

SIXTH MEETING

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on March 24, 2020 615 Macon Avenue, Room LL3, Fremont County Administration Building, Canon City, Colorado. Chairperson Debbie Bell called the meeting to order at 9:30 a.m.

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

INVOCATION

There was no invocation.

PLEDGE OF ALLEGIANCE

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

APPROVAL OF AGENDA

Commissioner McFall moved to approve the Agenda, moving item 6 and 7 to item 7 and 8, adding item 6 for the Approval of Fremont County Airport Land Lease with Gregory & Sharon Gempler for Hangar 12E. Commissioner Payne seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Payne, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

CONSENT AGENDA

1. Approval of Minutes / March 10, 2020
2. Approval of Minutes / March 16, 2020 Emergency Meeting
3. Approval of Minutes / March 19, 2020 Special Meeting
4. Approval of Bills for \$2,344,304.05
5. Ratification of Chairman's signature on Property Access Agreement with Gilland Group Partnership No.2, LLC for EPA Brownfields assessments
6. Approval of Fremont County Airport Land Lease with Gregory & Sharon Gempler for Hangar 12E
7. Approving Resolution 19, Series of 2020, Resolution for Special Review Use Permit Department of Planning and Zoning File # SRU 20-001 Phantom Canyon Estates
8. Schedule Public Hearings: April 28, 2020 at 10:00 a.m.
 - a. Request: TUP 20-001 – Howard Creek Farm
Request approval of a Temporary Use Permit, Department file #TUP 19-002 Howard Creek Farm to allow a Wedding Venue, including a 4000 square foot hay barn on 11 acres adjacent to the Arkansas River in Howard. The site will host 15 events a year from May to October each year, primarily on the weekends. The site is located at 356 County Road No. 4 in Howard.

Commissioner Payne moved to approve the Consent Agenda, moving item 6 and 7 to item 7 and 8, adding item 6 for the Approval of Fremont County Airport Land Lease with Gregory & Sharon Gempler for Hangar 12E. Commissioner McFall seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner McFall, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

ADMINISTRATIVE/INFORMATIONAL

1. Staff / Elected Officials:
 - a. County Clerk's Monthly Report

County Clerk Grantham gave his report for the month of February 2020.

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

- b. County Manager Report, Sunny Bryant, County Manager

County Manager Bryant gave her report, which can be found on the County website at www.fremontco.com.

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

County Manager Bryant gave the Sales & Use Tax Report, which can be found on the County website at www.fremontco.com.

Commissioner McFall encouraged everyone to hold strong while we get through the COVID 19 pandemic.

Commissioner Bell said that Colorado Counties Incorporated (CCI) and she have been working closely with the Governor's Office and the State of Colorado, as well as with Action 22 regarding the COVID 19 pandemic.

OLD BUSINESS

There was no old business.

NEW BUSINESS

1. Child Abuse Prevention Month Proclamation
Representative: Carrie Porter, Department of Human Services

Carrie Porter, of DHS, read the proclamation. She explained that while the traditional events that usually occur for this month will not be happening, they are still implementing activities such as wearing blue on Wednesdays, posting pictures on Facebook, displaying pinwheel gardens and law enforcement will display blue ribbon magnets on their patrol vehicles.

Commissioner Payne moved to approve the Child Abuse Prevention Month Proclamation. Commissioner McFall seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner McFall, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

2. National Public Health Week Proclamation
Representative: Emma Davis, Fremont County Public Health and Environment Director

FCDPHE Director Davis read the proclamation.

Commissioner McFall moved to approve the National Public Health Week Proclamation. Commissioner Payne seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Payne, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

3. Award bid for Asphalt Mix

Representative: Tony Adamic, County Department of Transportation Director

FCDOT Director Adamic said that they recommend awarding the bid to Fremont Paving at \$61.00 per ton, having the County deliver approximately 2,900 tons to job sites throughout the year.

Commissioner Payne moved to approve the bid award to Fremont Paving. Commissioner McFall seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner McFall, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

4. Award bid for Tack Oil

Representative: Tony Adamic, County Department of Transportation Director

FCDOT Director Adamic said that they recommend to award the bid to SunCor Energy at \$1.81 per gallon, having the County pick up approximately 2,900 gallons of the product at the Pueblo plant.

Commissioner McFall moved to approve the bid award to SunCor Energy. Commissioner Payne seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Payne, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

5. Award bid for Emulsion Oil

Representative: Tony Adamic, County DOT Director

FCDOT Director Adamic said that they have three different recommendations for this bid, depending on the type of emulsion oil required. He recommends to award the bid for CRS-2P Emulsion to SunCor Energy at \$1.91 per gallon, having H&B Transport, LLC deliver approximately 77,000 gallons for chip seal projects. The second bid, CRS-2P Fog Seal, he recommends awarding to SunCor Energy at \$0.96 per gallon, having H&B Transport, LLC deliver approximately 19,500 gallons for chip seal projects. The final bid, for HFMS-2P, he recommends awarding to SunCor Energy at \$2.61 per gallon, having SunCor Energy deliver approximately 20,000 gallons for patching projects.

Commissioner Payne moved to approve awarding the bids as recommended. Commissioner McFall seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner McFall, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

6. Award bids for Aggregate Chip for the Chip Seal Program

Representative: Tony Adamic, County DOT Director

FCDOT Director Adamic said that they recommend to award the bid to The Aggregate Source for ½ inch aggregate chip rock at \$16.50 per ton (approximately 150 tons) and ¾ inch aggregate chip rock at \$13.25 per ton (approximately 1,100 tons). The County will pick up the product at their quarry. This is will be for the chip seal project on the east end of the County, they already have the rock for the west end project.

Commissioner McFall moved to approve the bid awards to The Aggregate Source. Commissioner Payne seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Payne, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

7. Award bid for Dust Guard Liquid Suppressant

Representative: Tony Adamic, County DOT Director

FCDOT Director Adamic said that they recommend to award the bid to GMCO at \$0.705 per gallon, having the County pick up approximately 223,000 gallons.

Commissioner Payne moved to approve the bid award to GMCO. Commissioner McFall seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner McFall, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

8. Request: MS 19-005 Winters Subdivision
Requesting approval for a minor subdivision of a parcel that is currently 28.54 acres in size and located in the Agricultural Suburban, to create two lots. Lot 1 will be 1.09 acres in size and Lot 2 will be 27.43 Acres in size. The general location of the subject property is off of Pinion Ave near the Town of Brookside boundary.
Representative: George Hall

George Hall said that they are wanting to separate a one-acre lot from this parcel to sign over to the current tenant that has lived on the one-acre lot for over 20 years. The large parcel has no structures on it. Access will be through a section on the lot that will be deemed a no build zone and the driveway with access to the lot will be located in this no build zone.

Planning and Zoning Director Garrett gave a staff report. He said that the application is in order and the applicant provided all items listed as contingencies, taking care of all the contingencies required. He said there are no contingencies but the waiver request of the drainage plan is not listed as a waiver because it is noted on the plat and once it comes for review, will be taken care of at that time.

Commissioner Payne moved to approve MS 19-005, Winters Subdivision, with no contingencies or waiver requests. Commissioner McFall seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner McFall, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

9. Request: MS 20-001 JP Properties Subdivision
Requesting approval of a Minor Subdivision, Department file # MS 20-001 JP Properties Subdivision. The site is located at the intersection of Pinion & Ash, near the Town of Brookside. The property is zoned Agricultural Suburban and contains 4.28 acres. The proposed lot sizes are: Lot 1: 45,877 sq. ft., Lot 2: 33,895 sq. ft., and Lot 3, 44,777 sq. ft.
Representative: Matt Koch

Matt Koch explained that this is a three lot subdivision. There is currently a house and outbuildings located on lot 2 that will remain, lot 1 and lot 3 are vacant for future residential use. He said they are working on the two contingency items. He said that no build areas and the ditch that runs through the properties, will be noted on the plat for future owners.

Planning and Zoning Director Garrett gave a staff report. He said that the application is in order and that one of the two contingency items have already been satisfied.

Commissioner McFall moved to approve MS 20-001, JP Properties Subdivision, with the one remaining contingency item. Commissioner Payne seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Payne, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

10. 2019 Fremont County Accountability Report

Commissioner Bell said that the Accountability Report is now available on the County website, www.fremontco.com and may be presented at a future meeting.

11. Resolution No. 23 extending the expiration date for Fremont County ambulance licenses and permits to July 31, 2020

Commissioner Bell said that they are required to license all ambulances that run through Fremont County and renew them annually. The person that inspects all of the ambulances is the Emergency Management Director, Mykel Kroll, who is currently busy dealing with the COVID 19 pandemic. Extending the expiration dates of these licenses and permits would allow him additional time to conduct these inspections. She said this change is temporary and that all renewals will be due next March, not next July.

Commissioner Payne moved to approve Resolution #23. Commissioner McFall seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner McFall, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

12. Appoint Ed Norden from an alternate member to a regular member of the Board of Zoning Adjustment with a term ending February 28, 2023

Planning and Zoning Director Garrett said that Ed Norden would make a good standard member.

Commissioner McFall moved to approve the appointment of Ed Norden. Commissioner Payne seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Payne, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

13. Re-appoint Dave Boden as a member of the Board of Zoning Adjustment with a term ending February 28, 2023

Planning and Zoning Director Garrett said that it would be good to continue having Dave Boden on the Board.

Commissioner McFall said that with the appointment of Ed Norden, a vacant position as an alternate is open and anyone interested should contact Sean Garrett in the Planning and Zoning Department.

Commissioner Payne moved to approve the appointment of Dave Boden. Commissioner McFall seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner McFall, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

14. Resolution No. 24 to Adopt Temporary Meeting Rules and Procedures Concerning Telephonic or Electronic Participation

County Attorney Jackson explained that this would provide for some rules regarding electronic participation and electronic meetings during a time of extraordinary circumstances. This would also apply to all appointed Boards. It outlines how the meetings will be conducted and how the public can participate.

Commissioner Bell explained this would only be for drastic measures and will not be used on a regular basis.

Commissioner Payne mentioned that this resolution will only be valid for 90 days and is not a permanent solution unless amended within the 90 days.

Commissioner McFall moved to approve Resolution #24. Commissioner Payne seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Payne, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

Commissioner Bell opened the Public Hearing at 10:00 a.m.

Commissioner Bell closed the Public Hearing at 10:07 a.m.

PUBLIC HEARING

1. New Liquor License Application
Rocky Top River Ranch LLC

Beer and Wine License
10281 US Hwy 50 Howard, CO 81233
Rep: Rhitt Fraser

Rhitt Fraser explained that he is trying to generate more revenue for the campground, which would not be located in the restaurant.

Chief Deputy Gardunio gave a staff report explaining that all items were in order with the Clerk's Office. She said Mr. Fraser needed proof of posting and an updated sales tax license, which he brought with him. She also said they did not receive the Sheriff's inspection report.

Commissioner Bell explained that with the public hearing being not open to the public, they will postpone their decision for two days, giving the public the opportunity to submit comments via email, fax and drop off to all three commissioners, or the Clerk's Office. Phone calls will not be accepted to one commissioner, all three need to be involved in correspondence.

Commissioner McFall asked what type of training would be provided to employees.

Mr. Fraser said that he will make sure his employees will be aware of the boundaries and that alcohol is contained in that area.

The Board recommended using gettips.com for additional training, which is not required, but highly recommended. Chief Deputy Gardunio also mentioned that a future Liquor Enforcement Division training will be provided by the State.

Commissioner Payne asked for a more permanent set of hours of operation.

Mr. Fraser said the hours would be from 1:00 p.m. to 9:00 p.m.

Commissioner Bell said the next scheduled meeting for this would be on Thursday, March 26, 2020 at a time to be determined.

County Clerk Grantham said that items put in the drop box should be in an envelope, faxes can be sent to 719-276-7338.

Commissioner Bell said that the deadline for comments will be at noon on Thursday, March 26, 2020.

Commissioner McFall moved to table the decision until Thursday, March 26, 2020, allowing for public comment. Commissioner Payne seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Payne, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

Commissioner Bell had a final comment before ending the meeting. She said that even though the County buildings are closed to the public, all departments are open and continue to work and serve the public by other means.

Commissioner Bell adjourned the meeting at 10:31 a.m.


Clerk to the Board of County Commissioners



RESOLUTION NO. 19
Series of 2020

RESOLUTION FOR SPECIAL REVIEW USE PERMIT
DEPARTMENT OF PLANNING AND ZONING
FILE # SRU 20-001 PHANTOM CANYON ESTATES

BE IT RESOLVED by the Fremont County Board of County Commissioners (hereafter "Board"):

THAT WHEREAS, Royal Gorge Karting Circuit, LLC, (hereafter "applicant") has made application for issuance of a Special Review Use Permit pursuant to 8.14 of the Zoning Resolution of Fremont County for a Permit to allow for a Rural Recreational Facility, which application has been designated as file #SRU 19-001 Royal Gorge Karting to be located on certain real property that the applicant owns; and

AND WHEREAS, pursuant to the Fremont County Zoning Resolution previously adopted; the Planning Commission of Fremont County reviewed the application at its March 3, 2020, regular meeting and recommended the **APPROVAL** of such application; and

WHEREAS, a notice containing the specific request, proposed use, date, time, location, telephone number of the Fremont County Department of Planning and Zoning (hereafter "Department"), and a site plan and vicinity map were mailed fourteen (14) days prior to the public hearing, by certified mail, return receipt to the Department, to all property owners within five-hundred (500) feet of the boundaries of the subject parcel and to appropriate reviewing agencies; and

WHEREAS, a notice containing the specific request, proposed use, date, time, location, and telephone number of the Department where additional information may be obtained, was posted on the property fourteen (14) days prior to the public hearing; and

WHEREAS, a notice of the public hearing was published by the Department, in a newspaper of general circulation in Fremont County, fourteen (14) days prior to the public hearing, and which contained the specific request, time and place of the public hearing, and an explanation of the proposed use and its location; and

WHEREAS, the Board held a public hearing concerning said application on March 10, 2020, at which time comments and evidence were considered, including all materials contained as part of the application and which were in the Department's file concerning the application; and

WHEREAS, it appears that issuance of a Special Review Use Permit is appropriate;

NOW, THEREFORE, BE IT RESOLVED by the Board that:

1. The Board makes the following findings with respect to the application for issuance of a Special Review Use Permit to Applicant as follows:
 - a. The procedural requirements of Section 8.14 of the Fremont County Zoning Resolution have been met.
 - b. The location of the proposed use is compatible and harmonious with the surrounding neighborhood.
 - c. The proposed use will not have detrimental effects on property values.
 - d. The proposed site and use will not impair public health, welfare, prosperity and safety by creating undesirable sanitary conditions, overburdening of utilities or adverse environmental influences.
 - e. The site will be served by streets and roads of sufficient capacity to carry the traffic generated by the proposed use, and the proposed use will not result in undue traffic congestion or traffic hazards.
 - f. The site is sufficient size to accommodate the proposed use together with all yards, open spaces, walls and fences, parking and loading facilities, landscaping and such other provisions required by this resolution.
 - g. The proposed use, if it complies with all conditions on which approval is made contingent, will not adversely affect other property in the vicinity or the general health, safety and welfare of the inhabitants of the County, and will not cause significant air, water, noise or other pollution.
2. A Special Review Use Permit shall be issued contingent on the acceptance and observance by the Applicant of the following specified conditions that must be met within six (6) months, if applicable, since the use was previously in operation prior to approval by the Board:
 - A. Special Review Use Permit shall be issued for life of the use.
 - B. The Department shall review the permit annually to determine compliance with the conditions of the permit and forward it to the Board for their review as required by regulations. It shall be the responsibility of the permit holder to provide the Department with copies of other

permits, licenses, or other documentation showing compliance with the requirements of any other governmental agency (*to include items such as changes to the documents, updates, renewals, revisions, annual reports*). Further it shall be the responsibility of the permit holder to provide the Department with copies of any documents that would affect the use of the subject property, such as but not limited to updated or renewed leases for use of or access to the subject property. Copies of these documents shall be submitted to the Department prior to the anniversary date of the approval of the use permit each year. If the Department has to notify the permit holder that the anniversary date has passed and / or request said documentation, then a penalty fee shall be charged to the permit holder. If the required documentation and penalty fee are not submitted to the Department within twenty (20) days following notification to the permit holder, then violation procedures may be commenced, which could result in termination, revocation, rescission or suspension of the use permit.

- C. The Applicant shall conform to all plans, drawings and representations submitted with or contained within the application except as may be inconsistent with the other provisions of the permit.
- D. The Applicant shall comply with all laws and regulations of the County of Fremont, its agencies or departments, the State of Colorado, its agencies or departments and the United States of America, its agencies or departments, as now in force and effect or as the same may be hereafter amended.
- E. Applicants shall obtain, prior to operation, and keep in effect, throughout operation, all other permits, licenses or the like, including renewals, required by any other governmental agency and as otherwise may be required by Fremont County and shall provide copies of such to the Department. Revocation, suspension or expiration of any such other permits shall revoke, suspend or terminate the permit authorized hereunder, as the case may be.
- F. If a Special Review Use is abandoned, discontinued or terminated for a period of six (6) months, the approval thereof shall be deemed withdrawn, and the use may not be resumed without approval of a new application. Provided, however, if the holder of the permit intends to or does temporarily cease the use for six (6) months or more without intending to abandon, discontinue or terminate the use, the holder shall file a notice thereof with the Department of Planning and Zoning prior to the expiration of the six-month period stating the reasons thereof and the plan for the resumption of the use. The requirement of a notice of temporary cessation shall not apply to applicants who have included in their permit applications a statement that the use would continue for less than six (6) months in each year and such fact is noted on the permit. In no case, however, shall temporary cessation of use be continued for more than two (2) years without approval by the Board of County Commissioners.
- G. If a Special Review Use Permit is to be transferred it shall comply with all applicable Federal, State and County regulations regarding such transfer.
- H. Days and hours of operation shall not be limited

- I. Applicant shall install permeant restrooms within 24 months from the date of approval
- J. Applicant shall obtain approval from the Fremont County Board of Health for the use of portable toilets or "sanitation closets" prior to commencing any exploration activities in the expansion area.
- K. Applicant shall submit receipts or other documentation that the dump station is being serviced on an annual basis.
- L. Applicant shall comply with all requirements of the Fremont County Department of Transportation regarding access permits, and any additional requirements regarding traffic impacts.
- M. Only self-contained units will be allowed at the travel trailer park
- N. The County shall retain the right to modify any condition of the permit, if the actual use demonstrates that a condition of the permit is inadequate to serve the intended purpose of the condition. Such modification shall not be imposed without notice and a public hearing being provided to the Applicant at which time applicant and members of the public may appear and provide input concerning the proposed modifications to the conditions of the permit.
- O. Only the named party on the permit shall be allowed to operate this Special Review Use Permit. Board approval shall be required prior to allowing any other person or entity to operate at the site under the conditions of this permit. All persons, entities or others requesting Board approval to operate under this Special Review Use Permit must agree to abide by all terms and conditions of this Special Review Use Permit and shall be required to be named on this Special Review Use Permit as additional parties who are bound by the terms and conditions of this Special Review Use Permit.
- P. A Special Review Use Permit shall not be modified in any way without Department approval for Minor Modifications or approval of Major Modifications by the Board in accordance with Section 8.14 of the Fremont County Zoning Resolution (complete reapplication).

WAIVER REQUESTS: Waivers of the following have been requested and are granted:

5.3.2 Surfacing: Surfacing for all business, commercial or industrial off-street parking areas shall be graded and surfaced to control dust and provide proper drainage. Spaces shall be asphalt or concrete surface unless waived by the Board. If asphalt or concrete, spaces shall be clearly marked. Curbs or barriers shall be installed to prevent parking vehicles from extending over any lot lines.

5.3.4 Landscaping: All parking spaces (areas) used for business, commercial or industrial uses may be required to provide appropriate vegetation designed to break up the expanse of the parking area.

CONTINGENCY ITEMS TO BE COMPLETED PRIOR TO COMMENCING OPERATIONS:

1. Apply for and be issued an access permit for County Road 67 from the Fremont County Department of Transportation.
2. Obtain all necessary approvals from the Fremont County Engineer regarding the drainage plan
3. Obtain all necessary approvals and permits for dump station.

BE IT FURTHER RESOLVED that all applicable provisions of the Fremont County Zoning Resolution, particularly Chapter 8, shall apply to all activities conducted pursuant to this permit and shall govern the process for enforcement, violations and other issues arising under the permit.

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

Commissioner McFall: Aye / Nay / Abstain / Absent
Commissioner Payne: Aye / Nay / Abstain / Absent
Commissioner Bell: Aye / Nay / Abstain / Absent

The Resolution was declared to be duly adopted.

DATE: March 24th, 2020

Debbie Bell
CHAIRMAN, FREMONT COUNTY BOARD OF COUNTY COMMISSIONERS

ATTEST: [Signature]
FREMONT COUNTY CLERK AND RECORDER



RESOLUTION NO. 23, SERIES OF 2020

**RESOLUTION EXTENDING THE EXPIRATION DATE FOR
FREMONT COUNTY AMBULANCE LICENSES AND PERMITS TO JULY 31, 2020**

WHEREAS, Fremont County is authorized pursuant to the authority contained in Title 25, Article 3.5, C.R.S. to license and regulate ambulance service providers and ambulance vehicles; and

WHEREAS, on March 10, 2020, the Board of County Commissioners for Fremont County approved Resolution Number 20, Series of 2020, thereby adopting the Fremont County Ambulance Regulations, which will become effective on April 1, 2020; and

WHEREAS, Article III, B.2 of the Fremont County Ambulance Regulations provides that all ambulance service licenses and permits expire at 11:59 p.m. on April 30 of each year; and

WHEREAS, on March 16, 2020, Fremont County officially declared a local disaster emergency throughout Fremont County as a result of the COVID-19 global pandemic; and

WHEREAS, the Fremont County Office of Emergency Management is responsible for ambulance inspections and processing of applications for renewal of ambulance service and vehicle licenses and permits; and

WHEREAS, the press of business arising from the local disaster emergency declaration and related work functions require prioritizing other matters above the ambulance licensing and inspection duties; and

WHEREAS, the Board of County Commissioners finds that the validity of the current ambulance licenses and permits should be extended for an additional three months, to ensure that the Office of Emergency Management continues with performing duties relating to the local disaster emergency.

NOW, THEREFORE, BE IT RESOLVED that all active and valid Fremont County Ambulance licenses and permits are hereby extended for an additional three months until July 31 at 11:59 p.m., at which time such licenses and permits shall expire. As stated in the Ambulance Regulations, applications for renewal shall be filed **NOT LESS THAN THIRTY (30) DAYS BEFORE THE DATE THE LICENSE EXPIRES**. Failure to receive notice of renewal from the County shall not release the individual agency from its responsibility for renewal of said license. If the renewal application is not received at least thirty (30) days prior to expiration, and the applicant's license expires, the applicant shall cease operation until the license is reissued.

Commissioner Payne moved adoption of the foregoing Resolution, seconded
by Commissioner McFall and approved by roll call vote 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

Date: March 24th, 2020

BOARD OF COUNTY COMMISSIONERS
OF FREMONT COUNTY

ATTEST:

By: Debbie Bell
Chairman

By: [Signature]
Clerk to the Board



RESOLUTION NO. 24, Series of 2020

RESOLUTION TO ADOPT TEMPORARY MEETING RULES AND PROCEDURES CONCERNING TELEPHONIC OR ELECTRONIC PARTICIPATION

WHEREAS, C.R.S. § 30-10-302, as amended, provides that the Board of County Commissioners of the County of Fremont (“BOCC” or “Board”), has the general statutory authority to establish rules and regulations to govern the transactions of its business; and

WHEREAS, on March 16, 2020, the Chair of the Board issued a local disaster emergency declaration as it relates to the COVID-19 outbreak in Fremont County, which outlines the progressive spread of the disease, which was ratified and extended on March 19, 2020, by Resolutions Number 22, Series of 2020; and

WHEREAS, to assist in combating the spread of COVID-19, both private businesses and government organizations are practicing social distancing and encouraging remote working opportunities where possible for employees; and

WHEREAS, the Board desires to temporarily adopt this Resolution to establish the Board’s Rules to permit the Board to conduct business telephonically or electronically, with proper public notice, and if so desired by the Board members; and

WHEREAS, to also facilitate the ability of the Board’s appointed boards and committees, specifically including but not limited to, the Planning Commission and the Board of Zoning Adjustment, to continue to serve the public in a safe, efficient, and transparent manner, because the Bylaws of said boards and committees may not currently provide for telephonic or electronic meetings or hearings, the Board also adopts this Resolution to provide temporary rules and guidance for its appointed boards and committees to conduct regular and special meetings and hearings and other business telephonically or electronically, with proper notice and posting as may be required; and

WHEREAS, transparency and public process remains of paramount importance to the Board and this Resolution shall be read to permit maximum public participation in Board meetings.

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners hereby adopts the following temporary meeting rules and procedures:

Section 1. Purpose and Term:

The Board finds in consideration of the COVID-19 outbreak, and upon recommendations of public health experts to practice “social distancing”, the following temporary rules and procedures shall be in effect for a period of ninety

(90) days, or until further repeal or amendment from the Board, whichever occurs sooner.

Unless otherwise modified herein, it is the intent of the Board to otherwise maintain and follow the Rules to the maximum extent practicable.

Section 2. Telephonic or Electronic Participation:

All Board members shall be permitted to participate in any BOCC meeting by way of telephone or other electronic means.

Any commissioner(s) participating by means of telephone, or other electronic method, shall be deemed present and counted towards a quorum for voting purposes.

Section 3. Telephonic or Electronic Meetings:

For any meeting whereby a quorum of the BOCC is to participate by means of telephone, or other electronic method, the County shall, as appropriate:

- Publish a conference call dial-in number, and any associated access code, with the agenda for the purposes of inviting public participation; or
- Publish the electronic medium and access method to the platform the Board may utilize, with instructions to members of the public on how to listen and participate.

In order to ensure maximum transparency and public participation, the County shall inform the public, through customary means and use of official posting places, of any such BOCC Telephonic or Electronic Meeting.

Upon convening a properly noticed Telephonic or Electronic Meeting, the Board is authorized to take any formal action as contemplated by Colorado law.

The County shall audio-record any Telephonic or Electronic Meeting of the Board and said recording shall constitute the official record of the meeting. When it is not feasible to audio-record, then the Clerk to the Board, or designee, or a County staff person assigned by the BOCC shall take written minutes of the meeting, and the written minutes shall constitute the official record of the meeting.

Where the County holds a meeting by other electronic means, the County shall endeavor to video and audio-record that meeting. When it is not feasible, then written minutes shall be taken as set forth above.

Section 4. Applicability to Appointed Boards and Committees:

The Board, by this Resolution, hereby adopts and applies the above temporary rules and procedures for and to its appointed boards and committees, specifically including, but not limited to, the Planning Commission and Board of Zoning Adjustment, to enable them to conduct authorized meetings telephonically or electronically while this Resolution remains in full force and effect. For applicability purposes, where the above temporary rules and procedures refer to "Board" or "BOCC" and as the context directs, it is understood that the name of the specific appointed board or committee would be substituted.

Commissioner McFall moved adoption of the foregoing Resolution, seconded by Commissioner Payne and approved by roll call vote 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

Date: March 24th, 2020

BOARD OF COUNTY COMMISSIONERS
OF FREMONT COUNTY, COLORADO

Debbie Bell
Chairperson

ATTEST:

By: [Signature]
County Clerk & Recorder

