AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

Agenda Item: DRAFT BOCC Meeting Minutes; 10/02/18

Action Requested: Motion

Parties to the Agreement:

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

Summary:

The draft 10/02/18 Regular Meeting minutes are attached for consideration.

Fiscal Impact:

Submitted by: Liz Mense **Submitter's Email Address:** EMense@gunnisoncounty.org

Finance Review: ○ Required ◉ Not Required

Comments:

Reviewed by: Discharge Date:

County Attorney Review: ◉ Required ○ Not Required

Comments:

Reveiwed by: GUNCOUNTY1\mhoyt Discharge Date: 11/2/2018 Certificate of Insurance Required Yes ○ No ◉

County Manager Review:

Comments:

Reveiwed by: GUNCOUNTY1\mbirnie Discharge Date: 11/2/2018

○ Consent Agenda ◉ Regular Agenda ○ Worksession Time Allotted: 5

Agenda Date: 11/6/2018

Revised April 2015

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

The October 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
Elizabeth Mense, 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 meeting minutes of 9/4/18 and 9/11/18 as presented. Motion carried unanimously.

1. 9/4/18 Regular Meeting
2. 9/11/18 Special Meeting

CONSENT AGENDA: **Moved** by Commissioner Houck, seconded by Commissioner Messner to approve the Consent Agenda as presented with the exception of Consent Agenda item No. 6. Motion carried unanimously.

1. Resolution; A Resolution Adopting Revised Gunnison County Travel Policy #4.3.6 and Rescinding all Previous Travel-Related Policies
2. Resolution; A Resolution Repealing/Rescinding Previously Adopted Gunnison County Policies
3. Revision; Gunnison County Employee Handbook; October 2, 2018
4. Consulting Agreement; Dr. John Tarr; Medical Consultation for the Public Health Division and Consumer Protection Specialist, and Other Duties of the Gunnison County Medical Officer; 1/1/18 thru 12/31/19; $1,200
5. Consulting Agreement; Dr. Laura Villaneuva; Medical Consultation for the Gunnison County Public Health Family Planning Program; 1/1/18 thru 12/31/19; $1,200
6. Grant; Re: Continuation Funding; West Central Public Health Partnership; Colorado Department of Public Health & Environment
7. Ratification of County Manager Signature; Assignment of Ground Lease Agreement
8. Ratification of County Manager Signature; Letter of Consent Initiating Pre-Application Review; Community Development & Gunnison County Electrical Association; Photovoltaic Generation Project
9. Ratification of BOCC Signature; Letter of Support & Funding Match Request Re: Signal Peak/Gunnison Trails

SCHEDULING:

1. There is an RTA meeting scheduled for 10/15/18.
2. The Gunnison County Budget Proposal Presentation will be on 10/15/18 at 1:00 PM.
3. The Marble/Somerset BOCC Work Session is scheduled for Thursday, 10/11/18.
4. The next Mayors and Managers meeting is 10/4/18 at Western State Colorado University.
5. There is a Joint Public Meeting on 10/19/18 with the BOCC and Planning Commission.
6. The next Coal Mine Methane Working Group meeting is 10/31/18.
7. Commissioner Messner will be in Denver 10/19/18 for an informal legislative interim committee meeting.
8. Commissioner Messner will be in Dallas, TX for RTA meetings with American Airlines 11/5/18 – 11/7/18. He will be in Chicago, IL 12/2/18 – 12/4/18 for RTA meetings with United Airlines.
9. The 2018 Colorado Counties, Inc. (CCI) Winter Conference is scheduled for 11/26/18 – 11/28/18.
10. There is a Community Builders Task Force Meeting on 10/18/18.
11. The One Valley Prosperity Project (OVPP) Progress Update is 10/24/18.
12. The meeting to discuss the upcoming work in Little Blue Canyon is scheduled for 10/25/18.

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

1. CM Birnie discussed the International City/County Management Association (ICMA) Conference he attended in Baltimore, MD 9/22/18 – 9/27/18.

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

1. **Resolution; A Resolution Establishing the Schedule of Fees and Rates for Sewer Service within the Dos Rios Division of the Gunnison County Water and Sewer District:**
   Moved by Commissioner Messner, seconded by Commissioner Houck to adopt Resolution 2018-

36; A Resolution Establishing the Schedule of Fees and Rates for Sewer Service within the Dos Rios Division of the Gunnison County Water and Sewer District. Motion carried.

2. **Grant of Perpetual Easement; North Gunnison Sewer:**
   Moved by Commissioner Houck, seconded by Commissioner Messner to approve the grant of perpetual easement for the north Gunnison sewer and authorize the Chair signature as presented. Motion carried.
3. DCM Crosby explained that Gunnison County Public Works received a rebate in the amount of $11,564.91 from Colorado Department of Public Health & Environment (CDPHE) for glass hauling to Miller Coors LLC in Wheat Ridge, CO.
4. DCM Crosby provided an update on parking issues in Marble, CO.

Amended Covenants; Horse Meadows Subdivision:
Neal Starkebaum, Assistant Director of Community & Economic Development was present for the discussion. The request was initiated by Horse Meadows Subdivision Homeowner Association (HOA). The purpose or intent, is to consolidate and make the covenants more concise. Assistant Director Starkebaum indicated that there were no significant changes made to the covenants.
Moved by Commissioner Chamberland, seconded by Commissioner Houck to approve the amended and restated declaration of protective covenants for Horse Meadow Subdivision as presented and authorize Chair signature. Motion carried.

BREAK: The Board took a break at 9:03 am. The meeting resumed at 9:06 am.

Public Hearing; Land Use Resolution Amendments:
Cathie Pagano, Director of Community & Economic Development was present for discussion as well as Assistant Director, Neal Starkebaum.

1. Open Public Hearing. Chairperson Chamberland opened the Public Hearing at 9:06 am.

2. Public Notice Confirmation. Assistant Director Neal Starkebaum 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. Assistant Director Starkebaum explained that this is the annual discussion with the Planning Commission and Staff to identify any proposed changes or amendments to the Land Use Resolution (LUR). Additionally, it is an opportunity to clarify and/or modify existing standards and to eliminate any ambiguities found within the LUR.

5. Applicant Presentation. N/A.

6. Board Questions. Commissioner Messner inquired what the motivation was behind certain LUR changes. Commissioner Messner inquired about the changes pertaining to non-commercial use of a helicopter for access to private property and requested clarification. The Board inquired about the LUR section that pertains to marijuana cultivation, manufacturing or testing. Commissioner Chamberland inquired about the long-term camping permit requirements. Commissioner Messner does not agree with the 180 day long-term camping maximum. In his opinion, property owners should not be limited to 180 days or a 6-month maximum for long-term camping assuming all other health and safety requirements of the County are being met.

7. Public Comments. Chairperson Chamberland opened the Public Hearing to comments at 9:52 am. There were no comments 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 9:52 am.

    Moved by Commissioner Chamberland, seconded by Commissioner Houck to approve Resolution No. 2018-37; A Resolution Amending the Gunnison County Land Use Resolution. Motion carried, however, Commissioner Messner opposed.

BREAK: The Board took a break at 9:54 am. The meeting resumed at 9:57 am.

Public Hearing; Colorado Retail Liquor License Application; Kebler Corner Liquors LLC:
County Clerk and Recorder Kathy Simillion was present for the discussion.

1. Open Public Hearing. Chairperson Chamberland opened the Public Hearing at 9:57 am.

2. Public Notice Confirmation. Elizabeth Mense, Deputy County Clerk, 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. County Clerk and Recorder Simillion introduced Paul and Emily St. Ruth, the owners of Kebler Corner Liquors, LLC. She explained that site inspection was completed on 9/19/18, and there were no deficiencies at that time. A sign was posted at the time of inspection indicating the time, date and location of the Public Hearing. Since then, no comments have been received via telephone, in-person, through email or the United States Postal Service. Notice of the Public Hearing was placed in both the Gunnison Country Times and Crested Butte News. The license was sent to the State of Colorado and approved.

5. Applicant Presentation. N/A.

6. Board Questions. N/A.

7. Public Comments. Chairperson Chamberland opened the Public Hearing to comments at 10:00 am. There were no comments 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 10:00 am.

Moved by Commissioner Houck, seconded by Commissioner Messner to approve the liquor license application for Kebler Corner Liquors LLC as presented. Motion carried unanimously.

Presentation; Shady Island River Park Proposal:
Cathie Pagano, Director of Community and Economic Development was present for the discussion as well Rachel Sabbato, Community and Economic Development Planner II.
Margaret Loperfido, Principal Landscape Architect from Sprout Studio and Randy Sacket from SGM Engineering presented the Shady Island River Park Master Plan. Margaret began the presentation by explaining the project background and approach. She explained that the County purchased the 10.5 acres of property in October 2017 with the intent being to provide new river access that will better support growing community needs. Input from the community was greatly encouraged and welcomed throughout the various stages of the design. Margaret outlined some of the many features incorporated within the master plan including, but not limited to: the concrete boat ramp, walk-in tent camping areas, nature-play obstacle courses and playground areas, picnic and pavilion areas and opportunities for fishing access. Randy outlined the utility plan and discussed relevant engineering factors. The preliminary costs of the project were also discussed. Questions and comments from the public were welcomed and addressed. Public comment topics included pedestrian and bike access, recycling, and trash pick-up. Community Development Director Pagano explained that because the parcel was previously plotted as a subdivision, it will require a land use change permit which will be obtained through the Planning Commission Review Process. There will be an opportunity for additional public comment and feedback at that time.

Shady Island Grants:
Cathie Pagano, Director of Community and Economic Development was present for the discussion. She discussed various grants and potential funding approaches for the Shady Island project. She explained that there may be an opportunity for a Local Parks and Outdoor Recreation grant through Great Outdoors Colorado (GOCO) in an amount up to $350,000. The initial draft for the GOCO grant is due 10/18/18 with the final document being due 12/1/18. Additional conversation ensued regarding other potential funding opportunities for the Shady Island project. Project phasing was also discussed.

Memorandum Re: Community Planning Assistance for Wildfire Program & BOCC Letter of Support:
Community and Economic Development Director Cathie Pagano was present for the discussion. She explained that Community Development is applying for the Community Planning Assistance for Wildfire (CPAW) program and is requesting a letter of support from the BOCC. Community Development has received letters of support from Crested Butte Fire Protection District, Gunnison Fire Protection District and the City of Gunnison.
Moved by Commissioner Houck to approve the drafted letter of support for the Community Planning Assistance for Wildfire Program and authorize BOCC signatures on the letter. Motion carried.

UNSCHEDULED CITIZENS: There were no Unscheduled Citizens present

BREAK: The Board took a break at 11:03 am. The meeting resumed at 11:08 am.

COMMISSIONER ITEMS:

Jonathan Houck-

1. Commissioner Houck discussed the recent Sage Grouse decision made by the Federal courts.
2. Commissioner Houck provided an update on the recent CCI meeting in Denver. The main topic was proposed County legislation.

John Messner-

1. Commissioner Messner recently met with John Whitney. They discussed the U.S. Forest Service review of current oil and gas review procedures.
2. Commissioner Messner attended a Metropolitan Recreation District (Met Rec) meeting. They are requesting a letter of support from the BOCC for Ballot Issue 7D.
3. Commissioner Messner met with Jake Houston, Director of Colorado Trails, to discuss STOR committee trail connectivity projects.
4. Commissioner Messner discussed the upcoming Planning Commission meeting on 10/19/18.

ADJOURN: **Moved** by Commissioner Chamberland to adjourn the meeting. The meeting adjourned at 11:42 am.

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Phil Chamberland, Chairperson

_____
Jonathan Houck, Vice-Chairperson

_____
John Messner, Commissioner

Minutes Prepared By:

_____
Elizabeth Mense, Deputy County Clerk

Attest:

_____
Kathy Simillion, County Clerk