

Saguache County Board of Commissioners met in regular session Tuesday, October 14, 2008 with the following present:

Sam Pace, Chairman
Mike Spearman, Vice Chairman
Linda Joseph, 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 9:05 A.M.

Under Additions or Deletions to the Agenda:

1. Humanity In Unity will not be attending today's meeting.

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

Reading and approval of minutes:

Joseph moved to approve the minutes of October 7, 2008 as amended. Spearman seconded motion. The vote was three Ayes.

Review of Mail:

1. The Baca Grande Baca Grande Property Owners Association sent the September 2008 Volume 15, Number 4 Newsletter. (10/07/08)
2. The United States Bankruptcy Court sent notice of a Bankruptcy hearing for ASARCO LLC. (10/10/08)
3. The Baca Grande Water and Sanitation District sent a question and answer form on Frequently Asked Questions Regarding the Upcoming Ballot Issues and Questions. (10/08/08)
4. Pamela Hutton, P.E. Chief Engineer for the State of Colorado Department of Transportation sent a letter announcing that the Colorado Department of Transportation is accepting proposals for the Maintenance Incentive Pilot Program. This voluntary program, endorsed by the Colorado Municipal League and Colorado Counties, Inc. transfers ownership of a highway to a local government in exchange for a one-time cash payment. A first cycle Timeline: Maintenance Incentive Pilot Program was included. (10/08/08)
5. The Center Conservation District sent the Volume 1, Issue 2 Second Quarter 2008 newsletter. (10/09/08)

6. Johann McKee, Moffat Town Clerk sent notice that the Moffat Town Board would like to receive lots 4, 5, and 6 of Block 149 and lots 24, 25, and 26 of Block 148 when they are put up for Auction in 2009. (10/09/08)
7. Roberto Martinez, District Manager/Field Office for the U.S. Department of Agriculture Forest Service sent notice of Conejos Peak Ranger District is proposing to salvage up to 878 acres of dead and dying Engelmann spruce trees in the Rio de los Pinos drainage, approximately 3 miles north-west of Cumbres Pass. The purpose of the action is to implement the Rio Grande National Forest's Forest Plan by making live and dead timber available to the timber industry as part of the Rio Grande National Forest's timber sale program. (10/10/08)
8. James O. Cochran, Gunnison County Sage-grouse Conservation Coordinator sent a report summarizing activities of the Gunnison County Sage-grouse Conservation Program for the second quarter of the 2008 calendar year. (10/10/08)
9. Leigh Mills sent an update for the Community Garden Sales Tax Grant. (10/08/08)
10. Rob Streit senior accountant from Colorado River District sent a letter enclosing a copy of the Proposed Amended 2008 Budget, the 09 Budget & the projected budget for 2010 for the Colorado River Water Conservation District's General Fund, Capital Fund & Enterprise Fund. (10/13/08)

Introduction of Guests: Jerry Burton and Randy Arredondo – Road and Bridge Supervisor.

Commissioners' Reports-Updates of Meetings:

Sam Pace reported:

- Spoke with Tom Perkins from the State Department of Social Services about the Low income Energy Assistance Program monies no longer applying to payments for wood for heating. Also contacted Senator Gail Schwartz about this issue.
- Received a call from a land locked property owner, who wants the Board to intervene on their behalf. Attorney Gibbons stated the County has no obligation to resolve the issue. The private property owner must go to court to get an easement.
- Visited with Francis Valdez, director of the South Central Colorado Seniors about the noncompliance issues in Center.
- Will not be able to attend the SCC Senior meeting.

Mike Spearman reported:

- Went to Center to investigate the personnel issues. Will try to attend the SCCS meeting on Oct.16.
- Will continue to research the LEAP wood payment dilemma.
- Oct 10-11 - Attended a CSU Extension Service Advisory Board workshop in Golden at the National Renewable Energy Lab, toured solar, wind, hydrogen and other renewable sources. Also went to a meeting on suicide prevention on schools and will get that information to our local schools.

- Will be attending the Xcel meeting in Denver on the proposed new natural gas pipeline in Center.
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Linda Joseph reported:

- October 8-9 - Attended the SEMTAC annual orientation, and quarterly meetings in Denver. Was appointed to the Public Policy & Finance and Standards & Solutions Committees.

Lynn Zimmer and Wendi Maez - CO-Administrators:

- The support letter for Larry Crowder's – Rio Grande County's Veteran's officer - to support the Veteran's Grant request for travel expenses for SLV Veterans was signed.
- The heating system has been completely installed and is in working order. The concrete sidewalks are complete and all of the new carpet that can be installed has been installed. As soon as invoices for the remaining balances are received and paid we will request payment from DOLA.
- Have sent an email to Deb Downs asking if there are funds left if they could be used to upgrade the computer wiring
- Maez will be meeting with Mike Cassidy concerning the telephone pole on his property this week. Mr. Cassidy does not agree with CenturyTel's assessment of the wiring.
- Administrators will be out of the office attending several meetings this month.
- An energy audit for the Courthouse from the state will not cost anything according to Deb Downs. Pace forwarded the application to partner with the Governors Energy Office, which will give rebates for solar projects.
- Costilla County is hosting a Biodiesel Luncheon on Oct. 30 11:30 - 2:30. The Board and Arredondo will try to attend.

Break

Wendi Maez - Land Use Administrator:

Joseph moved to advise HIU to apply for Conditional Use and in the interim to find another venue for their events. Spearman seconded the motion. The vote was three Ayes.

- Humanity In Unity discussion on their fall events. Special Events Permits are meant for a different kind of event, and are not applicable. Other centers without Conditional Use on their property use other group venues in the community.

Joseph moved to adopt the listed and published changes to Section IV of the Land Development Code. Pace seconded the motion. The vote was three Ayes.

Joseph moved to adopt the listed and published changes to Section XVI of the Land Development Code. Pace seconded the motion. The vote was three Ayes.

- Land Development Code changes Public Hearing – Temporary Living Quarters and update on Conditional Use (Article 4) to add language previously in the Multi Unit Residence policy, which is being discontinued. Article XVI change will allow the Town of Crestone to have an alternate appointed to the CBPC board.
- Jerry Burton commented on the zoning category of the Baca Grande Ranchettes, which falls into Rural Residence 3 and why his land is part of the Baca Grande Water and Sanitation District. Attorney Gibbons stated that this issue does not fall into the County’s jurisdiction.
- Public hearing on the Temporary Living Quarters regulations. Attorney Gibbons questioned whether some of the restrictions might be hard to enforce and must apply to all industries. Gibbons will review the draft regulations and get back to the Board at a future meeting with his comments.

Spearman moved to deny the request to waive the \$500 application fee and mailing fees for Crestone/Baca Land Trust. Pace seconded the motion. The vote was three Ayes.

- Land Use has received a request from the Crestone/Baca Land Trust asking that the \$500 application fee and mailing fees be waived on a zoning change for a lot that was to be used as a trade lot and the trade did not happen.

Joseph moved to approve the Lot Consolidation for Lonnie Nichols and Olga Coello on Baca Grande Chalets Unit I, Lots 1356 and 1357. Spearman seconded the motion. The vote was three Ayes.

- Lot Consolidation request for Lonnie J. Nichols and Olga L. Coello to consolidate Lots 1356 and 1357 Baca Grande Chalets Unit One. CBPC recommended unanimous approval of this request by phone vote on October 8, 2008.

Ben Gibbons – Attorney report:

- Sent a memo to the Board commenting on the issues coming before the Board at the Public Hearing on RS2477.

Adjourned for lunch at 12:00 P.M.

Meeting reconvened at 1:05 P.M.

Sales Tax Grant Decisions

- Discussed the applications for the Sales Tax Grant

Spearman moved to adjourn at 3:42 P.M. Joseph seconded. The vote was three Ayes.

Work Session – Budget review

Respectfully Submitted

Melinda Myers Secretary to the Board of County Commissioners

Minutes Approved October 21, 2008

Chairman of the Board

Attest

Commissioner

Commissioner