

Commissioners Meeting  
April 20, 2010

The regular meeting of the Board of County Commissioners was held on Tuesday, April 20, 2010 at the Buena Vista School District Office, 113 North Court Street. Board members present were Chairman Frank Holman, Commissioner Tim Glenn and Commissioner Dennis Giese. Others present were Director of General Administration Robert Christiansen, Director of Finance Dan Short, County Development Services Director Don Reimer, County Planner Kim Antonucci, County Attorney Jenny Davis and Deputy County Clerk Merrilou Cicerelli.

Department of Health and Human Services

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.

Phil Maes, Health and Human Service Director requested an Executive Session at the conclusion of the Regular Board of Commissioners meeting today to discuss a personnel issue.

Chairman Holman closed the Board of Health meeting at 9:30 a.m.

Regular Meeting

Following the Pledge of Allegiance, Chairman Holman called the regular meeting of the Board of Commissioners to order at 9:33 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.

Items for Review:

Public Notices

Agendas for upcoming meetings

Minutes for Approval

Approve minutes of the February 16 and March 2, 9 and 16, 2010 meetings.

Commissioner Giese made a motion to approve the February 16, and March 2, 9 and 16, 2010 meetings. Commissioner Glenn seconded the motion. On the question, the motion carried 3 – 0.

Public Comments

There were none.

Agenda Item A:

Report from the County EMS Director.

Lisa Ortega, EMS Director, presented her monthly report for March 2010.

Agenda Item B:

Consider request from Robert and Anita Verbic, Michael Ludwig, Cathy Kelly and Jennifer Davis for a Boundary Line Adjustment and Replat of Lot 5 and 6 of Whispering Pine Subdivision. Property is located in the N ½ Section 13, Township 15 South, Range 79 West, 6<sup>th</sup> P.M., 16417 and 16425 County Road 325, Buena Vista.

County Attorney Davis disclosed a conflict of interest and left the meeting.

County Planner Antonucci presented an overview of the request.

Chuck Bear, 121 North Gunnison, Buena Vista, Bear Surveying, stated that all parties were willing to make the needed changes to the plat as staff had requested.

Commissioner Glenn made a motion to approve the Boundary Line Adjustment and Replat of Lot 5 and 6 of Whispering Pine Subdivision, property is located in the N ½ Section 13, Township 15 South, Range 79 West, 6<sup>th</sup> P.M., 16417 and 16425 County Road 325, Buena Vista when the plat is acceptable to staff. Commissioner Giese seconded the motion. On the question, the motion carried 3 – 0.

Agenda Item C:

Consider the Annual Operating Plan between Chaffee and Lake Counties and the Colorado State Forest Service.

Damon Lange, District Forester, presented an overview of the plan.

Commissioner Giese made a motion to approve the Annual Operating Plan between Chaffee and Lake Counties and the Colorado State Forest Service and authorize the Chairman to sign such document after the County Attorney has had time to review the plan. Commissioner Glenn seconded the motion. On the question, the motion carried 3 – 0.

Agenda Item D:

Appoint new director for Chaffee County Facilities Corporation.

Commissioner Glenn gave an overview of the item.

Commissioner Giese made a motion to approve Resolution 2010-35, replacing a Director of the Chaffee County Facilities Corporation. Commissioner Glenn seconded the motion. On the question, the motion carried 3 – 0.

Agenda Item E:

Acknowledge report from the County Public Trustee for the first quarter of 2010.

Commissioner Glenn presented the report from the County Public Trustee for the first quarter of 2010. He made a motion to acknowledge the report of the County Public Trustee for the first quarter of 2010. Commissioner Giese seconded the motion. On the question, the motion carried 3 – 0.

Consent Agenda:

Pay bills.

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

Potential Road Trip to County Road 302

Board Members will take the trip with County Development Services Director Reimer after the meeting to County Road 302. Commissioner Glenn will not attend.

Roundtable Items:

- ✚ Follow up on ballot questions meeting at First Street Café, 6 p.m. April 27, 2010.
- ✚ Office space at Buena Vista Annex meeting was held on April 19, 2010.
- ✚ 1<sup>st</sup> quarter budget report work up.
- ✚ County Wide Sales Tax Ballot Question wording being worked on.
- ✚ Management Flow Meeting in Pueblo update.
  - ❖ Commissioner Glenn made a motion to authorize County Attorney Davis to consult County Water Counsel and have them file a timely statement of objection with the State Water Court on the Super Ditch Proposal. Commissioner Giese seconded the motion. On the question, the motion carried 3 – 0.

Executive Sessions:

County Attorney Davis County Attorney Davis stated C.R.S. 24-6-402(4) (f) to discuss a personnel issue. This portion of the Executive Session would be recorded, but minutes would not be taken. Under C.R.S. 24-6-402(4)(b) the Board would have an Executive Session concerning legal issues on a request for a road vacation on County Road 302. This Executive Session would not be recorded nor minutes taken.

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

The Board went into Executive Session at 10:57 a.m.

*I, Jennifer A. Davis, Chaffee County Attorney, do hereby attest that the portion of the executive session held on April 20, 2010, during which the recorder was directed to take no minutes, but an electronic copy was recorded C.R.S. 24-6-402(4) (f).*

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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, April 20, 2010, during which no minutes were taken, but an electronic copy was recorded C.R.S. 24-6-402(4) (f).*

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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 April 20, 2010, during which the recorder was directed to take no minutes constituted a privileged attorney-client communication C.R.S. 24-6-402(4) (b).*

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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, April 20, 2010, during which no minutes were taken was confined to a topic authorized for discussion in an executive session C.R.S. 24-6-402(4) (b).*

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*Frank Holman, Chairman*

Chairman Holman reconvened the meeting at 11:46 a.m. stating that no decisions had been made during the Executive Session.

Commissioner Giese moved to close the April 20, 2010 Board of Commissioners meeting. Commissioner Glenn seconded the motion. On the question, the motion carried 3 – 0. The meeting adjourned at 11:47 a.m.

Attest:

Joyce M. Reno  
Chaffee County Clerk