

Commissioners Meeting  
March 2, 2010

The regular meeting of the Board of Commissioners was held on Tuesday, March 2, 2010 at the Commissioners Meeting Room at the Courthouse. Board members present were Chairman Frank Holman, Commissioner Dennis Giese and Commissioner Tim Glenn. Others present were Director of Finance Dan Short, Director of General Administration Robert Christiansen, County Attorney Jenny Davis, County Development Services Director Don Reimer, County Planner Kim Antonucci and Deputy County Clerk Merrilou Cicerelli.

At 9:06 a.m., the Board of Commissioners convened as the Board of Health.

County Environmental Health Specialist Victor Crocco gave his monthly report.

County Public Nurse Director Susan Ellis' presented her monthly report.

Lisa Malde, LiveWell Director, presented an overview of the implementation of the LiveWell Grant.

Being no further business, Chairman Holman closed the meeting of the Board of Health at 9:30 a.m.

Following the Pledge of Allegiance, Chairman Holman called the meeting to order at 9:30 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 December 8, 2009 and February 2 and 9, 2010 meetings for review.

Commissioner Glenn presented Deputy Clerk Cicerelli with corrections to be made for approval at the next meeting.

Commissioner Giese asked that the minutes contain the agenda item on them for better clarification of the minutes.

The Board was presented the minutes of the November 3 and 10, 2009 and January 19 and Special Meeting January 25, 2010 for approval.

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

Chairman Holman asked for public comment on any item not on the agenda.

Agenda Item A:

Continuation of Public Hearing to consider certain amendments to the Chaffee County Building Code. In particular, the Board will consider amending the existing Building Code to specify the following: (1) as long as the time between inspections has not exceeded 180 days, a building permit will not expire; and (2) allow expired permits to obtain additional Board of Review extensions, in the event unforeseen circumstances prevent completion of a project within three years or two years following the adoption of a new version of the applicable code. Further, with respect to renewed actions on permits where rough inspections have been completed, the amendments will require the building official will act under the code in effect when the permit was originally issued and may charge fees adequate to cover the cost of required inspections, rather than one-half the cost of an entirely new permit fee. This item had been tabled from the February 16, 2010 Commissioners Meeting.

County Attorney Davis presented an overview of the draft resolution, adopting amendments to the Chaffee County Building Codes regarding the expiration of building permits.

Chairman Holman asked for public comment.

Karin Adams, Poncha Springs, asked for clarification on some of the language.

County Development Services Director Reimer presented the clarification.

Chairman Holman closed the public hearing at 10:15 a.m.

Commissioner Glenn made a motion to approve Resolution 2010-22, adopting amendments to the Chaffee County Building Codes regarding the expiration of building permits. Commissioner Giese seconded the motion. On the question, the motion carried 3 – 0.

Agenda Item B:

Continuation of Public Hearing to consider Amendments to the IGA (Intergovernmental Agreement) on land use between Salida and Chaffee County, and revisions to the IGA (Intergovernmental Agreement) Joint Planning Map. This had been tabled from the February 9, 2010 Commissioners Meeting.

County Development Services Director Reimer presented a summary of the Amendments to the IGA on land use between the City of Salida and Chaffee County.

This item was separated into two resolutions, the IGA Agreement and the Joint Planning Map.

County Attorney Davis presented a background of the Salida – Chaffee County Intergovernmental Agreement and Joint Planning Map that had been in place in the past and how the amendments would work. She presented a summary of draft

resolution, adopting an amendment to the Intergovernmental Agreement regarding coordinated Land Planning with the City of Salida.

Chairman Holman asked for public comment. There was none.

Commissioner Glenn made a motion to approve Resolution 2010-23, approving the Salida – Chaffee County Intergovernmental Agreement on Land Use. Commissioner Giese seconded the motion. On the question, the motion carried 3 – 0.

County Attorney Davis presented an overview of the Joint Planning Map area and the agreement within in the IGA. She gave a summary of draft resolution, adopting amendments to the joint planning map referenced in the Intergovernmental Agreement regarding coordinated Land Planning with the City of Salida.

Chairman Holman asked for public comment. There was none.

Commissioner Giese made a motion to approve to approve Resolution 2010-24 approving the Salida – Chaffee County Joint Planning Map. Chairman Holman seconded the motion. On the question, the motion carried 2 – 0. Commissioner Glenn had recused himself from this item due to a conflict of interest.

Agenda Item C:

Discussion on establishing dates and criteria related to RICD (River In Channel Diversion) administration and appoint/reappoint a Chaffee County representative to Flow Committee.

Commissioner Glenn made a motion to approve to appoint Commissioner Giese as the Chaffee County representative to the RICD Flow Committee and to bring his recommended dates for June RICD back to the Board of Commissioners for approval. Chairman Holman seconded the motion. On the question, the motion carried 3 – 0.

Agenda Item E:

Consider purchase of the Ballot Now Voting System from Hart Intercivic.

Chaffee County Clerk Joyce Reno presented an overview of the request.

Commissioner Glenn made a motion to approve the Ballot Now Voting system purchase in the amount of \$52,565, also allocate \$1,000 for the maintenance agreement and the payment method of two payments. Commissioner Giese seconded the motion. On the question, the motion carried 3 – 0.

Agenda Item D:

Consider proclaiming the week of March 7 – 13, 2010 as Girl Scout Week.

Director of Administration Christiansen presented an overview of the item.

Commissioner Giese made a motion to acknowledge Girl Scouts week by proclamation. Commissioner Glenn seconded the motion. On the question, the motion carried 3 – 0.

Agenda Item F:

Consider request from Articipate to waive fees at the fairgrounds September 24 – September 26, 2010 for a fundraising event.

Trevor Davis, Articipate Executive Director, presented the request asking that the Board of Commissioners to waive fees in the amount of \$800.

Chairman Holman made a motion to waive the fees for the Articipate fundraising event at the Chaffee County Fairgrounds on September 24-26, 2010 and asked for a summary of the event to be brought back to the Board of Commissioners. Commissioner Glenn seconded the motion. On the question, the motion carried 3 – 0.

Agenda Item G:

Appoint John C. Baker as the Chaffee County Veterans Service Officer.

Becky Venes, Finance Office Staff, presented an overview of the appointment.

Commissioner Giese made a motion to appoint John C. Baker of Salida as the Chaffee County Veterans Service Officer. Commissioner Glenn seconded the motion. On the question, the motion carried 3 – 0.

Agenda Item H:

Consider resolution for a GOCO Planning Grant for Fairgrounds Site Development.

Director of Administration Christiansen presented an overview of the resolution.

Commissioner Giese made a motion to approve Resolution 2010-25, supporting the grant application for a Local Parks and Outdoor Recreation Planning Grant for the Chaffee County Fairgrounds Site Plan from the State Board of the Great Outdoors Colorado Trust Fund. Commissioner Glenn seconded the motion. On the question, the motion carried 3 – 0.

Agenda Item I:

Consider a Letter of Intent for purchase building space at 499 Antero Circle, Buena Vista.

Commissioner Giese presented an overview of the proposal and the Letter of Intent of the purchase of building space at 499 Antero Circle, Buena Vista.

Commissioner Giese made a motion to approve the letter of Intent with the addition that the lease was not to exceed \$1,000 per month. Commissioner Glenn seconded the motion. On the question, the motion carried 3 – 0.

Agenda Item J:

Consider request for a renewal of an application for a Hotel and Restaurant Liquor License with Optional Premises for Mt. Princeton Hot Springs Resort and Restaurant, 15870 County Road 162, Nathrop.

Commissioner Glenn made a motion to approve the request to renewal of a Hotel and Restaurant Liquor License with Optional Premises from Mt. Princeton Hot Springs Resort and Restaurant. Commissioner Giese seconded the motion. On the question, the motion carried 3 – 0.

Agenda Item K:

Consider a letter of support for the Southern Colorado National Veterans Cemetery Custer County Proposed Site.

Commissioner Giese presented an overview.

Commissioner Giese made a motion to approve to have staff create a letter of support on the proposal. Commissioner Glenn seconded the motion. On the question, the motion carried 3 – 0.

Agenda Item L:

Review staff and consultant reimbursement request from staff for funds from the Nestle Waters Reimbursement Fund.

Finance Director Short presented an overview of the request.

Commissioner Glenn made a motion to approve the Nestle Waters reimbursement requests. Commissioner Giese seconded the motion. On the question, the motion carried 3 – 0.

The Board was presented the Consent Agenda for approval. Items listed on the agenda were:

- ❖ Pay bills
- ❖ Reappoint Jim McConaghy to the Right to Ranch Mediation Panel-Member Pool

The item to reappoint Jim McConaghy to the Right to Ranch Mediation Panel-Pool was removed from the consent agenda to be acted on separately.

County Attorney Davis gave a summary of Resolution 2010-26, filling vacancy on the Right to Ranch Mediation Panel-Member Pool with Jim McConaghy.

Commissioner Giese made a motion to approve Resolution 2010-26, filling vacancy on the Right to Ranch Mediation Panel-Member Pool. Commissioner Glenn seconded the motion. On the question, the motion carried 3 – 0.

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

Director of General Administration Christiansen stated that he had added a request to the agenda, which was to grant the cost of the window covering for the Touber Building. The lowest bid was from Vanderwal Design from Durango, Colorado, for the amount of \$20,481.94.

Commissioner Glenn made a motion to approve the request of window coverings from Vanderwal Design in the amount of \$20,481.94. Commissioner Giese seconded the motion. On the question, the motion carried 3 – 0.

Agenda Item M:

Executive Session with County Attorney to discuss possible sale of County owned real estate.

County Attorney Davis stated C.R.S. 24-6-402(4) (a) for the purpose of receiving legal advice on possible sale of County owned real estate. She stated that this part of the meeting would be recorded on a separate CD.

Commissioner Giese made a motion that we go into executive session under the statute C.R.S. 24-6-402(4) (a). 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 March 2, 2010, during which the recorder was directed to take no minutes constituted a privileged attorney-client communication. This session was recorded 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 March 2, 2010, during which no minutes were taken was confined to a topic authorized for discussion in an executive session. This session was recorded on a separate CD.*

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*Frank Holman, Chairman*

Chairman Holman reopened the regular meeting of the Board of Commissioners at 12:10 p.m. stating that no decisions had been made in the executive session. Being no further business, he closed the meeting at 12:11 p.m.

Attest:

Joyce M. Reno  
Chaffee County Clerk