

PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS, TELLER COUNTY, COLORADO,
MARCH 25, 2004. IN ATTENDANCE WERE:

JERRY BERGEMAN, CHAIRMAN SHERYL DECKER, ASSISTANT COUNTY ADMINISTRATOR
BOB CAMPBELL, VICE-CHAIRMAN CHRISTI HEPPARD, DEPUTY CLERK & RECORDER
JIM IGNATIUS, COMMISSIONER

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. Ignatius gave the invocation. The Pledge of Allegiance was led by Ms. Decker.

MINUTES OF PREVIOUS MEETINGS:

Discussion was held regarding a misprint in the Gold Rush Newspaper. The newspaper incorrectly reported that Teller County retained approximately \$190,000,000.00 in Payment in Lieu of Taxes funds. The actual retained amount was approximately \$190,000.00.

ACTION: Mr. Campbell moved and Mr. Ignatius seconded that the Board **approve the March 11, 2004 minutes, as presented.** All commissioners voted yes.

ACCOUNTS PAYABLE:

ACTION: Mr. Campbell moved and Mr. Ignatius seconded that the Board **approve the accounts payable run of March 25, 2004 in the amount of \$316,335.19, as presented.** All commissioners voted yes.

BOARD REPORTS:

Mr. Ignatius reported that Colorado Counties, Inc. is working on the RS2477 procedures. Information was provided regarding the history of roads designated as RS2477 roads. Mr. Ignatius mentioned that Congressman MacInnis and Congressman Udall were working with CCI on the matter.

Mr. Bergeman spoke regarding Teller County's involvement in a local dispute regarding an RS2477 road, and, he reported that this issue affects states and counties nationwide.

Mr. Campbell reported that the Central Front Range Transportation Planning Committee meeting was held at the Aspen Mine Center on March 24, 2004. Attendance at the meeting was good. He gave information about continuing CFRTPC meetings. Mr. Campbell also reported that he attended a CCI legislative meeting. The Joint Budget Committee budgeting process is being reviewed and negotiated. He reported that the JBC had received significant input from senior organizations. The JBC has also received input regarding the potential State Park closures.

Ms. Evhlynn Graham, Pikes Peak Workforce Center, announced that a job fair would be held on April 1, 2004 at the Aspen Mine Center. The job fair will include workshops intended to assistance potential employees in preparing for entry into the workforce.

Mr. Campbell will attend a briefing on March 26, 2004 with the Colorado State Forest Service, the US Forest Service, National Parks Service, and the Rocky Mountain Research Station to begin discussions regarding the Front Range Fuel Treatment Partnership. The project is part of the Healthy Forest Program.

Ms. Decker reported that the Slash/Mulch program will open April 7, 2004 in Woodland Park and Divide.

Mr. Bergeman thanked all participants and donors who participated in the St. Baldrick's Foundation fundraiser for children's cancer research. More than \$5,000 was raised between Teller County and the Cripple Creek and Victor Gold Mine.

9:30 TIME RESERVED FOR ELECTED OFFICIALS, DEPARTMENT HEADS AND THE PUBLIC WITHOUT PRIOR APPOINTMENT:

Curt Logsdon, Director of Department of Transportation, stated that his department has applied for two Federal grants for local road improvements.. He has received confirmation that the grant for Teller County Road One guardrail replacement was awarded in the amount of \$590,300.00. The County will be required to provide a match of 2% to 12% of the total grant. He mentioned his concerns regarding the rising price of steel.

9:34 EMPLOYEE SERVICE AWARDS:

The presentation of awards was postponed until April due to scheduling conflicts.

9:35 CONSIDER APPROVAL OF CORRECTIONS AND ADJUSTMENTS TO TELLER COUNTY TAX WARRANTS:

PRESENTING: CONNIE JOINER, TELLER COUNTY TREASURER

Ms. Joiner stated that the corrections were a result of abatements or adjustments in valuations. There are 11 items totaling a net reduction of \$116.20.

ACTION: Mr. Ignatius moved and Mr. Campbell seconded that the Board **approve the corrections and adjustments, as presented.** All commissioners voted yes.

9:37 COMMISSIONER'S BUSINESS ITEMS:

PRESENTING: SHERYL DECKER, ASSISTANT COUNTY ADMINISTRATOR

CONSIDER APPROVAL OF AMENDMENT TO COOPERATIVE LAW ENFORCEMENT AGREEMENT BETWEEN THE TELLER COUNTY SHERIFF'S OFFICE AND THE U.S. DEPARTMENT OF AGRICULTURE, FOREST SERVICE PIKE NATIONAL FOREST:

The agreement has been prepared in the event that cooperative law enforcement efforts become necessary.

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

CONSIDER APPROVAL OF PRENATAL PLUS CONTRACT FOR THE PUBLIC HEALTH DEPARTMENT WITH DANA LEE COLLINS, MA DBA DANA LEE COLLINS, MA ENTERPRISES:

ACTION: Mr. Ignatius moved and Mr. Bergeman seconded that the Board **approve the contract.** Mr. Ignatius and Mr. Bergeman voted yes. Mr. Campbell recused himself to avoid the appearance of a conflict of interest.

CONSIDER APPROVAL OF LIMITED AMENDMENT #1 FOR COLORADO DEPARTMENT OF HEALTH AND ENVIRONMENT WIC PROGRAM:

The amendment increases the amount to \$93,861.00

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

CONSIDER RANKING OF ENERGY AND MINERAL IMPACT ASSISTANCE PROGRAM APPLICATION FOR VACUUM TENDER/PUMPER FIRE TRUCK FOR THE DIVIDE FIRE PROTECTION DISTRICT:

The Divide Fire Protection District has requested a grant for a fire pumper truck. This was the only request received.

ACTION: Mr. Ignatius moved and Mr. Campbell seconded that the Board **rank the request as number one.** All commissioners voted yes.

CONSIDER REQUEST TO REAPPOINT MR. WEAVER TO THE TELLER COUNTY BOARD OF REVIEW:

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

CONSIDER APPROVAL OF IMPACT ASSISTANCE GRANT APPLICATION FOR THE DIVISION OF WILDLIFE:

The PILT grant is for \$1,482.63 affecting 14,216.72 acres that are owned by the Division of Wildlife. The amount reflects \$9.59 per acre.

ACTION: Mr. Campbell moved and Mr. Ignatius seconded that the Board **approve the grant application, as presented.** All commissioners voted yes.

CONSIDER RESOLUTION DESIGNATING THE COUNTY ZONING OFFICIAL AND BUILDING INSPECTOR ACCORDING TO COLORADO REVISED STATUTES:

Ms. Decker read the proposed resolution.

ACTION: Mr. Ignatius moved and Mr. Campbell seconded that the Board **approve Resolution 03-25-2004(9), as presented.** All commissioners voted yes.

CONSIDER MEMORANDUM OF UNDERSTANDING BETWEEN THE STATE OF COLORADO, COLORADO DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT AND THE TELLER COUNTY ENVIRONMENTAL HEALTH DEPARTMENT:

The MOU outlines procedures for food license inspections.

ACTION: Mr. Campbell moved and Mr. Ignatius seconded that the Board **approve the memorandum of understanding, and to authorize the chairman to sign.** All commissioners voted yes.

9:49 LEGAL MATTERS:

PRESENTING: CHRIS BRANDT, COUNTY ATTORNEY

No matters were presented as legal counsel was not present.

9:50 CONSIDER A SUBDIVISION EXEMPTION PLAT FOR BAR KAT SUBDIVISION ADJUSTING THE LOT LINE BETWEEN TWO PREVIOUSLY UNPLATTED A1 ZONED PARCELS ND CREATING APPROPRIATE UTILITY EASEMENTS:

PRESENTING: PAUL CLARKSON

Mr. Clarkson reported that the transaction was a land exchange between two neighboring property owners, and that the transaction is appropriate under Teller County Land Use Regulations. He read the proposed resolution.

ACTION: Mr. Ignatius moved and Mr. Campbell seconded that the Board **approve Resolution 03-25-2004(10), as presented.** All commissioners voted yes.

9:55 CONSIDER VACATION OF A PORTION OF TROUT HAVEN ROAD ADJOINING A PORTION OF LOT 1 EXCEPT THE SOUTHWEST 50 FEET THEREOF AND THE SOUTHWEST 50 FEET OF LOT 1, TROUT HAVEN ESTATES- FIRST FILING:

PRESENTING: PAUL CLARKSON

Mr. Clarkson commented that all of these related agenda items should be contingent upon approval of the other related items, and provided information regarding the previous vacation of portions of Trout Haven Road.

CSDS staff has recommended approval of the requested road vacation. He read the proposed resolution.

ACTION: Mr. Campbell moved and Mr. Ignatius seconded that the Board **approve Resolution 03-25-2004(11), as presented.** All commissioners voted yes.

10:05 CONSIDER THE ACCEPTANCE OF DEEDS TO A TRACT OF LAND (TRACT A) AS DESCRIBED, SHOWN AND DEDICATED ON THE EXEMPTION PLAT OF THE LOST DUTCHMAN SUBDIVISION EXEMPTION ON WHICH PUBLIC IMPROVEMENTS WILL BE CONSTRUCTED:

PRESENTING: PAUL CLARKSON

Mr. Clarkson restated that this item is directly related to the previous agenda item. The request was reviewed by the Teller County Department of Transportation, which recommended approval. Mr. Clarkson read the proposed resolution.

ACTION: Mr. Ignatius moved and Mr. Campbell seconded that the Board **approve Resolution 03-25-2004(12), as presented.** All commissioners voted yes.

10:07 CONSIDER A PUBLIC IMPROVEMENTS AGREEMENT THAT GUARANTEES THE COMPLETION OF IMPROVEMENTS TO A PORTION OF TROUT HAVEN ROAD, TROUT HAVEN ESTATES-FIRST FILING:

PRESENTING: PAUL CLARKSON

Pete Kuyper, Divide, clarified the location of the road vacation and improvements.

Mr. Clarkson read the proposed resolution.

ACTION: Mr. Campbell moved and Mr. Ignatius seconded that the Board **approve Resolution 03-25-2004(13), as presented.** All commissioners voted yes.

10:13 CONSIDER AN EXEMPTION PLAT FOR LOST DUTCHMAN SUBDIVISION EXEMPTION-A PORTION OF LOT 1 EXCEPT THE SOUTHWEST 50 FEET THEREOF AND THE SOUTHWEST 50 FEET OF LOT 1, A VACATED PORTION OF TROUT HAVEN ROAD CONTIGUOUS TO SAID PORTIONS OF LOT 1, AND A PORTION OF TRACT A AS DESCRIBED ON SAID PLAT:

PRESENTING: PAUL CLARKSON

Mr. Clarkson explained that the subdivision exemption plat was a culmination of the previous agenda items. He read the proposed resolution.

ACTION: Mr. Ignatius moved and Mr. Campbell seconded that the Board **approve Resolution 03-25-2004(14), as presented.** All commissioners voted yes.

Mr. Bergeman directed Mr. Clarkson to verify that property zoned and assessed A-1 does not require a building permit for agricultural structures. Mr. Bergeman directed Ms. Decker to consult with CDSO regarding streamlining the application process for subdivision exemption plats.

10:23 CONSIDER APPROVAL OF THE PROGRAM YEAR 2004 GRANT AGREEMENT WITH THE COLORADO DEPARTMENT OF LABOR FOR PIKES PEAK WORKFORCE CENTER FUNDING:

PRESENTING: EVELYN GRAHAM

Ms. Graham clarified that the purpose of the agreement was to implement and deliver services provided by the Pikes Peak Workforce Center.

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

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10:40 CONSIDER APPROVAL OF THE 2004 TELLER COUNTY AMBULANCE LICENSES:

PRESENTING: GREG GRISWOLD, EMERGENCY PREPAREDNESS DIRECTOR

Mr. Griswold reported that he had inspected the equipment and vehicles. All were deemed acceptable under County guidelines. The licenses are for Woodland Park Ambulance Service, Southwest Teller County Hospital Ambulance Service, High Country Ambulance Service and Four Mile Ambulance Service.

ACTION: Mr. Ignatius moved and Mr. Campbell seconded that the Board **approve the licenses, as presented.** All commissioners voted yes.

10:45 CONSIDER REQUEST FOR ABATEMENT FROM THE FRED PASTERNAK REVOCABLE TRUST ON PROPERTY ADDRESSED AS 155 GRANITE LANE OR PARCEL NO. R0008786:

PRESENTING: ALAN JORDAN, ASSESSOR

Mr. Bergeman read a card sent by Freda Griffin, a Teller County property owner, complimenting Mr. Jordan and his office staff.

Mr. Jordan asked that the Board deny the abatement petition based on comparable property valuations.

ACTION: Mr. Campbell moved and Mr. Ignatius seconded that the Board **deny the petition for abatement.** All commissioners voted yes.

THERE BEING NO FURTHER BUSINESS, THE MEETING WAS ADJOURNED AT 10:50 AM.

APPROVED _____
Chairman, Board of County Commissioners

ATTEST _____
Clerk & Recorder