

Saguache County Board of Commissioners met in regular session Tuesday, May 4, 2010 with the following present:

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

Meeting called to order by Chair Pace at 9:01 A.M.

Additions or Deletions to the Agenda.

1. Add Housing Board in the afternoon.
2. Add Executive Session at the beginning of the meeting.

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

Joseph moved to enter into Executive Session at 9:02 A. M. for personnel purposes under CRS 24-6-402(4)(f)(i) and for legal purposes under CRS 24-6-402(4)(f)(i). Spearman seconded the motion. The vote was three Ayes.

Joseph moved to return to regular session at 9:30 A. M. Spearman seconded the motion. The vote was three Ayes.

Reading and approval of minutes of April 20, 2010.

Spearman moved to approve the minutes of April 20, 2010 as amended. Joseph seconded motion. The vote was three Ayes.

Review of Mail and other correspondence:

1. CTSI sent a letter with Certificates for the Saguache County Road & Bridge Employees that completed the Flagger Class. (4/27/10)
2. Colorado State University Extension sent a 2-day workshop on Introduction to Geothermal & Micro Hydro Power in Montrose on May 5 & 6. (4/27/10)
3. La Vereda Del Norte Chapter sent a thank you card to Milton Jones & Randy Arredondo for the cooperation and effort to install signs. (4/27/10)

Pace moved to approve the new namings of the Deadman Peak and Golden Lotus Mountain on two previously unnamed summits in Saguache County. Joseph seconded the motion. The vote was three Ayes.

4. US Board on Geographic Names sent a letter in regards to applying the names Deadman Peak and Golden Lotus Mountain on two summits in Saguache County. (4/27/10)
5. Colorado River District sent the 2009 Annual Report. (4/27/10)
6. Town of Crestone sent a letter asking if there is any Conservation Trust Funds to help put in trees at the Crestone Park. (4/27/10)
7. Saguache Recreation Board is celebrating the May Parade n' Park Festival in Saguache on May 29, 2010 and have invited Saguache Businesses to join in with any entry. If interested please contact Jackie Stephens at 530-1356. (4/28/10)
8. Colorado Dept of Public Health & Environment will be an Air Quality Control Commission hearing on May 25 in Pueblo, CO. (4/28/10)
9. Sangre de Cristo School Pre-K- 12 sent an invitation and are having a ground breaking Ceremony on May 6, 3:00pm at 8751 Ln 7 N, Mosca. (4/28/10)
10. The USDA Forest Service sent a copy of the abstract and summary of the Gunnison Basin Federal Lands Travel Management Final Environmental Impact Statement and CD with FEIS, Appendices and maps of the Preferred Alternative. (4/30/10)

Introduction of Guests: Matie Belle Lakish – Crestone Eagle; Steve Carlson; Allen Jones; Tim Lovato; Henry Jacobsen – Viaero Wireless; Brenda Anderson – Center Conservation District; Charlotte Bobicke – Senator Bennet’s representative; Eddie Clayton; Ken Williams; Timothy & Teena Swisher and Ed Davis – KV Homeowners Association; Marty Tusher; Judy Lopez; Andrew Archuleta & Dario Archeleta – BLM/FS; Jenny Nehring and Elinor Laurie – Poncha Pass Gunnison Sage Grouse Working Group; Jason Surface – DOW and Ray & Colette Skeff – Conour Animal Shelter.

Commissioners Reports:

Mike Spearman reported:

- April 26 - Attended the DRG Meeting in Alamosa, discussed the COG.
- April 28 – Attended the State Water Rules Advisory meeting.

Sam Pace reported:

- April 28 - Attended the Saguache County Partners for Prevention meeting.
- Conference call with Terresa Solar and Attorney Gibbons to discuss the permitting process.

Linda Joseph:

- April 26 - Attended the Council of Governments Retreat. Minutes will be forthcoming with the decisions made on Bylaws, governance and funding. An Interim Executive Committee was approved, to meet and develop recommendations regarding the funding formulas. Joseph will serve on this committee, along with two other SLV County Commissioners, and 3 town representatives. Co-Administrators are encouraged to attend that work session; Zimmer will attend with Joseph, if possible.
- April 28 - Spoke with Tom McCracken concerning the Landfill incident.
May 1 - Attended a meeting at Joyful Journey with representatives of the Tourism Council, Saguache Recreation Board and Chrissy Fleming and Long Soldier of the Lakota Tribe, currently of Buena Vista, to discuss the possibility of bringing an event celebrating the Native American heritage to our area - a Saguache Pow-Wow in 2011.

Wendi Maez & Lyn Zimmer – Co-administrator report:

- Report on the mill levy request from Animal Shelter and the information from Rio Grande County.
- Sales Tax, a person has called and requested information on whether they should charge county sales tax on raw vegetables at an outdoor produce sale. Administration confirmed the County does not tax fresh food, but individual towns may charge sales tax.
- ICS-402 training for elected officials, county managers, and administrators will be held at the Alamosa County Service Center on June 23, 2010 from 8-noon.
- Financials through the month of March were handed out.

Spearman moved to accept the bid from Les's Glass for \$32,540.10 to replace the windows in the Social Services Annex. Joseph seconded the motion. The vote was three Ayes.

- Bids for the Social Services window replacement were reviewed. The bid from Les' Glass came to \$32,540.10. John Canfield and Hew Hallock would like to meet with the Board and representatives of Town of Saguache and the school to coordinate next steps on the Energy Performance Contracting process, date pending. The Board decided to go ahead and get the windows replaced at this time.
- CCI summer conference, Pace may attend for the Southern District meeting portion.

Wendi Maez - Land Use report:

Spearman moved to approve the Subdivision Lots 5CR BLK CC, 7C BLK DD, 10C BLK EE, 1C BLK MM, 14C BLK MM, 18C BLK MM 1C BLK NN, 15CR BLK LL, 6C BLK OO and 16C BLK OO in Lazy KV Estates owned by the Lazy KV Estates Home Owner's Association. Joseph seconded the motion. The vote was three Ayes.

- Lazy KV Homeowners Association – Subdivision request of previously consolidated lots within the Subdivision. Several years ago Saguache County acquired several lots within the Lazy KV Estates subdivision by non-payment of taxes. Saguache County had the lots consolidated to create larger tracts to sell to the public. At the County Owned lot auction only 4 of the lots sold. In 2009 Lazy KV Homeowners Association purchased 33 lots from Saguache County in order to put the lots back on the tax roll. At this time the Lazy KV Homeowners Association would like to subdivide the lots to put them back in their original state. The lot size of each lot ranges (at this time) is anywhere from 1 acre to approx. 14 acres. The request will revert the lots back to a little over one acre to 2 to 3 acres in size. The SCPC made a motion to recommend approval of this request as presented with a unanimous vote, at their regular meeting on April 29, 2010.

Spearman moved to approve the Conditional Use Permit for a Hot Plant located at the current Gravel Pit within SW1/4NE1/4 and SE1/4NW1/4 36-41-6 on Clayton Farms with the conditions recommended by the Planning Commission. Joseph seconded the motion. The vote was three Ayes.

- Clayton Farms– Conditional Use request for a Hot Plant located within an approved Gravel/Recharge Pit on SW1/4NE1/4 and SE1/4NW1/4 36-41-6. This request is to add a hot plant to the existing gravel pit which was given approval in 1999. The original owner of the gravel Pit was Crites Construction. The pit was used for a few years and has not been used for a few years due to the fact that the property was foreclosed on. All documents requested for a state permit have been submitted with the application. The SCPC made a motion to recommend approval with an unanimous vote with the following conditions:

1. Contractors working with CDOT only
2. County will be given 30 day notice for public works projects with proof of permitted equipment and hours of operation – relevant construction, storm water and relocation permits through the CDPHE
3. Travel Plan worked out with Saguache County Road & Bridge to include dust abatement

Tim Scanlon, SCPC alternate member will also be at the meeting to discuss the conditions placed on this approval.

Spearman moved to approve the Lot Consolidation/Replat for Haidakhandi Universal Ashram and Dharma Shanga, of the Original Ashram Tract, Haidakhandi Universal Tract and Lindisfarne Association Parcel 1 into Haidakhandi Universal Ashram tract containing 103.362 acres and Water and Sanitation District Ch 1-111 Utility Tract, Lindisfarne Association Parcel 1, 2 and 3 Chalet Units One and Two into Dharma Sangha Tract 3 to contain 87.627 acres Pace seconded the motion. The vote was two Ayes and one Abstain.

- Lot Consolidation/Replat for Haidakhandi Universal Ashram and Dharma Shanga, to consolidate/replat Original Ashram Tract, Haidakhandi Universal Tract and Lindisfarne Association Parcel 1 into Haidakhandi Universal Ashram tract containing 103.362 acres and Water and Sanitation District Ch 1-111 Utility Tract, Lindisfarne Association Parcel 1, 2 and 3 Chalet Units One and Two into Dharma Sangha Tract 3 to contain 87.627 acres. CBPC recommended unanimous approval of this request at their regular meeting on April 14, 2010 with the condition that a letter be received from Manitou Institute that what the applicants are requesting will not affect any conservation easements placed on either of these properties. This is 2 separate applications but need to be handled together as they are trading parcels of land that is separated by Spanish Creek.

Brenda Anderson – Center Conservation District

Andrew Archuleta and Dario Archuleta - USFS/BLM

- Update on the Resource Advisory Council appointments – members have been chosen and first meeting will be set soon.
- San Isabel fire reduction Hydro ax project has been completed.
- Weed Commission report, coordinating with Saguache County Road and Bridge and Gunnison County, especially concerning the Doyleville Road. Gunnison sprayed more miles of road than originally planned and could use more compensation. Board will check with Randy Arredondo to see if there are any additional funds available. The coordination makes the weed control more effective if the road blading and spraying are synchronized.

Progress is being made against black henbane and cheat grass, but more work needs to be done by private property owners.

- Hopefully, a Valley Wide Weed Coordinator will be appointed, which will take pressure off the County Weed Commissions. There may be an attempt add a mil levy to help pay for weed control.
- Board will go on a field trip to inspect weeds in the County on June 14, 2010.
- Guinevere Nelson, replacing Jim Felmler as Saguache County's weed manager has been recommended as the new member of the Gunnison Basin Weed Committee.

Judy Lopez- Rio Grande Watershed Conservation Education Program:

- Presented a plaque to the Board of County Commissioner for their support of educational programs over the years.

Jason Surface – DOW

Elinor Laurie and Jenny Nehring- Gunnison Basin Sage Grouse Strategic Committee

- Concerns have come up that the population of males is declining in the northern Saguache County. Suggestions to have the BLM roads closed during the breeding season were brought up. Off road traffic has also been an issue and enforcement will be increased. Andrew Archuleta needs a specific plan from the Working Group as to which roads should be regulated.
- The Fish and Wildlife will be revisiting the listing decision in September for the Gunnison Sage Grouse. The agency may wish to consider another transplant of new birds.

Adjourned for Lunch and at 12:00 P. M.

Resumed meeting at 1:00 P. M.

Randal Arredondo – Supervisor Road & Bridge and Landfill Report

- Mr. Irby wants to change the name of a portion of a street in Sargents. Board declined the request.
- County Road G has been washed out and will be fixed before the middle of May, when the BLM roads are scheduled to open.
- Distributed the paving and chip seal schedule.
- Approved the IGA with the Town of Crestone. The date needs to be changed to the date the Board signs the contract.
- Can transfer some of the weed budget to Gunnison,(\$5,000) for the spraying they did on the Doyleville road. \$8,000 of the weed budget is needed to pay for the shortfall from last year.

Landfill

- Free dump day was a success and much trash, mostly tires came in.

Pace moved to approve the purchase of a 2001 Cat 816 F used Trash Compactor for the landfill. Spearman seconded the motion. The vote was three Ayes.

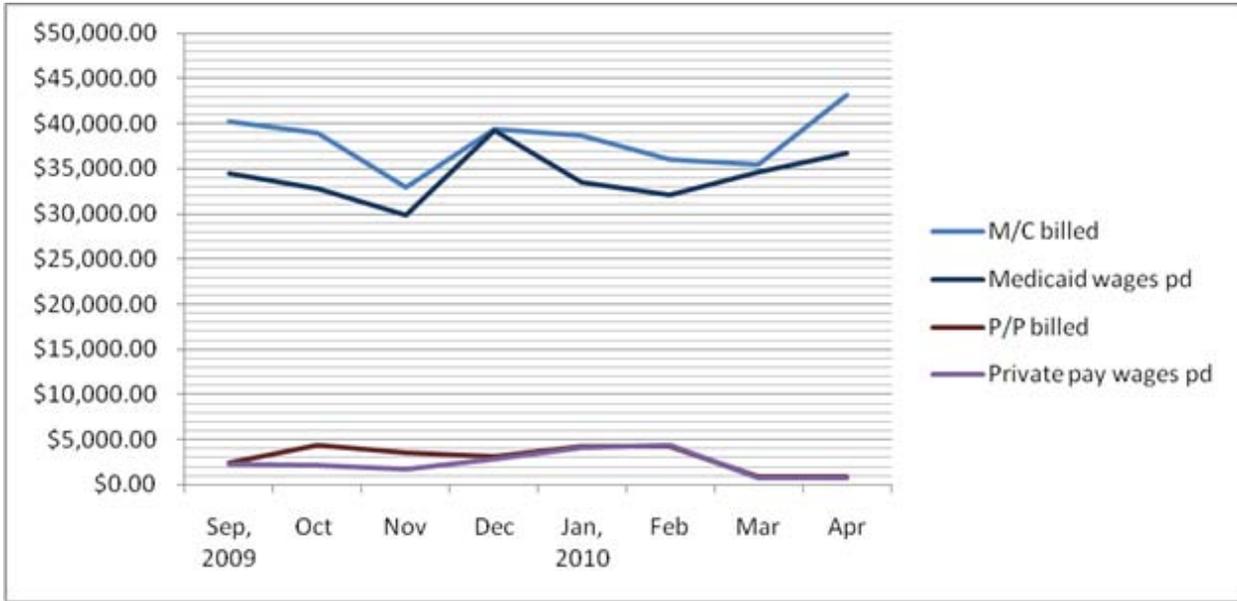
- Got estimates on fixing the loader - \$102,000, it's worth 12,000-15,000 as a trade in. Arredondo wants to get a compacter for \$94,000. He can take the tires off the old loader and sell them back to the tire company.

Joseph moved to adjourn the regular session and convene as the County Board of Health. Spearman seconded the motion. The vote was three Ayes.

Della Vieira - Public Health Director

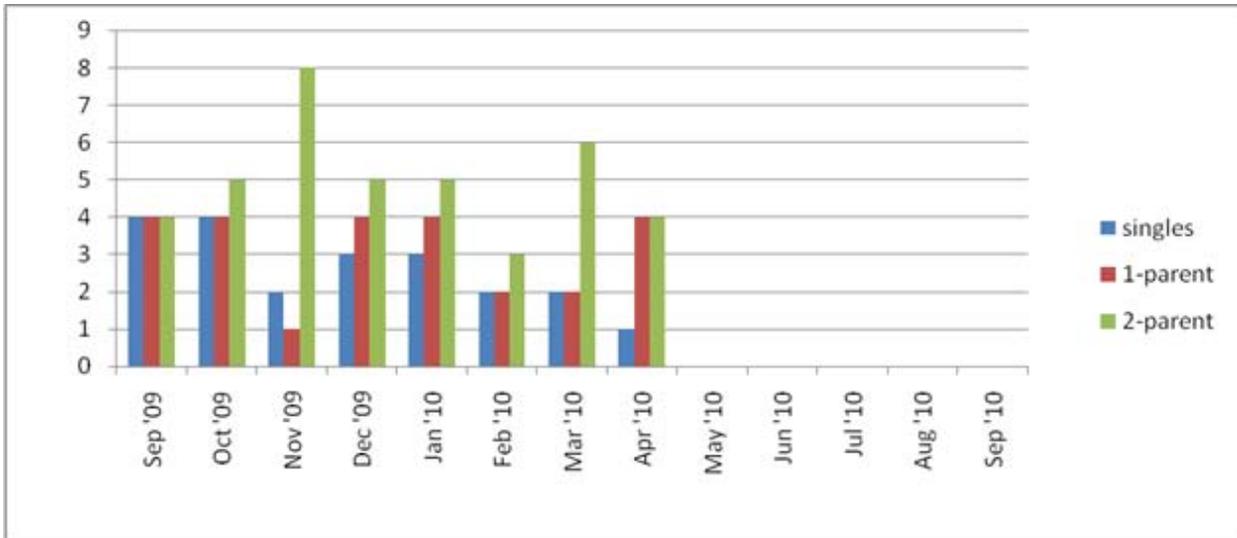
- Roof repair to Center office completed.
- Attendance at this year's health fairs:
Center: 98 individuals
Saguache: 200 individuals
- FY 2010 contracts:
TB contract presented for signature.
Public Health core still pending final copy.
Signed MOU with Rio Grande County for up to 5 hours/week translation services provided by our Center staff to EPSDT and HCP Rio Grande, phone and face-to-face as needed/scheduled. Copy for review provided.
- PPHR reports advancing well. Final set of documents will go to CDPHE for initial review and comments July 1. Second set of docs forwarded to BOCC Monday. Will get a third set out mid-May for BOCC review. These are also being forwarded to Jim Felmlee for his review.
- Della accepted to "Survive and Thrive" course for new PH Directors. Takes place via self study, conference calls, and 3 face-to-face meetings throughout the year. First face-to-face at Summer CCI session. I will be receiving a partial stipend to attend these meetings. Amount to be determined. I will need to reschedule my BOH meeting for a different week in June in order to attend.
- Wellness Center scheduled for interior wall and ceiling finishing to begin this week; using sales tax grant funds to complete (\$1,150). Greg Ballantine of Moffat will also be doing the food bank ceiling with grant funds (\$200.00). Should improve energy efficiency of facility, and comfort of users.
- PCP report:
97 Medicaid clients for \$43,136.60 billed (Medicaid wages pd \$36,788.91)
2 private pay clients for \$ 835.00 billed (Private pay wages \$777.27)

Table 2 PCP Cash Flow



- Food Bank report:
 1. Utilization up, with highest total of individuals served since Dec, 2009
 2. Number of families vs. number of single households rising

Table 1 Food Bank Utilization



Spearman moved to adjourn the Saguache County Public Health Agency Board and return to regular meeting at 2:08 P.M. Joseph seconded the motion. The vote was three Ayes.

Ben Gibbons - County Attorney

- Conference call with Pace and Tessera on the permit process. Maez will reply to them.

Kathay Rennels - CSU Extension Out Reach program

- Working to build strategic partnerships between counties and Extension Services through Colorado State University. CSU is a Land Grant University. She outlined several programs they have available to help counties.

Land Use report continued:

- Maez emailed a copy of three polices that she and Attorney Gibbons had been working on concerning the Planning Commission absences, disruptive behavior and meeting quorums. Board reviewed and discussed the three options, Maez will make more changes and resubmit the policies.

Joseph moved to extend the terms of the current Planning Commission members and to advertise for new members to the Crestone/Baca Planning Commission. Pace seconded the motion. The vote was three Ayes.

- Appointment of Crestone/Baca Planning Commission member: Letters of appointment/re-appointment recieved were emailed to BOCC. We have 4 seats open for appointment – Baca area (Lisa Cyriacks), Surrounding area (open was Christian Dillo), an alternate (Jerry Burton- Jahree), and an alternate from the Town of Crestone (Steve Storm). Maez has received re-appointment letters from Lisa Cyriacks, Clay Bridgeford (who spends 6 months a year in Mexico) and Jerry Burton. I have also received an appointment letter from Bill Folk, who is now on the BGPOA Board of Directors. I did not receive a letter from Steve Storm and have not received a recommendation from the Town of Crestone for an appointment to that position.
- Discussion concerning email received from Tessera Solar regarding the “Economic/Fiscal Impact” requirements.
- Signed the resolutions for the approved application requests for Ernest M. and Virginia K. Myers, Sam Investments, LLC. These requests were approved at the April 13th meeting.

Joseph moved to convene as the Housing Board at 3:28 P.M. Pace seconded the motion. The vote was three Ayes.

Chella Moores - Housing Director –

Spearman moved to adjourn the Housing Board and return to regular meeting at 3:40 A.M. Joseph seconded. The vote was three Ayes.

Ray Skeff - Conour Animal Shelter:

- The Shelter is under new management of Upper Rio Grande Animal Society. They are requesting to create a Regional Animal Shelter Authority at 1 mill levy to fund it in the future, rather than become a Special District. Research by the Clerk’s office indicates that there is only one such Authority Board in the State that uses property taxes to support itself. The intention is to create new taxes, not take a mil from the counties. Attorney

Gibbons and Co-Administrator's Maez and Zimmer will be meeting with Deb Downs from DOLA and will clarify the facts on the mill levy.

Sales Tax Grant preliminary discussion

- Discussion on grants category changes.

Joseph moved to adjourn at 4:45 P.M. Spearman seconded the motion. The vote was three Ayes.

Respectfully Submitted,

Melinda Myers Secretary to the Board of County Commissioners

Minutes Approved May 11, 2010

Chairman of the Board

Attest

Commissioner

Commissioner