

The Board of County Commissioners met in regular session on September 6, 2016. Those present for the session were Lynn M. Padgett, Chair; Ben Tisdell, Vice Chair; Don Batchelder, Member; Connie Hunt, County Administrator; and Hannah Hollenbeck, Deputy Clerk of the Board. Marti Whitmore, County Attorney, was not present.

- **Note – This meeting was recorded for reference purposes.**

A. 9:02 Call to the Public:

The "Call to the Public" agenda item is a time when the public may bring forth items of interest or concern. No formal action may be taken on these items during this time due to the open meeting law provision; however, they may be placed on a future posted agenda if action is required.

There were no call to the public items.

B. 9:03 General Business:

1. Request for approval of warrants:

M/S/P – Motion was made by Commissioner Tisdell and seconded by Commissioner Batchelder to approve the warrants as presented. The motion carried unanimously.

2. Request for approval of the following minutes:

a. August 9, 2016

M/S/P – Motion was made by Commissioner Tisdell and seconded by Commissioner Batchelder to approve the August 9, 2016 minutes. The motion carried unanimously.

b. August 23, 2016

M/S/P – Motion was made by Commissioner Tisdell and seconded by Commissioner Batchelder to approve the August 23, 2016 minutes. The motion carried unanimously.

After the motion carried, Commissioner Padgett confirmed with that direction to the proponents for the tiny house community in the Colona area were to do research and present other jurisdiction's codes that allowed tiny homes. Hunt confirmed that staff understood.

3. Request for approval and authorization of Chair's signature on CCI Legislative Committee Member Appointment Form:

M/S/P – Motion was made by Commissioner Batchelder and seconded by Commissioner Tisdell to appoint Commissioner Padgett and approved and authorized Chair's signature on the CCI Legislative Committee Member Appointment Form. The motion carried unanimously.

4. Review and acceptance of Public Trustee Report – July 2016

M/S/P – Motion was made by Commissioner Batchelder and seconded by Commissioner Tisdell to accept the Public Trustee Report for July 2016. The Report was reviewed by the Board. The motion carried unanimously.

5. Request for approval and authorization of Chair's signature on Xerox Lease Agreement for a Public Health Xerox Machine and on its Fiscal Impact Form:

M/S/P – Motion was made by Commissioner Batchelder and seconded by Commissioner Tisdell to approve and authorize Chair's signature on Xerox Lease Agreement for a Public Health Xerox Machine and on its Fiscal Impact Form. The motion carried unanimously.

6. Request for approval and authorization of Chair's signature on the following position replacement memos:

a. Part-time, non-benefitted Public Health Nurse:

Elisabeth Lawaczek, Public Health Director, was present.

M/S/P – Motion was made by Commissioner Batchelder and seconded by Commissioner Tisdell to approve and authorize Chair's signature on position replacement memo for a Part-Time, non-benefitted Public Health Nurse. The motion carried unanimously.

b. Full-time Equipment Operators and Part-Time Seasonal Equipment Operators (ratification):

M/S/P – Motion was made by Commissioner Batchelder and seconded by Commissioner Tisdell to ratify approval and authorization of Chair's signature on position replacement memo for Full-time Equipment Operators and Part-Time Seasonal Equipment Operators. The motion carried unanimously.

7. Request for adoption of Resolution 2016-043 Urging the Bureau of Land Management (BLM) to Reconsider Redistricting of San Juan County:

Commissioner Tisdell said that he had not received an update from other counties or jurisdictions that they had passed resolutions.

Commissioner Padgett said that the BLM was not willing to reconsider their decision to redistrict San Juan County. Commissioner Padgett said that she remained frustrated with the BLM's process and lack of consultation with San Juan County about the decision. Commissioner Padgett said that she was not sure if the resolution was the best option, but felt that the County should write a letter. Commissioner Padgett said that the four counties had collaborated for years on the Alpine Ranger program, and was concerned about the potential for impacts to the program. She thought the letter could be used as a way to communicate the County's concerns, but leave the door open for working relationships with the BLM. The Board decided to wait to take action.

8. Request for approval and authorization of Chair's signature on Special Event Permit and Agreement for Imogene Pass Run Event on September 10, 2016:

M/S/P – Motion was made by Commissioner Batchelder and seconded by Commissioner Tisdel to approve and authorize Chair's signature on Special Event Permit and Agreement for Imogene Pass Run Event on September 10, 2016. The motion carried unanimously.

After the motion carried, Hunt said that the United States Forest Service also required organizers to obtain a USFS permit and pay \$6,500. Commissioner Padgett said that the Imogene Pass Run route used a County Road, which was a former state highway and did not utilize USFS right of way like other events, like the Hardrock Hundred did. She said that the County fully supported the IPR and its organizers in addition to promoting communication and safety.

9. Discussion and possible action regarding potential connection of fiber to the Public Health facility:

Jeff Bockes, IT Manager and Doug Seacat, Deeply Digital, were present. Elisabeth Lawaczeck, Public Health Director, was also present.

Seacat explained that the first initial build of fiber would be implemented down 3rd Avenue. He said that part of the build would go close to the Public Health building. He had discussed the implementation with Bockes. He said that the fiber installation would be more expensive, but Colorado Telehealth Network (CTN) may cover up to 65% of the costs. He said that if the County elected to purchase dark fiber to the facility, the upfront costs would be higher, but there would be little to no maintenance or ongoing costs. He said the alternative option was to purchase monthly service from Deeply Digital. Seacat said that if the County was considering moving Public Health to another facility in the near future, the monthly service would be better. Seacat said that County would need to fill out a form 460 in order to determine eligibility for CTN. He said that a representative from CTN had indicated that the Public Health Facility would qualify.

Commissioner Batchelder suggested that the Board authorize staff to start the process by filling out the 460 form, and then complete a cost comparison of the two options and what the department was currently paying for services. Lawaczeck thought that the installation of fiber would be a good negotiating point with Idarado Mining Company, the owner of the building.

The Board agreed to authorize staff to complete the 460 form to begin the process and complete a cost comparison.

10. Request for approval and authorization of Chair's signature on Letter of Support for J. David Reed to be appointed to the Colorado Mesa University (CMU) Board of Trustees:

M/S/P – Motion was made by Commissioner Batchelder and seconded by Commissioner Tisdel to approve and authorize Chair's signature on Letter of Support for J. David Reed to be appointed to the Colorado Mesa University (CMU) Board of Trustees. The motion carried unanimously.

C. 10:37 Dana Wilson, Acting Field Manager, Uncompahgre Field Office, BLM:

1. Update on BLM projects.

Dana Wilson, Acting Field Manager, Uncompahgre Field Office, was present.

Wilson updated the Board on the Field Office's projects and various resource management plans (RMP).

Commissioner Padgett said that with the various RMPs out for comment that affected the Uncompahgre Field Office (UFO) the processes seemed messy and confusing. She added that the comment deadlines were very close, and Ouray County could not comment upon all plans with the overlapping deadlines. Wilson said that the Gunnison-Sage Grouse Regional Management Plan would have the most up-to-date information; she advised the Board that if they needed to limit their comments to one plan, to focus on the Gunnison-Sage Grouse RMP.

Commissioner Padgett also encouraged Wilson to advocate for the Top of the Pines (TOP) property to be listed as a high priority on the BLM real estate disposal list.

Commissioner Padgett updated Wilson on the Board's discussions regarding the BLM's decision to redistrict San Juan County. Commissioner Padgett said that Ouray, San Juan, Hinsdale and San Miguel County had collaborated for about a decade on an Alpine Ranger Program she was interested to see how the redistricting would impact the service and collaboration.

Wilson informed the Board that the BLM would be hosting a Volunteer Appreciation Day at Hartwell Park in Ridgway on September 8th, 4-6PM.

11:08 The Board took a short break:

D. 11:11 Douglas Dean, Tri-River Extension Area Director:

1. Review and Discussion of Tri-River Extension Programs and Budget:

Douglas Dean, Tri-River Extension Area Director was present.

Dean said that the Budget was still in draft form; he said that Mesa County requested a slight decrease for their contribution and he needed to factor that in. He expected Ouray County's contribution to decrease by 1.5%. Dean discussed the Extension's budget development process.

Hunt said that the Tri-River Extension Area Budget meeting was scheduled for September 15th in Delta County.

E. 10:12 Commissioner/Administrative Reports:

Commissioner Padgett discussed the following:

- 1) **State Land Board Land Sale** - Commissioner Padgett said that the County had received a notification from the State Land Board (SLB) that the bid process for approximately 80 acres of land near Ironton had begun. She questioned if the SLB was the owner of the parcel. Hollenbeck said that the parcel had two United States Forest Service public rights-of-way that bisected the property. Hollenbeck said that the SLB indicated that they may be interested in transferring the property to the United States Forest Service (USFS). Commissioner Tisdel pointed out that the notice was published in the Montrose County newspaper of record, not the Ouray County newspaper of record.

Commissioner Padgett highlighted issues regarding ownership, presence of public rights-of-way, concerns with impacts to zoning, and the parcels general inaccessibility as concerns.

The Board authorized the County's GIS Technician to do additional work to verify ownership of the parcel.

Hannah Hollenbeck, Deputy Clerk of the Board, discussed the following:

- 1) **High County Regulations and Development Public Hearing** – Hollenbeck asked if the Board wanted to set limitations on public comment time. The Board agreed to limit oral public comment to two minutes.

Connie Hunt, County Administrator, discussed the following:

- 1) **Corbett Creek** – Hunt reminded the Board of the site visit that afternoon. She said that the Army Corp of Engineers was planning to conduct another site visit on September 14th.
- 2) **Severance Tax** – Hunt said that the severance tax funds had come in. Ouray County would receive approximately \$69,000.

Commissioner Tisdel discussed the following:

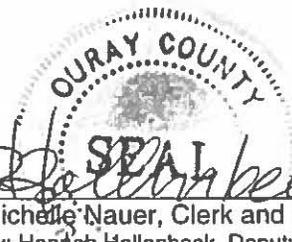
- 1) **Long Term Plan for Marijuana Cultivation Licensing** - Commissioner Tisdel said that it had been suggested that the County consider coming up with a five-to-ten year plan regarding cultivation facilities. Commissioner Padgett said that she wanted to see all eight licensed facilities operational before any additional facilities were permitted. Commissioner Tisdel said he wanted to investigate looking at authorizing hemp grows and outdoor grow operations. Commissioner Batchelder said that hemp was permitted, but outdoor grows were restricted under state law.
- 2) **Ouray Silver Mine Gravel Contribution** - Commissioner Tisdel said that Ouray Silver Mines indicated that they were ready to ship the stockpiled rock; Hunt would contact Road and Bridge to determine the drop location.
- 3) **Club 20 Debate** - Commissioner Tisdel said that he had accepted the request to be a panelist for a debate between candidates J. Paul Brown and Barbara McLaughlin.

Commissioner Batchelder discussed the following:

- 1) **Tri-Agency Dinner** - Commissioner Batchelder confirmed that the Dinner and Meeting was set for October 13th.

12:08 The Board adjourned the regular meeting:

Attest:



 Michelle Nauer, Clerk and Recorder
 By: Hannah Hollenbeck, Deputy Clerk of the Board

BOARD OF COUNTY COMMISSIONERS
OF OURAY COUNTY, COLORADO

Lynn M. Padgett, Chair

Ben Tisdel, Vice-Chair

Don Batchelder, Commissioner