

**Logan County Commissioners Public Hearing
March 19, 2019**

Chairman McBride reconvened the meeting at 5:15 p.m. with the following members present:

Joseph A. McBride
Jane Bauder
Byron H. Pelton

Chairman
Commissioner
Commissioner

Also present:

Alan Samber
Jennifer Crow
Marilee Johnson

Logan County Attorney
Administrative Support Specialist
Tourist Information Center Director/County
Public Information Officer
Emergency Management Coordinator
Logan County Sheriff
Journal Advocate

Jerry Casebolt
Brett Powell
Jeff Rice

See attached list of 136 other attendees to the meeting.

The meeting opened with the Pledge of Allegiance.

Chairman McBride reviewed the rules for speaking at the hearing.

Commissioner Bauder welcomed citizens to the public hearing and explained what Resolution 2019-18 means regarding Logan County becoming a Second Amendment Sanctuary County. The resolution sends a message that the Logan County Commissioners are adamantly against HB 2019-1177. The public hearing is for the purpose of hearing testimony for or against Logan County becoming a sanctuary county.

Commissioner Bauder asked for a show of hand of those in attendance who were in support of Logan County becoming a sanctuary county. The majority of those attending were in support. Commissioner Bauder asked for a show of hand of those in attendance who were against Logan County becoming a sanctuary county. There were three persons who raised their hands. Commissioner Bauder then asked for a show of hand of people who wanted to testify at the public hearing. The Board gave each speaker a limit of four minutes to allow everyone who requested time to testify to do so.

Sheriff Brett Powell discussed the problems with HB 2019-1177, noting first of all that the proposed law is unconstitutional with respects to the 2nd and 4th amendments. Powell stated that the bill is not addressing the real problem which is the need for mental health treatment. People seeking treatment can't get the treatment they need. The state needs to focus on treatment of mental health issues and put more resources in to treatment options. He concluded by saying that he is totally against the Red Flag bill.

Commissioner McBride opened the public hearing for testimony.

Paul Unrein spoke in favor of the resolution.
Lori McKinzie spoke against the resolution.
Debra Clark spoke in favor of the resolution.
Alan Gentz spoke in favor of the resolution.
Donna Schuler spoke in favor of the resolution.

Paul Lambrect spoke in favor of the resolution.
Rachel Pickrel-Hawkins spoke in favor of the resolution.
Lane Phipps spoke in favor of the resolution
Ted Ehlers spoke in favor of the resolution
Rodney Daily spoke in favor of the resolution
Duane Muller spoke in favor of the resolution.
Sherrie Anderson spoke in favor of the resolution.
William Meyers spoke in favor of the resolution.
Larry Jackson spoke in favor of the resolution.
Alan Morton spoke in favor of the resolution.
Mike Hawkins spoke in favor of the resolution.
Kelly Blough spoke in favor of the resolution.
Dan Olsten spoke in favor of the resolution.

Chairman McBride closed the public hearing.

Commissioner Bauder moved to approve Resolution 2019-18 making Logan County a Sanctuary County, Commissioner Pelton seconded.

Discussion: Commissioner Bauder thanked everyone for their time and thoughts on Logan County becoming a Sanctuary County in order to send a strong message and a united front that Logan County citizens are adamantly against the bill. Our judicial system has always operated on the pretense that you are innocent until proven guilty, not guilty until proven innocent which is what is written into the proposed bill. The real problem needs to be addressed which is mental health. More funding and facilities are needed to address the mental health crises. Commissioner Bauder stressed that when she became County Commissioner, she took an oath to uphold the constitution which is her plan.

Commissioner McBride noted the numerous messages, e-mails, texts and phone calls he received concerning the issue. Opinions were voiced on both sides of the issue, however support has been overwhelmingly in favor of Logan County taking a stand against House Bill 2019-1177. Issues of concern are the problems with the Second Amendment, Fourth Amendment, Due Process and the mental health crisis. The bill has gone too far in scope and the ease of enforcement and of obtaining the order. A judge currently can issue an order based on a protection order. In addition, there is only one chance of appeal in a 365-day period.

Commissioner Pelton mentioned the oath he took upon entering the U. S. Navy in 1994 and the oath of office he took to represent everyone in the room. The House Bill infringes upon the inalienable rights of the citizens of Logan County. He also noted that there is a serious problem in Colorado with mental health. The Red Flag bills is masquerading as a remedy for the mental health crisis and it does nothing to provide treatment, respite care or an increase in resources to communities that fund and provide services to the people in need. The best way to prevent gun violence is to address the growing mental health crisis and not to limit the inalienable rights of the law abiding citizens of Logan County.

The vote on the motion on the floor carried 3-0.

There being no further business to come before the Board, the meeting adjourned at 6:17 p.m.

Submitted by:

Administrative Support Specialist

Approved: April 2, 2019

LOGAN COUNTY, COLORADO

(seal)

By: _____
Joe McBride, Chairman

Attest:

Logan County Clerk & Recorder