

**GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS
SPECIAL MEETING MINUTES
August 25, 2009**

The August 25, 2009 Gunnison County Board of County Commissioners meeting was held in the Gunnison County Board of County Commissioners' boardroom in the Gunnison County Courthouse located at 200 E. Virginia, Gunnison, Colorado. Present were:

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

Matthew Birnie, County Manager
Katherine Haase, Clerk to the Board
Others Present as Listed in Text

CALL TO ORDER: Chairperson Swenson called the meeting to order at 8:11 am.

RESOLUTION; APPROVING THE NORTH VALLEY SEWER LOAN DOCUMENTS: Assistant County Manager Marlene Crosby, County Attorney David Baumgarten and Deputy County Attorney Tom Dill were present for discussion.

County Attorney Baumgarten informed the Board that the loan documents were crafted by the State. A few minor modifications were suggested by the County Attorney's Office; the State was in the process of making those changes. County Attorney Baumgarten requested authorization for the Chairperson to sign the final documents upon receipt.

County Attorney Baumgarten also provided a draft resolution for discussion and approval. Passage of the resolution would authorize the County to enter into the loan with the State.

Moved by Commissioner Channell, seconded by Commissioner Starr to authorize the Chairperson or the County Manager to sign the loan documents on the North Valley Subdivision sewer with the Colorado Water Resources and Power Development Board. Motion carried unanimously.

Moved by Commissioner Starr, seconded by Commissioner Channell to adopt Resolution #2009-32, a Resolution Approving a Loan Agreement Between the Colorado Water Resources and Power Development Authority and Gunnison County. Motion carried unanimously.

Assistant County Manager Crosby informed the Board that her office would be opening bids at 10:00 am for the project. The three lowest bids will be brought to the Board for consideration and bid award on 9/1/09.

CORRESPONDENCE; PARADISE ANIMAL WELFARE SOCIETY (PAWS): Assistant County Manager Crosby presented draft correspondence for approval. **Moved** by Commissioner Starr, seconded by Commissioner Channell to approve the letter and authorize signatures, which gives the Paradise Animal Welfare Society the ability to initiate and conduct a Land Use Change Permit Application for their future leasehold at the County Shop space near Crested Butte for a temporary animal shelter. Motion carried unanimously.

ADJOURN: **Moved** by Commissioner Starr, seconded by Commissioner Channell to adjourn the meeting. Motion carried unanimously. The meeting adjourned at 8:21 am.

Paula Swenson, Chairperson

Jim Starr, Vice-Chairperson

Hap Channell, Commissioner

Minutes Prepared By:

Katherine Haase, Deputy County Clerk

Attest:

Stella Dominguez, County Clerk

GUNNISON COUNTY BOARD OF COMMISSIONERS TEXT INCLUSION INTO MINUTES

**BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO
RESOLUTION NO. 2009-32**

A RESOLUTION APPROVING A LOAN AGREEMENT BETWEEN THE COLORADO WATER RESOURCES AND POWER DEVELOPMENT AUTHORITY AND GUNNISON COUNTY

WHEREAS, the Board of County Commissioners of Gunnison County, Colorado ("Gunnison County") intends to perform a project to extend the North Gunnison central sewer collection system into the North Valley subdivision which is an area currently served by a deficient collection and treatment system (the "Project"); and

WHEREAS, the Colorado Water Resources And Power Development Authority (the "Authority") desires to enter into a "Loan Agreement Between Colorado Water Resources And Power Development Authority And Gunnison County, Colorado" (the "Loan Agreement"), pursuant to which the Authority will loan a maximum of four hundred seventy four thousand and nineteen dollars (\$474,019.00) (the "Principal"), from the Water Pollution Control Revolving Fund pursuant to the American Recovery and Reinvestment Act, to Gunnison County, to assist with accomplishment of the Project; and

WHEREAS, pursuant to the Loan Agreement, Exhibit B, Description Of The Loan, at paragraph (6), at closing of the Loan Agreement, the Authority "shall forgive 100% of the principal amount of the Loan"; and

WHEREAS, an integral part of the Loan Agreement is the requirement that Gunnison County duly pass and adopt a Resolution that expressly authorizes Gunnison County to enter into the Loan Agreement; and

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Gunnison County, Colorado that Gunnison County is expressly authorized to enter into the Loan Agreement.

INTRODUCED by Commissioner Starr, seconded by Commissioner Channell, and adopted this 25th day of August, 2009.

BOARD OF COUNTY COMMISSIONERS
OF GUNNISON COUNTY, COLORADO

Channell – yes; Starr – yes; Swenson – yes.