

Saguache County Board of Commissioners met in regular session Tuesday, August 11, 2009 with the following present:

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 Vice Chair Pace at 9:00 A.M.

Additions or Deletions to the Agenda.

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

Reading and approval of minutes of August 4, 2009.

Pace moved to approve the minutes of August 4, 2009 as amended. Spearman seconded motion. The vote was two Ayes.

Review of Mail and other correspondence:

1. Upper Arkansas Water Conservancy District sent a Tentative Agenda meeting on August 13, 09 at 1pm at 339 E. Hwy 50, Salida. (8/10/09)
2. State of Colorado Public Health sent a Notice of Meeting & Agenda on Air Quality Control Commission on August 20, 09 at 4300 Cherry Creek, Denver starting at 9am. (8/10/09)
3. Colorado State Fair & Power Equipment Comp. invites the BOCC to attend the Equipment Rodeos & Complimentary Commissioners Dinner @ 5pm in the Entertainment Tent. Please RSVP at www.power-equip.com/statefair.php. (8/10/09)

Introduction of Guests: Sandia Belgrade – Crestone Eagle; Elinor Laurie; Mark Smith – State Wildlife Commission; Paula Swenson – Gunnison County Commissioner; Gunnison County Sage Grouse Commission; Van Truan & Hildreth Cooper – US Army Corps of Engineers; Shauna Ianson – Baca Grande POA; Michael Dennett; Nancy Onizaka & Terrell Tucker – Crestone/ Baca Environmental Alliance; Laurie Jimenez; Edie Lee; Tom Tucker; Julie Quinn; Sasha Lovelace; Clay Bridgford; Chris Canaly – San Luis Valley Eco System Council; and Ralph Mathesen.

Commissioners Reports:

Linda Joseph: Attending meeting with Donna Newsom – Director of Public Health

Sam Pace reported:

- August 7- Attended the Colo. State Board of Human Services meeting in Denver, featuring a budget presentation from the Governor’s office. Discussed and amended and moved forward 5 rule changes (2 on emergency basis).

- August 7, 8, 9 - Attended the Crestone Music Festival.
- August 10 - Attended the SLV Commissioners Meeting.
- August 10 - Attended Crestone Town Board Meeting.

Mike Spearman reported:

- Aug 7 - Attended the San Luis Valley Fair Friday.
- Aug 10 - Attended the Valley Commissioners meeting Monday.
- Spoke with Jeannie Norris about the Transit Authority. No details on the ITA, no by-laws approved and the meeting was canceled. Costilla reported that Bob Rael said everything should be done by Sept 1. Attorney Gibbons will send a letter to ITA about bylaws, who the director will report to and confirming details.
- Spearman met with several people on numerous water issues.

Paula Swenson – Gunnison County Commissioner:

- Gunnison/ Saguache County Wildlife issues:
 1. Prairie Dog- Gunnison sent comments to the latest draft of the Strategic Plan asking to ensure the Division keeps in the forefront there are no facts regarding the species and subspecies in the plan. Gunnison filed to be an intervening agent in this case and was accepted.
 2. The Gunnison Sage Grouse Action Plan draft was presented for review. The San Luis Valley Cattlemen’s Association needs to read the plan and give input. Sage Grouse listing is in the courts due to the Federal Government not thinking it needed to be on the list. Next revision should include the new evidence from the last 5 years, if it will be allowed. DOW is hoping to present an action plan on Thursday, and designate areas for the grouse protection - some of those areas will be in Saguache County. Also looking to have a study done on the effects of grazing on sage grouse habitat.

Lyn Zimmer and Wendi Maez – Co-administrator report:

- Hand out document received from Marc Diamont, Architect. Mr. Diamont sent this agreement to be reviewed prior to his coming to discuss with the Board in September.
- Review Nursing building Energy Audit report.
- Veterans Service Officer Tom Blunt’s July 2009 report was signed.
- Update of insurance group meeting held on Wednesday, August 5, another meeting will be scheduled for more presentations from providers.
- Budget reviews have started with department heads and elected officials. Next meeting will be on September 10th. We are waiting on final numbers from a few departments.
- Saguache County Public Health Agency Director position will be advertised in the Saguache Crescent, and Valley Courier.

Break

Wendi Maez – Land Use Administrator report:

- Sign Linda Fairing Variance Request resolution.

- Continue to receive HIU complaints on traffic to the Center. Lane Use will let concerned citizens know that they need to request to be notified. The six month review is from the June date that the resolution was approved.
- Mary Ann Kurtinaitis, with BLM has received our request to become a cooperating agency concerning Solar Development. BLM will be drafting a MOU for us to become a Cooperating Agency which should be received by the end of August.
- Maez needs the Hazard Mitigation completed forms to compile and return to Kimberly Bryant, County OEM.
- Maez visited the blight site in Villa Grove and took photos, and in her opinion it has not been cleaned up. An individual, John Hinsely has a contract with a closing date of Sept 15 and would like to delay the court proceedings. He claims he will clean it up and has been talking to the town merchants to assure them it will be taken care of. Attorney Gibbon can request the court to continue the case for three weeks. A letter from the property owners that the sale is underway and a written letter of agreement from the buyer to clean up the site will be requested.
- USDA Rural Development sent notification of transmission lines scoping meeting.
- Received a phone call from a private consulting development firm which can help with reviewing 1041 applications.

Ben Gibbons – Attorney report:

- Has reviewed the options for the Library District in preparation for the meeting next week.
- Clerk Myers inquired about the IGA with Moffat School District and the possible Tabor questions for mil levy increase proposed by the Crestone Charter School. Attorney Gibbons advised that when the District signs the IGA, they are liable for payment on everything placed on the ballot from their District.

Adjourned for Lunch at 12:00 P. M

Resumed meeting at 1:00 P. M.

Van Truan – Army Corps of Engineers

- Report on the Cottonwood Creek culverts in the Baca Grande Subdivision. Army Corps received a complaint on the diversions, then researched the jurisdiction and got the direction from EPA that it was covered by the Army Corps. The violation that occurred was the lack of notification to the Army Corps. Suggestions were given to shore up the lower installation to prevent erosion of material, and the debris shedding off the culvert was tested and found to be inert. Truan estimated the culverts were up to specs for a twenty- five year flood. Some adjoining property owners protested the culverts changing the channel of the stream and flooding their property. The Corps will accept further documentation from affected parties and has the option of further action. The County does not have any jurisdiction in this matter at this time.

Spearman moved to adjourn at 2:12 P.M. Pace seconded the motion. The vote was two Ayes.

Respectfully Submitted,

Melinda Myers Secretary to the Board of County Commissioners

Minutes Approved August 18, 2009

Chairman of the Board

Attest

Commissioner

Commissioner