

FOURTEENTH MEETING

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on July 26, 2023, 615 Macon Avenue, Room LL3, Fremont County Administration Building, Cañon City, Colorado. Chair Kevin Grantham called the meeting to order at 9:30 a.m.

Kevin Grantham	Commissioner	Present
Dwayne McFall	Commissioner	Present
Debbie Bell	Commissioner	Present
Justin D Grantham	Clerk and Recorder	Present
Brenda Jackson	County Attorney	Present
Tony Carochi	County Manager	Present
Dan Victoria	Planning & Zoning Director	Present

INVOCATION

Stacy Swagger, Cañon City Pregnancy Center

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 with the following addition.

Item #1 – add item “Service Recognition Resolution John Rankins” under **NEW BUSINESS #2** and renumber accordingly. Commissioner McFall seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner McFall, aye; Commissioner Grantham, aye. The motion carried by unanimous consent.

CONSENT AGENDA

1. Approval of Minutes: None
2. Approval of Bills for \$3,801,124.06
3. 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; Commissioner Grantham, aye. The motion carried by unanimous consent.

ADMINISTRATIVE & INFORMATIONAL

Ref. Fremont County BOCC Meeting 6/27/2023 – 4:20

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

Budget & Finance Officer Shawn Sutton gave the Sales & Use Tax Report which can be found at www.fremontco.com.

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

Clerk Grantham – gave the Clerk’s Monthly Report which can be found on the county’s website.

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

- c. Semi-Annual / Public Trustee Quarterly Report, Kathy Elliott, Treasurer

Treasurer Elliott – gave the Semi-Annual Treasurer’s Report which can be found on the county’s website.

Commissioner McFall moved to accept the Treasurer’s Semi-Annual Report. Commissioner Bell seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Bell, aye; Commissioner Grantham, aye. The motion carried by unanimous consent.

Treasurer Elliott – gave the Quarterly Public Trustee’s Report which can be found on the county’s website.

Commissioner Bell moved to accept the Public Trustee’s Quarterly Report. Commissioner McFall seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner McFall, aye; Commissioner Grantham, aye. The motion carried by unanimous consent.

d. County Manager Report, Tony Carochi, County Manager

County Manager Carochi gave the County Manager’s Report, which can be found in its entirety on the county’s website.

Commissioner McFall – mentioned the high fire danger. He continued that there are no fire restrictions but there has been lightning, dry fuels and other contributing factors and reminded everyone to be safe. Reminded everyone that the Fremont County Fair officially starts on Friday *July 28th*. He also talked about a resolution he presented that passed the National Association of County Officials (NACO).

Commissioner Bell – conveyed that she had received many calls from constituents about the highway 115 construction and the dangers happening. She said that she contacted CDOT and others about correcting the issues to make travel safer. She then talked about her experience in attending NACO and about her resolution that passed the membership when they voted.

Commissioner Grantham – talked about an upcoming ballot measure from the state legislature that will be on the ballot called Proposition HH and encourage those listening to vote “no”.

Clerk Grantham – communicated that there is an upcoming election and reminded citizens to update their voter registration. The website is www.govotecolorado.gov or vote in person.

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

UNFINISHED BUSINESS: None

NEW BUSINESS

1. Service Recognition Resolution Tony Adamic

Ref. Fremont County BOCC Meeting 6/27/2023 – 23:00

Commissioner Bell – mentioned all the former and current elected officials that were in the audience that came to congratulate Mr. Adamic on his 29 years of service and his retirement as the Director of Fremont County Department of Transportation. Commissioner Bell read resolution number **R-2023-S2**

Commissioner Bell moved to approve the Service Recognition Resolution for Tony Adamic. Commissioner McFall seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner McFall, aye; Commissioner Grantham, aye. The motion carried by unanimous consent.

Mr. Adamic – thanked the County and his employees for everything they have done for him.

2. Service Recognition Resolution John Rankin

Ref. Fremont County BOCC Meeting 6/27/2023 – 36:40

Commissioner McFall – conveyed that the Rankin family has already moved after retirement. He then went on to read resolution number **R-2023-S3**. Mr. Rankin served Fremont County for 26 years with the Fremont County Sheriff's Office as a Sergeant in the Court House.

Commissioner McFall moved to approve the Service Recognition Resolution for John Rankin. Commissioner Bell seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Bell, aye; Commissioner Grantham, aye. The motion carried by unanimous consent.

3. Overmatch Commitment – Grandview Avenue Bridge
Representative: J Bunderson, Fremont County Engineer

Ref. Fremont County BOCC Meeting 6/27/2023 – 42:40

County Engineer J Bunderson – explained that estimates for replacement of the Grandview Bridge have increased by \$344,789 that the State of Colorado requires a commitment from the Board to pay the additional estimated costs. This commitment must be on an overmatch letter. The overmatch letter can be written after the full engineer's estimate of cost can be determined.

Commissioner Grantham – asked how soon the county will be able to start asking for bids to replace the bridge.

Engineer Bunderson – stated that after utilities have been moved then the bid process can begin.

Commissioner Bell moved to postpone indefinitely the overmatch commitment. Commissioner McFall seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner McFall, aye; Commissioner Grantham, aye. The motion carried by unanimous consent.

4. Requesting the issuance of Colorado Liquor Retail License
New license for Hotel and Restaurant for Patti Snodgrass dba Our Place on the River at 10281 HWY 50, Howard, CO 81233

Ref. Fremont County BOCC Meeting 6/27/2023 – 32:07

Patricia Snodgrass – explained that she will open the Howard Café with a roadhouse at the back of the building. Her goal is to open a place for the community to congregate and come together.

Commissioner Bell – asked about certification and training for those serving alcohol.

Michelle Stone – claimed she has 15 years of experience in serving alcohol and TIPS certified and said all staff serving alcohol will be certified as well.

Commissioner Bell – asked about how the alcohol will stay within the boundaries submitted and asked if the gate that is being recommended has been installed yet?

Mrs. Snodgrass – explained that the bartenders will keep a close eye on patrons and the deck has been completed. She also explained that the gate will be installed by the date that they opened. The plan is to have all work completed and open the doors by Labor Day.

Commissioner McFall – asked about specifics on containing the alcohol in the perimeter.

Lance Snodgrass – explained that the deck is completely handrailed except for the gate that needs to be installed.

Clerk Grantham – gave the staff report and recommended approval.

Commissioner Grantham – asked for public input.

Jeannie Gordon – is against the liquor license and was inquiring about how the alcohol will be served. She expressed her concerns about individuals driving under the influence, the safety of those on US Highway 50, and alcohol hinderances that may occur.

Janice Yalch – appreciates that the business is wanting to open. However, she is against the liquor license and offered statistics on alcohol abuse and consumption.

Commissioner Grantham – made note that there were two letters (one from Bernard Pott and the other from Brian Elliott) that were submitted before the meeting that were against the approval of the liquor license.

Mrs. Stone – addressed the questions from the citizens who addressed the commissioners. She further explained that the café would open approximately 8am, then they would have a break in the afternoon, and finally open around 4pm and close no later than 10pm on weekends.

Commissioner McFall moved to approve the Requesting the issuance of Colorado Liquor Retail License New license for Hotel and Restaurant for Patti Snodgrass dba Our Place on the River at 10281 HWY 50, Howard, CO 81233 with two contingencies. The first contingency is that the gate must be finished, and the second contingency is that the restaurant license is approved by Public Health. Commissioner Bell seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Bell, aye; Commissioner Grantham, aye. The motion carried by unanimous consent.

5. Requesting the issuance of a Malt, Vinous and Spiritous Liquor Special Events Permit Nature's Educators for an event at 1194 County Rd. 110, Florence, CO 81226 on the following dates: July 30th and August 26th from 4:00 to 10:00p.m. in 2023
Representative: Chris McLaughlin

Ref. Fremont County BOCC Meeting 6/27/2023 – 1:25:40

Mr. McLaughlin – communicated that he was hosting two events for Nature's Educators as a fundraiser for the non-profit organization.

Commissioner Bell – asked about training of servers, control of serving alcohol to only those of appropriate age, and the control of alcohol on the premises.

Mr. McLaughlin – explained that Nature's Educators will have bartenders that are already TIPS certified. He continued to explain that the area already has fencing and the little part that isn't fenced will have temporary fencing installed. He also mentioned that wristbands will be used to identify those who are eligible to be served alcohol.

Clerk Grantham – gave the staff report and recommended approval.

Commissioner Bell – inquired if a waiver is needed due to the application not being submitted before the 45-day deadline as approved by the Liquor Licensing Authority

Clerk Grantham – mentioned that the staff report said it wasn't submitted on time, however, that was since the Clerk's office inadvertently sent the sheriff's office to the wrong address for inspection.

Attorney Jackson – explained that the 45-day requirement was a local jurisdiction request not a requirement.

Kathy Madonna – asked for clarification why this is going to the County instead of the City of Florence.

Commissioner McFall – responded that the Special Event was happening outside municipal boundaries.

Commissioner Bell moved to approve the issuance of a Malt, Vinous and Spiritous Liquor Special Events Permit Nature's Educators for an event at 1194 County Rd. 110, Florence, CO 81226 on the following dates: July 30th and August 26th from 4:00 to 10:00p.m. in 2023. This motion includes the waiver of the 45-day local jurisdiction submission requirement. Commissioner McFall seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner McFall, aye; Commissioner Grantham, aye. The motion carried by unanimous consent.

1. Requesting the issuance of a Malt, Vinous and Spiritous Liquor Special Events Permit Fremont Adventure Recreation for an event at 44895 W HWY 50, Cañon City, CO 81212 on the following date: September 16th from 5:00pm to 10:00pm in 2023
Representative: Ashlee Sack

Ref. Fremont County BOCC Meeting 6/27/2023 – 1:32:40

Ashlee Sack – explained that this is the 4th year to hold the Gala event fundraiser for Fremont Adventure Recreation (FAR). She continued by explaining the type of event, she noted that all designated drivers will receive free non-alcoholic drinks, and they hire taxi drivers to chauffer attendees encouraging them not to drive. The organization does many events throughout the year and evaluates the risk for every event with safety in mind. The applicant further explained that all servers are TIPS certified and they have volunteers that make sure the alcohol stays within the building.

Clerk Grantham – gave the staff report and the Sheriff’s Office, Department of Public Health, and the Clerk’s Office all recommend approval.

Commissioner McFall moved to approve the issuance of a Malt, Vinous and Spiritous Liquor Special Events Permit for Fremont Adventure Recreation (FAR) for an event at 44895 W HWY 50, Cañon City, CO 81212 on the following date: September 16th from 5:00pm to 10:00pm in 2023. Commissioner Bell seconded the motion. Upon Vote: Commissioner McFall, aye; Commissioner Bell, aye; Commissioner Grantham, aye. The motion carried by unanimous consent.

PUBLIC HEARING SCHEDULED: None

Commissioner Grantham adjourned the meeting at 11:07 a.m.

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

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

Clerk to the Board of County Commissioners