

**GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING MINUTES
July 19, 2011**

The July 19, 2011 meeting was held in the Commissioners' boardroom in the Courthouse located at 200 E. Virginia, Gunnison, Colorado. Present were:

Hap Channell, Chairperson
Paula Swenson, Vice-Chairperson
Phil Chamberland, Commissioner

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

CALL TO ORDER: Chairperson Channell called the meeting to order at 10:37 am.

AGENDA REVIEW: There were no changes to the agenda.

MINUTES APPROVAL: Moved by Commissioner Swenson, seconded by Commissioner Chamberland to approve the Regular Meeting minutes for July 5, 2011 and authorize signatures. Motion carried unanimously.

CONSENT AGENDA: Chairperson Channell requested that Consent Agenda Items #10 and #14 be pulled for further discussion. Moved by Commissioner Swenson, seconded by Commissioner Chamberland to approve the Consent Agenda, excluding Items #10 and #14. Motion carried unanimously.

1. Ratification of Chairperson Signature; Intergovernmental Agreement; Boards of County Commissioners for Gunnison, Hinsdale, San Miguel, Ouray, Montrose and Delta Counties; West Central Public Health Partnership; 7/1/11 thru 6/30/14
2. Acknowledgment of County Manager Signature; Colorado Department of Education Grant Letter; Support the Development of an Integrated System Benefitting Young Children and Families in Gunnison and Hinsdale Counties; \$42,287
3. Scope of Work; Colorado Children's Trust Fund; Gunnison County Nurturing Parenting Program; 1/1/11 thru 6/31/12; \$22,500
4. Colorado Department of Public Health and Environment, PSD-WIC, FLA, Routing Number 12-33346; Amendment for Task Orders #4; Woman and Infant Children Program; Compass Training Expenses; \$3,590
5. Ratification of Correspondence; Colorado Roadless Rule/EIS; Comments
6. Energy Outreach Colorado Application for Home Energy Assistance Grant and Home Energy Assistance Grant Recipient Organization Certification Form; 11/1/11 thru 10/31/12; \$18,900
7. Caring for Colorado Foundation Grant Agreement; Health Navigation Services for the Multicultural Resource Office; 8/16/11 thru 8/15/12; \$50,000
8. Submission of Grant Application; Comprecare Foundation; Senior Resources Office; 1/1/12 thru 12/31/12; \$15,563
9. Acknowledgment of County Manager Signature; Community Foundation of the Gunnison Valley 2011 Competitive Cycle Grant Contract; Nurturing Parenting Program; 7/1/11 thru 4/30/12; \$1,950
10. Pulled for Discussion and Separate Action: Out-of-State Travel Request; Annual National Association of Government Webmasters Conference; Cincinnati, Ohio; Assistant to the County Manager Katherine Haase; 9/12/11 thru 9/16/11; \$1,853.50
11. Out-of-State Travel Request; Basic Operations Specialist School; Salt Lake City, Utah; Airport Operations Specialist Lany Percival; 8/9/11 thru 8/10/11; \$1,414
12. Out-of-State Travel Request; American Association of Airport Executives Northwest Chapter Annual Meeting; Cheyenne, Wyoming; Assistant Airport Director Walt Cranor; 9/25/11 thru 9/27/11; \$1,040
13. Acknowledgment of County Manager Signature; Qwest Corporation Interstate Private Line Transport Services Pricing Plan Acknowledgment; Public Works Maintenance Facility Network Connection
14. Pulled for Discussion and Separate Action: Acknowledgment of County Manager Signature; Agreement; KS Fulton, LLC; Professional Services Regarding Accounting/Reconciliation in the Gunnison County Treasurer's Office; 7/14/11 thru 8/31/11; \$13,600
15. Award Bid; Restroom/Shower Facility at the Gunnison County Fairgrounds; Shipman Builders; \$153,988

CONSENT AGENDA ITEM #10: Chairperson Channell requested clarification on the vehicle costs. It was explained that the direct costs could vary depending on whether or not a fleet vehicle will be available for use. Moved by Chairperson Channell, seconded by Commissioner Chamberland to approve Consent Agenda Item #10. Motion carried unanimously.

CONSENT AGENDA ITEM #14: Chairperson Channell requested correction to one of the parties named in the contract. This was a ministerial error and the name of the party was corrected to KS

Fulton, LLC. **Moved** by Chairperson Channell, seconded by Commissioner Chamberland to approve Consent Agenda Item #14 with the noted correction of the name for the parties to the agreement. Motion carried unanimously.

SCHEDULING: The Upcoming Meetings Schedule was discussed and updated.

COUNTY MANAGER'S REPORT: County Manager Birnie was present for discussion.

1. Authorization to Attend Annual International City/County Management Association Conference. County Manager Birnie stated that he normally attends this conference every year, but that he did not attend in 2010. This conference will be held in Milwaukee, WI in September 2011. He confirmed that the costs are included within his departmental budget. **Moved** by Commissioner Swenson, seconded by Commissioner Chamberland to authorize the County Manager to attend the annual International City/County Management Association conference. Motion carried unanimously.
2. Vacation Schedule. County Manager Birnie informed the Board that he would be on vacation in Idaho from 8/3/11 through 8/10/11.

ASSISTANT COUNTY MANAGER'S REPORT AND PROJECT UPDATES: Assistant County Manager Marlene Crosby was present for discussion.

1. Lease Agreement; Crystal River Civic Commission d/b/a The Marble Hub; Marble Bank Building; 6/13/11 thru 6/12/12. Assistant County Manager Crosby requested authorization for signature, once the document is available. **Moved** by Commissioner Swenson, seconded by Commissioner Chamberland to authorize the Chairperson to sign the Marble Bank lease with the Crystal River Civic Association. Motion carried unanimously.
2. Grant of Perpetual Easement; Sewer Line; Township 50 North, Range 1 West, NMPM, Section 24; Laura E. Smock; \$6,000. Assistant County Manager Crosby provided the original easement for signature. **Moved** by Commissioner Swenson, seconded by Commissioner Chamberland to approve the easement between Gunnison County and Laura Smock, and authorize the Chairperson's signature. Motion carried unanimously.
3. Temporary Road Use Agreement; County Roads #734, #811 and #317; OPC LOC Leadville 100 Qualifying Race; 7/31/11. Assistant County Manager Crosby requested authorization for the Chairperson to sign the agreement once the proof of insurance is available. **Moved** by Commissioner Swenson, seconded by Commissioner Chamberland to approve the Temporary Road Use Agreement between Gunnison County and OPC LOC Leadville 100 Qualifying Race, pending proof of insurance. Motion carried unanimously.
4. Request to Pursue RS2477 Status. Assistant County Manager Crosby informed the Board that a summer resident contacted her to express concern. Tammy Ferguson, who works for Hamilton County in Utah, and her family have been coming to the area for family vacations since the 1920's. The old Williams Toll Road, an old stagecoach road dating back to 1880, has historically been used by the family and maintenance of the trail is a family tradition. She stated that her family performed maintenance on the road on 7/11/11, before the Forest Service closed the road on 7/13/11. She became concerned because the Forest Service did not notify out-of-town and out-of-state users, and she counted 125 all-terrain vehicles and cycles that had to turn around over the course of a couple of days. Because of her concerns, she requested that the County evaluate the historic value of the road and pursue RS2477 status with the Forest Service. County Manager Birnie asked the Board to consider that pursuing this process may open the issue to other roads within the County. The Board requested an explanation of RS2477 status for a future meeting.
5. Marble/Somerset Meeting. Assistant County Manager Crosby opined that the Board should not visit Somerset during this trip because Somerset is not incorporated and there are no new issues to discuss. The Board agreed.

WARRANTS AND TRANSFERS: Finance Director Linda Nienhueser presented the Warrant Report dated July 19, 2011 and the Cash Transfer Authorization dated June 2011 for discussion and approval. **Moved** by Commissioner Swenson, seconded by Commissioner Chamberland to approve the warrants for July 19, 2011 in the amount of \$1,054,955. Motion carried unanimously. **Moved** by Commissioner Swenson, seconded by Commissioner Chamberland to approve the June 2011 Cash Transfer in the amount of \$2,633,016.77. Motion carried unanimously.

BREAK: The meeting recessed from 11:44 am until 11:53 am.

BOUNDARY LINE ADJUSTMENT; 8355 HWY 135; PEGGY SUE FOSTER, HEIDI DOUGHAN AND KATHY SUE BEATTIE, REPRESENTED BY DON MAIMONE: County Planner Cathie Pagano and property owners' representative Don Maimone were present for discussion.

County Planner Pagano presented the uncontested proposal for consideration. **Moved** by Commissioner Swenson, seconded by Commissioner Chamberland to approve the Boundary Line Adjustment for 8355 Highway 135, Peggy Sue Foster, Heidi Doughan and Kathy Sue Beattie, represented by Don Maimone. Motion carried unanimously.

COLORADO HOUSE LEGISLATIVE REDISTRICTING PROPOSAL FROM THE REAPPORTIONMENT COMMISSION: Democratic Party representative Ramon Reed was present for discussion.

Chairperson Channell presented draft correspondence for discussion and explained that the State is attempting to achieve ideal populations of 77,372 within each district. The draft was discussed and modifications were agreed upon. **Moved** by Commissioner Swenson, seconded by Commissioner Chamberland to approve the letter as amended. Motion carried unanimously. Mr. Reed agreed to compile a list of commission members' contact information.

UNSCHEDULED CITIZENS: There were no Unscheduled Citizens present for discussion.

COMMISSIONER ITEMS:

Commissioner Swenson:

1. Economic Development Presentations. Commissioner Swenson stated that the Town of Crested Butte received her presentation on 7/18/11. Further presentations are scheduled for the Town of Mt. Crested Butte on 7/19/11, the City of Gunnison on 8/2/11, the Gunnison Rotary Club on 8/10/11, the Crested Butte Chamber of Commerce on 8/16/11, and the Gunnison County Chamber of Commerce on 8/23/11. The State's economic development plan will be released for review this week for a three week comment period.

Chairperson Channell:

1. Colorado Counties, Inc. Steering Committee Meetings. Chairperson Channell informed the Board that the opening round of meetings was held on 7/8/11 and that no new topics were discussed. The appropriate committee will again attempt permissive legislation to allow counties to go to the voters on real estate transfer taxes.
2. Boomers and Beyond Board of Directors. Chairperson Channell met with the majority of the Boomers and Beyond Board of Directors to discuss senior issues as the group is looking for more programming than Young at Heart provides. They are now renting space where the old funeral home was located and a 501(c)3 application is pending.

BREAK: The meeting recessed from 12:27 until 1:00 pm and then again from 1:00 until 1:02 pm in order to hold the following Public Hearing.

PUBLIC HEARING; COLORADO LIQUOR RETAIL LICENSE APPLICATION; CRESTED BUTTE NORDIC COUNCIL D/B/A CRESTED BUTTE NORDIC CENTER: Gunnison County Clerk and Recorder Stella Dominguez and Crested Butte Nordic Center Director Keith Bauer were present for discussion.

1. Open Public Hearing. Chairperson Channell opened the Public Hearing at 1:00 pm
2. Public Notice Confirmation. Gunnison County Clerk and Recorder Dominguez confirmed that the Public Hearing had been properly public noticed.
3. Identify Ex Parte Communications. There were no ex parte communications identified.
4. Staff Presentation. Gunnison County Clerk and Recorder Dominguez explained that this center has been functioning for years and has used special-event permits to offer alcohol to patrons. The Center is now requesting a liquor license.
5. Applicant Presentation. None.
6. Board Questions. Chairperson Channell asked how many special permits had been utilized each year, and Mr. Bauer stated that each year approximately 10 permits had been authorized. Mr. Bauer stated, however, that some special-event permits will still be needed.

Commissioner Chamberland asked if alcohol will be available throughout the year. Mr. Bauer explained that alcohol will not be available year-round and that 11 events have already been scheduled to take place during winter 2011.

7. Public Comments. Chairperson Channell opened the Public Hearing to comments at 1:02 pm, but there were not comments provided.
8. Acknowledge Correspondence Received. No additional correspondence was identified.
9. Applicant Response. None.
10. Close Public Hearing. Chairperson Channell closed the Public Hearing at 1:03 pm and immediately reconvened the Gunnison County Board of County Commissioners Meeting.

Moved by Commissioner Swenson, seconded by Commissioner Chamberland to approve the Liquor License Application for Crested Butte Nordic Council, dba the Crested Butte Nordic Center, and authorize signatures. Motion carried unanimously.

ADJOURN: Moved by Commissioner Swenson, seconded by Commissioner Chamberland to adjourn the meeting. Motion carried unanimously. The meeting adjourned at 1:04 pm.

Hap Channell, Chairperson

Paula Swenson, Vice-Chairperson

Phil Chamberland, Commissioner

Minutes Prepared By:

Katherine Haase, Deputy County Clerk

Attest:

Stella Dominguez, County Clerk