

MINUTES OF A REGULAR BOARD OF COMMISSIONERS MEETING GRAND COUNTY, COLORADO

Present: James L. Newberry, Chairman – Commissioner District 1; Nancy Stuart – Commissioner District 2; Duane E. Dailey – Commissioner District 3; Lurline Underbrink Curran, County Manager; Anthony J. DiCola, County Attorney; Sara L. Rosene, County Clerk and Recorder

August 9, 2005

Chairman Newberry called the regular Board of Commissioners meeting to order at 8:30 a.m.

Board Business/Correspondence/Calendar

Department heads present for the Board's business portion of the meeting were Deb Campbell, Scott Penson, Billy Sumerlin, Ken Haynes, and Sara Rosene.

Those present recited the Pledge of Allegiance.

Commissioner Dailey moved to approve the minutes of the special Board of Equalization meeting of July 25, 2005.

The motion passed unanimously.

Chairman Newberry stated that there seems to be a lot of issues surrounding the paving project in the Fraser Valley. Van Pilaud, Resident Engineer for CDOT, and Tom Dreiling, of LaFarge North America Aggregates, Concrete & Asphalt, appeared before the Board concerning that project.

Mr. Pilaud stated that CDOT has a contract with LaFarge to do surface treatment on Highway 40 in two different location. The amount of traffic is causing gridlock for local people and businesses. He believes that emergency vehicles would have a difficult time getting around there.

Mr. Pilaud stated that CDOT and LaFarge have been in negotiations and have a solution to relieve the problems with traffic and allow the contractor to get some production and work done. The solution would be a night paving operation. Paving, shouldering, smoothing requirements,

temporary striping, and pavement marking require most of the roadway to be shut down.

Mr. Pilaud stated he would like to start night operations for paving work. He believes the nighttime operation work should be done by September 1, 2005. The night work will be from 7:00 p.m. to 7:00 a.m., Monday through Thursday. There will still need to be some day work. It will be a one-way situation, but it would be a few hundred feet of roadway taken out of service for the crews to work on versus 1.5 miles.

The change in scheduling will cost the state around \$72,500 extra. The additional cost is basically hazard pay and extra lighting. All of this is contingent on the contractor being able to operate his hot plant at night. Mr. Pilaud stated that he believes the current permit only allows for daytime running of the hot plant.

Mr. Dreiling stated that the permit from the County does not say that they cannot pave at night. Mr. Dreiling wanted to approach the Board before making the change.

Mr. Dreiling stated that the lights will be faced north and should not bother anyone.

Commissioner Dailey moved to allow CDOT, through their contractor LaFarge, to commence nightly paving operations in the Fraser Valley on the resurfacing of U. S. Highway 40 for the reasons presented earlier, that being:

1. Massive gridlock
2. Safety concerns
3. Concerns that emergency vehicles cannot pass through the construction zone because of the massive amount of congestion on the Highway 40 corridor that has taken place over the past number of weeks.

The motion would be to allow nighttime operations, Sunday through Thursday, commencing as soon as possible with the understanding that there will still be daytime operations.

Discussion: Chairman Newberry asked if there will be crushing going on in the pit. Mr. Dreiling stated that the crushing is done. This is just the asphalt plant.

Commissioner Dailey stated that the mitigation at the pit site will be facing lights to the north and reduction in back-up beepers.

The motion passed unanimously.

Commissioner Dailey move to authorize the Board to sign the following letters to:

- ◆ Joseph Whalen, General Superintendent for Union Pacific Railroad, stating that the County is distressed that the railroad can no longer use the flat car siding for delivery of the tanker cars that haul the County's magnesium chloride for road stabilization.
- ◆ Robin Hayes, President of the Western States Cutting Horse Association, expressing congratulations on a very successful event held at Grand County's Flying Heels Arena near the town of Granby.
- ◆ George Sibley, Water Workshop Director, thanking him for organizing the 2005 Water Workshop.
- ◆ Senator Ken Salazar regarding Veteran Services.

The motion passed unanimously.

Commissioner Dailey moved to approve out-of-state travel for Brenda Noakes, Extension Director, to the 2005 National Association of Extension 4-H Agents Conference in Seattle, Washington held from October 30, 2005, to November 4, 2005.

The motion passed unanimously.

Senator Salazar will be at the Silvercreek Convention Center on August 15, 2005, from 8:00 a.m. to 9:00 a.m.

The Norovirus has been cleaned up at the YMCA camp. The camp was started again last Sunday.

The Board received an e-mail from Gary Severson stating that Excel Energy was denied a permit with Boulder County. Commissioner Dailey stated that the permit was a 1041 process. Excel wanted to place a compressor station in an open space area. The Boulder County Commissioners asked Excel to find a different location.

Sara Rosene, County Clerk and Recorder, asked the Board to be allowed to destroy Board of Commissioners' meeting tapes after a specific period of time.

Commissioner Stuart moved to allow the County Clerk to destroy the Board of Commissioners' meeting tapes after five years.

The motion passed unanimously.

Commissioner Stuart moved to authorize the Board to sign the following letters to:

Jim Bedwell, Forest Supervisor, Arapahoe & Roosevelt National Forests

and Pawnee National Grassland.

Rick Cables, Regional Forester, Region 2, USDA Forest Service Mountain Region.

Jeff Jenky, Colorado State Forest Service.

Dave Hessel, FRFTP CSFS Coordinator, Colorado State Forest Service.

The letters are asking the organizations to reconsider the decision to discontinue funding of the local government coordinator for the Forest Service.

The motion passed unanimously.

August 10 Budget workshop at 8:30 a.m.

Middle Park Water Conservancy District meeting at the Kremmling Town Hall at 1:00 p.m.

August 11 Pre-construction meeting with Morrow and Sons at 10:00 a.m. for the road at the airport

East Grand Water Quality meeting

August 12 CCI

August 13 Celebration at the Hot Sulphur Springs Museum

August 15 Senator Salazar at Silvercreek from 8:00 a.m. to 9:00 a.m.

Luncheon with the West Grand Schools

Walk through at the Fairgrounds at 3:30 p.m.

August 16 Fuel Treatment meeting at Grand Lake

August 17 Walk in the Park beginning at the Road and Bridge Department at 7:00 a.m.

Leadership meeting in Fraser at 7:30 a.m.

Road & Bridge Update

Ken Haynes, Road and Bridge Supervisor, and Billy Clark, Assistant Supervisor, appeared before the Board with the weekly report.

The following is all or part of staff's Memo to the Board of County Commissioners as presented at the meeting on August 9, 2005.

All districts performing maintenance of condition on roadways. Dist One is currently finishing up with their road stabilization work. They are also shouldering the pavement overlay on CR50. Dist Two is going to apply road stabilization to CR41 in areas other than the construction zone for the landslide. Dist three assisting with road stabilization and maintaining roads. Dist four is also assisting with road stabilization as well as roadside weed cutting and airport maintenance.

Crusher – 98,740 tons on the ground this year to date with 29,363 tons at the 340 pit. The crusher will be relocated to the northern pit off CR40 shortly.

Solid Waste – operations normal

GLEP – the GLEP crew has been utilized on the CR41 rehabilitation project with the exception of one person, the project manager, who will work on the storm water system as well as the continued sculpturing of the slope on the inside of the stability berm.

Matt Beres successfully completed his week long course with the American Association of Airport Executive (AAAE) on Airfield Lighting Maintenance. Matt has earned the prestigious designation of “ACE” (Airport Certified Employee) on this course. Matt said he learned a lot and is looking forward to completing other courses such as the Operations segment.

Strijpe Wright has begun striping. As of yesterday CR's 22, 3, 5, 8 had been completed.

{End of Staff's Memo}

Commissioner Dailey moved to authorize the Chairman to sign the Construction Contract between Grand County and K. J. Hammer Companies for removal of two loads of rocks from the Granby Landfill.

The motion passed unanimously.

Commissioner Stuart moved to authorize the Chairman to sign the Construction Contract between Grand County and Grand County Asphalt Care Specialists for preparation and application of sealcoat on the old pavement to the south of the Granby Road and Bridge shop and Job Service Building, located at 467 Topaz Avenue, Granby, Colorado.

The motion passed unanimously.

Mr. Clark stated that some white striping has been done that was not in the contract. Strijpe Wright will eat the cost of the white striping because it did the work in error.

The following is all or part of staff's Memo to the Board of County Commissioners as presented at the meeting on August 9, 2005.

From our meeting last week with Tony Curtis, on wet land issues within the ROW on CR. 519, it was determined that any attempt to widen the existing roadway would impact the wetland Fen on the 300' section at skunk creek. The ROW on the north and south sides of CR 519 from skunk

creek west, for approximately one half mile, was classified as wetlands. We discuss this mater with County Engineer Tim Gagnon and it is in our opinion that the width of the western portion of CR 519 can remain as is, a 22 foot driving surface. As for the width over skunk creek, a 22 foot driving surface can only be obtained by driving sheet pile along the existing toe of the slope and creating a guarded vertical wall. No increase in elevation of the roadway will be obtainable at this point. Because of these restrictions, the alignment of CR 519 to CR 5 will have to be redesigned. To reduce the grade on CR 519 east of skunk creek the County will need to use all of its existing 100' ROW. Therefore, Grand County Road & Bridge will be asking Mr. Sam Dennis to have his well removed from County ROW within a set period of time.

{End of Staff's Memo }

The following is all or part of staff's Memo to the Board of County Commissioners as presented at the meeting on August 9, 2005.

Traffic control signage has been placed; flaggers have been trained, certified. The timber and underbrush removal is near completion. With the verbal approval from ANRA we were able to locate our access road to the northern section at a much improved area (less grade). ANRA had us drop the few trees we needed out of the way in an area that a timber sale is soon to be let. Bypass construction should start this week although we want to remove all the brush and undergrowth prior to shutting down the main road.

August 4th, we held a pre-construction meeting on site with NCWCD, Ground Engineering. G&H Engineers, Grand County R&B and Chuck A. Design, materials, by-pass, and testing were all discussed/understood from design to placement. We are currently waiting for actual work plans for each segment of the project. These are too be in our hands this week.

{End of Staff's Memo }

Chairman Newberry stated that this discussion is with regard to County Road 611, which comes off County Road 61. The road goes to the East Grand School District Administrative buildings to the north of the high school complex. There has been a discussion regarding the paving of that road.

Chairman Newberry stated that the Board informed the East Grand School District that the County is not paving new roads at this time. The District informed the County that it can only use its bonded money for projects that are on school property.

It was noted that part of discussion will be with regard to who owns the property under the road.

County Attorney DiCola stated that all the County needs in that area is an easement for a county road. The County could then Quit Claim to the East Grand School District the real property reserving to the County a county road right-of-way.

Chairman Newberry stated that he understood that half of the road belongs to Mossman and the other half to the District. Todd Ficket, with the East Grand School District, replied that he spoke with the County Surveyor. Mr. Ficket stated that he understands that the first 400 feet, starting at County Road 61 going west, of the underlying land is titled to the County. The remainder is owned by the East Grand School District with the County having an easement across the property.

Chairman Newberry stated that the County would need a 40-foot easement through the District's property and the easement through the 40 feet on the 400 feet. This would allow 40 feet all the way from County Road 61 to the end of the school's buildings.

Chairman Newberry wondered if the County would need a 60-foot easement. Mr. Ficket stated that he is not sure if there is enough room.

Mr. Ficket stated that he just received information that may warrant County Surveyor Ward to perform some more work. Mr. Ficket stated that it was alleged that Prathers granted an easement and not the Underwoods.

Billy Clark stated that the County has been plowing the road for nine to ten years but only put it on for HUTF last year.

Chairman Newberry stated that he would like to gather the information and attend the East Grand School Board meeting.

Treasurer's Report

Christina Whitmer, County Treasurer, presented the monthly Treasurer's report.

Finance Director

Donette Schmiedbauer, Finance Director, presented the Warrant Register and Expenditure List to be paid on August 10, 2005, for vendor payments. The list for this period was verified by the Finance Director for the Board's approval.

Commissioner Stuart moved to approve and sign the warrants to be paid on August 10, 2005.

The motion passed unanimously.

The Board reviewed sales tax information. The collections are up 17.3 percent over last year.

The HUTF report shows that revenue is down. Part of that is a State lawsuit settlement which required money to be withheld from all local jurisdictions.

Ms. Schmiedbauer presented the Board with the detailed 2004 Acquisitions Report for items over \$25,000.

The Board reviewed infrastructure details for Road and Bridge.

A budget workshop has been set for September 26, 2005.

Board Business

The following is all or part of the staff's Contract Review to the Board of County Commissioners as presented at the meeting on August 9, 2005.

Contract Name: WIC – Women, Infants & Children
Status: Change Order – Content within contract has not changed.
Amount - \$24,871.00
Same as previous 3 years
Contract Period: Funding is for the period of October 1, 2005 through September 30, 2006

Continuation of WIC services in County, contract between CDPHE & BOCC for the provision of services to pregnant, breastfeeding, & post-partum women, infants & children who meet both financial & nutritional guidelines for the program. WIC provides nutrition education & counseling, and subsidized checks to eligible clients who then purchase specified foods as determined by the USDA. Case loads in WIC have remained stable. Negotiations are under way to have Kremmling Mercantile as a retail site for our WIC clients.

Recommendation: Please sign the Change Order Letter (3 copies.)

{End of Staff's Contract Review}

Commissioner Stuart moved to authorize the Chairman sign the Task Order Option to Renew Letter for WIC in the amount of \$24,871.

The motion passed unanimously.

Planning & Zoning Update

Mr. DiCola stated that he, Libby Aron, and the developer went over the plat, the Subdivision Improvements Agreement, and the Letter of Credit for BACH Woods. The Letter of Credit was a Wells Fargo Letter of Credit that identifies that it must be drawn in San Francisco, CA. Mr. DiCola stated that he expects to receive a letter that verifies the place where the Letter of Credit can be drawn. The location was changed to Boulder, CO. Mr. DiCola stated that he expects the letter in the next couple of days.

Commissioner Dailey moved to approve and sign Resolution No. 2005-7-41, "A RESOLUTION APPROVING THE FINAL PLAT OF THE BACH WOODS SUBDIVISION EXEMPTION AND REQUESTED VARIANCES FROM THE GRAND COUNTY ROAD AND BRIDGE STANDARDS, ACCEPTING A SUBDIVISION IMPROVEMENTS AGREEMENT, ESTABLISHING AN ESCROW ACCOUNT IN THE AMOUNT OF \$167,000 WITHOUT INTEREST, AND ACCEPTING A WATER QUALITY/WASTEWATER AGREEMENT AND ACCEPTING A CHECK FOR \$3,000, FOR THE 3-UNIT SUBDIVISION EXEMPTION, A REPLAT OF PARCELS A, B, C DEANE OUTRIGHT EXEMPTION AND AMENDED FINAL PLAT TRACT 1 - DAVIS OUTRIGHT EXEMPTION, AS DESCRIBED AT RECEPTION NO. 2002-012768, LOCATED IN SECTION 17, TOWNSHIP 1 SOUTH RANGE 75 WEST OF THE 6TH P.M., GRAND COUNTY, COLORADO GRAND COUNTY, COLORADO" and authorize the Chairman to sign all applicable documents and approve the plat contingent on a Letter of Credit in the proper form replacing the current Letter of Credit that the County holds no longer than seven days after this approval. If that Letter of Credit is not replaced in that seven days, the Board will rescind approval of the final plat.

The motion passed unanimously.

Commissioner Dailey moved to approve Resolution No. 2005-8-2, "A RESOLUTION TO APPROVE NIGHT TIME HOURS OF OPERATION FOR THE GRAND GRAVEL SPECIAL USE PERMIT FOR OPERATION OF A GRAVEL PIT ON CERTAIN PROPERTY LOCATED ON A PORTION OF SE ¼ SE ¼ of SE ¼ OF SECTION 1 AND THE NE ¼ NE ¼ OF SECTION 12, T1N, R80W OF THE 6TH P.M., GRAND COUNTY, COLORADO."

The motion passed unanimously.

There is a meeting regarding the Highway 40 Access Plan on August 25, 2005, from 4:00 p.m. to 7:00 p.m. at the Forest Service building in Granby.

The Grand County Water Information Network general membership meeting is Wednesday, August 10, 2005, from 1:00 p.m. to 3:30 p.m. at Road and Bridge in Granby.

Ms. Campbell stated that Planning Commission member, Ingrid Karlstrom, attended the conference with Northwest Colorado Council of Governments on forecasting growth.

Bower Amended Building Envelope

The following is all or part of staff's Certificate of Recommendation as it was provided by staff for inclusion in the minutes of the meeting on August 9, 2005.

RE: Amended Building Envelope, Lot 2, Diamond Bar T
Subdivision Exemption I

APPLICANT: Roger Bower, on behalf of Bower Investments, Inc.,
represented by Nate Most, Colorado Pacific Log Homes.

LOCATION: Lot 2, Diamond Bar T Subdivision Exemption No. 1,
Grand County, Colorado.

ZONING: Forestry and Open Zone District

APPLICABLE SECTION OF

CODE: Subdivision Exemption Regulations and Zoning
Regulations

EXHIBITS: Letter of Application, Building Envelope
Site Plan, Vicinity Map, Letter from Homeowners Association

STAFF

CONTACT: Irene Cooke

REQUEST: Applicant is the owner of Lot 2, Diamond Bar T
Subdivision Exemption I. He proposes to amend the exiting building envelope
to allow construction of a deck and walkout lower level of a home.

DISCUSSION:

The Diamond Bar T Subdivision Exemption I and II Final Plats were approved by the Board of County Commissioners on August 24, 1993. Diamond Bar T Subdivision Exemption I has four (4) lots, ranging in size from 5.128 to 14.938 acres. A building envelope amendment for Lot 1 of this subdivision exemption was approved by the Board of County Commissioners on June 22, 1999. The adjacent lot, Lot 2, is the subject of this request.

Applicant has submitted an amended building envelope plat showing the existing building envelope and the proposed new building envelope. Applicant wished to build a home with a walkout lower level. To do this with minimal site disturbance, he would like to move the footprint slightly to the south of the current building envelope limit.

Staff has reviewed the proposed amended building site, and believes that it is appropriate. The proposed footprint was staked at the time of the site visit and, since the size of the house has been

decreased since preparation of the plat, the footprint will actually be located further to the north than is shown on the plat. Only a corner of the house and the deck will extend beyond the original building envelope. The deck, as shown on the plat, is exactly thirty feet (30') from the bank of Ranch Creek, the minimum water quality setback. As staked, however, the deck will be more than thirty feet (30') from Ranch Creek, due to the decrease in square foot size of the home. There will be no change to the well or septic plan, still within the original building envelope. Staff believes that the proposed amendment will cause no detrimental impacts to the overall development, or to adjacent property owners.

COMPLIANCE WITH GRAND COUNTY ZONING REGULATIONS:

This subdivision is in the Forestry and Open Zone District. There is no change to the lot size and minimal change to the size of the building envelope. The amended building envelope will be in compliance with the Grand County Zoning Regulations; meeting the minimum requirements for front setbacks of thirty feet (30'), side setbacks of ten feet (10') and rear setbacks of twenty feet (20'). It is also in compliance with lot size, width, and water quality setback requirements.

COMPLIANCE WITH GRAND COUNTY SUBDIVISION REGULATIONS:

Article III of the Grand County Subdivision Exemption Regulations gives the following requirements for Final Plat:

(1) The final plat shall be prepared as follows:

(a) n/a

(b) The drawing shall be made at a scale of one inch (1") equals one hundred feet (100'):

The scale provided is one inch (1") equals forty feet (40'), to adequately show the change in building envelope. This is appropriate.

(2) The final plat shall contain or be accompanied by the following information:

(a) Title, bar scale, north arrow and date: This has been provided.

(b) Legal description of property, together with a complete reference to the book and page of records of the County Clerk and Recorder where the conveyance to the applicant is recorded: This has been provided.

(c) Primary control points: This has been provided.

(d) Tract boundary lines, right-of-way lines of streets, easements...etc.: This has been provided.

(e) Names and right-of-way width of each street or other right-of-way: This has been provided.

(f) Location, dimensions and purpose of any easement, including reference by book and page to any pre-existing recorded easements: This has been provided.

(g) *Number to identify each lot or site and acreage of each site to nearest 1/100th of an acre and a statement that all lots shall be used for single-family residences only:* Lot acreage and statement regarding single-family use restriction have not been provided.

ü Prior to recording, Applicant shall show on the plat the acreage for Lot 2 and a statement that this lot is restricted to single family use only.

(h) *n/a*

(i) *Location and description of monuments:* This has been provided.

(j) *A title insurance commitment:* This has been provided.

(k) *Dedication of streets, rights-of-way, etc. for public uses:* This has been provided.

(l) *Surveyor's certificate:* This has been provided.

(m) *Commissioner's certificate:* This has been provided.

(n) *Planner's certificate:* This has been provided.

(o) *Clerk and Recorder's box:* This has been provided.

(p) *Vicinity map:* This has been provided.

(q) *Proof of legal access:* This has been provided.

(r) *Proof of availability of water and sewer:* Well permit number is noted on the plat.

(s) *No further information has been required.*

(t) *A 14" x 18" blackline mylar with approved addresses and road numbers:* n/a

(u) *A 3 1/2" floppy disk in AutoCAD.dwg or AutoCAD.dxf which contains the physical features of the subdivision...including building envelope:* This should be provided prior to recording.

ü Prior to recording, Applicant shall provide the required AutoCAD disk containing the physical features of the lot, including amended building envelope.

STAFF RECOMMENDATION:

Staff recommends approval of the Amended Building Envelope for Lot 2, Diamond Bar T Subdivision Exemption I, with the following conditions:

- 1. Prior to recording, Applicant shall show on the plat the acreage for Lot 2 and a statement that this lot is restricted to single family use only.**
- 2. Prior to recording, Applicant shall provide the required AutoCAD disk containing the physical features of the lot, including amended building envelope.**

{End of Staff's Certificate}

Mark Miller attended the meeting for Nate Most of Colorado Pacific Log Homes.

Commissioner Stuart moved to approve the Amended Building Envelope, Lot 2, Diamond Bar T Subdivision Exemption I.

The motion passed unanimously.

911 Mapping Issues

EMS Director, Ray Jennings, appeared before the Board. Mr. Jennings stated that there is a mapping program that is available to County EMS.

Mr. Jennings stated that there is a concern for the cost. It would be a \$70,000 investment. Mr. Jennings stated that the County should take the step and make the investment. The County could sell maps to help pay for the system.

Mr. Jennings stated that \$35,000 of the cost would be for dispatch. It would be to buy the hardware and software. Of the \$70,000, the other \$35,000 goes to GIS Ano who develops the maps and builds the layers. The County could have as many layers as it wants. The ability to expand is unlimited. There is an annual service agreement that is 20 percent of the purchase price, and that annual agreement would allow the County to update the mapping system.

Ms. Underbrink Curran stated that she would like Mr. Jennings to provide information on the source of the funds. Chairman Newberry asked why the matter is not being brought forward at budget time. Deb Campbell replied that this is a follow-up to a conversation from June.

Mr. Jennings stated that he does not know how the program will be paid for at this time. He believes that the County needs to take the lead on this. He is asking the Board for its approval of the concept. He is working on obtaining funds.

Chairman Newberry stated that he is unclear as to why this is being brought up outside the budget cycle. County Manager Underbrink Curran replied that EMS wanted to get a supplemental for these funds this year. She discouraged Mr. Jennings from doing that. Ms. Underbrink Curran stated that her challenge to the EMS Department was to come up with whatever partners it could, show an offset, and show what will be done. If approved, the Board would allow the EMS Department to enter into a contract with money not be expended until 2006. Ms. Underbrink Curran stated that Mr. Jennings is laying ground work for the Board and possibility asking for a nod to move forward and then bring to the Board a bigger picture.

Commissioner Stuart stated that she believes this would be an excellent program. She still wants to know how the money will work. Todd Holzworth stated that he believes the 911 Board may be able to participate financially.

Commissioner Dailey stated that he would like Mr. Jennings to see what NWCCOG can provide with regard to GIS.

Bighorn Lumber Company Abatement

Jill Hansen, of the County Assessor's Office, stated that Bighorn Lumber requested an abatement for 2001 and 2002. The Assessor is in agreement with that request since the County lost the BAA case against Louisiana Pacific. The BAA ruled that timber contracts are not taxable.

Commissioner Dailey moved, regarding Abatement No. AB05-01, to approve the abatement for Bighorn Lumber Company as presented by the Assessor's Office.

The motion passed unanimously.

Ms. Hansen stated that Bighorn Lumber Company has not filed an abatement for 2003. There are taxes outstanding for 2003. Bighorn Lumber Company protested its 2003 taxes which means that, by statute, it is unable to file an abatement.

Board Business

Sara Rosene, County Clerk and Recorder, presented the Board with a Statement of Work from Quantum West. Ms. Rosene stated that Assistant County Attorney Vidergar reviewed the contract. Ms. Rosene stated that Quantum West will help the Clerk's Office review the real estate recording system and look at the possibility of changing systems and going to e-recording.

The Board has already approved the supplemental to pay for this contract. E-recording funds were used for the supplemental. The funds were transferred from the e-recording account to the supplemental.

Commissioner Stuart moved to approve the Statement of Work with Quantum West.

Discussion: Commissioner Dailey asked for financial impacts if the County does not stay with Eagle. Ms. Rosene stated that Grand County does not have a contract with Eagle.

The motion passed unanimously.

County Manager Underbrink Curran stated that Billy Sumerlin was in on the fire restriction conference call this morning, and the conditions continue to improve in Northwest Colorado. No restrictions are in sight.

County Manager Underbrink Curran stated that Social Services Director Maes would like the

Board to make a motion to sign an Agreement Regarding Provision of Professional Services between Toni Schindler Zimmerman and the Grand County Department of Health and Human Services for therapeutic intervention to families.

Commissioner Dailey stated that he would make the motion and authorize the Chairman to the document.

The motion passed unanimously.

Ms. Underbrink Curran stated that Mr. Maes would also like a motion to execute a Purchase of Service Contract Core Services Program with the West Grand School District and Grand County for day treatment.

Commissioner Daily stated that he would make the motion.

The motion passed unanimously.

Ms. Underbrink Curran stated that the last one is a Purchase of Service Contract Intensive Family Therapy between Grand County Department of Social Services and Jamie Viefhas-Zak.

Commissioner Dailey stated that he moved to approve the Service Contract between Grand County and Jamie Viefhas-Zak.

The motion passed unanimously.

County Manager Underbrink Curran stated that she would like a motion for the Chairman to execute all four Notices to Proceed that will be presented on Thursday during the pre-construction meeting on the relocation of County Road 608.

Commissioner Dailey stated, "So moved."

The motion passed unanimously.

Ms. Underbrink Curran stated she would like a motion for the Chairman to execute seven copies of the As-Built Airport Layout Plan for the Kremmling/McElroy Field Airport.

Commissioner Stuart stated, "So moved."

The motion passed unanimously.

Ms. Underbrink Curran reported that both the Kremmling and Granby Landfills had their annual inspections by the State Hazardous Materials and Waste Management Division. Both Landfills got a very clean bill of health.

Commissioner Stuart moved to approve Resolution No. 2005-8-1, "A RESOLUTION COMMENDING EVELYN SCHNITTKER FOR HER SERVICE TO THE CITIZENS OF GRAND COUNTY."

The motion passed unanimously.

Commissioner Dailey moved to approve Resolution No. 2005-BOE-1, "A RESOLUTION AUTHORIZING THE WITHDRAWAL OF THE FOLLOWING APPEALS TO THE BOARD OF EQUALIZATION."

The motion passed unanimously.

Commissioner Stuart moved to approve Resolution No. 2005-BOE-2, "A RESOLUTION APPROVING SETTLEMENTS BETWEEN THE ASSESSOR AND TAX PAYERS."

The motion passed unanimously.

Commissioner Dailey moved to close the 2005 Board of Equalization hearings.

The motion passed unanimously.

Commissioner Dailey moved to approve Resolution No. 2005-8-3, "A RESOLUTION EXECUTING A PURCHASE COMMITMENT BETWEEN DENVER INTERNATIONAL AIRPORT AND THE BOARD OF COUNTY COMMISSIONERS, COUNTY OF GRAND, FOR A 1992 M-B GSV WITH BROOM, MOWER, BLOWER FOR GRAND COUNTY ROAD AND BRIDGE."

The motion passed unanimously.

Commissioner Stuart moved to approve Resolution No. 2005-8-4, "A RESOLUTION EXECUTING THE QUARTERLY FINANCIAL STATUS REPORT FOR CDBG HOUSING PROJECTS FOR PROJECT GRANT QUARTER ENDING JUNE 30, 2005."

The motion passed unanimously.

Commissioner Stuart moved to approve Resolution No. 2005-8-5, "A RESOLUTION

APPROVING AN AGREEMENT BETWEEN MORROW AND SONS INC. AND GRAND COUNTY FOR THE GRANBY-GRAND COUNTY AIRPORT REALIGNMENT OF COUNTY ROAD 608.”

The motion passed unanimously.

Commissioner Dailey moved to approve Resolution No. 2005-8-6, “A RESOLUTION APPROVING A CONSTRUCTION CONTRACT BETWEEN BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO AND HAHN LOGGING FOR CUTTING AND REMOVAL OF TREES AND BRUSH ALONG COUNTY ROAD 41 RIGHT-OF-WAY PHASE II.”

The motion passed unanimously.

Commissioner Dailey moved to approve Resolution No. 2005-8-7, “A RESOLUTION APPROVING A SERVICES CONTRACT BETWEEN QUANTUM WEST, INC. AND THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO FOR PREPARATION FOR ELECTRONIC RECORDING GRANT APPLICATION IN COOPERATION WITH EAGLE SOFTWARE CONSORTIUM.”

The motion passed unanimously.

Commissioner Dailey moved to authorize that a letter of congratulations be sent to Seth Hahn for his work at the Red Mountain Hockey Park.

The motion passed unanimously.

Commissioner Dailey moved to convene an executive session at 11:55 a.m. citing conferences with an attorney for the local public body for the purposes of receiving legal advise on specific legal questions.

The motion passed unanimously.

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.

I, James L. Newberry, hereby attest that the portion of the executive session during which no

minutes were taken was confirmed to a topic authorized for discussion in an executive session.

At the direction of the Board, no minutes were taken during any part of the executive session.

Commissioner Dailey moved to reconvene the regular meeting at 12:05 p.m.

The motion passed unanimously.

Chuck Obermeyer – Blue Valley Land Exchange

Mr. Obermeyer presented the Board with copies of the BLM proposal. Mr. Obermeyer stated that he is here representing himself.

Mr. Obermeyer has been fishing in this area for the past 25 years.

Mr. Obermeyer informed the Board that he is very much in support of the exchange. He has seen a lot of negative press. Mr. Obermeyer stated that the exchange will allow for additional public access.

Mr. Obermeyer stated that he would like the Board to consider supporting the exchange.

Commissioner Dailey moved to approve Resolution No. 2005-8-8, "A RESOLUTION DIRECTING THE GRAND COUNTY TREASURER TO ESCROW FUNDS FOR THE GRAND COUNTY DEPARTMENT OF SOCIAL SERVICES."

There being no further business to come before the Board, the regular meeting was adjourned at 2:10 p.m. Minutes were taken and prepared by Sara L. Rosene, County Clerk and Recorder.

Approved this _____ day of November 2005.

James L. Newberry, Chairman

ATTEST:

Sara L. Rosene
Grand County Clerk and Recorder