

Saguache County Board of Commissioners met in regular session Tuesday, Aug 3, 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 9:02 A.M.

Additions or Deletions to the Agenda.

1. Delete- medical marijuana discussion.
2. Andrew Archuleta will reschedule.
3. Road & Bridge report rescheduled.

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

Reading and approval of minutes of July 20, 2010 tabled to the August 10, 2010.

Review of Mail and other correspondence:

1. **James Buckles Exc. Director of Juvenile Diabetes Research** sent a thank you card for the donations in care of Caren Spearman. (7/22/10)
2. **USDA Forest Service Saguache Ranger District** sent a letter informing the BOCC of the availability of an Environmental Assessment (EA) for comment for the South Saguache Analysis Area. (7/15/10)
3. **Town of Saguache** sent a letter about the Saguache Town Council Meeting on July 19, 2010 discussing the Intergovernmental Agreement which would create Authority to start a joint animal facility. (7/20/10)
4. **Sol & Kristina Navas** sent a Thank you letter for the Fire Mitigation Program. (7/21/10)
5. **Town of Crestone** sent a letter in regards to the Title 3 funding request for Special Fire District Formation Committee. (7/22/10)
6. **State of Colorado Division of Taxation (DOLA)** sent a final determination on White Jewel Mountain's Tax Exemption statues. The property is now Tax Exempt. (7/22/10)

Joseph moved to reappoint Sam Pace as the CCI Legislative Representative. Spearman seconded motion. The vote was three Ayes.

7. **CCI** sent a Memorandum for the CCI 2010 Legislative Committee Member Appointment. (7/23/10)

8. **Steve Sanchez** sent a thank you letter for the kind donation towards the purchase of the old reservoir site, Vista Grande. (7/22/10)
9. **Kathleen Willow** sent a thank you letter for the work Daniel Johnson has done with the Fire Mitigation Program. (7/27/10)
10. **Michael Horan** brought in a letter asking to be on Sheriff Mike Norris's agenda time on the Commissioners Agenda, for a complaint about Music Festival at the Santa Fe Community School. (7/26/10)
11. **San Luis Valley Fair** sent Complimentary 4-H Dinner tickets for the Appreciation of support for the SLV Fair. (7/29/10)

Introduction of Guests: Matie Belle Lakish – Crestone Eagle; Tim Lovato; Steve Carlson; Andrew Wong – Solar Reserve & Tricia Bernhardt – Tetra Tech; June Savage – SLVRCA; Matt Hildner – Pueblo Chieftain; Ceal Smith – SLV Renewable Communities Alliance; Bill Mangle – ERO Resources; Jerry Burton – CBPC; Michael Horan; Shauna Ianson & Russell Schreiber – BGPOA; Ben Brack – BG Volunteer Fire Department; Vince and Mary Palermo; Akia Tanara – Town of Crestone; Milton Jones – Town of Saguache and Kim Smoyer – ScSEED.

Commissioners Reports:

Sam Pace reported:

- July 23 – Attended the CCI Health and Human Services meeting in Denver.
- July 28 – Met with Vince Palermo and Randy Arredondo at the Tessera Site taking noise level measurements as a baseline.

Linda Joseph reported:

- July 20 - Hosted the monthly Villa Grove Area Merchants Association meeting and Potluck.
- July 22 - Attended the regular meeting of the SLV Regional Emergency and Trauma Advisory Council (RETAC).
- July 23 - Attended a Candidate Meet & Greet session in Crestone with Senator Schwartz and Melinda Myers.
- July 24 - Attended La Garita Days. Met with Mary McClure to go over and provide the elected official signature for the Headstart grant environmental review submission.
- July 28 - Met with County Emergency Manager Jim Felmlee and Co-Administrator Zimmer to compile documentation for SEMTAC grant completion. Met with Zimmer and Personnel staff, April Quintana, to refine the procedure for Dept. Head performance evaluations and County goals development, and complete preparations for 2010 reviews.
- July 29 – Attended a work session at the Baca Grande POA dealing with fire and ambulance personnel manual.
- July 31 - Attended Moffatstock, annual Town benefit and music in the Park, this year, celebrating approval of the \$200,000 DOLA grant for renovation of the community center.

Mike Spearman reported:

- July 24 - Attended La Garita Days and sponsored a dunking booth to raise funds for the proposed La Garita Fire District.
- July 26 – Attended the DRG meeting in Alamosa.

Administrative follow up items –

- The air cooling unit that was being tested in the District Court offices has helped to keep the temperature down but could be better. Pace suggests a conventional window unit would be more efficient. Garcia will price some units.
- Saguache County analysis of the fiscal impacts of Proposition 101 and R60&61 are done. Joseph suggested the information be sent out to other agencies in the County; schools, emergency services and special districts.
- Weed control position at the Center Conservation District in coming vacant again.

Ben Gibbons - County Attorney Report:

Joseph moved to enter into Executive Session at 9:43 A. M. for personnel purposes under CRS 24-6-402(4)(f)(I) and for legal purposes under CRS 24-6-402(4)(b) for Road & Bridge personnel. Spearman seconded the motion. The vote was three Ayes.

Joseph moved to return to regular session at 10:01 A. M. Spearman seconded the motion. The vote was three Ayes.

Wendi Maez & Lyn Zimmer – Co-administrator report:

- We had a few bad rain storms in the past couple of weeks and the drain at the basement door has flooded and came into the building. We need to have the commissioners look at the drain with Pete Garcia so we can figure out a way to help with the drainage of the excess water. Garcia will get some bids on a canopy over the sidewalk.
- Administration has spoken with Sheriff Norris concerning the fire ban resolution and he will be updating the resolution to give the Sheriff's office the ability to remove the ban as needed. Board wants to maintain some control of the setting and waiving of the fire bans.
- April Quintana will be getting the Department Head Evaluations and schedule for the evaluations to each Department Head as we receive them from Commissioner Joseph. Pete Garcia will have his evaluation today.
- Zimmer received a call from Rio Grande County Administrator, Suzanne Benton, regarding the mill levy request from the Upper Rio Grande Humane Society. RG BOCC would like to see if they can get together with Saguache County to discuss this issue as a work session with Deb Downs present. Looking at August 5 or 6 if possible.
- SRS funding with the schools will need to be scheduled so we can build that funding into the next years budgets. Road & Bridge Supervisor Arredondo will be gone for this meeting, however he has sent information on SRS and request for change in work week schedule for the week of Sept. 5th.
- BOCC signed the letter for Veteran's office review.

Break

Wendi Maez - Land Use report:

- Presented a copy of the Preliminary 1041 Application for Solar Reserve. Solar Reserve is asking for a 200 megawatt solar thermal facility located 6 miles north east of the Town of Center. The site would be developed within approximately 6200 acres of privately owned land. The two solar power generation areas would be conducted in 2 – 100MW phases.

Bill Mangle - ERO Resources:

- Discussion of the SLV HCP for the Willow Fly Catcher, as he presented the plan for habitat conservation.

Mike Norris – Sheriff report:

- A special event was held on land owned by Sante Fe Community School, overseen by Ed Neigle. Neighbor, Mike Horan called Saguache SO to complain about the level of sound. The group involved plans to hold similar events in the future. Norris questioned whether some permitting process needs to be in place, so limits can be negotiated. Land Use will send a letter to the property owners regarding the noise level and length into the night, as a nuisance issue.

Adjourned for Lunch and at 12:15 P. M.

Resumed meeting at 1:15 P. M.

Wendi Maez - Land Use report continued:

- Continued discussion on County process for documents sent and received from Tessera Solar and Nancy Lauro concerning the final application

Mike Norris – Sheriff report, continued:

- Bids have been received for the roof replacement between \$27,000 to \$16,640. Challenger Construction bid \$15,000 to repair/ \$43,500 to rebuild with trusses. Greer Roofing - \$58,000 to do trusses. Norris has received \$24,000 from the insurance company for the current damage. Road and Bridge department could possibly do the labor. Norris will contact Arredondo to see if that could work out.

Pete Garcia – Drainage of east side sidewalk:

- After the recent heavy rains, water has come in the basement on the east side of the building. It drains from the sidewalk area. Discussion of drainage options and possible canopy over sidewalk ensued. On a walk to review the area, the possibility of raising the walk came up. Garcia will check into some options and report back to the Board.

Joseph moved to enter into Executive Session at 2:11 P. M. for personnel purposes under CRS 24-6-402(4)(f)(I) for personnel performance evaluation. Spearman seconded the motion. The vote was three Ayes.

Joseph moved to return to regular session at 2:28 P. M. Spearman seconded the motion. The vote was three Ayes.

Break

Special Fire District for Baca/Crestone Area - Title III request of funding:

Joseph moved to postpone the Special Fire District for Baca/Crestone Area public hearing for the Title III request of funding until 3:00 PM during the September 23, 2010 BOCC meeting until the BGPOA feasibility report has been completed for review. Spearman seconded the motion. The vote was three Ayes.

- The Town of Crestone is asking for funds for legal fees to move ahead in the formation of a Special Fire District. The Baca Grande POA is one of the agencies that might possibly partner with the town in the formation of the District. All entities will have to do their own legal groundwork. Any money not spent in this process, would be returned to the County. A study is underway to determine the Baca Grande POA's direction, and will be completed in early September.

Milton Jones & Kim Smoyer - Saguache Downtown Revitalization Project:

Joseph moved to reallocate \$10,000 Sales Tax Grant funds formerly awarded to the Town of Saguache for a different 4th Street Revitalization project to be used by the Town as matching funds for the renovation of the street, pending approval of the DOLA Grant. Pace seconded the motion. The vote was two Ayes and one Nay.

- Presented the plans for the renovation of Fourth Street for a total \$1,261,329. A DOLA Grant has been applied for and they will need to raise 25% in matching funds. The Town will put up significant funds, toward matching. There is also the GOCO Grant on the Vista Grande project. Labor in kind has been offered by the contractor for 10%. The Town can apply for a sales tax grant in the Fall cycle to bridge the remaining gap of \$10,000 to meet the required match.

Public Hearing for CDBG Grant for Center Child Care Facility - Mary McClure:

- Presented the final environmental review form for their grant, which required an elected official signature, completed by Joseph. McClure will follow-up with next steps to complete the MOU with Attorney Gibbons, and get the funds released so the project can proceed.

Public Hearing closed at 3:40

Break

Wendi Maez - Land Use report continued:

- Maez will re-advertise for one more Planning Commission Member and Alternates for the SCPC. Currently, the Center and Moffat areas are under-represented, and several alternate seats are open.
- Discussion was held about the County's process for documents sent and received from Tessera Solar and Nancy Lauro concerning the final application. The Board made a few adjustments to the incomplete list and Maez will resend to Nancy Lauro.

Bill Paying

Joseph moved to adjourn at 4:55 P.M. Spearman seconded the motion. The vote was three Ayes.

Respectfully Submitted,

Melinda Myers Secretary to the Board of County Commissioners

Minutes Approved August 10, 2010

Chairman of the Board

Attest

Commissioner

Commissioner