AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

Agenda Item: DRAFT BOCC Meeting Minutes; 20200121

Action Requested: Motion

Parties to the Agreement:

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

Summary:

The 1/21/20 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:
ok db 2/13/20

Reveiwed by: GUNCOUNTY1\dBaumgarten Discharge Date: 2/13/2020 Certificate of Insurance Required Yes ○ No ◉

County Manager Review:

Comments:

Reveiwed by: GUNCOUNTY1\mbirnie Discharge Date: 2/13/2020

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

Agenda Date: 2/18/2020

Revised April 2015

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING MINUTES
January 21, 2020

The January 21, 2020 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 COUNTY COMMISSIONERS REGULAR MEETING:

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

AGENDA REVIEW: There were no changes to the agenda.

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

1. Incumbency and Signature Certificate
2. Contractor Agreement; Janitorial Services – O'Leary Building; J & K Services
3. Adoption of the Gunnison County Colorado Employee Medical Benefit Plan
4. Adoption of the Gunnison County Colorado Employee Dental and Vision Benefit Plan

SCHEDULING:

- There is a Counties & Commissioners Acting Together (CCAT) meeting on Wednesday, 1/22/20.
- There is a Colorado Counties, Inc. (CCI) Steering Committee Meeting & legislative breakfast on 1/24/20.
- Commissioner Messner is planning on attending a Colorado Oil & Gas Conservation Commission hearing on 1/29/20.
- Commissioner Messner is attending the Crested Butte Town Council meeting on 2/4/20. Commissioner Mason is attending the Mt Crested Butte Town Council meeting on 2/18/20. Commissioner Houck is attending the City of Gunnison Town Council meeting on 2/25/20.
- There is a Great Outdoors Colorado (GOCO) listening tour event at Western Colorado University on 2/5/2020.
- County Manager Birnie will be out of the office 2/5/20 - 2/7/2020 attending the 2020 Colorado City & County Management Association conference. He will also be out of the office 2/17/20 – 2/21/20.

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

1. **Community Development Block Grant Application:**
   Jennifer Kermode, Executive Director of the Gunnison Valley Regional Housing Authority was present for the discussion. Director Kermode explained that this Community Development Block Grant application was submitted to the Department of Local Affairs (DOLA) previously. DOLA informed Director Kermode that it must be a County entity applying for the grant. The application was revised to list Gunnison County as the applicant and the Gunnison Valley Regional Housing Authority as the sub-grantee. The County Attorney's office recommended that an agreement be drafted which defines roles and responsibilities for each party. The Housing Authority will administer the grant. The County will be responsible for grant reporting.
   Moved by Commissioner Messner, seconded by Commissioner Mason to approve the Community Development Block Grant application with the understanding that there will be an Intergovernmental Agreement drafted and executed between Gunnison County and the Gunnison Valley Regional Housing Authority and authorize Chair signature.
   Moved by Commissioner Houck, seconded by Commissioner Messner to make a friendly amendment to the previous motion to authorize County Manager Birnie to sign the grant application. Motion carried.
2. **Gunnison County Library Project Delegation of Authority:**
   County Manager Birnie requested delegation of authority to execute documents for the Gunnison County library project.
   Moved by Commissioner Messner, seconded by Commissioner Mason to delegate authority to County Manager Birnie to sign and execute contracts and documents regarding the Gunnison County library project. Motion carried.

- County Manager Birnie inquired whether the Board would like to have the 2020 Club 20 dues paid. The Board consensus was to pay the dues and attend 2020 meetings throughout the year. The Board will discuss membership for 2021 at a later date.

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

the discussion.

- DCM Crosby noted that the recycling center had 9 volunteers for Martin Luther King, Jr. Day of Service.

1. **Resolution; A Resolution Vacating a Portion of First Street in the Townsite of Ohio City, Colorado:**
   Attorney Jacob With from Law of the Rockies was present for the discussion. The Board requested revisions to the resolution. No action was taken on this item. It'll appear on a future agenda.
2. **Resolution; A Resolution Waiving Certain Provisions of the Gunnison County Standard Specifications for Road and Bridge Construction, Requested by John & Mary Lou Gregory for Gregory Subdivision:**
   Moved by Commissioner Houck, seconded by Commissioner Messner to approve Resolution 2020-4; A Resolution Waiving Certain Provisions of the Gunnison County Standard Specifications for Road and Bridge Construction, Requested by John & Mary Lou Gregory for Gregory Subdivision. Motion carried.
3. **Annual Highway User's Report:**
   DCM Crosby explained that the Annual Highway User's Report due to the State by 1/31/2020.
   Moved by Commissioner Messner, seconded by Commissioner Mason to authorize the full Board signature on the Annual Highway User's Report. Motion carried.
4. **Request for Agreement Amendment; Crested Butte South Public Road Maintenance Agreement:**
   Finance Director Linda Nienhueser and Ronnie Benson from the Crested Butte South Metropolitan District were present for the discussion.
   Moved by Commissioner Messner, seconded by Commissioner Mason to approve the request to amend the agreement between Gunnison County and Crested Butte South Metropolitan District for Public Road Maintenance. Motion carried.

Boundary Line Adjustment; Little Cimarron Creek Ranch Subdivision LUC-18-00016:
Hillary Seminick, Planner II from Community & Economic Development and Attorney Jacob With were present for the discussion. The plat was reviewed and approved by the County Attorney. The application was approved by the homeowner's association and adjacent neighbor.
Moved by Commissioner Messner, seconded by Commissioner Mason to approve the Boundary Line Adjustment for Little Cimarron Creek Ranch Subdivision LUC-18-00016. Motion carried.

VOUCHERS AND TRANSFERS:
Finance Director Linda Nienhueser presented the voucher approval report dated January 21, 2020 and the cash transfer authorization report dated December 2019 for discussion and approval.
Moved by Commissioner Houck, seconded by Commissioner Mason to approve the vouchers in the amount of $2,587,788.56. Motion carried.
Moved by Commissioner Houck, seconded by Commissioner Messner to authorize the cash transfers in the amount of $3,243,885.75. Motion carried.

Sales Tax & Local Marketing District Reports:
Finance Director Nienhueser presented the November 2019 Sales Tax & Local Marketing District reports.

October 2019 Purchase Card Report:
The October 2019 Purchase Card report was presented. There were no questions from the Board.

TREASURER'S REPORT:
Treasurer Debbie Dunbar was present for the discussion. The December 2019 Treasurer's report and Investment report dated December 31, 2019 were provided for Board review.
Moved by Commissioner Mason, seconded by Commissioner Messner to approve acceptance of the Treasurer's reports as presented and authorize chair signature. Motion carried.

UNSCHEDULED CITIZENS:
Denny Behrens, Co-Chair of Colorado Stop the Wolf Coalition made public comments regarding the Colorado Gray Wolf Reintroduction Initiative (Ballot Initiative 107). Mr. Behrens provided the Board with a letter and informational data supporting his stance.

Revocable License Agreement; Gunnison County & Ahren Cattles:
Moved by Commissioner Messner, seconded by Commissioner Mason to approve the Revocable License Agreement between Gunnison County and Ahren Cattles as presented. Motion carried.

COMMISSIONER ITEMS:
Jonathan Houck –

1. Commissioner Houck participated in a Colorado Counties, Inc. (CCI) legislative call on Friday, 1/17/20.
2. Commissioner Houck is planning to attend CCI meetings in Denver 1/23/20 – 1/24/20. Commissioner Messner is also planning on attending.

3. There is a Counties & Commissioners Acting Together (CCAT) meeting Wednesday, 1/22/20.
4. Commissioner Houck attended a Gunnison Basin Roundtable meeting on 1/20/20. He will provide an overview of the meeting during a Work Session when House Bill 1177 is discussed.
5. Commissioner Houck is planning on attending the Spruce Beetle Epidemic and Aspen Decline Management Response (SBEADMR) annual meeting in Montrose next week.
6. Commissioner Houck is planning to attend the Outdoor Retailer Expo and Conference in Denver 1/29/20 – 1/31/20.
7. Commissioner Houck will not be in attendance at the 3/3/20 BOCC Regular Meeting. He will be in Washington, DC attending the 2020 National Association of Counties (NACo) Legislative Conference 2/28/20 – 3/4/20.

Roland Mason-

1. Commissioner Mason discussed the Mayors and Managers meeting he attended on 1/9/20.
2. Commissioner Mason discussed the Gunnison Valley Rural Transportation (RTA) meeting he attended on 1/10/20.
3. Commissioner Mason discussed the Gunnison Valley Climate Action Summit he attended in Crested Butte on 1/13/20. He also attended the all-day Summit at Western Colorado University on Friday, 1/17/20.
4. Commissioner Mason discussed a recent Region 10 meeting he attended.

John Messner-

1. Commissioner Messner briefly discussed the Community Health Group Day of Welcome ceremony. It is tentatively scheduled for May 2020.

Possible Executive Session Pursuant to C.R.S. 24-6-402(4a) Possible Lease Agreement or Transfer of Real Property and C.R.S. 24-6-402(4)(b) Conference with the County Attorney and Deputy County Attorney to Receive Legal Advice:
Moved by Commissioner Houck, seconded by Commissioner Mason to enter an executive session Pursuant to C.R.S. 24-6-402(4a) Possible Lease Agreement or Transfer of Real Property and C.R.S 24-6-402(4)(b) Conference with the County Attorney and Deputy County Attorney to Receive Legal Advice. In attendance would be Commissioner Houck, Commissioner Messner, Commissioner Messner, County Manager Matthew Birnie, Deputy County Manager Marlene Crosby, County Attorney David Baumgarten and Deputy County Attorney Matthew Hoyt. Motion carried.

The Board went into executive session at 9:57 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(4a) and 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: _____ _____

Jonathan Houck, Chairperson
Gunnison County Board of Commissioners

Commissioner Houck noted for the record that Cathie Pagano, Community & Economic Development Director also participated in the Executive Session.
Moved by Commissioner Houck, seconded by Commissioner Mason to come out of executive session. Motion carried unanimously**.** The Board came out of executive session at 10:46 am. Commissioner Houck confirmed that the discussion remained on-topic and that no decisions were made.

ADJOURN: Moved by Commissioner Messner, seconded by Commissioner Mason to adjourn the meeting. The meeting adjourned at 10:46 am.

DRAFT

_____
Jonathan Houck, Chairperson

_____
John Messner, Vice-Chairperson

_____
Roland Mason, Commissioner

Minutes Prepared By:

_____
Elizabeth Mense, Deputy County Clerk

Attest:

_____
Kathy Simillion, County Clerk