

October 24, 2006

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TWENTY-SIXTH MEETING

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on October 24, 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
Norma Hatfield	Clerk and Recorder	Present

Also present Finance Director, Dana Angel; Bill Giordano, Planning and Zoning Director and Kris Lang, Deputy Clerk.

Reverend David Freehling of United Presbyterian Church gave the Morning Prayer.

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

CONSENT AGENDA

Commissioner Norden moved to approve the Consent Agenda.

1. Approval of Minutes October 10, 2006
2. Approval of Bills, October 24, 2006 / \$511,621.68
3. LIQUOR LICENSES
4. Adoption of Resolution #55, Series of 2006, file #ZC 06-002 Baxter Zone Change
5. Adoption of Resolution #69, Series of 2006, file #SRU 06-002 Verizon Wireless Tower (Cornella Property)
6. Adoption of Resolution #70, Series of 2006, file #ZC 06-004 Hadley Zone Change
7. Adoption of Resolution #71, Series of 2006, file #ZC 06-005 Cranberry Park Zone Change
8. **SCHEDULING OF PUBLIC HEARINGS / NONE**

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

ADMINISTRATIVE/INFORMATIONAL

1. Staff/Elected Officials

Jim Beicker, Fremont County Sheriff announced as per the election security plan, his department would be providing additional security on Election Day at the Administration Building and will increase security monitoring at the polling places

Norma Hatfield, Clerk and Recorder complimented the sheriff, sheriff's department and volunteer deputies for their security assistance throughout the election period. She reported 310 early votes were received and 4,471 absentee ballots have been mailed out in the election office. Ms. Hatfield expressed thanks to her election staff for their dedication in processing absentee requests and ballots.

Commissioner Norden announced Fremont County was awarded \$500,000.00 on the Gaming Impact Grant request of \$648,000.00 and confirmation was forthcoming. He remarked that priorities would need to be established for those monies including the chip seal of Phantom Canyon Road, High Park Road and the necessary road and bridge

equipment. **Commissioner Stiehl** reported that substantial time and energy is dedicated to keeping the roads to Cripple Creek open with the designation of road and bridge equipment. **Commissioner Lasha** remarked that citizens traveling Phantom Road to Cripple Creek are aware of the road repair required.

2. Citizens Not Scheduled. There were none.

NEW BUSINESS:

PAUL HOLSCHER / AUDIT REPORT

Paul Holscher of Johnson, Holscher and Company presented the 2005 Annual Audit Report for Fremont County. He reported this is the third year Fremont County's audit was processed under the Governmental Accounting Standards Board. This process presents the audit in a basic balance sheet format. Mr. Holscher reviewed the County's assets, liabilities, revenues, grants and budget comparisons. He commented that the Fremont County General Fund has been decreasing during the past few years and that a separate fund is proposed for the Sheriffs Department. He explained prior to GASB 34 the County did not have to capitalize the infrastructure, however this year it was a requirement referencing back twenty years for capitalization. He remarked that the Fremont County Finance Director, Dana Angel has already started the process.

Commissioner Lasha requested a brief description of the long-term debt certificate of participation and related timetables. Mr. Holscher replied the County obligations average two million per year thru 2026.

Commissioner Norden requested comparison of the Sheriff Department Budget against the total Property Tax collections. Mr. Holscher stated the Sheriff Department expense is 4.3 million and Property Tax collected for Fremont County is 3.7 million.

Dana Angel, Finance Director shared survey information obtained on the ten largest Counties in Colorado. Of the ten Counties surveyed, El Paso County was similar to Fremont County whereas the Sheriff Department expenses exceeded the Property Tax collected. He reported that Colorado Springs, El Paso County has a Sales Tax base averaging five times the Property Tax collected. Mr. Angel advised Fremont County's Property Tax and Sales Tax collected are equal in percentages. He explained that Fremont County does not have comparable revenue sources as other Counties and it clearly illustrates the need to increase either the Property Tax or Sales Tax in order to provide the services essential to the County.

Commissioner Lasha made a motion to accept Johnson, Holscher and Company Annual Audit Report for 2005. The motion was seconded by Commissioner Norden. Upon vote: Commissioner Lasha, aye; Commissioner Norden, aye; Commission Stiehl, aye. The motion carried.

SCHEDULE A PUBLIC HEARING FOR 2007 BUDGET

Dana Angel, Finance Director recommended the 2007 Fremont County Budget Public Hearing be scheduled for Tuesday, November 21, 2006 at 10:00 A.M. and 6:00 P.M.

Commissioner Norden made a motion to schedule a Public Hearing for the proposed 2007 Fremont County Budget on Tuesday November 21, 2006 at 10:00A.M. and 6:00 P.M. The motion was seconded by Commissioner Lasha. Upon vote: Commissioner Norden, aye; Commissioner Lasha, aye; Commissioner Stiehl, aye. The motion carried.

LIQUOR LICENSE, DUNN, RAYMOND MORRIS, DUNN, CAROL LYNN OF HILLTOP SUPERMARKET, 1409 S. 9TH STREET, CAÑON CITY, COLORADO 81212-4801 3.2 PERCENT BEER RETAIL LICENSE RENEWAL

Brenda Jackson, Fremont County Attorney advised the Sheriffs Investigation Report was not available at the advance review for today's meeting. **Kris Lang, Deputy Clerk** stated the application was now in order with the receipt of the Sheriff's Report.

Commissioner Norden made a motion to approve the Renewal of the 3.2 Percent Beer License for Hilltop Supermarket. The motion was seconded by Commissioner Lasha. Upon vote: Commissioner Norden, aye; Commissioner Lasha, aye; Commissioner Stiehl, aye. The motion carried.

2007 RECYCLING PROGRAM AGREEMENT

Beth Lenz, Recycling Coordinator for the Upper Arkansas Area Council of Governments stated they were requesting the Chairman of the Board of Commissioners sign the Recycling Program Agreement for 2007. She reported that Fremont County's cost to participate in the Regional Recycling Program in 2007 would be \$29,904.00. This amount reflects a \$4,410.00 reduction that was generated by the sale of materials collected in 2006. The actual sale of materials amount will be calculated at the end of the year. **Commissioner Stiehl** remarked the program was close to paying for itself and a expense offset is the fee charged at the landfill for waste disposal and the program Ms. Lenz stated they are addressing previous littering concerns and plan to encourage residents to drop off plastic on the designated dates (second Saturday of every month) when they are equipped to handle and dispose of the plastic.

Commissioner Lasha made a motion to authorize the Chairman to sign the 2007 Recycling Program Agreement. The motion was seconded by Commissioner Norden. Upon vote: Commissioner Lasha, aye; Commissioner Norden, aye; Commissioner Stiehl, aye. The motion carried.

REQUEST: EXTENSION OF LLA 06-008 CROIX LOT LINE ADJUSTMENT

Bill Giordano, Planning and Zoning Director stated **L. Page Croix** requested approval of a six (6) month extension to allow completion of the required contingencies (ratification, consent and release forms) and a number of other issues for a four (4) lot, Lot Line Adjustment *location on the south side of Fremont County Road #48, approximately one thousand (1000) feet west of the intersection of U.S. Highway 50 and C.R. 48.*

Commissioner Norden made a motion to approve a six-month extension for LLA 06-008 Croix Lot Line Adjustment. The motion was seconded by Commissioner Lasha. Upon vote: Commissioner Norden, aye; Commissioner Lasha, aye; Commissioner Stiehl, aye. The motion carried

REQUEST: EXTENSION OF TRUE VALUE PAVING

James J. Fontana, Jr., Owner stated he was requesting approval of a two (2) month extension to allow a delay in paving requirements for the parking area and driveway of True Value, *located at the southeast corner of the intersection of U.S. Highway 50 and State Highway 67, property address is 635 Shoop Drive.* He explained the paving was postponed until after the completion of the heavy equipment used for the detention ponds and the detention ponds are now completed. He remarked the paving bids received required additional review due to their complexity.

Bill Giordano explained that under the zone regulations, the Planning Department required hard surface paving. He proposed an extension for the hard surface paving.

Commissioner Lasha proposed a six (6) month extension to allow adequate time for review of the bids and the completion of the hard surface paving in conjunction with the winter season upon us.

Commissioner Lasha made a motion to approve the Extension Of True Value Paving for a period of six (6) months until May 1, 2007. The motion was seconded by Commissioner Norden. Upon vote: Commissioner Lasha, aye; Commissioner Norden, aye; Commissioner Stiehl, aye. The motion carried.

Commissioner Stiehl adjourned the meeting at 10:25 A.M.