AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

AgendaTitle:
Minutes Approval; 11/12/13 Special Meeting

Action Requested: Motion

Parties to the Agreement:

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

Summary:
Draft Meeting Minutes; 11/12/13

Fiscal Impact: n/a

Submitted by: B. Lucero **Submitter's Email Address:** blucero@gunnisoncounty.org

Finance Review: ○ Required ◉ Not Required

Comments:

Reviewed by: Discharge Date:

County Attorney Review: ○ Required ◉ Not Required

Comments:

Reviewed by: Discharge Date: Certificate of Insurance Required

Yes ○ No ○

County Manager Review:

Comments:

Reviewed by: GUNCOUNTY1\MBIRNIE Discharge Date: 11/22/2013

○ Consent Agenda ◉ Regular Agenda ○ Worksession Time Allotted:

Agenda Date: 11/26/2013 Follow Up Agenda Date:

Revised April 2013

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS
SPECIAL MEETING MINUTES
November 12, 2013

The November 12, 2013 meeting was held in the Commissioners' boardroom in the Courthouse located at 200 E. Virginia, Gunnison, Colorado. Present were:

Paula Swenson, Chairperson
Phil Chamberland, Vice-Chairperson
Jonathan Houck, Commissioner
David Baumgarten, County Attorney
Matthew Birnie, County Manager
Bobbie Lucero, Deputy Clerk to the Board
Others Present as Listed in Text

CALL TO ORDER: Chairperson Swenson called the meeting to order at 1:49 pm.

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

CODE ENFORCEMENT; MASDEN LAKE FORK COVE: Deputy County Attorney Art Trezise and Community Development Director Russ Forrest were present for the discussion. Deputy County Attorney Trezise informed the Board that in August of 2012 former Community Development employee Rich Wojdakowski issued a stop order on this project because he was notified of construction taking place at 1100 Cove Road. Deputy County Attorney Trezise reported that the owner then submitted an application for a building permit in June of 2013. There was a discussion that the building permit was not approved because there was a moratorium on building at Lake Cove. Deputy County Attorney Trezise recommended that the Board of County Commissioners authorize the County Attorney's Office to pursue all enforcement mechanisms including litigation, if needed. **Moved** by Commissioner Chamberland and seconded by Commissioner Houck to authorize Gunnison County staff to utilize all enforcement mechanisms up to and including litigation. Motion carried unanimously.

CODE ENFORCEMENT; 324 CROCUS ROAD, GUNNISON, CO 81230: Deputy County Attorney Art Trezise and Community Development Director Russ Forrest were present for the discussion. Deputy County Attorney Trezise informed the Board of County Commissioners that in 2009 there was an application for a building permit. There was discussion that in January 2010 there was a request from the Community Development Department for an update on construction at this property to ensure that there is still construction being performed, and the property had not been abandoned for more than 180 days. In August 2010 the Community Development Department received a notice that the tire wall was completed. Deputy County Attorney Trezise informed the Board that every 180 days since, the property owner has requested to have his permit extended before it expires. The most recent request to extend the building permit was denied, because there has not been any significant work done on the building. The property owner responded that he cannot perform any work due to lack of funding, but he has other people interested in taking on the project. Deputy County Attorney Trezise reported that the neighbors are upset because the wall is unsightly. There was discussion that the property is for sale, yet it will be hard to sell with an unfinished wall, a stop order has been issued from the Community Development Department and the County Attorney's Office asking the Board to seek enforcement. There was discussion that the property owner has indicated he has no intention of finishing the project on the property. **Moved** by Commissioner Houck and seconded by Commissioner Chamberland to authorize Gunnison County staff to utilize all enforcement mechanisms up to and including litigation. Motion carried unanimously.

ANNUAL PERFORMANCE EVALUATION; COUNTY MANAGER: County Manager Birnie was present and requested that the discussion take place in an executive session. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to go into executive session for the purpose of the annual evaluation of the County Manager, County Attorney David Baumgarten, Deputy County Attorney Art Trezise and Wildlife Conservation Coordinator Jim Cochran. Motion carried unanimously.

The board went into executive session at 2:05 pm. *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)(f).*

Chairperson Statement Regarding Executive Session

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

Paula Swenson, Chairperson
Gunnison County Board of Commissioners

The Board came out of executive session at 3:51 pm. Chairperson Swenson confirmed that the discussion remained on-topic, that all parties stated to be in attendance were, in fact, in attendance and that any contract negotiations will come forth on future agendas. An audio recording of the session was kept.

ADJOURN: **Moved** by Commissioner Houck and seconded by Commissioner Chamberland to adjourn the meeting. Motion carried unanimously. The meeting adjourned at 3:52 pm.

_____
Paula Swenson, Chairperson

_____
Phil Chamberland, Vice-Chairperson

_____
Jonathan Houck, Commissioner

Minutes Prepared By:

_____
Bobbie Lucero, Deputy County Clerk

Attest:

_____
Stella Dominguez, County Clerk