AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

Agenda Item: Draft BOCC Meeting Minutes; 1-5-2016

Action Requested: Motion

Parties to the Agreement:

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

Summary:

Attached are the draft 1/5/2016 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: 1/29/2016

○ Consent Agenda ◉ Regular Agenda ○ Worksession Time Allotted:

Agenda Date: 2/2/2016

Revised April 2015

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING MINUTES
January 5, 2016

The January 5, 2016 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
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 8:30 am.

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

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS (BOCC) BOARD REORGANIZATION AND COMMISSIONER APPOINTMENTS: The Board noted that the Community Foundation Board no longer exists, so it was removed from the list. As well, Chairperson Swenson will serve on the Gunnison Country Chamber of Commerce Board, if requested by the Chamber. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to keep organized, as is, with Chairperson Swenson as Chair and all Boards and Commissions, because everyone is doing a good job and is engaged. Motion carried unanimously.

1. Designate BOCC Chairperson and Vice Chairperson for 2015.
2. Gunnison County Personnel Board (one voting member).
3. Office for Resource Efficiency Board (one voting member).
4. Gunnison Valley Rural Transportation Authority Board (two voting members).
5. Region 10 Board (one voting member).
6. Gunnison Basin Sage-grouse Strategic Committee (one voting member, one alternate).
7. Early Childhood Council (one voting member).
8. Club 20 (one voting member).

MINUTES APPROVAL: **Moved** by Commissioner Houck, seconded by Commissioner Chamberland to approve the meeting minutes of the December 15th Regular Meeting and the December 22nd Special meeting. Motion carried unanimously.

1. 12/15/2015 Regular Meeting
2. 12/22/2015 Special Meeting

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

1. Contractor Agreement; T&A Enterprises; Janitorial Services to the Public Safety Center; 1/1/16 thru 12/31/18; $45,000
2. Memorandum of Understanding; 2015-2016 Race to the Top Quality Improvement (RTTQI) Program; Gunnison Watershed School District RE1J Lake School

SCHEDULING: The Upcoming Meetings Schedule was discussed and updated.

1. Ratification of 2016 Board of County Commissioner Regular Meeting and Work Session Schedule. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve. Motion carried unanimously.
2. 2016 Board of County Commissioner Meeting Agenda Posting Locations. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck that it stays the same, which is on the board outside of the BOCC boardroom. Motion carried unanimously.
3. Mayors and Managers Meeting. The County will be hosting this meeting in February at the courthouse.

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

1. Courthouse Security Training. CM Birnie informed the Board that training has been scheduled for 2/11/16. He will provide additional details before the training.

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

1. Ice Issues. DCM Crosby informed the Board that there was an ice-related incident over the weekend on the Taylor River. The main concern was the potential impact to bridges, and the ice had broken up into large chunks by the time it reached the twin bridges by the Whitewater Park. The ice appears to be staying in the area of the Whitewater Park, and her crews will continue to monitor the situation as it evolves.
2. Dos Rios Water Project Update. DCM Crosby informed the Board that the project is progressing, but that it was taking more time than originally expected. She hopes to partner with the Condominium Association on the project, and she will provide a proposal during future meeting.

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3. Recycling Update. DCM Crosby informed the Board that, as of 1/10/16, the recycling center in Crested Butte South will no longer be operational, though curbside recycling will still be available. She indicated that the cost to run the center exceeded the value.

GUNNISON COUNTY BOARDS AND COMMISSIONS APPOINTMENTS:

1. Gunnison Valley Health Board of Trustees. Commissioner Chamberland opined that Polly Oberosler should be reappointed so that they could continue the work that has been started, but that the other applicant should be kept in mind for future appointments. Commissioner Houck agreed, and he stated that her networking ability within the community is beneficial. The appointment would be for a five-year term. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to appoint Polly (Oberosler) to that position. Motion carried unanimously.

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

Commissioner Chamberland:

1. Transportation Funding Meeting. Commissioner Chamberland informed the Board that he participated via telephone in a recent meeting between representatives from Colorado Counties, Inc., Colorado Municipal League, and Colorado Department of Transportation to discuss transportation funding. It is believed that CDOT will oppose any bonding unless there is a dedicated source to repay the bond. Discussions are ongoing.

RESOLUTION; AMENDING RESOLUTION NO: 08-47, A RESOLUTION ADOPTING THE 2003 INTERNATIONAL FIRE CODE WITH AMENDMENTS THERETO AND THE CRESTED BUTTE FIRE PROTECTION DISTRICT'S "GUIDELINES, STANDARDS AND FEES FOR THE REVIEW OF FIRE PROTECTION IN PROPOSED INCLUSIONS TO THE CRESTED BUTTE FIRE PROTECTION DISTRICT, AND NEW SUBDIVISIONS, P.U.D.S OR ANY OTHER BUILDABLE PARCEL OF LAND WITHIN THE CRESTED BUTTE FIRE PROTECTION DISTRICT" AND AMENDMENTS THERETO, WITHIN THE CRESTED BUTTE FIRE PROTECTION DISTRICT: Community Development Director Russ Forrest and County Attorney David Baumgarten were present for discussion.

CDD Forrest presented the draft resolution for consideration. He explained that the resolution would eliminate certain provisions of the fire code, while it would maintain the fire department's ability to perform necessary work. Improvements are in place and have been independently inspected, and they meet the specifications of the independent report. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve Resolution #2016-1, a Resolution Amending Resolution No: 08-47, a Resolution Adopting the 2003 International Fire Code with Amendments Thereto and the Crested Butte Fire Protection District's "Guidelines, Standards and Fees for the Review of Fire Protection in Proposed Inclusions to the Crested Butte Fire Protection District, and New Subdivisions, P.U.D.S or Any Other Buildable Parcel of Land within the Crested Butte Fire Protection District" and Amendments Thereto, within the Crested Butte Fire Protection District. Glo Cunningham, present for discussion, stated her opposition to the passage of the resolution. She felt that the water requirements represented by the change are less than half of what the fire department originally wanted, and she also would prefer that sprinklers be required. Commissioner Chamberland indicated that she might feel differently if she had attended previous discussions on this issue. He also expressed that the resolution would improve fire safety in Riverland because of the hydrants and the ability to include sprinklers. CDD Forrest added that the 35 properties within the subdivision previously did not have adequate fire supply protection, and that the fire department has acknowledged the improvements that would be made via this resolution. Commissioner Houck stated that one of the premier experts in this arena with extensive expertise informed the process, and that people and safety were the biggest concerns throughout the process. Chairperson Swenson added that, prior to this resolution, the fire department couldn't improve the situation for the lots that had already been built upon, and that, while this solution is not perfect, it is the best that can be done with the situation and it is a huge improvement toward safety. Motion carried unanimously.

COMMISSIONER ITEMS (continued):

Commissioner Houck:

1. State Driver's License Office Update. Commissioner Houck informed the Board that he discussed this issue with the Heidi Humphreys, Deputy Director of the State Driver's License Administration. She is recalculating and refiguring how much the State can pay for space because an increase wasn't budgeted for in the current year, and she indicated that State personnel would like to tour the available spaces. He is waiting to receive updated budget information and a timeframe for the tour.

Chairperson Swenson:

1. Proclamation Request; School of Choice Week. Chairperson Swenson informed the Board that she received a proclamation request from San Rafael, CA, and she read the request to the Board. The Board agreed that there was no need for a proclamation in this case since there are no roadblocks to school choices in the valley and our community already embraces this concept.

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2. High Country Conservation Advocates (HCCA) Request for Correspondence. Chairperson Swenson informed the Board that HCCA requested that the Board send correspondence to the Forest Service. She suggested, in lieu of creating new correspondence, that the previous correspondence be resubmitted. County Attorney David Baumgarten will send the Board a quick brief of the three alternatives, and a decision about correspondence will be made.
3. Conference Call; Health Care Costs. Chairperson Swenson informed the Board that Summit County Commissioner Dan Gibbs has scheduled conference calls between representatives from Eagle, Pitkin, Summit, Garfield, Route, Grand and Gunnison County to discuss health care costs. She was not able to participate in the initial call, and she asked the Board if Gunnison County should participate in the future calls. Commissioner Chamberland agreed to call Commissioner Gibbs to discuss.

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

ADJOURN: Chairperson Swenson adjourned the meeting at 9:32 am.

_____
Paula Swenson, Chairperson

_____
Phil Chamberland, Vice-Chairperson

_____
Jonathan Houck, Commissioner

Minutes Prepared By:

_____
Katherine Haase, Deputy County Clerk

Attest:

_____
Kathy Simillion, County Clerk

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GUNNISON COUNTY BOARD OF COMMISSIONERS TEXT INCLUSION INTO MINUTES

BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GUNNISON, COLORADO
RESOLUTION NO: 2016-1

A RESOLUTION AMENDING RESOLUTION NO: 08-47, *A RESOLUTION ADOPTING THE 2003 INTERNATIONAL FIRE CODE WITH AMENDMENTS THERETO AND THE CRESTED BUTTE FIRE PROTECTION DISTRICT'S "GUIDELINES, STANDARDS AND FEES FOR THE REVIEW OF FIRE PROTECTION IN PROPOSED INCLUSIONS TO THE CRESTED BUTTE FIRE PROTECTION DISTRICT, AND NEW SUBDIVISIONS, P.U.D.S OR ANY OTHER BUILDABLE PARCEL OF LAND WITHIN THE CRESTED BUTTE FIRE PROTECTION DISTRICT" AND AMENDMENTS THERETO, WITHIN THE CRESTED BUTTE FIRE PROTECTION DISTRICT*

WHEREAS, on November 11, 2008, the Board of County Commissioners of the County of Gunnison, Colorado ("Board") by virtue of Resolution No: 08-47 and pursuant to C.R.S. §32-1-1002(1)(d), authorized the Crested Butte Fire Protection District (the "District") to adopt and enforce the "2003 International Fire Code" with amendments and additions thereto, within that portion of unincorporated Gunnison County that is within the District; and

WHEREAS, the Board was informed of a concern that there potentially may not be an adequate water supply for fire suppression within Riverland Industrial Park Filings 1 and 2; and

WHEREAS, Riverland Industrial Park, Filing 1 is identified on the plat titled "Plat of Riverland – An Industrial Park, Filing 1" recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on September 14, 1982, bearing Reception No: 369534 and Riverland Industrial Park, Filing 2 is identified on the plat titled "Plat of Riverland – An Industrial Park, Filing 2" recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on May 24, 1996, bearing Reception No: 467881 (collectively "Riverland Industrial Park"); and

WHEREAS, fully exploring and inclusively addressing the concern of whether an adequate water supply

for fire suppression exists within the Riverland Industrial Park is a matter of public health, safety and welfare; and

WHEREAS, the Board retained Deborah Shaner, P.E., Shaner Life Safety, a qualified and professional fire protection engineer, to evaluate the water supply and develop recommendations for fire safety and suppression within Riverland Industrial Park; and

WHEREAS, Deborah Shaner, P.E., Shaner Life Safety, provided a report to the Board titled: "Riverland Industrial Park Life Safety/Fire Protection Report", dated February 14, 2014 ("Shaner Report") attached hereto and incorporated herein by reference as Exhibit "A", which found that the water supply for Riverland Industrial Park did not meet the standards set forth in the 2003 International Fire Code; and

WHEREAS, the Shaner Report then provided recommendations for improving fire safety and suppression by making site improvements for a minimum water supply storage and distribution as recommended by, and which satisfies, the National Fire Protection Association ("NFPA") Standard 1142, *Standard on Water Supplies for Suburban and Rural Fire Fighting* ("Site Improvements"); and

WHEREAS, the Riverland Industrial Park Homeowners' Association fully constructed those Site Improvements identified by the Shaner Report; and

WHEREAS, on October 21, 2015, Shaner Life Safety independently inspected those Site Improvements and formally concluded and advised Gunnison County that those improvements were installed not only according to the specifications identified in the Shaner Report but exceeded those specifications. See: Shaner Life Safety Riverland Water Supply Test Report, dated October 26, 2015, attached hereto and incorporated herein by reference as Exhibit "B"; and

WHEREAS, alternative design methods have been used to develop and implement a private and adequate water supply for Riverland Industrial Park. This water supply has been installed, tested and accepted. Riverland has designated the proper water operator required by the state. This water supply is acceptable and meets the intent of NFPA 1142, and therefore, the alternative design approaches referenced in both the *2003 International Fire Code* ("IFC") and the District standards. The Board finds that the concern for an adequate water supply for fire safety and suppression for Riverland Industrial Park has now been sufficiently addressed; and

WHEREAS, the Board finds, that, based on the installed Site Improvements, tested and accepted by Deborah Shaner, Shaner Life Safety, that Riverland Industrial Park can be safely exempt from certain portions of the IFC and amendments thereto which were authorized and identified in Resolution 08-47 as set forth in Exhibit "C" attached hereto and incorporated herein by reference; and

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Gunnison, Colorado that, given the Site Improvements within Riverland Industrial Park as recommended and approved by Shaner Life Safety, the Board withdraws its authorization, made in Resolution 08-47, for the Crested Butte Fire Protection District's right to adopt and enforce in Riverland Industrial Park certain sections of the *2003 International Fire Code* with amendments and additions thereto, and hereby authorizes, within Riverland Industrial Park, the exemptions to the IFC and amendments thereto as identified in Exhibit "C" attached hereto and incorporated herein by reference.

FURTHERMORE, the authority of the District to adopt and enforce all other provisions of Resolution No: 08-47 shall be and hereby are ratified.

IN ADDITION THERETO, the Board shall and hereby does further require that:

1. Any and all future development within Riverland Industrial Park shall adhere to this Resolution, the *2003 International Fire Code*, as amended and authorized in this Resolution, and the fire safety and suppression recommendations identified in the Shaner Life Safety report titled: "Riverland Industrial Park Life Safety/Fire Protection Report", dated February 14, 2014 attached hereto as Exhibit "A" to the satisfaction of Gunnison County, Colorado; and
2. Review and inspection comments requested from Gunnison County Community Development Department of the Crested Butte Fire Protection District on any and all future development within Riverland Industrial Park shall be due within 30 days after said request is made or shall deemed a waiver of authorization from the Crested Butte Fire Protection District; and
3. Failure of compliance with this Resolution, the *2003 International Fire Code*, as amended and authorized in this Resolution, and the fire safety and suppression recommendations identified in the Shaner Life Safety report titled: "Riverland Industrial Park Life Safety/Fire Protection Report", dated February 14, 2014, may be considered to be a public nuisance.

INTRODUCED by Commissioner Chamberland, seconded by Commissioner Houck, and adopted this 5th day of January, 2016.

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

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

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