



ARAPAHOE COUNTY

Arapahoe County

Board of County Commissioners Study Session

Meeting Minute Summaries

Tuesday, October 4, 2022

Administration Building
5334 S. Prince St.
Littleton, CO 80120
West Hearing Room

The Arapahoe County Board of Commissioners typically holds weekly study sessions on Monday and Tuesday. Study sessions (except for executive sessions) are open to the public and agendas are available online at arapahoe.legistar.com. Meetings marked with an asterisk () can be attended virtually via arapahoe.legistar.com while non-asteriked (*) sessions are open to in-person attendance only. The members of the Board of County Commissioners may choose to attend study sessions virtually.*

The Board of County Commissioners may go into executive session during or at the conclusion of a study session or administrative meeting as necessary to receive legal advice or discuss other confidential matters, and if they do so, the public will be excluded from that portion of the meeting. The Board may alter the times of the meetings throughout the day, as well as cancel or reschedule noticed meetings. Contact the Commissioners' Office at 303 795 4630 or kdavis2@arapahoegov.com with questions about the agenda.

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Commissioners Present

Carrie Warren
Nancy Sharpe
Nancy Jackson Absent and
Excused
Bill Holen
Jeff Baker

Others Present

Ron Carl
John Christofferson
Michelle Halstead
Taylor Hendrix
Cheryl Ternes
Bob Prevost
Daniel Wisheart

Jennifer Cassell
Alex Nelson
James Katzer
Robert Hill
Cathleen Valencia
Bryan Weimer
Ed Bowditch
Ben Swartzendruber

9:30 AM Calendar and Board Updates

Michelle Halstead, Director, Commissioners' Office

11:30 AM E-Team Chair Update

Ron Carl, County Attorney, E-Team Chair

Ron Gazvoda, Deputy Assessor, E-Team Vice Chair

Lisa Vantine, Office Administrator, Coroner's Office, E-Team Vice Chair

12:00 PM BREAK

STUDY SESSION TOPICS

1:00 PM *Supplemental Nutrition Assistance Program ARPA Funds SFY 2022/2023

Attachments: [Board Summary Report](#)
[Table 1](#)

The purpose of this study session was for the Department of Human Services (DHS) to provide information and seek direction on the \$98,660 in Supplemental Nutrition Assistance Program (SNAP) American Rescue Plan Act of 2021 (ARPA) funds received for SFY 2022/2023 and proposed use of those funds for staff recognition.

Commissioner Jackson was absent and excused.

Background of the funding was provided.

Commissioner Holen joined the meeting.

Staff explained the request to use the funding for one-time recognition to 176 employees and to reimburse overtime costs.

Alternatives and the fiscal impact were reviewed.

The Board was in agreement with the request as presented.

1:15 PM *Colorado Works Memorandum of Understanding

Attachments: [Board Summary Report](#)
[Colorado Works MOU](#)

The purpose of this study session was to request that the Board to authorize the Chair to execute a memorandum of understanding (MOU) for Colorado Works (CW) between Arapahoe County and the Colorado Department of Human Services (CDHAS) for the term of July 1st through June 30th 2025.

It was stated that the MOU would need to be reaffirmed annually through an amendment signed by both parties.

There was discussion regarding issues that arose during the negotiations.

Weld County's involvement was discussed.

The Board was in agreement with the request as presented.

1:30 PM *Updated Utility Relocation Policy

Attachments: [Board Summary Report](#)
[Proposed Utility Relocation Policy](#)

The purpose of this study session was for the Board to review and adopt the updated Utility Relocation Policy, which was updated following the 2021 adoption of the Utility Relocation Policy and to ask the Board for direction. Updates were based on one year of evaluation of the policy.

A Power Point was reviewed, a copy which has been retained for the record.

The timeline was reviewed.

The fiscal impact was reviewed.

The changes made to the 2021 version were reviewed by section.

There was discussion regarding section 2.8, which removed the reference to 50% of utility relocation as County responsibility to say that 100% of the costs for a County project would be on the utility provider.

The possible impact to budgets for projects was reviewed.

It was stated that other counties do not pay for utilities relocation.

Comments from a meeting that was held to let utility providers know of upcoming changes were reviewed.

The Public Work Department recommendations were reviewed.

Several Board members expressed concern of issues that could arise with utility providers reacting to the changes.

Mr. Weimer addressed the concerns and ensured the utility providers will be notified for planning purposes.

The Board was in agreement for a timeline of adding this as a General Business Item at a future Business Meeting.

The Board was in agreement to accept the recommendations form the Public Works Development department.

2:00 PM *2023 Legislative Principles and CCI Priority Legislation

Attachments: [Board Summary Report](#)
[Presentation](#)
[Summary of Suggested Positions](#)
[2023 Legislative Principles - Draft](#)

The purpose of this study session was to discuss revisions to the Arapahoe County 2023 Legislative Principles and determine positions on the legislative priority ideas submitted to the Colorado Counties, Inc. (CCI)

A Power Point was reviewed, a copy which has been retained for the record.

2023 Legislative principles were reviewed.

Priorities and County guides were reviewed.

Additions recommended by staff were reviewed which included the following topics:

1. Add State and Federal items
2. Add Workforce & Economic Development
3. Add Housing and Homelessness
4. Add Public Health

The Commissioners were in agreement with adding the recommendations from staff with some minor changes suggested by the Board.

The discussion included 22 ideas for consideration along with the process. The following CCI priority legislation topics were reviewed:

Agriculture, Wildlife and Rural Affairs

- Motivating Participation in Voluntary Agricultural Districts (Larimer)

Suggested position - Yes. The Board was in agreement.

General Government

- Update CORA to Protect All Attorney/Client Privilege Communications (Larimer)

Suggested Position - Yes. The Board was in agreement.

- Allow Auctioneering Service to Conduct Foreclosure Sales (Larimer)

Suggested position - No. The Board was in agreement.

- Limit Legislature from Convening for Legislative Changes (Montrose)

Suggested Position - No. The Board was in agreement.

- Equal Pay Act Exemption (El Paso) Suggested Position- Yes. The Board was in agreement.

Justice and Public Safety

- Declaring a District Attorney Vacancy (Fremont)

Suggested Position- No. The Board was in agreement.

- Repeal HB19-1263, Offense Level for Controlled Substance Possession (Montrose)

Suggested Position - Abstain. The Board was in agreement.

- Extend Medical Coverage for County Jail Incarcerated Persons (Gilpin)

Suggested Position - Yes. The Board was in agreement with possible changes.

Land Use and Natural Resources

- Treatment of Closed County Landfill (La Plata)

Suggested Position Yes. The Board was in agreement.

Public Lands

- Maintenance of County Roads Accessing State Parks (Park)

Suggested Position - N/A. The Board was in agreement.

Tax and Finance

- Designate All Lodging Establishments as Residential Property (Grand)

Suggested Positions - No. the Board was in agreement.

- Designate Short Term Rentals as Commercial Property (Grand)

Suggested Position-No. The Board was in agreement.

- Allow Counties to Form Urban Renewal Authorities (Adams)

Suggested Position - Abstain. The Board was in agreement.

- Subject Campgrounds to Lodging Tax (Not Sales Tax) (Gunnison)

Suggested Position - N/A. The Board was in agreement.

- Secure Statewide Voter Approval to Remove TABOR Prohibition on New or Increased Real Estate Transfer Tax (Pitkin)

Suggested Position - N/A. The Board was in agreement.

- Levy Sales Tax in Unincorporated Areas (Clear Creek)

Suggested Position - No. The Board was in agreement.

- Levy Sales Tax of Outdoor Services and Experiences (Clear Creek)

Suggested Position - N/A. The Board was in agreement.

- Alternates to Issuing Local TABOR Refunds (El Paso)

Suggested Position - No. The Board was in Agreement.

- Secure Statewide Voter Approval to Extend Homestead Exemption to Spouses of Fallen

Peace Officers and Fire Fighters (El Paso)

Suggested Position- No. The Board was in agreement.

Transportation and Telecommunications

- Require Utility Owners to Cooperate with Road Improvement Projects (Arapahoe)

Suggested Position - Yes. The Board was in agreement.

- Formation and Governance of Rail Districts (Huerfano)

Suggested Position- No. The Board choose to change the no position to N/A.

- Repeal SB05-152, Local Government Competition Cable TV Telecom (Douglas)

Suggested Position- Yes. The Board was in agreement.

Next steps were reviewed and discussed.

A timeline was provided.

3:30 PM *Executive Session

Executive Session and County Attorney Administrative Meeting [Section 24-6-402(4)(b)C.R.S.](As required by law, specific agenda topics will be announced in open meeting prior to the commencement of the closed and confidential portion of this session)

Ron Carl, County Attorney

The motion was made by Commissioner Baker and duly seconded by Commissioner Holen that the Board go into executive session pursuant to Section 24-6-402(4)(b) of the Colorado Revised Statutes, to receive legal advice regarding

- 1. The Kaiser vs. AURA Litigation**
- 2. Classifying land for property tax purposes**
- 3. Marijuana land use**

The motion passed 4-0. Commissioner Jackson was absent and excused.

The meeting was adjourned.

***Virtual/Streamed**