AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

Agenda Item: Draft 2/21/17 BOCC Meeting Minutes

Action Requested: Motion

Parties to the Agreement:

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

Summary:

Attached are the 2/21 draft 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: 3/17/2017 Certificate of Insurance Required

Yes ○ No ◉

County Manager Review:

Comments:

Reveiwed by: GUNCOUNTY1\mbirnie Discharge Date: 3/17/2017

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

Agenda Date: 3/21/2017

Revised April 2015

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING MINUTES
February 21, 2017

The February 21, 2017 meeting was held in the Board of County Commissioners' meeting room located at 200 E. Virginia Avenue, Gunnison, Colorado. Present were:

Phil Chamberland, Chairperson
Jonathan Houck, Vice-Chairperson
John Messner, Commissioner
Matthew Birnie, County Manager
Katherine Haase, Deputy County Clerk
Others Present as Listed in Text

CALL TO ORDER: Chairperson Chamberland called the meeting to order at 8:29 am.

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

MINUTES APPROVAL: **Moved** by Commissioner Houck, seconded by Commissioner Messner to approve the minutes from January 10, 2017 as presented. Motion carried unanimously.

1. 1/10/2017 Regular Meeting

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

1. Ratification of Signatures; Colorado Department of Transportation, Highway Users Tax Fund Signature Page
2. Acceptance of Nominations; Gunnison Sage-grouse Strategic Committee; Bureau of Land Management Representatives Elijah Waters – Regular Member and Kathy Brodhead – Alternate Member
3. Contract for Professional Services; Ben White Architecture; Interior and Exterior Rehabilitation of the Ohio City Town Hall, Phase II; 2/21/17 thru 2/1/19; $6,930
4. Resolution; Authorizing the Treasurer to Segregate Interests from Investments of Certain Monies and Revoking Certain Previous Resolutions
5. Task Order Amendment #1; Colorado Department of Public Health and Environment, FHLA-HSCB, FAA, Task Order Amendment Routing Number 17-96074 to Original Task Order Routing Number 13-54767; Women's Wellness Connection Program Service Delivery Initiative; 6/30/13 thru 2/28/18; $5,000
6. Memorandum of Agreement; City of Gunnison; Sources of Strength Summer Program; 1/1/16 thru 12/31/16; $3,800
7. 2017 Gunnison County Annual Operating Plan; Wildfire Protection on All Lands within Gunnison County

SCHEDULING: The Upcoming Meetings Schedule was discussed and updated.

COUNTY MANAGER'S REPORTS:

1. Gunnison Valley Regional Housing Authority Update. CM Birnie let the Board know that he would be participating in the first day of GVRHA's strategic planning retreat this week. Also, a draft RFQ has been created for the Brush Creek property development, and he stated his belief that it is moving in the correct direction since development of that property will address needs identified in the Housing Needs Assessment.
2. Out of Office. CM Birnie stated his plan to use vacation days on Thursday and Friday.

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

1. Acknowledgment of Bid Award; Construction of Metal Storage Shed at New Recycling Center Located in the Gold Basin Industrial Park. DCM Crosby stated that two bids had been received by the deadline, and that a third bid was lost in transit. CM Birnie awarded the bid last week due to the tight timeline, and she requested authorization for him to sign the contract and for her to sign all subsequent paperwork. **Moved** by Commissioner Houck, seconded by Commissioner Messner to acknowledge the awarding of the bid for the construction of the metal storage shed at the new Recycling Center in the Gold Basin Industrial Park to Professional Contractors, Inc. for the amount of $85,429, and authorize Matthew Birnie, the County Manager, to sign the contract. Motion carried unanimously.

BREAK: The meeting recessed from 8:50 until 8:52 am in order to hold the below Public Hearing.

PUBLIC HEARING; COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION; RENOVATION OF THE FAMILY SERVICES BUILDING: Facilities and Grounds Manager John Cattles was present for discussion.

1. Open Public Hearing. Chairperson Chamberland opened the Public Hearing at 8:50 am.

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2. Public Notice Confirmation. Clerk to the Board Haase confirmed that the Public Hearing had been properly public noticed.

3. Identify Ex Parte Communications. There were no ex parte communications identified.

4. Staff Presentation. FGM Cattles stated his intent to remodel the Family Services Center.

5. Applicant Presentation. N/A.

6. Board Questions. Commissioner Chamberland noted that the contract includes an incorrect date for the hearing, and FGM Cattles confirmed that it would be changed to today's date. He also confirmed that another hearing will be held for the environmental review, if the grant is awarded.

7. Public Comments. Chairperson Chamberland opened the Public Hearing to comments at 8:52 am, but no comments were provided.

8. Acknowledge Correspondence Received. No additional correspondence was identified.

9. Applicant Response. N/A.

10. Close Public Hearing. Chairperson Chamberland closed the Public Hearing at 8:52 am and immediately reconvened the Gunnison County Board of County Commissioners meeting.

DEPUTY COUNTY MANAGER'S REPORT AND PROJECT UPDATES (continued): DCM Crosby and Special Projects Foreman Jim Kint were present for discussion.

2. Agreement with CenturyLink for Conduit Placement on Cottonwood Pass. DCM Crosby explained that the Federal Highway Administration (FHA) cannot contract directly with utility companies. She hoped to have a draft agreement available by now, but she hasn't yet received enough information from the FHA. She requested that County Attorney David Baumgarten be allowed to begin working on an agreement, and the Board gave verbal approval.
3. Weddings at the Whitewater Park. DCM Crosby stated that she had received requests to hold special events at the Park, which she was in favor of because the revenue would help pay for some of the Park's maintenance. For any events in August, the permits would acknowledge that the public access would continue during the events. CM Birnie noted that, due to FAA requirements and the fact that the Park is within the airport's influence zone, there is a limit to the number of people who can be at the Park at any given time. DCM Crosby agreed to discuss this issue with Airport Manager Rick Lamport.
4. Destruction of Roads During Spring. DCM Crosby stated that she planned to have the annual Gold Basin Road closure resolution ready for approval during the 3/7 meeting. Weight restrictions will be included in the resolution. She stated that she will begin advertising the closure immediately, and the Board approved of her process.
5. McCabes Lane. Commissioner Houck asked DCM Crosby to check the condition of this road. He stated that improper plowing appears to have caused some fixable damage.

PETITIONS FOR ABATEMENT OR REFUND OF TAXES; RMD #2: Senior Assessment Analyst William Spicer and Deputy County Attorney Gretchen Stuhr were present for discussion.

1. Account #R043230. SAA Spicer relayed the Assessor's recommendation to deny the request for 2013 and approve the request for 2014. **Moved** by Commissioner Houck, seconded by Commissioner Messner to deny in 2013, but approve in 2014 the abatement request on Account #R043230, as presented today. Motion carried unanimously.
2. Account #R043231, #R043577, #P070848, #R042005, #R043244, #R043219, #R043220, #R043222, #R043687, #R043688, #R043692, #R042013, #R042006, #R042014, #R041998, #R043235, #R043218. **Moved** by Commissioner Houck, seconded by Commissioner Messner to approve the Assessor's recommendation for abatement on the following account numbers, as presented today: Account #R043231, #R043577, #P070848, #R042005, #R043244, #R043219, #R043220, #R043222, #R043687, #R043688, #R043692, #R042013, #R042006, #R042014, #R041998, #R043235, #R043218. Chairperson Chamberland noted that these recommendations are for the 2014 tax year. Motion carried unanimously.
3. Account #R042019. Paul Witt, spouse of the property owner on record, participated in the discussion via telephone. SAA Spicer explained that this petition was for the 2014 tax year, and that it was filed on 1/7/17. The deadline for filing was 1/3/17, so the Assessor recommended denial of the abatement request. He confirmed that, if denied, the property owner can appeal through the Board of Assessment Appeals, but that success wouldn't be likely since the Colorado statute is clear on the issue of deadlines. Mr. Witt asked for clarification on the receipt date, and SAA Spicer explained that his office received the email on 1/7/17 and the hard copy in the mail on 1/11/17. Mr. Witt stated that he was unfamiliar with the rules, he didn't receive a notice, and that he was only made aware of the issue by another property owner. SAA Spicer explained that the District sent the notices not far in advance of the deadline, and that the Witts live out of state so mailing would likely be delayed. Chairperson Chamberland requested that this issue be discussed

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with the District so that future issues can be avoided. He also asked that SAA Spicer verify the date of receipt of the email since the County has been experiencing known email issues. **Moved** by Commissioner Houck, seconded by Commissioner Messner to deny the Petition for Abatement for #R042019.

FINANCIAL APPROVALS:

1. Resolution; Amending the Gunnison County Budget for Fiscal Year 2017 and Amending the Appropriation Resolution. **Moved** by Commissioner Houck, seconded by Commissioner Messner to approve Resolution #2017-3, a Resolution Amending the Gunnison County Budget for Fiscal Year 2017 and Amending the Appropriation Resolution as presented today. Motion carried unanimously.
2. Vouchers and Transfers. Finance Director Linda Nienhueser presented the voucher approval report dated February 21, 2017 and the cash transfer authorization dated January 2017 for discussion and approval. **Moved** by Commissioner Houck, seconded by Commissioner Messner to approve the vouchers in the amount of $1,314,082.66. Motion carried unanimously. **Moved** by Commissioner Houck, seconded by Commissioner Messner to approve the cash transfer in the amount of $2,830,280.72. Motion carried unanimously.
3. Treasurer's Report. County Treasurer Debbie Dunbar presented the January 2017 Treasurer's report and an investment report dated January 31, 2017 for discussion and acceptance. **Moved** by Commissioner Houck, seconded by Commissioner Messner to accept the Treasurer's report as presented here today. Motion carried unanimously.

RESOLUTION; ESTABLISHING GUNNISON COUNTY POLICY TO OPPOSE TRANSFER OF FEDERAL PUBLIC LANDS TO STATE OWNERSHIP: **Moved** by Commissioner Messner, seconded by Commissioner Houck to approve Resolution #2017-4, a Resolution Establishing Gunnison County Policy to Oppose Transfer of Federal Public Lands to State Ownership. Motion carried unanimously. The letter attached to the resolution should come from all three commissioners, and Commissioner Chamberland agreed to the use of his signature stamp.

BREAK: The meeting recessed from 9:36 until 9:41 am for a short break, and then again from 9:41 until 10:32 am in order to call to order as the Gunnison/Hinsdale Board of Human Services (see separate minutes).

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

COMMISSIONER ITEMS:

Commissioner Chamberland:

1. Temporary Absence. Chairperson Chamberland informed the Board that he will be out of town from 2/22 until 3/12 in order to assist a family member with post-surgical convalescence.

Commissioner Houck:

1. Public Lands Initiative Update. Commissioner Houck attended the last meeting. He plans to secure a time on an upcoming Town of Marble work session agenda to share information and gauge the level of interest in that section of the county.
2. Sean McCormick's Retirement Celebration. Commissioner Houck attended the event, and he stated that Sean had done a good job for the County organization.

Commissioner Messner:

1. Colorado Counties, Inc. (CCI) Legislative Update. Commissioner Messner provided the following legislative summary. A future work session will be scheduled for a more comprehensive update.
   a. Transportation Bill. Commissioner Messner stated that this bill seeks to dedicate 10% of Colorado sales tax for transportation funding, but there is no provision for local-level funding. He is not certain that the bill will be successful, and CCI took the stance to monitor it. He thought the Board might want to work with our representatives to draft a bill, or at least craft a position statement. Chairperson Chamberland suggested that, if desired, the Board could voice support through Club 20 regarding issues that the Board would like to have considered at the state level.
   b. Surveyor Bill. Commissioner Messner stated that the County might be required to have a surveyor, and he agreed to forward more information to CM Birnie after the meeting. CCI chose to monitor this bill.
   c. Marijuana. Commissioner Messner stated that the issue of illegal grows was discussed, and the Governor intends to propose solutions. Commissioner Messner will discuss the related issues during the next work session.
   d. Federal Mineral Lease District. Commissioner Messner asked about the possibility of the County having a Federal Mineral Lease District, and CM Birnie explained that the option is there, but that a District does not currently exist. CM Birnie explained that there are benefits to setting up a District, but that the potential drawbacks are problematic. When

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last evaluated locally, the risks outweighed the benefits; he will have Finance Director Linda Nienhueser provide an updated financial analysis for consideration.

2. Regional Housing Authority Update. Commissioner Messner will attend the upcoming meeting later in the week. He stated that search is ongoing for a new director. He also agreed that a large portion of the needs identified in the Housing Needs Assessment will need to be addressed by private enterprise.
3. Metropolitan Recreation (Met Rec) District Update. Commissioner Messner attended the 2/20 meeting to discuss indoor recreation, with focus on a potential indoor pool in the north end of the valley. He noted that there appears to be some disagreement among the Met Rec board members about what their future focuses should be.
4. Gunnison Valley Rural Transportation Authority Update. Commissioner Messner plans to attend the meeting later in the week to continue discussions about which markets should be retained and which ones may not be financially feasible at this time.

ADJOURN: Chairperson Chamberland adjourned the meeting at 11:51 am.

CALL TO ORDER: The final agenda item was inadvertently skipped during the meeting, so Chairperson Chamberland called the meeting back to order at 11:56 am.

SAFETY OFFICER BRIEFING; POSSIBLE EXECUTIVE SESSION: CM Birnie recommended that the Board go into an executive session to discuss security arrangements. The participants would be the Board, CM Birnie, and Safety Officer Katherine Haase. He also noted that, since the discussion was not subject to attorney-client privilege, an audio recording would be kept. **Moved** by Commissioner Houck, seconded by Commissioner Messner to go into an executive session to receive a briefing from our Safety Officer. Motion carried unanimously.

The board went into executive session at 11:57 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).*

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).

Date: _____ _____

Phil Chamberland, Chairperson
Gunnison County Board of Commissioners

The Board came out of executive session at 12:09 pm. Chairperson Chamberland confirmed that the discussion remained on-topic, only those parties stated to be in attendance were, in fact, in attendance and no decisions were made.

ADJOURN: **Moved** by Commissioner Houck, seconded by Commissioner Messner to adjourn the meeting. Motion carried unanimously. The meeting adjourned at 12:10 pm.

_____
Phil Chamberland, Chairperson

_____
Jonathan Houck, Vice-Chairperson

_____
John Messner, 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 GUNNISON COUNTY
RESOLUTION NO. 2017-2

A RESOLUTION AUTHORIZING THE TREASURER TO SEGREGATE INTERESTS FROM INVESTMENTS OF CERTAIN MONIES AND REVOKING CERTAIN PREVIOUS RESOLUTIONS

WHEREAS, Colorado Revised Statute 30-10-710 provides, in part, that interest gained through the investment of county funds, regardless of the origin of such funds, may be credited to the General Fund "unless such investment is made from specific funds allocated for a definite purpose and so maintained"; and

WHEREAS, it is the desire of this Board that the interest gained from the investment of certain funds be credited back to those funds;

WHEREAS, this Board has previously passed resolutions which directed the County Treasurer and the County Finance Office to deposit back to certain funds all the interest gained from investments of the monies from those certain funds;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Gunnison County, Colorado:

1. The County Treasurer is hereby directed to deposit back into the following funds all interest gained from the investment of monies from the respective funds:

	Treasurer's Acct #
Reserve Accounts within the General Fund:	
General – Water Resources	150
General – Workforce Impact Fees	155
Road and Bridge Fund	002
Human Services	003
Public Health Agency	004
Conservation Trust Fund	007
Bond Fund	008
Bond Fund Series 2010	101
Airport Operations Fund	010
Reserve Account within the Airport Operations Fund:	
Airport – Terminal Construction	102
Sales Tax Fund	012
Land Preservation Fund	013
Mosquito Fund	030
Sage Grouse Trust Fund	032
Risk Management Fund	034
Airport Construction Fund	041
Capital Expenditures Fund	043
Gunnison County Sewer	050
Reserve Account within the Sewer Fund:	
Sewer – Restricted	135
Gunnison County Water	051
Reserve Account within the Water fund	
Water – Restricted	136
Solid Waste Fund – Operations	052
Reserve Accounts within the Solid Waste Fund:	
Solid Waste - Landfill Closure	125
Solid Waste – Landfill Construction	126
Gunnison Housing Authority Fund	070
Reserve Accounts within the Housing Authority Fund:	
Senior Housing – Operations	071
Senior Housing – Deposits	140
Internal Service Fund I	080
Internal Service Fund II	082
Internal Service Fund III, Health Insurance Trust	090
Reserve Account within the Health Insurance Trust Fund	
Health Insurance Claims	115
Gunnison River Valley Local Marketing District	091
Gunnison Valley Transportation Authority	092

2. All remaining interest gained from the investment of County funds may be credited to the County General Fund. 001
3. The previously enacted resolutions directing the distribution of interest to various funds – namely Resolution No. 2016-04, Series 2016 is hereby canceled as of January 1, 2017 and the provisions of this resolution shall supersede the previous resolutions.
4. The effective date of this resolution shall be January 1, 2017.

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INTRODUCED by Commissioner Houck, seconded by Commissioner Messner, and adopted this 21st day of February, 2017.

BOARD OF COUNTY COMMISSIONERS
OF GUNNISON COUNTY, COLORADO

Chamberland – yes; Houck – yes; Messner – yes.

BOARD OF COUNTY COMMISSIONERS OF GUNNISON COUNTY
RESOLUTION NO. 2017-3

A RESOLUTION AMENDING THE GUNNISON COUNTY BUDGET FOR FISCAL YEAR 2017 AND AMENDING THE APPROPRIATION RESOLUTION.

WHEREAS, at the time of the adoption of the budget for Gunnison County for fiscal year 2017 certain revenues were unassured and certain expenditures were not anticipated; and

WHEREAS, revenues can now be identified for such expenditures;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Gunnison County, Colorado, that a supplemental budget and appropriation resolution be adopted in the following respects:

Gunnison Valley Health Fund. The Revenues are increased by $1,083,820 from unappropriated fund balance and an increase in expected charges for services. The Expenses are increased in a like amount for personnel, $141,373 from adding 2 FTE for opening a second operating room. (The FTEs will be split between 4 positions totaling 40 hours per week); supplies, $36,047; purchased services, $5,809, both the direct result of increasing the surgery volumes; and miscellaneous costs, $591. Expenses are also increased by $900,000 for capital outlay for the option to acquire 1 to 2 acres of land for outpatient services in the approximate total amount of $1,650,000.

The above sums of money, or as much thereof as may be authorized by law and as may be deemed necessary to defray the expenses and liabilities of the County, are hereby appropriated. It is the intent of the Board to make the necessary amendments and supplements to the budget adoption and appropriation resolutions - Resolution Nos. 2016-49 and 2016-50 respectively - for Gunnison County for the fiscal year beginning January 1, 2017 and ending December 31, 2017; but except as specifically provided for herein, to make no further changes in the budget adoption or appropriation resolutions adopted with respect to said fiscal year.

INTRODUCED by Commissioner Houck, seconded by Commissioner Messner, and adopted this 21st day of February, 2017.

BOARD OF COUNTY COMMISSIONERS
OF GUNNISON COUNTY, COLORADO

Chamberland – yes; Houck – yes; Messner – yes.

BOARD OF COUNTY COMMISSIONERS OF GUNNISON COUNTY
RESOLUTION NO. 2017-4

A RESOLUTION ESTABLISHING GUNNISON COUNTY POLICY TO OPPOSE TRANSFER OF FEDERAL PUBLIC LANDS TO STATE OWNERSHIP

WHEREAS, approximately eighty-two percent (82%) of lands in Gunnison County are owned by the United States as public lands available for public use; and

WHEREAS, lands owned by the United States as public lands available for public use are an invaluable heritage and foundation for our natural and social environments and communities; and

WHEREAS, lands owned by the United States as public lands for public use both demonstrate and foster our commitment to common and equal access, and enjoyment and use of our national heritage; and

WHEREAS, lands owned by the United States as public lands for public use contribute, and bind us, to appreciative and shared experiences of living, learning, growth and responsibility; and

WHEREAS, lands owned by the United States as public lands for public use provide—as Wallace Stegner wrote—"geographies of hope" and places in which "...we are all each other's consequences..."; and

WHEREAS, there is a reasonable apprehension that transfer of federal public lands available for public use to state ownership may devolve to "privatization" of such lands—and the loss of this heritage, foundation, commitment and geography.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Gunnison County, Colorado to formally express its policy to oppose, generally, the transfer of federal public lands to state ownership.

INTRODUCED by Commissioner Messner, seconded by Commissioner Houck, and adopted this 21st day of February, 2017.

BOARD OF COUNTY COMMISSIONERS
OF GUNNISON COUNTY, COLORADO

Chamberland – yes; Houck – yes; Messner – yes.

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