

February 24, 2015

FOURTH MEETING

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on February 24th, 2015, 615 Macon Avenue, Room LL3, Fremont County Administration Building, Cañon City, Colorado. Commissioner Chairman Edward Norden called the meeting to order at 9:30 A.M.

Edward H. Norden	Commissioner	Present
Debbie Bell	Commissioner	Present
Tim Payne	Commissioner	Present
Katie Barr	Clerk and Recorder	Present
Brenda Jackson	County Attorney	Present

Also present: George Sugars, County Manager; Bill Giordano, Planning and Zoning Director and Jody Blauser, Chief Deputy Clerk.

The Invocation was given by Tom Killgore, First Southern Baptist Church.

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

APPROVAL OF AGENDA

Commissioner Bell moved to approve the Agenda. Commissioner Payne seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Payne, aye; Commissioner Norden, aye. The motion carried.

CONSENT AGENDA

1. Approval of Minutes / February 10, 2015
2. Approval of Bills February 24, 2015 / \$966,709.81
3. Authorization for Chairman to sign the Storm Water Discharge Annual Report
4. Authorize signatures to a letter to be sent to the Canon City Recreation and Park District regarding boundary adjustment at Pathfinder Park.
5. Adoption of Resolution #10, Series of 2015, CDP 14-002 The Outpost At Texas Creek Commercial Development Plan.
6. Schedule Public Hearings: None

Commissioner Payne moved to approve the Consent Agenda. Commissioner Bell seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner Bell, aye; Commissioner Norden, aye. The motion carried. Resolution #10 is attached.

ADMINISTRATIVE/INFORMATIONAL

1. Administrative and Elected Officials

- a. County Sales & Use Tax Report, Sunny Bryant, Budget & Finance Officer

Sunny Bryant said the total Retail Sales Tax collected in 2014 was \$3,949,927. Total Auto Use Tax collected in January was \$75,919. Construction Use Tax collected in January was \$5,068. Total Lodging Tax collected for 2014 was \$139,646. The total Sheriff's Retail Sales Tax collected for 2014 was \$2,633,285. The Sheriff's Auto Use Tax collected in January was \$50,613.

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The Sheriff's Construction Use Tax collected in January was \$3,379. The Medical Marijuana Retail Sales Tax collected in 2014 was approximately \$65,000.

2. Citizens Not Scheduled: None.

OLD BUSINESS

None.

NEW BUSINESS

1. 2014 Annual Report by Fremont County Tourism Council by Board Vice-Chair, Beth Katchmar.

Beth Katchmar presented a 2014 recap report for the Tourism Council. The Council did receive a \$150,000 grant to aid in tourism recovery after the Royal Gorge Fire. They estimate an economic benefit of almost \$12,000,000 to the region due to the grant. She noted the Lodging Tax will sunset in 2016 and the Council is looking at putting a question on the 2015 ballot to extend the Lodging Tax. An additional grant of \$25,000 was received from the Colorado Tourism Office which was used for marketing.

2. In consideration to re-appoint Larry Baker to the Board of Zoning Adjustment for a 3 year term expiring February 14, 2018.

Commissioner Payne moved to re-appoint Larry Baker to the Board of Zoning Adjustment for a 3 year term expiring February 14, 2018. Commissioner Bell seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner Bell, aye; Commissioner Norden, aye. The motion carried.

3. In consideration to sponsor a Master Planning Grant Application to the Underfunded Court Facilities Cash Fund Commission for remodeling options at the Judicial Building. Representative: Walter Blair, 11th Judicial District Administrator.

Walter Blair explained there was legislation passed in 2014 that set up a process for fees to be collected for the "Underfunded Court House Facilities Fund" throughout the state. They are seeking a competitive grant for a master planning project to convert the court room on the 2nd floor of the Judicial Building into different work space. At this time the County is not committing any money for the grant matching funds.

Tom Franklin explained there are many counties that do not have funding to upgrade their court houses. They estimate the cost for the master plan to be \$25,000 for the 1800 square foot remodel. Most of the other counties are not applying for the planning funds at this time, they are applying for the construction funds.

Commissioner Bell moved to approve the sponsorship of a Master Planning Grant Application to the Underfunded Court Facilities Cash Fund Commission for remodeling options at the Judicial Building. Commissioner Payne seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Payne, aye; Commissioner Norden, aye. The motion carried.

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PUBLIC HEARINGS SCHEDULED FOR 10:00 A.M.

1. Post Award Hearing for North Park II project. Representative: Autumn Dever, Regional Housing Director, Upper Arkansas Area Council of Governments.

Chairman Norden opened the Public Hearing at 10:15 A.M.

Autumn Dever said the project has been completed. This Public Hearing has to be held before the State will sign off on the grant and send the report to HUD. The Developer replaced 48 mobile homes with factory stick built homes. These are 2, 3, and 4 bedroom homes that are rented to low income families. The total project cost was \$6,800,000 with the Developer contributing \$280,000 of his own funds. The hearing today is for the final \$480,000 used on this project located at 1401 Washington in Canon City.

Public Comments: None.

Chairman Norden closed the Public Hearing at 10:17 A.M. noting that no action is required by the Board of Commissioners at this time.

Chairman Norden adjourned the meeting at 10:18 A.M.

Clerk and Recorder

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RESOLUTION NO. 10
Series of 2015

RESOLUTION FOR COMMERCIAL DEVELOPMENT PLAN

FREMONT COUNTY DEPARTMENT OF PLANNING AND ZONING FILE
#CDP 14-002 THE OUTPOST AT TEXAS CREEK COMMERCIAL DEVELOPMENT PLAN

BE IT RESOLVED by the Fremont County Board of County Commissioners (hereafter "Board"):

THAT WHEREAS, Phillip & Teresa Poindexter (hereafter "applicant") has made application for a Commercial Development Plan to allow (7) 10'X20' Retail Stores, Mini-Storage Facility (49 storage units), Personal Services (Barber Shop, Clinic), Feed Store, Restaurant, Bar/Lounge, Automobile Sales, and a Watchman's Quarters and any other allowed uses and all allowed Business uses; and

WHEREAS, pursuant to the Fremont County Zoning Resolution previously adopted; the Planning Commission of Fremont County reviewed the application at its January 6, 2015 meeting, and recommended the **APPROVAL** of such application; and

WHEREAS, a notice containing the specific request, proposed use, date, time, and location of the public hearing, telephone number of the Fremont County Department of Planning and Zoning (hereafter "Department"), and a site plan and vicinity map were mailed fourteen (14) days prior to the public hearing, by certified mail, return receipt to the Department, to all property owners adjacent to the entire property owned by the applicant; and to the appropriate reviewing agencies; and

WHEREAS, a notice containing the specific request, proposed use, date, time, and location of the public hearing, and telephone number of the Department where additional information may be obtained, was posted on the property fourteen (14) days prior to the public hearing; and

WHEREAS, a notice of the public hearing was published by the Department, in a newspaper of general circulation in Fremont County, fourteen (14) days prior to the public hearing, and which contained the specific request, time and place of the public hearing, and an explanation of the proposed use and its location; and

WHEREAS, the Board held a public hearing concerning said application on February 10, 2015 at which time comments and evidence were considered, including all materials contained as part of the application and which were in the Department's file concerning the application; and

NOW THEREFORE, BE IT RESOLVED that the above and foregoing application and request for commercial development plan be and is hereby approved; and that the legal description of the real property so affected is described as follows:

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LEGAL DESCRIPTION

A tract of land in Section 22, Township 48 North, Range 12 East of the N.M.P.M., described as follows;

Beginning at the Southeast corner of said Tract being a point on the East line of said W1/2 SE1/4, from whence the Southeast corner of said W1/2 SE1/4 bears South 0°02.7' West 452.9 feet; thence proceeding around the tract, North 89°54' West 695.7 feet; thence North 0°02.7' East 495.4 feet to the Southerly right-of-way line of U.S. Highway No. 50; thence Easterly along said line to the East line of said W1/2 SE1/4; thence South 0°02.7' West along said line 383.7 feet to the point of beginning.

EXCEPT tract conveyed to State Department of Highways by instrument recorded October 31, 1988 in Book 891, Page 53.

County of Fremont,
State of Colorado

Commissioner Bell moved the adoption of the foregoing Resolution, with a second by Commissioner Payne, and upon a vote of the Board as follows:

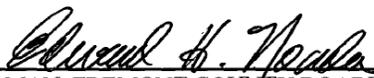
Commissioner Bell: Aye / Nay / Abstain / Absent

Commissioner Norden: Aye / Nay / Abstain / Absent

Commissioner Payne: Aye / Nay / Abstain / Absent

The Resolution was declared to be duly adopted.

DATE: February 10, 2015



CHAIRMAN, FREMONT COUNTY BOARD OF COUNTY COMMISSIONERS

ATTEST: 

FREMONT COUNTY CLERK AND RECORDER