AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

Agenda Item: Draft BOCC Meeting Minutes; 7/17/2018

Action Requested:

Parties to the Agreement:

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

Summary:

The draft 7/17/2018 minutes are attached 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 8/1/18

Reveiwed by: GUNCOUNTY1\dBaumgarten Discharge Date: 8/1/2018 Certificate of Insurance Required

Yes ○ No ◉

County Manager Review:

Comments:

Reveiwed by: GUNCOUNTY1\mbirnie Discharge Date: 8/2/2018

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

Agenda Date: 8/7/2018

Revised April 2015

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING MINUTES
July 17, 2018

The July 17, 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
Josh Ost, Deputy County Clerk
Others Present as Listed in Text

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

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

MINUTES APPROVAL: **Moved** by Commissioner Messner, seconded by Commissioner Houck to approve the meeting minutes of 6/19/2018, 6/26/18 and 7/3/18 minutes as presented. Motion carried unanimously.

1. 6/19/18 Regular Meeting
2. 6/26/18 Special Meeting
3. 7/3/18 Regular Meeting

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

1. Acceptance of Gunnison County Collaborative Management Program Memorandum of Understanding; Fiscal Year 2018/19; Colorado Office of Children, Youth & Families
2. Acknowledgement of County Manager's Signature; Intergovernmental Contract Amendment #2; Colorado Office of Early Childhood; Amendment Contract #19 IHIA 109539; Expiring June 30, 2019; $83,344
3. Contract; Region 10 LEAP Area Agency on Aging; July 1, 201 – June 30, 2019; $55,000
4. Grant Contract; Community Foundation of the Gunnison Valley; Gunnison County Nurturing Parenting Program; $1,050
5. Grant Contract; Community Foundation of the Gunnison Valley; Gunnison County Family Advocacy Support Team; $1,800
6. Third Amendment to the Community Integration Agreement; Rocky Mountain Health Maintenance Organization, Inc.; Extension to December 31, 2018; $16,640
7. Correspondence; Taylor Park Vegetation Treatment Environmental Assessment Interim & Supplemental Comments

SCHEDULING: The Upcoming Meetings Schedule was discussed and updated.

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

1. CM Birnie gave an update on the progress of the Family Services Building remodel. It should be done the end of August.
2. The Stallion Park affordable housing project is now underway. Framing for the first building is being worked on now.
3. CM Birnie confirmed with the Board the match that is typically given to the 4-H Forever Fund. The Board agreed to this match.
4. The County has been awarded a certificate for Excellence in Performance Management from the International City and County Managers Association. Cm Birnie stated that this is a very big accomplishment for the County as one of five counties in the country to receive this award. A reception will be planned for this award in the future.
5. CM Birnie reminded the Board that any grants for the Sustainable Tourism and Outdoor Recreation Committee need to come before the Board.

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

1. DCM Crosby stated that too much rain has been falling at the landfill recently. This has caused storm water issues to arise.
2. DCM Crosby attended the Gunnison Valley TPR meeting and information was passed out to the Board.
3. DCM has had discussions with Excel Energy for their work around the bridge north of Gunnison. The plan is that they are going to trench the pipeline under the bridge in late October.
4. DCM Crosby reported that signs for parking in the White Pine are being taken down. She may look at moving the signs to a different area.

Gunnison County Boards and Commissions Appointments; Library Board of Trustees:
Moved by Commissioner Houck, seconded by Commissioner Messner to appoint Sally Hays to the Library Board of Trustees. This appointment is to fill Andy Keck's term expiring 2/1/2023. Motion carried unanimously.

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Lot Cluster Request; Lots 8-10 Block 2, Hermit's Hideaway; James & Jolene Hodgson Family Trust:
Administrative Services Manager Beth Baker was present for the discussion. She explained the lots and location and all approvals have been granted.
Moved by Commissioner Houck, seconded by Commissioner Messner to approve the Lot Cluster Request; Lots 8-10 Block 2, Hermit's Hideaway; James & Jolene Hodgson Family Trust. Motion carried unanimously.

Bureau of Land Management Competitive Oil & Gas Lease Sale:
Deputy County Attorney Matt Hoyt was present for the discussion. The Board discussed the sales and the details proposed along with their comments. DCA Hoyt stated these are just one set of comments and future comments will be needed at the end of August. A formal protest will be allowed at a later date.
Moved by Commissioner Messner, seconded by Commissioner Houck to approve the comment letter for the Bureau of Land Management Competitive Oil & Gas Lease Sale. Motion carried unanimously.

Resolution: Establishing a Partial Seasonal Closure of County Road #317 ("Gothic Road"), and Identifying Certain Exceptions to Such Closure:
The Board discussed the use of the word emergency in sections 3b and 3c. The Board discussed a possibility of a permit for each use on the road and not a seasonal permit. Resident Murry Cunningham was present in the audience gave a letter to the Board. Mr. Cunningham read the letter aloud to the Board stating he would like to have the right to access his cabin in all seasons. Resident Fitzgerald Young was also present and commented on his property in the area and that he wanted to preserve the right to have access to his property in the winter. The Board discussed the access for homeowner's language in the presented resolution. DCM Crosby stated she still has concerns with the permitting aspect. CM Birnie suggested that this conversation should tabled until all concerns could be worked out. The Board directed Matt Hoyt to work on the language for emergency in 3b and 3c and addressing livestock and landowners without structures. This item will be on a future agenda.

The Board took a break at 9:18 am and the meeting resumed at 9:23 am.

Short Term Rentals Property Tax Assessment:
The Board discussed the proposal submitted to Colorado Counties Inc. by Commissioner Messner as well as Summit County's proposal regarding Short Term Rentals Property Tax Assessment. The issue at hand is that properties being used for more than 30 days in a calendar year as a short term rental are being assessed at the residential rate even though they could be used as a commercial venture. Commissioner Messner and County Manager Birnie spoke with the Summit County Manager about the two proposals and the possibly modifying both proposals to come to an agreement. Commissioner Messner will be meeting with Gallagher Interim Committee in Glenwood Springs this week. The Board discussed the possible results for the County if a proposal like this is passed.

COMMISSIONER ITEMS: This item occurred earlier than scheduled due to being ahead in the meeting.

Commissioner Houck:

1. Commissioner Houck attended the Gunnison Basin Roundtable meetings. The water levels for Blue Mesa were discussed.
2. Commissioner Houck participated in the Library concept meetings.
3. There was a state Colorado Parks and Wildlife meeting in Crested Butte recently and future projects and issues were discussed.
4. Commissioner Houck had lunch with Mayor Gelwicks from the City of Gunnison to discussed issues of mutual interest.
5. Commissioner Houck has been in contact with the Colorado Department of Transportation and the Governor's Office regarding a culvert issue in White Pine.

Resolution 2018-24; Implementing Stage 1 Fire Restrictions and Repealing Resolution No: 2018-18, ***A Resolution Implementing Stage 2 Fire Restrictions:***
Emergency Manager Scott Morrill and Deputy Emergency Manager Bobbie Lucero were present for the Discussion. EM Morrill stated that local land managers were in support of going to Stage 1 Restrictions and the Forest Service went to Stage 1 Restrictions yesterday. So far this year there have been no human starts of fires all of been natural.
Moved by Commissioner Houck, seconded by Commissioner Messner to adopt Resolution 2018-24; Implementing Stage 1 Fire Restrictions and Repealing Resolution No: 2018-18, *A Resolution Implementing Stage 2 Fire Restrictions*. Motion carried unanimously.

The Board took a break at 9:46 am and the meeting resumed at 9:49 am.

CONTINUED COMMISSIONER ITEMS: This item occurred earlier than scheduled due to being ahead in the meeting.

Commissioner Messner:

1. Commissioner Messner attended the Club 20 meeting on Friday. There was a great presentation on the transportation ballot initiative.

2. Commissioner Messner will be attending the Gallagher Interim Committee meetings tomorrow in Glenwood Springs.
3. Commissioner Messner discussed possible grant opportunities for various projects including grants for the Sustainable Tourism and Outdoor Recreation Committee.

Recognition of Colorado Emergency Operations Center (EOC) Support Team Assistance to Monroe County, FL during Hurricane Irma and Deployment of Gunnison County Deputy Emergency Manager Bobbie Lucero:
The State of Colorado Emergency Management Regional Field Manager Drew Peterson was present along with Emergency Manager Scott Morrill and Deputy Emergency Manager Bobbie Lucero. Mr. Peterson gave presentation on the operations the Colorado team performed after Hurricane Irma and presented Bobbie Lucero with an award and thanked her for her work. He also presented DEM Lucero with a certificate of thanks from the State Office of Emergency Management. The state also wanted to thank DEM Lucero's family as well as well as the County for allowing her to leave and help with this incident. Mr. Peterson also presented a proclamation with the status of an Honorary Conch for the Florida Keys that was signed by Monroe County Florida. The Board congratulated DEM Lucero on her work and showed their appreciation.

UNSCHEDULED CITIZENS: Ramon Reed was present for unscheduled citizens. He stated he was in attendance on his own behalf and did not represent the Town of Pitkin. Mr. Reed read a statement from the Pitkin Board of Trustees to the public at a recent meeting regarding the County snow plowing and the County wanting the Town becoming more independent. He asked if that was in fact the County Commissioner's opinion for the Town to become more independent. Chairperson Chamberland stated the County does not plow other incorporated towns in the area and does not believe they should be plowing for incorporated areas or private subdivisions. Mr. Reed encouraged the Board to come and talk to the Town Board of Trustees soon at a public meeting.

CONTINUED COMMISSIONER ITEMS:

Commissioner Messner:

4. Delta County Commissioner Mark Rober and Commissioner Messner will be visiting with each of the coal mines in the North Fork area to come up with strategy before next Coal Mine Methane meeting.
5. Commissioner Messner met with Chris Caskey regarding his work with the proposed Silt-to-Brick operations in the North Fork area.
6. There will be a meeting this afternoon regarding the artwork on the RTA buses.
7. The Housing Authority is conducting a one year performance evaluation for Executive Director Jennifer Kermode.
8. The Sustainable Tourism and Outdoor Recreation Committee heard a presentation recently regarding fees for forest use in the Gunnison National Forest.

Commissioner Chamberland:

1. The Rural and Ag Council of America invited Commissioner Chamberland to Washington D.C.
2. Commissioner Chamberland reported on a National Forest Foundation grant donation.
3. The recent Colorado Space Business Roundtable meeting held in Gunnison was discussed as well as opportunities for businesses in Gunnison.

ADJOURN: **Moved** by Commissioner Chamberland to adjourn the meeting. The meeting adjourned at 11:02 am.

_____
Phil Chamberland, Chairperson

_____
Jonathan Houck, Vice-Chairperson

_____
John Messner, Commissioner

Minutes Prepared By:

_____
Josh Ost, Deputy County Clerk

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Attest:

_____
Kathy Simillion, County Clerk

GUNNISON COUNTY BOARD OF COMMISSIONERS TEXT INCLUSION INTO MINUTES

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO
RESOLUTION NO. 2018-24

A RESOLUTION IMPLEMENTING STAGE 1 FIRE RESTRICTIONS
AND
REPEALING RESOLUTION NO: 2018-18, ***A RESOLUTION IMPLEMENTING STAGE 2 FIRE RESTRICTIONS***

WHEREAS, on June 24, 2018, as a result of increased danger of wildfires in unincorporated Gunnison County, the Board of County Commissioners of the County of Gunnison, Colorado ("hereinafter the "Board") passed Resolution No: 2018-18, *"A Resolution Implementing Stage 2 Fire Restrictions and Repealing Resolution No. 2018-17";* and

WHEREAS, as a result of adequate rainfall, the danger of wildfires has since been reduced, but not completely eliminated, in Gunnison County; and

WHEREAS, staff has advised the Board that it would be safe to repeal Stage 2 Fire Restrictions identified in Resolution No: 2018-18; and

NOW THEREFORE, be it resolved by the Board of County Commissioners of the County of Gunnison, Colorado, that Resolution No: 2018-18, *"A Resolution Implementing Stage 2 Fire Restrictions and Repealing Resolution No. 2018-17",* shall be and hereby is repealed; and

NOW, THEREFORE, it is resolved that as of July 17, 2018 at 12:00 pm, Stage 1 Fire Restrictions, as defined below will be in place in all of unincorporated Gunnison County, until further notice.

The following are <u>prohibited</u>:

1. FIRES/BURNING: Fires that are not contained within permanently constructed devices, open fires/burning, agricultural burning, and the burning of trash or debris.

2. COOKING: Charcoal grills, hibachis, and coal or wood-burning stoves on federal lands.

3. CAMPFIRES: Building, maintaining, attending or using a campfire not within designated signed campgrounds or developed recreation sites with provided fire grates.

4. FIREWORKS: The use of fireworks or explosives. Including all incendiary devices on public or private lands, including explosive targets.

The following activities are <u>permitted</u>, with the described <u>limitations</u>:

1. FIRES: Fires in chimineas, fire pits, and tiki-torch type manufactured devices on <u>private</u> property.

2. COOKING: Cooking on manufactured charcoal grills, petroleum-fueled stoves or lanterns that use gas, jellied petroleum or pressurized liquid fuel.

3. CAMPFIRES: Campfires with flame length not exceeding two feet in height within pre-fabricated concrete/metal fire enclosures in established campgrounds (USFS, NPS, privately owned).

4. SMOKING: Smoking outdoors is allowed <u>ONLY</u> within enclosed vehicles, buildings or developed recreation sites, or while stopped in an area at least three feet in diameter that is barren or cleared of all flammable material.

5. WELDING & ACETYLENE TORCHES: Welding or operating acetylene torches with flame is allowed ONLY in cleared areas of at least 10 feet in diameter and where the operator is in possession of a chemical-pressurized fire extinguisher with a minimum rating of 2A.

6. CHAINSAWS: Operating a chainsaw is allowed ONLY if the device includes a USDA Forest Service or SAE approved spark arrester, and where the operator is in possession of a chemical-pressurized fire extinguisher with a minimum rating of 2A.

This Resolution has immediate effect upon its passage by the Board of Commissioners without further action necessary.

INTRODUCED by Commissioner Houck, seconded by Commissioner Messner, and adopted this 17th day of July, 2018.

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

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

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