

May 24, 2016

TENTH MEETING

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on May 24, 2016, 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: Sunny Bryant, County Manager and Matt Koch, Planning and Zoning Director

Ethan McClaugherty of Evangelical Free Church gave the Invocation.

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 / May 10, 2016
2. Approval of Minutes / Special BOCC Meeting May 17, 2016
3. Approval of Bills for May 24, 2016 / \$1,311,468.66
4. Amending Resolution #11, Series of 2016 to correct the legal description of the property. (Resolution number requested)
5. Assignment and Assumption of Lease For Hanger Number 29, Fremont County Airport
6. Schedule Public Hearings: None

Commissioner Payne moved to approve the Consent Agenda with item #4 assigned Resolution #20. Commissioner Bell seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner Bell, aye; Commissioner Norden, aye. The motion carried.

ADMINISTRATIVE/INFORMATIONAL

1. Staff / Elected Officials:
 - a. County Sales & Use Tax Report, Sunny Bryant, County Manager

Manager Bryant reported, for the month of March, Retail Sales Tax Collections were \$349,680; Sheriff-Retail Sales Tax Collections were \$233,120; and Lodging Tax was

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\$8,897. In April, Auto Use Tax Collections were \$86,174; Construction Use Tax Collections were \$9,817; Sheriff-Auto Use Tax Collections were \$57,449; and Sheriff-Construction Use Tax Collections were \$8,726.

b. County Manager Report, Sunny Bryant, County Manager

Manager Bryant reported on attending the Area Managers' Luncheon, Community Build Day at Penrose Park, the Florence Merchants Car Show, and the Weed Advisory Board Meeting. The Upper Arkansas Cooperative Weed Management Area will host the First Annual Healthy Land Stewardship event at the County Garden Park Building from 9:00 a.m. to 2:00 p.m. on June 18.

Commissioner Bell commented on the impressive work accomplished on the Community Build Day in Penrose.

Commissioner Payne reminded the community that the balloon festival would be held at the Abbey on Memorial Day weekend.

Commissioner Norden stated the presentation by a formerly homeless veteran was emotional and the stand-out at an event with the governor honoring those who participated in the 100-Day Challenge to End Veterans' Homelessness. The fiscal agent for Fremont County's participation funds for the Colorado Opportunity Scholarship Initiative reported the application was formally accepted by the Department of Higher Education. A golf tournament to raise money for the scholarship fund will be held Saturday, July 30. He also encouraged citizens to address "white top", a noxious weed, on their properties.

2. Citizens who wish to address the Commissioners on a matter not scheduled on the agenda

Lisa Hyams thanked the County for allowing the Chamber of Commerce to host the Candidate Forum in the Administration Building.

George Storey appreciated the Car Show.

OLD BUSINESS

None.

NEW BUSINESS

1. Consideration of a Proclamation for Elder Abuse Awareness Day in Fremont County, June 15, 2016
Representatives: Janell Miller and Dan Nix, Department of Human Services

Janell Miller thanked the Board for the opportunity to bring awareness to the county since elder abuse occurs across all demographics.

Dan Nix read the proclamation.

Commissioner Bell moved to adopt the Proclamation for Elder Abuse Awareness Day in Fremont County. Commissioner Payne seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Payne, aye; Commissioner Norden, aye. The motion carried.

2. Request for an additional three (3) year extension of the cessation for CUP 06-003 Northfield Coal Mine, which is set to expire on July 26, 2016. The CUP is

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for the operation of an underground coalmine and surface processing facility (to include hauling), originally approved February 27, 2007. The current three (3) year cessation expires on July 26, 2016. Northfield Coal Mine's permit portfolio that includes all appropriate and valid operating permits adds value and reduces risk to potential investors. The county land use permits are pivotal to the project. Northfield continues to pursue investors to carry the project to fruition.

The property is generally located approximately .5 miles west of the intersection of County Road #11A and County Road #79, on the north side of County Road #79 in the Williamsburg Area.

Representative: Angela Bellantoni, Environmental Alternatives, Inc.

Dr. Angela Bellantoni requested a three-year extension for the CUP.

Scott Leonhart said an outside entity has been working hard to confirm the amount of coal underground and raise funding for the project. A local cement company is interested in purchasing the coal from Northfield Coal Mine. He optimistically feels there is still an industry requirement for coal.

Commissioner Norden moved to grant an additional three-year extension for CUP 06-003 Northfield Coal Mine. Commissioner Bell seconded the motion. Upon Vote: Commissioner Norden, aye; Commissioner Bell, aye; Commissioner Payne, aye. The motion carried.

3. Request for an additional three (3) year extension of the deadline for submittal of contingency items in conjunction with CUP 10-001 Northfield Coal Mine Loadout, which is set to expire on July 26, 2016. The CUP is for the operation of a railroad loadout, which will include stockpiles of coal, the use of bulldozers, front-end loaders, and/or conveyors for the loading of the railroad cars. Said CUP was approved on May 25, 2010, contingent upon specified items being provided to the Department of Planning and Zoning within six months after approval of the application by the BOCC.

The property is located .8 miles east of the intersection of County Roads 11A & 79, on the south southeast side and north northeast side of County Road #79 and west of the railroad track, west of the City of Florence.

Representative: Angela Bellantoni, Environmental Alternatives, Inc.

Scott Leonhart said the coalmine would need the loadout to ship the coal using the railroad. This CUP is necessary and works in conjunction with the previously discussed CUP.

Commissioner Payne moved to grant an additional three-year extension for CUP 10-001 Northfield Coal Mine Loadout. Commissioner Bell seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner Bell, aye; Commissioner Norden, aye. The motion carried.

PUBLIC HEARINGS SCHEDULED FOR 10 A.M.

None.

Chairman Norden adjourned the meeting at 10:07 a.m.