

THIRTEENTH MEETING

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on July 9th, 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.

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

INVOCATION

Alicia Swearingen from Royal Gorge Vineyard Church 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 / June 25, 2024
2. Approval of Bills for \$1,756,319.13
3. Ratification of Chairman Signature on Emergency Facilities and Land Use Agreement with USFS
4. 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 7/9/2024 2:48

1. Staff / Elected Officials:

- a. County Clerk's Monthly Report for May and June
Justin Grantham, County Clerk

Clerk Grantham gave the Count Clerk's Monthly Report, which can be found in its entirety at <https://fremontcountyco.gov>.

Commissioner Bell moved to accept the County Clerk's monthly report of May and June. Commissioner Grantham seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Grantham, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

- b. County Administrator Report, Tony Carochi, County Administrator

County Administrator Carochi gave an update on the Grandview Bridge project stating for the next two weeks the contractor will be excavating, forming, and placing reinforcements for the abutments and peer structures. Concrete should be poured before July 19th.

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

Commissioner Bell said all the Commissioner will be out of the office from Thursday, July 11th, until Tuesday, July 16th to attend the National Association of Counties Annual Conference in Tampa, Florida. Commissioner Bell also said that the board attends other meetings such as steering committee meetings and rural action caucus. The main reason for attending is to run resolutions to then be brought to general session in front of the entire board where they have been adopted to become policy for NACO to set the agenda to then take to legislature.

Commissioner McFall said that the Texas Creek Bridge is finally back open and fully functional after it was out for three or four months while waiting on engineers and other repair complications to be finished.

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

UNFINISHED BUSINESS

None.

NEW BUSINESS

Ref. Fremont County BOCC Meeting 7/9/2024 13:36

1. Requesting the issuance of a Malt, Vinous, and Spiritous & Fermented Malt Beverage Special Events Permit Loaves and Fishes Ministries of Fremont

County for an event at Marchand Ranch Wedding & Event Center 4807 CO-9, Canon City, CO 81212 on the following date: August 31st, from 3:00 pm to 11:00pm in 2024.

Representative: Deidra Clement

Mrs. Clement said the event is called Ruby Red Rock and Roll for the 40th anniversary of Loaves & Fishes being in the community helping families. Bar Hoppers Bartending Services that will be managing the bar, serving, and checking ID's. They have serviced this venue before, so they have experience with this specific venue.

Commissioner McFall asked for BOCC Clerk Sammy Ryan to give the Staff Report.

BOCC Clerk Sammy Ryan said that the application was fully filled out correctly, the appropriate check was submitted, 45-day requirements was met. The Sheriff report came back recommending approval as well as the Public Health report. The County Attorney didn't find any deficiencies in the entire packet, considering all those factors the Clerk's office recommends approval.

Commissioner Grantham moved to approve the request for the issuance of a malt, vinous, and spiritous & fermented malt beverage special events permit for Loaves and Fishes of Fremont County for the event at Marchand Ranch Wedding an Event Center 4807 Colorado Highway 9, Canon City August 31st from 3:00pm to 11:00 pm this year. Commissioner Bell seconded the motion. Upon Vote: Commissioner Grantham, aye; Commissioner Bell, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

Ref. Fremont County BOCC Meeting 7/9/2024 18:49

2. **Resolution No. 26**, Series of 2024 Authorizing Ground Ambulance Service Providers Licensed by the State of Colorado to Operate in Fremont County

County Attorney Bellas explained that up until the first of this month Fremont County has regulated all ground ambulance service providers pursuant to a local system of regulation. The system was very efficient and effective, the county emergency services manager did all the inspections of all the equipment. The system created allowed the county to provide ambulance services to all areas of the county and avoid ambulances scrambling to get to the same scene. The legislature in 2022 passed a Senate Bill called 22-225 which transferred regulatory authority from the county to the state of Colorado. From and after July 1st of this year all inspections of equipment and all permits to operate in Colorado are issued by the state not the county. The bill did authorize the county to add a process on top of the state process to authorize licensed ambulance service providers to operate within Fremont County. The state giving the county authorization to impose a bunch of regulations which were meaningless considering the county has no right to enforce those regulations. The county can opt out of the authorization entirely and just allow any ambulance service licensed by the state to operate here. If Fremont County had no ability to impose local oversight to those ground ambulance service providers, then in the event there is a problem the act to suspend or revoke the authorization wouldn't be possible. It doesn't make any sense to establish a process which requires providers to pay additional fees if the county does not have the authority to impose any local regulations which differ in any way from the state regulations without the consent of the providers but it does make sense to allow the county to oversee those providers and to take action to suspend or revoke authorization in the event that problems

arise. This resolution allows Fremont County to oversee any licensed ambulance service provider issued by the state to operate within the county which would also make them subject to the action of either having their license revoked or suspended if a problem were to arise.

Commissioner McFall commented that the county was diligent in keeping the equipment checked and license renewed yearly, making sure the ambulance is in working order. Now that the state has the responsibility, they already extended the renewal to every two years meaning there is a much greater risk of ambulances falling out of compliance within that time frame which can become dangerous.

Commissioner Grantham recited **Resolution No. 26**.

Commissioner Grantham moved to approve **Resolution No. 26** series of 2024 authorizing ground ambulance service providers licensed by the state of Colorado to operate in Fremont County.

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

Ref. Fremont County BOCC Meeting 7/9/2024 29:15

3. Resolution No. 27, Series of 2024 Setting Hourly Fee for Research and Retrieval of Public Documents

County Attorney Bellas said that this resolution applies to people who from time-to-time request copies of public records from the county. Most of the time the county does not charge a fee for providing those records. Pursuant to that request the county does not charge a fee for the first hour of time. Sometimes there are requests that take more than that hour. The Colorado Open Records Act does allow the county to charge a fee for that time. The fee is adjusted every five years based on inflation. The fee has gone up to a maximum of \$41.67 per hour. This resolution sets Fremont County's fee at \$40 per hour.

Commissioner Bell moved to approve **Resolution No. 27** series of 2024 setting hourly fee for research and retrieval of public documents. Commissioner Grantham seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Grantham, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

Ref. Fremont County BOCC Meeting 7/9/2024 36:30

4. Appointment of new member to the Fremont County Fair Board with a term ending December 31, 2024

Commissioner McFall explained the reasoning for the short term is because somebody resigned. The board received an application from Christopher Wood that is interested in becoming a Fair Board member and contributing to local events.

Commissioner Grantham moved to approve the appointment of Christopher Woods to the Fremont County Fair Board with a term ending December 31st, 2024. Commissioner Bell seconded the motion. Upon Vote: Commissioner Grantham, aye; Commissioner Bell, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

5. Appointment of new member to the Fremont County Tourism Council with a term ending December 31, 2026

Commissioner McFall said the board received a letter from a well-known community member interested in the position by the name of Kathy Trogden. A letter was received going into detail about her experience and her travels that gave her knowledge to offer insight from a traveler's perspective.

Commissioner Bell moved to appoint Kathy Trogden to the Fremont County Tourism Council with a term that will end on December 31st of 2026. Commissioner Grantham seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Grantham, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

PUBLIC HEARING SCHEDULED 9:30 a.m.

None.

Commissioner McFall adjourned the meeting at 9:42 am.

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

<https://www.youtube.com/watch?v=JN2mTTG3cSc>

Clerk to the Board of County Commissioners