

SECOND MEETING

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on January 23rd, 2018, 615 Macon Avenue, Room LL3, Fremont County Administration Building, Cañon City, Colorado. Commissioner Chairman Tim Payne 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 |

Tom Kilgore, of The First Southern Baptist Church, gave the invocation.

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

APPROVAL OF AGENDA

Commissioner McFall moved to approve the agenda, adding #8, the approval of a right of entry agreement with Charter for the Fremont County Shop at 1170 Red Canyon Road. Commissioner Bell seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Bell, aye; Commissioner Payne, aye. The Motion Carried.

CONSENT AGENDA

1. Approval of Minutes / January 09, 2018
2. Approval of Bills for \$3,305,818.58
3. Authorization for Chairman to sign the Stormwater Discharge Annual Report for the Airport
4. Approval of the 2017 HUTF verification and signature sheet submittal
5. OPC 14-002 High Mountain Medz, LLC 2018 Renewal
6. MMC 14-001 JMC, INC., 2018 Renewal
7. Approval of the 2018 Organizational Charts for Fremont County
8. Approval of a Right of Entry Agreement with Charter for the Fremont County Shop at 1170 Red Canyon Road.
9. Schedule Public Hearings: None.

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

ADMINISTRATIVE/INFORMATIONAL

1. Staff / Elected Officials:

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

Clerk Barr reported that the total MV fees, Sales Taxes, and Recording fees collected for the year of 2017 was \$13,449,234.88. Fremont County's portion for disbursement was \$7,528,722.35 which is 56% of the total fees and after reconciling all accounts is \$844,787.06 more than 2016.

b. County Manager Report, Sunny Bryant, County Manager

Manager Bryant reported:

- On January 11th she and Rod Potter attended the Area Managers Luncheon to learn what is going on throughout the community.
- On January 15th they had interviews for the Emergency and Recovery Manager Position and have offered the position to a candidate who will start on February 26th.
- On January 16th they had a 2018 goal setting session and she is excited to move forward this year.
- On January 17th she, Commissioner McFall, & Rod Potter attended a meeting at the Capitol to discuss courthouse and jail funding. It was a very productive meeting and they are looking forward to continued discussion.
- Upcoming Projects are: An interim audit scheduled for the week of January 29th, the County website is being completely revised, and a County Strategic Plan is in the development stages.

c. Sales & Use Tax Report, Sunny Bryant, County Manager

Manager Bryant reported that the retail sales taxes collected for the month of November was \$362,932, which is \$23,850 more than last year, and year to date is up \$190,374. The auto use tax collected for the month of December was \$77,659, which is down \$3,260 from last year, and year to date is up \$74,727. The lodging tax collected for the month of November was \$6,309, which is up \$5,844 from last year, and year to date is up \$24,653. The sheriff retail tax collected for the month of November was \$241,954, which is up \$15,900 more than last year, and year to date is up \$126,916. The sheriff auto use tax collected for the month of December was \$51,772, which is down \$2,173 from last year, and year to date is up \$49,878.

Commissioner Bell reported that they attended the Economic Development Banquet as well as the Canon City Chamber Banquet, where David Reynolds was named citizen of the year.

Commissioner Payne gave an end of year report on behalf of the FAR group.

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

None

OLD BUSINESS

None

NEW BUSINESS

1. Weed Management 2017 Report
Representative: Nick Bankston, Weed Management Director

Nick Bankston presented his year end presentation for the Weed Department and talked about the goals for 2018.

2. Resolution in support of Fair Districts Colorado
Representative: Fair Districts Colorado

Commissioner Bell briefly went over the Resolution, explaining that this will prohibit the practice of gerrymandering to benefit a political party or incumbent, concerning redistricting and reapportionment. These initiatives will reform the redistricting process, giving Republicans, Democrats, and Unaffiliated voters a voice, if adopted by the Colorado State Legislature.

Commissioner Bell moved to approve Resolution #6, a resolution in support of Fair Districts Colorado. Commissioner McFall seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner McFall, aye; Commissioner Payne, aye. The Motion Carried.

3. New Liquor License
BLJ Incorporated DBA KWIK-e-MART
3.2% Retail Liquor License
1503 Elm Ave
Cañon City, CO 81212
Representative: Brenda Johnson

Brenda Johnson explained that they want to have a drive through convenience store and sell 3.2% beer.

Attorney Jackson read statute 12-47-407 that says "On or after July 1, 2016, the state and local licensing authorities shall not issue a new retail liquor store license if the premises for which the retail liquor store license sought is located within one thousand five hundred feet of another retail liquor store licensed under this section."

Commissioner Bell stated that because of this statute alone, the license cannot be approved for that location and asked for a report from the County Clerk.

Clerk Barr reported that the property was posted, published in the paper, and the application was in order. She wanted the Board to be aware of the undue concentration in the area.

Commissioner Bell moved to deny the liquor license. Commissioner Payne seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Payne, aye; Commissioner McFall, aye. The Motion Carried.

4. Approval of a memorandum of understanding with Rocky Mountain Behavioral Health for the Sobering Center's Care Coordinator Position

Commissioner Bell moved to approve the Memorandum of Understanding with Rocky Mountain Behavioral Health for the Sobering Center's Care Coordinator Position. Commissioner McFall seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner McFall, aye; Commissioner Payne, aye. The Motion Carried.

5. Approval of the 2018 contract with the Humane Society of Fremont County, Inc. for Impound Services

Commissioner McFall moved to approve the 2018 contract, with the Humane Society of Fremont County, Inc., in the amount of \$54,759. Commissioner Bell seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Bell, aye; Commissioner Payne, aye. The Motion Carried.

6. Re-appointment of Larry Baker to the Board of Zoning Adjustment for a three-year term ending February 14, 2021

Commissioner Bell moved to approve the re-appointment of Larry Baker to the Board of Zoning and Adjustment for a three-year term ending February 14, 2021. Commissioner McFall seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner McFall, aye; Commissioner Payne, aye. The Motion Carried.

7. Appointment of a new member to the John C. Fremont Board to fill a vacant position with a term ending December 31, 2021

Commissioner Bell moved to appoint Sherry Johns to the John C. Fremont Board to fill a vacant position with a term ending December 31, 2021. Commissioner McFall seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner McFall, aye; Commissioner Payne, aye. The Motion Carried.

PUBLIC HEARING

None

Chairman Payne adjourned the meeting at 10:06 a.m.



Clerk and Recorder

RESOLUTION NO. 6, SERIES OF 2018

RESOLUTION IN SUPPORT OF FAIR DISTRICTS COLORADO

WHEREAS, allowing politicians to manipulate the drawing of their own legislative districts and select the voters they represent is a conflict of interest that fundamentally undermines representative government and, more practically, undermines the fundamental ability of the voters to have a real voice in choosing their elected leaders; and

WHEREAS, this conflict of interest results in districts that are heavily gerrymandered to favor a political party or a particular incumbent; and

WHEREAS, despite Colorado being one of the most competitive states in the union – nearly evenly divided between Democrats, Republicans and Unaffiliated voters – Colorado’s legislative and congressional maps are the antithesis of competitive, with only 3 of 65 statehouse seats competitive, 6 of 35 state senate seats competitive, and 1 of 7 congressional districts competitive; and

WHEREAS, when party nominees are granted seats so safe that they only need votes from their own party to win a general election, the path to political office begins and ends during the party nomination phase, where hardline voices overwhelmingly prevail. This leaves legislative institutions populated by hardline voices representing hardline constituencies. Therefore, in gerrymandered districts, elected representatives effectively are representatives of their own political party first, foremost, and always; and

WHEREAS, the problems with the current map drawing process go beyond lack of competitiveness. Another crucial deficiency – there is no requirement that Unaffiliated voters are represented on the commissions that redraw legislative and Congressional district lines, a major gap that effectively disenfranchises 1/3 of the state’s voters in the process of developing legislative and congressional maps; and

WHEREAS, the Fair Districts Colorado initiatives will create new, independent commissions to redistrict both the state legislature and the U.S. Congress districts; and

WHEREAS, the commissions will consist of an equal number of Republicans, Democrats, and those unaffiliated with either major party – the first time in Colorado history where those unaffiliated with either major party will be guaranteed seats at the table during the map drawing process; and

WHEREAS, the Fair Districts Colorado initiatives will stipulate that only the commission’s impartial, nonpartisan professional staff may draw the initial maps; and

WHEREAS, a super-majority of commission members – including at least two of the Unaffiliated members – will be required to support the maps for them to become final, preventing partisans from hijacking the map drawing process; and

WHEREAS, the commissions will be required to draw competitive districts, where realistically possible, that give either political party a chance to win; and

WHEREAS, the Fair Districts plan was carefully crafted to protect communities of interest, including minority voters and rural communities, from being manipulated for partisan reasons. The initiative was specifically written to ensure that minority communities are protected under the federal Voting Rights Act and that more competitive district lines will force politicians to work to earn minority voter support and represent their interests in office; and

WHEREAS, the commission will conduct its business transparently, by subjecting it to open meetings, open records, and other "sunshine" laws, which will end the kind of backroom meetings and last-minute partisan game playing that has defined the map drawing process in Colorado; and

WHEREAS, the Fair Districts proposal would prohibit once and for all the practice of gerrymandering to benefit a political party or incumbent; and

WHEREAS, the Fair Districts proposal is backed by a number of leading Republican, Democrat, and Unaffiliated leaders from all across the state; and

WHEREAS, the time to pass redistricting and reapportionment reform is now. In 2020, a new Census almost will certainly give Colorado an 8th Congressional District; meanwhile, rapid growth is changing the fundamental make-up and character of Colorado.

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Fremont County, Colorado, hereby publicly supports Fair Districts Colorado's initiatives that reform the redistricting process in Colorado.


DONE THIS 23rd day of January, 2018, at Cañon City, Colorado.


Commissioner Bell moved adoption of the foregoing Resolution, seconded by Commissioner McFall and approved by roll call vote as follows:

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|------------------|------------|-----|--------|---------|
| Debbie Bell | <u>Aye</u> | Nay | Absent | Abstain |
| Dwayne McFall | <u>Aye</u> | Nay | Absent | Abstain |
| Timothy R. Payne | <u>Aye</u> | Nay | Absent | Abstain |

BOARD OF COUNTY COMMISSIONERS
OF FREMONT COUNTY

ATTEST:

By: 
Chairman

By: 
Clerk to the Board