



ARAPAHOE COUNTY
COLORADO'S FIRST

**MINUTES OF THE ARAPAHOE COUNTY
 BOARD OF COUNTY COMMISSIONERS
 TUESDAY, OCTOBER 29, 2019**

At a public meeting of the Board of County Commissioners for Arapahoe County, State of Colorado, held at 5334 South Prince Street, Littleton, Colorado 80120 there were:

Jeff Baker, Chair	Commissioner District 3	Present
Nancy Jackson, Chair Pro-Tem	Commissioner District 4	Present
Kathleen Conti	Commissioner District 1	Present
Nancy Sharpe	Commissioner District 2	Present
Bill Holen	Commissioner District 5	Present
Ron Carl	County Attorney	Present
Joan Lopez	Clerk to the Board	Absent and Excused
Joleen Sanchez	Clerk to the Board	Present
	Administrator	

when the following proceedings, among others, were had and done, to-wit:

CALL TO ORDER

Commissioner Baker called the meeting to order.

INTRODUCTIONS

ROLL CALL

PLEDGE OF ALLEGIANCE

MODIFICATION(S) TO THE AGENDA

There were no modifications to the agenda.

ADOPTION OF THE AGENDA

The motion was made by Commissioner Conti and duly seconded by Commissioner Holen to adopt the Agenda as presented.

The motion passed unanimously.

CITIZEN COMMENT PERIOD

There were no citizen comments on this date.

APPROVAL OF THE MINUTES

The motion to approve the minutes from the October 8, 2019 Public Meeting was made by Commissioner Jackson, duly seconded by Commissioner Conti.

The motion passed 3-0, Commissioners Sharpe and Holen abstained.

CEREMONIES

There were no ceremonies on this date.

CONSENT AGENDA

The motion was made by Commissioner Sharpe, duly seconded by Commissioner Jackson to approve the consent agenda as presented.

The motion passed unanimously.

GENERAL BUSINESS ITEMS

7.a. Resolution No. 190523 - 2020 Public Trustee Budget Presentation

Public Trustee Su Ryden presented the 2020 budget for the Public Trustee. She explained the duties of the Public Trustee.

Commissioner Holen asked about the value of homes that go into foreclosure.

Ms. Ryden said the amount of money owed is the issue, which is around \$400,000 to \$500,000.

Commissioner Jackson thanked Ms. Ryden for her service to the County and stated that the Public Trustee will merge with the County Treasurer's Office.

Commissioner Sharpe also thanked Ms. Ryden.

Commissioner Conti thanked Ms. Ryden for a job very well done.

Commissioner Holen concurred with the previous comments.

Arapahoe County Treasurer Sue Sandstrom commented about the transition process.

The following motion was made by Commissioner Baker, duly seconded by Commissioner Holen: I hereby move to accept the Arapahoe County Public Trustee's 2020 budget.

The motion passed unanimously.

7.b. Resolution No. 190524 - 2020 Recommended Budget

John Christofferson, Deputy County Attorney, established jurisdiction for the Board to consider this matter.

Todd Weaver, Budget Manager, presented the 2020 budgets. He stated that the recommended budget, as presented, does not consider the outcome of the proposed ballot initiative 1A; if 1A passes, the budget will have to be revised.

A PowerPoint presentation was reviewed, a copy of which has been retained for the record.

There was discussion regarding Tax Increment Financing (TIF) districts.

Arapahoe County's mill levy compared to other metro area counties was reviewed.

Total compensation and recommended budget packages were reviewed.

The capital improvement program budget was explained.

Commissioner Holen thanked Mr. Weaver and staff for their work on the budget.

There was discussion regarding the County's collaboration with other entities.

Commissioner Sharpe discussed the impacts of the passage of Senate Bill 19-191, which the County feels is an unfunded mandate.

Commissioner Conti said the state has agreed to amend the bill to meet the County's need for additional employees.

The public comment period was opened.

There were no public comments.

Commissioner Baker said the public comment period will remain open until December 10, 2019 and the public is welcome to comment until then.

The following motion was made by Commissioner Baker, duly seconded by Commissioner Sharpe: I move to continue the Public Hearing for the 2020 recommended Budgets for Arapahoe County, the Arapahoe Law Enforcement Authority, and the Arapahoe County Recreation District, and, acting as the ex officio Board of the Arapahoe County Water and Wastewater Public Improvement District, to continue the Public Hearing for the 2020 recommended Budgets for the Arapahoe County Water and Wastewater Public Improvement District until December 10, 2019 at 9:30a.m., at which time the Board of County Commissioners shall consider whether to adopt the 2020 budgets and take further action as required by law.

The motion passed unanimously.

7.c. Resolution No. PF19-001 Paula Dora 14 Final Plat (continued from October 15)

Robert Hill, Senior Assistant County Attorney, established jurisdiction for the Board to consider this matter.

Bill Skinner, Senior Planner, presented the request for 16 paired homes and supporting infrastructure. He confirmed that the plat application meets the County's criteria for approval and complies with the PUD process and said staff recommends approval.

Brody Smith, representing the applicant, presented a PowerPoint presentation, a copy of which has been retained for the record.

The sight line triangles were detailed.

There was discussion regarding the width of the private drive, which meets county requirements.

Renderings of the development were shown. It was stated that open space and parking requirements have been exceeded. The snow removal plan was explained.

There was discussion regarding the emergency access between buildings.

The public comment period was opened.

Tim Behm – Opposed

Owen Bunker – Opposed

Penny Behm – Opposed

Keith Homberger – Opposed

The public comment period was closed.

Mr. Skinner addressed concerns that were mentioned by the neighbors.

There was discussion regarding neighborhood outreach by the applicant.

There was discussion regarding street parking. It was clarified that the fire department confirmed that the width of the private drives is acceptable.

The motion was made by Commissioner Jackson to go into Executive Session C.R.S. 24-10-402 (4)(b) for purposes of receiving legal advice regarding the Paula Dora subdivision final plat, duly seconded by Commissioner Holen.

The motion passed unanimously.

The following motion was made by Commissioner Jackson, duly seconded by Commissioner Sharpe: In the case of Case No. PF19-001, Paula Dora Filing No. 14 Final Plat, I have reviewed the staff report, including all exhibits and attachments and have listened to the

applicant's presentation and any public comment as presented at the hearing and hereby move to approve this application based on the findings in the staff report, subject to the following conditions:

1. Prior to signature of the final copy of these plans, the applicant must address Public Works Staff comments and concerns, including those provided in the Engineering Services Division Staff report dated September 26, 2019.
2. Prior to signature of the final copy of these plans, the applicant must provide Cash in Lieu payments in the following amounts as detailed in the attached staff report.
 - Public Schools \$70,870.94
 - Public Parks \$62,464.90
 - Other Public Uses \$2,602.70
 - Total \$135,938.54
3. Approval of PF19-001, Paula Dora Filing No. 14 Final Plat is contingent on the approval of the concurrent ASP19-002 Highline East Administrative Site Plan.
4. Off sight distance line easements are required from the property owners if the sight distance line is located off of the project site. These easements must be recorded prior to BOCC signature of the final plat.

The motion passed unanimously.

7.d. Resolution No. 190526 - SD19-001 Prosper Special District Service Plan Amendment

Robert Hill, Senior Assistant County Attorney, established jurisdiction for the Board to consider this matter.

Bill Skinner, Senior Planner, presented the request to amend the service plan and said staff recommends approval.

Commissioner Baker commented that the Board received information during a previous study session.

There was no presentation from the applicant.

The public comment period was opened.

There were no public comments.

The public comment period was closed.

The following motion was made by Commissioner Baker, duly seconded by Commissioner Sharpe: In the case of SD19-001 Prosper Metropolitan District Service Plan Amendment, I have reviewed the staff report, including all exhibits and attachments and have listened to the applicant's presentation and any public comment as presented at the hearing and hereby move to approve this application based on the findings in the staff report, subject to the following conditions:

1. Not less than fourteen (14) days prior to the date of issuance of any Bonds (excluding refunding Bonds), the issuing District shall provide the County Planning Division with

notice of the District's intent to issue Bonds together with the District's plan of finance for the issuance of the Bonds and a report, or an updated report if one was previously issued, from a third party market research firm or a market research analyst that has been engaged in analyzing residential and commercial market conditions for at least five (5) years (the "Market Analyst"), that it has reviewed the financial projections regarding absorption utilized in sizing the proposed Bond including, but not limited to, absorption rates, valuation, growth and inflation rates and has evaluated the same in comparison to current and projected market conditions for Arapahoe County and/or such other areas deemed by such Market Analyst to be comparable, and that such financial projections are reasonable. Additionally, on the date of closing for the Bonds, the issuing District shall deliver to the County Planning Division an opinion of counsel that the Bonds are being issued in compliance with the applicable provisions of the District's Service Plan.

2. The applicant will make continuing changes or modifications to the fourteen Service Plans to address conditions of approval recommended by the Planning Commission or BOCC, if any.

The motion passed unanimously.

7.e. Resolution No. 190527 - Temporary Moratorium on Applications for Billboards and Off-Premise Signs

Robert Hill, Senior Assistant County Attorney, established jurisdiction for the Board to consider this matter.

Kathleen Hammer, Planner II, explained the background of the request to extend the moratorium. She stated that the extension is for three months.

The public comment period was opened.

There were no public comments.

The public comment period was closed.

The following motion was made by Commissioner Jackson, duly seconded by Commissioner Sharpe: In the matter of the request to extend a temporary moratorium on the acceptance and processing of applications for any new billboard or other off-premise sign and on applications for conversion of any existing billboard or other off-premise sign to an electronic messaging sign, I have considered the Planning staff recommendation, reviewed the Board Summary Report, and heard such public testimony and staff comment as was presented to the Board at public hearing this day. I move that the Board of County Commissioners adopt by resolution an extension to the temporary moratorium on the acceptance and processing of applications for such billboards or other off-premise signs and conversion of any existing billboard or off-premise sign to an electronic messaging sign as presented to the Board. Such moratorium shall be extended for an additional 3 months to February 7, 2020.

The motion passed unanimously.

COMMISSIONER COMMENTS

There were no Commissioner comments.

There being no other business before the Board, Commissioner Baker adjourned the meeting at 12:08 p.m.

JOAN LOPEZ, CLERK TO THE BOARD

BY JOLEEN SANCHEZ, CLERK TO THE BOARD ADMINISTRATOR