

b. May 1, 2012 Minutes:

M/S/P—Motion was made by Commissioner Fedel and seconded by Commissioner Padgett to approve the minutes for May 1, 2012 as presented. There was no discussion. Motion passed unanimously.

4. Request for adoption of Resolution 2012-012 concerning the adoption of temporary sign regulations:

Mark Castrodale, County Planner, was present.

Commissioner Padgett sent out a draft resolution to the agriculture committee and had two email comments to share. One was a comment that twelve square feet was too small. Two comments thought just having black and white was too restrictive, and a suggested compromise was to allow black and white and one color. The Commissioners agreed.

Commissioner Fedel had one issue when talking about an accumulative total for square footage. The way it read now was that someone could have three signs that could all be twelve square feet resulting in a total of thirty-six square feet.

Sellars agreed that he was reading it correctly. There was a discussion about the three signs being contiguous.

Commissioner Albritton suggested that the Commissioners go with this and because it was temporary, if anything happened, it could be addressed. This would be in place for six months starting today. She asked Beecher Threatt with the newspaper to get the word out. She wanted to revisit this for a permanent regulation in three months.

11:07 The Commissioners recessed while the Clerk of the Board revised the resolution:

11:13 General Business continued:

Resolution 2012-012 was amended and presented for adoption.

M/S/P—Motion was made by Commissioner Fedel and seconded by Commissioner Padgett to adopt **Resolution 2012-012** concerning the adoption of temporary sign regulations as amended. There was no discussion. Motion passed unanimously.

5. Request to reschedule the Public Hearing for the continuation of the Gunn Show Cause Hearing from June 12, 2012 at 1:30 p.m. to June 26, 2012 at 1:00 p.m., at the Ouray County 4-H Event Center:

Interim County Attorney Kathryn Sellars advised that she had spoken to Gunn's attorney, Amy Ondos, and the engineer who wrote the report from April 23 or 24. The only person who could not attend the continuation of the meeting on June 26, 2012 was the attorney from Denver, Eric Voogt with the firm of Inman Flynn & Biesterfeld, but he could appear by phone.

M/S/P—Motion was made by Commissioner Fedel and seconded by Commissioner Padgett to reschedule the Public Hearing for the continuation of the Gunn Show Cause Hearing from June 12, 2012 at 1:30 p.m. to June 26, 2012 at 1:00 p.m., at the Ouray County 4-H Event Center. There was no discussion. Motion passed unanimously.

6. Request for approval and authorization of Chair's signature on Lease Agreement with Silver Star Resources:

Commissioner Albritton noted that the Commissioners had a draft in their packets with items that they had asked to be included that had been negotiated with Silver Star Resources.

Commissioner Fedel added that the agreement was typical according to people that he talked to.

Commissioner Padgett explained that in her mind the request was stemming from the desire to do underground mining on this parcel. Her concern in reading this in its entirety and what the Commissioners were being asked to sign was that it was still wide open for leaching, open pits, complete destruction of the surface, and ownership of any water rights. She suggested that if that language was removed she would be able to sign the agreement. Or, she asked if the County needed to have a more exhaustive discussion about the surface disturbance or destruction. There was no language in the lease that required mitigation, re-contouring or revegetation. Her concern was that if this type of activity took place the County could be the "deep pockets" and be responsible as the landowner.

Commissioner Albritton offered that the way she read through this the other activities would require a special use permit under the County's Code. Commissioner Fedel agreed.

Commissioner Padgett countered that only if the disturbance was over a quarter of an acre.

Commissioner Albritton assumed that anything other than underground activity would require a special use permit and the County could manage that activity. Heap leaching would be a County process and require State permits. She asked if language could be added to say that some of these activities may require additional permitting.