

Saguache County Board of Commissioners met in regular session Tuesday, June 14, 2011 with the following present:

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

#### EMPLOYEE APPRECIATION PRESENTATION

- Judy Collins - 10 years
- Elaine Lucero - 5 years
- Tammy Taylor - 5 years

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

#### **Additions or Deletions to the Agenda.**

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

#### **Reading and approval of minutes of May 17, 2011.**

**Spearman moved to approve the minutes of May 17, 2011 as amended. Joseph seconded motion. The vote was three Ayes.**

#### **Review of Mail** and other correspondence:

1. **CTSI** sent the May- June 2011 Vol. 15, No. 1 Newsletter. (6/1/11)
2. **State of Colorado Dept. of Public Health** sent the Approval with Conditions for the Saguache County Landfill 2010 Expansion, Construction Quality Assurance Report. (6/2/11)
3. **State of Colorado Dept. of Public Health** sent the Facility Inspection, for the Saguache County Landfill. (5/31/11)
4. **State of Colorado Division of Property Taxation** sent a letter in regards to Pending Applications for Property Tax Exemption. (6/2/11)
5. **Diane Woodard, Property Owner** sent a letter about some incorrect information on the Saguache County Website concerning Water Rights. Attached is copy of email (5/24/11)
6. **Alamosa County Service Center** sent a letter inviting the BOCC to join them Friday, June 17, 2011 from 2-4p.m. for a going away potluck for Barry Shioshita. RSVP by June 15 at 719-589-4848. (6/2/11)
7. **Gunnison Conservation District** sent the Range Rider Spring Newsletter Issue 2011, Vol. XXIII No. 1. (6/2/11)
8. **Town of Crestone** sent an email asking if possible audio- recording is available regarding the July 12 Public Hearing Meeting on the Fire District. (6/2/11)

9. **Barbara Hoepfner** sent a thank you letter for services Daniel Johnson, Fire Mitigation provided. (5/23/11)
10. **SLV Rural Electric Co-op** sent a let inviting the BOCC to their Annual Meeting on Tuesday, June 21, 2011 to review the 2010 accomplishments. RSVP 719-852-6440. (5/23/11)
11. **The Park & Rec Trades** sent the Vol. 18, No 5 2011 Newsletter. (5/18/11)
12. **State of Colorado Public Health** sent the Notice of Meeting & Agenda on Air Quality Control Commission on June 15, 16& 17 in Durango, Colo. (6/7/11)
13. **White, Bear, Ankele Attorneys** sent a letter with an Update of Assessment Records for Property within the Baca Grande Water & Sanitation District. (6/10/11)
14. **State of Colorado Dept of Public Health** sent the Colorado Board of Health Agenda for June 15, 2011 in Denver, at 9:00a.m. (6/10/11)
15. **Mike & Jeannie Norris** sent a thank you letter to the BOCC for the support and consideration of the passing of her mother. (6/13/11)
16. **Rio Grande Water Conservation District** sent the June 2011 Ground Water Table Measurements. (6/13/11)
17. **The Baca Grande POA** sent the Vol. 18 Issue 2 Newsletter. (6/13/11)
18. **State of Colorado Dept. of Local Affairs** sent a letter that the Federal Emergency Management (FEMA) opened an application period for the 2012 Pre-Disaster Mitigation Grant Program. (6/13/11)
19. **Town of Saguache** sent a letter announcing the Saguache Downtown Revitalization Project for making improvements on 4<sup>th</sup> Street will begin. (6/3/11)
20. NSLVC Roundtable sent a letter of support on continuation of USDA conservation funding. (6/13/11) The County will be a signer.

**Introduction of Guests:** Matie Belle Lakish – Crestone Eagle; Charlie Ponchak; Tammy Taylor; Annie Nielsen; Nancy Armenta – Saguache Emergency Food Bank; and Andrew Archuleta - BLM/USFS.

### **Commissioners Reports:**

**Sam Pace** reported:

- May 19 – Attended the South Central Seniors meeting in Alamosa.
- May 31- Calls to other commissioners to ok bid for window and door upgrade at Center Public Health and Social Services building.
- May 31 – Attended the Saguache County / Secretary Gessler Court hearing in Saguache.
- June - Talked with Brian Gaboriau about grants for waste tires.
- June 6- Signed and mailed grant for Saguache Clinic upgrades.
- June 7 – Attended CCI Southern District and business meeting in Vail.
- June 9 - Attended Colorado Works sessions in Vail.
- June 10- Attended CHHS Board meeting in Vail.
- June 13- Attended South Central WIB meeting in Alamosa.
- June 13 - Attended Crestone Town board meeting – the County maintains the paved roads in the Town and the Town would like to request that the County possibly paint in crosswalks.

**Linda Joseph** reported:

- May 18 - Attended a SEMTAC (State Emergency Medical & Trauma Advisory Council) teleconference for grant applicant interviews and application scoring.
- May 31 - Submitted the support letter for Mountain Valley Lumber.
- May 31 - Attended the hearing regarding SOS hand review of ballots.
- June 1 & 2 - Attended the quarterly RETAC (Regional Emergency & Trauma Advisory Council) meeting in Colorado Springs.
- June 4 - Attended most of the Crestone Baca Master Plan alternate scenario review session at the Baca POA Hall.
- June 4 - Attended the Saguache PowWow steering committee meeting.
- June 6 - Forwarded the USDA Conservation funding support letter, prepared by the Northern SLV conservation Roundtable, for review and decision on signing.
- June 7 - Sent out department head performance evaluation forms, for Board review and updating in the July work session.
- June 8, 9, 10 - Attended the Court Security Conference in Pagosa Springs, along with Sheriff Norris.
- Spoke with Director Vieira and Director Norris about the Food Bank transitions.
- Had a call from Kevin Hicks of Sargents, regarding communications issues in that area.

**Mike Spearman** reported:

- May – Attended the DRG meeting in Alamosa.
- June 1&2 - Attended the presentation by the Secretary of the Interior, Ken Salazar launching the Great American Outdoor Program to stimulate conservation easements.
- Dedication of a new visitor's Center at the Rocky Mountain Arsenal and toured the Eagle Depository, where dead Bald Eagles are processed and the feathers are given to Native American elders.
- Fire in La Garita on the State Land which the BLM fought it for two days and some costs may be the responsibility of Saguache County.
- Had some calls from folks about the proposed Fire District in Crestone.
- Landfill brought two trucks to La Garita for town clean up and they both got filled.
- Spoke with John Baxter about the shredder for tires, but the sale is on hold for now.

### **Opening bids for the Town Site of Iris**

**Pace moved to accept the bid from Garth D. Cooke for all interests and holdings of the Town of Iris and the 1/6 interest in the Vulcan mine for \$110,464.99. Joseph seconded the motion. The vote was all Ayes.**

- Hollmer Hardware bid \$50,000 for the Town of Iris and 1/6 interest in the Vulcan mine claim.
- Jessie Weaver bid \$12,000 for both.
- Schmalz Limited Partnership bid \$11,380 for Parcel A & B only.
- Garth Cooke bid \$1,792 for 1/6 interest in the Vulcan mine and \$108,672.99 for all parcels of the Town of Iris.

**Wendi Maez & Lyn Zimmer** – Co-administrator report:

- All publications and certified public notices have been sent out, published and posted for the Crestone Fire Protection District public hearing in July. Received calls from local citizens that want to opt out of the Fire Taxing District and want to know what the procedure are to opt out. They would need to petition District Court.
- The Library District IGA has been signed, sealed and delivered to the Library District on May 31st.
- The Library District asked that the County pay the last vouchers for the month of May and to pay the district county employees through the month of May. The total for the vouchers and payroll amount to \$34,999.68, which is not over the \$35,000 estimated therefore a letter to amend the IGA will not be needed.
- Blue Peaks meeting was held on June 8th. Funding for Blue Peaks has been cut drastic from the State as well as the counties have cut their funding. They have a balanced budget but with cuts. Service will be reduced as well as changes in their health insurance, etc.
- MOU between the Colorado Department of Human Services and the Board of County Commissioners of Saguache for the Colorado Works Program and the Colorado Child Care Assistance Program was signed.

Break

**Wendi Maez** - Land Use report:

**Joseph moved to approve the expansion of the Conditional Use for Fresh Options, LLC at the Sand Dunes Swimming Pool, as recommended by the Planning Commission. Spearman seconded the motion. The vote was three Ayes.**

- Fresh Options, LLC – Sand Dunes Swimming Pool expansion Conditional Use request. The Saguache County Planning Commission made a motion to recommend approval of this request as follows: Motion – Jeff Shook to recommend approval as presented with any construction of any dry use facility and contingent upon the approval of the water well use changes – seconded by Richard Drake – vote all aye. Motion made during the SCPC regular meeting on May 26, 2011.

**Joseph moved to approve the consolidation for Camino Baca Grande, LLC. on Baca Grande Chalets Unit One, Lots 46 and 47. Spearman seconded the motion. The vote was three Ayes.**

- Camino Baca Grande, LLC. Lot Consolidation request – Baca Grande Chalets Unit One Lots 1279, 1280 and 1281. The Crestone/Baca Planning Commission recommended unanimous approval of this request at their June 8, 2011 meeting.

**Joseph moved to approve the consolidation for Christine Dupre on Baca Grande Chalets Unit One, Lots 1116 and 1117. Spearman seconded the motion. The vote was three Ayes.**

- Christine Dupre – Lot Consolidation request – Baca Grande Chalets Unit One Lots 1116 and 1117. The Crestone/Baca Planning Commission recommended unanimous approval of this request at their June 8, 2011 meeting.

**Joseph moved to approve the consolidation for Richard A. and Penny Hauglid on Baca Grande Chalets Unit One, Lots 1279, 1280 and 1281. Pace seconded the motion. The vote was three Ayes.**

- Richard A. Hauglid and Penny Rae Hauglid – Lot Consolidation request – Baca Grande Chalets Unit One Lots 1279, 1280 and 1281. The Crestone/Baca Planning Commission recommended unanimous approval of this request at their June 8, 2011 meeting.

**Ben Gibbons - County Attorney Report:**

- The Board needs to tour the County Road XX in the Hollenbeck case.
- Within two weeks there should be a ruling on the Secretary of State election review case, and Gibbons will be submitting a brief.
- There should be a finding by the Grand Jury in the next two weeks.
- The hearing in the Marks CORA case has been postponed so they can get depositions from ES&S. A Status Conference is scheduled for 10:00 Wednesday, June 15, 2011.
- The Boone matter in the Baca has been resolved.
- Tessera has not contacted the County about what they want to do to move forward on their application. The County's options are to make a decision on the information available or to decree the application has been abandoned and close it out. Pace suggested a letter be sent to Tessera to set a deadline to hear their plans and to replenish the escrow funds. Gibbons will send a certified letter. Discussion on the issue will be on the Board agenda on July 12, 2011.

**Melinda Myers – County Clerk**

**Pace moved to approve the Bed and Breakfast liquor Permit to serve complimentary beverages for Sawtooth Mountain Lodge. Joseph seconded the motion. The vote was three Ayes.**

- Approval of the B&B Permit for Scott Hitchens of Sawtooth Mountain Lodge/Bed and Breakfast.

Adjourned for Lunch at 11:40 P. M.

Resumed meeting at 1:00 P. M.

**Della Vieira – Saguache Public Health Director:**

- Public Health Administration.
  - a. PH Director attended CCI last week, as the last face-to-face training session for year-long leadership training. A closure event for the course will take place during the PH in the Rockies Conference in Sept (21<sup>st</sup>-23<sup>rd</sup>) in Steamboat Springs. One excellent session was a panel presentation of PH-DSS collaborations around the state, how partnerships were happening, and our experiences with that as agency directors.

b. OPP and CALPHO conducted a capacity assessment for SCPH on May 25<sup>th</sup>. Capacity was assessed for current status with regard to 10 core services. A full report will be provided to SCPH BOH for county capacity, how that compares to neighbors in the region, how Saguache compares to counties of a similar size, and to the state overall. Clear need for expanded capacity was identified for EH, on-going community needs and program impact assessments, STI investigation & control. An analysis of FTE for PH revealed that SCPH has a total of 3.9 FTE (1 FTE for Agency Director, 1 FTE for the volunteer RN, and 1.9 FTE spread across 5 staff) dedicated to addressing the 10 core services under the new PH Act.

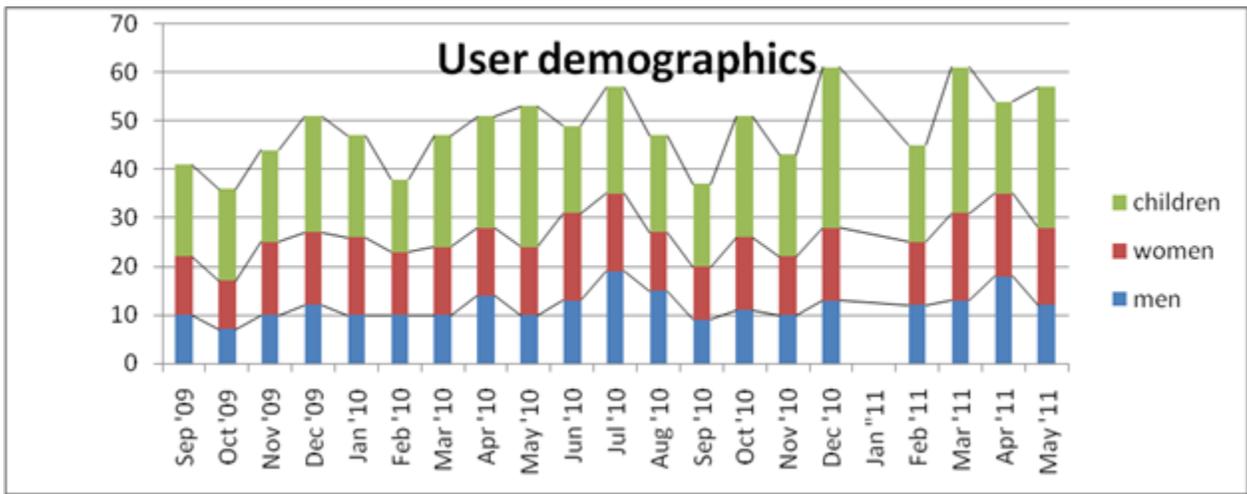
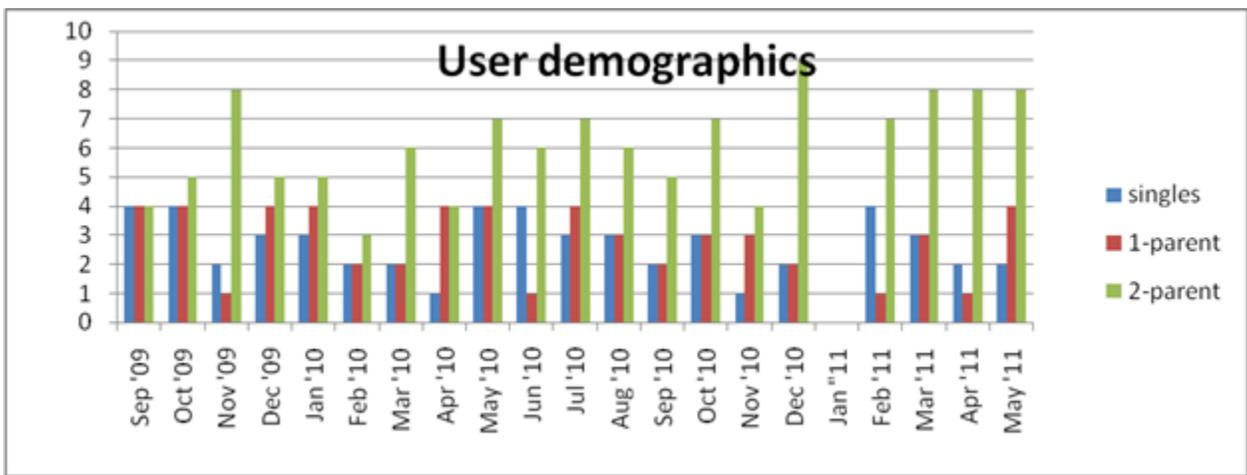
- Communicable disease.
  - a. First quarter communicable disease report was issued by the SLV Regional Epidemiologist. Of note, providers were advised of the increase of rabies in terrestrial mammals in eastern Colorado. Prompt reporting to Public Health of animal bites is more important, as animals like dogs and cats should be observed closely.
- Contracts
  - a. Series of conference calls were conducted at the end of May and early June around EPR funding. It was decided by PH Directors around the state that an across-the-board cut of 15.114% was the most equitable: Saguache County pop. estimate: 7,076 2011 contract: \$16,890 2012 contract: \$14,337 (\$2553).
  - b. Vieira spoke with RGPHA, Alamosa County Administrator, and none of us have heard back yet about the HCP contract decision at the State.
  - c. The Public Health Core Funding Formula Work Group had its first meeting yesterday. SCPH is the only rural, small county represented on the Work Group. The funding formula for 2012 will be re-worked by the group, for presentation to the State BOH for a rule-making hearing after August.
- Emergency Preparedness.
  - a. PH Director worked through the Memorial Day holiday weekend with 2 SLV Regional EPR staff to complete response to NACCHO reviewers for further information on the PPHR application. Revisions were submitted at 8:30 am, Tuesday, May 31<sup>st</sup>.
- Healthy Communities.
  - a. Administrative Assistant attended training in Grand Junction May 23-24. She began providing services June 1<sup>st</sup> in Center, and will begin services in Saguache this week. (@ days per month)
- Environmental Health.
  - a. Concerns brought to Public Health attention in the last month-PH received a visit from M. Boone on 5/31/11, who reported that he had received the Cease & Desist Order, and that the court had given him 30 days to compile records indicating that he had come into compliance with the Order. He stated that he had begun payment to BGW&SD, and that his water had been turned on.
  - b. PH Is attending the SWPA sessions for both the Town of Saguache and Valley View Hot Springs. KV Estates has not invited PH to attend their meetings. Both Saguache and VVHS will have a draft plan for review within 2 months. The draft plan is due to CDPHE Oct 1<sup>st</sup> for all three water systems.

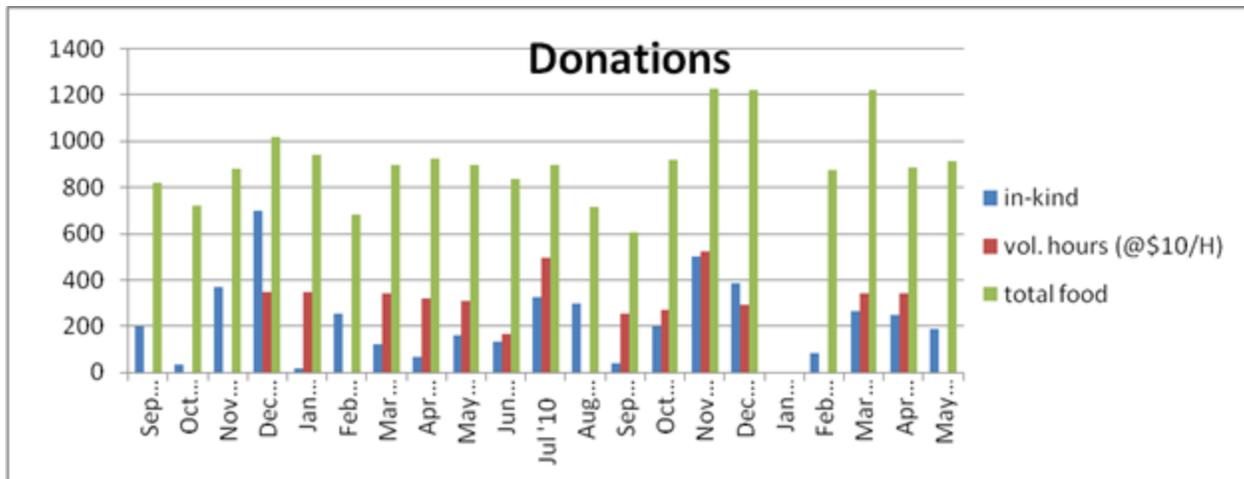
c. A smoke health advisory was issued for the SLV for Thursday, 6/2/11 by CDPHE Air Quality Div. A copy was forwarded to KRZA. Julie G from Alamosa County reported having informed all other radio stations in the region.

- Center building renovations.
  - a. Window installations will begin upon receipt of first check, which was vouchered through DSS today.
- Emergency Food Bank.

**Pace moved to transfer the funds managed by Armenta for the Saguache County Emergency food bank from Public Health to Social Services for the use of the Saguache County Emergency Food Bank. Spearman seconded the motion. The vote was three Ayes.**

- a. Continued deliberations on food bank management with PH, DSS, BOCC, FB Mgr, and Nancy J. Armenta. Armenta agreed to release claims to the remaining Sales Tax grant money and requested ties will be severed between the County and Armenta regarding the food bank.
- b. Updated profile on food bank utilization rates to date:





- Food Bank network of the San Luis Valley

**Andrew Archuleta** -USFS/BLM month discussion

- Fire ban is on for the San Luis Valley BLM lands and the Forest Services will put a fire ban in place next week.
- Sheriff Norris wants to be consistent with the fire ban. The Board agreed for Sheriff Norris to complete the resolution to implement a County-wide fire ban, effective June 15.
- The Gunnison Forest is green and wet and they are not talking of fire bans for that area.
- The fire ban can be relegated to the east or west side of the Continental Divide. Norris would like a Stage one fire ban for unincorporated Saguache County east of the Continental Divide. Norris will type a ban and return it to the Commissioners to be signed today to be in effect June 15, 2011 at 8:00am.
- To fight the fire at La Garita, the County will be billed to cover expenses of mutual aid activation. WOLF agreement came into play and the Federal Forest Service provided 2 operational periods and one air drop. The Colorado State Forest was brought in to help with services and to cover costs. EFF can be brought in to pay for part or all of the fire when the fire is deemed EFF appropriate, which this one was not.
- Forest Service is still on schedule to utilize funds for the parking lot at the north entrance to the National Park, before the fiscal year ends.
- BLM and Forest Service will no longer be dual delegation. No loss of staff, two people will report to the County, one from the Forest Service and one from the BLM.

Break

**Donna Wehe**- Small Business Development Center, Sales Tax update

- Small Business Development Center, Sales Tax update.
- Down Town Saguache will be having construction and Wehe is helping with plans to support access to businesses on the street, during the construction period.
- 13 paid and volunteer counselors help Small Businesses start, grow, and prosper.
- Jobs Bill money is used for training in classes and one on one with a business owner.
- Will do a Leading Edge class for artists in the fall or spring. The Center helps business owners navigate grant opportunities and federal procedures

Melinda Myers – County Clerk

**Pace moved to approve Crestone Music Festival liquor license. Joseph seconded the motion. The vote was three Ayes.**

- Tom Dessain, Crestone Music Festival  
Liquor License

**Pace moved to approve the Villa Grove Trade liquor license Spearman seconded the motion. The vote was three Ayes.**

- Villa Grove Trade, Liquor License Renewal

Mike Norris – Sheriff:

**Spearman moved to approve the Fire Ban Resolution for all County lands east of the Continental Divide. Joseph seconded the motion. The vote was three Ayes.**

**Randy Arredondo –**

- Department of Health approved the Landfill with conditions on land fill mitigations. Throughout the years, clay and liners were supposed to be used, and this will be implemented now. Mostly paperwork changes are needed.
- Alan Davy was present as engineer for the Landfill. He will stop in to the Department of Public Health and Environment in Denver when he is up there this month to review and discuss the updates needed at the Landfill.
- Tires- Colorado Waste Tires has grant money to take tires away from the land fill. It will take approximately \$80,000 to haul the tires away.
- Non-Friable Asbestos- adds a fee to take the material at \$1.30 per 100 Pounds - approved.
- Asked Ron Garcia about County Rd D and G ownership. Arredondo will look into it more.
- Still researching the tire shredder options.
- Town of Crestone would like crosswalks painted on the new paving this summer and Arredondo reported this is in the plan to be done.

Bill Paying

**Joseph moved to adjourn at 4:30 P.M. Spearman seconded the motion. The vote was three Ayes.**

Respectfully Submitted,

Melinda Myers Secretary to the Board of County Commissioners

Minutes Approved July 5, 2011

---

Chairman of the Board

---

Attest

---

Commissioner

---

Commissioner