

Saguache County Board of Commissioners met in regular session Tuesday, July 6, 2010 with the following present:

Sam Pace, Chairman  
Mike Spearman, Co-Vice Chair  
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 9:03 A.M.

**Additions or Deletions to the Agenda.**

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

**Reading and approval of minutes of June 16, 2010.**

**Joseph moved to approve the minutes of June 16, 2010 as amended. Spearman seconded motion. The vote was three Ayes.**

**Review of Mail and other correspondence:**

1. **Navitus Global Energy Systems** sent a letter of request for recession of Colorado's state-specific Roadless Petition. (6/16/10)
2. **Rising Starr Quall** has sent a letter requesting assistance with personal matters regarding two of her neighbors and health issues. (6/18/10)
3. **Michael Drake with Painted Sky** sent a letter regarding Intergovernmental Review for Painted Sky Business Development Project. (6/18/10)
4. **US Dept of Agriculture** is holding the 2010 Election for County Committee members for area LAA3, the boundaries are east of Hwy 285 at Rd L to the Saguache/ Rio Grande County Line. (6/18/10)
5. **The Avocet** sent the Volume 14 No. 2 June 2010 Newsletter. (6/18/10)
6. **SLV-DRG** sent the Intergovernmental Review on Federal Program for the Single Point of Contract. (6/18/10)
7. **Colorado Rural Water Association** sent a brochure on the August 2010 Trainings, Operators Workshop, & Laboratory Procedures. (6/22/10)
8. **Upper Gunnison Water Conservancy District** sent the Agenda for the Annual June 28, Meeting for the Board of Directors. (6/22/10)
9. **Rio Grande Water Conservation District** sent the June 2010 Ground Water Table Measurements. (6/22/10)
10. **The Youth Conservation Camp** sent a thank you card for the support of their program. (6/23/10)

11. **Gini Pingenot** sent an email to Wendi Maez for the Support of the Resolution of Local Administration of Human Services. (6/23/10)
12. **Town of Saguache** brought by the 2010 Drinking Water Consumer Confidence Report for the Calendar year 2009. (6/23/10)
13. **Chip Taylor of CCI** sent Wendi Maez an email to contact Congress to urge reauthorization of SRS/Community Self-Determination Act. (6/23/10)
14. **CTSI** sent a letter for the Energy & Mineral Impact Fund Grant Program. (6/24/10)

**Pace moved to approve a Resolution supporting local controlled Human Services Departments in the State of Colorado. Joseph seconded the motion. The vote was three Ayes.**

15. **Sam Pace** received email from CCI with a template resolution for the Human Services System. (6/25/10)
16. **State of Colorado Directors Office** sent the FEMA Hazard Mitigation Grant Program Notice of Interest 2011 Fiscal Year. (6/28/10)
17. **Gunnison Conservation District** sent a landowners workshop to be held on July 9, 2010 in Gunnison. If interested please RSVP with Beth Ozyp at 970-642-4461. (7/1/10)

**Introduction of Guests:** Matie Belle Lakish – Crestone Eagle; Tim Lovato; Steve Carlson; Leigh Mills; June Savage –SLV Renewable Communities; Matt Hildner – Pueblo Chieftain; Don Geddes; Vince & Mary Palermo; Paul Martinez; Jerry Burton; and Brian St. George - BLM.

### **Commissioners Reports:**

**Sam Pace** reported:

- June 18 - Attended a CCI special Health and Human Services meeting in Denver.
- June 24 - Attended Energy Forum in Alamosa, there was discussion of Pace Bill # 1328 by Gail Schwartz and others.
- June 28 - Attended SLV Commissioners meeting in Alamosa.
- June 28 - Attended a meeting with Auditors in Alamosa.
- June 29 & 30 - Emergency phone meeting with Mike Spearman, Linda Joseph and Mike Norris to implement fire ban in Saguache County. Also gave Sargents Fire Dept. permission to hold their fireworks display.
- June 30 - Attended the Saguache County RAC meeting for Title II fund expenditures.
- July 4 - Attended Independence Day festivities in Crestone.
- Received several phone calls regarding the Tessera Solar application.

**Linda Joseph** reported:

- June 28-29 - Attended the State Emergency Medical & Trauma Advisory Council's Public Policy & Finance Committee meeting in Denver. Work continues on best distribution of increased HUTF funds. Saguache County's Office of Emergency Management was awarded a grant for July 2010-June 2011, for a hazardous material incident exercise. Center Fire & Ambulance was also awarded their grant.
- June 30 - Worked with Commissioner Pace, Sheriff Norris and Public Lands personnel to enact Fire Restrictions and post on the Web. Met with Sargents Fire Chief on their July 4 event.
- Had correspondence from Amy Trainer that Rio Grande Headwaters Trust will be the fiscal agent for the Conservation grant, and thanked the County for considering this role.

**Mike Spearman** reported:

- June 30 - Worked with Commissioner Pace, Sheriff Norris and Public Lands personnel to enact Fire Restrictions and post on the Web, and with Sargents Fire Chief to approve fireworks display at their July 4 event.

**Wendi Maez & Lyn Zimmer** – Co-administrator report:

**Pace moved to withdraw from the Valley Transit Authority. Spearman seconded the motion. The vote was three Ayes.**

- An ITA meeting was held after the Valley Commissioners meeting on Monday, June 28<sup>th</sup> for discussion concerning funding for the ITA. Alamosa County is going to pull out of the ITA at this time with the possibility of Costilla County also pulling out. Alamosa and Costilla Counties feel that the use of TANF funds for this project are too uncertain at this time. Neither County has money in their budgets to fund this project without the use of TANF funds. They also feel that if Prop 60 & 61 and Amendment 101 pass there will be further budget cuts. We will need to make a decision on whether or not we will continue with the ITA on July 6<sup>th</sup> because CDOT needs to know if we will be using their grant or not. The Administration Grant received still has funds and Bob Rael is willing to continue with the work on the policy manuals needed.
- A meeting was also held with the Upper Rio Grande Humane Society on Monday, June 28<sup>th</sup>. Recommendations were made to the Society for changes. Zimmer attended another meeting on Wednesday, June 30 in Monte Vista with Deb Downs, Commissioner Hagedorn from Rio Grande County, Lynn Drake and Cheryl Santi from the Humane Society. Downs instructed the Humane Society in some changes to the wording for the IGA and the ballot issue. Once made, Drake will send to Admin and Maez will forward to Atty. Gibbons for his review and corrections.
- A bid has been received from Stephens Plumbing for installation of an air conditioning system in the amount \$10,450 with a breakdown of \$4675 for the court clerk's office and \$5775 for the courtroom.
- Commissioner Pace and Co-administrators Maez and Zimmer met with the County Auditors, Wall, Smith and Bateman concerning an additional fee needed for the change in accounting procedures for the Health Insurance account. Also the original bid from the auditors did not include the housing authority. Authorization to sign engagement letter of addendum.
- We have had the Town of Saguache return their Sales Tax Grant for \$10,000 for the purchase of the Hammel property for a Town Plaza and Visitor Center as the purchase fell through. We have advised the Town to re-apply for the grant at a later date when they find another property they would like to purchase.
- The May 2010 Veteran's Service report was signed.
- Brief update on the 2009 audit and some recommended policy changes for internal control within the county.

- CSBG will be moving forward with the MOU with DRG to help manage the CSBG grant. DRG will be meeting with its board to present the MOU to them for approval. We are really hoping that this pulls together.
- Report from Daniel S. Johnson has been received. A copy has been scanned and emailed to each of the board members.

Break

**Wendi Maez** - Land Use report:

- Presentation of Tessera Solar's Final 1041 Permit. Discussion concerning the review process and clarifications on setting of the public hearing followed.

**Joseph moved to approve the Sub-Division request from Ronnie Gallegos, Denise Martinez and Una Jean Romo for NW1/4NE1/4, NE1/4NE1/4 32-42-7. Spearman seconded the motion. The vote was three Ayes.**

- Ronnie Gallegos, Denise Martinez and Una Jean Romo – Subdivision Request for the NW1/4NE1/4, NE1/4NE1/4 32-42-7
  - a. This request is to subdivide a tract of land containing 57.97 acres into 4 separate tracts – Tract 1 to contain 9.775 acres, Tract 2 to contain 9.775 acres, Tract 3 to contain 36.114 acres and Tract 4 to contain 1.0 acres.
  - b. This request is to divide up a parcel of land into 4 tracts to give each child a piece of the parent's original property.
  - c. Tracts 1, 2 & 3 are vacant properties and Tract 4 has an existing mobile home on the property.
  - d. This property is located directly east of the Town of La Garita on County Road H.
  - e. Access – Co. Rd. H – existing on property for several years.
  - f. Utilities – SLVREC.
  - g. Telephone – Centurylink.
  - h. Water – Existing Water Well permit #188187A will stay with Tract 3.
  - i. Sewage – will apply for. The mobile home on the property isn't used for living when family members are on the property a port-a-potty is used.
  - j. Present use – residential/vacant.
  - k. Proposed use – residential.

The Saguache County Planning Commission gave final approval of this request, with a unanimous vote, after the blight violation and water well questions were addressed.

- The Saguache County Master Plan was adopted on Thursday, June 24, 2010.
- Maez had Leigh Mills submit a statement showing the hours she spent re-writing the Master Plan. Mills is not asking for any reimbursement for her time but Maez would like to give her something for all her hard work.
- Tim Lovato and Maez will be working on an update to the Subdivision/Subdivision Exemption regulations in the Land Development Code.
- Old Cow Town has been given approval for water and sewer to their RV camping spaces from the Division of Water Resources. Maez will be sending the landowner a letter with a

modification CUP for them to request that we change our approval to allow for water and sewer as we approved 24 dry camping spots only.

- Maez has asked DOLA if Conservation Trust Funds can now be used for weed control and it was approved.

**Ben Gibbons - County Attorney Report:**

**Joseph moved to approve the Resolution to close the office of Clerk & Recorder on August 10, 2010 and November 2, 2010, except for election activities. Spearman seconded the motion. The vote was three Ayes.**

- The Resolution for the Fire Ban in the County needs to be amended to cite the Ordinance number.
- Asked if the Board was interested in regulating Medical Marijuana dispensaries and growers beyond the State regulations. Land Use has received several applications, which met the state's July 1, 2010 deadline and will go through the Conditional Use Permit procedure. Questions regarding the water use on the big greenhouses and if the marijuana is being sold – is this a commercial use and needs further permitting.
- There is a problem with gates on County Road 10 XX being locked; Sheriff Norris has cut the locks. Norris left a note to cease locking the gates on the County Road. Gibbons will send a letter informing Mr. Hollenbeck that if the locking continues the County will remove the fence posts and gates.

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

Resumed meeting at 1:00 P. M.

**Randal Arredondo – Road and Bridge and Landfill:**

- Mr. Hollenbeck has taken out culverts on County Road 10XX. Samora has inspected the culvert locations and the culverts have been removed.
- Met with Shanna Ianson of the BGPOA concerning Camino Del Rey and Wagon Wheel. When the dimensions of the road are calculated, the County can start taking over maintenance.
- Road and Bridge work done in Center will only be half of original planned amount.
- The dry conditions are causing Road 65 to become rough, North of Road T.
- The Land Fill has hired a new employee to replace one that moved.
- Last week the new liner was installed and will be ready to use after the State inspection.
- Pace asked Arredondo about extra maintenance on County Road T anticipated if Tessera Solar was approved for construction on their facility. In the application, Tessera states that Arredondo only mentioned dust abatement as an issue.

**Joseph moved to convene as the Board of Health at 1:30 P.M. Spearman seconded the motion. The vote was three Ayes.**

**Della Vieira - Public Health Director:**

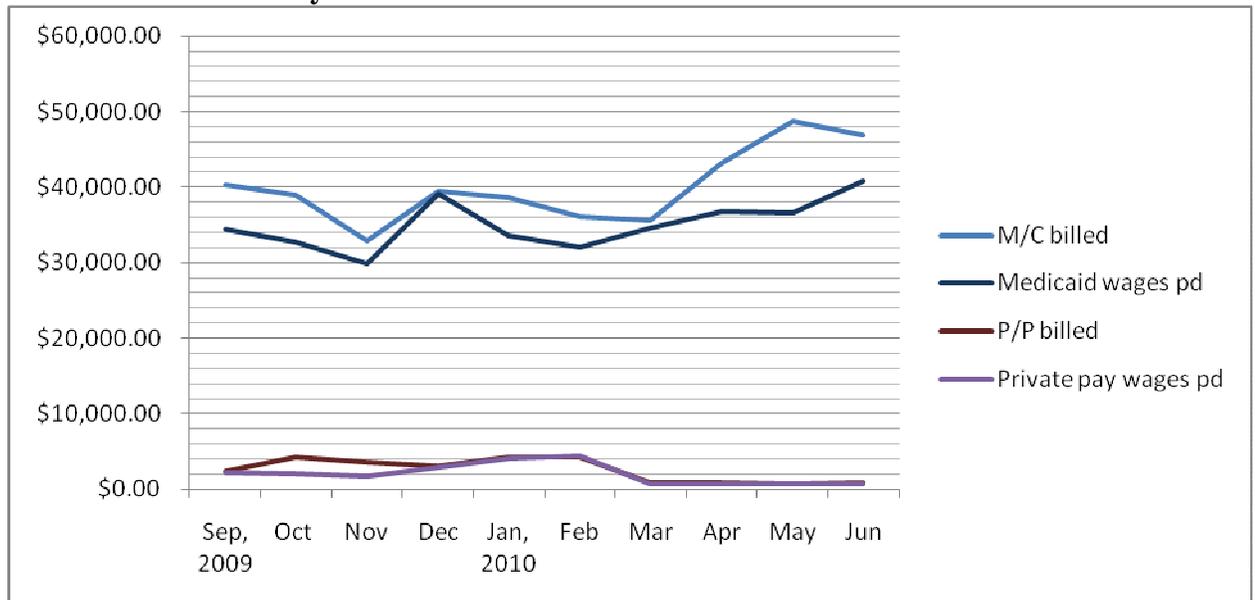
- Public Health revenues and programs overview for 2010 submitted for review
- Emergency Preparedness & Response contract submitted for signature.

**Spearman moved to enter into Executive Session at 1:43 P. M. for personnel purposes under CRS 24-6-402(4)(b) and for legal purposes under CRS 24-6-402(4)(f)(I). Joseph seconded the motion. The vote was three Ayes.**

**Joseph moved to return to regular session at 1:59 P. M. Spearman seconded the motion. The vote was three Ayes.**

- Program reorganization and personnel issues.
  - a. New RN & HCP: final months of 2010 activity passed to South Central Regional Office (July-Sept). 2011 contract to be discussed today; hiring process re-started 6/16/10.
  - b. Wellness program: redistribution of duties to 3 other staff
  - c. Finance: cross training 2 other staff in timesheet prep, Medicaid billing, and filing.
  - d. Coverage in Center office: M-F 9:00-3:00 (Th 8:00-4:00)
  - e. Quality management & PCP program: monthly staffing sessions for quality management
- Medano Fire update: PH established communications Wed, 6/23/10, evening. Since then, PIO team has been very responsive to PH, sharing information & asking about smoke blowing into Saguache County at least on a daily basis. IMT changed 6/2/10 to another Type 2 Team. Latest notice submitted to BOCC.
- PCP Program summary: May, 2010
  - 99 Medicaid clients with total \$48,867.81 billed; total \$40,833.63 paid in payroll (\$ **6,034.18** balance)
  - 2 private pay clients with total \$881.00 billed; total \$706.73 paid in payroll (**\$174.27** balance)

**PCP Program cash flow summary**



- Food Bank summary:
  - Notice to BOCC that Tri-County Seniors will no longer be distributing commodities in Saguache County due to budget cuts. The last date for distribution was in May, 2010 (2-months' supply). Saguache DSS is exploring the possibility of picking this

up. Pace requested that Public Health and Social Services discuss and coordinate on food programs.

1. Request to change next Public Health session, as Vieira will be out of the office, the first week in August.

**Joseph moved to adjourn the Board of Health and return to regular meeting at 1:P.M. Spearman seconded the motion. The vote was three Ayes.**

**Brian St. George - USFS/BLM:**

- Travel management plan for the Gunnison Basin on Federal lands has been completed and presented a copy to the Board. There will not be maps available to the public for sometime due to lack of funds. Pace suggested the RAC might make the production of a map one of their projects. Spearman commented that the Forest Service should make a map available to the public before the designated roads are closed to avoid confusion.
- There may be a reroute of a bike/hike trail along Road 50 near Gunnison, which might go into Saguache County due to unsustainability issues in its current path.
- PILT payments expected by June 9<sup>th</sup> till July.
- County Fire restrictions are in place, to follow suit with the public lands restrictions in Saguache County.

Break

**David Mahonee- District Attorney's Office:**

- 2009 grant for new computers allowed the office to replace the old ones. This year's grant bought new filing cabinets and a one year position for a data entry staff person.
- Budget is within \$20,000 of projections.
- Cut out the health insurance coverage last year and reinstated it at half subsidy this year.
- Hoping to retain the two remaining deputies by increasing their salaries.

Bill Paying

**Joseph moved to adjourn at 2:45 P.M. Spearman seconded the motion. The vote was three Ayes.**

Respectfully Submitted,

Melinda Myers Secretary to the Board of County Commissioners

Minutes Approved July 13, 2010

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Chairman of the Board

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Attest

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Commissioner

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Commissioner