

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

April 19, 2022

A regular meeting of the Board of County Commissioners of Gilpin County was held on April 19, 2022, at the Gilpin County Old Courthouse and online. Chair Sandy Hollingsworth called the meeting to order at 9:00 a.m. In attendance were Chair Hollingsworth, Commissioner Linda Isenhardt, Commissioner Web Sill, County Manager Ray Rears, County Attorney Bradford Benning, and Deputy Clerk to the Board Sharon Cate.

National Volunteers Week. Commissioner Hollingsworth expressed the Board's appreciation to all of the volunteers assisting community non-profit organizations, Gilpin County departments and others, saying they add value to organizations.

Earth Day. Since 1970, April 22 has been celebrated as Earth Day, which now includes a wide range of events worldwide. The Board encouraged the planting of trees and other beneficial acts to improve the health of the planet.

Public/Press Comment.

Jim Crawford, 273 E Dory Drive, spoke on behalf of the Gilpin County Historical Society, invited the Board and residents to the Spring Festival on April 23, and gave details about the grand opening of the exhibit for the Weekly Register-Call print shop and printing press.

Donna Okray Parman, 529 Highpoint, expressed her views on the reorganization of the County's web site, tree hauling from the Gross Reservoir Expansion project, and her desire for a town-hall type of meeting regarding short-term rentals.

Gilpin Care Givers were unable to comment via the online option, as their audio would not connect despite several attempts.

COVID-19 Update. Public Health Coordinator Alisa Witt:

- The local positivity rate is up to 11.1%, but is likely a statistical anomaly, as most testing is now done with self-tests, for which the reporting is not nearly as accurate. Overall, the state is below 5% positivity.
- A vaccination clinic will be held at the Monarch Casino on April 29, from 7:00 a.m. to 5:00 p.m.; no appointment is needed. A large bus will be parked there for the clinic. Two vaccination busses will be scheduled for separate events at the Community Center, details to be announced soon.
- Polymerase chain reaction (PCR) testing continues to be available at the Public Health Office on Tuesdays from 11:30 a.m. to 2:30 p.m.
- Recruiting continues for the vacant Environmental Health Specialist position.
- Well water testing is going well.

Consideration of Master Task Order with Colorado Department of Public Health and Environment. Public Health Coordinator Witt explained that the Master Task Order (MTO) with the Colorado Department of Public Health and Environment (CDPHE) sets protocol for processing other public health contracts, which are referred to as task orders. The MTO has a five-year term and has been updated to show Commissioner Hollingsworth as the board chair. Commissioner Sill moved to approve the Master Task Order with CDPHE effective July 1, 2022, with one correction in the chair's signature section. Commissioner Isenhardt seconded the motion, which passed by a vote of 3 to 0.

Mobile Medication Assistance Treatment. The Jefferson Center for Mental Health's mobile medication assistance van is grant funded through the State to offer substance addiction treatment options in rural areas. This treatment option is part of the State's Opioid Settlement Plan. The van parks near the Z Stop convenience store one day per week.

Human Services Agreement for Child Abuse and Neglect Assessment Services. Human Services Director Laura Solomon presented an Intergovernmental Agreement (IGA) with Adams County for Child Abuse and Neglect Assessment Services, noting the request had been reviewed by the Board twice in the past few months. Through the IGA, Gilpin County caseworkers would perform intake services, meaning preliminary investigations on some family cases to determine if children need resources. The IGA includes a two-tier payment method for payment to Gilpin County, according to the level of complexity in each case. Through the period of the agreement, Gilpin County families' needs will take priority over others. Commissioner Isenhardt moved to approve the Intergovernmental Agreement for Child Abuse and Neglect Assessment Services with Adams County for a period of one year from the date the document is fully signed by both counties. Commissioner Sill seconded the motion, which passed by a vote of 3 to 0.

Resolution #22-07, Adopting the Gilpin County Emergency Operations Plan. The Emergency Operations Plan approved by the Board on April 5, 2022, requires the adoption of a resolution as part of the overall Plan packet.

Commissioner Sill moved to adopt Resolution #22-07, "Adopting the Gilpin County Emergency Operations Plan." Commissioner Isenhart seconded the motion, which passed by a vote of 3 to 0.

County Treasurer and Public Trustee Items. County Treasurer and Public Trustee Mary Lorenz presented the following reports.

Treasurer, March 2022. Property tax collections are on track. The "Suspense Fund" is the 911 non-county funds that are administered by the Treasurer's Office.

Public Trustee, First Quarter 2022. Most of the Public Trustee's work has been mortgage releases, with one foreclosure having been withdrawn this quarter. Commissioner Isenhart moved to accept the Public Trustee's First Quarter 2022 report. Commissioner Sill seconded the motion, which passed by a vote of 3 to 0.

Clerk and Recorder McCormick's Monthly Report. Clerk and Recorder Sahari McCormick reported on operations in that office during March 2022, saying revenues were down from March of 2021, but up from March of 2020. The Board had no questions.

Resolution #22-08, Clear Ballot Contract for Election Verification. Clerk and Recorder McCormick presented a contract for the recounting of ballots to be cast in the November 2022 election, and certification of the results by the Dominion voting machines. If approved, the contract would be adopted via Resolution #22-08. County Attorney Benning said he had worked with Clear Ballot and the final version of the contract was acceptable. Commissioner Hollingsworth read proposed Resolution #22-08 aloud. Commissioner Isenhart moved to adopt Resolution #22-08 "Awarding Contracts to Recount and Retally the Results from the November 8, 2022 Election and Confirm the Accuracy from the Dominion Ballot Machines." Commissioner Sill seconded the motion, which passed by a vote of 3 to 0.

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 Tasting Event Application—Mid County Liquor. Chief Deputy Clerk Ashley Martin presented an application by MKM Hospitality, LLC, dba Mid County Liquor, for a Liquor Tasting Event Permit, saying the application was complete and the fee has been paid. Commissioner Sill moved to approve the application by MKM Hospitality, LLC, dba Mid County Liquor, for a Liquor Tasting Event Permit for the remainder of 2022. Commissioner Isenhart 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.

Boundary Line Adjustment Application—BLA #21-4. County Planner Tami Archer presented a boundary line adjustment (BLA) application for two narrow tracts of land on Fireweed Lane near Pisgah Lake Road, owned by Matthew Emmons and Jeffrey Payne—MS 4783 – Wedge, and MS 4783 – Chloride. The current configuration of the two lots makes construction nearly impossible; no new parcels would be created by the proposed BLA. Commissioner Sill moved to approve BLA #21-4, for Matthew Emmons and Jeffrey Payne creating new Lot 1, and new Lot 2, as depicted on the final plat. Commissioner Isenhart seconded the motion, which passed by a vote of 2 to 1, with Commissioner Hollingsworth voting against.

Boundary Line Elimination Application—BLE #22-1. County Planner Archer presented a Boundary Line Elimination (BLE) application for Andrea Wrobel, combining the Hooson Tract and the existing Small Tracts Act (STA) 1168, SE ¼ T2S R73W acquired from the US Forest Service, which is located within the larger Hooson Tract. Commissioner Isenhart moved to approve the application for BLE #22-1 for property owner Andrea Wrobel. Commissioner Sill seconded the motion, which passed by a vote of 3 to 0.

Associated Governments of Northwest Colorado Intergovernmental Agreement. The Associated Governments of Northwest Colorado (AGNC) is a council of governments whose function is to facilitate the certification of corporate and contribution pass-through tax credits, and similar types of programs. AGNC administers the Northwest Enterprise Zone for these services to qualifying applicants. Historically, Gilpin County and Central City have each paid \$1,000.00 annually to AGNC to make these services available to local non-profit organizations in portions of both jurisdictions. The tax credits can also help owners rehabilitate vacant buildings in Central City. County Attorney Benning said he worked with AGNC on the intergovernmental agreement, which has a five-year term, and the modification of the clause for termination of the agreement has been agreed upon in general. Commissioner Sill moved to approve the Intergovernmental Agreement between Gilpin County and AGNC. Commissioner Isenhart seconded the motion with the amendments, which passed by a vote of 3 to 0. County Attorney Benning will communicate the Board's decision to AGNC.

County Manager's Report. County Manager Rears reported the following:

- His 30-day assessment of County operations/needs should be completed soon.
- He met with Jefferson County Public Health to review details in the Master Task Order approved by the Board earlier today.

- The County's website will be updated then hosted by the Statewide Information Portal Authority (SIPA) at no cost to County, but a separate developer/designer will also be hired. The new website will be compliant with the Americans with Disabilities Act (ADA) and will be easier to navigate.

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

Formal Policy for Colorado Open Records Act (CORA) Requests. Work continues on a proposed policy for CORA requests, which creates a staff team to address and comply with all CORA requests, and includes pricing for documents and/or staff time. Paralegal Sarah Baciak will serve as the team leader to ensure the County's response is legally accurate. A formal resolution will be proposed at the next Board meeting.

Board of County Commissioners Status Report.

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: May 3, the next Board of County Commissioners meeting; April 20, a staff meeting between the Board and County Manager Rears. County Manager Rears will schedule a training session by the Colorado Department of Local Affairs (DOLA) to address questions regarding public meetings.

Local Government Limited Gaming Impact Fund Application Information. Commissioner Hollingsworth gave an update on the Local Government Limited Gaming Impact (LGLGI) Fund application process, explaining that there is now an advisory committee that reviews all applications. Clear Creek County Commissioner George Marlin represents Gilpin and Clear Creek counties. The advisory committee met in March 2022 to revise criteria for 2022 applications, but has not yet issued that information. There could be additional entities now eligible within the counties. The Colorado Department of Local Affairs (DOLA) and Gilpin County will post the new criteria as soon as it is available. Due to the impacts of the COVID-19 pandemic, LGLGI funds were reduced for two years to \$1.7 million, but this year the State Joint Budget Committee will restore the fund back to \$5 million statewide, if the governor signs the bill. After review and approval of the applications by the LGLGI Advisory Committee, the applications will be forwarded to the respective Board of County Commissioners (Teller and Gilpin counties) for their decision on distribution of the funding.

Update to Commissioners' List of Committees and Boards. In 2023, there will likely be a new State department overseeing childcare centers regarding compliance, quality of services and reporting. This will benefit some Gilpin County residents, so Commissioner Hollingsworth thought it would be important for a commissioner to sit on the Board of the Eagles' Nest Early Learning Center (ENELC). Commissioner Isenhart moved to approve having Chair Sandy Hollingsworth sit on the ENELC Board of Directors. Commissioner Sill seconded the motion, which passed by a vote of 3 to 0.

Departmental Quarterly Reports. County Manager Rears advised the Board that departmental quarterly reports are informational only and no presentations will be made unless the Board requests otherwise. The commissioners expressed their appreciation for these reports.

Minutes. Commissioner Sill moved to approve the Board of County Commissioners Meeting Minutes for March 15, 2022. Commissioner Isenhart seconded the motion, which passed by a vote of 3 to 0.

Public / Press Comment. Amber Cusano, 105 Conestoga Road, requested earlier notification of scheduled meetings and public hearings regarding short-term rentals.

Adjourn to Executive Session. Commissioner Isenhart moved to adjourn into Executive Session to Discuss County Security Interests Pursuant to:

- C.R.S. 24-6-402(4)(d) to discuss specialized details of security arrangements with the Gilpin County Office of Emergency Management (OEM), and
- C.R.S. 24-6-402(4)(b) to receive legal advice from County Attorney regarding specialized details of security arrangements with Office of Emergency Management.

Commissioner Sill seconded the motion, which passed by a vote of 3 to 0. There being no further business to come before the Board, they adjourned at 11:19 a.m.

Signed this 17th day of May 2022.