

## SIXTH MEETING

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on March 27th, 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.

Tim Payne	Commissioner	Present
Dwayne McFall	Commissioner	Present
Debbie Bell	Commissioner	Present
Katie Barr	Clerk and Recorder	Absent
Brenda Jackson	County Attorney	Present
Sunny Bryant	County Manager	Present
Matt Koch	Planning & Zoning Director	Present

Grant Adkisson, of Canyon Cowboy Church, gave the invocation.

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. Commissioner McFall seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner McFall, aye; Commissioner Payne, aye. The Motion Carried.

### CONSENT AGENDA

1. Approval of Minutes / March 13, 2018
2. Approval of Bills for \$1,886,288.62
3. Ratification of Chairman's signature on Change in Project Officials (DCJ Form 4-B) for Colorado Division of Criminal Justice Grant
4. MIP 14-001 Thressor, LLC dba Colorado Concentrate (Marijuana Infused Products-Industry Light) 2018 Renewal  
Request for renewal of a Marijuana Infused Products license, Department file #MIP 14-001 Thressor, LLC dba Colorado Concentrate (Marijuana Infused Products (MIP's)-Industry, Light), 2018 RENEWAL, by Colorado Concentrate, (Chris Haight), for property which is owned by Nations Own LLC. The property is addressed as 708 Fremont Street, which is located east of State Highway 115 and east of Fremont Street, bounded by 7th Street on the north side, 4th Avenue on the south side and Grant Street on the east side, in the Penrose Area. The property is zoned Business and contains 10 acres more or less. This is the fourth renewal.
5. OPC 14-004 Thressor, LLC dba Colorado Concentrate (Optional Premises Cultivation-Commercial Greenhouse) 2018 Renewal Request for issuance of an Optional Premises Cultivation license, Department file #OPC 14-004 Thressor, LLC dba Colorado Concentrate (Optional Premises Cultivation (OPC)-Commercial, Greenhouse), by Thressor, LLC (Chris Haight), for property which is owned by Nations Own, LLC. The property is addressed as 708 Fremont Street, which is located east of State Highway 115 and east of Fremont Street, bounded by 7th Street on the north side, 4th Avenue on the south side and Grant Street on the east side, in the Penrose Area. The property is zoned Business and contains 10 acres more or less.

6. Schedule Public Hearings: None

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

### ADMINISTRATIVE/INFORMATIONAL

1. Staff / Elected Officials:

a. County Manager Report, Sunny Bryant, County Manager

**Manager Bryant** reported that:

- On Wednesday, March 14 she attended a meeting with the individuals from CU Denver that is doing the design of the proposed Search and Rescue Building. When the design is complete they will look at available grants to see if they can move forward with the project.
- On Thursday, March 15 Commissioner Bell and Manager Bryant attended the Penrose Chamber of Commerce breakfast. She said it was good to get in to the community and see what all is going on.
- On Wednesday, March 21 Commissioner McFall, Kystina DelDuca, and Manager Bryant attended the Weed Advisory Board Meeting. The dry weather has delayed the growth of weeds but they are starting to come out so the Director will be working to hire the seasonal staff and start spraying.

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

**Manager Bryant** reported that the retail sales tax collections for the month of January were \$333,176, year-to-date we are up \$20,535. The auto use tax collections for January were \$110,746 and for February were \$91,173, year-to-date we are up \$40,846. The construction use tax collections for January were \$5,546 and for February were \$10,559, year-to-date we are down \$6,480. The lodging tax for January was \$637, year-to-date we are down \$8,327. The Sheriff's retail sales tax collections for the month of January were \$222,117, year-to-date we are up \$13,690. The Sheriff's auto use tax collections for January were \$73,830 and for February were \$60,782, year-to-date we are up \$27,171. The Sheriff's construction use tax collections for January were \$3,698 and for February were \$7,039, year-to-date we are down \$4,320.

**Sheriff Beicker** said that while we are not currently in fire restrictions due to the most recent moisture, to be mindful of burning, especially agricultural burning, to get it done as soon as possible. If the moisture is not sustained, he will have to enforce fire restrictions. He is not currently aware if Canon City, Florence, or Tallahassee has restrictions, but he does believe that Deer Mountain is possibly under restrictions. The fire signs will remain at a "high" status.

**Commissioner Bell** wished everyone a Happy Easter with friends and family.

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

None

### OLD BUSINESS

None

## NEW BUSINESS

1. A Proclamation for Child Abuse Prevention Month in Fremont County – April 2018

Representative: Mick Stumph, Department of Human Services

**Mick Stumph** gave a calendar of upcoming events and then read the proclamation.

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

2. A Proclamation declaring April as Sexual Assault Awareness Month  
Representative: Kathryn Konicek, Family Crisis Services, Inc.

**Kathryn Konicek** spoke about the upcoming rally on April 26<sup>th</sup>, 2018 and then read the proclamation.

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

3. A resolution recognizing Ty Martin, Undersheriff, for his 21 years of service to Fremont County

**Commissioner Bell** read the resolution and all three commissioners congratulated him and presented him with the resolution and a framed Fremont County Logo.

**Mr. Martin** thanked the commissioners and expressed how passionate he was to serve the community. He went on to say how it was a fluke when he pursued this line of work and how it ended up giving him a purpose. He then called up Sheriff Beicker and said he never understood why he made him his undersheriff, but thanked him for giving him one of the greatest honors.

4. Award bid for Asphalt Mix  
Representative: Tony Adamic, County DOT Director

**Director Adamic** said that he recommended awarding the bid for ½ inch SX asphalt mix to Fremont Paving at \$52 per ton. Fremont County DOT will deliver the product to all job sites.

**Commissioner McFall** moved to award the bid to Fremont Paving at \$52 per ton. Commissioner Bell seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Bell, aye; Commissioner Payne, aye. The Motion Carried.

5. Award bid for Tack Oil  
Representative: Tony Adamic, County DOT Director

**Director Adamic** said that he recommended awarding the bid of SS1H tack oil to Suncor Energy at \$1.52 per gallon. Fremont County DOT will deliver to all job sites.

**Commissioner Bell** moved to award the bid to Suncor Energy at \$1.52 per gallon. Commissioner McFall seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner McFall, aye; Commissioner Payne, aye. The Motion Carried.

6. Award bid for Emulsion Oil  
Representative: Tony Adamic, County DOT Director

**Director Adamic** said that he recommended awarding the bid of CRS-2P Emulsion to Suncor Energy at \$1.76 per gallon from their Pueblo plant with Fremont County contracting with Acord Trucking to deliver to required sites. Also, CRS-2P Fog seal to

Suncor Energy at \$0.95 per gallon from their Pueblo plant, also contracting with Acord Trucking for delivery. Finally, HFMS-2P to Suncor Energy at \$2.25 per gallon with Suncor Energy delivering to Canon City.

**Commissioner McFall** moved to award the bid to Suncor Energy for all three products. Commissioner Bell seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Bell, aye; Commissioner Payne, aye. The Motion Carried.

7. Award bids for Aggregate Chip for the chip seal program  
Representative: Tony Adamic, County DOT Director

**Director Adamic** said that he recommended awarding the bid of ¾ inch aggregate chip to The Aggregate Source (Canon City) at \$12.50 per ton. Fremont County DOT will pick up the aggregate at the quarry.

**Commissioner Bell** moved to award the bid to The Aggregate Source at \$12.50 per ton. Commissioner McFall seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner McFall, aye; Commissioner Payne, aye. The Motion Carried.

8. Award bid for Dust Guard Liquid Suppressant  
Representative: Tony Adamic, County DOT Director

**Director Adamic** said that he recommended awarding the bid of dust guard liquid to GMCO at \$0.68 per gallon. Fremont County DOT will apply the material to roads.

**Commissioner McFall** moved to award the bid to GMCO at \$0.68 per gallon. Commissioner Bell seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Bell, aye; Commissioner Payne, aye. The Motion Carried.

9. ZC 13-001 Mary's Rezone Extension of Contingency Deadline  
Request approval of a third one (1) year extension of the deadline for submittal of contingency items in conjunction with #ZC 13-001 Mary's Zone Change from the Agricultural Estates to Industrial Zone District. Said Zone Change was approved on September 10, 2013. The property is located approximately 700 feet west of the intersection of High Street and Orchard Avenue, on the south side of High Street, in the North Cañon Area.  
Representative: Mary McBroom

Derek Westback spoke on behalf of Mary McBroom as she was able to attend. Mr. Westback stated that he has recently joined this project and noticed that it is not moving along very quickly. He is going to get things going and doesn't expect it to take the full year.

**Planning and Zoning Director Koch** said this will eventually be for RV storage. His department see no issues with granting the one year extension.

**Commissioner Bell** moved to approve a one year extension for ZC 13-001. Commissioner McFall seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner McFall, aye; Commissioner Payne, aye. The Motion Carried.

10. Upper Arkansas Water Conservancy District Projects Update  
Representative: Chelsey Nutter

**Ms. Nutter** gave the presentation of updates.

11. Authorization of Chairman's signature on the waiver of building permit and septic permit fees for Judith Overy-Field

**Commissioner Bell** explained that a resident's home burned down and she is having financial difficulties. Her new home is currently being built on completely donated items. It is approximately 800 square feet and the County was contacted to see if any

fees being incurred from the County could be waived. Commissioner Bell said that while the County cannot waive taxes, they can waive both the building and septic permit fees for a total of \$1,139.00.

**Commissioner Bell** moved to approve the Chairman's signature waiving both fees. Commissioner McFall seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner McFall, aye; Commissioner Payne, aye. The Motion Carried.

12. Award bid for services for the Fremont County Coroner's Office

**Commissioner Bell** said that the coroner, Randy Keller, brought forth this idea to help resolve the issues of having to split the calls to funeral homes 50/50. Two companies bid on these services and Holt Funeral Home came in with the lowest costs. The initial contract would be for the remainder of this year at least and then when the actual contract is drawn up, a renewal period would be set in place at that time.

**Commissioner McFall** moved to award the bid to Holt Funeral Home for the remainder of 2018. Commissioner Bell seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Bell, aye; Commissioner Payne, aye. The Motion Carried.

13. Approval of Pathfinder Regional Park Facility Usage Policies and Agreement

**Manager Bryant** explained that with Tommy Covington retiring, CSU should not be responsible for handling affairs for the park and that admin will take that over. In taking it over, they decided to go through all of the usage and policies. They have decided that opening the arena to the public one day a week should be added. They have not yet set a day and time. Fremont County DOT will be acquiring a trailer to help with watering the arena.

**Commissioner McFall** said that since the taxpayers actually own the park, this will be a great thing for the public. He also said that the water trailer is to keep the dust down and the old way of doing it would take 6-8 hours. The trailer should cut it down to like 30 minutes or so.

**Commissioner Payne** said that they are paying for the new trailer with Conservation Trust Funds.


**Commissioner Bell** wanted to clarify that CSU would not be handling any affairs for Pathfinder Park, but that those duties were transferred to the administration department.

**Commissioner Bell** moved to approve the Usage and Policies Agreement for Pathfinder Regional Park Facility. 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 10:39 a.m.

  
Clerk and Recorder