

SAGUACHE COUNTY BOARD OF COMMISSIONERS
REGULAR SESSION MEETING
9:00 A.M. TUESDAY, NOVEMBER 19, 2013
Located at Road & Bridge

MINUTES

I. CALL TO ORDER

The meeting was called to order by Board Chair Joseph at 9:01 a.m., with the following members present:

Linda Joseph, Chair
Ken Anderson, Co-Vice Chair
Jason Anderson, Co-Vice Chair
Wendi Maez, Co-Administrator
Lyn Lambert, Co-Administrator
Staci Morfitt, Acting Secretary to the Board

II. EMPLOYEE APPRECIATION

No Employee Anniversaries this month

III. ADDITIONS/DELETIONS TO AGENDA

1. Attorney Gibbons will be arriving at BoCC meeting late. BoCC will use his time for standing business.

MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE AGENDA AS AMENDED

SECOND BY COMMISSIONER KEN ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

IV. READING AND APPROVAL OF MINUTES – November 05, 2013

MOTION BY COMMISSIONER JOSEPH TO APPROVE THE REGULAR MEETING MINUTES OF NOVEMBER 5, 2013 AS AMENDED, AND PENDING CONFIRMATION BY PUBLIC LANDS MANAGERS OF ACCURACY OF THEIR SECTIONS

SECOND BY COMMISSIONER JASON ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

V. REVIEW OF MAIL AND OTHER CORRESPONDENCE

1. Carol Osburn sent a letter of support for the SLV Regional Airport. (11/14/13) BoCC advised Administration to send a letter of support for Airport Grant.

2. **US Fish & Wildlife Service** faxed a Press Release regarding the Gunnison Prairie Dog's; they feel that it does not require the protections of the Endangered Species Act. (11/13/13)
3. **The Department of Interior** sent a letter appointing Jason Anderson a Representative of dispersed recreation to the Front Range Resource Advisory Council for a 3 year term. (11/4/13)
4. **Rio Grande Water Conservation District** sent the November 2013 Newsletter. (11/12/13)
5. **Daniel Johnson** sent the September/October 2013 Report for the Saguache County Mitigation Program. (10/31/13)
6. **Colorado Cattlemen's** sent the Fall 2013 Crossroads Newsletter. (11/13/13)
7. **Colorado State University** sent the November 2013 SLV Newsletter. (11/5/13)
8. **CTSI** sent the 2013 CTSI Membership Meeting Agenda & Documentation. (11/13/13)
9. **Colorado Dept. of Public Health & Environment** sent the Report to the Public 2012-2013 in regards to the Colorado Air Quality Control Commission. (11/8/13)
10. **George Whitten** sent a Letter of Resignation from the Rio Grande Water Conservation District Board. (11/18/13)
11. **Ralph Abrams** with SLV Rural Development Group will be having the SLV Broadband Coop Meeting on November 20th, 2013 from 11:00a.m. - 1:00p.m., located at the SLVDRG Boardroom, Train Depot in Alamosa. (11/18/13) Lambert will attend as everyone else is at other meetings. Discussion on Sales Tax Grant money and the amount left on State assessment.
12. **Alamosa County** sent an invitation for the Grand Opening Celebration for the Valley Wide Food Warehouse. November 22, 2013 from 12-1:00p.m. Lunch provided. Please RSVP by calling Gene at 1-620-877-7496. (11/18/13)
13. **Brenda Wiseman** with Gunnison County sent an email in regards to Gunnison Sage Grouse critical habitat designation. (11/18/13)
14. **Michael Chiappini** sent a letter requesting consideration to install Cattle Guards on County Road 10XX. (11/15/13)
15. **Rio Grande Water Conservation District** sent the November 2013 Ground Water Table Measurements. (11/15/13)
16. **US Dept. of the Interior** sent a letter in regards to the analysis of the best scientific and commercial data available on the Rio Grande Cutthroat Trout. (11/12/13)
17. **Ted Lindtveit, CTSI** sent the County inspection recommendations for the Courthouse and Road & Bridge Buildings. (11/11/13)
18. **State of Colorado Dept. of Public Health** sent the November 21, 2013 Notice of Meeting & Agenda for the Air Quality Control Commission. (11/18/13)
19. **State of Colorado, Dept. of Local Affairs** sent a letter in regards to CDBG #10-501 Saguache County, Center Head Start. (11/14/13) Grant cycle done, final reports in and closed.

VI. INTRODUCTION OF GUESTS

Matie B Lakish – Eagle

Merlin Yost – Organic Chickens

Amy Henschen – CSU Extension

Rebie Hazard

Burt Stephens – Baca

Bill Nibles – CSU

Jeff Keith – Bridger

Michael Spearman

Marvin Reynolds - CSU

VII. PUBLIC COMMENT

None at this time

VIII. COMMISSIONERS REPORT

Commissioner Joseph:

1. November 8 - Attended a tour by the State/Regional Veterans Services representatives, SLV Veterans Services Officers, County Commissioners, legislative representatives, and Veterans, of the Veterans' Health Clinic in Alamosa. This was followed by a lunch meeting of the VSO/Commissioners Task Force and tour attendees pressing for improvement in services for Valley Veterans. Requests for additional medical test in the Valley on a fee for service basis will be forwarded to the State. Action was promised to immediately begin Women Veteran's Clinic Days. Met two SLV women Vets, developing a grant request to help identify and support women veterans here. Registration of Valley Veterans is critical to getting more services. Currently there are about 1,200 registered Veterans; 100 more are needed to meet the threshold for additional healthcare personnel and services at the Veteran's clinic.
2. Connected with Erin Minks (Udall) who has been working to get information and action on the reauthorization of PILT and forwarded.
3. November 12 - Attended the Commissioners and Dept. Head Work Session on 2014 Budget, and, Cycle 2 Sales Tax Grant application review/decisions.
4. November 13 - Attended the CO Economic Development & Intl Trade Dept.'s AgriTourism Roadshow, at Chokerei Ranch in Moffat.
5. November 14 - Attended the monthly County Coalition for Gunnison Sage Grouse meeting by teleconference. Forwarded the Wildlife Chapter of Saguache County's 1041 regulations, and, the Cooperating Agency MOU with the BLM for the Xcel Transmission Line Rebuild environmental assessment.
6. Consulted with Mark Talbot, XPlore and forwarded the Scope of Work he developed for the County Tourism website revamp. Funds for preliminary phase to year end are requested from the Tourism Council Fund Balance for this special project.
7. Working with the State Interim Section Chief, EMTS and Jim Felmlee on issues of State data regarding regional numbers of Paid/Volunteer/Mixed service providers.
8. Contacted Jim Sheeran for info about open houses, dental services and the Task Force meeting outcomes for the Eye on the County, since Flood Insurance availability announcements have covered that topic.
9. Contacted Christy Culp for guidance on the request letter for the Strategic Planning grant. Prepared and forwarded a draft of that letter and draft timing/funding sheet for matching funds. Connected with Marv Weidner to obtain the updated proposal for the Managing Results Strategic Planning process, to accompany the letter of request to DOLA.
10. Arrangements were confirmed for the SLV Public Health Partnership Delegates site visit in California, January 2014.
11. Coordinated for a conference call to take place tomorrow, with the State Waste Management staff, County Road & Bridge and engineers regarding completion of the EDOP updates.
12. Received contact and information from Carl Benton, regarding eCube hot water and building heating unit, and potential County uses.

Commissioner Ken Anderson:

1. 11/12 – Attended the BoCC work session on budget and Sales Tax Grants.

2. 11/13 - Attended the CO Economic Development & Intl Trade Dept.'s AgriTourism Roadshow, at Chokerei Ranch in Moffat. Discussion on the more regulations being placed on Organic farming and how it is making it too expensive to afford.
3. County Road F inspection, will talk with Arredondo during his time.
4. Advised Maez to check in to item #1 on Land Use report; started work before being approved.

Commissioner Jason Anderson:

1. 11/6 - Attended the Prevention Partners training at the Crestone Charter School. The training subject was around how to establish a community prevention program.
2. 11/12 - Attended the Saguache County Commissioners work session on budget issues.
3. 11/12 - E-mailed with Jeffery Wood at the UC Denver Technical assistance program. Received an initial scope of work proposal and some funding options/ideas.
4. 11/13 - Spoke with Andy Karsian with CCI to give him an update on PILT, and express the Counties need for support with PILT legislation.
5. 11/13 - Contacted Ryan Yates with NACO concerning PILT Legislation.
6. 11/15 - Spoke with Pia Pero, a resident in Casita Park, near Crestone about an abandoned structure that is blowing about in the wind.
7. 11/18 - Had office hours at Saguache County Courthouse
8. 11/18 - Had coffee with Annie and Ed Neilson, discussion included building Saguache economy and county property values.

IX. CO-ADMINISTRATOR REPORT- WENDI MAEZ & LYN LAMBERT

1. Veteran's report viewed and signed.
2. Maez and Lambert attended the Community Resource Center Strategic Planning work shop in Alamosa on November 7, 2013. Very informative work shop for Non Profits.
3. Maez, Lambert, April Quintana, Iris Garcia and Randy Arredondo attended the 2013 DOT PROCOM Drug Testing Training in Pueblo on November 13, 2013.
4. Discussion on the UC Denver Technical Assistance Program for planning an Annex Building in Saguache. Jason Anderson will look into the program more and get some more information on it.
5. Discussion on the different County Websites and Mark Talbot with XPlore and his quote for (approx. \$3,500.00) for building the new Tourism Council development site.

**MOTION BY COMMISSIONER KEN ANDERSON TO APPROVE UP TO \$2,000.00 FOR MARK TALBOT WITH XPLORE TO RECREATE SAGUACHE COUNTY TOURISM WEBSITE
SECOND BY COMMISSIONER JASON ANDERSON**

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

6. Discussion on Budgets and Dept. Heads getting back to Lambert on their budget cuts. Lambert presented a Resolution of Supplementary Budget for 2013.

MOTION BY COMMISSIONER JOSEPH TO APPROVE THE RESOLUTION OF SUPPLEMENTARY BUDGET FOR 2013

SECOND BY COMMISSIONER KEN ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

7. Treasurer Trujillo needs a MOU for Control of Confidential Data. Lodging and data tax confidential information goes to the Treasurer.

MOTION BY COMMISSIONER KEN ANDERSON TO APPROVE THE MEMORANDUM OF UNDERSTANDING FOR CONTROL OF CONFIDENTIAL DATA

SECOND BY COMMISSIONER JASON ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

8. Two RFP's on County Audit, one will be discussed next board meeting. No RFP's on workers comp.

BREAK

X. LAND USE ADMINISTRATOR- WENDI MAEZ

1. Lawrence and Dorothy Good – Conditional Use request for SW1/4SE1/4 17-41-7 to construct an Organic and Free Range Egg Production facility. Same as the other two egg facilities and part of that co-op. Ships eggs out of Valley to Denver every 10 days and once a year ship all the chickens out of Valley for processing.
 - a. The applicant for the Egg Production site will be Merlin Yost, and the landowners have signed the Affidavit giving Mr. Yost the ability to speak to the Planning Commission and Commissioners for the Good's.
 - b. See attached information pages for all information on construction site, amount etc.
 - c. A copy of a letter received from Craig Cotton of the Colorado Division of Water Resources concerning the use of the water is also enclosed also a letter from Mike Gibson.
 - d. One letter of objection has been received; the landowner and applicant have talked to the objector. The objector has visited the site to the north of her home and is very satisfied by what she viewed at the existing production site and has withdrawn her objection letter. SCPC recommended unanimous approval of this request as presented in the application at their regular meeting on October 31, 2013.
2. Discussion with the BoCC on building pad being put in before approval and there was a complaint on that.

MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE CONDITIONAL USE REQUEST FOR LAWRENCE AND DOROTHY GOOD TO CONSTRUCT AN ORGANIC AND FREE RANGE EGG PRODUCTION FACILITY FOR SW1/4 SE1/4 17-41-7 AS RECOMMENDED BY PLANNING COMMISSION, AND WITH A FULL ANNUAL REVIEW

SECOND BY COMMISSIONER KEN ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

3. Rebie Sue Collins – Conditional Use request for SE1/4 4-46-2 for a 195 foot Guyed Cellular Tower for Multiple Cellular Tenants. Have access permit for County Rd. NN off Hwy 114. Discussion with BoCC
 - a. This request is for a 195 foot guyed cell tower to be construction with AT&T Wireless. SCPC recommended unanimous approval of this request as presented in the application at their regular meeting on October 31, 2013.

MOTION BY COMMISSIONER KEN ANDERSON TO APPROVE THE CONDITIONAL USE REQUEST FOR REBIE SUE COLLINS FOR A 195 FOOT GUYED CELLULAR TOWER FOR MULTIPLE CELLULAR TENANTS FOR SE1/4 4-46-2

SECOND BY COMMISSIONER JASON ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

4. Rhoda R. Painter, Lot Consolidation request - Baca Grande, Chalet One, Lots 2108C and 2111C. CBPC Recommended unanimous approval of this request at their regular meeting on November 6, 2013.

MOTION BY COMMISSIONER JOSEPH TO APPROVE THE LOT CONSOLIDATION FOR RHONDA R PAINTER, BACA GRANDE CHALET ONE LOTS 2108C AND 2111C

SECOND BY COMMISSIONER JASON ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

5. Vicki L. Webb, Lot Consolidation request - Baca Grande, Chalet Two, Lots 4406, 4407, and 4408. CBPC Recommended unanimous approval of this request at their regular meeting on November 6, 2013.

MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE LOT CONSOLIDATION REQUEST FOR VICKI L WEBB, BACA GRANDE CHALET TWO LOTS 4406, 4407, AND 4408

SECOND BY COMMISSIONER KEN ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

6. Dennis Tuma Living Trust, Lot Consolidation request - Baca Grande, Chalet One, Lots 729, 730, and 731. CBPC Recommended unanimous approval of this request at their regular meeting on November 6, 2013.

MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE LOT CONSOLIDATION REQUEST FOR DENNIS TUMA LIVING TRUST, BACA GRANDE CHALET ONE LOTS 729, 730, AND 731

SECOND BY COMMISSIONER KEN ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

7. Hobart W. Stevens, Lot Consolidation request - Baca Grande, Chalet Two, Lots 2820CR and 2815

MOTION BY COMMISSIONER KEN ANDERSON TO APPROVE THE LOT CONSOLIDATION REQUEST FOR HOBART W STEVENS, BACA GRANDE CHALET TWO LOTS 2820CR AND 2815

SECOND BY COMMISSIONER JASON ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

8. Hobart W. Stevens, Subdivision Exemption request - Baca Grande, Chalet Two, Lot 2815CRR into 2 separate tracts containing 1.0 acres and .08 acres. Request #6 is a request to consolidate 2 lots, a consolidated lot (4 lots) and 1 additional lot into one large lot then in request #7 Mr. Hobart would like to re-subdivide the lots into 2 separate lots of almost the same acreage. The density does not change within this request as there were 2 lots before the consolidation and there will still be 2 lots. CBPC recommended approval of this request at their regular meeting on November 6, 2013 with a vote of 4 ayes and 1 nay.

MOTION BY COMMISSIONER JOSEPH TO APPROVE THE SUBDIVISION EXEMPTION REQUEST FOR HOBART W STEVENS FOR BACA GRANDE CHALET TWO LOT 2815CRR INTO TWO SEPARATE TRACTS, ONE CONTAINING 1.0 ACRES AND ONE CONTAINING .08ACRES

SECOND BY COMMISSIONER JASON ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

9. Discussion with Ms. Lakish about the Baca Grande POA concerns with the Lot Consolidations in the Baca impacting the POA dues, less lots less money for the POA. BoCC encouraged good communication with the County Land Use Department, and reevaluating changing dues from being assessed by lot to by acre portions.

10. Bid received from Dean J Maes for \$260.00 on Lot 11 Block O Lazy KV Estates.

MOTION BY COMMISSIONER JASON ANDERSON TO ACCEPT THE BID FROM DEAN J MEAS FOR \$260.00 FOR LOT 11 BLOCK O LAZY KV ESTATES

SECOND BY COMMISSIONER KEN ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

11. Discussion on BLM Range Permits and Permittees. Saguache County Planning Commission would like a policy to notify adjoining landowners and permittees about new permits.

MOTION BY COMMISSIONER KEN ANDERSON TO ADOPT A POLICY FOR LAND USE TO ALERT PERMITEES AND LANDOWNERS OF BLM RANGE PERMITS

SECOND BY COMMISSIONER JASON ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

XI. COUNTY ATTORNEY- BEN GIBBONS

1. Discussion on CTSI Network Privacy Media Content Liability Insurance Application, BoCC wants Attorney Gibbons to review before signing.
2. Discussion on bringing Broadband to Saguache, DOLA CDBG is a possibility; looked at funds left over from Sales Tax Grants in Economic Development category. It would take most of the contribution item line for next year, which is slated for other uses.
3. Saguache County portion of the Economic Analysis study for the Gunnison Sage Grouse is \$100.00. Attorney Gibbons arrived at 11:45
4. Discussion on new laptop for the Clerk & Recorder used for BoCC minutes and work.
5. Attorney Gibbons reported that the assessment appeals will be March 3rd -5th.
6. The final draft on the Gunnison Sage Grouse comments to US Fish & Wildlife will be sent to the BoCC for review before sent in, due December 2nd.

XII. SHERIFF'S REPORT – MIKE NORRIS

1. Discussion with the BoCC on PILT.

LUNCH

XIII. ROAD & BRIDGE SUPERVISOR – RANDAL ARREDONDO

1. Replacing cattle guards on County Road T; the ones being removed will be put in on County Road 10XX. Attorney Gibbons advised contacting Mr. Hollenbeck about moving gate.
2. Gary Dirks contacted Arredondo wanting to graze cattle on the ¼ section the county owns off County Road T. No answer back if he has a permit to graze on adjoining BLM land. Gibbons stated a lease would be needed in order to have a written agreement and release of liability.
3. Commissioner Ken Anderson advised Arredondo to look at shoulders on County Road F.
4. Arredondo brought up for discussion that Conditional Use Permits and change of use on land can affect Road & bridge access fees. Gibbons suggested during annual reviews to see if any modifications need to be implemented because of the road usage. In depth discussion on access fees and guidelines.
5. Conference call with the CDPHE on November 20th regarding the Landfill Engineering Design and Operations Plan and the compatibility with the Quality Operations Plan.
6. Attorney Gibbons will send a letter to Conley Waste Management regarding payment on their Landfill bill.

MOTION BY COMMISSIONER KEN ANDERSON TO CONVENE AS SAGUACHE COUNTY BOARD OF SOCIAL SERVICES AT 1:34 P.M.

SECOND BY COMMISSIONER JASON ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

XIV. DIRECTOR SOCIAL SERVICES- JEANNIE NORRIS

1. There were 42 TANF cases during the month of October, representing an increase of 4 cases. Food assistance decreased slightly from 694, to 691 during October. There continued to be 20 aid-to-the-needy-disabled cases, and 98 old-age-pension cases.
2. The Child and Adult Protection Unit had 10 referrals during October, 8 of which were accepted for investigation. There are 4 dependency and neglect cases, 5 children in placement and 27 open child protection cases. The Unit has 2 open adult protection cases.

3. Libby Wells from the State Office has been with us for two days to provide direction in implementation of the Colorado Practice Model initiatives. Susie Jordan served on the initial team which developed many of these initiatives. Colorado has rolled out the Practice Model in response to a Federal audit several years ago, as well as the child welfare fatality study. There is great emphasis on family involvement as well as team decision making, in which all parties are jointly involved.
4. The Emergency Food Bank served 46 persons during October. There were supplemental food distributions in Saguache on October 18 serving 43 households and in Center on October 24 which served 87 households. Crestone receives supplemental distributions delivered directly to their distribution site. We have TEFAP deliveries prior to Thanksgiving, in which recipients will receive a turkey in addition to their regular food.
5. DSS continues to pursue alternate funding for counseling services in Saguache County. The need for proactive services is acute; however traditional resources address issues after the fact.
6. Our Department will host the monthly regional bookkeeper's meeting tomorrow. Linda Warsh attends this session as well as the financial operator's group monthly, in order to keep abreast with updates as they happen.

MOTION BY COMMISSIONER KEN ANDERSON TO ADJOURN AS SAGUACHE COUNTY BOARD OF SOCIAL SERVICES AT 1:59 P.M.

SECOND BY COMMISSIONER JASON ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

Changed Chairs from Commissioner Joseph to Commissioner Jason Anderson due to Commissioner Joseph needing to attend Sage Grouse meeting in Gunnison

MOTION BY COMMISSIONER JASON ANDERSON TO CONVENE AS SAGUACHE COUNTY HOUSING AUTHORITY AT 2:02 P.M.

SECOND BY COMMISSIONER KEN ANDERSON

VOTES IN FAVOR: 2

VOTES AGAINST: 0

MOTION CARRIED

XV. HOUSING AUTHORITY – EVAN SAMORA

MOTION BY COMMISSIONER JASON ANDERSON TO ADJOURN AS SAGUACHE COUNTY HOUSING AUTHORITY AT 2:25 P.M.

SECOND BY COMMISSIONER KEN ANDERSON

VOTES IN FAVOR: 2

VOTES AGAINST: 0

MOTION CARRIED

BREAK

XVI. CSU EXTENSION OFFICE – BUDGET – MARVIN REYNOLDS

1. Amy Henschen new 4-H agent. Going to be implementing some new pilot programs, including after school program involvement. Commitment to all 6 Counties to see what community needs are and try to meet. Offering on-line enrollment.
2. Due to budget shortfalls no funds for 3rd extension in Valley. Looking to all 6 Counties for help. Asking the BoCC for help to fill shortfall, average that Saguache County gave over the last 3 years was \$28,000.00, gave \$10,000.00 this year, asking the BoCC for the other \$10,000.00 because CSU doesn't have funds to cover shortfalls. Michael Spearman here in support of CSU and asking the BoCC to really consider helping the CSU Extension. BoCC stated County is not in the position right now to help past what was already given.

XVII. LAND DEVELOPMENT CODE CHANGES – ARTICLE XIII AND ARTICLE XX

Public Hearing tabled until 12-10-13 meeting.

XVIII. BILL PAYING

XIX. ADJOURN

MOTION BY COMMISSIONER TO ADJOURN AT 4:00 P. M.

SECOND BY COMMISSIONER

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

RESPECTFULLY SUBMITTED,

STACI MORFITT, ACTING SECRETARY TO THE BOARD OF COUNTY COMMISSIONERS

MINUTES APPROVED DECEMBER 10, 2013

Wendy Joseph
CHAIRMAN OF THE BOARD

Steve M. White
ATTEST

Jason Anderson
COMMISSIONER

Ken Anderson
COMMISSIONER

