

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

January 12, 2010

A regular meeting of the Board of County Commissioners of Gilpin County was held on January 12, 2010, at the Gilpin County Old Courthouse. Chair Whitman called the meeting to order at 9:00 a.m. In attendance were Chair Forrest Whitman; Commissioner Jeanne Nicholson and Commissioner Buddy Schmalz; County Manager Roger Baker; County Attorney Jim Petrock; and Sharon Cate, Deputy Clerk to the Board.

Notice of Public Meetings. The public meetings in the upcoming two weeks that could be attended by more than one Commissioner and at which public business may be discussed will include:

- Five-county monthly lunch meeting, January 15, noon, at the Legislative Services Building
- Mine waste superfund site water treatment informational meeting, EPA/CDPHE, January 19, 6:30 p.m., at the Gilpin County Old Courthouse
- Colorado Counties, Inc., Legislative Reception, January 21, 5:00 p.m., at the Capitol

The Board of County Commissioners canceled their January 19, 2010 meeting.

Legal Status Report. County Attorney Jim Petrock advised the Commissioners they would need to hold an Executive Session to receive legal advice on the Dory Lakes Property Owners Association litigation.

2010 Annual Appointments. The Commissioners made the following appointments for the year 2010:

Chair, Board of County Commissioners. Commissioner Nicholson moved to appoint Buddy Schmalz as the Chair of the Board of County Commissioners. Commissioner Whitman seconded the motion, which passed by a vote of 3 to 0.

Commissioners to Convey. Commissioner Nicholson moved to appoint Buddy Schmalz, Forrest Whitman and Jeanne Nicholson as the Commissioners to Convey. Commissioner Schmalz seconded the motion, which passed by a vote of 3 to 0.

Budget Official. Commissioner Nicholson moved to appoint Clorinda Smith as the County Budget Official. Commissioner Schmalz seconded the motion, which passed by a vote of 3 to 0.

County Manager. Commissioner Nicholson moved to appoint Roger Baker as the County Manager. Commissioner Schmalz seconded the motion, which passed by a vote of 3 to 0.

County Attorney. Commissioner Nicholson moved to appoint Jim Petrock as the County Attorney. Commissioner Schmalz seconded the motion, which passed by a vote of 3 to 0.

Administrative Assistant to the Board of County Commissioners. Commissioner Nicholson moved to appoint Sharon Cate as the Administrative Assistant to the Board of County Commissioners. Commissioner Schmalz seconded the motion, which passed by a vote of 3 to 0.

Board of Adjustment. Commissioner Nicholson moved to appoint Jeanne Nicholson, Forrest Whitman and Buddy Schmalz as the Board of Adjustment. Commissioner Schmalz seconded the motion, which passed by a vote of 3 to 0.

Chief Building Inspector. Commissioner Nicholson moved to appoint Community Development Director Tony Petersen as the Chief Building Inspector. Commissioner Schmalz seconded the motion, which passed by a vote of 3 to 0.

Depository Banks. Commissioner Nicholson moved to appoint Wells Fargo, Colorado Trust General, Colorado Trust CDT and C-Safe as the Depository Banks for Gilpin County. Commissioner Schmalz seconded the motion, which passed by a vote of 3 to 0.

Newspaper of Record. Commissioner Nicholson moved to appoint the *Weekly Register-Call* as Gilpin County's Newspaper of Record. Commissioner Schmalz seconded the motion, which passed by a vote of 3 to 0.

Annual Commissioner Committee and Board Assignments. Annually, each Commissioner is assigned to serve on several Colorado Counties, Inc. (CCI), steering committees, as well as many other County-related committees and boards. The Commissioners reviewed a list of those committees and boards and individually accepted assignments to each. Commissioner Schmalz moved to adopt the list as updated for 2010, plus the addition of the Triad Early Childhood Council. Commissioner Nicholson seconded the motion, which passed by a vote of 3 to 0.

Commissioner Schmalz assumed the responsibilities of Chair of the Board of County Commissioners at 9:20.

The Board of County Commissioners recessed at 9:20 and convened as the Board of Health.

Medical Services Agreement—Mountain Family Health Centers. Gilpin County Public Health Coordinator Ann Marie Bailey presented an agreement between Gilpin County and the Mountain Family Health Centers (MFHC) for the administration of seasonal flu shots, two flu vaccination clinics and the administration of hepatitis B vaccine to County employees in certain jobs. Commissioner Nicholson suggested adding language to the contract requiring MFHC to notify Coordinator Bailey by September 1, 2010, if adequate staff would not be available at the health centers for either clinic. She also asked Coordinator Bailey to distribute information to local residents, the local newspapers and the Gilpin County Board of Health what arrangements she had made for services that will no longer be provided by MFHC, such as consultation to: the Eagles' Nest Early Learning Center; the Seniors at the Community Center meal site; the After-School program staff; and the Summer Camp staff for Cardio-Pulmonary Resuscitation (CPR) and other certifications. Commissioner Nicholson emphasized that the community needed to know that the services would still be available and paid for by Gilpin County, but that they would be provided by someone other than MFHC.

Commissioner Nicholson moved to approve the agreement with the addition of proper notification by MFHC to Coordinator Bailey by September 1, 2010, if adequate staff was not available to conduct one or both clinics. Commissioner Schmalz seconded the motion, which passed by a vote of 3 to 0.

Commissioner Nicholson stated that staff at MFHC (established in 1978) has assured her that even though some services would have to be scaled back, they were working hard to keep the clinic open and to provide primary health care. Commissioner Whitman, who serves on the MFHC Board of Directors, agreed with Commissioner Nicholson's comments and said the Board had received a fair amount of public comment regarding the need to keep the clinic open, and was determined to do so.

The Board of Health adjourned and reconvened as the Board of County Commissioners.

Public Trustee's Reports. Gilpin County Treasurer and Public Trustee Alynn Huffman gave the following reports:

Fourth Quarter—2009. Treasurer Huffman had prepared bar graphs showing the comparative numbers of foreclosures from 2009 and previous years dating back to 2000. She explained that the numbers continued to grow, despite her department's best efforts and recent state and federal legislation, and that with a number of balloon payment mortgages now beginning to come into play, she expected the situation would continue to get worse in 2010. She explained that for the first time in many years, the Public Trustee Reserve Account exceeded the budgeted amount, so a check would be deposited into the Public Trustee Salary Fund.

Commissioner Whitman moved to accept the Public Trustee's Fourth Quarter Report, including a check of \$6,401.22 from the Operating Account and \$781.27 from the Reserve Account into the Public Trustee Salary Fund, and a check of \$4,470.13 for 2009 to the to the Public Trustee Salary Fund in the County General Account. Commissioner Nicholson seconded the motion, which passed by a vote of 3 to 0.

Year-End—2009. The year-end report included a monthly break down of all 2009 Releases; while December figures were better than November's, they continue to be very low. Commissioner Nicholson said the chart was an important tool for citizens, and expressed her hope that the press would do a story on the Commissioners' concern for families which have lost their homes or are struggling to keep them; she added that the issue has affected Gilpin County, just as it has the nation. Commissioner Nicholson also complimented Treasurer Huffman and her staff for all they've done to help people to keep from losing their homes.

County Manager Status Report. County Manager Roger Baker updated the Commissioners on the following items:

Monthly Departmental Reports. The monthly departmental reports that had been submitted were discussed. The Parks and Recreation report shows continued progress in energy savings at the Community Center. Commissioner Nicholson asked how close the County was to using solar energy to heat the pools. County Manager Baker said the Governor's Energy Office has said its programs are moving forward again and that they expect to award funds for projects soon.

Gilpin Connector Report. Ridership data indicates the free Gilpin Connector bus is used a little less during the winter months, but that the use is still strong.

Minutes.

Commissioner Whitman moved to approve the Board of County Commissioners Meeting Minutes for January 5, 2010. Commissioner Nicholson seconded the motion, which passed by a vote of 3 to 0.

Commissioner Whitman moved to approve the Board of Human Services Meeting Minutes for January 5, 2010. Commissioner Nicholson seconded the motion, which passed by a vote of 3 to 0.

Historic Advisory Commission Appointments. Commissioner Nicholson moved to appoint Linda Jones and Vicki Nemeč to three-year terms on the Gilpin County Historic Advisory Commission. Commissioner Whitman seconded the motion, which passed by a vote of 3 to 0.

Executive Session/ Adjournment. Commissioner Nicholson moved to adjourn to Executive Session to receive legal advice on the Dory Lakes Property Owners Association litigation. Commissioner Whitman 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 9:45 a.m.

Signed this 26th day of January 2010