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

The July 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.

MINUTES APPROVAL: **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve the minutes for 4/19, 5/17, 5/24 and 6/7 as presented with a ministerial correction to 4/19 set of minutes. Motion carried unanimously. Moved by Commissioner Houck, seconded by Chairperson Swenson to approve the 5/3 meeting minutes. Motion carried unanimously.

1. 4/19/16 Regular Meeting.
2. 5/3/16 Regular Meeting
3. 5/17/16 Regular Meeting
4. 5/24/16 Special Meeting
5. 6/7/16 Regular Meeting

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

1. Acknowledgment of Numbering Correction; Resolution #2016-27; Vacating Porphyry Road, Including Cul De Sac, Lying within Marble Ski Area, Condominium, Filing 1, Gunnison County, Colorado
2. Ratification of Out-of-State Travel Approval; Child Welfare Team Members; North Carolina; May 2016; $4,510
3. Second Amendment to Micar Airport Facilities Lease and Rental Car Concession Agreement – Assignment to Budget Car Rental System, LLC; 5/20/16 thru 5/31/17
4. Ratification of Airport Manager Signature; Aeronautics Contract Amendment No. 2; Routing No. 14-HAV-ZL-01316-M0004; State of Colorado, Department of Transportation; Extension of Term to 6/30/17
5. 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
6. Consultant Services Agreement; Souder, Miller and Associates; Engineering Consultant Services at the Gunnison County Landfill; 7/5/16 thru 12/31/17; $72,781
7. Exhibit E, Appeals Program Addendum; CaremarkPCS Health, LLC; Pharmacy Plan Appeals
8. Out-of-State Travel Request; Rockville, MD; Annual National Wraparound Academy; Juvenile Services Department Staff; September 2016; $7,865
9. Collaborative Management Memorandum of Understanding; Collaborative Management Program Incentive Funding Award Attestation Statement; Colorado Office of Children, Youth and Families, Division of Child Welfare; 7/1/16 thru 6/30/17

SCHEDULING: The Upcoming Meetings Schedule was discussed and updated.

COUNTY MANAGER'S REPORTS:

1. Compressed Natural Gas (CNG) Update. CM Birnie informed the Board that negotiations with Trillium are ongoing, and that Trillium is motivated to finalize the plan. Some money has been spent on engineering so that pricing could be assembled. The WSCU Foundation lease has been worked out, and the Sheriff's Office and Emergency Management vehicles have been ordered. The City of Gunnison plans to purchase a new trash truck in the next year or two, and the Gunnison Valley Rural Transportation Authority may also be interested in the CNG program.

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

1. Grant Award; Gunnison County Metropolitan Recreation District; Arena and Roping Chute at the Gunnison County Fairgrounds; $5,463.14. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to accept the grant award from the Gunnison County Metropolitan Recreation District in the amount of $5,463.14 for the Gunnison Roping Club and the County fairgrounds for the new chutes. Motion carried unanimously.
2. Gunnison River Festival. DCM Crosby informed the Board that the event went well, and that there were competitors in all but one event.

DRAFT

3. Cottonwood Pass Project Update. DCM Crosby indicated that her department has been communicating closure information to the public via a brochure and use of the variable message board. She will also ask Chaffee County to distribute copies of the brochure.
4. Marble Staging Area Bridge. DCM Crosby explained that, per the State, this bridge is a Town of Marble bridge. However, the Town's attorney believes that it is under County jurisdiction because it's on a County road, even though the Town has historically considered this to be their bridge and it appears on the Town's bridge inventory. County Attorney David Baumgarten felt that the ownership could be argued either way. The bridge has an 88% sufficiency rating, which is considered to be a good rating, but work is necessary. DCM Crosby noted that the Marble Quarry is willing to pay for the immediate work that needs to be done, and she will reach out to Marble Town Manager Ron Leach to discuss.

4-H FOREVER FUND CONTRIBUTION: **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to match the kids' contribution up to $4,000. Motion carried unanimously.

RESOLUTION; SUPPORTING "RAISE THE BAR, PROTECT OUR CONSTITUTION": The Board agreed that passage of this resolution would make it more difficult to change the constitution. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve Resolution #2016-28, a Resolution Supporting "Raise the Bar, Protect Our Constitution". Motion carried unanimously.

TAX REFUND AGREEMENT; RESERVE METROPOLITAN DISTRICT NO. 2: CA Baumgarten confirmed that all refund amounts, including interest, have been identified, and that he was optimistic that the issuance would occur in the near future. A total of 49 property owners have yet to file. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve the Tax Refund Agreement with Reserve Metropolitan District No. 2 and authorize the Chairperson's signature. Motion carried unanimously.

RESOLUTION; ADOPTING GUNNISON COUNTY AMBULANCE LICENSING REGULATIONS AND REPEALING PREVIOUS REGULATIONS: CA Baumgarten stated that the Board previously authorized the Gunnison Valley Health Board of Trustees to be the licensing and permitting entity, but that wasn't agreeable by the Board of Trustees. He asked that Resolution #1997-37 be repealed and replaced with this resolution. **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to approve Resolution #2016-29, a Resolution Adopting Gunnison County Ambulance Licensing Regulations and Repealing Previous Regulations. 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 Houck:

1. Gunnison Sage-grouse Update. Commissioner Houck informed the Board that he and John Swartout traveled to Dove Creek to meet with the Dolores County Commissioners, and that he planned to meet with USFWS Western Colorado Field Supervisor Ann Timberman in Grand Junction later that day. He noted that the current focus is on securing habitat, which may make transplantation more successful.

Commissioner Swenson:

1. Gunnison Valley Rural Transportation Authority Update. Chairperson Swenson stated that the Chicago flights for next winter have been loaded, and the Houston flight has been loaded with the correct plane. The RTA's strategic plan includes having 45,000 seats by the year 2020.
2. Gunnison Valley Regional Housing Authority Update. Chairperson Swenson stated that the Needs Assessment is progressing, and that the survey will be issued in the next couple of weeks. Commissioner Houck stated that the old bus barn may be used for affordable housing, and he plans to discuss this idea with the school district. Commissioner Chamberland added that discussions related to properties near McDonalds and in the Mt. Crested Butte area have begun.

ADJOURN: **Moved** by Commissioner Chamberland, seconded by Commissioner Houck to adjourn the meeting. Motion carried unanimously. The meeting adjourned at 9:20 am.

_____
Paula Swenson, Chairperson

_____
Phil Chamberland, Vice-Chairperson

_____
Jonathan Houck, Commissioner

DRAFT

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. 2016-28

A Resolution Supporting "Raise the Bar, Protect Our Constitution"

WHEREAS, the Gunnison County Board of Commissioners, have a unique role in governance with both legislative and executive duties;

WHEREAS, the Commissioners are the elected officials closest to the constituents in Gunnison County;

WHEREAS, the Commissioners are looked to for leadership on matters of government policy;

WHEREAS, Colorado law requires the same citizen initiative process to amend our Constitution as our state statutes creating a framework for one of the most easily amended Constitutions in the country;

WHEREAS, under the current initiative process, there is no incentive to seek a statutory change as opposed to a constitutional amendment since the standard to change both is the same;

WHEREAS, Since 2005, special interests have presented Colorado voters with over two dozen constitutional amendments, measures that have triggered expensive, and frequently unproductive and harmful political fights;

WHEREAS, the Board believes that the ease of amending Colorado's constitution leaves the state vulnerable to out-of-state special interest groups;

WHEREAS, the Board believes that amendments to the Constitution should be broadly and not narrowly supported;

WHEREAS, the Board believes that broad support would be shown by including all Coloradans in the signature gathering process with signatures obtained from all 35 state senate districts before a measure qualifies for the ballot;

WHEREAS, the Board believes that once on the ballot, broad support would be shown by achieving 55% of the vote to pass instead of the current requirement of a simple majority; and

WHEREAS, the Board believes that the Raise the Bar, Protect Our Constitution initiative preserves voters' rights to propose changes and place an initiative on the ballot.

THEREFORE, BE IT RESOLVED THAT the Board of Commissioners of Gunnison County, support Raise the Bar, Protect our Constitution's measure that makes it harder to amend the Colorado Constitution.

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

GUNNISON COUNTY BOARD OF
COUNTY COMMISSIONERS

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

BOARD OF COUNTY COMMISSIONERS OF GUNNISON COUNTY, COLORADO
RESOLUTION NO. 2016-29

A RESOLUTION ADOPTING GUNNISON COUNTY AMBULANCE LICENSING REGULATIONS AND REPEALING PREVIOUS REGULATIONS

WHEREAS, the Board of County Commissioners of the County of Gunnison, Colorado ("Board"), has adopted Resolution No. 97-37, *A Resolution No 37, Series 1997 for the Regulation of the Provision of Ambulance Services Within Gunnison County and Providing for the Issuance of a Permit Therefor Updating Resolution* providing for the regulation of and provision of ambulance services within Gunnison County, Colorado; and

WHEREAS, the Board of County Commissioners for Gunnison County, Colorado intends to revise and update its existing regulations for the provision of ambulance services within Gunnison County, Colorado; and

WHEREAS, the Board of County Commissioners of Gunnison County, Colorado, pursuant to the authority granted in the Colorado Emergency Medical Services Act, C.R.S. § 25-3.5-101, et seq., as amended (the "Act"), and the State Board of Health Rules Pertaining to Emergency Medical Services 6 CCR

DRAFT

1015-3 (the "Rules"), is authorized to adopt Gunnison County Emergency Medical Services Rules and Regulations; and

WHEREAS, the Board of County Commissioners of Gunnison County, Colorado finds that the Gunnison County Emergency Medical Services Rules and Regulations ("Gunnison County EMS Regulations"), attached hereto and incorporated by reference as Exhibit A, are necessary and in the best interests of the people and visitors of Gunnison County, Colorado.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GUNNISON, STATE OF COLORADO, THAT:

1. The Gunnison County Emergency Medical Services Rules and Regulations, attached as Exhibit A, are hereby adopted.
2. The Gunnison County Emergency Manager is directed to administratively review and authorized to approve or disprove all Ambulance Vehicle Permits and Ambulance Licenses.
3. Resolution 97-37, including any and all regulations adopted pursuant to Resolution 97-37, are hereby repealed effective on date with this Resolution's ratification.

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

GUNNISON COUNTY BOARD OF
COUNTY COMMISSIONERS

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

DRAFT