

ELEVENTH MEETING

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on June 11th, 2024, at 615 Macon Avenue, Room LL3, Fremont County Administration Building, Cañon City, Colorado. Chairman McFall called the meeting to order at 9:00 a.m.

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

INVOCATION

Craig Cavalier from the Federal Bureau of Prisons Chaplain 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 as presented. 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 / May 14, 2024, and May 20, 2024
2. Approval of Bills for \$4,784,064.20
3. **Resolution No. 23**, Series of 2024 For Zone Change 2 With Final Designation, Final Development Plan and SRU Permit for Department of Planning and Zoning File #ZC 23-003 T-K Processing
4. Assignment of land lease from Justin Time Cargo, LLC to Ken and Mauri Karger for Hanger #5.
5. Schedule Public Hearing: None

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 6/11/2024 3:55

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>.

Clerk Grantham announced that drop boxes are now open and the election department has been accepting ballots since Monday. The voting centers will open on Monday from 9:00am to 5:00pm through Friday. On Saturday they will be open 9:00am to 1:00pm. Tuesday June 25th is election day, and the voting center will be open 7:00am to 7:00pm. That same day a BOCC meeting is scheduled, and a member of staff will take Clerk Grantham's place. There will be no report from the Clerk's office this week because last week Department of Revenue decided to update the system and broke the reporting system inside of Motor Vehicle portion of Drives which is the software used, so the reporting is currently a week behind.

Commissioner Bell said the all the Commissioners as well as County Administrator Carochi attended the Summer Conference for Colorado Counties Incorporated for two and half days discussing various topics including the 1041 Powers which is something new and it will be coming to Fremont County soon.

Commissioner McFall wanted to remind everyone that the Fremont County Fair is coming up in 45 days and it is the special 100-year anniversary fair.

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

UNFINISHED BUSINESS

Ref. Fremont County BOCC Meeting 6/11/2024 15:10

1. Reviewing the issuance of a New Liquor License for a Malt, Vinous, and Spiritous License for a Hotel & Restaurant for Rise and Grind The Coffee Bar at 1530 Elm Ave, Canon City, CO 81212

Attorney Bellas said this is a very good example of how competent the staff here at Fremont County is and how dedicated the Board of Commissioners is to its responsibilities. The application put together by Miss Rebecca Wallace was done very well and almost everybody in the neighborhood signed her petition in support of her business. There was a discrepancy in the address on the application and the publication in the newspaper. Since the address was incorrect on the publication the County requested,

she corrected the publication and posted it once again for the agenda item to take place during this board meeting to give any citizens who wish to speak, address, and make comment on this application the opportunity to do so. The Board has already approved the application and there is no further action necessary by the board unless there are citizens who wish to speak their comments that indicate something other than support, in that case the Board would reconsider that decision.

Commissioner McFall gave the opportunity to those present to speak on the matter if they wished to do so. No comments were received; therefore, the previous decision allowing the permit stands.

NEW BUSINESS

Ref. Fremont County BOCC Meeting 6/11/2024 17:58

1. Recognition of Fremont County Department of Transportation staff for their efforts on Oak Creek Grade on May 29, 2024, putting out a fire on a USPS mail truck.

Commissioner McFall asked Gerry Buser and Ron Blanchard to approach the podium to recognize them for their courageous behavior.

Mr. Blanchard said that on that day another coworker was working further down the road and radioed that there was smoke rising in the distance and didn't know if it was an accident or what was going on. Mr. Blanchard offered to run up around the corner to check it out. When he made it around the corner, he saw the mail truck engulfed in flames and beginning to roll down the hill. Thankfully the driver had already exited the vehicle. Mr. Blanchard decided to roll up to the mail truck with the grater and set the brake to let the mail truck glide into the grater, making it come to a halt. He choked the wheels, put the grader in reverse in case of the need to flee quickly, when the flames settled, he backed away to a safe distance and put a rock behind the tire to prevent it from rolling down the hill more. He then radioed Mr. Buser asking for their location to see if they assist with the situation.

Mr. Buser explained how it was perfect timing considering the trucks were already loaded and on the way. He put the vehicle in high gear and pushed the gas pedal to the floor, blowing smoke and going approximately 20 miles an hour up the hill carrying 3,500 gallons of water. He backed up to the mail truck and used the rear sprayer to douse the vehicle and put out the remainder of the flames, saving the area from what could have been a catastrophic fire.

Commissioner Bell, Grantham, and McFall all expressed deep appreciation for Mr. Buser and Mr. Blanchard.

Ref. Fremont County BOCC Meeting 6/11/2024 23:08

2. Presentation by Marty Peek, Fremont County Veteran's Service Officer, regarding the Veterans' Honor Flight to Washington D.C

Commissioner McFall introduced Evan Royal Schmidt, he is a World War II Veteran that was honored this year and participated in the Honor Flight to Washington D.C and Marty Peek that assisted with the presentation.

Mr. Peek began the presentation by explaining that Mr. Schmidt has been a Florence resident his entire life, he is a hundred years old, and served in the South Pacific at the cease of hostilities. The purpose of the Honor Flight is to bring Veterans back to Washington D.C to see their memorial at no charge to the Veteran. Mr. Peek explained that the trip was very well organized, and action packed. There were crowds at every location including fire department and the police departments. The first day included a visit to the World War II Memorial where Mr. Peek spent several hours with Mr. Schmidt viewing and discussing the Memorial.

Mr. Schmidt spoke about how that trip was one of the most memorable times of his life.

Mr. Peek wanted to add that at the Memorial there were 10 school busses present with hundreds of middle school children that had obviously had a history class on World War II because they were fascinated that Mr. Schmidt was a real-World War II Veteran. The other places that they visited that day included the Navy Memorial, Lincoln Memorial, Vietnam Memorial Wall, and the Korean Memorial. The following day they visited the Arlington National Cemetery which contains the Tomb of the Unknown Soldier where they were able to watch the changing on the guard, the Air Force Memorial, and the Marine Corps Memorial. When the group reached Denver Airport there were swarms of people welcoming them home by cheering, hollering, and clapping.

Ref. Fremont County BOCC Meeting 6/11/2024 45:02

3. Requesting the issuance of a Malt, Vinous, and Spiritous & Fermented Malt Beverage Special Events Permit
Boy and Girls Club of Fremont County: 4807 CO – 9 Canon City, CO 81212 on the following date: June 28th from 7:00 pm to 11:00pm in 2024. Representative: Eric Thompson

Mr. Thompson said that this is an event they have every year and that they request a Special Event Liquor Permit, this year it was decided to have it up at Marchand Ranch. It is a fundraiser with an urban cowboy theme which will include music, dancing, casino, and a mechanical bull.

BOCC Clerk Sammy Ryan said the application was fully filled out and that the appropriate check was submitted as well as the 45-day requirement was met. The Health and Sheriff's department recommended approval.

Commissioner Bell asked Mr. Thompson how they will ensure security during this event to ensure no one underage will be drinking and if the servers are certified in any way.

Mr. Thompson said that the company being used for the event has all their servers TIPS certified and everyone over 21 will have wristbands on after being IDed.

Commissioner Bell moved to approve the issuance of a Malt, Vinous, And Spiritous and Fermented Malt Beverage special events permit for the Boys & Girls Club of Fremont County for an event a 4807 Colorado Highway 9 on Canon City on June 28th from 7:00pm to 11:00pm. Commissioner Grantham seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Grantham, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

4. Twin Enviro Name Change Permit
Representative: Dan Victoria

Planning and Zoning Director Victoria said the Twin Enviro had requested a name change, they requested to go from a corporation to an LLC. The owner will not change just the name.

Commissioner McFall asked County Attorney Bellas if this change required any kind of motion or action.

County Attorney Bellas answered that no it does not, it could have been placed under the consent agenda but wanted to clarify to the public what the change was.

5. Resolution No. 24, Series of 2024 Permitting the Lawful Possession of Firearms in Fremont County Government Buildings

Commissioner Grantham said that this resolution is the result of legislation that was passed this year under Senate Bill 131 that basically prohibits the carrying of firearms in what is deemed sensitive spaces. Some of these spaces include county buildings and many other government buildings, but there was an opt out option allowing local governments to essentially ignore that new law.

Commissioner Grantham moved to approve Resolution No. 24 series 2024 permitting the lawful possession of firearms in Fremont County government buildings. Commissioner Bell seconded the motion. Upon Vote: Commissioner Grantham, aye; Commissioner Bell, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

6. Resolution No. 25, Series of 2024 Imposing an Emergency Temporary Moratorium on the Construction of Major Utility Projects in All Zone Districts Within Fremont County, Colorado

Commissioner Bell recited Resolution No. 25. The County has received some inquiries on things such as electric battery storage units, wind power, and solar power. The purpose of this is to prohibit accepting or working through any of those applications until the BOCC sets rules in place.

Commissioner McFall said that it's important to set these regulations to be able to control things such as how big the project can be, the location, or only be allowed in certain zones.

Commissioner Bell moved to approve Resolution No. 25 series of 2024 imposing an emergency temporary moratorium on the construction of major utility projects in all zone districts within Fremont County, Colorado. Commissioner Grantham seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Grantham, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

Commissioner McFall adjourned the meeting at 10:12am.

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

<https://www.youtube.com/watch?v=Etg85XNqf3M>

Clerk to the Board of County Commissioners