AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

AgendaTitle:
Draft Meeting Minutes; 11/5/13

Action Requested: Board of County Commissioners' Signature

Parties to the Agreement:

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

Summary:
Attached are the draft minutes from the 11/5/13 meeting.

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:

Reviewed by: Discharge Date: Certificate of Insurance Required

Yes ○ No ○

County Manager Review:

Comments:

Reviewed by: GUNCOUNTY1\MBIRNIE Discharge Date: 12/9/2013

○ Consent Agenda ◉ Regular Agenda ○ Worksession Time Allotted:

Agenda Date: 12/17/2013 Follow Up Agenda Date:

Revised April 2013

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING MINUTES
November 5, 2013

The November 5, 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
Matthew Birnie, County Manager
Katherine Haase, Clerk to the Board
Others Present as Listed in Text

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

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

MINUTES APPROVAL: **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve the September 3, 2013, September 17, 2013, September 24, 2013 and October 15, 2013 meeting minutes as presented. Motion carried unanimously.

1. Draft Regular Meeting Minutes; 9/3/13
2. Draft Regular Meeting Minutes; 9/17/13
3. Draft Special Meeting Minutes; 9/24/13
4. Draft Regular Meeting Minutes; 10/15/13

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

1. Memorandum of Agreement; Safe Ride of Gunnison, Inc.; 1/1/13 thru 12/31/13; $2,500
2. Acknowledgment of County Manager Signature; Agreement to Purchase; Blackbaud; Financial Software; $37,994.50
3. Fixed Price Agreement for Cloud Seeding Professional Services; North American Weather Consultants, Inc.; 11/15/13 thru 4/15/14; $99,450
4. Addendum to the Development Improvements Agreement for Lot 2, Ragged Meadow Subdivision; Jacob V. Schloesser
5. Letter of Appreciation; Bryan Hess
6. Change Order; Blackbaud; Gunnison County - 31713 - 10072013, Project Definition Number 000196726; Financial Software Conversion; $500

SCHEDULING: The meeting calendar was discussed and updated.

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

1. Courthouse Project Update. County Manager Birnie informed the Board that GE Johnson's original project estimate of $16M was cut to fit within the $12.75M budget set by the County, and that it ended up at $26k below the budget with a 5% contingency. We will be able to maintain functionality and core programming, while using lower-cost materials that will still last at least 50 years. If a geothermal system is utilized, the initial cost will be negated by the 30-40 year lifespan of the system as it would save $15k-$20k in energy costs each year. The County may opt to bond $10M in order to pay for the geothermal system and other finishes. County Manager Birnie will sign the $12.75M contract with GE Johnson on 11/6/13, which was authorized by the Board during a previous meeting.

BREAK: The meeting recessed from 8:58 until 9:00 am for a short break, and then again from 9:00 until 9:07 am in order to hold the below Public Hearing.

PUBLIC HEARING; PLANNING COMMISSION RECOMMENDATION; PROPOSED AMENDMENTS TO THE GUNNISON COUNTY LAND USE RESOLUTION: Community Development Director Russ Forrest, Planner Cathie Pagano, Assistant Community Development Director Neal Starkebaum, Gunnison Wildlife Conservation Coordinator Jim Cochran, County Attorney David Baumgarten and GIS Manager Mike Pelletier were present for discussion.

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

2. Public Notice Confirmation. Assistant Community Development Director Starkebaum 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. GIS Manager Pelletier illustrated the areas for priority habitat by providing copies of a map. Of the occupied habitat, 70% is on public lands and 30% is on private lands.

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Tier I indicates 75% will be on public lands and 25% will be on private lands. He confirmed that this proposal has been vetted through the Planning Commission.

Assistant Community Development Director Starkebaum confirmed the Planning Commission's recommendation for the Board to adopt the amendments and that no amendments had been made to the proposal since the Board originally referred the issue to the Planning Commission, although document edits were made clearer for recordation purposes.

Gunnison Wildlife Conservation Coordinator Cochran confirmed that the proposal is available on the interactive web mapping on the County's website.

5. Applicant Presentation. N/A.

6. Board Questions. None.

7. Public Comments. Chairperson Swenson opened the Public Hearing to comments at 9:04 am, but no comments were provided.

8. Acknowledge Correspondence Received. No additional correspondence was identified, although there was acknowledgment of an earlier email from Erich Ferchau that had been received prior to this matter being referred to the Planning Commission. That email is already part of the record.

9. Applicant Response. N/A

10. Close Public Hearing. Chairperson Swenson closed the Public Hearing at 9:07 am and immediately reconvened the Gunnison County Board of County Commissioners Meeting.

A RESOLUTION AMENDING THE *GUNNISON COUNTY LAND USE RESOLUTION* INCLUDING AMENDMENTS TO SECTION 11-106: PROTECTION OF WILDLIFE HABITAT AREAS AND ADOPTION OF THE HABITAT PRIORITIZATION TOOL: **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve Resolution #2013-23, a Resolution Amending the Gunnison County Land Use Resolution Including Amendments to Section 11-106: Protection of Wildlife Habitat Areas and Adoption of the Habitat Prioritization Tool. Motion carried unanimously.

INDUSTRIAL DESIGNATION PROJECT UPDATE: Community Development Director Forrest, Planner Pagano, Assistant Community Development Director Starkebaum, Gunnison Wildlife Conservation Coordinator Cochran, County Attorney Baumgarten and GIS Manager Pelletier were present for discussion.

The group recommended that retail operations be kept within city limits, with the exception of CB South, and draft industrial recommendations were provided.

Assistant Community Development Director Starkebaum explained the team recommendation to utilize the comprehensive corridor plan as the guide. County Manager Birnie agreed and stated that the corridor plan and the Gunnison County Land Use Resolution (LUR) should be connected in a regulatory way. Community Development Director Forrest confirmed that these can be connected via the County's mapping.

Assistant Community Development Director Starkebaum explained that a special area designation carries requirements of adopting special regulations for the area, while the team would prefer to remain open to new technologies and industries. All agreed that an industrial process can work jointly with the LUR process, and that there may be a reference to master plans within the LUR. The group discussed many possible variations that would tie the LUR to an industrial process with locational standards. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to direct staff to proceed with Special Geographic Area designation for industrial areas based on the maps that were presented here today, and also to look at the possible inclusion of the 13 acres northwest of Riverland on Exhibit B, to come back with recommendations that we can proceed with. Motion carried unanimously.

BREAK: The meeting recessed from 9:37 until 9:43 am.

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

1. Defensive Driving Education. Deputy County Manager Crosby informed the Board that Colorado Technical Services, Inc., (CTSI) has given presentations to the staff in the past, and that it has been suggested that any employee utilizing a County fleet vehicle should take the class in order to reduce the County's insurance rates and increase users' awareness of safety. The Board agreed that it should become a requirement so that business travel will not be allowed in the future for those that have not taken the class. Deputy County Manager Crosby will follow up to begin scheduling classes for all staff in December and January.
2. Pro Challenge Bicycle Race. Deputy County Manager Crosby stated that, although the route hasn't been released yet, stops and/or starts within the County are expected to be designated for the next race.

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3. Snow Plow Permit Application; Montrose Forest Products. Deputy County Manager Crosby received this application, which may only be relevant until the end of December. She will ensure that the affected recreational organizations are aware.
4. CCI Winter Conference. Deputy County Manager Crosby informed the Board that she will not be attending the upcoming conference so that those budgeted funds can be utilized to provide a welding skills class to her staff.
5. Animal Shelter Update. Deputy County Manager Crosby informed the Board that excavation for the new facility is scheduled to begin on 11/12/13.
6. Whitewater Park Update. Deputy County Manager Crosby informed the Board that McLoughlin Whitewater evaluated the park and determined that some of the initial base designs were not as good as they could have been and that the third structure is in need of significant repairs. She will forward the full report to the Board. Repairs to the second and third structures are estimated to cost $240K each, with the third structure's repairs being more urgent. The County will be capable of supplying a lot of the necessary rock. She will recommend to the Gunnison River Festival that grant funding be sought.
7. Highway 50 Access Control Plan. Assistant County Manager Crosby provided a draft resolution and a draft contract for consideration. Chairperson Swenson confirmed that the commissioners had each attended at least one public meeting on this issue. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve Resolution #2013-24, a Resolution Authorizing an Intergovernmental Agreement between the County of Gunnison, Colorado and the Colorado Department of Transportation (CDOT) Regarding United States Highway 50 Access Control Plan. Motion carried unanimously. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve the Intergovernmental Agreement among the City of Gunnison, County of Gunnison and the State Department of Transportation, and authorize signatures. Motion carried unanimously.

GUNNISON-CRESTED BUTTE REGIONAL AIRPORT CONTRACTS: Airport Manager Rick Lamport and Finance Director Linda Nienhueser were available for discussion. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve the contracts with Express Jet Airlines, 11/1/13 to 10/31/14, Sky West Airlines, same dates, Republic Airways, same dates, Key Lime Air Passenger Cargo Company and the Baggage Delivery Agreement with Gunnison-Crested Butte Regional Airport, Patrick McKee and Adam McKee as presented. Motion carried unanimously.

1. Affiliate Airline Operating Agreement, Gunnison-Crested Butte Regional Airport, Gunnison, Colorado; Express Jet Airlines; 11/1/13 thru 10/31/14.
2. Affiliate Airline Operating Agreement, Gunnison-Crested Butte Regional Airport, Gunnison, Colorado; Sky West Airlines, Inc.; 11/1/13 thru 10/31/14.
3. Affiliate Airline Operating Agreement, Gunnison-Crested Butte Regional Airport, Gunnison, Colorado; Republic Airways; 11/1/13 thru 10/31/14.
4. Operating Agreement, Key Lime Air; Air Passenger, Cargo and Mail Transport Services to/from Gunnison-Crested Butte Regional Airport; 11/1/13 thru 10/31/14.
5. Baggage Delivery Service Agreement, Gunnison-Crested Butte Regional Airport; Patrick McKee and Adam McKee, Individually and d/b/a The Delivery Company; 11/1/13 thru 10/31/14.

GUNNISON-CRESTED BUTTE REGIONAL AIRPORT UPDATES: This was an impromptu discussion.

1. Airport Restaurant. Airport Manager Lamport explained that the County has contracted annually with Gunnisack for a $10K maximum subsidy from the County in order for Gunnisack to provide restaurant service at the airport. Airport Manager Lamport recommended that the subsidy not be paid this year, and he discussed this with the owner of Gunnisack. Restaurant hours will be reduced to 11:00 am until approximately 3:00 pm when the last flight departs. Some sort of food and/or beverage will be provided for the early morning flight. Food vending services may be sought for food and beverage service in secure passenger areas. The cost to purchase, deliver and install food and beverage vending machines is estimated to be $11-$12K.
2. De-Ice and Forecast Equipment. Airport Manager Lamport explained that the airport is in need of a Terminal Area Forecast, which would require updated equipment. He confirmed that he will attend the Gunnison Valley Rural Transportation Authority meeting at the end of the week to discuss food vending machines and de-ice capabilities.
3. A&P Mechanic. As of 12/31/13, Gunnison Aviation will no longer have an A&P mechanic on staff, which conflicts with their County agreement. Airport Manager Lamport will discuss the issue with Gunnison Aviation and then report back to the Board.

BREAK: The meeting recessed from 10:33 am until 10:44 am for a short break.

RATIFICATION OF DEPUTY COUNTY ATTORNEY SIGNATURE ON THE APPLICATION FOR PARTY STATUS WITH THE COGCC; SPILL REPORTING 1312-RM-02: County Attorney Baumgarten was present for discussion. **Moved** by Commissioner Houck, seconded by Commissioner Chamberland to ratify the Deputy County Attorney's signature on the Application for Party Status with the COGCC. Motion carried unanimously.

LOT CLUSTER APPLICATION; MARBLE SKI AREA, FILING #2, BLOCK 10, LOTS 3, 4, 5 AND 6; REX AND VICKIE BRANSON: Community Development Department Services Manager Beth Baker was present for discussion and explained that this cluster, if approved, would result in a parcel just over 1.75 acres. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve the Lot Cluster Application for Marble Ski Area, Filing #2, Block 10, Lots 3, 4, 5, and 6 for Rex and Vickie Branson's property. Motion carried unanimously.

UNSCHEDULED CITIZENS:

1. Quartz Creek Property Owners Association Chair Annette Nichol and Paralegal Rachel Magruder. Ms. Nichol thanked the Board and staff for the assistance in restoring the Ohio City Town Hall. She gave t-shirts to the Board, County Manager Birnie and County Attorney Baumgarten. She also invited everyone to a fundraiser on 8/16/14 at 9:00 am. Proceeds from the fundraiser, a 10K race and a 5K run/walk, will benefit the restoration project.

COMMISSIONER ITEMS:

Commissioner Houck:

1. Ag Farm Incubator Planning Grant. Commissioner Houck informed the Board that this grant had been awarded and that, although the project will be geared toward the Van Tuyl Ranch, it can be used in other parts of the community.
2. Crested Butte Mountain Resort (CBMR) Weather Station. Commissioner Houck informed the Board that CBMR's weather station will be paid for with external funding.

Commissioner Chamberland:

1. Broadband Update. Commissioner Chamberland attended a meeting in Breckenridge a couple of week ago. He also met locally with a representative from a Front Range cellular company to discuss broadband. Club 20 met yesterday to discuss possible legislation. Discussions are ongoing and he will keep the Board updated.

Commissioner Swenson:

1. Legislative Updates. Chairperson Swenson stated that the CCI website lists all legislative issues that are moving forward. She cannot make the January and February CCI meeting dates due to scheduling conflicts, so another commissioner will plan to attend.
2. Colorado Workforce Development Council Meeting. Chairperson Swenson attended this inaugural meeting on 10/17 and 10/18. She noted that there is diversity on the board, and that there is an initiative toward educating the workforce to fill positions requiring high levels of education.
3. Western State Colorado University (WSCU) President Position. Chairperson Swenson is serving on the hiring committee for this position. She stated that the pool of applicants is good and that there is a range of candidates to select from.

ADJOURN: **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to adjourn the meeting. Motion carried unanimously. The meeting adjourned at 11:17 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:

_____
Stella Dominguez, County Clerk

GUNNISON COUNTY BOARD OF COMMISSIONERS TEXT INCLUSION INTO MINUTES

BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GUNNISON, STATE OF COLORADO
RESOLUTION NO. 2013-24

A RESOLUTION AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE COUNTY OF GUNNISON, COLORADO AND THE COLORADO DEPARTMENT OF TRANSPORTATION (CDOT) REGARDING UNITED STATES HIGHWAY 50 ACCESS CONTROL PLAN

WHEREAS, United States Highway 50 is an important transportation resource for the County of Gunnison and other communities in the region. As growth continues, traffic volumes on United States Highway 50 in the study segment are expected to grow significantly.

WHEREAS, recognizing the need to plan for future growth along the corridor to maintain the capacity and increase safety, the Colorado Department of Transportation, the City of Gunnison and Gunnison County pooled resources and contracted an engineering consulting firm to conduct a study and develop a comprehensive roadway access control plan to manage existing and future access points.

WHEREAS, the goal of the plan is to provide appropriate access to United States Highway 50, while maintain the safety and efficiency of the facility.

WHEREAS, the adopted plan will provide landowners who develop their property adjacent to United States Highway 50 with a predictable known location, configuration and conditions for their access, as well as the location of future traffic signals on the Highway.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Gunnison County, Colorado that:

a. The attached intergovernmental agreement will provide for the coordinated regulation of vehicular access for the section of United States Highway 50 between State Highway 135 (Reference Point 157.394) to the private access located at Reference Point 161.199.

b. That agreement is authorized and approved.

INTRODUCED by Commissioner Chamberland, seconded by Commissioner Houck, and adopted this 5th day of November, 2013.

BOARD OF COUNTY COMMISSIONERS OF
THE COUNTY OF GUNNISON, COLORADO

Chamberland – yes; Houck – yes; Swenson – yes.

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