

Saguache County Board of Commissioners met in regular session Tuesday, December 8, 2009 with the following present:

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

Meeting called to order by Chair Joseph at 9:00 A.M.

Additions or Deletions to the Agenda.

1. Liquor license renewal for Mountain Valley Liquors.

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

Reading and approval of minutes of November 17, 2009.

Spearman moved to table the approval the minutes of November 17, 2009 until December 15, 2009. Pace seconded motion. The vote was three Ayes.

Review of Mail and other correspondence:

- Bob Van Ness sent a letter of appreciation for Daniel Johnson and his crew for the removal of fire threats on his property. (11/18/09)
- Rio Grande Water Conservation District sent the November 2009 Ground Water Table Measurements. (11/20/09)
- Rio Grande Headwaters Land Trust sent the 2009 Fall Newsletter. (11/20/09)
- Daniel Johnson sent a DVD on the Fire Wise Project in Dageforde Subdivision. (11/24/09)
- Pitkin Avenue Baptist Church sent a letter requesting comments on a USDA Rural Development for Financial Assistance grant they are applying for. The grant request is for the Pitkin Avenue Church to finish the inside modular addition to the original church. If you have any questions or concerns, please contact Mark Swinney at 719-655-0201. (11/25/09) Commissioners sent a letter of support.
- Department of Family & Preventive Medicine sent the flyer for the Hazardous Material Training Classes. 8 & 40 hour training classes are available. The trainings will be February 22-26, 2010 in Salt Lake City Utah. (11/30/09)
- Law Office of Cashen, Cheney & Thomas sent a request to cancel the RS2477 hearing scheduled for May 11, 2010 on behalf of John Dykes, Marshall Milam & Jane Milan on County Road 10 XX. (11/30/09)
- State of Colorado Board of Equalization sent a notice of Public Hearing on Friday December 11, 09 at 1:30pm at 1313 Sherman St. Room 419 Denver. (12/3/09)
- The Friends of the Dunes sent an invitation for the Holiday Open House & Potluck at the Sand Dunes Visitor Center, Saturday Dec. 12, 09 from 10am-2pm. (12/1/09)

- Upper Gunnison River Water Conservancy District sent the Agenda for the Board of Directors Meeting on Thursday Dec. 10, 09 at 5:30pm in Gunnison. (12/1/09)
- Daniel S Johnson sent his Report for November 2009 Saguache County Fire Mitigation Program. (12/1/09)
- United States Environmental Protection Agency sent an updated list of the Risk Management Program that is within Saguache County. (11/25/09)
- Gunnison Basin Sage- Grouse Strategic Committee sent the Agenda for the November 18, 09 Meeting in Gunnison at 10:00 am. (12/3/09)
- Town of Center has sent a letter requesting comments on a USDA Rural Development Grant they are applying for. Maez sent an email to the Town requesting information on the grant request as no information was provided. (12/8/09) Commissioners sent a letter of support.
- Linda Joseph sent an email from Joan & Gary Wilfong about not wanting the Tessera Solar Project to go forward in Saguache County. (12/7/09)

Introduction of Guests: Matie Belle Lakish – Crestone Eagle; Leigh Mills; Larry and Jeannie Ewing and Scott Swartz.

Commissioners Reports:

Mike Spearman:

- Nov 20 - Energy forum in Alamosa
- Nov 23- DRG meeting, still working on the Valley Power Authority and it's coming along slowly. The funds are finally together to do the feasibility study. Saguache County spearheaded the effort and the first to appropriate funds for the study.
- Nov 24 – Site visit to Tessera site and County Budget meeting.
- Nov 24 – Tessera open house.
- Nov 30 - Dec 2 - Attended CCI Conference in Colorado Springs.

Sam Pace reported:

- Nov 24 - Tessera solar site visit and work session in Saguache.
- Nov 24 - Attended the Tessera meeting at Saguache Community Center and the Saguache County Prevention Partners meeting at Desert First.
- Nov 30 to Dec 2 - Attended CCI convention in Colorado Springs.
- Dec 3 & 4 – Attended Colorado State Board of Human Services meeting and toured three HHS sites in Pueblo.

Linda Joseph:

- Nov 12 & 13 - Attended SEMTAC teleconference interviewing and scoring 60 grant applications. \$385,679 was awarded to San Luis Valley Emergency services. Center Fire Protection and the Saguache County Office of Emergency Management grants were approved, with the matching funds of their County Sales Tax grants.
- Nov 24 - Toured Tessera proposed site, visit with Board and Land Use Director Maez.
- Nov 24 – Attended Commissioner Work Session on 2010 County budget.
- Nov 30 - Dec 2 - Attended the 102nd Colorado Counties Winter Conference in Colorado Springs.

- December 4 - Attended the teleconference for the American College of Surgeons Task Force, to develop a plan to implement recommendations from their review of SEMTAC. Improvement of trauma care services statewide is a priority.
- Was contacted by Matthew Crowley and Chris Canaly regarding a letter of support for current efforts toward solutions for the Baca National Wildlife refuge. The Board has agreed to send a letter of support to
- Heard from Erin Minks that the Land and Water Conservation Trust was funded at \$450 million. This is half the full funding amount, but \$300 million more than last year's approved funding. (Interior FY 2010 Appropriations report - attached.)

Lyn Zimmer – Co-administrator report:

- Received a request for Title III funding from Kundalini Fire Management in the amount of \$65,000. We have scheduled the public hearing for this request on January 19, 2010 if the Board gives publication approval. The hearing will be rescheduled to give the Board time to review the request.
- Received Saguache County School District Influenza Closure Policy back from Moffat School signed. Joseph will need to sign. We have now received all three of the policies.
- Colorado Logos, Inc. has sent a payment request and permit application to be signed and paid. This is for the commercial area signs that were put up last year on Hwy 17 and Co. Rd. T. The payment amount is \$500. Joseph signed the permit for return with payment.
- Gunnison County has sent the Gunnison Watershed Weed Commission IGA for Undesirable Plant Management on property within Saguache County. This will also need to be signed by Joseph to be returned with payment of \$1500. This is the same agreement that has been signed for the past several years.
- The Board decided to renew membership inaction 22 for 2010. The amount owed is \$591.70.
- The Elected officials met with the Board to discuss salaries for 2011.
- Received a request from the Town of Saguache and ScSEED wondering if they could return the check that was given to them in the amount of \$10,000 for a Sales Tax Grant for matching funds to purchase the Hammel property. They are waiting for a grant and negotiations on the property and have not cashed the check at this time and are wondering if they could give the money back to us to hold until they need the money for matching funds. Board decided to have them return their check until they need the funds – then a new one can be issued.
- Jessica DeBoe from ScSEED has requested a hold on the \$4,000 Sales Tax Grant awarded for the Energy Fair. Administration will hold this check until the plans for the energy fair and fiscal sponsorship are clarified.
- The new health insurance company wants to schedule a blood draw for policy holders as a preventative precaution, sometime next month.

Break

Sue Gallegos - Land Use report:

- The Alltel/Frees approved Conditional Use resolution was signed. The date of approval is October 6, 2009 but the original resolution got lost in the mail and had to be re-mailed to everyone for signature.

Pace moved to approve the consolidation for Barbara McGuire on Baca Grande Grants Unit I, Lots 1611 and 1612. Spearman seconded the motion. The vote was three Ayes.

- Lot Consolidation request for Barbara McGuire to consolidate Lots 1611 and 1612 Baca Grande Grants Unit One. CBPC recommended approval of this request at their regular meeting on November 18, 2009.

Pace moved to approve the consolidation for S Dian Donnell and Luke S White on Baca Grande Chalet Unit II, Lots 4197 and 4198. Spearman seconded the motion. The vote was three Ayes.

- Lot Consolidation request for S. Dian Donnell and Luke S. White to consolidate Lots 4197 and 4198 Baca Grande Chalet Unit Two. CBPC recommended approval of this request at their regular meeting on October 14, 2009.

Pace moved to approve the consolidation for Justin Van Wart on Baca Grande Chalet Unit I, Lots 1237, 1238 and 1242. Spearman seconded the motion. The vote was three Ayes.

- Lot Consolidation request for Justin Van Wart to consolidate Lots 1237, 1238 and 1242 Baca Grande Chalets Unit One. CBPC recommended approval of this request at their regular meeting on November 18, 2009.

Pace moved to approve the consolidation for Corinna H Chung and Eric C. Thompson on Baca Grande Chalet Unit II, Lots 3839, 3840 and 3741. Spearman seconded the motion. The vote was three Ayes.

- Lot Consolidation request for Corinna H. Chung and Eric C. Thompson to consolidate Lots 3839, 3840 and 3841 Baca Grande Chalet Unit Two. CBPC recommended approval of this request at their regular meeting on November 18, 2009.

Spearman moved to enter into Executive Session at 11:02 A. M. for legal purposes under CRS 24-6-402(4)(f)(i). Pace seconded the motion. The vote was three Ayes.

Pace moved to return to regular session at 11:21 A. M. Spearman seconded the motion. The vote was three Ayes.

Ben Gibbons - County Attorney

- The waiver and release on the Jamie Ireland property for tree removal is in place.
- Attorney Gibbons proposed a six month moratorium on Medical Marijuana Facilities. It was a subject brought up at the CCI Conference and a moratorium was not viewed as an effective tool to control sighting of facilities. The Conditional Use Permitting process would give an opportunity to have input. The Board agrees that some regulations need to be developed as this use is not currently in the Land Use Code, This topic will be discussed further with Sheriff Norris and Land Use Director Maez, next meeting during Land Use.
- Will research other Counties policy on Special Events permit.
- Board received a letter from an anonymous citizen regarding blight and septic issues east of Lazy KV. Maez can tour the area, but no action can be taken on unsigned complaint. Commissioner Pace was already aware of these issues, but as long as citizens have the right to camp and store things on their property, enforcement is difficult.

David Zareco

- Question considering Mineral Hot Springs Estates, but did not show up to the meeting.

Adjourned for Lunch at 12:00 P. M.

Resumed meeting at 1:00 P. M.

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

- Presented a spreadsheet on comparative gas prices to book fuel for 2010.
- Is waiting to hear back from George Welch to finalize the SRS agreement.
- Received a letter from Mr. Thomas regarding County Road 10XX, that the road was adopted by a previous BOCC designating it a RS2477 road and therefore would like to cancel the hearing on May 11, 2010. Attorney Gibbons got a letter from Mr. Hollenbeck's lawyer that questions the authority of the BOCC to regulate roads over private land. Gibbons is researching the statutes. Arredondo brought maps which were recently uncovered. Gibbons will report next meeting.
- The Ford Edge county car struck a deer and is in the body shop.
- Arredondo was pleased with the weed control job being done by Gunnison Watershed Weed Commission and urged the Board to sign the IGA and pay the \$1,500, which the Board approved.

Della Vieira - Nursing Director:

- H1N1 update: USA: Reports of widespread flu activity decreased from 43 to 32 states, and visits to doctors for influenza-like illness declined. Flu-related hospitalizations and deaths have declined slightly over last week, but are still very high nation-wide compared to what is expected for this time of year. The proportion of deaths attributed to pneumonia and influenza (P&I) was above the epidemic threshold for the eighth consecutive week.

- Colorado - Surveillance data (hospitalizations, ILI, and sentinel lab data) indicate that influenza activity continued to decrease in Colorado. This is also reflected in surveillance data from around the SLV.
- A cumulative total of 1880 hospitalizations from 52 counties have been reported. Influenza-like illness (ILI) reported by Kaiser Permanente for the Denver-Boulder metro area showed a further decrease from 1.8% to 1.5%.
- A total of 56 influenza-related deaths (9 pediatric and 47 adults) have been reported. The highest mortality rate is in the 50-64 year age group.
- Essentially all influenza A viruses subtyped at the state laboratory have been 2009 influenza A (H1N1) viruses
- SLV: To date -- 10 hospitalizations, all in the last month, 0 fatalities. Coloradoans have received 270,000 doses as of 10/28/09 Saguache County has received 843 to date and distributed or administered around 750 total doses to date.
- Schools: we are completing booster doses in schools this week for those ≤ 9 years old. Public Health Dept's in the SLV will open immunization up to the general public by mid December.
- Seasonal flu vaccination: we still have a variety of seasonal vaccine on hand for those who still need it.
- Signing a contract with DSS for TANF-related activities mentioned at our last meeting.
- Vieira had planned to present the video that the Prevention Partners Coalition completed recently, but will postponed till next month, when Ileen Rivale can attend.
- Presented justification on hiring part-time RN to fill out positions in various programs and free up Vieira time to accomplish administrative tasks. Board is pleased to see more coverage in Center.
- The budget has been revamped in conjunction with Zimmer in Administration and it has been reconciled with the Treasurer and Administration.
- The Board complimented Vieira on the good job she is doing reorganizing the Public Health Department.

Andrew Archuleta – USFS/BLM month discussion:

- Archuleta had to cancel and will report at next scheduled time.

Pace moved to approve the Cooperating Agency MOU on Solar Energy Development between the BLM and Saguache County. Spearman seconded the motion. The vote was three Ayes.

- Board reviewed the MOU with the BLM on Solar Energy Development for signing.

Break

Melinda Myers – Clerk and Recorder:

Pace moved to approve the Liquor License renewal for Mountain Valley Liquor in Villa Grove. Spearman seconded the motion. The vote was three Ayes

- Liquor License renewal for Mountain Valley Liquor License

Budget Review discussion:

Pace moved to approve a bonus for employees, 32 -40 hours: \$700, 20-31 hours: \$500, 6-19 hours: \$350 and prorated for hiring date. Spearman seconded the motion. The vote was three Ayes.

Pace moved to increase the County Contribution from 4% to 5% for the 401K accounts. Spearman seconded the motion. The vote was three Ayes.

Pace moved to adjourn at 4:28 P.M. Spearman seconded the motion. The vote was three Ayes.

Respectfully Submitted,

Melinda Myers Secretary to the Board of County Commissioners

Minutes Approved December 15, 2009

Chairman of the Board

Attest

Commissioner

Commissioner