The Regular meeting of the Board of Commissioners was held on Tuesday, November 15, 2016 in the Buena Vista School District Administration Office 113 North Court, Buena Vista. Board members present were Chairman Dennis Giese, Commissioner Frank Holman, and Commissioner Dave Potts.

Others present were Director of General Administration Robert Christiansen, Director of Finance Dan Short, County Attorney Jennifer Davis, Development Services Director Dan Swallow, Planning Manager Jon Roorda, and County Clerk Lori Mitchell.

Following the Pledge of Allegiance, Chairman Giese called the meeting to order at 9:00 a.m.

**Public Notices**
The Board reviewed the Public Meeting List.

**Agenda Item A**
Open bids for sale of County Vehicles.

<table>
<thead>
<tr>
<th>Year</th>
<th>Make</th>
<th>Model</th>
<th>Name</th>
<th>Bid</th>
</tr>
</thead>
<tbody>
<tr>
<td>1955</td>
<td>GMC</td>
<td>Truck</td>
<td>Mike Christian</td>
<td>$2000.00</td>
</tr>
<tr>
<td>1997</td>
<td>Ford</td>
<td>Explorer</td>
<td>Brandon Wilkins</td>
<td>$555.00</td>
</tr>
<tr>
<td>1998</td>
<td>Ford</td>
<td>Explorer</td>
<td>Charles Buniger</td>
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<tr>
<td>1999</td>
<td>Ford</td>
<td>Explorer</td>
<td>Steve Warner</td>
<td>$152.52</td>
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<tr>
<td>2002</td>
<td>Chevy</td>
<td>Blazer</td>
<td>Steve Warner</td>
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<td>2003</td>
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<tr>
<td>2009</td>
<td>Ford</td>
<td>Explorer</td>
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<td>$152.50</td>
</tr>
<tr>
<td>2013</td>
<td>Chevy</td>
<td>Tahoe</td>
<td>Chicago Auto Plex</td>
<td>$1898.00</td>
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</table>

Commissioner Potts made a motion to accept the bids for the sale of County vehicles. Commissioner Holman seconded the motion. On the question, the motion passed 3 - 0.

**Agenda Item B**
- Consider execution of construction agreement for Administrative Remodel.

Director Christiansen updated the Board on the amended contract for the Chaffee County Administration Offices Remodel to encompass an updated HVAC system. The County has received approval from the State for the amended contract. DOLA has agreed to match dollar for dollar the costs of the remodel. The contractor for the project is LM Kersting Construction Company and once the contract is signed construction will begin within 10 days and be completed within 150 days.
Commissioner Holman made a motion to approve the contract with LM Kersting Construction Company for the remodel of the administrative offices for a sum of $249,146.00. Commissioner Potts seconded the motion. On the question, the motion passed 3 - 0.

- Consider approval of telephone system vendor agreement for telephone systems for Touber Building and County Administrative Buildings.

Director Christiansen gave an overview of the contract. The current phone system for the administrative, dispatch center, and Sheriff’s Office is over 14 years old and is in need of an upgrade. Four proposals were received and were reviewed by a panel. The panel chose the New West Technology bid. The cost to install new systems per bid would be $41,561 for the administrative offices and $42,232 for the Touber Building. Funding for the Touber Building will come from DHS and the City of Salida.

Commissioner Holman made a motion to approve the contract with New West Technology for the new phone system for County Administrative Buildings and the Touber Building. Commissioner Potts seconded the motion. On the question, the motion passed 3 – 0.

- Consider System Purchase Agreement for new Motorola console radio system for Communications Center

Communications and Dispatch Manager Annette Stolba gave an overview of the contract. The Communication Center needs to replace consoles. The contract amount is $550,000 plus $128,681 for the service contract. The County will receive a grant in the amount of $100,000 from a Justice Assistance Grant (JAG). The Finance Department is planning on financing the amount not covered by the grant for five (5) years. The Communications Center budget is part of the 1A tax that was passed in 2015. The 9-1-1 Board will also be paying approximately 35% of the financing payment per year.

Chairman Giese made a motion to approve the contract for the new Communications Center consoles, IP recorder and service contract. Commissioner Holman seconded the motion. On the question, the motion passed 3 – 0.

Agenda Item C
Consider a request from Matteo Dilillo for support of an Eagle Scout project for the Buena Vista Heritage Museum.

Eagle Scout Matteo Dilillo of Boy Scout Troop 67 described the Historic Train Kiosk project. Funds are needed for supplies and materials to finish the installation. Local
businesses and individuals have been contributing but $300 more is needed to complete the project.

The three Board members elected to each contribute $100 of their personal funds to finish the project.

**Agenda Item D**

9:30 a.m. PUBLIC HEARING – To consider a request for a Major Impact Review for a renewal of a Sand & Gravel Mining – Surface Permit. - **Name of Applicant:** ACA Products, Inc. Trout Creek Pit **Location:** SW1/4NW1/4, Section 26 & SE1/4NE1/4, Section 7, Township 14 South, Range 78 W, 6th P.M., **Zone:** Rural/Recreational, **Request:** Surface Mining and Extraction Uses.

Chairman Giese called the Public Hearing to order at 9:30 a.m.

Planning Manager Roorda gave the staff report. The applicant requests continuation of the mining operation through the end of life of the pit, anticipated to be in 2022. All reports state that no issues, problems or violations were noted or observed. If approved by the Board, this application will carry the operation through reclamation under the same terms as the original permit.

Sheila Moore representing ACA Products had no comments but was available for questions.

Steve Warner, 27106 County Road 319, Buena Vista, asked Ms. Moore if any turn lanes at the pits were being installed. Ms. Moore responded that none were planned at this time.

The Board went into deliberation.

Commissioner Potts made a motion to grant the renewal and extension of the Sand and Gravel Mining Permit for ACA Products and directed the County Attorney to create a Resolution to be heard at the first meeting in November. Commissioner Holman seconded the motion. On the question, the motion passed 3 – 0.

**Agenda Item E**

Consider a request for an extension of an Addendum to Subdivision Improvements Agreement for the Lakeside Estates Preserve Subdivision.

Planning Manager Roorda gave an overview of the extension request. Lakeside Estates Preserve Subdivision representatives are asking for an extension to give time for a cul-de-sac to be constructed at Teal Run.

Commissioner Holman made a motion to approve the request for an extension of an Addendum to Subdivision Improvements Agreement for the Lakeside Estates Preserve.
Subdivision. Commissioner Potts seconded the motion. On the question, the motion passed 3 – 0.

**Agenda Item F**
Consider a letter of support for the Upper Arkansas Area Council of Governments’ application to the Colorado Department of Public Health and Environment (CDPHE) Recycling Resources Economic Opportunity Grant Program.

Chairman Giese made a motion to have Director Christiansen write a letter of support for the Board to sign. Commissioner Holman seconded the motion. On the question, the motion passed 3 – 0.

**Agenda Item G**
Consider loans to Neighbor to Neighbor for vehicle transactions. (Sue Sanstad, Neighbor to Neighbor Buena Vista Manager)

Sue Sanstad described how the County fronts the money for the new vehicles and then gets reimbursed in two or three months.

Commissioner Holman made a motion to grant the loans for new vehicles for the Neighbor to Neighbor Shuttle. Commissioner Potts seconded the motion. On the question, the motion passed 3 – 0.

**Agenda Item H**
Consider a resolution approving Section 7.1.3A2 – Change to the language of LUC Section 7.1.3A2 changing the current requirement that the applicant for a land use change make application for a well permit prior to approval of the land use change permit to require the applicant to show proof of augmentation prior to approval of the land use change permit. The proposal also includes eliminating the last sentence of this code section which reads, “Property owners are encouraged to complete well construction prior to applying for a land use change permit.”

County Attorney Davis commented that if the resolution is approved, it will be effective immediately.

Chairman Giese made a motion to approve Resolution 2016-51 Adopting an Amendment to Section 7.1.3.A.2 of the Chaffee County Land Use Code Regarding Evidence of Water Supply. Commissioner Potts seconded the motion. On the question, the motion passed 3 – 0.

**Agenda Item I**
Consider a resolution approving a change to the maximum densities in Residential, Rural and Recreational Zone Districts listed on Table 2.1.
Commissioner Potts made a motion to adopt Resolution 2016-52, Adopting an Amendment to Table 2.1 of the Chaffee County Land Use Code Regarding Maximum Residential Density. Commissioner Holman seconded the motion. On the question, the motion passed 2 – 1 with Chairman Giese dissenting.

Agenda Item J
Consider a request for a renewal of a Hotel & Restaurant Liquor License from Monarch Ski and Snowboard Area, 23715 U.S. Highway 50, Garfield.

Commissioner Potts made a motion to grant the request for a renewal of a Hotel & Restaurant Liquor License for Monarch Ski and Snowboard Area. Commissioner Holman seconded the motion. On the question, the motion passed 3 – 0.

The Chairman skipped ahead to the Consent Agenda.

Consent Agenda:
- Detention Facility Rate Adjustment
- Report from the County Treasurer for the month of September, 2016
- Report from the County Public Trustee for the third quarter, 2016
- Pay Bills

Commissioner Potts made a motion to approve the consent agenda. Commissioner Holman seconded the motion. On the question, the motion passed 3 – 0.

Agenda Item K
Discussion regarding Results of the Investigation of 2012 Chaffee County “Blue/Black” Ballots, conducted at the request of Marilyn Marks, finding no evidence of mishandling by the County Clerk.

The Board received an update from County Attorney Davis that the investigation has ended. Discussion was held.

Agenda Item L
Executive session pursuant to CRS 24-6-402(4)(b) for legal advice from the County Attorney on the outstanding costs of $4,526.34 still owed to Chaffee County Clerk by Citizen Center (a nonprofit organization whose members include Marilyn Marks, Melodee Hallett, and Mary Eberle), in connection with litigation brought by Citizen Center against the Chaffee County Clerk and several other county clerks.

Commissioner Holman made a motion to go into Executive Session as described by County Attorney Davis. Commissioner Potts seconded the motion. On the question, the motion passed 3 – 0. The Board went into executive session at 10:45 a.m.
I, Jennifer A. Davis, Chaffee County Attorney, do hereby attest that the unrecorded statements and discussions that took place during the executive session held on October 18, 2016 constituted privileged attorney-client communications.

______________________________ Jennifer A. Davis, Chaffee County Attorney

I, Dennis Giese, Chairman of the Chaffee County Board of County Commissioners, do hereby attest that the unrecorded statements and discussions that took place during the executive session held on October 18, 2016 were confined to the topic described in the announcement of such session and authorized by the provisions of CRS 24-6-402(4)(b).

______________________________ Dennis Giese

The Board came out of Executive Session at 11:00 a.m. having confined the session to legal advice regarding the outstanding costs still owed to the Chaffee County Clerk by Citizen Center and no decisions were made.

There being no other business before the Board, the meeting was adjourned at 11:01 p.m.

Attest:

Lori Mitchell, County Clerk