



Chaffee County Commissioners Meeting
March 19, 2024

These minutes have been taken remotely via Zoom. Some County staff, representatives from other governments and government agencies, and others from the public may attend, including participating in the public hearing portion of the meeting, remotely via Zoom.

A. Call to Order

The regular meeting of the Board of Commissioners was held on March 19, 2024, at the Buena Vista Community Center. Board members present at the beginning of the meeting were Chair P. T. Wood and Commissioner Keith Baker. Commissioner Greg Felt arrived at 9:06 a.m. during Agenda Item A.3.

Others present in person were County Administrator Don Reimer, Deputy County Administrator Beth Helmke, Director of Finance Dan Short, County Attorney Daniel Tom, Planning Director Miles Cotton, and Department of Human Services Director Monica Haskell (Item D.1. only).

Others present remotely were Deputy County Attorney Lynda Knowles, Planner Brandon Wolff, EMS Director Josh Hadley (Item E.5. only), and Deputy County Clerks Barbara Tidd and Kit Kuester.

1. Pledge of Allegiance

Following the Pledge of Allegiance, Chair Wood called the meeting to order at 9:03 a.m.

2. Approve Agenda

Commissioner Baker moved to approve the Agenda as published. Commissioner Wood seconded the motion. The motion carried unanimously. Commissioner Felt was not present for the vote.

3. Review Public Meeting List

The Board reviewed the public meeting list.

4. Approve Proclamation Declaring April 1-7, 2024 as National Public Health Week in Chaffee County

Chair Wood addressed the Board to consider approval of the Proclamation Declaring April 1-7, 2024 as National Public Health Week in Chaffee County. Chair Wood read the Proclamation into the record.

Commissioner Felt moved to approve the Proclamation Declaring April 1-7, 2024 as National Public Health Week in Chaffee County as read into the record. Commissioner Baker seconded the motion. The motion carried unanimously.

5. Public Comment

Chair Wood asked for public comment. He stated that you'll have up to 3 minutes to speak, and please give your name and address for the record.

Public Comment was given by:

Jerry White, 160 Windwalker Rd., Buena Vista.

Dave Schaufler, 16700 Pine Grove Pkwy., Buena Vista.

Brian O'Connell, 30245 County Rd. 352b, Buena Vista.

Christy Frank, 12920 W County Rd. 270, Nathrop. Chair Wood and Administrator Reimer spoke in response to Frank's comment.

B. Minutes for Approval

1. Consider for Approval the Minutes of the March 12, 2024 Regular Meeting

Commissioner Baker moved to approve the minutes of the March 12, 2024 Commissioners' regular meeting. Commissioner Felt seconded the motion. The motion carried unanimously.

C. Consent Agenda

Commissioner Felt moved to approve the Consent Agenda. Commissioner Baker seconded the motion. The motion carried unanimously.

1. Pay the Bills
2. Acknowledge the Treasurer's Monthly Report for February 2024

D. Contracts/Grant Consideration

1. Marijuana Excise Tax Advisory Board (METAB) 2023 revenues grant cycle funding recommendations. - Ben Doon, Beth Helmke

Deputy Administrator Helmke addressed the Board to consider approval of the Marijuana Excise Tax Advisory Board (METAB) 2023 revenue grant cycle funding recommendations. Helmke read recommended recipients and grant amounts.

Director Haskell spoke.

Commissioner Baker moved to approve the Marijuana Excise Tax Advisory Board (METAB) 2023 revenue grant cycle funding recommendations as included in the packet and briefed to the Board. Commissioner Felt seconded the motion. The motion carried unanimously.

E. Regular Agenda Items

2. Review Contractor Proposals and Select Firm for Landfill Consultant Services - Beth Helmke, Shannon Wilcox

Deputy Administrator Helmke addressed the Board to consider contractor proposals and select a firm for Landfill Consultant Services.

Administrator Reimer spoke.

Discussion ensued.

Commissioner Felt moved to award the contract for Landfill Consultant Services to Sanborn | Head & Associates. Commissioner Baker seconded the motion. The motion carried unanimously.

3. Consider Request for Waiver of Landfill fees from GARNA for annual Green-Up Clean-Up event - Reimer

Administrator Reimer addressed the Board to consider a request for Waiver of Landfill fees from GARNA for its annual Green-Up Clean-Up event.

Commissioner Baker moved to approve GARNA's request for a fee waiver for trash collected as part of the Green-Up Clean-Up event. Commissioner Felt seconded the motion. The motion carried unanimously.

4. Public Hearing to Consider a Request to Transfer a Colorado Liquor Retail License from Turnip the Beet LLC, DBA Robin's to Butter Together LLC, DBA Robin's at 8046 Hwy 50, Salida

Attorney Tom addressed the Board to consider a request to transfer a Colorado Liquor Retail License from Turnip the Beet LLC, DBA Robin's to Butter Together LLC, DBA Robin's at 8046 Hwy 50, Salida.

The public comment portion of the hearing opened at 9:48 a.m. There were no comments, and the public comment portion of the hearing was closed.

Commissioner Felt moved to approve the transfer of the Colorado Liquor Retail License from Turnip the Beet LLC, DBA Robin's to Butter Together LLC, DBA Robin's at 8046 Hwy 50, Salida. Commissioner Baker seconded the motion. The motion carried unanimously.

6. Consider Letter of Support request from Places to Age for their Congressionally Directed Spending application - Helmke

Deputy Administrator Helmke addressed the Board to consider a Letter of Support request from Places to Age for their Congressionally Directed Spending application.

Dee Dubin, 542 Crestone Ave., Salida, on behalf of Places to Age, addressed the Board.

Commissioner Baker moved to issue a Letter of Support for the Places to Age Congressionally Directed Spending application. Commissioner Felt seconded the motion. The motion carried unanimously.

1. Discussion with the Department of Water Resources Division 2 Staff Regarding Futile Call Determination - Rachel Zancanella & Willem Scott

Lead Water Commissioner/West Regional Team Lead Will Scott addressed the Board stating that

Division 2 Engineer Rachel Zancanella who was in another meeting needed to be on zoom for this discussion.

The meeting recessed at 9:53 a.m. for a 5-minute break.
The meeting resumed at 9:58 a.m.

Division 2 Engineer Rachel Zancanella addressed the Board regarding the Futile Call Determination.

Discussion ensued during which Zancanella responded to Commissioner's and Attorney Tom's questions.

No formal action was taken.

5. Continued from March 5, 2024
Hearing to Consider Special Event Permit for The Concert at The Meadows Farm - Miles Cottom

Director Cottom addressed the Board regarding the continued hearing to consider the Special Event Permit for The Concert at The Meadows Farm.

Commissioner Wood moved to accept into the record public comment received during the past two weeks. Commissioner Felt seconded the motion. The motion carried unanimously.

Discussion ensued concerning public comment regarding receipt of *new* information during which Administrator Reimer, Attorney Tom, and Director Cottom spoke.

Commissioner Baker moved to reopen public comment with the suggestion to follow the outline that legal described and with the parameters that Commissioner Felt and I spoke of that it be non-repetitive fresh information. Commissioner Felt stated that public comment need not be solely on information presented today. Commissioner Baker stated that it would be speakers who have not spoken before. Commissioner Felt seconded the motion. The motion carried unanimously.

Jed Selby, 901 S. Main St., Buena Vista, addressed the Board on behalf of Applicant and responded to Commissioners' questions.

Mike Sampliner, 7 Aspen Hill, Crested Butte, spoke and responded to Commissioners' questions.

Jed Selby spoke and responded to Commissioners' questions.

The public comment portion of the hearing opened at 11:03 a.m.
Public comment was given by:

Tyler Bosshart, 295 S. Beldan St., Buena Vista.

The public comment portion of the hearing closed at 11:04 a.m.

Director Hadley addressed the Board.
Buena Vista Police Chief Morgan addressed the Board.

Discussion ensued during which Director Hadley, Selby, and Administrator Reimer, Sampliner, Attorney Tom, and Director Cottom responded to Commissioners' questions and comments.

The meeting recessed at 11:42 a.m. for a short break.
The meeting resumed at 11:46 a.m.

Discussion continued during which Administrator Reimer, Director Cottom, Attorney Tom, and Sheriff Spezze (via speaker phone) spoke.

Commissioner Wood moved to deny the Special Event Permit for The Concert at The Meadows Farm. Commissioner Baker seconded the motion.

Discussion ensued during which Director Cottom responded to Commissioner's question.

Selby asked a question to which Commissioners responded.

Chair Wood called for the vote.

The motion carried with Commissioners Wood and Baker voting FOR the motion and Commissioner Felt voting AGAINST the motion.

F. Active Projects

G. Executive Session

1. Executive Session pursuant to C.R.S. § 24-6-402(4)(b) to receive legal advice on specific legal questions on Chaffee Housing Authority Funding - County Administrator Don Reimer, Deputy County Administrator Beth Helmke, Finance Director Dan Short, Deputy County Attorney Lynda Knowles, and County Attorney Daniel Tom may attend.

Chair Wood addressed the Board to enter into executive session pursuant to § 24-6-402(4)(b), C.R.S. for the purpose of receiving legal advice on specific legal questions on Chaffee Housing Authority funding.

Commissioner Felt moved to go into executive session pursuant to § 24-6-402(4)(b), C.R.S. for the purpose of receiving legal advice on specific legal questions on Chaffee Housing Authority funding. Chair Wood stated that Commissioners Baker, Felt, and Wood and County Attorney Daniel Tom will attend, and Deputy County Attorney Lynda Knowles, County Administrator Don Reimer, Deputy County Administrator Beth Helmke, and Director of Finance Dan Short may attend. Commissioner Baker seconded the motion. The motion carried unanimously.

Attorney Tom stated that this executive session would constitute privileged attorney-client communications and no further recording of the executive session was necessary.

The following persons are in attendance for executive session: Commissioners Baker, Felt, and Wood and County Attorney Daniel Tom, Deputy County Attorney Lynda Knowles, County Administrator Don Reimer, Deputy County Administrator Beth Helmke, and Director of Finance Dan Short.

The Commissioners moved into executive session at 12:42 p.m.
The Commissioners came out of executive session at 1:07 p.m. with no decisions being made.

I, Daniel Tom, Chaffee County Attorney, do hereby attest that the unrecorded statements and discussions that took place during the executive session held on March 19, 2024 constituted privileged attorney-client communication.

Daniel Tom

Daniel Tom, Chaffee County Attorney

I, P. T. Wood, Chair of the Chaffee County Board of County Commissioners, do hereby attest that the unrecorded statements and discussions that took place during the executive session held on March 19, 2024 were confined to the topic described in the announcement of such session and authorized by the provisions of § 24-6-402(4)(b), C.R.S.



P. T. Wood, Chair

Chair Wood stated that if any person who participated in the executive session believes that any substantial discussion of any matters not included in the motion to enter the executive session occurred during the executive session, or that any improper action occurred during the executive session in violation of the Open Meetings Law, he asked that you state your concerns for the record. Hearing none, Chair Wood stated that there was no more business to come before the Board and if there were no objections, the meeting is adjourned.

H. Adjourn

There being no objections, the meeting was adjourned at 1:07 p.m.

Attest:



Lori Mitchell, County Clerk