AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

Agenda Item: Draft BOCC Minutes; 2/7/2017

Action Requested: Board of County Commissioners' Signature

Parties to the Agreement:

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

Summary:

Attached are the draft 2/7/17 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:
ok - gs

Reveiwed by: GUNCOUNTY1\gstuhr Discharge Date: 3/14/2017 Certificate of Insurance Required

Yes ○ No ◉

County Manager Review:

Comments:

Reveiwed by: GUNCOUNTY1\mbirnie Discharge Date: 3/15/2017

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

Agenda Date: 3/21/2017

Revised April 2015

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING MINUTES
February 7, 2017

The February 7, 2017 meeting was held in the Board of County Commissioners' meeting room located at 200 E. Virginia Avenue, Gunnison, Colorado. Present were:

Phil Chamberland, Chairperson (ABSENT)
Jonathan Houck, Vice-Chairperson
John Messner, Commissioner
Matthew Birnie, County Manager
Katherine Haase, Deputy County Clerk
Others Present as Listed in Text

GUNNISON COUNTY HOUSING AUTHORITY SPECIAL MEETING:

CALL TO ORDER: Commissioner Houck called the meeting to order at 8:30 am. Finance Director Linda Nienhueser was present for discussion.

ENGAGEMENT LETTER; MCMAHAN AND ASSOCIATES, LLC; AUDIT YEAR ENDING 2016: **Moved** by Commissioner Messner, seconded by Commissioner Houck to approve the engagement letter with McMahan and Associates, and authorize the County Manager's signature. CM Birnie clarified that this contract is relevant to the County Housing Authority, not the Gunnison Valley Regional Housing Authority. Motion carried.

ADJOURN: **Moved** by Commissioner Messner, seconded by Commissioner Houck to adjourn the meeting. Motion carried. The Gunnison County Housing Authority meeting adjourned at 8:31 am.

GUNNISON COUNTY LOCAL MARKETING DISTRICT SPECIAL MEETING:

CALL TO ORDER: Commissioner Houck called the meeting to order at 8:31 am.

ENGAGEMENT LETTER; MCMAHAN AND ASSOCIATES, LLC; AUDIT YEAR ENDING 2016: **Moved** by Commissioner Messner, seconded by Commissioner Houck to approve the engagement letter for 2016. Motion carried.

ADJOURN: **Moved** by Commissioner Messner, seconded by Commissioner Houck to adjourn the meeting. Motion carried. The Gunnison River Valley Local Marketing District meeting adjourned at 8:32 am.

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS REGULAR MEETING:

CALL TO ORDER: Commissioner Houck called the Gunnison County Board of County Commissioners meeting to order at 8:32 am.

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

ENGAGEMENT LETTER; MCMAHAN AND ASSOCIATES, LLC; AUDIT YEAR ENDING 2016: **Moved** by Commissioner Messner, seconded by Commissioner Houck to approve the engagement letter with McMahan and Associates, and authorize the County Manager's signature. Motion carried.

MINUTES APPROVAL: **Moved** by Commissioner Messner, seconded by Commissioner Houck to approve the 1/24/2017 meeting minutes. Motion carried.

1. 1/24/2017 Regular Meeting.

CONSENT AGENDA: **Moved** by Commissioner Messner, seconded by Commissioner Houck to approve the Consent Agenda. Motion carried.

1. Contract for Service Application; City of Gunnison; Gunnison County Substance Abuse Prevention Project (GCSAPP); Sources of Strength Leadership Experience; $10,000
2. Colorado Parks and Wildlife Impact Assistance Grant Application; Tax Year 2016; $15,873.40
3. Application for Federal Assistance; Substance Abuse and Mental Health Services Administration Grant Continuation; 9/30/17 thru 9/29/18; $125,000
4. Ratification of Correspondence; Colorado Department of Local Affairs; Request for Extension; EIAF #9016 – Federal Land Management Planning Grant; Gunnison Sage-grouse
5. Resolution; Amending Resolution No: 2015-21, a Resolution Vacating a Certain Portion of the Alley Lying within Block 18, Townsite of Irwin, County of Gunnison, State of Colorado, Resolution No: 2016-07, a Resolution Vacating Certain Alleys Lying within the Townsite of Irwin, County of Gunnison, State of Colorado, and Resolution No: 2016-08, a Resolution Vacating a Portion of the Alley Lying within Block 21, Townsite of Irwin, County of Gunnison, State of Colorado
6. Acknowledgment of County Manager Signature; Loan Agreement for Artwork; Gunnison Ranchland Conservation Legacy; Painting by Barbara A. East; 2/1/17 thru 12/31/37

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7. Task Order Amendment #4; Colorado Department of Public Health and Environment; DCEED-IMM, FAAA; Task Order Amendment Routing Number 17 FHHA 96751, Original Task Order Routing Number 15 FHHA 74628; $27,155
8. Ratification of County Manager Submission; Agreement for Receipt of Court Security Grant Funds; Colorado Judicial Department; 1/1/17 thru 12/31/17; $38,445
9. Application for Federal Assistance; Gunnison-Crested Butte Regional Airport; $150,000

SCHEDULING: The Upcoming Meetings Schedule was discussed and updated.

COUNTY MANAGER'S REPORTS:

1. Memorandum of Agreement (5/16/98) Among CBMR, Mt. Crested Butte, Crested Butte, Gunnison County, City of Gunnison; Brush Creek Property; Action to Authorize Matthew Birnie, County Manager, to represent Gunnison County in Negotiations. CM Birnie requested authority to represent the County pertinent to this agreement. **Moved** by Commissioner Messner, seconded by Commissioner Houck to authorize County Manager Birnie to represent the County in the negotiations. Motion carried. CM Birnie stated that the parties had a preliminary meeting a couple of weeks ago, and that they are scheduled to meet later in the week to continue discussions.
2. Funding Partners Meeting. CM Birnie informed the Board that he will meet with a representative from Funding Partners, a non-profit funding entity for housing projects, tomorrow. The meeting was coordinated by the Gunnison Valley Regional Housing Authority.
3. Ice Issues. Commissioner Houck requested information about any ice-related issues on the Gunnison River, similar to those that were experienced last year. CM Birnie stated that there are no concerns at this time.

DEPUTY COUNTY MANAGER'S REPORT AND PROJECT UPDATES: Deputy County Manager Marlene Crosby was not available for discussion.

APPOINTMENTS:

1. Gunnison County Boards and Commissions: **Moved** by Commissioner Messner, seconded by Commissioner Houck to appoint the following individuals. Motion carried.
   - Environmental Health Board. Larry Parachini to a regular position for a three-year term.
   - Extension Advisory Committee. Shelly Sabrowski and Rhonda Wenum to regular positions with three-year terms.
   - Historical Preservation Commission. Justin Lawrence to a regular position with a three-year term.
   - Land Preservation Board. Glo Cunningham to a regular position with a four-year term; Les White to an alternate position with a two-year term.
   - Library Board of Trustees. Rosalie Ott and Cindy McKee to regular positions with five-year terms; Doris Kuiper to a regular position to fill the remainder of Jan Carroll's term expiring in 2019.
   - Planning Commission. Molly Diachok-Mugglestone to a regular position with a three-year term; Sarah Coleman and Vincent Rogalski to alternate positions for one-year terms.
   - Region 10. Vincent Rogalski to the Transportation position for a two-year term.
   - Tourism Association Board. Kurt Giesselman and Ryan Johnson to regular positions with three-year terms; Tyler Newman to a regular position to fill the remainder of Leia Morrison's term ending in 2019; Wynn Williams to a regular position to fill the remainder of Jeff Moffett's term expiring in 2018.
   - Veteran Services Officer. Stephen Otero to a regular position with a two-year term.
   - Watershed Weed Commission. Lorraine Rup to a regular position with a three-year term.
2. Appointment of Commissioner John Messner to the Gunnison Valley Regional Housing Authority Board of Directors. **Moved** by Commissioner Houck, seconded by Commissioner Messner to appoint John Messner to the Regional Housing Authority Board of Directors. Motion carried.
3. Appointments to the Gunnison-Crested Butte Tourism Association Board of Directors.
   - Western State Colorado University Vice-president of Student Affairs & Dean of Students Gary Pierson. **Moved** by Commissioner Messner, seconded by Commissioner Houck to appoint to the Gunnison-Crested Butte Tourism Association Board of Directors Western State Colorado University Vice-president of Student Affairs & Dean of Students Gary Pierson. Motion carried
   - Crested Butte Mountain Resort Vice-president of Marketing & Sales Scott Clarkson. **Moved** by Commissioner Messner, seconded by Commissioner Houck to appoint (Crested Butte Mountain Resort Vice-president of Marketing & Sales) Scott Clarkson also. Motion carried.

PRESENTATION; CARBONDALE TO CRESTED BUTTE TRAIL PLAN: Pitkin County Open Space and Trails Planning and Outreach Manager Lindsey Utter, Pitkin County Open Space and Trails Director Gary Tennenbaum, and Gunnison County Trails Commission representative Joellen Fonken were present for discussion.

Mr. Tennenbaum stated that the trail will address safety, recreation and economic development, and that sections of the trail have already been completed. This trail was part of the Governor's 16 Trails in 2016, and it was awarded a one-stage $100,000 planning grant via GOCO. Private funding is being sought, and

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additional grant funding will be sought later in the process. They did not request funding from the County, but they may return in the future with a request. Some of the trail sections are priorities for the Town of Crested Butte, so some funding may be available from the Town in the future. The whole connecting trail could cost upwards of $25M. Ms. Utt stated that public comment would be accepted until 2/24 via www.pitkinostprojects.com.

The Board expressed appreciation for the update.

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

BREAK: The meeting recessed from 9:11 until 9:17 am.

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

Commissioner Messner:

1. Strategic Planning Retreat. Commissioner Messner said that he was excited about the concepts and possibilities discussed during the retreat. He also stated that it was a spectacular process.
2. Gunnison Valley Regional Housing Authority Update. Commissioner Messner met with the recruiter for the new director, the GVRHA Board, and the steering committee. The recruiter estimates that 12-16 applications may be received, and that 6-7 of them may be worth consideration.
3. Coldharbour Update. Commissioner Messner spoke with a Coldharbour board member to discuss energy assistance and low-income energy assistance programs. Strengthening the programs will be discussed during future meetings.
4. ICE House Update. Commissioner Messner plans to visit the ICE House tomorrow. The grand opening will take place later in the month.
5. Meeting with Luis Benitez. Commissioner Messner is scheduled to meet with Colorado Outdoor Recreation Industry Office Director Luis Benitez next week to discuss economic development efforts.

Commissioner Houck:

1. Conservation on the Western Slope. Commissioner Houck represented the County at a meeting on 2/4 to discuss about conservation on the western slope.

MT. EMMONS BRIEFING; POSSIBLE EXECUTIVE SESSION: County Attorney David Baumgarten and Community and Economic Development Director Cathie Pagano were present for discussion.

CA Baumgarten suggested that the Board go into executive session, pursuant to C.R.S. 24-6-402(4)(b)(e), so that he could provide legal advice to the Board and instruct negotiators. The participants were the Board, CM Birnie, CA Baumgarten, and CEDD Pagano. **Moved** by Commissioner Messner, seconded by Commissioner Houck to go into executive session. Motion carried.

The board went into executive session at 9:25 am. *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)(e).*

Attorney Statement Regarding Executive Session

Pursuant to C.R.S. 24-6-402(4), I attest that I am the 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: _____ _____

David Baumgarten
Gunnison County Attorney

Vice-Chairperson Statement Regarding Executive Session

Pursuant to C.R.S. 24-6-402(4), I attest that I am the Vice-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: _____ _____

Jonathan Houck, Vice-Chairperson
Gunnison County Board of Commissioners

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The Board came out of executive session at 10:11 am. **Moved** by Commissioner Messner, seconded by Commissioner Houck to confirm that the discussion remained on-topic, that all parties stated to be in attendance were, in fact, in attendance and that no decisions were made. Motion carried.

ADJOURN: Commissioner Houck adjourned the meeting at 10:12 am.

_____
Phil Chamberland, Chairperson

_____
Jonathan Houck, Vice-Chairperson

_____
John Messner, Commissioner

Minutes Prepared By:

_____
Katherine Haase, Deputy County Clerk

Attest:

_____
Kathy Simillion, County Clerk

GUNNISON COUNTY BOARD OF COMMISSIONERS TEXT INCLUSION INTO MINUTES

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO
RESOLUTION NO: 2017-1

A RESOLUTION AMENDING RESOLUTION NO: 2015-21, A RESOLUTION VACATING A CERTAIN PORTION OF THE ALLEY LYING WITHIN BLOCK 18, TOWNSITE OF IRWIN, COUNTY OF GUNNISON, STATE OF COLORADO, RESOLUTION NO: 2016-07, A RESOLUTION VACATING CERAIN ALLEYS LYING WITHIN THE TOWNSITE OF IRWIN, COUNTY OF GUNNISON, STATE OF COLORADO, AND RESOLUTION NO: 2016-08, A RESOLUTION VACATING A PORTION OF THE ALLEY LYING WITHIN BLOCK 21, TOWNSITE OF IRWIN, COUNTY OF GUNNISON, STATE OF COLORADO

WHEREAS, on November 17, 2015 the Board of County Commissioners of the County of Gunnison, Colorado ("Board") approved Resolution No. 2015-21, *A Resolution Vacating A Certain Portion Of The Alley Lying Within Block 18, Townsite of Irwin, County of Gunnison, State of Colorado* which was recorded in the records of the Office of Clerk and Recorder of Gunnison County, Colorado on December 21, 2015, bearing Reception No: 637139; and

WHEREAS, on February 16, 2016 the Board approved Resolution No: 2016-07, *A Resolution Vacating Certain Alleys Lying Within the Townsite of Irwin, County of Gunnison, State of Colorado* which was recorded in the records of the Office of Clerk and Recorder of Gunnison County, Colorado on February 17, 2016, bearing Reception No: 638006 and Resolution No: 2016-08, *A Resolution Vacating A Portion of the Alley Lying Within Block 21, Townsite of Irwin, County of Gunnison, State of Colorado* which was recorded in the records of the Office of Clerk and Recorder of Gunnison County, Colorado on February 17, 2016, bearing Reception No: 638007; and

WHEREAS, in the above resolutions, Resolution No: 2015-21, Resolution No: 2016-07 and Resolution No: 2016-08, the reference to the recorded reception number for the official plat of the Townsite of Irwin was identified as Reception No: 7055; and

WHEREAS, it has come to the Board's attention that the correct reference for the recorded reception number for the official plat of the Townsite of Irwin should be Reception No: 70551; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Gunnison, Colorado that the following resolutions shall be and hereby are amended to reflect the correct reference to the recorded reception number for the official plat of the Townsite of Irwin to be at Reception No: 70551 rather than 7055:

1. Resolution No. 2015-21, *A Resolution Vacating A Certain Portion Of The Alley Lying Within Block 18, Townsite of Irwin, County of Gunnison, State of Colorado* which was recorded in the records of the Office of Clerk and Recorder of Gunnison County, Colorado on December 21, 2015, bearing Reception No: 637139; and
2. Resolution No: 2016-07, *A Resolution Vacating Certain Alleys Lying Within the Townsite of Irwin, County of Gunnison, State of Colorado* which was recorded in the records of the Office of Clerk and Recorder of Gunnison County, Colorado on February 17, 2016, bearing Reception No: 638006;
3. Resolution No: 2016-08, *A Resolution Vacating A Portion of the Alley Lying Within Block 21, Townsite of Irwin, County of Gunnison, State of Colorado* which was recorded in the records of the

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Office of Clerk and Recorder of Gunnison County, Colorado on February 17, 2016, bearing Reception No: 638007.

INTRODUCED by Commissioner Messner, seconded by Commissioner Houck, and adopted this 7th day of February, 2017.

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

Chamberland – absent; Houck – yes; Messner – yes.

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