

**GUNNISON COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
February 6, 2007**

The February 6, 2007 Board of Commissioners meeting was held in the Commissioners Meeting Room at the Courthouse. Present were:

Hap Channell, Chairperson
Paula Swenson, Vice-Chairperson
Jim Starr, Commissioner

Marlene Crosby, Interim County Manager
Kelly Balch, Clerk to the Board
Others Present As Listed In Text

CALL TO ORDER: Chairperson Channell called the meeting to order at 8:15 a.m.

MINUTES APPROVAL: Moved by Commissioner Starr, seconded by Chairperson Channell to approve the January 9, 2007 Regular Meeting Minutes as submitted. Motion passed. Commissioner Swenson abstained had she had not been present at that meeting.

Moved by Commissioner Swenson, seconded by Commissioner Starr to approve the January 19, 2007 Special Meeting Minutes as submitted. Motion passed unanimously.

Moved by Commissioner Swenson, seconded by Commissioner Starr to approve the January 23, 2007 Regular Meeting Minutes as submitted. Motion passed unanimously.

CONSENT AGENDA: Moved by Commissioner Swenson, seconded by Commissioner Starr to approve the consent agenda items and authorize execution of those documents. Motion passed unanimously. The approved consent agenda items are as follows:

1. Agreement with Town of Crested Butte Regarding Noxious Weed Control
2. Lot Cluster Agreement: V & B Custom Homes, Lots 49,50,51 Marble Ski Area F7
3. 2006 Cost Allocation Agreement with Maximus, Inc.
4. Memorandums of Agreement for 2007 Funding to Community Organizations:
 - a. Gunnison Alliance for Restorative Justice - \$12,000
 - b. Gunnison Council for the Arts - \$13,000
 - c. Crested Butte Nordic Council - \$10,000
 - d. Stepping Stones Children's Center - \$5000
 - e. American Institute of Avalanche Research - \$3000
 - f. Adaptive Sports Center - \$2500
 - g. Office for Resource Efficiency - \$12,500
 - h. Crested Butte Music Festival - \$1000
 - i. Colorado Water Workshop - \$1000
 - j. Six Points Evaluation and Training - \$10,750
 - k. Crested Butte Center for the Arts - \$5707
 - l. Powderhorn Community Association - \$5000
 - m. Jubilee House - \$10,000
 - n. Crested Butte Mtn. Heritage Museum - \$7500
 - o. High Country Citizens Alliance - \$1000
 - p. Hospice of the Gunnison Valley - \$5000
 - q. Gunnison Chamber of Commerce - \$10000
 - r. CB/Mt CB Bartenders Association - \$1000

INTERIM COUNTY MANAGER REPORTS:

Property Opportunity: Interim County Manager Crosby reported that the Gunnison Ranchland Conservation Legacy and the Gunnison Area Community Foundation directors have contacted her regarding a possible opportunity to acquire a "life estate" on 17 acres of river property which could be used for future river access. This acquisition will require a joint effort in funding and grant options and Crosby asked the Board if they would be interested in her continuing to discuss this with the other parties. The Board agreed to pursue this.

Marble Roads: Interim County Manager Crosby reported that Assistant Public Works Director Allen Moores was in the Marble area last week and due to higher snow levels in that area with the potential impacts to the roads in the spring, he feels the snow needs to be winged back from the roads. The County does not routinely provide snowplowing and maintenance on the roads of concern. Crosby requested authorization from the Board for the County to do so.

Moved by Commissioner Starr, seconded by Commissioner Swenson to authorize the Public Works Department to perform some snow plowing work on Serpentine Trail, within the Marble

Ski Area Filings, and Hermit's Hideaway roads as determined necessary. Motion passed unanimously.

Chairperson Channell noted a citizen concern regarding the Marble Quarry generator producing black smoke. Interim County Manager Crosby stated she will have Moores take a look at it when he is in the area, but it would be a Department of Health air quality issue if there is a problem.

Public Health Director Resignation: Interim County Manager Crosby reported that Public Health Director Jane Gerberding has resigned, effective later this week. Crosby met with the Public Health staff yesterday to develop an interim plan. The staff members have agreed to take on some additional duties and Crosby will be the person available for any major decisions the staff is unable to determine. Crosby feels this option would be better than trying to hire an interim director.

Crosby also recommends that the new Environmental Health staff person approved for the Public Health department this year should not be recruited at this time. This new staff member would have provided restaurant inspections to the State. Crosby contacted the State to assure that if the County does not accept the funding and responsibility for the task this year if the County could still take it on next year. The State would like the County to perform this service and is willing to work on it again next year. Crosby suggested that perhaps the Environmental Health staff person could be recruited later in the year and hired in the fall using the County's portion of funds for that position.

Commissioner Starr noted there was discussion several years ago regarding combining the Department of Human Services and Public Health Department. Interim County Manager Crosby suggested that this be discussed between her and incoming County Manager Matthew Birnie based on the information she has received regarding that option and then perhaps scheduling a work session with the Board in the near future to discuss further before starting the recruitment of a new Public Health Director. Chairperson Channell stated concern with any lengthy delays in moving forward the possible reorganization and/or hiring .

The Board agreed with Interim County Manager Crosby's proposals to not hire an interim Public Health Director, to postpone hiring of an Environmental Health staff person, and to review the possible reorganization in a prompt manner.

CITIZEN INQUIRY REGARDING COUNTY FUNDING: Phyllis Guerrieri was present to ask the Board why they were contributing \$1000 to High Country Citizens Alliance (*see consent agenda approvals above*) Chairperson Channell explained that the \$1000 is for a specific event, River Awareness Week, which benefits persons in the community. He also explained the process for submittal of funding requests from community organizations, Board review of those, and the allocation of funds on an annual basis to numerous non-profit groups providing important services to the community. The funding from the County is supplemental to other funding obtained by those groups. Interim County Manager Crosby also noted that if some of these organizations are not adequately funded by the community as well as the County, some services like Hospice and Safe Ride might not be able to continue.

TENDERFOOT CHILD CARE CENTER: Assistant County Attorney Tom Dill and Tenderfoot representative Janice Downing were present for discussion of a contractual issue regarding the Tenderfoot Child Care Center project. Dill reported that County Attorney Baumgarten recommends that this issue be discussed in executive session due to the potential for litigation, and that the Tenderfoot representatives be included in that session.

Moved by Commissioner Starr, seconded by Commissioner Swenson for the Board to go into executive session with Deputy County Attorney Tom Dill, Interim County Manager Marlene Crosby, Tenderfoot Board representative Janice Downing, and the County's Project Manager for Tenderfoot, John DeVore (via phone), for the purpose of receiving an attorney-client privileged communication related to potential litigation. Motion passed unanimously.

The Board went into executive session at 9:10 a.m. *Executive sessions of the Board of County Commissioners are conducted as per C.R.S. 24-6-402(4). This specific session was conducted as per C.R.S. 24-6-402(4)(b).*

Attorney Statement Regarding Executive Session

Pursuant to C.R.S. 24-6-402 (2)(d.5)(II)(B), I attest that I am the Deputy Gunnison County Attorney, that I represent the Gunnison County Board of County Commissioners, that I attended

all of the above referenced executive session, that all of the executive session was confined to the topic authorized for discussion pursuant to C.R.S. 24-6-402(4) and that, because in my opinion all of the discussion during the executive session constituted a privileged attorney-client communication, no record of the executive session was required to be kept and no such record was kept.

Date: _____

Tom Dill
Deputy Gunnison County Attorney

Chairperson Statement Regarding Executive Session

Pursuant to C.R.S. 24-6-402(2)(d.5)(II)(B), I attest that I am the Chairperson of the Gunnison County Board of Commissioners, that I attended all of the above referenced executive session, and that all of that executive session was confined to the topic authorized for discussion pursuant to C.R.S. 24-6-402(4).

Date: _____

Hap Channell, Chairperson
Gunnison County Board of Commissioners

The Board came out of executive session at 9:45 a.m. Chairperson Channell reported the session stayed on the identified topic with the persons stated. This issue will be scheduled on the February 20 agenda for further discussion.

OUT OF STATE TRAVEL: Housing Authority Director Denise Wise presented a request to send two staff members to a housing conference. Since this conference includes in-depth information regarding the Mutual Self-Help Build program, the Board questioned the value of it if grant funding or use of this program locally might not continue. Wise responded that Mutual Self Help Build has had some issues locally with the projects, but it continues to be one of the various tools the County could consider using to develop essential housing. She also reported that this conference includes information on current legislation, grant opportunities and useful contacts for the staff to access. The conference cost is included in the budget and does include a \$700 scholarship credit awarded to the Housing Authority.

Moved by Commissioner Swenson, seconded by Commissioner Starr to approve the out of state travel request for two Housing staff members to attend the National Rural Development Conference in Long Beach, California from February 26 – March 1 at the cost of \$1400. Motion passed unanimously.

LIBRARY FACILITY DESIGN PROPOSAL: Library Director Peggy Martin and Library Board members Marsha Rose and Larry Meredith presented a request to issue a Request for Proposals for design services and cost estimates to construct a new Library on the recently acquired site. The Library Board members feel like they cannot initiate a capital funding campaign until the preliminary design and costs are available.

Commissioner Swenson stated concern with tying the proposals to a specific sized facility of the listed 22,414 square feet. Peggy Martin noted that this square footage came from the library space and program needs analysis. Following discussion it was agreed that the Request for Proposals would reference the space and program needs analysis previously obtained, and a building size of “approximately 20,000 square feet”. The Board of Commissioners also requested that the Request for Proposals ask for options regarding possible phasing of construction to gain voter approval for an initial smaller facility with the potential to expand when possible, and to include options for a design/build contract and “green” building methods.

Library Director Martin asked what the plans are for locating the Literacy Program which is currently in the O’Leary Family Services Center. The Board stated that is a different discussion related to space needs of that facility.

A library public education campaign and funding for the requested services was discussed.

Moved by Commissioner Starr, seconded by Commissioner Swenson to authorize the Library Board of Trustees to put out a Request for Proposals for architectural services as discussed and amended today and with the advertised request as approved by the Interim County Manager, with funding for the project to come out of the 2007 Library budget’s design funding allocation. Motion passed unanimously.

LIQUOR LICENSE FEES: County Clerk Stella Dominguez presented a request for increase liquor license fees. She said Gunnison is the only county in Colorado with fees not updated in the past ten years. The resolution includes the maximum fees currently allowed by the State. Proposed legislation could increase the special event permit fees. Following discussion it was agreed that all of the fees will include the current amount plus language “or the maximum allowed” so that the resolution would not have to be changed every time legislation increased the amount.

Chairperson Channell commented that some counties charge late renewal fees. Clerk Dominguez said she has not had much trouble with late renewal applications. After discussion it was agreed to add a late renewal fee of \$250.

Moved by Commissioner Swenson, seconded by Commissioner Starr to adopt Resolution #2007-10, A RESOLUTION ESTABLISHING COUNTY LIQUOR APPLICATION FEES, with the amended fees and maximum allowances. Motion passed unanimously. (*See Attachment to Minutes*).

OBSERVATORY BOARD: Chairperson Channell reported that the Gunnison Valley Observatory committee has initiated its new Board of Directors. He had notified all County employees of the opportunity to serve on this new Board and based on the applicants and conversations Channell had with them, he recommends appointing Maureen Eden as the County’s designee.

Moved by Commissioner Swenson, seconded by Commissioner Starr to appoint Maureen Eden to the new Observatory Board for the Gunnison Valley Observatory. Motion passed unanimously.

BREAK: The meeting recessed from 10:35 to 10:45 a.m.

COMMISSIONER MEETING REPORTS: Commissioner Swenson reported that she and Sage Grouse Strategic Coordinator Jim Cochran met with Montrose County and Delta County Commissioners yesterday regarding sage grouse issues and programs. They will meet with the Saguache County Commissioners on February 20. She also reported that she and County Attorney Baumgarten continue to meet with large landowners regarding a possible special geographic area, and she attended the Region 10 meeting when it was reported that the Second Homeowner Study is moving forward.

Commissioner Starr stated that he will be out of town the week of March 13-19. Since Commissioner Swenson is also out much of that week there will be no Commissioner meetings scheduled.

Chairperson Channell reported that he has recently attended the Substance Abuse Prevention strategic planning meetings, the Gunnison Area Community Foundation meeting when they awarded grant funding to local organizations, the Health and Human Services Commission meeting, the Mayor Manager’s meeting, the Observatory committee meeting, and the Office for Resource Efficiency meeting when plans for the ICLEI program were discussed.

PUBLIC HEARING
Arrowhead Fire Protection District
Service Plan

Chairperson Channell called the public hearing to order at 11:00 a.m. Deputy County Attorney Tom Dill, County Paralegal Rachel Magruder, and Planning Director Joanne Williams were present. David Reed was present on behalf of the Arrowhead Fire Protection District. A sign in sheet was distributed through the audience and was returned with the signatures of 40 persons. Planning Director Williams confirmed proper publication of this hearing.

Planning Director Williams reported that Gunnison County received an application regarding the formation of a fire protection district for the area primarily including Arrowhead and Gunnison Country subdivisions. There is already a fire house, equipment, and volunteer crew in place and they now wish to secure an official funding source and first responder status. The Planning Commission reviewed the application and finalized their recommendation last Friday, February 2, which was then provided to the Board of Commissioners.

Deputy County Attorney Tom Dill reported that he spoke with County Attorney Baumgarten, who is out of town, regarding this hearing and Baumgarten advised that the public hearing be conducted but any action be deferred to the February 20 meeting to allow the Board more time to review the Planning Commission’s recommendation.

Deputy County Attorney Dill also stated that he believes the service plan proposal is in compliance with statutes. He noted there have been three requests from property owners for the exclusion of their property from the special district. The Board must make a decision on those exclusion requests before deciding whether to adopt the service plan.

David Reed spoke on behalf of the Arrowhead Fire Protection District (AFPD). He said that a delay in a Board decision today would not meet the timeline developed by the AFPD and their attorney to conduct an election on June 5. He said the AFPD needs to obtain signatures of 200 electors within that proposed district and submit those to the District Court on February 20 to initiate the Court process required for a new special district, which is then followed by the election in June. Reed asked the Board of Commissioners to find the service plan in compliance with statute and adopt it by Resolution today.

David Reed continued that the AFPD has obtained the consent of the Gunnison Fire Protection District regarding this proposal. Although Arrowhead respects the Gunnison fire department and their work together over the years, the property owners feel the distance from Gunnison and the increasing population in their area warrants a stronger local department with the financial resources for equipment and training. He said the Arrowhead fire department operates with 20 volunteers and they average 12-14 EMS calls per year. There have been two structure fires since 1980 and Arrowhead responded until the Gunnison fire trucks were able to arrive. Regarding the three requests for exclusion from the district, Reed noted that it would be very difficult to have some properties out of the special district and trying to determine whether AFPD or the Gunnison FPD should respond in an emergency. Further, property owners will be paying taxes to the AFPD rather than the Gunnison FPD so there is no new tax to each.

Ron Benson, Arrowhead Fire Chief, discussed the joint response to the two structure fires, response to numerous lightning fires, and said they average one medical emergency each month.

Commissioner Starr asked who would provide ambulance service to Arrowhead. David Reed responded that Gunnison would continue to provide ambulance service as that is separate from the Gunnison Fire Protection District.

Discussion ensued of Arrowhead's proposed timeframe for adoption of the service plan today and the steps leading to their proposed election on June 5. Deputy County Attorney Tom Dill and County Paralegal Rachel Magruder reiterated that County Attorney Baumgarten suggested postponing a decision until February 20, and their belief that a decision on the 20th would still provide enough time for Arrowhead to complete the required tasks for a special election in June. As an alternative, Deputy County Attorney Dill suggested that Arrowhead could begin obtaining petition signatures without an adopted Resolution of approval from the Board of Commissioners. It was noted that when the petition is submitted to the Court, the petition must include the adopted Resolution from Gunnison County.

Chairperson Channell opened the hearing for public comments.

Debbi Sethaler, Gunnison Fire Protection District Secretary, stated her concern with Arrowhead becoming their own first response area and for the safety of those in that area. She said the Gunnison fire department had a 47 minute response time to the most recent structure fire in Arrowhead. She suggested that many other fire departments are able to obtain grant funding for equipment without becoming a special taxation district.

Mike Wygent, Arrowhead Assistant Fire Chief, stated that there is the intent to execute a mutual aid agreement with the Gunnison Fire Protection District, with this being a common agreement honored among many fire districts in the state. He stated that the last structure fire required more than 47 minutes time to shuttle in the Gunnison fire department once they arrived.

Commissioner Swenson asked for a show of hands among the audience on who was present who were not in favor of this proposal. Two hands were raised.

Jim Miles, Gunnison Fire Chief, stated that if the Arrowhead area remains within the Gunnison Fire Protection District, Gunnison must respond to a call. Mutual aid agreements would only require Gunnison's response if they are available. He also stated concern that the age of the volunteers in the Arrowhead area might hinder their ability to fight a structure fire whereas the Gunnison fire department has many young trained personnel. He also stated concern with the Gunnison Fire Protection District losing taxes from areas of the County who wish to create their own district. Miles reported that the Gunnison Fire Protection District Board voted 3 in favor and 2 opposed regarding this proposal.

Chairperson Channell asked Arrowhead to respond to the issue of sustaining enough able and trained volunteers in the long term.

Ron Benson, Arrowhead Fire Chief, said their department has been in effect for 26 years already and this has not been an issue. In recent years there have been younger people retiring to that area as well as several doctors and/or nurses who are willing to respond. He sees this as a growing trend.

Dennis Spritzer, Gunnison Fire Marshal, reported that the Gunnison Fire Protection District Board did vote in favor of the intent to sign a mutual aid agreement and to consent to Arrowhead's proposed service area boundaries being removed from the Gunnison FPD.

Discussion ensued regarding the training and use of extrication equipment which Arrowhead has acquired. Although there are a large number of automobile accidents on Highway 50 near Arrowhead, it was noted that Highway 50 will not be within their service area boundaries. Mike Wygent stated that the extrication equipment in Arrowhead could be used for accidents within their area, which would include not only automobile accidents but also instances such as a person being pinned by a tree or other object.

Review began again of the statutes governing the process for creating a special district and when the election must be conducted. Eventually the attorney for the Arrowhead Fire Protection District, identified as Mr. Cole, was contacted and asked for his opinion via speakerphone. Cole reviewed the statutes regarding whether an adopted County Resolution must be attached to the petitions when they are signed or only required when the petitions were submitted to District Court. No clear answer was identified although Cole felt it would be best to assure the people signing the petition had all of the information by having an adopted Resolution available at signature. Cole then reviewed the special election timeframe and said that there might be a few weeks of room in order to achieve the election in June if the County chose to postpone its decision today. He further added that the special election could occur on June 12 or June 19 in addition to the proposed June 5 date.

The three requests for exclusion from the District were noted for the record, and were submitted by: Patrick Vigil, email dated today; Tom Olden, letter dated January 17; Fulton and Donna Cochran, letter dated January 29. Commissioner Starr noted that the area in which the Cochrans own property does not appear to be within the proposed service boundaries of the Arrowhead Fire Protection District.

Chairperson Channell said he believes the questions regarding the timeline have been sufficiently resolved to allow the Board to schedule action on this issue on February 20.

The public hearing was closed at 12:20 p.m.

Commissioner Starr stated some concern with small areas of the county creating their own special districts and taking away resources from the whole. He also noted some issues included in the Fulton Cochran letter regarding Arrowhead's proposed budget and concern with the ability of Arrowhead to have adequate resources to fight structure fires without calling in the Gunnison fire department.

Commissioner Swenson commented that Arrowhead property owners have worked hard in recent years to upgrade their equipment and staffing with their own resources. She said they have been working on this service plan proposal for several years now. She believes with the proposed structure, proven ability to respond, and continued growth in that area that it would be prudent to allow that community to vote on the creation of the Arrowhead Fire Protection District.

Commissioner Channell agreed with the concern for removing tax resources from the greater district but feels the Arrowhead group has developed an impressive plan which leads him to believe there is the appropriate capacity for them to carry this forward properly. He also noted that the Gunnison Fire Protection District did vote to approve this proposal and Channell is informed by that decision although it was not unanimous.

Commissioner Starr suggested that a decision on the exclusion requests and the Resolution to create the special district be scheduled on the Board's February 20 agenda. The Board agreed. Before that time Starr would like for staff to provide him a history of how the Ragged Mountain Fire Protection District has fared in the several years since they were approved.

BREAK: The meeting recessed for lunch from 12:35 to 12:55 p.m.

IT AUDIT: Interim County Manager Crosby reported that the audit of the Information Technology system and department will take place this week.

BOARD RETREAT: It was agreed that the Board retreat, which will include incoming County Manager Matthew Birnie, will be held February 25 and 26 at the Arrowhead Inn.

GUNNISON/HINSDALE BOARD OF HUMAN SERVICES: The Board met as the Gunnison/Hinsdale Board of Human Services from 1:05 to 2:10 p.m. Those Minutes are a separate document.

COLORADO RIVER WATER CONSERVATION DISTRICT UPDATE: Bill Trampe, CRWCD Board President, provided an update on current and recent issues, legislation, projects and community outreach programs. He said the County will be asked to provide input regarding CRWCD policy statement revisions this spring.

TENNIS COURTS RENOVATION: Dan Ampietro of the City of Gunnison presented a request for a County letter of support and \$1000 in the 2008 budget toward a Great Outdoors Colorado grant application for \$124,000 toward the renovation of the CharMar Park tennis courts. The City will contribute \$15,000 in funds toward the \$160,500 project. The remaining funds are being requested from tennis associations, other grant sources, and the County. The Board agreed that the benefits of this renovation will be significant to the community for a minimal contribution by the County.

Moved by Commissioner Starr, seconded by Chairperson Channell to allocate \$1000 out of the 2008 budget for partial matching funds toward the City of Gunnison's application to Great Outdoors Colorado for refurbishing the tennis courts at Char Mar and authorize the execution of a letter of support for the same project. Motion passed. Commissioner Swenson was not present for this agenda item.

CITY OF GUNNISON ANNEXATION: The Board reviewed the draft comments developed by staff regarding a proposed annexation of property east of the City of Gunnison. Gunnison Community Development Director Steve Westbay was present. Interim County Manager Crosby suggested that the Board consider prioritizing the comments according to what is of the greatest concerns to the County. The Board agreed, and developed the priorities to be:

1. Gunnison Sage-grouse
2. Housing
3. Gunnison/Crested Butte Regional Airport
4. Transportation
5. Trails
6. Public Benefits
7. Visual Impacts

The draft letter includes comments in all of these areas, but the letter will be re-formatted to emphasize these at the front of the document and to include general comments after the top County priorities.

Moved by Commissioner Starr, seconded by Commissioner Swenson to authorize the Chairperson to finalize the changes to the February 6 letter, according to the discussion today, and present the document for Board signature prior to the February 16 deadline for comments. Motion passed unanimously.

INTERIM COUNTY MANAGER REPORTS:

Road Impacts Grant Funding: Interim County Manager Crosby reported that the County has received notices of award regarding the special road initiative grant funding from the Energy Mineral and Impact Assistance Fund of the Colorado Department of Local Affairs. The two awards total \$1,500,000. This funding will be used primarily for work on the Buzzard Divide Road near Somerset.

Recycling: Interim County Manager Crosby reported that last evening she updated the Crested Butte Town Council regarding the recycling of glass. Although curbside pickup of green and clear glass has been discontinued county-wide due to market conditions, the County will continue to accept green and clear at the recycling center. This change is due to a limited contract with Coors for a certain amount. Any surplus green and clear will need to be crushed and hauled to the landfill by the County. Cardboard collection options were also discussed.

Dos Rios Easement: Interim County Manager Crosby presented a document regarding a temporary easement for a Dos Rios water project. **Moved** by Commissioner Swenson, seconded by Commissioner Starr to approve and execute the grant of temporary easement between Gunnison County and P.C. and Carolyn Klingsmith. Motion passed unanimously.

Manager Transition: Interim County Manager Crosby thanked the Board for their active involvement in various Boards and Commissions during the interim between County Managers and she suggested they continue to stay involved in the future. As the time when the new County Manager will arrive draws closer, Crosby would like to work on re-establishing the appropriate method of Board and staff contact to be directed through the Manager.

GRANT FUNDING: Chairperson Channell stated that he was contacted regarding possible grant funding options for the proposed underground utility line project between Crested Butte and Mt. Crested Butte. Interim County Manager stated that the County will need to prioritize any grants for the upcoming DOLA Energy and Mineral Impact Assistance grant cycle as there will likely be multiple submittals. She will check with the municipalities and departments to see what might be forthcoming.

ADJOURN: **Moved** by Commissioner Swenson, seconded by Commissioner Starr to adjourn the meeting. Motion passed unanimously. The meeting was adjourned at 4:35 p.m.

Hap Channell, Chairperson

Paula Swenson, Vice-Chairperson

Jim Starr, Commissioner

Minutes Prepared By:

Kelly Balch, Deputy County Clerk

Attest:

Stella Dominguez, County Clerk

**GUNNISON COUNTY BOARD OF COMMISSIONERS
ATTACHMENT TO MINUTES
OF RESOLUTION TEXT**

**BOARD OF COUNTY COMMISSIONERS
OF GUNNISON COUNTY
RESOLUTION NO. 2007-10**

A RESOLUTION ESTABLISHING COUNTY LIQUOR APPLICATION FEES

WHEREAS, the Board of County Commissioners of Gunnison County, Colorado is the local liquor licensing authority pursuant to the Colorado Liquor Code, C.R.S. 12-47-101 *et seq.*; and

WHEREAS, pursuant to C.R.S. 12-47-101 of that Colorado Liquor Code, the local licensing authority has authority to determine and establish certain liquor license application fees to cover actual and necessary expenses to process such applications; and

WHEREAS, the Board has considered the actual an necessary expenses to process such applications;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF GUNNISON COUNTY, COLORADO that:

1. The following local liquor license application fees are established:
 - a. New application: Five hundred dollars (\$500.00) or the maximum allowed by then current Colorado law;
 - b. Renewal: Fifty dollars (\$50.00) or the maximum allowed by then current Colorado law;
 - c. Transfer of ownership: Five hundred dollars (\$500.00) or the maximum allowed by then current Colorado law;
 - d. Transfer of location: Five hundred dollars (\$500.00) or the maximum allowed by then current Colorado law;
 - e. Review of neighborhood needs (new application or transfer of location): Thirty dollars (\$30.00) per hour, in addition to the above fees, not to exceed five hundred dollars (\$500.00), or the maximum allowed by then current Colorado law;
 - f. Late renewal fee: Two hundred fifty dollars (\$250.00) or the maximum allowed by then current Colorado law;
 - g. Special Events liquor permit: Twenty five dollars (\$25.00) per day or the maximum allowed by then current Colorado law; and
 - h. Special Events three point two (3.2) percent beer permit: Ten dollars (\$10.00) per day or the maximum allowed by then current Colorado law.
2. Resolution No. 97-44 is hereby rescinded.

INTRODUCED by Commissioner Swenson, seconded by Commissioner Starr, and adopted this 6th day of February, 2007.

BOARD OF COUNTY COMMISSIONERS OF GUNNISON COUNTY, COLORADO
Channell – yes; Swenson – yes; Starr - yes