

September 27, 2016

## EIGHTEENTH MEETING

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on September 27, 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	Absent
Brenda Jackson	County Attorney	Absent

Also present: County Manager Sunny Bryant and Planning and Zoning Director Matt Koch

Christopher McDaniel from St. Thomas More 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 with the addition to New Business Item #7 Consideration to Appoint a New Member to Fill a Vacancy on Fremont County Tourism Council. 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 / September 13, 2016
2. Approval of Bills for \$ 969,420.91
3. 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.

### ADMINISTRATIVE/INFORMATIONAL

1. Staff / Elected Officials:
  - a. County Treasurer's Semi-Annual Report and Public Trustee's Quarterly Report - Kathy Elliott, County Treasurer

**Treasurer Elliott** reported in the Quarterly Report the number of foreclosures initiated for the period of April, May, and June 2016 were 23. Her office processed 447 Release of Deeds of Trust. The total Public Trustee Fees collected were \$28,074.91, and the total expenses of the operation of the Public Trustee Office were \$57,521.41. Treasurer Elliott reported the number of foreclosures have dropped significantly from 2015.

## September 27, 2016

**Treasurer Elliott** reported in the Semi-Annual Report that the County is currently up \$7 million from where it was in 2015. A large portion of the funds is money for the Sheriff's Office renovation, but tax collections are up \$2 million.

**Commissioner Bell** moved to accept the County Treasurer's Semi-Annual Report and Public Trustee's Quarterly Report. Commissioner Payne seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Payne, aye; Commissioner Norden, aye. The motion carried.

### b. County Manager Report, Sunny Bryant, County Manager

**Manager Bryant** reported on attending the CCI Mountain District Meeting, the Area Managers' Luncheon, and a meeting with the State to discuss Certified Local Governments. Current County projects include the Pathfinder Park Water Line and Parking Lot, the Fremont County Airport Modular Installation for Colorado Fire Command Center, and the Sheriff's Kitchen and Laundry Remodel.

### c. Sales & Use Tax Report, Sunny Bryant, County Manager

**Manager Bryant** reported through the month of July, Retail Sales Tax Collections were \$412,488; Sheriff-Retail Sales Tax Collections were \$274,966; and Lodging Tax was \$14,247. Through the month of August, Auto Use Tax Collections were \$96,221; Sheriff-Auto Use Tax Collections were \$64,147; Construction Use Tax Collections were \$32,162; and Sheriff-Construction Use Tax Collections were \$10,084.

**County Manager** gave an update on the budget preparation. The first 2017 budget meeting will be Thursday, September 29. The first budget hearing will be during the November 8 BOCC meeting.

**Commissioner Payne** expressed his appreciation to Walter Schepp who donated 160 acres to the recreation district to add to the trails from New York Avenue to the Ecology Park for the South Canon Trails.

**Commissioner Bell** reminded citizens of Apple Day on Saturday October 1. The parade will begin at 11:00 a.m. with many other festivities throughout the day.

**Commissioner Norden** reported on the Homeless Coalition monthly meeting. Currently they are working to identify resources available in Fremont County to coordinate efforts in addressing the homeless situation. The next meeting will be Thursday, October 20, at First United Methodist Church.

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

**Karen Hunter** had objected to religious invocation in a previous meeting and continues to object to the invocation at the start of the BOCC meetings. She presented research on how many times invocation has been given at meetings since 2012, believing that was when invocation started.

**Commissioner Bell** referred to the July 13, 2004 BOCC Minutes posted online where morning prayer had been given even though it had not been noted on the Agenda.

**George Storey** spoke of the hope for positivity from Hayden Pass Fire.

## **OLD BUSINESS**

1. Special Events Liquor License (Item Tabled from September 13, 2016)  
Equine Lameness Prevention Organization Inc.

**September 27, 2016**

401 4th Ave Penrose, CO  
Review of amended map showing proposed licensed premises

**Commissioner Bell** moved to approve the amended map showing the proposed licensed area. Commissioner Payne seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Payne, aye; Commissioner Norden, aye. The motion carried.

**NEW BUSINESS**

1. Consideration to re-appoint Leonard Mino and Thomas Schilf to the Fremont County Airport Advisory Board for an additional three-year term ending October 1, 2019

**Commissioner Norden** moved to re-appoint Leonard Mino and Thomas Schilf to the Fremont County Airport Advisory Board. Commissioner Bell seconded the motion. Upon Vote: Commissioner Norden, aye; Commissioner Bell, aye; Commissioner Payne, aye. The motion carried.

2. Ratification of Chairman's Signature on Change Order #1 for the Fremont County Justice Center Kitchen and Laundry Remodel

**Manager Bryant** said the first change order is for \$1,067.48 to change the size of the door.

**Commissioner Payne** moved to ratify the Chairman's Signature on Change Order #1 for the Fremont County Justice Center Kitchen and Laundry Remodel. Commissioner Bell seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner Bell, aye; Commissioner Norden, aye. The motion carried.

3. Consideration of Change Orders # 2-6 and Authorization for Chairman's signature

**Manager Bryant** reported Change Order #2 is for \$9,457.93 and an additional two working days; Change Order #3 is to allow Mathews Electric to do the electrical work; Change Order #4 switches the HVAC Contractor from Westover to MSI which saves the County \$22,832.00; Change Order #5 is for \$6,288.92; and Change Order #6 reduces the cost by \$295.00. The total of the change orders is a reduction in \$6,312.67 to the cost of the project.

**Commissioner Bell** moved to approve Change Orders #2-6 and authorize the Chairman's signature on said changes. Commissioner Payne seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Payne, aye; Commissioner Norden, aye. The motion carried.

4. Consideration of a Lease Agreement for Helibase Office Space with the State of Colorado Department of Public Safety for the use and benefit of the Division of Fire Prevention and Control

**Manager Bryant** said the lease is for 6000 square feet at \$1,140 per month rent with an increase of 3% each year and ending June 30, 2021.

**Commissioner Payne** moved to approve the Lease Agreement for Helibase Office Space with the State of Colorado Department of Public Safety for the use and benefit of the Division of Fire Prevention and Control. Commissioner Bell seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner Bell, aye; Commissioner Norden, aye. The motion carried.

5. New Liquor License

**September 27, 2016**

My Sisters Place LLC  
 DBA My Sisters Place at the Royal Gorge  
 Hotel & Restaurant Liquor License  
 19 County Rd 3A, Canon City, CO  
 Representative: Diana Drake

**Diana Drake** said her restaurant has been in operation since late May when she received the food license. She plans to sell beer and alcohol to patrons, but the primary operation will be a restaurant.

**Commissioner Payne** moved to approve Liquor License application for My Sisters Place LLC DBA My Sisters Place at the Royal Gorge. Commissioner Bell seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner Bell, aye; Commissioner Norden, aye. The motion carried.

6. MS 16-001 Moose Point Minor Subdivision - Request approval of a Minor Subdivision for property that is located on the east side of Locust Street, 570 feet north of the intersection of Colorado State Highway 115 (Cedar Avenue) and Locust Street, in the Lincoln Park area. Lot 1 has an existing house and Lot 2 will be for a future house. The property is 2.96 acres.  
 Representative: George Hall, Crown Point Land Service

**George Hall** said the applicant would like to split the existing lot into two separate lots. The existing house will be on 1.1 acres, and a new house will be constructed on the second lot.

**Director Koch** reported all items were submitted as part of the application. The Planning Commission recommended approval on September 6, 2016. He reviewed the 11 contingencies items.

**Commissioner Bell** moved to approve the MS 16-001 Moose Point Minor Subdivision with the 11 recommended contingency items deferring items #5, 6, 7 and 9 until the building permit process. Commissioner Payne seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Payne, aye; Commissioner Norden, aye. The motion carried.

7. Consideration to Appoint a New Member to Fill a Vacancy on Fremont County Tourism Council

**Commissioner Bell** moved to appoint Blane Heckart to the Fremont County Tourism Council for a term ending January 1, 2018. Commissioner Payne seconded the motion. Commissioner Bell, aye; Commissioner Payne, aye; Commissioner Norden, aye. The motion carried.

**PUBLIC HEARINGS SCHEDULED FOR 10 A.M.**

None.

**Chairman Norden** adjourned the meeting at 1:08 p.m.

**September 27, 2016**

**Fremont County Board of Equalization**

Tuesday, September 27, 2016

10:00 a.m.

The Board of Commissioners of the County of Fremont, State of Colorado, acting as the Fremont County Board of Equalization met on September 27, 2016, 615 Macon Avenue, Room LL3, Fremont County Administration Building, Cañon City, Colorado. Commissioner Chairman Edward Norden convened the meeting at 10:08 a.m.

**NEW BUSINESS**

1. Hearing on Neal and Nita Robertson's Petition for Abatement or Refund of Taxes

**Commissioner Norden** noted the petitioners did not appear.

**Commissioner Bell** moved to issue an administrative denial for the Petition for Abatement or Refund for Neal and Nita Robertson. Commissioner Payne seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Payne, aye; Commissioner Norden, aye. The motion carried.

**Commissioner Norden** closed the meeting at 10:09 a.m.