AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

Agenda Item: Draft BOCC Minutes; 7-7-15

Action Requested: Motion

Parties to the Agreement:

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

Summary:

Attached are the draft 7/7/15 BOCC 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:

Reveiwed by: Discharge Date: Certificate of Insurance Required

Yes ○ No ○

County Manager Review:

Comments:

Reveiwed by: GUNCOUNTY1\mbirnie Discharge Date: 7/10/2015

○ Consent Agenda ◉ Regular Agenda ○ Worksession Time Allotted:

Agenda Date: 7/21/2015

Revised April 2015

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING MINUTES
July 7, 2015

The July 7, 2015 meeting was held in the Board of County Commissioners' meeting room located at 200 E. Virginia Avenue, Gunnison, Colorado. Present were:

Paula Swenson, Chairperson
Phil Chamberland, Vice-Chairperson
Jonathan Houck, Commissioner (ABSENT)
Matthew Birnie, County Manager
Katherine Haase, Clerk to the Board
Others Present as Listed in Text

GUNNISON RIVER VALLEY LOCAL MARKETING DISTRICT SPECIAL MEETING:

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

FUNDING REQUEST; GUNNISON-CRESTED BUTTE TOURISM ASSOCIATION; $450,000: **Moved** by Commissioner Chamberland, seconded by Chairperson Swenson to approve the funding for the Gunnison-Crested Butte Tourism Association for quarters 3 and 4 in the total amount of $450,000. Motion carried.

ADJOURN: **Moved** by Commissioner Chamberland, seconded by Chairperson Swenson to adjourn the meeting. Motion carried. The Gunnison River Valley Local Marketing District meeting adjourned at 8:31 am.

CALL TO ORDER: Chairperson Swenson called the Gunnison County Board of County Commissioners meeting to order at 8:31 am.

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

MINUTES APPROVAL: Since Commissioner Chamberland was not present for the 5/5/15 and 6/23/15 meetings, those minutes approvals were rescheduled to the 7/21/15 agenda. **Moved** by Commissioner Chamberland, seconded by Chairperson Swenson to approve the regular meeting minutes for 6/2/15 and 6/16/15 as presented. Motion carried.

1. 5/5/15; Regular Meeting
2. 6/2/15; Regular Meeting
3. 6/16/15; Regular Meeting
4. 6/23/15; Special Meeting

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

1. Acknowledgment of County Manager Signature; Grant Agreement; State of Colorado, Department of Public Safety, Division of Criminal Justice; Gunnison County Juvenile Services; Grant #2016-DV-15-005627-07; 7/1/15 thru 6/30/16; $35,000
2. Request for Extension of Time to File Audit; State of Colorado, Office of the State Auditor; Fiscal Year Ending 12/31/2014; 60-Day Extension
3. Acknowledgment of County Manager Signature; Temporary Road Use Agreement; City of Gunnison; Portion of County Road 49; 6:00 am on 7/4/15 thru 10:00 am on 7/5/15; Fireworks Aerial Display
4. Acknowledgment of County Manager Authorization to Submit; Grant Application; Karl E. Eitel Fund; Gunnison County Department of Juvenile Services, Family Advocacy Support Team; $5,000
5. Consultant Agreement; CBS Accounting, LLC; Professional Services Regarding Accounting Services for Gunnison County Finance; 5/19/15 thru 12/31/15; $25,000
6. Gunnison County Environmental Health Board Re-Appointment; Rodney Due; Term Ending 2/1/18
7. Acknowledgment of County Manager Signature; GE Johnson Construction Company Change Order #013; Gunnison County Courthouse Project; $5,938
8. Ratification of Out-of-State Travel Request; National Association of City and County Health Officials Annual Meeting; Kansas City, MO; Health and Human Services Director Joni Reynolds; July 2015; $2,065
9. Amendment No. Four (4) to Contract Dated April 23, 2013 between Jviation, Inc. and Gunnison County and the Gunnison Crested Butte Regional Airport, Gunnison, CO; Taxiway Rehabilitation Project; $236,839.76
10. Ratification of Board Signature; State of Colorado Department of Higher Education, Colorado Historical Society, dba History Colorado, Grant Agreement with Gunnison County; 6/1/15 thru 9/30/16; $15,000

SCHEDULING: The Upcoming Meetings Schedule was discussed and updated.

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

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1. Out-of-State Travel Request; International County Management Association Conference. County Manager Birnie requested permission to attend this conference, which is scheduled to take place in Seattle, WA near the end of September. **Moved** by Commissioner Chamberland, seconded by Chairperson Swenson to approve the County Manager's out-of-state travel. Motion carried.
2. Signatory Authority; Sales of Rock Creek and Stallion Park Properties. County Manager Birnie informed the Board that an applicant's lender has requested proof of County Manager Birnie's authority to sign sale documentation pertinent to these properties. County Manager Birnie is currently the County's Commissioner of Deeds. **Moved** by Commissioner Chamberland, seconded by Chairperson Swenson to authorize the County Manager to sign on the sale of Rock Creek 1420 and authorize the County Manager to sign all documents as they become available. Motion carried. **Moved** by Commissioner Chamberland, seconded by Chairperson Swenson to approve the same for Apache 101. Motion carried.
3. Annual Performance Review. County Manager Birnie informed the Board that he would prefer to follow the same format for his upcoming review that all other personnel are following via the MFR People database system. The Board agreed. His review will be scheduled to take place in August.
4. Fixed Base Operator Update. The Board asked County Manager Birnie if the Fixed Base Operator was sold, and he informed them that the sale did not happen. He agreed to provide a full update to the Board at a future time.

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

1. Resolution; Approving Use of ATV's OHV's and UTV's on a Segment of County Road #3. DCM Crosby informed the Board that the gravel has been installed and the chloride was applied from Beaver Lake to the bottom of Daniels Hill. Signage will be completed by the end of the day. She also informed the Board that a landowner put some rocks down, and those rocks were later removed by the Forest Service for safety and accessibility reasons. **Moved** by Commissioner Chamberland, seconded by Chairperson Swenson to approve Resolution #2015-15, a Resolution Approving Use of ATV's, OHV's and UTV's on a Segment of County Road #3 for roughly 7/10 of a mile. Motion carried.
2. West Elk Byway Update. DCM Crosby informed the Board that their letter of support will not be presented to the Byway Commission in Denver. She also indicated that the campaign against including Marble in the West Elk Byway has become very negative.
3. Gold Basin Industrial Park Leaseholds Update. DCM Crosby indicated that the map of leaseholds has been revised because of the gas line, and she stated that she could bring a copy of the map to a future meeting if desired. She also asked the Board about the possibility of dividing the leaseholds, and the Board agreed that dividing the larger lots may be done since it may help the tenants with financing.

BREAK: The meeting recessed from 8:53 until 8:57 am for a short break.

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

Commissioner Chamberland:

1. Broadband Update. Commissioner Chamberland informed the Board that EDA grant funding would be applied for, through Region 10, in August.

BREAK: The meeting recessed from 9:05 until 9:11 am in order to hold the below Public Hearing.

PUBLIC HEARING; COLORADO LIQUOR RETAIL LICENSE APPLICATION; IRWIN BACKCOUNTRY GUIDES, LLC, DBA TAYLOR RIVER LODGE: Irwin Backcountry Guides, LLC COO Kyra Martin, attorney Kevin Coates, and County Clerk and Recorder Kathy Simillion were present for discussion.

1. Open Public Hearing. Chairperson Swenson opened the Public Hearing at 9:05 am.

2. Public Notice Confirmation. CCR Simillion 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. CCR Simillion informed the Board that the site inspection was completed, but the first map had issues that the Department of Revenue wanted corrected and resubmitted. There has been discussion related to how the lodge will inform visitors that the visitors will not be allowed to take alcohol to the river. CCR Simillion indicated that all legal notices were completed, and that she did not receive any citizen input related to this application.

5. Applicant Presentation. Mr. Coates reminded the Board that Irwin Backcountry Guides was in front of the Board last summer to obtain a license for another location in Crested Butte. He confirmed that the manager's background and fingerprints have been checked and that the employees will receive all appropriate training. The establishment hopes to open near the end of August.

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Ms. Martin explained that the lodge will run as a resort hotel with a maximum of approximately 26 people who can stay at the property at one time. Guests and their invitees will be the only ones allowed to consume alcohol on the property. Wedding celebrations will happen in the summer.

6. Board Questions. Commissioner Chamberland asked for the approximate location, and Ms. Martin explained that it is just past mile marker 11 on the river side.

7. Public Comments. Chairperson Swenson opened the Public Hearing to comments at 9:10 am, but there were no comments provided.

8. Acknowledge Correspondence Received. CCR Simillion supplied correspondence that was submitted after the meeting packet deadline. *(Note: The materials were later scanned and added to the official record.)*

9. Applicant Response. N/A.

10. Close Public Hearing. Chairperson Swenson closed the Public Hearing at 9:11 am and immediately reconvened the Gunnison County Board of County Commissioners Meeting.

Moved by Commissioner Chamberland, seconded by Chairperson Swenson to approve the Liquor License for Taylor River Lodge and Backcountry Guides, LLC as presented here today. Motion carried.

PLAT CORRECTION; DOS RIOS #3; LOTS 23, 25, 27 AND 29: Assistant Community Development Director Neal Starkebaum was present for discussion.

ACDD Starkebaum explained that this request came in because the legal description was wrong, and that the description would need to be corrected quickly due to a pending real estate closing. The proposed plat was discussed, and ACDD Starkebaum requested approval pending finalization of the plat. **Moved** by Commissioner Chamberland, seconded by Chairperson Swenson to approve the plat correction for Dos Rios #3, Lots 23, 25, 27 and 29 as presented here today, and authorize the Chairperson's signature on the Mylar plat once it is ready. Motion carried.

4-H FOREVER FUND CONTRIBUTION: Finance Director Linda Nienhueser was present for discussion.

FD Nienhueser explained that, in past years, the County has matched the kids' contributions to the fund. She also indicated that a total of $4,000 had been budgeted for 2015. **Moved** by Commissioner Chamberland, seconded by Chairperson Swenson to approve the 4H (Forever) Fund contribution up to $4,000 to match what the kids have put into the fund this year. Motion carried.

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

COMMISSIONER ITEMS (continued):

Commissioner Swenson:

1. Legislative Exchange Proposal for Thompson Divide Leases. Chairperson Swenson informed the Board that she received an email from SG Interests Operations and Land Manager related to this issue. The original map that Senator Bennet's office received has been changed significantly with regard to land in Delta County, and it is not clear who changed the map or why. The portion of land within the borders of Gunnison County has not changed.
2. Colorado Workforce Development Council Conference; July 16-17, 2015. Chairperson Swenson reminded the Board that she would be assisting with the conference and that Community Development Director Russ Forrest and Planner Cathie Pagano would be serving on one of the panels.

ADJOURN: Chairperson Swenson adjourned the meeting at 9:24 am.

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Paula Swenson, Chairperson

_____
Phil Chamberland, Vice-Chairperson

_____
Jonathan Houck, Commissioner

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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 GUNNISON COUNTY
RESOLUTION NO. 15-15

A RESOLUTION APPROVING USE OF ATV'S, OHV'S AND UTV'S ON A SEGMENT OF COUNTY ROAD #3

WHEREAS, the Board of County Commissioners of Gunnison County, Colorado has the authority pursuant to C.R.S. 33-14-118 and C.R.S. 3-14-110 to authorize Gunnison County roads to certain types of use; and

WHEREAS, it is in the best interests of the public and Gunnison County for such authorizations to be established;

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

There will be ATV, OHV and UTV use authorized on County Road 3, aka as the "Marble Road", Marble from the town limits of Marble at Beaver Lake to the bottom of Daniel's Hill a distance of approximately .7 of a mile.

This resolution shall remain in force until and unless further action by the Board of County Commissioners is taken.

INTRODUCED by Commissioner Chamberland, seconded by Commissioner Swenson, and adopted this 7th day of July, 2015.

BOARD OF COUNTY COMMISSIONERS OF GUNNISON COUNTY, COLORADO

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

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