AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

Agenda Item: Draft BOCC Minutes; 5/16/2017

Action Requested:

Parties to the Agreement:

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

Summary:

Attached are the draft 5/16/17 meeting minutes for consideration.

Fiscal Impact:

Submitted by: Josh Ost **Submitter's Email Address:** jost@gunnisoncounty.org

Finance Review: ○ Required ◉ Not Required

Comments:

Reviewed by: Discharge Date:

County Attorney Review: ○ Required ◉ Not Required

Comments:

Reveiwed by: Discharge Date: Certificate of Insurance Required Yes ○ No ○

County Manager Review:

Comments:

Reveiwed by: GUNCOUNTY1\mbirnie Discharge Date: 5/31/2017

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

Agenda Date: 6/6/2017

Revised April 2015

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING MINUTES
May 16, 2017

The May 16, 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
Josh Ost, Deputy County Clerk
Others Present as Listed in Text

GUNNISON RIVER VALLEY LOCAL MARKETING DISTRICT:

CALL TO ORDER: Chairperson Chamberland called the meeting to order at 8:30 am.

Memorandum of Agreement; Marble Crystal River Chamber of Commerce; January 1, 2017 - December 31, 2017; $16,500:
Moved by Commissioner Houck, seconded by Commissioner Messner to approve the Memorandum of Agreement; Marble Crystal River Chamber of Commerce; January 1, 2017 - December 31, 2017; $16,500. Motion carried unanimously.

ADJOURN: **Moved** by Commissioner Houck, seconded by Commissioner Chamberland to adjourn the Gunnison River Valley Local Marketing District meeting. The meeting adjourned at 8:32 am.

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS:

CALL TO ORDER: Chairperson Chamberland called the meeting to order at 8:32 am.

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

MINUTES APPROVAL: **Moved** by Commissioner Messner, seconded by Commissioner Houck to approve the 4/18/2017 and 5/2/2017 regular meeting minutes as presented.
1. 4/18/2017 Regular Meeting
2. 5/2/2017 Regular Meeting

CONSENT AGENDA: **Moved** by Commissioner Houck, seconded by Commissioner Messner to approve the consent agenda as presented. Motion carried unanimously.
1. Acknowledgement of County Managers Signature; Contractor Agreement; E.C. Electric; Compressed Natural Gas Fill Station; $82,225
2. Acknowledgement of County Managers Signature; Contractor Agreement; Keyway Concrete Co.; Compressed Natural Gas Fill Station; $11,420
3. Acknowledgement of County Managers Signature; Contractor Agreement; Chief Construction.; Compressed Natural Gas Fill Station; $14,220
4. Lease Agreement; Mountain Roots; Starting January 1, 2017 Continuing Month to Month; $279.84
5. Resolution 2017-20; To Lease, Purchase and/or Finance Caterpillar Equipment
6. Acknowledgement of County Managers Signature; Grant Application for Gunnison-Hinsdale Early Childhood Council; Community Foundation of the Gunnison Valley; $3,000
7. Acknowledgement of County Managers Signature; Grant Application for Nurturing Parenting Program; Community Foundation of the Gunnison Valley; $2,500
8. Amendment to Interagency Agreement; State Innovation Model Local Public Health Agency Grant Program; West Central Public Health Partnership Behavioral Health Project; Extending Deadline to July 31, 2017
9. Subaward Agreement; National Network of Public Health Institutes; West Central Public Health Partnership Cross-Jurisdictional Sharing Arrangement; June 1,2017 - November 30, 2017; $10,000

SCHEDULING: The Upcoming Meetings Schedule was discussed and updated.

COUNTY MANAGER'S REPORTS: County Manager Matthew Birnie was present for discussion.
1. Strategic Plan Implementation: CM Birnie reported that the implementation plan for the Board's strategic plan is almost complete.
2. Brush Creek Parcel: The Request for Proposal has been issued to the two finalist teams. This will be due June 23rd. The plan is to have a decision by mid-July if possible.

DEPUTY COUNTY MANAGER'S REPORT AND PROJECT UPDATES: Deputy County Manager Marlene Crosby was present for discussion.
1. Pitkin Town Council: DCM Crosby attended the council meeting this past week. She stated that it was well attended and they understood the issues with winter plowing.
2. Road to Crystal: There has been a couple avalanches on that road. There will be no guarantee that that road will be open by Memorial Day.

3. Recycle Center: The center is moving along quickly. There has been more excavation work than expected. The pad for the bailer will be poured today.

Resolution; Adjusting Ground Rent for Use of Premises at the Gold Basin Industrial Park:
DCM Crosby was present for the discussion. She explained that this is something that is completed annually.
Moved by Commissioner Messner, seconded by Commissioner Houck to approve resolution 2017-21; A Resolution Adjusting Ground Rent for Use of Premises at the Gold Basin Industrial Park. Motion carried unanimously**.**

Funding Request; Ranchers and Sportsman for the Hungry; $2,000:
Due to a gap in the meeting this item occurred earlier than scheduled. Allan Moores was present for the discussion. He gave an update on his program and what this program has done for the community. The Board thanked Allan for his work with this program.
Moved by Commissioner Houck, seconded by Commissioner Messner to approve Funding Request; Ranchers and Sportsman for the Hungry; $2,000 from the Commissioner's discretionary fund. Motion carried unanimously**.**

Break: The Board took a break at 8:52 am. The meeting resumed at 8:55 am.

Cooperative Agreement; Adult Protective Services; Local Law Enforcement and District Attorney; 5 Year Agreement:
The Board discussed the agreement and did not have any questions.
Moved by Commissioner Houck, seconded by Commissioner Messner to approved the Cooperative Agreement; Adult Protective Services; Local Law Enforcement and District Attorney; 5 Year Agreement. Motion carried unanimously**.**

Comments on Signal Peak Trails Plan:
Commissioner Houck presented the comments he had drafted. He explained the details behind the comments and the timeline for the scoping period. Discussion ensued amongst the Board regarding the comments and the amount of trials proposed. The Board then opened the discussion up to members of the audience. The following citizens conversed with the Board about their concerns with the plan. Concerned citizens Brad Phelps, John Nelson, Cody Dice, Steve Guerrieri, and Sandy Guerrieri were all present and spoke to the Board. After the discussion with the concerned citizens a small change was made to the comments to reflect the correct the identification of an Urban Interface Recreation Area in the Candidate Conservation Agreement located in the second paragraph of the comment letter.
Moved by Commissioner Messner, seconded by Commissioner Houck to approve the comment letter to the BLM on the Signal Peak Trails Plan as amended. Motion carried unanimously**.**

Gunnison County Emergency Operations Plan Discussion and Comment:
Emergency Manager Scott Morrill and Deputy Emergency Manager Bobbie Lucero were present for the discussion. They explained the plan and that a resolution is in the process of being drafted to adopt this plan. Discussion ensued between the Board and EM Morrill and DEM Lucero for the specifics of the plan including where the draft of the plan was located for public review and comment.

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

COMMISSIONER ITEMS:

Commissioner Houck:
1. Public Lands Day: This is occurring this Saturday and there will be many projects going on around the County. State Senator Kerry Donovan will be in down and will have a meet-up at the Brewery Saturday evening.
2. RTA: Still waiting on scheduling and availability from of the airlines to sign contracts.

Commissioner Messner:
1. ICELab Accelerator: Commissioner Messner attended the Accelerator introduction.
2. Housing Authority: The new Director has been introduced at the past meeting.
3. Gunnison County Electric Association and City of Gunnison: CARE Program: Commissioner Messner met with the officials of each entity to discuss energy efficiency programs.
4. Oxbow Mine: Commissioner Messner will be visiting the Oxbow Mine tomorrow to tour the operations.

Commissioner Chamberland:
1. Community Health Coalition: Chairperson attended the most recent meeting. There was a great turnout at the meeting. The coalition is working on plans similar to the Board's strategic planning.

ADJOURN: Moved by Commissioner Houck, seconded by Messner to adjourn the regular meeting. Motion carried unanimously**.** The meeting adjourned at 9:54 am.

Phil Chamberland, Chairperson

_____
Jonathan Houck, Vice-Chairperson

_____
John Messner, Commissioner

Minutes Prepared By:

_____
Josh Ost, Deputy County Clerk

Attest:

_____
Kathy Simillion, County Clerk

GUNNISON COUNTY BOARD OF COMMISSIONERS TEXT INCLUSION INTO MINUTES

BOARD OF COUNTY COMMISSIONERS OF GUNNISON COUNTY, COLORADO

RESOLUTION NO. 2017-20

A RESOLUTION TO LEASE, PURCHASE AND/OR FINANCE CATERPILLAR EQUIPMENT

WHEREAS, the laws of the State of Colorado (the "State") authorize Gunnison County, a duly organized political subdivision of the State (the "County"), acting by and through the Board of County Commissioners of Gunnison County, Colorado (the Board"), to purchase, acquire and lease personal property for the benefit of the County and its inhabitants and to enter into and necessary contracts; and

WHEREAS, the County wants to lease, purchase and/or finance equipment ("Equipment") from Caterpillar Financial Services Corporation and/or an authorized Caterpillar dealer ("Caterpillar") by entering into that certain Governmental Equipment Lease-Purchase Agreement signed on behalf of the County on February 13, 2017 by Leland Partch, as the County's fleet manager, (the "Agreement") with Caterpillar; and

WHEREAS, a copy of the Agreement has been presented to the Board at this May 16, 2017 meeting.
NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Gunnison County, Colorado that (i) the Agreement, including all schedules and exhibits attached to the Agreement, is adopted, ratified and approved as signed by Leland Partch, with any Approved Changes (as defined below), (ii) the County enters into the Agreement with Caterpillar and (iii) the Agreement is adopted, ratified and approved as a binding obligation of the County; and

That changes may later be made to the Agreement if the changes are approved by the Board's counsel or members of the Board signing the Agreement (the "Approved Changes") and that the signing of the Agreement and any related documents is conclusive evidence of the approval of the changes; and
That Matthew Birnie, County Manager (the "Authorized Person") be, and is, authorized, directed and empowered, to take or cause to be taken, all actions he deems necessary or advisable to acquire the Equipment, including the signing and delivery of documents related to or contemplated by the Agreement; and

That the County releases and transfers to Caterpillar any and all rights it has or may have acquired in or with respect to the Equipment pursuant to any Sales Agreement previously signed by the County and Wagner Equipment Co.; and

That the Clerk of the Board is authorized to attest to these resolutions and affix the seal of the Board to the Agreement, these resolutions, and any related documents; and

That nothing in these resolutions, the Agreement, or any other document imposes a pecuniary liability or change upon the general credit of the County or against its taxing power, except to the extent that the payments payable under the Agreement are special limited obligations of the County as provided in the Agreement; and

That a breach of these resolutions, the Agreement or any related document will not impose any pecuniary liability upon the County or any charge upon its general credit or against its taxing power, except to the extent that the payments payable under the Agreement are special limited obligations of the County as provided in the Agreement; and that the authority granted by the resolutions will apply equally and with the same effect to the successors in office of the Authorized Person.

Board of County Commissioners of Gunnison County, Colorado Resolution No. 2017-14, A Resolution to Lease, Purchase And/Or Finance Caterpillar Equipment is hereby rescinded in full.

INTRODUCED by Commissioner Houck, seconded by Commissioner Messner, and adopted this 16th day of May, 2017.

BOARD OF COUNTY COMMISSIONERS
OF GUNNISON COUNTY, COLORADO

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

BOARD OF COUNTY COMMISSIONERS OF GUNNISON COUNTY

RESOLUTION NO. 17-21

A RESOLUTION ADJUSTING GROUND RENT FOR USE OF PREMISES AT THE GOLD BASIN INDUSTRIAL PARK

WHEREAS, the Board of County Commissioners of Gunnison County, Colorado owns and operates the Gold Basin Industrial Park located in the County of Gunnison, State of Colorado and as legally described as 38.79 acres in NE4NW4. Section 11 49N1W #499861 and portions of 21.28 acres in SE4SW4. Section 2 49N1W #499861; and

WHEREAS, the Board of County Commissioners wants to adjust the ground rental rate where such an adjustment is not precluded by a current written lease; and

WHEREAS, the Board of County Commissioners is taking this action in order to better fund the operation and maintenance of the Gold Basin Industrial Park; and

WHEREAS, the Denver-Boulder-Greeley Consumer Price Index for All Urban Consumers, as published by the United State Department of Labor Bureau of Labor Statistics, for 2016 was 246.643, a 2.77% increase from 2015.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Gunnison County, Colorado that effective on April 1, 2017:

1. The ground rental rate shall be in the amount of $2,905 per annum per acre of premises occupied.

2. Premises occupied will be rounded to the nearest thousandth of an acre (x.xxx acres).

BE IT FURTHER RESOLVED THAT these rates shall remain in effect until changed by resolution by the Board of County Commissioners.

INTRODUCED by Commissioner Messner, seconded by Commissioner Houck and adopted this 16th day May, 2017.

BOARD OF COUNTY COMMISSIONERS
OF GUNNISON COUNTY, COLORADO

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