



BOARD OF COUNTY COMMISSIONERS

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**SUMMIT COUNTY BOARD OF COUNTY COMMISSIONERS**

**Tuesday, March 22, 2016, 1:30 p.m.**

**SUMMARY MINUTES**

**I. CALL TO ORDER**

The Meeting of the Board of County Commissioners on Tuesday, March 22, 2016 was called to order by Chair, Thomas C. Davidson, at 1:31 p.m. in the County Commissioners' Meeting Room, 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

Dan Gibbs, Commissioner

Karn Stiegelmeier, Commissioner

Staff Present were as follows: Gary Martinez, County Manager; Jeff Huntley, County Attorney; Scott Vargo, Assistant County Attorney; Thad Noll, Assistant County Manager; Marty Ferris, Finance Director; Beverly Breakstone, County Assessor; Denise Steiskal, Deputy Assessor; Julie Sutor, Public Affairs Coordinator; Eva Henson, Administrative Manager and Suzanne Pugsley, Deputy Clerk.

Additional Attendees: Travis Stuard, Donald Kennen and Marc Hogan.

**III. APPROVAL OF AGENDA**

The Agenda was approved, as presented.

**IV. CITIZEN COMMENT**

**V. PROCLAMATIONS & ANNOUNCEMENTS**

- A. Resolution Proclaiming and Celebrating the Month of April 2016 as "The Month of the Young Child" (Youth and Family).

**MOTION: A motion was made by Commissioner Gibbs and seconded by Commissioner Stiegelmeier to approve Resolution 2016-09, Proclaiming and Celebrating the Month of April 2016 as "The Month of the Young Child".**

**MOTION PASSED UNANIMOUSLY BY THE BOARD PRESENT**

- B. Resolution Proclaiming April 10-16, 2016 as "National Public Safety Telecommunicators Week" in Summit County, Colorado (Communications).

**MOTION: A motion was made by Commissioner Gibbs and seconded by Commissioner Stiegelmeier to approve Resolution 2016-10, Proclaiming April 10-16, 2016 as "National Public Safety Telecommunicators Week" in Summit County, Colorado.**

**MOTION PASSED UNANIMOUSLY BY THE BOARD PRESENT**

**VI. CONSENT AGENDA**

- A. Warrant List of 3-1-2016 to 3-15-2016 (Finance). Approved as presented by the Finance Department**
- B. Approval of Minutes from the 3-7-2016 Regular Meeting. Approved as presented; and**
- C. Liquor License Renewal for Pizza on the Run Inc dba PIZZA ON THE RUN; Michele Rosol; Hotel & Restaurant; located at 0140 Ida Belle Dr, Keystone, CO (Clerk). The Sheriff's report indicated no record of negative information on the establishment and stated no reason to disapprove the issuance of the license at this time; and**
- D. Approval of 2016 Wildfire Annual Operating Plan (AOP) (Emergency Management). Approved as presented; and**
- E. Approval of Certification of Indebtedness to the Snake River Sewer Fund (Snake River Sewer). Approved as presented; and**
- F. Approval of Reappointments for Various Planning Commissions (Planning). Approved as presented; and**
- G. Approval to exercise option agreement to acquire the Bacon Lode Claims (Upper Blue) (Open Space & Trails). Approved as presented; and**
- H. Liquor License Renewal for Casa Sanchez LLC dba CASA SANCHEZ MEXICAN RESTAURANT; Osorio Alfredo Morales; Hotel & Restaurant; located at 189 Ten Mile Circle, Copper Mountain, CO (Clerk). The Sheriff's report indicated no record of negative information on the establishment and stated no reason to disapprove the issuance of the license at this time; and**
- I. Approval to amend Services Agreement (Attorney). Approved as presented; and**

**MOTION: A motion was made by Commissioner Gibbs and seconded by Commissioner Stiegelmeier to approve the Consent Agenda, items A-I.**

**MOTION PASSED UNANIMOUSLY BY THE BOARD PRESENT**

**VII. NEW BUSINESS**

**VIII. PUBLIC HEARING**

- A. 2015 Budget Amendment (Finance).**

Marty Ferris gave a brief overview of the proposed 2015 Budget Amendment. She noted that the amendment had been reviewed in detail at the work session this morning and requested approval of the Resolution.

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

**MOTION: A motion was made by Commissioner Stiegelmeier and seconded by Commissioner Gibbs to approve Resolution 2016-11, 2015 Budget Amendment.**

**MOTION PASSED UNANIMOUSLY BY THE BOARD PRESENT**

**B. 2016 Budget Amendment (Finance).**

Marty Ferris gave a brief overview of the proposed 2016 Budget Amendment. She noted that the amendment had been reviewed in detail at the work session this morning and requested approval of the Resolution.

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

**MOTION: A motion was made by Commissioner Gibbs and seconded by Commissioner Stiegelmeier to approve Resolution 2016-12, 2016 Budget Amendment.**

**MOTION PASSED UNANIMOUSLY BY THE BOARD PRESENT**

Prior to the following public hearing items C through F, Beverly Breakstone gave a brief introduction of the Assessor's Reference Library (ARL) and noted that the Assessors must abide by the four criteria as listed therein.

**C. Petition for Abatement or Refund of Taxes; Schedule No. 6513091; Lot 10 Angler Mountain Ranch Sub #2; Owner: Donald L. Kennen (Assessor).**

Ms. Breakstone reviewed the appraisal report and the four criteria as listed in the ARL. She noted that the criteria has not been met and recommended the Board uphold the denial of refund on the property taxes for years 2014 and 2015.

Commissioner Davidson opened the hearing for public comment.

Donald Kennen, petitioner, gave an overview of his report, disagreed with the Assessor and recommended approval of his petition.

Commissioner Davidson closed the hearing for public comment.

The Commissioners discussed and noted that although the property meets some of the criteria, it doesn't meet all criteria to approve the petition.

**MOTION: A motion was made by Commissioner Stiegelmeier and seconded by Commissioner Gibbs to deny the Petition for Abatement or Refund of Taxes; Schedule No. 6513091; Lot 10 Angler Mountain Ranch Sub #2; Owner: Donald L. Kennen (Assessor).**

**MOTION PASSED UNANIMOUSLY BY THE BOARD PRESENT**

- D. Petition for Abatement or Refund of Taxes; Schedule No. 400403; Lot 1 Dunkin Hill Sub#3; Owners: Marc P. Hogan and Marilyn C. Hogan; Agent: Travis Stuard, Duff & Phelps (Assessor).

Ms. Breakstone reviewed the appraisal report and the four criteria as listed in the ARL. She noted that the criteria has not been met and recommended the Board uphold the denial of refund on the property taxes for years 2013, 2014 and 2015.

Commissioner Davidson opened the hearing for public comment.

Marc Hogan, petitioner, gave a brief overview regarding the subject properties.

Travis Stuard, Tax Agent, gave an overview of his report, disagreed with the Assessor and recommended approval of the petition.

Commissioner Davidson closed the hearing for public comment.

The Commissioners discussed and noted that although the property meets some of the criteria, it doesn't meet all criteria to approve the petition.

**MOTION: A motion was made by Commissioner Stiegelmeier and seconded by Commissioner Gibbs to deny the Petition for Abatement or Refund of Taxes; Schedule No. 400403; Lot 1 Dunkin Hill Sub#3; Owners: Marc P. Hogan and Marilyn C. Hogan; Agent: Travis Stuard, Duff & Phelps (Assessor).**

**MOTION PASSED UNANIMOUSLY BY THE BOARD PRESENT**

- E. Petition for Abatement or Refund of Taxes; Schedule No. 4900139; Lot 2 Block 6 Hamilton Creek Sub #2; Owners: Robert L. Gilson and Jayne A. Gilson; Agent: Travis Stuard, Duff & Phelps (Assessor).

Ms. Breakstone reviewed the appraisal report and the four criteria as listed in the ARL. She noted that the criteria has not been met and recommended the Board uphold the denial of refund on the property taxes for years 2013, 2014 and 2015.

Commissioner Davidson opened the hearing for public comment.

Mr. Stuard, Tax Agent, gave an overview of his report, disagreed with the Assessor and recommended approval of the petition.

Commissioner Davidson closed the hearing for public comment.

The Commissioners discussed and noted that although the property meets some of the criteria, it doesn't meet all criteria to approve the petition.

**MOTION: A motion was made by Commissioner Gibbs and seconded by Commissioner Stiegelmeier to deny the Petition for Abatement or Refund of Taxes; Schedule No. 4900139; Lot 2 Block 6 Hamilton Creek Sub #2; Owners: Robert L. Gilson and Jayne A. Gilson; Agent: Travis Stuard, Duff & Phelps (Assessor).**

**MOTION PASSED UNANIMOUSLY BY THE BOARD PRESENT**

F. Petition for Abatement or Refund of Taxes; Schedule No. 101099; Lot 582 Golden Crown Sub; Owners: Robert W. Rust and Theresa N. Rust; Agent: Travis Stuard, Duff & Phelps (Assessor).

Ms. Breakstone reviewed the appraisal report and the four criteria as listed in the ARL. She noted that the subject properties are not titled with the exact same ownership name, which causes uncertainty regarding if ownership is the same person for the subject properties. She recommended the Board uphold the denial of refund on the property taxes for years 2013, 2014 and 2015.

The Commissioner's inquired for further clarification regarding the subject properties and ownership.

Ms. Breakstone stated that the property is contiguous, but other criteria has not been evaluated.

Commissioner Davidson opened the hearing for public comment.

Mr. Stuard, Tax Agent, gave an overview of his report, disagreed with the Assessor and recommended approval of the petition.

Jeff Huntley requested to continue the public hearing to a date certain, Tuesday, April 26, 2016 to have more time for the owners to correct their deed and for the Assessor's Office to review the criteria.

Commissioner Davidson closed the hearing for public comment.

**MOTION: A motion was made by Commissioner Gibbs and seconded by Commissioner Stiegelmeier to continue the Petition for Abatement or Refund of Taxes; Schedule No. 101099; Lot 582 Golden Crown Sub; Owners: Robert W. Rust and Theresa N. Rust; Agent: Travis Stuard, Duff & Phelps (Assessor), to the Regular Meeting on Tuesday, April 26, 2016.**

**MOTION PASSED UNANIMOUSLY BY THE BOARD PRESENT**

Mr. Stuard had requested prior to the meeting that Public Hearing items G through J be administratively denied.

- G. Petition for Abatement or Refund of Taxes; Schedule No. 6501727; Lot 85 Block 5 Bills Ranch Sub; Owner: Bringle Family Trust; Agent: Travis Stuard, Duff & Phelps (Assessor).
- H. Petition for Abatement or Refund of Taxes; Schedule No. 1000892; Lot 5 Keystone West Ranch Sub Phase 2; Owners: Gilbert D. Mook Trustee and Carol S. Mook Trustee; Agent: Travis Stuard, Duff & Phelps (Assessor).
- I. Petition for Abatement or Refund of Taxes; Schedule No. 1501477; Lot 10 Willow Creek Highlands; Owner: Karen L Kelly Trustee; Agent: Travis Stuard, Duff & Phelps (Assessor).
- J. Petition for Abatement or Refund of Taxes; Schedule No. 6506779; Lot 21 Cortina Ridge #1; Owner: Kellogg Interests LLC; Agent: Travis Stuard, Duff & Phelps (Assessor).

Commissioner Davidson opened and closed the hearing for public comment.

**MOTION: A motion was made by Commissioner Stiegelmeier and seconded by Commissioner Gibbs to administratively deny the Petition for Abatement or Refund of Taxes for the following four schedules: Schedule No. 6501727; Lot 85 Block 5 Bills Ranch Sub; Owner: Bringle Family Trust; Agent: Travis Stuard, Duff & Phelps (Assessor); Schedule No. 1000892; Lot 5 Keystone West Ranch Sub Phase 2; Owners: Gilbert D. Mook Trustee and Carol S. Mook Trustee; Agent: Travis Stuard, Duff & Phelps (Assessor); Schedule No. 1501477; Lot 10 Willow Creek Highlands; Owner: Karen L Kelly Trustee; Agent: Travis Stuard, Duff & Phelps (Assessor); Schedule No. 6506779; Lot 21 Cortina Ridge #1; Owner: Kellogg Interests LLC; Agent: Travis Stuard, Duff & Phelps (Assessor).**

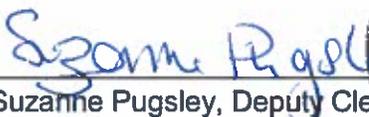
**MOTION PASSED UNANIMOUSLY BY THE BOARD PRESENT**

**IX. ADJOURNMENT**

The meeting was adjourned at 2:31 p.m.

Respectfully submitted,

Approved by:

  
Suzanne Pugsley, Deputy Clerk





Thomas C. Davidson, Chair

NOTE: These minutes are a summary of the proceedings and motions of the March 22, 2016 Board of County Commissioners' Regular Meeting. The complete digital recording is available in the Office of the Clerk & Recorder, Summit County Courthouse, 2<sup>nd</sup> Floor, 208 Lincoln Avenue, Breckenridge, Colorado 80424.