

2. The Rio Grande Water Conservation District emailed their monthly newsletter. (2/1/16)
3. Charles E. Berk sent a letter requesting that cattle guards be installed along with the existing gates on CR 10 XX in Saguache County. (2/2/16)
4. Rio Grande Water Conservation District sent a letter to advise you that the term for Mr. Kent Palmgren will expire April 2016. And let you know that by statute Mr. Palmgren can be reappointed by you for a three year term ending in 2019 if he so desires to continue. And stated that by statute this does not have to be advertised unless you so desire. Please respond with your appointment by the next Rio Grande Water Conservation District Board Meeting on April 19, 2016. (2/2/16)
5. The San Luis Valley Fair Board sent a letter stating that they would recommend re-appointing Deanna Bartee to the San Luis Valley Fair Board for another three year appointment. (2/2/16)
6. ScSeed sent a letter stating that they are initiating the Executive Order 12371, "Intergovernmental Review of Federal Programs" process on behalf of the US Department of Agriculture Rural Development (Agency). The Agency is being asked to consider providing financial assistant for the proposal and your comments are invited on it. (2/2/16)

INTRODUCTION OF GUESTS:

Charlotte Bobicki, Senator Bennet's office
 Garth Cook
 Joe Shook
 Wolf Stauffenberg
 Sandia Belgrade, Crestone Eagle

Teresa Benns, Center Post Dispatch
 Daniel O'Laughlin, San Luis Organics

PUBLIC COMMENT:

Ms. Belgrade inquired regarding the issue of legal/illegal marijuana grow operations and the permits for such activity. Response from Administrator Maez: There are three (3) ways to grow product: #1 – as a commercial producer – requires a Conditional Use Permit; #2 – Medical Permit – number of plants vary, depends on how much the State allows; #3 – Anyone can grow 6 plants per person. Ms. Maez noted that the process is confusing, and is continually being worked on, she also noted that there is no moratorium on marijuana.

Ms. Bobicki addressed the Board with concerns of Senator Bennett including the No Child Left Behind program; economic issues; the movement of chemicals through the Valley; dairy business potential; removal and use of lumber from the area; approval of sanctions against North Korea.

COMMISSIONER'S REPORTS:

Commissioners Report Jason Anderson 2/3-2/15 2016:

2/3 Attended the Commissioners work session. Topics included County vehicles and budgetary concerns.

2/5 Spoke at the Conference for Historic Preservation in Denver Co. the topic covered was "how to speak to your elected officials"

2/6 Attended a meeting of the Saguache County Democratic Party Central Committee.

- 2/7 Attended the Saguache County seed exchange at the Joyful Journey conference center. We had the honor to distribute worms.
- 2/8 Attended office hours in Crestone.
- 2/9 Was summoned for jury duty, excused early.
- 2/10 Attended a Crestone/Baca/Wildlife Refuge/National Park Trails Planning Session.
- 2/11-12 Attended the CCI Steering Committee meetings, new legislation attached.

District III Commissioner’s Report – Tim Lovato:

- February 3rd – Attended the commissioner’s work session.
- February 4th – Attended Special Improvement Sub-district # 5 information/ formation draft plan for well owners.
 Topics of discussion:
 Total number of wells that fall in the Sub-district #5 that could join are 302 non-exempt wells in the response area. Of the 302 wells 106 wells pump more than 10 acre feet per year and the total 5 year average that the 106 wells pump is 43,303 acre feet. Proposed annual stream impact stream remedy cost would be from a low of \$203,500 to a high of \$515,560 per year. In the numbers administrative fees are factored in. There would not be any water credits given to anybody with surface rights.
- February 8th – Attended the Saguache County Prevention Partners meeting at Mountain Valley School. A power point presentation was given by the Alpine Achievers on what they do and provide at the schools, update on funding for the coalition was given and discussion of the after Prom Activities was discussed.

Commissioner Ken Anderson;

- February 3rd – Attended Commissioner’s work session.
- February 6th – Attended the Democratic Party meeting.
- February 8th – Visited the dentist in Center, observed the Department of Social Services and Public Health, pretty busy place, the nurse was available.
- February 11th – Attended the Economic Impact Advisors Committee meeting with DRG.

LYN LAMBERT AND WENDI MAEZ, CO-ADMINISTRATORS – ADMINISTRATIVE REPORT:

Conservation Trust request decisions:
 Ms. Maez informed the Board that there is approximately \$32,000 available in this Trust, with \$105,000 in requests at this time. The Board will review and discuss the requests at their Work Session on February 17, 2016, with a decision possibly on March 1, 2016.

1. BOCC SCHEDULE:
 The Work Session scheduled for March 8, 2016, rescheduled to March 16, 2016.

DEPARTMENT OF SOCIAL SERVICES MONTHLY REPORT – LINDA WARSH, DIRECTOR – REPORT ATTACHED:

**MOTION BY COMMISSIONER KEN ANDERSON TO “APPROVE” THE AGREEMENT
 ** FOR LEGAL COUNSEL BETWEEN THE DEPARTMENT AND BG? FOR
 LEGAL SERVICES.**

SECOND BY COMMISSIONER LOVATO

VOTES IN FAVOR: 3 VOTES AGAINST: 0

MOTION CARRIED

DEPARTMENT HEAD REPORTS:

BEN GIBBONS, COUNTY ATTORNEY:

Regarding the issue of a 5% excise tax on marijuana being grown in Saguache County, a draft is being prepared to address how much funds may be generated by the excise tax and the general intended use of those funds to address how the tax would be generated between the grower and seller.

A question was raised concerning an effort by citizens to have a ballot issue to increase the County Sales Tax. It was noted that the request will have to be reviewed and referred by the Board to be placed on the ballot.

**MOTION BY COMMISSIONER KEN ANDERSON TO ENTER INTO EXECUTIVE SESSION
FOR C.R.S. 24-6-402(a) LEGAL COUNSEL AT 9:35 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
10:08 A.M.**

SECOND BY COMMISSIONER LOVATO

VOTES IN FAVOR: 3 VOTES AGAINST: 0

MOTION CARRIED

**MOTION BY COMMISSIONER LOVATO TO ENTER INTO EXECUTIVE SESSION FOR
C.R.S. 24-6-402(f)(1) PERSONNEL MATTERS AT 11:49 A.M.**

SECOND BY COMMISSIONER KEN ANDERSON

VOTES IN FAVOR: 3 VOTES AGAINST: 0

MOTION CARRIED

**MOTION BY COMMISSIONER LOVATO TO RETURN TO REGULAR SESSION AT 12:04
P.M.**

SECOND BY COMMISSIONER KEN ANDERSON

VOTES IN FAVOR: 3 VOTES AGAINST: 0

MOTION CARRIED

**MOTION BY COMMISSIONER KEN ANDERSON TO "APPROVE" THE CLINIC
CONTRACT(SUPPLEMENTAL) WITH DR. ARNETT DBA SALIDA FAMILY
PRACTICE, AS PRESENTED.**

SECOND BY COMMISSIONER LOVATO

VOTES IN FAVOR: 3 VOTES AGAINST: 0

MOTION CARRIED

RANDAL ARREDONDO, SUPERVISOR, ROAD & BRIDGE:

Iris Garcia was present for Mr. Arredondo, inquiring as to the expansion of the landfill;

Response: No decision yet.

Ms. Garcia also inquired as to the status of the survey of the Saguache Airport; **Response: Done.**

DAN WARWICK, SHERIFF – REPORT ATTACHED:

Sheriff Warwick was present to report that their numbers are good, short a staff member and the jail is full. He also reports they are now patrolling the Town of Saguache and bought a restraint system for the jail. He may apply for a sales tax grant to purchase other needed equipment.

EVAN SAMORA HOUSING DIRECTOR – REPORT ATTACHED:

MOTION BY COMMISSIONER KEN ANDERSON TO CONVENE AS THE SAGUACHE COUNTY HOUSING AUTHORITY BOARD AT 11:25 A.M.

SECOND BY COMMISSIONER LOVATO

VOTES IN FAVOR: 3 VOTES AGAINST: 0

MOTION CARRIED

MOTION BY COMMISSIONER JASON ANDERSON TO ADJOURN AS THE SAGUACHE COUNTY HOUSING AUTHORITY BOARD AT 11:30 A.M. AND RETURN TO REGULAR SESSION.

SECOND BY COMMISSIONER TLOVATO

VOTES IN FAVOR: 3 VOTES AGAINST: 0

MOTION CARRIED

JAIL TOUR:

LUNCH

WENDI MAEZ, LAND USE ADMINISTRATOR:

Land Use report for Tuesday, February 16, 2016:

1. O’Laughlin & Paris PSP – Antelope Run, Tract 4 (south of Villa Grove) 33620 Co. Rd. 58EE – Villa Grove.
 - a. Access – County Road 58EE
 - b. Utilities provided by – SLVREC and Cell Phone
 - c. Sewage Disposal – permitted for residence on property
 - d. Water – Well permit #235521 – domestic well – applicant will be hauling water from Chaffee County water well supplier.

Residence existing on the property at this time.

This request is for a marijuana cultivation site to cultivate up to 1,800 marijuana plants, a steel warehouse building will also be purchased for use in the operation, if permit request is approved.

Phase #1 will be for warehouse #1- existing structure, warehouse #2 need to be constructed, construct 2 green house. Phase #2 – 2 additional warehouses and 2 greenhouses.

Letter of intent lists all of the above mentioned information.

One letter of objection and one letter of support have been received. Saguache County Planning Commission recommended approval of this request as presented also with State of Colorado Division of Water Resources as follows; obtain receipts for all water purchases relating to the operation of grow, install a TFM to show discharge of holding tanks such that it will measure all water diverted from the tanks, with the inspection of holding tanks to be done by DoFWR, copies of receipts from water purchases and end of month TFM readings by the first of every month and in the event that O’Laughlin’s are not able to secure an augmentation source for domestic well and will need to use this type of plan again for 2017 the request will need to be repeated.

The vote for this recommendation was unanimous. Reasons for recommending approval of this request are no concerns have been received by the Colorado Division of Wildlife, will provide employment for Saguache County, Business will be useful to the area.

MOTION BY COMMISSIONER LOVATO TO “ACCEPT” THE APPLICATION FROM O’LAUGHLIN AND PARIS, PSP, FOR A CONDITIONAL USE REQUEST FOR A MARIJUANA GROW FACILITY LOCATED AT TRACT 4, ANTELOPE RUN, WITH THE TERMS AND CONDITIONS AS STATED BY DWR AND OUR CONCERN FOR WATER TO PROVIDE A WRITTEN AGREEMENT FOR PURCHASE OF WATER FROM EITHER PONCHA SPRINGS OR THE CITY OF SALIDA.

SECOND BY COMMISSIONER JASON ANDERSON

VOTES IN FAVOR: 2

VOTES AGAINST: 0

MOTION CARRIED

2. Marijuana Task Force update – One member that was appointed to the Task Force, Devin Bese, has not shown to either meeting we have had nor has he returned my phone calls. Shall we appoint Lisa Cyriacks (first Alternate) into his position? Or I have another gentleman, Jason Box, that is from the same area that has been at both of our meetings. Also, I have had a request to ask the Commissioners if they Task Board members can be paid mileage for attending the meetings? I have funds in the Land Use/Planning Commission budget that I can use to pay them if you so choose. *RESPONSE: Remove Bese, appoint Cyriacks.*

MOTION BY COMMISSIONER LOVATO TO “APPROVE” MILEAGE PAYMENT FOR MARIJUANA TASK FORCE MEMBERS TO ATTEND MEETINGS IN THE AMOUNT OF \$. /MILE, EFFECTIVE THIS DATE.

SECOND BY COMMISSIONER KEN ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

3. Fee schedule for Construction Permit fees. Attached. New proposed Construction Permit fee amounts

Existing fee amounts are \$.12 per square foot for all construction with a 500 sq. ft. minimum footage at \$60. Ms. Maez was asked to create a new fee schedule to submit at the March 1st meeting.

PROPOSED NEW FEES:

0 to 500 sq. ft. \$60

501 sq. ft. to 3000 sq. ft. \$.11

3001 to 6000 sq. ft. \$.10 sq. ft.

6001 to 10,000 sq. ft. \$.09 sq. ft.

any construction that is built over 10,001 sq. ft. and above will be \$.08 sq. ft.

GARTH COOK, TOWN OF IRIS:

MOTION BY COMMISSIONER LOVATO TO "TABLE" THIS ITEM

SECOND BY COMMISSIONER KEN ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

SCOT ARNADTROAT – UNITED STATES FOREST SERVICE:

Grand Mesa Uncompaghre and Gunnison National Forest release of Environmental Agreement and other updates:

Mr. Arnadtroat was present with other forest service officers to discuss the Spruce Beetle epidemic and its effect on spruce trees and other issues as they relate to the health of forests areas from the Rio Grande into the Gunnison and Saguache, Mineral, Hinsdale, Montrose and Mesa Counties. They are proposing an Environmental Impact Statement to remove some of these dead and dying trees. Saguache County is a top priority, then to move in a northeasterly direction til there is no more food for these insects. There is a real market for this lumber, which could really benefit the community. He also discussed the Spruce Beetle Aspen Decline Project and the possibilities for improvement of the economic situation in the County. Also discussed was the Public Access Program for improved access to federal lands.

BILL PAYING

ADJOURN: There being no further business:

MOTION BY COMMISSIONER LOVATO TO ADJOURN AT 2:46 P.M.

SECOND BY COMMISSIONER KEN ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

MINUTES PREPARED BY:

Carla Gomez
CARLA GOMEZ, CLERK TO THE BOARD

MINUTES APPROVED: March 15, 2016



Jason Anderson
JASON ANDERSON, COMMISSIONER
BOARD CHAIR

Ken Anderson
KEN ANDERSON, COMMISSIONER

Tim Lovato
TIM LOVATO, COMMISSIONER

Carla Gomez
ATTEST
CARLA GOMEZ
CLERK & RECORDER