

MINUTES OF THE MEETING OF THE  
BOARD OF COUNTY COMMISSIONERS  
GILPIN COUNTY, COLORADO

January 18, 2022

A regular meeting of the Board of County Commissioners of Gilpin County was held on January 18, 2022, in an online format only; no in-person meeting was held. Chair Sandy Hollingsworth called the meeting to order at 9:00 a.m. In attendance were Chair Hollingsworth, Commissioner Linda Isenhart, Commissioner Web Sill, County Attorney Bradford Benning, and Deputy Clerk to the Board Sharon Cate.

**Agenda Review.** Commissioner Hollingsworth added a discussion of 2022 work plans under Commissioner Status Report.

**Introduction of New Staff.** Interim Human Resources Director Susie Allen introduced Chanda Johnson, Gilpin County's new Human Resources Director, saying Ms. Johnson has experience in the public and private sectors. Commissioner Hollingsworth thanked Ms. Johnson and thanked Susie Allen for her work during the transition to a new director. Commissioner Isenhart welcomed Ms. Johnson.

**COVID-19 Update.** Emergency Manager Nathan Whittington:

- One week positivity rate is 25.33%
- 73 confirmed and probable cases in the last seven days
- One new hospitalization in the last seven days
- No known new deaths in the last seven days; four deaths to date
- 69% of residents aged 5+ have had at least one dose of vaccine
- 63.2% of residents aged 5+ are fully immunized
- Gilpin County employee testing: 838 total tests; 797 negative; 13 positive; 3 inconclusive

**Corona Virus Relief Funds Update.** Emergency Manager Nathan Whittington: Throughout the pandemic, Gilpin County has received \$2,015,687.82 in corona virus relief funds. If all expenses ended today, there would be only \$3,146.42 to pay from County funds for equipment and/or supplies.

**Resolution #22-02, Rescinding Fire Ban.** Sheriff Armstrong said the dwindling snow levels and low moisture make for a lower concern of fire danger, but there is still no burning allowed during high winds or red flag warnings. He said he felt comfortable in rescinding the current fire restrictions. Commissioner Isenhart moved to adopt Resolution #22-02, "Rescinding Temporary Stage 1 Fire Ban Imposed by Resolution #21-18." Commissioner Sill seconded the motion, which passed by a vote of 3 to 0.

**Highway Users Trust Fund (HUTF) Mileage Certification.** Craig Connell, Right-of-Way Specialist for Public Works, presented the HUTF mileage certification for 2021, noting the total had been reduced by 2.13 miles due to the annexation of a portion of Lake Gulch Road by the City of Black Hawk. Commissioner Sill moved to approve the HUTF Mileage Certification for 2021 by CDOT for Gilpin County. Commissioner Isenhart seconded the motion, which passed by a vote of 3 to 0.

**Resolution #22-01, Renumbering/Redistricting Legislative Districts.** Clerk and Recorder Sahari McCormick presented Resolution #22-01, "To Adopt the Legislative Districts as Set Out by the Colorado Independent Redistricting Commissions" saying that after the 2020 US Census results were tabulated, congressional and state legislative districts were redrawn and renumbered. Resolution #22-01 will establish the number of active voters per precinct as compared to the census performed in 2010. The redistricting resulted in legislative district numbers being changed in Gilpin, but nothing was divided or altered. The Colorado Independent Congressional and Legislative Redistricting Commissions put into place that: the Gilpin Congressional District remains District 2; the Gilpin House District was renumbered from 13 to 49; and the Gilpin Senate District was renumbered from 16 to 8. Resolution #22-01 puts on record that the numbers have been officially changed, and includes a list of the six precincts and total number of active voters in each. Commissioner Sill moved to adopt Resolution #22-01, "To Adopt the Legislative Districts as Set Out by the Colorado Independent Redistricting Commissions." Commissioner Isenhart seconded the motion, which passed by a vote of 3 to 0.

**Clerk and Recorder's Monthly Report.** Chief Deputy Clerk Ashley Martin reported on operations in that office for the month of December 2021, saying that revenues from the Recording division were stable, the motor vehicle (MV) was unexpectedly low, but up by \$463,000 from last year. Also, from 2019 to 2021, all categories of revenues have increased. She gave information on several ways vehicle registrations can be renewed and how to register newly purchased vehicles. Services in the Recording division are now available online, with most payable by credit card.

**Local Liquor Licensing Authority.** Commissioner Isenhart moved to recess as the Board of County Commissioners and convene as the Local Liquor Licensing Authority. Commissioner Sill seconded the motion, which passed by a vote of 3 to 0.

**Liquor License Renewal Application—Last Shot, LLC.** Chief Deputy Clerk Ashley Martin presented an annual renewal application for the hotel restaurant license for Last Shot, LLC, dba Last Shot, located at 17268 Highway

119, with a current expiration date of February 28, 2022. Commissioner Isenhart moved to approve the application at the local level, as presented, with a new expiration date of February 28, 2023. Commissioner Sill seconded the motion, which passed by a vote of 3 to 0.

**Board of County Commissioners.** Commissioner Isenhart moved to adjourn as the Local Liquor Licensing Authority and reconvene as the Board of County Commissioners. Commissioner Sill seconded the motion, which passed by a vote of 3 to 0.

**Legal Status Report.** County Attorney Bradford Benning advised the Commissioners on the following legal issues:

Toll Trail Intergovernmental Agreement (IGA) with Boulder County. The Board discussed the Toll Trail IGA in 2021, and their remaining concerns have now been addressed. The IGA retains the Gilpin County Sheriff's Office's authority to enforce park rules on the Toll Trail; however, Boulder County Park Service (BCPS) Rangers will have the authority to patrol this limited-use hiking trail and issue citations. Violations will be heard in Gilpin County Combined Courts, as the majority of the trail is in the Gilpin County jurisdiction. One issue from the last discussion was to ensure Gilpin County retained the ability to act and take control. The two law enforcement agencies' authority do not interfere with each other. Commissioner Hollingsworth noted the concern with trail users parking on Gilpin County roads and accessing the trail from the Gilpin County side, which is on private property. The intention was for it to be accessed via Boulder County. County Attorney Benning will work on that point and return to the Board with a final Agreement

Gross Dam Reservoir Expansion Project Meeting Dates. Gilpin County Paralegal Sarah Baciak informed the Board that Denver Water will give two different presentations on what to expect as the Gross Dam Reservoir expansion begins; one for residents on Highway 72, Crescent Park Drive, Gross Dam Road, and the Coal Creek Canyon area on February 3, 4 and 5, and one for residents on the north shore and west side of the reservoir on February 5 and 6. These will be in-person meetings, with information available online at <https://febconstructionoutreach.rsvpify.com>. (There is no "s" in "construction" in the URL.)

#### **Board of County Commissioners Status Reports.**

Notice of Public Meetings. The Board's upcoming public meetings that could be attended by more than one Commissioner and at which public business may be discussed will include: February 1 and February 15. Interviews with candidates for the Gilpin County manager position will be scheduled soon, and a list of potential work session topics has been compiled.

Designation of Newspaper of Record. The Board held a public work session on January 14 to hear input from both local newspapers, the *Weekly Register-Call* and the *Mountain-Ear*. Prior to the public work session, Paralegal Sarah Baciak had performed extensive research, and County Attorney Benning had given the Board his legal opinion on a newspaper's eligibility to be appointed as a jurisdiction's newspaper of record and on a jurisdiction appointing two newspapers.

Commissioner Sill moved to help the next Board and those in the future, by taking a modest price increase and designating both local newspapers as Gilpin County's newspaper of record. Commissioner Isenhart seconded the motion with the understanding that more discussion is needed. County Attorney Benning said he would work with both newspapers to negotiate lower prices. The motion passed by a vote of 2 to 1, with Commissioner Hollingsworth voting against. Both the *Weekly Register-Call* and the *Mountain-Ear* will be the newspapers of record for 2022. The Board agreed that 2022 is a trial for this arrangement, with additional costs and staff work to be considered.

#### Commissioner Comments.

- Commissioner Isenhart said she hoped everyone had had a good Martin Luther King Jr. Day, and remembered his good work and is keeping his dream alive.
- Commissioner Sill asked about the new location of some neglected horses coming out of Grand County. Commissioner Hollingsworth said they had been transported to an equine center in Franktown under the oversight of the Humane Society.
- Commissioner Hollingsworth said tomorrow, January 19, 2022, is the date people can request a COVID test be delivered to their home by the federal government via [covidtests.gov](https://covidtests.gov).
- Commissioner Hollingsworth referred to the Marshall Fire saying she had known the man who died. She said he was a gardener, liked to dance, and she and friends had remembered him with stories.
- Commissioner Hollingsworth referred to her appointment as Board Chair and thanked Commissioner Isenhart for being a good mentor to her and Commissioner Sill, and working with them on how to make motions. Commissioner Isenhart said it was her pleasure, and that Chair Hollingsworth is doing a fine job. Commissioner Sill thanked Commissioner Isenhart for doing an excellent job, saying it is hard work with no county manager.

**Minutes.**

Commissioner Sill moved to approve the Board of County Commissioners Meeting Minutes for December 14, 2021, with modest modifications. Commissioner Isenhart seconded the motion, which passed by a vote of 3 to 0.

Commissioner Isenhart moved to approve the Board of County Commissioners Meeting Minutes for January 4, 2022. Commissioner Sill seconded the motion, which passed by a vote of 3 to 0.

**Public / Press Comment.** Publisher Barbara Hardt said the *Mountain-Ear* provides a free subscription to anyone who can't afford one.

**Adjourn.** There being no further business to come before the Board, they adjourned at 10:39 a.m.

Signed this 01<sup>st</sup> day of February 2022.