



**MINUTES OF THE ARAPAHOE COUNTY
BOARD OF COUNTY COMMISSIONERS
March 17, 2009**

State of Colorado, County of Arapahoe. At a public hearing of the Board of County Commissioners for Arapahoe County, Colorado held at 5334 S Prince St. Littleton CO 80166 there were:

Susan Beckman, Chair	Present
Rod Bockenfeld, Commissioner	Present
Pat Noonan, Commissioner	Present
Jim Dyer, Commissioner	Present
Frank Weddig, Commissioner	Present
Kathryn Schroeder, County Attorney	Present
Nancy A. Doty, Clerk to the Board	Absent & Excused
Joleen Sanchez, Assistant Clerk to the Board	Present

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

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ADOPTION OF THE AGENDA

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

The motion passed 5-0.

ADOPTION OF THE MINUTES

The motion was made by Commissioner Dyer and duly seconded by Commissioner Weddig to continue the adoption of the minutes of the February 24, 2009 Public Hearing until the March 24, 2009 hearing.

The motion passed 5-0.

CEREMONIES

There were no ceremonies.

CITIZEN COMMENTS

There were no citizen comments.

CONSENT AGENDA

The motion was made by Commissioner Dyer and duly seconded by Commissioner Noonan to approve the Consent Agenda as presented.

The motion passed 5-0.

GENERAL BUSINESS AGENDA

Item A – Resolution Nos. 090237 through 090254 – Public Hearing: Supplemental Budget Resolutions for Fourth Quarter 2008

Deputy County Attorney Jack Bush established jurisdiction. He said there are 18 items under consideration today, and all were published in The Villager newspaper on March 12, 2009. He said these 18 items include 11 budget items from the 2008 budget and seven items from the 2009 budget.

Todd Weaver, Budget Manager, listed the supplemental requests. He explained that there are 11 resolutions amending the 2008 budget and seven amending the 2009 budget. He said among those with significance for 2008 is a \$145,000 supplemental appropriation for the Information Technology Department due to a change in the way the County accounts for prepaid expenses from one calendar year to the next, and was not due to any internal expenditure issues. He said in addition, there is \$14,000 in the supplementals to transfer money to the Central Services Fund for the purchase of a crime scope for the Crime Lab in the Sheriff's Office. He said there is also a supplemental for \$514,000 to clear out escrow accounts related to the Chevron Energy Performance Contract and pay down principle on that. He said that transaction was taken care of earlier in the year and this closed out the accounting transaction. Mr. Weaver said there is \$935,000 to recognize and appropriate reimbursements on cooperative road projects in the Infrastructure Fund; there is \$300,000 in new revenue and appropriations in the Self Insurance Dental Fund due to increased enrollment and increased claims in 2008.

Mr. Weaver said significant items in 2009 include a \$50,000 supplemental in the Administrative Services Department to add to the \$200,000 that was budgeted in the 2009 budget for the Strategic Management Program, to meet the required contract amount of \$250,000. He said in addition, there was a replacement of a patrol car that was involved in an accident supplementing the Central Services Fund with \$21,851. He said there is an increase of 1 authorized position for the Finance Department for a Homeland Security Grant Accountant. He explained that the funding for this position was approved during the 2009 budget. He said there are also nine FTE (full time employees) in the Human Services Department for Community Support Services Program and there is a

corresponding increase to the self insurance dental fund for 2009 due to the increased enrollment in 2008. He said the budget is also being increased for 2009.

Mr. Bush explained that the Commissioners could make a motion for each resolution or there could be one motion to accept all 18 resolutions as a group.

Commissioner Dyer stated that the Board has reviewed the requests in a study session, and said if there are no objections, he would like to include all resolutions in one motion.

There were no public comments.

The motion was made by Commissioner Dyer to approve the supplemental appropriation resolutions recommended by the Executive Budget Committee and reviewed by the Board of County Commissioners at a study session on February 4, 2009.

Seconded by Commissioner Weddig.

The motion passed 5-0.

Item B – Resolution No. 090255 – Public Hearing: Housing Needs Assessment, Analysis of Impediments to Fair Housing Choice; Citizen Participation Plan; 2009-2013 Five-Year Consolidated Plan; 2009 One-Year Action Plan

Signy Makita, Housing and Community Development Services (HCDS) Manager, stated that there are five plans being presented today. She said these five items have been presented to the Board with the One-Year Action Plan for 2009 on January 27th, and said those project would be briefly reviewed today. She said on February 3rd, staff presented the Housing Needs Assessment and the Analysis of Impediments to Fair Housing. She said on February 3rd, the highlights of the 5-year plan were presented. She said today she is asking for comments from the Board as well as the public on these five items and to obtain the Board's approval to submit the plan to HUD (Housing and Urban Development).

Commissioner Dyer commented that the Commissioners have reviewed this in study sessions and asked a lot of questions. He asked for a summary, as this information has already been presented.

The Board agreed.

Ms. Makita said regarding the Five-Year Plan, HCDS hired a consultant jointly with Douglas County and a grant was received from the State of Colorado to do this five-year plan. She said the consultant found that Arapahoe County has an affordable housing gap of 12,500 units for renters that are making less than \$20,000 per year. She said from that recommendation, there was a gap of 5,600 for the Arapahoe County (non-Aurora) units and HCDS wants to subsidize 560 affordable units which would equate to 140 units. She said that would equate to 28 units per year. She said there is also consideration of an emergency rental assistance program for 50 residents per year or a total of 250. She said HCDS is also considering increasing the goals for homeowner rehabilitation because BBC found that the rehab efforts should be continued particularly for elderly who may have to stay in their homes longer. She said the rehabilitation goals are now up to 250 units over the five-year period. She said the barriers to affordable housing were looked at and the Fair Housing Action Plan would be revised because of that. She said there would be education and outreach to the public and to homeowners associations and to different cities. She said regarding the One-Year Action Plan there is still no budget from HUD, although there is no longer a continuing resolution. She said HUD approved its 2009 budget last week and there would be no major cuts. She said ADDI, the American Dream Downpayment Assistance Program is no longer a program of HUD; the County received \$7,000 and that is being rolled into the HOME Program. She said one of the major things that would be discussed

today for the One-Year Plan is that there are public service projects that are limited to 15% of the budget; out of those public service projects, six of them are requesting waivers because the County has a “two-year on and one-year off” policy and four of those six projects are being recommended by the cities for their set asides. She reviewed those waivers:

- Family Tree-House of Hope staffing
- Doctors Care-Integrated Health Care Initiative
- Sheriff’s Office-Project Life Track
- Town of Littleton Cares-Meals on Wheels
- Metro Denver Homeless Initiative-2009 SuperNOFA application
- Brothers Redevelopment, Inc-Foreclosure Prevention and Reverse Mortgage Counseling

Commissioner Beckman said the Board would like to hear about the reserve projects.

Ms. Makita said there are four Balance of Funds projects, which were briefly reviewed.

HCDS is recommending the following reserve projects:

- Arapahoe House-Residential Facility Bathroom Improvements - \$55,000
- Colorado Center for the Blind-Electrical Capacity & Safety Improvements - \$5,000
- Colorado Center for the Blind-Rood Renovation & Safety Improvements - \$5,000
- South Suburban Park Recreation-Chase Park Playground ADA - \$18,100

Ms. Makita said there is the potential to receive an additional \$275,000 from the Stimulus Package that could be used to fund some of these projects. She said there would be a shortened RFP (request for proposal) process for the new funding.

Commissioner Beckman asked how the stimulus money would be handled. She said some projects are being partially funded now. She asked if that would come to the Board for discussion.

Ms. Makita explained that there would be another presentation to the Board. She said that issue was briefly discussed on March 3rd; the County may not be able to use this on public service funding as well as the fact that the County might not be getting any administrative dollars for this. She said that funding must be used on big projects that are “shovel ready”. She said there would be an RFP to look for larger projects that could be done fairly quickly.

There were no public comments.

The motion was made by Commissioner Dyer to approve the 2009-2013 Five-Year Consolidated Plan, including the Citizen Participation Plan and the 2009 One-Year Action Plan, including the proposed CDBG, HOME and ADDI projects, and six service waivers as presented, and to approve the 2009-2013 Five-Year Consolidated Plan and the 2009 One-Year Action Plan to be submitted to HUD.

Seconded by Commissioner Noonan.

The motion passed 5-0.

Ms. Makita established jurisdiction.

Commissioner Beckman said it appears that these issues are very simple, but a lot of time and effort goes into vetting these projects. She said the Board appreciates staff because they are always very well prepared.

Item C – Resolution No. 090256 – Public Hearing: Arapahoe County and Southeast Metro Stormwater Authority Water Quality Memorandum of Understanding

Ms. Schroeder explained that this document represents a culmination of negotiations that have been going on between Arapahoe County and SEMSWA for quite some time. She said it relates to the County’s water quality partnership and how the County will implement the responsibilities the County has under the MS4 Storm Water Quality Permit, issued by the State of Colorado. She said the permit sets forth the responsibilities of the parties and has eight standard operating procedures that the parties intend to follow. She said by July 1st, the County and SEMSWA will agree on reasonable fees to be collected by SEMSWA for the implementation and administration of these requirements for the County. She said this is an agreement that has been approved by SEMSWA and is ready for the Board’s review and approval.

Commissioner Weddig asked about the other action that is coming in July.

Ms. Schroeder explained that the agreement calls for the County and SEMSWA to agree to reasonable fees to be charged by SEMSWA for the services that are being done under this MOU (memorandum of understanding).

Commissioner Weddig asked if those are a part of the SEMSWA customers’ fees, or if these are fees that Arapahoe County is going to pay for SEMSWA services.

Ms. Schroeder said yes, specifically for these services.

Commissioner Dyer said this issue was vetted very carefully and the SEMSWA Board voted on this issue. He stated that he and Commissioner Bockenfeld both serve on the SEMSWA board and there was a unanimous vote to approve.

The motion was made by Commissioner Dyer that the Board of County Commissioners authorize the Chair to sign the Arapahoe County / South East Metro Storm Water Authority Water Quality Partnership Memorandum of Understanding between the County and SEMSWA, as stated in the Generally Business Item of March 17, 2009, Section C.

Seconded by Commissioner Bockenfeld.

The motion passed 5-0.

COMMISSIONER COMMENTS

There were no Commissioner comments.

There being no other business before the Board, the Chair adjourned the hearing at 9:55 a.m.

ARAPAHOE COUNTY BOARD OF COUNTY COMMISSIONERS

**NANCY A. DOTY, CLERK TO THE BOARD
BY JOLEEN SANCHEZ, ASSISTANT CLERK TO THE BOARD**