

**GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING MINUTES
January 16, 2024**

The January 16, 2024 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 |
| Elizabeth Smith, Vice-Chairperson | Katherine Haase, Deputy County Clerk |
| Laura Puckett Daniels, Commissioner | Others Present as Listed in Text |
| Matthew Hoyt, County Attorney | |

GUNNISON COUNTY LOCAL LIQUOR LICENSING AUTHORITY:

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

ALCOHOL BEVERAGE LICENSE #03-04246; CRESTED BUTTE LLC, DBA PARADISE RESTAURANT; 2/4/2024 – 2/4/2025. Moved by Commissioner Puckett Daniels, seconded by Commissioner Smith to approve Alcohol Beverage License #03-0426 for Crested Butte, LLC dba Paradise Restaurant. Motion carried unanimously.

ADJOURN: Chairperson Houck adjourned the meeting of the Gunnison County Local Liquor Licensing Authority at 8:31 am.

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS REGULAR MEETING:

CALL TO ORDER: Chairperson Houck called the meeting to order at 8:31 am.

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

MINUTES APPROVAL: Moved by Commissioner Houck, seconded by Commissioner Smith to approve the meeting minutes with the corrections that were noted on the record for September 19, 2023, January 2, 2024, and January 9, 2024. Motion carried unanimously.

1. September 5, 2023 Regular Meeting. This set of minutes was pulled from consideration to allow for further review. It will be rescheduled to a future meeting.
2. September 19, 2023 Regular Meeting. Page 3, Commissioner Smith reports; “documentary” should be changed to “documentary screening” in the second item. Page 4, Commissioner Puckett Daniels reports; the title for the second item should read “Palisades Apartments”.
3. January 2, 2024 Regular Meeting. Page 1, Board Reorganization; the Chamber of Commerce reference should state that Commissioner Smith will serve as the ex-officio representative with Commissioner Houck backing her up as necessary.
4. January 9, 2024 Special Meeting. No changes.

SCHEDULING: The Upcoming Meetings Schedule was discussed and updated.

CONSENT AGENDA: Moved by Commissioner Puckett Daniels seconded, by Commissioner Smith to approve the consent agenda. Motion carried unanimously.

1. Resolution Amending the Sewer Rules and Regulations of the Gunnison County Water and Sewer Utility
2. Acknowledgement of County Manager Signature; Airport Services Agreement; Janitorial Services; Jackalope Services, LLC, dba Bethany J Montlary; 1/1/2024 thru 12/31/2024; \$80,000
3. Memorandum of Understanding Amendment #1 between the Colorado Department of Early Childhood and Gunnison and Hinsdale Counties Board of Human Services; Colorado Child Care Assistance Program (CCCAP)
4. El Pomar Foundation General Grant Terms and Conditions; Gunnison-Hinsdale Early Childhood Council General Operating Support through the Colorado Assistance Fund; \$10,000

COUNTY MANAGER’S REPORTS:

1. First Amended Emergency Medical Services Building Intergovernmental Agreement; Board of Trustees of the Gunnison Valley Health. CM Birnie reminded the Board that it has pledged \$2M, to be in payments. He suggested that the County pay the total amount now to accelerate the already pledged contribution. Moved by Commissioner Puckett Daniels, seconded by Commissioner Smith to approve the First Amended Emergency Medical Services Building Intergovernmental Agreement with the Board of County Commissioners and the Gunnison Valley Board of Trustees. Motion carried unanimously.

BREAK: The meeting recessed from 8:45 until 8:50 am in order to hold the Public Hearing below.

ORDINANCE NO. 21; AN ORDINANCE REPEALING ORDINANCE NO. 4 AND ESTABLISHING THE REGULATION OF VEHICLE PARKING AT THE GUNNISON-CRESTED BUTTE REGIONAL AIRPORT. Airport Manager Rick Lampert was present for consideration.

1. Open Public Hearing. Chairperson Houck opened the Public Hearing at 8:45 am.
2. Public Notice Confirmation. Deputy County Attorney Sammy Obaid 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. AM Lamport explained that the current ordinance is outdated. He noted that the charges are much cheaper than those in Montrose, and that this change is an attempt to remain competitive and give staff more control over parking issues. These changes also meet TSA regulations.
5. Applicant Presentation. N/A
6. Board Questions. Commissioner Houck asked if the signage has been updated, and Airport Manager Rick Lamport confirmed that it had.
7. Public Comments. Chairperson Houck opened the Public Hearing to comments at 8:49 am. No comments were provided.
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 8:50 am and immediately reconvened the Gunnison County Board of County Commissioners Meeting.

Moved by Commissioner Smith, seconded by Commissioner Puckett Daniels to adopt Ordinance No. 21; an Ordinance Repealing Ordinance No. 4 and Establishing the Regulation of Vehicle Parking at the Gunnison-Crested Butte Regional Airport. Motion carried unanimously.

REQUEST FOR EXTENSION OF SUBMITTAL DEADLINE; WHETSTONE COMMUNITY HOUSING DEVELOPMENT LUC-22-00049. Assistant County Manager for Community and Economic Development Cathie Pagano and Assistant County Manager for Operations and Sustainability John Cattles were present for discussion.

Commissioner Houck explained to the audience that the County regulates the Gunnison County Land Use Resolution (LUR), but the County also must follow the LUR when it is the applicant. This item was approved on 2/9/2023, so the preliminary application would be due 2/9/2024. An application for extension has been submitted, and staff recommended approval of the extension request.

ACM Cattles indicated that the County is a few weeks behind schedule, so he thought it best to request an extension. ACM Pagano confirmed that the Board has the authority to approve a 12-month extension. **Moved** by Commissioner Puckett Daniels, seconded by Commissioner Smith to approve the one-year extension for submitting the preliminary plan for Whetstone Community Housing Development LUC-22-00049. Motion carried unanimously. State grant funding processes and timelines were discussed, and all agreed that they are challenging. Commissioner Smith asked for more details to see if she might be able to assist, and staff agreed to provide the materials after today's meeting.

RESOLUTION APPROVING THE GRANT APPLICATION FOR THE STRONG COMMUNITIES INFRASTRUCTURE GRANT FROM THE STATE OF COLORADO; SAWTOOTH HOUSING PROJECT, PHASE II. ACM Pagano and ACM Cattles were present for discussion.

ACM Pagano confirmed that the County was cleared to apply and that award notifications would be released in July. Frustrations about State grant-funding timelines were again discussed. CA Hoyt noted that the State might have a one-size fits all type of process, where private and public entities are treated the same. The County will continue to work through the grant by scheduling work to maximize use of the grant funds, though we may not be able to spend the entirety of the grant funds. **Moved** by Commissioner Smith, seconded by Commissioner Puckett Daniels to approve Resolution #2024-5, a Resolution Approving the Grant Application for the Strong Communities Infrastructure Grant from the State of Colorado. Motion carried unanimously.

REPLAT OF GOLF VILLAS AT SKYLAND CONDOMINIUMS; LUC-23-00016. Planner I Sean Pope and attorney Jacob With were present for discussion.

Planner Pope confirmed that all documents were reviewed by staff and the County Attorney's Office in 2023, and that the replat was ready. Attorney With also confirmed that a 7th supplement is also in the process of being completed. **Moved** by Commissioner Puckett Daniels, seconded by Commissioner Smith to approve the authorization of the replat of Golf Villas at Skyland Condominiums; LUC-23-00016 and authorize the Chair's signature. Motion carried unanimously.

TAX YEAR 2023, BUDGET YEAR 2024, CERTIFICATION OF LEVIES AND REVENUE BY GUNNISON COUNTY COMMISSIONERS. Chief Financial Officer Perry Solheim was present for discussion.

CFO Solheim explained that the supplied form is what the County has used for quite some time. For years, it was created by the Assessor’s Office, but it is now being created by the Finance Department. This summarizes what all taxing districts submitted. Roughly 21.6% change in tax revenue is reflected, and the County’s portion of that increase is 7.4%. CA Hoyt stated that the regular deadline was 12/22, but recent tax code changes allow for a deadline of 1/17 for this year. **Moved** by Commissioner Smith, seconded by Commissioner Puckett Daniels to certify and approve the (Certification of) Levies and Revenue by the Gunnison County Commissioners and authorize the Chair’s signature. Motion carried unanimously.

LETTER OF SUPPORT; COMMUNITY BUSINESS PRESERVATION PROGRAM GRANT. West Central Small Business Development Council Callie Koch was present for discussion.

Ms. Koch explained that approval of this letter will provide the ability for a group of 2-6 local businesses to apply for funding for one-time purchases/expenses. This program also focuses on businesses that offer culturally, socially or historically significant business product or service to their local community. These four Hispanic-owned businesses may each receive \$10,000-50,000 each, for a combined maximum of \$200,000. **Moved** by Commissioner Puckett Daniels, seconded by Commissioner Smith to approve the letter in support of the Community Business Preservation Program Grant. Motion carried unanimously.

GUNNISON COUNTY BOARDS AND COMMISSIONS:

1. **Board of Adjustment:** Commissioner Houck noted that the new Board of Adjustment will be a five-member Board, comprised of the three County commissioners and two at-large members.
 - At-Large Appointments, Fill Two Vacancies for One-Year Terms. The Board briefly discussed the strengths of the applicants. **Moved** by Commissioner Puckett Daniels, seconded by Commissioner Smith to appoint Julie Baca and Andy Tocke to one-year terms on the Gunnison County Board of Adjustment. Motion carried unanimously.
 - Applicants: Julie Baca, Andy Tocke, Jeff Wilkinson
 - BOCC Appointments, Three Commissioners for One-Year Terms. **Moved** by Commissioner Puckett Daniels, seconded by Commissioner Smith to appoint the three County Commissioners, Jonathan Houck, Laura Puckett Daniels and Liz Smith to the Board of Adjustment for one-year terms. Motion carried unanimously.
 - Commissioners: Jonathan Houck, Laura Puckett Daniels, Liz Smith

UNSCHEDULED PUBLIC COMMENT: There wasn’t anyone present for discussion.

COMMISSIONER ITEMS:

Commissioner Smith:

1. CSU Extension Western District Director Search. Commissioner Smith informed the Board that the committee has made recommendations, and a hiring decision is pending.
2. Counties & Commissioners Acting Together (CCAT). Commissioner Smith attended some CCAT meeting last week to review priorities for the legislative session and new issues. She stated that she will forward the information to the Board, and she asked the Board to provide any input to her so that she can relay it to CCAT during upcoming discussions.

Commissioner Puckett Daniels:

1. Mayors and Managers Meeting. Commissioner Puckett Daniels attended the recent meeting with Commissioner Houck. The discussion included an insightful presentation about algae in Blue Mesa.
2. Gunnison Valley Regional Housing Authority (GVRHA) Executive Director Search. Commissioner Puckett Daniels stated that an Interim Director is likely lined up, but details are still being ironed out. The current Director’s last day will be January 26th, and the deadline for application is January 28th. GVRHA is also engaged in bridge/business planning to help meet goals with alignment between the GVRHA and the One Valley Resiliency Roadmap (OVRR).

Commissioner Houck:

1. Gunnison Sage-grouse Resource Management Plan Amendment. Commissioner Houck has been meeting with Wildlife Consultant Jim Cochran, and there is another meeting scheduled with the BLM team later this month. Comments are being drafted, and they are due in February. The BLM has been cooperative.
2. BLM Uncompahgre Field Office Plan Amendment. Commissioner Houck and CA Hoyt have been involved in this issue, and the comment deadline is February 20th.

ADJOURN: Commissioner Houck adjourned the meeting at 9:50 am.

Jonathan Houck, Chairperson

Elizabeth Smith, Vice-Chairperson

Laura Puckett Daniels, Commissioner

Minutes Prepared By:

Katherine Haase, 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. 2024-4**

**A RESOLUTION AMENDING THE SEWER RULES AND REGULATIONS OF THE GUNNISON
COUNTY WATER AND SEWER UTILITY**

WHEREAS, on March 21, 1977, by Resolution number 1977-9, the Board of Commissioners of Gunnison County ("Board") established the Gunnison County Sewer District ("Utility"), and naming the Board as the governing body of the Utility; and

WHEREAS, the Utility was formed under Colorado Revised Statutes section 30-20-401, *et seq.*, which authorizes counties to build and operate sewer and water facilities; and

WHEREAS, on June 4, 1991, by Resolution number 1991-20, the Board renamed the Utility the Gunnison County Water and Sewer District; and

WHEREAS, the Colorado Department of Local Affairs recommended that the Utility be referred to as a utility to avoid being confused for a special district; and

WHEREAS, on October 3, 2023, the Board adopted the Sewer Rules and Regulations Gunnison County Water and Sewer District by Resolution 2023-20; and

WHEREAS, the Utility seeks to amend the Rules and Regulation to change the references in it from "District" to "Utility" and to make minor corrections for scrivener's errors, but to remain faithful to the foregoing resolutions creating the entity; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Gunnison, Colorado, that the Board adopts the Rules and Regulations for the Gunnison County Water and Sewer Utility effective the date of adoption of this Resolution and attached hereto as "Exhibit A."

INTRODUCED by Commissioner Puckett Daniels, seconded by Commissioner Smith, and adopted this 16th day of January, 2024.

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

Houck -yes; Puckett Daniels – yes; Smith – yes.

**BOARD OF COUNTY COMMISSIONERS OF GUNNISON COUNTY
RESOLUTION NO. 2024 - 5**

**A Resolution Approving the Grant Application for the Strong Communities Infrastructure
Grant from the State of Colorado**

WHEREAS, the Gunnison County Board of Commissioners authorizes application for the Strong Communities Infrastructure grant for the development of the Sawtooth, Phase 2 housing development. If the grant is awarded, Gunnison County supports the completion of the project.

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE GUNNISON COUNTY BOARD OF COMMISSIONERS THAT:

1. The Gunnison County Board of Commissioners authorizes submittal of the application and has appropriated matching funds for a grant with the State of Colorado.
2. If the grant is awarded, the Gunnison County Board of Commissioners strongly supports the fulfillment of the project.
3. The Gunnison County Board of Commissioners authorizes the expenditure of funds necessary to meet the terms and obligations of any Grant awarded.
4. If the grant is awarded, the Gunnison County Board of Commissioners hereby authorizes the designated Official to sign the grant agreement with the State of Colorado.

THIS RESOLUTION AND THE APPROVAL GRANTED HEREBY shall not be effective unless and until a copy is recorded in the Office of the Clerk and Recorder of Gunnison County.

INTRODUCED by Commissioner Smith, seconded by Commissioner Puckett Daniels, and adopted on this 16th day of January, 2024.

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

Houck -yes; Puckett Daniels – yes; Smith – yes.