The regular meeting of the Board of Commissioners was held on Tuesday, December 5, 2017 in the Commissioners’ meeting room at the Courthouse. Board members present were Chairman Dave Potts, Commissioner Greg Felt and Commissioner Keith Baker.

Others present were Director of General Administration Bob Christiansen, Director of Finance Dan Short, County Attorney Jennifer Davis, Development Services Director Dan Swallow, Planning Manager Jon Roorda, Planner Christie Barton, and Administrative Assistant Patty Baldwin.

Following the Pledge of Allegiance, Chairman Potts called the meeting to order at 9:01 a.m.

Public Notices
The Board reviewed the Public Meeting List.

Public Comment
Tim Sprouse 10443 E Mesa View Court, Poncha Springs made comments regarding maintenance of a private road in Poncha Springs.

Minutes of the November 7, 14 and 21, 2017 meeting
Commissioner Baker moved to approve the minutes of November 7 and 21 as written and the minutes of November 14, 2017 as corrected. Commissioner Felt seconded. The motion was carried unanimously.

Agenda Item A
Report from the County Sheriff. There was no report.

Agenda Item B
Contract/Grant Consideration

- Video Production Agreement between David Curtis and Chaffee County Visitors Bureau
  Scott Peterson gave a history of the agreement. Commissioner Felt moved to approve the Video Production Agreement between David Curtis and Chaffee County Visitors Bureau. Commissioner Baker seconded the motion. The motion carried unanimously.

- Scott Wright 2017 Audit
  Commissioner Baker moved to approve the agreement with Scott Wright for the 2017 audit. Commissioner Felt seconded the motion. The motion carried unanimously.
Agenda Item C
Consider a request from William Varnum for a Boundary Line Adjustment. Property is located at Lot 32R (30455 Mountainside Drive) and Lot 27R, Buena Vista.

Planning Manager Roorda reviewed the staff report dated November 16, 2017.

Commissioner Baker moved to approve the request from William Varnum for a Boundary Line Adjustment at Lot 32R (30455 Mountainside Drive) and Lot 27R, Buena Vista. Commissioner Felt seconded the motion. The motion carried unanimously.

Agenda Item D
Consider corrections to Resolution 2017-69 “Approving the Lantz Subdivision Exemption”.

Attorney Davis explained the changes the applicant requested regarding water augmentation.

Commissioner Felt moved to approve the amended text in Resolution in 2016-69. Commissioner Baker seconded the motion. The motion carried unanimously.

Agenda Item E
Consider a request from Kevin and Jen Diesslin for a six month extension to submit Preliminary Plat for the Oro Vista Estates Subdivision.

Commissioner Baker moved to grant a six month extension for the Preliminary Plat for Oro Vista Estates Subdivision, Commissioner Felt seconded the motion. The motion carried unanimously.

Agenda Item F
Executive session pursuant to CRS 24-6-402(4) (b) for the purpose of receiving legal advice concerning a Land Use Code enforcement matter

County Attorney Davis asked the Board to go into executive Session under Colorado Revised Statutes 24-6-402 4 B for the purposes of receiving legal advice concerning a Land Use Code enforcement matter. In her legal opinion such would be privileged attorney client communication and no further recording is necessary.

Commissioner Potts moved to go into executive session at 9:26 a.m. Commissioner Baker seconded the motion. The motion carried unanimously.

The Board came out of Executive Session at 10:03 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 December 5, 2017 constituted privileged attorney-client communications.

Chaffee County Board of Commissioners
December 5, 2017
Jennifer A. Davis, Chaffee County Attorney

I, Dave Potts, 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 December 5, 2017 were confined to the topic described in the announcement of such session and authorized by the provisions of CRS 24-6-402(4)(b).

Dave Potts

Agenda Item H
Possible direction/actions regarding Alison Brown Enforcement Action (motion for summary judgment and temporary restraining order) (Continued from November 21, 2017 meeting)

Attorney Davis explained to the audience that the Board discussed some potential action by the Commissioners.

Randy Herrick-Stare, 350 Shavano, Salida, told the Board that the Board of Adjustment found that Ms. Brown was running a kennel and an outfitting business. He asked if the action enforcement would address both issues. County Attorney Davis said that Ms. Brown did not appeal the decision regarding the outfitting issue.

Kay Hutchins, 528 G St., Salida also owns property on Antelope Road and asked questions about documenting incidents on Antelope Road.

Tom Kottmeier, 12050 Happy Jack Lane, Salida, explained to the Board that there is a commercial business being run on the property and that Ms. Brown wants to gain access from Antelope Lane to Happy Jack Lane.

Mr. Herrick-Stare addressed the Board explaining that he represents the Velys and the Hutchins.

Agenda Item I
Discussion regarding 2018 budget.

Finance Director Short gave an overview of how he prepares the budget and some of the departments budgets. There was discussion regarding possible cuts from the Federal Government.

Consent Agenda
• Report from the County Veterans Service Officer for the month of November, 2017
• Pay Bills

Commissioner Baker moved to approve the Consent Agenda. Commissioner Felt seconded the motion. The motion was carried unanimously.

Agenda Item G
Executive Session under CRS 24-6-402(4) (b) for purposes of receiving legal advice on specific legal questions and strategy involving the County’s conflict of interest policy.

County Attorney Davis asked the Board to go into executive Session under Colorado Revised Statutes 24-6-402 4 B for the purposes of receiving legal advice on specific legal questions and strategy involving the County’s conflict of interest policy. In her legal opinion such would be privileged attorney client communication and no further recording is necessary.

The Board went into Executive Session at 11:11 a.m. and ended at 11:40 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 December 5, 2017 constituted privileged attorney-client communications.

Jennifer A. Davis, Chaffee County Attorney

I, Dave Potts, 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 December 5, 2017 were confined to the topic described in the announcement of such session and authorized by the provisions of CRS 24-6-402(4)(b).

Dave Potts

Attest:

Lori Mitchell, County Clerk