AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

AgendaTitle:
Draft Meeting Minutes; 6/3/14

Action Requested: Motion

Parties to the Agreement:

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

Summary:
6/3/2014 Draft BOCC Min

Fiscal Impact:

Submitted by: B. Lucero **Submitter's Email Address:** blucero@gunnisoncounty.org

Finance Review: ○ Required ◉ Not Required

Comments:

Reviewed by: Discharge Date:

County Attorney Review: ○ Required ◉ Not Required

Comments:

Reviewed by: Discharge Date: Certificate of Insurance Required

Yes ○ No ○

County Manager Review:

Comments:

Reviewed by: GUNCOUNTY1\mbirnie Discharge Date: 6/26/2014

○ Consent Agenda ◉ Regular Agenda ○ Worksession Time Allotted:

Agenda Date: 7/1/2014 Follow Up Agenda Date:

Revised April 2013

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING MINUTES
June 3, 2014

The June 3, 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
Marlene Crosby, Deputy County Manager
Bobbie Lucero, Deputy Clerk to the Board
Others Present as Listed in Text

CALL TO ORDER: Chairperson Swenson called the meeting to order at 8:28 am.

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

MINUTES APPROVAL: **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve meeting minutes from 5/20/14 as presented. Chairperson Swenson abstained because she was absent from that meeting. Motion carried. **Moved** by Commissioner Houck, seconded by Chairperson Swenson to approve meeting minutes from 5/06/14. Commissioner Chamberland abstained because he was absent from the meeting. There was discussion about the County Board of Equalization (CBOE) scheduling. The Board agreed to start filling the CBOE hearings on 7/23 first, then back fill to 7/21. Motion carried.

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

1. General Terms and Conditions; Lewan & Associates, Inc.; Review Existing Network Configurations and Provide Remediation; 6/3/14 thru 12/31/15
2. Out-of-State Travel Request; Annual National Association of Government Web Professionals (NAGW) Conference; St. Paul, MN; 9/8/14 thru 9/13/14; Assistant to the County Manager; Up to $2,097.55
3. Amendment for Task Orders #2; Colorado Department of Public Health and Environment, OEPR-PHEP, FHJA, Contracting Routing Number 15-65590; Emergency Preparedness and Response; 3/1/14 thru 6/30/15; $19,213
4. Memorandum of Understanding; Regents of the University of Colorado, School of Dental Medicine; Provision of Dental Care to Children in Need; 6/2/14 thru 6/13/14
5. Memorandum of Agreement; Western State Colorado University; Counselor Visit Program; 6/3/14 thru 12/31/14; $20,000
6. Acknowledgment of County Manager Signature; Brokerage/Consignment Truck Agreement; Company Two; Sale of 2012 Rosenbauer Airwolf C3; $290,000
7. Ratification of Correspondence; Department of Natural Resources; Support for Continued Dialogue Regarding Draft Oil and Gas Regulations
8. Modification of Grant or Agreement; USDA Forest Service #13-PA-11020407-034, Modification #1; 7/25/14 thru 9/30/14; $5,000
9. Intergovernmental Agreement; Boards of County Commissioners of Gunnison, Hinsdale, San Miguel, Ouray, Montrose and Delta Counties; West Central Public Health Partnership; 7/1/14 thru 6/30/17.

SCHEDULING: The Upcoming Meetings Schedule was discussed and updated.

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

1. Temporary Road Use Agreement; Portion of County Road 49; 7/4/14 at 6:00 am until 7/5/14 at 10:00 am; Annual Rotary Club Fireworks Display. Paralegal Rachel Magruder, Deputy County Attorney Art Trezise and County Attorney David Baumgarten were present for the discussion. **Moved** by Commissioner Chamberland and seconded by Commissioner Houck to approve the Temporary Road Use Agreement for a portion of County Road 49 for the Annual Rotary Club Fireworks Display. Motion carried unanimously.
2. Temporary Road Use Agreement; Portion of County Road 771, aka Gold Creek Road; 8:30 am until 12:00 pm on 8/15/14 Quartz Creek Improvement Association. Annette Nichol, Paralegal Rachel Magruder, Deputy County Attorney Art Trezise and County Attorney David Baumgarten were present for the discussion. Deputy County Manager Crosby explained that this is a fund raiser for the 5k run and the entry fee is $30. She mentioned that the registration is at 8:30 am and the run begins at 9 am. Commissioner Chamberland offered to grill at the event. **Moved** by Commissioner Chamberland and seconded by Commissioner Houck to approve the Temporary Road Use Agreement for portion of County Road 771. Motion carried unanimously.
3. Temporary Road Use Agreement; Crested Butte / Mt. Crested Butte Chamber of Commerce; Portion of County Road 12; 3:00 until 6:00 pm on 6/27/14; Chainless Bicycle Race. Paralegal Rachel Magruder, Deputy County Attorney Art Trezise and County Attorney David Baumgarten were

present for the discussion. Deputy County Manager Crosby explained that this is the closure on top if Kebler Pass for the Chainless Bicycle Race. **Moved** by Commissioner Chamberland and seconded by Commissioner Houck to approve the Temporary Road Use Agreement for a portion of County Road 12 from 3 pm until 6 pm on 6/27/14 for the Chainless Bicycle Race. Motion carried unanimously.

4. Avian Drive. Deputy County Manager Crosby informed the Board that they are in the process of creating a Cooperating Agreement to participate with Buckhorn Ranch on updating Avian Drive. She informed that there is a narrow spot in the road that makes it difficult for Public Works equipment and the public to turn around. The agreement will improve the grade, surface and change the entrance.
5. Schedule A's. Deputy County Manager Crosby informed the Board that they are about to finalize the Master Agreement with the Bureau of Land Management (BLM) and US Forest Service (USFS) for roads that they perform Schedule A's on. She informed the Board that they have been through all Schedule A's and that they need the Chairperson's signature. The Board agreed that she should put it on the Consent Agenda and list the roads individually.
6. Bridge Inspections. Deputy County Manager Crosby informed the Board that every two years bridges that are over 20 feet need to be inspected. She informed that the inspection will take place next week and the inspections needs to be performed within the same timeframe as the previous inspections.
7. Pro Cycle Challenge. Deputy County Manager Crosby informed the Board that her department installed one of the culverts on Kebler Pass yesterday. She reported that they are making progress for the Pro Cycle Challenge that will take place in August of the year.
8. Town of Pitkin Meeting for ATV Trail. Deputy County Manager Crosby informed the Board that this weekend she has a meeting with representatives from the Town of Pitkin to look at the cemetery land that is between Pitkin and Quartz Creek for a potential ATV trail. Commissioner Houck informed that he will be attending a meeting regarding travel management, in the next few weeks, in Pitkin.

AMENDMENT NO. TWO (2) TO CONTRACT DATED APRIL 23, 2013 BETWEEN JVIATION, INC. AND GUNNISON COUNTY AND THE GUNNISON CRESTED BUTTE REGIONAL AIRPORT, GUNNISON, CO; ACQUIRE LAND (PARCEL 38), REMOVAL OF BUILDINGS; $26,046.50. Airport Director Rick Lamport was present for the discussion. He explained to the Board that 90% of the total cost will be paid by grant funding. Airport Director Lamport informed that there is an error on page two of the agreement. He explained that the math does not add up, and the total should be $27,546.50. The Board reviewed the new Page 2 that he provided. **Moved** by Commissioner Chamberland and seconded by Commissioner Houck to approve the Amendment No. Two (2) with Jviation, Inc. as presented today and with the corrected amount to be $27,546.50. Motion carried unanimously.

BOUNDARY LINE ADJUSTMENTS:

1. Lots 1 and 4, Replat of Mountain Meadows Subdivision and Parcel B of Fisher Subdivision; Marilyn McGill. Community Development Director Russ Forrest was present for the discussion. He informed the Board that the owners are changing the configuration of the lots. He reported that the goal is to make it bigger. The Board signed the plat. **Moved** by Commissioner Chamberland and seconded by Commissioner Houck to approve the Replat of Mountain Meadows Subdivision and Parcel B of Fisher Subdivision as presented. Motion carried unanimously.
2. Adjoining Property Lines on Steuben Creek; Robert O. Howell, and Morriss and Janice Wedmore Pulaski. Community Development Director Russ Forrest and Assistant Community Development Director Neal Starkebaum were present for the discussion. Community Development Assistant Director Starkebaum explained that this will be straightening out a few boundary issues within the area. He informed that this will rectify a few errors in property descriptions and boundary lines. **Moved** by Commissioner Houck and seconded by Commissioner Chamberland approve the Boundary Line Adjustment on Steuben Creek as presented. Motion carried unanimously.
3. Boundary Line Adjustment for Lot 7, Block 2, The Ridges at Arrowhead in Gunnison County; Dr. and Mrs. Glenn Oren. Community Development Director Russ Forrest and Assistant Community Development Director Neal Starkebaum were present for the discussion. Assistant Community Development Director Starkebaum informed that the property owners notified all surrounding homeowners and the Homeowner's Association. **Moved** by Commissioner Chamberland and seconded by Commissioner Houck to approve the Boundary Line Adjustment for Lot 7, Block 2 at The Ridges at Arrowhead in Gunnison County. Motion carried unanimously.

LOT CLUSTER APPLICATION; LOTS 16 AND 17, BLOCK 2, CAUFMANS ADDITION TO OHIO CITY; JOSEPH LUCHETTA AND LUCHETTA TRUST. Community Development Director Russ Forrest and Administrative Services Manager Beth Baker were present for the discussion. Administrative Services Manager Baker explained that the Environmental Health Board approved a waiver for the property owner to build a septic system on less than an acre. She mentioned that now that the waiver was approved, the property owners went through the building and septic system permitting process, which resulted in the property owners having to cluster the lots. **Moved** by Commissioner Houck and seconded by Commissioner Chamberland to approve the Lot Cluster Application for Lots 16 and 17, Block 2, Caufmans Addition to Ohio City. Motion carried unanimously.

AGREEMENT WITH JIM COCHRAN, GUNNISON COUNTY AND SAGUACHE COUNTY TO ALLOW ASSISTANCE TO SAGUACHE COUNTY TO ACCOMPLISH GUNNISON SAGE-GROUSE LAND USE REVIEWS. Community Development Director Russ Forrest and Wildlife Conservation Coordinator Jim Cochran were present for the discussion. There was discussion that the agreement did not get vetted from staff before the packet deadline. Chairperson Swenson explained that Wildlife Conservation Coordinator Cochran is a contractor for Gunnison County, and not an employee. The Board discussed that there needs to be a short term agreement in place to allow staff to perform the site visit and assessments on this property. The Board agreed that Gunnison County will use the existing document for this short term agreement and perform the site visit at no charge. Gunnison County staff will determine what the charge would be for performing a site visit based on this site visit for Saguache County. There was discussion that the law has changed and consultants are now covered by the governmental entity. **Moved** by Commissioner Chamberland and seconded by Commissioner Houck to enter into a 30 day agreement with Saguache County for sage-grouse assessments, and allow Saguache County to utilize the Gunnison County Wildlife consultant and staff for no fee, for the next 30 days. Chairperson Swenson authorized the use of her signature stamp, once the agreement was finalized. Motion carried unanimously.

UNSCHEDULED CITIZENS: Gunnison Basin Sage-grouse Strategic Committee At-Large Community Member Peter Caloger was present to represent the Sage-grouse Strategic Committee and discuss predator control. He opined that he will be speaking with the Board a lot in the near future. He informed that the Predator Control Subcommittee will be coming up with a few mechanisms to deal with road kill and perform an essay on red fox. He informed the Board that either he or Wildlife Conservation Coordinator Jim Cochran will be speaking with the Board in the near future about this subject. Chairperson Swenson thanked Mr. Caloger for all of his efforts on this subject.

COMMISSIONER ITEMS:

Commissioner Houck:

1. Tin Cup Travel Management Meeting. Commissioner Houck informed the Board that the development meeting with the USFS will be next week in Tin Cup.
2. Signal Peak in Travel Management Plan. Commissioner Houck informed the Board that Signal Peak was included in the Travel Management Plan with the Sage-grouse Strategic Committee. He informed that this was important to the Strategic Committee, and they created a subcommittee for this subject.

Commissioner Chamberland:

1. Resource Advisory Council Meeting. Commissioner Chamberland informed the Board that the Resource Advisory Council meeting for BLM was held on the 5/15 and 5/16. He informed that they had a field trip to Hartman's Rock and everyone was impressed at how Hartman's was being managed.
2. Broadband. Commissioner Chamberland informed the Board that he and Community Development Director Russ Forrest will be at the broadband conference in a few weeks. He reported that the rates will go up in 2015 and that the west region is not in the resort category. He informed that everyone will be working on a way to lower costs in 2016.
3. National State Parks. Commissioner Chamberland informed the Board that he spoke with the National State Parks representatives and discussed NSP funding BLM items. He reported that sequestration is affecting this and that they are trying to get it worked out.

Commissioner Swenson:

1. Colorado Housing and Finance Authority (CHFA). Chairperson Swenson informed the Board that she went to CHFA with Gunnison Valley Regional Housing Authority Executive Director Karl Fulmer and they secured the tax credits for the affordable housing project in Crested Butte. She reported that Gunnison was one of only six in the State of Colorado to receive the tax credits. There were 46 initial applications.
2. Colorado Workforce Development Council. Chairperson Swenson informed the Board that all regions in the State are working on aspects of the six economic sectors that the Governor outlined in his blueprint to better educate students and prepare them for the workforce in the future. She reported that mining is in the Energy and Natural Resources Sector and mining companies are feeling as though they are getting pushed aside by the natural gas development. She reported that they had a discussion about pulling together the mining companies in the State of Colorado to start a discussion about this. She informed that she had lunch with the president and cabinet at Western State Colorado University (WSCU) yesterday and they might head that discussion through the Geology Department.
3. Gunnison Valley Hospital (GVH) Board of Trustee. Chairperson Swenson informed the Board that she had a meeting with Martin Cooper regarding trustees and how to ensure they have gotten depth in the trustees. She informed that there is concern about having checks and balances in place. She reported that there was a suggestion to provide a stipend to the trustees, but after research, it has been determined that there is a statute that prohibits stipend payments. She recommended that Gunnison County issue a press release in July to thank the trustees for all of the work performed and encourage others to apply. The Board agreed to discuss this with County Manager Matthew Birnie when he returns from vacation. She

suggested having Assistant to the County Manager Katherine Haase perform PR work for the GVH this summer.

4. Managing For Results for Chambers of Commerce and Tourism Association. Chairperson Swenson informed the Board that she will be working with Marv and Marty Weidner on 6/26 and 6/27 on MFR and how to better market the valley for tourism.
5. Rural Transportation Authority. Chairperson Swenson informed the Board that she is working on finalizing the airline contracts. She informed that the summer Houston flight is looking at having 65-75% load factor, before the first plane flies on 6/21. She reported that they are starting to have conversations on if they are going to go to voters to increase the tax. She informed that she has had discussions about a circulating bus that travels more days and times during the week from Crested Butte to Gunnison.

PLANNING COMMISSION RECOMMENDATION; PROPOSED GUNNISON/CRESTED BUTTE INDUSTRIAL SPECIAL AREA DESIGNATION. GIS Director Mike Pelletier, Assistant Community Development Director Neal Starkebaum and Community Development Director Russ Forrest were present for the discussion.

GIS Director Pelletier informed the Board that the Planning Commission reviewed the Gunnison/Crested Butte Industrial Special Area Designation on the 5/16 and have made a final recommendation to the Board. He explained that the major change was to take the future Tomichi Pit project out. He mentioned that the pit will eventually become a reclaimed pit, if this project does happen. If the project does happen, there were concerns about designating it as industrial at this time due to the future use. He informed that there are a lot of water issues with a gravel pit and the future use. There was discussion that this property would be a wildlife area afterward and that there is a mitigation effort associated with this project, for visibility on Highway 50.

GIS Director Pelletier informed the Board that, due to the concerns and comments received from neighbors regarding the northern property of the Riverland Industrial Park, the Planning Commission recommends removing it from this designation.

Assistant Community Development Director Starkebaum informed the Board that staff can bring this back to the Board in the form of a resolution for the Board to approve. The Board directed staff to draft a resolution for the next meeting.

LARGE PARCEL INCENTIVE PROCESS (LPIP); GUNNISON COUNTY LAND USE RESOLUTION CODE CHANGE. Community Development Assistant Director Neal Starkebaum and GIS Director Mike Pelletier were present for the discussion. GIS Director Pelletier explained that the LPIP began in 2001 and its goal was to cluster subdivisions in 35 acre chunks. He commented that the LPIP has been used once and it does not have the incentive that they had hoped it would have. He mentioned that it causes a number of problem with the IRS and makes it harder for GOCO to fund grant applications in the Gunnison area. He recommended that the Board amend the language or remove the LPIP. He also mentioned that when the LPIP was adopted the market was different than it is today.

The Board discussed removing the LPIP and just using the Ranchland Initiative. Community Development Assistant Director Starkebaum opined that the incentive with LPIP is not the incentive that it was hoped to be, and because this will be a change to the Land Use Resolution (LUR) there will be a public hearing process. There was discussion that the Ranchland Initiative is much more practical because staff sits down with a landowner and works on the preservation of the land and on the development value. There was discussion that this contributes to the County's dedication to conservation.

ADJOURN: **Moved** by Commissioner Chamberland and seconded by Chairperson Swenson to adjourn the meeting. Motion carried unanimously. The meeting adjourned at 10:02 am.

_____
Paula Swenson, Chairperson

_____
Phil Chamberland, Vice-Chairperson

_____
Jonathan Houck, Commissioner

Minutes Prepared By:

_____
Bobbie Lucero, Deputy County Clerk

Attest:

_____
Stella Dominguez, County Clerk