

**GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING MINUTES
January 17, 2012**

The January 17, 2012 meeting was held in the Commissioners' boardroom in the Courthouse located at 200 E. Virginia, Gunnison, Colorado. Present were:

Hap Channell, Chairperson
Paula Swenson, Vice-Chairperson
Phil Chamberland, Commissioner

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

GUNNISON RIVER VALLEY LOCAL MARKETING DISTRICT:

CALL TO ORDER: Chairperson Channell called the Gunnison River Valley Local Marketing District meeting to order at 10:25 am.

RATIFICATION OF SIGNATURES; MEMORANDUM OF AGREEMENT; GUNNISON-CRESTED BUTTE TOURISM ASSOCIATION; 1/1/12 THRU 12/31/12; \$940,000. Moved by Commissioner Swenson, seconded by Commissioner Chamberland to ratify the signatures. Motion carried unanimously.

ADJOURN: Moved by Commissioner Chamberland, seconded by Commissioner Swenson to adjourn the meeting. Motion carried unanimously. The Gunnison River Valley Local Marketing District meeting adjourned at 10:25 am.

CALL TO ORDER: Chairperson Channell called the Gunnison County Board of County Commissioners meeting to order at 10:46 am.

AGENDA REVIEW: There were no changes to the agenda.

CONSENT AGENDA: Before the meeting was called to order, Chairperson Channell requested that Consent Agenda Item #3 be pulled from the Consent Agenda for further discussion. Moved by Commissioner Chamberland, seconded by Commissioner Swenson to approve Consent Agenda Items #1 and #2. Motion carried unanimously.

1. Ratification of Chairperson Signature; Resolution #2012-02; a Resolution Rescinding Resolution No: 2012-01 and Modifying and Reestablishing Certain Election Precincts in Gunnison County, Colorado; and Map Entitled "Election Precincts of Gunnison County, Colorado" Dated 1/11/2012
2. Annual Colorado Department of Transportation Highway Users Tax Fund (HUTF) Report
3. **Pulled for Discussion and Separate Action:** Demolition Agreement; Claudio and Yvonne Alvarez; 935.79 Acres in SEC 4, 9 48N5E (AKA Lots 5, 12 and 13, Tracts 37, 38 and 39 Resurvey and S2. E2NE4. SEC 4 N2. N2S2. S2SE4 SEC 9 Original Survey 48N5); Also Known as 1437 County Rd 888, Gunnison County, Colorado

CONSENT AGENDA ITEM #3: Chairperson Channell requested discussion of this item. Attorney Marcus Lock and architect Jennifer Barvitski were present for discussion. Chairperson Channell wondered whether or not a review process exists, related to historical significance, which would be triggered by the issuance of a demolition permit. Neither Ms. Barvitski nor Mr. Lock were aware of any such process, and they explained that the structure in question is an old caretaker residence. Chairperson Channell also wondered whether or not there was an application fee paid for this demolition permit. Ms. Barvitski wasn't sure, but she thought that there may have been a fee paid to the State of Colorado. Moved by Commissioner Chamberland, seconded by Commissioner Swenson to approve Consent Agenda Item #3. Motion carried unanimously.

SCHEDULING: The Upcoming Meetings Schedule was discussed and updated.

COUNTY MANAGER'S REPORT: County Manager Birnie was present for discussion, but he did not have any reports to give to the Board.

MINOR IMPACT SUBDIVISION REQUEST; CONNIE ELZE; LUC-08-00010; AS S2NE4, NW4, SECTION 2, TOWNSHIP 50 NORTH, RANGE 1 WEST, NMPM: County Planner Cathie Pagano and Ms. Elze were present for discussion.

County Planner Pagano explained that the Planning Commission unanimously approved of this request in December of 2008, but that delays experienced during the survey process prevented the issue from being placed before the Board until now. She informed the Board that the parcel being subdivided has an existing home, a well and a septic system on the property. There is a conservation easement on the remainder of the parcel. Moved by Commissioner Swenson, seconded by Commissioner Chamberland to adopt Resolution #2012-03, a Resolution Approving Land Use Change Permit No. 2008-10, a Land Use

Change Permit for Richard and Constance Elze for the Subdivision of a 5-Acre Lot from a 179.85-Acre Parcel, and authorize signatures, and also approve the Chairperson's signature on the Elze subdivision plat. Motion carried unanimously.

BOUNDARY LINE ADJUSTMENT; DOUGLAS KROFT; LUC-10-00016; NE1/4, SECTION 11, T 14S, R 86W, 6TH PM: County Planner Pagano and Mr. Kroft were present for discussion.

County Planner Pagano explained that this adjustment affects five parcels. She illustrated the intended configuration that, if approved, would include parcels for future homesites and one parcel for parking and a storage shed. Mr. Kroft stated that he had acquired these properties via several different transactions. County Planner Pagano stated that the Declaration of Restrictive Covenants applies only to Parcel C. **Moved** by Commissioner Swenson, seconded by Commissioner Chamberland to approve the Kroft Boundary Line Adjustment and the Restrictive Covenants, and authorize the Chairperson's signature on the plat and the Covenants. Motion carried unanimously.

GUNNISON COUNTY BOARDS AND COMMISSIONS VACANCIES: This impromptu discussion took place during a break in the schedule. Administrative Assistant III Bobbie Lucero was available for discussion and presented a tally of all vacancies and letters of interest received by the submission deadline. After the first round of appointments has been accomplished during the 2/7/12 meeting, the remaining vacancies will be readvertised for four weeks in alternating newspapers. Chairperson Channell asked the other commissioners to put some focus on recruitment in the meantime.

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

COMMISSIONER ITEMS:

Commissioner Chamberland:

1. Creative District Meeting. Commissioner Chamberland attended this recent meeting with Kathleen Curry. He informed the Board that a great deal of intent to apply has been expressed. Commissioner Swenson stated that the 1/24/12 agenda will include discussion about creating a creative district in our County. If awarded State grant funds, the County would receive administrative assistance from the State. Designation of a creative district could open up future funding opportunities.

Commissioner Swenson:

1. Colorado Oil and Gas Conservation Commission Meeting. Commissioner Swenson stated that the next meeting will be held on 1/27/12. A draft outline of the agreement, relative to the legal delegation of authority to the County for State inspections, between the COGCC and the County is ready for distribution to the Board.

Chairperson Channell:

1. Workforce Linkage Fees. Chairperson Channell informed the Board that he met with a contingency of Community Development Department staff, which included Community Development Director Joanne Williams, and Housing Authority Executive Director KT Gazunis to review the proposed linkage fee changes and work through some of the issues. Housing Authority Executive Director Gazunis will provide an updated draft during the 1/24/12 meeting.
2. Office for Resource Efficiency (ORE) Board Retreat. Chairperson Channell attended this retreat. County Manager Birnie informed the Board that an email message regarding fracking had been sent out by ORE. Chairperson Channell confirmed that the email was inappropriate and not approved by the ORE board.
3. Interagency Oversight Group (IOG) Meeting. Chairperson Channell attended this recent meeting. The IOG oversees HB 1451, and he tries to attend a meeting at least once per year to show support for the bill and to keep apprised of all issues. The Board is listed on the IOG's statutory bylaws as a non-signature member, but whether or not the County can vote is unclear. The IOG membership includes representatives from agencies within the 7th Judicial District.
4. Land Preservation Board Meeting. Chairperson Channell attended this recent meeting to discuss the campaign for reauthorization of the tax designation. The Land Preservation Board will be seeking local board and council support for the measure. Geographic Information Services Manager Mike Pelletier is arranging the schedule for discussions with local boards and councils. The proposal will include the removal of the sunset clause.
5. Senior Services Delivery. Chairperson Channell informed the Board that he had invited Elise Ackerman-Casselberry, our regional Department of Local Affairs representative, to meet with Senior Resources Program Manager Karin Stewart in order to review how the County delivers senior services. He will provide an update of discussions during a future Board meeting. Commissioner Swenson informed the Board that the Young at Heart organization recently held a board election. During that election meeting, the Boomers and Beyond rental space was discussed. Commissioner Swenson and Senior Resources Program

Manager Stewart will meet with the Young at Heart board members in the near future to discuss all options and issues.

ADJOURN: Moved by Commissioner Swenson, seconded by Commissioner Chamberland to adjourn the meeting. Motion carried unanimously. The meeting adjourned at 11:58 am.

Hap Channell, Chairperson

Paula Swenson, Vice-Chairperson

Phil Chamberland, 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, COLORADO
RESOLUTION NO: 2012-02**

A RESOLUTION RESCINDING RESOLUTION NO: 2012-01 AND MODIFYING AND REESTABLISHING CERTAIN ELECTION PRECINCTS IN GUNNISON COUNTY, COLORADO

WHEREAS, pursuant to C.R.S. § 1-5-101, et. seq., the County Clerk and Recorder, subject to approval by the Board of County Commissioners, shall divide the county into as many election precincts as convenient and the boundaries of such precincts may be changed from time to time; and

WHEREAS, the Board of County Commissioners of the County of Gunnison, Colorado (hereinafter the "Board") established election precincts pursuant to Resolution No: 1984-07 and thereafter the election precincts were modified and reestablished by virtue of the Board's Resolutions numbered 1987-19, 1994-09 and 1997-15; and

WHEREAS, on January 10, 2012, to clarify and modify the boundaries of Gunnison County election precincts 7, 8, 10, 11, 12 and 15, the Board approved Resolution No: 2012-01; and

WHEREAS, it has been brought to the Board's attention that pursuant to C.R.S. § 1-5-101(1), as a result of the 2011 State Legislative Reapportionment Plan, it is necessary to further modify certain election precincts within Gunnison County to conform with the State Legislative Districts, specifically election precincts 1, 6, 7, 8, 9, 10, 11,12 and 14; and

WHEREAS, it would be in the best interest of the eligible voters of Gunnison County to rescind Resolution No: 2012-01 and to adopt the map titled "Election Precincts of Gunnison County, Colorado" dated January 11, 2012, which identifies all the current reestablished election precincts within Gunnison County; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Gunnison, Colorado that Gunnison County Resolution No: 2012-01 shall be and hereby is rescinded and that the election precincts of Gunnison County shall be and hereby are modified and reestablished as identified on the map titled "Election Precincts of Gunnison County, Colorado" dated January 11, 2012, recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on January 12, 2012, bearing Reception No: _____.

ADOPTED the 12th day of January, 2012.

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

Chamberland – yes; Channell – yes; Swenson – yes.