AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

Agenda Item: Draft BOCC Meeting Minutes; 11/21/2017

Action Requested:

Parties to the Agreement:

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

Summary:

Attached are the draft 11/21/2017 BOCC 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: 12/12/2017

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

Agenda Date: 12/19/2017

Revised April 2015

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

The November 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
Josh Ost, 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 to the agenda.

MINUTES APPROVAL: Commissioner Messner stated there was a typographical error under his commissioner items. **Moved** by Commissioner Houck, seconded by Chairperson Chamberland to approve the 10/17/2017 regular meeting as amended. Motion carried unanimously.

1. 10/17/2017 Regular Meeting

CONSENT AGENDA: Sustainable Operations Director John Cattles requested that consent agenda item #15 be pulled for further discussion. **Moved** by Commissioner Houck, seconded by Commissioner Messner to approve the consent agenda with the exception of item #15. Motion carried unanimously.

1. Grant Application; Crested Butte Snowsports Foundation; Gunnison County Choice Pass Program 2017-2018 Season; $3,665
2. Acknowledgement of County Manager's Approval of Mr. Riepe selling his Deed Restricted Larkspur Lot for $37,000
3. Acknowledgement of County Manager's Signature; Colorado Division of Criminal Justice State Juvenile Diversion Program & Marijuana Tax Cash Funds Grant Renewal; $35,000
4. Ratification of Correspondence; Letter of Support for GOAT's Proposal for OHV Track at McCabe Lane.
5. Resolution; Supporting the National Park System
6. Resolution; Adopting the Hard Key and Access Badge Issuance/Replacement/Return Policy and Rescinding the Previous Version
7. Resolution; To Lease, Purchase and/or Finance Caterpillar Equipment; Caterpillar Model 140M3, Serial Number: N9D00921
8. Acknowledgement of County Manager's Signature; Lease Agreement; Lain Partnership LLLP; 600 W. Tomichi Ave.; $1,875/Month
9. Acknowledgement of County Manager's Signature; KEMWEST Environmental Safety & Industrial Hygiene Consultants; Asbestos Inspection Services; $5,155
10. Compliance Certification; Gunnison-Crested Butte Airport Runway Rehabilitation Project; Nationwide Permit Number 39
11. Affiliate Airline Operating Agreement; Gunnison-Crested Butte Regional Airport; Express Jet Airline
12. Ground Transportation Agreement; Gunnison-Crested Butte Regional Airport; CB Limo, LLC
13. Ground Transportation Agreement; Gunnison-Crested Butte Regional Airport; Crested Butte Shuttle Company LLC
14. Amendment to Contract Agreement; Christopher Klein Construction, Inc.; Ohio City Town Hall Phase II
15. **PULLED FOR FURTHER DISCUSSION:** Contractor Agreement; Christopher Klein Construction, Inc.; Gunnison County Family Services Building Remodel Phase II; $1,278,382

Consent Agenda Item #15: Contractor Agreement; Christopher Klein Construction, Inc.; Gunnison County Family Services Building Remodel Phase II; $1,278,382:
Sustainable Operations Director John Cattles explained some changes that were made to this contract regarding the electrical plans. He stated that it would probably be best if Part B be stricken from the contract.
Moved by Commissioner Houck, seconded by Commissioner Messner to approve Consent item #15 with Part B under services stricken from the contract with the Chairperson's signature. Motion carried unanimously.

SCHEDULING: The Upcoming Meetings Schedule was discussed and updated.

COUNTY MANAGER'S REPORTS: County Manager Matthew Birnie was present for the discussion.

1. Family Services Project: This project is about to start. The staff in that building have been moved.
2. Local Marketing District Funds: CM Birnie asked for guidance for the new Tourism Association contract. The Board stated to begin drafting the contract based on the memo that was sent from Commissioner Messner.

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

1. DCM Crosby stated she had been working with Mesa County on getting a tire shredder over to Gunnison for the landfill. She stated she can get it hauled to Gunnison and Mesa County would send their operator with it. A Memorandum of Agreement is currently being drafted by Mesa County. DCM Crosby asked the Board if they would approve this item once it has been received. The Board agreed this would be a good project.
2. Intergovernmental Agreement for Winter Road Maintenance; Town of Pitkin; November 1, 2017 – May 31, 2018; $6,000: DCM Crosby explained the changed from previous years in the Town of Pitkin. **Moved** by Commissioner Houck, seconded by Commissioner Messner to approve the Intergovernmental Agreement for Winter Road Maintenance; Town of Pitkin; November 1, 2017 – May 31, 2018; $6,000 for the Chairperson's signature. Motion carried unanimously.
3. Intergovernmental Agreement for Winter Road Maintenance; Montrose County; January 1, 2018 – December 31, 2018: **Moved** by Commissioner Houck, seconded by Commissioner Messner to approve the Intergovernmental Agreement for Winter Road Maintenance; Montrose County; January 1, 2018 – December 31, 2018 for the Chairperson's signature. Motion carried unanimously.
4. Intergovernmental Agreement for Winter Road Maintenance; Town of Marble; November 1, 2017 – May 31, 2018: **Moved** by Commissioner Houck, seconded by Commissioner Messner to approve the Intergovernmental Agreement for Winter Road Maintenance; Town of Marble; November 1, 2017 – May 31, 2018 for the Chairperson's signature. Motion carried unanimously.
5. Contractor Agreement; SG Interests I, Ltd.; Snow Plowing County Road 265; $5,000: **Moved** by Commissioner Houck, seconded by Commissioner Messner to approve the Contractor Agreement; SG Interests I, Ltd.; Snow Plowing County Road 265; $5,000 for the Chairperson's signature. Motion carried unanimously.

Gunnison County Strategic Performance Updates:

1. Public Works: DCM Crosby was present for the discussion. She explained some of the measures in her plan to the Board including the recycling program changes. DCM Crosby explained some of the updated pricing for recycled products. Commissioner Houck asked who the district foreman are now. DCM Crosby stated that District 1 is Martin Schmidt, District 2 is Tim Davis and District 3 is Joe Bob Lucero.
2. Administration: County Manager Matthew Birnie, Assistant to the County Manager Katherine Haase, Finance Director Linda Nienhueser and Human Resources Manager Cheryl Seling were present for the discussion. CM Birnie explained some of the measures in the plan that the Board would find informational under the Board Support and Executive Management activities. ATCM Haase explained the measures in the Communications activity. Commissioner Houck asked what would be the trigger to be more proactive in press releases. The Board discussed the options to try and be more proactive with releases on County issues. ATCM Haase discussed the social media accounts for the County and the process for posting for other departments. FD Nienhueser explained the measures in the Finance Program. She also explained some of the new features of the new finance and HR software that is currently under conversion. HR Manager Seling explained the measures in the HR program.

VOUCHERS AND TRANSFERS APPROVAL: Finance Director Linda Nienhueser presented the voucher approval report dated November 21, 2017 and the cash transfer authorization dated October 2017 for discussion and approval. **Moved** by Commissioner Houck, seconded by Commissioner Messner to approve the vouchers in the amount of $3,294,755.40. Motion carried unanimously. **Moved** by Commissioner Houck, seconded by Commissioner Messner to authorize the cash transfers in the amount of $4,445,235.73. Motion carried unanimously.

TREASURER'S MONTHLY REPORT: County Treasurer Debbie Dunbar presented the October 2017 Treasurer's report and Investment report dated October 31, 2017 for discussion and acceptance. **Moved** by Commissioner Houck, seconded by Commissioner Messner to accept the reports as presented. Motion carried unanimously.

Appointments:
Sustainable Tourism and Outdoor Recreation Committee Agency and Municipality Members:

1. City of Gunnison; Mallory Logan
2. Town of Crested Butte; Paul Merck
3. Town of Mt. Crested Butte; Nicholas Kempin
4. Gunnison County; John Messner
5. Colorado Parks and Wildlife; Chris Parmeter
6. U.S. Forest Service; Matt McCombs
7. Bureau of Land Management; Elijah Waters
8. National Park Service; Bruce Noble
9. Gunnison-Crested Butte Tourism Association; John Norton
10. Gunnison County Stockgrowers' Association; Bruce Allen
11. Crested Butte Mountain Resort; Erica Mueller

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Moved by Commissioner Houck, seconded by Commissioner Messner to appoint the above agency and municipality appointees to the Sustainable Tourism and Outdoor Recreation Committee. Motion carried unanimously.

Sustainable Tourism and Outdoor Recreation Committee Public At-Large Members:

1. Dave Ochs; 2 Year Term
2. Ben Breslauer; 2 Year Term
3. Christie Hicks; 2 Year Term
4. Kevin Alexander; 2 Year Term
5. Tim Kugler; 1 Year Term
6. Navid Navidi; 1 Year Term
7. Noel Durant; 1 Year Term
8. Joellen Fonken; 1 Year Term

Moved by Commissioner Houck, seconded by Commissioner Messner to appoint the above at large members for the listed terms to the Sustainable Tourism and Outdoor Recreation Committee. Motion carried unanimously.

Correspondence; Wild and Scenic Designation of the Crystal River:
The Board discussed the correspondence received. There were still questions from the last correspondence that were not answered regarding the private party issue. The Board decided to table action on this correspondence until their questions regarding private property are answered.

Plat Approval; Tassinong Condominiums; 241 Gillaspey Ave. Crested Butte South:
Administrative Services Manager Beth Baker was present for the discussion. The property owner was also present for the discussion. He explained what he is wanting to do with this property. The Crested Butte South Home Owners Association has approved this plan. ASM Baker stated this has already been approved by the County Attorney and the owner's lender.
Moved by Commissioner Houck, seconded by Commissioner Messner to approve the Plat; Tassinong Condominiums; 241 Gillaspey Ave. Crested Butte South. Motion carried unanimously.

Boundary Line Adjustment, Replat and Amended Covenants; Lower Slate River Ranch Subdivision:
Community and Economic Development Assistant Director Neal Starkebaum was present for the discussion. He explained the adjustment and the location of the property. Commissioner Messner stated he received a red line copy of the amended covenants but there were some mistakes within the red line copy. The Board would like these corrected before they approve the amended covenants.
Moved by Commissioner Houck, seconded by Commissioner Messner to approve the Boundary Line Adjustment and Replat; Lower Slate River Ranch Subdivision with the exception of the amended covenants for the Chairperson's signature. Motion carried unanimously.

Gunnison County Assessor Request for Alternate Protest Period for 2018:
Gunnison County Assessor Kristy McFarland was present for the discussion. She described the request and that it is the schedule that the Board has approved the last two years.
Moved by Commissioner Messner, seconded by Commissioner Houck to approve the Gunnison County Assessor Request for Alternate Protest Period for 2018. Motion carried unanimously.

Gunnison County Citizen Survey Results: This item occurred later in the meeting than scheduled to accommodate staff schedules.
Assistant to the County Manager Katherine Haase was present for the discussion. She presented and explained some of the highlights of the results from the survey to the Board. ATCM Haase discussed some of the area that Gunnison County is lower than the national benchmark and that it is areas that the County already knows they would be lower in such as cost of living. There were 10% of the surveys that were undeliverable from the Postal Service.

Tri Party Agreement; Escrow Funds and Development Improvements Agreement; Slate River Development:
County Attorney David Baumgarten was present for the discussion. He explained the agreement and the need for it. Because of the large amount of money needing to be held, they developers have entered into a loan agreement with a bank.
Moved by Commissioner Houck, seconded by Commissioner Messner to approve the Tri Party Agreement; Escrow Funds and Development Improvements Agreement; Slate River Development for the Chairperson's signature. Motion carried unanimously.

UNSCHEDULED CITIZENS: There were no Unscheduled Citizens present.

COMMISSIONER ITEMS:

Commissioner Messner:

1. Sustainable Tourism and Outdoor Recreation Appointment Letters: Commissioner Messner stated language he would like included in the letters to those appointed and not appointed.

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BREAK: The Board took a break from their regular meeting at 10:50 am to discuss their work session agenda item. The regular meeting resumed at 10:56 am.

COMMISSIONER ITEMS CONTINUED:

Commissioner Messner:

2. A citizen contacted Commissioner Messner regarding building code concerns. He was not happy about the new codes that are now in place. The process for informing the public of the new codes was discussed.
3. Commissioner Messner will be reviewing the next round of GOCO Grants.
4. Coal Mine Methane Working Group: The last meeting went well, there is some discussion amongst the members regarding the vision statement. Topics of the last meeting and future meetings were discussed with the Board.

Commissioner Chamberland:

1. Region 10 Broadband Project: The current status of the project was discussed.
2. National Forest Foundation: Commissioner Chamberland has been in contact with the foundation and would like to have them come to a meeting a present. They offer various grants and would like to do some projects within Gunnison County.

Commissioner Houck:

1. Signal Peak Cooperating Agency: Commissioner Houck attended the recent meeting. The topics of the meeting were discussed.

ADJOURN: **Moved** by Commissioner Houck, seconded by Commissioner Messner to adjourn the regular meeting. The meeting adjourned at 11:58 am.

_____
Phil Chamberland, Chairperson

_____
Jonathan Houck, Vice-Chairperson

_____
John Messner, Commissioner

Minutes Prepared By:

_____
Josh Ost, 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, COLORADO
RESOLUTION NO. 2017-42

A RESOLUTION SUPPORTING THE NATIONAL PARK SYSTEM

WHEREAS, America's National Park System is a living testament to our citizens' valor, our nation's hardships, our victories, and our traditions as Americans, and has been called "America's Best Idea;" and

WHEREAS, the National Park System preserves the diversity, culture, and heritage of all Americans, and serves as a living classroom for future generations; and

WHEREAS, in 2016, the National Park Service celebrated its centennial and currently manages more than 400 nationally significant sites and an invaluable collection of more than 75,000 natural and cultural assets

that span 84 million acres across all 50 states, the District of Columbia, and several U.S. territories and insular areas; and

WHEREAS, the National Park Service's mission is to "to conserve the scenery and the natural and historic objects and the wild life therein and to provide for the enjoyment of the same in such manner and by such means as will leave them unimpaired for the enjoyment of future generations;" and

WHEREAS, in 2016, the National Park System had more than 331 million visits; and

WHEREAS, in 2016, National Park Service estimates indicate that park visitors spent more than $18.4 billion at the sites and in the states and local communities adjacent to national parks; and

WHEREAS, the National Park Service has the obligation to preserve our nation's history; promote access to national parks for all citizens; stimulate revenue to sustain itself and nearby communities; educate the public about America's natural, cultural and historical resources, and provide safe facilities and environs to enjoy these resources; and

WHEREAS, in 2016, the National Park Service estimated a deferred maintenance backlog of nearly $11.3 billion, which includes repairs to aging historical structures, trails, sewers, drainage, thousands of miles of roads, bridges, tunnels, and other vital infrastructure; and

WHEREAS, it is the responsibility of Congress to maintain America's national parks to ensure our natural places and our history is preserved and documented for future generations, and for the adjacent communities that rely on the direct and indirect economic benefits generated by visits to national park sites.

NOW, THEREFORE, BE IT RESOLVED that the Gunnison County Board of County Commissioners strongly encourages Congress to create a reliable, predictable stream of resources to address deferred maintenance needs in America's National Park System.

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

BOARD OF COUNTY COMMISSIONERS
OF GUNNISON COUNTY, COLORADO

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

BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GUNNISON, COLORADO
RESOLUTION #2017-43

A RESOLUTION ADOPTING THE HARD KEY AND ACCESS BADGE ISSUANCE/REPLACEMENT/RETURN POLICY AND RESCINDING THE PREVIOUS VERSION

WHEREAS, Gunnison County has established a uniform policy format and an adoption and periodic review process to promote consistency and uniformity throughout the organization; and

WHEREAS, Gunnison County's current Key Replacement Policy does not adequately address the needs of the Gunnison County Facilities & Grounds Department with regard to the true cost of rekeying locks as well as the technological advances related to electronic access badges; and

WHEREAS, the attached Hard Key and Access Badge Issuance/Replacement/Return Policy (Exhibit A) was created to accurately align with the Gunnison County Facilities & Grounds Department's concerns and procedures as they relate to authorizing entry to all County facilities.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Gunnison, Colorado that:
1. The attached Hard Key and Access Badge Issuance/Replacement/Return Policy (Exhibit A) is adopted; and
2. The attached Key Replacement Policy (Exhibit B) is rescinded.

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

BOARD OF COUNTY COMMISSIONERS
OF GUNNISON COUNTY, COLORADO

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

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BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GUNNISON, COLORADO
RESOLUTION NO. 2017-44

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

Caterpillar Model 140M3, Serial Number: N9D00921

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 the County of Gunnison, 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 Sales Agreements with Caterpillar; and

WHEREAS, a copy of a Sales Agreement with Caterpillar has been presented to the Board at this November 21st, 2017 meeting ("Agreement"); and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Gunnison, Colorado that (i) the Agreement, including all schedules and exhibits attached to the Agreement, is approved in substantially the form presented at the meeting, with any Approved Changes (as defined below), (ii) the County enters into the Agreement with Caterpillar and (iii) the Agreement is adopted as a binding obligation of the County; and

That Matthew Birnie, County Manager, Marlene Crosby, Director of the Public Works Department, and/or Lee Partch, Fleet Manager for the Public Works Department, are authorized, directed and empowered to (i) sign—or ratify-- and deliver to Caterpillar, and its successors and assigns, the Agreement and any related documents, and (ii) take or cause to be taken, all actions he deems necessary or advisable to acquire the Equipment, including the signing—or ratification-- and delivery of the Agreement and related documents; and

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

That nothing in this Resolution, the Agreement, or any other document imposes a pecuniary liability or charge 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 this Resolution, 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 this Resolution will apply equally and with the same effect to the successors in office of the Authorized Persons.

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

BOARD OF COUNTY COMMISSIONERS
OF GUNNISON COUNTY, COLORADO

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

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