



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

## Public Hearing

Tuesday  
December 15, 2009

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. Tuesday. 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](http://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](mailto: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

October 13, 2009

### Ceremonies

- **Retirement resolution honoring Vicki S. Hicks for her 25 years in the Arapahoe County Clerk and Recorder's Office**

### 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

<b>Item 1</b>	Authorization to sign Warrant Disbursement Register	<i>Kathryn Schroeder County Attorney</i>
<b>Item 2</b>	Adoption of a resolution approving the recommendations of the Assessor for abatement petitions denied for lack of jurisdiction	<i>Barbara LeBlanc Legal Assistant County Attorney's Office</i>  <i>Kathryn Schroeder County Attorney</i>

- Item 3**            Acceptance of the Veterans Service Officer Summary Report  
for the month of October, 2009
- Rick Stewart*  
*Veterans Service Officer*  
*Community Resources*
- Kathryn Schroeder*  
*County Attorney*
- 
- Item 4**            Acceptance of the Veterans Service Officer Summary Report  
for the month of November, 2009
- Rick Stewart*  
*Veterans Service Officer*  
*Community Resources*
- Kathryn Schroeder*  
*County Attorney*
- 
- Item 5**            Adoption of a resolution approving the Board of Assessment  
Appeals (BAA) stipulations
- Theresa Johnson*  
*Paralegal*  
*County Attorney's Office*
- Kathryn Schroeder*  
*County Attorney*
- 
- Item 6**            Approval of the amendments to the Arapahoe County  
Government Computing Policy
- Rita Pollock*  
*Director, Information*  
*Technology*
- Ron Carl*  
*Assistant County Attorney*
- 
- Item 7**            Adoption of three (3) resolutions to impose liens in regards  
to mowing services rendered by Arapahoe County, pursuant  
to Ordinance No. 2001-2. Arapahoe County is now  
authorized to assess the cost of the work against the real  
property from which the weeds have been removed in the  
same manner as other taxes are collected. These properties  
are:
- Russell Johnson*  
*Weed Control Specialist*  
*Public Works/Development*
- Tom McNish*  
*Assistant County Attorney*
- 5702 S. Yakima Way, Aurora, CO 80015, \$350.00  
6113 S. Yampa Ct., Aurora, CO 80016, \$325.00  
4159 S. Ireland Ct., Aurora, CO 80013, \$300.00

- Item 8** Authorization to sign the Intergovernmental Agreement between the State of Colorado Department of Revenue, Liquor Enforcement Division and Arapahoe County in relation to a EUDL Grant for the purpose of enforcing underage drinking laws by the Sheriff's Office for the period of October 1, 2009 to March 31, 2011 in the amount of \$9,570.00
- Gail Thrasher  
Budget Manager  
Sheriff's Office*
- Rachel Leone  
Assistant County Attorney*
- Item 9** Authorization to sign the Agreement for Services by and between Arapahoe County and Super Vac Manufacturing Co., Inc., dba SVI Graphics, relating to the purchase and application of exterior graphics to Sheriff's Office vehicles, pursuant to the terms contained therein
- Gail Thrasher  
Budget Manager  
Sheriff's Office*
- Rachel Leone  
Assistant County Attorney*
- Item 10** Authorization to sign Amendment No.1 to the Agreement for Services by and between Arapahoe County and Correctional Healthcare Management, Inc., relating to an increase in the rate for physician services for providing healthcare services to the inmates at the Patrick J. Sullivan, Jr. Detention Facility, pursuant to the terms contained therein. The amendment shall be effective September 15, 2009 to December, 31, 2009
- Gail Thrasher  
Budget Manager  
Sheriff's Office*
- Rachel Leone  
Assistant County Attorney*
- Item 11** Authorization to sign the First Amendment to License Agreement by and between Arapahoe County and Property Colorado OBJLW One Corporation for continued availability of space on the Plaza Tower One Building roof for placement of radio equipment
- Gail Thrasher  
Budget Manager  
Sheriff's Office*
- Rachel Leone  
Assistant County Attorney*
- Item 12** Authorization to sign the Ambulance Service License for Cunningham Fire Protection District for a period of one (1) year from January 1, 2010 to December 31, 2010, and to authorize the issuance of the related vehicle permits for this ambulance service, pursuant to the terms contained therein
- Gail Thrasher  
Budget Manager  
Sheriff's Office*
- Rachel Leone  
Assistant County Attorney*

- Item 13** Adoption of a resolution to amend the Open Space Resolution creating sales tax exemption for parent/teacher organizations. In June of 2003, the Board of County Commissioners adopted Resolution No.030381 pertaining to the establishment of a county-wide sales and use tax for open space purposes (which was subsequently approved by the voters in November of 2003). Pursuant to the open space resolution, this sales and use tax was subject to the sales and use tax exemptions that were then contained within the Colorado Revised Statutes; this exemption was subsequently added to the statutes
- Ron Carl*  
*Assistant County Attorney*
- Item 14** Adoption of a resolution approving the Credit Card and E-Payment Acceptance Policy 7.10 for inclusion in the County Financial Management Manual
- Janet Kennedy*  
*Director, Finance*
- Jack Bush*  
*Deputy County Attorney*
- Item 15** Authorization for Dave Schmit, Director of Public Works and Development, to sign a Settlement Agreement with AT&T in regards to relocation of a cell tower located on property at 5250 S. Cherry Creek Drive, Englewood, CO
- Dave Schmit*  
*Director, Public Works/Development*
- Tom McNish*  
*Assistant County Attorney*

## **GENERAL BUSINESS ITEMS**

- Item A** **9:30 a.m. Public Hearing: Adoption of the 2010 Budget and Certification of Mill Levies**
- Todd Weaver*  
*Budget Manager*  
*Finance*
- Consideration to adopt and appropriate the 2010 budget and certify the 2010 mill levy for Arapahoe County, the Arapahoe Law Enforcement Authority, the Arapahoe County Recreation District, and the Arapahoe County Water and Wastewater Public Improvement District
- Jack Bush*  
*Deputy County Attorney*

**Item B**            **9:30 a.m. Public Hearing; Certification of Mill Levies for Municipalities, School Districts, and Special Districts for 2010**

*Todd Weaver  
Budget Manager  
Finance*

The Finance Department is requesting the Board of County Commissioners adopt resolutions certifying the tax levy for cities and towns, school districts, and special districts pursuant to Section 39-1-111, C.R.S.

*Jack Bush  
Deputy County Attorney*

**Item C**            **9:30 a.m. Public Hearing: Case No. W09-007, Section 1-4800 (Areas to be Landscaped) providing clarification regarding drainage easements and facilities and their contribution to required open space**

*Ron Hovland  
Planning Program Manager  
Public Work/Development*

Requesting a motion that Case No. W09-007 is remanded back to the Planning Commission for a new hearing subsequent to additional staff work

*Tom McNish  
Assistant County Attorney*

**Item D**            **9:30 a.m. Public Hearing Case No. W09-010 (Parking Regulations) and Case No. W09-011, Required Parking for Day Care Centers**

*Ron Hovland  
Planning Program Manager  
Public Work/Development*

At the conclusion of their public hearing on November 17, 2009, the Planning Commission voted unanimously to recommend approval to the Amendments to the parking regulations to a) Eliminate the use of compact parking spaces; b) Eliminate the use of tandem parking to meet minimum parking requirements in multi-family developments; c) Determine the amount of parking required when based on floor area; d) Clarity how landscape islands in parking lots apply to the minimum amount of landscaping required and; e) Change the amount of required parking, to be based on gross floor area, is applied to Day Care Centers. Two (2) resolutions are required from the Board, based on the two separate case numbers assigned

*Tom McNish  
Assistant County Attorney*

**Item E 9:30 a.m. Public Hearing**

**a) Case No. W09-005, Addition of Section 1-5300 A, Technical Amendment to the Land Development Code**

The revision would increase consistency and provide clarification by placing the criteria and standards that have been guiding the use of the Technical Amendment process in the Land Development Code. The changes do not alter the approval authority currently held by the Planning Division Manager

**b) Case No. W09-005. Adoption of an Engineering Services Division Review Fee as part of the technical Amendment Process**

Staff proposes the adoption of a fee up to \$500 to be determined at the time of application based on the amount of review time required (if any) to fund the Engineering Services Division review of Technical Amendment cases as noted in the concurrent proposal to add Section 1-5300A (Technical Amendment ) to the Land Development Code

*Bill Skinner  
Planner II  
Public Works/Development*

*Tom McNish  
Assistant County Attorney*

**Item F 9:30 a.m. Public Hearing: Case No. W09-006 – Revision of Section 1-5300, Administrative Amendment to the Land Development Code**

Staff proposed revising Section 1-5300, Administrative Amendment. Administrative Amendments are minor modifications to approved development plans that are reviewed and approved by the planning and engineering divisions of the Public Works and Development Department. The proposed revisions to the Zoning Regulations are minor amendments to provide greater consistency for applicants and will clarify the role of the Engineering Division in processing an Administrative Amendment. The changes do not alter the approval authority currently held by the Planning Division Manager

*Bill Skinner  
Planner II  
Public Works/Development*

*Tom McNish  
Assistant County Attorney*

**Commissioner Comments**