



BOARD OF COUNTY COMMISSIONERS

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Breckenridge, CO 80424

TO: Board of County Commissioners  
Scott Vargo  
Jeff Huntley  
FROM: Sara R. Lopez  
RE: Work Session Meeting of March 2, 2021  
DATE: March 2, 2021

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**Attendees:**

Elected Officials (via Zoom): Elisabeth Lawrence, Tamara Pogue and Joshua Blanchard – Commissioners

Staff (via phone or Zoom): Scott Vargo, County Manager; Jeff Huntley, County Attorney; Sarah Vaine, Assistant County Manager; Bentley Henderson, Assistant County Manager; Marty Ferris, Finance Director; Nicole Valentine, Communications Director; Brian Lorch, Open Space & Trails Director; Jim Curnutte, Community Development Director; Robert Jacobs, Road & Bridge Director; Lindsay Hirsh, Senior Planner; Jordan Mead, Resource Specialist; April Kroner, Planning Director; Aaron Byrne, SCRAP Director; April Paige, Executive Administrative Manager and Sara R Lopez, Administrative Assistant.

Guests (via Zoom): Marcus Selif (NFF), Jamie Werner, NFF, Mike Claffey, Jen Schenk, Rachel Zerowin, Libby Stanford and others who did not sign in.

**I. Wetlands Protection Discussion (Open Space, Attorney) (*Executive Session Recommended*)**

Marcus Selig and Jaime Werner with the National Forest Foundation (NFF), along with Brian Lorch gave an update on the following topics including but not limited to:

The National Forest Foundation Community Engagement Process

The NFF, chartered by Congress, engages Americans in community-based and national programs that promote the health and public enjoyment of the 193-million-acre National Forest System, and administers private gifts of funds and land for the benefit of National Forests.

We lead conservation efforts and promote responsible recreation on America's 193 million acres of National Forests. The NFF is the only national nonprofit organization solely focused on the National Forest System.

White River National Forest (WRNF) Ski Conservation Fund (SCF)

Since 2007, over \$7M in voluntary contributions have been awarded to 31 organizations in support of 162 individual projects benefiting the WRNF.

Goals for the Re-envisioned White River National Forest (WRNF) Ski Conservation Fund (SCF)

Development of community-driven priorities and plans for work on public lands. Increased community investment and participation in this work. Expanded focus on strategic investments.

### Shared Vision for the Future of the WRNF SCF

- Emphasis placed on strategically selected, priority projects on the White River National Forest that help support proactive, holistic stewardship, sustainability and conservation
- Community-supported approach to investments through formation of two committees – one in Summit County (Dillon District) and one in Eagle County (Eagle-Holy Cross District) - to guide investments based on local priorities brought forth by the White River National Forest
- Formal role for local government to serve on the committees, and help guide investments over time by reviewing and prioritizing projects
- Continued financial support for the work of key local nonprofit partners, as well as contractors, to implement priority projects

### NFF Wetland In-Lieu Fee (ILF) Program: Background and Shared Vision for the Future

Goal of this pilot program is twofold:

- Create a mechanism to fund wetland and stream restoration work on Colorado's National Forest and adjacent lands
- Create a replicable model that can work anywhere on the National Forest System

For additional information, please visit the National Forest Foundation website at: <https://www.nationalforests.org/>

Jeff Huntley and Scott Vargo requested an Executive Session to discuss Property Interests, Possible Real Estate transactions, negotiations and the legal advice pertaining thereto.

A motion was made by Commissioner Blanchard and seconded by Commissioner Pogue to go into Executive Session to discuss property interests, possible real estate transactions, negotiation and the legal advice related thereto. BOCC voted 3 to 0 to go into Executive Session per CRS 24-6-402 (4) (a)(b)(e). The motion was approved.

*Commissioners moved back into Work Session at 10:02 a.m.*

## **II. Disposal District Plan Review**

Jeff Huntley, Aaron Byrne and Bentley Henderson gave an overview of the following topics including but not limited to:

### Background

The Board of County Commissioners (BOCC) expressed a desire to bolster the regulation of solid waste collection and disposal in Summit County, and enhance its solid waste management activities including recycling and waste diversion efforts. This arose from a concern that has faced Summit County for many years - the improper storage, accumulation, and collection of solid waste, including garbage, trash, debris, recycling materials and other discarded materials.

Due to the extreme weather we face and the strong presence of wildlife and other animals that are attracted to such materials, these solid waste activities are a matter of substantial public concern and may create a variety of environmental and public health and environmental impacts that can adversely affect the public health, safety and welfare.

One way to enhance the County's authority in this subject area is to form a county disposal district as provided for in the Colorado Disposal District Act at 30-20-201, C.R.S., et seq. A disposal district is empowered to engage in a variety of solid waste disposal activities such as the development of solid waste policies (including recycling) and associated facilities and regulations.

A disposal district must be developed and proposed by the Board of Health. With that goal in mind, the Board of County Commissioners previously requested the Board of Health to develop and certify a tentative plan for the formation of a County Disposal District, as provided for in section 30-20-202, C.R.S. A Disposal District may only be established by the Board of County Commissioners after reviewing the proposed plan at a public hearing following extensive public notice, with publication in the Summit County Journal at least three times within a 30-day period, prior to the hearing.

In addition to the solid waste storage and collection issues referenced above, the proposed Summit County Disposal District would be tasked with other general operational and regulatory activities, as well as the development of solid waste policies (including recycling), and associated facilities and regulations. The development, support or active management of volumetric or weight based waste collection systems; and other programs as described herein or as may be approved by the Board of County Commissioners.

Jennifer Schank, High Country Conservation Center (HC3) Director, said the Summit County Disposal District proposal has the full support from HC3.

The Disposal District programs are intended to stimulate and support increased diversion by focusing on residential and commercial waste reduction; sharing of information and resources; communication, outreach, promotion, and education; multijurisdictional projects; and augmented services for the recycling, reuse, or proper disposal of materials. Staff asked Commissioners to approve the Disposal District plan, including adoption of the solid waste regulations included in the plan.

Commissioners thanked Mr. Byrne for his presentation and agreed to move forward with the proposal. The topic is on the March 9, 2021 Regular Meeting Agenda.

### **III. Managers' & Commissioners' Issues**

Senior Management and Commissioners discussed several topics including but not limited to:

Bentley Henderson gave an update on the Noise Mitigation Project.

Sarah Vaine and Commissioners discussed programs for school-aged children on the north side of the county. Ms. Vaine will schedule a meeting with program providers as well as Commissioner Pogue and Commissioner Blanchard.

Commissioners also reviewed schedules and upcoming calendar events.

**IV. Negotiations Discussions and the Legal Advice related thereto. (Attorney) (Executive Session Recommended)**

Jeff Huntley and Scott Vargo requested an Executive Session to discuss Property Interests, Negotiations and the legal advice pertaining thereto.

A motion was made by Commissioner Pogue and seconded by Commissioner Blanchard to go into Executive Session to discuss Property Interests, Negotiations and the Legal Advice related thereto. BOCC voted 3 to 0 to go into Executive Session per CRS 24-6-402 (4) (a)(b)(e). The motion was approved.

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*Commissioners reconvened after lunch into an Extended Afternoon Work Session at 12:30 p.m.*

**V. Water Matters, Legal Advice, Negotiations and the Legal Issues related thereto (Attorney) (Executive Session Recommended).**

A motion was made by Commissioner Blanchard and seconded by Commissioner Lawrence to go into Executive Session to review Water Related Matters and the Legal Issues related thereto. BOCC voted 2 to 0 to go into Executive Session per CRS 24-6-402 (4) (a)(b)(e). The motion was approved. Meeting Adjourned.

Respectfully submitted:



Sara R Lopez, Deputy Clerk



[S E A L]

Approved by:



Elisabeth Lawrence, Chair