



ELBERT COUNTY, COLORADO
BOARD OF COUNTY COMMISSIONERS MEETING MINUTES
Regular Meeting Held in the Agriculture Building
April 28, 2021 at 9:00 AM

A. INVOCATION/PLEDGE OF ALLEGIANCE:

Pastor Bob Meyer performed the Invocation and led the Pledge of Allegiance.

B. CALL TO ORDER AND ROLL CALL

The regular Board of County Commissioners meeting was called to order at 9:04 AM. Deputy Clerk Amanda Moore performed roll call. Commissioner Richardson was absent. Commissioner Thayer and Pettitt were present.

C. APPROVAL OF AGENDA

Motion: Approval of Agenda as presented.

Commissioner Rick Pettitt made a motion to Approve Agenda as presented. Commissioner Grant Thayer seconded the motion.

Yes - Grant Thayer, Rick Pettitt

No - None

D. BOARD OF HEALTH

Motion: To Open the Board of Health Meeting

Commissioner Rick Pettitt made a motion to Open the Board of Health Meeting. Commissioner Grant Thayer seconded the motion.

Yes - Grant Thayer, Rick Pettitt

No - None

The Board of Health meeting Opened at 9:05 AM.

1. Quarterly Board of Health Meeting Update

Public Health Director Dwayne Smith provided an update on COVID-19 response. Mr. Smith stated that there have been 122 confirmed cases of COVID-19 in the past two weeks, the most since the November spike. Mr. Smith said that the whole State is seeing a spike in cases and we need to continue social distancing and hand washing. Mr. Smith provided an update on the Elizabeth Fire and Rescue testing and vaccine sites and stated that the county has a 27% vaccine rate at this time.

There was a brief discussion between the Commissioners and Mr. Smith regarding the percentage of new cases being the UK variant.

Mr. Smith stated that he will be bring the Commissioners an agreement to approve between the County and Tri-County Health to work on tobacco awareness.

Mr. Smith stated that the Public Health Department is still searching for a Public Health Nurse.

Elbert County Health Specialist Stacey Reinhart provided the quarterly update on rabies, restaurant licensing and on-site waste water permits. Ms. Reinhart stated that there were no recorded cases of rabies last year and asked that residents leave wildlife alone. Ms. Reinhart stated that we are on track for licenses and permits this year and encourages everyone to take a look at their updated website.

Public Comment:

Trent Chappel, 30680 Mtn. View Dr, Kiowa. Mr. Chappel asked what the survival rate is. Mr. Chappel stated that by being scared of COVID, it is costing us economically and the suicide rates are going up.

Mr. Smith stated the survival rate is high and even higher now than in the beginning.

Yvonne Chamberlain, 25105 County Rd 5, Elbert. Ms. Chamberlain stated her concerns over test and believes we are being misled. Ms. Chamberlain is concerned over the fear factor we are causing our children and grandchildren. Ms. Chamberlain asked that the Board meetings be held at night.

Mr. Smith explained PCR tests and other ways they are used. Mr. Smith feels confident in the tests and would like residents to contact him with any false positive results so that they can investigate.

Maggie Witherbee, 44447 Homestead Rd, Elizabeth. Ms. Witherbee would like an appointment with Mr. Smith to discuss current lawsuits all over the Country regarding PCR tests being faulty.

Motion: To Close the Board of Health meeting.

Commissioner Rick Pettitt made a motion to Close the Board of Health meeting. Commissioner Grant Thayer seconded the motion.

Yes - Grant Thayer, Rick Pettitt

No - None

The Board of Health meeting Closed at 9:44 AM.



E. CONSENT AGENDA

Motion: Approval of Consent Agenda as presented

Commissioner Rick Pettitt made a motion to Approve Consent Agenda as presented. Commissioner Grant Thayer seconded the motion.

Yes - Grant Thayer, Rick Pettitt

No - None

1. Approval of CDS Mylars as needed
2. Approval of Vouchers as needed
3. Acknowledgement of Receipt of Variance Reports
4. Ratification of Extension of Declaration of Local Disaster Emergency
5. Elbert County Public Trustee 1st Quarter 2021 Report

F. ELECTED OFFICIALS/DEPARTMENT HEADS/STAFF REPORTS

County Treasurer Sherry Hewlett stated that the first quarter report has been submitted and there is an amendment to correct numbers. Ms. Hewlett stated that there are two foreclosures at this time, and they are busy with deed of trust releases.

County Clerk and Recorder Dallas Schroeder stated that there is a resolution regarding elections circulating the County. Mr. Schroeder thinks it's great that people are wanting to get involved but there are issues with the paragraph on elections. Mr. Schroeder feels that citizens do not understand the election process and would like to provide information to them to help them understand better. Mr. Schroeder stated that most things in the resolution are against federal and state laws. Mr. Schroeder stated that our Election Department has gone above and beyond to verify our process and are excited to bring to the citizens a meeting sometime in May to share with the citizens.

Public Works Director Rory Hale provided an update on the Road and Bridge complaint tracking. Mr. Hale stated that the complaints have gone down significantly and feels they are doing the best that they can with the resources available.

County Manager Sam Albrecht stated that they are still waiting on guidance from the US Treasury Department on the American Rescue plan money.

1. Proclamation for Economic Development Week

Economic Development Director Marc Dettenrieder presented the Economic Development Proclamation and read it out loud. Mr. Dettenrieder stated that they are working on an economic development informational page.

Motion: To Move the Proclamation to Action and Approve.

Commissioner Rick Pettitt made a motion to Move the Proclamation to Action and Approve.
Commissioner Grant Thayer seconded the motion.

Yes - Grant Thayer, Rick Pettitt

No - None

Commissioner Pettitt commented that he would like to see more development centered around allowing our children to stick around the County.

G. CITIZEN PUBLIC COMMENT

Maggie Witherbee, 44447 Homestead Rd, Elizabeth. Ms. Witherbee stated that the Elbert County Stands Up Group has been working on a resolution that demands we follow the Constitution. Ms. Witherbee would like to see our County stand up for our freedoms against threats. Ms. Witherbee invited the Commissioners and Elected Officials to attend a meeting for information.

Trent Chappel, 30680 Mtn. View Rd, Kiowa. Mr. Chappel asked if we were a Home Rule County.

Yvonne Chamberlain, 25105 County Rd 5, Elbert. Ms. Chamberlain is hoping the Election meeting will be held at night and that all meetings would be held at night.

Dennis Chamberlain, 25105 County Rd 5, Elbert. Mr. Chamberlain stated that he has tried to contact Public Works and never gets a call back. Mr. Chamberlain asked how they are to file complaints if they never get a return call.



H. DISCUSSION ITEMS

1. Discussion of CDS 2020 Development Report

Community and Development Director Christina Stanton presented the 2020 Development Report regarding subdivisions and stated that she will be working on the commercial and industrial report next year.

There was a brief discussion between the Commissioners and Ms. Stanton on subdivisions and growth.

Public Comment:

None

I. ACTION ITEMS

1. Approval of April 14, 2021 Minutes

Motion: Approval of April 14, 2021 Minutes

Commissioner Rick Pettitt made a motion to Approve the Minutes as presented. Commissioner Grant Thayer seconded the motion.

Yes - Grant Thayer, Rick Pettitt

No - None

2. Acceptance of Transportation Master Plan Final Document.

Public Works Director Rory Hale presented the final Transportation Plan with the amendments. Mr. Hale explained that this is a living document that they can amend and review every 5 years.

There was a brief discussion between the Commissioners and Mr. Hale.

Public Comment:

None

Motion: To Accept the Transportation Master Plan.

Commissioner Rick Pettitt made a motion to Accept the Transportation Master Plan. Commissioner Grant Thayer seconded the motion.

Yes - Grant Thayer, Rick Pettitt

No - None

3. Approval of BOCC 2022 Budget Goals

There was no discussion on this matter.

Motion: To Approve the BOCC 2022 Budget Goals.

Commissioner Rick Pettitt made a motion to Approve the BOCC 2022 Budget Goals. Commissioner Grant Thayer seconded the motion.

Yes - Grant Thayer, Rick Pettitt

No - None

J. BOARD PLANNING

1. Agenda Items for Next Meeting

No items

Commissioner Thayer called a recess at 10:07 AM to return at 1:00 PM for the Land Use Hearings.

K. LAND USE HEARINGS 1:00 P.M.

The Land Use hearings were called to order at 1:02 PM. Deputy Clerk Amanda Moore performed roll call and Commissioner Richardson was absent.

1. Arrowhead Trail Major Variance (VA-21-0018) - A request for a major variance to the platted front setback of 210' to allow a residence to be constructed 82' from the property line at 6479 Arrowhead Trail, Elizabeth

Motion: To Open the Public Hearing on Arrowhead Trail Major Variance VA-21-0018.

Commissioner Rick Pettitt made a motion to Open a Public Hearing on Arrowhead Trail Major Variance VA-21-0018. Commissioner Grant Thayer seconded the motion.

Yes - Grant Thayer, Rick Pettitt

No - None

The Public Hearing Opened at 1:02 PM.

Commissioner Thayer explained to the applicant that they have the right to ask for a continuance to a meeting with all three commissioners present.

Land Use Planner Jenn Klich asked the applicants if they would like a continuance.

The applicants requested a continuance.

Motion: To Continue the Arrowhead Trail Major Variance VA-21-0018 to May 12, 2021 at 1:00 PM and Close the Public Hearing.

Commissioner Rick Pettitt made a motion to Continue the Arrowhead Trail Major Variance VA-21-0018 to May 12, 2021 at 1:00 PM and Close the Public Hearing. Commissioner Grant Thayer seconded the motion.

Yes - Grant Thayer, Rick Pettitt

No - None

The Public Hearing Closed at 1:05 PM.

2. Hoerner Major Variance (VA-21-0014) - A request for a major variance to the county-standard RA-1 front setback of 100' from the ROW to allow a residence to be constructed 15' closer to Elkhorn Street on the property at 2396 Elkhorn Street, Parker

Motion: To Open the Public Hearing for Hoerner Major Variance VA-21-0014.

Commissioner Rick Pettitt made a motion to Open the Public hearing for Hoerner Major Variance VA-21-0014. Commissioner Grant Thayer seconded the motion.

Yes - Grant Thayer, Rick Pettitt

No - None

The Public Hearing Opened at 1:01 PM.

Land Use Planner Jenn Klich asked the applicants if they would like a continuance.

The applicants Jim and Tammy Hoerner declined a continuance and asked to proceed.

Land Use Planner Jenn Klich presented the request for a Major Variance to the county-standard RA-1 setbacks of 100 feet from the ROW to allow a residence to be constructed 15 feet closer to Elkhorn Street located at 2396 Elkhorn St, Parker. Ms. Klich stated that the 5-acre parcel has a significant slope and areas that are not suitable to build on. Ms. Klich stated that there were no objections during the referral process and staff recommends approval with the condition listed.



Applicant Jim Hoerner stated that it wouldn't be possible to build without this variance.

Public Comment:

None

Commissioner Thayer asked if there were any negative comments from neighbors.

There were not.

Motion: To Approve the Hoerner Major Variance VA-21-0014 with the condition listed.

Commissioner Rick Pettitt made a motion to Approve the Hoerner Major Variance VA-21-0014 with the condition listed. Commissioner Grant Thayer seconded the motion.

Yes - Grant Thayer, Rick Pettitt

No - None

Motion: To Close the Public Hearing

Commissioner Rick Pettitt made a motion to Close the Public Hearing. Commissioner Grant Thayer seconded the motion.

Yes - Grant Thayer, Rick Pettitt

No - None

The Public Hearing Closed at 1:20 PM.

Community and Development Director Christina Stanton stated that the Jubilee Rezone RZ-21-0015 was mistakenly not added to the agenda and needs to be continued.

Motion: To Continue the Jubilee Rezone RZ-21-0015 to May 12th at 1:00 PM.

Commissioner Rick Pettitt made a motion to Continue the Jubilee Rezone RZ-21-0015 to May 12th at 1:00 PM. Commissioner Grant Thayer seconded the motion.

Yes - Grant Thayer, Rick Pettitt

No - None



3. Request for extension--Running Creek Manor SUR (SU-19-0047)

Land Use Planner Jenn Klich presented a request for an extension of recordation due to COVID-19 and the condition of water augmentation plan. Ms. Klich stated that they are requesting a six-month extension.

Public Comment:

None

Motion: To Grant a six-month extension to Running Creek Manor SUR SU-19-0047.

Commissioner Rick Pettitt made a motion to Grant a six-month extension to Running Creek Manor SUR SU-19-0047. Commissioner Grant Thayer seconded the motion.

Yes - Grant Thayer, Rick Pettitt

No - None

L. ADJOURNMENT

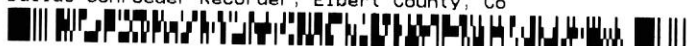
Motion: To Adjourn

Commissioner Rick Pettitt made a motion to Adjourn. Commissioner Grant Thayer seconded the motion.

Yes - Grant Thayer, Rick Pettitt

No - None

The meeting Adjourned at 1:23 PM.



BOARD OF COUNTY COMMISSIONERS

ELBERT COUNTY, COLORADO



CHRIS RICHARDSON, Chair, COMMISSIONER District 1



RICK PETTITT, COMMISSIONER District 2



GRANT THAYER, Vice-Chair, COMMISSIONER District 3

ATTEST: Amanda Moore

Deputy Clerk

BY:



Deputy Clerk to the Board of County Commissioners; Amanda Moore

