Commissioners Meeting
April 5, 2016

The regular meeting of the Board of Commissioners was held on Tuesday, April 5, 2016 in the Commissioners Meeting Room at the Courthouse. Board members present were Chairman Dennis Giese and Commissioner Dave Potts. Commissioner Frank Holman was not present for the meeting.

Others present were Director of General Administration Robert Christiansen, Director of Finance Dan Short, County Attorney Jenny Davis, County Planning Manager Jon Roorda and Deputy County Clerk Jennifer Sylvester.

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 Deputy Clerk Sylvester for verification regarding the distribution of the Board of Commissioners’ Agendas. Deputy Clerk Sylvester stated that the agendas were properly distributed.

Items for Review
Public Notices.

Public Comment
Chairman Giese stated that Commissioner Holman was out of town due to a family medical emergency and may be gone for a few weeks. He also expressed appreciation for Harold DeWalt's dedication to the Fair Board and stated that he wants to create a memorial to Mr. DeWalt at the Fairgrounds.

Review of Minutes for the October 12, 2015 and February 2, March 8, 14, 15 Regular Meeting and March 15, 2016 Special Meeting
The Board was presented the minutes for the October 12, 2015, February 2, March 8, March 14, March 15, 2016 meetings and March 15, 2016 special meeting for review.

Commissioner Potts made a motion to accept the minutes for October 12, 2015, February 2, March 8, March 14, March 15, 2016 meetings and March 15, 2016 special meeting. Chairman Giese seconded the motion. On the question, the motion carried 2 – 0.

Agenda Item A
Report from the County Sheriff.

County Sheriff John Spezze stated that Verizon had contacted him and they want to come to a Commissioner Meeting to discuss cell phone reception in Buena Vista.

Discussion was held regarding possible meeting dates for Verizon to attend.
County Sheriff Spezze stated that they had met with Madison House and preparations for the concert were moving along. He also stated that the reason a large portion of the sheriff’s department was in attendance today was to thank the Commissioners for the raises they had received. He also stated that they appreciate the good working relationship his department has with the Board.

Commissioner Potts and Chairman Giese thanked County Sheriff Spezze and the Chaffee County Sheriff’s office for their service and professionalism.

**Agenda Item B**
Open bids and consider awarding bid for paving project at the County Courthouse.

Chairman Giese stated that they had received two bids and one of the envelopes was not sealed.

Commissioner Potts opened a bid from Miles Construction for all materials and labor for the removal and replacement of asphalt, as well as striping of the parking lot, for $37,639.

Chairman Giese opened a bid from Pavement Maintenance Services for the removal and replacement of asphalt for $33,718.45, with additional cost of striping for $550.00 and mobilization for $600 making a total bid of just under $35,000.

Chairman Giese made a motion to accept the bids as proposed and to allow the head of maintenance to review them. Commissioner Potts seconded the motion. On the question, the motion carried 2 – 0.

**Agenda Item C**
Open bids and consider awarding bid for mag-chloride dust control.

Commissioner Potts opened a bid from EnviroTech for $1.14 a gallon for DuraBlend.

Chairman Giese opened a bid from GMCO for 125,000 gallons of mag-chloride at $.774 a gallon.

Commissioner Potts made a motion to accept the bids and to allow the road and bridge supervisor to review them. Chairman Giese seconded the motion. On the question, the motion carried 2 – 0.

**Agenda Item D**
Contract/Grant Consideration:
- Voting System and Managed Services Agreement with Dominion Voting Systems, Inc.

County Clerk Lori Mitchell stated that the proposal is to replace the outdated and non-functioning voting equipment currently used. She had budgeted $23,000 for the
replacement of the voting system and the cost is $28,812 this year. She also stated that the Colorado Secretary of State is giving the county $9,000 for training and implementation this year. She stated that the County would not own the equipment; Dominion would own it and would maintain and repair it. The contract includes on-site support on Election Days and at the Logic and Accuracy Testing, upgrades, and warranties.

Discussion was held regarding the 2% increase in price every year.

County Attorney Davis stated that there is a clause in the contract that makes it subject to Board approval every year.

Commissioner Potts made a motion to grant the contract with Dominion Voting Systems Inc. for $28,812. Chairman Giese seconded the motion. On the question, the motion carried 2 – 0.

- Voluntary Flow Management Program Agreement Renewal

Commissioner Potts stated the agreement renewal was done every five years and legal had reviewed the agreement.

Chairman Giese stated that this is a program that involves numerous entities and helps manage the flow on the Arkansas River during the summer, allowing for better fisheries and rafting.

Greg Felt, 131 W. U.S. Highway 50 Salida, gave an overview of the program. He also spoke about the benefits of the program, both scientifically and economically.

Chairman Giese and Commissioner Potts both stated the importance of this program and reiterated Mr. Felt’s points.

Commissioner Potts made a motion to approve the Voluntary Flow Management Program Agreement. Chairman Giese seconded the motion. On the question, the motion carried 2 – 0.

**Agenda Item E**
Consider a request for a Petition of Abatement in the amount of $10,887.16 from John Diesslin.

County Assessor Brenda Mosby stated that the Assessor’s office is recommending approval of the request. The building and usage of the building are complicated and a mistake was made when calculating the value.
Commissioner Potts made a motion to grant the request for a Petition of Abatement from John Diesslin. Chairman Giese seconded the motion. On the question, the motion carried 2 – 0.

Chairman Giese thanked County Assessor Mosby for acknowledging that a mistake had been made and working to fix it.

**Agenda Item F**
Consider a request for a Boundary Line Adjustment from Jeffrey and Theresa Allen and Robert Kilborn. Property is located at 224 and 14773 Neighbors Lane, Part of the NW¼ SW¼ S8, T14S, R78W, 6th PM, Buena Vista.

Planning Manager Roorda reviewed the request. He stated that one of the parcels is already non-conforming and the boundary line adjustment would add another layer of non-conformity.

Discussion was held regarding the property being required to connect to Town water and sewer in the event of development.

Bob Kilborn, 14773 Neighbors Lane, Buena Vista, stated that there were issues at play here, the boundary line adjustment and the easements on the property.

Jeff Allen, 224 Neighbors Lane, gave a brief overview of the history and reasons for this request. He stated that they are not looking to develop the property at this time and do not need to resolve the water, sewer and access agreements.

County Attorney Davis reviewed the current non-conformity of the property and the changes that boundary line adjustment would make.

Mr. Allen stated that the potential exists for utilities, water and/or sewer, to get to the property.

Discussion was held with County Attorney Davis and Planning Manager Roorda regarding the easements on the property.

Chairman Giese made a motion to approve the boundary line adjustment as described by staff and create a plot plan with the following notes: the Allen parcel will need to be connected to water and/or sewer prior to any development and make an exception to the road standard for the 20-foot easement from Crossman Ave. to this parcel through Cottonwood Sub, as platted in 1957. Commissioner Potts seconded the motion. On the question, the motion carried 2 – 0.

**Agenda Item G**
Consider a request for a Boundary Line Adjustment from Lala Keserich and Thin Air Inc. Property is located at 8010 and 7990 Highway 50 in the SW¼SW¼ S6, T49N, R9E and the SE¼SE¼, S1, T49N, R8E, NMPM, Salida.
Planning Manager Roorda reviewed the request. He stated that the parcels were currently conforming and would remain so after the adjustment.

Surveyor Mike Henderson, 203 G Street Salida, stated that the current boundary line runs through the middle of a log cabin. He informed the Commissioners that Chief Ouray had once slept there, so tearing it down was not an option.

Commissioner Potts made a motion to grant the request for a Boundary Line Adjustment from Lala Keserich and Thin Air Inc. Chairman Giese seconded the motion. On the question, the motion carried 2 – 0

Agenda Item H
Public hearing to consider a request for a fee waiver of a Special Event Permit and partial closure of County Road 176 and 177 on June 19, 2016 from FIBArk Boat Races, Inc.

Chairman Giese opened the public hearing at 10:10 a.m.

County Administrative Assistant Patty Baldwin stated that there were no issues with the application but she still needed letters from a few entities granting approval. She stated that two letters were not received last year and recommended that the Board required the letters for approval this year.

Chairman Giese closed the public hearing at 10:10 a.m.

Commissioner Potts made a motion to grant the request for a fee waiver of a Special Event Permit and partial closure or County Roads 176 and 177. Chairman Giese seconded the motion. On the question, the motion carried 2 – 0.

Agenda Item I
Public hearing to consider a request for a fee waiver of a Special Event Permit from the Optimist Club of Buena Vista for the Collegiate Peaks Trail Run.

Chairman Giese opened the public hearing at 10:11 a.m.

County Administrative Assistant Baldwin stated that there were no issues with the application; she was still waiting for letter of approval. She also stated that signage would need to be put on the road.

Chairman Giese closed the public hearing at 10:11 a.m.
Commissioner Potts made a motion to grant the request for a fee waiver from the Optimist Club of Buena Vista. Chairman Giese seconded the motion. On the question, the motion carried 2 – 0.

**Agenda Item J**
Consider a request from the Boys and Girls Club for a waiver of fees for the use of Fairgrounds for the 2017 fundraiser.

Brian Beaulieu, 240 E 5th St., from the Boys and Girls Club, thanked the Board for waiving the fees in the past. He stated that this was one of the biggest fundraisers of the year for them and the proceeds went to programs for over 700 Chaffee County kids.

Fairgrounds Manager Steve Wyatt stated that he had no questions or concerns. He just wanted to ensure that requesting a fee waiver this far in advance did not interfere with the bookkeeping.

Commissioner Potts made a motion to grant the request for a waiver of fees from the Boys and Girls Club for the 2017 fundraiser. Chairman Giese seconded the motion. On the question, the motion carried 2 – 0.

**Agenda Item K**
Consider a request from Chaffee County Habitat for Humanity to consider waiving all building and related fees for the remodel of their building at 27951 County Road 319, Buena Vista.

Dale Shoemaker, 28240 County Road 313, President of Chaffee County Habitat for Humanity, stated that Habitat currently builds two homes a year and have decided it was time to buy a building for their offices and remodel. There will be two phases of remodel and are asking of a waiver of fees for the two building permits.

Chairman Giese stated that he wanted to make it public that he has an agreement with Mr. Shoemaker to buy Chairman Giese’s storage unit and he was unsure if that created a conflict. His other concern was that the Board had granted free building permits when they are building homes for families but this situation is different.

Discussion was held with Mr. Shoemaker regarding the remodel.

Chairman Giese suggested continuing this request until the cost of building permits is known and Commissioner Holman is back in attendance.

Chairman Giese made a motion to continue this agenda item until fees for the building permits are known. Commissioner Potts seconded the motion. On the question, the motion carried 2 – 0.

**Agenda Item L**

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Consider a request to support efforts to move the name Chipeta Mountain in southern Chaffee County from a lowly sub-peak to the highest point on Chipeta massif (unnamed point 13,472).

Wayne Iverson, 925 Maple St. Salida, stated that he had discovered that the high point of the Chipeta Mountain massif is not actually named. He explained what he had done so far to get the name moved.

Chairman Giese stated that he thought a resolution from the Board might carry more weight than a letter. He made a motion to have the County Attorney prepare a resolution in support of moving the name and to allow the Chairman to sign when completed. Commissioner Potts seconded the motion. On the question, the motion carried 2 – 0.

**Agenda Item M**
Consider a resolution for the Harley and Mary LeWallen Lot Line Elimination.

County Attorney Davis reviewed Resolution 2016 – 20. She stated that a resolution was necessary in this case because a portion of roadway was being dedicated.

Commissioner Potts made a motion to approve Resolution 2016 – 20. Chairman Giese seconded the motion. On the question, the motion carried 2 – 0.

**Agenda Item N**
Consider a request for a renewal of a Tavern Liquor License from VFW Post 1166, located at 27318 County Road 314, Buena Vista.

Commissioner Potts made a motion to grant the request for renewal of a Tavern Liquor License from VFW Post 1166. Chairman Giese seconded the motion. On the question, the motion carried 2 – 0.

**Agenda Item O**
Consider a request for a renewal of an Optional Premises Liquor License from Ivy League Corp., dba Collegiate Peaks Golf Course, 28775 Fairway Drive, Buena Vista.

Chairman Giese made a motion to grant the request for renewal of an Optional Premises Liquor License from Ivy League Corp., dba Collegiate Peaks Golf Course. Commissioner Potts seconded the motion. On the question, the motion carried 2 – 0.

**Agenda Item P**
Consider a request for FAA approval of Agreement for Transfer of Entitlements.

County Administrator Christiansen stated that this is a procedural process that allows the transfer of $150,000 to the Craig-Moffat airport. That money will be returned to the Salida Airport in 2018-2019.
Commissioner Potts made a motion to grant the request for FAA approval of Agreement for Transfer of Entitlements. Chairman Giese seconded the motion. On the question, the motion carried 2 – 0.

Chairman Giese stated that the airport building looks really good; the new Airport Manager has done a great job.

**Agenda Item Q**  
US Highway 24 Update.

Brandy Reitter, Buena Vista Town Administrator, went over the work that CDOT will be doing on Highway 24 through town this summer and next. She stated that the work would take two years and should be completed by Fall 2017.

Chairman Giese thanked her for coming in and updating the Board on the work. He also stated that he would like to visit the Town Trustees to discuss the Cottonwood Pass work.

**Consent Agenda**
- Report from the County Veteran’s Service Office for March 2016
- Pay bills.

Commissioner Potts made a motion to approve the Consent Agenda. Chairman Giese seconded the motion. On the question, the motion carried 2 – 0.

**Old Business**
- Madison House Update
- County Road 302
- Cleora Railroad Crossing
- County Project Status Report

Discussion was held with County Administrator Christiansen regarding a possible letter of support for the Rails to Trails Project.

Chairman Giese stated that Chaffee County had received recognition from the State of Colorado for creating economic sustainability in rural counties. He stated that the shared sales tax between the county and municipalities is part of the reason for that success.

There being no further business to come before the Board, the meeting adjourned at 11:04 a.m.

**Attest:**

Lori Mitchell, County Clerk