

Commissioners Meeting
December 13, 2011

The regular meeting of the Board of County Commissioners was held on Tuesday, December 13, 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, Director of General Administration Robert Christiansen, 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 9:00 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
- ❖ Agenda's for upcoming meetings

There were no changes made.

Public Comment

There was none.

Agenda Item H

Report from the County Clerk for the month of November 2011.

Commissioner Giese made a motion to acknowledge the report from the County Clerk for the month of November 2011. Commissioner Potts seconded the motion. On the question, the motion carried 3 - 0.

Consent Agenda:

- ❖ Proposed Holidays for 2012.
- ❖ Report from the County Treasurer for the month of November 2011.
- ❖ Report from the County Veterans Service Office for the month of November 2011.
- ❖ Engagement Letter from Scott Wright for 2011 audit services.
- ❖ Pay bills.

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

Updates:

- E-maps
- Postal Service Public Input Meeting

County Director of General Administration Christiansen presented updates on the E-maps program. A representative will be present at the work session in January to give further information.

Postal Service Public Input Meeting update was given by County Director of General Administration Christiansen.

The Board held discussion on any effects this would have on the County.

Agenda Item I

Approval of CCI 2012 Steering Committee Proxy.

County Director of General Administration Christiansen presented an overview of the history of this Committee.

Commissioner Giese made a motion to appoint Health and Human Services Director Phil Maes to the CCI Health and Human Services steering committee. Commissioner Potts seconded the motion. On the question, the motion carried 3 – 0.

Agenda Item A

9:45 a.m. – Public Hearing - To consider a request for a Subdivision Exemption from McMurry Land and Livestock Co., Inc. The property is located at 21060 U.S. Highway 285, Nathrop, in the SE ¼ SW ¼, Section 23 and the NE ¼ NW ¼ Section 26, Township 15 South, Range 78 West, 6th P.M., in a Rural Zone.

Chairman Holman opened the public hearing at 9:46 a.m.

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

There was no public comment.

County Attorney Davis gave an overview of the draft resolution, approving the McMurray Land and Livestock Company, Inc. Subdivision Exemption.

Commissioner Potts made a motion to approve Resolution 2011-77, approving the McMurray Land and Livestock Company, Inc. Subdivision Exemption. Commissioner Giese seconded the motion. On the question, the motion carried 3 - 0.

Agenda Item B

Consider a request for a Boundary Line Adjustment from Frank and Connie McMurry. The property is located at 22405 U.S. Highway 285, Nathrop, in the SW ¼ Section 14, Township 15 South, Range 78 West, 6th P.M., in a Rural Zone.

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

There was no public comment.

County Attorney Davis presented the draft resolution, approving the McMurray Land and Livestock Company, Inc. Boundary Line Adjustment, No.1.

Commissioner Giese made a motion to approve Resolution 2011-78, approving the McMurray Land and Livestock Company, Inc. Boundary Line Adjustment No. 1. Commissioner Potts seconded the motion. On the question, the motion carried 3 - 0.

Agenda Item C

Consider a request for a Boundary Line Adjustment from McMurry Land and Livestock Co, Inc. The property is located at 11605 County Road 162, Nathrop, in the SW ¼ Section 14 and the SE ¼ SE ¼ Section 15, Township 15 South, Range 78 West, 6th P.M., in a Rural Zone.

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

Surveyor Jon Rhoda, Arkansas Valley Surveying, 31320 County Road 234A, Buena Vista, explained that either proposed actions with the plat notes would work for the applicant.

Being no further comment, Chairman Holman closed the comment section.

The Board held discussion on the request.

County Attorney Davis presented the draft resolution, approving the McMurray Land and Livestock Company, Inc. Boundary Line Adjustment No.2.

Commissioner Giese made a motion to approve Resolution 2011-79, approving the McMurray Land and Livestock Company, Inc. Boundary Line Adjustment No. 2. and that a plat note be added that if the property were to be sold outside of the family, a road be constructed to access County Road 162. Commissioner Potts seconded the motion. On the question, the motion carried 3 - 0.

Frank McMurry, 22405 U.S. Highway 285, Nathrop commented that he felt that the requirement to only allow one family member subdivision exemption per 24 months needed to be changed.

Agenda Item F

Consider an extension of the moratorium on Geothermal 1041 applications.

County Attorney Davis gave an overview of the request. She presented the draft resolution, extending and modifying a moratorium on the acceptance and review of permit applications.

Commissioner Giese made a motion to approve Resolution 2011-80, extending and modifying a moratorium on the acceptance and review of permit applications submitted pursuant to C.R.S. 24-65.1-101 *ET SEQ.*, concerning geothermal resource development and use, site selection and construction of major facilities of a public utility and activities involving such projects in Unincorporated Chaffee County. Commissioner Potts seconded the motion. On the question, the motion carried 3 - 0.

Agenda Item G

Consider Emergency Services Feasibility Study Agreement with Emergency Services Consulting International (ESCI).

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

Discussion was held on the subject.

Commissioner Giese made a motion to approve the services contract with Emergency Services Consulting International, Inc. with Chaffee County portion of \$10,800 to be paid and authorize the Chairman given the authority to sign. Commissioner Potts seconded the motion. On the question, the motion carried 3 - 0.

Agenda Item D

10:30 a.m. – Public Hearing - Consider adoption of Budget for 2012.

Chairman Holman opened the public hearing at 10:30 a.m.

County Finance Director Short presented an overview of Resolution 2011-73, summarizing expenditures and revenues for each fund and adopting a budget for the County of Chaffee, State of Colorado for the calendar year beginning on the first day of January, 2012 and ending the last day of December, 2012.

Commissioner Potts voiced his concerns on the budget and what he expected in the upcoming year.

Chairman Holman asked for public comment. There was none.

Commissioner Giese made a motion to approve Resolution 2011-73, Resolution summarizing expenditures and revenues for each fund and adopting a budget for the County of Chaffee, State of Colorado, for the calendar year beginning on the first day of January, 2012 and ending on the last day of December, 2012. Chairman Holman seconded the motion. On the question, the motion carried 2 - 1. Commissioner Potts voting for reasons he had expressed earlier.

County Finance Director Short presented an overview of Resolution 2011-74, a resolution levying general property taxes for the year 2011 to help defray the costs of government for the County of Chaffee, State of Colorado, for the 2012 Budget Year.

Commissioner Potts made a motion to approve Resolution 2011-74, a Resolution levying general property taxes for the year 2011 to help defray the costs of government for the County of Chaffee, State of Colorado, for the 2012 Budget Year. Commissioner Giese seconded the motion. On the question, the motion carried 3 - 0.

County Finance Director Short presented an overview of Resolution 2011-75, Resolution appropriating sums of money to the various funds and spending agencies in the amounts and for the purposes as set forth for the 2012 Budget Year.

Commissioner Giese made a motion to approve Resolution 2011-75, a Resolution appropriating sums of money to the various funds and spending agencies in the amounts and for the purposes as set forth below, for the County of Chaffee, State of Colorado, for the 2012 Budget Year. Chairman Holman seconded the motion. On the question, the motion carried 2 - 1. Commissioner Potts voted no.

Agenda Item E

11:00 a.m. – Public Hearing – To consider a final decision regarding proposed maintenance changes regarding Schedule A and FRTA (66' easement roads) roads. This item was continued from the July 13, 2010 Board of Commissioners Meeting.

Chairman Holman opened the public hearing at 11:00 a.m.

County Development Services Director Reimer presented an overview of the Schedule A and FRTA roads in Chaffee County. He explained the reasoning on each of the road listed in the public notice.

Tom Sobel, 326 East 4th Street, Salida, had comments from the Quiet Use Coalition regarding some of the roads that were being proposed for change.

Bill Husko, 8705 County Road 224, Salida, asked that County Road 224 be kept as a FRTA road because he was planning on further construction in the area.

Tom Murphy, 13000 County Road 185B, Elk Mountain Ranch, Chaffee County, felt that the northern area of County Road 307 was quite a well used area and would like it to be changed to Schedule A Road.

County Development Services Director Reimer suggested that the southern section of County Road 307 be set as FRTA and keep the northern area the same until further studies could be done. He stated he had received a letter from Alan Healed stating he approved of the loop on County Road 184.

The Board held discussion on the item.

The Board directed staff to prepare a resolution including the results of today's discussion on maintenance changes regarding Schedule A and FRTA roads and bring that resolution for review and approval at the January 3, 2012 Commissioners Meeting.

The Board recessed for lunch at 12:40 p.m. and would reconvene after lunch.

Chairman Holman reconvened the meeting at 2:08 p.m.

County Attorney Davis stated C.R.S. 24-6-402(4)(b) for the purpose of discussing the Friends Ranch Water.

Commissioner Potts made a motion that we go into executive session under the statute C.R.S. 24-6-402(4)(b). Chairman Holman seconded the motion. On the question the motion carried 3 - 0.

The Board went into executive session at 2:10 p.m.

I, Jennifer A. Davis, Chaffee County Attorney, do hereby attest that the portion of the executive session held December 13, 2011, during which the recorder was directed to take no minutes constituted a privileged attorney-client communication.

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 December 13, 2011, during which no minutes were taken was confined to a topic authorized for discussion in an executive session.

Frank Holman, Chairman

Chairman Holman reconvened the meeting at 2:30 p.m. He stated that no decisions were made during the executive session.

Being no further business to come before the Board, the meeting adjourned at 2:31 p.m.

Attest:

Joyce M. Reno
Chaffee County Clerk