

JUNE 23, 2009

1

## TWELFTH MEETING

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on June 23, 2009, 615 Macon Avenue, Room LL3, Fremont County Administration Building, Cañon City, Colorado. Commissioner Chairman Michael J. Stiehl 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	Present

Also present Bill Giordano, Planning and Zoning Director; George Sugars, County Manager, and Tina Taylor, Deputy Clerk.

Pastor Larry Chell from Christian Family Fellowship gave the Morning Prayer.

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

### APPROVAL OF AGENDA

**Commissioner Norden** stated he had corrections on the June 8<sup>th</sup> BOCC Meeting Minutes. Removed the minutes from the Consent Agenda and moved to the next meeting.

**Commissioner Lasha** stated move Item #1 Authorize Chairman to sign CDBG Contract under New Business to after the Public Hearing for CDBG Business Loan Funding.

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

### CONSENT AGENDA

**Commissioner Norden** moved to approve the Consent Agenda with the Minutes of June 8, 2009 removed. Commissioner Lasha seconded the motion. Upon vote: Commissioner Norden, aye; Commissioner Lasha, aye; Commissioner Stiehl, aye. The motion carried.

1. Approval of Minutes June 8, 2009 - REMOVED
2. Approval of Bills June 23, 2009 / \$1,115,251.13
3. LIQUOR LICENSES  
Sugarbush Store & Campground Inc  
Sugarbush Store & Campground  
9229 Highway 50  
Howard, CO 81233  
3.2 Percent Beer Retail Liquor License Renewal

### ADMINISTRATIVE/INFORMATIONAL

1. Administrative and Elected Officials

**Commissioner Lasha** said that Toby Bethel the police officer that was attacked and is a paraplegic from the Stovell incident has written a book regarding the good and evil and people in his life. He left yesterday for Las Vegas on his bike with his family and pit crew and will be talking about his faith and his travels. Commissioner Lasha wished him his very best on his trip.

**Commissioner Norden** commended and thanked County Engineer Don Moore and Road Foreman Paul Garrett in getting everything coordinated and the communication that was necessary in keeping the multiple parties informed about the bridge inspection at the Texas Creek Bridge. There was not a crack in the steel truss and the load limit was restored to eleven tons. We will be getting a report from the State Engineer on the status on all of our county bridges in a work shop session with the State Engineer to find out what our bridge ratings look like county wide.

**County Clerk Hatfield** reported earnings in the month of May to be \$632,301.03 down from a year ago \$58,114.66. Monies turned over to Treasurer for distribution to various

entities earnings was \$396,621.34 down \$4,799.69. In sales tax, the county collected \$45,836.73 which was down \$25,039.87.

**Commissioner Norden** moved to approve the County Clerk's Report. Commission Lasha seconded the motion. Upon vote: Commissioner Norden, aye; Commissioner Lasha, aye; Commissioner Stiehl, aye. The motion carried.

2. Citizens Not Scheduled – None

**NEW BUSINESS**

**CANON CITY RODEO ASSOCIATION – SPECIAL EVENTS PERMIT**

**Clarence Chess, President of the Cañon City Rodeo Association** stated they are going to have a super motor cross. The beer license is strictly for the spectators. **Commissioner Norden** inquired about the date of the event. Mr. Chess stated July 10<sup>th</sup> is for trial runs and the main event is on July 11<sup>th</sup> from 10:00 A.M. to 12:00 midnight. **Commissioner Stiehl** inquired who would be selling the beer. Mr. Chess stated they would be non drinkers who are associated with their organization.

**Commissioner Lasha** move to approve the Special Event Permit for the Cañon City Rodeo Assoc. for the motor cross event on July 10<sup>th</sup> and 11<sup>th</sup>. Commissioner Norden seconded the motion. Upon vote: Commissioner Lasha, aye; Commissioner Norden, aye; Commissioner Stiehl, aye. The motion carried.

**MERLINO'S INC., MERLINO'S BELVEDERE HOTEL & RESTAURANT CORPORATE REPORT OF CHANGES**

**Michael Merlino** stated he was adding two new Board of Directors, Mike and Susan Bell to the corporation. This will not change the operation. They will be advisors on some issues.

**Commissioner Norden** moved for approval of changing the corporate structure of Merlino's Inc., Merlino's Belvedere Hotel & Restaurant liquor license. Commissioner Lasha seconded the motion. Upon vote: Commissioner Norden, aye; Commissioner Lasha, aye; Commissioner Stiehl, aye. The motion carried.

**RESOLUTION AMENDING THE FEE SCHEDULE ASSOCIATED WITH BUILDING DEPARTMENT AND ENVIRONMENTAL HEALTH SERVICES**

**Mike Cox, Building Department Supervisor**, stated in the June 8, 2009 BOCC meeting the Colorado Division of Housing's Manufactured Housing Installation Program was adopted. This resolution is a follow up to get the appropriate fees attached to the schedule of fees for the Building Department and Environmental Health Services. Supervisor Cox described the fees and stated that they are less than what the third party inspector charges for the inspections. **Commissioner Stiehl** stated that we can do the inspections in a more timely fashion than scheduling from outside inspectors. Supervisor Cox said yes that we can combine some of the inspections.

**Commissioner Norden** moved approval of **Resolution #29, Series 2009** adopting the fee schedule for the Building Department in relation to manufactured housing inspections. Commissioner Lasha seconded the motion. Upon vote: Commissioner Norden, aye; Commissioner Lasha, aye; Commission Stiehl, aye. The motion carried.

**CHAIRMAN TO SIGN 2010 SEP CONTRACT AMENDMENT DEPARTMENT OF HEALTH CARE POLICY AND FINANCING**

**Commissioner Stiehl** stated that the Board of Social Services referred the Single Entry Point (SEP) to the Commissioners to approve this contract amendment for the 2010 Option for Long Term Care Control.

**Commissioner Lasha** moved the approval the 2010 SEP Contract for the Department of Health Care Policy and Financing. Commissioner Norden seconded the motion. Upon vote: Commissioner Lasha, aye; Commissioner Norden, aye; Commissioner Stiehl, aye. The motion carried.

**RE-NUMBER RESOLUTION FOR PARTICIPATION IN THE MANUFACTURED HOME INSTALLATION PROGRAM. NUMBER 27 WAS ISSUED TWICE.**

**Commissioner Norden** moved to make the correction to renumber the Resolution for the Manufactured Home Installation Program that was approved at the June 8<sup>th</sup> meeting from Resolution #27 to **Resolution #28, Series 2009**. Commissioner Lasha seconded the motion. Upon vote: Commissioner Norden, aye; Commissioner Lasha, aye; Commissioner Stiehl, aye. The motion carried.

**REQUEST: EXTENSION OF LLA 08-004 ZHANGTAO LOT LINE ADJUSTMENT**

Request approval of a six month extension of the Zhangtao Lot Line Adjustment through December 9, 2009 to complete the deficiencies, by W.E. Michel, Jeffery Purvis, Tyler & Kerri Kingery, and Thomas & Eva Hodges, for property which is located south of Grandview Avenue and West of Sunlight Way in the Four Mile Area.

REPRESENTATIVE: Matt Koch, Cornerstone Land Surveying, LLC

**Matt Koch** requested a six month extension for the Zhangtao Lot Line Adjustment. There are four parties involved. He said they now have to get updated title work and an updated Ratification Consent form. They are asking for an extension to complete this paper work.

**Commissioner Lasha** moved to approve the extension request for LLA 08-004 Zhangtao Lot Line. Commissioner Norden seconded the motion. Upon vote: Commissioner Lasha, aye; Commissioner Norden, aye; Commissioner Stiehl, aye. The motion carried.

**PUBLIC HEARING 10:00 A.M.**

**UAACOG CDBG Business Loan Funding**

**Contact person: Jeff Ollinger**

**Jeff Ollinger, Administrator of the Upper Arkansas Area Development Corporation Business Home Program** stated the actual applicant for the Community Development Block Grant is Chaffee County and the Arkansas Council of Governments is the sub grantee and that flows down to the Upper Arkansas Area Development Corporation. There are two parts to this hearing. One is the public input according to the public notice. Proof of publications will be in the application that we submitted to the Dept. of Local Affairs through the Governor's Office of Economic Development. The application is for \$290,000.00 of which \$250,000 is for business loans and \$40,000.00 is for administration. **Commissioner Norden** inquired if any of the funds are committed for any specific business. Administrator Ollinger said no. We have money in our existing pool of funds that we are using to fund loans and so the effort here is to increase the capitalization of the program and to provide more administrative funds. **Commissioner Stiehl** inquired if there were revolving funds. Administrator Ollinger stated we are using "revolved funds" which we obtained when we had other grants of this sort. The loans that are repaid become the asset of the Development Corporation which we have continued to lend for out now for twenty (20) years. **Commissioner Norden** inquired due to the State's fiscal situation, what are the prospects of having the dollars available for the block grant? Administrator Ollinger stated that these funds are in Governor's Office of Economic Development and Department of Local Affairs now. **Commissioner Stiehl** inquired if the \$200,000.00 was for the capitalization? Administrator Ollinger stated the total capitalization would be about \$900,000.00. **Commissioner Norden** inquired what counties qualify for this particular grant. Administrator Ollinger stated they have the core COG Counties of Lake, Chafee, Custer and Fremont, and the State ask them to pick up Park and Teller for a total of six (6) counties. **Commissioner Stiehl** inquired what types of business qualify. Administrator Ollinger stated the business that we look at would have to demonstrate the credit worthiness which is essential for the ability to repay, solid character and have some collateral. **Commissioner Stiehl** inquired if there was a maximum amount? Administrator Ollinger stated about \$125,000.00 in the GAP Program and/or \$20,000.00 per job position that is obtained.

**Commissioner Stiehl** closed the Public Hearing and returned to regular session.

JUNE 23, 2009

4

**Commissioner Lasha** inquired if they were going to have public hearings in each of the counties and if the idea is to come up with an Intergovernmental Agreement with Chafee County as the lead county? Administrator Ollinger said yes.

**Commissioner Lasha** moved to approve the Upper Arkansas Council of Governments CPG Business Loan Funding Grant application and to authorize the Chairman to sign the agreement representing Fremont County. Commissioner Norden seconded the motion. Upon vote: Commissioner Lasha, aye; Commissioner Norden, aye; Commissioner Stiehl, aye. The motion carried.

**Commissioner Stiehl** adjourned the meeting at 10:20

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Clerk and Recorder