

### THIRD MEETING

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on February 12, 2019 615 Macon Avenue, Room LL3, Fremont County Administration Building, Canon City, Colorado. Chairman Dwayne McFall called the meeting to order at 9:30 a.m.

Dwayne McFall	Commissioner	Present
Tim Payne	Commissioner	Present
Debbie Bell	Commissioner	Present
Justin Grantham	Clerk & Recorder	Present
Brenda Jackson	County Attorney	Present
Sunny Bryant	County Manager	Present
Sean Garrett	Planning & Zoning Director	Present

#### INVOCATION

Pastor Jeff Lowther, of Christian Family Fellowship, gave the invocation.

#### PLEDGE OF ALLEGIANCE

Those present cited the Pledge of Allegiance to the flag of the United States of America.

#### APPROVAL OF AGENDA

**Commissioner Bell** moved to approve the Agenda, adding item #8 under New Business, Approval of a Memorandum of Understanding with the City of Canon City to participate in a citizen survey for a potential Royal Gorge Area Recreation/Aquatics Center. Commissioner Payne seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Payne, aye; Commissioner McFall, aye. The motion carried.

#### CONSENT AGENDA

1. Approval of Minutes / January 22, 2019
2. Approval of Bills for \$3,474,823.29
3. Authorization of Chairman's signature on the 2019 National Museum of the United States Air Force (NMUSAF) Static Display Loan Program Loan Agreement, SDA0044
4. Approval of the 2019 Organizational Charts for Fremont County
5. Ratification of Chairman's signature on stop loss coverage insurance termination with Intermediary Insurance Services, Inc.
6. Approval of a Title VI Plan for CDOT FHWA Sub recipient
7. Approval of Water Lease Agreement No. 1181 (one year lease) between Fremont County and the Upper Arkansas Water Conservancy District
8. Schedule Public Hearing: None.

**Commissioner Payne** moved to approve the Consent Agenda. Commissioner Bell seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner Bell, Commissioner McFall, aye. The motion carried.

#### ADMINISTRATIVE/INFORMATIONAL

1. Staff / Elected Officials:

a. County Clerk's Year End Report, Justin Grantham, County Clerk & Recorder

**County Clerk Grantham** gave the 2018 year-end report. The total MV fees, sales tax and recording fees collected for 2018 were \$14,150,434.71. Fremont County's portion for disbursement was \$8,034,899.38, which was 57% of the total fees collected and was \$507,177.03 more than 2017.

**Commissioner Bell** moved to accept the County Clerk's Report for 2018. Commissioner Payne seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Payne, aye; Commissioner McFall, aye. The motion carried.

b. County Clerk's Monthly Report, Justin Grantham, County Clerk & Recorder

**County Clerk Grantham** gave the January 2019 report. The total MV fees, sales tax and recording fees collected for January 2019 were \$1,088,717.65. Fremont County's portion for disbursement was \$608,041.85, which was 56% of the total fees collected and was \$75,500.13 less than January 2018.

**Commissioner Payne** moved to accept the County Clerk's Report for January 2019. Commissioner Bell seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner Bell, Commissioner McFall, aye. The motion carried.

c. County Manager Report, Sunny Bryant, County Manager

**County Manager Bryant** gave her report and updates, as follows:

- The week of January 28<sup>th</sup> they had their new auditors here to do the interim audit. They will be back in April to do the year-end audit.
- On Thursday, February 7<sup>th</sup>, she participated in the EPA Brownfields Conference Call. This gives grant recipients the opportunity to ask questions about the process.
- On Monday, February 11<sup>th</sup>, they met with members of the Florence City Council and City Manager for their monthly workshop.
- They have their next conference call for the Brownfield Grant this Thursday and are still looking for proposed sites.

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

**Rhonda Schirado**, of Prospectors RV Resort, presented the Board with a request to help with funding financial expenses for housing some of Fremont County's homeless population. She said that they have provided help to families and individuals for the past five winters with the help of Loaves and Fishes and Fremont County's Homeless Coalition. She said it can be costly, especially the electric bill which ranges from \$5,000-\$10,000 per month. They did just recently receive a grant from Black Hills Energy to help offset their electric bill for \$7,500 but are still in need of assistance with the cost of electricity. They currently house 25 families, which includes 38 children. On average, the cost to provide laundry, showers, electricity and shelter to these residents is about \$15,000 per month. At this time, she is only asking for help with the electric bill.

**Commissioner McFall** said that the Department of Human Services is a county office and they are involved with the Homeless Coalition. He said that three families housed at the campground are currently receiving vouchers from DHS, some of which is to cover utility costs. That along with funding over \$15,000 since July of 2018 in housing assistance, the county is doing a lot to help the homeless in Fremont County through DHS. He said the Board would need to have a workshop on this issue to see if there was anything else the county would be able to provide.

**George Storey** said that it looks as though the U.S. Government is up and running and that is good for all of us.

**Commissioner McFall** mentioned that Mr. Storey received a letter from President Trump's office addressing the opioid crisis in the nation after reaching out to them on this issue. He thanked him for reaching out and mentioned the county is also highly involved in addressing the opioid problem.

### **OLD BUSINESS**

None.

### **NEW BUSINESS**

#### 1. Presentation to the Canon City High School Carpentry Class

**Commissioner Payne** explained that the sign in Lincoln Park for the Soil Conservation Service Dam was 47 years old and in need of much repair. After reaching out to the Road and Bridge superintendent, Tony Adamic, who then reached out to Mr. Addington, of Canon City High School, the Canon City High School Carpentry class restored the sign, saving taxpayers the cost. He said they did a wonderful job and appreciated all their hard work. Commissioner Payne then read the letter of appreciation that was sent to the principal of Canon City High School, Bill Summers.

2. Liquor License Transfer  
Abbeyview LLC  
DBA Canon City Lanes  
Hotel & Restaurant  
2970 E Main St, Canon City, CO 81212  
Representative: Steve & Rose Selko

**Rose Selko**, of Abbeyview LLC, said that they reopened the bowling alley on December 21, 2018 and have been operating on a temporary liquor license since January 21, 2019. She said they have had a good outpouring and have been keeping busy. They were able to rehire 7 of the 8 employees and only had to hire one new person. The Sheriff did visit twice and approved their setup which did not change from the previous owners.

**Commissioner Bell** extended her thanks in reopening the bowling alley and welcomed the Selkos to Fremont County since they are fairly new to the area. She also wanted to know what kind of training both the new staff and rehired staff would be taking and if there were any changes as to the way alcohol would be served from the previous owners.

**Mrs. Selko** said that they are currently on the training list with the City of Canon City for the next training that will be offered. She also stated that there would be no changes in the operation.

**Chief Deputy Gardunio** gave a staff report, indicating that the application and fees were in order and all requirements have been met for the Clerk's Office.

**Commissioner Payne** moved to approve the liquor license transfer for Abbeyview LLC dba Canon City Lanes. Commissioner Bell seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner Bell, Commissioner McFall, aye. The motion carried.

#### 3. Resolution No. 10, A Resolution of the Fremont County Board of County Commissioners, Fremont County, Colorado, Concerning Wolf Management Colorado

**Commissioner McFall** said that there have been private groups looking into reintroducing wolves in Colorado. He said he feels it would be very detrimental to Fremont County, as

well as the State of Colorado. He said there is a great demand in Colorado for outdoor activities such as hiking, biking and hunting and the wolves would greatly affect ranchers and their cattle. He said if they are to be reintroduced, there is no regulation of wolves. They are hopeful that if wolves are reintroduced that the Colorado Park and Wildlife will set some regulations. He explained that this resolution is to oppose the efforts to reintroduce the population of wolves into Colorado, as they will migrate here on their own.

**Commissioner McFall** moved to approve Resolution #10. **Commissioner Bell** seconded the motion. Upon Vote: **Commissioner McFall**, aye; **Commissioner Bell**, aye; **Commissioner Payne**, aye. The motion carried.

4. Approval of 2019 participation agreement with the Upper Arkansas Area Council of Governments for the Upper Arkansas Recycling Program  
Representative: Beth Lenz, UAACOG Regional Recycling Program

**County Manager Bryant** said that this is for the 2019 recycling program. They are requesting \$22,425, which was the same amount from 2018. This amount includes an estimate of a \$14,269 reduction due to the sale of materials that was generated in 2018.

**Commissioner Bell** said this has always been a great event in Fremont County, especially around the holidays. This encourages people to dispose of old televisions and electronics the proper way and helps reduce the amount that the Department of Transportation has to pick up that they find. It is not free, but at a greatly reduced cost.

**Commissioner Bell** moved to approve the agreement with the Upper Arkansas Area Council of Governments for the Upper Arkansas Recycling Program. **Commissioner Payne** seconded the motion. Upon Vote: **Commissioner Bell**, aye; **Commissioner Payne**, aye; **Commissioner McFall**, aye. The motion carried.

5. Approval of the GBMJ #18504 Fremont County Law Enforcement 2018 Gray and Black Marijuana Enforcement Grant

**County Manager Bryant** said that over the past several years, taxes on marijuana sales have went to a fund regulated by the Department of Local Affairs. Some of the funds created the Gray and Black Marijuana Enforcement Grant which is to be distributed to law enforcement used to help fight crimes associated with marijuana. She said that Fremont County opted in to the program, submitted the required paperwork and was awarded \$91,811 to be spent by June 30, 2019. They are going to use the funds to employ a marijuana enforcement officer and then continue this position. They have already submitted the paperwork to opt into the next round of funds to cover the expenses which will run from July 1, 2019 until June 30, 2020.

**Commissioner Payne** moved to approve the Fremont County Law Enforcement 2018 Gray and Black Marijuana Enforcement Grant. **Commissioner Bell** seconded the motion. Upon Vote: **Commissioner Payne**, aye; **Commissioner Bell**, **Commissioner McFall**, aye. The motion carried.

6. Approval of Chairman's signature on the Statement of Grant Award for the 2019 Fiscal Year Colorado Judicial Department Underfunded Courthouse Facility Commission Grant Award #209 JRNA UNDR 06

**Commissioner McFall** said that there is a room in the judicial building on the second floor that was designed to be a courtroom but was not needed at the time. So, it has been used for storage. He said it is expected that another judge will be added within the next couple of years and there will be no room for trial juries. He said that they approached the Underfunded Courthouse Facility Commission and were awarded a partial bid for what they asked. They are also waiting to hear if they will be awarded a DOLA grant within the next month. This grant will also be applied to the courtroom build.

**Commissioner Bell** said that this is something they have been looking at and talking about over the last couple of years. They have had to try and find grants and programs that would

offer matching funds to aid in the costs. She moved to approve the chairman's signature on the Statement of Grant Award for the 2019 Fiscal Year Colorado Judicial Department Underfunded Courthouse Facility Commission Grant for \$200,000. Commissioner Payne seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Payne, aye; Commissioner McFall, aye. The motion carried.

7. Resolution No. 11, A Resolution Setting Official Hours for the Fremont County Administration Building for the Transaction of County Business

**Commissioner Payne** said that the County Clerk wanted to change the business hours of his office, so it started the discussion on changing the hours of the building to 7:00 a.m. to 5:00 p.m., Monday through Thursday.

**Commissioner Payne** moved to approve Resolution #11. Commissioner Bell seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner Bell, Commissioner McFall, aye. The motion carried.

8. Approval of a Memorandum of Understanding with the city of Canon City to participate in a citizen survey for a potential Royal Gorge Area Recreation/Aquatics Center

**Kyle Horne**, Director of the Canon City Recreation District, said that this is the next step to move forward on the Royal Gorge Area Recreation/Aquatics Center. This is a cooperative effort, if everyone puts the money in, they will have a seat at the table. They need to find out what the needs and wants are of the community.

**Commissioner Payne** noted that this MOU puts a cap on the amount of money to be spent by each entity of up to \$10,000.

**Commissioner Bell** said that Florence has been able to take care of their pool and Canon City's has some problems. There are a lot of people that rely of the services of the Canon City Pool and it's great to see the cooperation of everyone to get this done.

**Commissioner Bell** moved to approve the MOU with the City of Canon City, with a cap of no more than \$10,000. Commissioner Payne seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Payne, aye; Commissioner McFall, aye. The motion carried.

**PUBLIC HEARINGS**

None.

Commissioner McFall adjourned the meeting at 10:16 a.m.

  
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Clerk and Recorder

RESOLUTION NO. 10, SERIES 2019

**A RESOLUTION OF THE FREMONT COUNTY BOARD OF COUNTY COMMISSIONERS, FREMONT COUNTY, COLORADO CONCERNING WOLF MANAGEMENT IN COLORADO**

**WHEREAS**, Fremont County residents and visitors enjoy abundant outdoor recreational opportunities, especially hiking, biking and hunting the large populations of deer and elk, as well as other outdoor activities; and

**WHEREAS**, these outdoor recreational activities and livestock production are two of the primary components of the Colorado economy, and are a major contributor to the economic and social wellbeing of Fremont County; and

**WHEREAS**, predation by wolves of the majestic wildlife and domestic livestock is a serious problem that Colorado shouldn't invite, encourage or accept; and

**WHEREAS**, in addition to the negative economic and social impacts of wolf reintroduction, wolves pose a danger to the physical health of household pets and people due to predation and the transmission of diseases; and

**WHEREAS**, ongoing private efforts to reintroduce wolves into Colorado are unnecessary based upon the scientific input from the federal and state agencies tasked with managing wildlife populations; and

**WHEREAS**, gray wolf reintroduction efforts in the northern Rocky Mountains have exceeded recovery goals, Colorado is not part of the historic range of the Mexican wolf, and existing federal wolf recovery efforts do not include establishing populations of either the gray wolf or the Mexican wolf in Colorado; and

**WHEREAS**, the Colorado Parks and Wildlife Commission passed Resolution 16-01 opposing the intentional release of any wolves into Colorado.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF FREMONT, STATE OF COLORADO:**

- A. The Board opposes any efforts to introduce or expand the populations of wolves into Colorado; and
- B. The Board supports the recommendations of the Colorado Wolf Working Group, which were adopted by the Colorado Parks and Wildlife Commission in 2005; and
- C. The Board supports the position taken by the Colorado Parks and Wildlife in its Resolution 16-1; and

- D. The Board supports delisting of all wolf species under the Endangered Species Act to allow Management of wolves at the state and local levels; and
- E. The Board requests that any federal or state wolf management plans include funding to offset the negative impacts of wolves on livestock, wildlife management, hunting and other adversely affected sectors of local economies; and
- F. The Board supports efforts to include a requirement that any publicly funded or sponsored wolf education programs include comprehensive and balanced discussions about the impacts of wolves on local economies, and include the perspective of livestock producers, hunters, and public health officials.

Commissioner McFall moved for adoption of this resolution, with a second by Commissioner Bell. The roll call vote of the Board was as follows:

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

The Resolution was declared to be duly adopted.

Date: 2-12-19

Dwayne McFall  
Chairman

Attest: [Signature]  
Clerk

**RESOLUTION SETTING OFFICIAL HOURS FOR THE  
FREMONT COUNTY ADMINISTRATION BUILDING  
FOR THE TRANSACTION OF COUNTY BUSINESS**

WHEREAS, the Fremont County Board of County Commissioners is empowered pursuant to §30-10-109, C.R.S. to designate by resolution the days and hours during which all county offices shall be kept open for the transaction of county business; and

WHEREAS, the various offices hours of county departments and offices has created confusion among members of the public who need to use county services and access county records; and

WHEREAS, the Board of Commissioners has determined that uniform office hours among all offices and departments located in the Fremont County Administration Building would better serve the citizens of Fremont County and provide certainty for those scheduling times to visit the building to access services and records; and

WHEREAS, the Commissioners have met and discussed the business hours for the Administration Building with the other elected officials and department heads and general consensus has been reached concerning what the office hours for the Administration Building.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of County Commissioners of Fremont County hereby declares that all offices and departments located within the Fremont County Administration Building shall be open for public business on Monday through Thursday between the hours of 7:00 a.m. and 5:00 p.m. and shall also be open over the lunch hour.

BE IT FURTHER RESOLVED that the only allowed exception to the set hours for the building shall be:

1. Offices and departments staffed by a department head and one or fewer support staff may close over the lunch hour.
2. Offices and departments that are not part of Fremont County government located within the Fremont County Administration Building may establish and post their own office hours;
3. Offices and departments may not deviate from the established hours of business without approval from the Board of Commissioners.



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

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

Date: 2/12/19

BOARD OF COUNTY COMMISSIONERS  
OF FREMONT COUNTY

ATTEST:

By: Dwayne McFall  
Chairman

By: [Signature]  
Clerk to the Board