Chaffee County Board of Commissioners Meeting
April 19, 2016

The regular meeting of the Board of Commissioners was held on Tuesday, April 19, 2016 at the Buena Vista School Administration Building at 113 N. Court St., in Buena Vista. Board members present were Chairman Dennis Giese, Commissioner Dave Potts, and Commissioner Frank Holman. Others present were Director of General Administration Robert Christiansen, Director of Finance Dan Short, County Attorney Jenny Davis, County Planning Manager Jon Roorda and County Clerk Lori Mitchell.

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

Verification of Distribution of the Board of Commissioners’ Agendas
Chairman Giese asked Clerk Mitchell for verification regarding the distribution of the Board of Commissioners’ Agendas. Clerk Mitchell stated that the agendas were properly distributed.

Items for Review
Public Meeting List

Public Comment
Doug Constance, 116 Windwalker Rd., Buena Vista, asked if an Intergovernmental Agreement (IGA) exists between Buena Vista and Chaffee County. Specifically, Mr. Constance asked if the provisions of that agreement were followed in consideration of the rezoning of the ACA gravel pit and in consideration of the Madison House music festival.

County Attorney Jennifer Davis said the county signed an agreement with Buena Vista but never finalized an IGA with Buena Vista for a number of legal and practical reasons. An IGA agreement is in place with Salida, but not yet with Buena Vista. Madison House is a special event, not a land use change so an IGA wouldn’t possibly have applied.

Agenda Item A
Contracts/Grant Consideration

For consideration was an agreement for temporary legal services for DHS. County Attorney Davis gave an overview of the Agreement between Chaffee County, Colorado, on Behalf of Chaffee County Department of Social Services, and Anna N.H. Ulrich, Attorney at Law, L.L.C. for the Provision of Legal Services. The Agreement contracting services with Attorney Ulrich would be for the month of May, 2016 so work may be
completed on two termination hearings. Commissioner Holman made a motion to approve the Agreement. Commissioner Potts seconded the motion. On the question, the motion carried 3-0.

Agenda Item B
Chairman Giese called a Public Hearing to order at 9:15 a.m.

- PUBLIC HEARING-Final Plat-Butler House Minor Subdivision
  Applicant: John Diesslin
  Location: 1200 County Road 280, Nathrop, SW1/4SW1/4, Section 23, Township 15 South, Range 78 West, 6th P.M.
  Zone: Rural
  Request: To divide 37.19 acres into 2 lots with the minimum lot size being 2 acres.
  Planning Manager Roorda gave additional details about the request.

  The Board held discussion. Commissioner Potts made a motion to create a Resolution of the Final Plat for the Butler House Minor Subdivision. Commissioner Holman seconded the motion. On the question, the motion carried 3-0.

Agenda Item C
Consider a request for a Plat Amendment from Brad and Crissa Abbott. Property is located at 9830 Feather Lane, Lot 11 Shikoba Acres, Salida. Planning Manager Roorda gave an overview of the request. Mike Henderson, 203 G St., Salida, surveyor for the applicants, gave additional details about the request.

The Board held discussion. Commissioner Potts made a motion to grant the Plat Amendment for the property located at 9830 Feather Lane, Lot 11, Shikoba Acres, Salida. Commissioner Holman seconded the motion. On the question, the motion passed 3-0.

Agenda Item D
Consider a resolution approving the following changes to the Land Use Code (continuation of a hearing from the 4/12/16 meeting).

1. Removing section headings in the Use Table in Article 2.2
2. Revising various references to referral agencies in Article 4 (by deleting required submittals to non-mandatory review agencies)
3. Increasing the maximum size of an ADU (accessory dwelling unit) from 800 sq. ft. to 1,000 sq. ft.
Commissioner Potts made a motion to approve the Agreement. Commissioner Holman seconded the motion. On the question, the motion carried 3-0.

Agenda Item E
For consideration was a request for a fee waiver for the use of the Chaffee County Fairgrounds for a fundraiser from Collegiate Peaks Chapter of Trout Unlimited (CPTU). Keith Krebs, representative of Trout Unlimited, appeared on behalf of the organization. Mr. Krebs said the total of the fees charged to the group is $1140.00. CPTU has paid $795 as a deposit. Since the board previously granted a waiver of fees to Boys and Girls club based on value returned to the community, Mr. Krebs asked the Board to wave the remainder of the fees. He explained CPTU is a 501c3 conservation organization. The money the organization raises is used for community programs with about 90 percent of these funds going back to local programs. The organization is administered by volunteers.

Commissioner Giese explained that the fee waiver that is given to the Boys and Girls Club is meant to help support the Club as the County has decreased its support of the program in other areas.

Commissioner Holman indicated it is a can of worms to open fee waivers to all other organizations requesting one.

Commissioner Holman made a motion to deny the request to waive fees. Commissioner Potts seconded the motion. On the question, the motion carried 3-0.

Agenda Item F
For consideration was a resolution to support Colorado Opportunity Scholarship Initiative (COSI) Workforce Grants.

Colorado Mountain College (CMC) will apply for a grant on behalf of County. The match amount request from CMC is $11,153 which matches the State contribution.

School districts have also participated in the program.

County Attorney Davis said funds offset post-secondary education and contribute to the economic vitality of the County. CMC will to be a repository for the funds and administer program.

Local service clubs are also interested in contributing funds to the program.
Commissioner Potts made a motion to approve the Agreement. Commissioner Holman seconded the motion. On the question, the motion carried 3-0.

Agenda Item G
Consider buying out half interest in vacant land parcel owned by McMurry Land and Cattle in Nathrop, currently co-owned by the County.

Discussion was held.

More research will be done on property by County Planning Manager Roorda and County Attorney Davis prior to the next Board meeting regarding access to the property and right of ways.

Commissioner Holman made a motion to continue the matter at the next meeting. Commissioner Potts seconded the motion. On the question, the motion carried 3-0.

Agenda Item H
Review staff and consultant reimbursement request from the Nestle Water Reimbursement Fund.

A request was made for $782.20 for well monitoring and $427.00 for an outside consultant. Funds are used for the normal monitoring of the yearly report.

Commissioner Holman made a motion to approve the Agreement. Commissioner Potts seconded the motion. On the question, the motion carried 3-0.

Consent Agenda:
- Report from County Treasurer for month of March, 2016
- Report from the County Public Trustee for the First Quarter, 2016
- Pay Bills

Commissioner Holman made a motion to approve the Agreement. Commissioner Potts seconded the motion. On the question, the motion carried 3-0.

Old Business:
- Madison House concert update – County Planning Manager Jon Roorda said one proposal was received, from Soundpost Acoustics based on the Front Range. Discussion was held. Board voted 3-0 to continue to next meeting pending positive references supplied by Soundpost Acoustics.
• County Road 302 - Commissioner Holman said he looked at County Road 302. The narrowest section is 27 feet wide. The base is solid to that point and the slopes look good. Ready to accept at next meeting.
• Cleora Railroad Crossing - County Attorney Davis said an easement at the crossing has not been granted to the County. The County has been given a right to construct. County Attorney Davis would feel more comfortable with something in writing.

Roundtable:
County resident Alan Robinson sent an email to the board that he felt the Rails to Trails program in Denver went well last week.

County Emergency Manager Phil Graham would like a county vehicle. Director Christiansen said the county is working on acquiring a suitable used vehicle.

Lori Isenberger from the Salida School District would like help finding property for a bus barn for the school district. Director Christiansen said he didn't know of anything available. Commissioner Potts said the district has been looking for a site for several years, but have found nothing they can afford.

Cottonwood Pass update – Paving project looks good.

Meeting was adjourned at 10:10 a.m.

Commissioners convened in executive session to discuss potential acquisition of real estate. The Board went into Executive Session at 10:12 a.m.

I, Dennis Giese, Chairman of the Chaffee County Board of County Commissioners, do hereby attest that the statements and discussions that took place during the executive session held on October 6, 2015 were confined to the topic described in the announcement of such session and authorized by the provisions of CRS 24-6-402(4)(a) and (e). The session was recorded on a separate CD.

Dennis Giese

The Board came out of Executive Session at 10:36 a.m.

Attest:

Lori Mitchell, County Clerk