

ELEVENTH MEETING

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on June 11, 2019, 615 Macon Avenue, Room LL3, Fremont County Administration Building, Canon City, Colorado. Chairman Dwayne McFall called the meeting to order at 9:30 a.m.

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

INVOCATION

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

PLEDGE OF ALLEGIANCE

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

APPROVAL OF AGENDA

Commissioner Bell moved to approve the Agenda, with corrections to the representative present for items #3 and #4. Commissioner Payne seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Payne, aye; Commissioner McFall, aye. The motion carried.

CONSENT AGENDA

1. Approval of Minutes / May 28, 2019
2. Approval of Bills for \$958,537.79
3. Ratification of Chairman's signature on a Lease Agreement with Central Mountain Options for Long Term Care for fiscal year 2019-2020
4. Ratification of Chairman's signature on a Change of Contact(s) form with the Colorado Department of Public Health and Environment for Storm water Permit #COR900216
5. Approval of Chairman's signature on Change No. 3 with Frontier Environmental on the Hayden Pass EWP for construction services
6. Approval of Change Order No. 2 with OTAK on the Hayden Pass EWP for engineering services
7. Schedule Public Hearing: June 25, 2019 at 10:00 a.m.
 - a. Single Family Owner Occupied Housing Rehabilitation Program—
UAACOG
Upper Arkansas Council of Governments intends to apply for Community Development Block Grant funds through the Colorado Division of Housing for the Single Family Owner Occupied Housing Rehabilitation Program and will be administering and operating the program in Fremont, Chaffee, Custer, Lake, Park, and Teller Counties with Fremont County as the lead party

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

ADMINISTRATIVE/INFORMATIONAL

1. Staff / Elected Officials:

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

County Manager Bryant reported the following:

- The Noxious Weed Department has been without a Director since April 11th. They are in the process of hiring a new Director and are hoping to have that position filled on Monday, June 17th. They have contracted with an individual to try to keep up while this position has been vacant.
- On Tuesday, May 30th, they hosted a Supervisor's Training for Fremont County Supervisors. It was well attended and the presenter did a great job of getting very critical information out to the supervisors.
- On June 3rd-5th, the Commissioners and she attended the CCI Conference. This conference is a great way to network with other counties as well as learn critical information on what is going on in our state.
- On Monday, June 10th, the Commissioners and she attended a tour of the Canon City Water Treatment Facility. Bob Hartzman provided a very informative tour of the complex process of treating our drinking water.

Commissioner Bell invited everyone out to the Fremont County Airport for the brick dedication ceremony at the War Memorial Park on July 4, 2019 at 8:30 a.m.

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

There were none.

OLD BUSINESS

None.

NEW BUSINESS

1. Proclamation for Elder Abuse Awareness Day in Fremont County, June 15, 2019
Representatives: CJ LoPresti and Mick Stumph, Department of Human Services

Mick Stumph passed out some Southern Colorado Seniors Bluebooks and talked about the resources and information that it contains to aid senior citizens. He said that seniors are welcome to come by the office to pick up a copy and it is also available online. He also passed out magnets with the department's phone number printed on it and encouraged that anyone who suspects elder fraud or abuse, to call in and report it.

CJ LoPresti read the proclamation, reminding the community that they have a responsibility to ensure seniors are protected from abuse, neglect and exploitation and that it can happen to anyone, anywhere.

Commissioner Bell moved to approve the Proclamation for Elder Abuse Awareness Day in Fremont County as June 15, 2019. Commissioner Payne seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Payne, aye; Commissioner McFall, aye. The motion carried.

2. Joint Land Use Study (JLUS) Implementation Process presentation
Representative: Ann Werner, Pikes Peak Area Council of Governments

Ann Werner explained that this will be a new phase in the project. The study was completed in December 2018 and they are now moving into the implementation process, which is another grant process through the DOD. It will be an 18 month grant for the first phase in the implementation. They will be facilitating the tasks of the implementation. There are eight primary tasks of this phase and it will extend into 2020. Phase two will be an additional 18 month grant for a total of three years. She said they are working with realtors to coordinate and communicate better to home buyers to be more upfront with them and to avoid surprises after making a purchase. She said that Fremont County could see potential growth. Colorado Springs can be somewhat more expensive, so people are looking for more affordable, yet commutable areas. Ms. Werner said that they are looking for a nomination for a representative for the JLUS Implementation Policy Committee. The first meeting is scheduled for July 25, 2019 from 10:00 a.m. until 11:30 a.m. She said there would be a total of about 5-6 meetings over the next 18 months, running about 90 minutes each. For anyone interested in reading the study can visit the website at www.ppacp.org/military and anyone with questions is free to call 719-471-7080.

3. Authorization of Chairman's signature on the sponsored Colorado Department of Local Affairs / Division of Housing Grant Application for the Upper Arkansas Council of Governments for Single Family Owner Occupied Housing Rehabilitation Program
Representative: Judy Lohnes, Upper Arkansas Area Council of Governments

Judy Lohnes said that they are in the process of going to the Division of Housing for more funding. In the past, Fremont County has served as the lead agency and they are asking that the County continues to sponsor this and sign the grant application. This funding would cover administrative costs, the program income from revolved loans is enough to cover the costs of construction.

Commissioner McFall verified that this program does cover six counties. Fremont, Chaffee, Lake, Teller, Custer and Park are the counties covered.

Ms. Lohnes said they will be requesting \$120,000 which covers both of the staff who run the program, a loan officer and a rehab specialist. She explained that the State has a \$7,500 cap on each unit that the program rehabs and they do 16 homes per year. They are hoping for a three year contract to be approved to avoid applying every year. The COG will then assume full responsibility to ensure the project is carried out per the program requirements. She said the program has been going on since 1987 and is for low to moderate income families. They are single unit, owner occupied homes, with an average loan of just under \$11,000. During the last three year project, 30 out of 39 homes were in Fremont County with construction costs around \$380,000, of which \$301,000 was in Fremont County.

Commissioner McFall said that it is well known that there is a housing shortage and this might give some families a "leg-up" to be able to get in to a home.

Commissioner Payne moved to approve the authorization of the Chairman's signature on the sponsored Colorado Department of Local Affairs/Division of Housing Grant Application for the Upper Arkansas Council of Governments for Single Family Owner Occupied Housing Rehabilitation Program. Commissioner Bell seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner Bell, aye; Commissioner McFall, aye. The motion carried.

4. Approval of a letter of support of UAACOG's efforts to preserve housing for low-to-moderate income families
Representative: Judy Lohnes, Upper Arkansas Area Council of Governments

Judy Lohnes said that in conjunction with the Housing Rehab Application, they need a letter of support from Fremont County to show what the County's intentions are to contribute and support the program. She said they have provided counties with a list of

options and historically, Fremont County has chosen to reduce building permit fees by \$100 per unit within the jurisdiction.

Commissioner Bell asked Ms. Lohnes if reducing the fees by \$100 has benefited the program and if it has been a good option.

Ms. Lohnes said that it has been a good option and something to consider is that since this has been the option since the early 1990's, choosing to increase the reduction to \$200 would be awesome.

Commissioner Bell moved to approve the letter of support for UAACOG's efforts to preserve housing for low-to-moderate income families by reducing the building permit fees. The amount is to be determined at a later date when the Board can discuss this better with the Director of the Building Department to see how much fees have increased over the years. Commissioner Payne seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Payne, aye; Commissioner McFall, aye. The motion carried.

PUBLIC HEARINGS

1. Special Event Liquor Permit
Early Connections Learning Centers
Frontier Rodeo-Arena at Pathfinder Park
20209 State Hwy 115, Florence, CO 81226
Representative: Liz Denson

Liz Denson said that last year was their first year for this event and it was well attended by both contestants and spectators. This year the event will be held on June 29th and 30th, with the Saturday event honoring local heroes. Children of first responders, active and retired military and correctional officers will receive free entry. Sunday will be senior citizens day, anyone who is 65 years old and older will receive admission at the cost of a child's fee.

Chief Deputy Gardunio reported that the application and fees are complete and in order with the Clerk's Office and the property was posted for the appropriate amount of time.

Commissioner McFall said he noticed that the amount of space being requested for beer sales has increased from last year. Which he agreed with due to the amount of problems from last year's event.

Ms. Denson said that they believe it was too small last year and was located in the sun. Patrons wanted to sit down and with limited seating, this became a problem. She feels the expansion will alleviate this situation. They will continue to use the six foot livestock panels to block off and fence in the outlined area, along with signage and stationed personnel to prevent people from leaving with alcohol.

Commissioner Bell wanted to know who would be serving the alcohol and what kind of training they would be receiving.

Ms. Denson said that the servers will be TIP certified, which is the legal training required to serve alcohol. There will be a total of two volunteers serving the alcohol. One being a bartender and the other a bar owner. As well as several volunteers positioned within the beer tent to make sure laws are being followed and to serve as security.

Commissioner McFall opened the Public Hearing at 10:07 a.m. and closed the Public Hearing at 10:07 a.m. with no comments from the public.

Commissioner Bell asked if most of the attendees were local or if they came from the surrounding cities such as Colorado Springs or Pueblo.

Ms. Denson said that she is unsure, they don't track those numbers but that they do most of their advertising locally.

Commissioner Payne moved to approve the Special Event Liquor Permit, Early Connections Learning Centers, Frontier Rodeo-Arena on June 29th and 30th, 2019. Commissioner Bell seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner Bell, aye; Commissioner McFall, aye. The motion carried.

2. Request: TUP 19-003 – FAR Royal 50 & Ride the Rim

Request approval of a Temporary Use Permit, Department file #TUP 19-003 to allow for two events—the Ride the Rim scheduled for July 27, 2019, and the Royal 50 Race to allow a Mountain Bike Race over the course of two (2) days. Event will include post-race festival with music, beer, and food sales. The general location will be on existing trails off County Road 3A (Royal Gorge Area). This is the first request for the TUP.

Representative: Ashlee Sack

Ashlee Sack said the first event listed is the Royal 50 and is the second year for this mountain bike race. They have transitioned from the Bikes and Brews road race to a mountain bike race so that they can utilize the amazing trails in the area. Most of the course stays off of county roads and sticks to the trails. They have moved the start/finish line to the Royal Gorge Ranch and Resort, which is currently in development. She said the information contained in the Temporary Use Permit is their “best guess” as to what will be up there at the time of the event, but they will comply with all the stipulations of the permit no matter where the adjustments need to be made.

Ms. Sack said the second event contained in the permit request is Run the Rim, which is very similar to the Royal 50 event in that it will stay off the county roads and will utilize the trails. They anticipate this event to be small with no more than 100 participants. It is geared more around locals to celebrate the running community and the beautiful trails.

Ms. Sack said they will be submitting a request for a Special Event Liquor Permit for the Royal 50 event, but will do so closer to the event so they have a better idea of what the property will look like and can better draw the boundary lines for the liquor area.

Commissioner Bell inquired as to why the Temporary Use Permit is encompassing two different events, scheduled on two different dates.

Ms. Sack said that Planning and Zoning Director Garrett and she have had several discussions about this and since it is such a big permit and both events are at the same location, it would speed things along to include them both. She said that regardless, they will still notify the local authorities of each event and an appropriate AMR standby medical response team. The \$250 permit fee is a lot, especially for the smaller event of only 100 people.

Director Garrett said that their application is in order and does comply with all zoning requirements and regulations. He said that they are requesting a waiver of the surety bond and there is a contingency item that they obtain the liquor permit for the Royal 50 event.

Commissioner Payne confirmed that the liquor license would be obtained by FAR.

Commissioner McFall verified that if for some reason the liquor permit is denied or does not go through, that the Royal 50 event could still be held but that the liquor sale portion of the permit would need to be removed.

Commissioner McFall opened the Public Hearing at 10:15 a.m. and closed the Public Hearing at 10:15 a.m. with no comments from the public.

Commissioner McFall wanted to know from Director Garrett if the notes from the health inspector regarding portable toilets, hand washing stations and trash disposal had been taken care of.

Director Garrett confirmed they had and that originally the agreement with Canon Rental was just for chemical toilets but they have revised it to include hand washing stations to meet all other requirements.

Commissioner Bell moved to approve TUP 19-003, FAR Royal 50 & Run the Rim events with the contingency to obtain the liquor permit for the Royal 50 event or remove it from the application and with the waiver of the surety bond. Commissioner Payne seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Payne, aye; Commissioner McFall, aye. The motion carried.

3. Request: TUP 19-007 – Camp Trident

Requesting approval of a Temporary Use Permit, Department file #TUP 19-007 Camp Trident to allow for a one-week adventure camp for young men ages 13-18. The general location is 783 Pinon Drive, Cotopaxi, Colorado. This is the first request for the TUP.

Representative: Neil Guinan

Neil Guinan explained that Camp Trident is a 501C3 that has been operating since 2009. This will be their 11th year and usually operate out of Virginia. He said they also hold camps in Massachusetts, West Virginia and Colorado. They obtained a provisional license last year from the State and were unaware that they needed to obtain one from the County. They are currently working with the State to obtain a license and have been working with Planning and Zoning locally. He said the camp is for teenage boys and is run by active or retired military with the intent to increase self-confidence with activities and lessons designed to push them and to make them take responsibility for themselves and others. It is also to build initiative and leadership and promote teamwork. The camp will have kids from at least 7-8 different states and will include 12-13 children.

Director Garrett said the application is in order and does comply with all zoning requirements and regulations. He said they are requesting a waiver of the surety bond and there is a contingency to obtain the childcare license from the State. The State is seeking local approval first before approving it on their end.

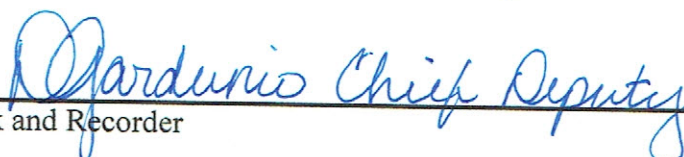
Commissioner McFall opened the Public Hearing at 10:22 a.m. and closed the Public Hearing at 10:22 a.m. with no comments from the public.

Commissioner Bell wanted to know what kind of arrangements would be made for food service to feed the children.

Mr. Guinan said that the children will be doing a variety of things for meals, which will include ready-to-eat military style meals, some of it will be eating out at restaurants and the remainder will be prepared at the cabin in a kitchen that has been inspected by the Health Department. They will also be bringing in bottled water.

Commissioner Payne moved to approve TUP 19-007, Camp Trident with the contingency of the childcare license from the State and the waiver of the surety bond. Commissioner Bell seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner Bell, aye; Commissioner McFall, aye. The motion carried.

Commissioner McFall adjourned the meeting at 10:26 a.m.


Clerk and Recorder