AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

Agenda Item: Draft BOCC Meeting Minutes; 1/2/2018

Action Requested:

Parties to the Agreement:

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

Summary:

Attached are the draft 1/2/2018 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:
ok db 1/11/18

Reveiwed by: GUNCOUNTY1\dBaumgarten Discharge Date: 1/11/2018 Certificate of Insurance Required

Yes ○ No ◉

County Manager Review:

Comments:

Reveiwed by: GUNCOUNTY1\mbirnie Discharge Date: 1/12/2018

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

Agenda Date: 1/16/2018

Revised April 2015

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING MINUTES
January 2, 2018

The January 2, 2018 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

GUNNISON RIVER VALLEY LOCAL MARKETING DISTRICT SPECIAL MEETING:

CALL TO ORDER: Chairperson Chamberland called the meeting to order at 8:24 am.

Memorandum of Agreement; Gunnison/Crested Butte Tourism Association; January 1, 2018 – December 31, 2018; $1,800,000:
Moved by Commissioner Messner, seconded by Commissioner Houck to approve the Memorandum of Agreement; Gunnison/Crested Butte Tourism Association; January 1, 2018 – December 31, 2018; $1,800,000. Motion carried unanimously.

ADJOURN: **Moved** by Commissioner Houck to adjourn the Gunnison River Valley Local Marketing District special meeting. The meeting adjourned at 8:25 am.

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS REGULAR MEETING:

CALL TO ORDER: Commissioner Chamberland called the meeting to order at 8:25 am.

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

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS (BOCC) BOARD REORGANIZATION AND COMMISSIONER APPOINTMENTS:

1. Designate BOCC Chairperson and Vice Chairperson for 2018. **Moved** by Commissioner Houck, seconded by Commissioner Messner to nominate Phil Chamberland for Chairperson, Jonathan Houck for Vice-Chairperson and the appointments as follows. Motion carried unanimously.
    - Coldharbour Board (one voting member): John Messner.
    - Gunnison Valley Rural Transportation Authority Board (two voting members): John Messner and Jonathan Houck.
    - Region 10 Board (one voting member): Phil Chamberland.
    - Gunnison Basin Sage-grouse Strategic Committee (one voting member, one alternate): Jonathan Houck as the voting member, Phil Chamberland as the alternate.
    - Early Childhood Council (one voting member): Phil Chamberland.
    - Club 20 (one voting member): John Messner.

MINUTES APPROVAL: **Moved** by Commissioner Houck, seconded by Commissioner Messner to approve the regular meeting minutes of 12/5/2017, as well as the special meeting minutes of 12/15/2017. Motion carried unanimously.

1. 12/5/17 Regular Meeting
2. 12/15/17 Special Meeting

CONSENT AGENDA: Commissioner Messner requested that Consent Agenda Item #1 be pulled for further discussion. **Moved** by Commissioner Houck, seconded by Commissioner Messner to approve the Consent Agenda, with the exception of Item #1. Motion carried unanimously.

1. **PULLED FOR FURTHER DISCUSSION:** Termination of Agreement; Clear Channel Airports/In-Ter-Space Services, Inc.; Advertising Concession at Gunnison-Crested Butte Regional Airport
2. Liquor License Renewal; Crested Butte LLC dba Paradise Restaurant; February 4, 2018 – February 4, 2019
3. Amended Department of Transportation Drug and Alcohol Testing Policy; Effective January 1, 2018
4. 2018 Emergency Management Performance Grant – Local Emergency Management Support (EMPG-LEMS) Annual Program Funding Application; Colorado Division of Homeland Security and Emergency Management; CY 2018; $75,000

CONSENT AGENDA ITEM #1; Termination of Agreement; Clear Channel Airports/In-Ter-Space Services, Inc.; Advertising Concession at Gunnison-Crested Butte Regional Airport: Commissioner Messner asked how the process works for finding a new vendor or someone to manage the

advertising at the airport. Airport Manager Rick Lamport arrived later in the meeting and stated due to the costs of using a third party vendor, the Airport staff will be managing the space and will reach out to those who would be interested in advertising. **Moved** by Commissioner Houck, seconded by Commissioner Messner to approve Consent Agenda Item #1; Termination of Agreement; Clear Channel Airports/In-Ter-Space Services, Inc.; Advertising Concession at Gunnison-Crested Butte Regional Airport. Motion carried unanimously.

The Board welcomed Matthew Hoyt, the new Deputy County Attorney. Deputy County Attorney Hoyt introduced himself and spoke about his background.

SCHEDULING: The Upcoming Meetings Schedule was discussed and updated.

1. Ratification of 2018 Board of County Commissioner Regular Meeting and Work Session Schedule: **Moved** by Chairperson Chamberland, seconded by Commissioner Houck to ratify the 2018 Board of County Commissioners Regular Meeting and Work Session Schedule. Motion carried unanimously.
2. 2018 Board of County Commissioner Meeting Agenda Posting Locations: **Moved** by Commissioner Houck, seconded by Commissioner Messner for the calendar year 2018 BOCC meeting agenda official agenda posting location to be designated as the bulletin board outside the commissioner meeting room in the courthouse and noted the agenda is also posted on the Gunnison County Website. Motion carried unanimously.

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

1. CM Birnie stated he will be out of the office from January 29th through February 12th.

DEPUTY COUNTY MANAGER'S REPORT AND PROJECT UPDATES: Deputy County Manager Marlene Crosby was not present for the meeting.

Appointments:

1. Colorado River Water Conservation District

Moved by Commissioner Houck, seconded by Commissioner Messner to appoint Bill Trampe to the Colorado River Water Conservation District. Motion carried unanimously.

UNSCHEDULED CITIZENS: Mark Schumacher was present for unscheduled citizens. He spoke with the Board about his opinion on the now agreement with the Tourism Association. He stated he believed it was different than what was promised to the citizens when the Tourism Association was created. The Board discussed their opinions on the new agreement and what aspects are being changed. Mr. Schumacher also spoke about his opinion on the proposed Brush Creek development and the process compared to the process he went through with the County for his subdivisions years ago. The Board stated that the process has changed over the years due to new needs in the community.

COMMISSIONER ITEMS:

Commissioner Houck:

1. Another brief has been filed on the Gunnison Sage-Grouse lawsuit. Commissioner Houck thanked the County Attorney for his work on this.
2. Commissioner Houck will serve on a facilities review commission for the school district as a citizen not as a Commissioner.
3. The Signal Peak cooperating agency meeting was recently held. The Bureau of Land Management is taking the input from the meeting and will release alternatives based on input.
4. The Forest Service has released more information on the Forest Plan Revision for comment.

Commissioner Messner:

1. A Department of Local Affairs Grant application is being worked on for the Coal Mine Methane Working group for a facilitator and travel expenses for technical advisors.
2. The Air Command will be this week and Regional Transportation Authority meeting will be next week.
3. The Energy Efficiency program/GE Heat program will start some more advertising soon.
4. The planning grants for Shady Island should be determined within the next 2-3 weeks.

Commissioner Chamberland:

1. The Club 20 legislative trip will be at the beginning of February.

Executive Session; Pursuant to C.R.S. 24-6-402(4)(b); Conference with County Attorney; Attorney Client Privileged Communication; Annual Review, Discussion and Legal Advice Regarding: (a) Ex Parte Communications in Quasi-Judicial Proceedings; (b) Colorado Open Meeting Law; (c) Conflicts of Interest:

Moved by Commissioner Houck, seconded by Commissioner Messner to enter an executive session Pursuant to C.R.S. 24-6-402(4)(b); Conference with County Attorney; Attorney Client Privileged Communication; Annual Review, Discussion and Legal Advice Regarding: (a) Ex Parte Communications in Quasi-Judicial Proceedings; (b) Colorado Open Meeting Law; (c) Conflicts of Interest. In attendance would be the Board of County Commissioners, County Manager Matthew Birnie, County Attorney David Baumgarten and Deputy County Attorney Matthew Hoyt. Motion carried unanimously.

The board went into executive session at 9:43 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)(b).*

Attorney Statement Regarding Executive Session

Pursuant to C.R.S. 24-6-402(2)(d.5)(II)(B) and C.R.S. 24-6-402(4), I attest that I am the Gunnison County Attorney, that I represent the Gunnison County Board of County Commissioners, that I attended all of the above referenced executive session, that all of the executive session was confined to the topic authorized for discussion pursuant to C.R.S. 24-6-402(4)(b) and that, because in my opinion all of the discussion during the executive session constituted a privileged attorney-client communication, no record of the executive session was required to be kept and no such record was kept.

Date: _____ _____

David Baumgarten
Gunnison County Attorney

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)(b).

Date: _____ _____

Phil Chamberland, Chairperson
Gunnison County Board of Commissioners

Moved by Commissioner Houck, seconded by Commissioner Messner to come out of session. Motion carried unanimously**.** The Board came out of executive session at 11:18 am. Chairperson Chamberland confirmed that the discussion remained on-topic, that all parties stated to be in attendance were, in fact, in attendance and that no decisions were made.

ADJOURN: Moved by Commissioner Houck to adjourn the meeting. The meeting adjourned at 11:18 am.

_____
Phil Chamberland, Chairperson

_____
Jonathan Houck, Vice-Chairperson

_____
John Messner, Commissioner

Minutes Prepared By:

_____
Josh Ost, Deputy County Clerk

Attest:

_____
Kathy Simillion, County Clerk