

MEETING MINUTES
GRAND COUNTY BOARD OF COUNTY COMMISSIONERS
GRAND COUNTY DEPARTMENT OF SOCIAL SERVICES
GRAND COUNTY HOUSING AUTHORITY

January 3, 2017

Present: Commissioner E. Jane Tollett, Commissioner District 1
Commissioner Merrit S. Linke, Commissioner District 2
Commissioner Kristen Manguso, Commissioner District - Chair
Clerk and Recorder Sara Rosene
County Attorney Alan Hassler
County Manager Lee Staab
Finance Director Curtis Lange
EMS Chief Ray Jennings
Social Services Director Glen Chambers

Those present recited the Pledge of Allegiance.

Commissioner Linke moved to approve Resolution No. 2017-1-1, "A RESOLUTION OF ACTIONS NECESSARY TO BEGIN THE WORK OF GRAND COUNTY FOR THE YEAR 2017"

Discussion: Commissioner Linke noted that statutorily the County does not have to do a Chair rotation. Historically, Grand County has done a rotation every year. Commissioner Manguso noted that after every election, a Chair must be chosen.

The motion passed unanimously.

Commissioner Tollett moved to approve Resolution No. 2017-1-2, "A RESOLUTION APPOINTING THE COUNTY MANAGER AND THE COUNTY ATTORNEY TO SERVE AT THE PLEASURE OF THE BOARD OF COUNTY COMMISSIONERS OF GRAND COUNTY"

Discussion: Commissioner Manguso stated that she would like to separate the County Manager from the County Attorney in the Resolution. She would like to perform a review of the County Attorney prior to passing the Resolution. Commissioners Tollett and Linke are fine with moving forward with the Resolution as presented.

Commissioner Linke	Aye
Commissioner Tollett	Aye
Commissioner Manguso	Nay to the County Attorney portion

The motion passed.

Commissioner Tollett moved to approve Resolution No. 2017-1-3, "A RESOLUTION SETTING FORTH CERTAIN STATUTORY REQUIREMENTS BY THE BOARD OF COUNTY COMMISSIONERS, GRAND COUNTY, COLORADO, TO-WIT, ACTIONS CONCERNING MEETING DATES; BUILDING CLOSURE AND MEETING SCHEDULES FOR THE YEAR OF 2017; LEGAL NEWSPAPER AND PLACE OF POSTING MEETING NOTICES"

Discussion: The definition of a legal paper is set in statute.

The motion passed unanimously.

Commissioner Tollett moved to approve Resolution No. 2017-1-4, "A RESOLUTION AUTHORIZING THE COUNTY ASSESSOR TO REVIEW FOR ABATEMENT OR REFUND AND TO SETTLE BY WRITTEN MUTUAL AGREEMENT ANY SUCH PETITION FOR ABATEMENT OR REFUND IN AN AMOUNT OF FIVE THOUSAND DOLLARS OR LESS PER TRACT, PARCEL OR LOT OF LAND OR PER SCHEDULE OF PERSONAL PROPERTY"

The motion passed unanimously.

Commissioner Tollett moved to approve Resolution No. 2017-1-5, "A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO APPROVING TO SET THE STANDARD MILEAGE RATE REIMBURSEMENT FOR 2016 AND TO SET THE MAXIMUM EMPLOYEE DAILY ALLOWANCE FOR MEALS AND INCIDENTAL EXPENSES FOR 2017"

Discussion: Social Services Director Glen Chambers stated that the Federal mileage rate is \$.53 1/2 and grants are reimbursed at that rate. If the County does not pay at that rate, it will lose grant money.

The motion passed unanimously.

Approval of Board Minutes

Commissioner Linke moved to approve the Minutes of the meeting of October 4, 2016, with corrections.

The motion passed unanimously.

Commissioner Linke moved to approve the Minutes of the meeting of October 11, 2016, with corrections.

The motion passed unanimously.

Commissioner moved to approve the Minutes of the meeting of December 20, 2016, with corrections.

The motion passed unanimously.

Finance Department

Commissioner Linke moved to authorize the Chair to sign the Request for Taxpayer Identification Number and Certification (W-9 Form) as presented by Finance Director Curtis Lange.

The motion passed unanimously.

Commissioner Tollett to approve the checks presented on January 3, 2017 for payment on January 4, 2017 for the Grand County Housing Authority.

The motion passed unanimously.

Finance Director Curtis Lange presented the Warrant Register and Expenditure List to be paid on January 4, 2017, for vendor payments. The list for this period was verified for the Board's approval.

Commissioner Tollett to approve the vouchers presented on January 3, 2017 for payment on January 4, 2017 for the Grand County Board of Social Services.

The motion passed unanimously.

Commissioner Tollett moved to approve the wires, interfund transfers, and vouchers payments presented on January 3, 2014, for payment on January 4, 2017 for Grand County.

The motion passed unanimously.

General Public Comments

None

Departmental Contracts, Comments, Issues

Commissioner Linke moved to approve the Contract Amendment for additional funding that has been added to the current Exhibit G Option Letter for the master contract Northwest Colorado Council of Governments Alpine Area Agency on Aging: Contract Amendment #1. The Contract is for State Fiscal Year 17 and will allow the County to receive \$15,284.43 in additional funding as presented by Home Care Administrator Tina Strang.

The motion passed unanimously.

Commissioner Linke moved to recess as the Board of County Commissioners and convene as the Grand County Board of Social Services.

The motion passed unanimously.

Commissioner Linke moved to approve the Purchase of Service Intergovernmental Agreement between the Board of County Commissioners as the Board of Social Services of County of Grand and the Board of County Commissioners of County of Jackson as presented by Social Services Director Glen Chambers. The Agreement will be effective from January 1, 2017 until December 31, 2017.

Discussion: The Jackson County Department of Social Services shall pay for the following services provided by Grand County Department of Social Services:

1. Twenty percent of the monthly salary and benefits of the Director of the Grand County Department of Social Services
2. Twenty percent of salary and benefits of the Accounting Clerk for the Grand County Department of Social Services
3. Ten percent of the salary and benefits of the Grand County Department of Social Services Child/Adult Protection Supervisor
4. Ten percent of the salary and benefits of the Grand County Department of Social Services Economic Security Supervisor
5. Ten percent of the salary and benefits of the IV-D Administrator (Child Support Enforcement)
6. All long distance telephone calls, postage, office supplies, travel to and from Jackson County, and other operating costs necessary and proper for the operation of a County Department of Social Services

The agreement has been reviewed by the County Attorney and Jackson Board of Commissioner have signed the Agreement.

The motion passed unanimously.

Commissioner Linke moved to recess as the Board of Social Services and to reconvene as the Grand County Board of Commissioners.

The motion passed unanimously.

Commissioner Tollett moved to approve Resolution No. 2016-5-32, "A RESOLUTION APPROVING AMENDED FINAL PLAT, LOT 12 AND LOT 13, SOUTH SHORE PLACE SUBDIVISION, A REPLATE OF LOT 12 AND 13, SOUTHSORE PLACE, LOCATED IN SECTION 3 NORTH, RANGE 75 WEST OF THE 6TH P.M., GRAND COUNTY, COLORADO" and authorize the Chair to sign all applicable documents as presented by Community Development Director Bill Gray.

The motion passed unanimously.

Commissioner Tollett moved to approve Resolution No. 2016-5-33, "A RESOLUTION APPROVING THE CAMPBELL OUTRIGHT EXEMPTION A DIVISION OF A METES AND BOUNDS PARCEL SITUATED IN SECTION 8, TOWNSHIP 3 NORTH; RANGE 75 WEST OF THE 6TH PRINCIPAL MERIDIAN COUNTY OF GRAND, STATE OF COLORADO" and authorize the Chair to sign all applicable documents as presented by Community Development Director Bill Gray.

The motion passed unanimously.

Commissioner Tollett moved to approve Resolution No. 2016-11-31, "A RESOLUTION APPROVING A CHANGE IN NAME OF THE PERMITTEE FROM LINKE CONSTRUCTION, INC. TO EVERIST MATERIALS, LLC AND AMENDMENTS TO THE TERM OF THE OPERATION, LEASE PROVISION, TRUCK TRAFFIC AND DUST CONTROL CONDITIONS FOR THE COTTONWOOD QUARRY SPECIAL USE PERMIT THAT PERMITS A QUARRY, SAND AND GRAVEL OPERATION, ASPHALT PLANT AND CONCRETE BATCH PLANT IN THE F – FORESTY AND OPEN DISTRICT, LOCATED IN THE E ½ NW ¼ AND THAT PORTION OF THE NE ¼ SW ¼ LYING NORTH OF GCR 55, SECTION 23, TOWNSHIP 1 NORTH, RANGE 77 WEST OF THE 6TH P.M., GRAND COUNTY, COLORADO CONSISTING OF 94.14 ACRES" and authorize the Chair to sign all applicable documents as presented by Community Development Director Bill Gray.

Discussion: Commissioner Linke stated that he has no connection to Linke Construction but he is part of that business. The lease with Everist Materials is Eight Mile LLC and Commissioner Linke is a member of but he receives no direct benefit. He will recuse himself from the vote and move to the audience during the vote.

Commissioner Manguso: Aye
Commissioner Tollett: Aye
Commissioner Linke: Recused himself

The motion passed.

EMS Chief Ray Jennings introduce new employee Lieutenant Christian Hornbaker.

Mr. Jennings would like to purchase three Motorola APX 7000 dual band radios to replace two older radios and one non-function radio. The total cost is \$8,770. The purchase is funded by a \$5,000 FRTAC grant and a \$5,000 donation to EMS.

The radios are an end of year sale by Sunny Communications and this purchase will save EMS \$9,200.

The County Manager has reviewed and has no objection.

Commissioner Linke moved to release capital in the amount of \$8,770 as presented by EMS Chief Ray Jennings.

The motion passed unanimously.

Commissioner Linke moved to approve the renewal of a Hotel and Restaurant Liquor License as requested by David Pratt, President / Manager for Bull Moose Management, Inc. dba Mustashio's on the Lake as presented by Clerk and Recorder Sara Rosene.

The motion passed unanimously.

Commissioner Tollett moved to approve and sign the IGA between San Luis Valley Regional Solid Waste Authority and Grand County to allow the Authority to use the County's Hydro Seeder for 45 days. Grand County will be compensated \$1,050.

Discussion: The use of this will be for no more than 45 days. At the end of the use, Grand County will trade in the equipment and receive a credit of \$1,050.

The motion passed unanimously.

Manager and Attorney Items

County Manager Lee Staab presented the Board with his weekly update.

Mr. Staab presented a request from Jubilee Events requesting the County donate a standby ambulance and an EMS team for the duration of the Warrior's Scramble (a fundraising event for Grand County's Rocky Mountain Warriors) on Saturday, February 11, 2017 from 6:00 a.m. to 4:30 p.m. at Williams Fork Reservoir. The request also includes that an ambulance be present to sound the siren at 7:00 a.m. to begin the hole drilling and at 4:00 p.m. to end the tournament. The request is to waive the fees.

The Board gave direction to the County Manager to approve this.

Mr. Staab presented a Facilities Use Fee Waiver request from the Middle Park Stockgrowers Association for the use of the CSU Extension Hall on February 17, 2017. The purpose of the event is to hold the Annual Meeting of Stockgrowers in Grand and Summit Counties.

Commissioner Linke stated that he is Vice-President of the Stockgrowers so he will recuse himself from the decision. He noted that he has no personal interest or gain in the organization.

The Board gave direction to the County Manager to approve this.

Commissioner Tollett moved to approve and authorize the Board to sign the letter to Northern American Title to request payment of its local share of the State Highway 9 Project in the amount of \$153,088.90 payable to the Colorado Department of Transportation.

The motion passed unanimously.

Commissioner Tollett moved to approve and authorize the Board to sign the letter to Grand Foundation to request payment of its local share of the State Highway 9 Project in the amount of \$35,667.68 payable to the Colorado Department of Transportation.

The motion passed unanimously.

Commissioner Tollett moved to approve and authorize the Board to sign the letter to Summit County, Colorado to request payment of its local share of the State Highway 9 Project in the amount of \$9,568.06 payable to the Colorado Department of Transportation.

The motion passed unanimously.

Consent Agenda

Resolution No. 2016-12-31, "A RESOLUTION APPROVING AND AUTHORIZING THE CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO TO EXECUTE THREE (3) MEMORANDUMS OF UNDERSTANDING BETWEEN THE COLORADO DEPARTMENT OF REVENUE AND THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO FOR THE CONTROL OF CONFIDENTIAL DATA"

Resolution No. 2016-12-32, "A RESOLUTION APPROVING AND AUTHORIZING THE CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO TO EXECUTE A PROVIDER ORGANIZATION AGREEMENT BY AND BETWEEN DENVER OPTIONS, INC. DBA ROCKY MOUNTAIN HUMAN SERVICES AND THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO FOR THE SUPPORTED LIVING SERVICES PROGRAM, THE HOME AND COMMUNITY-BASED SERVICES FOR PERSONS WITH DEVELOPMENTAL DISABILITIES PROGRAM AND/OR THE CHILDREN'S EXTENSIVE SUPPORT SERVICES PROGRAM"

Resolution No. 2016-12-33, "A RESOLUTION APPROVING AND AUTHORIZING THE CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO TO EXECUTE AN AGREEMENT BETWEEN THE EAST GRAND SCHOOL DISTRICT #2 AND THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO FOR EMERGENCY BUILDING USE"

Resolution No. 2016-12-34, "A RESOLUTION APPROVING AND AUTHORIZING THE CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO TO EXECUTE A FIRST AMENDMENT TO THE AGREEMENT BETWEEN THE CITY AND COUNTY OF DENVER, BOARD OF WATER COMMISSIONERS AND THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO CONCERNING THE PROVISION OF POLICE PATROL SERVICES AT THE WILLIAMS FORK RESERVOIR"

Resolution No. 2016-12-35, "A RESOLUTION APPROVING AND AUTHORIZING THE CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO TO EXECUTE A SERVICES CONTRACT BETWEEN J & M UNLIMITED INC. AND THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO FOR THE CAPTURE AND REMOVAL OF NUISANCE BEAVERS FROM COUNTY ROAD RIGHTS-OF-WAY"

Resolution No. 2016-12-36, "A RESOLUTION APPROVING AND AUTHORIZING THE CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO TO EXECUTE A LEASE AGREEMENT BY AND BETWEEN THE NORTHWEST COLORADO VISITING NURSE ASSOCIATION, INCORPORATED, DOING BUSINESS AS NORTHWEST COLORADO HEALTH, AND THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO FOR OFFICE SPACE"

Resolution No. 2016-12-37, "A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO APPROVING A CAPITAL RELEASE BY THE GRAND COUNTY DEPARTMENT OF ROAD AND BRIDGE TO REPLACE A BROKEN FUEL DISPENSER"

Commissioner Tollett moved to approve the Consent Agenda.

The motion passed unanimously.

Board Business

Commissioner Tollett stated that the Board received a complaint with regard to the untimely notice of the Sales Tax increase.

Commissioner Tollett noted that the County's Comprehensive Annual Financial Report for fiscal year ending December 31, 2015 qualifies for a certificate of achievement for Excellence in Financial Reporting.

Calendar

January 4	Farr Pumping Plant Tour Farr pumping tour at 10:30 a.m. (All three commissioners) Rural Health Network meeting at 6:30 at Mountain Parks Electric (Commissioner Linke)
January 5	Taxing entities workshop (All three commissioners)
January 9	Meeting with the east end mayors and chambers (Commissioner Tollett) 1177 meeting (Commissioner Linke)
January 11	Middle Park Water Conservation District Board meeting in Summit County (Commissioner Manguso)
January 25	Department heads meeting (All three commissioners)

Water Quality Update

Lurline Underbrink Curran:

1177 Colorado River Basin Roundtable

The next scheduled 1177 Colorado River Basin Roundtable meeting is January 9, 2017. We will be discussing next steps as well as our Legacy Project.

Windy Gap Bypass

Yahoo!! As you know, the RCPP grant was approved for 80% of the requested amount or a total of \$7.7M. The monies from this grant for the Windy Gap Bypass Project will be held and administered by the Northern District. The funds destined for the ILVK portion of the project will be held by NRCS and requested by the ILVK participants as needed to fund their projects. The group has not held a meeting since the announcement of the award but will most likely do so when Mely Whiting returns.

There are several sources the group will apply to for the remaining funds. With the amount of money secured, other funders may be more willing to sign on to a project that has the ability to be completed and do such great things for the environment, fish passage, water quality and temperature and agriculture.

The approval from the Fish and Wildlife Service on the information submitted on the possibility of an endangered bird on site should be received by the end of the year or first of January. The Corps Permit is due to be submitted and issued by the end of February or first of March so that part of the project continues. 30% design is also due to March 1st. With the approval of the funding, I would assume that the group will try to proceed with final design work, but that will be decided when the group meets.

The water right issue for the bypass channel has made some progress. At the last meeting there was a real effort to find a path that all could agree upon. Steve Bushong with UCRA had drafted a position that all agreed might work. That draft was circulated with the attorneys and has undergone several revisions and inclusions but seems to be getting close to complete. With the funding award, it makes it more important that this issue is settled and hopefully given a blessing by the powers that be which appears to be some legal decision by the courts.

It is my understanding that the proposed draft legislation may not be going as well as hoped.

Windy Gap Firing Project

At last discussion with Northern, it appears that they may have a decision by April of 2017. I believe they may have worked out some issues with the Corps of Engineers which would allow the 404 permit to be issued. Lead personnel for the Corps has changed and that always requires some additional time for new staff to come up to speed and understand what has been agreed upon previously and why.

CRCA Implementation

This issue is ongoing and progressing. Attorneys have been meeting on various matters. The County Attorney will advise you of the progress.

LBD

There has been no LBD meeting since the last report. It was decided at the last meeting to invite Union Pacific to join the group and there was work on sending out a letter of invitation. Since Mely Whiting, co-chairperson, has been out of country and the holidays were upon us, there was some jockeying on how to get this out and who should sign.

Don Meyer of the Colorado River Water Conservation District has agreed to Chair the Operations Committee. Don will be a great asset to the group and has his finger on the pulse of all water operations in the basin so can give some real time information to the group.

Freestone, the contractor for the Fraser Flats Project, has been in contact with the Corps of Engineers for the permit for the project. The permit should be forthcoming and will allow for construction in the fall.

Grand Lake Clarity Operations

The Annual Report was amended per the discussion and review of our last meeting. It has been submitted to the Water Quality Control Commission. As reported last month, the first year has given the group some new ideas on how to manage the Three Lakes and how to better formulate the next annual report.

Grand Lake Clarity Technical Meetings

The Grand Lake Clarity Technical Committee is no more and those members who are accepted as Cooperating Agencies for the NEPA process will assume the work of the technical group, or at least that is my understanding. I have not yet received any confirmation on Grand County's approval as a Cooperating Agency and hope that the County may have received that information.

At the pre-NEPA meeting held in November, it was stated that the BOR would call a kick-off meeting with the Cooperating Agencies sometime in January of 2017. I have not seen any invitation or information on this meeting as yet, but hope that it will be coming soon.

Grand County's Environmental Counsel has been seeking an economist who will assist in the Socio-Economic portion of the EA as well as help understand the power portion. The company selected has done work with Northern and others on the west slope. Northern has concerns about using the company especially if this matter should end up in litigation. I have spoken with Northern and they are willing to have more internal discussion on the matter and see if a compromise can be suggested. No answer has been received to date. Your Environmental Counsel and the River District have been informed of this effort.

Big Lake Ditch

Phase II of the report was reviewed by Dave Taussig and myself and changes made according to our comments. The contract with Bishop Brogden for this work should have been closed out at the end of the year.

Once the Phase II report was completed, Denver Water will work on finalizing the Annual Operating Plan. The County Attorney has been working on how to secure implementation of the Annual Operations Plan with Denver Water.

Moffat Firming

No updated information has been received on Denver's efforts for their 401 certification. The County Manager was provided information on some of the frustrations associated with the issuance of this permit. Any help he can provide would be most appreciated.

Hitchhikers Guide

As reported last month, Peter Fleming stated that he has not forgotten his role in the guide and will work on it as time allows.

Katherine Morris:

Berthoud Pass West Sediment Control Action Plan Draft

CDOT is asking for comments by January 30 on a draft Berthoud Pass West Sediment Control Action Plan. "The SCAP will identify potential scenarios for enhanced maintenance and sediment control features to be implemented when funding is available." The last meeting about this effort was held in October of 2015. I will be reviewing the SCAP this month.

Molybdenum Standards

Climax is asking interested parties if they'd like to be involved in a process with the State to discuss how this research may inform the human health based molybdenum water quality standard. Since the county will

probably go through our SUP and potentially a 1041 permit process with the Henderson water treatment facility upon closure, I have requested that Grand County be notified of meetings with CDPHE.

GCWIN

Notice of the open executive director position was posted through 12/31/2016 in electronic and print media. The position is open until filled, and we have had several applications so far. The Board is just back from holiday vacations, so will be looking at applications this month.

3 Lakes Report Scope of Work

Grand County, Northern Water, and Reclamation had a meeting with Hydros, the consultant that produces the annual Three Lakes Water Quality and Operations reports, to discuss the SOW for the 2016 report. The report will follow the same pared down format as last year and this year Hydros will address Grand County's concerns about some potentially misleading graphical representations.

Northern understands that this year Grand County will develop our funding MOU immediately following receipt of the revised SOW, that the county will contribute 1/3 of the cost of the report (current estimate total \$64,250), and that this is to be the full extent of our contribution to 3 Lakes activities in 2016.

The final report is anticipated 5 months after contract execution by Northern's board.

Grand Lake Clarity

You may recall a few years back that Colorado Parks and Wildlife (CPW) had proposed a study on Willow Creek Reservoir that would involve "nutrient balancing" to promote the fishery and discourage cyanobacteria by encouraging the propagation of nutrient cycling up the food chain. I supported this study because Willow Creek Reservoir has the worst water quality of all of the reservoirs in the C-BT system, which subsequently impacts water quality in Willow Creek and the Colorado River, and also impacts Granby Reservoir. The project was abandoned due to a combination of factors.

Because nearly all of the alternatives resulting from the Value Planning process would require major capital construction, I have asked CPW to reconsider the nutrient balancing concept, but this time in Shadow Mountain Reservoir. In one nutrient balancing study to improve the fishery and control cyanobacteria, secchi depths in the control area were 1.1 – 1.8 times ambient reservoir values. Another biological measure that might have favorable outcomes in Shadow Mountain Reservoir, and thereby for Grand Lake clarity, might be control of the sucker population in the reservoir. CPW division directors are meeting with state biologists later this month, after which we should learn if these projects might be worthy of pursuit.

UPRR Moffat Tunnel Discharges

Last month the board requested I draft a letter to CDPHE expressing our dissatisfaction with a revised discharge permit for Union Pacific Railroad. The anticipated permit release has not occurred because of staff turnover at CPW, so I have not yet drafted this letter.

Wild & Scenic Monitoring Committee

The Wild and Scenic monitoring committee discussed a recent draft retrospective addition to annual monitoring reports, which is a requirement of the stakeholder group plan (in Dropbox). This sort of report is where we start to see the targets from the plan applied to actual data, and some issues are becoming apparent. CPW brought up the fact that the plan's use of the same targets for Quality Trout (24 fish>14'/acre) and Biomass (90 pounds/acre) in the downstream direction all the way from Radium to Lyons Gulch is unrealistic. In addition, CPW indicates the metric of "species diversity" has always been misleading because the Wild and Scenic segments are affected by so many impoundments (dams) behind which non-native species have been introduced. A final issue is the plan's target "fish flows" for seasons 1 and 2 (April – September) that are

dramatically lower than actual flows during those months. This disparity gives the appearance that the management goal is for flows during these months to decrease, when in fact decreased flows are not a goal of all stakeholders.

State 303(d) Listing Methodology for Temperature

The state regularly revisits the processes that trigger listing of water bodies on the state's list of threatened or endangered waters (303(d)). They are currently evaluating the temperature standard listing methodology. While NWCCOG is following this issue, I requested that the state look at whether the proposed language would be protective in the case of the late July temperature excursion on Ranch Creek near County Road 84 that resulted in reports to the county of dead fish. CDPHE analyzed the data under the current standard, and it registered exceedances of both the maximum weekly average temperature (MWAT) and the daily maximum (DM) standards. There are circumstances in the draft listing methodology language where these temperature exceedances resulting in fish kill might not qualify the reach for listing on the 303(d) list. From a purely environmental standpoint, the result may not be protective of aquatic life.

Gore Canyon Whitewater Park/Recreation Instream Channel Diversion (RICD)

Our contractor has sent a draft of the final warranty report on the RICD. I am prepared to respond with comments on the draft report, and the contract is under review by the county attorney. The final report is due by February 17.

Commissioner Linke noted that Ms. Underbrink Curran was the driving force behind the RCPP grant and noted that Katherine Morris has been a great help as well.

Commissioner Tollett noted that James Newberry was also a big part of this. James Newberry put Grand County on the map for water issues and he has been a tireless advocate for water in Grand County.

Kirk Klanke stated that he has been working on the rivers before Trout Unlimited became part of the conversation. He is now representing Trout Unlimited and is proud how Trout Unlimited stepped up with regard to this process.

Commissioner Manguso thanked the previous Board of Commissioners for all of the work on this.

Doug Bruchez thanked the County leadership for its work on this. The Bruchez is very thankful for the work that has been done on this.

Commissioner Tollett thanked the Bruchez family for its work on this.

Executive Session

Commissioner Linke moved to convene an Executive Session citing Section 24-6-402, CRS, which states that local public bodies may utilize executive sessions for considering any of the following matters (specifically): (4)(d) Specialized details of security arrangements or investigations, including defenses against terrorism, both domestic and foreign, and including where disclosures of the matters discussed might reveal information that could be used for the purpose of committing, or avoiding prosecution for, a violation of the law.

Commissioner Linke moved to convene an executive session at 11:04 a.m. This is in compliance with CRS 24-6-402 (4)(f), which states, "Personnel matters, unless the employee asks for an open meeting (if multiple employees are involved, they must all request the open meeting), this provision does not apply to discussion concerning any member of the local public body, any elected officials, or the appointment of a person to one

such offices, nor does it apply to discussions of personnel policies generally. Those present will be the Board, the County Manager, County Attorney, and Richard Cimino.

The motion passed unanimously.

Commissioner Linke moved to reconvene the regular meeting 11:41 a.m.

The motion passed unanimously.

I, Kristen Manguso, hereby attest that the minutes of this executive session were not recorded in accordance with CRS 24-6-402 and confined to the topic authorized for discussion in the executive session. The recorder was inadvertently left off.

Bureau of Land Management – Wolford Seasonal Closure for Big Game Discussion

BLM Kremmling Field Office Director Stephanie O'Dell came to speak with the Board about the seasonal closure on the Wolford Recreation Area.

Ms. O'Dell stated that the BLM is having problems because the law enforcement officers are not able to enforce the closures because there are no hard closures. People drive past the BLM signs, leave the roads, and drive cross country.

Road and Bridge Superintendent Chris Baer suggested that a Type 3 barricade be placed on the road with rocks being placed around it. The BLM could put up and take down the barricades when necessary. A Type 3 barricade is about 6 feet tall with three horizontal boards. They have a wide stance base and are 8 to 10 feet in width.

Commissioner Manguso lives in that area and she sees no one on those roads.

Ms. O'Dell noted that her law enforcement people are having problems in March once people can get into the area.

Commissioner Manguso stated that she would prefer that a snow berm be placed on the road.

Ms. O'Dell will check with Colorado Parks and Wildlife regarding a snow berm.

The County will provide some "end of winter maintenance" signs.

Commissioner Linke moved to approve the Meeting minutes of the Grand County Board of Commissioners of October 18, 2016 with corrections.

The motion passed unanimously.

Attorney Hassler stated that water counsel would like to go forward to get the well permit for the landfill well. The cost will be \$500. The Board is fine with doing that.

There being no further business to come before the Board, the meeting was adjourned at 12:15 p.m. The minutes were prepared by Clerk and Recorder Sara L. Rosene. Approved this _____ day of January 2017.

Kristen Manguso, Chair

Attest:

Sara L. Rosene, Clerk and Recorder