

- Committee to appoint members to the Board of Trustees of the Northern Chaffee County Regional Library District Chairman Holman & Commissioner Giese
- Extension Service Advisory Board Chairman Holman
- Fair Board (Ex-Officio) Chairman Holman
- Planning Commission Commissioner Giese
- Board of Adjustment (Ex-Officio) Chairman Holman
- Upper Arkansas Workforce Board Commissioner Giese
- Action 22 Representative Chairman Holman

Major Areas of Interest:

Social Services	Chairman Holman
Courthouse Administration – Personnel	Chairman Holman, Dan Short & Bob Christensen
Road Districts - District #1	Chairman Holman
District #2	Chairman Holman
District #3	Chairman Holman
Road Supervisor	Joe Nelson
Regional Transportation Planning Committee	Chairman Holman
Upper Arkansas Water Conservancy District	Chairman Holman, Commissioner Giese & County Development Service Director Don Reimer
County-City Building Management Committee	Commissioner Glenn
Steam Plant	Jerry Mallet
Arkansas Headwater	To be nominated by COG Board

The next agenda item was consideration of reaffirming Resolution 2007-56 regarding procedure for executing County contracts. The Board was also presented Resolution 2009-02, authorizing the Chairman to execute certain County Contracts.

County Attorney Davis gave an overview of the resolutions.

Commissioner Giese made a motion to reaffirm Resolution 2007-56 regarding procedure for executing county contracts and approve Resolution 2009 – 02, authorizing the Chairman to execute certain County Contracts. Commissioner Glenn seconded the motion. On the question, the motion carried 3 - 0.

The next agenda item was to set meeting and hearing dates for Nestle Waters North America Inc. SLUP and 1041 Permit Applications.

County Development Services Director Reimer presented a timeline for this item as follows:

The work session would be conducted on Friday February 20, 2009 in Buena Vista at the Community Center at 11:00 a.m.

The Special Meeting (public hearing) would be conducted on Thursday, February 26, 2009 in Salida at the Steam Plant at 1:00 p.m.

Commissioner Glenn made a motion to approve the meetings as set above. Commissioner Giese seconded the motion. On the question, the motion carried 3 - 0.

The Board was presented a request from Embry Homes for a Boundary Line Adjustment. The property is located in the in Lots 212, 213 and 214 of the Pinon Hills Subdivision, NE ¼ NE ¼ Section 29, Township 50 North, Range 9 East, N.M.P.M., in a Rural Residential Zone.

County Planner Antonucci presented an overview of the request.

Syd Schieren, Landmark Surveying, 202 North F Street, Salida, pointed out that the current plat was made with a FEMA map and was not very accurate. He stated that Mr. Embry would like to propose engineered foundations and septic systems for the homes and not be required a hydrology study.

Commissioner Glenn stated that he would have a problem approving the request when he knew that there was a possibility of a problem with a flood in the area.

During Board discussion, it was agreed to table this item until the February 3, 2009 meeting.

Commissioner Giese made a motion to table the request from Embry Homes for a Boundary Line Adjustment in Pinon Hills until the February 3, 2009. Commissioner Glenn seconded the motion. On the question, the motion carried 3 - 0.

The Board was presented a request from Fred Lowry to release Lot Sales Restriction from Lot #7 of the Gray Hawk Subdivision and accept escrow deposit as additional security.

County Development Services Director Reimer gave an overview of the request. He stated that Mr. Lowry had requested the Board lift the lot sales restrictions for Lot #7 of Gray Hawk Subdivision. He then agreed to place in an escrow account at Central Colorado Title and Escrow the amount of \$46,096.45 for improvements.

Commissioner Giese made the motion to approve the lot sales restrictions for Lot #7 of Gray Hawk Subdivision and Mr. Lowry agreed to place an escrow account at Central Colorado Title and Escrow for \$46,096.45 for improvements. Commissioner Glenn seconded the motion. On the question, the motion carried 3 - 0.

The next agenda item was consideration for an application for membership in Mountain States Employers Council.

County Attorney Davis gave an overview of what services the Mountain States Employers Council would provide the County. She stated that the cost of the membership was \$4,400 per year. This item had not been budgeted.

Commissioner Glenn made a motion to approve the membership for Mountain States Employers Council for one year and for the membership to be reviewed next year. Commissioner Giese seconded the motion. On the question, the motion carried 3 - 0.

The next item was consideration of acceptance of the 2009 Energy Star Grant.

Director of General Administration Christiansen gave the Board an overview of the Grant. He stated that the grant had already been approved by the State of Colorado.

Commissioner Giese made a motion to acknowledge acceptance of the 2009 Energy Star Grant. Commissioner Glenn seconded the motion. On the question, the motion carried 3 - 0.

The Board was presented the Semi-Annual Report from July 1, 2008 thru December 31, 2008 from the County Treasurer for acknowledgement and signature.

Commissioner Glenn made a motion to acknowledge the Semi-Annual Report from July 1, 2008 thru December 31, 2008 of the County Treasurer. Commissioner Giese seconded the motion. On the question, the motion carried 3 - 0.

The Board was presented the report from the County Clerk for the month of December 2008. Commissioner Glenn presented the report.

Commissioner Glenn made a motion to acknowledge the December 2008 monthly report of the County Clerk and Recorder. Commissioner Giese seconded the motion. On the question, the motion carried 3 - 0.

The Board was presented a briefing regarding City/County Community Services Complex project, by Director of General Administration Christiansen.

Commissioner Glenn stated that there had been a request from Wade Shelton, Trust for Public Lands, who had asked the County for a letter of support on behalf of the Trust for Public Lands to enroll the Maxwell Parcels into the Stewardship Trust. He stated that he would like the letter to address keeping the rights of the geothermal development on, in and around the Cottonwood Chalk Creek area. The three lessees' were Bryce Kelly, the Woolmingtons' and the Rooks'. They were all very interested in conservation.

Commissioner Glenn made a motion to sign a letter of support to the State Land Board on behalf of the Trust for Public Lands, designating the Maxwell Parcels into the Stewardship Trust and add a paragraph that would make these parcel remain open to the potential of geothermal development as well as other renewable energies. Commissioner Giese seconded the motion. On the question, the motion carried 3 - 0.

The Board was given a briefing by County Attorney Davis to discuss legal standards applicable to 1041 permit applications.

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

- ❖ Pay bills

Commissioner Giese made a motion to approve the Consent Agenda. Chairman Holman seconded the motion. On the question, the motion carried 3 - 0.

Commissioner Glenn stated that he had received an e-mail from the National Association for Counties concerning the economic stimulus package that might be coming from the new administration. He felt that all of the departments of the County should look at the list and start thinking if they might be entitled to some of the monies. He asked that a copy of the e-mail be sent to all departments with a cover letter explaining the action.

Commissioner Giese stated he felt it was important that the Board of Commissioners recognize the effort by the Salida School District in improving their reading score in the elementary and in doing so had received \$10,000 for their efforts. This shows the positive results that come when there are a large number teachers and volunteers. He asked that a letter to the Superintendent be written and signed by the Board of Commissioners stating the Board's support of their program and congratulation on their success.

Commissioner Giese stated that he would be attending the Colorado High School Activities Association Hall of Fame Banquet, which former resident Matt Hemmingway would be inducted to the Hall of Fame. Matt Hemmingway, a former Buena Vista High School Student, held County, District, State and National records in the high jump. He later went to the 2004 Olympics and brought home the Silver Metal for the United States in the high jump event.

Director of General Administration Christiansen gave the Board a calendar clarification. The Elected Officials Meeting would be held on February 10, 2009 at noon.

Commissioner Glenn asked that the Board go into Executive Session to receive legal advice on the possible liability of allowing a boundary line adjustment.

County Attorney Davis stated C.R.S. 24-6-402(4)(b) for the purpose of receiving legal advice on liability issues in connection with a boundary line adjustment request.

Commissioner Giese made a motion that we go into executive session under the statute C.R.S. 24-6-402(4) (b). Commissioner Glenn 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 20, 2009 during which the recorder was directed to take no minutes constituted a privileged attorney-client communication.

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 20, 2009, during which no minutes were taken was confined to a topic authorized for discussion in an executive session.

Frank Holman, Chairman

The Board went into Executive Session at 11:37 a.m.

Chairman Holman reconvened the regular Board of Commissioners meeting at 12:05 p.m. stating that no decisions had been made during the Executive Session.

Being no further business, Chairman Holman made a motion to close the Board of Commissioners Meeting for January 20, 2009. Commissioner Giese seconded the motion. On the question, the motion carried 3 - 0. The meeting was adjourned at 12:06 p.m.

Attest:

Joyce M. Reno
Chaffee County Clerk