

PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS,
TELLER COUNTY, COLORADO, SEPTEMBER 11, 2008. IN
ATTENDANCE WERE:

JIM IGNATIUS, CHAIRMAN
BOB CAMPBELL, VICE CHAIRMAN
BUCK BUCKHANAN, COMMISSIONER
SHERYL DECKER, COUNTY ADMINISTRATOR
CHRIS BRANDT, COUNTY ATTORNEY
CATHRYN LONDON, DEPUTY CLERK TO THE BOARD

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 Ignatius presiding. Mr. Buckhanan gave the invocation and Mr. Campbell led the Pledge of Allegiance.

MINUTES OF PREVIOUS MEETINGS:

ACTION: Mr. Campbell moved and Mr. Buckhanan seconded to approve the minutes of August 28, 2008 as corrected. All commissioners voted yes.

ACCOUNTS PAYABLE:

ACTION: Mr. Buckhanan moved and Mr. Campbell seconded that the Board **approve** the accounts payable run of September 10, 2008 in the amount of \$ 620,083.44 as presented. All commissioners voted yes.

BOARD REPORTS - LEGISLATIVE UPDATE:

Mr. Buckhanan:

- ~ Announced that on September 20th there will be a presentation by the Gold Camp Victorian Society at the cemetery called "Cemetery Talks"
- ~ Rural Philanthropy Days begins in Cripple Creek on September 24th.

Mr. Campbell:

- ~ County budget meetings were held September 8-9th.
- ~ On September 2nd, met with Sen. Salazar at his forum.
- ~ The Pikes Peak Workforce Center is looking for a new director.
- ~ *Cruise above the Clouds* will be held on September 11th in Woodland Park.

Mr. Ignatius:

~ Announced that the 11th Annual Rocky Mountain October Fest will be held.

~ The next Healthy Forest meeting will be held in Grand County on September 24th.

ELECTED OFFICIAL'S REPORT:

None.

ADMINISTRATOR'S REPORT:

SHERYL DECKER, COUNTY ADMINISTRATOR

~ Announced that Kim Mauthe is the new Director of Social Services.

~ Announced that the October 9th meeting of the Board must be moved to October 15th to avoid LGGF/DOLA meeting conflict.

ACTION: Mr. Campbell moved and Mr. Buckhanan seconded to approve moving the October 9th meeting to October 15th. All commissioners voted yes.

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

None.

9:25 EMPLOYEE SERVICE AWARDS:

None.

9:35 PIKES PEAK WORKFORCE CENTER:

PRESENTING LAURA WILLIAMS-PARRISH, GRANTS COORDINATOR, PPWFC

RATIFICATION OF CONTRACT FOR CONTINUED FUNDING FOR THE COLORADO YOUTH WORK INCENTIVE NETWORK OF SUPPORTS (WINS) DEMONSTRATION PROJECT.

ACTION: Mr. Buckhanan moved and Mr. Campbell seconded to ratify Mr. Campbell's signature of the Contract as presented. All commissioners voted yes.

9:40 CDSD – PLANNING:

~~CONSIDER REQUEST FOR APPROVAL FROM PINE CONSTRUCTION, INC. OF A SPECIAL EXEMPTION PLAT FOR AN UNPLATTED BOUNDARY ADJUSTMENT, CONSISTING OF THREE (3) PARCELS IN THE A-1 (AGRICULTURAL) ZONE DISTRICT. THE PROPERTY IS LOCATED IN A PORTION OF THE SOUTHWEST ONCE-QUARTER (SW ¼) OF SECTION 7, TOWNSHIP 12 SOUTH (T12S), RANGE 68 WEST (R68W) OF THE 6TH P.M., COUNTY OF TELLER, STATE OF COLORADO, MORE COMMONLY KNOWN AS 2330 RAMPART RANGE ROAD, WOODLAND PARK, COLORADO (Item pulled per Planning Department, rescheduled for September 25, 2008)~~

9:50 COMMISSIONERS BUSINESS ITEMS:

PRESENTING SHERYL DECKER, COUNTY ADMINISTRATOR

CONSIDER APPROVAL OF PROFESSIONAL SERVICES AGREEMENT WITH LAFARGE WEST, INC.

ACTION: Mr. Campbell moved and Mr. Buckhanan seconded to **approve** the PSA as presented, and including any modifications of language that may be made in response to changes requested by the contractor and approved by the county attorney. All commissioners voted yes.

CONSIDER APPROVAL OF PROFESSIONAL SERVICES AGREEMENT CHANGE ORDER NO. 1 WITH ADARAND CONSTRUCTORS.

ACTION: Mr. Buckhanan moved and Mr. Campbell seconded to **approve** the PSA Change Order No. 1 as presented. All commissioners voted yes.

CONSIDER APPROVAL OF AGREEMENT WITH BONDI & CO., LLC.

ACTION: Mr. Campbell moved and Mr. Buckhanan seconded to **approve** the agreement as presented. All commissioners voted yes.

CONSIDER APPROVAL OF AGREEMENT WITH SOUTH CENTRAL ALL-HAZARDS REGION FOR THE GIS DATA DELIVERY.

ACTION: Mr. Buckhanan moved and Mr. Campbell seconded to **approve** the agreement as presented, and authorize the Chair to sign. All commissioners voted yes.

CONSIDER APPROVAL OF PROFESSIONAL SERVICES AGREEMENT Change Order #1 WITH UTE PASS SAND AND GRAVEL.

ACTION: Mr. Buckhanan moved and Mr. Campbell seconded to **approve** the PSA as presented, not to exceed \$30,000. All commissioners voted yes.

CONSIDER ADDITIONAL ADMINISTRATIVE MATTERS RECEIVED AFTER AGENDA DEADLINES.

None.

10:05 LEGAL MATTERS:

PRESENTING CHRIS BRANDT, COUNTY ATTORNEY

No report at this time.

RECESS

RECONVENE

10:23 CSDS – PLANNING:

PRESENTING: PAUL CLARKSON, DIRECTOR

CONSIDER A REQUEST FROM THE CRIPPLE CREEK AND VICTOR GOLD MINING COMPANY (CC&V) FOR THE CRESSON PROJECT MINING DEVELOPMENT PLAN (MDP), WITHIN THE ESTABLISHED CRIPPLE CREEK MINING OVERLAY DISTRICT (CCMOD) TO BE REFERRED TO AS THE CRESSON PROJECT MINE LIFE EXTENSION.

Mr. Ignatius read the ground rules for an orderly meeting & made general remarks explaining the Board's role in this process.

(CD #2)

Dan Baader, Mayor of Cripple Creek spoke to the Board and announced that the City has had numerous meetings with the Cripple Creek/Victor Mine. Mayor Bader read an announcement indicating the City and CC&V had reached agreement regarding a revised mining plan that will minimize the visual impact upon the City. Mr. Baader stated that the City and CC&V had agreed to continue to work together to mitigate any problems as the project continues.

Mr. Clarkson gave a history of CC&V Mining and the application process and reviewed the Staff Report.

The Board asked questions of Mr. Clarkson regarding his report.

Mr. Clarkson read into the record Resolution #09-11-08(28) "Resolution Conditionally Approving Application for a Mining Development Plan Submitted by the Cripple Creek and Victor Gold Mining Company".

RECESS
(CD#3)
RECONVENE

Mr. Clarkson read into the record Resolution #09-11-08(29) "A Resolution Approving an Improvements Agreement for Certain Public Improvements Associated with the Conditional Approval of the Mining Development Plan Submitted by the Cripple Creek and Victor Gold Mining Company".

The Board asked questions of Mr. Clarkson.

PRESENTING: JANE MANNON, MANAGER OF COMMUNITY AFFAIRS OF CC&V

Ms Mannon reviewed the project, used maps to show areas impacted and addressed various previously expressed concerns regarding the project.

The Board asked questions of Ms. Mannon. Gary Goodrich, Environmental Director, CC&V, assisted Ms. Mannon in answering questions about bonding & other questions. CC&V proposed modifying the Resolution to

preclude activity in the North Cresson area until modification of the high wall can be proposed, considered and acted on.

In reply to a question about the status of Blackhills f/k/a Aquila's expansion, Jack Lorrens, a retiree from Aquila who was in the audience, stated that the project would take 2 years.

RECESS
(CD#4)
RECONVENE

Mr. Ignatius discussed the sign-up sheet and time limits.

Public Comment:

Mr. John Wilcox from Goldfield commented on the issue. Spoke in support of the mine and the economic benefits of it being in business in this area and it being an attraction in its own right.

Public Comment:

Ms. Nancy McDonald from Cripple Creek commented on the issue. Expressed a concern that the process is moving ahead too fast and that the changes will negatively impact tourism, home values and her quality of life.

Public Comment:

Ms. Melissa Trenary from Cripple Creek commented on the issue. Expressed a concern about the plans for reclamation and preservation of natural resources not being adequate.

Public Comment:

Ms. Serena Bielz from Victor commented on the issue, speaking as a private citizen, not as Mayor. She spoke in support of the mine and the improvements mining brought into local communities and Teller County for all citizens.

Public Comment:

Mr. Carl Poch from Cripple Creek commented on the issue. He had a concern about the 42 acres facing Cripple Creek (view shed) and wishes that section to be withdrawn from the application area.

12:58 pm There being no further public comment, Mr. Ignatius closed public comment.

The Board had questions for Ms. Mannon and Mr. Goodrich.

There was a further question from Mr. Ignatius about the North Cresson high wall area. There was a further question from Mr. Buckhanan regarding the visual reclamation solution for that high wall area. Mr. Campbell made comments.

There were discussions of possible modifications to the Resolutions. Mr. Brandt asked for some clarifications.

The Board recessed in order for Mr. Campbell, Mr. Brandt, Mr. Clarkson and Ms. Decker to prepare proposed modifications to the Resolutions read into the record earlier in the meeting

RECESSED

(CD#5)

RECONVENED

Copies of the revised resolutions were handed out to the Board and the audience.

Atty. Brandt pointed out the changes made to the resolutions.

Mr. Ignatius summarized the changes.

Ms. Mannon pointed out on the map, the location of the North Cresson area that would be involved in the proposed modification to the Resolutions.

CC&V agreed to revise Condition C in Resolution #28.

There being no further discussion, the matter was ready for a motion.

ACTION: Mr. Campbell moved and Mr. Buckhanan seconded to **approve Resolution #09-11-08(28)** “Resolution Conditionally Approving Application for a Mining Development Plan Submitted by the Cripple Creek & Victor Gold Mining Company” with the changes read by Mr. Brandt. All commissioners voted yes.

ACTION: Mr. Buckhanan moved and Mr. Campbell seconded to **approve Resolution #09-11-08(29)** “A Resolution Approving an Improvements Agreement for Certain Public Improvements Associated with the Conditional Approval of the Mining Development Plan Submitted by the Cripple Creek & Victor Gold Mining Company” with the changes read by Mr. Brandt. All commissioners voted yes.

THERE BEING NO FURTHER BUSINESS, THE MEETING WAS
ADJOURNED AT 2:30 P.M.

APPROVED _____
Chairman, Board of County Commissioners

ATTEST _____
Clerk & Recorder