

**GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING MINUTES  
October 6, 2020**

The October 6, 2020 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  
Roland Mason, Vice-Chairperson  
Liz Smith, Commissioner

Matthew Birnie, County Manager  
Katherine Haase, Deputy County Clerk  
Others Present as Listed in Text

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

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

**CONSENT AGENDA:** **Moved** by Commissioner Mason, seconded by Commissioner Smith to approve the Consent Agenda. Motion carried unanimously.

1. Community Foundation of the Gunnison Valley Award; Gunnison County Health & Human Services; \$11,000
2. Colorado Health Foundation Contract; Early Childhood Council
3. Contractor Agreement; SEH, Inc.
4. Contractor Agreement; SG Interests, Ltd
5. Corporate Agreement Membership; Gunnison County & Colorado Fitness
6. Intergovernmental Agreement; Winter Road Maintenance; Town of Marble
7. Grant Award & Agreement; Gates Family Foundation; Shady Island River Park Project
8. Temple Hoyne Buell Grant Award; Early Childhood Council; \$30,000
9. Grant Application; Colorado Department of Public Health & Environment; Protect Our Neighbor
10. BOCC Letter of Support; Pioneer Museum
11. EMPG Supplemental Grant
12. Liquor License Renewals; 456 Entertainment LLC dba as Tully's & Amie Mountain Lodge dba as Inn at Arrowhead

**SCHEDULING:** The Upcoming Meetings Schedule was discussed and updated. The Board also discussed the need to visit with the Marble Town Council and other applicable authorities in the near future to discuss road-safety enforcement and Beaver Lake concerns in that area.

**COUNTY MANAGER'S REPORTS:**

1. International City / County Management Association Certificate of Excellence. CM Birnie informed the Board that Gunnison County received this award for the third time. Gunnison County was one of only five counties in the US to receive this level of distinction. For context, there are approximately 3,100 counties in the country.

**RESOLUTION; ANNUAL COLORADO RIVER DISTRICT'S LEVY:** Commissioner Houck explained that this resolution resulted from a request from the Colorado River District to support the levy question on the upcoming election ballot. The Board agreed that the District would receive much needed relief from passage of the levy in November. **Moved** by Commissioner Houck, seconded by Commissioner Smith to adopt and pass Resolution #2020-33; a Resolution Supporting the November 2020 Ballot Question 7A Seeking Voter Approval to Increase the Colorado River District's Total Annual Mill Levy from .252 to .5 Mills. Motion carried unanimously.

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

1. Request to Extend Plowing Agreement; McCabe's Lane. DCM Crosby informed the Board that, in order to use the new trailhead area in the winter, an extra section of this road and the trailhead would need to be plowed. **Moved** by Commissioner Houck, seconded by Commissioner Mason to support the request from BLM to plow the current trailhead at the end of McCabe's Lane to the new trail parking lot and plow that trailhead as detailed in the request for the extension to the plowing permit. Motion carried unanimously.
2. Somerset Domestic Water District. DCM Crosby informed the Board that the District has been working with the Colorado Rural Water Group on a source water protection plan, because there have been issues with compliance. A \$5k grant to develop the plan was awarded, and she was asked to serve in the stakeholder group. The board was supportive of her doing so.
3. Kebler Pass Trailhead Parking. DCM Crosby informed the Board that Forest Service approval was received late last week, so her crews were able to start on the project yesterday. Permitting will be discussed on an upcoming work session, likely on 10/27/2020. She anticipates that representatives from impacted groups will in attendance, and others will participate via Zoom.
4. Yule Quarry Update. DCM Crosby informed the Board that the Grand Junction office of the Army Corps of Engineers received the application last week. There will be a comment period, during which the Board will receive the document and have the opportunity to comment.

**BREAK:** The meeting recessed from 9:06 until 9:20 am in order to hold the below Public Hearing.

**CONTINUED PUBLIC HEARING; PETITION TO VACATE CERTAIN PORTIONS OF WASHINGTON STREET AND ALDER STREET WITHIN THE TOWNSITE OF TINCUP, COUNTY OF GUNNISON, COLORADO:** Attorney Jacob With was present for the discussion

1. Open Public Hearing. Commissioner Houck opened the continued Public Hearing at 9:06 am. He also reminded the participants that this was first opened on 8/18/2020.
2. Public Notice Confirmation. Commissioner Houck confirmed that the Public Hearing had been properly public noticed previously.
3. Identify Ex Parte Communications. There were no ex parte communications identified.
4. Staff Presentation. DCM Crosby reminded the participants that the remaining issue was whether or not public access would be allowed. A dozen property owners were willing to sign a document related to the existing utility easements, but the question remained about whether or not this would preclude pedestrian access. After the last meeting, she had her staff remove the "private property" sign and replace it with a "no outlet" sign. With access guaranteed for some parties, there is also the question about whether or not the petitioners wanted to continue with their request to vacate.
5. Applicant Presentation. Attorney With explained that none of the owners impacted by this issue were opposed to the request, though one property owner expressed discontent about the County having any interest in this issue. He also requested clarification about whether the vacation would be granted with an easement to allow public access, or if the County had a different intention. DCM Crosby noted that any resolution document prepared will address both pedestrian and utility easements. Attorney With confirmed that he will have a document signed by all owners to confirm that they will all continue to have ingress and egress on the road, as well as utilities, and that he can provide that before or after the resolution is adopted by the Board.
6. Board Questions. There were no additional questions relayed by the Board.
7. Public Comments. Commissioner Houck opened the Public Hearing to comments at 9:13 am, but no comments were provided.
8. Acknowledge Correspondence Received. No additional correspondence was identified.
9. Applicant Response. The applicant did not provide further input. County Attorney David Baumgarten stated that he would work with Attorney With to develop a recommendation for Board action during the next meeting. CA Baumgarten also recommended that the Board not approve a vacation as the County's future control over the property would be limited when considering potential future usage. However, the Board indicated that future usage is unlikely, so finalizing the vacation would be preferable.
10. Close Public Hearing. **Moved** by Commissioner Houck, seconded by Commissioner Mason to close the Public Hearing. Motion carried unanimously. The public hearing was closed at 9:20 am, after which Commissioner Houck immediately reconvened the Gunnison County Board of County Commissioners Meeting.

**2021-2025 CAPITAL IMPROVEMENT PLAN:** CM Birnie confirmed that suggested changes were made to the draft, and that the document was ready for adoption. The primary change was the incorporation of the Shady Island project into the document. Moved by Commissioner Mason, seconded by Commissioner Smith to approve the 2021-2025 Capital Improvement Plan as presented. Motion carried unanimously.

**BREAK:** The meeting recessed from 9:25 until 9:29 am.

**DISCUSSION; COVID-19 RECOVERY RECOMMENDATIONS:** Community & Economic Development Department Director Cathie Pagano was present for discussion.

CM Birnie stated that the best immediate use of funds appears to be the purchase of HEPA filters for distribution within the community, and he used his emergency delegated authority to purchase 150 units for approximately \$135k. Each filter unit will cover approximately 1,100 square feet of space. Placement in the community will prioritize places where people spend more time inside, where people may linger, and where people may not be capable of wearing masks, such as restaurants. The units entered customs last week, and they will ship to us as soon as they clear that process. CM Birnie also stated that the purchase of the HEPA filters will require formal Board acknowledgment.

CEDD Director Pagano presented additional recommendations, in the form of a memo that she presented to local leaders last week. She indicated that her team will work with the Incident Command and Recovery

Teams to determine where the filters will be placed and then deliver them. She also confirmed that any CARES Act funding received would need to be spent before the end of the calendar year.

CEDD Director Pagano stated that the initial Business Recovery Plan focused on compliance, as the team feels that compliance will be the best chance for businesses to remain open and recovery from the impacts of the pandemic. She also explained that the \$150k Protect Our Neighbor grant application being considered would require a \$150K match.

CM Birnie recommended that Protect Our Neighbors grant application be submitted, using a combination of available County funds and pooled municipality funds for grant match. He also recommended that \$150k of the remaining CARES Act funding be used as grants to local businesses that received COVID-19 loan funds from the County, with the CARES Act funding essentially providing loan forgiveness to those businesses. He noted that the County's COVID-19 Relief Fund balance would be approximately \$600k at the start of 2021. **Moved** by Commissioner Houck, seconded by Commissioner Mason to acknowledge the expenditure of \$134,850 for the purchase of 150 HEPA filters. Motion carried unanimously. **Moved** by Commissioner Smith, seconded by Commissioner Mason to allocate \$150k of the County COVID allocation for a grant program targeted at those who have taken advantage of the loan program earlier this year. Motion carried unanimously. **Moved** by Commissioner Smith, seconded by Commissioner Mason to allocate \$19,873.07 of the County CARES Act allocation for the Protect Our Neighbor grant match. Motion carried unanimously. **Moved** by Commissioner Smith, seconded by Commissioner Mason to allocate \$10,256 as a match for the EMPG grant which will fund the Recovery Coordinator position. Motion carried unanimously. **Moved** by Commissioner Mason, seconded by Commissioner Smith to use all of the remaining County CARES Act allocation balance of \$283,826.93 combined with \$31,152.14 from the County COVID relief fund, in aggregate, to fund all of these expenditures. Motion carried unanimously.

**SUSTAINABLE TOURISM & OUTDOOR RECREATION REPORT:** CEDD Director Pagano presented the Gunnison County STOR Committee 2020 Report that was included in the online meeting packet. Necessary funding for the Committee's programs has been obtained from local entities as well as State and Federal grants, and the collaborative effort has been widely successful. In less than three years, the STOR Committee has brought in over \$1.1M of external funding to be used for on-the-ground projects in Gunnison County. Local partners have contributed another \$400,000 to support stewardship, maintenance and restoration of public and conserved lands. Also, the STOR Corps program was recognized by the Governor's office as an Outstanding Sustainable Tourism Program through the Colorado Tourism Office.

**DISCUSSION & POSSIBLE RESOLUTIONS RE: FIRE RESTRICTIONS:** Undersheriff Scott Jackson and Emergency Manager Scott Morrill were present for discussion.

EM Morrill confirmed that the area Federal lands removed their fire restrictions last week, and the Governor's statewide restrictions have expired. Still dry, but staff feel that we can remove restrictions. There haven't been any human-caused fires on the GMUG since September. Undersheriff Jackson also stated that staff recommends reducing fire restrictions to Stage 1 in the Marble area to align with like restrictions in that region. **Moved** by Commissioner Houck, seconded by Commissioner Mason to approve and adopt Resolution #2020-34, a Resolution Repealing Stage 2 Fire Restrictions and Implementing Stage 1 Fire Restrictions in the northern part of Gunnison County, the actual geographic part as detailed in the resolution. Motion carried unanimously. **Moved** by Commissioner Houck, seconded by Commissioner Mason to approve and adopt Resolution #2020-38, a Resolution Repealing Resolution No. 2020-29 Implementing Stage 1 Fire Restrictions in the remaining part of Gunnison County. Motion carried unanimously.

**BUREAU OF LAND MANAGEMENT UNCOMPAGHRE FIELD OFFICE RESOURCE MANAGEMENT PLAN:** CA Baumgarten informed the Board that litigation regarding different range-wide management plans in Montana's Federal District Court has resulted in the presiding judge invalidating two plans and requesting the identification of other plans that the Governor of Montana would want that Federal Court to also invalidate. He felt that this opportunity might be a chance for the Governor of Colorado to request that the Governor of Montana seek to invalidate the Uncompahgre Field Office's (UFO) plan, and such a request would be due immediately. However, the Colorado Attorney General's office has stated that there are enough uncertainties in the resulting situation that warrant precluding the UFO's plan from the invalidation order. CA Baumgarten noted that there are other avenues that the County can take to challenge the UFO's plan. The Board asked CA Baumgarten to keep them informed as new information becomes available.

**COMMISSIONER ITEMS:**

**Commissioner Mason:**

1. Region 10. Commissioner Mason provided some highlights from the 9/24/20 Region 10 meeting. Region 10 received a \$160K grant from the Energize Colorado fund, and Region 10 plans to use it to provide up to \$15k grants to businesses primarily owned by veterans, minorities and women. Also, Region 10 has a new Economic Recovery Coordinator, and he put her in touch with our Recovery Coordinator.

2. Gunnison River Valley Rural Transportation Authority. Commissioner Mason provided information from the 10/2/2020 meeting. Vail reported 14% more Epic passes this year. The newest bus arrived last week, and there were discussions about partnering with Mountain Express to provide additional rider space. Health and Human Services Director Joni Reynolds will be consulted.
3. Town of Crested Butte. Commissioner Mason attended the Council's meeting last night.
  - a. Standard Mine. There was an EPA update on the Standard Mine. Source control work has been completed, so it has moved on to doing monitoring programs. Testing began in 2016, and the amount of minerals entering the river has been drastically reduced. However, the amount of minerals in the water is still registering at just above the water quality standards, so adjustments will be made and further monitoring will take place.
  - b. RV Dump Station. The station is located in an area that has been built out. Whereas, five years ago, it was located on an otherwise empty street. This past summer, neighborhood residents were impacted by long RV lines blocking their path. Solutions are being sought.

**Commissioner Smith:**

1. Gunnison River Valley Rural Transportation Authority. Commissioner Smith also attended the recent meeting. She obtained COVID-related transportation guidelines from outside of Gunnison County, and she shared those with HHS Director Reynolds.
2. Somerset Water Board. She met with some of the Water Board members a couple of weeks ago, and learned that they are also experiencing long-standing water issue.
3. Gunnison Chamber of Commerce. Commissioner Smith attended the Chamber's annual awards ceremony on Sunday night where Commissioner Houck was awarded the "Elected Official of the Year".
4. Town of Crested Butte's Black Lives Matter Committee. Commissioner Smith attends these meetings as a representative from the Board. She participates in the discussions, but she abstains from voting, because she does not believe she should have a say in what happens in Crested Butte.
5. Club 20 Virtual Caucus. This will take place on 10/22/2020, and Commissioner Smith plans to participate.

**Commissioner Houck:**

1. SW Counties Call. Commissioner Houck participates in these weekly calls where counties share information related to managing COVID-19 impacts.
2. Public Lands Steering Committee. Consensus among SW counties is that some CARES Act funding will be necessary to counteract the impacts of increased land usage during the pandemic as people seek outdoor recreation away from crowded gatherings.
3. Little Blue Canyon Road Improvement Project. Commissioner Houck informed the Board that the neighboring counties have asked Gunnison County to sign onto a letter of support for the project. He provided the draft letter to the Board. The Board will sign onto the letter, and it will be ratified on a future agenda.

**UNSCHEDULED CITIZENS:**

1. Dave Taylor. Mr. Taylor said that he has been critical of the Tourism and Prosperity Partnership (TAPP), particularly related to transparency and the disclosure of financial information. He was very impressed with the presentation from the STOR Committee today, and he asked the Board to reconsider the County's contractual relationship with TAPP as he feels that the funding annually allocated to TAPP could be reallocated to be more effective. He also thanked Commissioner Smith for working on Somerset issues.

**POSSIBLE EXECUTIVE SESSION; PURSUANT TO C.R.S. §24-6-402(4)(B), CONFERENCES WITH THE COUNTY ATTORNEY, THE DEPUTY COUNTY ATTORNEY, THE COUNTY MANAGER, THE DEPUTY COUNTY MANAGER FOR THE PURPOSES OF RECEIVING ATTORNEY-CLIENT PRIVILEGED LEGAL ADVICE ON POTENTIAL LITIGATION INVOLVING A COUNTY ROAD IN GUNNISON COUNTY, COLORADO: Moved** by Commissioner Houck, seconded by Commissioner Smith to go into executive session pursuant to C.R.S. §24-6-402(4)(b), conferences with the County Attorney, the Deputy County Attorney, the County Manager, the Deputy County Manager for the purposes of receiving attorney-client privileged legal advice on potential litigation involving a County road in Gunnison County, Colorado. Participants in the executive session will include Deputy County Manager Marlene Crosby, County Manager Matthew Birnie, Deputy County Attorney Matt Hoyt, County Attorney David Baumgarten and the full Board of County Commissioners. Motion carried unanimously.

The board went into executive session at 11:34 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)(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: \_\_\_\_\_

\_\_\_\_\_  
Matthew Hoyt  
Gunnison County Attorney (Deputy County Attorney at the time and date of this meeting)

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 Smith to come out of executive session, we stayed on topic, we received privileged legal advice on potential litigation from the County Attorney's Office, and the participants in the executive session were those that were read into the record at the beginning. Motion carried unanimously. The Board came out of executive session at 12:45 pm. The Board instructed the staff to attempt to negotiate a resolution before initiating any litigation.

**ADJOURN: Moved** by Commissioner Houck, seconded by Commissioner Mason to adjourn the Board of County Commissioner meeting for Tuesday, October 6<sup>th</sup>. Motion carried unanimously. The meeting adjourned at 12:47 pm.

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Jonathan Houck, Chairperson

\_\_\_\_\_  
Roland Mason, Vice-Chairperson

\_\_\_\_\_  
Liz Smith, 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 GUNNISON COUNTY, COLORADO**  
**RESOLUTION NO. 2020-33**

A RESOLUTION SUPPORTING NOVEMBER 2020 BALLOT QUESTION 7A SEEKING VOTER APPROVAL TO INCREASE THE COLORADO RIVER DISTRICT'S TOTAL ANNUAL MILL LEVY FROM .252 TO .5 MILLS

WHEREAS, the Colorado River District's mission is to lead in the protection, conservation, use and development of the water resources of the Colorado River Basin and to safeguard for Colorado all waters of the Colorado River to which the State is entitled; and

WHEREAS, decreased revenues, the Gallagher Amendment and the spending/revenue TABOR cap have already resulted in a 15% reduction in the District's staff and across-the-board cutbacks; and

WHEREAS, further cutbacks will damage the District's ability to protect, develop and conserve the waters of the Colorado River and its tributaries and to protect Colorado's entitlement to the Colorado River; and

WHEREAS, increasing the District's total mill levy from .252 to .5 mills would result in a projected increase in annual tax revenue of approximately \$4.9M; and

WHEREAS, this projected increase in revenue would have the median home in the District paying just \$6.34 per year in additional taxes to support this much needed revenue for the District; and

WHEREAS, the District has a detailed plan for the use of this annual \$4.9M increase, which includes approximately \$4.2M dedicated to partnerships with water users and communities within the District on projects identified as priorities by local communities and Basin Roundtables, with the remaining funds being utilized to repair the District's internal financial structural deficit caused by the issues indicated above.

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Gunnison County, Colorado supports the passage of November 2020 Ballot Question 7A.

INTRODUCED by Commissioner Houck, seconded by Commissioner Smith, and adopted this 6th day of October, 2020.

BOARD OF COUNTY COMMISSIONERS  
OF GUNNISON COUNTY, COLORADO

Houck – yes; Mason – yes; Smith – yes.

**BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF GUNNISON, COLORADO  
RESOLUTION NO. 2020-34**

**A RESOLUTION REPEALING STAGE 2 FIRE RESTRICTIONS AND IMPLEMENTING STAGE 1  
FIRE RESTRICTIONS**

WHEREAS, the Board of County Commissioners of the County of Gunnison, Colorado ("Board") previously has adopted Ordinance No. 8 a., An Ordinance Establishing a Permanent Process to Periodically Ban Open Fires Within the Unincorporated Areas of Gunnison County, Colorado, ("Ordinance No. 8 a."); and has adopted Ordinance No. 14, An Ordinance Amending Ordinance No. 8 Establishing A Permanent Process To Periodically Ban Open Fires Within the Unincorporated Areas Of Gunnison County, Colorado, ("Ordinance No. 14"); and

WHEREAS, on September 2, 2020, the Board, as a result of increased danger of wildfires, passed Resolution No. 2020-31, implementing Stage 2 Fire Restrictions in that portion Gunnison County within the Sopris Ranger District of the White River National Forest; and

WHEREAS, as a result of cooler temperatures, shorter days and increased humidity, staff advise the Board that it would be safe to repeal the Stage 2 Fire Restrictions and reduce the Fire Restrictions level to Stage 1.

NOW, THEREFORE, it is resolved that Resolution No. 2020-31, "A Resolution Implementing Stage 2 Fire Restrictions" shall be and hereby is repealed; and

NOW THEREFORE, it is resolved that as of October 7, 2020 at 12:01 a.m., Stage 1 Fire Restrictions, will be in place for that part of Gunnison County within the Sopris Ranger District of the White River National Forest, until further notice.

The following are prohibited:

1. **FIRES/BURNING:** Fires that are not contained within permanently constructed devices, open fires/burning, agricultural burning, and the burning of trash or debris.
2. **COOKING:** Charcoal grills, hibachis, and coal or wood-burning stoves on federal lands.
3. **CAMPFIRES:** Building, maintaining, attending or using a campfire not within designated signed campgrounds or developed recreation sites with provided fire grates.
4. **FIREWORKS:** The use of fireworks or explosives. Including all incendiary devices on public or private lands, including explosive targets.

The following activities are permitted, with the described limitations:

1. **FIRES:** Fires in chimineas, fire pits, and tiki-torch type manufactured devices on private property.
2. **COOKING:** Cooking on manufactured charcoal grills, petroleum-fueled stoves or lanterns that use gas, jellied petroleum or pressurized liquid fuel.
3. **CAMPFIRES:** Campfires with flame length not exceeding two feet in height within pre-fabricated concrete/metal fire enclosures in established campgrounds (USFS, NPS, privately owned).
4. **FIREWORKS:** The City of Gunnison 4th of July fireworks display, and the 3rd/4th of July Crested Butte and Mt. Crested Butte professional fireworks display(s) shall be allowed unless further restricted by the Board.
5. **SMOKING:** Smoking outdoors is allowed ONLY within enclosed vehicles, buildings or developed recreation sites, or while stopped in an area at least three feet in diameter that is barren or cleared of all flammable material.
6. **WELDING & ACETYLENE TORCHES:** Welding or operating acetylene torches with flame is allowed ONLY in cleared areas of at least ten (10) feet in diameter and where the operator is in possession of a chemical-pressurized fire extinguisher with a minimum rating of 2A.

- 7. **CHAINSaws:** Operating a chainsaw is allowed ONLY if the device includes a USDA Forest Service or SAE approved spark arrester, and where the operator is in possession of a chemical-pressurized fire extinguisher with a minimum rating of 2A.

This Resolution has immediate effect upon its passage by the Board of Commissioners without further action necessary.

INTRODUCED by Commissioner Houck, seconded by Commissioner Mason, and adopted this 6th day of October, 2020.

BOARD OF COUNTY COMMISSIONERS  
OF GUNNISON COUNTY, COLORADO

Houck – yes; Mason – yes; Smith – yes.

**BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GUNNISON, COLORADO  
RESOLUTION NO. 2020-38**

**A RESOLUTION REPEALING RESOLUTION NO. 2020-29 IMPLEMENTING STAGE 1 FIRE  
RESTRICTIONS**

WHEREAS, the Board of County Commissioners of the County of Gunnison, Colorado (“Board”) previously has adopted Ordinance No. 8 a., An Ordinance Establishing a Permanent Process to Periodically Ban Open Fires Within the Unincorporated Areas of Gunnison County, Colorado, (“Ordinance No. 8 a.”); and has adopted Ordinance No. 14, An Ordinance Amending Ordinance No. 8 Establishing A Permanent Process To Periodically Ban Open Fires Within the Unincorporated Areas Of Gunnison County, Colorado, (“Ordinance No. 14”); and

WHEREAS, on August 20, 2020, as a result of increased danger of wildfires in unincorporated Gunnison County, the Board passed Resolution No. 2020-29, “A Resolution Implementing Stage 1 Fire Restrictions”; and

WHEREAS, as a result of cooler temperatures, shorter days and higher humidity, staff has advised the Board that it would be safe to repeal the Stage 1 Fire Restrictions identified in Resolution No. 2020-29.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GUNNISON, COLORADO that Resolution No. 2020-29 “A Resolution Implementing Stage 1 Fire Restrictions” shall be and hereby is repealed, effective October 7, 2020 at 12:01 am.

This Resolution has immediate effect upon its passage by the Board of Commissioners without further action necessary.

INTRODUCED by Commissioner Houck, seconded by Commissioner Mason, and adopted this 6th day of October, 2020.

BOARD OF COUNTY COMMISSIONERS  
OF GUNNISON COUNTY, COLORADO

Houck – yes; Mason – yes; Smith – yes.