

FIFTH MEETING

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on March 12th, 2024, 615 Macon Avenue, Room LL3, Fremont County Administration Building, Cañon City, Colorado. Chairman McFall called the meeting to order at 9:00 a.m.

Kevin Grantham	Commissioner	Present
Dwayne McFall	Commissioner	Present
Debbie Bell	Commissioner	Present
Justin Grantham	Clerk and Recorder	Absent
Eric Bellas	County Attorney	Present
Tony Carochi	County Administrator	Present
Dan Victoria	Planning & Zoning Director	Present

INVOCATION

Joe Garkovich from Mercy Today Ministries gave the invocation.

PLEDGE OF ALLEGIANCE

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 Grantham seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Grantham, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

CONSENT AGENDA

1. Approval of Minutes: None.
2. Approval of Bills for \$1,591,694.77.
3. Approval of Airport Land Lease at Fremont County Airport to Ken Karger and Mauri Karger for the purpose of constructing and occupying a new hangar and wastewater storage tank.
4. Approval for Drennan Cattle Ranch, LLC to continue with CPACE Eligible Energy Improvements.
5. Ratification of Resolution Requesting the Colorado General Assembly to Change the Categorization of Fremont County, Colorado from Category II-C to Category II-B to § 30-2-102, C.R.S.

6. Ratification of Intergovernmental Agreement Between Fremont County and the City of Canon City Regarding Use of Asphalt Emulsion Oil for Transportation Department Activities.
7. Schedule Public Hearing: ZC 23-003 T-K Processing, 1910 North Street for April 9, 2024, at 9:30am.

Commissioner Grantham moved to approve the consent agenda. Commissioner Bell seconded the motion. Upon Vote: Commissioner Grantham, aye; Commissioner Bell, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

ADMINISTRATIVE & INFORMATIONAL

Ref. Fremont County BOCC Meeting 3/12/2024 3:00

1. Staff / Elected Officials:
 - a. County Administrator Report, Tony Carochi, County Administrator

County Administrator Carochi gave the County Administrator Report, which can be found on in its entirety at <https://fremontcountyco.gov>.

Commissioner Bell announced that the commissioner's office will be closed a couple more weeks due to unforeseen issues, but will still be available by appointment or phone.

Commissioner McFall said *PILT Payments in Lieu of Taxes* which is money that Fremont County receives from the federal government for the public lands in the county. The President signed the appropriations from Congress, resulting in PILT being fully funded for the next year.

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

UNFINISHED BUSINESS

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None.

NEW BUSINESS

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1. TUP 24-001 Prestige Shooting Complex

Requesting a Temporary Use Permit for a shooting competition with an estimated 22 hunting stages throughout the property located at 1565 CR 103, Florence, CO from Friday March 15th- Sunday March 17th, 2024. Applicant: Aaron Muss or Nathan Curtis / 3 Rocks Engineering

Nathan Curtis said they are seeking to host an event that will be put on by Colorado Burris Extreme Hunter. The event would consist of 22 stages throughout the 1,300-acre property, it is expected to bring 150 people to Fremont County. Shooting would only occur during daylight hours being 7:00am to 5:00pm. A safety briefing will be held with all participants present in the morning prior to the day's events. Prestige Shooting Complex plans to resubmit a special review use application in the coming weeks and the hope is that this event will give a small glimpse of the benefits that this business can bring the community of Fremont County.

Director Victoria said the target distances will range from 200 yards to 900 yards. The schedule is Friday from 6:30am to 5:00pm, Saturday 6:30am to 4:00pm, and Sunday 6:45am to 1:00pm. The applicant submitted a copy of the NRA gun safety rules as a guide for safety protocols on the property. This is the first time this location has applied for a Temporary Use Permit. The application submitted was incomplete special review application for a rural recreational facility to allow firearms training and events to the department. Once the applicants were aware of what documents were required, they appear to be active working on supplying the additional documents, so it is considered a complete and eligible application to be reviewed. The property is zoned agricultural forestry in every direction. Precision Rifle Club will provide drinks and snacks. The event will have a pack-in and pack-out policy with post-event cleanup and designated trash can locations per application. Yesterday, the office received an updated site plan for trash can locations and an email explaining that an individual running the event is going to be disposing of the trash personally. Toilet placement locations have been provided, Parisian Precision Rifle Club privately owns chemical toilets that are going to be used and provided a contract with Prime Dumpster for pumping services. The emergency plan is to have two medics on site with first aid equipment, if something occurs beyond their medical capabilities there is phone service throughout the property. The medics present have 22 years' experience in the military as tactical casualty combat care medics. The subject property falls within the service area of the Florence Fire District, they have approved the fire protection plan that was submitted it has been signed by Chief Ritter with the following recommendations of obtaining a fire extinguisher located at all stations, a safety officer, and clearly mapped out access points for emergency vehicles. Public comments have consisted of noise and safety complaints, the applicant explained that he goes up there to target shoot alone or has a couple of friends attend to test the facility design. Fremont County Department of Transportation has calculated the roadway impacts fees totaling \$47.49 for dust suppression. The application follows the requirements of the Fremont County Zoning resolution, staff does recommend approval of this temporary use permit with the following contingencies/conditions the board approves the waiver of the surety bond, approved use of chemical toilets, and fire suppression options at every stage per Chief Ritter and pay the roadway impact fee.

Commissioner McFall said it has been claimed that the other access points to the property have been abandoned but as of yesterday there were fresh tire tracks going into many of the access points, as many as five or six. It is very important that those be abandoned.

Commissioner Bell commented that people ask all the time why a permit is necessary, this situation explains it perfectly considering fire suppression is needed and so are medics to keep everybody safe as well as portable toilets and dumpsters to keep this area clean.

Arnette Brown said thank you for letting them know the appropriate process and that it will be remembered, and all concerns will be addressed and taken care of. She said Aaron is willing to cooperate and to do anything that is asked of him. The event center at Pathfinder Park has been rented for the food, parking, and somewhere to hang out. He is also asking someone to drive people back and forth to limit the number of vehicles going up and down the road, and to be respectful of neighbors and livestock. They made sure there is liability insurance coverage, the medics have a game plan, and always have fire suppression on hand.

Commissioner Bell moved to approve the temporary use permit 24-001 for Prestige Shooting Complex. This is a temporary use permit for a shooting competition with an estimated 22 hunting stages throughout the property located at 1565 County Road 102 Florence, CO from Friday March 15th through Sunday March 17th. This motion does include the following: approval of waiver of surety bond, approval of the use of chemical toilets, it requires fire suppression options at every stage, and it also requires payment to the Fremont County Department of Transportation for roadway impacts of \$47.49. Commissioner Grantham seconded the motion. Upon Vote: Commissioner Bell aye; Commissioner Grantham, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

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2. District Attorney Legal Cost Reimbursement

Attorney Bellas said the request is for approval of reimbursement of cost for two deputy district attorneys in defense of an ethical claim filed by attorneys representing Mr. Morphew in a case that was ultimately dismissed. There is a statute Chapter 20 1303 which provides deputies shall be allowed to collect and receive from each of the counties in the judicial district the expenses necessarily incurred in the discharge of the official duties for the benefit of such county. The other three counties have agreed to contribute their share.

Commissioner McFall said the District Attorney's office is funded by the percentage based on population, Fremont County has 53.26%, Chaffee County has 21.7%, Park County has 19.24%, and Custer County has 5.73%. There is roughly \$20,000 to split between the counties, Fremont County's portion is going to be \$5,592.83.

Commissioner Grantham moved to approve the Fremont County portion of the legal cost disbursement for the assistant District Attorneys in the amount of \$5,592.83. Commissioner Bell seconded the motion. Upon Vote: Commissioner Grantham, aye; Commissioner Bell, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

PUBLIC HEARING SCHEDULED 9:30 a.m.

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None.

Commissioner McFall adjourned the meeting at 9:54 am.

To view the YouTube Video for Commissioner Minutes, go to the following website:

https://www.youtube.com/watch?v=um3sIPV8_0g

Clerk to the Board of County Commissioners