

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

May 3, 2022

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

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

Those present recited the Pledge of Allegiance.

General Public Comments

Dennis Carpenter of the Airport Advisory Board, stated that it might help the Board of Commissioners if the Airport Advisory Committee could make a report every few weeks.

The Airport Advisory Committee has over 140 years of combined flying time with over 180 years of business experience. The goal of the AAC is to make the two assets (Kremmling Airport and Granby Airport) more productive, economical, safe and operational for the betterment of Grand County residents.

The list that is being worked on currently is:

1. Electronic Aircraft count at both airports
2. More Summit County government involvement
3. Airport layout master plan at 20 Victor at Kremmling such as a 461 foot extension County Road 397 completion. Also the location of future hangars
4. Granby study on new hangar pad fill and development
5. Working to understand airport costs and revenues to allow more input for consideration
6. More community involvement
7. Work with Recreational Aviation Foundation
8. Actively looking for a A9 mechanic that would be stationed in Grand County
9. Discussing with some county residents interested in commercial gardens at 20 Victor Kremmling. Developing a well at the expense of the individuals wanting gardens next to the future design pad for the aviation firefighting equipment.
10. Working with Armstrong Consultants and County Staff refining the local needs and facilities with the blessing of the FAA

Mariette McGrath presented some concerns with regard to Dominion Voting Systems and the request made by the Clerk and Recorder to obtain services from Dominion Voting Systems.

1. What are the support services?
2. Who will be involved?
3. Will there be an independent computer expert?
4. Why is the service necessary?
5. What is the cost?

Ms. McGrath also expressed concerns about the Board of Health CDPHE immunization contract Docusign. Ms. McGrath asked that the Board be made aware of any regulations that may be happening in the near future that may be attached to the contract.

Commissioner Cimino moved to approve the Lease Agreement for a copier at Department of Human Services with Peak Performance and authorize the County Manager to sign.

The motion passed unanimously.

Finance

Finance Director Curtis Lange presented the Warrant Register and Expenditure List to be paid on May 4, 2022, for vendor payments. The list for this period was verified for the Board's approval.

Commissioner Cimino moved to approve the checks presented on May 3, 2022, for payment on May 4, 2022, for the Grand County Housing Authority.

The motion passed unanimously.

Commissioner Cimino moved to approve the vouchers presented on May 3, 2022, for payment on May 4, 2022, for the Grand County Department of Human Services.

The motion passed unanimously.

Commissioner Cimino moved to approve wire payment and vouchers presented on May 3, 2022, for payment on May 4, 2022, for Grand County.

The motion passed unanimously.

#### Departmental Contracts, Comments, Issues

Commissioner Linke moved to approve the Construction Contract between Grand County and Acord Asphalt in an amount not to exceed \$2,237,419.78 for pavement work on County Roads 1, 6, and 22 as presented.

The motion passed unanimously.

Commissioner Cimino moved to approve and authorize the Chair to sign the Application for Federal Assistance for a grant for the Master Plan Update at a total cost of \$331,387 and authorize Assistant County Manager Micah Benson to sign the Grant Assurances.

The motion passed unanimously.

Commissioner Linke moved to approve the Armstrong Consultant Scope of Work and Agreement for the Master Plan Update as presented.

The motion passed unanimously.

Commissioner Cimino moved to approve the approve the CYCD Contract for Fiscal Year 22-23 for Juvenile Pre-Trial Program for the 14<sup>th</sup> Judicial District.

The motion passed unanimously.

Commissioner Cimino moved to approve the State of Colorado Office of Behavior Health Contract for the Sheriff's Office Jail Based Behavioral Service Program for Fiscal year 22-23.

The motion passed unanimously.

Commissioner Cimino moved to approve the renewal of the Retail Liquor Store License for John R. Waller, owner of Discount Liquor Store located at 10217 US Highway 34, Grand Lake.

The motion passed unanimously.

Commissioner Cimino moved to approve the renewal of the following marijuana licenses located at 72399 US Highway 40, Tabernash

- Retail Marijuana Store
- Retail Marijuana Cultivation Facility
- Retail Marijuana Infused Products Manufacturer
- Medical Marijuana Center
- Medical Marijuana Optional Premise
- Medical Marijuana-Infused Products Manufacturer

The motion passed unanimously.

Clerk and Recorder Sara Rosene stated that like the 62 Dominion Voting System counties in Colorado, Grand County receives a flash drive from Dominion with the Election template. The template is produced by Dominion in consultation with the Secretary of State's Office and the counties. This is done to make sure that the ballots are set up in compliance with state law.

In the past, Grand County used the template to set up the election. It takes Grand County about 20 hours of work to get the ballot set up from the template provided to get the ballot to the point of prepress for ballot printing.

Because the Clerk's Office is short on people, Ms. Rosene stated that she contract Dominion to determine if Dominion could put Grand County on its schedule to do the ballot setup in the same manner that is done for many counties.

To answer the questions posed by Ms. McGrath:

1. What are the support services? Dominion sets up the ballot content from the template.
2. Who is involved? Dominion Voting Systems staff will set up the content.
3. Will there be an independent computer expert? The work will be done at the Dominion office and a thumb drive is sent to the County. After ballots are printed, the logic of the work provided by Dominion Voting Systems.

4. Why is this necessary? Staffing levels
5. What is the cost? The cost for the primary election is \$2,448. The total for both elections is \$4,896.

The Board gave direction to the County Manager to sign the Dominion Voting System request.

Commissioner Manguso announced the Board is sitting as the Board of Health.

Commissioner Cimino moved to approve the Office of Public Health Practice, Planning and Local Partnership Contract in the amount of \$140,258 for Core Public Health Funding from the state to do focus work on prevention and material child health work.  
The motion passed unanimously.

Commissioner Cimino OPHW CDC Workforce Funding in the amount of \$141,473 to address labor market competition, increased workload, staff capacity building and retention.  
The motion passed unanimously.

Commissioner Cimino moved to approve CDPHE Public Health Core funding for routine vaccines provided at the Public Health office to the underserved and unserved.  
The motion passed unanimously.

Commissioner Manguso announced the Board is sitting as the Board of Commissioners.

EMS Chief Robert Good stated he is before the Board to renew the Ambulance Service License Application.

County Manager Ed Moyer stated that the Board adopted new licensing and permitting regulations in December 2021 pursuant to Resolution No. 2021-12-9.

There are two different areas:

1. Grand County EMS Ambulance Service License
2. Ambulance permit for each vehicle

The regulations state that with a renewal that the Board has a choice to do this in a public meeting or schedule a public hearing. Because this is a renewal, staff brought this forward as a public meeting.

The Service License requires that all the vehicle permits are also attached to the application for the service license. That was delayed due to the need for a third party inspection of the vehicles.

The renewal for the Ambulance License is what the Board is reviewing and consideration for approval. The Ambulance Vehicle Permits is a separate section.

Mr. Moyer has updated documents for the Service License as well as the Ambulance Permits that are going to the OEM Director for review. There is a draft resolution in the Board's dropbox.

Mr. Moyer is asking the Board to approve Service License contingent upon final review and approval by the County Attorney effective May 1, 2022.

Commissioner Cimino moved to approve the Ambulance Service License contingent upon final review and approval by the County Attorney effective May 1, 2022, and staff will bring a revised resolution to the Board next week.  
The motion passed unanimously.

Chief Good stated that he is moving forward with the RFQ to go out for an architect to find for the buildings.

Commissioner Manguso announced the Board is sitting as the Grand County Housing Authority.

Commissioner Cimino moved to approve the Exemption Restrictive Covenants for Ranches at Devils Thumb for JCT Ranch LLC for Homesite 16 as presented.  
The motion passed unanimously.

Commissioner Cimino moved to approve the Vehicle Lease Agreement between Grand County Housing Authority and Kremmling Memorial Hospital District doing business as Middle Park Health for the cost of \$1 per month.  
The motion passed unanimously.

Commissioner Manguso announced the Board is sitting as the Board of Commissioners.

Commissioner Linke moved to allow the use of the fairgrounds by the Fair Board to sell alcohol on May 7, June 10, and August 1 through 7, 2022.

The motion passed unanimously.

Commissioner Linke stated that he receives no personal financial benefit from the Cottonwood Pit.

Commissioner Cimino moved to approve the name change for Cottonwood Quarry to Kilgore dba Peak as requested with understanding they will make an application for an amendment within 30 days.

Discussion: Commissioner Linke receives to personal financial benefit from this pit.

The motion passed unanimously.

Commissioner Cimino moved to approve the requested name change for the Everist Pit with the understanding they will make an application for an amendment within 30 days.

The motion passed unanimously.

Commissioner Cimino moved to approve the name change for the Corman Special Use Permit as requested.

The motion passed unanimously.

Commissioner Cimino moved that he sit as the acting Chair for the next item.

The motion passed unanimously.

Commissioner Linke moved to approve Resolution No. 2022-4-13, "A RESOLUTION APPROVING THE SAGEBRUSH SUBDIVISION EXEMPTION, LOCATED IN SE1/4 OF THE SE1/4 OF SECTION 22, TOWNSHIP 2 NORTH, RANGE 80 WEST OF THE 6<sup>TH</sup> P.M. GRAND COUNTY, COLORADO" and authorize the Chair to sign all applicable documents.

The motion passed.

Commissioner Cimino is stepping down as the acting Chair.

Commissioner Manguso announced the Board is sitting as the Board of Human Services.

Commissioner Cimino moved to authorize the Chair to sign the End User License Agreement for the Department of Motor Vehicle to correct the portion of the document regarding lawful presence as requested by the Department of Motor Vehicle.

The motion passed unanimously.

Commissioner Manguso announced the Board is sitting as the Board of Commissioners.

Commissioner Linke moved to approve the Town of Hot Sulphur Springs Himebaugh Gulch Trail Improvements in the amount of \$55,060 from the OLRT funds.

The motion passed unanimously.

Commissioner Linke moved to approve the Colorado River Connectivity Channel Funding Contract between Windy Gap Water Activity Enterprise and Grand County and authorize the Chair to sign.

The motion passed unanimously.

#### Public Hearing – Grand County Assessor, Abatement AB21-21

Jeffrey Fingert is requesting a 30 percent reduction in the estimated property tax based on a recently constructed sewage treatment plant that is about 75 feet from his property. The sound of the system and visual impact are both issues as well as the smell.

A road was built for access to the plant and a lot of trees were taken down. An overhead power line was also brought into the property.

Mr. Fingert was opposed to the construction of the plant but he was the only homeowner or interested party that did not receive public notice of the plant being built. The notice was sent to Mr. Fingert but he never received it. The day after the meeting, Mr. Fingert contacted Community Development. Mr. Fingert was assured that screening would be put in place that would address some of his concerns. It has been over three years and nothing has been put in place.

Mr. Fingert purchased his home in 2004. The two lagoons were on the property and Mr. Fingert was assured that there would be testing every month.

County Assessor Tom Weydert stated that the treatment facilities have been on that property since the 1970s. There was an upgrade to the system in 2017 which was a state-of-the-art underground system which was approved by the state.

Mr. Weydert stated that Mr. Fingert bought the property in 2004. The existing system was there at the time he purchased the property.

Mr. Fingert is a user of the facility. Mr. Fingert stated that he is not tied into the system. He noted that he was forced to put in a very expensive septic and well system.

The market is already recognizing the facilities during the purchase price.

Mr. Weydert stated that with the adjustment the property is valued at \$394,190. Mr. Weydert stated that Mr. Fingert purchased the property in 2004 for \$350,000. Mr. Weydert stated that Mr. Fingert would like an additional adjustment of 30 percent to \$232,000. Mr. Weydert stated that he cannot justify a value that is less than the purchase price in 2004. Mr. Weydert recommended that the abatement request be denied.

Commissioner Cimino to deny the request of the petitioner for Schedule No. R081430, Abatement AB21-21 as presented.

The motion passed unanimously.

#### Bureau of Land Management, county Road Use Agreement

Commissioner Cimino moved to approve the County Road Use Agreement with the Bureau of Land Management as presented.

The motion passed unanimously.

#### US Highway 40 Safety and Mobility Improvements

Grand County is being asked to be a partner with CDOT on a grant application.

One section of the project would be to update the park and rides for the Bustang Route. There would be a stop in Parshall.

Another items is to add passing lanes between Steamboat Springs and Kremmling on Highway 40.

The last part of the grant is safety improvements on Red Dirt Hill. This would be for construction. Grand County has spent approximately \$200,000 on the Red Dirt Hill project and there is another \$200,000 left in the budget.

CDOT is asking the County to be the applicant on the grant.

Commissioner Cimino moved to authorize the County Manager and Assistant County Manager to sign and / or submit a grant for the US Highway 40 Safety and Mobility Improvements on the Board's behalf.

The motion passed unanimously.

#### Manager and Attorney Items

Commissioner Cimino moved to approve and stamp the signatures of the Board on a letter of support for the Outdoor Regional Partnership Program.

The motion passed unanimously.

Commissioner Cimino moved to approve and sign a letter of support for a grant from the River District of the Community Funding Partnership Grant Program for the Gaylord Reservoir for work on the dam.

The motion passed unanimously.

#### Request for Extension of Sketch Plan Approval of Tabernash Highlands Subdivision Exemption and Aspen View Estates Subdivision Exemption Pursuant to Sections 3.2.3(e) of the Grand County Subdivision Exemption Regulations

Request from applicant:

In the summer of 2021 we received preliminary approval of 2 Subdivision Exemptions in Winter Park Highlands. Brad Smith represented a 42 acre parcel called Tabernash Highlands. I represented an adjoining 42 acre parcel called Aspen View Estates. Core Civil Engineering, and snow, created some delays in finalizing the road and lot layouts. Our surveyor assigned to our case also resigned from Core, and for that reason, we will be unable to submit for a Final Subdivision Exemption by the one year deadline of July 6th, 2022. We met Dave Lutz, from Core Civil, and are back on track to complete the drawings.

One issue that came up, on Preliminary Review, was a few encroachments from neighbors. They were the result of faulty surveying in the adjoining community. We created Out Lots to allow the neighbors to get clear Title when they sell their properties. As a condition of final approval from BOCC, it was requested that we clear up the remaining encroachments. I have been in discussion with a few neighbors, and explained the need to clear up their Title. They are of course surprised to hear of the problem, but anxious to clear up the issue. David Lutz has dealt with these situations before and gave us his opinion to easily resolve the issue. We would create a legal description for each Out Lot as part of our Plats. After all conditions are met and Final approval is received, we would record the two Final Exemption Plats, and simultaneously record Quit Claim Deeds of the Out lots, to the benefit of the neighbors.

We would appreciate an extension until 9/31/22 to submit all required materials with a final plat application.

Commissioner Linke moved to approve the request for the extension of the Sketch Plan Approval for Tabernash Highlands Subdivision to July 6, 2023.  
The motion passed unanimously.

Commissioner Cimino moved to approve Resolution No. 2022-5-4, "A RESOLUTION APPROVING A NAME CHANGE FROM CORMAN SPECIAL USE PERMIT TO RED DIRT CAPITAL LLC SPECIAL USE PERMIT THAT PERMITS A RECREATIONAL EQUIPMENT STORAGE FACILITY LOCATED IN THE SE1/4SE1/4 SECTION 14, TOWNSHIP 2 NORTH, RANGE 81 WEST OF THE 6<sup>TH</sup> P.M., GRAND COUNTY, COLORADO" and authorize the Chair to sign all applicable documents.  
The motion passed unanimously.

### Employee Retention & Recruitment

County Manager Ed Moyer stated that the County vacancies are over 20 percent.

There are departments with over 50 percent vacancy rate.

Mr. Moyer is proposing:

1. Sign-on incentive pay
2. Loyalty recognition pay
3. Referral pay

Sign-on incentive pay would be a \$5,000 sign-on bonus. The sign-on bonus would be for any department with over 20 percent vacancy. It would be proposed to be in place until a department is at 80 percent staffing level.

The loyalty recognition pay for existing employees. This is to recognize existing employees and incentivize an employee to remain with the County for the next two years. There will be in two installments; one right away and the other half in two years. It will not apply to any employee who received a sign-on bonus.

Mr. Moyer is proposing a referral pay for people outside the organization.

The Board supports the idea and looks forward to greater detail.

### Consent Agenda

Resolution No. 2022-4-9, "APPROVING AN AWARD OF CONSERVATION TRUST FUND MONIES TO ASSIST WITH FUNDING REPLACEMENT CHUTES AT FLYING HEELS ARENA"

Resolution No. 2022-4-10, "APPROVING THE RENEWAL OF A RETAIL MARIJUANA STORE LICENSE TO IGADI, LTD., LOCATED AT 843 W AGATE AVENUE, UNIT A, GRANBY"

Resolution No. 2022-4-11, "AWARDING THE 2022 GRAND COUNTY ASPHALT PROJECT BIDS FOR COUNTY ROADS 1, 6 AND 22 TO ACORD ASPHALT, INC."

Resolution No. 2022-4-12, "APPROVING THE WAIVER OF THE USE FEE FOR USE OF THE FLYING HEELS ARENA BY THE FLYING HEELS ARENA ASSOCIATION"

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

Calendar

Wildfire council chipping day.

- May 4 Virtual Town Hall with Senator Hickenlooper, starting at 5 pm
- May 5 Associated Governments of Northwest Colorado (AGNC) Legislative Call via Zoom, 8:30 to 9:30 am
- May 5 Counties & Commissioners Acting Together (CCAT) Committee Meeting (Hybrid, As Needed), starting at 3:30 pm
- May 5 Colorado Counties, Inc. (CCI) Check-In With Kate Greenberg, Colo. Commissioner of Agriculture
- May 6 Sustainable Community Plan from 9 to 11 at Winter Park Town Hall
- May 9 Mayor / Manager / Commissioner Meeting with Town of Hot Sulphur Springs as Host, 10 am to noon
- May 10 Homegrown Talent Initiative Celebration at River Run Events Center, starting at 5 pm
- May 12 Utility Coordinating Committee Meeting at Java Lava Café in Granby, starting at 7:30 am
- May 12 AGNC Legislative Call via Zoom, starting at 8:30 am
- May 13 Natural Resources Roundtable at Java Lava Café, starting at 8 am
- May 14 Mountain Parks Electric 72<sup>nd</sup> Annual Member Meeting in Granby, starting at 8 am
- May 15 State of the River Meeting at River Run Resort in Granby, starting at 5:30 pm
- May 18-20 National Association of Counties (NACo) Interstate Region Conference
- May 19 AGNC Legislative Call via Zoom, starting at 8:30 am
- May 19 Peak Health Alliance Executive Committee Meeting via Zoom, 2 to 3 pm

There being no further business to come before the Board, the meeting was adjourned at 12:15 p.m. The minutes were prepared by Clerk and Recorder Sara L. Rosene. Approved this 23<sup>rd</sup> day of May 2022.

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Kristen Manguso, Chair

Attest:

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Sara L. Rosene, Clerk and Recorder