

Saguache County Board of Commissioners met in regular session Tuesday, January 6, 2009 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
Renee Hazard, Acting Secretary to the Board

Meeting called to order by Chairman Pace at 9:00 A.M.

Under Additions or Deletions to the Agenda:

1. Add executive session for legal and personal issues.

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

Joseph moved to enter into Executive Session at 9:02 A. M. for legal purposes under CRS 24-6-402 (4)(b). Spearman seconded the motion. The vote was three Ayes.

Spearman moved to return to regular session at 9:45 A. M. Joseph seconded the motion. The vote was three Ayes.

Reading and approval of minutes

Joseph moved to approve the minutes of December 16, 2008 as amended. Spearman seconded motion. The vote was three Ayes.

Review of Mail and other correspondence

1. Rio Grande Water Conservation District sent the 2008 Ground Water Table Measurements. (12/18/08)
2. Crestone Performance, Inc. sent a Thank You note again for the Sales Tax Grant received in May 2008 for the performances in Saguache County Schools. (12/22/08)
3. Colorado Cattlemen's Land Trust would like to thank you for the contribution to them for the support of Colorado farmers and ranchers. (12/22/08)

4. La Puente sent a card thanking the BOCC for the gift of \$920.00 they received. (12/29/08)
5. State of Colorado sent a copy of a letter sent to Therese Garcia, Saguache Town Clerk in regards to the Sanitary Survey of a Community Water System; Town of Saguache, Saguache County. (12/29/08)
6. State of Colorado sent a Notice of Meeting & Agenda for the Air Quality Control Commission on January 15, 09 in Denver at 9am. (1/2/09)
7. Chokecherry Farm sent their Project overview for the ACRE Grant Program. (1/5/09)
8. Michelle Pierce, Gunnison Basin Roundtable Manager has sent a letter to inform you Flynn Mangum, appointed by the BOCC to represent Saguache County on the Gunnison Basin Roundtable, has missed seven meetings in the last twelve month period, requiring them to send notice of his truancy & ask that the Board take action to assure his attendance at future Roundtable meetings. If you have any questions please contact Michelle at 970-944-2333. (1/5/09)
Send a letter to Mr. Mangum asking him to more consistently attend meetings.

Introduction of Guests: Michael Scully; Bob Adler; Will Porter; Judie Rose; Matie Bell Lakisk - Crestone Eagle; Warren Stephen & Ralph Abrams - Crestone Peak Community Housing; Tom Blunt, Jerry Burton; Erin Minks - Senator Salazar Representative; Andrew Archuleta - USFS/BLM.

Commissioners Reports

Sam Pace reported:

- No meetings to report.
- Received phone calls about signs and roads.

Linda Joseph reported:

- Dec 22 - Met with Co-Administrator Maez, to review County list of follow-up items.
Dec 22 - Attended the Road & Bridge Dept. Holiday Lunch.
- Dec 30 - Met with Co-Administrator Zimmer, Library Administrator Penny Bruce, and representatives of Friends of the Library, to review methods for tracking earmarked grants from non-profits to the Library.
- January 5 - Participated in the EMS \$1 Bill teleconference call (every Monday), for updates on the activities underway in support of the Bill. There will be a website soon, with a comprehensive FAQ on the Bill, as well as an EMS day at the Capitol, on January 27th.

The following legislators have agreed to be official co-sponsors of the bill;

Sen. Bob Bacon (D/Larimer)

Sen. Joyce Foster (D/Denver)

Sen. Jim Isgar (D/Archuleta, Dolores, La Plata, Montezuma, Montrose, Ouray, San Juan, San Miguel)

Sen. Linda Newell (D/Arapahoe)

Rep. Sara Gagliardi (D/Jefferson)

Rep. Claire Levy (D/Boulder/Clear Creek/Gilpin)

Rep. Don Marostica (R/Larimer)
Rep. Tom Massey (R/Chaffee, Custer, Fremont, Park, Pueblo, Saguache)
Rep. Joe Miklosi (D/Denver)
Rep. Ellen Roberts, (R/Archuleta, La Plata, Montezuma, San Juan)
Rep. Scott Tipton ((R/Delta, Dolores, Montezuma, Montrose, Ouray, San Miguel)
Rep. Al White (R/Garfield, Grand, Jackson, Moffat, Rio Blanco, Routt)

Mike Spearman reported:

- Road and bridge
- DRG meeting and dinner
- Tim Wohlgranot- Colorado Cattlemen's Land Trust.

Wendi Maez – Co-administrator report:

- On Dec. 30, 2008, Maez and Zimmer attended the closing for the new Nursing Department building on the Humphrey's property. All went well, and this purchase was a great learning tool for both co-administrators as paperwork needed to be completed for both the CDBG grant as well as the closing on the property. Maez followed through on a great deal of the whole project to assure that the purchase was complete and to the satisfaction of the state.
- The change to the new health insurance has been a huge challenge and a drastic change for some employees. There are 19-20 employees that will be having an intermediate policy for Jan.1 – Jan. 31 with their new policy taking effect Feb. 1, 2009. A lot of concerns have been brought up over the course of time on the change, however, for the majority of employees the change has gone smooth and they are happy with the change especially where they will not have to pay for coverage on themselves. Both gentlemen with Genesis have been spending a great deal of their time to assure that coverage is on all employees. Executive Session will be requested to go over legal matters regarding the change in health insurances.
- Lyn Zimmer met with representatives from the Friends of the Library as well as Library Administrator Penny Bruce and Commissioner Linda Joseph. Several questions were asked by the Friends of the Library with both Joseph and Zimmer addressing the answers. Overall everything went well and they will share their info with the other members of the Friends' board.
- Month of January will be busy for Administration with year end as well as opening a new year financially. Three different dates have been set aside to handle the year end items in the software with a representative of the software company. This will be done over a conference call with April and Lyn.
- Inspections on the Baca/Crestone Ambulances and the Northern Saguache County Ambulance Services have been completed; however the administration office has left messages for both companies to arrange to have the application completed for the vehicle permit. Jon Montano has signed off on both inspections. Administration will continue to call and try to arrange for the application completion.

Spearman moved to have Maez send a letter to DOLA requesting an extension of the Courthouse Renovation Grant. Joseph seconded the motion. The vote was three Ayes.

- Maez requested that a letter be signed to request an extension of the DOLA Courthouse Renovation Grant.
- Maez has encouraged the Saguache County School Districts to refine their needs, priorities and plans together, and the County is doing the same. They will be on a future agenda for further funding discussion.

Break

Wendi Maez - Land Use Administrator report:

Spearman moved to approve the Lot Line Adjustment request for Robert & Catherine Adkins and James & Lorena Price. Joseph seconded the motion. The vote was three Ayes.

- Robert and Catherine Adkins/James & Lorena Price - Lot Line Adjustment. This request is to trade/realign a tract of land that was previously exempted to allow for the setback requirement needed for an addition on an existing structure. Both property owners have signed the application and plat map.

Spearman moved to deny Ralph Abram's request for the BOCC to hear the variance application on Lot 389, Baca Grande Mobile Home Estates without Planning Commission review. Joseph seconded the motion. The vote was three Ayes.

- Crestone Peak Community Housing – Construction Permit Variance request for Lot 389 – Baca Grande Mobile Home Estates. This variance request was reviewed by the CBPC on December 10, 2008 with the request to be tabled and sent back to the BGPOA EAC for clarification of the reasoning behind them having a 10 year age limit on any mobile homes brought into Mobile Home Estates. The CBPC did not make a recommendation on this variance – they wanted to wait for clarification from the EAC. Mr. Abrams and Mr. Stephens have requested a decision from the Commissioners instead of waiting until the next CBPC meeting, which will be on January 14th. A letter from Crestone Peak Community Housing and the response from the BGPOA EAC will be sent to the BOCC.
Ralph Abrams was given a 23 year old, 1500 sq ft, doublewide mobile home. Upgrades have been done in order to meet County requirements. There has been some opposition to placing this unit in Cassita Park. Abrams wants to know the reasoning behind the opposition to placing this unit in Casita Park.

1. 27 older structures in Casita Park were grandfathered in. The 10 year cut off date is to secure the future of Casita Park. Granting Mr. Abram's unit to move in damages and make vulnerable the park to future attempts in enforcing the 10 year rule. This would be a ground breaking change.
 2. If the 10 year rule is not followed, there is no way to guarantee the updates will actually be made to the structure to bring it up to code. Who would inspect the units, the County doesn't have an inspector nor does the BGPOA. If the Board allows this on promises, how would the BOCC hold them accountable to keep the promises?
 3. 25% of Casita Park is on the market. Two units are selling at \$100,000. Mr. Abrams' unit, being so much less expensive, really affects other property values. Casita Park has a hard time selling what they have, if Abrams' comes in for so much less, tax values will be reduced.
 4. Long term resident in Casita Park since 1985, and says there are so many homes for sale in the park buy one that is already there and fix it up.
 5. Residents concerned about the current vacancies and property values.
- The Board signed the Construction Permit Variance approved resolution for Dewy and Linda Bese that was approved on December 16, 2008.

Spearman moved to approve the lot line adjustment of Lot 738C and 737 Baca Grande Chalet Unit One. Joseph seconded the motion. The vote was three Ayes.

- Karen Boone / Theano & Chuck Lamb – Lot Line Adjustment Lot 738C and 737 Baca Grande Chalet Unit One. This request is to adjust the line between these two lots to correct a structure that was built 1 foot over lot lines. This was done clear back in 2005 but was not found until Karen Boone tried to sell her property which is Lot 738C.

Spearman moved to get a court order to proceed with the Blight Violation of Lots 7-9, Block 1 – Villa Grove. Joseph seconded the motion. The vote was three Ayes.

- Kenneth and Leatha Drennan – Blight Violation Lots 7 thru 9 Block 1, Villa Grove. This is a violation that we have not been able to reach the landowners and had to post the property. There has been no response from the landowners what so ever. Posted on the door November 11, 2008. They needed to be at the Commissioners meeting or respond to the LU office by January 6, 2009. They did not appear. Attorney Gibbons says we need a court order to proceed.
- Floyd Jett – Sewage Disposal violation, Mr. Jett is in the County Jail at this time and his camper has burnt down.

Ben Gibbons, County Attorney report:

- Contacted DOW about notice of the prairie dog plan we have until February 15, 2009. Will place this item on the January 13th at 11:45.

- Contacted DOW about notice of the prairie dog plan, an extension of the time to respond has been changed to February 15, 2009. Will place this item on the January 13th at 11:45.

Adjourned for Lunch at 12:00 P. M.

Resumed meeting at 1:00 P. M.

Randal Arredondo, Supervisor Road & Bridge and Land Fill report:

- Mine Safety and Health Administration, (MSHA) training will be held on January 8, 2009, R&B office will be closed during the training.

Joseph moved to enter into Executive Session at 1:10 P. M. for personnel purposes under CRS 24-6-402 (4)(b). Spearman seconded the motion. The vote was three Ayes.

Joseph moved to return to regular session at 1:40 P. M. Spearman seconded the motion. The vote was three Ayes.

- SRS advisor meeting on January 22nd in Monte Vista via teleconference.
- County Road 64 from AA to CC is closed because of broken cattle guard.
- Arredondo will change the stop sign to a yield sign on County Road T and Camino Baca Grande where the two roads meet per Pace's request.

Joseph moved to convene as the Saguache County Department of Social Services Board at 1:45 P.M. Spearman seconded the motion. The vote was three Ayes.

Jeannie Norris - Social Services Director:

- There were six active TANF cases during the month of November, with two cases pending, and four closed. There were nine child-only cases. Food assistance cases fell to 369, from the October total of 377. There were 28 aid-to-the-needy-disabled cases, and 111 old-age-pension cases. The CHEERS training center reported two TANF clients, and two adult basic education students.
- The Child Protection Unit received 8 referrals during November, 6 of which were accepted for investigation. There are currently eight children in placement, five dependency and neglect court cases in progress, and 168 children in open cases. The Unit reports seven adult protection cases.
- The LEAP payroll issued on December 31, 2008, shows 285 Saguache County households having been served and 134 in process. Attached is one page of minutes from the LEAP stakeholders group, which is sending a request for rule change to the Policy Action Committee regarding wood cutting reimbursement. Saguache County has been a leader in this push, and can be pleased about service to our citizens.

- The IV-D Unit has been busy with year-end-closing and training for our new Legal Technician. The Unit is on track for fulfilling the statewide goals which are within our reach, such as paternity establishment, cases with orders, and cases with payments. Mary Ann Martinez has done a good job in spite of being understaffed for a portion of the year once again.
- The day care center is still on track to open later in January, and the final preparations are in progress. We are excited about being able to offer this service to northern Saguache County.
- The entire staff at Saguache County Social Services is now certified in CPR.
- I have met with Ralph Abrams from Crestone about a possible location for a possible available space for the data transmission site for our CBMS application pilot project. Todd Fenske from Smart Solutions has been in contact with us, and we await their clearance to proceed.
- Our Field Administrator, Tom Perkins, was in Saguache on December 30 for a site visit, and received the 2009 budget for delivery to the State office.

Joseph moved to adjourn the Saguache County Department of Social Services Board and return to regular meeting at 2:00 P.M. Spearman seconded. The vote was three Ayes.

Andrew Archuleta – USFS/BLM report:

- Dario Archuleta stated he is the liaison with Upper Gunnison Water Shed Weeds Committee. Officially Saguache County is the weed district for this area with an approximate total of 44,250 acres. Archuleta wants to know what areas Saguache County treated for weeds. Arredondo will supply Archuleta with the numbers and species and monies given. Efforts for weed control need to be coordinated.
- Andrew Archuleta is also looking for ways to get the weed control completed.
- SRS Act video conference in Monte Vista January 22, 2009.
- Andrew Archuleta stated re: Title 3 funds he hasn't heard anything back, on the inquiry as to whether the term "implementation" means that mitigation can be completed with these funds. He will email Maez when he gets word.
- Record of Decision for geothermal EIS has been signed. Same types of measures are being addressed in the solar EIS.
- No new information on BLM leases, which won't come up again before May.
- BLM would like public access to the trails in the Baca Mt. tract and will be meeting with Manitou to discuss an agreement.
- Archuleta suggests the County write a letter to Dan Dallas re: the RAC formation.

Pace will work with Maez to get a one page letter asking for clarification to spending Title 3 funding. Erin Minks will follow-up to inform Rep Salazar.

Break

Kimberly Bryant - OEM report:

- The ambulance inspections have been completed for the Baca-Crestone and Northern Saguache Ambulance Services. The inspection for Center should be

completed this week. Bryant would like assistance locating the statue number and date adopted for Saguache County ambulance licensing.

- The I-402 class, Incident Command System Training for Executives is scheduled for March 10th from 8 am – 10:30 am. The State of Colorado is providing this training and picked the date and time. Besides the Commissioners, Saguache County Town Managers, Boards and Mayors and School Superintendents/Principles are invited to attend this class. Having good attendance at this class will be of great benefit to the County in the long run. This class should fulfill the NIMS requirements for the Commissioners and Town Board members.
- After a year, the Communications technician for Colorado finally adjusted the NOAA weather radio transmitter that serves Saguache County. Although he made numerous adjustments, the signal is not noticeably improved. In order to get the signals into the courthouse building it was suggested that we purchase and install an external antenna and connect it to one or more NOAA weather radios. This would provide weather and disaster news of local interest. This does not solve the problem of improving public warning. A new transmitter, with more power, is required and now we have entered the realm of budgets and politics. It is not likely that the National Weather Service will highly prioritize this capital outlay without additional influence. This method of public warning is efficient and cost effective. Additionally, the National Weather Service has indicated a willingness to broadcast all-hazards messages, which could be very useful in case of an emergency.
- Three tabletop water filters were purchased for use in a disaster. These will be stored with the emergency rations. In the event of a long or large scale disaster affecting the local water supply, these filters will provide County employees with drinking water so the business of the County can continue.
- Bryant is signed up to attend the Governor's Conference on Emergency Management in Denver in February. The State will pay for the hotel costs. We pay for registration, travel and per diem. (Budgeted items)
- Bryant attended the regional Homeland Security Training Planning meeting in Alamosa on Dec. 29th. The conclusion was basically to focus on ICS training and planning/ prioritizing.
- Code Red: The new "reverse 911-type" system failed in its maiden trial in an evacuation in the Baca Grande area. There were no injuries. Apparently the data for the new system was not populated. There was lots of finger pointing after reading the fine print. There is now much activity between the State Patrol and the SLV GIS company to get this up to speed.
- We held a meeting with various Saguache County Public information officers on Dec. 10th. Drafted a new job aid for initial operations to ensure timely (early) public notification, and increase the chance of having a single point of contact, even at the early stages of any incident.
- Bryant would like to draft a letter to the individual areas encouraging attendance to the Emergency Planning meeting.

Board of Equalization - **William Saunders**

Joseph moved to convene as the Board of Equalization 3:20 P. M. Spearman seconded the motion. The vote was three Ayes.

Spearman moved to deny the request to lower Mr. Saunders taxes. Joseph seconded the motion. The vote was three Ayes.

Joseph moved to exit Board of Equalization and reconvene as Board of Commissioners 3:40 P. M. Spearman seconded the motion. The vote was three Ayes.

Bill Paying

Joseph moved to adjourn at 4:00 P. M. Spearman seconded. The vote was three Ayes.

Respectfully Submitted,
Melinda Myers Secretary to the Board of County Commissioners

Minutes Approved January 13, 2009

Chairman of the Board

Attest

Commissioner

Commissioner