

MEETING OF THE BOARD OF COUNTY COMMISSIONERS
BOULDER COUNTY, TUESDAY, JULY 1, 2008

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 Tuesday, July 1, 2008.

The meeting was called to order at approximately 10:31 a.m. by Chair Pearlman with the following present:

Ben Pearlman, Chair
Will Toor, Vice Chair (excused all day)
Cindy Domenico, Commissioner

11:00 A.M.

PUBLIC COMMENT

Members of the public may address the County Commissioners on any county related issues.
(11:02 – 11:34) (52:36, Tape No. 33/DAT recorder, "counter" mode)

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

Speakers: Grant VonLetkemann, Boulder Rifle Club
David Levin, Eldorado Springs
Alan Brown, Eldorado Springs
Tyler Foreman, Gaptor Neighbors, LLC

Mr. VonLetkemann addressed the board requesting the vacation of an easement, Mr. Levin voiced concerns over change orders for the Eldorado Springs Wastewater project, Mr. Brown requested changes to the recently adopted house size regulations in the County's Land Use Code, and Mr. Foreman discussed flood plain development issues.

11:30 A.M.

PRESENTER: County Attorney's Office

Public Hearing: Ordinance 2008-01 (Boulder County Traffic Code). (11:35 – 11:46) (1:08:44, Tape No. 33/DAT recorder, "counter" mode)

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

Presenters: Larry Hoyt, County Attorney
Mark Doherty, Deputy County Attorney
Joe Pelle, County Sheriff

Speakers: None

ACTION

Commissioner Domenico moved approval of Ordinance 2008-01 on first reading.
Commissioner Pearlman seconded the motion.

VOTE:PEARLMAN, aye; TOOR, excused; DOMENICO, aye. Motion carried 2-0.(1:13:01)

[Note: After briefly closing the hearing following the above motion, the Board re-opened the hearing to petition public input. No members of the public came forward. The Board then took the following action.]

ACTION

Commissioner Pearlman moved approval of Ordinance 2008-01 on first reading.
Commissioner Domenico seconded the motion.

VOTE:PEARLMAN, aye; TOOR, excused; DOMENICO, aye. Motion carried 2-0.(1:13:26)

10:30 a.m.

BUSINESS MEETING

(10:31 – 10:59) (38:31, Tape No. 33/DAT recorder, “counter” mode)

NEW BUSINESS: **CONSENT ITEMS:**

1. Information Technology Division: Award of Bid #5026-08, Cisco Data Networking Equipment, to the only bidder ISC, Inc. (\$287,438).
2. Workforce Boulder County: Expenditure Authorization for rescission of Workforce Investment Act funds (total \$154,680.52).
3. Contracts:
 - a. Clerk and Recorder’s Office contract with Integrated Voting Solutions for ballot printing (\$187,845);
 - b. Parks and Open Space Department continuing services contract with Leonard Rice Engineers for work on the Bailey Kenosha water augmentation plan (not to exceed \$100,000);
 - c. Social Services Department agreement with the Community Services Department to provide community development and training (\$370,789 TANF reserves);
 - d. Transportation Department amendment to the contract with the Colorado Department of Transportation for the Highway 170 Bikeway Shoulders Project (\$175,542 reduction in County match), with Resolution 2008-78 approved the amendment;
 - e. Sheriff’s Office renewal of the school resource deputy contract with St. Vrain Valley School District (\$40,000 revenue);
 - f. Facilities Management Division renewal of the custodial services contract with The Finishing Touch Janitorial (\$5,664.14 per month).

ACTION

Commissioner Domenico moved approval of Items No. 1 through 3. Commissioner Pearlman seconded the motion.

VOTE:PEARLMAN, aye; TOOR, excused; DOMENICO, aye. Motion carried 2-0.(38:39)

DISCUSSION ITEMS:

Elected Officials and Department Heads Matters

4. County Attorney’s Office: Settlement Agreement and Mutual Release with Kim Archuletta.

ACTION

Commissioner Domenico moved approval of Item No. 4. Commissioner Pearlman seconded the motion.

VOTE:PEARLMAN, aye; TOOR, excused; DOMENICO, aye. Motion carried 2-0.(38:51)

5. Social Services Department: Proposed policy regarding payment of Non-Temporary Assistance to Needy Families (TANF) Maintenance of Effort (MOE) funds.

Presenter: Tom Miller, Workforce Boulder County

ACTION

Commissioner Domenico moved approval of Item No. 5. Commissioner Pearlman seconded the motion.

VOTE:PEARLMAN, aye; TOOR, excused; DOMENICO, aye. Motion carried 2-0.(40:21)

6. Land Use Department: Request to set a public hearing for Docket SM-08-001 (East Boulder County Water District) for July 24 at 9:00 a.m.

Presenter: Pete Fogg, Land Use Department

ACTION

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

VOTE:PEARLMAN, aye; TOOR, excused; DOMENICO, aye. Motion carried 2-0.(41:34)

7. Transportation Department:
- a. Resolution 2008-75, endorsing the U.S. 36 Preferred Alternatives Committee Recommendation;
 - b. Resolution 2008-77, approving the temporary full-time closure of Baseline Road for maintenance work on a culvert (North 75th Street – Cherryvale Rd);
 - c. Special Event Application for County Roads from Niwot Rotary Club for the Niwot July 4 Parade (10:15 – 11:30 a.m.)

Presenters: George Gerstle, Transportation Director (7a)
Leslie Swirhun, Transportation Department (7b)
Anita Riley, Transportation Department (7c)

ACTION

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

VOTE:PEARLMAN, aye; TOOR, excused; DOMENICO, aye. Motion carried 2-0.(42:58)

ACTION

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

VOTE:PEARLMAN, aye; TOOR, excused; DOMENICO, aye. Motion carried 2-0.(44:16)

ACTION

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

VOTE:PEARLMAN, aye; TOOR, excused; DOMENICO, aye. Motion carried 2-0.(44:37)

8. Parks and Open Space Department:

- a. Resolution 2008-74, designating authority for Parks rangers to patrol County property adjacent to Open Space areas;
- b. Proposed donation of a Conservation Easement over the Ward Lode (approximately 5 acres) by Dr. Harold Bonertz.

Presenters: David Bell, Parks and Open Space Department
Jim Daus, Parks and Open Space Department

ACTION

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

VOTE:PEARLMAN, aye; TOOR, excused; DOMENICO, aye. Motion carried 2-0.(45:13)

ACTION

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

VOTE:PEARLMAN, aye; TOOR, excused; DOMENICO, aye. Motion carried 2-0.(45:45)

9. Administrative Services Department: 2008 Policy Changes

SECTION I GENERAL AND ADMINISTRATIVE POLICIES

I.3 Parking Policy

I.6 Issuance of Access Cards and Keys to County Buildings

I.7 Eligibility for Membership on County Boards and Commissions

I.13 Multicultural Diversity

I.24 Delegation to the Assessor's Office to Settle Abatement Petitions and Appeals
Matters From the Board of Equalization

I.26 Property Tax Proceedings Rule

SECTION II FINANCE/BUDGET/PURCHASING POLICIES

II.3 Accounts Payable Authorization

II.4 Travel, Conference, and Special Function

II.4 B2 Travel, Conference, and Special Function

II.7 Responsibility for and Disposal of County Property

II.14 L Purchasing Policies and Procedures

II.14 K Purchasing Policies and Procedures

II.18 Sustainability Policies

SECTION III VEHICLE POLICIES

III.1 Use of Vehicles

III.7 Use Of RTD Transit Pass
III.8 Vehicle and Equipment Idling
SECTION IV INTERNAL SERVICES
IV.3 Printed Communications Standards
IV.5 Zero Waste Policy
IV.6 Zero Waste Committee
IV.7 Zero Waste Meetings
SECTION VII PERSONNEL POLICY STATEMENT AND EMPLOYEE PROGRAMS
VII.2 D Employee Recognition Programs
VII.2 F Employee Recognition Programs
HUMAN RESOURCES
Chapter VI Discipline and Complaint - Appeals
INFORMATION TECHNOLOGY
Linkage

Presenter: Keith Ickes, Administrative Services Director

ACTION

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

VOTE:PEARLMAN, aye; TOOR, excused; DOMENICO, aye. Motion carried 2-0.(46:22)

Housing Authority Board Matters:

The Board of Commissioners convened as the Housing Authority for the purpose of considering the following Items No. 10 and 11, after which the Board reconvened as the Board of County Commissioners:

10. Housing Authority Resolution 2008-26, authorizing Frank Alexander to sign documents to receive a Community Development Block Grant and loan the funds to Eagle Place LLLP.

Presenter: Frank Alexander, Housing Authority Director

ACTION

Commissioner Domenico moved approval of Item No. 10. Commissioner Pearlman seconded the motion.

VOTE:PEARLMAN, aye; TOOR, excused; DOMENICO, aye. Motion carried 2-0.(47:05)

11. Housing Authority Resolution 2008-27, approving an Intergovernmental Agreement with the Department of Social Services for the TANF-eligible Family Housing Project, with attached IGA.

Presenter: Frank Alexander, Housing Authority Director

ACTION

Commissioner Domenico moved approval of Item No. 11. Commissioner Pearlman seconded the motion.

VOTE:PEARLMAN, aye; TOOR, excused; DOMENICO, aye. Motion carried 2-0.(47:35)

Commissioners Matters

12. Intergovernmental Agreement between the Housing Authority and the Department of Social Services for the TANF-eligible Family Housing Project (see Item #11).

Presenter: Mike Ryder, Commissioners' Staff

ACTION

Commissioner Pearlman moved approval of Item No. 12. Commissioner Domenico seconded the motion.

VOTE:PEARLMAN, aye; TOOR, excused; DOMENICO, aye. Motion carried 2-0.(47:33)

13. Budget Office: 2008 Budget Adjustment Requests
a. Countywide Services & Benefits – Niwot Local Improvement District (\$37,000);
b. Assessor's Office (\$41,920);
c. General Administration (\$447,597);
d. Aging Services Division (\$33,549).

Presenter: Bruce Knight, Budget Office

Speakers: Bruce Warren, 7231 Dry Creek Rd., Niwot (13a)

ACTION

Commissioner Domenico moved approval of Item No. 13a. Commissioner Pearlman seconded the motion.

VOTE:PEARLMAN, aye; TOOR, excused; DOMENICO, aye. Motion carried 2-0.(49:30)

ACTION

Commissioner Domenico moved approval of Item No. 13b. Commissioner Pearlman seconded the motion.

VOTE:PEARLMAN, aye; TOOR, excused; DOMENICO, aye. Motion carried 2-0.(50:26)

ACTION

Commissioner Pearlman moved approval of Item No. 13c. Commissioner Domenico seconded the motion.

VOTE:PEARLMAN, aye; TOOR, excused; DOMENICO, aye. Motion carried 2-0.(50:54)

ACTION

Commissioner Domenico moved approval of Item No. 13d. Commissioner Pearlman seconded the motion.

VOTE:PEARLMAN, aye; TOOR, excused; DOMENICO, aye. Motion carried 2-0.(51:15)

14. Administrative Deputy: Invoice for the annual maintenance fee for the Lee Hill Fire Training Center (\$6,385).

Presenter: Jana Petersen, Commissioners' Staff

ACTION

Commissioner Domenico moved approval of Item No. 14. Commissioner Pearlman seconded the motion.

VOTE:PEARLMAN, aye; TOOR, excused; DOMENICO, aye. Motion carried 2-0.(51:36)

15. Authorization for the Board to go into Executive Session on Wednesday, July 2, as follows:
- a. 10:00 a.m. with Larry Hoyt, County Attorney, pursuant to CRS 24-6-402(4)(b) Legal Advice;
 - b. 10:45 a.m. with Larry Hoyt, County Attorney, pursuant to CRS 24-6-402(4)(b) Legal Advice to discuss issues related to the Land Use Code update process.

Presenter: Larry Hoyt, County Attorney

ACTION

Commissioner Domenico moved approval of Item No. 15a for the purpose of discussing a review of current matters in litigation and deadlines for the 2008 elections ballot. Commissioner Pearlman seconded the motion.

VOTE:PEARLMAN, aye; TOOR, excused; DOMENICO, aye. Motion carried 2-0.(51:53)

ACTION

Commissioner Domenico moved approval of Item No. 15a. Commissioner Pearlman seconded the motion.

VOTE:PEARLMAN, aye; TOOR, excused; DOMENICO, aye. Motion carried 2-0.(52:04)

Administrative Matters

16. Scheduling and Communications.

None.

Items Amended to the Agenda:

17. County Attorney's Office: Request for chair to sign documentation for the condominiumization of the Kaiser Building and authorization for Deputy County Attorney, Pat Mayne, to obtain a check for up to \$4,500 of associated costs.

Presenters: Mike Ryder, Commissioners' Office
Pat Mayne, Deputy County Attorney

ACTION

Commissioner Domenico moved approval of Item No. 17. Commissioner Pearlman seconded the motion.

VOTE:PEARLMAN, aye; TOOR, excused; DOMENICO, aye. Motion carried 2-0.(52:29)

Upon motion duly made, seconded and passed unanimously, this meeting was adjourned by the Commissioners at approximately 11:46 a.m.

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.]