

Saguache County Board of Commissioners met in regular session
Tuesday, May 13, 2008 with the following present:

Sam Pace, Chairman
Linda Joseph, Vice Chairman
Mike Spearman, Commissioner
Ben Gibbons, County Attorney
Wendi Maez, Co-Administrator
Lyn Zimmer, Co-Administrator
Melinda Myers, Secretary and Clerk to the Board

Meeting called to order by Chairman Pace at 9:07 A.M.

Under Additions or Deletions to the Agenda:

1. Executive session requested by Attorney.

Joseph moved to approve the agenda as amended. Spearman seconded the motion. The vote was three Ayes.

Reading and approval of minutes:

Joseph moved to approve the minutes of May 6, 2008 as amended. Spearman seconded motion. The vote was three ayes.

Review of Mail:

1. The Colorado Mountain Club sending info from the meeting on April 17th 2008 about the recent economic study concerning the value of climbing mountain peaks (05-08-08)
2. ScSEED are applying for a grant with USDA Rural Development. (05-08-08) The Board will send a letter of support for that grant.
3. The CCI 2008 summer Conference meeting will be held Tuesday June 10th 2008 at 3:15pm in Denver, Co (5/8/08)
4. Water Conservancy District Tentative Agenda. Approval of minutes from April 10, 08 meeting (5/8/08)
5. Town of Crestone requesting withdrawal of remaining gas and oil leases. (5-08-08)
6. Colorado Energy Code Training Workshop. In Colorado, register for training at www.E-star.com (5/9/08)

7. Document Retention & Destruction Seminar will be held from 8am -4:30pm. in Denver, Co on August 1st 2008 www.lorman.com for complete list of seminars (5-12-08)
8. Jennifer Atler with Invest in Kids sent a Spring newsletter for 2008 (5-12-08)
9. Upper Gunnison River Water Conservancy Districts Agenda for meeting is on Monday May 19th 2008 in Gunnison, CO at 6:30pm(5-12-08)

Introduction of Guests: Doug Larsen – Crestone Eagle; David Chubirka –BGPOA Land Use; John Loll - BGPOA President; Annexation Task Force -Diane Dunlap, David Hill, and Warren Stephen; Town of Crestone – Akia Tanara, Ralph Abrams and Kairina Danforth; Fred Bauder; Jeff Shook – SCPC & Vice-president KIA/MIA Board.

Commissioners’ Reports-Updates of Meetings:

Sam Pace reported:

- May 7 – made calls to the BLM to speak Karen Zurhelk to further protest the leasing of the parcel near Crestone.
- May 8 - Attended the Center Election trial.
- May 9 - Attended the Crestone annexation meeting.
- May 12 - Attended the Economic Development Task Force meeting.
- May 12 – Attended the Board work session on oil and gas regulations.

Linda Joseph reported:

- May 8 - Spoke with Matt Hildner, San Luis Valley Correspondent of the Pueblo Chieftain, who called to inquire regarding what recourse the County had with regard to appealing any sale that went forward. I explained that my understanding is that the BLM addresses protests after leasing, as part of their EA. (And, need to clarify whether this proceeds automatically after the sales, or isn't triggered till an APD?). Points Mr. Hildner passed on were:
 1. All three of the parcels sold.
 2. COC72598 -- \$17 per acre, (\$5,440 total) by Land Energy of Denver (Oil & Gas Industry)
 3. COC72599 -- minimum bid of \$2 per acre (\$1,512 total)
 4. COC72600-- \$31 per acre, (\$24,800 total)
 5. Last two were purchased by La Mancha Enterprises of Del Rey Beach, Fla. Joseph understands that this is the citizens group investing to hold the lease in protection from oil & gas development.
- May 11 - Received a copy from Citizens of the apparent official record of the COGCC extension hearing, which do not include the condition placed at the hearing restricting the permit to exploration phase only. Further discussion is

- needed, during Attorney time on the Agenda.
- May 12 - Attended the Saguache County Economic Vitality Task Force visioning meeting. Mentioned that John Stump from DRG will be retiring in July and was grateful to all the work he has done for the Valley.
 - Attended work session to review draft Oil and Gas regulations and consider scheduling of the public hearing.
 - May 12, 13 - Preparing for the review and scoring of 34 applications from around the State for communications, data collection and EMS equipment. This 4 hr session on Wednesday morning, I, along with 7 other scorers will connect via phone conference to review and decide the grants.

Spearman moved to send a letter to DRG to commend the work of John Stump. Joseph seconded the motion. The vote was three Ayes.

Mike Spearman reported:

- May 8 - Attended the Action 22 meeting.
- Met with citizens in La Garita to investigate forming a Fire District.
- May 12 – Attended the Board work session on oil and gas regulations.
- Rio Grande County will be the site of the Sun station.

Lynn Zimmer and Wendi Maez - CO-Administrators:

Spearman moved to approve the Annual Forest Service Fire Operating Plan. Joseph seconded the motion. The vote was three Ayes.

- Forest Service Annual Fire Operating Plan was signed by the Board.

Spearman moved to approve the San Luis Valley Interim Transportation Agency contract and to appoint Jeannie Norris as the representative on that Board, with Spearman as the alternate. Joseph seconded the motion. The vote was three Ayes.

- Contract for an Interim Transportation Agency for the San Luis Valley has been reviewed by Attorney Gibbons. Commissioner Spearman was appointed as Saguache County's representative and Jeannie Norris will be the alternate. The contract was signed.

Joseph moved to approve the Emergency Management Annual Program Plan. Spearman seconded the motion. The vote was three Ayes.

- Emergency Management Annual Program Plan was approved by the Board and signed by Chairman Pace.

Spearman moved to accept the bid by Robert Maez for the maintenance of the grounds for the Center Haskin Medical building. Joseph seconded the motion. The vote was three Ayes.

- Received a bid for the maintenance of the grounds for the Center Haskin Medical building by Robert Maez. The bid is the same as last year, \$125 per month.
- County auditor will be here the week of May 19. A memo was disbursed reminding departments of this on May 6th so that the appropriate staff will be available. Monday, the co-administrators will be attending the San Luis Valley Commissioners meeting and the County and Municipal Administrators meeting.
- Security items for the Library have been ordered. The maintenance department will install them.
- A meeting with elected officials and department heads to discuss the new credit card has been scheduled for Wednesday, May 14th at 2:00 PM.

Joseph moved to approve the Colorado Department of Public Health and Environment contract for Nursing Department. Spearman seconded the motion. The vote was three Ayes.

- Public Health Contract with CDOPHE was approved and signed.

Joseph moved to approve the Colorado Department of Public Health and Environment State Tobacco & Education Prevention Partnership contract for Nursing Department. Spearman seconded the motion. The vote was three Ayes.

- Colorado Department of Public Health and Environment State Tobacco & Education Prevention Partnership contract for Nursing Department was approved and signed.

Wendi Maez - Land Use Administrator:

- Board reviewed and amended the oil and gas regulations.
- Tentative date for the Public hearing for oil and gas regulation will be June 24.

Break

Melinda Myers – Clerk:

Joseph moved to approve the Mt. KIA/MIA Special Event Liquor License. Spearman seconded the motion. The vote was three Ayes.

- **Mount KIA/MIA** Special Event liquor license

Jackie Stephens - County Assessor

- New Construction in the County report. The snow pack has hampered the Assessor's ability to get out in the field this winter and spring.

Annexation Task Force:

- Title III funding request public hearing. Crestone Annexation Task Force is requesting \$15,000 to hire governance policy expert and an economist to study the possible annexation.
- Ralph Abrams the mayor of Crestone commented that on June 9th Crestone Town Board meeting will vote on whether or not to continue to explore the annexation. They would like to have as much information as possible.
- John Loll – president of the BGPOA spoke to the effort to create a home rule municipality and county in order to have more voice in the issues on the public lands surrounding Crestone and the BGPOA. The BGPOA is supporting the request for funding to do a study. He stated that part of the study would show how the structure of governance would impact development and watershed protection on public lands.
- Fred Bauder - a resident of Crestone was opposed to the Title III funding as it did not directly relate to federal lands.
- Akia Tanara – Crestone Town Clerk spoke on the background for this issue. She stated that DOLA would give the Task Force a \$5,000 Administrative grant if they can get matching funds from the County. She stated that the Crestone would administrate the funds.

Joseph moved to postpone the Annexation public hearing until May 20. Spearman seconded the motion. The vote was three Ayes.

Ben Gibbons – Attorney report:

Spearman moved to enter into Executive Session at 11:40 A. M. for legal purposes under CRS 24-6-402 (4)(b). Joseph seconded the motion. The vote was three Ayes.

Spearman moved to return to regular session at 11:49 A. M. Joseph seconded the motion. The vote was three Ayes.

- Contract for an Interim Transportation Agency for the San Luis Valley has been reviewed

by Attorney Gibbons.

- The oil and gas regulation adoption has had several motions filed against them by various entities for the continuation of rule making. Saguache County has joined in on a motion remove the language that might take away the Counties authority to regulate land development.
- Gibbons will be testifying on Thursday to the COGCC and Joseph and Pace will be testifying about preemption of authority and emergency planning issues.

Spearman moved to adjourn at 12:01 P.M. Joseph seconded. The vote was three Ayes.

Work Session - USFS Camp Ground Tour

Respectfully Submitted

Melinda Myers Secretary to the Board of County Commissioners

Minutes Approved May 20, 2008

Chairman of the Board

Attest

Commissioner

Commissioner