

Commissioners Meeting
February 3, 2009

The regular meeting of the Board of Commissioners was held on Tuesday, February 3, 2009 in the Commissioners Meeting Room at the Courthouse. 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 Attorney Jenny Davis, County Development Services Director Don Reimer and Deputy County Clerk Merrilou Cicerelli.

At 9:00 a.m., the Board of Commissioners convened as the Board of Health.

County Health Nurse Susan Ellis presented an overview of her monthly report.

County Environmental Health Specialist Victor Crocco gave his January 1 to December 31, 2008 report.

Being no further business, Chairman Holman closed the Board of Health at 9:27 a.m.

Following the Pledge of Allegiance, Chairman Holman called the meeting to order at 9:32 a.m.

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

The Board was presented the minutes of the January 20, 2009 Board of Commissioners meeting for review. There were no corrections noted. These minutes are to be approved at the February 10, 2009 Commissioners Meeting.

The Board was presented the corrected minutes of the January 13, 2009 Commissioners meeting for review.

Commissioner Giese made a motion to approve the January 13, 2009 Board of Commissioners Minutes. Commissioner Glenn seconded the motion. On the question, the motion carried 3 - 0.

Chairman Holman asked for public comment on any items not on the agenda. There were none.

The Board was presented a request from Embry Homes for a Boundary Line Adjustment. The property is 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. This item had been tabled from the January 20, 2009 Commissioners Meeting.

Chairman Holman opened the public meeting at 9:36 a.m.

County Planner Kim Antonucci gave an overview of the request.

Syd Schieren, Landmark Surveying, 202 North F Street, Salida stated that the applicant was in agreement with the Planning Department's recommendations.

County Attorney Davis gave an overview of the Draft Resolution, approving the Embry Homes, Inc. Boundary Line Adjustment.

Chairman Holman closed public comment at 9:45 a.m.

Commissioner Giese made a motion to approve Resolution 2009-03, approving the Embry Homes, Inc. Boundary Line Adjustment with conditions stated by the Planning Department. Commissioner Glenn seconded the motion. On the question, the motion carried 3 - 0.

The next item on the agenda was consideration of the Neighbor-to-Neighbor letter of commitment for a Transit Center.

Director of General Administration Christiansen gave an overview of this item.

Commissioner Giese made a motion to grant \$10,000 toward the purchase of a permanent location for Neighbor to Neighbor and the transit bus. Commissioner Glenn seconded the motion. On the question, the motion carried 3 - 0.

The Board was presented the bid acceptance for Harriet Alexander Field CDOT (Colorado Department of Transportation) Project: 08-ANK-02.

Director of General Administration Christiansen presented an overview of the project.

Commissioner Giese made a motion to approve the bid from Waterford Corporation in the amount of \$53,852.50 for Harriet Alexander Field CDOT Project 08-ANK-02. Commissioner Glenn seconded the motion. On the question, the motion carried 3 - 0.

The Board was presented for consideration the appointments to the following boards:

- ❖ 4 members to the Chaffee County Heritage Board
 - City of Salida- Kristi Jefferson
 - GARNA- Alan Robinson
 - Town of Buena Vista – Beverly Kaiser

- Member at Large – Kay Krebs
- Ranching Seat – No applicants at this time

Commissioner Giese made motion to approve the above members to the Chaffee County Heritage Board. Commissioner Glenn seconded the motion. On the question, the motion carried 3 - 0.

County Attorney Davis presented the Board the draft resolution, filling vacancy on the Heritage Area Advisory Board.

Commissioner Giese made a motion to approve Resolution 2009-04, approving four members to the Chaffee County Heritage Board. Commissioner Glenn seconded the motion. On the question, the motion carried 3 - 0.

- ❖ 4 members to the Chaffee County Fair Board
 - Danny Wood
 - Nancy Roberts
 - Ada Turley
 - Sherry Holman

Chairman Holman recused himself from the appointment of the Chaffee County Fair Board as Sherry Holman is his wife.

County Attorney Davis presented the Board the draft resolution, filling vacancy on the Fair Board.

Commissioner Giese made a motion to approve Resolution 2009-05, approving four members to the Chaffee County Fair Board. Commissioner Glenn seconded the motion. On the question, the motion carried 2 -0. Earlier Chairman Holman had recused himself.

- ❖ 2 members to the Right to Ranch Panel
 - Hugh Young
 - Bernie Post

County Attorney Davis presented the Board the draft resolution, filling vacancy on the right to ranch mediation panel-member pool.

Commissioner Glenn made a motion to approve Resolution 2009-06, appointing Hugh Young and Bernie Post to the Right to Ranch Panel. Commissioner Giese seconded the motion. On the question, the motion carried 3 - 0.

- ❖ 1 member to the Chaffee County Board of Review
 - Pat Green

Commissioner Giese recused himself from the appointment of the Chaffee County Board of Review as he was currently in a contract with Mr. Green.

County Attorney Davis presented the Board the draft resolution, filling vacancies on the Board of Review.

Chairman Holman made a motion to approve Resolution 2009-07, appointing Pat Green to the Board of Review. Commissioner Glenn seconded the motion. On the question, the motion carried 2 - 0. Commissioner Giese had earlier recused himself.

- ❖ 5 members to the Chaffee County Visitors Bureau
 - Darren Bachand
 - Greg Ralph
 - Dick Zimenski
 - Scott Peterson
 - Michael Varnum

Commissioner Giese asked for clarification that each of these persons were related to the tourist industry in some way.

County Attorney Davis and Chaffee County Visitors Bureau Director April Prout gave the background on each of the candidates. They stated that each of the candidates were qualified per state statute.

County Attorney Davis presented the Board the draft resolution, filling vacancies on the Visitors Bureau.

Commissioner Glenn made a motion to approve Resolution 2009-08, appointing Darren Bachand, Greg Ralph, Dick Zimenski, Scott Peterson and Michael Varnum to the Chaffee County Visitors Bureau. Commissioner Giese seconded the motion. On the question, the motion carried 3 – 0.

- ❖ 2 members to the Airport Board
 - Dan Shuford
 - Steve Bush

County Attorney Davis presented the Board the draft resolution, filling vacancies on the Airport Board.

Commissioner Glenn made a motion to approve Resolution 2009-08, appointing Dan Shuford and Steve Bush to the Airport Board. Commissioner Giese seconded the motion. On the question, the motion carried 3 – 0.

- ❖ 4 members to the Chaffee County Planning Commission

Chairman Holman stated that there had been eight applicants who interviewed for the Planning Commission open positions. Bill McCormick had withdrawn his name from consideration.

Commissioner Giese made a motion to appoint Dave Potts to fill a vacancy on the Planning Commission. Commissioner Glenn seconded the motion. On the question, the motion carried 3 - 0.

Commissioner Glenn made a motion to appoint Jeff McElary to fill a vacancy on the Planning Commission. Commissioner Giese seconded the motion. On the question, the motion carried 3 - 0.

Commissioner Giese made a motion to appoint Judy Everett to another term as a member of the Planning Commission. Commissioner Glenn seconded the motion. On the question, the motion carried 3 - 0.

Commissioner Glenn stated that he felt that Cheryl Brown Kovacic had interviewed well and out of the remaining candidates was the strongest.

Commissioner Glenn made a motion to appoint Cheryl Brown Kovacic to fill a vacancy on the Planning Commission Board.

The motion died due to a lack of a second.

Chairman Holman made a motion to appoint Karin Adams to fill a vacancy on the Planning Commission Board.

The motion died due to a lack of a second.

Commissioner Giese stated that he felt that of the two, Cheryl and Karin, Karin would be better. However, he could not make up his mind.

Commissioner Giese made a motion to appoint Jerry Steinauer to fill a vacancy on the Planning Commission Board.

The motion died due to a lack of a second.

Commissioner Giese made a motion to appoint Greg Bayne to fill a vacancy on the Planning Commission Board. Commissioner Glenn seconded the motion. On the question, the motion carried 2 - 1. Chairman Holman voted no.

County Attorney Davis presented the draft resolution, filling vacancies on the Planning Commission.

Commissioner Giese made a motion to approve Resolution 2009-10, filling vacancies on the Planning Commission as follows: Greg Bayne, term expires

January 31, 2011, Dave Potts, term expires January 31, 2012, Jeff McElary term expires January 31, 2012 and Judy Everett, term expires January 31, 2012. Commissioner Glenn seconded the motion. On the question, the motion carried 2 - 0. Chairman Holman did not vote.

The Board was presented a request from City of Salida for Subdivision of River Park from Community Services Complex property, per the Tenants in Common Agreement.

County Development Services Director Reimer presented an overview of the request.

Commissioner Giese asked if this property was not used as a park would the land revert to the County or the City.

Commissioner Glenn stated that that question was covered in the Tenants in Common Agreement between the County and the City.

County Development Services Director Reimer stated that he would check the agreement. While he checked the agreement, Chairman Holman stated that the Board would continue to the next agenda item.

The next item on the agenda was consideration of the Ennovate Performance Contract for City and County Community Center Complex.

Director of Administration Christiansen presented an update on the City and County Community Center Complex. He had told Ennovate Performance to prepare a contract to be reviewed but because of the lateness of receiving the contract, he suggested that this item moved to the February 10, 2009 meeting for consideration.

County Development Services Director Reimer had checked the contract. It was not specifically in Article 8 of the Tenants in Common Agreement. On the Plat, it showed that the area would be conveyed as a park.

Commissioner Glenn stated that he now recalled that if the parcel was conveyed as a park, the only way it could be unconveyed as a park would be by a vote of the people of Salida.

Commissioner Giese asked for some clarification. The City and the County together bought the property. Now the County was going to deed the property or give it to the City of Salida, then the citizens of Salida could choose by vote to sell the property.

Commissioner Glenn stated that when this deal was being negotiated, that part of the property was going to be a City of Salida exclusive property and then that moved from the "condominiumization" to some very different ideas.

County Attorney Davis presented the Board the draft resolution, approving the conveyance of the "River Park Area" to the City of Salida, Colorado.

Commissioner Giese made a motion to approve Resolution 2009-11, approving the request of the City of Salida for the subdivision of the River Park at the Community Services Complex for Tenants in Common Agreement with plat notes, dedicating the area as a park only. Commissioner Glenn seconded the motion. On the question, the motion carried 3 - 0.

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

- ❖ Accept and sign HUTF report.
- ❖ Rebate of taxes in the amount of \$2,619.55 to George Oyler.
- ❖ Housing lease for Buena Vista EMS Personnel.
- ❖ 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.

County Development Services Director Reimer stated that he had received a late request from Frank and Sheila Willis to release the lot sales restrictions on Lots 4 and 5 of the Poncha Creek Rural Open Space Incentive.

Commissioner Giese made a motion to allow the release of lot sales restrictions on Lots # 4 and 5 of the Poncha Creek Rural Open Space Incentive. Commissioner Glenn seconded the motion. On the question, the motion carried 3 - 0.

Director of General Administration Christiansen stated that COG (Council of Governments) had asked for a Chaffee County Commissioner to be nominated as a member to the Citizens Task Force.

Commissioner Glenn made a motion to nominate Commissioner Giese as a member to the Citizens Task Force and forward the nomination to COG. Chairman Holman seconded the motion. On the question, the motion carried 3 - 0.

Being no further business before the Board, Chairman Holman closed the meeting 10:55 a.m.

Attest:

Joyce M. Reno
Chaffee County Clerk