

**GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING & PUBLIC HEARING MINUTES
December 10, 2019**

The December 10, 2019 meeting was held in the Board of County Commissioners' meeting room located at 200 E. Virginia Avenue, Gunnison, Colorado. Present were:

Jonathan Houck, Chairperson
John Messner, Vice-Chairperson
Roland Mason, Commissioner

Matthew Birnie, County Manager
Elizabeth Mense, Deputy County Clerk
Others Present as Listed in Text

GUNNISON COUNTY BOARD OF HEALTH: Health & Human Services Director Joni Reynolds was present for the discussion.

CALL TO ORDER: Chairperson Houck called the Gunnison County Board of Health meeting to order at 1:00 pm.

Immunizations Update: HHSD Reynolds introduced Ashley Akerlund, Public Health Nurse. PHN Akerlund is currently in charge of the vaccination clinic and provided the Board with an update. The clinic continues to stay busy and additional clinic days have been added to better serve the public. In the last six months, the clinic has performed 1387 vaccinations. They are working on improving measles, mumps and rubella (MMR) immunization rates, which is a goal from the State. The most recent flu clinic was successful. They provided 1004 vaccinations. Vaccination exemptions were briefly discussed.

Communicable Disease Update: The communicable disease numbers were down last year. Normally there are 60-70 reportable cases a year. Last year there was just over 40 reported cases. There have not been any communicable disease outbreaks.

Clinical Services Update: Laura McLoughlin, Public Health Nurse II recently returned to Health & Human Services. The Clinical Services team is currently fully staffed.

Employee Introduction; Ashley Akerlund, Public Health Nurse: HHSD Reynolds introduced PHN Akerlund earlier in the meeting during the immunization update.

2020 Board Planning: HHSD Reynolds asked the Board to think about topics they'd like to discuss in 2020. She will reach out to the commissioners in the coming weeks to discuss 2020 scheduling in further detail.

Strategic Performance Update:

- **Health & Human Services Director Joni Reynolds**

- **C1, C2, C7, Child & Family Services & Senior Health & Resources**

HHSD Reynolds and the Board discussed the C1, C2, C7, Child & Family Services and Senior Health & Resources performance updates. Questions were welcomed and addressed.

ADJOURN: The Gunnison County Board of Health meeting adjourned at 1:58 pm.

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS REGULAR MEETING:

CALL TO ORDER: Chairperson Houck called the meeting to order at 3:00 pm.

AGENDA REVIEW: There were no changes to the agenda.

MINUTES APPROVAL: **Moved** by Commissioner Messner, seconded by Commissioner Mason to approve the meeting minutes of 11/5/19 as presented. Motion carried.

1. 11/5/19 Regular Meeting

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

1. Acknowledgment of County Manager's Signature; Ground Lease Amendment; John Councilman, Inc.
2. Acknowledgment of County Manager's Signature; Intergovernmental Agreement; Winter Road Maintenance; Town of Mt Crested Butte
3. Agreement; Consulting Services; Gunnison Conservation District; Sage Grouse Review
4. Resolution; A Resolution Authorizing Disposition of Certain Abandoned Snowmobiles

5. Provider Agreement Amendment; Katherine Melland
6. Contractor Agreement; Couture Cleaning; Gunnison-Crested Butte Regional Airport
7. Grant Award Letter; Colorado Department of Transportation, Colorado Aeronautical Board, Division of Aeronautics; CDAG #19-GUC-01
8. Liquor License Renewal; N D Enterprises LLC dba Crested Butte Country Club; January 14, 2020 – January 14, 2021
9. Liquor License Renewal; Crested Butte Nordic Council dba Magic Meadows Yurt; September 15, 2019 – September 15, 2020
10. Liquor License Renewal; Gunnison Golf Club Inc. dba Dos Rios Golf & Country Club; November 16, 2019 – November 16, 2020
11. Memorandum of Agreement; Board of County Commissioners, Mountain Express & The Regional Transportation Authority; Senior Transportation
12. Ratification of BOCC Chair Signature; Colorado Department of Local Affairs – Division of Property Taxation; Affidavit of Assessor to Assessment Roll
13. Ratification of Correspondence; Colorado Department of Local Affairs; Region 10 Grant Application Letter of Support

SCHEDULING:

- The Joint Public Hearing for Roper Subdivision was continued to 12/20/19.
- The Certification of Mill Levies is scheduled for Friday, 12/20/19 at 12:00 pm. The Public Works holiday luncheon is scheduled for 12:30 pm.
- The Gunnison County Budget Adoption is Friday, 12/13/19 at 8:30 am.
- County Manager Birnie will not be in attendance at the 12/17/19 Regular Meeting.

COUNTY MANAGER’S REPORT: County Manager Matthew Birnie was present for the discussion.

- CM Birnie stated that the Energy Performance Contracts were completed. The money is in escrow and solar panels have been ordered. A Notice to Proceed was signed on 12/9/19. The lighting retrofit portion will likely begin in January or February of 2020. Weather permitting, the panel installation will begin in March or April.
- CM Birnie discussed a recent meeting with Library District regarding the library project.
- CM Birnie will be out of the office 12/13/19 – 12/17/19.

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

1. **Intergovernmental Agreement Amendment; Winter Road Maintenance; Town of Pitkin:**
Moved by Commissioner Houck, seconded by Commissioner Messner to approve the Intergovernmental Agreement Amendment for winter road maintenance with the Town of Pitkin. Motion carried.
2. **Intergovernmental Agreement; Winter Road Maintenance; Montrose County:**
Moved by Commissioner Messner, seconded by Commissioner Mason to approve the Intergovernmental Agreement for winter road maintenance with Montrose County. Motion carried.
3. **Intergovernmental Agreement; Winter Road Maintenance; Town of Marble:**
Moved by Commissioner Mason, seconded by Commissioner Messner to approve the Intergovernmental Agreement for winter road maintenance with the Town of Marble. Motion carried.
4. **Resolution; A Resolution Waiving Certain Provisions of the Gunnison County Standard Specifications for Road and Bridge Construction, Requested by Albert & Angela Roper for Roper Subdivision:**
This item was pulled from the agenda. There was no discussion or action. It’ll appear on a future agenda.

Law Enforcement Agreement; Town of Mt Crested Butte:

Nate Stepanek, Mt Crested Butte Police Chief and Gunnison County Sheriff John Gallowich were present for the discussion. Sheriff Gallowich requested that the Board extend the term to five years.
Moved by Commissioner Messner, seconded by Commissioner Mason to approve the Law Enforcement Agreement with the Town of Mt Crested Butte for a duration of five years. Motion carried.

Lot Cluster Application; Johnson Colorado Trust; Wolf Canyon Subdivision Lots 1 & 2:

Beth Baker, Administrative Services Manager was present for the discussion.
Moved by Commissioner Mason, seconded by Commissioner Messner to approve the Lot Cluster Application for Johnson Colorado Trust. Motion carried.

Resolution; A Resolution of the Board of County Commissioners of Gunnison County, Colorado Authorizing the Execution and Delivery of a Ground and Improvement Lease Agreement, A Lease Purchase Agreement, An Escrow Agreement, A Continuing Disclosure Certificate, an Official Statement, and Certain Related Documents by the County; Approving the Forms of

Related Documents; and Providing for Other Matters Relating Thereto:

Troy Bernberg from Northland Securities participated in the discussion via telephone. County Manager Birnie explained that this Resolution authorizes the 2010 Building America bonds refunding. Mr. Bernberg discussed the current rates and terms.

Moved by Commissioner Messner, seconded by Commissioner Mason to approve Resolution 2019-27; A Resolution of the Board of County Commissioners of Gunnison County, Colorado Authorizing the Execution and Delivery of a Ground and Improvement Lease Agreement, A Lease Purchase Agreement, An Escrow Agreement, A Continuing Disclosure Certificate, an Official Statement, and Certain Related Documents by the County; Approving the Forms of Related Documents; and Providing for Other Matters Relating Thereto. Motion carried.

Marble Crystal River Chamber Report & Funding Request:

The Marble Crystal River Chamber members provided the Board with an update and requested \$28,200 of funding for 2020. There will be a formal agreement to follow.

Veterans Services Update; Steve Otero:

Steve Otero, Veterans Services Officer was present for the discussion. As of 2018, there were 781 veterans in Gunnison County. The number is down from the 2016 total of 826. The total expenditure for 2018 was \$4,596,000. VSO Otero discussed the Western Colorado University partnership with CU Boulder. Additionally, he discussed projects that he hopes to focus on in the future, including reinvigorating the American Legion building, continued engagement with the Veterans Administration for senior care contracts, federal legislative efforts that'll benefit rural veterans and data collection via Western's Wellness Elevated program.

Discussion; Kebler Pass Trailhead:

Marlene Crosby, Deputy County Manager was present for the discussion. DCM Crosby explained that the upper trailhead parking area will be reserved for the Forest Service and Irwin residents. The lower trailhead parking area will be day-use only. A total of 41 parking permits have been issued so far. Forest Service Manager Matt McCombs, Attorney Jacob With, Christina Murrin and Trea Sciortino made comments.

UNSCHEDULED CITIZENS: There were no Unscheduled Citizens present

ADJOURN: Moved by Commissioner Mason, seconded by Commissioner Messner to adjourn the meeting. The meeting adjourned at 5:17 pm.

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS PUBLIC HEARING:

Public Hearing; Proposed 2020 Gunnison County Budget: Finance Director Linda Nienhueser and Accountant I Emily Smith were present for the discussion.

1. Open Public Hearing: Chairperson Houck opened the Public Hearing at 6:00 pm.
2. Public Notice Confirmation: The Public Hearing was properly noticed.
3. Identify Ex Parte Communications: There were no ex parte communications identified.
4. Staff Presentation: Finance Director Nienhueser presented the changes to the budget compared to the staff proposed budget that was presented to the Board in October. She also stated that the Gunnison Valley Hospital had an additional change that will be reflected in the final budget. FD Nienhueser stated there were not many major changes from the staff proposed budget and welcomed questions from the Board.
5. Applicant Presentation: N/A.
6. Board Questions: There were no questions from the Board.
7. Public Comments: There were no members from the public present.
8. Acknowledge Correspondence Received: No additional correspondence was identified.
9. Applicant Response: N/A.
10. Close Public Hearing: Chairperson Houck closed the Public Hearing at 6:05 pm.

ADJOURN: The meeting adjourned at 6:05 pm.

Jonathan Houck, Chairperson

John Messner, Vice-Chairperson

Roland Mason, Commissioner

Minutes Prepared By:

Elizabeth Mense, Deputy County Clerk

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: 2019 - 26

A RESOLUTION AUTHORIZING DISPOSITION OF CERTAIN ABANDONED SNOWMOBILES

WHEREAS, periodically there are stored at the Gunnison County Colorado Public Works yard snowmobiles that have been abandoned on public property including public lands and public highways within Gunnison County boundaries; and

WHEREAS, it is the intent of the Board of County Commissioners of Gunnison County explicitly to identify and authorize the method of disposition of such abandoned snowmobiles; and

WHEREAS, C.R.S. 42-13-101 et seq. addresses the sale of unclaimed personal property; and

WHEREAS, C.R.S. 42-13-102, Sale of unclaimed property, states: "Any personal property (acquired or held by a law enforcement agency in the course of motor vehicle law enforcement or related highway duties and under circumstances supporting a reasonable belief that such property was abandoned) shall be retained in custody by the Sheriff...who shall make reasonable inquiry and effort to identify and notify the owner or person entitled to possession thereof and shall return the property after such owner or person provides reasonable and satisfactory proof of ownership or right to possession and reimburses the law enforcement agency of all reasonable expenses of such custody and handling;" and

WHEREAS, C.R.S. 42-13-103, Sale of unclaimed property, states: "If the identity or location of the owner or person entitled to possession of the property has not been ascertained within six months after the law enforcement agency obtains possession of the property...the Sheriff...shall effectuate sale of such property for cash to the highest bidder at a public auction, notice of which, including time, place, and a brief description of such property, shall be published at least once in a newspaper of general circulation in the County... at least ten days prior to the action;" and

WHEREAS, C.R.S. 42-13-109, Local Regulations, states: "The provisions of this article may be superseded by...resolution of a ...county which sets forth procedures for disposition of personal property."

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Gunnison County, Colorado:

1. Any and all snowmobiles currently in the possession of Gunnison County, or which may in the future be in the possession of Gunnison County, because they are abandoned or are in violation

of Gunnison County Resolution 2019-21 as that Resolution may be amended or superseded, shall be considered to be in the custody of the Sheriff of Gunnison County.

2. The "reasonable inquiry" diligence required by C.R.S. 42-13-102, Sale of unclaimed property, is satisfied by one notice mailed by the Sheriff by certified mail to the last registered owner of such motor vehicle.
3. The requirement of six months in C.R.S. 42-13-103 is replaced by two calendar weeks after post mark of the one notice mailed by certified mail by the Sheriff to the registered owner of such snowmobile.

This Resolution shall remain in force until and unless further action by the Board of County Commissioners is taken.

INTRODUCED by Commissioner Messner, seconded by Commissioner Mason, and adopted this 10th day of December, 2019.

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

Houck – yes; Messner – yes; Mason – yes