

SAGUACHE COUNTY BOARD OF COMMISSIONERS
REGULAR SESSION MEETING
9:00 A.M. DECEMBER 9, 2014

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
Ben Gibbons, County Attorney
Staci Burkhart, Acting Secretary to the Board

II. ADDITIONS/DELETIONS TO AGENDA

1. Pete Peterson and Laura Taylor from the Assessors' Office presented the BoCC with an abatement adjustment.

MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE ABATEMENT ADJUSTMENT FROM A GRADE 4 TO A GRADE 3 FOR THE FRANK MCGREGOR GAINES LIVING TRUST

SECOND BY COMMISSIONER JASON ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

2. Chris Canaly with SLV Ecosystem Council in during Public Comment time.

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

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

III. READING AND APPROVAL OF MINUTES – NOVEMBER 4, 2014 & NOVEMBER 18, 2014

MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE REGULAR SESSION MINUTES OF NOVEMBER 4, 2014 AS AMENDED
SECOND BY COMMISSIONER KEN ANDERSON
VOTES IN FAVOR: 3 **VOTES AGAINST: 0**
MOTION CARRIED

MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE REGULAR SESSION MINUTES OF NOVEMBER 18, 2014 AS AMENDED
SECOND BY COMMISSIONER JOSEPH
VOTES IN FAVOR: 3 **VOTES AGAINST: 0**
MOTION CARRIED

IV. REVIEW OF MAIL AND OTHER CORRESPONDENCE

1. **Sydney Schalit** sent information about the first ever 2 Legs 4 Wheels 12 hours of Penitence Bike Race. (11/19/2014)
2. **USDA Forest Service** sent notice of Draft Record of Decision for the Village at Wolf Creek Access Project. (11/21/2014)
3. **Mr. Jesse L Cox** sent kudos for R&B staff members for getting a yellow arrow sign repaired for safety on County Road AA. (11/24/2014)
4. **United States Senate** sent copy of Letter of Requesting full funding for PILT and SRS Funds for the 2015 Fiscal year. (11/25/2014)
5. **LaPuente** sent "The Voice of LaPuente" winter 2014. (12/5/2014).
6. **Colorado Office of Economic Development** sent Update of Counties Qualifying for Enhanced Rural Enterprise Zone. Via email. (12/5/2014).
7. **Upper Gunnison River Conservancy District** sent Board of Directors Agenda for Wed. Dec 10, 2014. (12/5/2014).
8. **Rebie Hazard** sent a letter concerning the Saguache County Strategic Plan. (12/8/14)
9. **Daniel S. Johnson** sent the November 2014 Saguache County Fire Mitigation Report. (12/8/14)

V. INTRODUCTION OF GUESTS

S. Belgrade – Eagle	Tim Lovato	Chris Canaly- SLV Ecosystem Council
Jon & Nancy Billingsley – Pot Shop LLC		Bryan Billingsley – Pot Shop
Judy Billingsley – Pot Shop	Dorothy DeAngelo – property owner	
Dan Smith	Ken Gerlits – property owner	
Gail Gerlits – property owner	Leon Post	Rebie Hazard

VI. PUBLIC COMMENT

1. Chris Canaly with San Luis Valley Ecosystem Council informed BoCC of a Community Assessment in the Valley, 3 overall issues are water quality, air quality, and illegal dumping. The next phase is due December 31st 2014. In the next phase the focus will be two transfer stations set up along with education in Conejos and Castillo Counties. Received an Educational Grant, an Engineer with Solid Waste Management will be consulting, and a project coordinator will be putting together what is in a waste stream and how to redirect it. Asked BoCC for a support letter, BoCC in agreement of support letter. Discussion with BoCC on Landfill,

BoCC directed Canaly to connect with Randy Arredondo and Wendi Maez to understand problems and to work towards solutions.

VII. COMMISSIONERS REPORT

Commissioner Joseph:

1. November 19 - Attended the Gunnison Sage Grouse Conservation Strategic Committee meeting by teleconference, along with Elinor Laurie, Jenny Nehring and Wendi Maez, on behalf of Saguache County.
2. November 20 - Attended the teleconference of the BLM Cooperating Agencies working on the update of the BLM management plan. Met in Alamosa with Richard Nagley and Jayne Salisbury, of the Veterans Coalition - SLV and the SLV Women Veterans, working on next steps to identify Veteran students and other candidates to assist with Coalition coordination.
3. November 21 - Consulted with Adams State Veterans programs rep. Matt Martinez, regarding the possibility of a Veteran student providing coordination assistance to the Veterans Coalition. They are considering a campus employment arrangement, instead.
4. November 24 - Attended the Local Emergency Preparedness Council meeting in Alamosa, chaired by County Emergency Manager Jim Felmlee; followed by the All Hazards committee meeting. Connected there with David Osborn the Regional Emergency Management Program Grant Field Manager for the SLV, for assistance on the various reporting requirements and signing authorities for Saguache County.
5. November 25 - Attended the Commissioners Work Session.
6. November 26-27 - Was contacted by 9News, CO Public Radio and a reporter from a Washington paper, regarding the Secretary of State's action regarding Bonanza.
7. December 3 - Worked with Co-Administrators on budget items related to grants, and County websites.
8. December 4 - Review of final changes for the main County website with Mark Talbot XPlore, to go live in the new platform this month.
9. December 5 - Spoke with Jim Felmlee to review questions and issues in preparation for a conference call that followed, which included David Osborn, Jim Felmlee, past and present State EMPG personnel, and Co-Administrator Lambert. Had a follow-up phone meeting with Veterans Nagley and Salisbury, on Veterans Coalition matters, and pursuit of a coordinator.
10. December 6 - Worked on the draft Sales Tax Grant award letters.

Commissioner Ken Anderson:

1. November 17 – Went to the Division 3 water office to address some water issues.
2. November 25 – Attended BoCC Work Session.
3. December 1 -3 – Attended the CCI Winter Conference. Touched on the Law Enforcement and marijuana issues. CORA and Tabor discussions.
4. December 5 – Attended the Annual 4H banquet.

Commissioner Jason Anderson:

1. November 21 – Attended the Crestone Town Board meeting, Library application was approved.
2. November 24 – Office hours in the Town of Crestone. Attended the Crestone Peace Keepers meeting addressing safety concerns.
3. November 25 – Attended BoCC Work Session.
4. November 27 – Spoke with Randy Arredondo about seasonal summary.
5. November 28 – Attended the Crestone Winter Fest.
6. December 1-3 – Attended the CCI Winter Conference. Touched on the Landfill discussions and the business meetings.
7. December 5 – Discussion with Mike Cowan and the Strategic Plan.
8. December 8 – Office hours in Crestone.

BREAK

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

1. Saguache County Mill Levy presented and approved.

**MOTION BY COMMISSIONER KEN ANDERSON TO APPROVE THE RESOLUTION G-2014-5 OF THE BOARD OF COUNTY COMMISSIONERS 2015 FISCAL BUDGET MILL LEVY
SECOND BY COMMISSIONER JASON ANDERSON
VOTES IN FAVOR: 3 VOTES AGAINST: 0
MOTION CARRIED**

2. Approval of the transfer of funds resolution to transfer \$11,000 from General Fund to Public Health Fund.

**MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE TRANSFER OF FUNDS FROM THE GENERAL FUND TO PUBLIC HEALTH FUND IN THE AMOUNT OF \$11,000.00
SECOND BY COMMISSIONER KEN ANDERSON
VOTES IN FAVOR: 3 VOTES AGAINST: 0
MOTION CARRIED**

3. Veteran's report reviewed and approved.
4. Presentation and approval of the 2015 Holiday Schedule and BOCC meeting dates.

**MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE 2015 HOLIDAY SCHEDULE AS PRESENTED
SECOND BY COMMISSIONER KEN ANDERSON
VOTES IN FAVOR: 3 VOTES AGAINST: 0
MOTION CARRIED**

**MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE 2015 BOCC MEETING SCHEDULE AS AMENDED
SECOND BY COMMISSIONER KEN ANDERSON
VOTES IN FAVOR: 3 VOTES AGAINST: 0
MOTION CARRIED**

5. Lambert attended an EMPG conference call on Friday, December 5, 2014 with Commissioner Joseph and OEM Director Jim Felmler. Several items need to be completed before we can get our funding from the State of Colorado.
6. Marshall and Mary Jane Milam and Attorney Robert Thomas have requested the time you have placed their request on a future agenda. BoCC directed Maez to have the landowners try to work out the issues amongst themselves if possible.
7. Discussion on first regular meeting in January 2015.
8. Treasurer Trujillo addressed the BoCC with the decision the Elected Officials made to close the Court House at 1pm on Christmas Eve. BoCC directed to close County offices all day on Christmas Eve and half day on December 19 for the County Christmas lunch.

MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE CLOSING COUNTY OFFICES ON CHRISTMAS EVE
SECOND BY COMMISSIONER KEN ANDERSON
VOTES IN FAVOR: 3 **VOTES AGAINST: 0**
MOTION CARRIED

9. Treasurer Trujillo asked the BoCC what percent to have the water district, it is at 2% right now. Also water assessment fees for Special Districts.

MOTION BY COMMISSIONER KEN ANDERSON TO APPROVE THE RIOGRANDE WATER SUB DISTRICT NUMBER ONE TO 3%
SECOND BY COMMISSIONER JASON ANDERSON
VOTES IN FAVOR: 3 **VOTES AGAINST: 0**
MOTION CARRIED

MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE ADMINISTRATION FEE FOR WATER ASSESSMENTS TO STANDARD FEE OF \$200.00
SECOND BY COMMISSIONER KEN ANDERSON
VOTES IN FAVOR: 3 **VOTES AGAINST: 0**
MOTION CARRIED

10. Northern Saguache Library has requested that the remainder of their Conservation Trust funding of \$750 be extended until January 15, 2015.

MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE NORTHERN SAGUACHE LIBRARY CONSERVATION TRUST FUNDING BE EXTENDED UNTIL JANUARY 15, 2015
SECOND BY COMMISSIONER KEN ANDERSON
VOTES IN FAVOR: 3 **VOTES AGAINST: 0**
MOTION CARRIED

11. Executive Session at the end of day to discuss personnel.
12. Discussion on meeting dates for Strategic Planning and when to present the Draft to Department Heads and for public comment. Attorney Gibbons suggested a 20 day comment period. January regular meeting dates set for the 13th and 27th with a work session on the 20th. Public comment set for December 11 to January 9. The public meeting will be held January 9, 2014 from 10am to 12pm.

IX. LAND USE ADMINISTRATOR – WENDI MAEZ

1. Dotty's Towing/Curtis Eisenhauser/Pot Shop, LLC (John Billingsley) – Tract 47 and Tract 48 of 21-48-5 1.271 acres and 0.75 acres to be used. Conditional Use request for a Retail/Grow/Infused products request final decision. BoCC discussion and review of application, comments, and Planning Commission recommendations.

Distances measured: 45 ft. to highway
125 ft. shop to existing bldg.
1181 ft. to school
916 ft. to Post Office

330 ft. sides of bldg.
318 ft. to Tomichi Trading Post

Commissioner Jason Anderson –Read the County Regulations, Post Office is not spoken about in County Regulation.

Commissioner Ken Anderson – Law Enforcement response time an issue. Would like to see a contract in writing with the City of Gunnison and Billingsley for his water.

Billingsley – Buying the property, Dotty’s Towing will no longer be there and cleaning up the rest of property.

Leon Post – Tomichi Creek Manager – the distance to his store is under 1000 ft. and there is a liquor license held.

Rebie Hazard – BoCC received more information than the Planning Commission had.

Tim Lovato – Should have a contract with the City of Gunnison for water.

MOTION BY COMMISSIONER JASON ANDERSON TO DENY THE CONDITIONAL USE REQUEST FOR DOTTY’S TOWING, CURTIS EISENHAUSER, JOHN BILLINGSLEY WITH THE POT SHOP LLC BASED ON COUNTY REGULATIONS AND DISTANCES

SECOND BY COMMISSIONER KEN ANDERSON

DISCUSSION

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

X. COUNTY ATTORNEY - BEN GIBBONS

1. Secretary of States’ Office decision on Bonanza was to not dis-incorporate. The County has ability appeal the decision, Attorney Gibbons recommended not appealing the decision and the BoCC agreed. The concerns of the County for lack of town functions and services to property owners, remain. The County will continue to pay the Towns utility bills and maintain roads.
2. The Board of Assessment Appeals hearing set for November 28, 2014, for James Krehbiel and Stacy Lemke, was resolved over the phone with Assessor Jackie Stephens, Attorney Gibbons, and the property owner.

LUNCH

XI. ROAD & BRIDGE SUPERVISOR – RANDY ARREDONDO

1. Presented BoCC with a 2014 Paving Schedule.
2. Asked BoCC what direction to take on the maintaining of roads in the Town of Bonanza and the utility bill that the County has been and still is paying. Arredondo will continue the same way.
3. Still in process of getting fuel system up and going at Leach Airport, awaiting a device needed to dispense fuel.
4. Commissioner Joseph informed Arredondo on the Solid Waste Management planning presented earlier, that is going on in the Valley.

MOTION BY COMMISSIONER JASON ANDERSON TO CONVENE AS THE SAGUACHE COUNTY BOARD OF HEALTH AT 1:25 PM

SECOND BY COMMISSIONER KEN ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

XII. PUBLIC HEALTH DIRECTOR – MARCY GARDUNIO

1. Core Service Update
 - a. Assessment, Planning, and Communication
 - Harm Reduction program next week
 - Hepatitis C testing
 - Center vaccines that were compromised November 11, 2014, open vials and live vaccines were lost, VFC absorbed cost
 - Last Friday power was out, suspect the back-up power packs are not functioning
 - Requested signage for Saguache Public Health Office
 - Chair exercise class starts December 16, 2014
 - Director starting graduate certificate in January with BoCC consent
 - Public Health Nurse has sent the subcontract to the Rocky Mountain Prevention Research Center for corrections in language and agreements, after review will forward to Attorney Gibbons and BoCC for review and signatures
 - CDE Health Professional grant was funded
 - b. No report
2. Vital records/Statistics
3. Communicable Disease Investigation, Prevention, and Control
 - c. No Saguache County cases to report
4. Prevention and Population Health Promotion
 - d. No additional cases of Pertussis reported. Director attended Out Break Training in Salida last week.
5. Emergency Preparedness and Response (EPR)
 - e. Director has almost completed all EPR classes
6. Administration and Governance
 - f. Still planning to cut part-time position in an effort to balance budget
 - g. Having difficulty with recruiting for bookkeeper position, will start interviewing for position next Monday, created interview tool that will be scored
 - h. Environmental Intergovernmental Agreement, BoCC reviewed
7. PCP Program
 - i. Medicaid Patients – 46 Private Pay – 0
 - j. Hired a new PCP last week, 28 PCP's in total
8. Financial – no report

MOTION BY COMMISSIONER KEN ANDERSON TO ENTER INTO EXECUTIVE SESSION FOR PERSONNEL ISSUES UNDER C.R.S. 24-6-402 (4) (f) (I) AT 1:50 P.M.

SECOND BY COMMISSIONER JASON ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

MOTION BY COMMISSIONER KEN ANDERSON TO RETURN TO REGULAR SESSION MEETING AT 2:03 P.M.

SECOND BY COMMISSIONER JASON ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

MOTION BY COMMISSIONER KEN ANDERSON TO ADJOURN AS SAGUACHE COUNTY BOARD OF HEALTH AT 2:04 P.M.
SECOND BY COMMISSIONER JASON ANDERSON
VOTES IN FAVOR: 3 **VOTES AGAINST: 0**
MOTION CARRIED

XIII. PUBLIC LANDS

BLM

1. Great Sand Dunes National Park and Preserve seeks Public input on potential entrance fee increase. Comments will be accepted through January 2, 2015.

Annual Pass: current-\$15.00	2015 - \$30	2016 - \$40
Per vehicle: current – N/A	2015 - \$15	2016 - \$20
Motorcycle: current – N/A	2015 - \$10	2016 - \$15
Per person: current - \$3	2015 - \$7	2016 - \$10
2. Hiking trail enhancements include replaced sign panels, maintenance of front and backcountry trails, as well opportunities for a variety of Youth Corps groups.
3. Printing of publications and visitor guides. Printing costs are supported through the fee program.
4. New exhibits in the park’s Visitor Center. Great Sand Dunes will receive funds from the fee program in 2016 for the planning, design, and installation of new, interactive visitor center exhibits.
5. All BLM staff will be located in Monte Vista Office starting in spring.

USFS

1. National Visitor Use Surveys going on at selected sites throughout the Forest. Slow process in the winter, will ramp up in spring and summer. Survey counts traffic, people, and a survey. Can use to compare the number of visitors in certain areas.
2. Nordic Club in Crestone ramped up. Equipment for trail grooming and improvements. Will need a Special Use Permit for closing of trailheads, public process for permit.
3. Volunteers of Colorado has a Forest funded position for a volunteer coordinator. Creating a Friends of the Sangre De Cristo Wilderness is now a formalized group under the Greater Arkansas group and their 501c3 status.
4. Forest has purchased 40 acres in the southern part of Saguache County that was private land with no Forest easement. Landowner was willing to sell property. Notified County via letter that the Federal government had purchased.

BREAK

XIV. OEM DIRECTOR – JIM FELMLEE

1. September
 - Attended Citizens CORP
 - Taught 2 CPR Classes
 - Attended THIRA training: Threat Hazard Identification Risk Assessment

- Participated in the monthly DTR drill
- Attended the SLV West Health Care Coalition meeting
- Attended RETAC
- Attended ESF 5 Meeting
- Attended LEPC Conference
- Chaired regional LEPC Meeting
- Attended East West Health Care Coalition
- Attended an Intermediate to Paramedic bridge seminar
- Chaired SLV All Hazards Committee

2. October

- Attended SAHAC (State All Hazards Advisory Committee)
- Attended Health Coalition Training
- Participated in the SLV Ebola conference call
- Attended the Colorado Safety Summit
- Participated in the monthly DTR drill
- Met with Dr. Thompson and discussed how the three ambulance agencies will start doing combined trainings, and utilizing resources.
- Attended SEMTAC (State Emergency Medical Trauma Advisory Committee)
- Attended the SLV West Healthcare Coalition meeting
- Hosted an After Action meeting regarding an MCI (Multiple Casualty Incident) that occurred on Sept 19, 2014.
- Attended Coroner's Outreach training
- Participated in a CERT Training
- Participated with the KV Estates Water Boil incident

3. November

- Attended EMSAC Emergency conference
- Participated in the state WEBEOC drill
- Participated in monthly DTR drill
- Attended Citizen's CORP Meeting
- Chaired the SLV Regional LEPC meeting
- Participated in the Town of Saguache water incident
- Attended an ESF 5 regional meeting
- Chaired SLV All Hazards meeting
- Attended The Interoperable Communications Committee
- Attended SLV All Hazards Advisory Committee
- Attended SAHAC (State All Hazards Advisory Committee)
- Attended ASLS training: Advanced Stroke Life Support
- Completed Baca/Crestone Ambulance Inspection

**MOTION BY COMMISSIONER JASON ANDERSON TO CONVENE AS SAGUACHE COUNTY HOUSING AUTHORITY AT 2:50 P.M.
SECOND BY COMMISSIONER KEN ANDERSON
VOTES IN FAVOR: 3 VOTES AGAINST: 0
MOTION CARRIED**

XV. HOUSING AUTHORITY- EVAN SAMORA

Tenant Appeal

**MOTION BY COMMISSIONER JOSEPH TO ADJOURN AS SAGUACHE COUNTY HOUSING AUTHORITY AT 3:15 P.M.
SECOND BY COMMISSIONER KEN ANDERSON
VOTES IN FAVOR: 3 VOTES AGAINST: 0
MOTION CARRIED**

**MOTION BY COMMISSIONER KEN ANDERSON TO ENTER INTO EXECUTIVE SESSION FOR PERSONNEL ISSUES UNDER C.R.S. 24-6-402 (4) (f) (I) AT 3:20 P.M.
SECOND BY COMMISSIONER JASON ANDERSON
VOTES IN FAVOR: 3 VOTES AGAINST: 0
MOTION CARRIED**

**MOTION BY COMMISSIONER KEN ANDERSON TO RETURN TO REGULAR SESSION MEETING AT 3:52 P.M.
SECOND BY COMMISSIONER JASON ANDERSON
VOTES IN FAVOR: 3 VOTES AGAINST: 0
MOTION CARRIED**

XVI. BILL PAYING

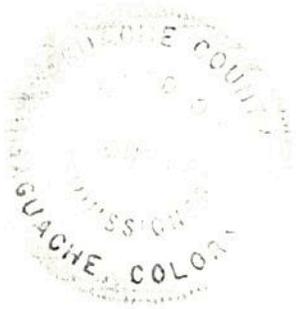
XVII. ADJOURN

**MOTION BY COMMISSIONER JOSEPH TO ADJOURN at 4:31 PM
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 DECEMBER 16, 2014



hurd Joseph
CHAIRMAN OF THE BOARD

Carla Gomez
ATTEST
CLERK & RECORDER
CARLA GOMEZ

Jason Anderson
COMMISSIONER

Ken Anderson
COMMISSIONER