

**June 28th, 2011**

**TWELFTH MEETING**

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on June 28th, 2011, 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
Michael J. Stiehl	Commissioner	Present
Debbie Bell	Commissioner	Present
Brenda Jackson	County Attorney	Present
Katie Barr	Clerk and Recorder	Present

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

The Morning Prayer was given by Pastor Benny Soto of Mountain View Church, and Chaplain for the Fremont County Sheriffs Department.

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 Stiehl seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Stiehl, aye; Commissioner Norden, aye. The motion carried.

**CONSENT AGENDA**

**Commissioner Stiehl** moved to approve the consent agenda. Commissioner Bell seconded the motion. Upon Vote: Commissioner Stiehl, aye; Commissioner Bell, aye; Commissioner Norden, aye. The motion carried.

**ADMINISTRATIVE/INFORMATIONAL**

1. Administrative and Elected Officials

**County Clerk Barr** gave her report for the month of May 2011. Barr reported the total dollar amount collected was \$871,153.86. There was \$398,185.16 received by the Treasurer. Fremont County Motor Vehicle Sales and Use Tax received was \$58,491.10. These total \$447,676.26 that Fremont County gets to keep which is 52% of what was actually collected. Barr stated this is \$70,770.53 more than last year. Commissioner Bell thanked Barr for the good news. Commissioner Norden moved to accept the Clerk's report for May 2011. Commissioner Bell seconded the motion. Upon Vote: Commissioner Norden, aye; Commissioner Bell, aye; Commissioner Stiehl, aye. The motion carried.

**County Manager Sugars** reminded the citizens that the County Administration Building will be closed on Monday, July 4<sup>th</sup> and will re-open on Tuesday, July 5<sup>th</sup>. Commissioner Norden noted Sugars is getting things prepared for the next budget. Sugars said in July work will begin on the 2012 budget. He will meet with Department Heads on their budgets at the end of August. Sugars hopes to have a draft form of the budget completed by the end of October.

June 28<sup>th</sup>, 2011

**Commissioner Norden** noted the Duckett Fire continues to burn in Fremont and Custer Counties. He was in Westcliffe for the public briefings given by the Type 2 Team. Norden and Sheriff Beicker were both impressed by the management of the fire by Commander Todd Pachota of the South Dakota Type 2 Team. The fire continues to burn primarily on U.S. Forest Service land in very rough terrain. Norden reminded citizens that we are currently under Stage 3 Fire Restrictions. As we approach the Fourth of July Holiday weekend he stated that fireworks of any type are prohibited. He urged residents to be vigilant regarding the ban of fireworks as we can not afford another fire. Norden explained that every year we approve money for the emergency fire fund in Colorado. This allows the State to help Counties bear the cost of a fire. When the Duckett Fire broke out the County was informed that the emergency fire fund had already been depleted due to the large fires in Larimer and Boulder Counties. For the first time ever, the County was faced with financial restrictions on fighting the fire. This is why we can not afford to have another fire.

## 2. Citizens Not Scheduled:

**Marvin Eller** lives at 3500 County Road 143 in Canon City. He had deeded the south edge of the property to the Forest Service for the north Tanner Trail Head. This runs across private property for half a mile before it adjoins the San Isabel National Forest. He noted the signs provided by the Forest Service at the Trail Head are very limited. There are some conflicts with the restrictions as camp stoves are still allowed. He did send a letter to Sheriff Beicker regarding limiting access to the forest and compliance with the ban restrictions. The Sheriff and Feds had analyzed Fremont County and feel the Oak Creek Grade area is the most vulnerable area in Fremont County outside of the Duckett Fire. Eller noted the Rio Grande National Forest and the Sand Dunes National Forest have shut down any use of fires or engines. He said the huge fire in New Mexico was caused by particle emissions from an ATV. He feels a ban of motorcycles and ATVs may be necessary during this period of time. Eller would be happy to make signs and put them up regarding the fire dangers. He said the Sheriff was having a meeting with the Feds regarding imposing further fire restrictions. Eller feels we need to do more to get the word out and ask for voluntary compliance with the ban. He is willing to help in any way possible. Commissioner Norden said that citizens have delivered this same message to the Forest Service to impose a temporary ban in the campgrounds of the San Isabel National Forest.

**Skip Moreau** told the Board he was given some rules and regulations by the Airport Manager. He was given another set of rules and regulations at the meeting that he attended in which Commissioners Bell and Stiehl were present. He has Resolution #6 from February 9, 1999 that adopts and approves the operating procedures for the Fremont County Airport and the Airport Industrial Advisory Board. The other Resolution he has was adopted April 27, 1999 that approves the minimum standards and requirements for the conduct of commercial activity services at the Fremont County Airport. Moreau asked why we are starting over when there are already regulations in place as he has two sets of rules that are almost identical. Commissioner Norden said the Fremont County Airport Advisory Committee in their role as advisors see the need for changes from time to time. The Advisory Committee has put together a draft as a result of the workshop and has issued a re-write. Norden said the re-write has gone back to the members of the Advisory Committee. The Advisory Board would then vote to recommend adoption to the board of County Commissioners. At that time the Board of County Commissioners would conduct a Public Hearing on the proposed regulations. Moreau said the Advisory Committee told him there were not any regulations approved. Commissioner Norden said perhaps Moreaus comments are premature and suggested he bring his comments before the Board of County Commissioners when they have the Public Hearing. Moreau said more education needs to be given to the people submitting the rules to the County Commissioners.

June 28<sup>th</sup>, 2011

Commissioner Bell said she and Commissioner Stiehl attended the meeting with the Airport Advisory Board. The Advisory Board sees the need for input from people who use the airport. Commissioner Bell said what the Advisory Board is trying to accomplish is to update and formalize rules and regulations that the Airport will abide by. The Advisory Board is trying to get this information out to all of its users before the regulations go before the County Commissioners. She advised Mr. Moreau to check with the Airport Manager for a copy of the proposed regulations. Commissioner Stiehl said the Feds continue to change Federal Regulations and are different now then they were ten years ago. Part of the reason for going through this process is to make sure the federal regulations are updated. Stiehl noted most of the Airport funding we receive is from grants and we need to be in compliance with federal regulations. Moreau said he understands this. His complaint is that the Advisory Board does not acknowledge any existing paperwork. Commissioner Stiehl said they have all referred to the current rules that are on record.

### **OLD BUSINESS**

1. Ratification of Adoption of a Resolution declaring the Duckett Fire as a Local Emergency and Disaster Situation.

**Commissioner Norden** said there were two matters that came before the Board in an emergency meeting on June 21<sup>st</sup> 2011. Norden said the Ratification of Adoption of the Resolution declaring the Duckett Fire a Local Emergency and Disaster Situation was tied to his previous comments regarding the cost of fighting wild fires. This will allow the County to qualify for other emergency money at the Governors discession based on the type of emergency as the emergency fire fund has been depleted. Commissioner Stiehl moved to ratify the Emergency Meeting Adoption of Resolution #26 on June 21, 2011. Commissioner Bell seconded the motion. Upon Vote: Commissioner Stiehl, aye; Commissioner Bell, aye; Commissioner Norden, aye. The motion carried.

2. Ratification of Approval of FAA grant contract for Fremont County Airport Master Plan.

**Commissioner Norden** said also at the emergency meeting on June 21<sup>st</sup> 2011 authorization was needed for the Chairman to sign a contract for the Federal Aviation Administration Grant for 2011 in relation to the master plan. County Manager Sugars said it is for the amount of \$150,000. Commissioner Stiehl moved to ratify the approval of the FAA Grant contract for the Fremont County Airport Master Plan. Commissioner Bell seconded the motion. Upon Vote: Commissioner Stiehl, aye; Commissioner Bell, aye; Commissioner Norden, aye. The motion carried.

### **NEW BUSINESS**

1. Liquor License  
Special Events Permit  
Royal Gorge Detachment Marine Corps League #138  
Event Location: 1925 S. 9<sup>th</sup> St./Rodeo Grounds  
Canon City, CO 81212  
Malt, vinous and spirituous

**Deputy Clerk Blausner** explained the Marine Corps League will be hosting a mixed martial arts competition at the Canon City Rodeo Grounds on August 13, 2011 from 5:30 P.M. until 11:30 P.M. The event will take place inside of the rodeo arena and they will be serving beer. Blausner said the applicant did post the property and provided pictures to the Commissioners of the posting.

June 28<sup>th</sup>, 2011

Don Worrell of the Marine Corps League said the proceeds of the beer sales will go to the Marine Corps League to help support their cause in the community. He said Donny Martinez and the Spartan House are helping with the event. Commissioner Norden asked how many fights they anticipate to have at the event. Don Martinez said they will have 12 fights on the card that night in the arena. Martinez explained the State provides a governing body to regulate the fights. The fights are regulated by the Department of Regulatory Agencies and The Office of Boxing. They make sure that only plastic cups are used for the beer as bottles are not allowed. Norden asked if there will be vendors selling beer in the stands. Martinez said no, the beer will only be sold in the arena in front of the stands. Commissioner Bell asked how the people who are serving the beer will be trained in recognizing someone over the age of 21 and to prevent underage drinking. Martinez said Coors will be the exclusive beer vendor at the event and will send a team to help them with the sales. Bell asked if there will be volunteers. Martinez said Coors helps them with the wristbands and the Marine Corps League will be Identifying and serving the customers. Commissioner Bell moved to approve a Special Event Liquor License for the Royal Gorge Detachment Marine Corps League on August 13<sup>th</sup> 2011 from 5:30 P.M. until 11:30 P.M. at the Canon City Rodeo Grounds. Commissioner Stiehl seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Stiehl, aye; Commissioner Norden, aye. The motion carried.

2. Liquor License
  - Optional Premise
  - Holt Family Recreation/Shadow Hills Golf Club
  - 1232 County Road 143
  - Canon City, CO 81212
  - Modification of Premises

**Deputy Clerk Blausen** explained that the original application was to include the golf course in the licensed premise area. Blausen said after researching the liquor license she discovered the State had issued a Hotel/Restaurant License rather than an Optional Premise License when the Liquor License was transferred to the Holts. She was able to get the State to correct the error so the golf course is already included in the licensed area. This application will include a deck off of the bar area, and a wall that was removed to open up the dining area. The applicant is also building a concession stand by the pool area and is requesting to be able to serve alcohol from the stand and include the pool area. Commissioner Norden asked if the pool area and snack stand will be fenced in. Blausen said yes it will be fenced. Norden asked the applicant Beth Holt-Madone if she wanted to add anything to the explanation. Beth said they required their Food and Beverage Manager and Bartenders to attend the liquor training class put on by the City. They are trying to be pro-active in preventing underage drinking. Commissioner Norden asked if the construction had been completed yet. Beth said the snack shack is almost finished. They are still working on some items to be installed that will meet the Health Department requirements. The building itself is complete. Commissioner Bell said she is so happy to see that the Holt Family is doing such a great job with the golf course. She thanked Beth for continuing to improve the golf course and its facilities. Beth thanked Commissioner Bell for her encouragement. Commissioner Norden said there is a letter in the file from Sheriff Beicker stating he has inspected the premises and found everything to be in order. Commissioner Bell moved to approve the Modification of Premises Liquor License for Holt Family Recreation/Shadow Hills Golf Club. Commissioner Stiehl seconded the motion. Upon Vote: Commissioner Bell aye; Commissioner Stiehl, aye; Commissioner Norden, aye. The motion carried.

3. Consideration of Extension of Moratorium on Medical Marijuana Centers.

**Commissioner Norden** said this is an extension of an action the Board of Commissioners took in October 2010.

June 28<sup>th</sup>, 2011

As a result of new legislation the Colorado Department of Revenue is still in the rule making process. County Attorney Jackson explained there are two new pieces of legislation regarding medical marijuana that were recently passed. The rule making for the 2010 legislation is almost complete, but they modified the statute significantly. The 2011 legislation still has to go through another year of rule making. The 2011 legislation did authorize local governments like Fremont County that have moratoriums in place on new establishments to extend the moratorium until June 30, 2012. This resolution provides for an extension of the current moratorium. This will allow all of the rules to be in place before the County takes further action. If the rules are finalized prior to June 30, 2012 Jackson said the Board of Commissioners would be able to take action at that time. Commissioner Stiehl moved to approve Resolution #27 extending the temporary moratorium on the construction or alteration or use of any building, structure or properties that manufacture, distribute and/or sale of medical marijuana until the effective date of the rules adopted by the Colorado Department of Revenue for licensing such facilities. Commissioner Bell seconded the motion. Upon Vote: Commissioner Stiehl, aye; Commissioner Bell, aye; Commissioner Norden, aye. The motion carried. Resolution #27 is attachment "A" to these minutes.

4. Approval of Task Order Contract – Waiver #154 2011-2012 Public Health Emergency Preparedness and Response Scope of Work

**County Manager Sugars** said this is a contract with the Colorado Department of Health and Environment in an amount not to exceed \$29,833 for the state fiscal year of 2012. This will allow us to have some state funds set aside to continue the collaboration with CDPHE emergency preparedness and response division. In the event of a pandemic or other emergency there would be some funds available to help deal with the emergency. Commissioner Bell moved to authorize the Chairman to sign the Task Order Contract Waiver #154 2011-2012 Public Health Emergency Preparedness and Response Scope of Work with the Colorado Department of Public Health and Environment. Commissioner Stiehl seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Stiehl, aye; Commissioner Norden, aye. The motion carried.

5. Fremont County Drought Emergency Declaration.

**Commissioner Stiehl** explained the Fremont County Cattlemen had met recently. They were going to write a letter to the Board of County Commissioners requesting to declare a drought emergency in Fremont County. This would allow the Cattlemen to participate in loans, grants, and other relief that may be offered due to the drought conditions we are experiencing. Stiehl said Fremont County is in a severe drought even though the Arkansas River is raging. The record snowfall that occurred through out Colorado was not record in the Arkansas Basin except around Leadville. We are reduced to about 25% of normal since March in Fremont County. Ranchers are selling off livestock as their pastures are not developing. The freeze earlier this year damaged many pastures and crops. Commissioner Stiehl moved to approve Resolution #28 declaring a local disaster and emergency situation concerning drought conditions in Fremont County. Commissioner Bell seconded the motion. Commissioner Norden added that Senator Mark Udall said the United States Department of Agriculture has issued a disaster declaration for Baca, Otero and Crowley Counties. Norden said Governor Hickenlooper did request drought assistance for nine additional Counties including Fremont, Chaffee and Custer Counties. Commissioner Bell said she is aware that a lot of people are suffering right now but is glad to see the State and Federal Officials see the issues in our County. Upon Vote: Commissioner Stiehl, aye; Commissioner Bell, aye; Commissioner Norden, aye. The motion carried. Resolution #28 is attachment "B" to these minutes.

June 28<sup>th</sup>, 2011

6. Consideration of a Fifth Amendment to lease office space at the Fremont County Administration Building to the Colorado Department of Regulatory Agencies for the state electrical and plumbing operations.

**County Manager Sugars** said this is a routine lease extension for one year. It is an amendment to a current lease we already have in place with the State of Colorado. It continues at the same rate as last year and previous years. Commissioner Stiehl noted that Fremont County defers to the State Inspectors for plumbing and electrical regulations during the building process. Stiehl said not only is it convenient for them to be located in our building, but it is also profitable for Fremont County. Commissioner Stiehl moved to approve the Fifth Amendment to the lease of office space to the Colorado Department of Regulatory Agencies for electrical and plumbing operations. Commissioner Bell seconded the motion. Upon Vote: Commissioner Stiehl, aye; Commissioner Bell, aye; Commissioner Norden, aye. The motion carried.

7. Request: SRU 10-006 Sporting Times Ranch & Red Horse B&B Extension of Contingency Deadline and waiver of Extension Fee. Request approval of an extension of the deadline for submittal of contingency items (time frame not specified by Applicant – normally 6 months) and a waiver of the Extension fee (\$150.00) in conjunction with Special Review Use #SRU 10-006 Sporting Times Ranch & Red Horse B&B. Said Special Review Use was approved on January 11, 2011, contingent upon specified items being provided to the Department of Planning and Zoning within 6 months after approval of the application by the BOCC. The property is located on the west side of Garden Park Road, 4.5 miles north of the intersection of Field Avenue and Red Canyon Road (aka Garden Park Road). Representative: Karen Colburn & Cort Stevens.

**Planning & Zoning Director Giordano** explained the applicant is asking for an extension of the upcoming deadline of July 11, 2011. They are also asking for a waiver of the extension application fee. Giordano noted the extension is being requested because Karen Colburn (the applicant) suffered a spinal injury in an accident and had to put the process on hold. Both applicants did come to the meeting yesterday and did request a twelve month extension. If the extension is granted today it would go till July 11, 2012. Per policy the extension fee was paid up front. If the fee is waived today a refund check will be issued. Commissioner Bell said they did get to see Karen yesterday and they all wish her a speedy recovery. Commissioner Bell moved to approve the one year extension of the contingency deadline and the waiver of the \$150 extension fee for SRU 10-006 Sporting Times Ranch and Red Horse Bed and Breakfast. Commissioner Stiehl seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Stiehl, aye; Commissioner Norden, aye. The motion carried.

**Commissioner Norden** asked County Manager Sugars if they were going to consider action on the Consultants Contract for the Fremont County Airport today. Sugars said the contract is still being negotiated and he hopes to have it on the agenda for the July 12<sup>th</sup> 2011 Board of County Commissioners Meeting.

**Chairman Norden** adjourned the meeting at 10:22 A.M.

June 28<sup>th</sup>, 2011

Attachment "A"

RESOLUTION NO. 27, SERIES 2011

**A RESOLUTION EXTENDING THE TEMPORARY MORATORIUM ON THE CONSTRUCTION, ALTERATION, OR USE OF ANY BUILDING, STRUCTURE, OR PROPERTIES FOR THE MANUFACTURE, DISTRIBUTION AND/OR SALE OF MEDICAL MARIJUANA UNTIL THE EFFECTIVE DATE OF THE RULES ADOPTED BY THE COLORADO DEPARTMENT OF REVENUE FOR LICENSING SUCH FACILITIES.**

**WHEREAS**, on October 26, 2010, the Fremont County Board of County Commissioners adopted Resolution Number 52, Series of 2010, which placed a temporary moratorium on the construction, alteration, or use of any building, structure or properties for the commercial dispensing and/or sale of medical marijuana until the effective date of the rules as adopted by the Colorado Dept. of Revenue for Licensing Such Facilities; and

**WHEREAS**, the Colorado State Legislature has passed House Bill 11-1043, which clarifies and changes many provisions of §12-43.3-101 et seq., C.R.S. regarding medical marijuana; and

**WHEREAS**, HB11-1043 provides that a county that has adopted a temporary moratorium regarding medical marijuana shall be specifically authorized to extend the moratorium until June 30, 2012; and

**WHEREAS**, the Colorado Department of Revenue has begun the rule-making process which will ultimately enact rules and regulations concerning the licensing of medical marijuana facilities; and

**WHEREAS**, the Board of County Commissioners for Fremont County believes that it would be in the best interests of all citizens of Fremont County, as well as potential medical marijuana facility owners or operators, to extend the temporary moratorium until such time that the Colorado Department of Revenue has adopted the rules and regulations interpreting and clarifying the provisions of HB11-1043 and House Bill 10-1284; and

**WHEREAS**, it is in the best interests of the citizens of Fremont County to temporarily prohibit the use, construction, alteration or reconstruction of any building, structure or property for medical marijuana dispensaries, provided that such use, construction, alteration or reconstruction is proposed to occur on or after the effective date of this Resolution; and

**WHEREAS**, by adopting this Resolution, it remains the intention of the Board of County Commissioners to allow the continuation of any medical marijuana operations that were lawfully established prior to the initial date of this moratorium; and

**WHEREAS**, allowing or permitting new medical marijuana operations prior to the finalization of the licensing rules and regulations contemplated by the State Department of Revenue could be contrary to statute and could result in conflicts between the County regulations and State rules.

June 28<sup>th</sup>, 2011

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF FREMONT COUNTY:**

1. The use, construction, alteration or reconstruction of any building, structure or property for medical marijuana dispensaries is hereby prohibited in the unincorporated territory of Fremont County until June 30, 2012, unless lifted by Board Resolution prior to such date.
2. Medical marijuana distribution and sale operations lawfully in effect prior to October 26, 2010, shall be permitted and allowed to continue such operations at their present, approved location, notwithstanding the adoption of this extension to the moratorium.
3. This moratorium shall apply only to commercial, nonprofit, collective or cooperative uses and shall not apply to persons who are certified medical marijuana users for their own individual use.
4. The extension of this moratorium shall be effective as of the date of adoption

Commissioner Stiehl moved adoption of the foregoing Resolution, seconded by Commissioner Bell and approved by roll call vote as follows:

Debbie Bell	<u>Aye</u>	Nay	Abstain	Absent
Edward H. Norden	<u>Aye</u>	Nay	Abstain	Absent
Michael J. Stiehl	<u>Aye</u>	Nay	Abstain	Absent

Date: June 28, 2011

**BOARD OF COUNTY COMMISSIONERS OF FREMONT COUNTY**      **ATTEST:**

By: Ed H. Norden  
Chairman

By: Ratie E. Bau  
Clerk to the Board

June 28<sup>th</sup>, 2011

Attachment "B"

RESOLUTION NO. 28, SERIES OF 2011

**RESOLUTION DECLARING A LOCAL DISASTER AND EMERGENCY SITUATION  
CONCERNING DROUGHT CONDITIONS IN FREMONT COUNTY**

**WHEREAS**, the Board of County Commissioners is granted the authority to declare a local disaster emergency pursuant to §24-32-2109, C.R.S.; and

**WHEREAS**, a disaster is defined in §24-32-2103(1.5), C.R.S. as the occurrence or imminent threat of widespread or severe damage, injury or loss of life or property resulting from any natural cause, including drought; and

**WHEREAS**, Fremont County has been experiencing significant drought conditions, which are classified as "Severe" by the U.S. Drought Monitor; and

**WHEREAS**, Fremont County experienced early season freezing conditions in 2011, which damaged orchard crops by an estimated 50% and have damaged other crops in the County; and

**WHEREAS**, the Colorado Agricultural Meteorological nETwork (COAGMET) stations throughout Fremont County are reporting a 50% to 75% reduction in the average precipitation in the county, particularly since March of 2011; and

**WHEREAS**, the severe drought conditions in Fremont County are causing widespread or severe damage and injury to property in the form of an estimated 50% decline in orchard crop production (in addition to the damage from freezing); reduced hay and other crops estimated to be as low as 15% of normal production in certain areas; increase in the sale of livestock at reduced prices due to lack of pasture and potential winter hay shortages; and

**WHEREAS**, livestock ranchers and producers throughout the County are being forced to supplement the food supply for livestock with protein blocks due to decreased pasture; and

**WHEREAS**, recent wildfires occurring in Fremont County have further reduced the forage crops available for livestock grazing and hay production; and

**WHEREAS**, the Board of Commissioners for Fremont County have been requested by the Fremont Cattlemen's Association and the Fremont County Farm Service Agency Emergency Board, to declare a local disaster emergency due to drought conditions existing throughout the County; and

**WHEREAS**, the weather conditions in Fremont County remain dry and windy and fire bans remain in effect throughout the County, with maximum restrictions in the urban/wildland interface areas and in the rural areas of the County; and

**WHEREAS**, the Board of County Commissioners finds that it is necessary to declare a disaster emergency situation and authorize the use of available emergency reserve funds, if necessary, to mitigate damages to county government and cover other related and unanticipated expenses; and

**WHEREAS**, the Board of County Commissioners through the Office of Emergency Management finds that it is necessary and essential to activate the response and recovery aspects of any and all applicable local and interjurisdictional disaster emergency plans and to authorize the furnishing of aid and assistance under such plans.

June 28<sup>th</sup>, 2011

**NOW THEREFORE, BE IT RESOLVED AND DECLARED** by the Board of Commissioners for Fremont County that a local disaster emergency exists for Fremont County due to severe drought conditions existing throughout the County.

**BE IT FURTHER RESOLVED** that the Board of Commissioners urges and encourages Governor John Hickenlooper to consider drought conditions throughout the state in accordance with the Colorado Drought Response Plan and take such measures as necessary to reduce the impacts of water shortages on Colorado's people, property and environment over the short or long term as appropriate.

**BE IT FURTHER RESOLVED:**

1. That the Director of Emergency Management for Fremont County is directed to implement and activate the response and recovery aspects of any and all applicable local and interjurisdictional disaster emergency plans;
2. The Director of Emergency Management is further directed to seek available reimbursement through appropriate local, state and national agencies, including the U.S. Department of Homeland Security and the Federal Emergency Management Agency;
3. This Declaration shall be effective upon adoption by the Board of Commissioners and shall remain in effect until such time as weather conditions warrant the cancellation of the declaration.

Commissioner Stiehl moved the adoption of the foregoing Resolution with a second by Commissioner Bell.

Debbie Bell	<u>AYE</u>	NAY	ABSTAIN	ABSENT
Edward H. Norden	<u>AYE</u>	NAY	ABSTAIN	ABSENT
Michael J. Stiehl	<u>AYE</u>	NAY	ABSTAIN	ABSENT

The Resolution was declared to be duly adopted.

Date: June 28, 2011

Ed H. Norden  
Chairman

Attest: Katie E. Barr  
Clerk