

**SAGUACHE COUNTY BOARD OF COMMISSIONERS**  
**REGULAR SESSION MEETING**  
**9:00 A.M. JULY 21, 2015**

**MINUTES**

**I. CALL TO ORDER**

The meeting was called to order by Board Chair Ken Anderson at 9:02 a.m., with the following members present:

Ken Anderson, Chair  
Jason Anderson, Vice Chair  
Timothy Lovato, Commissioner  
Lyn Lambert, Co-Administrator  
Ben Gibbons, County Attorney  
Staci Burkhart, Acting Secretary to the Board

**II. ADDITIONS/DELETIONS TO AGENDA**

1. Julie Mach with ScSEED Economic Development will reschedule.
2. Maez will not be attendance today, Amber Wilson will present Land Use items.
3. Attorney Gibbons will be in late due to Court.

**MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE AGENDA AS AMENDED**

**SECOND BY COMMISSIONER LOVATO**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

**III. READING AND APPROVAL OF MINUTES – July 7, 2015**

**MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE REGULAR SESSION MINUTES OF JULY 7, 2015 AS AMENDED**

**SECOND BY COMMISSIONER LOVATO**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

#### **IV. REVIEW OF MAIL AND OTHER CORRESPONDENCE**

1. **Friends of the San Luis Valley National Wildlife Refuges** sent the Monthly publication. (7/17/15)
2. **Colorado Dept. of Local Affairs** sent the 2015 state assessed Notice of Valuations.
3. **San Luis Valley Housing Coalition** sent a request for a \$100 contribution for their 7<sup>th</sup> Annual Golf Tournament Fundraiser. (7/20/15)
4. **Trail Tales** sent a newsletter of the La Vereda del Norte Chapter of the Old Spanish Trail Association. (7/20/15)
5. **Upper Gunnison River Water Conservation District** sent the agenda for the regular meeting on Monday, July 27, 2015. (7/20/15)

#### **V. INTRODUCTION OF GUESTES:**

Sandia Belgrade – Crestone Eagle                      Teresa Benns – Center-Post                      Akia Tanara – Town of Crestone  
Daniel S. Johnson – Saguache County Mitigation Program

#### **VI. COMMISSIONERS REPORT**

##### **Commissioner Ken Anderson:**

1. July 8 – Meeting with Douglas County Commissioner and Sustainable Water Resource.
2. July 16 – Attended BoCC Work Session.
3. July 17 – Site visit to Leach Airport, one fuel pump is still out of order. Visited Public Health building, Public Health Nurse was very busy with back to school vaccines.
4. July 20 – Attended SLV Commissioners meeting in Alamosa. Also attended COG and DRG meeting. Several discussions on UAV's and marijuana.
5. July 20 – Received a call in regards to a 40 acre mining claim that was staked out in Badell Canyon. Contacted Andrew Archuleta from BLM.
6. Discussions on dumping and burying potatoes and the effects on the aquifer.

##### **Commissioner Jason Anderson:**

1. July 8 - Submitted proposal to CCI for Legislative consideration addressing the Sales Tax Distribution of Marijuana Sales in the State.
2. July 8 - Contacted by Sasha Nelson from Conservation Colorado about supporting the Governor's Clean Energy Plan.
3. **July 10-July14 - Attended the NACO Annual Conference in Charlotte North Carolina**
  - July 10 - Attended the NACO Environment, Energy & Land Use Steering Committee meeting. Topics included Waters of the U.S legislation, Payment to Counties for Mineral Royalties, Air Quality Regulations.
  - July 10 - Attended the NACO Public Lands Steering Committee meeting on Resolutions, re-introduced Saguache County Resolutions on Diseased and Infested Forest products. Other topics included: BLM's Master Leasing Plan, Re-authorization of the Federal Land Facilitation Act, Ending Sequestration of shared Mineral Lease Act Revenue, Congressional Audit of Revenues and Expenses Associated with Forest Management and Funding for the Land and Water Conservation Fund.
  - July 10 - Attended the NACO Federal Lands Payments Sub-Committee meeting
  - July 10 - Attended the Federal Land Management Sub-Committee meeting discussion Cost vs. Income on Regional Federal Lands.

- July 10 - Attended the meeting of the National Rural Action Caucus.
  - July 11 - Attended the NACO Public Lands Steering Committee meeting to adopt Resolutions, the Saguache County Resolution was adopted with a unanimous vote.
  - July 12 - Attended the NACO Opening Presentation with keynote speaker United States Secretary of Defense Ashton Carter.
  - July 12 - Attended the NACO workshop on Economic Development for Small Communities.
  - July 12 - Attended the NACO workshop on Immigration Reform
  - July 13 - Attended the NACO Western Regional Caucus Meeting
  - July 13 - Attended the NACO workshop on Marijuana Legislation.
  - July 13 - Attended the New Mexico Commissioners meeting
  - July 14 - Attended the NACO Closing meeting with speaker Anthony Foxx, United States Secretary of Transportation.
4. July 16 - Spoke with Nigle Fuller concerning the Counties authority to consolidate within the Baca.
  5. July 16 - Contacted by June Savage concerning military flights in Saguache
  6. July 16 - Contacted by Sandia Belgrade for a comment on military flights in Saguache
  7. July 16 - Attended the Saguache County Commissioners Work Session.
  8. July 17 - Attended the Crestone Living Wisdom Senior Housing Group quarterly meeting.
  9. July 20 - Was Contacted by Bea Ferrigno about greenhouse size in Saguache County.
  10. July 20 - Attended the SLV Commissioners meeting and Colorado Economic Blueprint discussion.

**Commissioner Timothy Lovato:**

1. July 13 – Conducted Commissioner hours in Crestone from 9:15 am to 2:30 pm. Had five citizens come in the five hours and discuss various issues from water to property tax evaluation.
2. July 15 – Met with Mrs. Heidi Pacheco from the USDA, she would like to come and give a presentation to the Commissioners on what money and low interest loans are available for various projects that the county might have.
3. July 16 – Attended the Work Session on policy review. A presentation and request was given from the Moffat schools on the county owned lot in the Town of Moffat.
4. July 20 – Attended the San Luis Valley County Commissioners meeting and Economic Round Table discussion/Blueprint 2.0 Strategy Session for Region 8 with the State staff from the Office of Economic Development and International Trade in Alamosa.

Discussion on Saguache County public airports and the usage. Military is training pilots to take off and land on a dirt strip.

Update from Clerk & Recorder Carla Gomez on the Board of Equalization that is scheduled for next week. Twelve people are scheduled for Thursday and fourteen people are scheduled for Friday. Working with the Assessors' Office on scheduling and Commissioner Packets. BoCC Work Session scheduled for July 24, 2015 to review packets.

**BREAK**

**VII. CO-ADMINISTRATOR REPORT - LYN LAMBERT**

1. Co-Administrators Maez and Lambert met with WSB auditors on July 13 to go over some questions and concerns. Auditors will present the audit to the Board of Commissioners on August 4.
2. Co Administrator Lambert met with Jim Felmler, OEM to go over quarterly reports and to be updated on progress of issues brought down by the State.
3. Francis from South Central Seniors called and they are extending service to the Saguache area and will begin serving lunches 5 days a week, up from 4 days currently. The cook for this program here is Saguache is resigning and they will be looking for someone to help out in the kitchen. It will be approximately 3 hours per day.

**VIII. LAND USE – WENDI MAEZ**

1. Amber Wilson will present for Wendi Maez.
2. BoCC directed Amber Wilson to post the monthly Monitoring Well Level information provided by Rio Grande Water Conservation District on the Saguache County website.
3. Erica Rae Tucker, Lot Consolidation request to consolidate Lots 4376 and 4377 Baca Grande Chalet Unit Two. The Crestone/Baca Planning Commissioner recommended approval of this request during their regular meeting on July 8, 2015.

**MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE LOT CONSOLIDATION REQUEST FOR ERICA RAE TUCKER, LOTS 4376 AND 4377 BACA GRANDE CHALET UNIT TWO**

**SECOND BY COMMISSIONER LOVATO**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

4. The Robert M. Trust date April 20, 2010, Lot Consolidation request to consolidate Lots 829C and 830, Baca Grande Chalet Unit Two. The Crestone/Baca Planning Commission recommended approval of this request during their regular meeting on July 8, 2015.

**MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE LOT CONSOLIDATION REQUEST FOR THE ROBERT M. TRUST, LOTS 829C AND 830 BACA GRANDE CHALET UNIT TWO**

**SECOND BY COMMISSIONER LOVATO**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

**IX. COUNTY ATTORNEY – BEN GIBBONS**

**MOTION BY COMMISSIONER KEN ANDERSON TO ENTER INTO EXECUTIVE SESSION FOR LEGAL ADVICE UNDER C.R.S 24-6-402 (4) (b) AT 10:45 A.M.**

**SECOND BY COMMISSIONER LOVATO**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

**MOTION BY COMMISSIONER KEN ANDERSON TO RETURN TO REGULAR SESSION AT 11:24 A.M.**

**SECOND BY COMMISSIONER LOVATO**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

**X. COUNTY TREASURER – CONNIE TRUJILLO**

1. Presented the Public Trustee Quarterly Report to the BoCC. Quarterly report includes Releases, Foreclosures, Re-Start, Certificates, Withdrawals, Deeds, Redemptions, and Cures and the amount associated with each.

**XI. SHERIFF – DAN WARWICK**

1. Criminal Calls for Service that generated reports: 31 June 19, 2015 - July 15, 2015  
Criminal Mischief - 2 Sex Assault – 0 Warrant Arrest – 0  
Harassment – 1 Death- 3 Theft – 4  
Burglary – 2 Domestic Violence – 0 Calls for attempted suicide - 0  
Traffic – 7 Indecent Exposure – 0 False Reporting – 0  
911 – 1 Trespass – 1 Violation of Restraining order – 1  
Other incidents – 4 Animal calls – 1 Search and Rescue – 0  
Assault – 2 Missing person – 2 Traffic citations issued - 78
2. Regular security checks and patrolling
3. Average number of inmates housed through the year so far – 7. As of July 15, 2015 there were 10 inmates including the 1 work release and 1 in a treatment center and 1 housed in Park County.
4. This does not include any reports (9) or calls or traffic citations within the Town of Saguache.
5. There are currently two positions open in the Jail/Dispatch side of the Sheriff's Office. Both positions are due to staff resigning from their positions. An advertisement will be placed in the Valley Courier. Due to the length of time from one of those that resigned it causes me to need additional funding in the salary line item on the Jail side. Without the additional funding it is leaving the jail without the needed staff to run the jail.
6. The Patrol position that was open last month was to fill for the Saguache Town Contract, which has been cancelled, was not filled. The Town of Saguache cancelled the contract because they did not feel enough was being done for them. The letter accepting the cancelation and a definition of Breach of Peace has been sent to the Town. (Attached) Discussion with BoCC, Sheriff Warwick and Attorney Gibbons.
7. The repairs to the jail from the fire are getting close to complete. The cells have been painted but will need some touchup painting after the electrician and WSB complete their work. The visitors' room has the rough in framing done. The electrician is close to completing his work. The inmate that started the fire is still being housed in Park County Jail and has had a violent outburst there and tore a television off a cell wall and injured two other inmates. Park County bean bagged him and charges are pending against him on this incident.
8. Discussion on Title III funds, Search & Rescue, and patrolling done on Federal Lands.

## **JAIL TOUR**

### **LUNCH – Working lunch with Dr. David Arnett**

#### **XII. SAGUACHE CLINIC – DR. DAVID ARNETT**

1. Updated the BoCC on all of the renovations that were done in 2011 to the Clinic and how functional the Clinic is now.
2. Need to update the furniture in the Waiting Room area. Would like to replace doors and repaint outside of the building. A new sign is needed outside as well.
3. Proposed to the BoCC offering Orthopedic/Sports Medicine services including follow-ups and initial injury exams out of Clinic. Dr. Hunter from Salida would provide a PA a couple days a week. A PA is trying to attend all sporting events currently. Would need to renovate an existing exam room that was not previously renovated to install an extremity x-ray machine and all the safety precautions required. Would renovate the last bathroom and make handicap assessable. The space is there to utilize and Dr. Arnett feels it would be a great service to the Northern end of the Valley. BoCC directed Dr. Arnett to move forward with process, gather bids and costs on work and begin applying for funding.
4. Discussion on having a hygienist in the Clinic in the future to offer services as well.

#### **XIII. ROAD & BRIDGE SUPERVISOR – RANDY ARREDONDO**

1. Call received about County Road 42K cattle guards filling up with dirt due to rain. Once paving is complete will repair shoulder on County Road B. Some water issues on County Road T and County Road 55.
2. Discussion on County Road XX and the virtual cattle guard should be installed next week.
3. Received phone call from June Savage with concerns of the military training at the public Saguache Airport. BoCC directed Administration to send a reply letter to Ms. Savage.
4. Discussion on second access into the Baca, still have not received paperwork on ownership.
5. Russell Engineering will do airport survey.
6. Decals for vehicles will be in on Friday and will start putting on the vehicles.
7. Paving 8<sup>th</sup> Street in Saguache by Public Health today.

**MOTION BY COMMISSIONER JASON ANDERSON TO CONVENE AS THE SAGUACHE COUNTY BOARD OF SOCIAL SERVICES AT 1:30 P.M.**

**SECOND BY COMMISSIONER KEN ANDERSON**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

#### **XIV. SOCIAL SERVICES DIRECTOR – LINDA WARSH**

1. Presented Memorandum of Understanding between State of Colorado Department of Human Services and Board of County Commissioners of Saguache County for review and signature. Also presented the Colorado Works Memorandum of Understanding, will not be participating in.



6. Adult Protection Cases:
 

New Referrals – 2	New Cases - 2
Ongoing Cases – 2	Closed Ongoing Cases - 1
Youth in Post Adoption Cases - 11	
Subsidy Cases – 10	Medicaid Only Cases - 16
  7. There were a total of 22 households served for the food bank for the month of June, 2015. 11 single households, 6 family households, 29 adults; 18 children and 5 seniors, 0 Veterans, 5 on fixed income, and 4 new visitors for the year.
  8. Held regular TEFAP Commodity Distributions in Saguache and Center. There were 71 households served in Saguache, 34 in Crestone, and 96 households in Center served.
  9. There were a total of 373 individuals benefiting from our TEFAP program for all distribution sites. Seem to continue getting new clients each month and have picked up areas of Villa Grove and Moffat each month.
  10. CSFP Senior Commodity Distributions were held for Saguache/Moffat-Crestone residents and Center, where we distributed a total of; 75 boxes in Center, 64 in the Saguache/Crestone and Moffat areas. Continue to increase our caseload each month by signing up new clients.
  11. Also received our supplemental food delivery and distributed those items on the third Thursday of the month for Center and Saguache. There were 113 households served in Saguache, 131 households served in Center, and 32 in Crestone. At this distribution the following items were given out: various desserts and breads, potatoes, and corn tortillas.
  12. Warsh will start including schedule in report, to be more clear on what Director will do throughout the month and in case need to be reached.
- June:**
13. Neonatal symposium, June 4-5, which was highly successful, and included a great showing of State Public Health, CDHS and Medical/Clinical officials. The manager of the Needle Exchange in Pueblo, and other medical research presenters. Great discussions! New Child/Adult Protection caseworker interviews, PA3/Promoting Safe and Stable Families webinars, and Hosted the County Auditors.
- July:**
14. CHSDA Full Attendance meeting/webinar/call in, Child Welfare Best Practice Model in Alamosa, Hotline/Trails webinar, SE Bookkeepers Meeting/ Salida, Adult Financial Forum, CSU Senior Law Day, and MV Workforce Center work session at Center DSS office.
  15. Ongoing meetings include Child Protection Caseworker Recruitment and Retention Task Force, Child Care Workgroup, Workforce Innovation and opportunity Act (WIOA) and Budget webinars, SLV West Health Care Coalition meetings.
  16. Every second Monday and Tuesday of the month are the SLV and SE Regional Director meetings. Following are the issues that were discussed:
    - Saguache County is NOT on the list of Counties to start Employment First program in 2015/2016, but all counties will be required within the next 2 years.
    - There will be a Child Welfare Leadership training, different than Supervisor training.
    - Economic Security Summit has set goals for each county, and we are to respond with why or why we cannot meet them. There will be sanctions if we cannot meet these goals so now is the time to respond.
    - Region 4 Regional Care Collaborative Org (RCCO) set goals, community driven, and incentives and will meet locally this fall.

17. Due to a glitch in the new State payment system, the Counties owe the State \$7.1 million. Discussions on options of payment include taking a yearly sum out of underspent Admin and covering counties as available through settlement after the debt is paid.

**MOTION BY COMMISSIONER KEN ANDERSON TO ADJOURN AS SAGUACHE COUNTY BOARD OF SOCIAL SERVICES AT 2:06 P.M.**  
**SECOND BY COMMISSIONER JASON ANDERSON**  
**VOTES IN FAVOR: 3** **VOTES AGAINST: 0**  
**MOTION CARRIED**

**BREAK**

**MOTION BY COMMISSIONER JASON ANDERSON TO CONVENE AS THE SAGUACHE COUNTY HOUSING BOARD AT 2:36 P.M.**  
**SECOND BY COMMISSIONER KEN ANDERSON**  
**VOTES IN FAVOR: 3** **VOTES AGAINST: 0**  
**MOTION CARRIED**

**XV. HOUSING DIRECTOR – EVAN SAMORA**

**MOTION BY COMMISSIONER KEN ANDERSON TO ENTER INTO EXECUTIVE SESSION FOR LEGAL ADVICE UNDER C.R.S 24-6-402 (4) (b) AT 2:49 P.M.**  
**SECOND BY COMMISSIONER LOVATO**  
**VOTES IN FAVOR: 3** **VOTES AGAINST: 0**  
**MOTION CARRIED**

**MOTION BY COMMISSIONER KEN ANDERSON TO RETURN TO REGULAR SESSION AT 3:00 P.M.**  
**SECOND BY COMMISSIONER LOVATO**  
**VOTES IN FAVOR: 3** **VOTES AGAINST: 0**  
**MOTION CARRIED**

**MOTION BY COMMISSIONER KEN ANDERSON TO ADJOURN AS SAGUACHE COUNTY HOUSING BOARD AT 3:00 P.M.**  
**SECOND BY COMMISSIONER JASON ANDERSON**  
**VOTES IN FAVOR: 3** **VOTES AGAINST: 0**  
**MOTION CARRIED**

**XVI. COUNTY ASSESSOR – PETER PETERSON**

1. Discussion on a decision for the Tyler program system and either payment process or leasing company. BoCC scheduled for July 24 Work Session to discuss, look at options and budget with decision on August 4, 2015 Regular Session meeting.

**MOTION BY COMMISSIONER KEN ANDERSON TO ENTER INTO THE TITLE III  
FUNDING REQUEST PUBLIC HEARING AT 3:30 P.M.  
SECOND BY COMMISSIONER JASON ANDERSON  
VOTES IN FAVOR: 3 VOTES AGAINST: 0  
MOTION CARRIED**

**XVII. TITLE III FUNDING REQUEST PUBLIC HEARING**

1. BoCC directed Lambert to extend the Public Comment and Application period to meet requirements. Deadline will be August 20, 2015 and presentation of requests scheduled for September 1, 2015.
2. Have received five requests for funding. Received one public comment via email from Lisa Cyriaks. (Attached)

**MOTION BY COMMISSIONER KEN ANDERSON TO ADJOURN FROM THE TITLE  
III FUNDING REQUEST PUBLIC HEARING AT 3:45 P.M.  
SECOND BY COMMISSIONER JASON ANDERSON  
VOTES IN FAVOR: 3 VOTES AGAINST: 0  
MOTION CARRIED**

**XVIII. BILL PAYING**

**XIX. ADJOURN**

**MOTION BY COMMISSIONER KEN ANDERSON TO ADJOURN AT 3:50 P. M.  
SECOND BY COMMISSIONER JASON ANDERSON  
VOTES IN FAVOR: 3 VOTES AGAINST: 0  
MOTION CARRIED**

**RESPECTFULLY SUBMITTED,**

**STACI BURKHART ACTING SECRETARY TO THE BOARD OF COUNTY COMMISSIONERS**

**MINUTES APPROVED AUGUST 4, 2015**



*Ken Anderson*  
CHAIRMAN OF THE BOARD

*Carla Gomez*  
ATTEST  
CLERK & RECORDER  
CARLA GOMEZ

*Samuel H. ...*  
COMMISSIONER

*Jason Anderson*  
COMMISSIONER

Town of Saguache  
Attn: Greg Terrell, Mayor  
P.O. Box 417  
504 San Juan Avenue  
Saguache, CO 81149

RE: Termination of Memorandum of Agreement

Mayor Terrell:

This correspondence is to officially accept the Notice of Cancellation of the Memorandum of Agreement for Saguache Sheriff's Department to provide a Town Officer. As stated in your letter of June 30, 2015, and at your direction, the services provided under the terms of the Agreement, will terminate on August 1, 2015.

The Saguache County Sheriff's Department will continue to provide those law enforcement activities as required under Colorado law. After consultation with the County Attorney, I believe the required services are governed by the following Colorado statute, which applies to the entire county: §30-10-516, C.R.S., which provides: "Sheriffs to preserve peace- command aid. It is the duty of the sheriffs, undersheriffs, and deputies to keep and preserve the peace in their respective counties, and to quiet and suppress all affrays, riots, and unlawful assemblies and insurrections. For that purpose, and for the service of process in civil or criminal cases, and in apprehending or securing any person for felony or breach of the peace, they, and every coroner, may call to their aid such person of their county as they may deem necessary". This appears to be the specific statute that dictates what services the Department is required to provide in the absence of an agreement for additional services. There may be a few other applicable statutes but this appears to be the most relevant.

The Department will remain available assistance in the above outlined situations. You will note that the required activities does not include the enforcement of Town Ordinances or codes, to include the traffic code. It would appear that the enforcement of Town ordinances will now be within the purview of the Mayor (§31-4-102, C.R.S.) and Town Manager (§31-4-213, C.R.S.).

It has been my pleasure to provide the Town with services from the Department under the Memorandum of Agreement and I wish you the best in the Town's new approach for law enforcement. Should you have any additional questions about this matter, please contact either myself or the County attorney, Ben Gibbons.

Cordially,

Dan Warwick  
Saguache County Sheriff

## **What Constitutes a Breach of the Peace?**

The concept of breach of the peace is difficult to define, and the limits of the power have been subject to disagreement. However, it is now widely thought that the correct definition is that which was given in the case *R v. Howell* (1981): actions which harm another person, or harm his property in his presence, or actions which are likely to provoke such harm. A breach of the peace may occur on either public or private property.

Lisa Cyriacks

July 20, 2015

Dear Saguache County Commissioners,

These comments cover all four (4) proposals published July 9th in the Saguache Crescent.

First, the proposed uses by the Town of Crestone appear to be inconsistent with the revised guidelines published by the Forest Service on August 31, 2012. The Town proposes to use the funds for "removing hazardous/dead trees and limbing live cottonwoods in the Town roads and rights-of-way" and for "outstanding fuels reduction along the 'Spillway Road'". Activities **expressly not authorized** under Section 302(a)(1) include:

- Clearing vegetation from county lands, parks, schools or cemeteries or other larger swaths of land **not directly associated with home siting**;
- Clearing fuel breaks or removing understory vegetation from **large linear areas** surrounding communities **beyond 200 feet from homes**.

Second, I greatly appreciated the statistics and thorough detailed updated reporting in Daniel Johnson's proposal that outlined the completed work and its impact under the program. I was able to ascertain from his report that he used the money with trained personnel, the process for disposing of the slash created by fuel removal, the number of homeowners and sites that were mitigated, and how the education requirement so important under Section 302(a)(1) was accomplished. Given my background, I greatly appreciated his reporting on the use of funds in detail including funds rolled over from previous years. It provides a clear understanding of how the program monies are impacting the community and how the money was used responsibly and for the purposes outlined by the Forest Service.

The remaining two proposals from E3/KFM and the Baca Grande Volunteer Fire Department appear to be for the same area in the Baca Grande community – the Greenbelts. This may or may not be in accordance with the act since it involves “removal of vegetation from long linear areas surrounding communities”; although both applicants indicate an awareness of the restriction to within 200 feet of homes. Both applications reference community wildfire protection plans.

The guidance issued by the Forest Service expressly clarifies that “Activities to implement a community wildfire protection plan are generally not authorized uses of title III funds; they must be funded from other sources. For example, creating fuel breaks outside the home ignition zone...Activities such as hazardous fuel reduction or treatments to improve forest health and resilience to wildfire, insect and disease that are recommended in a community wildfire protection plan and benefit national forest lands may be considered by resource advisory committees for funding under title II”.

It is not clear what uses the funds granted in the past to either of these entities were put to appropriate use since there is no reporting of specific uses of funds which would be of invaluable assistance to the county in certifying the accurate accounting for the funds to the federal government

I hope that Saguache County continues to receive funds under SRS and you carefully consider these proposals under the revised guidelines necessitated by the Government Accountability Office (GAO) report entitled, *“Payments to Counties: More Clarity Could Help Ensure County Expenditures Are Consistent with Key Parts of the Secure Rural Schools Act (GAO-12-775, July 2012).”* As evidenced by Saguache County being named in this report, previous boards of Commissioners may not have exercised diligence in approving expenditures consistent with the act.

Thank you for the opportunity to comment in the short time allotted (July 9th to July 20<sup>th</sup>) despite the requirement under Section 302(b): “A participating county may use title III funds for authorized uses only after providing for a 45-day public comment period.”

Sincerely,

Lisa Cyriacks

	JANUARY	FEBRUAR	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER
RELEASES	\$ 240.00	\$ 180.00	\$ 300.00	\$ 360.00	\$ 150.00	\$ 375.00					
FORECLOSURES	\$ 150.00	\$ 300.00	\$ -	\$ 450.00	\$ -	\$ 300.00					
RE-START	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -					
CERTIFICATES	\$ 70.00	\$ 105.00	\$ -	\$ 35.00	\$ 35.00	\$ 70.00					
WITHDRAWALS	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -					
DEEDS	\$ 30.00	\$ 60.00	\$ 60.00	\$ 30.00	\$ -	\$ 60.00					
REDEMPTIONS	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -					
CURES	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -					
<b>TOTAL</b>	<b>\$ 490.00</b>	<b>\$ 645.00</b>	<b>\$ 360.00</b>	<b>\$ 875.00</b>	<b>\$ 185.00</b>	<b>\$ 805.00</b>					

I, Connie A. Trujillo, do certify that the figures provided are true and accurate to the best of my knowledge.

*Connie A. Trujillo*  
 SAGUACHE COUNTY PUBLIC TRUSTEE

