

Commissioners Meeting  
August 3, 2010

The regular meeting of the Board of Commissioners was held on Tuesday, August 3, 2010 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, County Planner Kim Antonucci and Deputy County Clerk Merrilou Cicerelli.

The Board of Health convened at 9:04 a.m.

Chaffee County Environmental Health Director Victor Crocco presented his July 2010 activities.

Chaffee County Director of Public Health Susan Ellis presented her July 2010 activities.

County Health and Human Service Director Phil Maes presented a request to find how the Board of Commissioners felt about increases in the dues to CCI.

The Board asked Health and Human Service Director Maes to hold off until more information had been received from the State Division.

Being no further business, Chairman Holman closed the Board of Health at 9:32 a.m.

Regular meeting of the Board of Commissioners

Following the Pledge of Allegiance, Chairman Holman called the regular Board of Commissioners Meeting to order at 9:34 a.m.

Verification of distribution of the Board of Commissioners Agenda's:

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
- ❖ Agenda's for upcoming meetings
  - Change meeting of August 17, 2010 to August 31, 2010

Review minutes of previous meeting:

Review minutes of the regular meetings of July 6, 13, and 20, 2010 and the special meetings of June 22, and July 14, 2010.

There were no corrections for these meeting. They will be placed on the August 10, 2010 Board of Commissioners meeting for approval.

Public Comment

Kathryn Wadsworth thanked the Board of Commissioners for their support of Sustainable Friday at the County Fair. There was a great turn out. Everyone seemed to enjoy themselves.

Agenda Item A:

Report from the County Road Supervisor

County Road and Bridge Supervisor Joe Nelson presented his monthly report. His employees have started to work on the road near St. Elmo that has been closed due to a washout.

Agenda Item B:

Request for additional CDBG funds to be added to the original grant contract of October 1, 2009.

Jeff Ollinger, UAADC Administrator, presented an overview of the request. An additional \$348,000 was being requested to the current contract for additional grant funds for business assistance loans and administration cost.

Commissioner Glenn made a motion to approve the request and allow the Chairman to sign the needed documents for the grant requests. Commissioner Giese seconded the motion. On the question, the motion carried 3 – 0.

Agenda Item C:

Update regarding regulations concerning below-grade propane appliances.

Building Supervisor Bill Paradise presented an update on the codes in other counties in the surrounding areas and why this language should be added to the current codes that would not allow below-grade propane appliances.

Commissioner Glenn made a motion to direct staff to prepare a document or amendment to the current code that would address the concerns of allowing below-grade propane appliances. Commissioner Giese seconded the motion. On the question, the motion carried 3 – 0.

Agenda Item D:

Discussion regarding BLM projects in Chaffee County.

Keith Berger, Field Manager, spoke on the communication within the County and BLM, items including geo thermal lease options in the Mr. Princeton Hot Spring areas.

Geological Engineer Melissa Smines presented an overview of comments that had been gathered at a meeting in Buena Vista.

Discussion was held on the area at the end of County Road 384A which was BLM land but was patrolled by UARRA, State Parks and the Chaffee County Sheriff's office.

Manager Berger would be willing to meet onsite with the property owners in the area to hear their concerns.

Debbie Cordonnier, 29215 County Road 358A, Buena Vista, was concerned about the lack of respect for the land and the adjacent historical old stage coach road.

It was the consensus of the Board that the BLM get together with the local property owners to come up with a solution as to what could be done to control the visitors to this area.

Agenda Item G:

Request from the Salida Dog Club to conduct the first annual "Loyal Duke's Dog Race" dog/walk/run.

Tom Pahnke, Salida Dog Club Member, presented his request and outlined the course. The Club did not have their insurance for this race at this time. They would include an insurance rider that would insure the County for \$1,000,000.

Commissioner Glenn made a motion to approve the use of County owned roads for the "Loyal Duke's Dog Race". Commissioner Giese seconded the motion. On the question, the motion carried 3 – 0.

Agenda Item E:

Appoint member to the Colorado Counties, Inc. (CCI) Legislative Committee.

Director of Administration Christiansen explained that this was a yearly request. The Board needed to appoint one of the Commissioners to the CCI Legislative Committee.

Chairman Holman made a motion to appoint Commissioner Glenn and his successor to the Colorado Counties, Incorporated (CCI) Legislative Committee. Commissioner Giese seconded the motion. On the question, the motion carried 3 – 0.

Agenda Item F:

Consider request to waive facility rental fee for Colorado Taxidermy 2011 Show.

Jim Mick, Facility Director of the Chaffee County Fair Grounds, recommended that this request not be approved.

It was the consensus of the Board of Commissioners not to waive the facility rental fee for the Colorado Taxidermy 2011 Show.

A discussion was held concerning the stall rental fees for the Colorado Junior Rodeo.

Agenda Item H:

Renew Liquor Applications for the following:

- ❖ Hotel and Restaurant Liquor License for Twisted Cork Café, 8048 Highway 50, Salida
- ❖ Bed and Breakfast Permit for Chalk Creek Bed and Breakfast, 18570 County Road 162, Nathrop
- ❖ Bed and Breakfast Permit for River Run Inn, 8495 County Road 160, Salida

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

Agenda Item I:

Acknowledge report from the County Clerk for the month of June 2010.

Commissioner Glenn made a motion to acknowledge the County Clerk's June 2010 report. 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.

Executive Session:

County Attorney Davis stated that the Board was scheduled to have a phone conference with County Water Attorney Steve Monson concerning two water issues that the County was involved with.

County Attorney Davis stated C.R.S. 24-6-402(4) (b) for the purpose of receiving legal advice on legal questions concerning the water issues.

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 August 3 2010, during which the recorder was directed to take no minutes constituted a privileged attorney-client communication.*

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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, August 3, 2010, during which no minutes were taken was confined to a topic authorized for discussion in an executive session.*

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*Frank Holman, Chairman*

Chairman Holman reconvened the meeting at 1:24 p.m. stating that no decisions had been made during the Executive Session.

Commissioner Giese made a motion to close the Board of Commissioners Commissioner Glenn seconded the motion. On the question, the motion carried 3 – 0. The meeting adjourned at 1:25 p.m.

The Board reconvened as Board of Equalization at 1:35 p.m.

Assessor Brenda Mosby presented an overview of the recommendations of Referees, Irene Wilder and Marnie Margos. She stated that Linda Arnett and Bernard Post, Schedule Number: R368535100082 were in the process of protesting to the State Board of Assessment Appeals their tax valuation for 2009. The hearing was not going to be held until later this month. Therefore, the referees had not made a decision on their 2010 valuation.

County Attorney Davis felt that a decision on Schedule Number: R368535100082 for Bernard Post and Linda Arnett if denied would give the petitioners the opportunity to go to the Board of Assessment Appeals if they disagreed with the decision of the Board of Assessment Appeals for 2009. She stated some type of decision had to be made for the petitioners to receive notification by August 5, 2010 as described in statute.

Discussion was held on this matter by the Board.

Commissioner Glenn made a motion to accept the recommendations of the Referees sitting as the Board of Equalization except the decision on Schedule Number: R368535100082 for Linda Arnett and Bernard Post. Commissioner Giese seconded the motion. On the question, the motion carried 3 – 0.

Discussion was held on this individual petition.

Commissioner Giese made a motion based on the Board of Assessment Appeals 2009 case not being completed, which would determine the 2010 valuations, which would be the reason for denial of the petitioner's request. Commissioner Glenn seconded the motion. On the question, the motion carried 3 – 0.

Commissioner Giese made a motion to close the Board of Equalization. Commissioner Glenn seconded the motion. On the question, the motion carried 3 – 0. The meeting was adjourned at 1:57 p.m.

Attest:

Joyce M. Reno  
Chaffee County Clerk