

**GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING MINUTES
August 15, 2023**

The August 15, 2023 meeting was held in the Board of County Commissioners’ meeting room located at 200 E. Virginia Avenue, Gunnison, Colorado. Present, either in person or via Zoom, were:

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| Jonathan Houck, Chairperson | Matthew Birnie, County Manager |
| Liz Smith, Acting Chairperson | Melanie Bollig, Deputy County Clerk |
| Laura Puckett Daniels, Commissioner [REMOTE] | Others Present as Listed in Text |

GUNNISON/HINSDALE BOARD OF HUMAN SERVICES REGULAR MEETING: This meeting was held from 8:30 am to 9:14 am. Please refer to separate meeting minutes on record for the Gunnison/Hinsdale Board of Human Services.

GUNNISON COUNTY LOCAL LIQUOR LICENSING AUTHORITY:

CALL TO ORDER: Chairperson Houck called the Gunnison County Local Liquor Licensing Authority meeting to order at 9:20 am.

CONSENT AGENDA: Moved by Commissioner Smith, seconded by Commissioner Houck, to approve the consent agenda, as presented. Motion carried unanimously.

1. Approval for Alcohol Beverage License #26-34997-0000; Tre Amici Corp dba Garlic Mike’s; 9/14/2023 - 9/14/2024
2. Approval for Alcohol Beverage License #03-01981; Amie Mountain Lodge LLC dba Inn at Arrowhead; 10/15/2023 - 10/15/2024

ADJOURN: Chairperson Houck adjourned the meeting of the Local Liquor Licensing Authority at 9:21 am.

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS REGULAR MEETING:

CALL TO ORDER: Chairperson Houck called the Gunnison County Board of County Commissioners regular meeting to order at 9:21 am.

AGENDA REVIEW: No changes to the agenda were noted.

SCHEDULING:

- Chairperson Houck stated that the Board will be in Marble and Somerset at the end of the month for the 5th Tuesday in August.
- The Mayors and Managers meeting for September 7th was noted for possible schedule conflicts.
- County Attorney Matt Hoyt noted that September 12th there would be a scheduled tour of the mine site at Mt. Emmons. He noted that he would try to attend, and stated he knew the commissioners all had conflicts with attending that day.
- County Manager Birnie advised that there was a senior property tax exemption appeal for which the Board would likely need to hold a special County Board of Equalization meeting on August 22nd. CA Hoyt confirmed that there is a statutory requirement for senior property tax exemption appeals to be heard between August 1st and September 1st.

MINUTES:

1. July 18, 2023 Regular Meeting. **Moved** by Commissioner Smith, seconded by Commissioner Houck to accept the minutes of the July 18, 2023 regular meeting. Motion carried unanimously.

CONSENT AGENDA: Chairperson Houck stated that Consent Agenda Item #9 would need to be pulled from the agenda for further discussion. **Moved** by Commissioner Houck, seconded by Commissioner Smith to accept the Consent Agenda, with the exception of Item #9, as presented. Motion carried unanimously.

1. Acceptance of Appointments; US Department of the Interior, US Fish and Wildlife Service; Nathan Darnell as Alternate Member to the Gunnison Basin Sage-grouse Strategic Committee; Finishing term ending 2/1/2024 for prior Alternate Creed Clayton
2. Authorization for County Manager’s signature on final DocuSign; Standard Agreement and General Conditions Between Owner and Constructor; Adena Corporation; for renovation of the Gunnison County Division 3 Shop (Crested Butte); Effective date of signing; \$1,385,882
3. Approval for two (2) Provider Agreements; RE1J School District and Gunnison County Juvenile Services Department; for 1) Clinical Case Managing Coordinator services (\$25,000), and 2) Direct Services through SEL Coordinators (\$25,000), Family Advocacy Support Team (FAST) and Wraparound Services, and FAST Review Team (\$15,000); 8/15/2023 - 6/30/2024
4. Approval for Development Improvements Agreement for Driveway Plan; Leigh Marie LLC, 7777 CR 887, Gunnison, Colorado

5. Acknowledgement of County Manager’s signature; Assumption of Fire Control Duty to Colorado Department of Fire Prevention and Control (DFPC); Effective 7/27/2023
6. Acknowledgement of County Manager’s signature; USDA Forest Service Grand Mesa-Uncompahgre-Gunnison (GMUG) National Forests Emergency Facilities & Land Use Agreement Number 1282X923K4027; Gunnison-Crested Butte Regional Airport; for use of land/facilities as a helibase during Lowline Fire; Effective 7/29/2023; \$100 per day of use
7. Acknowledgement of County Manager’s signature; USDA Forest Service At-Incident Management Support (AIMS) Branch Emergency Facilities & Land Use Agreement Number 1202RZ23K4082; Gunnison County Fairgrounds; for use of fairground land/facilities as a Base Camp during Lowline Fire; Effective 7/27/2023; \$600 per day of use, up to \$50,000
8. Approval for Application for Transportation, Utility Systems, Telecommunications and Facilities on Federal Lands and Property; USDA Forest Service; Gunnison County Public Works; requesting changes to Kebler Pass Winter Trailhead permits
9. PULLED FOR FURTHER DISCUSSION: Approval for Colorado Department of Human Services, Behavioral Health Administration Contract 24 IBEH 183800; for prevention of people with behavioral health disorders becoming involved or further penetrating into the criminal justice system; Effective date of signing - 6/30/2024; \$721,511
10. Approval for Sawtooth Phase 2 Design-Build Agreement; Fading West Construction LLC; for total design, engineering, permitting and construction of two buildings with 15 apartments in each; Effective date of signing; \$337,870

PULLED FOR FURTHER DISCUSSION:

1. Consent Agenda Item #9: Approval for Colorado Department of Human Services, Behavioral Health Administration Contract 24 IBEH 183800; for prevention of people with behavioral health disorders becoming involved or further penetrating into the criminal justice system; Effective date of signing - 6/30/2024; \$721,511. Commissioner Houck asked Clerk to the Board Melanie Bollig for the reason this item had needed to be pulled. Clerk Bollig explained that the State had emailed her the night before with a minor change that would allow 10 days’ time to submit reports, increasing it to 30 days’ time. **Moved** by Commissioner Houck, seconded by Commissioner Smith to approve Consent Agenda #9, understanding there will be a difference in the reporting time that will be increased to 30 days, and that this is the only substantive change to the contract as it was put into the packet. Motion carried unanimously.

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

1. National Forest Payment; Title I Allocation. CM Birnie explained that the County annually receives Type I federal funding as a result of the Secure Rural Schools Act, which comes to Counties primarily for road and bridge work as well as schools to be divided at an approximate 50/50 split. Any amount of those funds that is retained by the County is then deducted, dollar-for-dollar, from PILT funding. In the past, previous BOCCs have authorized CM Birnie to transfer all Title I funding received to the School District in order to maximize the amount brought into the community. This year, \$641,747.71 will be received and PILT will likely be fully funded, so he asked the Board for approval to move forward with the historical approach of passing all federal Title I funds to the School District. **Moved** by Commissioner Houck, seconded by Commissioner Smith to authorize the Title I allocation within the SRS distribution to Gunnison County to be released to the School District as per the discussion today. Motion carried unanimously.

KEBLER PASS TRAILHEAD; WINTER PERMIT PARKING AND STAFF RECOMMENDATIONS:

Assistant County Manager for Public Works Martin Schmidt was present for discussion.

ACM Schmidt informed the Board that he made permitting tweaks based on public feedback, and he plans to keep to the program outlined in his memo for the 2023 season. He asked for Board approval of his recommended approach. In the past, it cost at least \$208 per parking lot to plow, so he would prefer to raise the permit fee from \$125 to \$200 in order to help cover the actual costs. County Attorney Matthew Hoyt added that, if the area land exchange is finalized, County costs will increase further. ACM Schmidt indicated that, during the previous winter season, plowing was done at approximate two-week intervals. Each property owner is eligible to purchase two permits, which would include up to one vehicle tag, one trailer tag, and five snowmobile tags per permit purchased. There are 56 parking spots available, and there is customarily demand for additional spaces. **Moved** by Commissioner Houck, seconded by Commissioner Smith that for the 2023/2024 winter parking at the Kebler Pass trailhead, we follow the staff recommendation of two permits offered per qualifying residential property until no spots are available, and with a parking permit the following will be made available: one licensed snowmobile trailer tag permit per property, and up to five licensed snowmobile tags per property, the fee will be \$200, and the caveats of having a septic system and not being in violation of codes, and all those included in the memo apply as well. Motion carried unanimously.

GUNNISON COUNTY BOARDS AND COMMISSIONS; AT-LARGE APPOINTMENT TO THE SUSTAINABLE TOURISM AND OUTDOOR RECREATION (STOR) COMMITTEE.

The Board discussed the applications submitted by Bruce Mullin, Jr. (aka, “LB”) and Hedda Peterson, and their backgrounds and strengths were highlighted. The Board agreed that both would fit the role quite

well, though only one can be appointed at this time. **Moved** by Commissioner Houck, seconded by Commissioner Smith to appoint LB to the STOR committee, based on the discussion. Motion carried. While Commissioner Daniels preferred to appoint Ms. Peterson and did not vote in favor of the motion, she stated that she believes Mr. Mullin will do a fine job in the position.

LOT CLUSTER; WESTERN STAR NO. 4 AND 5 LODE MINING CLAIMS, U.S. SURVEY NO. 8138, QUARTZ CREEK MINING DISTRICT; GAGE PITKIN HOLDINGS, LLC; LUC-23-00029. Planner I Rachel Blondy was present for discussion, and she explained that the two lots must be clustered in order for the owner to legally access and build on them. **Moved** by Commissioner Smith, seconded by Commissioner Houck to approve the lot cluster for LUC-23-00029 with full signature of the Board on the documentation. Motion carried unanimously.

TOWNHOME PLAT AMENDMENT; LUC-23-00034; BASIN REAL ESTATE HOLDINGS, LLC; BASIN MOUNTAIN VILLAGE – PHASE 2; SITUATED WITHIN SECTION 7, TOWNSHIP 14 SOUTH, RANGE 85 WEST OF THE 6TH PRINCIPAL MERIDIAN, GUNNISON COUNTY, COLORADO. Planning Director Hillary Seminick was present for discussion, and she explained that action today would memorialize construction of the 12 townhome units. **Moved** by Commissioner Houck, seconded by Commissioner Smith to approve the townhome plat amendment LUC-23-00034, Basin Real Estate Holdings, LLC, as presented today and authorize the Chair’s signature on the plat. Motion carried unanimously.

UNSCHEDULED PUBLIC COMMENT. There were no persons present for comment.

COMMISSIONER ITEMS:

Commissioner Smith:

1. Congresswoman Lauren Boebert. Commissioner Smith stated that she met with Ms. Boebert on 8/14/23 to discuss housing and infrastructure needs related to roads and utilities, immigration, water needs and benefits in the high country, and the GMUG Forest Revision Plan.
2. Opioid Abatement Conference in Montrose. Commissioner Smith confirmed that she planned to attend this conference this week. She will present on data infrastructure and how it relates to accountability and transparency.
3. Colorado Counties, Inc. Executive Director Search. Commissioner Smith stated that CCI is hiring a new Executive Director, and that nearly 30 applications have been submitted. She will be meeting with the group in early September to help review the applications, and she stated that she is pleased to be able to participate in the hiring process.

Commissioner Daniels:

1. Gunnison Valley Regional Housing Authority. Commissioner Daniels informed the Board that the owner of the Frontier Land Mobile Home Park has decided to make upgrades to the Park, which will temporarily displace 12 families. GVRHA Executive Director Andy Kadlec is working to locate interim housing for the families.
2. Housing Task Force Launch. Commissioner Daniels informed the Board that the Task Force launched last week, and it is comprised of various professionals working on housing in and around Gunnison County. She is hoping the Task Force will provide broad community collaboration after it gets going.

Commissioner Houck:

1. GMUG Forest Plan. Commissioner Houck stated that the County has received the lengthy draft Plan, and he has worked with CA Hoyt to request a 30-day extension on the comment period. He anticipates that other counties will request the same extension, and he will provide additional updates during a future meeting.
2. Bureau of Land Management’s Gunnison Sage-grouse Resource Management Plan. Commissioner Houck stated that he and Jim Cochran have met with the BLM to discuss the RMP, and that the discussions have been fruitful and meaningful.
3. Road Issues. Commissioner Houck expressed appreciation for Assistant County Manager for Public Works Martin Schmidt’s timely assistance with concerns expressed by the public.
4. Fire Meeting. Commissioner Houck stated that he attended the recent fire meeting, and he noted that input from staff has been very helpful to keep the Board connected and updated. He expressed his appreciation of the work done by the Type I team.
5. John Swartout. Commissioner Houck asked that Gunnison County find a way to express appreciation for outgoing CCI Executive Director John Swartout for all of his assistance over the years.

ADJOURN: Commissioner Houck adjourned the Gunnison County Board of County Commissioners regular meeting at 10:21 am.

Jonathan Houck, Chairperson

Liz Smith, Acting Chairperson

Laura Puckett Daniels, Commissioner

Minutes Prepared By:

(Unavailable – no signature)

Melanie Bollig, Deputy County Clerk

Attest:

Kathy Simillion, County Clerk