AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

Agenda Item: Draft 3/1/16 BOCC Meeting Minutes

Action Requested: Motion

Parties to the Agreement:

Term Begins: **Term Ends:** **Grant Contract #:**

Summary:

Attached are the draft 3/1/16 BOCC meeting minutes for consideration.

Fiscal Impact: None.

Submitted by: Katherine Haase **Submitter's Email Address:** khaase@gunnisoncounty.org

Finance Review: ○ Required ◉ Not Required

Comments:

Reviewed by: Discharge Date:

County Attorney Review: ○ Required ◉ Not Required

Comments:

Reveiwed by: Discharge Date: Certificate of Insurance Required

Yes ○ No ○

County Manager Review:

Comments:

Reveiwed by: Discharge Date: 6/16/2016

○ Consent Agenda ◉ Regular Agenda ○ Worksession Time Allotted: 1

Agenda Date: 6/21/2016

Revised April 2015

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING MINUTES
March 1, 2016

The March 1, 2016 meeting was held in the Board of County Commissioners' meeting room located at 200 E. Virginia Avenue, Gunnison, Colorado. Present were:

Paula Swenson, Chairperson
Phil Chamberland, Vice-Chairperson
Jonathan Houck, Commissioner
Matthew Birnie, County Manager
Katherine Haase, Clerk to the Board
Others Present as Listed in Text

GUNNISON RIVER VALLEY LOCAL MARKETING DISTRICT SPECIAL MEETING:

CALL TO ORDER: Chairperson Swenson called the Gunnison River Valley Local Marketing District meeting to order at 8:30 am.

RATIFICATION OF APPROVAL; DESTIMETRICS - CLIENT AGREEMENT 2016; MONTHLY LODGING REPORTS; 1/1/16 THRU 12/31/16; $11,550: **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to ratify the Destimetrics contract in the amount of $11,550. Motion carried unanimously.

ADJOURN: **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to adjourn the meeting. Motion carried unanimously. The Gunnison River Valley Local Marketing District meeting adjourned at 8:30 am.

CALL TO ORDER: Chairperson Swenson called the Gunnison County Board of County Commissioners meeting to order at 8:31 am.

AGENDA REVIEW: There were no changes made to the agenda.

MINUTES APPROVAL: **Moved** by Commissioner Houck, seconded by Commissioner Chamberland to approve the meeting minutes for the Special Meeting of February 23, 2016. Motion carried. Chairperson Swenson did not vote on the minutes because she wasn't in attendance for that meeting.

1. 2/23/2016 Special Meeting

CONSENT AGENDA: **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve the Consent Agenda as presented. Motion carried unanimously.

1. Acceptance of Nomination; Gunnison County Stockgrowers Association, Inc. Representatives to Serve on the Gunnison Basin Sage-grouse Strategic Committee; Regular Member Greg Peterson and Alternate Member Don Sabrowski
2. 2016 NGS CoreSource Health Plan
3. Ratification of Correspondence; Governor John W. Hickenlooper; US Bureau of Land Management Proposed Royalty Rate Reduction
4. Statement of Work; Colorado Department of Public Health and Environment, Office of Emergency Preparedness and Response; Emergency Preparedness Activities; 2/1/16 thru 6/30/16; $13,681.38

SCHEDULING: The Upcoming Meetings Schedule was discussed and updated.

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

1. Colorado City and County Management Association (CCCMA) Meeting. CM Birnie informed the Board that he attended the conference last week in Glenwood Springs, and that he has completed his year serving as the CCCMA President. He will, however, be chairing a committee in April. William Bell is the incoming President.
2. Colorado Department of Local Affairs (DOLA) Grant Defense Schedule; Compressed Natural Gas (CNG) Application. CM Birnie informed the Board that he and Facilities and Grounds Manager John Cattles will travel to Golden on 3/15 to defend the DOLA grant application that was submitted for the CNG project. Commissioner Chamberland will also plan to attend, so he will likely need to leave the BOCC meeting early that day.
3. Airport Capital Projects Funding. CM Birnie informed the Board that, due to a projection error in the State Division of Aeronautics, our 2017 funding will be cut from $250,000 down to $61,000. This will reduce the amount that the County will be capable of putting into the Airport Termination Renovation Fund.
4. Surplus Property Disposition. CM Birnie asked the Board to grant a level of authority to him so that all disposition requests, regardless of value, will not have to go to the Board. The Board asked him to come up with a recommendation.

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

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1. Shavano Water Project Update. DCM Crosby informed the Board that the project bids would come in later in the day. She will likely negotiate to get the leak addressed now instead of waiting for the frost to end. The condos will be a participant in the project.
2. Recycling Grant. DCM Crosby informed the Board that she will be submitting this grant application again, and she wasn't confident about its success.
3. Employee Appreciation Dinner. DCM Crosby informed the Board that 105 people signed up for the dinner on 3/11, compared to 113 from last year.

BREAK: The meeting recessed from 8:55 until 8:58 am in order to hold the below Public Hearing.

PUBLIC HEARING; REQUEST FOR WAIVER OF STANDARDS; LITTLE CIMARRON CREEK RANCH OWNERS GROUP, INC.: DCM Crosby, County Attorney David Baumgarten, and Williams Engineering, LLC representative Robert Williams were present for discussion.

1. Open Public Hearing. Chairperson Swenson opened the Public Hearing at 8:55 am.

2. Public Notice Confirmation. DCM Crosby 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. DCM Crosby stated that the Board previously approved a plow permit for this subdivision, and both of that permit as well as this waiver were conditions of the land use change approval. Since there wasn't another option for access to this property, both DCM Crosby and Mr. Williams supported the application.

5. Applicant Presentation. N/A.

6. Board Questions. Commissioner Chamberland asked how many lots the driveway would serve, and DCM Crosby stated that it would serve four lots. DCM Crosby agreed to provide a resolution for consideration during the next meeting if this waiver is approved.

7. Public Comments. Chairperson Swenson opened the Public Hearing to comments at 8:58 am, but no comments were provided.

8. Acknowledge Correspondence Received. No additional correspondence was identified.

9. Applicant Response. N/A.

10. Close Public Hearing. Chairperson Swenson closed the Public Hearing at 8:58 am and immediately reconvened the Gunnison County Board of County Commissioners Meeting.

Moved by Commissioner Chamberland, seconded by Commissioner Houck to approve the Request for Waiver of Standards from Little Cimarron Creek Ranch Owners Group, Inc. as presented here today. Motion carried unanimously.

BREAK: The meeting recessed from 9:00 until 9:03 am in order to hold the below Public Hearing.

PUBLIC HEARING; COLORADO LIQUOR RETAIL LICENSE APPLICATION; CRESTED BUTTE SOUTH GENERAL STORE, LLC: County Clerk Kathy Simillion and Chief Deputy County Clerk Diane Folowell were present for discussion.

1. Open Public Hearing. Chairperson Swenson opened the Public Hearing at 9:00 am.

2. Public Notice Confirmation. CC Simillion 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. CC Simillion explained that the applicant owns the building and that she did not have any issues with the application.

5. Applicant Presentation. N/A.

6. Board Questions. None.

7. Public Comments. Chairperson Swenson opened the Public Hearing to comments at 9:02 am, but no comments were provided.

8. Acknowledge Correspondence Received. No additional correspondence was identified.

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9. Applicant Response. N/A.

10. Close Public Hearing. Chairperson Swenson closed the Public Hearing at 9:03 am and immediately reconvened the Gunnison County Board of County Commissioners Meeting.

Moved by Commissioner Chamberland, seconded by Commissioner Houck to approve the Retail Liquor License Application for the Crested Butte South General Store as presented here today. Motion carried unanimously.

PETITION FOR ABATEMENT OR REFUND OF TAXES; ADELE VIRDEN; R071296, 4049-000-00-160: Appraiser III Bob Blackett was present for discussion.

Appraiser III Blackett explained that this property should have been classified as agricultural land for 2014, and that the error has been corrected. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve the Abatement or Refund of Taxes by Adele Virden. Motion carried unanimously.

VOTING SYSTEM AND MANAGED SERVICES AGREEMENT BY AND BETWEEN DOMINION VOTING SYSTEMS, INC. AND GUNNISON COUNTY, CO; EQUIPMENT, SOFTWARE, AND SUPPORT FOR ELECTIONS PROGRAM; 3/1/2016 THRU 12/31/2023: CC Simillion and CDCC Folowell were present for discussion.

CDCC Folowell provided an equipment brochure for the Board to review. She explained that voters would use a tablet to vote and then a paper ballot will be created for the record, which should greatly improve the election-night process. She indicated that Mesa County was a pilot county for the equipment, and the trial went very well. The Board was pleased that this upgraded equipment will cost much less than originally projected. CC Simillion agreed and stated that this lease will eliminate the need for the County to purchase expensive equipment.

CDCC Folowell stated that staff would be trained on the use of the equipment within a couple of weeks, and that the vender will be here on 4/26 to run a mock election. **Moved** by Commissioner Houck, seconded by Commissioner Chamberland to approve the contract with Dominion Voting Systems, Inc. and authorize the County Manager's signature. Motion carried unanimously.

MEMORANDUM OF UNDERSTANDING FOR MT. EMMONS, MT. EMMONS PROJECT; MT. EMMONS MINING COMPANY, A WHOLLY OWNED SUBSIDIARY OF FREEPORT-MCMORAN INC., AND THE LOCAL AND STATE GOVERNMENT PARTIES OF COLORADO DEPARTMENT OF PUBLIC HEALTH AND THE ENVIRONMENT, ITS WATER QUALITY CONTROL DIVISION, AND AIR POLLUTION CONTROL DIVISION, COLORADO DEPARTMENT OF NATURAL RESOURCES, ITS DIVISION OF RECLAMATION MINING AND SAFETY, GUNNISON COUNTY, COLORADO, AND THE TOWN OF CRESTED BUTTE, COLORADO: CA Baumgarten was present for discussion.

CA Baumgarten explained that numerous meetings had led up to the creation of the MOU, and that the MOU was the first step in memorializing an important relationship. **Moved** by Commissioner Houck, seconded by Commissioner Chamberland to approve the signature of our Chairperson on the Memorandum of Understanding for Mt. Emmons as presented today by the County Attorney. Motion carried unanimously.

Michelle Simpson, Executive Director for High Country Conservation Advocates, provided a letter of support for the record, and she commended the County and Town of CB for taking this action.

Resident Sue Navy expressed her gratitude for the support and the work completed, with particular appreciation for CA Baumgarten's long-time efforts.

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

COMMISSIONER ITEMS: This discussion began earlier than scheduled due to a gap in the meeting.

Commissioner Chamberland:

1. Club 20 Committee Meetings. Commissioner Chamberland stated that he attended a lot of good meetings. Approximately 35 people attended the Water Committee meeting, and the Foundation Board meeting was held yesterday. Scholarship funding discussions are ongoing, and the Foundation is also evaluating the issue of public lands.

Commissioner Houck:

1. Gunnison Basin Sage-grouse Strategic Committee. Commissioner Houck informed the Board that the Committee would be electing new officers during the March meeting, and that all appointments have been made. He and Wildlife Conservation Coordinator Jim Cochran met with the working group in Crawford. He and WCC Cochran also traveled to Montrose with CA Baumgarten to meet with representatives from the Bureau of Land Management. Last week,

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he and CA Baumgarten gave a presentation during a Farm Bureau meeting last week, and he will be representing the County and the State at the Western Governor's meeting next week. The sage-grouse summit will take place at Western State Colorado University next week.

2. Cold Harbor Board Update. Commissioner Houck informed the Board that Cold Harbor has applied for a program that seeks to increase minority youth involvement in agricultural programs. The group has asked for a letter of support from the Board, and he asked if any such letter could be handled by him alone or if it would need to be approved by all three commissioners. CM Birnie suggested that the letter be signed by all three commissioners so that it is clear that the support is from the entire Board.
3. Gunnison Valley Health Board of Trustees Update. Commissioner Houck met with the GVH Trustees, who are continuing to do good work. He asked that the Trustees inform the Board of any upcoming needs that they may have.
4. Public Lands Partnership Update. Commissioner Houck will attend the upcoming meeting.

Commissioner Swenson:

1. Gunnison Country Chamber of Commerce Update. Chairperson Swenson informed the Board that the Chamber has hired Eric Freson to serve as the new Executive Director. The Chamber would like to be more aligned with the One Valley Prosperity Project process, and Community Development Director Russ Forrest now serves in the County's ex-officio seat.
2. Colorado Counties, Inc. Update.
    a. Digital Records Request. This item was killed in committee and postponed indefinitely.
    b. Child Protection Ombudsman. This bill is moving forward, and CCI will revisit this conversation next week.
    c. Sales Tax Exemption for Aircraft Purchases in State. This passed the House without amendments, and it is now going to the Senate.
    d. Use of Mineral Severance Revenue for Local Government. CCI will support an amended version of this bill, which is scheduled to be heard by the Agricultural Committee tomorrow.
    e. Restricted Use of Red Light Cameras. This bill passed out of the House Transportation Committee, so it is moving forward.
    f. Local Government Fracking Ban Royalty Liability. This item has been postponed indefinitely.
    g. Human Services Figure-setting. Chairperson Swenson suggested that Commissioner Chamberland visit with Health and Human Services Director Joni Reynolds to discuss this bill.
    h. Off-highway Vehicles. Commissioner Chamberland stated that this bill has been modified greatly. It now reads that local governments have control, and if that control is exercised then local governments can mandate that drivers be licensed and insured.

ADJOURN: **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to adjourn the meeting. Motion carried unanimously. The meeting adjourned at 9:46 am.

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Paula Swenson, Chairperson

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Phil Chamberland, Vice-Chairperson

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Jonathan Houck, Commissioner

Minutes Prepared By:

_____
Katherine Haase, Deputy County Clerk

Attest:

_____
Kathy Simillion, County Clerk

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