

**GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING MINUTES
April 2, 2024**

The April 2, 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:

Jonathan Houck, Chairperson
Elizabeth Smith, Vice-Chairperson
Laura Puckett Daniels, Commissioner
Matt Hoyt, County Attorney

Matthew Birnie, County Manager
Holly Perry, Deputy County Clerk
Others Present as Listed in Text

GUNNISON COUNTY LOCAL LIQUOR LICENSING AUTHORITY MEETING:

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

BREAK: The meeting recessed from 8:31 am until 8:35 am in order to hold the below Public Hearing.

COLORADO LIQUOR RETAIL LICENSE APPLICATION; BIG T CBS LLC; 235 ELCHO AVENUE, CRESTED BUTTE, CO 81224:

1. Open Public Hearing. Chairperson Houck opened the Public Hearing at 8:31 am.
2. Public Notice Confirmation. Clerk and Recorder Kathy Simillion 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. Clerk and Recorder Kathy Simillion went up to CB South and did the inspection. She also posted the sign for the Public Hearing as well as put the legal notice in the Crested Butte and Gunnison newspapers.
5. Applicant Presentation. N/A
6. Board Questions. N/A
7. Public Comments. Chairperson Houck opened the Public Hearing to comments at 8:34am, and none 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 8:35 am and immediately reconvened the Gunnison County Local Liquor Licensing Authority meeting.

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

1. Alcohol Beverage License #03-01378; Elk Creek Marina LLC dba Pappy's Restaurant; 6/3/2024 to 6/3/2025
2. Alcohol Beverage License #04-00107; Elk Creek Marina LLC dba Elk Creek Marina; 6/3/2024 to 6/3/2025
3. Alcohol Beverage License #04-00106; Elk Creek Marina LLC dba Lake Fork Marina; 6/3/2024 to 6/3/2025
4. Alcohol Beverage License #03-11784; Birdsey Enterprises LLC dba Taylor Park Marina; 6/11/2024 to 6/11/2025
5. Alcohol Beverage License #04-01232; Skyhigh Colorado LLC dba Taylor Park Trading Post; 7/1/2024 to 7/1/2025
6. Alcohol Beverage License #03-13185; Skyhigh Colorado LLC dba Nugget Café; 4/6/2024 to 4/6/2025

ADJOURN: Chairperson Houck adjourned the meeting of the Gunnison County Local Liquor Licensing Authority at 8:36 am.

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS REGULAR MEETING:

CALL TO ORDER: Chairperson Houck called the meeting to order at 8:36 am.

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

MINUTES APPROVAL: Moved by Commissioner Smith, seconded Commissioner Puckett Daniels to approve the meeting minutes that include the corrections offered by Commissioner Smith. Motion carried unanimously.

1. February 6, 2024 Regular Meeting
 - Under Commissioner Smith Commissioner Items #3, omit the rest of the sentence after "concerns".
2. March 19, 2024 Regular Meeting
 - Under Commissioner Smith Commissioner Item #1, House Bill 24-1300, it was adding additional requirements to the Wildland Urban Interface (WUI) code not adopting the WUI code.

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 as presented. Motion carried unanimously.

1. Acknowledgement of Appointment; Gunnison Basin Sage-grouse Strategic Committee; Saguache County; Amber Wilson as Regular and Virginia Adams as Alternate
2. Acknowledgement of Appointment; Sustainable Tourism and Outdoor Recreation Committee; Western Colorado University; Jennifer DeBoer
3. Acknowledgement of Appointment; Sustainable Tourism and Outdoor Recreation Committee; Bureau of Land Management; Jim Lovelace
4. Acknowledgement of Appointment; Sustainable Tourism and Outdoor Recreation Committee; City of Gunnison; Marisela Ballesteros
5. Acknowledgement of County Manager's Signature; Fading West Construction; A104 Draft Sawtooth Phase II; March 8, 2024
6. Professional Service Agreement; Dr. Anna Meeuwssen; 1/1/2024 to 12/31/2026; \$3,600
7. Acknowledgement of County Manager's Signature; Grant Application; Colorado Department of Local Affairs; Homeless Prevention; \$36,760
8. Professional Service Agreement; Horizons in Learning LLC; Keynote address at the annual Nurturing the Young Child Conference; 3/12/2024 to 4/28/2024; \$3,000
9. A Resolution Authorizing the Purchase of Real Property by the County; 25125 State Highway 135, Riverland Area, Crested Butte, Colorado
10. Professional Service Agreement; BUILD Tank Inc.; 4/02/2024 to 12/31/2024; \$10,000
11. Off-Airport Ground Transportation Agreement; Star Peak Services Ltd; 4/1/2024 to 3/31/2025

COUNTY MANAGER'S REPORTS:

1. November 5, 2024 Coordinated Election – CM Birnie stated that we need to notify the Clerk and Recorder if we plan to coordinate with the Gunnison County Clerk's Office for an election. It was determined that the County will not put any measures on the coordinated election ballot.
2. Public Building Electrification Grant Application for Whetstone and Emergency Medical Services Building – CM Birnie noted that the applications are the same but will be submitted for each project. It will be for \$500,000 each and he is asking for permission to submit the applications for the grants. CM Birnie also stated that priority would be given to Whetstone if requested. **Moved** by Commissioner Puckett Daniels, seconded by Commissioner Smith to approve the Public Building Electrification Grant applications for Whetstone and the Emergency Medical Services Building and authorize staff to sign. Motion carried unanimously.

EASEMENT AGREEMENT; CITY OF GUNNISON; RECREATION CENTER PARCEL FOR ACCESS TO NEW EMERGENCY MEDICAL SERVICES CENTER: Attorney Marcus Lock from Law of the Rockies was present for discussion.

Mr. Lock noted that this easement would be across the northwest corner of the parcel to provide access for the ambulances. The City of Gunnison has already approved, and the County's approval is all that is needed to proceed. **Moved** by Commissioner Puckett Daniels, seconded by Commissioner Smith to approve the Easement Agreement. CA Hoyt asked for an amended motion to include authorization of the signature of the Chair. Commissioner Smith and Commissioner Puckett Daniels agreed to the amended motion. Motion carried unanimously.

A RESOLUTION AMENDING AND SUPPLEMENTING THE SCHEDULE OF FEES FOR THE SHADY ISLAND RIVER PARK AND REPEALING AND REPLACING RESOLUTION NO. 2021-18:

Assistant County Manager John Cattles stated that it was always intended that the users would pay for the ongoing maintenance of the facility through parking fees. He stated the implementation of fees was delayed for a couple years due to the restrooms being incomplete. The amenities are almost up and operating so it is time to initiate the fees. The original resolution from 2021 did not address commercial fees, so this resolution has that addition due to always being the intention of staff. The commercial fees would be \$500 and include a dedicated parking spot. The County will be selling passes through the County Manager's office and online. The passes will be displayed on vehicles' side-mirrors to provide flexibility. He also informed the Board that he will be setting up meetings with outfitters to go over what is expected. ACM

Cattles also noted that there have been issues presented and they are putting together plans to fix those issues.

Commissioner Houck noted that there are a couple loopholes and gaps that need to be closed. Commissioner Puckett Daniels stated that she would be interested to see the fees vs maintenance cost analysis after this year to provide insight to the community. CM Birnie stated that the fees were a part of the conversation since the day they bought the land and are deemed reasonable. **Moved** by Commissioner Smith, seconded by Commissioner Puckett Daniels to approve Resolution No. 24-14, A Resolution Amending and Supplementing the Schedule of Fees for the Shady Island River Park and Repealing and Replacing Resolution No. 2021-18. Motion carried unanimously.

SECOND AMENDMENT TO THE DECLARATION OF PROTECTIVE COVENANTS; LUC-24-00009; LARKSPUR COMMUNITY ASSOCIATION: Planner I Sean Pope and Attorney Jacob With were present for discussion.

Planner Pope stated that this amendment is specific to Lot R-1 that was originally plated to be a recreation facility but can go through the land use change application without HOA approval for two townhome condo units with the addition of an employee residence if there was a recreation center. Planner Pope noted the proposed amendment would allow Lot R-1 to be subdivided into the six single family lots and an open space. However, Planner Pope informed the Board that this amendment is only to amend the covenants for this change, not an application for subdivision at this time. Commissioner Puckett Daniels inquired as to why they changed their mind. Mr. With stated that it is not a good location for a recreation center and the covenant got more than 67% approval from the community. **Moved** by Commissioner Smith, seconded by Commissioner Puckett Daniels to approve the Second Amendment of the Declaration of Protective Covenants in Larkspur and authorize the Chair's signature. Motion carried unanimously.

LETTER OF SUPPORT; UPPER GUNNISON RIVER WATER CONSERVANCY DISTRICT (UGRWCD) GRANT APPLICATION: UGRWCD Executive Director Sonja Chavez and Trout Unlimited Project Manager Jesse Kruthaupt were present for discussion.

Ms. Chavez stated that this proposal is regarding the Upper Gunnison Basin Multi-Project Community Funding Request. She reminded the Board that the Ballot Issue 7A was approved in November of 2020 and it was able to increase property tax mil levies by \$4.2m annually. This then allowed the prioritization of multi-purpose projects. The UGRWCD and Trout Unlimited will both be playing roles within these projects. Ms. Chavez noted that there are four projects being brought forward which include three agricultural irrigation improvements and one harmful algal bloom study.

Mr. Kruthaupt said that the Chittenden Diversion Improvement Project would include removing existing material and installing a concrete headgate and rock ripple of 75 feet. He also relayed that the Bosshard Ranch Quartz Creek Restoration would be working on creating boulder and habitat clusters in order to help the erosion.

Ms. Chavez stated that the Vidal Brothers No. 1 Diversion Improvement was a full gravel channel push down to divert the water but has become a dam that goes across the entire creek system and caused significant erosion including a 2.5-foot drop. Ms. Chavez said this then causes water and ice to back up onto private property. They were asked to provide some preliminary engineering support.

Ms. Chavez noted the Blue Mesa Harmful Algal Bloom Study Phase 2 will be taking satellite images to compare to previous imagery of the different nutrients and blue algae forming at different times. She stated that this is better than using human resources to go out and get sampling to manage recreation.

Moved by Commissioner Puckett Daniels, seconded by Commissioner Smith to approve the letter of support for the Upper Gunnison River Water Conservancy District 2024 Community Funding Partnership Multi-Project Funding Request. Motion carried unanimously.

BREAK There was a break in the meeting from 9:34 am to 9:40 am.

ALL TERRAIN VEHICLE (ATV), OFF-HIGHWAY VEHICLE (OHV) AND UTILITY TASK VEHICLE (UTV) USE ON A CERTAIN PORTION OF COUNTY ROAD #3: Assistant County Manager Martin Schmidt and Marble Town Manager Ron Leach were present for discussion.

Commissioner Houck stated that use on County Road 3 has been a challenge due to multiple facets. He noted the Commissioners first opened the road for use mainly due to emergencies and responders as well as local traffic and the Board has committed to revisiting the resolution every year.

ACM Schmidt noted that, based on response from the public, there was a mild improvement in the last year. He stated there have been several meetings with the Forest Service staff about designing a cul-de-sac that would provide a turnaround and 12 parking spaces at the base of Daniel's Hill in which there is currently a mini-National Environmental Policy Act (NEPA) environmental assessment occurring. He also relayed that Mr. Leach is working on parking in the Town of Marble and the Sheriff has increased staff.

ACM Schmidt said he did not receive many phone calls regarding this stretch of County Road 3 last year. The designated parking spots would not be for trucks and trailers and the cul-de-sac would allow for turnaround.

Commissioner Puckett Daniels asked about the possibility of a gatekeeper for the base of Daniel's Hill. ACM Schmidt responded that it was difficult to determine whether there would be a person or an obstacle to try to deter traffic, and it didn't receive much traction. Former Gunnison County Public Works Director Marlene Crosby noted it was difficult to find something to work effectively and continuously with no negative impact.

Commissioner Puckett Daniels asked Mr. Leach to give an update on the parking in Marble. Mr. Leach responded by saying that there has been an attendant in the parking lot for the trucks and trailers and it is working very well. He also stated that they have not pursued reservations due to not having the luxury or availability to charge for the spaces due to deed restrictions or an electric sign due to expense. Mr. Leach stated that there has been general improvement with OHVs around Marble and the increase in Deputy staff has been valuable.

Commissioner Smith informed the Board that the White River National Forest is going to be going through a New Forest Revision Plan and would like to continue the conversation there. She would also recommend a work session with the Forest Service Staff for next year and potentially getting the Lead King Loop Steering Stakeholder Group back together. Commissioner Houck also recommended that the Board participate in the White River National Forest's Revision Plan and to be fully engaged as a cooperating agency. Commissioner Smith inquired about inviting Pitkin County to the discussion.

Commissioner Puckett Daniels agreed with Commissioner Smith regarding getting together the Lead King Loop Stakeholder Group. She noted that previously the parking lot at the base of Daniel's Hill was not on the list of recommendations due to the concerns from neighbors. Commissioner Puckett Daniels stated she believes robust conversations with the Forest Service and the Ranger District need to occur.

Commissioner Houck asked CA Hoyt to create a new sunset resolution for the next meeting to allow use on the road so they can then decide. CA Hoyt advised the Board to have language on record stating the use of the road pending adoption of the resolution provides understanding to the law enforcement community that they should not be issuing citations in that interim period. **Moved** by Commissioner Puckett Daniels, seconded by Commissioner Smith to extend the allowance of OHV, UTV, ATV use on County Road 3 until December 31, 2024 and instruct staff to prepare a resolution. Motion carried unanimously.

UNSCHEDULED PUBLIC COMMENT: There were no persons present for discussion.

COMMISSIONER ITEMS: This discussion began earlier than scheduled due to a gap in the meeting.

Commissioner Smith:

1. Crystal River Stakeholder Steering Committee – Commissioner Smith stated that she and Zane Kessler from the Colorado River District are continuing to work on the intergovernmental agreement and their subcommittee will meet later this week. She also received advice from CA Hoyt and she's hopeful to see something before the board.
2. Cheatgrass – Commissioner Smith relayed that the habitat restoration is progressing very well, and she suggested bringing Petar and other stakeholders in to provide an update. She relayed that there has been extensive satellite imagery of the Upper Gunnison Basin, and it has been reliable in identifying cheatgrass infestations. The use of the Gunnison County Habitat Prioritization Tool as well as the Bird Conservation of the Rockies Habitat Prioritization Tool has allowed them to strategically plan how to have the greatest impact with limited resources.
3. House Bill 24-1300 – Commissioner Smith reminded the Board that this bill would have required 12 counties that have adopted the WUI code to have additional requirements. She stated that this has become entirely permissive.
4. Senate Bill 24184 – Commissioner Smith stated this was a proposal to use rental car fees of \$3 to help find matching funding for Federal money that is available for the expansion of rail. She testified to not leave rural communities behind with public transportation.
5. Commission on Property tax – Commissioner Smith said they have finalized their recommendation for policy, but the final meeting is on April 12th. The goal is to disincentivize some of the more aggressive property tax cut ballot initiatives that have been discussed. She praised the colleagues working on the task force and stated they are working hard to come up with compromise that will prevent harm.

Commissioner Puckett Daniels:

1. Gunnison Valley Regional Housing Authority – Commissioner Puckett Daniels relayed that they are continuing their Executive Director search with finalist interviews tomorrow. The reception will be tonight at 6pm. GVRHA was able to help Mt. Crested Butte with homestead lottery and at least 22 homeowners are going under contract to purchase new homes.
2. Sustainable Tourism and Outdoor Recreation Committee – Commissioner Puckett Daniels stated the committee met last week and has come together in support of a proposal for

saturation patrols. It is a loaner program from the Bureau of Land Management and U.S. Forest Service and she’s hoping to bring a short proposal to the Board for a potential funding request.

3. Gunnison Valley Rural Transportation Authority (RTA) – Commissioner Puckett Daniels relayed that they had an Air Command Retreat two Fridays ago which had a robust discussion about the air services wanted within the community in the future. The main topic was the want to close leakage gaps, and they were less interested in increasing tourism via air service.

Commissioner Houck:

1. Gunnison Basin Roundtable – Commissioner Houck noted they had a meeting last week, but he will update later with Sonja Chavez.
2. Gunnison Basin Sage-grouse Strategic Committee/Bureau of Land Management Meeting – Commissioner Houck was at the meeting with the cooperators and noted that a final plan will be coming soon.
3. Uncompahgre Field Office Cooperating Agency Meeting – Commissioner Houck and CA Hoyt attended. He stated that even though they aren’t in our county, how the Gunnison sage-grouse populations and counties managed by this plan, impact our county.
4. Region 10 Board – Commissioner Houck attended a meeting last week, and noted there was good work on the broadband.
5. H&H Towing – Commissioner Houck met with the owners of H&H Towing, Zack Trafton and Jason Navidi. They were denied rent lease space and on the basis that they were operating a junkyard. Commissioner Houck would like to work with CA Hoyt about which avenue would be the most appropriate to have a conversation. Commissioner Smith and Commissioner Puckett Daniels agree with CA Hoyt and Commissioner Houck working together on a possible amendment.
6. Upcoming Season – Commissioner Houck has been meeting with the Bureau of Land Management and Land Managers regarding openings and closures within Gunnison County.

ADJOURN: Commissioner Houck adjourned the meeting at 11:00 am.

Jonathan Houck, Chairperson

Elizabeth Smith, Vice-Chairperson

Laura Puckett Daniels, Commissioner

Minutes Prepared By:

Holly Perry, 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. 24-14

A RESOLUTION AMENDING AND SUPPLEMENTING THE SCHEDULE OF FEES FOR THE SHADY ISLAND RIVER PARK AND REPEALING AND REPLACING RESOLUTION NO. 2021-18

WHEREAS, the Gunnison County Board of Commissioners owns and operates the Shady Island River Park;

WHEREAS, the Gunnison County Board of Commissioners is authorized by law, including but not limited to C.R.S. §§ 30-11-102 and 30-11-107, to impose fees on persons who use the Park;

WHEREAS, the Gunnison County Board of County Commissioners has reviewed and discussed in a public meeting the fee schedule and operations at Shady Island River Park;

WHEREAS, the purpose of collecting fees for use of the Shady Island River Park is to defray the costs and expenses of administration, operation and maintenance of the Park;

WHEREAS, such fees are imposed only upon persons who use the Shady Island River Park;

WHEREAS, the Gunnison County Board of County Commissioners finds that the fee amounts adopted by this Resolution bear a reasonable relationship to the costs of administration, operation and maintenance of the Park;

WHEREAS, the Gunnison County Board of County Commissioners has determined that the Shady Island River Park affords a public benefit to the residents of and visitors to Gunnison County;

WHEREAS, the Gunnison County Board of County Commissioners previously adopted Resolution 2021-18, A Resolution Adopting a Schedule of Fees for the Shady Island River Park;

WHEREAS, for purposes of regulating and licensing commercial outfitters, the State of Colorado has adopted the following definitions:

(5) "Outfitter" means a person soliciting to provide or providing, for compensation, outfitting services for the purpose of hunting or fishing on land that the person does not own.

(6) "Outfitting services" means providing transportation of individuals, equipment, supplies, or wildlife by means of vehicle, vessel, or pack animal, facilities including but not limited to tents, cabins, camp gear, food, or similar supplies, equipment, or accommodations, and guiding, leading, packing, protecting, supervising, instructing, or training persons or groups of persons in the take or attempted take of wildlife.

C.R.S. § 12-145-103(5), (6) (2024); and

WHEREAS, the Board of County Commissioners of Gunnison County, Colorado deems it appropriate to adopt substantially similar definitions for purposes of this Resolution;

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

1. Resolution 2021-18 is hereby repealed and replaced with this Resolution;
2. For purposes of this Resolution, the following definitions shall apply:
 - a. "Commercial Outfitter" means a person or business entity soliciting to provide or providing, for compensation, outfitting services for in relation to use of the Shady Island River Park;
 - a. "Outfitting Services" means providing transportation of individuals, equipment, supplies, or wildlife by means of vehicle, vessel, boat, paddle board, water craft, or similar equipment, and/or guiding, leading, supervising, instructing, or training persons or groups of persons in relation to use of the Shady Island River Park, including but not limited to raft, fly fishing, or stand up paddle boarding guide or equipment rental services.
3. The amended and supplemental schedule of fees for Shady Island River Park attached as Exhibit A to this Resolution is hereby adopted to support the ongoing administration, maintenance and operation of the Park. Such fees shall be reviewed and amended as needed by subsequent Resolution of the Board.

This Resolution shall remain in effect until amended or superseded by subsequent Resolution.

EXHIBIT A

GUNNISON COUNTY SHADY ISLAND RIVER PARK FEE SCHEDULE
Adopted by the Gunnison County Board of Commissioners

ACTIVITY	FEE
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DAY PASS: Valid for one day of parking to access River Park	\$5
WEEKLY PASS: Valid for seven (7) consecutive days for use as a parking pass to access the River Park	\$15
ANNUAL PASS: Valid for use during one calendar year as a parking pass to access the River Park	\$40
OVERNIGHT CAMPING PASS: Valid for one night of camping; a parking pass is also required for each vehicle	\$20
GROUP CAMPSITE: Valid for one night of camping; a parking pass is also required for each vehicle. Group site can accommodate up to sixteen (16) people and four (4) vehicles.	\$40
COMMERCIAL ANNUAL PASS: Valid for one motor vehicle and trailer parking space for 12 months from the date of issuance. Fee includes dedicated parking space with signage provided by Gunnison County, and allows overnight and continuous parking during permit term. Available only to commercial outfitters (as defined by this Resolution).	\$500

INTRODUCED by Commissioner Smith, seconded by Commissioner Puckett Daniels, and adopted this 2nd day of April 2024.

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

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

**BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GUNNISON, COLORADO
RESOLUTION NO: 2024 - 15
A RESOLUTION AUTHORIZING THE PURCHASE OF REAL PROPERTY BY THE COUNTY**

WHEREAS, pursuant to Colo. Rev. Stat. § 30-11-101(1)(b), Gunnison County has the legal authority to purchase and hold real property for the use of the County;

WHEREAS, pursuant to Colo. Rev. Stat. § 30-11-101(1)(c), Gunnison County has the legal authority to make such order respecting real property owned by Gunnison County as the Board may deem conducive to the interests of the inhabitants of Gunnison County and to lease the same in the best interest of the County;

WHEREAS, pursuant to Colo. Rev. Stat. § 30-11-101(1)(d), Gunnison County has the legal authority to make all contracts and do all other acts in relation to the property necessary to the exercise of Gunnison County’s corporate or administrative powers;

WHEREAS, by Resolution No. 2022-22 enacted on May 17, 2022, the Board of County Commissioners of the County of Gunnison delegated to the County Manager the authority to negotiate and execute contracts, for the purchase of real property on behalf of the County for County purposes;

WHEREAS, by Resolution No. 2024-6 enacted on February 6, 2024, the Board of County Commissioners of the County of Gunnison delegated to the County Manager the authority to negotiate and execute all contracts, agreements, applications and other documents and take all actions on behalf of Gunnison County related to the Whetstone community housing development project and ratified all previous actions thereto; and

WHEREAS, the Board of County Commissioners of the County of Gunnison desires to purchase certain real property located at 25125 State Highway 135, Riverland Area, Crested Butte, Colorado, more fully described as:

.673 acres in section 12, township 14S, range 86W, Crested Butte, Gunnison County, State of Colorado (“Property”);

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

that:

1. County officials and staff perform all actions necessary to effect the purchase of the Property, including but not limited to execution of the Contract to Buy and Sell Real Estate (Land) for the purchase of the Property;
2. All acts by County officials and staff taken prior to the date of this Resolution and consistent with the delegation of authority set forth in Paragraph 1 and Resolution No. 2022-22 are hereby ratified as if fully approved and authorized by the Board of County Commissioners on the date such act(s) occurred.
3. If any section, subsection, paragraph, clause or other provision of this Resolution for any reason is held to be invalid or unenforceable, the invalidity or unenforceability of such section, subsection, paragraph, clause or other provision shall not affect any of the remaining provisions of this Resolution, the intent being that the same are severable.
4. Nothing in this Resolution shall be construed to afford any person or entity any cause of action against the County or any of its officials, officers, employees, agents or attorneys, nor create any intended or incidental third-party beneficiaries.

INTRODUCED by Commissioner Puckett Daniels, seconded by Commissioner Smith, and adopted this 2nd day of April 2024.

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

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