

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

August 24, 2021

Present: Commissioner Richard D. Cimino, Commissioner District 1
 Commissioner Merrit S. Linke, Commissioner District 2
 Commissioner Kristen Manguso, Commissioner District 3

Also Present: County Clerk and Recorder Sara L. Rosene
 Assistant County Manager Micah Benson
 County Attorney Chris Leahy
 Assistant County Attorney Maxine LaBarre-Krostue

Those present recited the Pledge of Allegiance.

General Public Comments

Commissioner Manguso moved to authorize the Chair to sign the Sales Tax Exemption Certificate form showing the County tax exempt.
 The motion passed unanimously.

The County is filing the American Rescue Plan Act proposal. The Board thanked Mr. Lange for this and supports the proposal.

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|----------------------------------------------------------------------------------------------------------------|-------------|
| 1. Public Health: Personal Protective Equipment | \$2,934 |
| 2. Public Health: Payroll costs for public health, safety and other public sector staff responding to COVID-19 | \$105,428 |
| 3. Negative Economic Impacts: Rehiring public sector staff | \$127,399 |
| 4. Revenue Replacement: Provision of Government services | \$2,820,384 |
| a. 50 percent of revenue replacement funds were allocated to Road and Bridge Operations | |
| b. 50 percent of revenue replacement funds were allocated to Sheriff operations | |

Finance

Finance Director Curtis Lange presented the Check Register and Expenditure List to be paid on August 25, 2021, for vendor payments. The list for this period was verified for the Board's approval.

Commissioner Cimino moved to approve the checks presented on August 24, 2021, for payment on August 25, 2021, 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 August 25, 2021, for vendor payments. The list for this period was verified for the Board's approval.

Commissioner Cimino moved to approve the vouchers presented on August 24, 2021, for payment on August 25, 2021, for the Grand County Department of Human Services.
 The motion passed unanimously.

Commissioner Cimino moved to approve wire payments and vouchers presented on August 24, 2021, for payment on August 25, 2021, for Grand County.
 The motion passed unanimously.

Pandemic and Fire Costs 8/17/2021

	East Troublesome Fire			
	COVID-19	Paid	Unbilled but expected	Total Fire
2020 Cares Act/ETFire Reimbursement Allocation	\$ 701,883	\$ 20,388		\$ 20,388
Less:				
2020 Personnel costs	\$ 381,135	\$ 137,487		\$ 137,487
2020 Grand Foundation programs funded	\$ 230,000			
2020 Rural Health grant	\$ 10,000			
2020 other operating costs	\$ 115,852	\$ 205,974	\$ 44,592	\$ 250,566
Total 2020 costs	\$ 736,987	\$ 343,461	\$ 44,592	\$ 388,053
Net 2020 (costs) after reimbursements	\$ (35,104)	\$ (323,073)	\$ (44,592)	\$ (367,665)
2021 Reimbursement requested	\$ 50,540	\$ 103,867		\$ 103,867
Less:				
2021 Personnel costs	\$ 248,531	\$ 118,563		\$ 118,563
2021 Grand Foundation programs funded	\$ -			

2021 Rural Health grant	\$	-		
2021 other operating costs	\$	15,165	\$ 133,988	\$ 133,988
Total 2021 costs	\$	263,696	\$ 252,551	\$ 252,551
Net 2021 (costs) after reimbursements	\$	(213,156)	\$ (148,684)	\$ (148,684)
Total costs after reimbursements	\$	(248,260)	\$ (471,757)	\$ (516,349)

Unrestricted Fund Balance calculation	
2020 operating revenues	\$27,100,000
2020 operating expenditures	\$21,176,000
2020 Unrestricted fund balance	10,760,000
% of operating revenues	40%
% of operating expenses	51%

Departmental Contracts, Comments, Issue

Commissioner Manguso moved to approve the Bill of Sale for the assignment of hangar ground lease from the estate of Michael F. Jolovich to Donald M. Neff for Hangar No. 7 at the Granby-Grand County Airport as presented.

The motion passed unanimously.

Commissioner Cimino moved to approve the transfer of ownership of a Retail Marijuana Store from Highway 40 LLC to Kayabonfire LLC.

The motion passed unanimously.

Commissioner Cimino moved to approve the CYCDU Youth Services contract amendment for the 2.5 percent COLA increase from the state and for Chair to sign documents.

The motion passed unanimously.

Commissioner Manguso moved to approve the waiver of the \$1.1 million liability and to accept the \$1 million in liability for the Services Contract between Grand County and Wendy Nadolny, LCSW, LLC to obtain diagnoses, individual therapy, family therapy and group therapy for individuals incarcerated in Grand County and authorize the County Manager to sign.

The motion passed unanimously.

Commissioner Manguso moved to authorize the County Manager to sign the Services Contract with Wendy Nadolny, LCSW, LLC.

The motion passed unanimously.

Sheriff Schroetlin recommended that the County move to Stage 1 Fire restrictions effective August 25, 2021 at 12:01 a.m.

Commissioner Manguso moved to take Grand county to Stage 1 on August 26, 2021 at 12:01 a.m. and authorize the Board's signatures to be stamped on the resolution. The resolution will be effective for 60 days.

The motion passed unanimously.

Grand County Public Health

Grand County Public Health Director Abby Baker stated that they are working on the informed consent form.

There has been an increase in cases. The County had 50 cases in the last seven days. There were 58 cases in the last 14 days. There have been three hospitalizations in the last.

Ms. Baker stated that 10 percent of the cases being hospitalized would be a point of concern. The current percentage of hospitalizations is 2.94 percent. The County is at 16.1 percent positivity.

As far as CDC is concerned, Grand County is a high transmission location. The Colorado Department of Public Health and Environment shows Grand County at level yellow (100 to 300 cases per 100,000). The County incident rate will be in orange tomorrow.

Ms. Baker stated that she is keeping a close eye on the Foothills RETAK hospital capacity. The ICU bed capacity today is 23 percent. That means that about 36 ICU beds are available in our hospital region. The acute care bed availability is about 19 percent. The Foothills RETAK region has about 220 beds available for acute care.

According to the state, Grand County was at 67.3 percent of our population has received at least one dose of a COVID vaccine. Today Grand County is at 67.7 percent.

Ms. Baker asked that people be kind. People are making the best choices they can with the best information they have available.

Commissioner Cimino moved to approve Lynn Adams to join the Grand County Planning Commission representing District 2 for the balance of this term (ending December 31, 2021) and for the next four years. The motion passed unanimously.

Manager & Attorney Items

A work group has been working on short-term rentals. The work group outlined three main goals:

1. Bring STR registration to 90 to 100 percent by December 31, 2021.
2. Engage in a county-wide study to examine the effects of short-term rentals on the quality of life and housing affordability for full-time Grand County residents.
3. Create safety standards for residential units similar to commercial units that will be used for all four fire districts to inspect and enforce capacity and safety compliance.

Commissioner Manguso moved to approve the Road Project Agreement between the County of Grand and the USDA, Forest Service, Arapaho and Roosevelt National Forests and Pawnee National Grassland for paving reconstruction on County Road 6 (National Forest System Road 125 – Arapaho Bay Road) and bill the Forest Service up to \$60,000 and authorize the Chair and the Manager to sign. The motion passed unanimously.

Road and Bridge Superintendent asked if the Board would like to open the OHV hearings this year. He has received a request for County Roads 72 and 73. The Board will not hold OHV hearings this year.

Commissioner Cimino moved to appoint Ellen Parri to the Regional Opioid Committee. Commissioner Cimino withdrew the motion.

Commissioner Linke moved to convene an Executive Session at 9:38 a.m. 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)(b) Conferences with an attorney for the local public body for the purposes of receiving legal advice on a specific legal question. The topic of the meeting is Case No. 2020CR 113. The motion passed unanimously.

The Regular meeting was reconvened at 9:49 a.m.

I, Merrit Linke, hereby attest that the portion of the executive session during which no minutes were taken was confined to a topic authorized for discussion in an executive session.

I, Chris Leahy, hereby attest that the portion of the executive session during which the Recorder was directed to take no minutes constituted a privileged attorney-client communication.

Abstract of Assessment

County Assessor Tom Weydert stated that because of law changes, the Abstract was more difficult this year. He appreciated the work performed by Deb Lindblom.

Deputy Assessor Deb Lindblom presented the abstract for the Board to review and sign.

The County is now over \$1 billion in taxable value. The actual value is at approximately \$10 billion.

Commissioner Cimino moved to approve the Abstract of Assessment and authorize the Chair to sign. The motion passed unanimously.

Consent Agenda

Resolution No. 2021-8-19, “APPROVING THE INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF COLORADO, DEPARTMENT OF HEALTH CARE POLICY AND FINANCING FOR END OF THE PUBLIC HEALTH EMERGENCY FUNDING”

Resolution No. 2021-8-20, “APPROVING THE MEMORANDUM OF UNDERSTANDING OF THE GRAND COUNTY DROUGHT PREPAREDNESS PLAN”

Resolution No. 2021-8-21, “APPROVING THE TEMPORARY ACCESS EASEMENT FOR INVENTORY OF WETLAND SITE 7 FOR THE COUNTY ROAD 522 PROJECT”

Commissioner Manguso moved to approve the Consent Agenda.
The motion passed unanimously.

Board Business / Correspondence / Calendar

Commissioner Linke stated that he attended the Wolf Working Group last week.

Commissioner Manguso moved to approve letter to the Conservation District thanking them for the \$5,000 grant.
The motion passed unanimously.

Commissioner Manguso moved to approve the letter to Grand Foundation thanking them for the grant to cover a portion of the OEM Recovery Coordinator position.
The motion passed unanimously.

- Aug. 24 BOCC to attend discussion hosted by Attorney General Phil Weiser at Polhamus Park in Granby, 10:30 am
- Aug. 24 Meeting with Mark Waller and Joe Miklosi in the GC BOCC Boardroom, starting at 3 pm (following adjournment of the regular meeting)
- Aug. 25 Monthly Legislators Breakfast Meeting via Zoom 8 to 10 am
- Aug. 26-27 Colorado Association of Ski Towns Meeting in Telluride
- Aug. 26 Counties & Commissioners Acting Together County-Based Behavioral Health Grant Program Webinar via Zoom, 1 to 2 pm
- Aug. 27 Colorado Counties, Inc. (CCI) American Rescue Plan Behavioral Health Task Force Listening Session via Zoom 10:30 am to noon
- Aug. 29 100th Birthday Celebration for WWII Veteran and retired local educator Betty Cranmer at Polhamus Park in Granby, starting at 4 pm
- Aug. 31 Fifth Tuesday – No Regular Meeting of the GC Board of County Commissioners (per January resolution)
- Sept. 2 CCI Colo. Dept. of Revenue County Sales Tax Meeting via Zoom, 9 to 10:30 am
- Sept. 6 **County Offices CLOSED – Labor Day Holiday**
- Sept. 9 Utility Coordinating Committee Meeting at Java Lava Café in Granby, 7:30 to 9 am
- Sept. 10-11 Club 20 Fall Conference in Grand Junction
- Sept. 13 Mayors / Managers / Commissioners Meeting with Town of Winter Park as Host, WP Town Hall, 10 am to noon

U.S. Board on Geographic Names RE: Gore Range

The County had a poll asking how people felt about changing the name of the Gore Range.

The survey asked if the person was in favor of changing the name from the Gore Range to the Nachu Range. The results were as follows:

Yes	45 percent
No	54.4 percent
No opinion	.6 percent

County Survey Warren Ward stated that changing the name of the Gore Range changes history. He is against changing the name.

The Board agreed that it will send a letter that does not support the name change.

EMS Mill Levy Ballot Question Resolution, Certification

Commissioner Manguso moved to approve Resolution No. 2021-8-22, “DESCRIBING A PROPOSAL FOR THE AUTHORIZATION AND IMPLEMENTAION OF A 1.75 MILLS PROPERTY TAX INCREASE FOR THE SALE PURPOSE OF MAINTAINING THE STANDARD OF CARE PROVIDED BY GRAND COUNTY EMERGENCY MEDICAL SERVICES, AND; AND CALLING AN ELECTION ON NOVEMBER 2, 2021, FOR THE CONSIDERATION OF SUCH PROPOSAL AND AUTHORITY TO SPEND ALL OF THE PROCEEDS OF THE PROPERTY TAX, AND; SETTING THE BALLOT TITLE AND QUESTION FOR THE ELECTION”

The motion passed unanimously.

Hadley-Lee Outright Exemption

PROJECT NAME: Hadley-Lee Outright Exemption
APPLICANT: Applicant 1: HADLEY, JONAS
Applicant 2: LEE, RICHARD JACK & ANNA D
LOCATION: 235/289 GCR 524
ZONING: Forestry & Open (F) District
APPLICABLE REGULATIONS: Grand County Zoning Regulations, Grand County Outright Exemption Regulations

ATTACHMENTS:

- A. Development Application
- B. Project Narrative Letter
- C. Proposed Final Plat
- D. Vicinity and Detail Maps
- E. Jones Unrecorded Subdivision Map
- F. Title Commitment
- G. 2019 Property Tax Receipt

STAFF PLANNER: Taylor Schlueter, Planner I

REQUEST: Approval of an Outright Exemption to combine one lot with a portion of an adjacent lot.

PURPOSE OF REQUEST

The Applicant has requested two metes and bounds properties be combined to increase lot size. This Outright Exemption will increase the amount of buildable area within the required front, side, and rear yards. No additional or new housing, however, is being proposed.

STAFF COMMENTS AND ANALYSIS

Jonas Hadley, the applicant, purchased a 1.01-acre portion of his neighbor’s property at 289 GCR 524 and would like to combine it with his 2.0-acre property at 235GCR 524. Residential uses exists on both parcels. Both properties are located in the Tabernash Urban Growth Area and currently zoned Forestry & Open. Mr. Lee has access to his property directly from GCR 524, and Mr. Hadley has access to his property from GCR 524 through an easement over Mrs. Newberry’s property directly to the east.

PLANNING COMMISSION RECOMMENDATION

At the July 14th, 2021 meeting of the Grand County Planning Commission, discussion was held regarding the access to Mr. Lee’s property, with concern around where GCR 524 terminated. Staff reviewed the most recent Road & Bridge map for the area and determined that Mr. Lee has direct access to GCR 524, and will not require an easement through the Newberry property to the north.

A Planning Commission recommendation was to add tie bars to the Final Plat. Staff requested the County Surveyor to do so. The County Surveyor indicated that a “tie bar” in the context of county business is a symbol that shows the reader how two parcels are owned by the same landowner. He added that it is strictly an Assessor tool and was reluctant to show tie bars unless given a valid reason for their need. The County Surveyor stated none of his plats show tie bars.

The Hadley-Lee Outright Exemption was approved by the Grand County Planning Commission with nine (9) conditions on July 14, 2021 via Resolution 2021-7-1(attached).

STAFF RECOMMENDATION

Staff recommends approval of the Hadley-Lee Outright Exemption, with the conditions contained in Resolution 2021-7-1 including the following six (6) conditions to be met prior to the recording of the Outright Exemption:

1. The Dedication shall be amended
2. The Surveyor's Certificate shall be amended.
3. An electronic copy of the Final Plat shall be submitted
4. Twenty (20) foot easements shall be established adjacent to all side and rear property lines within this Outright Exemption Plat in compliance with this provision and shall be shown on the Final Plat.
5. All recording fees are to be paid by the Applicant.
6. Quit Claim Deeds to describe the amended legal description of the lots shall be completed and recorded with the Grand County Clerk and Recorder's Office.

Commissioner Cimino moved to approve the Hadley-Lee Outright Exemption as presented.
The motion passed unanimously.

Review Budgeted Revenues

Finance Director Curtis Lange presented the Revenue Source analysis.

The proposed revenue for 2022 budget is \$54 million.

There being no further business to come before the Board, the meeting was adjourned at 2:12 p.m. The minutes were prepared by Clerk and Recorder Sara L. Rosene. Approved this 21st day of September 2021.

Merrit Linke, Chair

Attest:

Sara L. Rosene, Clerk and Recorder