

SEVENTH MEETING

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on April 10, 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

Loren Kolman, of Young Life Ministries, 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 27, 2018
2. Approval of Bills for \$1,695,428.24
3. Request for renewal of a Medical Marijuana Licenses, Department file #MMC 14-002 and OPC 14-012 Alternative Medical Remedies, LLC (Medical Marijuana Center-Pharmacy and Commercial Greenhouse), by Alternative Medical Remedies, LLC doing business as Alternative Medical Remedies, for property which is owned by David Goos and Elizabeth Teshome which is addressed as 1450 L Street, Penrose, Colorado. The property is located at the southeast corner of the intersection of US Highway 50 and L Street in the Penrose/Beaver Park Area. The property is zoned Business and contains 3.75 acres.
4. Schedule Public Hearing: April 24, 2018 at 10:00 a.m.
 - a. Adoption of the OWTS Regulations
5. Schedule Public Hearing: May 8, 2018 at 10:00 a.m.
 - a. Proposed Service Plan for the Arkansas Valley Ambulance District
 - b. Request: CDP 18-001 Penrose Auto Salvage
Request approval of a Commercial Development Plan, Department file #CDP 18-001 Penrose Auto Salvage by Elizabeth Schlup, for the property which is located on the south side of Colorado State Highway 120, approximately 1600 feet west of the intersection of Colorado State Highway 120 and "R" Street in Penrose. The property has been used an auto salvage yard for over 40 years. The purpose of this application is to bring the site into compliance with the current regulations and allow for the construction of a 5000 sq. ft. steel warehouse building.

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 Clerk's Monthly Report, Katie Barr, County Clerk and Recorder

Chief Deputy Dotty Gardunio gave the Clerk's Report. She reported that the total fees collected for the month of March 2018 were \$1,200,276.39 which was 56% of the total fees collected and Fremont County's portion for disbursement was \$667,852.88. That was \$16,475.82 more than March of 2017 and year-to-date the office is up \$156,254.68.

Deputy Gardunio also made mention of the new motor vehicle computer system that the State of Colorado is implementing later this summer. She said that the Motor Vehicle Department will be closed August 1-5, 2018 and there will be several weeks throughout the summer the office will be at half-staff for training. Particularly the week of July 9th and July 16th, 2018. Wait times could be longer due to these reasons.

Commissioner Bell moved to approve the Clerk's Report. Commissioner McFall seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner McFall, aye; Commissioner Payne, aye. The Motion Carried.

b. County Manager Report, Sunny Bryant, County Manager

Manager Bryant reported that:

- On Tuesday, March 27th she, the commissioners and the County Attorney attended the annual jail inspection. The security phase of the jail project is almost complete and the facility is much improved and much safer with the renovation of the kitchen and laundry area and the security upgrade.
- On Thursday, March 29th she and the commissioners met with representatives with the USDA Rural Development to discuss upcoming projects and grant options that may be available through USDA.
- On Friday, April 6th Bryant and the commissioners attended the Second Annual Boys and Girls Club Breakfast. She said it is a wonderful organization that does so many good things for the youth in our community.
- She mentioned the auditors will be here the week of April 16th to do the fiscal year-end audit.
- They are in the process of getting bids on the replacement of the roof west end of the County Administration Building. They have had a lot of issues with it leaking over the last few years. They plan to phase the replacement of the roof into three phases to complete over the next few years.
- She also said they hope to set the schedule for the newly adopted regulations allowing the public to use the arena at Pathfinder Park by May 1st.

c. Planning Director Report, Matt Koch, Director of Planning and Zoning

Planning and Zoning Director Koch wanted to present a Certificate of Appreciate to Pure Medical for all their volunteer work with the Helping Hands program. Along with Code Enforcement employees and the discounted rental of a skid steer from Canon Rental, which Pure Medical paid for, they were able to help a family in great need clean up their property.

Commissioner McFall wanted to remind residents that the Upper Arkansas recycling event will be taking place in Florence at 600 W 3rd St in Florence on April 21st from 11:00 a.m. - 2:00 p.m. You can bring your unwanted electronics to be properly disposed of at a greatly reduced price.

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

None

OLD BUSINESS

None

NEW BUSINESS

1. Approval of EIAF 8604 Fremont County FRCO 67-317 Tunnel Rehab Grand Agreement

Manager Bryant explained that there are two tunnels on Phantom Canyon that are in need of repair. The cost is \$200,000.00 and they applied for a grant through DOLA and were approved for half of the cost of \$100,000.00. This is to sign the agreement.

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

2. Request: TUP 18-001 Camerlo – Howard Creek Farms
Request approval of a Temporary Use Permit, Department file #TUP 18-001 Camerlo 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 6 to 12 events a year from May to October each year, primarily on the weekends. The events will be restricted to 200 maximum guests and will run from 10:30 a.m. to 10:30 p.m. All catering will be outsourced. The site is located at 356 County Road No. 4 in Howard. This is the first submittal of this request for the TUP.
Representative: Orlin and Alyson Camerlo

Orlin Camerlo explained that this is so they can construct a large hay barn on their property so they can host wedding events.

Planning and Zoning Director Koch said their application was in order. There are 3 contingency items they need to have met, but other than those, he recommended approval.

Commissioner McFall moved to approve TUP 18-001. Commissioner Bell seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Bell, aye; Commissioner Payne, aye. The Motion Carried.

3. Approval of Amendment to Fremont County Airport Land Lease Adding Additional Tenant for Hangar #3, Leonard Mino

County Attorney Jackson explained that item #3 and item #4 are both just amendments to add a tenant's name to existing leases.

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

4. Approval of Amendment to Fremont County Airport Land Lease Adding Additional Tenant for Hangar #7, Skip Moreau (Lloyd J. Moreau, Jr.)

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

5. Resolution # _____ appropriating additional sums of money to defray expenses in excess of amounts budgeted for and appropriated by Fremont County, Colorado for the budget year ending December 31, 2017

Manager Bryant explained that the self-funded insurance fund had approximately \$500,000.00 worth of claims arise at the beginning of 2018 that belong to and should be included on the 2017's budget and is requesting that \$260,000.00 be appropriated to defray these costs.

Commissioner Bell moved to approve Resolution #12. Commissioner McFall seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner McFall, aye; Commissioner Payne, aye. The Motion Carried.

6. Commissioner comments and action on County Clerk and Recorder Katie Barr

Commissioner Payne explained that all three commissioners and the County Attorney met with Clerk Barr last week and also mailed her a letter asking for her resignation due to the pending charges brought by the investigation that started last September. He read the letter that was sent.

Commissioner Bell addressed the audience with her statement to Clerk Barr and her reasons in asking for her resignation. She also spoke about the options the commissioners had when it came to Barr's position with the County. In closing, Bell said she had no confidence in Clerk Barr to perform her duties as Clerk.

Commissioner McFall read his statement and reasons in asking for Barr's resignation. He also expressed that he had no confidence in Clerk Barr to perform her duties as Clerk.

Commissioner McFall moved for a Vote of No Confidence in County Clerk and Recorder, Katie Barr. Commissioner Bell seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Bell, aye; Commissioner Payne, aye. The Motion Carried.

PUBLIC HEARING

None

Chairman Payne adjourned the meeting at 9:57 a.m.


Clerk and Recorder

RESOLUTION NO. 12 2018
RESOLUTION FOR SUPPLEMENTARY 2017 BUDGET

A RESOLUTION APPROPRIATING ADDITIONAL SUMS OF MONEY TO DEFRAY EXPENSES IN EXCESS OF AMOUNTS BUDGETED FOR AND APPROPRIATED BY FREMONT COUNTY, COLORADO, FOR THE BUDGET YEAR ENDING DECEMBER 31, 2017.

WHEREAS, various expenditures have occurred during the current budget year that were not planned or anticipated at the time of the adoption of the 2017 budget, and....

WHEREAS, unanticipated revenues and available Fund Balance Reserves, not assured at the time of the adoption of the 2017 budget, are the providing resource for the various additional expenditures, by Fund, as follows:

SELF FUNDED INSURANCE	\$ 260,000
TOTAL	\$ 260,000

NOW, THEREFORE BE IT RESOLVED, by the Fremont Board of County Commissioners that 2017 Appropriations for the following Funds are hereby increased from the Original adopted budget to the Supplemental budget as follows:

	TOTAL ORIGINAL BUDGET	TOTAL SUPPLEMENTAL BUDGET	INCREASE
SELF FUNDED INSURANCE	\$ 4,042,079	\$ 4,302,079	\$ 260,000
TOTAL SUPPLEMENTAL APPROPRIATION			\$ 260,000

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

Debbie Bell	(Aye)	Nay	Absent	Abstain
Dwayne McFall	(Aye)	Nay	Absent	Abstain
Timothy R. Payne	(Aye)	Nay	Absent	Abstain

The Resolution was declared to be duly adopted.

Date: 4-10-18
TJ
Chairman

Attest:
Gardunio Chief Deputy
County Clerk and Recorder