

SEVENTEENTH MEETING

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on September 12, 2017, 615 Macon Avenue, Room LL3, Fremont County Administration Building, Cañon City, Colorado. Commissioner Chairman Debbie Bell called the meeting to order at 9:30 a.m.

Debbie Bell	Commissioner	Present
Tim Payne	Commissioner	Present
Dwayne McFall	Commissioner	Present
Katie Barr	Clerk and Recorder	Present
Brenda Jackson	County Attorney	Present
Sunny Bryant	County Manager	Present
Matt Koch	Planning & Zoning Director	Present

Loren Kolman of Young Life Church gave the invocation.

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

APPROVAL OF AGENDA

Commissioner Payne moved to approve the Agenda. Commissioner McFall seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner McFall, aye; Commissioner Bell, aye. The motion carried.

CONSENT AGENDA

1. Approval of Minutes / August 22, 2017
2. Approval of Bills for \$1,815,118.08
3. Ratification of Chairman’s signature on Change Order #3 for the Fremont County Justice Center Security Electronics Renovation
4. Schedule Public Hearings: October 10, 2017 at 10:00 a.m.
 - a. REQUEST: SRU 17-003 Mobilitie Tower – Dozier Ave.
Request approval of a Special review Use Permit, Department file #SRU 17-003 Mobilitie Tower, by Mobilitie. The site is located within the Dozier Ave. right-of-way, on the East side, approx. 80’ north of the northerly entrance to Wal-Mart. The pole will be set behind the curb 3’ and consist of a wood pole, 58’-10” tall. The county will sign an agreement for use of the rights-of-way and will be paid an annual fee of \$200.
 - b. REQUEST: SRU 17-005 South Forty Recreation / Canon City East Pit
Request approval of a Special review Use Permit, Department file #SRU 17-005 South Forty Recreation, by South Forty Recreation, LLC., owner for the property which is located on both sides of MacKenzie Ave., north of the Arkansas River on the former Valco Concrete property. The site consists of two large parcels containing large ponds, two concrete structures will remain for use on the property. The proposed use will be for private recreational use. The site is a former mining site used for the former concrete plant and is proceeding through the reclamation process.

Commissioner McFall moved to approve the Consent Agenda. Commissioner Payne seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Payne, aye; Commissioner Bell, aye. The motion carried.

ADMINISTRATIVE/INFORMATIONAL

1. Staff / Elected Officials:

a. County Clerk's Monthly Report, Katie Barr, County Clerk and Recorder

Clerk Barr reported that for the month of August the total MV fees, sales taxes and Recording fees collected was \$1,317,094.00. Fremont County's portion for disbursement is \$40,272.02 which is 54% of the total collected. Year to date her office is up \$477,016.61 from 2016.

b. County Manager Report, Sunny Bryant, County Manager

- They are looking over budget requests and will be meeting with the Commissioners the week of the 15th.
- On the 23rd of August the Elected Officials hosted the annual employee picnic. She expressed her appreciation for this event and always looks forward to interacting with other county departments who attend.
- On August 28th Sunny met with Ryan Stevens from the City of Canon City to discuss the proposed marketing district.
- Also on the 28th, Sunny and the Commissioners met with the City of Canon City for their bi-monthly meeting.
- On August 29th Sunny met with Lisa Rowe from the Courthouse to discuss remodeling the second floor and applying for grant funds for the project.

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

None

OLD BUSINESS

None

NEW BUSINESS

1. Special Event Permit
Equine Lameness Prevention Organization Inc.
Penrose Park and Recreation Apple Day Event
401 4th Ave., Penrose, CO 81240
Oct. 7, 2017 2:00 p.m. – 9:00 p.m.
Representative: Carri Miller

Carrie Miller explained that this will be the 38th annual Equine Lameness Prevention fundraiser. They have workers in place that have been through the liquor training and have hired a security company to come in and help with making sure no drinks leave the designated areas.

Tina Heffner says they are excited for this event, as well as many others. There will even be fireworks and there is no charge for the events.

Clerk Barr reported that the special event application is in order & the property was posted. Both Sid and the Sheriff have no problems with this event and the Penrose Park and Recreation submitted a letter giving permission to use the park for this event.

Commissioner Payne moved to approve the special event permit for Equine Lameness Prevention Organization Inc. Commissioner McFall seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner McFall, aye; Commissioner Bell, aye. The Motion Carried.

2. Ratification of signatures on Resolution #27, a Resolution in Recognition and Appreciation of the Vital Emergency Services Provided by First Responders in Fremont County, Colorado

Commissioner Payne said that he and Commissioner McFall attended the 9/11 Ceremony at the Canon City High School. Commissioner Payne presented the Resolution at the Ceremony on behalf of the Fremont County Board of County Commissioners.

Commissioner Bell read the resolution.

Commissioner McFall moved to approve the ratification of signatures on Resolution #27. Commissioner Payne seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Payne, aye; Commissioner Bell, aye. The Motion Carried.

3. Appoint members to the Fremont County Airport Advisory Board for a three-year term ending October 1, 2020

Commissioner Bell stated that they received a handful of applications, to become members of the airport Advisory Board. After conducting interviews, they selected James Wick, Lu Toxvard, & Rich LeDoux.

Commissioner Payne moved to appoint James Wick, Lu Toxvard, & Rich LeDoux to the Fremont County Airport Advisory Board for a three year term ending October 1, 2020. Commissioner McFall seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner McFall, aye; Commissioner Bell, aye. The Motion Carried.

4. Rescheduling of the Tuesday, November 28, 2017, Board of County Commissioners meeting to Monday, November 27, 2017, at 9:30 a.m.

County Manager Bryant explained that she and the Commissioners will be away at Conference on November 28th, so there's a need to change the date of the Commissioner's meeting to Monday, November 27th at 9:30 a.m.

Commissioner McFall moved to reschedule the November 28th, 2017 meeting to November 27th, 2017 at 9:30 a.m. Commissioner Payne seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Payne, aye; Commissioner Bell, aye. The Motion Carried.

5. 2018 Holiday Schedules

County Manager Bryant explained that the only change to the holiday schedule will be that we will be observing Veteran's Day in 2018. Instead of having two float holidays we will have one float holiday.

Commissioner Payne moved to approve the 2018 holiday schedules. Commissioner McFall seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner McFall, aye; Commissioner Bell, aye. The Motion Carried.

6. Resolution Authorizing Assignment to the Housing Catalyst of a Private Activity Bond Allocation for the 2017 Allocation Year

County Manager Bryant explained that we receive funds each year, for this. This money can be assigned to another entity. She is asking the Board to allocate the \$2, 327,950 to the Housing Catalyst.

Commissioner McFall moved to approve Resolution #28, authorizing the assignment of \$2,327,950 to the Housing Catalyst. Commissioner Payne seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Payne, aye; Commissioner Bell, aye. The Motion Carried.

7. Grant Agreement with the State of Colorado Department of Transportation Colorado Aeronautical Board Division of Aeronautics for the Airport Maintenance Project and authorization for Chairman to sign the agreement

Dick Baker explained that they will start the project on the Monday after the airshow in order to meet the October 1st deadline.

County Manager Bryant stated that there's a State grant of \$16,333, Federal money in the amount of \$294,000, and \$16,333 is local money.

Commissioner Payne moved to approve the grant agreement for the Airport maintenance project and authorization of the Chairman's signature. Commissioner McFall seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner McFall, aye; Commissioner Bell, aye. The Motion Carried.

PUBLIC HEARING

1. REQUEST: CUP 17-002 Tezak Pit #2

Request approval of a Conditional Use Permit, Department file #CUP 17-002 Tezak Pit #2, by Tezak Stone Aggregate Supply, Inc., Mike Tezak, owner for the property which is located on the south side of U.S. Highway 50, approximately 3 miles west of Colorado State Highway 69 at the intersection of U.S. Highway 50 and C.R. 37 (aka McCoy Gulch). The pit will be a surface mine producing sand, aggregate and rock products. Operation times will be Monday through Saturday 7a.m. to 7 p.m. The site has been in operation since 1980. A temporary batch plant has been located on the site for the U.S. Highway 50 improvements during the summer of 2017. The original CUP permit 95-4 expired on January 9, 2016. This application will bring the site and CUP in to compliance with the county regulations. The operation will require 2 to 3 part time employees year round and up to 15 short term employees during times of accelerated production or paving projects.

Representative: Mike Tezak / Ken Klco

Ken Klco explained that they are locally owned and have been in business since 1980. There is 160 acres on the property, but they will only be using 21 acres for gravel.

Matt Koch stated that the application is complete. The property was posted and published. All required notifications were sent out. There are four recommended contingencies, three waiver requests, along with conditions A-R. They are also asking that this permit be for the life of use. Matt recommends approval.

Commissioner Payne moved to approve CUP 17-002 for the life of use, Resolution #30, with the four contingencies, three waivers, and conditions A-R. Commissioner McFall seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner McFall, aye; Commissioner Bell, aye. The Motion Carried.

September 12, 2017

5

Chairman Bell adjourned the meeting at 10:12 a.m.

Clerk and Recorder