



Susan Beckman, District 1 •
Jim Dyer, District 2 •
Rod Bockenfeld, Chair, District 3 •
Pat Noonan, Chair Pro-Tem, District 4 •
Frank Weddig, District 5 •

Public Hearing

Tuesday
December 14, 2010

Administration Building
5334 S. Prince St.
Littleton, CO 80166-0001
East Hearing Room
9:30 a.m.
303-795-4630
303-738-7915 TTY

[303-738-7998 Audio Agenda Line](tel:303-738-7998)

The Board of County Commissioners holds its weekly Public Hearing at 9:30 a.m. on Tuesdays. Public Hearings are open to the public and items for discussion are included on this agenda. Items listed on the consent agenda are adopted with one vote. Items listed under regular business are considered separately. Agendas are available through the Commissioners' Office or through the County's web site at www.co.arapahoe.co.us.

Questions about this agenda?

Contact the Commissioners' Office at 303-795-4630 or by e-mail at commissioners@co.arapahoe.co.us.

Arapahoe County is committed to making its public meetings accessible to persons with disabilities. Assisted listening devices are available. Ask any staff member and we will provide one for you. If you need special accommodations, contact the Commissioners' Office at 303-795-4630 or 303-738-7915 TTY. Please contact our office at least 3 days in advance to make arrangements.

Agenda Topics

Call to Order

Pledge of Allegiance

Adoption of the Agenda

Adoption of the Minutes for

November 2, 2010
November 9, 2010
November 16, 2010
November 23, 2010

Ceremonies

Citizen's Comment Period

Citizens are invited to speak to the Commissioners on non-agenda items. There is a 3-minute time limit per person, unless otherwise noted by the Chair

Consent Agenda

- | | | |
|---------------|--|---|
| Item 1 | Authorization to sign Warrant Disbursement Register | <i>Kathryn Schroeder
County Attorney</i> |
| Item 2 | Acceptance of the Veterans Service Officer Summary Report for November, 2010 | <i>Rick Stewart
County Veterans Service
Officer, Community
Resources

Kathryn Schroeder
County Attorney</i> |
| Item 3 | Acceptance of the Net Income Statement from the Office of the Public Trustee for the month of November, 2010 | <i>Ana Maria Peters-Ruddick
Public Trustee

Kathryn Schroeder
County Attorney</i> |

- Item 4** Adoption of a resolution approving the Energy Policy and Guidelines
- Curtis Cole
Energy Program Manager
Facilities and Fleet*
- Ron Carl
Assistant County Attorney*
- Item 5** Adoption of a resolution accepting a Quitclaim Deed for right of way along S. Exmoor Road (CR-181) where it intersects with E. Front Street, within unincorporated Arapahoe County. This parcel is currently owned by Shawn A. Lottman and Ursula M. Szczelina
- Irene Valenzuela
Engineer
Public Work/Development*
- Tom McNish
Assistant County Attorney*
- Item 6** **Case No. P10-007, Biggs Minor Subdivision**
- The applicants and owners, Judy and Luke Usefara, are requesting approval for a Minor Subdivision, known as the Biggs Subdivision. The purpose of this request is to divide a 38.52-acre parcel into two lots, 19.27-acres (Lot 1) and 19.25-acres (Lot 2)
- Carol Kuhn
Senior Planner
Public Works/Development*
- Tom McNish
Assistant County Attorney*
- Item 7** Authorization to sign, and acceptance of, the Uniform Easement Deed and Revocable Storm Drainage License Agreements within Lot 11, Block 3, Centennial East Corporate Center for the Blue Bell Creameries development
- Irene Valenzuela
Engineer
Public Works/Development*
- Tom McNish
Assistant County Attorney*
- Item 8** Authorization to sign the Agreement for Services for CrossOver Counseling/Michael J. Maggard, Psy.D.CAC III, to provide substance abuse education/drug and alcohol classes for inmates at the Patrick J. Sullivan Jr. Detention Facility, for the period from January 1, 2011 to December 31, 2011 in an amount not to exceed \$13,000.00, pursuant to the terms contained therein
- Gail Thrasher
Budget Manager
Sheriff's Office*
- Tiffany Bleau
Assistant County Attorney*

- Item 9** Authorization to sign the Agreement for Services with Michael J. Maggard, Psy.D., CAC III, relating to the ASTEP/Bonus Therapy Program for inmates at the Patrick J. Sullivan, Jr. Detention Facility, for the period of January 1, 2011 to December 31, 2011, in an amount not to exceed \$12,000, pursuant to the terms contained therein
- Gail Thrasher
Budget Manager
Sheriff's Office*
- Tiffany Bleau
Assistant County Attorney*
- Item 10** Authorization to sign the Ambulance Service License for Byers Rescue Squad for a period of one (1) year from November 1, 2010 to October 31, 2011 and to authorize the issuance of the related vehicle permits for this ambulance service, pursuant to the terms contained therein
- Lt. Greg Palmer
Emergency Management
Sheriff's Office*
- Tiffany Bleau
Assistant County Attorney*
- Item 11** Authorization to sign the Office Lease Agreement by and between Arapahoe County and Guaranty Bank & Trust Company, relating to the Sheriff's Patrol Office, Precinct 8 Substation, office space for the term of January 1, 2011 to December 31, 2010, in an amount not exceed \$9,000.00 annually, pursuant to the terms contained therein
- Gail Thrasher
Budget Manager
Sheriff's Office*
- Tiffany Bleau
Assistant County Attorney*
- Item 12** Authorization to ratify the Sheriff's signature on the Walmart Grant application and to authorize the Sheriff to accept the subsequent grant award, by and between Arapahoe County and the Walmart Foundation, providing funds for a program to assist needy families and children in Arapahoe County in the amount of \$1,500.00, pursuant to the terms contained therein
- Gail Thrasher
Budget Manager
Sheriff's Office*
- Tiffany Bleau
Assistant County Attorney*
- Item 13** Adoption of a resolution implementing the provisions of HB10-1062 concerning the deletion of the requirement of an official bond for county elected officials and, in lieu thereof, the purchase of crime insurance. The County Risk Manager has recommended the use of crime insurance in lieu of the public official bond
- Jack Bush
Deputy County Attorney*
- Item 14** Adoption of a resolution approving the recommendation of the Assessor concerning an abatement
- Barbara LeBlanc
Legal Assistant
County Attorney's Office*
- Kathryn Schroeder
County Attorney*

Item 15 ACJC Temporary Security Queue Structure – Waiver of Bid and funding request

*Kelly Moden
Project Manager
Facilities and Fleet*

Approval of a waiver of bid for the purchase of a temporary security queue structure from the Wright Group for installation at the entrance to the District Court facility at ACJC, in an amount not to exceed \$100,000

*Ron Carl
Assistant County Attorney*

GENERAL BUSINESS ITEMS

Item A 9:30 a.m. Public Hearing: Adoption of the 2011 Budget and Certification of Mill Levies

*Todd Weaver
Budget Manager
Finance*

Adoption of the 2011 budgets, setting the mill levies for collection in 2011, and appropriation of the 2011 budget for Arapahoe County, the Arapahoe Law Enforcement Authority, the Arapahoe County Recreation District, the Arapahoe County Water and Wastewater Public Improvement District

*Jack Bush
Deputy County Attorney*

Item B 9:30 a.m. General Business: Certification of Mill Levies for Municipalities, School Districts and Special Districts for 2011

*Todd Weaver
Budget Manager
Finance*

Adoption of three resolutions certifying the tax levy of cities and towns, school districts, and special districts for collection by the County Treasurer in 2011, pursuant to Section 39-1-111, C.R.S.

*Jack Bush
Deputy County Attorney*

Item C 9:30 a.m. Public Hearing: Adoption of Supplemental Budget Resolutions for Third Quarter, 2010

*Todd Weaver
Budget Manager*

Approval of the fourteen (14) supplemental appropriation resolutions recommended by the Executive Budget Committee for the 2010 County budget

*Jack Bush
Deputy County Attorney*

Item D **9:30 a.m. General Business: Third Extension of Time for the Issuance of Temporary Use Permits for Certain Temporary Signs**

*Ronald Hovland
Planning Program Manager
Public Works/Development*

In response to requests from developers and property owners, the Board adopted time-specific resolutions allowing banners to be approved for a period exceeding 30 days and use of signs on truck trailers stored on the site of the development being advertised under the Temporary Use Permit provisions of the Land Development Code. These temporary sign provisions apply only to commercial and multi-family residential developments with the intent of helping property owners attract business to their developments. These temporary use permits require an application, but not fee. To date, the process has been used at six locations. The current process lapsed as of November 30, 2010 and unless extended, these temporary signs may be posted only for 30 days

*Tom McNish
Assistant County Attorney*

Item E **9:30 a.m. Public Hearing: Third Amendment to Final Development Plan, Inverness Subdivision, Filing No. 52, Lot 2, Vallagio III**

*Sherman Feher
Senior Planner
Public Works/Development*

This is a request for approval of a third amendment to a Final Development Plan (FDP) for two 48-plex residential buildings. The Preliminary Development Plan Amendment was approved by the BOCC on October 19, 2004, that allowed multi-family residential development with an average density of 50 du/ac. As part of the PDP Amendment approval, the BOCC also approved a Waiver for Strict Enforcement of District Regulations, which allows residential uses within certain areas of the Airport Influence Area. On November 20, 2007, a FDP was approved by the BOCC for 36 single-family attached residential units on Lot 1 of the Vallagio III development

*Tom McNish
Assistant County Attorney*

Item F 9:30 a.m. Public Hearing: Case No. W10-002, Amend the Land Development Code to Adopt Regulations Restricting Medical Marijuana Facilities within in Unincorporated Arapahoe County

*Jan Yeckes
Planning Division Manager
Public Works/Development*

*Tom McNish
Assistant County Attorney*

The proposed regulations to restrict and regulate the establishment and operation of medical marijuana facilities within the unincorporated areas of Arapahoe County were noticed for a public hearing to be held before the Board of County Commissioners on December 14, 2010. Staff requests that the BOCC open the public hearing for the purpose of continuing this item to a date certain. Staff will provide a recommended date at the time of the December 14th meeting

Commissioner Comments