AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

Agenda Item: Draft 9/20/2016 BOCC Meeting Minutes

Action Requested: Motion

Parties to the Agreement:

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

Summary:

Attached are the draft 9/20/2016 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:
ok - gs

Reveiwed by: GUNCOUNTY1\gstuhr Discharge Date: 10/13/2016 Certificate of Insurance Required

Yes ○ No ◉

County Manager Review:

Comments:

Reveiwed by: GUNCOUNTY1\khaase Discharge Date: 10/14/2016

○ Consent Agenda ◉ Regular Agenda ○ Worksession Time Allotted: 1

Agenda Date: 10/18/2016

Revised April 2015

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING MINUTES
September 20, 2016

The September 20, 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, Deputy County Clerk
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.

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

1. 8/16/16 Regular Meeting
2. 9/6/16 Regular Meeting

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

1. Memorandum of Agreement; City of Gunnison; Sources of Strength Summer Program; 1/1/16 thru 12/31/16; $3,800
2. Out-of-State Travel Request; National Prevention Network Conference; Buffalo Niagara Convention Center in Buffalo, NY; Gunnison County Substance Abuse Prevention Project Staff and Coalition Member; 9/12/16 thru 9/16/16; $5,620
3. Extension of Business Lease; RV Commercial Rentals, LLC; 9/30/16 thru 9/30/17; $8,280
4. Revision to Page 2; Amendment No. Five (5) to Contract Dated April 23, 2013 between Jviation, Inc. and Gunnison County and the Crested Butte Regional Airport, Gunnison, Colorado; Runway Rehabilitation Project
5. Clinical Affiliation Agreement; Colorado Mountain Local College District; 9/1/16 thru 8/30/21
6. Contract; Region 10 LEAP Area Agency on Aging; Senior Resources Funding; 7/1/16 thru 6/30/17; $43,000
7. Grant Acceptance #8169; Temple Hoyne Buell Foundation; Gunnison Hinsdale Early Childhood Council; 9/1/16 thru 8/31/17; $10,000
8. Grant Acceptance #8150; Temple Hoyne Buell Foundation; Nurturing Parenting Program; 9/1/16 thru 8/31/17; $10,000
9. Contract Change Order No. 2; US Department of Transportation, Federal Aviation Administration, Airport Improvement Program Project No. 3-08-0030-050; $78,024.50
10. Interagency Agreement; State Innovation Model (SIM) Local Public Health Agency Grant Program, West Central Public Health Partnership Behavioral Health Project; 7/5/16 thru 1/31/17; $13,000

SCHEDULING: The Upcoming Meetings Schedule was discussed and updated.

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

1. 2017 Budget Process. CM Birnie indicated that his meetings with departments are going well.
2. Compressed Natural Gas (CNG) Update. CM Birnie informed the Board that he received the executed fuel purchase agreement yesterday. The site being considered for the station is at Gunnison Tire.
3. ICMA Conference. CM Birnie informed the Board that he will be out of the office next week until Thursday or Friday. He will be attending the ICMA conference in Kansas City.

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

1. Dos Rios Sewer Update. DCM Crosby informed the Board that advertisements will go out in newspapers for this project. Manholes are supposed to occur every 450-500 feet, but they are currently at approximate 1,500-foot distances. Ads in the paper to replace manholes on Dos Rios Sewer. The work should be completed in October.
2. Taylor Park ATV Trail. DCM Crosby informed the Board that Sheriff Besecker is working with Forest Service representatives to develop a route for ATV use. The County will participate in the process by hauling and placing the material.
3. State Bridge Projects Update. DCM Crosby informed the Board that some unanticipated delays may cause price increases. If that happens, she will want to reevaluate the timing and the County's participation.
4. Riverwalk Trail. DCM Crosby informed the Board that this trail is nearing completion.
5. Landfill Project Update. DCM Crosby stated that the project is complete, and she received approval from the Colorado Department of Public Health and Environment last week to begin filling the cell.

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6. Trails Commission Update. DCM Crosby distributed copies of a one-page summary from the last Trails Commission meeting.

REVISED SCHEDULE A AGREEMENTS TO US FOREST SERVICE AGREEMENT NUMBER 13-RO-11020400-026; GRAND MESA, UNCOMPAHGRE AND GUNNISON NATIONAL FORESTS; GUNNISON NATIONAL FOREST, PAONIA RANGER DISTRICT; AND UNCOMPAHGRE AND GUNNISON NATIONAL FORESTS, OURAY RANGER DISTRICT: This discussion took place earlier than scheduled. DCM Crosby explained the contract and asked for permission to use the Chairperson's signature stamp on the documents. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve the revised Schedule A Agreements with the US Forest Service, and authorize the Chairperson's signature stamp to be used on them with Gunnison, Ouray and Paonia Districts. Motion carried unanimously.

VOUCHERS AND TRANSFERS APPROVAL: Finance Director Linda Nienhueser presented the voucher approval report dated September 20, 2016 and the cash transfer authorization dated August 2016 for discussion and approval. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve the vouchers in the amount of $1,828,289.03. Motion carried unanimously. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve the cash transfer for August in the amount of $2,706,136.89. Motion carried unanimously.

TREASURER'S MONTHLY REPORT: County Treasurer Debbie Dunbar presented the August 2016 Treasurer's report and an investment report dated August 2016 for discussion and acceptance. **Moved** by Commissioner Houck, seconded by Commissioner Chamberland to accept the Treasurer's report as presented. Motion carried unanimously.

BOUNDARY LINE ADJUSTMENT; PAUL AND JACQUELYN KINGSBURY; E1/2NE1/4 SECTION 19 AND NW1/4 SECTION 20, TOWNSHIP 15 SOUTH, RANGE 85 WEST, 6TH P.M.: Assistant Community Development Director Neal Starkebaum and attorney Chuck Cliggett were present for discussion. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve the boundary adjustment for the Kingsbury property as presented today. Motion carried unanimously.

RESOLUTION ESTABLISHING A SURPLUS PROPERTY DISPOSITION POLICY: CM Birnie explained that the current resolution was discovered in the recent past and requires that the disposition of all property be presented to the Board for action, which isn't thought to be practical. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve Resolution #2016-38, a Resolution Establishing a Surplus Property Disposition Policy. Motion carried unanimously.

CORRESPONDENCE:

1. Letter of Support; Mesa Land Trust; Great Outdoors Colorado Trust Fund; Conservation Easement on McLeod Family Black Mesa Ranch. **Moved** by Commissioner Houck, seconded by Commissioner Chamberland to approve the letter as presented supporting the application of Black Mesa and include all three signatures on the letter to GOCO, and use of signature stamps. Motion carried unanimously.

REQUEST FOR EXTENSION OF TIME TO COMMENT; BLM DRAFT EIS; GUNNISON SAGE GROUSE: County Attorney David Baumgarten stated that he could use some extra time to draft the comments, that other surrounding counties have also asked for extra time, and that there was no downside to requesting this extension. Commissioner Houck agreed that this is a busy time and that the extension would be helpful in order to ensure that the comments include the necessary details. CA Baumgarten agreed to prepare and submit the necessary correspondence to request an extension of no less than 60 days. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve the request for extension of time comment on the BLM draft EIS for the Gunnison Sage-grouse. Motion carried unanimously.

BREAK: The meeting recessed from 9:07 until 9:12 am.

PROPOSAL ACCEPTANCE; US IMAGING, INC.; SCAN VARIOUS INDEX BOOKS AND TRI-FOLDED HISTORICAL DOCUMENTS; $27,268.33: CM Birnie explained that the Clerk and Recorder will make up for this expense within her budget. **Moved** by Commissioner Houck, seconded by Commissioner Chamberland to approve the proposal for US Imaging, Inc. to scan the various index books and tri-folded historical documents in the amount of $27,268.33. Motion carried unanimously.

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

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

Commissioner Chamberland:

1. Broadband Update. Commissioner Chamberland stated that the group tried to email correspondence yesterday, but the internet was out. A copy will be provided to the Board after it has been signed.

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2. Colorado Roadless Issue. Commissioner Chamberland stated that representatives from Arch Coal, Delta and Club 20 will be meeting in Washington DC next week to discuss this issue. He was invited to attend, but his schedule wouldn't allow it.

Commissioner Houck:

1. US Forest Service Meeting. Commissioner Houck stated that he attended this recent meeting in Tincup to discuss impacts related to motorized use on the road between the Trading Post and Tincup. During that meeting, a gentleman from Whitepine stated that his area is experiencing similar impacts, as well as impacts related to dispersed camping on public lands. He later discussed the issues with GMUG Forest Supervisor Scott Armentrout.
2. National Park Service Trails Grant. Commissioner Houck informed the Board that the grant application for the Trails Master Plan was successful.
3. Methane Capture in the North Fork Area. Commissioner Houck stated that he met with WSCU graduate student Chris Nutgrass who will be compiling information on this topic for presentation during the 9/27 meeting.

Commissioner Swenson:

1. Chamber of Commerce Golf Tournament. Chairperson Swenson stated that the tournament was a success, and that Gunnison Energy (GE) was the corporate sponsor. In the near future, she will be visiting with GE President Brad Robinson to discuss GE's plans for the next few years.
2. Chamber Banquet. Chairperson Swenson indicated that the Chamber of Commerce made enough money during the recent banquet to fund the greenback exchange again.
3. Housing Authority Update. Chairperson Swenson stated that the group would be meeting on again on 9/21.
   a. Executive Director. The board asked Executive Director Karl Fulmer to sign a three-year contract, but he opted not to commit himself for the next three years.
   b. Anthracite Place. Applications are taking a while to process, but the facility should be filled by the first of October.
   c. Housing Needs Assessment. The group is approximately half way through this process. Over 1,100 individuals and over 120 businesses responded to the survey, which should provide a good baseline of information. Commissioner Houck noted that he will be connecting Executive Director Fulmer with representatives from the Gunnison RE1J School District to discuss the possibility of building affordable housing on the old bus barn property. Commissioner Chamberland also stated that he has been working with private investors and Western State Colorado University representatives on a 14-unit property, and discussions are ongoing.
4. Gunnison Valley Rural Transportation Authority. Chairperson Swenson informed the Board that the RTA approved the purchase of a new Compressed Natural Gas (CNG) bus and authorized the Air Command to begin negotiations for next summer's Houston air program.

BREAK: The meeting recessed from 9:32 until 10:37 am for a short break and then to call to order as the Gunnison County Board of Health (see minutes below).

GUNNISON COUNTY BOARD OF HEALTH: Health and Human Services Director Joni Reynolds, Public Health Division Director Carol Worrall, Consumer Protection Specialist Heidi Lovett and County Medical Officer Dr. John Tarr were present for discussion.

CALL TO ORDER: Chairperson Swenson called the meeting to order at 9:59 am.

CONSUMER PROTECTION PROGRAM UPDATE: HHSD Reynolds introduced CPS Lovett, who has received a lot of state training on retail food establishments and childcare centers. The new fee bill passed, which will increase the license cost and help pay for this program. CPS Lovett will also be working with CSU Extension Director Eric McPhail to offer food safety classes this fall. PHDD Worrall stated that her office will be providing Hepatitis A vaccinations to food handlers onsite.

CPS Lovett explained that most local restaurants are inspected every six months, depending on how many past violations they have had. She also distributed copies of an inspection sheet and explained the categories.

HHSD Reynolds provided a flowchart to illustrate when fines of between $250 and $1,000 may be assessed against noncompliant facilities, and she asked if the Board was in agreement with the process. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to adopt the process as presented today. Motion carried unanimously. HHSD Reynolds explained that some inspection fees related to camps, private schools and childcare centers are not set by statute. She will work with CPS Lovett to create a fee schedule that will support the program.

HHSD Reynolds outlined the appeals process, which follows the standard HHS appeal process that has been in place for several years. **Moved** by Commissioner Houck, seconded by Commissioner

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Chamberland to adopt the appeal process for consumer protection food service. Motion carried unanimously.

COMMUNICABLE DISEASE UPDATE: PHDD Worrall stated that Gunnison County has had 40 cases of reportable diseases since the start of the year. Of the 40, 11 were Hepatitis C, and two were West Nile Virus. The County isn't capable of determining where the West Nile Virus was acquired, and the mosquito control vendor has not had any tests come back as positive for the virus. PHDD Worrall also state that there are Zika cases in the state, but that they are related to sexual transmission or travel to high-risk areas. The County obtained a $3,000 grant that will be used for public messaging about the Zika virus.

The County received a CDC grant, which will provide test kits for private wells. About 30 private wells have been tested thus far, and there are about 3,000 of them in the County. The results are emailed to the property owners.

There will be a flu clinic on 10/4 in Gunnison and on 10/20 in Crested Butte. When the staff is in Crested Butte, they will also visit childcare centers to administer the vaccine onsite. At least one case of the flu has been reported this fall in Gunnison County, and the flu mist has been taken off of the market.

PHDD Worrall stated that suicide is still affecting our communities, and that the local occurrence matches the national trend. More males commit suicide than females, and the primary method is by gunshot. Her office will create a public awareness article for the local newspapers. Mental Health Center staff members have also been visiting local gun retailers to share information about what to do if they have concerns about the stability of a potential buyer.

Dr. Tarr stated that he and GCSAPP Program Manager Kari Commerford are working to offer a presentation on opioid abuse on the WSCU campus on 11/2.

ADJOURN: Chairperson Swenson adjourned the Gunnison County Board of Health meeting at 10:37 am and called the Gunnison County Board of County Commissioners meeting back to order.

DISCUSSION OF SPECIALIZED DETAILS OF COUNTY BUILDING SECURITY ARRANGEMENTS; POSSIBLE EXECUTIVE SESSION PURSUANT TO C.R.S. 24-6-402(4)(D): County Attorney David Baumgarten, Sheriff Rick Besecker, Chief Judge Steven Patrick, Undersheriff Randy Barnes, Jail Captain Clayton Curtis, 7th Judicial District Administrator Tammy Carroll, Legal Staff Member for the State Court Administrator's Office Jeanette Walker, and Administrator for Judicial Security Steve Steadman.

CA Baumgarten explained that the Board had the authority to go into an executive session, if desired, to discuss building security. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to go into executive session for discussion of specialized details of county building security, pursuant to C.R.S. 24-6-402(4) and 24-6-402(d). The participants will be the Board, CM Birnie, CA Baumgarten, Sheriff Rick Besecker, Chief Judge Steven Patrick, Undersheriff Randy Barnes, Jail Captain Clayton Curtis, 7th Judicial District Administrator Tammy Carroll, Legal Staff Member for the State Court Administrator's Office Jeanette Walker, and Administrator for Judicial Security Steve Steadman. An audio recording of the executive session was kept. Motion carried unanimously.

The board went into executive session at 10:42 am. *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)(d).*

Attorney Statement Regarding Executive Session

Pursuant to C.R.S. 24-6-402(4), I attest that I am the Gunnison County Attorney, that I represent the Gunnison County Board of County Commissioners, that I attended all of the above referenced executive session, that all of the executive session was confined to the topic authorized for discussion pursuant to C.R.S. 24-6-402(4)(d) and that, because in my opinion none of the discussion during the executive session constituted a privileged attorney-client communication, a record of the executive session was required to be kept and such record was kept.

Date: _____ _____

David Baumgarten
Gunnison County Attorney

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)(d).

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Date: _____ _____
Paula Swenson, Chairperson
Gunnison County Board of Commissioners

The Board came out of executive session at 11:38 am. Chairperson Swenson confirmed that the discussion remained on-topic, that all parties stated to be in attendance were, in fact, in attendance and that no decisions were made.

ADJOURN: **Moved** by Commissioner Houck, seconded by Commissioner Chamberland to adjourn the meeting. Motion carried unanimously. The meeting adjourned at 11:38 am.

_____
Paula Swenson, Chairperson

_____
Phil Chamberland, Vice-Chairperson

_____
Jonathan Houck, Commissioner

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. 2016-38

A RESOLUTION ESTABLISHING A SURPLUS PROPERTY DISPOSITION POLICY

WHEREAS, the Board of County Commissioners of Gunnison County, Colorado has established a disposition policy for surplus property in Resolution No. 99-41; and

WHEREAS, the Board of County Commissioners of Gunnison County, Colorado wishes to repeal Resolution No. 99-41 and supersede said policy with the instant Resolution;

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Gunnison County, Colorado that this Resolution, including the authorities and requirements set forth herein regarding surplus property in custody and control of Gunnison County, shall be in full force and effect upon the adoption of the instant Resolution, shall thereafter govern the designation and disposition of surplus property by Gunnison County, repealing and superseding Resolution No. 99-41.

ARTICLE I. IN GENERAL

1. Applicability. This Resolution shall be applicable to any County property (personal or real estate) identified as surplus by a department head or elected official.
2. Surplus Property Defined. "Surplus property" means personal or real property that exceeds Gunnison County's needs and is not required for Gunnison County's foreseeable needs. The term includes used or new property that retains some usefulness for the purpose for which it was intended or for another purpose.

ARTICLE II. DISPOSITION

1. County Facilities Director Authorized. The Gunnison County Facilities Director may authorize the disposal of surplus property valued up to four thousand dollars ($4,000.00) without further action from the County Manager or Board.
2. County Manager Authorized. A request to dispose of any surplus property valued between four thousand dollars ($4,000.00) and one hundred thousand dollars ($100,000.00) must be submitted by the Gunnison County Facilities Director to the County Manager of Gunnison County, Colorado for approval. The County Manager is authorized, without further action from the Board, to perform all actions in his capacity as County Manager or Commissioner of Deeds,

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including execution of contracts, documents of title or other necessary documents, to dispose of such property.

3. Board Action Required. Disposition of any surplus property valued at more than one hundred thousand dollars ($100,000.00) shall require formal action of the Board before disposition.

ARTICLE III. REVIEW

1. Review of Contracts. The Facilities Director and/or County Manager shall provide to the Gunnison County Attorney for review and written approval any proposed contract for the disposition of surplus property.
2. Annual Report. The Facilities Director and County Manager shall provide, annually, to the Board, a written report identifying disposition of property valued more than $4,000.00 or disposed of before end of useful life, if useful life is at least 10 years, in the preceding year.

ARTICLE IV. REPEALER

1. Resolution No. 99-41 is hereby repealed and rescinded upon the adoption of the instant Resolution.

INTRODUCED by Commissioner Chamberland, seconded by Commissioner Houck, and adopted this 20th day of September, 2016.

BOARD OF COUNTY COMMISSIONERS
OF GUNNISON COUNTY, COLORADO

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

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