

NINTH MEETING

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on April 26, 2022, 615 Macon Avenue, Room LL3, Fremont County Administration Building, Cañon City, Colorado. Chair Debbie Bell called the meeting to order at 9:30 a.m.

Debbie Bell	Commissioner	Present
Kevin Grantham	Commissioner	Present
Dwayne McFall	Commissioner	Present
Justin Grantham	Clerk & Recorder	Present
Brenda Jackson	County Attorney	Present
Sunny Bryant	County Manager	Present
Mica Simpleman	Planning & Zoning Director	Present

INVOCATION

Joe Garkovich, Mercy Today Ministries

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 with an amendment to Item 1 as follows: change "April 12, 2022" to "April 20, 2022." Commissioner Grantham seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Grantham, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

CONSENT AGENDA

1. Approval of Minutes / ~~April 12, 2022~~ **April 20, 2022**
2. Approval of Bills for \$3,225,993.48
3. Schedule Public Hearings:
 - a. May 10, 2022 at 10:00 a.m.
Amendment to the 2021 Fremont County Building Code to change the evidence of water requirements under Subsection 107.1.1

Commissioner Grantham moved to approve the Consent Agenda. Commissioner McFall seconded the motion. Upon Vote: Commissioner Grantham, aye; Commissioner McFall, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

ADMINISTRATIVE/INFORMATIONAL

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

County Manager Bryant gave the County Manager Report, which can be found in its entirety at www.fremontco.com.

Commissioner Bell added to a topic County Manager Bryant had covered in her report, regarding the reroofing on the Fremont County Administration Building. She said the roof has been built over multiple times, but this project will replace all the layers of roofing.

- b. Sales & Use Tax Report, Kristine Cowan, Budget & Finance Officer

Kristine Cowan gave the Sales & Use Tax Report, which can be found in its entirety at www.fremontco.com.

Commissioner Bell noted that the Lodging Tax is nothing to worry about because they haven't received it from the state yet.

County Manager Bryant clarified that Lodging Tax is collected quarterly, so the figure being reported at this time is due to someone's late payment.

Commissioner McFall spoke about fire diligence and reminded the public that the County is under Stage 1 Fire Restrictions.

Commissioner Grantham talked about collective bargaining and its effects on counties. He said the bill was introduced yesterday, April 25, 2022. He also spoke about Governor Polis' announcement to refund TABOR rebates a year in advance.

Commissioner Bell thanked Commissioner Grantham for clarifying.

Clerk & Recorder Grantham spoke about the upcoming primary election in June and explained that due to lawsuits at the state level, they do not know who will be on the ballots yet. He also reminded the public that those who register as unaffiliated will get both ballots in the mail, but they must only complete and submit one. He referred people to go to govotecolorado.gov or to the Elections Office to update voter information for upcoming elections.

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

a. None.

OLD BUSINESS

1. None.

NEW BUSINESS

1. Annual Ambulance Licensing Renewals
Representative: Mykel Kroll, Fremont County Emergency Manager

Emergency Manager Mykel Kroll talked about April being a busy month and mentioned that there will be 7 renewals this year instead of 8, and listed the ambulances as follows: AMR (American Medical Response), Flight for Life Colorado, Florence FPD, Deer Mountain FPD, Arkansas Valley Ambulance District, UC Health Lifeline, and Security FPD.

Commissioner Bell asked Emergency Manager Mykel Kroll his recommendations on who should be on BLS (Basic Life Support) versus ALS (Advanced Life Support).

Emergency Manager Mykel Kroll responded that everyone except Deer Mountain FPD will be on ALS.

Commissioner Bell asked County Attorney Jackson whether they can name all the ALS ambulances in one motion.

County Attorney Jackson confirmed that they can make one motion for ALS ambulances given they name each one.

Commissioner Bell clarified that the Board is only approving the license renewals of the ambulances.

Commissioner McFall requested that Emergency Manager Mykel Kroll explain the difference between BLS and ALS.

Emergency Manager Mykel Kroll explained that BLS provides a basic level of care in emergency medical services, while ALS provides support for traumas that require a higher need of care.

Commissioner McFall asked whether his recommendation to approve Deer Mountain FPD with BLS is due to personnel.

Emergency Manager Mykel Kroll said that is correct and mentioned that Security FPD will be adding a sixth ALS double paramedic ambulance.

Commissioner McFall moved to approve the following ambulances for ALS licenses: AMR (American Medical Response), Flight for Life Colorado, Florence FPD, Arkansas Valley Ambulance District, Security FPD, and UC Health Lifeline. Commissioner Grantham seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Grantham, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

Commissioner Grantham moved to approve Deer Mountain FPD for a BLS license. Commissioner McFall seconded the motion. Upon Vote: Commissioner Grantham, aye; Commissioner McFall, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

2. Special Forces Motorcycle Club, Inc. is requesting an issuance of a Special Events Permit for Malt, Vinous and Spirituous Liquor at Pathfinder Park Events Center 6639 Hwy 115 Florence, CO 81226 for an event on Saturday May 14, 2022 from 5:30pm to 11:30pm
Representative: Brent Bendell

Brent Bendell explained that Lions Club reached out to Special Forces Motorcycle Club to do an event, so Special Forces is doing the bar side.

Commissioner Bell asked Mr. Bendell to address age-verification.

Mr. Bendell said IDs will be checked and those 21 and over will have wristbands. He added that there will be security at all the entrances.

Commissioner Bell asked about server training.

Mr. Bendell said the Bartender and himself are TIPs certified.

Commissioner McFall mentioned that the last event was handled very well.

Recording Technician, Talia Smith reported that the application was submitted on April 5th, not meeting the County's 45-day guideline and added that it was reviewed by the County Attorney and recommended for approval by the Sheriff's Office and Health Department.

Commissioner McFall moved to approve a Malt, Vinous, and Spirituous Liquor Special Events Permit for Special Forces Motorcycle Club, Inc. for an event at Pathfinder Park Events Center 6639 Hwy 115 Florence, CO 81226 on Saturday May 14, 2022 from 5:30 p.m. to 11:30 p.m. Commissioner Grantham seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Grantham, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

3. Castle Rock Professional Firefighters Foundation is requesting an issuance of a Special Events Permit for Fermented Malt Beverage at Royal Gorge Bridge East Ridge Campground County Road F30 Cañon City, CO 81212 for an event on Saturday May 14, 2022 from 4:00pm to 9:00pm
Representative: Geoff Polidoro/Seth Bush

Caleb McNeal said the event is a 12-hour mountain bike race. Said they would be the nonprofit serving alcohol.

Commissioner Bell asked Mr. McNeal how they will ensure nobody under age is served.

Caleb McNeal replied that they will be checking IDs and providing those of-age with wristbands. They will have an area set aside for people to drink in.

Commissioner Bell asked Mr. McNeal about staff training.

Mr. McNeal said they aren't sure who will be serving, but whoever they are will be TIPs certified.

Commissioner McFall asked how they will block off and maintain the drinking area.

Mr. McNeal said they will have snow fencing and staff keeping an eye out for those entering and exiting the area.

Commissioner McFall pointed out that during the last event, the designated area was small and not being monitored. He added that people need to be made aware that they must stay in that area if they are being served.

Mr. McNeal said they plan on having the area be 30' x 50'.

Commissioner Bell added that the snow fencing might help.

Recording Technician, Talia Smith reported that the application was submitted on April 12th, not meeting the County's 45-day guideline and added that it was reviewed by the County Attorney and recommended for approval by the Sheriff's Office and Health Department.

Commissioner Bell asked if this foundation has provided this service in the past.

Mr. McNeal replied that they haven't held this event before, but have held others.

Commissioner McFall asked for clarification on the time of the event.

Mr. McNeal said they plan to serve between 5:00 p.m. 9:00 p.m.

Commissioner Bell said they will leave the time at 4:00 p.m. like it says on the application.

Recording Technician, Talia Smith clarified that the permit time is based on when the event takes place to ensure that if the State were to come down and see that the event is taking place, the alcohol on-premise would be accounted for.

Commissioner McFall noted that it is a weird situation with the property being city-owned but unincorporated.

Commissioner Grantham moved to approve a Fermented Malt Beverage Special Events Permit for Castle Rock Professional Firefighters Foundation at Royal Gorge Bridge East Ridge Campground County Road F30 Cañon City, CO 81212 for an event on Saturday May 14, 2022 from 4:00 p.m. to 9:00 p.m. Commissioner McFall seconded the motion. Upon Vote: Commissioner Grantham, aye; Commissioner McFall, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

4. Request TUP 22-02 Hard Rock Enduro for a Temporary Use Permit to allow a public, off-road motorcycle endurance race conducted on 100% private land, on a closed course. Rider's ride 5-6-mile loop multiple times, starting one at a time. The event is scheduled for June 19, 2022. Pursuant to Fremont County Zone Resolution (FCZR) 8.16

Representative: Jud Barlow

Jud Barlow said Hard Rock Enduro is the largest enduro circuit in the United States that covers multiple states. He explained that when they did the event in 2009 it was successful and added that there will be a maximum of 250 riders. Mr. Barlow also mentioned that AMA (American Motorcycle Association) provides Hard Rock Enduro national-level insurance.

Director Simpleman presented a video of the road and staging area and pointed out that all the residents in the area are relatives of Joe Stock, who owns the land. He also clarified that the event was going to be April 10th, but there wasn't enough time to get the event approved so they moved it to June 19th. Director Simpleman brought up the pending approval of the chemical toilets.

Mr. Barlow said that he is working with the Health Department on that and he has a contract with Twin Enviro for chemical toilets and a handwashing station.

Director Simpleman reported that staff recommends approval with a contingency for the approval of the chemical toilets and a permit through FCDPHE.

Commissioner Bell asked Director Simpleman to address the fire plan.

Director Simpleman reported that the fire plan was approved by Cañon City Fire District.

Commissioner Bell mentioned that the fire plan includes four on-site fire extinguishers with riders refueling only with a dead engine.

Commissioner McFall asked about spark arresters and highly recommended taking extra precautions.

Mr. Barlow said he can require spark arrestors.

Commissioner Grantham asked whether spark arrestors are already a requirement.

Mr. Barlow confirmed that they are and said it's a rule with Rio Grande National Forest, so riders are very used to it.

Commissioner McFall checked with Mr. Barlow on whether there would be no campfires.

Mr. Barlow confirmed that they have a zero-tolerance policy for fire.

Commissioner Bell noted that they have the land-owner's approval. She later clarified that the event is on 2074 County Road 9 off of Red Canyon Road.

Commissioner McFall thanked Mr. Barlow for pushing the date back.

Commissioner Grantham moved to approve TUP 22-02 Hard Rock Enduro for a Temporary Use Permit for an event scheduled for June 19, 2022 with one contingency as follows: the approval of the permit through the FCDPHE for the chemical toilets. Commissioner McFall seconded the motion. Upon Vote: Commissioner Grantham, aye; Commissioner McFall, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

5. Request TUP 22-007 VFW Loyalty Day Parade for a Temporary Use Permit to allow for a parade to honor veterans in Penrose, on Broadway from Illinois to Fremont Street. The event is scheduled for May 14, 2022.
Representative: Geraldine Rimpley

Geraldine Rimpley gave a brief overview of Loyalty Day Parade's history. She noted that this will be their second year holding the event and later added that this year starting well in advance. Ms. Rimpley explained that the event will consist of a parade then a lunch at the VFW.

Director Simpleman reported that FCDOT had no issues with the event; the Emergency Manager saw no issues; the Sheriff's Office will be closing Broadway for the parade; and Planning & Zoning recommends approval with no contingencies. He added that they were approved through FCDPHE for chemical toilet permit #S22-064.

Ms. Rimpley said the permit is for the entire year. She also asked Director Simpleman about the process of applying and going through the referring agencies.

Director Simpleman explained that the Planning & Zoning Department reaches out to the referring agencies.

Ms. Rimpley asked whether that includes the fire district and road analysis.

Director Simpleman said she will have to coordinate for those things only.

Commissioner McFall thanked Ms. Rimpley for her patriotism and service.

Ms. Rimpley invited the Board to attend her upcoming installation for VFW Commander for all of Colorado at 2:00 p.m. on June 11th.

Commissioner McFall moved to approve TUP 22-007 VFW Loyalty Day Parade for an event on May 14, 2022 at 10:00 a.m. Commissioner Grantham seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Grantham, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

6. Appoint a new alternate member to the Fremont County Board of Appeals with a term expiring August 1, 2023

Commissioner McFall considered the Board of Appeals one that takes expertise regarding building codes and regulations, which Paul Dorman exhibits.

Commissioner McFall moved to appoint Paul Dorman to the Fremont County Board of Appeals with a term expiring August 1, 2023. Commissioner Grantham seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Grantham, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

PUBLIC HEARINGS

1. None.

Commissioner Bell adjourned the meeting at 10:19 a.m.


Clerk to the Board of County Commissioners

