COMMISSIONERS' MINUTES OF AUGUST 28, 2012

The Board of County Commissioners of the County of Jefferson, State of Colorado, met in regular session on August 28, 2012 in the Jefferson County Government Center, Golden, Colorado. Commissioner Donald Rosier, Chairman presided. Commissioner John Odom, Commissioner Faye Griffin and Tracy Emerson, Deputy Clerk to the Board, were present.

Commissioner Donald Rosier, Chairman called the meeting to order.

STAFF PRESENT:
Ralph Schell, County Administrator
Ellen Wakeman, Assistant County Attorney
Kourtney Hartmann, Assistant County Attorney
Alan Tiefenbach, Planner

Public Comment - Business Meeting - 8:00 A.M.

No citizens came forward to present their views during the public comment period.

APPROVAL OF MINUTES

Following a general discussion, the Board upon motion of Commissioner Odom, duly seconded by Commissioner Griffin and by unanimous vote, approved the Minutes of August 21, 2012.

CONSENT AGENDA

The Board approved the following Resolutions:

Resolution CC12-305 Expenditure Approval Listings Dated August 23, 2012 - Accounting

Resolution CC12-306 Expenditure Approval Listings Dated August 30, 2012 - Accounting

Resolution CC12-307 Abatement/Refund of Property Taxes - Board of Equalization

Resolution CC12-308 Accept Grant - Colorado Department of Public Safety and Colorado Division of Homeland Security for the Emergency Management Performance Grant/Local Emergency Management Support (EMPG/LEMS) Funding - Sheriff

Resolution CC12-309 Approval of Jefferson County Cultural Council 2012 Grant Recommendations for 2013 Programs - Board of County Commissioners

Resolution CC12-310 Intergovernmental Agreement - Foothills Park and Recreation District for Repairs to Ward Street West of Simms Street (NTE $250,000.00) – Transportation and Engineering

Resolution CC12-311 Lease and Service Agreement - Rocky Mountain Chefs of Colorado, Inc. for Space Located in the Head Start Facility Located at 5150 Allison Street, Arvada, Colorado 80002 - Facilities

Resolution CC12-312 Personal Property Tax Incentive - Trimble Navigation Limited - Administrative Services

Resolution CC12-313 Employee Benefit Contracts Effective January 1, 2013 - Human Resources

Resolution CC12-314 A Resolution Authorizing Jefferson County, Colorado to Delegate Authority to Adams County, Colorado to Act on Behalf of Jefferson County in the Financing or Refinancing of the Metro Community Provider Network, Inc. Project and to Hold a Hearing Regarding the Approval of Said Financing or Refinancing Under Section 147(F) of the Internal Revenue Code - Administrative Services

Resolution CC12-315 Reimbursement of Taxes on Schedule #039996, Tax Lien #2006-00384 - Treasurer

The Board upon motion of Commissioner Odom, duly seconded by Commissioner Griffin and by unanimous vote, adopted a resolution approving the items on the consent agenda subject to the adopted conditions of approval.

PUBLIC HEARING REGULAR AGENDA

12-111225RZ - Rezoning
Case Name: Ken Caryl Towne Center Official Development Plan – Amendment 1
Owner/Applicant: Ken Caryl Towne Center LLC
Location: 7711 Shaffer Parkway and PINS 59-321-08-036, 59-321-08-039, 59-321-08-040, 59-321-08-041, 59-321-08-038, and 59-321-10-021 Northeast and northwest corner of Shaffer Parkway and Shaffer Place
Section 32, Township 5 South, Range 69 West
Approximate Area: 14.07 Acres
Purpose: To amend the Planned Development zoning to allow up to 320 stand-alone multifamily units and up to 60 multifamily units above commercial, while retaining the existing commercial entitlements.
Case Manager: Alan Tiefenbach

The Board accepted the case file for Case #12-111225RZ submitted from the Planning Commission to the Board of County Commissioners as Exhibit "A" and incorporated the file as part of the record of hearing before this Board.

Sworn Testimony:
Dennis Carruth, Applicant
Jim Hepting
David Lavoy
Diana Read
Barbara Cagianese
Chris Pacetti, Representing Ken Caryl Ranch Masters Association
Brenda Heskett-Kinnan
Linda Auburn
Neil Eshleman
Robert Berlin
Adam Wood
Ana Martinez-Barinsh
Mary Gabler
Bradford Smith
Mike Kempe
William Goodwin
Patty Cavey
Cameron Nazminia
Joseph Hall
David Banning

Sworn Testimony (continued)
Chris Cowan
Judy Kubichek
Vito Galati
Clark Omdahl
Brian Hardy

Following the taking of sworn testimony and a general discussion, the Board upon motion of Commissioner Odom, duly seconded by Commissioner Griffin and by unanimous vote, adopted **RESOLUTION CC12-304** approving Rezoning Case #12-111225RZ with the red-marked revisions including a reduction in the maximum number of residential units in Use Areas 1, 1A & 2 from 320 to 280 units, such that the overall number of units within the development is decreased from 380 units down to 340 units. In addition, the height restrictions on Use Area 2 shall be 55 feet, except residential uses in Use Area 2 shall have a maximum height of 45 feet.

REPORTS

County Commissioners – No reports

County Administrator – No reports

County Attorney – No reports

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned.

Attest:

Board of County Commissioners of
the County of Jefferson, Colorado

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Tracy Emerson, Deputy Clerk Donald Rosier, Chairman