

Commissioners Meeting  
May 3, 2011

The regular meeting of the Board of County Commissioners was held on Tuesday, May 3, 2011 in the Commissioners Meeting Room at the Courthouse. Board members present were Chairman Frank Holman, Commissioner Dennis Giese and Commissioner Dave Potts. Others present were Director of Finance Dan Short, County Attorney Jenny Davis, County Development Services Director Don Reimer and Deputy County Clerk Merrilou Cicerelli.

Regular Board of Commissioners Meeting

Following the Pledge of Allegiance, Chairman Holman called the meeting to order at 9:04 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.

Review public meeting list

The Board confirmed the meetings they would be attending.

Public Comment

There was none.

Review Minutes:

Minutes of the April 12, 18 and 19, 2011 meetings were presented for review.

Commissioner Giese made a correction in the April 19, 2011 stating that it was the Planning Department that would credit the fee, not the Building Department.

Commissioner Potts made a motion approve the April 12, 18 and 19, 2011 meetings with correction stated. Commissioner Giese seconded the motion. On the question, the motion carried 3 - 0.

Public Comment:

There were none.

Agenda Item A:

Open and award bids for spray truck.

Commissioner Giese opened the bids and read them.

The following bids were submitted:

Premier Weed, Kenny Smith, Mancos Colorado	\$19,251
Yuma County Pest Control Center	\$18,750

Commissioner Giese made a motion approve to accept the bid from Premier Weed of Mancos, Colorado of \$19,251 for the spray truck. Commissioner Potts seconded the motion. On the question, the motion carried 3 - 0.

#### Agenda Item B

Consider Resolutions for land use applications

- Cook/Jones Minor Subdivision Final Plat

County Attorney Davis presented an overview of Draft Resolution 2011-29, approving the Cook/Jones Minor Subdivision.

Commissioner Giese made a motion to approve Resolution 2011-29, approving the Cook/Jones Minor Subdivision. Commissioner Potts seconded the motion. On the question, the motion carried 2 - 0. Chairman Holman had stepped out of the room temporarily.

- Shikoba Acres Filing II Subdivision Final Plat.

County Attorney Davis presented an overview of a draft resolution, approving the Final Plat for Shikoba Acres, Filing 2 Subdivision.

Discussion was held on the resolution concerning the water covenant.

Commissioner Giese made a motion we continue this item until staff has time to contact the applicant to find out the plans for the water covenant. Chairman Holman seconded the motion. On the question, the motion carried 3 - 0.

- Mining Permit and Non-Conforming Use for Rock Gulch Pit.

County Attorney Davis presented an overview of Draft Resolution 2011-30, resolution approving a Mining Permit and expansion of a Non-Conforming Use for the activities of Jim Treat on property located at County Road 107 and County Road 107A.

Commissioner Potts made a motion approve Resolution 2011-30, Resolution approving a Mining Permit and expansion of a Non-Conforming Use for the activities of Jim Treat on property located at County Road 107 and County Road 107A with exclusion of part 1-A. Commissioner Giese seconded the motion. On the question, the motion carried 3 - 0.

#### Agenda Item C

Consider a Resolution and Development Agreement for The Estates at Mt. Princeton PUD Final Plan

County Attorney Davis presented an overview of Draft Resolution 2011-31, approving the Final PUD Plan for The Estates at Mt. Princeton.

Discussion was held on the Development Agreement.

Commissioner Potts made a motion to approve Resolution 2011-31, approving the Final PUD Plan for The Estates at Mr. Princeton. Commissioner Giese seconded the motion. On the question, the motion carried 3 - 0.

#### Agenda Item D

Consider a request from South Central Racing (Salida Classic) to close parts of County Road 160 and 156 and for traffic control from the Sheriff Department.

Angela Damman, Event Director, explained in her written request that the race course would change to County Road 153, County Road 175 and County Road 156 intersections.

Commissioner Potts asked Event Director Damman in the future to try and have this race at a different time as the Chaffee County Fair is held the same weekend.

Commissioner Giese made a motion approve the request from South Central Racing to close parts of County Road 160, 153 and 156 and the group would have to work this out with the Sheriff's Department. Commissioner Potts seconded the motion. On the question, the motion carried 3 - 0.

#### Agenda Item E

Consider a request to use a portion of County Roads 173, 175 and 176 for a Mountain States Cup Series/Salida Mountain Bike Stage Race on May 18, 19, 20 and 21, 2011.

Keith Darnier, MSC Race Director, presented an overview of the new race. He stated that arrangements had already been made with the Chaffee County Sheriff's Department.

Commissioner Potts made a motion approve the request from the Mountain States Cup Series/Salida Mountain Bike Stage Race on May 18, 19, 20 and 21, 2011. Commissioner Giese seconded the motion. On the question, the motion carried 3 - 0.

#### Agenda Item F

Consider a request for the Buffalo Peaks Auto Hill Climb event to be held on June 11 and 12, 2011 on County Road 375.

Regis McNeil, Salida, presented an overview of the request. They had already had approval by the BLM and the US Forrest Service.

Commissioner Potts made a motion approve the request for the Buffalo Peaks Auto Hill Climb event to be held on June 11 and 12, 2011 on County Road 375. Commissioner Giese seconded the motion. On the question, the motion carried 3 - 0.

#### Agenda Item G

Consider a request to amend Medical Marijuana Resolution 2011-19.

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

The Board was presented Draft Resolution 2011-32, amending Chaffee County Resolution 2011-32, regarding clarification of the Chaffee County Zoning Resolution with respect to Medical Marijuana Centers, Medical Marijuana Cultivation Premises and Infused Products Manufacturing, by modifying the grandfathered operations provisions.

Commissioner Potts made a motion to have staff make the requested change to Resolution 2011-19 by amending and reapproving Resolution 2011-32, related to the local land use codes grandfathered operations language to include the words legally established and authorize the Chairman to sign the new resolution when completed. Commissioner Giese seconded the motion. On the question, the motion carried 3 - 0.

#### Agenda Item H

Appoint a member to the Chaffee County Planning Commission.

Chairman Holman stated that there had been four qualified applicants who had been interviewed for the position. These applicants were:

- Tracy Vandaveer
- Omar Richardson
- Cheryl Brown-Kovacic
- Rick Roberts

Discussion was held on the applicants.

The Board was presented Draft Resolution 2011-33, filling vacancy on the Planning Commission.

Commissioner Potts made a motion nominate Omar Richardson to the Planning Commission to replace the term of Judy Everett, Resolution 2011-33, filling vacancy on the Planning Commission, with Omar Richardson with a term that expires January 2012. Chairman Holman seconded the motion. On the question, the motion carried 3 - 0.

#### Agenda Item

Appoint a member to the Airport Advisory Board.

The Board received a written recommendation from the Chaffee County Airport Advisory Board recommending the appointment of Larry Hardy to fill the unexpired term of Dan Shufford.

The Board was presented Draft Resolution 2011-34, filling a vacancy on the Airport Board.

Commissioner Potts made a motion approve Resolution 2011-34, filling a vacancy on the Airport Advisory Board with Larry Hardy. Commissioner Giese seconded the motion. On the question, the motion carried 3 - 0.

#### Agenda Item G

Discussion regarding the period of time for which an unexecuted contract would reserve a location at the airport for future building.

County Director of General Administration Christiansen presented an overview of the item.

Steve Bush, Airport Advisory Board, explained further.

Discussion was held by the Board.

Commissioner Giese felt all decisions needed to be made by June 15, 2011. He directed County Director of General Administration Christiansen to draft a letter to that developed timeline.

#### Agenda Item K

Consider renewal applications for:

- ✚ Retail Liquor Store License for High Peaks Liquor, 12916 U.S. Highway 24/285, Unit A, Buena Vista.
- ✚ Hotel and Restaurant Liquor License for Amber Waves Adventures, LLC dba American Adventure Expeditions, 12844 U.S. Highway 24/285, Buena Vista.
- ✚ 3.2% Beer Retail Liquor License for Mt. Princeton Hot Springs Country Store, 15870 County Road 162, Nathrop.
- ✚ Hotel and Restaurant Liquor License for Mt. Princeton Hot Springs Resort and Restaurant, 15870 County Road 162, Nathrop.
- ✚ Optional Premises Liquor License for Ivy League, dba Collegiate Peaks Golf Course, 28775 Fairway Drive, Buena Vista.
- ✚ Hotel and Restaurant Liquor License for Riverside Grill, 24070 County Road 301, Buena Vista.
- ✚ Bed and Breakfast Permit for Chalk Creek Bed and Breakfast, 18570 County Road 162, Nathrop.

County Clerk and Recorder Joyce Reno presented the Liquor Licenses for renewal.

Commissioner Giese made a motion approve the following renewal liquor applications:

- ✚ Retail Liquor Store License for High Peaks Liquor, 12916 U.S. Highway 24/285, Unit A, Buena Vista.
- ✚ Hotel and Restaurant Liquor License for Amber Waves Adventures, LLC dba American Adventure Expeditions, 12844 Highway U.S. 24/285, Buena Vista.
- ✚ 3.2% Beer Retail Liquor License for Mt. Princeton Hot Springs Country Store, 15870 County Road 162, Nathrop.
- ✚ Hotel and Restaurant Liquor License for Mt. Princeton Hot Springs Resort and Restaurant, 15870 County Road 162, Nathrop.
- ✚ Optional Premises Liquor License for Ivy League, dba Collegiate Peaks Golf Course, 28775 Fairway Drive, Buena Vista.
- ✚ Hotel and Restaurant Liquor License for Riverside Grill, 24070 County Road 301, Buena Vista.
- ✚ Bed and Breakfast Permit for Chalk Creek Bed and Breakfast, 18570 County Road 162, Nathrop.

Commissioner Potts seconded the motion. On the question, the motion carried 3 - 0.

#### Agenda Item L

Acknowledge the report from the County Treasurer for the months of February and March 2011.

Commissioner Giese made a motion acknowledge the February and March 2011 County Treasurer's reports. Commissioner Potts seconded the motion. On the question, the motion carried 3 - 0.

#### Consent Agenda

- ❖ Pay bills.

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

#### Roundtable:

- ✚ County Clerk Reno provided an overview of the HB11-1313 concerning the continuation of the Technology dollar for e-recordings. She asked the Board to write a letter of support to State Representative Tom Massey and State Senator Gail Swartz by Tuesday.
  - The Board directed staff to compose a letter of support.
- ✚ Redistricting in the County.
- ✚ Work Session budget variances.
- ✚ Next week's Work Session.

- 📌 Board of Commissioner Minutes now on County Clerk and Recorder's Website.
- 📌 Pueblo West Letter.
- 📌 Burned area on the Hill Ranch update.
- 📌 RFP with fire department.
- 📌 Follow up meeting with Steve Munson, Water Attorney.
- 📌 Re-alignment on the intersection of County Road 162 update.
- 📌 Letter to the Editor by County Development Services Director Reimer about update of the Zoning regulations.
- 📌 County Website Development update.
- 📌 Weed Management Plans in subdivisions.
- 📌 Colorado Road less hearing process going on through the US Forest Service.

Being no further business, Commissioner Giese made a motion to close the meeting. Commissioner Potts seconded the motion. On the question, the motion carried 3 - 0. The meeting was adjourned at 11:47 a.m.

Attest:

Joyce M. Reno  
Chaffee County Clerk