



Administration Building  
East Hearing Room  
5334 S. Prince St.  
Littleton, CO 80120  
303-795-4630  
Relay Colorado 711  
303-795-4630 Audio Agenda Line

Nancy A. Doty, Chair, District 1  
Nancy Sharpe, District 2  
Rod Bockenfeld, District 3  
Nancy Jackson, Chair Pro-Tem, District 4  
Bill Holen, District 5

**Public Meeting**  
**November 15, 2016**  
**9:30 A.M.**

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.arapahoegov.com](http://www.arapahoegov.com). Questions about this agenda, please contact the Commissioners' Office at 303-795-4630 or by e-mail at [commissioners@arapahoegov.com](mailto:commissioners@arapahoegov.com).

**AGENDA**

**1. OPENING**

**1.a. CALL TO ORDER**

Arapahoe County Board of County Commissioners

**1.b. INTRODUCTION**

Ron Carl, County Attorney

Joleen Sanchez, Asst. Clerk to the Board

**1.c. ROLL CALL**

**1.d. PLEDGE OF ALLEGIANCE**

**2. MODIFICATION TO THE AGENDA**

**3. ADOPTION OF THE AGENDA**

**4. APPROVAL OF THE MINUTES**

**4.a. BOCC Public Meeting Minutes - October 18, 2016**

Documents:

[BOCC PUBLIC MEETING MINUTES 10.18.2016.PDF](#)

**4.b. BOCC Public Meeting Minutes - October 25, 2016**

Documents:

[BOCC PUBLIC MEETING MINUTES 10.25.2016.PDF](#)

**5. CITIZEN 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.

**6. CONSENT AGENDA**

**6.a. 10.24.2016 Warrant ACH Expenditure Report**

Authorization to sign the Warrant Disbursement Register

*Ron Carl, County Attorney*

Documents:

[10.24.2016 WARRANT ACH EXPENDITURE REPORT.PDF](#)

**6.b. 10.31.2016 Warrant ACH Expenditure Report**

Authorization to sign the Warrant Disbursement Register

*Ron Carl, County Attorney*

Documents:

[10.31.2016 WARRANT ACH EXPENDITURE REPORT.PDF](#)

**6.c. A16-005 - Mineral Self Storage Drainage Easements (Off-site)**

Adoption of a resolution to accept the Uniform Easement Deed and Revocable Storm Drainage License Agreement for drainage easement dedication upon the recommendation of the County's Project Engineer and the Director of the Public Works and Development, granted by Dove Valley Business Park Associates, Ltd., granting an interest in Lot 10, Block 1, Dove Valley V, Filing No. 13

*Spencer M. Smith, PE, Case Engineer, Public Works and Development*

*Chuck Haskins, PE, Division Manager, Engineering Services Division, Public Works and Development*

*David M. Schmit, Director, Public Works and Development*

*Keith Ashby, Purchasing Manager, Finance*

*Robert Hill, Senior Assistant County Attorney*

Documents:

[A16-005\\_BOCC PACKET\\_OFFSITE\\_110116.PDF](#)

**6.d. A16-005 - Mineral Self Storage Drainage Easements (On-Site)**

Adoption of a resolution to accept the Uniform Easement Deed and Revocable Storm Drainage License Agreement for drainage easement dedication, upon the recommendation of the County's Project Engineer and the Director of the Public Works and Development, granted by MCCW Holdings, LLC, granting an interest in Lot 10, Block 1, Dove Valley V, Filing No. 13

*Spencer M. Smith, PE, Case Engineer, Public Works and Development*

*Chuck Haskins, PE, Division Manager, Engineering Services Division, Public Works and Development*

*David M. Schmit, Director, Public Works and Development*  
*Keith Ashby, Purchasing Manager, Finance*  
*Robert Hill, Senior Assistant County Attorney*

Documents:

[A16-005\\_BOARD PACKET\\_1101016.PDF](#)

**6.e. Abatements**

Adoption of a resolution approving the recommendations of the Assessor for an abatement petition as a result of agreements reached between taxpayers and the County regarding the value of property for property tax purposes, pursuant to the terms contained therein

*Barb LeBlanc, Paralegal*  
*Ron Carl, County Attorney*

Documents:

[10-25 BSR.DOC](#)  
[DRAFT RESO.DOC](#)

**6.f. Approval of Cultural Council 2016 Appointments, Reappointments and Affirmation of Appointments**

Adoption of a resolution approving citizen appointments, reappointments and affirmation of appointments to the Cultural Council, pursuant to the terms contained therein

*Carol Dosmann, Executive Assistant, BoCC Administration*  
*Diana Maes, Manager, BoCC Administration*  
*Ron Carl, County Attorney*

Documents:

[CULT COUNC-APPTS-REAPPTS-2016-BSR-RESO.PDF](#)

**6.g. Authorization for Legal Representation; Cummings v. ACSO, et al.**

Adoption of a resolution authorizing legal representation and indemnification for Sheriff David Walcher named in a civil lawsuit in the Arapahoe County District Court, *Cummings v. Arapahoe County Sheriff Office, et al.* Case No. 16-cv-32444

*Daniel Perkins, Senior Assistant County Attorney*  
*Ron Carl, County Attorney*

Documents:

[BOCC BSR FINAL - CUMMINGS CASE INDEMNIFICATION 11-8-16.DOCX](#)  
[BOCC RESO DRAFT.DOCX](#)

**6.h. Board of Assessment Appeals (1 Resolution)**

Adoption of a resolution approving stipulations which resulted from agreements reached between the taxpayer and the County regarding a reduction in the amount of property tax owed, pursuant to the terms contained therein

*Ron Carl, County Attorney*  
*Karen Thompsen, Paralegal, County Attorney's Office*

Documents:

[11 NOVEMBER 15, 2016.DOC](#)  
[SAMPLE BAA RESOLUTION.DOC](#)

**6.i. Cancellation of the BOCC Study Sessions and Public Meetings on December 19, 20 and 27, 2016**

Adoption of a resolution to cancel the BOCC Study Sessions and Public Meetings on December 19, 20 and 27, 2016, due to a lack of quorum

*Carol Dosmann, Executive Assistant, BoCC Administration*  
*Diana Maes, Manager, BoCC Administration*  
*Ron Carl, County Attorney*

Documents:

[CANCEL DEC MTGS-2016-BSR AND RESO.PDF](#)

**6.j. Cherry Creek Lake Project Easement DACW45-2-16-0017**

Adoption of a resolution approving the Department of the Army Easement for a Stilling Basin/ Flow Diffuser Right of Way located on the Cherry Creek Lake Project and authorizing the Chair of the Board of County Commissioners to sign the Agreement and to authorize the Clerk to the Board of County Commissioners to sign the accompanying Certificate of Authority document

*Chuck Haskins, PE, Division Manager, Engineering Services Division, Public Works and Development*  
*David M. Schmit, Director, Public Works and Development*  
*Keith Ashby, Purchasing Manager, Finance*  
*Robert Hill, Senior Assistant County Attorney*

Documents:

[BSR FOR USACE EASEMENT DACW45-2-16-6017.PDF](#)  
[EASEMENTS NO DACW45-2-16-0017.PDF](#)  
[CERTIFICATE OF AUTHORITY FOR USACE DACW45-2-16-17.PDF](#)

**6.k. City of Sheridan Property Damage Release**

Adoption of a resolution authorizing the Chair of the Board of County Commissioners to sign a Release for Property Damage Only in order for the City of Sheridan to issue payment to the County for damage caused by a City of Sheridan Police vehicle backing into an Arapahoe County Sheriff's Office vehicle, pursuant to the terms contained therein

*Benjamin Swartzendruber, Assistant County Attorney*  
*Ron Carl, County Attorney*

Documents:

[BSR RE CITY OF SHERIDAN RELEASE 2016.11.02.DOC](#)  
[RESO\\_SHERIDAN RELEASE.DOCX](#)  
[CITY OF SHERIDAN PROPERTY DAMAGE RELEASE 2016.05.28.DOC](#)

**6.l. Community Services Block Grant 2017 Budget**

Adoption of a resolution approving the 2017 Community Services Block Grant budget use of funds to provide Homemaker Services, Emergency Services to the Eastern Plains, a cost allocated portion of the Housing Specialist, emergency

housing related services, and to fund the development of the 2018-2021 Needs Assessment and Action Plan

*Linda Haley, Senior Resources Division Manager, Community Resources*  
*Don Klemme, Director, Community Resources*  
*Todd Weaver, Budget Manager, Finance*  
*Tiffanie Bleau, Senior Assistant County Attorney*

Documents:

[2017 COMMUNITY SERVICES BLOCK GRANT CONSENT AGENDA.DOC](#)  
[RESO.DOCX](#)

**6.m. Family Promise TBRA HOME funding increase**

Adoption of a resolution approving the request from Housing and Community Development Services (HCDS) to increase the Family Promise Tenant Based Rental Assistance (TBRA) program by \$47,970, to continue operating their TBRA program

*Liana Escott, Community Development Administrator, Community Resources*  
*Don Klemme, Director, Community Resources*  
*Keith Ashby, Purchasing Manager, Finance*  
*Tiffanie Bleau, Senior Assistant County Attorney*

Documents:

[CONSENT AGENDA FAMILY PROMISE TBRA INCREASED FUNDING.DOC](#)

**6.n. Incentive Payment Agreement - Charter Communications Holding Company LLC**

Adoption of a resolution authorizing the Chair of the Board of County Commissioners to sign the Incentive Payment Agreement between Arapahoe County and Charter Communications Holding Company LLC for a refund of 100% of the business personal property taxes associated with the new business facilities and the expanded business facilities located at 6360 South Fiddler's Green Circle, Greenwood Village, Colorado, pursuant to the terms contained therein

*John Christofferson, Deputy County Attorney*  
*Lisa Stairs, Business Analyst II, Finance Department*

Documents:

[BSR TAX INCENTIVE AGRT - NEW BUSINESS - CHARTER COMM HOLD CO LLC - CONSENT AGENDA 11-15-16.DOC](#)  
[RESO NO. 160\\_\\_\\_ - AUTH TO SIGN TAX INCENTIVE AGRT CHARTER COMM HOLD CO LLC NEW \(2016\) - ADOPTED \\_\\_\\_\\_\\_.DOC](#)  
[CHARTER INCENTIVE AGREEMENT ARAPAHOE COUNTY - REV - SIGNED 10-11-16.PDF](#)

**6.o. Older American's Act/State Fund for Seniors Transportation Program**

Adoption of a resolution approving the continued involvement of the Senior Resources Division staff in the Older American's Act/State Funding for Seniors transportation program for seniors in Arapahoe County

*Linda Haley, Senior Resources Division Manager, Community Resources  
Don Klemme, Director, Community Resources  
Keith Ashby, Purchasing Manager, Finance  
Tiffanie Bleau, Senior Assistant County Attorney*

Documents:

[OLDER AMERICANS ACT TRANSPORTATION CONSENT AGENDA.DOC](#)  
[RESO.DOCX](#)

**6.p. West Bijou Property (aka Marrs Property) Transfer Approval**

Adoption of a resolution approving the transfer of the West Bijou Property from the Plains Conservation Center to the Savory Institute, pursuant to the terms and conditions of the existing perpetual conservation easement on the property held by Colorado Open Lands

*Josh Tenneson, Grants and Acquisitions Manager, Open Spaces  
Shannon Carter, Director, Open Spaces and Intergovernmental Relations  
Keith Ashby, Purchasing Manager, Finance  
Tiffanie Bleau, Senior Assistant County Attorney*

Documents:

[BSR\\_CA\\_WEST BIJOU PCC\\_11.15.16.PDF](#)

**7. GENERAL BUSINESS ITEMS**

**7.a. \*PUBLIC HEARING - W16-001 Land Development Code Amendment to 12-1900 to add Small-Scale Solar Facilities**

Consideration of a request to amend Section 12-1900 of the Land Development Code to be titled Energy Facilities and to establish an administrative process for small-scale solar facilities of no more than two megawatts capacity

*Presenter - Diane Kocis, Oil and Gas Specialist, Public Works and Development  
Jan Yeckes, Planning Division Manager, Public Works and Development  
David M. Schmit, P.E., Director, Public Works and Development  
Keith Ashby, Purchasing Division Manager, Finance  
Robert Hill, Senior Assistant County Attorney*

Documents:

[W16-001 BSR SOLAR ENERGY PACKET.PDF](#)  
[W16-001 DRAFT CODE APPENDIX A.PDF](#)  
[W16-001 SOLAR MOU.PDF](#)

**8. COMMISSIONER COMMENTS**

**\*Denotes a requirement by federal or state law that this item be opened to public testimony. All other items under the "General Business" agenda may be opened for public testimony at the discretion of the Board of County Commissioners.**

*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 Relay Colorado 711.*

*Please contact our office at least 3 days in advance to make arrangements.*

