

TWENTY-FIRST MEETING

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on November 12, 2019, 615 Macon Avenue, Room LL3, Fremont County Administration Building, Cañon 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

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. Commissioner Payne seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Payne, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

CONSENT AGENDA

1. Approval of Minutes / October 22, 2019
2. Approval of Special Meeting Minutes / October 29, 2019
3. Approval of Bills for \$1,193,134.32
4. Ratification of Chairman's signature on a Letter of Acceptance for the Small Dollar Grant Agreement from Colorado Department of Public Safety, Division of Homeland Security and Emergency Management, Encumbrance #19-D5155-FRE
5. Ratification of Chairman's signature on Amendment 9 to the Health Benefits
6. Resolution No. 31, 13th Amendment to the Fremont County Zoning Resolution
7. Ratification of Chairman's signature on Grant Agreement Amendment #3 between Fremont County and the Department of Local Affairs Grant CMS #142102
8. Amendment #10 to the Food Service Contract with Summit Food Service, LLC for the Detention Center
9. Schedule Public Hearing: None.

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 by unanimous consent.

ADMINISTRATIVE/INFORMATIONAL

1. Staff / Elected Officials:
 - a. County Clerk's Monthly Report

County Clerk Grantham gave the monthly Clerk's Report for the month of October.

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

b. County Manager Report, Sunny Bryant, County Manager

County Manager Bryant gave her monthly report.

Commissioner McFall gave thanks to Veterans who have served and are still serving.

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. Fremont County Adoption Month Proclamation
Representative: Carrie Porter, Department of Human Services

Carrie Porter read the proclamation for Fremont County Adoption Month.

Commissioner Payne moved to accept the Proclamation for Fremont County Adoption Month. Commissioner Bell seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner Bell, aye; Commissioner McFall, aye. The motion carried by unanimous consent

2. Economic Impact of Extension Services to Fremont County
Representative: Jeramy McNeely, CSU Extension Director

Jeramy McNeely gave a presentation showing the impact the 4-H program and the CSU Extension Office have on Fremont County.

3. Approval of Chairman's signature on a Colorado Department of Transportation, Colorado Aeronautical Board, Division of Aeronautics Grant (Resolution)

County Manager Bryant explained that the funds from this grant would go toward the design phase for the runway upgrade at the Fremont County Airport.

Commissioner Bell moved to approve, by Resolution, the Chairman's signature on a Colorado Department of Transportation, Colorado Aeronautical Board, Division of Aeronautics Grant. Commissioner Payne seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Payne, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

Commissioner McFall recessed the meeting at 9:55 a.m. until the Public Hearing at 10:00 a.m.

Commissioner McFall resumed the meeting at 10:00 a.m. and moved to the Public Hearing.

Commissioner Bell moved to correct Consent Agenda item No. 6 to change Resolution No. 31 to Resolution No. 30 and to correct New Business for Consideration No. 3 from Resolution No. 30 to Resolution No. 31. Commissioner Payne seconded the motion.

Upon Vote: Commissioner Bell, aye; Commissioner Payne, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

PUBLIC HEARING

Commissioner Bell moved to correct Consent Agenda item No. 6 to change Resolution No. 31 to Resolution No. 30 and to correct New Business for Consideration No. 3 from Resolution No. 30 to Resolution No. 31. Commissioner Payne seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Payne, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

1. Proposed 2020 Fremont County Budget

County Manager Bryant gave a brief overview of the proposed 2020 Fremont County Budget

Commissioner McFall opened the Public Hearing at 10:17 a.m.

There were no comments.

Commissioner McFall closed the Public Hearing at 10:17 a.m.

Commissioner McFall adjourned the meeting at 10:21 a.m.


Clerk and Recorder



RESOLUTION NO. 30
Series of 2019

13th Amendment to the Fremont County Zoning Resolution

BE IT RESOLVED by the Fremont County Board of County Commissioners (hereafter "Board"):

THAT WHEREAS, effective **October 22, 2019**, the Board of County Commissioners adopted amendments of the Fremont County Zoning Resolution; and

WHEREAS, certain amendments to said Resolution have been proposed; and

WHEREAS, the Fremont County Planning Commission has promulgated and recommended approval of the proposed 13th Amendment to the Fremont County Zoning Resolution; and

WHEREAS, the Board of County Commissioners has conducted a public hearing on the proposed amendment on **October 22, 2019**, pursuant to such publication and notice as may be provided by law; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners that the Fremont County Zoning Resolution be and hereby is amended as set forth in Exhibit A attached hereto and incorporated herein by reference.

BE IT FURTHER RESOLVED that such amendment took effect **October 22, 2019**.

Commissioner Payne moved the adoption of the foregoing Resolution, seconded by Commissioner Bell and approved by roll call vote as follows:

Commissioner Payne: Aye / Nay / Abstain / Absent

Commissioner Bell: Aye / Nay / Abstain / Absent

Commissioner McFall: Aye / Nay / Abstain / Absent

The Resolution was declared to be duly adopted.

DATE: November 12th, 2019

Dwight McFall
CHAIRMAN, FREMONT COUNTY BOARD OF COUNTY COMMISSIONERS

ATTEST: [Signature]
FREMONT COUNTY CLERK AND RECORDER



EXHIBIT A: 13th Amendment to the Fremont County Zoning Resolution: Allow for Limited Wineries in the Agricultural Forestry, Agricultural Farming & Ranching, Agricultural Living, & Agricultural Rural Zone Districts.

Agricultural Forestry

4.1.2.17 Limited Winery provided the following is met:

- 4.1.2.17.1 The production of vinous liquors does not exceed 100,000 gallons annually;
 - 4.1.2.17.2 The associated structures are no more than five thousand (5,000) square feet;
 - 4.1.2.17.3 Tasting rooms do not exceed seven-hundred-fifty (750) square feet in size;
 - 4.1.2.17.4 Sale rooms do not exceed seven-hundred-fifty (750) square feet in size;
 - 4.1.2.17.5 A combined tasting and sales room does not exceed one-thousand five-hundred (1500) square feet in size;
 - 4.1.2.17.6 There are no more than five (5) employee vehicles used in association with the limited winery;
 - 4.1.2.17.7 Off street parking is provided;
 - 4.1.2.17.8 A State of Colorado Limited Winery License is obtained
- 4.1.4.17 Limited Winery (Special Review Use)

Agricultural Farming & Ranching

4.2.2.15 Limited Winery provided the following is met:

- 4.2.2.15.1 The production of vinous liquors does not exceed 100,000 gallons annually;
 - 4.2.2.15.2 The associated structures are no more than five thousand (5,000) square feet;
 - 4.2.2.15.3 Tasting rooms do not exceed seven-hundred-fifty (750) square feet in size;
 - 4.2.2.15.4 Sale rooms do not exceed seven-hundred-fifty (750) square feet in size;
 - 4.2.2.15.5 A combined tasting and sales room does not exceed one-thousand five-hundred (1500) square feet in size;
 - 4.2.2.15.6 There are no more than five (5) employee vehicles used in association with the limited winery;
 - 4.2.2.15.7 Off street parking is provided
 - 4.2.2.15.8 A State of Colorado Limited Winery License is obtained
- 4.2.4.18 Limited Winery (Special Review Use)

Agricultural Living

4.3.2.14 Limited Winery provided the following is met:

- 4.3.2.14.1 The production of vinous liquors does not exceed 100,000 gallons annually;
- 4.3.2.14.2 The associated structures are no more than five thousand (5,000) square feet;
- 4.3.2.14.3 Tasting rooms do not exceed seven-hundred-fifty (750) square feet in size;
- 4.3.2.14.4 Sale rooms do not exceed seven-hundred-fifty (750) square feet in size;
- 4.3.2.14.5 A combined tasting and sales room does not exceed one-thousand five-hundred (1500) square feet in size;
- 4.3.2.14.6 There are no more than five (5) employee vehicles used in association with the limited winery;
- 4.3.2.14.7 Off street parking is provided
- 4.3.2.14.8 A State of Colorado Limited Winery License is obtained

4.3.4.14 Limited Winery (Special Review Use)

Agricultural Rural

4.4.2.10 Limited Winery provided the following is met:

- 4.4.2.10.1 The production of vinous liquors does not exceed 100,000 gallons annually;
- 4.4.2.10.2 The associated structures are no more than five thousand (5,000) square feet;
- 4.4.2.10.3 Tasting rooms do not exceed seven-hundred-fifty (750) square feet in size;
- 4.4.2.10.4 Sale rooms do not exceed seven-hundred-fifty (750) square feet in size;
- 4.4.2.10.5 A combined tasting and sales room does not exceed one-thousand five-hundred (1500) square feet in size;
- 4.4.2.10.6 There are no more than five (5) employee vehicles used in association with the limited winery;
- 4.4.2.10.7 Off street parking is provided
- 4.4.2.10.8 A State of Colorado Limited Winery License is obtained

4.4.2.16 Limited Winery (Special Review Use)

EXHIBIT B, RESOLUTION #31, Series 2019

RESOLUTION

WHEREAS:

The General Assembly of the State of Colorado declared in Title 43 of the Colorado Revised Statutes, Article 10, 1991 in CRS §43-10-101 (the Act) "... that there exists a need to promote the safe operations and accessibility of general aviation in this state; that improvements to general aviation transportation facilities will promote diversified economic development across the state; and that accessibility to airport facilities for residents of this state is crucial in the event of a medical or other type of emergency..."

The Act created the Colorado Aeronautical Board ("the Board") to establish policy and procedures for distribution of monies in the Aviation Fund and created the Division of Aeronautics ("the Division") to carry out the directives of the Board, including technical and planning assistance to airports and the administration of the state aviation system grant program. SEE CRS §43-10-103 and C.R.S. §43-10-105 and CRS §43-10-108.5 of the Act.

Any eligible entity operating a public-accessible airport in the state may file an application for and be recipient of a grant to be used solely for aviation purposes. The Division is authorized to assist such airports as request assistance by means of a Resolution passed by the applicant's duly-authorized governing body, which understands that all funds shall be used exclusively for aviation purposes and that it will comply with all grant procedures, grant assurances and requirements as defined in the Division's Program and Procedures Manual, ("the Manual") and the Airport Sponsor Assurances for Colorado Discretionary Aviation Grant Funding ("Grant Assurances") attached hereto as Exhibit C.

NOW, THEREFORE, BE IT RESOLVED THAT:

The **FREMONT COUNTY**, as a duly authorized governing body of the grant applicant, hereby formally requests assistance from the Colorado Aeronautical Board and the Division of Aeronautics in the form of a state aviation system grant. The **FREMONT COUNTY** states that such grant shall be used solely for aviation purposes, as determined by the State, and as generally described in the Application.

By signing this Grant Agreement, the applicant commits to keep open and accessible for public use all grant funded facilities, improvements and services for their useful life, as determined by the Division and stated in the Grant Agreement and Grant Assurances.

FURTHER BE IT RESOLVED:

That the **FREMONT COUNTY** hereby designates Wesley Brandt as the Project Director, as described in the Manual and authorizes the Project Director to act in all matters relating to the work project proposed in the Application in its behalf, including executions of the Grant Agreement and any amendments.

FURTHER:

The **FREMONT COUNTY** has appropriated or will otherwise make available in a timely manner all funds, if any, that are required to be provided by the Applicant under the terms and conditions of the Grant Agreement.

FINALLY:

The **FREMONT COUNTY** hereby accepts all guidelines, procedures, standards, and requirements described in the Manual as applicable to the performance of the grant work and hereby approves the Grant Agreement submitted by the State, including all terms and conditions contained therein.

Dwayne McFall

By: Dwayne McFall, BOCC Chair
Please print name and title

Date: 11-12-19

ATTEST (if needed)

Justin D. Grantham

By: Please print name and title

