SUMMIT COUNTY BOARD OF COUNTY
Tuesday, August 13, 2019, 1:30 p.m.
SUMMARY MINUTES

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I. CALL TO ORDER
The Meeting of the Board of County Commissioners on Tuesday, August 13, 2019 was called to order by Chair, Thomas C. Davidson, at 1:30 p.m. in the Summit County Courthouse, 208 Lincoln Avenue, Breckenridge, Colorado.

II. ROLL CALL
Board Members present and answered to the roll call were:
- Thomas C. Davidson, Chair
- Karn Stiegelmeier, Commissioner
- Elisabeth Lawrence, Commissioner

Staff Present were as follows: Scott Vargo, County Manager; Jeff Huntley, County Attorney; Bentley Henderson, Assistant County Manager; Sarah Vaine, Assistant County Manager; Julie Sutor, Director of Communications; Marty Ferris, Finance Director; Don Reimer, Planning Director; Lesley Hall, Animal Control Director; Suzanne Pugsley, Planner I; Jason Lederer, Senior Resource Specialist; Brian Lorch, Open Space & Trails Director; Amy Wineland, Public Health Director; Katherine King, Senior Resource Specialist; Lauren Gilbert, Public Health Nurse; Sara R. Lopez, Administrative Assistant; Eva Henson, Administrative Manager and Lori Dwyer, Deputy Clerk.


III. APPROVAL OF AGENDA
The agenda was approved, as presented.

IV. CITIZEN COMMENT

V. CONSENT AGENDA
A. Approval of 7-16-19 Emergency Meeting and 7-23-19 Regular Meeting Minutes. Approved as presented; and
B. Warrant Lists of 7-16-19 to 7-31-19 (Finance). **Approved as presented by the Finance Department; and**

C. Approval of the Summit Head Start 0-5 Annual Report. **Approved as presented; and**

D. Approval of the 2019 Community Assessment Update (Early Childhood Options). **Approved as presented; and**

E. Approval of Revised Early Head Start (EHS) Change of Scope Application regarding conversion of Home Visitation Slots to Childcare (Early Childhood Options). **Approved as presented; and**

F. A request for a Lot Line and Utility Easement Vacation between Lots 11 and 12, Block 5, Quandary Village Sub #1; a total of 1.04 acres; zoned R-2. (PLN19-062/Pete Deininger) Upper Blue Basin (Planning). **Approved Resolution 2019-56; and**

G. Authorization for the Chair to execute the covenant and operating agreement for the Employee and Affordable Housing Development at Copper Mountain AKA North Alpine Housing, in the Copper Mountain PUD. (PLN19-016/Graeme Bilenduke) Ten Mile Basin (Planning). **Approved as presented; and**

H. Adoption of a New Electrical Fee Schedule per House Bill 19-1035 (Building Inspection). **Approved Resolution 2019-57; and**

I. Approval of Intergovernmental Agreement Regarding Special Sales Tax on Tobacco, Tobacco Products and Nicotine Products (Attorney). **Approved as presented; and**

J. Approval of the Memorandum of Understanding (MOU) between Summit County and the Town of Breckenridge concerning Development Rights on Jointly Owned Properties in order to create an Upper Blue Basin Housing Extinguishment Account approved via PLN19-004 (Planning). **Approved as presented; and**

K. Liquor License Renewal for Cris Jo Corporation dba CALA PUB AND RESTAURANT; Hotel & Restaurant; Cristina Kelly; located at 40 Cove Boulevard Unit A, Dillon, CO 80435 (Clerk). **Approved as presented; and**

L. Approval of a Resolution concerning the authorization of the Colorado New Energy Improvement District to conduct its new Energy Improvement Program – Colorado Commercial Property Assessed Clean Energy (C-PACE) (Attorney). **Approved Resolution 2019-58; and**

**MOTION:** A motion was made by Commissioner Stiegelmeier and seconded by Commissioner Lawrence to approve the Consent Agenda, items A-L, including Resolution 2019-56, Resolution 2019-57, and Resolution 2019-58 as referenced above.

**MOTION PASSED UNANIMOUSLY BY THE BOARD PRESENT**

**VI. NEW BUSINESS**

**VII. PUBLIC HEARING**

A. Consideration of an Increase of Fee Assessments for the Summit County Animal Control Shelter (Animal Shelter).

Lesley Hall gave an overview of the Animal Shelter's fees and fee history and noted that this was reviewed with the BOCC in detail at this morning's Work Session.

Commissioner Stiegelmeier thanked staff for their efforts in revising the fee assessments.

Commissioner Davidson opened and closed the hearing with no public comment.
MOTION: A motion was made by Commissioner Stiegelmeier and seconded by Commissioner Lawrence to approve Resolution 2019-59, Consideration of an Increase of Fee Assessments for the Summit County Animal Control Shelter (Animal Shelter).

B. Consideration of a Resolution providing for the referral of a ballot measure to the registered qualified electors of Summit County, Colorado, authorizing the ongoing extension, with no increase in tax rates, of the existing mill levy for open space, natural areas and trails, and other public purposes previously approved by the voters in 2008 by Summit County Referred Measure 1(A); prescribing the form of the ballot issue for submission at such election; and providing for certification of the ballot issue to the County Clerk and Recorder (Manager/Finance/Attorney).

Scott Vargo gave an overview of the staff memo, rationale for the continuation of the “2010 fund”, and recommended that it be placed on the ballot in November.

Commissioner Davidson opened and closed the hearing with no public comment.

MOTION: A motion was made by Commissioner Lawrence and seconded by Commissioner Stiegelmeier to approve Resolution 2019-60, Consideration of a Resolution providing for the referral of a ballot measure to the registered qualified electors of Summit County, Colorado, authorizing the ongoing extension, with no increase in tax rates, of the existing mill levy for open space, natural areas and trails, and other public purposes previously approved by the voters in 2008 by Summit County Referred Measure 1(A); prescribing the form of the ballot issue for submission at such election; and providing for certification of the ballot issue to the County Clerk and Recorder (Manager/Finance/Attorney).

C. Consideration of a Resolution providing for the referral of a ballot measure to the registered qualified electors of Summit County, Colorado, authorizing the levy of a county-wide special sales tax on cigarettes and all other tobacco and nicotine products sold, including e-cigarettes and vaping devices, commencing January 1, 2020; prescribing the form of the ballot issue for submission at such election; and providing for certification of the ballot issue to the County Clerk and Recorder (Manager/Finance/Attorney).

Amy Wineland gave an overview of Public Health’s role in recommendations to maintain the public’s health. She cited both nationwide and local statistics that prompted the recommendation of increasing the price of nicotine products, increasing the minimum age for purchase, and requiring licensing for vendors selling nicotine products.

Commissioner Davidson opened the hearing for public comment.

Breanna Roach gave a perspective of the exposure to tobacco that local youth face on a daily basis.

Courtney Brown noted that 95% of adult nicotine users began smoking before the age of 18.

Logan Simson noted that teens’ brains are still developing, and their decision-making centers are not fully developed. She noted that this makes them prone to making impulse decisions, such as using nicotine products. Ms. Simson also noted that 18-year-old students often supply tobacco products to younger students.

Lauren Gilbert spoke to the history of tobacco control in the United States. She also noted some of the public health effects of tobacco use. Ms. Gilbert also noted that a local work group was
formed to recommend solutions to the County’s youth tobacco use problem, and gave an overview of the group’s efforts and recommendations.

John Cutroneo noted his concerns that, as an owner of a local business that sells tobacco products, the ballot measure in question could have a significant impact on that business.

Jeff Huntley confirmed with Ms. Wineland that she has presented this issue to all Summit County town councils. Mr. Huntley also noted that a notice was published on Summit County’s website and a special notice was published with the local newspapers on Friday, August 9th.

Commissioner Davidson closed the hearing for public comment.

Commissioner Stiegelmeier commended the youth that participated in the meeting for their thoughtfulness in their comments.

Commissioner Lawrence noted her concerns about youth tobacco use, as she has a child who will be entering high school shortly. She also noted her concerns about placing a tax on cigars, and noted that vaping is the main concern.

MOTION: A motion was made by Commissioner Lawrence and seconded by Commissioner Stiegelmeier to approve Resolution 2019-61, Consideration of a Resolution providing for the referral of a ballot measure to the registered qualified electors of Summit County, Colorado, authorizing the levy of a county-wide special sales tax on cigarettes and all other tobacco and nicotine products sold, including e-cigarettes and vaping devices, commencing January 1, 2020; prescribing the form of the ballot issue for submission at such election; and providing for certification of the ballot issue to the County Clerk and Recorder (Manager/Finance/Attorney).

D. Note* This item has been Canceled – the applicant has withdrawn their application Request for New Liquor License for Loge Camps LLC dba LOGE BRECKENRIDGE; Hotel & Restaurant; Johannes Ariens & Cale Genenbacher; located at 165 High Tor Road, Breckenridge, CO (Clerk) Continued from the June 25, 2019 Regular Meeting.

VI. ADJOURNMENT

The meeting was adjourned at 2:06 P.M.

Respectfully submitted,

Lori Dwyer, Deputy Clerk

Approved by:

Thomas C. Davidson, Chair

NOTE: These minutes are a summary of the proceedings and motions of the August 13, 2019 Board of County Commissioners’ Regular Meeting. The complete digital recording is available in the Office of the Clerk & Recorder, Summit County Courthouse, 2nd Floor, 208 Lincoln Avenue, Breckenridge, Colorado 80424.