

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

The April 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:

Jonathan Houck, Chairperson  
Elizabeth Smith, Vice-Chairperson  
Laura Puckett Daniels, Commissioner  
Matthew Hoyt, County Attorney  
Matthew Birnie, County Manager  
Holly Perry, Deputy County Clerk  
Others Present as Listed in Text

**GUNNISON COUNTY LOCAL LIQUOR LICENSING AUTHORITY:**

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

**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 #03-20783; Big T CBS LLC dba Zuni West Brewing; 3/19/2024 to 3/19/2025
- 2. Alcohol Beverage License #05-23848-0002; Three Rivers Resort Inc dba Three Rivers Resort; 6/21/2024 to 6/21/2025
- 3. Alcohol Beverage License #03-18448; Sapinero Village Inc dba Sapinero Village; 4/4/2024 to 4/4/2025

**ADJOURN:** Commissioner Houck adjourned the meeting of the Gunnison County Local Liquor Licensing Authority at 8:30 am.

**GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS REGULAR MEETING:**

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

**AGENDA REVIEW:** Commissioner Smith would like to do commissioner items before the executive session. Commissioner Puckett Daniels and Commissioner Houck agreed.

**MINUTES APPROVAL:** **Moved** by Commissioner Smith, seconded by Commissioner Puckett Daniels to approve the minutes as amended. Motion carried unanimously.

- 1. April 2, 2024 Regular Meeting
  - Under County Manager’s report – Commissioner Puckett Daniels would like to add for an election after “coordinate” with Gunnison County Clerk’s Office. She would also like to change the final sentence to be clearer in their intentions.
  - Under UGRWCD – Commissioner Puckett Daniels in the second paragraph, Quartz is misspelled and in the fourth paragraph, Mr. Chavez needs to be Ms. Chavez.
  - Under Commissioner Houck items – Under Uncompahgre he would like to change the sentence to be Gunnison Sage-grouse populations and counties managed by this plan. Also, under H&H Towing, Trafton is Zack’s last name.

**SCHEDULING:** The Upcoming Meetings Schedule was discussed and updated. Commissioner Houck recommends we put the Board of Adjustment Public Hearing on the BOCC Calendar which is April 23<sup>rd</sup> at 1pm.

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

- 1. Acknowledgement of Appointment; Sustainable Tourism and Outdoor Recreation Committee; Upper Gunnison River Water Conservancy District; Sonja Chavez
- 2. Acknowledgment of County Manager’s Signature; Professional Service Agreement; CMT Technical Services; 4/8/2024 to 12/31/2025; \$2,500
- 3. Acknowledgment of County Manager’s Signature; Proposal; A-One Chipseal & Rocky Mountain Pavement; \$32,197.50
- 4. Acknowledgement of County Manager’s Signature; Contract Attorney Agreement; Rachel Allen, Allen Law LLC; 4/5/2024 to 4/5/2025; \$45,000
- 5. Contract Amendment #1; Department of Early Childhood; Contract Number 23 QAAA 178787; \$18,793
- 6. High Visibility Impaired Driving Enforcement Application for Funding; Department of Transportation; \$16,500
- 7. Off-Airport Ground Transportation Agreement; Crested Butte Shuttle Company LLC; 4/1/2024 to 3/31/2025
- 8. Professional Service Agreement; Professional Interpreting Services, LLC; 4/16/2024 to 12/31/2024; \$5,000

9. Award Letter; Rocky Mountain Health Foundation; Gunnison County Community Health Coalition; \$10,000
10. Contract Amendment #3; Contract Number 23 IBEH 174456; Department of Human Services Behavioral Health Administration; \$479,265
11. Statement of Work; Gunnison Hinsdale Early Childhood Council; Local Coordinating Organizations Colorado Universal Preschool Program; 7/1/2024 to 6/30/2025; \$64,054
12. Memorandum of Understanding; Gunnison-Hinsdale Early Childhood Council; Project Include; 4/16/2024 to 9/31/2024

**COUNTY MANAGER’S REPORTS:**

1. A Resolution Authorizing the Purchase of Real Property by the County; Lot 5, Flying E Ranch Subdivision, State Highway 135, Crested Butte, CO 81224 – CM Birnie noted the address is wrong and it is actually just north of Gunnison, not in Crested Butte. It was noted that the Board is to review purchases within 30 days of closing. He stated that even though he has a standing delegated authority, the title companies are more comfortable with property specific ones. A phase one environmental analysis and survey are in process. **Moved** by Commissioner Puckett Daniels, seconded by Commissioner Smith to approve Resolution 2024-16 A Resolution Authorizing the Purchase of Real Property by the County as amended by the County Manager to correct the address. Motion carried unanimously.

**A RESOLUTION FURTHER EXTENDING RESOLUTION NO. 21-12 AND AUTHORIZING ATV, OHV AND UTV USE ON A CERTAIN PORTION OF COUNTY ROAD #3 UNTIL DECEMBER 31, 2024**

Commissioner Houck explained that the Board has made a commitment to not have an open-ended resolution on County Road 3 and they continue to revisit it each year as well as being heavily invested into different partnerships and different opportunities in the Crystal River Valley to facilitate better management. He also stated that they have received opinions from both sides in emails from the community, and the Board’s number one priority in the decision making is the health, safety and welfare of citizens and visitors to Gunnison County.

Commissioner Smith noted her main issues are outreach to the White River National Forest about considering the infrastructure to access Lead King Loop, not just the impacts on the loop itself, and making progress towards a sustainable long-term solution. She also stated that as long as the Town of Marble and White River National Forest want this use allowed in their jurisdictions, it puts the Board in a tough spot without significant change on either of those ends. Commissioner Smith commented that without a consensus the best thing they can do for this community is to continue use, as it has been historically allowed, in the safest way we can manage while also continuing to work with partners on that long-term solution, and she is in support of renewing the resolution for additional year.

Commissioner Puckett Daniels commented that she appreciated the robust discussion they had on April 2<sup>nd</sup> and appreciated the work being done by ACM Schmidt and Commissioner Smith. She also stated that one thing she took away from the previous conversation was the need to pull the stakeholder working group back together again to just to hold everyone accountable and she would like some advice and direction from folks who participated last time about pulling the group together. She is comfortable renewing the resolution until the end of the year and would like to bring it back in January or February next year to talk about it again.

Commissioner Houck commented that they will be able to get data from the Sheriff’s Office and any types of reporting from use. He then stated that an important note is the White River National Forest is going to have a forest revision plan which the Board will have the ability to request cooperating agency status which allows them to bring the bigger issues to that discussion. Commissioner Houck noted that it is important that the commissioners are over in the Town of Marble multiple times a year and can keep in touch with how things are working. He is also happy to move forward with the resolution.

**Moved** by Commissioner Puckett Daniels, seconded by Commissioner Smith to approve Resolution 24-17 A Resolution Further Extending Resolution Number 21-12 and Authorizing ATV, OHV, and UTV Use on a Certain Portion of County Road 3 until December 31, 2024. Motion carried unanimously.

**LAW ENFORCEMENT SATURATION PATROLS; SUSTAINABLE TOURISM AND OUTDOOR RECREATION COMMITTEE; \$10,000**

Commissioner Puckett Daniels commented that the Sustainable Tourism and Outdoor Recreation (STOR) Committee put a new strategic plan into place last year and one the outcomes of the discussion was the widespread desire for more law enforcement on the forest. There is currently one Law Enforcement Officer for the whole Gunnison National Forest and Ranger District. Stewardship Coordinator Nick Catmur brought the idea of saturation patrols to the discussion which is where Law Enforcement Officers are brought in from other Federal Land Agencies. SC Catmur’s idea was to do these patrols during busy weekends as well as special events and has been in contact with Patrol Captain Brandon Cervantes who is enthusiastic about the idea.

The Bureau of Land Management would pay base wages, and the community would pay for food, lodging, and overtime pay. Commissioner Puckett Daniels stated the official proposal is for two officers for four busy weekends to patrol the high-use drainages around Crested Butte. The funding goal is \$10,000 and to get the funding from multiple STOR partners, and commitments from other entities have already been made. Commissioner Puckett Daniels explained that it would be about collecting data for Brandon Cervantes to take back to the Forest Service to recommend asking for an additional law enforcement officer for the Gunnison National Forest. She noted that the Board can approve any amount, not the full \$10,000. Commissioner Houck noted that it would be best to use discretionary funding.

**Moved** by Commissioner Houck, seconded by Commissioner Smith to authorize the expenditure of \$1,000 from the Board of County Commissioner's discretionary fund to participate in the group funding of this opportunity for law enforcement saturation patrols as presented through the STOR committee. Motion carried unanimously.

**BREAK:** from 9:07 am to 10:04 am to in order to call to order the Gunnison/Hinsdale Board of Human Services meeting (see separate minutes) and from 10:04 am 10:15 am for a break.

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

**COMMISSIONER ITEMS:**

**Commissioner Smith:**

1. House Bill 24-184 – Commissioner Smith stated that the original vote at CCI was to oppose the legislation, but it was so close they did an audit and created a motion to amend that did pass, but if the audit reveals the original opposition vote is valid then the amend vote doesn't count.
2. CCI Special Meeting – Commissioner Smith noted this will be about the property tax commission recommendations and it will potentially be occurring next week; if it does, she plans to attend. She also stated that the stakes are very high for counties.
3. House bill 21-1110 – Commissioner Smith commented this bill is from a couple years ago about web accessibility, and that there was an update that gives a one-year grace period free from liability. CM Birnie noted that IT Director Chris Lindner is managing a whole project around this issue, along with utilizing outside resources, and he appreciates the extra time.
4. Senate Bill 24-174 –She explained that this Bill is related to affordable housing assistance, and she stated that they are grandfathering in housing assessments in 2022 and after. Commissioner Smith noted that there are ongoing concerns of water supply elements and the State is wanting them to be able to determine whether a project would have the water required within a quick timeline. She commented that there is also a DOLA mediation process for a dispute resolution regarding the provision of extending water and sewer services from a municipality to a housing project.
5. Dredge and Fill Legislation –
  - House Bill 24-1379 – Commissioner Smith relayed that CCI voted to oppose.
  - House Bill 24-1366 – Commissioner Smith stated this was an amend.
  - She noted some concerns that were raised where whether the work belonged with DOLA or Department of Natural Resources as it was originally intended to cover gap waters, but has been expanded to cover more of what has been taken care of at federal levels.
6. Short-Term Rentals – Commissioner Smith stated there is a strike-through amendment that will be presented today that is moving towards a study bill and is contingent upon the resources being found to fund it. She noted that she is signed up to testify about the importance of having this information.

**Commissioner Puckett Daniels:**

1. Marble – Commissioner Puckett Daniels commented that the 8<sup>th</sup> graders are doing a capstone project on water, and one group chose to study the Marble mudslides which required a civic engagement component that allowed herself and ACM Schmidt to participate and talk to them. She also found this was a great opportunity to sit with Town staff and Town Counselors about where things are at with Marble. Commissioner Puckett Daniels relayed that they are at the tail end of a master planning process and should have results soon from a survey as well as feedback from the community. She also informed the Board that Ryan Vinciguerra was re-elected as Mayor and that there are two open Town Council seats. Commissioner Puckett Daniels relayed that there were conversations about the historic buildings they are working to preserve, and she offered to connect them with our Historic Preservation Commission.
2. Western Colorado University – Commissioner Puckett Daniels stated that GVHEAT has been partnering with the Rady Engineering Program on projects studying the implementation of air-source heat pumps. The first year focused on if air-source heat pumps were practical or not and had a cost benefit analysis. This year, the students looked at implementation plans for five income-qualified homes in the community and four of those five were found to have air-source heat pumps as a good solution. CM Birnie attested that Whetstone will have small buildings with air-source heat pumps as well.

- 3. Meeting with Sheriff Murdie – Commissioner Puckett Daniels noted she met with Sheriff Murdie last week to talk about Crystal River Valley law enforcement. She mentioned the types of reporting from officers were discussed and that Sheriff Murdie would be coming to present to the Board more regularly. Commissioner Puckett Daniels also filled him in about the Forest Service Saturation Patrol Plan to get input from a Law Enforcement Officer and he brought up interesting comments about enforcement versus education.

**Commissioner Houck:**

- 1. Gunnison Sage-grouse Comments – Commissioner Houck stated that Wildlife Consultant Jim Cochran helped CA Hoyt and Commissioner Houck finalize the comments that were submitted.
- 2. Gunnison Outdoor Resource Protection (GORP) Act – Commissioner Houck noted continued work and ironing out some last-minute details.
- 3. High Country Citizens’ Alliance – Commissioner Houck attended the celebration in Crested Butte last week to introduce their new Executive Director, Jon Hare as well to celebrate the administrative 20-year mineral withdrawal for Mount Emmons being completed. He relayed if the Thompson Divide Element of the Colorado Outdoor Recreation and Economy (CORE) Act passes, it will make those permanent, and they are working on the land exchange and the temporary administrative withdrawal of the mining opportunities there along with the Thompson Divide and with the CORE Act to complete the withdrawal.
- 4. Big Game, Oil, and Gas Wildlife Meeting – Commissioner Houck attended via zoom to get informed on where that plan is.
- 5. Uncompahgre Field Office – Commissioner Houck stated the Bureau of Land Management’s Resource Management Plan Amendment was challenged legally and they are waiting to hear back on the next steps.
- 6. Delta County – Commissioner Houck relayed that Delta County signed a letter of full support for the GORP Act.

**EXECUTIVE SESSION, PURSUANT TO C.R.S. § 24-6-402(4)(B): CONFERENCES WITH THE COUNTY ATTORNEY, DEPUTY COUNTY ATTORNEY OR ASSISTANT COUNTY ATTORNEY FOR GUNNISON COUNTY FOR THE PURPOSE OF RECEIVING LEGAL ADVICE RELATED TO LEGAL ISSUES SURROUNDING REQUESTS FOR PUBLIC RECORDS UNDER THE COLORADO OPEN RECORDS ACT, C.R.S. § 24-72-200.1 ET SEQ. Moved** by Commissioner Houck, seconded by Commissioner Puckett Daniels to enter the executive session pursuant to Colorado Revised Statute 24-6-402(4)(b), Conferences with the County Attorney, the Deputy County Attorney for Gunnison County for the purpose of receiving legal advice related to legal issues surrounding requested public records under the Colorado Open Records Act C.R.S. § 24-72-200.1 included beyond the Attorney and Deputy County Attorney will be the full Board, it will be the County Manager as well as the Community Director, Community Development Assistant County Manager, Community and Economic Development Cathie Pagano. Motion carried unanimously.

The board went into executive session at 10:44 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).*

Attorney Statement Regarding Executive Session

Pursuant to 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) 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: \_\_\_\_\_

\_\_\_\_\_  
 Matthew Hoyt  
 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).

Date: \_\_\_\_\_

\_\_\_\_\_  
 Jonathan Houck, Chairperson  
 Gunnison County Board of Commissioners

The Board came out of executive session at 12:15 pm. Chairperson Houck confirmed that the discussion remained on-topic, that all parties stated to be in attendance were, in fact, in attendance and that no decisions were made. **Moved** by Commissioner Houck, seconded by Commissioner Smith to come out of

executive session. The executive session involved those who were read into the record, we stayed on topic, and we are now ready to end the executive session. Motion carried unanimously.

**ADJOURN:** Commissioner Houck adjourned the meeting at 12:15 pm.

\_\_\_\_\_  
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: 2024 - 16

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, the Board of County Commissioners of the County of Gunnison desires to purchase certain real property located on State Highway 135, Gunnison County, Colorado, more fully described as:

Lot 5, Flying E Ranch Subdivision, according to the plat thereof recorded December 13, 1993 under Reception No. 447702, County of Gunnison, State of Colorado (“Property”);

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

1. County officials and staff perform all actions and execute all documents and agreements 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 16<sup>th</sup> 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: 24-17

A RESOLUTION FURTHER EXTENDING RESOLUTION NO. 21-12 AND AUTHORIZING ATV, OHV AND UTV  
USE ON A CERTAIN PORTION OF COUNTY ROAD #3 UNTIL DECEMBER 31, 2024

WHEREAS, the Board finds that the public has historically used all-terrain vehicles ("ATVs"), off-highway vehicles ("OHVs") and utility terrain vehicles ("UTVs") on that certain portion of County Road #3 a/k/a Marble Road, beginning at the town limits of the Town of Marble at Beaver Lake to the top of that area known as "Daniel's Hill", a distance of approximately one and a half (1.5) miles, and otherwise described as the intersection of Forest Service Roads 314 and 315; and

WHEREAS, on May 14, 2018, the Board of County Commissioners of the County of Gunnison, Colorado ("Board") adopted Resolution No. 18-14, A Resolution Repealing Resolution No. 15-15 and Approving Use of ATV's, OHV's and UTV's on a Segment of County Road #3; and

WHEREAS, Resolution No. 18-14 was recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on May 15, 2018, bearing Reception No.653186; and

WHEREAS, Resolution No. 18-14 provided that use of ATVs, OHVs and UTVs shall be and hereby is authorized on that certain portion of County Road #3 a/k/a Marble Road, beginning at the town limits of the Town of Marble at Beaver Lake to the bottom of that area known as "Daniel's Hill", otherwise described as the intersection of Forest Service Roads 314 and 315; and

WHEREAS, on May 18, 2021, the Board adopted Resolution No. 21-12, providing that use of ATVs, OHVs and UTVs shall be and hereby is authorized on that certain portion of County Road #3 a/k/a Marble Road, beginning at the municipal limits of the Town of Marble at Beaver Lake to the bottom of that area known as "Daniel's Hill", otherwise described as the intersection of Forest Service Roads 314 and 315; and

WHEREAS, by its express terms, Resolution No. 21-12 was set to expire on December 31, 2021; and

WHEREAS, since the adoption of Resolution No. 21-12, the Board and the County have collaborated with the Town of Marble, motorized users, the United States Forest Service, proximate property owners and other stakeholders to analyze and address issues surrounding the continued use of ATVs, OHVs and UTVs on that certain portion of County Road #3; and

WHEREAS, although progress has been made, the aforementioned efforts remain incomplete; and

WHEREAS, upon the expiration of Resolution No. 21-12, ATVs, OHVs and UTVs will no longer be allowed on the subject County road; and

WHEREAS, the Board desires for the aforementioned process to continue for the time being so that the Board may fully analyze and address that process and the efforts surrounding that process; and

WHEREAS, on December 21, 2021, the Board adopted Resolution No. 21-44, temporarily extending Resolution No. 21-12 until January 4, 2022; and

WHEREAS, on January 4, 2022, the Board adopted Resolution No. 22-1, which further extended Resolution No. 21-12 until May 3, 2022; and

WHEREAS, on May 3, 2022, the Board adopted Resolution No. 22-20, extending Resolution No. 21-12 until January 3, 2023; and

WHEREAS, on May 16, 2023, the Board adopted Resolution No. 23-12, extending Resolution No. 21-12 until December 31, 2023; and

WHEREAS, in light of the foregoing considerations and to afford the full Board an opportunity to consider the issues surrounding OHV use on County Road 3, the Board desires to further extend Resolution No. 21-12; and

WHEREAS, Col. Rev. Stat. § 33-14.5-108(1)(f) prohibits the use of ATVs, OHVs and UTVs on County roads unless expressly authorized by the County; and

WHEREAS, pursuant to Col. Rev. Stat. §18-9-117(1)(f), the Board has the authority to adopt rules and regulations for use of ATVs, OHVs and UTVs as to place, time and manner of use; and

WHEREAS, the Board finds that continued use of ATVs, OHVs and UTVs on that certain portion of County Road #3 described in this Resolution remains in the best interests of the public; and

WHEREAS, the Board desires to clarify its longstanding intent to continue to permit use of ATVs, OHVs and UTVs to the top of Daniels Hill, at least during the term of this and previous Resolutions enacted by the Board; and

WHEREAS, the public is reminded to comply with all applicable Federal, state and local laws regarding the registration, licensing and use of ATVs, OHVs and UTVs in Colorado and particularly in Gunnison County; and

WHEREAS, the public is reminded and encouraged to operate ATVs, OHVs and UTVs in a legal, safe, courteous, and responsible manner; and

WHEREAS, in order to allow for continued, unimpeded access to residences along County Road 3, the public is reminded that the top of Daniels Hill lacks parking for motor vehicles and therefore users should not attempt to park automobiles (including snow-tracked vehicles) at that location;

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

1. Resolution No. 21-12, A Resolution Repealing Resolution No. 18-14 and Approving Use of ATV’s, OHV’s and UTV’s on a Segment of County Road #3 recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on May 18, 2021, shall be and hereby is amended to be in full force and effect until midnight Mountain Time December 31, 2024, as which point both that Resolution and this one shall expire and no longer remain in effect, unless extended by further Resolution of this Board; and
2. Subject to Paragraph 1 above, the use of ATVs, OHVs and UTVs is and shall be authorized on that certain portion of County Road #3 a/k/a Marble Road, beginning at the town limits of the Town of Marble at Beaver Lake to the top of that area known as “Daniel’s Hill”, a distance of approximately 1.5 miles, and otherwise described as the intersection of Forest Service Roads 314 and 315 until midnight Mountain Time December 31, 2024.

INTRODUCED by Commissioner Puckett Daniels, seconded by Commissioner Smith and adopted this 16<sup>th</sup> day of April 2024.

BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF GUNNISON, COLORADO

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