

Saguache County Board of Commissioners met in regular session Tuesday, Sept 14, 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.

1. Addition of Gunbarrel Station Liquor License.
2. Addition of Clerk's Office closure for judges training.
3. Add Cottonwood Creek discussion to Land Use.

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

Reading and approval of minutes of September 7, 2010.

Spearman moved to approve the minutes of September 7, 2010 as amended. Joseph seconded motion. The vote was three Ayes.

Review of Mail and other correspondence:

1. **United States Department of Commerce** sent a thank you letter and certificate for partnering with the U.S. Census Bureau to achieve a complete & accurate 2010 census count. (9/3/10)

Joseph moved to approve the annual Gunnison Conservation District \$500.00 contribution. Pace seconded the motion. The vote was three Ayes.

2. **Gunnison Conservation District** sent the 2010 Annual plan of work, also the request of funds for the next fiscal year. (9/8/10)

Joseph moved to approve the renewal contract with Colorado Logo for \$500.00 for the Colorado Highway TODS program signs on Highway 17. Spearman seconded the motion. The vote was three Ayes.

3. **Colorado Logos** sent the renewal contract in need of Commissioner Pace signature & annual invoices for the participation in the Colorado Highway TODS program for service period October 2010 – October 2011. (9/10/10)

4. **State of Colorado** sent the Board of Health Agenda for the September 15, 2010 meeting starting at 10a.m. in Denver, Co. (9/10/10)
5. **Christiana Harrell** sent a letter of recorded attempts to get Comparables for Tax Assessments on property. (9/13/10)
6. **Dan & Sue Retuta** sent Sam Pace an email regarding Retuta Legal Description. (9/13/10)
7. **Commissioner Joseph** forwarded a National Incident Management System survey completed by Jim Felmlee, the OEM to the BOCC, Sheriff's Department and Public Health Department.

Introduction of Guests: Matie Belle Lakish – Crestone Eagle; Steve Carlson; Richard Knox – Tessera Solar; Gloria Gutierrez – US Senator Udall rep; Jerry Burton – CBPC; June Savage – SLVRC; Michael Lobato – Center Schools; Adam Green – Solar Reserve; Sean Maley – CRL; and Rachel Miller & Tricia Bernhardt – Tetra Tech/ Solar Reserve.

Commissioners Reports:

Sam Pace reported:

- Sept 8- Attended SRS negotiation with schools.
- Sept 10 - Attended State Board of Human Services meeting in Denver.
- Sept 10 - Attended CCI steering committee hearings in Denver.
- Spoke to Kathy Anderson from the State Rural Housing Development; she has not yet received the contract from Housing. Spearman suggested that time sensitive documents be mailed certified return receipt.

Linda Joseph reported:

- September 8 - Met with school superintendents, BOCC, Treasurer Connie Trujillo, and Co-Administrator Zimmer. Arredondo was in mandatory training and could not attend. Commissioners will consult with Arredondo and Zimmer on scenarios and impacts of how SRS funds are distributed. BOCC provided a letter of support for Center School's Library Parent Resource Center grant request from the Barbara Bush Foundation.
- September 9 - Hosted the Council of Governments dinner at the 4th St. Dinner in Saguache, with information shared by DRG to attending Town representatives: Adeline Sanchez and Julio Paez for Center, Ralph Abrams for Crestone, Earl and Angie LeRoy for Moffat and Kate Vasha for Saguache. All committed to bring the issue to their upcoming Council agendas, with Mike and Roni Wisdom presenting. All agreed it would be useful to have periodic gathering of the Commissioners and Town representatives.
- September 12 - Worked with Maez and Kenny Bertin to troubleshoot intermittent County email issues.

Mike Spearman reported:

- Spoke to Arredondo about what is needed to be brought up to county road specs for a road in the La Garita area.
- Sept 8- Attended SRS negotiation with schools.

Wendi Maez & Lyn Zimmer – Co-administrator report:

- A letter was written to the museum stating that they had \$3,157 Conservation Trust funds available.

- The other requests for the museum have been given to Administration staff for processing.
- Report from Veteran's officer Tom Blunt has been signed.
- Received the Community Development Block Grant funds for the Center Child Development Center.

Joseph moved to approve a letter of support to the Barbara Bush Foundation for Family Literacy for funding of a Parent Resource Center in the Fyock Library in Center. Spearman seconded the motion. The vote was three Ayes.

- George Welch has requested a support letter for an application to the Barbara Bush Foundation for Family Literacy for funding of a Parent Resource Center in the Fyock Library in Center school.
- Steve Vandiver from the Rio Grande Water Conservation District requested to be on the agenda next meeting to go over water sub-district legislation.

Pace moved to approve the bid from TEMC, LLC for a maximum cost of \$6,350. Spearman seconded the motion. The vote was three Ayes.

- Only two bids were received on the covering the sidewalk on the east side of the courthouse. The amounts of the bids from two contractors were very different and both seem qualified. Pete Garcia favors the itemized bid which is lower.

Melinda Myers – Clerk and Recorder:

Spearman approved the Gunbarrel Station Liquor License renewal. Joseph seconded the motion. The vote was three Ayes.

- The renewal for Gunbarrel station Liquor License was presented.
- Board approved the closure of the Clerk's office from 8- 12 on Monday, October 4, 2010 to hold election judge training.

Break

Wendi Maez - Land Use report:

- Comments on Solar PEIS for BLM. Any comments will need to be sent in before October 1st.
- Tessera Solar discussion continued with Nancy Lauro of Russell Engineering, presented a summary of the new proposed setbacks to mitigate the noise levels. Other incomplete portions are still to be addressed.
Pace mentioned two concerns, noise levels and ground water contamination.

Solar Reserve project discussion on the structure of the meeting tonight, Board will do a site visit on Monday, Sept 28, at 10am.

- Received an email from Biosphere Coalition regarding Cottonwood Creek headgate issue in the Baca Grande Sub-division. The Fish and Wildlife wants to install a headgate to be able to divert the channel of Cottonwood Creek. This act would come under the jurisdiction of the State Division Water Resources and not the County. The residents of the Baca would like to have some input with the Wildlife Refuge manager before the headgate goes in.

Joseph moved to approve the consolidation for Ulrike M. Greenway on Baca Grande Chalets Unit II, Lots 4325 and 4326. Spearman seconded the motion. The vote was three Ayes.

- Ulrike M. Greenway, Lot Consolidation request, Baca Grande, Chalets Unit Two, Lots 4325 and 4326. The CBPC recommended unanimous approval of this request at their regular meeting on September 8, 2010.

Joseph moved to approve the consolidation for Matthew and Nancy David on Baca Grande Grants Unit, Lots 483 and 484. Spearman seconded the motion. The vote was three Ayes.

- Matthew and Nancy David Lot Consolidation request Baca Grande, Grants Unit One, Lots 483 and 484. The CBPC recommended unanimous approval of this request at their regular meeting on September 8, 2010.

Joseph moved to approve the consolidation for Harry Robert Arnold and Judy Lynette Arnold on Baca Grande Chalets Unit II, Lots 4430 and 4429C. Spearman seconded the motion. The vote was three Ayes.

- Harry Robert Arnold and Judy Lynette Arnold Lot Consolidation request Baca Grande, Chalets Unit Two, Lots 4430 and 4429C. The CBPC recommended unanimous approval of this request at their regular meeting on September 8, 2010.

Joseph moved to approve the consolidation for Peaceful Way Investments, Inc. on Baca Grande Chalets Unit II, Lots 3402C and 3404. Seconded the motion. The vote was three Ayes.

- Peaceful Way Investments, Inc. Lot Consolidation request Baca Grande, Chalets Unit Two, Lots 3402C and 3404. The CBPC recommended unanimous approval of this request at their regular meeting on September 8, 2010.
- Maez has received a letter/email from SCPC member Judy Messoline and alternate member Tim Scanlon requesting a leave of absence from the SCPC for now to the end of October 2010.
Board approved the leave of absence for Messoline and Scanlon.

Gloria Gutteria – Senator Bennet;

- She will be setting up office hours in communities in the SLV to be available to constituents.
- Offered help on any grant applications and any other issues.

Ben Gibbons - County Attorney Report:

Joseph moved to enter into Executive Session at 11:45 A. M. for ongoing legal litigation under CRS 24-6-402(4)(b). Spearman seconded the motion. The vote was three Ayes.

Joseph moved to return to regular session at 12:00 P. M. Spearman seconded the motion. The vote was three Ayes.

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

Resumed meeting at 1:08 P. M.

Randal Arredondo – Secure Rural Schools Act funding discussion:

Pace moved to accept a split of 55% for the County and 45% for the schools of the second half of the SRS funds as negotiated with the schools for the 2010 fiscal year. Joseph seconded the motion. The vote was two Ayes and one Nay.

- It was determined after the work session with the Superintendents the least amount they will settle for would be 45% of the second half of the total after Title II and Title III funds.

Land Use – Solar Facilities discussion

- Made adjustment to the 1041 Permit Review process.

Bill Paying

Joseph moved to adjourn at 3:30 P.M. Spearman seconded the motion. The vote was three Ayes.

Respectfully Submitted,

Melinda Myers Secretary to the Board of County Commissioners

Minutes Approved September 21, 2010

Chairman of the Board

Attest

Commissioner

Commissioner