

Commissioners Meeting  
January 19, 2010

The regular meeting of the Board of County Commissioners was held on Tuesday, January 19, 2010 the Buena Vista School District Administration Office, 113 North Court Street, Buena Vista. Board members present were Chairman Frank Holman, Commissioner Tim Glenn and Commissioner Dennis Giese. Others present were Director of Finance Dan Short, Director of General Administration Robert Christiansen, County Development Services Director Don Reimer, County Attorney Jenny Davis and Deputy County Clerk Merrilou Cicerelli.

At 9:03 a.m., the Board of Commissioners convened as the Board of Health and Human Services. A staff member from Human Services took those minutes. The meeting adjourned at 9:24 a.m.

Following the Pledge of Allegiance, Chairman Holman called the meeting to order at 9:35 a.m.

Chairman Holman asked Deputy Clerk Cicerelli for verification regarding the distribution of the Board of Commissioners' Agendas. Deputy Clerk Cicerelli stated that the agendas were properly distributed.

The Board was presented the minutes of the November 17<sup>th</sup> and December 15, 2010 meetings for review.

Commissioner Glenn made a motion to approve the November 17, 2009 and December 15, 2009 minutes with corrections received today. Commissioner Giese seconded the motion. On the question, the motion carried 3 – 0.

Commissioner Glenn made a motion to table the minutes of the October 6, 13, 20, 2009 to the next meeting. Commissioner Giese seconded the motion. On the question, the motion carried 3 - 0.

The Board was presented items for review:

- Public Notices
- Agenda's for upcoming meetings

The Board was presented the corrected minutes of the August 18, September 1, 8, and 15, 2009 meetings for approval. This item was tabled to future meeting.

Chairman Holman asked for public comments on any item not on the agenda. There were none.

The Board was presented the monthly report from the County EMS Director Lisa Ortega.

The Board was presented a request for a Boundary Line Adjustment from Jillian and Calvin Paplow. The property is located in the NE ¼ NE ¼ Section 30, Township 50 North, Range 9 East, N.M.P.M., 9610 County Road 156, Salida, in a Rural Residential Zone.

County Development Services Director Don Reimer gave an overview of the request.

Surveyor Mike Henderson, 203 G Street, Salida, presented the applicants comments.

Chairman Holman asked for public comment. There was none.

Commissioner Glenn made a motion to approve the Boundary Line Adjustment for Jillian and Calvin Paplow with the condition that the applicant's surveyor work with County staff to finalize minor revisions to the plat, such as adding a plat note regarding the County's Right to Farm and Ranch Ordinance. Commissioner Giese seconded the motion. On the question, the motion carried 3 – 0.

The next item on the agenda was to consider a resolution, accepting roadway dedication from Nestle Waters North America Inc.

County Development Services Director Reimer presented an overview of the item. He stated that the resolution was for the dedication of the roadway on County Road 301.

Commissioner Glenn made a motion to approve Resolution 2010-4 accepting the dedication of a Roadway from Nestle Waters America Inc. Commissioner Giese seconded the motion. On the question, the motion carried 3 – 0.

The next item on the agenda was consideration of a proposed easement to Nestle Waters of North America Inc. for a pipeline across County property. This item had been tabled from the January 12, 2010 Commissioners Meeting.

County Attorney Davis presented an overview of the proposal.

Nestle Waters Natural Resource Manager Bobbi McLeod presented an update on the proposal.

Commissioner Giese made a motion to approve the easement agreement with Nestle Waters of North America Inc. Commissioner Glenn seconded the motion. On the question, the motion carried 3 – 0.

The next item on the agenda was to set a public hearing to consider a proposed change of location for High Peaks Liquor. The property is located at 12916 Highway 24/285, Unit A, Buena Vista.

Director of General Administration Christiansen presented an update on this item.

Commissioner Giese made a motion to set the public hearing to consider a proposed change of location for High Peaks Liquor for February 9, 2010 and acknowledge the application and had been received on January 6, 2010. Commissioner Glenn seconded the motion. On the question, the motion carried 3 – 0.

The next agenda item was a request to consider a letter in support of Congress funding a special Colorado led impartial task force to investigate and evaluate all proposals currently targeting Western Colorado in order to produce a recommendation for a global proposal that incorporate the best elements of the various plans.

Commissioner Giese presented an overview of the request.

Commissioner Giese made a motion to have Chairman Holman sign the letter with changes. Chairman Holman seconded the motion. On the question, the motion carried 3 – 0.

The next agenda item was an update on Action 22 presented by Jim Osborne.

Jim Osborne was not present at the meeting.

The next agenda item was a presentation on year end data and growth for the Chaffee Peoples Clinic.

Miki Hodge, Peoples Clinic Executive Director, gave the presentation.

The next item on the agenda was an update on the Energy Star 2010 Grant.

Project Manager Kathryn Wadsworth presented the update on the ENERGY STAR 2010 Grant that had been approved by the Governor's Energy Office in the amount of \$20,800.

Commissioner Glenn made a motion to accept the Colorado ENERGY STAR New Homes Program in the amount of \$20,800. Commissioner Giese seconded the motion. On the question, the motion carried 3 – 0.

Chaffee County Homeland Security Director Carl Hasselbrink presented an overview of the exercises of the South Central Homeland Security to be held in the County this summer.

The Board was presented the Consent Agenda for approval. The item listed was:

- Pay bills

Commissioner Glenn made a motion to approve the Consent Agenda. Commissioner Giese seconded the motion. On the question, the motion carried 3 – 0.

Round Table Items:

Water Land Use Committee Representative.

Commissioner Glenn made a motion to approve Reed Dill as spokesperson and Frank McMurry as alternate as represented in the email. Commissioner Giese seconded the motion. On the question, the motion carried 3 – 0.

- Water Land Use Committee Representative
- Roads in Buena Vista that want to be paved
- Jobs forum by State Government
- GOCO legacy offering this year possible
- Sales tax numbers positive for the first time in 16 months
- Hutchinson Homestead moneys budgeted
- Citizens Task Force Committee update
- Friends Ranch Reservoir conflict

County Attorney Davis stated C.R.S. 24-6-402(4)(b) and 24-6-402-(4)(a)and(4)(e) for the purpose of receiving legal advice on legal questions and to discuss transfer of real property which would be recorded on a separate CD.

Commissioner Glenn made a motion that we go into executive session under the statute C.R.S. 24-6-402(4)(b) and 24-6-402-(4)(a)and(4)(e). Commissioner Giese seconded the motion. On the question the motion carried 3 - 0.

*I, Jennifer A. Davis, Chaffee County Attorney, do hereby attest that the portion of the executive session held on January 19, 2010, during which the recorder was directed to take no minutes constituted a privileged attorney-client communication.*

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*Jennifer A. Davis, Chaffee County Attorney*

*I, Frank Holman, Chairman of the Chaffee County Board of County Commissioners, do hereby attest that the portion of the executive session held on January 19, 2010, during which no minutes were taken was confined to a topic authorized for discussion in an executive session.*

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*Frank Holman, Chairman*

*I, Jennifer A. Davis, Chaffee County Attorney, do hereby attest that the portion of the executive session held on January 19, 2010, during which the recorder was directed to take no minutes but record the session on a separate CD.*

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*Jennifer A. Davis, Chaffee County Attorney*

*I, Frank Holman, Chairman of the Chaffee County Board of County Commissioners, do hereby attest that the portion of the executive session held on January 19, 2010, during which no minutes but record the session on a separate CD.*

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*Frank Holman, Chairman*

Chairman Holman reconvened the regular Board of Commissioners meeting at 12:30 p.m. stating that there were no decisions during the Executive Session.

Commissioner Glenn made a motion to direct the County Attorney to engage water legal counsel to file statements of opposition in the Nestle Waters SWSP and Poncha Springs Friend Ranch water case for the purposed off monitoring the cases.

Commissioner Glenn made a motion to close the Board of Commissioners for January 19, 2010. Commissioner Giese seconded the motion. On the question, the motion carried 3 – 0. The meeting was adjourned at 12:39 p.m.

Attest:

Joyce M. Reno  
Chaffee County Clerk