

MEETING OF THE BOARD OF COUNTY COMMISSIONERS  
BOULDER COUNTY, THURSDAY, OCTOBER 22, 2009

The Board of County Commissioners of Boulder County met in regular session in full conformity with the law and resolution of said Board at the regular place of meeting in the Office of the Board of County Commissioners, Third Floor, Courthouse, Boulder, Colorado, on Thursday, October 22, 2009.

The meeting was called to order at approximately 9:18 a.m. by Chair Pearlman with the following present:

Ben Pearlman, Chair  
Cindy Domenico, Vice Chair  
Will Toor, Commissioner

9:00 a.m.

PRESENTER: Budget Office

Public Hearing: County Offices and Departments 2010 Budget Requests (9:18 – 9:54)

Legal notice was published in the newspaper of record in accordance with the statutory or regulatory requirements pertaining to this matter.

1. Sheriff's Office

Presenters: Margaret Parish, Budget Officer  
Joe Pelle, Boulder County Sheriff  
Tom Shomaker, Sheriff's Office

This item was for information only.

11:00 a.m.

PRESENTER: Budget Office

Public Hearing: County Offices and Departments 2010 Budget Requests (11:03 -- 11:40)

Legal notice was published in the newspaper of record in accordance with the statutory or regulatory requirements pertaining to this matter.

1. Fair Board

Presenter: Margaret Parish, Budget Officer  
Richard Biella, Boulder County Fair Board President

This item was for information only.

2. Parks & Open Space

Presenters: Margaret Parish, Budget Officer  
Ron Stewart, Parks and Open Space Department Director

This item was for information only.

2:00 p.m.

PRESENTER: Land Use Department

Public Hearing: Docket SE-09-0018 (Arrasmith Lot Recognition); Subdivision Exemption to recognize Lots 17-20 of Block 14, Niwot, as two legal building lots. The proposed property is

located in the Niwot Rural Community District II Zoning District, at 471 Franklin Street, west of and adjacent to Franklin Street between 4th & 5th Avenues, Niwot, in Section 25, T2N, R70W.  
(2:03 – 2:18)

Legal notice was published in the newspaper of record in accordance with the statutory or regulatory requirements pertaining to this matter.

Presenters: Hannah Hippely, Land Use Department

Present: Larry Hoyt, County Attorney

Speakers: Steve Arrasmith, applicant

#### ACTION

Commissioner Toor moved to approved Docket #SE-09-0018, in accordance with staff recommendations, commitments of record by applicant and with additional conditions as discussed and contained within the official record. Commissioner Domenico seconded the motion.

VOTE:PEARLMAN, aye; DOMENICO, aye; TOOR, aye. Motion carried 3-0.

[Note: At approximately 2:30 p.m., the Board held administrative meetings in the Small Conference Room.]

3:00 p.m.

PRESENTER: Commissioners' Office  
Employee of the Month Award for October. (3:07 – 3:15)

Legal notice was published in the newspaper of record in accordance with the statutory or regulatory requirements pertaining to this matter.

In a ceremony held in the Commissioners' Hearing Room, Brent Bradford was named employee of the month for October. The employee of the month received a certificate, a lapel pin, and a check for \$200. There is no tape of this event as it was held offsite.

10:00 a.m.

#### **BUSINESS MEETING**

(10:06 – 10:19)

(10:31 – 10:42)

#### **OLD BUSINESS:**

#### **PARKS AND OPEN SPACE DEPARTMENT:**

1. Parks & Open Space Department: Steen CE II / Murphy (Rene) Property; County proposes to purchase approximately 10.5 acres of land located east of the Town of Jamestown, approximately 5 acres of land located south of the townsite of Caribou, and a conservation easement interest over approximately 131.6 acres of land located east of the Town of Gold Hill. Tabled from 10/8/09. (10:06 -- 10:19)

Legal notice was published in the newspaper of record in accordance with the statutory or regulatory requirements pertaining to this matter.

Presenters: Jim Daus, Parks and Open Space Department

Speakers: None

ACTION

Commissioner Toor moved to approve the purchase as described and with modifications and conditions as discussed in hearing and contained within the official record. Commissioner Domenico seconded the motion.

VOTE:PEARLMAN, aye; DOMENICO, aye; TOOR, aye. Motion carried 3-0.

10:30 a.m.

**NEW BUSINESS:**

**HOUSING AUTHORITY CONSENT ITEMS:**

2. Housing Authority: Amendment to the Housing Crisis Prevention Project agreement with the Department of Housing and Human Services to increase funding (\$300,000).

ACTION

Commissioner Toor moved approval of Item No. 2. Commissioner Domenico seconded the motion.

VOTE:PEARLMAN, aye; DOMENICO, aye; TOOR, aye. Motion carried 3-0.

**COMMISSIONERS CONSENT ITEMS:**

3. Housing and Human Services Department: Amendment to the Housing Crisis Prevention Project agreement with the Housing Authority to increase funding (\$300,000). Same document as in Item #2. needs to be approved by the Housing Authority Board and the Board of County Commissioners.
4. Workforce Boulder County: Renewal of the grant-funded lease agreement with Colorado Industrial Portfolio LLC for office space at 1500 Kansas Avenue in Longmont (\$427,680 for 5 years).
5. Transportation Department: Grant-funded agreement with the Colorado Department of Transportation for construction of a bike/pedestrian trail from 83<sup>rd</sup> Street in Niwot to 95<sup>th</sup> Street in Longmont (\$431,000), with Resolution 2009-141 approving the agreement.

ACTION

Commissioner Domenico moved approval of Items No. 3 through 5. Commissioner Toor seconded the motion.

VOTE:PEARLMAN, aye; DOMENICO, aye; TOOR, aye. Motion carried 3-0.

**COMMISSIONERS DISCUSSION ITEMS:**

Elected Officials and Department Heads Matters

6. County Attorney's Office: Employee Legal Representation Agreement with Peter Arguello.

Presenter: Madeline Meacham, Chief Deputy County Attorney

ACTION

Commissioner Domenico moved approval of Item No. 6. Commissioner Toor seconded the motion.

VOTE:PEARLMAN, aye; DOMENICO, aye; TOOR, aye. Motion carried 3-0.

7. Resource Conservation Division: Letter Agreement with the Town of Erie regarding the Town's contribution to construction of a Hazardous Materials Management Facility (\$10,720).

ACTION

Commissioner Toor moved approval of Item No. 7. Commissioner Domenico seconded the motion.

VOTE:PEARLMAN, aye; DOMENICO, aye; TOOR, aye. Motion carried 3-0.

8. Land Use Department: Request for an additional one-year extension to complete the post-approval requirements for Docket SE-07-012 (Bender / Nemeth BLA).

Presenter: Hannah Hippely, Land Use Department

ACTION

Commissioner Domenico moved approval of Item No. 8. Commissioner Toor seconded the motion.

VOTE:PEARLMAN, aye; DOMENICO, aye; TOOR, aye. Motion carried 3-0.

9. Parks & Open Space Department:  
a. G.E.M. Holdings LLC request for an extension of the Option to Terminate the Conservation Easement over Outlots A & B of the Lane Farms NUPUD;  
b. Proposed donation of a Conservation Easement by Justin L. McClure (3.6 acres located near the Town of Ward).

Presenter: Jen Dziuvenis, Parks and Open Space Department  
Jim Daus, Parks and Open Space Department

ACTION

Commissioner Domenico moved approval of Item No. 9a. Commissioner Toor seconded the motion.

VOTE:PEARLMAN, aye; DOMENICO, aye; TOOR, aye. Motion carried 3-0.

ACTION

Commissioner Toor moved approval of Item No. 9b. Commissioner Domenico seconded the motion.

VOTE:PEARLMAN, aye; DOMENICO, aye; TOOR, aye. Motion carried 3-0.

10. Assessor's Office: Report concerning 2009 Real and Personal Property Valuations and Appeals.

Presenter: Jerry Roberts, County Assessor

This item was for information only.

Administrative Matters

11. Scheduling and Communications.

None.

Upon motion duly made, seconded and passed unanimously, this meeting was adjourned by the Commissioners at approximately 3:15 p.m.

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Deputy Clerk to the Board

**[Note: All documents referred to in these Minutes of Commissioners' Proceedings are on file and may be reviewed in the Office of the Boulder County Commissioners.]**