MINUTES – REGULAR MEETING
GRAND COUNTY BOARD OF COUNTY COMMISSIONERS
October 22, 2013

Present:
Commissioner James Newberry, Commissioner District 1 - Chair
Commissioner Merrit Linke, Commissioner District 2
Commissioner Gary Bumgarner, Commissioner District 3

Also Present:
County Manager Lurline Underbrink Curran
County Attorney Jack DiCola
County Clerk and Recorder Sara Rosene
Assistant County Attorney Bob Franek
Finance Director Scott Berger
Road and Bridge Supervisor Ken Haynes
County Planner Kris Manguso
Chief Building Official Scott Penson
Veterans Service Officer Duane Dailey
Housing Authority Director Jim Sheehan
County Sheriff Rod Johnson
County Treasurer Christina Whitmer
Social Services Director Glen Chambers

Those present recited the Pledge of Allegiance.

Minutes
Commissioner Linke moved to approve the Minutes of the Regular meeting of the Grand County Board of County Commissioners of September 24, 2013, with corrections.

The motion passed unanimously.

Finance Director
Scott Berger, Finance Director, presented the Warrant Register and Expenditure List to be paid on October 23, 2013, for vendor payments. The list for this period was verified for the Board’s approval.

Commissioner Bumgarner moved to approve and sign the warrants to be paid on October 23, 2013.

The motion passed unanimously.

Housing Authority
The Board convened a Special meeting of the Grand County Housing Authority.

Board Business
Chairman Newberry stated that during budget discussion, the Board spoke about spending down the money that was in the Fraser Parkway account. Chairman Newberry asked if anyone had a problem with him speaking with the property owners along the road to see if there was a chance that the County could get an easement or right-of-way.

Chairman Newberry contacted the principle owner and they are interested and the Board will have the County Legal Department look into the issue.

General Public
Mary Bernard and Helen Sedlar of the Mountain Family Center came to provide the Board with an update on their move.

The County has provided the Mountain Family Center, for over 20 years, building space and it has been a very successful arrangement.
The Mountain Family Center is moving to Granby because it is closer to the center of the County and easier for its clientele to get to the facility. The Mountain Family Center has found that they have a great deal of community support in Granby.

Larry Banman and Mike Ritschard came to speak with the Board about the Highway 9 Project. Mr. Ritschard stated that the Highway 9 project was funded. The project is going forward and Mr. Ritschard thanked the Board for making it a viable project.

Mr. Banman stated that fundraising continues on the project. The next step on the project is to acquire rights-of-way.

The primary construction will begin in the summer of 2015 with completion in 2016.

The Highway 9 group will stay as an active group throughout the project.

Ms. Underbrink Curran stated that she believes it would be wise for George Fosha to be a project manager for the County on this project. Ms. Underbrink Curran stated that Blue Valley may participate in the cost of hiring Mr. Fosha.

Mr. Banman noted that if the project costs go over, the overruns will be borne by CDOT.

Chairman Newberry stated that he would like the group to find a way to track the financial influence the project has on Grand County.

**Departmental Issues, Comments, and Contracts**

Social Services Director Glen Chambers presented, for approval, the 3-year Core Services Plan.

Commissioner Bumgarner moved to approve the Core Services Contract as presented.

The motion passed unanimously.

Commissioner Bumgarner moved to enter into Core Services Contract with BOCES as described.

The motion passed unanimously.

Commissioner Bumgarner thanked Veterans Service Office Duane Dailey for the work that he did to get Colonel Williams to Cliffview Assisted Living Center. Mr. Dailey stated that the woman at Cliffview was a tutor at a Naval Base in World War II taking kids and getting them through high school.

Mr. Dailey stated that he had two dress-blue Marines visit the woman at Cliffview and Colonel Williams presented her an Iwo Jima lapel pin.

Mr. Dailey reported that the Veterans Day breakfast will be on November 11, 2013, at 7:45 a.m. at the YMCA.

Clerk and Recorder Sara Rosene presented:

Thomas and Julia Beckwith, owners of High Mountain Lodge, Inc. dba High Mountain Lodge are requesting renewal of their Bed and Breakfast Permit.

All fees have been paid to the State and to Grand County. The Sheriff’s letter reflects no adverse actions.

I would like to recommend approval of the renewal request for their Bed and Breakfast Permit.

[End of Staff memo]

**Road and Bridge Update**
Road and Bridge Supervisor Ken Haynes presented the Board with the annual Software Tech Support contract with Gas Boy for the technical support for the fuel systems at a cost of $2,439.

Commissioner Bumgarner moved to enter into a contract with Gas Boy in the amount of $2,439 for annual tech support.

The motion passed unanimously.

Mr. Haynes stated that every couple of years CCI sends out Bridge applications for bridges that have been determined eligible for rebuild or rehab. Of the 535 bridges that they have inspected, Grand County has two bridges that need to be rebuilt or rehabilitated. One of the bridges is in Grand Lake on West Portal Road and the other one is in Fraser.

With regard to County Road 640, Mr. Haynes went to the location with Commissioner Linke. The County road has encroached onto someone’s property. The encroachment is approximately 100 square feet. The landowner has agreed to sell some of their property for the road. Mr. Haynes asked the Board what they would like him to do.

The property owners would like to sell the property to Grand County. Ms. Underbrink Curran stated that the landowner needs to let the County know what they think the property is worth.

Chairman Newberry stated that the County needs to look at the big picture and determine how to deal with this type of situation on all county roads. Chairman Newberry stated that he thought that the County could move the road back into the right-of-way and he does not see money attached.

Commissioner Linke agreed with Chairman Newberry that the alignment is the compromise. Staff will prepare the letter for the property owner with regard to the County offering a compromise.

Mr. Haynes stated that it appears that the Board wants mobile bleachers. The cost is $27,000 for a set that holds 95 people. Mr. Haynes stated that he found another set of bleachers that will hold 400 people for $20,000; this type of bleacher is not very sturdy for moving on the highway.

Commissioner Linke stated that it appears that bleachers that do not have to be moved are the best for the County.

Mr. DiCola stated that there was a spill of magnesium chloride in Kremmling. The valve on the tank car was frozen open and as soon as the County employees touched anything, it all flooded. Mr. DiCola called an engineer right away to determine fault. It is well documented that it was not the fault of the County but instead was the fault of Envirotest (magnesium chloride company). Grand County retained money from the magnesium chloride company. The magnesium chloride company will not be coming after the County for the money that County retained and did not pay the company for product.

Mr. DiCola stated that the railroad believes that the County is responsible for the cleanup. Envirotest has done nothing to satisfy the railroad. Mr. DiCola stated that he understands that the railroad cannot decide what needs to be done.

The County is not going to pay Envirotest for the tank car that leaked.

Bill Clark stated that he looked at the cost of warranties for equipment seems to generally break even for the cost of the warranty. The Board is fine with accepting the recommendation of the Road and Bridge Department to purchase warranties for equipment on a case by case basis.

Board Business

Commissioner Linke stated that he received a letter from the Roping Club. The Roping Club is asking for half of the damages to one of the steers that escaped from Flying Heels when a gate was left open on trail.

Commissioner Bumgarner moved to waive the fees for the use of the Extension Hall by the Kremmling Chamber for the annual banquet.

The motion passed unanimously.
The Board would like Mr. DiCola and the Gilpin County Attorney to put together a list of options for Boulder County with regard to Rollins Pass Road. Mr. DiCola will provide the information to the Board of Commissioners before it goes to Boulder.

County Attorney DiCola stated that he sees a couple of issues; who will plow the road, who will bring it to a certain standard, and who will maintain that standard.

Ms. Underbrink Curran stated that the road is not a Boulder County Road; it is a Forest Service Road.

Trout Unlimited did a study on sediment transport this year and send it to the Corps of Engineers as the lead agency. Trout Unlimited (TU) will be presenting it to the Colorado Department of Public Health and Environment, Water Quality Control Commission and TU wants the Corps of Engineers to use as a foundation for a permit condition.

Grand County has presented Denver Water with the framework for a negotiated permit conditions.

Grand County believes that sediment transport is an issue that should be addressed in the project; however Grand County believes that the way it has been address it is combined with other things that have been addressed at the same time.

Ms. Underbrink Curran is having staff look at the TU study in comparison to what Grand County proposed to Denver Water as the structure for a negotiated permit condition.

The Corps of Engineers is the lead agency that will issue the permit and the EPA and Water Quality Control Commission are part of the permit. All the information is going to them.

Chairman Newberry stated that at the last Mayor/Manager meeting, there was a discussion about doing building inspections for the towns. Chairman Newberry suggested that the County send a letter to the towns letting them know how the County has improved services and ask if they are interested in participating with the County. Mr. Penson will draft a letter for the Board to review and sign.

Ms. Underbrink Curran reported that staff is working on a letter based on the mapping regarding Grand County’s position on Sage Grouse. Grand County does not agree with the current mapping, but believes the birds should be protected but it needs to be specific to the Federal lands and specific to the cap and how the cap works.

Commissioner Linke moved to send a letter to Tawnya Bailey congratulating her on the good work that she performed for the public.

The motion passed unanimously.

Ms. Underbrink Curran asked for a motion to allow the Chair to execute a Funding Disbursement Agreement for the Colorado River Cooperative Agreement Article 3(e) 14; it is a financial contribution to infrastructure projects in Grand County.

Commissioner Bumgarner moved to enter into the disbursement agreement for the Colorado River Cooperative Agreement as presented.

The motion passed unanimously.

Commissioner Linke reported that he has been elected as an alternate to the Club 20 Board.

Robbers Roost Subdivision, Sketch Plan

The following is all or part of staff’s Certificate of Recommendation to the Board as it was provided by staff for inclusion in the minutes of the meeting held on October 22, 2013.

RE: Robbers Roost Subdivision, Sketch Plan Submittal
APPLICANT: Paul McCaffray represented by Mark Hanna
LOCATION: Lot 22, Block 4, Winter Park Ranch Second Filing located in the SW ¼ SW ¼, Section 34, T3N, R76W, 6th P.M., County of Grand, State of Colorado.
ZONING: Residential
APPLICABLE SECTION OF CODE: Grand County Master Plan; Subdivision Regulations; Zoning Regulations
STAFF CONTACT: Kristen Manguso
REQUEST: The Applicant is requesting Sketch Plan approval of a two (2) lot townhome development.

DISCUSSION
Paul McCaffray (applicant) is requesting sketch plan approval for a subdivision which would create two (2) independent townhome units on Lot 22, Block 4, Replat of Winter Park Ranch Second Filing. Current ownership is in the name of Terrance J. and Patricia A. Stewart by Warranty Deed recorded at Reception No. 2000-000881. Paul McCaffray is under contract to purchase the property contingent upon the ability to create the two (2) townhome units.

COMPLIANCE/NONCOMPLIANCE WITH THE GRAND COUNTY MASTER PLAN
Winter Park Ranch is located within Grand County Urban Growth Area Number 1 as designated within the Master Plan. These Urban Growth Areas are intended to recognize existing higher density residential areas within the County as potential growth areas and encourage infill development in existing developed residential communities. The Master Plan also encourages a land use pattern that feathers density, which is exactly what this request proposes. Further this development request will be served by Winter Park Ranch Water and Sanitation District which provides both central water and sewage facilities.

With the above in mind, this request is in substantial compliance with the Master Plan.

COMPLIANCE/NONCOMPLIANCE WITH THE GRAND COUNTY ZONING REGULATIONS
The property is zoned Residential according to Grand County Zoning Maps. All lots are to be served by Winter Park Ranch Water and Sanitation District for both water and sewer. Setback requirements are thirty (30) feet from the front, twenty (20) feet rear and five (5) feet side, although in Winter Park Ranch, there is a ten (10) foot side yard trail easement which must be complied with. The submitted sketch plan shows compliance with all setback requirements.

In regard to lighting, the following standard is recommended:

• Exterior lighting shall be minimized and shall be designed and installed to subtly illuminate functional areas only. The source of light shall not be visible above a horizontal plane and shall direct the light inward and downward onto the site and away from the adjoining properties. Fixtures shall be hooded and shall not be located above the eave lines. Use of “Dark Sky” fixtures is encouraged.

The project is in compliance with the Grand County Zoning Regulations.

COMPLIANCE/NONCOMPLIANCE WITH THE GRAND COUNTY SUBDIVISION REGULATIONS

7.1 SKETCH PLAN

(1) The following items shall be submitted by the applicant with the sketch plan:

(a) Relevant site characteristics and analyses applicable to the proposed subdivision.

According to the letter of application, the property consists of approximately 0.87 acres, and is adjacent to Meadow Ridge Condominiums on the north and west, a single family dwelling is to the south and County Road 837 (aka Balsh Blvd) is east.

The lot is accessed off County Road 837, which has the required sixty (60) foot right of way. There are no access issues with this request, as the driveway will serve two (2) townhome units. Road and Bridge Standards state that each townhome unit generates five (5) Average Daily Trips (ADT’s) which equate to 10 ADT’s total. This is well below any road improvement requirements, with the exception of a driveway permit.
UTILITIES, WATER AND SEWER
Subdivision Regulations require all electric utilities to be placed underground. ✓A note shall be added to any preliminary plat stating that all utility services must be placed underground.

The sketch plan delineates utility easements and the correct trail easement along the side and rear property line. Staff would like to note that the public utility companies will be reviewing this development request at the preliminary plat stage, which will determine if the proposed utility easement layout is sufficient in accommodating necessary utility services for said subdivision. ✓The location and size of existing and proposed utilities and/or easements contained within or adjacent to this property is required to be provided with any preliminary plat submittal.

These lots will be served by central water and sanitation facilities through the Winter Park Ranch Water and Sanitation District. ✓The applicant shall provide written confirmation of available water and sanitation.

✓In order to address long term water quality concerns, if this proposal is approved, the applicant will be required to provide $500.00 per lot to be held either by Grand County, or turned over to a properly formed Sanitation District, for future water quality measures. ✓The applicant will be required to enter into a water quality agreement as well.

b. Reports concerning streams, lakes, topography, geology, soils and vegetation.
According to the submitted letter, this site consists of sparse stands of coniferous and aspen trees, and sparse native grasses and weeds. There is no evidence of any wetlands, streams or lakes. The site containing proposed townhome lots 1 and 2 slopes at approximately twelve percent (12%) to the north/northwest, well below the county requirement of thirty percent (30%) or less. A site analysis shall be provided with any Preliminary Plat.

✓A phase 1 drainage report shall be provided with any preliminary plat that defines how drainage will be dealt with on this project. ✓All design is required to adhere to the Grand County Storm Drainage Design and Criteria Manual and the Denver Regional Council of Governments and Urban Drainage and Flood Control District Criteria. The drainage plan provided in conjunction with the preliminary plat submittal shall address water quality concerns, the retention of stormwater run-off and how erosion and sedimentation will be minimized. The applicant’s engineer should be aware that this project will be reviewed under the 208 Water Quality Standards, in addition to the Grand County Drainage Standards, and should be designed accordingly.

c. Reports concerning geologic characteristics of the area significantly affecting the land use and determining the impact of such characteristics on the proposed subdivision.
✓A Geologic Hazard Assessment and Geotechnical Recommendations report shall be provided with any preliminary plat submittal. The applicant shall note that the Colorado Geological Survey is a preliminary plat review agency and will be commenting on this proposal. ✓Further, all fees charged by the Colorado Geological Survey shall be paid by the applicant.

d. In the areas of potential radiation hazard to the proposed future land use, these potential radiation hazards shall be evaluated.
Staff understands that the potential for radon gas exists countywide, specifically in areas underlain by the Troublesome formation (Tt). Currently, the US EPA guideline for acceptable indoor radon gas levels is 4.0 picoCuries of Radon per liter of air (pCi/l). Reports have indicated that radon sample results from an EPA Radon Study, in association with the Tt formation, has an average radon concentration of twice (2x) the US EPA guideline (8.0 pCi/l+). Reports have also concluded that 1 of 6 sample results was (5x) the EPA guideline.

The only way to determine if radon is present is to test for it after construction. In many cases where the structure is built over a ventilated crawl space, radon will not present a problem, since buildup is minimized. However, homes with at grade or below grade levels need to have an underslab ventilation system installed during construction to minimize buildup. ✓With the above in mind, the following note shall be added to any preliminary plat: Units with at grade or below grade levels shall be required to have an underslab ventilation system installed during construction to minimize radon build up.

e. Repealed.
f. A sketch drawing and other documentation showing the proposed layout or plan of development, including the total development area, the total number and types of dwelling units and other buildings, the total area of green belt and open space and their location, and the proposed area for school sites if applicable.

This subdivision request will create two (2) townhome lots. The sketch plan shows the Land Use Calculations “by Lot”, with a dotted line between the “lots”. This is a single development, and the lots being created only encompass the townhome unit footprints themselves. The Applicant has indicated they wish to limit the area around each townhome for the use of that individual owner. This can be accomplished through the covenants. ✓ The land use table on the Preliminary Plat shall be revised to show all open space, townhome and garage footprints in total.

The Grand County Subdivision Regulations require that all subdivisions provide for on-site fire suppression facilities, in compliance with the requirements contained therein. ✓ The applicant is put on notice that the Grand Fire Protection District (GFPD) is a preliminary plat review agency and may require that this subdivision provide additional means of fire suppression. Therefore, the applicant should meet with GFPD to determine what their requirements will be in conjunction with this proposal.

✓ A landscape/revegetation plan and cost estimates are required to be submitted with the preliminary plat.

✓ The Board of County Commissioners have determined that any division of land produces an impact on Grand County Schools and therefore fees will be required in lieu of school land dedication. The Grand County Subdivision Regulations allow the Board of County Commissioners the latitude to apply these fees. The calculation of school fees will be provided during preliminary plat, and will be based upon the purchase price paid for the lot.

The Colorado Division of Wildlife is a preliminary plat review agency for all proposed subdivisions. Review of CDOW maps indicate that the parcel is not within a critical winter range, nor in a migratory route for any species.

✓ Comprehensive cost estimates for extension and underground placement of utilities, road construction, revegetation and all other improvements should be provided with any preliminary plat submittal. These cost estimates must be reviewed and approved by Grand County.

✓ All required on and off-site improvements outlined with this certificate shall be required to be guaranteed through a Subdivision Improvements Agreement (SIA).

The applicant has provided a current title commitment, prepared within the last six (6) months. However, staff understands that the property is under contract for purchase by the applicant. If any Deed of Trust is found to encumber the property, proper releases or amendments to the Deed of Trust will be required. In addition, the lien holder will be required to sign off on any final plat, with an appropriate Mortgagee Holders Certificate provided on said plat.

✓ Draft Covenants for this proposed development must be provided with any preliminary plat submittal and be reviewed and accepted by the County Attorney.

**PLANNING COMMISSION RECOMMENDATION:**
The Grand County Planning Commission recommended approval of this request by Resolution No. 2013-9-3.

**STAFF RECOMMENDATION:**
Staff recommends approval of the Robbers Roost Sketch Plan as presented. The following conditions shall be met with any Preliminary Plat submittal.

1. Comprehensive cost estimates for extension and underground placement of utilities, road construction, revegetation, tree removal and all other improvements should be provided with any preliminary plat submittal. These cost estimates must be reviewed and approved by Grand County.

2. Draft Covenants for this proposed development must be provided with any preliminary plat submittal and be reviewed and accepted by the County Attorney.
3. The Preliminary Plat shall show the entire property under one land use calculation table - open space as one calculation and built area as one calculation.

4. The following notes shall be added to any preliminary plat:

   Units with at grade or below grade levels shall be required to have an underslab ventilation system installed during construction to minimize radon build up.

   All utility services must be placed underground.

   Exterior lighting shall be minimized and shall be designed and installed to subtly illuminate functional areas only. The source of light shall not be visible above a horizontal plane and shall direct the light inward and downward onto the site and away from the adjoining properties. Fixtures shall be hooded and shall not be located above the eave lines. Use of “Dark Sky” fixtures is encouraged.

5. All items with a ✓ are satisfied and preliminary plat requirements are met.

The applicant should keep in mind that there are many other issues that may arise with Preliminary Plat, only some of which have been outlined above, and are designated with a check.

[End of Staff’s certificate]

Chairman Newberry noted that it appears that the drainage and storm water is addressed.

Commissioner Bumgarner moved to approve Robbers Roost Subdivision, Sketch Plan Submittal as presented.

The motion passed unanimously.

Routt, Moffat, Grand Counties – 2014 D.A. Budget Tri-County Conference Call

Grand County Board of Commissioners joined a conference call with the Commissioners from Moffat and Routt Counties.

District Attorney Brett Barkey joined on the call to discuss the budget for the 14th Judicial District budget.

Mr. Barkey is requesting a four percent increase in the personnel budget. Mr. Barkey stated that his salary will not change in 2014.

The Grand County Board asked for a breakdown of what each of the individual employees are making. Mr. Barkey will provide that information today.

Commissioner Bumgarner moved to accept the budget from the District Attorney as presented. The motion was seconded by a Commissioner Steve Ivancie from Routt County.

The motion passed unanimously.

Board Business

Commissioner Linke moved to sign letters to Honorable Scott R. Tipton and Honorable Jared Polis regarding the Tipton Bill HB 3189 Protection of Water Rights.

The motion passed unanimously.

Calendar

October 22   Telehealth workshop at 6:30 p.m.
October 23   Meeting at Devils Thumb at 6:30 p.m.
              Department Heads meeting at 8:30 a.m.
October 24   NWCCOG Conference call
October 28   1177 meeting
October 29   Landfill Workshop at Road and Bridge in Granby from 10 a.m. to 1 p.m.
November 7   Twin tunnels meet at the Clear Creek Board room
Commissioner Bumgarner moved to appoint Matt Friesen and Amy Mahon to the Fair Board.

The motion passed unanimously.

Finance Director – Preliminary Budget Determinations

The Board was asked to consider the request from the Fraser/Winter Park Chamber for $141,000 for the community profile. Ms. Underbrink Curran stated that the Board could preliminarily say ok to the $141,000 but before any funding is provided, the County would need to know how each town is figured in; how is coordination done; who oversees everything; and what is the expected benefit. The Board agreed to put $150,000 as a placeholder. Staff will prepare a letter for the Board to send to the towns regarding the issue.

The Board agreed that it will not fund the Post Prom Party.

With regard to weed spraying, Mr. DiCola stated that the County should not allow someone to drive on the wrong side of the road to spray weeds without precautions.

The Board agreed to allocate $10,000 for summer drivers for weed spraying and the request for the slide-in unit. The Board will not fund the UTV request.

Mr. Berger stated that EMS Chief Ray Jennings requested $20,000 more in his capital budget. Chairman Newberry stated that Chief Jennings will need to come in for the rebuttal hearings.

Mr. Berger stated that improvements to the building for Human Services will need to be taken out of capital.

Ms. Underbrink Curran stated that she has put in $75,000 as a placeholder for the phone system for Human Services. She put $50,000 for remodeling the building.

Mr. DiCola stated that he checked with the auditor to determine if the County could use the funds for the Social Services budget that were set aside for social services for the last few years. The auditor confirmed that the County can do that but cannot use any of those funds for capital items. Mr. DiCola noted that the funds that the County put aside can be used for a phone system.

The Board reported that the Counties in the 14th Judicial District agreed to a 4 percent increase to the District Attorney’s Budget for salary increases.

Mr. Berger stated that with regard to the Highway 9 project, he has lowered the amount from $3 million to $800,000 which is the 20 percent that is due in the first year.

Mr. Berger reported that the Coroner would like to come in for the rebuttal hearings regarding the pick-up and the topper. The Coroner is not sure that she can get everything she needs for the money that was allocated.

Mr. Berger stated that the Fair Board has offered to make a contribution of $5,000 toward the purchase of the bleachers. The Board would like to purchase five sets of bleachers and leave one set at Flying Heels Arena. Four sets of the bleachers will be left at the Fairgrounds. The line item for bleachers will be set at $25,000 with offsetting revenue of $15,000.

Ms. Underbrink Curran stated that she would like to put $1,500 into the IT Budget to cover on-call on the weekends. This will be $25 per day to be on-call. Right now the County has on-call people in Maintenance, Nurses, Road and Bridge, and Social Services.

The Board agreed to put $1,500 in the IT budget to cover on-call time.

Chairman Newberry stated that the Board reviewed the preliminary budget and the Board would like Mr. Berger to proceed in the schedule as outlined in the budget hearings.

Housing Authority

Mr. Berger stated that the County Housing Authority Board should do the preliminary determination for the Housing Authority’s Budget.
Chairman Newberry stated that the Board reviewed the preliminary budget and the Board would like Mr. Berger to proceed in the schedule as outlined in the budget hearings.

**Pole Creek Meadows Public Improvement District**

Chairman Newberry stated that the Board reviewed the preliminary budget and the Board would like Mr. Berger to proceed in the schedule as outlined in the budget hearings.

**Board Business**

The Board is fine with providing two loads of gravel on County Road 56.

Ms. Underbrink Curran attended a meeting with CDOT on the Highway 9 project. They should be working on an IGA for the County contribution.

Ms. Underbrink Curran stated that she met with Denver Water and presented them with a template with how we might negotiate mitigation or permit requirements that can be jointly submitted to the Corps of Engineers, the EPA, and the State Water Quality. Denver Water is looking at that and vetting it internally.

The County will take over ownership of equipment on towers around the County. It will cost the County an additional $3,500 to insure the equipment.

Ms. Underbrink Curran stated that a number of years ago, the Division of Wildlife wanted to realign County Road 36. The DOW owned the property immediately off County Road 3 onto County Road 36. The agreement that the County struck with the DOW was that Grand County would move the Road and the DOW would give the County a deed. The County moved the road and never got the deed.

County Attorney DiCola presented the following Resolutions:


**Resolution No. 2013-10-9, “A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO APPROVING AN AWARD OF CONSERVATION TRUST FUND MONIES TO GIRL SCOUTS OF COLORADO-SNOWSHOE SERVICE UNIT”**


**Resolution No. 2013-10-12, “A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND ENDORSING THE WEST SLOPE PRINCIPLES FOR THE COLORADO WATER PLAN”**

Commissioner Linke moved to approve Resolution Nos. 2013-10-7 through 2013-10-12 as presented.

The motion passed unanimously.
Commissioner Bumgarner moved to convene an Executive Session at 3:45 p.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 the purchase of a unit at Millers Inn.

The motion passed unanimously.

Commissioner Bumgarner moved to reconvene the regular meeting at 4:15 p.m.

The motion passed unanimously.

I, James L. Newberry, 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, Anthony J. DiCola, 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.

There being no further business to come before the Board, the Regular meeting was adjourned at 4:15 p.m. The minutes were taken and prepared by Clerk and Recorder Sara L. Rosene. Approved this _____ day of November 2013.

James L. Newberry, Chair

Attest:

Sara L. Rosene, Grand County Clerk and Recorder