

Saguache County Board of Commissioners met in regular session Tuesday, March 10, 2009 with the following present:

Linda Joseph, Chair
Mike Spearman, Co-Vice Chairman
Sam Pace, Co-Vice Chairman
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 Chair Joseph at 12:30 P.M.

Pace moved to enter into Executive Session at 12:30 P. 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 1:05 P. M. Pace seconded the motion. The vote was three Ayes.

Under Additions or Deletions to the Agenda:

1. Move Commissioners Report to 1:15
2. Move Administration Report to 1:45
3. Schedule Pat McDermitt, Co. Division of Water Resources at 2:00
4. Reschedule BOCC goals to a later date.

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

Reading and approval of minutes

Pace moved to approve the minutes of March 3, 2009. Spearman seconded motion. The vote was three Ayes.

Review of Mail and other correspondence:

1. **Lowell Forbes** sent a follow up letter in response to the review of the naming of Padre Peak. (3/4/09)
2. **Steven Vandiver**, General Manager for the Rio Grande Water Conservation District sent a letter informing the board that George Whitten's term for the Rio Grande Water Conservation District will expire in April 2009. Vandiver requested a letter or response be sent with appointment by the next Rio Grande Water Conservation District board meeting April 21, 2009. (3/6/09)
3. **The Colorado Department of Transportation** sent the Annual Report for Fiscal Year 2008 and a 2008-2009 Fact book. (3/6/09)
4. **The Colorado River Water Conservation District** sent notice of a Telephone Conference March 5, 2009 (3/5/09)

5. **State of Colorado Dept. of Transportation** sent a letter regarding the CDOT Commitment to the DBE and OJT Programs. (3/9/09)
6. **Upper Arkansas Water Conservancy District** sent the Tentative Agenda on March 12, 2009 at 1pm 339 E. Hwy 50 Salida, Co. (3/9/09)
7. **State of Colorado Air Quality Control Commission** sent the Notice of Meeting & Agenda on March 19, 2009 at 9am 4300 Cherry Creek Drive South, Sabin Room, Denver, Co. (3/9/09)
8. **Colorado River Water Conservation District** sent the Agenda Special Meeting for the Board of Directors March 12, 2009 at 3pm 201 Centennial Street Glenwood Springs, Co. (3/9/09)
9. **Rio Grande National Forest** sent a card to inform you that the Analysis of Access to Village at Wolf Creek has stopped. (3/9/09)
10. **Utilities Commission of the State of Colorado** sent a Docket concerning the second round of comments on possible rule changes & noting change in location of March 10, 2009 Conference. (3/9/09)
11. **Painted Sky Resource Conservation & Development Council** is applying for a grant with USDA Rural Development, to establish a revolving micro- loan fund & to help support business feasibility & planning requirements. (3/9/09)

Introduction of Guests: Matie Bell Lakish - Crestone Eagle; Jeff Shook – Planning Commission; Jerry Burton – Crestone/Baca Sub-Area Planning Commission; Kathryn Van Note – Master Plan coordinator.

Commissioners Reports

Sam Pace reported:

- March 5 – Attended the solar energy presentation in Saguache.
- March 9 - Listened in to HB-1250 hearing at the state legislature.
- March 9 - Stopped by Crestone Town Board meeting for a cookie and questions.
- March 10 – Attended the ICS 402 training.

Linda Joseph reported:

- March 3-5 - Attended the Regional Emergency Medical and Trauma Advisory Council (RETAC) Forum in the SWRETAC. The SLV EMS Assessment by the State is complete and there will be a preliminary presentation at the next SLV RETAC meeting.
- March 18 - CDPHE considers this a major project, unprecedented in its scope and with outcomes applicable in other regions. The RETAC Coordinators completed their input on the Statewide Needs Assessment tool, at this Forum. There was a session on various conferencing tools, to enhance communications and reduce travel for local and regional EMS meetings, which may be useful to the County and local non-profits.
- Received an email from Steph Stephens from the office Economic Development and International Trade, regarding the draft MOU with ScSEED/Economic Vitality Task Force, and offering to be available for a meeting with the Board on Monday April 13, 2009. Board set the meeting for 10:00 A.M.

Mike Spearman:

- Feb 26 – Attended the joint Board and Planning Commission meeting.
- Feb 28 – Attended the Town Hall meeting in Alamosa with Senator Schwartz.

- March 3 – Testified at a solar tax incentive Senate Committee meeting on SB 09-177 in Denver.
- March 5 - Attended the solar energy presentation in Saguache.
- March 9 – Attended the Valley Transit Authority meeting in Alamosa.

Spearman moved to approve the Annual Agreements for SLV All Hazards Policy Committee on SLV Homeland Security Project Coordinator and SLV Citizen Corps Project Coordinator. Pace seconded the motion. The vote was three Ayes.

- Brought Annual Agreement documents to sign from All Hazard, Homeland Security and Citizen Corps, which have been reviewed by Attorney Gibbons.

Lynn Zimmer and Wendi Maez – Co-administrator report:

- Veteran’s report was signed.
- Received email from Susan Vogel, Dental Hygienist that she was closing her office at the clinic and will turn in her keys. Administration thanked her for attempting to establish a clientele here in Saguache.
- Water leak at housing has caused a delay in the remodeling project.
- Rio Grande Watershed has received Title III Funding in the past from Saguache County and would like a letter concerning these funds for this year. Pace suggested the funds from last year should be tracked separate from the new Title III funds, which are under new regulations. Rio Grande Watershed will need to request funding for this year in writing for the Boards review.
- Continuity of Government resolution was signed.

Randal Arredondo – Supervisor Road & Bridge and Land fill report:

Pace moved to approve the gravel crushing contract with Dillon Construction or Overlook Mine LLC, which ever Supervisor Arredondo prefers. Spearman seconded the motion. The vote was three Ayes.

- Gravel crushing bids reviewed. Arredondo would like to award the contract to Dillon Construction or Overlook Mine LLC.

Pace moved to approve the paving machine bid from Wagner Caterpillar for \$297,292. Spearman seconded the motion. The vote was three Ayes.

- Paving/Lay down machine proposals reviewed.
- Visited with Administration about purchasing equipment with credit card, which would result in a 2% charge, so it would make more sense to voucher the purchase.
- Sold some old equipment at the Richie Brothers Auction: John Deer 770BH - \$25,000; 130 Caterpillar - \$25,000; D7 Cat - \$22,000 for a total of \$72,000.
- Marshall Milam is requesting a copy of the letter Attorney Gibbons sent to Hollenbeck’s Attorney regarding the gate on Six Mile Road. Gibbons declined.

Pat McDermitt - Colorado Division of Water Resources:

- Gave overview to the history of water well drilling in the San Luis Valley. Any wells which were decreed after 1972 are junior water rights. Rules for the Rio Grande River will be done by 2012. DWR has been getting requests on water availability from solar companies. The issues will center on acquiring and changing water rights to commercial use and may take some time.
- Spearman stated that the County was not responsible for overseeing water issues on land use applications due to those issues being under DWR auspice.
- McDermitt will give a fact sheet to Maez to pass on to Land Use applicants.

Break

Pace moved to convene as the Housing Board at 2:40 P.M. Joseph seconded. The vote was three Ayes.

Blue Water Hacienda fire follow up inspection.

Pace moved to adjourn the Housing Board and return to regular meeting at 3:10 P.M. Joseph seconded. The vote was three Ayes.

Wendi Maez - Land Use Administrator report:

- Executive Session concerning legal matters was requested at beginning of meeting.
- Maez reported that she has met with Alamosa County Land Use Department to review the 3 files they have for Solar Facilities. Alamosa County uses a Conditional Use process for Solar Facility project requests.
- Presentation of the Solar Facility Regulations, including the notes with Planning Commission's recommendations; scheduled for Board review during Land Use time at the next meeting. Discussion on how 1041 Permitting of Solar Facilities, the new Solar regulations and/or conditional use permit might be used for solar facilities.

Pace moved to adjourn at 3:56 P.M. Joseph seconded. The vote was three Ayes.

Respectfully Submitted,

Melinda Myers Secretary to the Board of County Commissioners

Minutes Approved March 17, 2009

Chairman of the Board

Attest

Commissioner

Commissioner