

March 28, 2017

## SIXTH MEETING

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on March 28, 2017, 615 Macon Avenue, Room LL3, Fremont County Administration Building, Cañon City, Colorado. Commissioner Chairman Debbie Bell 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

Joe Garkovich of First Christian Church gave the Invocation.

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

### APPROVAL OF AGENDA

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

### CONSENT AGENDA

1. Approval of Minutes / March 14, 2017
2. Approval of Bills for \$1,321,697.22
3. Authorization of Chairman's signature on an Administrative Services Agreement and Monthly Aggregate Accommodation Agreement with Meritain Health Inc. to act as the Administrator for the Fremont County Self-Funded Insurance effective from April 1, 2017 to March 30, 2018
4. Authorization for Chairman to sign Task Order C attachment to Professional Services Agreement with Armstrong Consultants, Inc.
5. Schedule Public Hearings: April 11, 2017 at 10:00 a.m.
  - a. Community Development Block Grant-The purpose of the hearing is to allow citizens to review and comment on the performance of the Upper Arkansas Area Council of Governments in carrying out their Single Family Owner Occupied Housing Rehabilitation Program, financed through Community Development Block Grant funds

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

### ADMINISTRATIVE/INFORMATIONAL

1. Staff / Elected Officials:
  - a. County Manager Report, Sunny Bryant, County Manager

**Manager Bryant** reported on March 15<sup>th</sup> she and the commissioners attended a progress meeting with various groups for the Hayden Pass Fire Recovery to discuss funding. On March 17<sup>th</sup> Fremont County employees and various members throughout the community had the opportunity to attend a session at the Florence High school called "The Question Behind the Question," a program calling for a higher level of personal accountability. On March 20<sup>th</sup> Commissioner Bell,

March 28, 2017

Commissioner McFall, Manager Bryant and various employees from the Clerk's Office went on a tour of the Territorial Correction Facility. On March 22nd Sheriff Beicker and Manager Bryant attended interviews for subcontractors in Colorado Springs to move forward on the security piece of the jail project. On March 23<sup>rd</sup> various employees in the county attended the safety committee meeting.

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

**Manager Bryant** reported the January collections for Retail Sales Tax were \$312,641, Sheriff-Retail Sales Tax were \$208,427 and Lodging Tax were \$8,964. In February, the Auto Use Tax collected was \$75,454, Sheriff-Auto Use Tax was \$50,363, Construction Use Tax was \$10,046, and Sheriff-Construction Use Tax was \$6,697.

**Commissioner Bell** shared that she attended the "Question Behind the Question" event. The county helped to sponsor the presentation at no charge to anyone who wanted to attend. All employees in the county were offered the opportunity to attend. Commissioner Bell felt it was a very useful event in terms of personal responsibility.

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

None

**OLD BUSINESS**

None.

**NEW BUSINESS**

1. Consideration of a Proclamation for Child Abuse Prevention Month in Fremont County – April 2017  
Representative: Mick Stumph, Department of Human Services

**Mick Stumph** talked about planning the event for several months, having great support and the opportunity to work with multiple agencies. A kickoff event has been added which will be held at the Rialto in Florence. There will also be a kickoff event at Macon Plaza in Cañon City. Both events will take place on April 7<sup>th</sup> starting at 5:30 pm. On April 1<sup>st</sup> Bikers Against Child Abuse will hold a candle-light vigil. Mick Stumph shared pin-wheel gardens are a great way to promote and support the awareness.

**Commissioner Bell** wanted everyone to know the pin-wheel gardens are available for homes and businesses. Commissioner Bell has a pin-wheel garden that will be put out to support the cause.

**Mick Stumph** read the proclamation.

**Commissioner McFall and Commissioner Payne** thanked Mick Stumph.

**Commissioner Payne** moved to adopt the Proclamation for Child Abuse Prevention Month in Fremont County—April 2017. Commissioner McFall seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner McFall, aye; Commissioner Bell, aye. The motion carried.

2. Consideration to award bids for aggregate chip for the East Area chip seal program and for aggregate chip for the West Area chip seal program  
Representative: Tony Adamic, County DOT Director

**Tony Adamic** recommended the East Area bid and the West Area bid be awarded to Aggregate Source.

March 28, 2017

**Commissioner McFall** moved to approve the award bid for aggregate chip to the Aggregate Source at \$11.15 per ton for both the East and West Area chip seal program. Commissioner Payne seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Payne, aye; Commissioner Bell, aye. The motion carried.

3. Consideration to award bid for Asphalt Mix  
Representative: Tony Adamic, County DOT Director

**Tony Adamic** recommended the award bid to Fremont Paving.

**Commissioner Payne** moved to approve the award bid for asphalt mix to Fremont Paving at \$52.00 per ton. Commissioner McFall seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner McFall, aye; Commissioner Bell, aye. The motion carried.

4. Consideration to award bid for Dust Guard Liquid Suppressant  
Representative: Tony Adamic, County DOT Director

**Tony Adamic** recommended the award bid to GMCO.

**Commissioner McFall** moved to award the bid for Dust Guard Liquid Suppressant to GMCO at \$0.67 per gallon. Commissioner Payne seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Payne, aye; Commissioner Bell, aye. The motion carried.

5. Consideration to award bid for Emulsion Oil  
Representative: Tony Adamic, County DOT Director

**Tony Adamic** recommended the award bid for CRS-2P-2R to Suncor Energy and the HFMS award bid to Suncor Energy.

**Commissioner Payne** moved to approve the award bid for Emulsion Oil for CRS-2P-2R to Suncor Energy and the award bid for HFMS to Suncor Energy for prices listed dependent on the variable locations. Commissioner McFall seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner McFall, aye; Commissioner Bell, aye. The motion carried.

6. Consideration to award bid for Tack Oil  
Representative: Tony Adamic, County DOT Director

**Tony Adamic** recommended the award bid to Suncor Energy.

**Commissioner McFall** moved to approve the award bid for Tack Oil to Suncor Energy at \$1.71 per gallon. Commissioner Payne seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Payne, aye; Commissioner Bell, aye. The motion carried.

7. Request for issuance of an Optional Premises Cultivation license for an indoor grow operation, Department file #OPC 14-005 Today's Health Care, LLC (Optional Premises Cultivation-Commercial, Greenhouse), by Today's Health Care, LLC, (dba Today's Health Care), for property which is owned by COAZ North, LLC. The address of the property is 1015 Highway 115, in the Beaver Park/Penrose Area, which is located on the north side of State Highway 115, approximately 492 feet to the center of the driveway, from the intersection of State Highway 115 and C Street, in the Beaver Park/Penrose Area. The property is zoned Business and contains 2.65 acres more or less.  
Representative: Natalie Romolt/Angela Morton

**Natalie Romolt** explained that nothing has changed since last year and that nothing will be changing over the next year. There have been no odor or light complaints or violations. Natalie Romolt explained this building is used for propagation and is completely enclosed.

March 28, 2017

**Director Koch** reported a complete submittal with this being the 3<sup>rd</sup> renewal for the site. There are no violations or concerns.

**Sheriff's Deputy Sterling Jenkins** reported that since the plants are in a vegetative state there have been no odor or light complaints or violations.

**Commissioner Payne** moved to approve the 2017 Renewal of OPC 14-005 Today's Health Care, LLC. Commissioner McFall seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner McFall, aye; Commissioner Bell, aye. The motion carried.

8. Consideration of a resolution and letter of support with a \$3,000 funding commitment to participate in the Colorado Department of Higher Education's Colorado Opportunity Scholarship Initiative

**Commissioner Bell** explained the county committed \$5,000 to this program last year. The program has received up to a \$50,000 grant from the State of Colorado for matching funds for low income students in Fremont County moving on to higher education or already receiving a higher education. Commissioner Bell stated the commissioners are supporting the program again. They will be committing \$3,000 to participate in the program.

**Manager Bryant** wanted to share there are counselors at Cañon City, Florence and Cotopaxi High Schools who have the applications for those who qualify for the scholarship. The local college has the applications as well. The deadline for these applications to be submitted is quickly approaching.

**Commissioner McFall** moved to approve Resolution #16 along with the letter of support for a \$3,000 funding commitment to participate in the Colorado Department of Higher Education's Colorado Opportunity Scholarship Initiative. Commissioner Payne seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Payne, aye; Commissioner Bell, aye. The motion carried.

9. Consideration of an agreement with Nunn Construction for the security upgrade at the Fremont County Detention Center

**Manager Bryant** explained this project has been much needed. The first piece of the completed project was the kitchen and laundry. The second piece to the project is a complete security and electronics upgrade in the detention center. The project will be staying with Nunn Construction. The total maximum price will be \$1,685,974, with the biggest piece being the security upgrade which will cost \$819,000. Manager Bryant said this price is still under what is budgeted for the projects. If the contract is awarded, construction should start within the next couple weeks. The project should take 32 weeks to complete.

**Commissioner Bell** is excited the project is finally going to get accomplished.

**Commissioner Payne** wanted to point out this project is something that needed to be done for security purposes.

**Commissioner Payne** moved to approve the award bid to Nunn Construction for maximum amount of \$1,685,974 along with a notice of award. Commissioner McFall seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner McFall, aye; Commissioner Bell, aye. The motion carried.

10. Ratification of Chairman's signature on CDBG-DR Grant Application for the Oil Creek Ditch Flood Resiliency Project

**Commissioner Payne** shared this is a project he has been working on with the Arkansas River Round Table. This is a Community Development Block Grant through the Department Of Local Affairs. The funding is in regard to the aftermath of the Royal Gorge Fire. The total grant amount asked for is \$408,450 and the results should be known mid to end of May. The funding

March 28, 2017

will be for working on the Diversion Dam and may include a raft chute. The design and engineering would be done by the Apple Gate Group. This will be a zero matching funds project.

**Commissioner Bell** stated it is very rare to see or get a 100 percent grant and is excited to see the outcome.

**Commissioner Payne** moved to ratify the Chairman's Signature on CDBG-DR Grant Application for the Oil Creek Ditch Flood Resiliency Project. Commissioner McFall seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner McFall, aye; Commissioner Bell, aye. The motion carried.

**PUBLIC HEARINGS SCHEDULED FOR 10 A.M.**

None

**Chairman Bell** adjourned the meeting at 10:05 a.m.

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Clerk and Recorder

March 28, 2017

**RESOLUTION NO. 14, SERIES OF 2017**

**A RESOLUTION OF PARTNERSHIP TO APPLY FOR AND DISTRIBUTE  
MATCHING FUNDS FROM THE COLOADO OPPORTUNITY  
SCHOLARSHIPS PROGRAM TO BENEFIT RESIDENTS OF FREMONT  
COUNTY**

WHEREAS, the State of Colorado, through the Colorado Opportunity Scholarship (COSI) has provided an opportunity for local counties to apply for scholarship support for students post-secondary education; and

WHEREAS, COSI has required that matching scholarship funds awarded to any county be deposited with and administered by a local representative non-profit community foundation; and

WHEREAS, COSI has required that matching scholarship funds will only be awarded to a county in which the student participants are engaged in a rigorous student success support program; and

WHEREAS, the provision of additional scholarship support, to offset the cost of attending postsecondary education and a vigorous student success support are critical to the continued economic competitiveness of Fremont County; and

WHEREAS, the Fremont Community Foundation serves as the non-profit fiscal agent to collect and disburse all monies secured locally in Fremont County for COSI scholarships; and

WHEREAS, a local committee of educators serves in an advisory capacity to the Fremont Community Foundation for the purpose of reviewing and awarding scholarships to qualifying students attending Cañon City High School, Florence High School, and Cotopaxi High School;

WHEREAS, the Fremont County Board of Commissioners agrees to support fiscal year 2017- 2018 COSI funding in the amount of \$3,000; and

WHEREAS, any community fundraising and donations for COSI Scholarship matching dollars will be also be deposited with the Fremont Community Foundation;

THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Fremont County that \$3,000 is contributed by Fremont County in initial matching funds and to be deposited with the Fremont Community Foundation COSI Scholarship Fund.

BE IT FURTHER RESOLVED that the Fremont Community Foundation will be responsible for the monitoring, distribution, and oversight of COSI scholarship awards. The scholarships to be awarded are for the post-secondary education of Fremont County high school graduates utilizing those county funds and any other community funds donated for the purpose of COSI scholarships.

March 28, 2017

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

Date: March 28, 2017

**BOARD OF COUNTY COMMISSIONERS  
OF FREMONT COUNTY**

**ATTEST:**

By: Debbie Bell  
Chairman

By: Katie E. Bauer  
Clerk to the Board