

## **SIXTEENTH MEETING**

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on August 13th, 2024, 615 Macon Avenue, Room LL3, Fremont County Administration Building, Cañon City, Colorado. Chairman McFall called the meeting to order at 9:00 a.m.

|                 |                            |         |
|-----------------|----------------------------|---------|
| Kevin Grantham  | Commissioner               | Present |
| Dwayne McFall   | Commissioner               | Present |
| Debbie Bell     | Commissioner               | Present |
| Justin Grantham | Clerk and Recorder         | Present |
| Eric Bellas     | County Attorney            | Present |
| Tony Carochi    | County Administrator       | Present |
| Dan Victoria    | Planning & Zoning Director | Present |

### **INVOCATION**

Loren Kolman from E-Free 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 removing item number one on new business as well as renumbering items two through nine that will now be one through eight. Commissioner Grantham seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Grantham, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

### **CONSENT AGENDA**

1. Approval of Minutes / July 23, 2024, and July 30, 2024
2. Approval of Bills for \$2,475,773.67
3. Ratification of Chairman Signature on 8 Mile Creek Bridge Contract and Local Agency Certification for Access to PII Through a Database or Automated Network
4. Ratification of Chairman's signature on Medicare Enrollment Application
5. Authorize Chairman's signature on all documents necessary to close the assignment/sale and purchase of Hanger 30 at Fremont County Airport

6. Schedule Public Hearing: None.

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

## **ADMINISTRATIVE & INFORMATIONAL**

Ref. Fremont County BOCC Meeting 8/13/2024 3:20

1. Staff / Elected Officials:

a. County Administrator Report, Tony Carochi, County Administrator

**County Administrator Carochi** gave the County Administrator Report, which can be found on in its entirety at <https://fremontcountyco.gov>.

**Commissioner Bell** announced the county has pledged \$100,000 to the Canon City Park and Recreation District to be able to build as well as maintain a new pool, providing supporting ballot measures are approved in November. A letter will be signed and forwarded to Hyle Horne, the Executive Director of the district.

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

## **UNFINISHED BUSINESS**

None.

## **NEW BUSINESS**

- ~~1. Resolution No. 28, Series of 2024, Removing the Suspension of the Fire Ban for Fremont County Pursuant to Ordinance No. 2012-1 and Imposing the Fire Ban as Provided in Ordinance No. 2012-1  
Representative: Sheriff Allen Cooper~~

Ref. Fremont County BOCC Meeting 8/13/2024 21:58

1. Adoption of the 2025 Fremont County Holiday Schedules

**County Administrator Carochi** explained that there are two holiday schedules one is for the staff that works a four-day work week 10-hour shift and the other a five-day workweek, 8-hour shift.

**Commissioner Bell** moved to approve both the 8-hour and 10-hour holiday schedules for 2024 for Fremont County employees. Commissioner Grantham seconded the motion. Upon Vote: Commissioner

Bell, aye; Commissioner Grantham, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

Ref. Fremont County BOCC Meeting 8/13/2024 24:36

2. Requesting local approval for a state-issued Limited Winery Liquor Sales Room license for Bugling Elk Vineyards at 1215 Apple Lane, Penrose, CO 81240  
Representative: Shawn Kauffman

**Attorney Bellas** takes this opportunity for the county to participate in this process in a positive way, by approving the liquor sales room for this Limited Winery.

**Commissioner Grantham** moved to approve this state license for this limited winery liquor sales room for Bugling Elk Vineyard, 1215 Apple Lane, Penrose, CO. Commissioner Bell seconded the motion. Upon Vote: Commissioner Grantham, aye; Commissioner Bell, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

Ref. Fremont County BOCC Meeting 8/13/2024 29:22

3. Requesting the issuance of a Malt, Vinous, and Spiritous & Fermented Malt Beverage Special Event Permit Fremont Search and Rescue for an event at Pathfinder Park & Event Center 6655 HWY 115, Florence, CO 81226 on the following date: October 19<sup>th</sup>, 2024, from 5:00 pm to 10:00 pm  
Representative: Aaron Bialek

**Mr. Bialek** said that they hadn't had an event since 2019, it will be a trivia event. Fremont Search and Rescue is partnering with Canon City Noon Lions Club to split the funding and workload with. Considering this event will not be held at a school this year, the thought was the liquor available would help the trivia answers.

**Commissioner Bell** asked Mr. Bialek what the plan for security is and if the servers have any liquor training.

**Mr. Bialek** answered that they have hired out the serving to Bar Hoppers with Rebecca Rice, all staff are TIPs certified. Security guards will be posted at every entrance/exit.

**BOCC Clerk Sammy Ryan** began the Staff Report introducing the organization. Stating the 45-day requirement was met, the sheriff and health report came back recommending approval. The county attorney did not find any deficiencies in the application. Mr. Bialek posted and sent proof of posting with more than 10 days in advance of the meeting, Clerk's office recommends approval.

**Commissioner Bell** moved to approve the issuance of a malt, vinous, and spirituous, and fermented malt beverage special event permit for Fremont Search and Rescue for the event at Pathfinder Park on October 19<sup>th</sup> from 5:00pm to 10:00pm. Commissioner Grantham seconded the motion. Upon Vote: Commissioner

Bell, aye; Commissioner Grantham, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

Ref. Fremont County BOCC Meeting 8/13/2024 33:35

4. Resolution No. 28, Series of 2024 Waiving Fremont County's Right of First Refusal / Right of First Offer Pursuant to House Bill 24-1175

**Commissioner Grantham** recited the draft of Resolution No. 28. Which can be found in its entirety at [https://fremontcountyco.gov/sites/default/files/9.5\\_Resolution\\_Waiving\\_Rights\\_of\\_First\\_Refusal\\_and\\_Offer.pdf](https://fremontcountyco.gov/sites/default/files/9.5_Resolution_Waiving_Rights_of_First_Refusal_and_Offer.pdf).

**Commissioner Grantham** moved to approve Resolution No. 28 series of 2024 waving Fremont County first right of refusal. Commissioner Bell seconded the motion. Upon Vote: Commissioner Grantham, aye; Commissioner Bell, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

Ref. Fremont County BOCC Meeting 8/13/2024 42:39

5. Discuss county position with respect to proposed rate increase by Black Hills Energy

**Commissioner McFall** recited the letter the Board of Commissioners sent to the Public Utilities Commission which can be found in its entirety at [https://fremontcountyco.gov/sites/default/files/9.6\\_Ltr\\_to\\_PUC\\_Re\\_Black\\_Hills\\_Rates\\_7-24-24.pdf](https://fremontcountyco.gov/sites/default/files/9.6_Ltr_to_PUC_Re_Black_Hills_Rates_7-24-24.pdf)

Ref. Fremont County BOCC Meeting 8/13/2024 1:01:00

6. Reappointment of Francis Williams to the Fremont County Board of Appeals for a term ending August 1, 2027.

**Commissioner Bell** moved to reappoint Francis Williams to the Fremont County Board of Appeals for a term ending August 1<sup>st</sup> of 2027. Commissioner Grantham seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Grantham, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

Ref. Fremont County BOCC Meeting 8/13/2024 1:02:11

7. Reappointment of Marvin Dornhecker to the Fremont County Board of Appeals for a term ending August 1, 2027.

**Commissioner Grantham** moved to reappoint Marvin Dornhecker to the Fremont County board of appeals for a term ending August 1<sup>st</sup>, 2027. Commissioner Bell seconded the motion. Upon Vote: Commissioner Grantham, aye; Commissioner Bell, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

8. Appointment of Gardner Fey to the Fremont County Board of Zoning Adjustment for a term expiring on February 28, 2027

**Commissioner Bell** moved to appoint Gardner Fey to the Fremont County board of zoning adjustment for a term that will expire on February 28<sup>th</sup>, 2027. Commissioner Grantham seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Grantham, aye; Commissioner McFall, aye. The motion carried by unanimous consent.

**Commissioner McFall** adjourned the meeting at 10:03am.

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

<https://www.youtube.com/watch?v=wH3c3nwmXuc>

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Clerk to the Board of County Commissioners