

January 23, 2007

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## SECOND MEETING

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on January 23, 2007, 615 Macon Avenue, Room LL3, Fremont County Administration Building, Cañon City, Colorado. Commissioner Chairman, Edward H. Norden called the meeting to order at 9:30 A.M.

Edward H. Norden	Commissioner	Present
Larry Lasha	Commissioner	Present
Michael J. Stiehl	Commissioner	Present
Brenda Jackson	County Attorney	Present
Norma Hatfield	Clerk and Recorder	Absent

Also present Finance Director, Dana Angel; Bill Giordano, Planning and Zoning Director and Kris Lang, Deputy Clerk.

Pastor Steve Schwarz of Cañon City Seventh Day Adventist Church gave the Morning Prayer.

Those present recited the Pledge of Allegiance to the Flag of the United States of America.

### APPROVAL OF AGENDA

**Commissioner Stiehl** moved to approve the Agenda. Commissioner Lasha seconded the motion. Upon vote: Commissioner Stiehl, aye; Commissioner Lasha, aye; Commissioner Norden, aye. The motion carried.

### CONSENT AGENDA

**Commissioner Lasha** moved to approve the Consent Agenda.

1. Approval of Minutes, January 9, 2007
2. Approval of Bills January 23, 2007 \$951,520.86
3. LIQUOR LICENSES
4. SCHEDULING OF PUBLIC HEARINGS/ None

Commissioner Stiehl seconded the motion. Upon vote: Commissioner Lasha, aye; Commissioner Stiehl, aye; Commissioner Norden, aye. The motion carried.

### ADMINISTRATIVE/INFORMATIONAL

1. Staff/Elected Officials

**Patricia McFarland, Fremont County Treasurer** submitted the Quarterly Report of the Public Trustee for the period of October 1, 2006 through December 31, 2006. She stated that they did 793 release Deeds of Trust at \$21.00 each for a total of \$16,653.00 and commenced 68 foreclosures. The beginning balance as of October 1, 2006 was \$52,862.42 and the ending balance as of December 31, 2006 was \$63,811.64. Ms. McFarland also submitted the Semi Annual Report of the Treasurer for the period of July 1, 2006 through December 31, 2006. **Commissioner Lasha** moved to approve the Quarterly and Semi Annual Report of the Public Trustee. Commissioner Stiehl seconded the motion. Upon vote: Commissioner Lasha, aye; Commissioner Stiehl, aye; Commissioner Norden, aye. The motion carried.

**Ms. McFarland** announced that although Fremont County is 16<sup>th</sup> in size among the 64 counties of Colorado, it currently ranks 8<sup>th</sup> in the State for the number of foreclosures. She remarked that in July foreclosure laws have change drastically and the department is working to educate the public. She remarked that traditionally Colorado has been first in the nation in the number of foreclosures, however the new laws should provide a more realistic foreclosure number, which could remove Colorado from the top of the list.

**Commissioner Norden** commented that a list of approximately twenty-four questions was submitted to applicant of Northfield Coal Mine on January 22nd for response at the February 13<sup>th</sup> meeting. These questions were a follow-up to the public hearing of January 9<sup>th</sup>. Although the public hearing is closed he announced the February 13<sup>th</sup> meeting is open to the public and clarified that any further communication addressed to the Board or Department would not be a part of the coalmine public record.

**Commissioner Lasha** referred to the July 5<sup>th</sup> flooding of CR132. The road and bridge crews have spent a great deal of time and effort on repair. He advised the County has received an emergency mineral impact of \$194,000 for restoration. He referenced the residents resistance concerns over the removal of a few trees. The road foreman is meeting with some of the local residents this date to explain that road restoration and drainage repairs may require some trees be removed in the easement to accomplish that task.

**Commissioner Stiehl commented** heavy equipment operations were curtailed late last year when the snow removal budget of 2006 was exhausted. The road and bridge budget was slightly increased for 2007 in preparation of these road damages along with snow removal.

2. Citizens Not Scheduled: There were none.

#### **NEW BUSINESS:**

#### **APPOINTMENT CAÑON CITY SEAT ON THE FREMONT COUNTY PLANNING COMMISSION**

**Commissioner Lasha** made a motion to reappoint Mayor Bill Jackson as the Cañon City representative to the Fremont County Planning Commission with a term expiration of 12/23/09. The motion was seconded by Commissioner Stiehl. Upon vote: Commissioners Lasha, aye; Commissioner Stiehl, aye; Commissioner Norden, aye. The motion carried.

#### **REAPPOINTMENT OF JAMES JAVERNICK AND MICHAEL WELCH TO THE FREMONT COUNTY BOARD OF ZONING ADJUSTMENT**

**Commissioner Stiehl** made a motion for the reappointment of James Javernick and Michael Welch to the Fremont County Board of Zoning with a term expiration of 11/27/09. Commissioner Lasha seconded the motion. **Commissioner Stiehl** requested the Planning and Zoning Director outline the function and responsibilities of the appointments. **Bill Giordano** responded that the function of the Board of Zoning Adjustment entails; medical hardship waivers, granting of variances for setback and development requirements along with the authority to appeal the decisions of the department. Upon vote: Commissioner Stiehl, aye; Commissioner Lasha, aye; Commissioner Norden, aye. The motion carried.

#### **REQUEST: EXTENSION OF MS 06-004 LOADER SUBDIVISION FILING NO. 2**

Request approval of a six (6) month extension to allow completion of the required contingencies, by Lonnie & Dinah Loader as joint tenants and Durward Loader, deceased, for a two (2) bt minor subdivision. The property is *located at the southwest corner of M and 10<sup>th</sup> Streets, in the Beaver Park Area.*

**Planning and Zoning Director, Bill Giordano** stated the applicant was requesting the approval of a six (6) month extension due to the delays and concerns involving acquiring proof of ownership from the probate court as well as the ratification consent on mortgages. **Commissioner Stiehl** proposed allowing the applicant additional time and made a motion to approve a **nine (9) month extension**. Commissioner Lasha seconded the motion. Upon vote: Commissioner Stiehl, aye; Commissioner Lasha, aye; Commissioner Norden, aye. The motion carried with a **nine (9) month extension** of MS 06-004 Loader Subdivision Filing No. 2.

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**CDBG #06-010 FREMONT COUNTY STARPOINT ADULT SERVICES FACILITY**

**Roger Jensen** stated they were seeking approval for a Community Development Block Grant in the amount of \$350,000 for the new Fremont County Starpoint Adult Services Facility. He announced Starpoint will be celebrating its 30<sup>th</sup> anniversary this year and is remodeling its newly purchased building at 700 S. 8<sup>th</sup> Street to consolidate adult services and administration. **Commissioner Stiehl** made a motion authorizing the Chairman of the Board of Commissioners to sign the CDBG #06-010. The motion was seconded by Commissioner Lasha. Upon vote: Commissioner Stiehl, aye; Commissioner Lasha, aye; Commissioner Norden, aye. The motion carried.

**ASSESSORS OFFICE / PETITIONS FOR ABATEMENT OR REFUND**

**Stacy Seifert, Deputy Assessor** submitted Petitions for Abatement of Taxes 2005 Schedule #120675-P and #145520-P. She stated these personal properties are leased equipment that is licensed and already taxed through the Motor Vehicle Department. Commissioner Lasha made a motion to approve **Resolution #7** Riverview Leasing in the amount of \$1539.08 and **Resolution #8** VFS Financing in the amount of \$1687.48. Commissioner Stiehl seconded the motion. Upon vote: Commissioner Lasha, aye; Commissioner Stiehl, aye; Commissioner Norden, aye. The motion carried with the Adoption of **Resolution #7 and #8**.

Commissioner Norden adjourned the meeting at 9:50 A.M.

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County Clerk