

August 22 2006

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TWENTIETH MEETING

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on August 22, 2006, 615 Macon Avenue, Room LL3, Fremont County Administration Building, Cañon City, Colorado. Commissioner Chairman Michael Stiehl called the meeting to order at 9:30 A.M.

Michael J. Stiehl	Commissioner	Present
Edward H. Norden	Commissioner	Present
Larry Lasha	Commissioner	Present
Brenda Jackson	County Attorney	Present

Also present Finance Director, Dana Angel; Marshall Butler, Assistant Planning and Zoning Director and Kris Lang, Deputy Clerk.

The Morning Prayer was given by Reverend William Carson of the First Christian Church, Disciples of Christ.

The Pledge of Allegiance to the Flag of the United States of America was recited by those present.

APPROVAL OF AGENDA

Commissioner Lasha moved to revise the verbiage under the Consent Agenda for Item 5 from Schedule Public Hearing Date of September 12, 2006 for Kernal Estate to Schedule Public Meeting. The motion was seconded by Commissioner Norden. Upon vote: Commissioner Lasha, aye; Commissioner Norden, aye; Commissioner Stiehl, aye. The motion carried.

CONSENT AGENDA

Commissioner Lasha moved to approve the Consent Agenda:

1. Approval of Minutes, August 8, 2006
2. Approval of Bills, August 22, 2006 / \$926,168.56
3. LIQUOR LICENSES
MARTIN TIMOTHY L AND MARTIN BARBARA F
GOOSEBERRY PATCH RESTAURANT
660 HWY 15
PENROSE, CO. 81240
Hotel and Restaurant Liquor License Renewal – Malt, Vinous and Spirituous
4. Adoption of Resolution #61, Series of 2006, file #ZC 06-003 Airport Industrial Park West.
5. Schedule Public Meeting Date of September 12, 2006 for Kernal Estates.

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

ADMINISTRATIVE/INFORMATIONAL

1. Staff/Elected Officials

Commissioner Norden reported that a Special Meeting is scheduled for Thursday, August 31, 2006 at 9:30 A.M. and that Agenda will expressly deal with the three-ballot issues the County Commissioners intend to add on the November 2006 Election. He reported the first ballot issue required specific language dealing with the property tax for

the Fremont County Sheriffs Department with regards to the jail expansion and patrol issues.

The second ballot issue addresses finances for the Road and Bridge Department with regards to upgrading the road conditions in Fremont County. The third ballot issue is the renewal of the Fremont County Lodging Tax that will expire at the end of 2006.

Commissioner Lasha commented that grasses, weeds and brush are thriving with the recent rains, however, he cautioned in the event of any reoccurring drought conditions, fire precautions will need to go back into effect.

Commissioner Stiehl reported the road repairs in the Lincoln Park Area have been on going for several months with the replacement and installation of water and sewer lines and he wanted to thank citizens for their patience during the construction.

Commissioner Norden reported the Board of Commissioners had a meeting on August 14th with the Department of Local Affairs to discuss the possibilities of any State Grant programs that could assist the County with the damage expenses as a result of the flash flooding of July 5th. **Commissioner Lasha** reported he accompanied the Army Corp of Engineers on a tour of the damaged areas last week in an effort to acquire financial assistance for the County.

2. Citizens Not Scheduled. There were none.

NEW BUSINESS:

ACCESSORS OFFICE – PETITION FOR REFUND OF TAXES: FIRST SOUTHERN BAPTIST CHURCH OF CAÑON CITY. SCHEDULE #999-24-063 TAX YEAR 2005 \$2,266.06

Commissioner Stiehl reported the State Department Property of Taxation approved the petition for a refund of 2005 taxes on the First Southern Baptist Church for \$2,226.06 and now required approval by the Fremont County Board of Commissioners. **Commissioner Lasha** made a motion to approve **Resolution #49** for the refund of taxes in the amount of \$2,226.06. The motion was seconded by Commissioner Norden. Upon vote: Commissioner Lasha, aye; Commissioner Norden, aye; Commissioner Stiehl, aye. The motion carried with the adoption of **Resolution #49**.

REQUEST: SBW 06-001 HOLIDAY RV

Dick Kaufman, Holiday RV Sales Manager stated they were requesting approval for a waiver of hard surfacing requirements for the driveway, customer and employee parking areas associated with the proposed Holiday RV, located at 0198 Fremont County Road #123 in the “Four Mile Area”. The said property is to be used for recreational vehicle sales. The subject property is located in the Business Zone District. Mr. Kaufman reported the area was covered in several inches of gravel and rock allowing for adequate drainage. He stated the handicap parking space and ramp would be hard -surfaced.

Commissioner Lasha expressed concern over the lack of a culvert at the driveway entrance and asked Mr. Kaufman if he would agree to meet with the District #1 Road Foreman, Oscar Lee on an applicable solution. Mr. Kaufman agreed. **Commissioner Lasha** made a motion to approve a four year waiver of hard surfacing, confirming that the handicap parking space and ramp would be hard surfaced and that Mr. Kaufman would meet with Mr. Lee regarding the erosion and lack of a culvert at the driveway entrance. The motion was seconded by Commissioner Norden. Upon vote: Commissioner Lasha, aye; Commissioner Norden, aye; Commissioner Stiehl, aye. The motion carried.

RESOLUTION #62 AUTHORIZING THE CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE THE GRANT AGREEMENT WITH THE STATE BOARD OF THE GREAT OUTDOORS COLORADO TRUST FUND PROVIDING FUNDING FOR THE COTOPAXI BASEBALL FIELD.

Commissioner Norden reported that as a requirement of GOCO, Fremont County together with the RE-3 School District are seeking a \$31,000 Grant for the renovation of the facilities at the Cotopaxi High School baseball field. Improvements include a drilled-well providing water disbursement to the site of the baseball field for a grass infield. **Brenda Jackson** reported that the RE-3 School District would need to sign the Inter Governmental Agreement with the County for the Grant Agreement to be effective. **Commissioner Norden** made a motion to approve **Resolution #62** authorizing the Board of Commissioners Chairman to Execute the Grant Agreement with GOCO regarding the Cotopaxi baseball field with the condition that the School District RE-3 sign the IGA with the County for the administration of the Grant. The motion was seconded by Commissioner Lasha. Upon vote: Commissioner Norden, aye; Commissioner Lasha, aye; Commissioner Stiehl, aye. The motion carried with the adoption of **Resolution #62**.

RESOLUTION #63 COMPLIANCE WITH SENATE BILL 06-090 CONCERNING LOCAL GOVERNMENT COOPERATION WITH FEDERAL OFFICIALS REGARDING THE IMMIGRATION STATUS OF PERSONS IN THIS STATE.

Brenda Jackson reported the Board of Commissioners had previously signed a Certification under the same Senate Bill as required by the Department of Local Affairs for the purpose of disbursement of Grant funds. This compliance requires the Board of Commissioners provide this written notice to the Fremont County Sheriff and that he comply with the notice requirements and provide this written notice to his Deputies informing them of their duty to cooperate with State and Federal Officials with regards to enforcement of State and Federal laws regarding immigration. **Commissioner Norden** made a motion to approve **Resolution #63** stating Fremont County's intent to comply with the immigration issues as required in the Senate Bill 06-090. The motion was seconded by Commissioner Lasha. Upon vote: Commissioner Norden, aye; Commissioner Lasha, aye; Commissioner Stiehl, aye. The motion carried with the adoption of **Resolution #63**.

QWEST REGARDING HIGH SPEED INTERNET TO THE PENROSE AREA

Abel Chavez, QWEST Marketing Director gave a presentation outlining the opportunities and options of high-speed internet access now available in the Penrose area. Commissioner Lasha suggested to Mr. Chavez that his presentation would be additionally informative at the monthly meeting of the Penrose Chamber of Commerce.

Commissioner Stiehl adjourned the meeting at 10:20 A.M.

County Clerk