The regular meeting of the Board of Commissioners was held on Tuesday, September 6, 2016 in the Commissioners’ Meeting Room at the Courthouse. Board members present were Chairman Dennis Giese, Commissioner Frank Holman, and Commissioner Dave Potts.

Others present were Director of General Administration Robert Christiansen, County Director of Finance Dan Short, County Attorney Jennifer Davis, and County Clerk Lori Mitchell.

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

**Items for Review**
Public Notices.

**Public Comment**
Keith Baker, 831 McDonald Ave., Buena Vista, thanked the Commissioners for the paving work on County Road 317.

**Approval of Minutes**
Commissioner Potts made a motion to approve minutes from the July 11, July 12, July 19, August 2, August 8, August 9, August 16, and August 23, 2016 meetings. Commissioner Holman seconded the motion. On the question, the motion passed 3 – 0.

**Agenda Item A**
Report from the County Sheriff
Sheriff John Spezze was not in attendance but submitted a written report for the Board’s review.

**Agenda Item B**
Contract/Grant Consideration
- Janitorial services for Administrative Offices, Judicial Building, and Sheriff’s Department
  Director Christiansen gave an overview of the bid process and the Janitorial Request for Proposals. He presented the Board with a Chaffee County Services Contract with vendor Ethan Gallegos dba EnB Janitorial and asked for it to be ratified.

  The Board held discussion.

  Chairman Giese made a motion to ratify the Chaffee County Services Contract with Ethan Gallegos dba EnB Janitorial. Commissioner Potts seconded the motion. On the question, the motion passed 3 – 0.
Miles Marketing Destinations
Chaffee County Visitors Bureau (CCVB) Director Scott Peterson gave an overview of the contract. The contract is with Miles Marketing Destinations which is the official publisher for the Colorado Tourism Office. The contract has been approved by the CCVB and has been budgeted for.

Commissioner Potts made a motion to approve the contract with Miles Marketing Destinations as presented and recommended by the Chaffee County Visitors Bureau. Commissioner Holman seconded the motion. On the question, the motion passed 3 – 0.

Agenda Item C
Consider the release of the Lot Sales Restriction for Caballo Rancho Rural Open Space Incentive for lots 1 – 9.

The Commissioners were presented with a report from Chaffee County Road and Bridge Supervisor Mark Stacy stating that the required work on the subdivision roads had been completed on August 31, 2016. Another letter from Chaffee County Planning Manager Jon Roorda was presented stating that the paving of the subdivision roads was the last required item for completion of the SIA for this subdivision.

Administrative Assistant Baldwin reported that the applicant had completed all of the required improvements.

Commissioner Holman made a motion to release the Lot Sales Restriction for Caballo Rancho Rural Open Space Incentive for lots 1 – 9. Commissioner Giese seconded the motion. On the question, the motion passed 3 – 0.

Agenda Item D
Consider a request for a fee waiver for a Special Event Permit for the 5th Annual Salida Bike Fest.
Rick Boucher of Salida Recreation presented an overview of the request.

Administrative Assistant Baldwin reported that the Special Permit Application was not complete.

Commissioner Potts made a motion to continue this agenda item to the Tuesday, September 13, 2016. Commissioner Holman seconded the motion. On the question, the motion passed 3 – 0.

Agenda Item E
Consider a request for a fee waiver for a Special Event Permit for the Vapor Trail 125.
Shawn Gillis of Absolute Bikes, event sponsor, gave an overview of the request. He noted that this is the 12th annual Vapor Trail 125 which is on roads and trails in Chaffee County. All proceeds will go to Salida High School Mountain Bike Team and to Salida Mountain Trails.

Administrative Assistant Baldwin noted that all the paperwork is in place for the Special Events Permit.

Commissioner Holman made a motion to grant the fee waiver for the Special Event Permit for the Vapor Trail 125. Commissioner Potts seconded the motion. On the question, the motion passed 3 – 0.

Agenda Item F
Consider rescinding approval of the Salida Airpark Subdivision.

Administrative Assistant Baldwin reported that the applicant, David Gertz, requests that this item be tabled until the next Board meeting so as to give him time to contact a surveyor to try and complete the required documents. A sketch plan for the Salida Airpark Subdivision was approved in 2014.

Chairman Giese made a motion to table the rescinding approval of the Salida Airpark Subdivision until next week. Commissioner Holman seconded the motion. On the question, the motion passed 3 – 0.

Agenda Item G
Consider resolution for the ACA Products, Inc. River Park Pit Major Impact Review.

County Attorney Davis gave a summary of the resolution she prepared at the direction of the Board at a previous meeting. ACA Products is proposing the renewal of its surface gravel mining operation, including extraction uses, at its operation southeast of Buena Vista and Johnson Village in a Rural Zone.

Commissioner Potts made a motion to pass Resolution 2016-45 approving a renewal of a mining extraction permit for the activities of ACA Products, Inc. on property located on County Road 301. Commissioner Holman seconded the motion. On the question the motion passed 3 – 0.

Agenda Item H
Consider resolution referring a ballot question authorizing an excise tax on the cultivation of retail marijuana.

County Attorney Davis told the Board that she had incorporated the changes suggested at the Work Session last month into the resolution and ballot language.
Chairman Giese made comments he wanted to be recorded in the minutes. Chairman Giese said, “If this passes, it will be up to those Commissioners (future Commissioners) to interpret the language. Sometimes interpretation also has to mean intent of why it was put on and why (sic). So, at this point I would like to say for the minutes is that (sic) those items that concern Human Services also include those organizations that serve the community in youth activities such as: Boys and Girls Club; FYI; and those types of organizations, not just social services, amen. So, it has a broader meaning than just that organization or that group.” Chairman Giese then asked the other Commissioners if that was a fair interpretation.

Commissioner Holman responded, “It is.” He then added that he felt that groups like Full Circle Restorative Justice may fall into the category of Human Services or mental health.

Commissioner Potts made a motion to approve County Resolution 2016-46 Referring to the Registered Electors of Chaffee County, Colorado, a Ballot Question Authorizing an Excise Tax on the Cultivation of Retail Marijuana. Commissioner Holman seconded the motion. On the question, the motion passed 3 – 0.

Agenda Item I
Consider appointment of Anita Luster to the Board of Adjustment.

Administrative Assistant Baldwin reported that Steve Craig had resigned from the Board and a replacement was needed. The Board consists of three Regular Members who have voting status. The Board also consists of two Associate Members who do not have voting status.

Commissioner Potts made a motion to not appoint Anita Luster to the Board of Adjustment.

Chairman Giese but instead appoint Tracy Vandaveer as a Regular Member of the Board of Adjustment. The motion directed County Attorney Davis to complete Resolution 2016-47 filling the Board of Adjustment vacancy with Tracy Vandaveer.

Convene as Board of Equalization

Agenda Item J
Consider an appeal to the Senior Property Tax Homestead Exemption for property located at 14003 County Road 220, Salida, Syzmanski Sub Lot 3-Replat.

County Assessor Brenda Mosby gave the Board background on the appeal. She described a situation where the petitioners lived in an accessory dwelling unit on the same property where they were building a house. State statute requires the exemption only apply to the same dwelling unit on the same land. It was also noted that there was not a record of a Certificate of Occupancy for dwelling unit that was being lived in by the
petitioners. Assessor Mosby recommended that the Board deny the appeal for the exemption.

Commissioner Holman made a motion to deny the appeal to the Senior Property Tax Homestead Exemption for property located at 14003 County Road 220, Salida, Sub Lot 3-Replat. Commissioner Potts seconded the motion. On the question, the motion passed 3 – 0.

At 9:43 a.m. the Board reconvened as the Board of County Commissioners.

Consent Agenda

- Chaffee County Treasurer Statement of Revenues and Disbursements 01/10/2016 – 06/30/2016
- Report from the County Veteran’s Service Office for August, 2016
- Ratify revised perpetual right-of-way grant between BLM and Chaffee County for County Roads 108,194,304,398C,272,271,261D, 301 and 386.
- Pay Bills

Commissioner Holman made a motion to approve the Consent Agenda. Commissioner Potts seconded the motion. On the question, the motion carried 3 – 0.

Old Business:

- Ballot question regarding excess tax for marijuana
- County Project Status Report

There being no further business before the Board, Chairman Giese adjourned the September 6, 2016 Regular Meeting of the Board of Commissioners at 9:51 a.m.

Attest:

Lori A. Mitchell, County Clerk