



ARAPAHOE COUNTY
 COLORADO'S FIRST

**MINUTES OF THE ARAPAHOE COUNTY
 BOARD OF COUNTY COMMISSIONERS
 TUESDAY, OCTOBER 13, 2020**

At a public meeting of the Board of County Commissioners for Arapahoe County, State of Colorado, held at 5334 South Prince Street, Littleton, Colorado 80120 there were:

Nancy Sharpe, Chair	Commissioner District 2	Present
Bill Holen, Chair Pro Tem	Commissioner District 5	Present
Kathleen Conti	Commissioner District 1	Present
Jeff Baker	Commissioner District 3	Present
Nancy Jackson	Commissioner District 4	Present
Ron Carl	County Attorney	Present
Joan Lopez	Clerk to the Board	Absent and Excused
Joleen Sanchez	Clerk to the Board Administrator	Present

when the following proceedings, among others, were had and done, to-wit:

CALL TO ORDER

Commissioner Sharpe called the meeting to order.

INTRODUCTIONS

ROLL CALL

PLEDGE OF ALLEGIANCE

MODIFICATION(S) TO THE AGENDA

There were no modifications to the agenda.

ADOPTION OF THE AGENDA

The motion was made by Commissioner Holen and duly seconded by Commissioner Conti to adopt the Agenda as presented.

The motion passed unanimously.

CITIZEN COMMENT PERIOD

There were no citizen comments.

APPROVAL OF THE MINUTES

The motion to approve the minutes from the September 8, 2020 Public Meeting was made by Commissioner Baker, duly seconded by Commissioner Holen.

The motion passed unanimously.

The motion to approve the minutes from the September 22, 2020 Public Meeting was made by Commissioner Conti, duly seconded by Commissioner Holen.

The motion passed unanimously.

CONSENT AGENDA

The motion was made by Commissioner Holen, duly seconded by Commissioner Baker to approve the consent agenda as presented.

The motion passed unanimously.

GENERAL BUSINESS ITEMS

7.a. Resolution No. 200778 - ASI20-001 Southeast Metro Natural Gas Pipeline

Robert Hill, Senior Assistant County Attorney, established jurisdiction for the Board to consider this matter.

Kathleen Hammer, Planner II, presented a PowerPoint presentation, a copy of which has been retained for the record.

Maps of the area were reviewed.

The recommendation of the Planning Commission was outlined.

Public concerns regarding natural habitat and prairie dog relocation were mentioned.

Staff recommended approval of the location and extent with conditions, which were listed.

The proposed route of the pipeline was indicated on a map.

The prairie dog management plan was explained.

Public outreach meetings were listed and the comprehensive plan was reviewed.

Ms. Hammer stated that this project complies with the 1041 Regulations.

Citizen comments and concerns were discussed.

There was discussion regarding fencing around the facility and temporarily relocating the prairie dogs.

Kellie Bradley, representing the applicant, reviewed the project plans and the route alternative analysis.

The project schedule and safety measures/standards were reviewed.

The need for this project was explained.

The public comment period was opened.

Deanna Meyer was opposed to this project.

Michelle Hinerman was opposed to this project.

Luisa Huber was opposed to this project.

The public comment period was closed.

There was discussion regarding the passive relocation of the prairie dogs and communication with the public, including an email subscriber list.

Commissioner Baker suggested that the prairie dogs be moved a short distance only. It was clarified that the animals would remain within the park.

Commissioner Jackson asked about the width of the right-of-way and asked about the disturbance of eagles.

There was discussion regarding the need to start this project quickly because of the impact of the cold weather on the prairie dogs.

The following motion was made by Commissioner Baker, duly seconded by Commissioner Jackson: In the case of ASI20-001, Southeast Metro Natural Gas Pipeline 1041 Application, I have reviewed the staff report, including all exhibits and attachments and have listened to the applicant's presentation and any public comment as presented at the hearing and hereby move to approve this application based on the findings in the staff report, subject to the following conditions:

1. Prior to signature of the final copy of these plans, the applicant must address Public Works and Development Staff comments and concerns.
2. Prior to commencement of construction on the Project, the applicant shall obtain all necessary Federal, State and County permits required for occupation, environmental and building/work permits for the project.
3. The applicant shall continue to work with Mile High Flood District to resolve concerns stated in the recommendation letter received by the County on August 19, 2020.
4. The applicant must meet all of Tri-County Health Department requirements and receive approval from Tri-County Health Department prior to construction.
5. The applicant will employ the services of an experienced, ethical, non-lethal Prairie Dog

relocation specialist and relocation of such animals shall be subject to the provisions of CRS 35-7-203 as applicable.

6. The applicant will provide safety information to the County regarding existing Xcel Energy Pipelines currently operated and maintained by Xcel Energy in Colorado.
7. The applicant will provide screening and landscaping around the above-ground valve set, as appropriate with approval from the United State Army Corp of Engineers and Colorado Park and Wildlife.

The motion passed 5-0.

7.b. Resolution No. 200779 - PM19-002 Avere on the High Line Minor Subdivision Final Plat

Robert Hill, Senior Assistant County Attorney, established jurisdiction for the Board to consider this matter.

Molly Orkild-Larson, Senior Planner, introduced the case and discussed the cash-in-lieu.

It was stated that the Four Square Mile group had no comment on this application and thanked the applicant for their public outreach.

The public comment period was opened.

There were no public comments.

The public comment period was closed.

The following motion was made by Commissioner Jackson, duly seconded by Commissioner Holen: In the case of PM19-002, Avere on the High Line Minor Subdivision, the County Commissioners have reviewed the staff report, including all exhibits and attachments, and have listened to the applicant's presentation and any public comment as presented at the public hearing. I hereby move to APPROVE this application based on the findings in the staff report, subject to the following conditions:

1. Prior to signature of the final copy of this plat the applicant must address Public Works Staff comments and concerns.
2. The applicant shall place a note on the final plat identifying the reception number of the blanket easement for the dry utilities.
3. Prior to the recording of the approved mylar, the applicant shall pay a total amount of cash in lieu of \$313,389.44 to be distributed as follows: Schools: \$121,546.53; Public Parks: \$184,169.19; and Other Public Purposes: \$7,673.72.

The motion passed 5-0.

7.c. Resolution No. 200780 - Submission of the 2021 Recommended Budget

John Christofferson, Deputy County Attorney, established jurisdiction.

Todd Weaver, Finance Director, presented the 2021 recommended budget.

The public comment period was opened.

There were no public comments.

The public comment period was closed.

The following motion was made by Commissioner Baker, duly seconded by Commissioner Jackson: I move to acknowledge receipt of the 2021 recommended budgets for Arapahoe County, the Arapahoe County Law Enforcement Authority, and the Arapahoe County Recreation District, and, as the ex officio Board of the Arapahoe County Water and Wastewater Public Improvement District, acknowledge receipt of the proposed 2021 Budget submitted for the Arapahoe County Water and Wastewater Public Improvement District, and set the date of October 27, 2020 as the public hearing date for these proposed budgets and further establish December 8, 2020 as the date for the public hearing for the adoption of these 2021 budgets.

The motion passed 5-0.

COMMISSIONER COMMENTS

There were no comments from the Commissioners.

There being no other business before the Board, Commissioner Baker adjourned the meeting at 11:19 a.m.

**JOAN LOPEZ, CLERK TO THE BOARD
BY JOLEEN SANCHEZ, CLERK TO THE BOARD ADMINISTRATOR**