# AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

**Agenda Item:** DRAFT BOCC Meeting Minutes; 20200407

**Action Requested:** Motion

**Parties to the Agreement:**

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

**Summary:**

The draft meeting minutes from the 4/7/20 Regular Meeting 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 5/22/20

Reveiwed by: GUNCOUNTY1\dBaumgarten Discharge Date: 5/22/2020 Certificate of Insurance Required Yes ○ No ◉

**County Manager Review:**

Comments:

Reveiwed by: GUNCOUNTY1\emense Discharge Date: 5/22/2020

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

Agenda Date: 5/26/2020

*Revised April 2015*

**GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS**
**REGULAR MEETING MINUTES**
**April 7, 2020**

The April 7, 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:** Commissioner Houck called the meeting to order at 8:31 am. He noted for the record that he is in attendance in the board room along with County Manager Matthew Birnie and Commissioner Messner and Mason are participating via Zoom Meeting.

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

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

1. Lease Agreement; Williams Drilling, Inc.; Gunnison-Crested Butte Regional Airport
2. Ratification of BOCC Signature; Letter of Support – Western Colorado University; Colorado Opportunity Scholarship Initiative
3. Notice of Award; Department of Health & Human Services; Center for Disease Control & Prevention; COVID-19 Crisis Response; $43,444.29
4. Gunnison County Health & Human Services; Emergency Response 2020 – No Kid Hungry Grantee Community
5. Contractor Agreement; Christopher Klein Construction; Lot 22A
6. Liquor License Renewal; Double J Enterprises LLC dba Sapinero Village Store; March 22, 2020 – March 22, 2021
7. Liquor License Renewal; Irwin Backcountry Guides LLC dba Parking Barn; May 20, 2020 – May 20, 2021 & Liquor License Renewal; Irwin Backcountry Guides LLC dba Move Cabin; May 20, 2020 – May 20, 2021
8. Plan Resolution; Gunnison County Colorado Employee Medical Benefit Plan; COVID-19
9. Rocky Mountain Health Foundation Rapid Response Application; Gunnison County Department of Health & Human Services; COVID-19
10. Acknowledgment of County Manager's Signature; Memorandum of Understanding; Temporary Housing or Auxiliary Care Site Agreement for Gunnison Valley Hospital
11. Acknowledgment of County Manager's Signature; Trailhead Institute; Emergency Hunger Assistance Grant; $18,750
12. Acknowledgment of County Manager's Signature; Host Compliance LLC Agreement
13. Grant Application; Community Foundation of the Gunnison Valley; COVID-19 Recovery Fund
14. Correspondence; Colorado Parks & Wildlife; Blinberry Gulch State Wildlife Area

**SCHEDULING:**
The commissioners did not have any items to add to the schedule**.**

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

- CM Birnie discussed recent grants received for the COVID-19 response.
- CM Birnie briefly discussed the Blackstock Government building geothermal project.
- CM Birnie provided an update on the Lot 22 Workforce Housing project.
- CM Birnie provided an update on the Gunnison County library project. Black Dragon Development LLC out of Crested Butte was selected as the construction manager and general contractor.
- CM Birnie provided an update on the Gunnison-Crested Butte Airport terminal project. Shaw Construction out of Grand Junction, CO was selected for the project.
- CM Birnie discussed funding that may be available for the COVID-19 response.

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

- DCM Crosby discussed a grant opportunity through Met-Rec for the white-water park.
- DCM Crosby discussed the Gunnison Valley Regional Transportation Authority project priority list.

DRAFT

**Public Hearing; Petition to Vacate a Portion of a Certain Alley in the Townsite of Irwin, Colorado: Adams:**
Deputy County Manager Marlene Crosby was present for the hearing.

1. Open Public Hearing: Chairperson Houck opened the Public Hearing at 9:07 am.

2. Public Notice Confirmation: DCM Crosby confirmed public notice.

3. Identify Ex Parte Communications: There were no ex parte communications identified.

4. Staff Presentation: DCM Crosby explained that the portions of the alley that the applicants seek to have vacated is the alley adjacent to Lots 1-5 and 14-18, Block 19 within the boundaries of Irwin Townsite.

5. Applicant Presentation: N/A

6. Board Questions: There were no questions from the Board.

7. Public Comments: There were no public comments.

8. Acknowledge Correspondence Received: N/A

9. Applicant Response: N/A

10. Close Public Hearing:
    **Moved** by Commissioner Houck to close the public hearing. The public hearing closed at 9:11 am.

**Moved** by Commissioner Houck, seconded by Commissioner Messner to approve Resolution 2020-12; A Resolution Vacating a Certain Portion of Alley Lying Within the Townsite of Irwin, County of Gunnison, State of Colorado as presented. Motion carried.

**BREAK:** The meeting briefly recessed at 9:12 am. The meeting resumed at 9:15 am.

**Public Hearing; Liquor License Application; SkyHighColorado LLC dba The Nugget Café:**
Kathy Simillion Gunnison County Clerk & Recorder was present for the hearing.

1. Open Public Hearing: Chairperson Houck opened the Public Hearing at 9:16 am.

2. Public Notice Confirmation: Kathy Simillion confirmed public notice in the newspaper.

3. Identify Ex Parte Communications: There were no ex parte communications identified.

4. Staff Presentation: Kathy Simillion stated that an on-site inspection was conducted and signs were posted at the location. There was no correspondence or objections received by her office.

5. Applicant Presentation: N/A

6. Board Questions: There were no questions from the Board.

7. Public Comments: There were no public comments.

8. Acknowledge Correspondence Received: N/A

9. Applicant Response: N/A

10. Close Public Hearing:
    **Moved** by Commissioner Houck to close the public hearing. The hearing closed at 9:18 am.

**Moved** by Commissioner Houck, seconded by Commissioner Mason to approve the Liquor License Application for SkyHighColorado LLC dba The Nugget Café. Motion carried.

**Lot Cluster Request; Adams - Lots 1-5, 14-18 Block 19 Irwin Townsite:**
Cathie Pagano, Community Development Director was present for the discussion. There were no questions from the Board.
**Moved** by Commissioner Houck, seconded by Commissioner Messner to approve the lot cluster request for Adams – Lots 1-5, 14-18 Block 19 in the Irwin Townsite as presented. Motion carried.

**Lot Cluster Request; Robert O. Howell - 800 County Rd 20 & 828 County Rd 20:**
Cathie Pagano, Community Development Director was present for the discussion. A memo provided by Beth Baker, the Administrative Services Manager explained that Robert O. Howell requested a lot cluster. The two properties are adjacent and are located at 800 County Road 20 and 828 County Road 20. The parcel will be approximately 1.8 acres. The utility company has consented to the lot cluster and there is no Homeowners Association. The County Attorney required an easement and that has been recorded. The Community Development Director and County Attorney have reviewed and approved the application.
**Moved** by Commissioner Houck, seconded by Commissioner Messner to approve the Lot Cluster Request for Robert O. Howell – 800 County Road 20 & 828 County Road 20. Motion carried.

**Resolution; A Resolution Adjusting Ground Rent for Use of Premises at the Gold Basin Industrial Park:**
**Moved** by Commissioner Houck, seconded by Commissioner Messner to approve Resolution 2020-13; A Resolution Adjusting the Ground Rent for Use of Premises at the Gold Basin Industrial Park. Motion carried.

**Crested Butte South Commercial Area Master Plan & Resolution:**
Cathie Pagano, Community Development Director was present for the discussion. The Commercial Area Master Plan Executive Summary, Special Area Regulations, Commercial Area Master Plan (CAMP) and Resolution were presented. Director Pagano explained that the Crested Butte South Property Owners Association has submitted a Land Use Change application to amend the Commercial Area Master Plan and the Special Area Regulations which requires Board approval. Gunnison County staff have reviewed the proposed changes and support Board approval of the CAMP. Additionally, Director Pagano noted that the commercial area in Crested Butte South aligns with the 2019 Strategic Plan through the identification of specific areas for commercial and light industrial uses.
**Moved** by Commissioner Houck, seconded by Commissioner Messner to approve Resolution 2020-14; A Resolution Regarding the Crested Butte South Special Area Regulations. Motion carried.

**COMMISSIONER ITEMS:**
The Board briefly discussed the COVID-19 response. Director Pagano discussed COVID-19 recovery planning.
Roland Mason-
- Commissioner Mason noted that he's been fielding calls regarding the Standing Public Health Orders.
- Commissioner Mason discussed a recent meeting with Jennifer Kermode from the Housing Authority and current projects. There is Housing Authority meeting scheduled for 4/8/20.
- Commissioner Mason discussed a recent request he received for a BOCC letter of support for the Marble Broadband project.

John Messner-
- Commissioner Messner discussed recent industry sub-group and economic taskforce meetings.

Jonathan Houck-
- Commissioner Houck discussed a recent telephone call with Zane Kessler from the Colorado River District.
- Commissioner Houck briefly discussed COVID-19 efforts and out reach with other counties.

**UNSCHEDULED CITIZENS:** There were no Unscheduled Citizens present

**Resolution; A Resolution and Declaration Establishing a Second Extension of the Gunnison County COVID-19 Local Disaster Emergency:**
**Moved** by Commissioner Houck, seconded by Commissioner Messner to approve Resolution 2020-15; A Resolution and Declaration Establishing a Second Extension of the Gunnison County COVID-19 Local Disaster Emergency as presented. Motion carried.

**Possible Executive Session Pursuant to C.R.S. 24-6-402(4)(b) and C.R.S. 24-6-402(4)(d); COVID-19; Methods to Assist Enforcement of the County Public Health Orders:**
**Moved** by Commissioner Houck, seconded by Commissioner Messner to enter an executive session Pursuant to C.R.S. 24-6-402 (4)(b) and C.R.S. 24-6-402(4)(d) COVID-19; Methods to Assist Enforcement of the County Public Health Orders.
Participants in the executive session will include Commissioner Jonathan Houck, Commissioner John Messner, Commissioner Roland Mason, County Attorney David Baumgarten, Deputy County Attorney Matthew Hoyt, County Manager Matthew Birnie, Deputy County Manager Marlene Crosby and Public Health Director Joni Reynolds. Motion carried.

The Board went into executive session at 10:05 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) and C.R.S. 24-6-402(4)(d).*

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 executve 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

**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 11:15 am.
The discussion remained on-topic and no decisions were made.

**ADJOURN: Moved** by Commissioner Houck, seconded by Commissioner Mason to adjourn the meeting. The meeting adjourned at 11:15 am.

_____
Jonathan Houck, Chairperson

_____
John Messner, Vice-Chairperson

_____
Roland Mason, Commissioner

Minutes Prepared By:

_____
Elizabeth Mense, Deputy County Clerk

Attest:

_____
Kathy Simillion, County Clerk