

**GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING MINUTES
September 2, 2014**

The September 2, 2014 meeting was held in the Planning Commissioners' boardroom in the Blackstock Government Center located at 221 N. Wisconsin Street, 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 COUNTY BOARD OF EQUALIZATION:

CALL TO ORDER: Chairperson Swenson called the meeting to order at 8:29 am.

MINUTES APPROVAL: **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve the August 5, 2014 meeting minutes as presented. Motion carried unanimously.

ADJOURN: **Moved** by Commissioner Houck, seconded by Commissioner Chamberland to adjourn the meeting. Motion carried unanimously. The Gunnison County Board of Equalization meeting adjourned at 8:29 am.

CALL TO ORDER: Chairperson Swenson called the Gunnison County Board of County Commissioners meeting to order at 8:29 am.

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

MINUTES APPROVAL: **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve the minutes for August 5th, August 19th, and August 26th (2014) as presented. Motion carried unanimously.

1. 8/5/14 Regular Meeting
2. 8/19/14 Regular Meeting
3. 8/26/14 Special Meeting

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

1. Purchase of Service Contract, Gunnison and Hinsdale County, Colorado; Discover Goodwill of Southern and Western Colorado; Low-Income Energy Assistance Program (LEAP); 10/1/14 thru 9/30/15
2. Acknowledgment of County Manager Signature; Contractor Agreement; Hearne Excavating, Inc.; Demolition of the Former Public Works Building at 811 Rio Grande, Gunnison, Colorado; 8/14/14 thru 9/29/14; \$96,000
3. Local Public Health Agency Child Fatality Review and Prevention Team Intergovernmental Agreement (West Central Public Health Partnership Child Fatality Review Team); Boards of County Commissioners of Gunnison, Hinsdale, San Miguel, Ouray, Montrose and Delta Counties
4. Grant Application; Gunnison Hinsdale Early Childhood Council; Raising of America Documentary Series; \$290
5. Ratification of Correspondence; Letter of Support; Crested Butte Land Trust's Promontory Ranch Grant Application to Great Outdoors Colorado
6. Memorandum of Understanding, Subcontract, Nurse Home Visitor Program; Montrose County, CO; 7/1/14 thru 6/30/15
7. Grant Application; Colorado Office of Children, Youth & Families; Foster Parent Retention; SFY 2015; \$3,000
8. Grant Award; Temple Hoyne Buell Foundation; Nurturing Parenting Program; 9/1/14 thru 8/31/15; \$8,000
9. Health Care Provider Summary Disclosure Form and Medical Group Contract; UnitedHealthCare Insurance Company and UnitedHealthCare of Colorado, Inc.; Immunizations and Family Planning Services
10. Memorandum of Understanding between Gunnison County, the United States Department of the Interior Bureau of Land Management by and through the Colorado State Director Regarding Development of the Gunnison Sage-Grouse Environmental Impact Statement
11. Aeronautics Contract Amendment; Grant Amendment CMS No: 15 HAV 72450, SRM PO No: 491000490, CDAG No: 14-GUC-01; \$70,000 Local Share
12. Out-of-State Travel Request; International City/County Management Association Conference; Charlotte, NC; Community Development Director Russ Forrest; 9/14/14 thru 9/17/14; \$2,100

SCHEDULING: The Upcoming Meetings Schedule was discussed and updated.

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

1. Colorado Association of Ski Towns (CAST) Meeting. County Manager Birnie informed the Board that he attended the meeting in Durango last week and that the meeting was informative.
2. County Courthouse Project Update. County Manager Birnie informed the Board that the Courts will be funding the purchase and installation of approximately 30 security cameras throughout the facility, which is less than originally desired but is an amount that is acceptable to the State security office. He also explained that the commissioners' boardroom will have large screens and monitor, and the ability to connect the conference room to the boardroom, if needed for overflow.
3. Out-of-State Travel Request; International City/County Management Association Conference (ICMA); Charlotte, NC; 9/14/14 thru 9/17/14; \$2,100. County Manager Birnie requested that he be approved for this travel. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve the request. Motion carried unanimously.

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

1. Intergovernmental Agreement and License Agreement; Town of Pitkin; Construction and Maintenance of a Trail; 8/19/14. Deputy County Manager Crosby explained that the project would be complete by approximately mid-September. **Moved** by Commissioner Houck, seconded by Commissioner Chamberland to approve the Intergovernmental Agreement and License Agreement. Motion carried unanimously.
2. Request to Improve LaVeta Addition Road. Deputy County Manager Crosby informed the Board that she received an improvement request related to this road that crosses a great deal of private land. Commissioner Houck and Commissioner Chamberland have previously visited the area. The Board asked her to check with all property owners to see if there is interest in improving the road, and to check with the Quartz Creek HOA to discuss the funding that would be necessary.
3. Annual Visit to Marble and Somerset. The Board agreed to visit these areas on 9/23. They will plan to leave Gunnison around 8:30 am, spend from 11:30 am until 1:00 pm in Marble, and spend from 2:00 until 3:30 pm in Somerset.
4. Gunnison County Landfill Rate Change. Deputy County Manager Crosby reminded the Board that this issue was previously discussed during a work session, during which the proposed change was represented as Scenario C. In future years, the rate will increase 1.5-2% annually. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve the 10% rate increase at the Gunnison County landfill. Motion carried unanimously.
5. Gunnison County Public Works Department Schedule of Fees. Deputy County Manager Crosby confirmed that the new schedule complies with recent conversations with regard to reclamation permits. **Moved** by Commissioner Houck, seconded by Commissioner Chamberland to approve the Gunnison County Public Works Department Schedule of Fees, which includes the new reclamation fees. Motion carried unanimously.
6. Avion Way Improvements. Deputy County Manager Crosby reminded the Board that the County agreed to perform work at the intersection in Buckhorn Ranch and that Lacy Construction has been contracted for this purpose. She stated that she would like to expand the scope of work to encompass other necessary work, and that the additional work can be covered with her budget. The Board agreed that the scope should be expanded.

DESIGN REVIEW COMMITTEE; CCCENTERSEVEN, LLC; GOLD BASIN INDUSTRIAL PARK LEASEHOLD 7 BUILDING CONSTRUCTION: Deputy County Manager Crosby was present for discussion and confirmed that, after today's action, the Board would no longer need to serve as the Design Review Committee since the Park is fully leased. **Moved** by Commissioner Houck, seconded by Commissioner Chamberland to approve the CCcenterSeven, LLC Gunnison Basin Industrial Park Leasehold 7 building construction. Motion carried unanimously.

APPROVE BOND WAIVER FOR QUARTZ CREEK PROPERTIES: Deputy County Manager Crosby was present for discussion and explained that this issue began with a property owner objecting to roadwork. She illustrated to the Board, via photographs, the proposed work. She opined that the fees should be waived because of the amount of disturbance to area, and that the reclamation permit issued to the owners clarify that revegetation will be required in the future. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve the bond waiver for Quartz Creek properties. Motion carried unanimously.

TRANSFER OF PERMIT #2007-01, BULL MOUNTAIN NATURAL GAS PIPELINE; SG INTERESTS I, LTD. AND DIVIDE CREEK GATHERING SYSTEM, LLC: Assistant Community Development Director Neal Starkebaum was present for discussion and presented the proposed resolution. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve Resolution #2014-26, a Resolution Approving the Transfer of Gunnison County Oil and Gas Permit OG2007-01 Bull Mountain Pipeline from SG Interests I, Ltd. to Divide Creek Gathering System, LLC. Motion carried unanimously.

NOVEMBER 4, 2014 GENERAL ELECTION; INTERGOVERNMENTAL AGREEMENTS: County Clerk Stella Dominguez was present for discussion. **Moved** by Commissioner Houck, seconded by Commissioner Chamberland to approve the Intergovernmental Agreements for the November 4, 2014 General Election between Gunnison County and the City of Gunnison, the Metropolitan Recreation District, the Town of

Crested Butte, the Gunnison RE1J School District and the Montrose RE1J School District. Motion carried unanimously.

1. Intergovernmental Agreement between Gunnison County Clerk and Recorder and City of Gunnison; Conduct and Administration of the November 4, 2014 General Election
2. Intergovernmental Agreement between Gunnison County Clerk and Recorder and Gunnison County Metropolitan Recreation District; Conduct and Administration of the November 4, 2014 General Election
3. Intergovernmental Agreement between Gunnison County Clerk and Recorder and Town of Crested Butte; Conduct and Administration of the November 4, 2014 General Election
4. Intergovernmental Agreement between Gunnison County Clerk and Recorder and Gunnison Watershed RE1J School District; Conduct and Administration of the November 4, 2014 General Election
5. Intergovernmental Agreement between Gunnison County Clerk and Recorder and Montrose County School District RE-1J; Conduct and Administration of the November 4, 2014 General Election

CONSULTANT AND PROFESSIONAL SERVICES AGREEMENT; JVIATION, INC.; GUC AIP 048 MASTER PLAN STUDY: **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve the Consultant and Professional Services Agreement between Jviation, Inc. and Gunnison County for the Airport Master Plan, and authorize the Chair's signature. Motion carried unanimously.

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

Commissioner Chamberland:

1. Annual Watershed Meeting; 8/27/14. Commissioner Chamberland attended this recent meeting in Dolores, which included a tour of the turbines on the Montrose tunnel.
2. Off-Highway Vehicle Legislation Update. Commissioner Chamberland stated that some discussions will be happening soon and that he will keep the Board apprised. He mentioned that Hinsdale, Ouray and San Juan Counties are also interested in this potential legislation.

Commissioner Houck:

1. Gunnison City Council Meeting. Commissioner Houck and Chairperson Swenson attended the meeting last week, and Commissioner Houck stated that he would be attending again later that evening to hear the continued discussion related to Gunnison Rising and the request by the developer for the Council to consider creation of an Urban Renewal Authority.
2. Meeting with Colorado Parks and Wildlife (CPAW) Director Bob Broscheid. Commissioner Houck informed the Board that he met with the new director, along with Gunnison Wildlife Conservation Coordinator Jim Cochran and County Attorney David Baumgarten. The purpose of the meeting, other than to meet with the new director, was to coordinate comments regarding the Gunnison Sage-grouse that will eventually be given to the US Fish and Wildlife Service. CPAW has offered to contribute \$50,000 toward the County's conservation efforts. Director Broscheid hopes to be able to visit Gunnison County within the next couple of weeks.
3. Office for Resource Efficiency (ORE) Update. Commissioner Houck informed the Board that ORE had a good meeting with representatives from Cold Harbor and that a joint board meeting between the two will be scheduled in the near future.
4. Community Foundation of the Gunnison Valley. Commissioner Houck informed the Board that he will be attending the CFGV board retreat on 9/3 and that he will report back with any items of mutual interest.

Commissioner Swenson:

1. Gunnison-Crested Butte Tourism Association and Chambers of Commerce Facilitation Update. Chairperson Swenson informed the Board that Marv and Marty Weidner are nearly finished interviewing interested parties. The report is expected to be presented to the Board in September or early October. A new funding agreement may need to be developed between the City, County and Towns as the original agreement may no longer be valid.
2. Gunnison Valley Rural Transportation Authority (RTA); Senior Transportation. Chairperson Swenson informed the Board that the RTA has held had several conversations with local senior services offices to find out how the senior population's transportation needs can be met. For a long-term dedicated funding source, this issue may need to go to the ballot in 2016.
3. Gunnison Rotary. Chairperson Swenson attended the recent meeting. The Rotary has questioned whether or not a commissioner should become a member of the Rotary board.

UNSCHEDULED CITIZENS:

1. Alan Wartes; Facilitation between the Gunnison-Crested Butte Tourism Association and the Chambers of Commerce. Mr. Wartes informed the Board that citizens have been calling the Gunnison Country Times to give their opinions on this topic, and many have questioned the reasoning behind keeping the list of interviewees confidential. The Board explained that the list is not confidential and that approximately 35 people have been interviewed thus far. County Manager Birnie will contact Marv and Marty Weidner to make sure that they know that the list of names can be provided to anyone that asks for it.

ADJOURN: Moved by Commissioner Houck, seconded by Commissioner Chamberland to adjourn the meeting. Motion carried unanimously. The meeting adjourned at 9:50 am.

Paula Swenson, Chairperson

Phil Chamberland, Vice-Chairperson

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 GUNNISON COUNTY
RESOLUTION NO. 14 - 26**

A RESOLUTION APPROVING THE TRANSFER OF GUNNISON COUNTY OIL AND GAS PERMIT OG2007-01 BULL MOUNTAIN PIPELINE FROM SG INTERESTS I, LTD. TO DIVIDE CREEK GATHERING SYSTEM, LLC

WHEREAS, the *Gunnison County Colorado Regulations for Oil and Gas Operation* provides, at Section 1-110: *Enforcement and Penalties, B. Transfer of Permits*, the process to transfer Gunnison County Oil and Gas Permits, with written approval of the Board of County Commissioners of Gunnison County; and

WHEREAS, the Board of County Commissioners approved Resolution No. 2008-16 A Resolution approving the Bull Mountain Natural Gas Pipeline on May 6, 2008, Oil and Gas Permit OG2007-01, recorded in the Office of the Gunnison County Clerk and Recorder at Reception No. 589031, February 10, 2009; and

WHEREAS, by letter of July 10, 2014 Catherine Dickert, Environmental & Permit Manager, SG Interests I, Ltd., requests the transfer of Gunnison County Oil and Gas Permit OG2007-01 Bull Mountain Natural Gas Pipeline to Divide Creek Gathering System, LLC; and

WHEREAS, the transferee, Divide Creek Gathering System, LLC, by letter of August 8, 2014 states they can and will comply with all conditions, terms and requirements contained in the Oil and Gas Permit; and

WHEREAS, the Board of Commissioners intends to approve the transfer of Gunnison County Oil and Gas Permit OG2007-01 Bull Mountain Pipeline to Divide Creek Gathering System, LLC; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF GUNNISON COUNTY that:

Gunnison County Oil and Gas Permit OG2007-01 Bull Mountain Pipeline, issued to SG Interests I, Ltd., is hereby transferred to Divide Creek Gathering System, LLC, and that Divide Creek Gathering System, LLC shall comply with all conditions, terms and requirements identified in the Permit; and that all such conditions, terms and requirements remain in full force and effect;

INTRODUCED by Commissioner Chamberland, seconded by Commissioner Houck, and passed on this 2nd day of September, 2014.

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

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