

Saguache County Board of Commissioners met in regular session Tuesday, December 16, 2008 with the following present:

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

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

Under Additions or Deletions to the Agenda:

1. Add Saguache County School Districts Secure Rural Schools funding

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

**Jim Cochran-** Gunnison County Wildlife Conservation Coordinator, along with Paula Swenson, Commissioner and David Baumgartner, Gunnison County Attorney:

- Presented a prairie dog distribution map in Colorado. Federal government wants to list two prairie dog species, prevalent in Gunnison and Saguache Counties as endangered. Dave Baumgartner noted the State of Colorado and effected counties want to stay that, in favor of local management. Gunnison County will send comments to preclude listing the prairie dogs, and copy Saguache County. The scope of Mr. Cochran's work has been expanded to address prairie dog habitat conservation. DOW has allowed a review process comment period - dead line Jan 5. The counties can coordinate our comments to the agency to demonstrate our unity in this position. Guidelines with standards on grazing permits would assist with local management. Dow states this could be used as a federal recovery plan.
- Hwy 114 corridor Hazmat transportation designation issues remain unresolved. Gunnison County representatives stated that petitioning CDOT is the correct process. Attorney Gibbons will follow up to file the petition.

Reading and approval of minutes:

**Joseph moved to approve the minutes of December 9, 2008. Spearman seconded motion. The vote was three Ayes.**

Review of Mail:

1. **Saguache, Costilla & Alamosa Fire Depts**, will be having Fire Sand Table Training for the Greater Sand Dunes Area. If interested RSVP by Jan. 15, 09 to Jeff Burns or Karyl Scarlett 719-587-0915 or email to [kscar@lamar.colostate.edu](mailto:kscar@lamar.colostate.edu) or [jeffburns@lamar.colostate.edu](mailto:jeffburns@lamar.colostate.edu). (12/10/08)
2. **La Puente** - Winter 2008 newsletter. (12/10/08)
3. **Colorado Office of Economic Development** - Memorandum list of Counties eligible for the Enhanced Rural Enterprise Zone Tax Credits for 2009 & 2010. (12/10/08)
4. **Sarah Naiditch** sent a letter concerning dogs running wild in Crestone and would like the Saguache BOCC to review this situation and try to get the word out so that something can get done about it. (12/10/08)
5. **(CCCMA)Colorado City and County Management Association** sent their December 2008 newsletter with an invitation to become a member for the 2009 Year, a Winter Conference registration form and Tentative Agenda, also attached. (12/12/08)
6. **State of Colorado Board of Health** - Agenda for Dec. 17, 2008 meeting at 10am in Denver, Co. this meeting will be conducted via conference call. If you are interested in participating please call 303-692-3464 by Dec. 16 to make arrangements. (12/12/08)
7. **Colorado Department of Local Affairs** has reviewed the application for the purchase of the Humphrey House and found the application complete and acceptable. Just a reminder we must have a fully executed contract by December 31, 2008. If you have any questions please call Debra Downs at 719-852-9429. (12/12/08)

**Introduction of Guests:** Matie Belle Lakish – Crestone Eagle; Dr. Charlie Warren – Moffat School District, Jim Cochran, David Baumgartner, Paula Swenson - Gunnison County, Lynn and Jerry L. Berry, Dewey and Linda Bese, David Boyd, William Roberts and Kathryn Brady- Crestone Charter School, Gregory Griffin, George Welsh - Center School District, Corey Doss - Mountain Valley School District

#### **Commissioners' Reports-Updates of Meetings:**

**Sam Pace** reported:

- Dec 9 – Attended the annual VGAMA holiday dinner
- Dec 10 – Attended the Public Information Officer meeting. Planning for information contact person in case of disaster.
- Dec 10 - Attended the Town of Saguache holiday dinner.

- Dec 11 - Attended the Planning Commission holiday dinner.
- Received emails from constituents in favor of giving more of the SRS funding to the schools.

**Mike Spearman** reported:

- December 10 - Attended the Town of Saguache holiday dinner.
- December 11 - Attended the Planning Commission holiday dinner.
- Received several calls on road conditions.

**Linda Joseph** reported:

- December 9 - Attended the annual VGAMA holiday dinner
- December 10 - Attended the Town of Saguache holiday dinner.
- December 11 - Attended the Planning Commission holiday dinner.
- Worked on a FAQ covering the SRS discussions and process.
- Received a call from Patty La Taille wishing to clarify the process and timing for septic and land use concerns associated with adjacent property. Land Use is pursuing the required steps, and will keep parties advised.

Break

**Lynn Zimmer and Wendi Maez** - CO-Administrators:

**Pace moved to approve the County calendars for meetings, holidays, payroll and voucher schedule. Joseph seconded motion. The vote was three Ayes.**

- 2009 Meeting Dates and Holiday Schedule was presented for review.

**Joseph moved to approve the \$1,200 donation to the Conour/SLV Animal Shelter for 2009. Spearman seconded motion. The vote was three Ayes.**

- Conour/SLV Animal Shelter sent a request for donations for 2009.

**Joseph moved to approve the revised credit card policy. Spearman seconded motion. The vote was three Ayes.**

- Credit card policy revision.

**Joseph moved to enter into Executive Session at 9:57 A. M. for legal purposes under CRS 24-6-402 (4)(b). Spearman seconded the motion. The vote was three Ayes.**

**Spearman moved to return to regular session at 10:35 A. M. Joseph seconded the motion. The vote was three Ayes.**

**Spearman moved to approve the 2009 Certification of Mill Levies and Revenues for Saguache County. Joseph seconded motion. The vote was three Ayes.**

- Certification of Mill Levies and Revenues for special districts, school districts and municipalities was presented.

**Spearman moved to approve the adoption 2009 Saguache County Budget. Joseph seconded motion. The vote was three Ayes.**

**Spearman moved to only appropriate six months funding for the Nursing Department for 2009. Joseph seconded motion. The vote was three Ayes. The funding of the Nursing Department will be reviewed on a monthly basis.**

- Budget Adoption –
  1. Representatives from local school districts asked questions about the SRS funds. Chairman Pace explained some of the process and the Board will publish an informational article for the local newspapers.
  2. Joseph asked about a contribution to the Small Business Development Center, since this was not addressed in the SLV CCA's budget. She suggested they be advised they are eligible for a Sales Tax Grant.
  3. Several changes have been made to the Sheriff, Library and Veteran's services.
  4. Spearman had concerns on the nursing budget for 2008 and did not want to approve 2009 if the issues are not worked out satisfactorily.

**Wendi Maez - Land Use Administrator:**

**Joseph moved to approve a variance for a 6.23 encroachment into the setback on Lot 269, Baca Grande Grants. Joseph seconded motion. The vote was three Ayes.**

- Gregory D. Griffin – Lot 269, Baca Grande Grants - Variance request for a 6.23 foot variance into the setback from a road. CBPC recommended approval of this request during their regular meeting on December 10, 2008 with no restrictions.

**Spearman moved to approve a variance for a 1967 KIT Mobile Home on Lot 44 Ewing Ranch. Joseph seconded motion. The vote was three Ayes.**

**Spearman moved to accept Dewey and Linda Bese's bid of \$4,000 for Block 0, Lot 10 Lazy KV. Joseph seconded motion. The vote was three Ayes.**

- Dewey and Linda Bese – Variance request for a 1967 KIT Mobile Home on Lot 44 Ewing Ranch. SCPC recommended approval of this request during their regular meeting on December 11, 2008 with the following conditions: one year annual review to see how far along the landowners are with the placement of the mobile home. All permits required are on file in the LU office waiting for approval of this request.

**Pace moved to accept David Boyd's bid of \$1,200 for Block N, Lot3, Lazy KV. Joseph seconded motion. The vote was three Ayes.**

- John Stephen and Pamela L. Gripp – Conditional Use request for an Auto Repair Shop on Tract A – SW1/4 7-43-11. Due to the fact that the landowners did not come to the scheduled SCPC meeting on December 11, 2008 the SCPC made a recommendation to the Board that a cease and desist order be issued to cease business until business is brought into compliance. This was a unanimous vote.

**Spearman moved to approve lot consolidation for Andres Lopes- Munoz, Lots 590 and 591, Baca Grande Chalet Unit I. Joseph seconded motion. The vote was three Ayes.**

- Andres Lopes-Munoz – Lot Consolidation request for Lots 590 and 591 – Baca Grande Chalet Unit One. CBPC recommended approval of this request during their regular meeting on December 10, 2008.

**Joseph moved to approve lot consolidation for Richard E. and Carolyn M Akehurst on Lots 623, 624 and 625, Baca Grande Chalet Unit I. Joseph seconded motion. The vote was three Ayes.**

- Richard E. and Carolyn M. Akehurst – Lot Consolidation request for Lots 623, 624 and 625 – Baca Grande Chalet Unit One. CBPC recommended approval of this request during their regular meeting on December 10, 2008.

**Spearman moved to approve lot consolidation for Rocky G. Hedstrom on Lots 1882 and 1864, Baca Grande Chalet Unit I. Joseph seconded motion. The vote was three Ayes.**

- Rocky G. Hedstrom – Lot Consolidation request for Lots 1882 and 1864 – Baca Grande Chalet Unit One. CBPC recommended approval of this request during their regular meeting on December 10, 2008.

**Spearman moved to approve lot consolidation for Rocky G. Hedstrom on Lots 558 and 559, Baca Grande Grants Unit I. Joseph seconded motion. The vote was three Ayes.**

- Rocky G. Hedstrom – Lot Consolidation request for Lots 558 and 559 – Baca Grande Grants Unit One. CBPC recommended approval of this request during their regular meeting on December 10, 2008.
- There is a need to clarify the process concerning HIU complaints and procedure. The possibility of a work session was discussed and scheduled, however it was confirmed that HIU was to apply for a Conditional Use permit and that all programs would cease until such time as County approval is given or not. Community members may direct their comments to the Planning Commission when it processes the application to determine mitigations and their recommendation for approval/disapproval of the use. Attorney Gibbons suggested the work session focus on home occupancy and complaint policies. A work session was scheduled for the 7th of January.

**Joseph moved to enter into Executive Session at 11:25 A. M. for legal purposes under CRS 24-6-402 (4)(b). Spearman seconded the motion. The vote was three Ayes.**

**Spearman moved to return to regular session at 11:35 A. M. Joseph seconded the motion. The vote was three Ayes.**

**Ben Gibbons - County Attorney Report:**

- Oil and Gas regulations have been approved by the COGCC.
- The conditions of the purchase of the Nursing Building need to be finalized during the Nursing report. The contract needs to be completed today but cannot be executed until December 18, 2008.

**Joseph moved to enter into Executive Session at 11:47 A. M. for legal purposes under CRS 24-6-402 (4)(b). Spearman seconded the motion. The vote was three Ayes.**

**Spearman moved to return to regular session at 11:55 A. M. Joseph seconded the motion. The vote was three Ayes.**

Adjourned for lunch at 12:00 P.M.

Meeting reconvened at 1:00 P.M.

**Randal Arredondo** – Supervisor Road & Bridge and Land fill report:

- Fuel contract with Jones Oil to lock in a price of \$1.73 for gas and \$2.28 per bobtail truck load / \$2.23 per semi load for diesel was presented for review, Spearman will sign the contract Wednesday December 17, 2009.
- Highway Users Tax should be above what was anticipated.
- SRS schools update revenue will be higher \$3,162,637 for 2008 and will make revenue \$480,000 over expenses for 2009.
- Annual Christmas party will be in Center at 1:00pm on Monday, December 21<sup>st</sup>.
- 4% salary increase for Supervisor was not put in the R&B budget. Increase will be added to budget.

**Donna Newsom** - Nursing Director:

**Spearman moved that the County accept the purchase contract for the property at 503 3<sup>rd</sup> Street, Saguache, CO. Contract will not be signed until December 29, 2008. Joseph seconded the motion. The vote was three Ayes.**

- Mr. Humphreys will not pay for closing or title policy.
- DOLA request for funds of \$154,000.00 needs to be signed by Chairman Pace and returned to DOLA. This is for the purchase of 503 3<sup>rd</sup> street in Saguache, CO. Funding goes away January 1, 2009. Mr. Gibbons will contact Mr. Humphreys' lawyer about the purchase contract.
- The Colorado Development Block Grant contract for the Public Health Building acquisition has been sent to DOLA. Newsom spoke with Deb Downs today and she requested that we sign and forward to her the funding letter. Newsom contacted Allpine Title regarding the closing. Mr. Gibbons spoke with M. Reed at Allpine also. Newsom called Mr. Humphreys today to discuss the closing procedure.
- The PCP Agency will begin to learn chronic disease information as the agency begins to re-model our program. Although we must always follow Medicaid regulations, it does not preclude us from including value added services. All providers are CPR/First Aid/AED certified. Public Health provided CPR/AED training to the Social Services staff this month. The PCP agency has 109 clients. Karen is working with the new Medicare Intermediary regarding billing retroactively. PH has never billed for flu shots etc to Medicare. Karen has spent many hours to get us Medicare approved.
- Public Health is currently working on two grants for 2009. We are seeking an opportunity with the Chronic Disease Division at CDPHE to obtain funding for cancer, cardiovascular and pulmonary disease screening. This will increase our program capacity in employee wellness and our community health promotions.

- The PCP Agency and PH staff have been finalizing our goals and objectives for 2009. These will be ready for your review Jan.13. The agency is in the process of re-structuring. This restructure will allow us to streamline our job functions and be more productive.
- Epidemiology Report:
  - a. There have been no reported cases of influenza in the SLV. This does not mean that there haven't been any, just that we have not had any positive tests reported. For the week ending Dec. 6, there continues to be a low level of activity in the state.
  - b. PH still has a good supply of vaccine and will conduct another influenza vaccine campaign the first week of January.
  - c. Saguache County has had one reported Varicella again this year, occurring in unvaccinated school children.
  - d. Recent data from CDC shows that Hispanic elderly lag behind elderly Caucasians' in influenza vaccination rates. SCPH recognizes that we have a large percentage of Hispanic elderly in our county as well as in the PCP program. Our plan is to conduct an "influenza clinic" in Center at the Senior Center as well as make home visits to vaccinate this population. This will start in Jan.

**Joseph moved to enter into Executive Session at 1:57 P. M. for legal purposes under CRS 24-6-402 (4)(b). Spearman seconded the motion. The vote was three Ayes.**

**Spearman moved to return to regular session at 2:00 P. M. Joseph seconded the motion. The vote was three Ayes.**

**Penny Bruce - Library Administrator**

- Programs
  1. Headstart children continue to attend story hours every week and they now have a bus to use when the weather is bad, so we look forward to having them in the Library itself more often this winter.
  2. We've contacted the program director at Neilsen Library and they will be bringing computer classes to the Library on Jan.6 and Jan. 13. The first class will be an Introduction to computers and the second will cover Internet Basics. We'll be getting the sign-up sheets soon and hope for a big turnout.
  3. The Library continues to host meetings for various community organizations and

to seek out new ways to support our mutual goals, including an agreement with the Town Revitalization Committee to be the “champion” of their initiative to record and preserve local history. We have also agreed to participate in the monthly Flea Markets that the Town Recreation board will be hosting in the park this summer.

4. The Friends of the Library are in the early planning stages for an Open House at the Library, to take place in February. At that time we hope to highlight all the recent improvements and new resources we’re enjoying and to honor and recognize those whose efforts have made this possible.

- Fund-raising

1. We completed the TechAtlas Survey required by the Gates Foundation grant. This process identifies and records the new computers and other equipment that was purchased with the grant money.
2. Contributions continue to come in from our letter seeking donations that was mailed in October. The total revenue (up-dated last week) was \$550.
3. We have applied for a BookShelf grant offered by the NEH, which would supply the Library with 36 new books for adults and children. If we are awarded this grant, we’ll be required to create a presentation/program to highlight the new books for the public.
4. The deadline for applications to the Anschultz Foundation is approaching, and I was happy to see that they accept the Colorado Common Grant Application, which the Library has already completed (with a lot of help from our friends).

- Other News

1. A meeting to discuss details of the library budget is scheduled for next Friday. President of Friends, Marge Hoglin and Bruce will be attending, along with Commissioner Joseph and Administrator Zimmer.
2. Thanks to our Head Librarian, the Library’s Christmas tree is up and looking beautiful. We’d like to invite everyone to come in and see it, and we wish you all Happy Holidays.

Break

<p><b>Spearman moved to approve the 2009 contract between the Sheriff’s Office and the Town of Saguache. Joseph seconded the motion. The vote was three Ayes</b></p>
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**Chella Coleman** - Housing Director:

**Pace moved to convene as the Housing Board at 2:46 P.M. Spearman seconded the motion. The vote was three Ayes.**

Saguache County Housing

**Pace moved to adjourn the Housing Board and return to regular meeting at 3:02 P.M. Joseph seconded the motion. The vote was three Ayes.**

**Conservation Trust** requests:

- Requests presented, decision will be scheduled after a work session can be held to discuss all Conservation Trust requests.

**Superintendents** - Saguache County School Districts:

- SRS funding discussion – all parties will continue to gather information and study the options.

Bill Paying

**Joseph moved to adjourn at 4:24 P.M. Pace seconded the motion. The vote was three Ayes.**

Respectfully Submitted

Melinda Myers Secretary to the Board of County Commissioners

Minutes Approved December 16, 2008

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Chairman of the Board

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Attest

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Commissioner

\_\_\_\_\_  
Commissioner