# AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

**Agenda Item:** DRAFT BOCC Meeting Minutes; 20200204

**Action Requested:** Motion

**Parties to the Agreement:**

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

**Summary:**

The draft 2/4/2020 Regular Meeting minutes are attached for consideration.

**Fiscal Impact:**

**Submitted by:** Liz Mense **Submitter's Email Address:** EMense@gunnisoncounty.org

**Finance Review:** ○ Required ◉ Not Required

Comments:

Reviewed by: Discharge Date:

**County Attorney Review:** ◉ Required ○ Not Required

Comments:
ok db 2/27/20

Reveiwed by: GUNCOUNTY1\dBaumgarten Discharge Date: 2/27/2020 Certificate of Insurance Required Yes ○ No ◉

**County Manager Review:**

Comments:

Reveiwed by: GUNCOUNTY1\mbirnie Discharge Date: 2/28/2020

○ Consent Agenda ◉ Regular Agenda ○ Worksession Time Allotted: 5

Agenda Date: 3/3/2020

*Revised April 2015*

**GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS**
**REGULAR MEETING MINUTES**
**February 4, 2020**

The February 4, 2020 meeting was held in the Board of County Commissioners' meeting room located at 200 E. Virginia Avenue, Gunnison, Colorado. Present were:

Jonathan Houck, Chairperson
John Messner, Vice-Chairperson
Roland Mason, Commissioner
Matthew Birnie, County Manager
Elizabeth Mense, Deputy County Clerk
Others Present as Listed in Text

**GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS REGULAR MEETING:**

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

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

**MINUTES APPROVAL:** **Moved** by Commissioner Mason, seconded by Commissioner Messner to approve the meeting minutes of 1/7/20 as presented. Motion carried.

1. 1/7/20 Regular Meeting

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

1. Liquor License Renewal; Crested Butte South General Store LLC dba CB South Country Store; March 15, 2020 – March 15, 2021
2. Ratification of BOCC Chair Signature; Revocable License Agreement; Ahren Cattles
3. Grant Application; Colorado Department of Human Services; Gunnison Hinsdale Early Childhood Council
4. Consulting Agreement; Dr. John Tarr; January 1, 2020 – December 31, 2020
5. Services Agreement; Sky Insurance Technologies, LLC
6. Joinder Agreement; Group & Pension Administrators (GPA) & Gunnison County
7. Application; Specified Disease – Organ & Tissue Transplant; HCC Life Insurance Company

**SCHEDULING:**

- Commissioner Messner is attending the Mt Crested Butte Town Council meeting this evening. Commissioner Mason is attending the Crested Butte Town Council meeting on 2/18/20. Commissioner Houck is attending the Gunnison City Council meeting on 2/22/20.
- Representatives from Great Outdoors Colorado (GOCO) will be in Gunnison 2/5/20 – 2/6/20.
- The Elected Officials dinner is 2/12/20 in Crested Butte.
- The City of Gunnison is hosting the Mayors and Managers meeting on 2/10/20.
- Commissioner Houck will not be in attendance for the 3/3/20 BOCC Regular Meeting. He will be in Washington, DC attending the 2020 National Association of Counties (NACo) Legislative Conference.

**Gunnison County Boards and Commissions Appointments:**
**Moved** by Commissioner Messner, seconded by Commissioner Mason to appoint Laura Puckett-Daniels to a regular seat on the Planning Commission and Scott Cox and Andy Sovick to alternate seats on the Planning commission with an effective date of February 10th, 2020. Motion carried.
**Moved** by Commissioner Messner, seconded by Commissioner Mason to appoint Bill Barvitski to the Board of Adjustments and Board of Appeals, C.J. Miller to the Cemetery Board, Cindy Whitney to the 7th Judicial District Community Corrections Board, Shelly Sabrowski and Rhonda Wenum to the Extension Advisory Committee, John Tarr as the Medical Health Officer, Kevin Alexander, Christie Hicks, David Ochs and Kimberly Schappert to the Sustainable Tourism and Outdoor Recreation Committee, Kelly Osness and Jennifer Barvitski to the Tourism and Prosperity Partnership and CJ Malcolm to Western Regional EMS Council. Motion carried unanimously.

- **Board of Adjustments & Board of Appeals:** Bill Barvitski
- **Cemetery Board**: C.J. Miller
- **7th Judicial District Community Corrections Board**: Cindy Whitney
- **Extension Advisory Committee:** Shelly Sabrowski & Rhonda Wenum
- **Medical Health Officer**: John Tarr, MD
- **Planning Commission:** Scott Cox & Andy Sovick
- **Sustainable Tourism & Outdoor Recreation:** Kevin Alexander, Christie Hicks, David Ochs & Kimberly Schappert
- **Tourism & Prosperity Partnership:** Kelly Osness & Jennifer Barvitski
- **Western Regional EMS Council:** CJ Malcolm

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

- Colorado Counties, Inc. (CCI) reached out to the County requesting a letter of support on House Bill 20-1133. The Board will work with CM Birnie to determine whether they'll send a letter. If they do, it'll be ratified at a later date.
- CM Birnie discussed the North Powderhorn Environmental Assessment request to be a cooperating agency.
- CM Birnie will be attending the Colorado City and County Management Association (CCCMA) Conference 2/5/20 – 2/7/2020.

**BREAK:** The Board briefly recessed at 8:56 am. The meeting resumed at 9:00 am.

**Proclamation; League of Women Voters of the United States:**
Commissioner Houck read the proclamation into the record. The proclamation acknowledges the 100th anniversary of the League of Women Voters of the United States.
**Moved** by Commissioner Messner, seconded by Commissioner Mason to approve the proclamation for the League of Women Voters of the United States. Motion carried unanimously.

**DEPUTY COUNTY MANAGER'S REPORT:** Deputy County Manager Crosby was present for the discussion.

1. **Amended Agreement; Crested Butte South Public Road Maintenance:**
   **Moved** by Commissioner Messner, seconded by Commissioner Mason to approve the amended agreement with Crested Butte South Metropolitan District for Public Road Maintenance and authorize Chair signature. Motion carried.
2. **Resolution; A Resolution Vacating a Portion of First Street in the Townsite of Ohio City, Colorado:**
   **Moved** by Commissioner Mason, seconded by Commissioner Messner to approve Resolution 2020-5; A Resolution Vacating a Portion of First Street in the Townsite of Ohio City, Colorado. Motion carried.
3. **Discussion; Riverwalk Trail Easement**
   DCM Crosby provided the Board with a map which outlines the area being discussed. The Board directed staff to contact the Riverwalk Homeowners Association to determine whether they'd be willing to give a 50-foot construction and 20-foot perpetual easement on the East boundary South of the Riverwalk Estates entrance, parallel to Highway 135. If HOA agrees, then paperwork necessary to vacate the additional width of easement on their property in exchange for the new easement would be executed.

- DCM Crosby noted that Rocky Mountain Biological Lab inquired about a temporary road closure on Gothic Road on Saturday, 7/4/20 for the Gothic to Crested Butte 1/3 Marathon. They'd like the road closed to traffic from 7:30 AM – 9:30 AM. This was an inquiry, not a formal request, therefore the Board did not make a decision.
- DCM Crosby and the Board briefly discussed Somerset items.

**COMMISSIONER ITEMS:**
Roland Mason –

1. Commissioner Mason discussed the Gunnison Chamber of Commerce meeting he attended.
2. Commissioner Mason discussed a recent meeting with Bruce Alpern. Climate action plans were discussed.

John Messner –

1. Commissioner Messner discussed recent Colorado Counties, Inc. (CCI) Steering Committee Meetings he attended.
2. Commissioner Messner is participating in a Governor's Task Force meeting regarding transportation on Monday, 2/10/20.
3. Commissioner Messner discussed a recent meeting with Michael Conway, Colorado Insurance Commissioner and the Colorado Hospital Association.

- The Board briefly discussed the Colorado Gray Wolf Reintroduction Initiative. The commissioners expressed their individual perspectives on the initiative based on their research, up to this point. They opted not to take a formal stance on the initiative at this time.

Jonathan Houck –

1. Commissioner Houck discussed the Outdoor Recreation Show he attended in Denver.
2. Commissioner Houck discussed a recent Upper Gunnison River Conservancy District meeting he attended.
3. Commissioner Houck noted that he is hoping to arrange a meeting with the Secretary of the Interior, David Bernhardt, during the upcoming National Association of Counties (NACo) conference in Washington, DC.

**UNSCHEDULED CITIZENS:**
The following constituents made public comments regarding the Colorado Gray Wolf Reintroduction Initiative (Ballot Initiative 107): Steven Guerrieri, Paul Mowery, Blake Long, Shane Cox, Stan Irby, Connor Clark, Navid Navidi, Randy Clark, Brad Phelps and Scott Shondeck. The comments made were in opposition of the initiative.

**ADJOURN: Moved** by Commissioner Mason, seconded by Commissioner Messner to adjourn the meeting. The meeting adjourned at 11:53 am.

_____
Jonathan Houck, Chairperson

_____
John Messner, Vice-Chairperson

_____
Roland Mason, Commissioner

Minutes Prepared By:

_____
Elizabeth Mense, 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. 20-5

A RESOLUTION VACATING A PORTION OF FIRST STREET IN THE TOWNSITE OF OHIO CITY, COLORADO

WHEREAS, the Board of County Commissioners of the County of Gunnison, Colorado, ("Board") has the legal authority to regulate and control the use of, and is the owner of, certain highways and roads in Gunnison County, Colorado; and

WHEREAS, the Board has determined that not all platted roads are necessary for public access to privately owned property; and

WHEREAS, the Board has received a request to vacate a portion of First Street in the disincorporated townsite of Ohio City, County of Gunnison, State of Colorado, described as follows:

> That portion of First Street from the intersection with County Road 771, Gold Creek Road (also known as Broadway Street) towards the west adjacent to Lots 12-15, Block 11 and Lots 1, 41-43, Block 16 including adjacent north/south alleys.

WHEREAS, this is a unique roadway that is not anticipated by the Board to have any other public use other than as a trail and the party requesting the vacation has made a donation to the County in an amount estimated by Public Works to be sufficient to improve a trail on the portion that is not to be vacated; and

WHEREAS, the vacation of a portion of the above described portion of First Street will not hinder any property owners from having access to their respective land, nor disrupt existing travel modes or anticipated conditions in traffic or development patterns, nor adversely affect health and safety; and



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WHEREAS, the Board believes under these unique circumstances that it is in the best interest of the public to vacate those portions of the roadway described below and improve the trail on the remaining portion; and

WHEREAS, the notices required by Colorado law for such vacation have been given and a public hearing on such vacation has been conducted; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Gunnison, Colorado, that the following described portion of First Street shall be and hereby is vacated:

> 1. Except for the centermost 20 feet, being ten feet on either side of the centerline of First Street, all of First Street from the intersection of County Road 771, Gold Creek Road (also known as Broadway Street) towards the west and only adjacent to Lots 12, 13, 14 and 15, Block 11, of the disincorporated townsite of Ohio City, Colorado, together with immediately adjacent north/south alleys in Block 11; and
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> 2. Except for the centermost 20 feet, being ten feet on either side of the centerline of First Street, all of First Street from the intersection of County Road 771, Gold Creek Road (also known as Broadway Street) towards the west and only adjacent to Lots 1, 41, 42 and 43, Block 16, of the disincorporated townsite of Ohio City, Colorado, together with immediately adjacent north/south alleys in Block 16.

FURTHERMORE, this Resolution is made with the following conditions:

1. It is the specific intent of the Board that the vacation of the above described streets and alleys shall accrue to and vest in the record owner(s) pursuant to the provisions of C.R.S. § 43-2-302; and

2. This Resolution shall not be recorded with the records of the Clerk and Recorder of Gunnison County until the vacated portions of First Street have been legally clustered with the immediate adjacent lots as directed by the office of the Gunnison County Attorney; and

3. This Resolution shall not be effective until it has been recorded with the records of the Clerk and Recorder of Gunnison County.

INTRODUCED by Commissioner Messner, seconded by Commissioner Mason, and adopted this 4th day of February, 2020.

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

Houck – yes; Messner – yes; Mason – yes.