

## FOURTEENTH MEETING

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on July 23rd, 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.

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 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 / July 9, 2024
2. Approval of Bills for \$3,473,975.53
3. Schedule Public Hearings: None.
4. Schedule Special Meeting Tuesday, July 30, 2024, 10:30 a.m. with the new business agenda item of a Malt, Vinous, and Spirituous & Fermented Malt Beverage Special Events Permit for the Royal Gorge Chamber Alliance for an event on Aug. 8, 2024, at the Red Rosebud Bed and Breakfast, 1305 W. Third St., Florence, Colorado, 81226.

**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 7/23/24 3:14

### 1. Staff / Elected Officials:

#### a. Public Trustee Quarterly Report, Kathy Elliott, Fremont County Public Trustee

Public Trustee Elliott said that by the end of June 2024, 28 foreclosures were initiated, which is four less than last year. As of July 1<sup>st</sup> the public trustee fee has doubled which includes release of Deed of Trust are now \$43; \$30 of it goes the Public Trustee office and then the other \$13 for the Clerk's Office. The fee increase was implemented as of July 1<sup>st</sup>, 2024.

**Commissioner Bell** moved to accept the Public Trustee's quarterly report for the months of April, May, and June of 2024. Commissioner Grantham seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Grantham, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

#### b. Semi-Annual Treasurer Report, Kathy Elliott, Fremont County Treasurer

**Commissioner Grantham** moved to accept the semiannual Treasurer's Report. Commissioner Bell seconded the motion. Upon Vote: Commissioner Grantham, aye; Commissioner Bell, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

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#### c. Sales & Use Tax Report, Shawn Sutton, Budget & Finance Officer

**Budget & Finance Officer Sutton** gave the Sales & Use Tax Report, which can be found in its entirety at <https://fremontcountyco.gov>.

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#### d. 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 County Attorney Brenda Jackson's official retirement at the end of the year and retirement reception party that will take place Thursday August 1<sup>st</sup>, from 1:00 to 3:00pm at Pathfinder Park & Event Center. The public is invited to attend.

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

## UNFINISHED BUSINESS

None.

## NEW BUSINESS

Ref. Fremont County BOCC Meeting 7/29/24 26:34

1. Introduction of Mike Cafasso, CEO of St. Thomas More Hospital of Canon City and St. Mary Corwin Hospital of Pueblo

**Mr. Cafasso** said he wanted to introduce himself to the community that he is now the permanent CEO at St. Thomas More Hospital. He said the hospital is doing very well in quality and financially. He wanted to explain why the name of the hospital is slightly changing. Catholic Health Initiatives and Dignity Health merged to create the largest Catholic Healthcare System in the country, containing 140 plus hospitals. The name will remain St. Thomas More, Common Spirit will just be added in front of it.

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2. Congressional Record Recognizing the Fremont County Coroner, Randy Keller  
Representative: Justin Kurth, Regional Director and Outreach Coordinator

**Mr. Kurth** said the Congressional Record of proceeding and debated in 118<sup>th</sup> Congress second session the House of Representatives recognizing Randy Keller for his outstanding performance of duties as the Fremont County Coroner during the extraordinary circumstances during the recent funeral home tragedy, where 200 individuals were found improperly stored at a local funeral home. Mr. Keller oversaw the crisis with incredible efficiency and compassion for the families.

**Mr. Keller** wanted to thank his Chief Deputy Laura Allen and all the staff that helped. Multiple agencies came together making the process much easier than anticipated.

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3. Requesting the issuance of a Malt, Vinous, and Spiritous & Fermented Malt Beverage Special Event Permit Florence FFA Alumni & Supporters for an event at Pathfinder Park & Event Center 6655 HWY 115, Florence, CO 81226 on the following date: July 26<sup>th</sup> and July 27<sup>th</sup> from 12:00pm to 12:00am in 2024 and August 2<sup>nd</sup> and August 3<sup>rd</sup> from 12:00pm to 12:00am in 2024.  
Representative: Jessica Nash

**Ms. Nash** notified the board that all people serving alcohol are TIP certified. There will be five people patrolling the perimeter. There will only be four different kinds of beverages being sold. Friday is when a crew will be getting together to build the fence. Armbands will be used to keep track of people who are allowed to consume alcohol.

**BOCC Clerk Sammy Ryan** said the 45-day requirement for turning the application was met, Sheriff and Health recommend approval. Proof of posting was submitted properly so the Clerk's office recommends approval.

**Commissioner Bell** moved to approve the issuance of Fermented Malt Beverage Special Event Permit for the Florence FFA Alumni and Supporters for the event which is during the Fremont County Fair at Pathfinder Park & Event Center on the dates of July 26 and 27<sup>th</sup> as well as August 2<sup>nd</sup> and 3<sup>rd</sup> from Noon to Midnight. 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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**4. LLA 24-003 Bartelmay**

Requesting lot line adjustment  
1919 Arnold Drive, Cotopaxi, CO 81223  
Representative: John & Lynn Bartelmay

**Mr. Bartelmay** said he has 10.88 acres that's in the shape on long strip that is up past his other properties. The request is to cut off six acres in the front of it and leave the back half adjacent.

**P & Z Director Victoria** explained that the variance they are requesting is from the Fremont County Subdivision regulations appendix one section B number 10, which the standard that states where possible the depth of the lot should not be greater than twice the width. Lot number one is as proposed 10.05 acres lot, lot number two is six acres. Both lots are in the agricultural rural zone district. The applicant has attempted a reconfiguration once, it doesn't meet the width standard currently, so this reconfiguration doesn't really make anything worse. However, due to the regulations Mr. Victoria recommends denial or reconfiguration. When this was presented to the planning commission, they believed it was acceptable to grant this variance. Mr. Victoria recommended that if they were to approve this variance that a contingency be, any red lines on the plat are finished prior to recording.

**Commissioner Grantham** moved to approve of the lot line adjustment 24-003 Bartelmay requesting a lot line adjustment for 1919 Arnold Drive, Cotopaxi, CO with the contingency of the red lines on the plat to be finished before the recording. Commissioner Bell seconded the motion. Upon Vote: Commissioner Grantham, aye; Commissioner Bell, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

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**5. CUP 99-001 Tallahassee Pit**

Ownership Transfer from Fred Lowry & Jerald Seifert to Shane Cooper as Dirt Guys, LLC  
Located at 29435 County Road 2, Canon City, CO, Parcel 99804483 Representative: Dr. Angela M. Bellantoni

**Mr. Cooper** said he intends to keep the same CUP that the previous owners had.

**P & Z Director Victoria** said that Shane and Angela contacted the department and reviewed the file and are aware of the terms of the permit and requested to have it changed into Shane's name.

**Commissioner Bell** moved to approve Conditional Use Permit 99-001 Tallahassee Pit ownership transfer from Fred Lowry and Jerald Seifert to Shane Cooper as Dirt Guys LLC this is located at 2935 County Road 2 in Canon City, Colorado. Commissioner Grantham seconded the motion. Vote: Commissioner Bell, aye; Commissioner Grantham, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

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6. Requesting local approval for a state-issued Limited Winery Liquor Sales Room license Pop's Vineyard LLC at 1940 13<sup>th</sup> St, Penrose, CO 81240  
Representative: Steve Smith

**Mr. Smith** said he typically applies for festival permits all over the state, and when he applied for one in July he got denied because new codes were passed and implemented. To be in compliance once again he needs to have a licensed liquor sales room. It is a building on his property in the middle of a five acres hay field, limited hours on Friday, Saturday, and Sunday.

**Attorney Bellas** explained that the purpose of this item being on the agenda is to put the local stamp of approval on this application because Fremont County supports local business economic development.

**Commissioner Bell** moved to approve the state issued limited winery liquor sales room license for Pop's Vineyard LLC at 1943 13<sup>th</sup> Steet in Penrose. 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 7/29/24 51:29

7. Approval of contract with Advanced Professional Services for Fremont County building security

**Administrator Carochi** said that on July 10<sup>th</sup> Advanced Professional Security Services was selected from three vendors to provide building security coverage for the County Administration Building, the Garden Park Building, and Department of Human Services. This award was in response to the Fremont County bid that was posted on the Fremont County bid portal on May 13<sup>th</sup>, 2024. The county was very impressed with the depth and clarity of their proposal and their teams' qualifications and experience in private security. The company also has relief staff that can step in when another employee calls in sick or goes on vacation allowing the county to have security 24/7.

**Commissioner Grantham** moved to approve the contract with Advanced Professional Services for our Fremont County buildings security. Commissioner Bell seconded the motion. Upon Vote: Commissioner Grantham, aye; Commissioner Bell, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

8. Requesting the issuance of a Malt, Vinous, and Spiritous & Fermented Malt Beverage Special Events Permit Colorado Trappers Predator Hunters for an event at Pathfinder Park & Event Center 6655 HWY 115, Florence, CO 81226 on the following date: August 9<sup>th</sup> 4:00pm to 9:00 and August 10<sup>th</sup>, from 4:00 pm to 10:00pm in 2024.  
Representative: Daniel Gates

**Mr. Gates** handed out some flyers to the commissioners that advertise the event they are applying for the Special Event Liquor permit. Mr. Gates explained that it is a two-day event, and they are requesting to sell beer on both evenings. One being at the chuck wagon dinner which will be from 4:00pm until 9:00pm on Friday August 9<sup>th</sup>. The other is the banquet on Saturday night from 4:00pm until 10:00pm on August 10<sup>th</sup>. A lady from the VFW, that is the bartender, will be serving the fermented malt beverages.

**Commissioner McFall** asked what the money is being raised for.

**Mr. Gates** said the money goes to the mission of the Colorado for Responsible Wildlife Advancement, the mission is to support to enhance, promote, and defend the North American model of wildlife conservation and responsible wildlife management.

**BOCC Clerk Sammy Ryan** gave the staff report stating the 45day requirement was met, all necessary paperwork was submitted, the map was adequate allowing the Sheriff to recommend approval. Public Health also recommended approval after seeing the Event Coordinator Application. The clerk's office recommends approval.

**Commissioner Bell** moved to approve the issuance of a malt, vinous, and spiritous and fermented malt beverage special events permit for the Colorado Trapper Predators Hunters for an event at Pathfinder Park and Event enter in Florence on August 9<sup>th</sup> from 4:00pm to 9:00pm and August 10<sup>th</sup> from 4:00pm to 10:00pm in 2024. 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 10:07am.

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

<https://www.youtube.com/watch?v=i6je95wLqxc>