

Board of County Commissioners Meeting AGENDA

May 7, 2024, 9:00 a.m.

Hearing Room 1 / Virtual Hearing via WebEx Webinars

100 Jefferson County Pkwy

Golden, CO 80419

To attend the Public Meeting please attend in person or visit the County's web site at www.jeffco.us/meetings to attend virtually and click on the link for the BCC Meeting you desire to attend which will take you to the WebEx Webinar platform. Please register and click on the blue "Join by Browser" option to join the meeting. The following website also provides access to the meeting: https://jeffco.webex.com/jeffco/j.php?MTID=m02611827cacb2ab2f61e7450ba4426eb

Webinar password: NvjGQFnX543 (68547369 from phones and video systems)

Alternatively, people can also call in and listen to the meeting by dialing: +1-408-418-9388:

Access Code/Webinar Number: 2497 584 8213

People who dial in will not be able to provide public comment during the meeting.

AGENDA

The Tuesday meeting of the Board of County Commissioners (the "Board") is an open meeting in which the Board approves contracts, expends funds, hears testimony, makes decisions on land use cases and takes care of other county matters. The public is welcome to attend.

The Board meeting has three parts: Public Comment, the Business Meeting and the Public Hearing.

General Procedures

Agenda items will normally be considered in the order they appear on this agenda. However, the Board may alter the agenda, take breaks during the meeting, work through the noon hour; and even continue an item to a future meeting date.

The Board welcomes your comments. During the Public Comment time, members of the public have three minutes to present views on county matters that are not included on the Hearing Agenda. Public Comment time is not for questions and answers; it is your time to express your views, people will not be allowed to utilize county resources to make visual presentations during public comment. The Board will take up to 15 minutes at the beginning of the meeting and if needed, additional public comment will be taken at the end of the meeting on items not listed on the Hearing Agenda.

To participate in Public Comment please attend in person or please log into the WebEx Events virtual meeting using a computer. Once logged into the meeting on your computer, please send a chat message to the host with your name, address, and the topic of your comment so that the Chair can recognize you at the appropriate time for public comment.

Please note that you are always welcome to communicate with the Board on the county's web site (www.jeffco.us), by e-mail (commish@jeffco.us), by phone (303-271-8525), fax (303-271-8941) or US mail (100 Jefferson County Parkway, Golden, CO 80419). You can also meet your Commissioners at numerous community events such as town hall meetings, homeowner associations and chamber meetings.

Pages

1. Call to Order

2. Pledge of Allegiance

3. Public Comment

Please see public comment instructions above

4. Business Meeting

CONSENT AGENDA PROCEDURES - Items on the Business Meeting Consent Agenda generally are decided by The Board without further discussion at the meeting. However, any Board member may remove an item from the Business Meeting Consent Agenda for a presentation by staff and questions from the Board. The Board is not required to take public comment on business meeting items but may request additional information and input.

5. Approval of Minutes Dated April 30, 2024

4

11

6. Consent Agenda

6.3

Other Contracts and Resolutions for which Notice was not possible may be considered.

6.1 Resolution CC24-139
Expenditure Approval Listings dated May 2, 2024 - Finance

12

6.2 Resolution CC-140

Abatement/Refund of Property Taxes - Board of Equalization

14

Resolution CC24-141 Policy Amendment – Part 4 Chapter 3 Secti

Policy Amendment – Part 4, Chapter 3, Section 1 Payroll Policy - Finance

6.4 Resolution CC24-142

18

Grant Application and Acceptance - the Colorado Auto Theft Prevention Authority - Sheriff

7. Regular Agenda - No Agenda Items

8. Public Hearing

There are two parts to the Public Hearing Agenda: The Hearing Consent Agenda and the Regular Hearing Agenda.

Items are listed on the Hearing Consent Agenda because no testimony is expected. In the event a Commissioner or any member of the public wishes to testify regarding an item on the Consent Agenda, the item will be removed and considered with the Regular Hearing Agenda.

To offer public testimony on any of the cases on the Public Hearing Agenda, please attend in person or please log into the WebEx Events virtual meeting using a computer. Once logged into the meeting on your computer, please send a chat message to the host with your name, address, and the agenda item for which you wish to provide testimony so that the Chair can recognize you at the appropriate time for public testimony. Individuals will receive three minutes and HOA's located with the notice area for the Hearing item will be granted ten minutes.

Unless otherwise stated by the Chair, a motion to approve the Hearing Consent Agenda shall include and be subject to staff's findings, recommendations, and conditions as listed in the applicable Staff Report.

The public is entitled to testify on items under the Public Hearing Regular Agenda. Information on participation in hearings is provided in the County's brochure, "Your Guide to Board of County Commissioners Hearings." It may be obtained on the rack outside the hearing room or from the County Public Affairs Office at 303-271-8512.

- 9. Hearing Consent Agenda No Agenda Items
- 10. Hearing Regular Agenda No Agenda Items
- 11. Public Comment

Please see public comment instructions above.

12. Reports

13. Adjournment

Jefferson County does not discriminate on the basis of race, color, national origin, sex, religion, age, disability or sexual orientation in the provision of services. Disabled persons requiring reasonable accommodation to attend or participate in a County service, program or activity should call 303-271-5000 or TDD 303-271-8560. We appreciate a minimum of 24 hours advance notice so arrangements can be made to provide the requested auxiliary aid.



Board of County Commissioners' Hearing Minutes

April 30, 2024, 9:00 a.m. Hearing Room 1 / Virtual Hearing via WebEx Webinars 100 Jefferson County Pkwy Golden, CO 80419

BCC Present: Commissioner Andy Kerr

Commissioner Tracy Kraft-Tharp

Commissioner Lesley Dahlkemper, Chair

Staff Present: Kym Sorrells, County Attorney

Kate Newman, Deputy County Manager

Jeremy Fleming, Public Affairs

Maylee Barraza, Deputy Clerk to the Board Katie LaLiberte, Deputy Clerk to the Board Alanna Blomquist, Deputy Clerk to the Board

1. Call to Order

Commissioner Dahlkemper called the meeting to order.

2. Pledge of Allegiance

The Pledge of Allegiance was recited.

3. Public Comment

Ann Imse

Lynn Clemens

4. Business Meeting

5. Proclamation - Mental Health Month: May 2024

The Commissioners proclaimed that May is Mental Health Month. Kelsey Parker, Executive Director of Jefferson Center spoke on behalf of the Jefferson Center.

6. Approval of Minutes Dated April 23, 2024

Motioned by Commissioner Kraft-Tharp Seconded by Commissioner Kerr

The minutes dated April 23, 2024 were approved by unanimous vote.

7. Consent Agenda

Motioned by Commissioner Kraft-Tharp Seconded by Commissioner Kerr

The Board unanimously approved the following Resolutions:

7.1 Resolution CC24-127

Expenditure Approval Listings dated April 25, 2024 - Finance

7.2 Resolution CC24-128

Abatement/Refund of Property Taxes - Board of Equalization

7.3 Resolution CC24-129

Abatement/Refund of Property Taxes - Board of Equalization

7.4 Resolution CC24-130

Funding Transfer – Assessor/Treasurer Software Solution – Federal Grants Program

7.5 Resolution CC24-131

Grant Application and Acceptance - Impaired Driving Grant - Sheriff

7.6 Resolution CC24-132

Grant Application and Approval - Jail Based Behavioral Services Program - Sheriff

7.7 Resolution CC24-138

Grant Application and Acceptance - Colorado Peace Officer Standards and Training Grant - Sheriff

7.8 Resolution CC24-133

Purchase Order - American West Construction, LLC (NTE \$6,372,057) - Transportation and Engineering

8. Regular Agenda - No Agenda Items

9. Public Hearing

10. Hearing Consent Agenda

Motioned by Commissioner Kraft-Tharp Seconded by Commissioner Kerr

The Board unanimously approved items 10.1 through 10.4.

10.1 Resolution CC24-112

2023 Budget – Year end Supplementary Budget and Appropriation - Finance

10.2 Resolution CC24-113

2024 Budget - April Supplementary Budget and Appropriation - Finance

10.3 Resolution CC24-134

Case Number: 23-102943VA Vacation of Right of Way (Continued from April 9, 2024)

Case Name: 16764 County Road 126

Owner: Jefferson County Applicant: David Vuono

Location: Adjacent to 16764 County Road 126 Section 27, Township 7 South, Range 71 West Approximate Area: 0.12 Acres (5,360 sq ft)

Purpose: To vacate an unused portion of right-of-way for County

Road 126.

Case Manager: Chuck Childs

10.4 Resolution CC24-135

Case Number: 23-138211RZ Rezoning

Case Name: 9148 Black Mountain Dr ODP

Owner/Applicant: Bruce A. Casias & Angela J. Engel

Location: 9148 Black Mountain Dr, Conifer Section 6, Township 6 South, Range 71 West

Approximate Area: 2.70 Acres

Purpose: To rezone from a Planned Development (PD) zone district to a new PD, to allow residential uses based on the Suburban

Residential (SR-2) zone district and to allow a reduction in required setbacks.

Case Manager: Alexander Fowlkes

10.5 Resolution CC24-136

Case Number: 23-108064RZ Rezoning (Continued from March 26, 2024)

Case Name: Gerdes Storage II Official Development Plan

Owner/Applicant: Gerald Pickelo Nunez Location: 8870 Indiana Street, Arvada

Section 19, Township 2 South, Range 69 West

Approximate Area: 5.00 Acres

Today's Action: To inform the Board of County Commissioners, and the

public, that the case has been withdrawn.

Purpose: Rezone from Agricultural - Two (A-2) to Planned Development (PD) to allow for outdoor storage of recreational vehicles, campers, boats, trailers, and one single family residence.

Case Manager: Sara Hutchinson

Resolution CC24-136 was moved from the Hearing Consent Agenda to the Hearing Regular Agenda by public request.

11. Hearing Regular Agenda

10.5 Resolution CC24-136

Case Number: 23-108064RZ Rezoning (Continued from March 26, 2024)

Case Name: Gerdes Storage II Official Development Plan

Owner/Applicant: Gerald Pickelo Nunez Location: 8870 Indiana Street, Arvada

Section 19, Township 2 South, Range 69 West

Approximate Area: 5.00 Acres

Today's Action: To inform the Board of County Commissioners, and the

public, that the case has been withdrawn.

Purpose: Rezone from Agricultural - Two (A-2) to Planned Development (PD) to allow for outdoor storage of recreational vehicles, campers, boats, trailers, and one single family residence.

Case Manager: Sara Hutchinson

Presenters:

Sara Hutchinson, Case Manager

Public Testimony:

Matthew Wright

Following a brief presentation and public testimony, the applicant requested to withdraw this application. The Board of County Commissioners will have no additional actions on this item.

11.1 Resolution CC24-137

Case Number: 19-129748RZ Rezoning

Case Name: Ruikka Enterprises ODP Amendment 1

Owner/Applicant: Ruikka Enterprises LLC, a Colorado limited liability

company

Location: 27618 Fireweed Dr, Evergreen Section 3, Township 5 South, Range 71 West

Approximate Area: 3.18 Acres

Purpose: To amend the existing ODP to allow an increase to Gross Floor Area and a reduction to parking standards for an existing brewpub

Case Manager: Alexander Fowlkes

Presenters:

Alexander Fowlkes, Case Manager Anders Ruikka, Applicant

Public Testimony:

Ariana Vasquez

Julie Bell

Jack Bestall

Denise Stoner

Deborah Jackson

Michael Schumann

Lauren Leuck

Following a brief presentation and public testimony, the applicant requested to withdraw this application. The Board of County Commissioners will have no additional actions on this item.

12. Public Comment

No public comment.

13. Reports

Commissioner Kraft-Tharp: Commissioner Kraft-Tharp shared that she attended a nice ribbon cutting with Coal Creek Parks and Recreation District. Commissioner Kraft-Tharp thanked the Westminster Chamber for allowing her to do a live stream on Friday about the news of the County.

Commissioner Dahlkemper: Commissioner Dahlkemper shared that she had a wonderful time at the Dia de los Ninos Dinner at Edgewater Collective. This event celebrated education, economic, and engagement efforts in Jefferson County's Latino communities. Commissioner Dahlkemper shared that she was joined by Lakewood City Counselor Isabel Cruz along with County Clerk Amanda Gonzalez at this event and enjoyed a performance from the Folklorico Dancers from Edgewater Elementary who performed and were absolutely incredible. Commissioner Dahlkemper joined victim advocates, families, and friends at the Courage Walk this past weekend. Though this event was dampened by weather, the spirit in the atrium was not. This event was a time to remember the lives lost, to honor survivors, and to celebrate resilience and love. Commissioner Dahlkemper thanked District Attorney Alexis King, Sheriff Reggie Marinelli, and all of the victims' advocates who work throughout the County alongside law enforcement to promote healing and hope. Finally, Commissioner Dahlkemper shared that she enjoyed attending the ribbon cutting for the K-8 Eagles at Coal Creek Canyon Elementary's new Outdoor Learning Center alongside Commissioner Kraft-Tharp. The students at this event expressed their excitement for this new Outdoor Learning Center which was made possible with the collaboration of Jeffco Open Space, Jeffco Schools, and Coal Creek Canyon Park and Recreation District. Commissioner Dahlkemper wanted to remind everyone that CASA of Jefferson and Gilpin Counties is hosting its annual fundraising breakfast on Thursday and she is looking forward to that event.

Commissioner Kerr: Commissioner Kerr shared that he had a wonderful time at the memorial for Leanne Emm to celebrate her life. Commissioner Kerr shared that this event was a beautiful celebration in Evergreen and he shared the great memories of Leanne Emm of all she has done for our schools.

County Manager: No Reports

County Attorney: County Attorney Kym Sorrells thanked her acting County Attorneys, Carey Markel and Eric Butler, for covering her duties in her absence while on vacation.

14. Adjournment

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

These minutes summarize the final decision made by the Board at the referenced meeting. This meeting was also audio recorded and that recording is available for review. In the event there is confusion as to what the final decision of the Board is, the Board will rely on the audio tape to interpret the Board's intent. The audio tape shall act as an official record of these proceedings for any necessary purpose when, in the opinion of the Board, the minutes are in any way insufficient. An audio copy of the Board of County Commissioners' proceedings is available by contacting the Deputy Clerk to the Board.

Chair	Deputy Clerk	

MEMORANDUM

TO: Honorable Chairman and Members of the Board of County

Commissioners

FROM: Joe Kerby, County Manager

RE: EXPENDITURE APPROVAL LISTINGS

DATE: May 7, 2024

Staff Recommendation:

Allow settlement of accounts listed on the Expenditure Approval Listings dated May 2, 2024.

Resolution No. CC24-139

Background:

Jefferson County has established a system of controls to reasonably assure that the claims to be examined and settled by the BCC on the Expenditure Approval Listings are allowable.

Further, the staff has reviewed all claims and has reasonable assurance that all claims are allowable and are in order to be paid.

Original returned to:

Stephanie Corbo, Chief Financial Officer x8542, Jefferson County Finance Division

Distribution:

Jerry DiTullio, County Treasurer

Agenda Item 6.2

MEMORANDUM

TO: Honorable Chairman and Members of the Board of County Commissioners

FROM: Kimberly S. Sorrells, County Attorney

RE: Abatement/Refund of Property Taxes – Board of Equalization

Date: 5/7/2024

Staff Recommendation:

Whereas, the Board of County Commissioners hereby approves the findings and recommendations of the Jefferson County Assessor denoted in the corresponding abatement resolutions and adopts those findings and recommendations as its final action on these abatement petitions.

CASE NO.	<u>PETITIONER</u>	TAXES ABATED/ REFUNDED
A23-204	Alamo Westminster LLC	\$63,327.30
A23-254	ARS Sand & Gravel CO LLC	\$6,238.04
A23-206	Bokusky Investments LLC	\$1,873.64
A24-118	John B Brennan Jr	\$1,594.34
A24-097	Clark Family Trust	\$715.94
A23-281	Dairy Engineering Company	\$9,559.19
A23-127	Four Girls LLC	\$18,681.52
A23-201	Ingalls Properties LLC	\$8,691.02
A23-255	JMJC LLC	\$6,576.14
A23-311	Kipling LLC	\$3,121.23
A23-215	Kong Real Estate Holdings LLC	\$87,205.07
A23-208	Leonard B Sax LLC The	\$6,067.16
A23-202	Premium Panels Inc	\$8,261.66
A23-200	PIII Hwy 40 LLC	\$29,307.01
A23-259	Ralston Plaza Shopping Center LLC	\$2,317.76
A23-256	Salomon Development CO LP	\$4,927.33
A23-219	Sartorius Corporation	\$12,480.45
A23-203	1208 Quail St LLC	\$2,723.02

Resolution CC24-140

Background: Final Board action on 18 abatement petitions, \$ 273,667.82 to be refunded. Taxpayers have filed abatement petitions alleging that their property has been overvalued or that their tax levy is illegal. The Assessor recommends approval of these petitions in the amounts indicated in the corresponding resolutions. The Board is taking action on these abatement petitions by accepting or rejecting the Assessor's recommendations.

If an abatement appeal is approved by the Board, the Treasurer's Office will calculate interest owed and send payment to the taxpayer. The Property Tax Administrator must approve all refunds in excess of \$10,000.00. If unsatisfied with this Board's action, a taxpayer may appeal further to the State Board of Assessment Appeals. Abatement refunds over \$10,000.00 are recommended for the following reasons:

A23-204: Assessor recommends approval. Adjusted to 2022 stipulated value.

A23-127: Assessor recommends approval in part. Classification changed from commercial to residential.

A23-215: Assessor recommends approval. Market leases and sales data fully support adjustment.

A23-200: Assessor recommends approval. Value adjusted to 2022 stipulated order.

A23-219: Assessor recommends approval. Equalizing to 2021 stipulated value.

Fiscal Impact: NA

BCC Briefing Presented on: NA

Originator: Amber Munck, Assistant County Attorney

Distribution: Board of Equalization

Agenda Item 6.3

MEMORANDUM

TO: Honorable Chairman and Members of the Board of County Commissioners

FROM: Joe Kerby, County Manager

RE: Policy Amendment – Part 4, Chapter 3, Section 1 Payroll Policy - Finance

Date: 5/7/2024

Staff Recommendation: NOW THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Jefferson County that the existing Payroll Policy is hereby rescinded and replaced with the policy attached hereto, effective May 7, 2024.

Resolution CC24-141

Background: To prevent administrative burden on the processing of payroll, the current policy limits options for direct deductions from pay checks. When developed, the policy did not anticipate deductions for collective bargaining membership or as determined in collective bargaining agreements.

The proposed amendment allows for deductions for collective bargaining membership per State Statute and/or a collective bargaining agreement. Additional amendments to the policy were made for clarity.

Fiscal Impact: No significant administrative costs or impacts.

BCC Briefing Presented on: 4/23/2024

Originator: Kate Newman

Distribution: Jennfier Fairweather, Chief Human Resources Officer; Heather Frizzell,

Finance Director; Eric Butler, Deputy County Attorney

Pre-Approved Routing form

Contacts:	Originating Division and Contact:	Deputy County Manager	Phone:	8567
	County Attorney Contact:	Eric Butler	Phone:	8929

Item Title: Payroll Policy Amendment

ROUTING					
O R D E R	Division	Authorized Signatures Name/Initials	Date Rec'd	Date Frw'd	Comments
()	Originator	Kate Newman		4/24/24	
()	Division Director	Heather Frizzell	4/24/24	4/24/24	No updates
()	Budget	Brett Deady	4/24/24	4/24/24	SPA Supports, no concern.
()	Department Director	Jennifer Fairweather	4/24/24	4/24/24	No updates
()	County Attorney	Eric Butler	4/24/24	4/24/24	Looks good
()	Elected Official				
()	BCC Agenda Coordinator				

Policy Title: Payroll

Policy Number: Part 4, Financial Administration; Charter 3, Accounting; Section 1

Payroll

Type of Policy: Administrative

Adopting Resolution(s): References: Resolutions CC86-249, CC87-1018, CC88-

97, CC91-24, CC07-383, CC13-172, CC14-152, CC19-285, CC21-302

Effective Date:

Adoption Date:

Administrative Revisions Date: N/A

Policy Custodian: Finance

Compliance: All Elected or Appointed Official's Offices and Departments

Purpose:

To provide for the payment of county officials and employees.

A. Regular Payroll

- 1. Employees and officials shall be paid biweekly with payday being every other Friday.
- 2. The Finance Director shall review and sign the payroll register. The Strategy, Innovation and Finance Department Director, and the County Manager shall receive the payroll register for their review.

B. Interim Payrolls:

When necessary, interim payrolls shall be included with the regular payroll for review. See the Interim Payroll Procedure for more information.

C. Changes in Pay:

Changes in an employee's or official's pay status, and bonuses, shall only occur when the payroll office receives a properly approved Personnel Action Form.

D. Settlement Agreements:

Settlement agreements with employees or officials may substitute for Personnel Action Forms when they are executed by the County Attorney.

E. Direct Deposit:

The use of direct deposit for payroll shall be highly encouraged by all departments and offices of the county.

F. Payroll Deductions:

To prevent increased administrative burden, payroll deductions from the compensation of any employee shall be limited to the following:

- 1. Deductions required by federal or state law;
- 2. Deductions required by judicial orders, liens and garnishments;
- 3. Deductions for employee benefits, retirement contributions; or deferred compensation as established by the BCC from time to time, and
- 4. Those deductions previously allowed prior to May 1, 2024, including only:
 - a. Fraternal Order of Police,
 - b. Deduction for vehicle mileage for Elected Officials.
- 5. Deduction for collective bargaining membership per State Statute and/or a collective bargaining agreement.

MEMORANDUM

TO: Honorable Chairman and Members of the Board of County

Commissioners

FROM: Joe Kerby, County Manager

RE: Grant Application and Acceptance - the Colorado Auto Theft Prevention

Authority - Sheriff

DATE: May 7, 2024

Staff Recommendation: The Jefferson County Board of Commissioners (BCC) approves the placement of this application on a future Consent Agenda, for the application submittal by the Jefferson County Sheriff's Office (JCSO) Grants Specialist and the Sheriff's Office Commander in Patrol, to accept grant-funding if awarded, to authorize the Sheriff to execute any grant documentation as necessary, and to direct that the awarded funds be included in a future supplemental appropriation to the Sheriff's Office 2024 Budget.

Resolution No. CC24-142

Background: The Colorado Auto Theft Prevention Authority (CATPA) was created under Colorado House Bill 2003-1251 to deter and reduce vehicle theft and insurance fraud though a statewide cooperative effort to generate funds to support law enforcement, prosecution, and public awareness through a partnership between industry and state government. CATPA grant money for project funding is made possible through a \$1 per insured vehicle annual insurance assessment.

Automated License Plate Readers (ALPR) are an effective tool to assist law enforcement with the identification and recovery of stolen vehicles. Reimbursement funding through CATPA is available to agencies who purchase these covert Automated License Plate Readers for use by Colorado Metropolitan Auto Theft Task Force assigned (JCSO) detectives for a period of five (5) years. At five years of use, the ALPR is returned to the agency for exclusive use. During the use of this product, data and information gathered by this ALPR will be shared with the agency overseeing the grant.

Colorado ELSAG EOC is an initiative of the Colorado State Patrol-Beat Auto Theft Through Law Enforcement (BATTLE) to create an information sharing system designed to replicate, maintain, and share law enforcement license plate reader systems from all participating state and local public safety agencies within the State of Colorado.

Fiscal Impact: There is no match requirement. This is a State grant for the Patrol Fund for \$25,000 for 2024.

Agenda Item 6.4

BCC Briefing Presented on: February 27, 2024

Originator: Jessica Parivar, Grants Specialist, JCSO, Ext. 5311

Distribution: Clerk to the Board

Tina Davros, JCSO Business & Finance Manager

Kurt Behn, County Attorney's Office Tami Scott, County Attorney's Office

Tanya Middlemist, Accounting

Micah Badana, Budget