

## TWENTY-THIRD MEETING

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on November 30<sup>th</sup>, 2023, 615 Macon Avenue, Room LL3, Fremont County Administration Building, Cañon City, Colorado. Chair pro tem Dwayne McFall called the meeting to order at 9:30 a.m.

Kevin Grantham	Commissioner	Absent
Dwayne McFall	Commissioner	Present
Debbie Bell	Commissioner	Present
Justin Grantham	Clerk and Recorder	Present
Brenda Jackson	County Attorney	Present
Tony Carochi	County Manager	Present
Danielle Adamic	Planning & Zoning Coordinator	Present

### INVOCATION

Alicia Swearingen, Royal Gorge Vineyard Church gave the invocation.

### PLEDGE OF ALLEGIANCE

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. The motion carried by unanimous consent.

### CONSENT AGENDA

1. Approval of Minutes: None.
2. Approval of Bills for \$2,982,529.80
3. Resolution No. 39, Series of 2023 Adopting The Fremont County Road Naming And Site Addressing Subdivision Amendment
4. 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. The motion carried by unanimous consent.

### ADMINISTRATIVE & INFORMATIONAL

Ref. Fremont County BOCC Meeting 11/30/2023 2:35

1. Staff / Elected Officials:
  - a. Sales & Use Tax Report, Shawn Sutton, Budget & Finance Officer

**Budget & Finance Officer Sutton** gave the Sales & Use Tax Report, which can be found in its entirety at [www.fremontco.com](http://www.fremontco.com).

**Commissioner Bell** mentioned that the numbers Budget and Finance Officer Sutton gave look great but come at the expense of our residents. Inflation for groceries is up twenty percent. Fremont County is one of the few entities that does not charge sales tax for food bought at the grocery store.

- b. County Clerk's Monthly Report, Justin Grantham, County Clerk

**Clerk Grantham** gave the Count Clerk's Monthly Report, which can be found in its entirety at [www.fremontco.com](http://www.fremontco.com).

**Commissioner McFall** commented on Clerk Grantham's report that new and used vehicles are twenty to thirty thousand dollars more than just a few years ago.

**Clerk Grantham** clarified that at the beginning of the year used cars were up forty percent. Now, it is about twenty to twenty-five percent.

**Commissioner Bell** moved to accept the County Clerk's Monthly Report. **Commissioner McFall** seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

c. County Manager Report, Tony Carochi, County Manager

**County Manager Carochi** gave the County Manager Report, which can be found on in its entirety at [www.fremontco.com](http://www.fremontco.com).

**Commissioner Bell** commented that while at their annual CCI *Colorado Counties Incorporated* conference, they attended several sessions where counties were trying to collaborate on how to deal with all the new mandates that State Legislators are proposing, telling counties, municipalities, and other entities how to collect property taxes.

**Commissioner McFall** congratulated Commissioner Bell for being awarded one of the Distinguished Service Awards presented at the CCI Conference.

**Commissioner Bell** congratulated Commissioner McFall for being nominated, voted in, and appointed as the president of the Mountain District for CCI.

**Commissioner McFall** stated that he testified in Washington D.C. at the National Association of Counties, for the Natural Resources Committee on forest health and public land usage, representing Fremont County on a national level, not just locally. He also mentioned that due to the failure of Proposition HH, they have been discussing mill levies. Deadlines have been moved back, which is why they are cancelling the Special BOCC meeting on December 19<sup>th</sup>, 2023, approving the budget for 2024. He said there are still a lot of unknowns, and that hopefully the special districts are also having discussions regarding this issue, as they could affect this more than the county. Finally, he mentioned there are no fire restrictions for Fremont County.

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

**OLD BUSINESS:** None.

**NEW BUSINESS**

Ref. Fremont County BOCC Meeting 11/30/2023 19:42

1. Cancel Special BOCC Meeting scheduled December 19, 2023.

**Commissioner McFall** explained that the reason for the cancellation is because the budget won't be finalized until January, due to the State's Special Session. This will give Assessors time to reevaluate.

**County Attorney Jackson** said that they are tentatively looking at December 26<sup>th</sup> for budget adoption, or an extension resolution so that they can appropriate funds.

**Commissioner Bell** moved to cancel the Special BOCC Meeting, scheduled for December 19, 2023. Commissioner McFall seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

2. **LLA 23-007 DYE-ROBBINS**

Requesting a variance from the Fremont County Subdivision Regulations & Fremont County Zoning Regulations.

Consultant: Matt Koch

Ref. Fremont County BOCC Meeting 11/30/2023 22:38

**Mr. Koch** said they are requesting a variance for the lot width, which is located in Glen Vista. There are currently two residents on the lot, each with their own well and septic. Mr. Koch said that they are trying to get a residential well and septic system for each lot. He explained that where the well currently sits for the big house, it does not meet the zoning lot width requirements, which is why they are asking for variance.

**Commissioner McFall** wanted to confirm if the second well has been registered, since the State only shows one as being registered.

**Mr. Koch** confirmed that they are working on the permit for it now.

**Planning & Zoning Coordinator Adamic** gave a staff report, stating that one of the houses goes through the existing lot lines. She said that moving the lot lines and getting each of the houses on its own lot would make the bottom of the lot not meet the standard lot width and would also make it an unbuildable area. This would make the structures on this lot non-conforming. She said a request needs to be made for a non-conforming status, so it safeguards the property. Coordinator Adamic said that lot 1, has the dwelling, garage, septic system and permitted well. Lot 2 has a dwelling, shed, barn, septic system and the unpermitted well. They are asking for the unpermitted well to be a contingency, requiring them to get it permitted and legal. She said that the Planning Commission has recommended this for approval. The Planning and Zoning Department also recommends approval of the waiver request for the non-conforming status and the contingency item for the unpermitted well.

**Commissioner Bell** clarified with Coordinator Adamic that the purpose of this variance is to improve the situation for these oddly shaped lots and allow them to continue live in the homes that are currently there.

**Planning and Zoning Coordinator Adamic** agreed with Commissioner Bell.

**Commissioner McFall** agreed that this is something that needs to be fixed, even if it will still be a non-conforming lot.

**Commissioner Bell** moved to approve the variance request for LLA 23-007 for Dye-Robbins with the two contingency items. Commissioner McFall seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

3. Reappointment of Tony Telck to the Fremont County Weed Advisory Board for a term ending December 31, 2026

Ref. Fremont County BOCC Meeting 11/30/2023 28:50

**Commissioner Bell** mentioned that they did receive a letter from Tony Telck stating his interest in being reappointed.

**Commissioner McFall** moved to reappoint Tony Telck to the Fremont County Weed Advisory Board for a term ending December 31, 2026. Commissioner Bell seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Bell, aye. The motion carried by unanimous consent.

4. Reappointment of Brandon Sherwood to the Fremont County Fair Board for a term ending December 31, 2026

Ref. Fremont County BOCC Meeting 11/30/2023 29:30

**Commissioner Bell** moved to reappoint Brandon Sherwood to the Fremont County Fair Board for a term ending December 31, 2026. Commissioner McFall seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

5. Appointment to the Fremont County Planning Commission with a term beginning January 1, 2024, and ending December 31, 2026.

Ref. Fremont County BOCC Meeting 11/30/2023 30:15

**Commissioner McFall** said that they interviewed the two individuals who were interested.

**Commissioner Bell** said that after evaluating each candidate, they decided to appoint John Carver based on his previous professional and Planning Commission experience. She said they will be offering the other candidate a position on another board.

**Commissioner McFall** said that anyone who is interested in serving on the various boards for the county can find the information and application on [www.fremontco.com](http://www.fremontco.com).

**Commissioner Bell** moved to appoint John Carver to the Fremont County Planning Commission with a term beginning January 1, 2024, and ending December 31, 2026. Commissioner McFall seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

**PUBLIC HEARING SCHEDULED:** None.

**Commissioner McFall** adjourned the meeting at 10:01am.

To view the YouTube Video for Commissioner Minutes, go to the following website:

<https://www.youtube.com/channel/UCuxNBR3UWq0vV2T2Rgyl6rA>

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Clerk to the Board of County Commissioners