTING: CHRIS BRANDT, COUNTY ATTORNEY

CHRISBENS: The Chrisbens' have been discharged in the Bankruptcy.

RICHARD BOWLES-FAIR CAMPAIGN PRACTICES ACT: The complaint has been dismissed.

10.21 TIME RESERVED FOR ELECTED OFFICIALS AND THE PUBLIC WITHOUT PRIOR APPOINTMENT:

Dar Conran, Navajo Mountain Mesa, asked if Road Grader T26, was missing. She requested that an investigation be conducted if the grader had been misplaced.

Mr. Bergeman and Mr. Ignatius responded that neither had heard that a road grader was missing. Mr. Bergeman directed Mr. Logsdon to follow up on the matter.

Mr. Bergeman reported that his name and phone number had been erroneously deleted from the Ute Pass phonebook.

9:39 EMPLOYEE SERVICE AWARDS:

PRESENTING: ALAN JORDAN, ASSESSOR

Mr. Jordan presented a five-year service award to D. J. Smith.

9:40 CONSIDER REQUEST TO DESIGNATE OCTOBER AS BREAST CANCER AWARENESS MONTH:

PRESENTING: CHRIS RUBIN, DIRECTOR OF PUBLIC HEALTH

Ms. Rubin gave a background history regarding the Breast Cancer Foundation and it's founders. She read the proposed resolution.

ACTION: Mr. Ignatius moved and Mr. Campbell seconded that the Board **approve Resolution Number 10-09-2003(47)**. All commissioners voted yes.

9:45 CONSIDER REQUEST FOR TRANSFER OF LIQUOR LICENSE FROM YES WE CAN!, INC., FOR THE THUNDERHEAD INN:

PRESENTING: REGINA QUICK

Ms. Quick stated that all requirements had been met and the application appeared to be in order. She also announced that the applicant was available for questions.

Mr. Campbell asked for clarification regarding the lease.

ACTION: Mr. Ignatius moved and Mr. Campbell seconded that the Board **approve the application for transfer**. All commissioners voted yes.

Recess

10:25 CDSD-PLANNING: CONSIDER PLANNING COMMISSION RECOMMENDATION TO AMEND THE TELLER COUNTY LAND USE REGULATION REGARDING NUMBER OF DWELLING UNITS ALLOWED ON THE SAME LOT, PARCEL OR TRACT OF LAND IN THE A-1 ZONE DISTRICT (DE-20-3 DENSITY AND PARCEL SIZE-ZONING DISTRICT STANDARDS); TO RE-DEFINE "ACCESSORY USE OR STRUCTURE" AND DEFINE AND SET CRITERIA FO AND "ACCESSORY DWELLING UNIT" (AC-20 ACCESSORY USE OR STRUCTURE); TO REDEFINE "GUEST HOUSE" (GU-60 GUEST HOUSE); AMEND DE-20-5 DUAL ZONING; AMEND N0-10 NONCONFORMING USE OR STRUCTURE; AND AMEND TABLE 1 USES AND ZONES TO CLARIFY THAT ACCESSORY USES AND STRUCTURES ARE PERMITTED (P) USES, TO CLARIFY THAT TWO FAMILY DWELLINGS ARE ALLOWED BY CONDITIONAL USE PERMIT IN THE R-1 ZONE DISTRICT, AND TO PERMIT GUEST HOUSES AND/OR ACCESSORY DWELLING UNITS IN THE A-1 ZONE DISTRICT:

PRESENTING: JEAN GARREN, PLANNING DEPARTMENT

Ms. Garren provided background information regarding current land use regulations. She also outlined the proposed changes and read the proposed resolution.

Ms. Conran asked for clarification regarding the A-1 classification and asked if the change would allow a significant amount of dwellings on one parcel. Ms. Garren clarified that the property must be zoned and assessed for agricultural use.

Mr. Bergeman responded that multiple dwellings were allowed and permitted in order to allow farmers and ranchers to house their families and employees. He also stated that the intent of the change was to reduce the number of dwellings allowed on parcels designated A-1.

Ms. Conran expressed her concerns that some landowners may be abusing the A-1 zoning and assessment status.

Mr. Bergeman restated that the intent of the Land Use Regulation change was to limit the amount of dwellings available on large parcels.

ACTION: Mr. Campbell moved and Mr. Ignatius seconded that the Board **approve Resolution 10-09-2003(48)**. All commissioners voted yes.

10:55 Mr. Logsdon explained that a grader was left in the Florissant Heights subdivision. He reported that the grader was never lost, but was parked temporarily for later use in the area.

Recess

11:00 CONSIDER SUBLEASE AGREEMENT WITH WASTE MANAGEMENT OF PROPERTY OWNED BY THE TELLER COUNTY FACILITIES CORPORATION, AND LEASED BY TELLER COUNTY LOCATED IN DIVIDE COLORADO:

PRESENTING: GREG WINKLER

Mr. Winkler gave information regarding the proposed solid waste transfer station. He announced that Teller County and Waste Management would enter into an agreement regarding this station. He summarized the terms and length of the lease.

Mr. Bergeman commented on the possibility of Waste Management subcontracting for waste transfer services.

Paul Clarkson, Director of Community Development Service Division, commented on the status of the building permit. He stated that he had been in contact with the engineer, but has not yet received an application for building permit.

Mr. Winkler provided information regarding proposed road improvements.

Discussion was held regarding the possibility of extending the current permit depending upon completion of construction.

Mr. Winkler summarized the host agreement and provided specific information regarding tonnage fees.

Mr. Campbell stated that the transfer station services would be available to the public.

ACTION: Mr. Ignatius moved and Mr. Campbell seconded that the Board **approve the lease and authorize the Chairman to sign.** All commissioners voted yes.

THERE BEING NO FURTHER BUSINESS, THE MEETING WAS ADJOURNED AT 11:25 A.M.

Chairman, Board of County Commissioners

Clerk & Recorder

APPROVED _____

ATTEST _____