

Saguache County Board of Commissioners met in regular session Tuesday, May 3, 2011 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, Clerk and Secretary to the Board

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

### **Employee Appreciation Presentation**

#### **Additions or Deletions to the Agenda.**

1. No Road and Bridge report.

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

#### **Reading and approval of minutes of April 19, 2011.**

**Joseph moved to approve the minutes of April 19, 2011 as amended. Spearman seconded motion. The vote was three Ayes.**

#### **Review of Mail and other correspondence:**

1. **USDA Forest Service** sent a letter in regards to the Village at Wolf Creek Land Exchange Proposal. (4/19/11)
2. **Peggy Godfrey** sent a Request for Action letter to Rio Grande Water Conservation District to shut down the stage 4 & 5 of the CBS Pumping. (4/25/11)
3. **USDA Forest Service, Andrew Archuleta** sent a letter of review regarding the rehabilitation work proposed on the Duncan Cabin. (5/1/11)
4. **Colorado Board of Health** sent the Notice of upcoming Public Rule-Making Hearings. (4/29/11)
5. **Assessor, Jackie Stephens**, replies to a letter from Jean Hansen regarding Vacant Property. (5/1/11)
6. **Jennifer Runyon, US Board of Geographic Names** sent a letter considering a proposal to change two Mountains in Saguache County, Deadman Peak & Golden Lotus Mountain. (5/1/11)
7. **Steven LeBlanc** sent a letter thanking the BOCC for funding the Fire Mitigation Program. (4/29/11)
8. **Stephen Smilack, Baca Grande POA Member** sent an email in regards to the proposed New Crestone Fire District. (5/1/11)

**Introduction of Guests:** Matie Bell Lakish – Crestone Eagle; June Savage; Elvie Samora, Harold Rowe – Road & Bridge; Sharon Rowe; Andrew Archuleta – USFS/BLM; Mayra McKibbon – Rocky Mt. SER; Brenda Felmlee – US Rep Scott Tipton.

**Commissioners Reports:**

**Sam Pace** reported:

- April 21 – Attended the Seniors meeting in Alamosa.
- April 28 – Conference call with Peter Lynch of Tessera Solar and others on how to move forward. Matt Jones of Mestre Greves will prepare an estimate for reviewing the noise study.

**Linda Joseph** reported:

- April 19 - Attended the Villa Grove Area Merchants Association (VGAMA) potluck.
- April 20 - Discussed grant possibilities for the needed renovations to the Center Public Health and Social Services building. Dept. Heads will request grant writer stipend to pursue potential sources identified.
- April 21 - Received email comments and a call from Steve Smilak, concerning the proposed new fire district for Crestone/Baca.
- April 28 - Forwarded the award letter to our Office of Emergency Management, for a systems improvement grant to study combining efforts of our ambulance services in Saguache County, from SEMTAC (State Emergency Medical & Trauma Advisory Council).
- April 30 - Attended the annual luncheon hosted by the Crestone Mountain Zen Center.
- May 2 - BLM National Solar PEIS comment letter submitted.
- Reviewed Sales Tax Grant applications, and new proposed District maps; signed up for the Court Security Conference in Pagosa Springs in June, with Sheriff Norris, and Judge Kuenhold, if he attends.

**Mike Spearman** reported:

- April 25 – Attended the Valley Commissioner meeting in Alamosa. Pete McGee from SLV GIS, brought maps and gave a presentation. Met with McGee afterwards to explore options for the GIS office.
- April 25 – Attended DRG meeting in Alamosa. Assisting Mountain Valley Lumber to expand business options. Eagle Net broadband gave a presentation.
- Next meeting for the Governor’s Bottom Up will be May 6 in Center.
- Met with Deb Downs on the Center County Building and grant possibilities.
- April 29 – Center Soil Conservation lunch. Ag Commissioner John Salazar was there.
- Received calls on the proposed Baca Fire District.
- Not in support of the BLM National Solar PEIS comment letter, but will stand behind the Board’s decision.
- April 20 – Met with Adam Green from SolarReserve, Maez and Attorney Gibbons on a development agreement. Working on the FAA issues near the airport. Reclamation of site was discussed.
- April 21 - Attended the Rio Grande Headwaters Trust film presentation of Aldo Leopold “*Greenfire*” at the Ute Theater.
- Met with Rio Grande Headwaters Trust representatives at the Balloon Ranch property for a possible conservation easement.
- April 28 - Attended a hearing on Local Foods legislation at the Capital in Denver.

- April 19 – Attended the transmission line meeting in Ft. Garland.

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

- Board reviewed and signed the April 2011 payroll authorization.
- Presented maps of the proposed statewide redistricting.

**Wendi Maez** - Land Use report:

- Signed approved Conditional Use resolution for GHG, LLC.
- Signed approved Variance resolution for Mangala Shri Bhuti.

**Pace moved to approve the DeFacto Subdivision Exemption for John C. and Judith P. Mattingly on a parcel of land created by Highway 17. Joseph seconded the motion. The vote was three Ayes.**

- Subdivision Exemption DeFacto Resolution review for John C. and Judith P. Mattingly for a parcel of land created by Highway 17.

**Spearman moved to approve the DeFacto Subdivision Exemption for Tim Glenn and Skip Crow on a parcel of land created by Highway 285 in the northern Saguache County. Joseph seconded the motion. The vote was three Ayes.**

- Subdivision Exemption DeFacto review for Tim Glenn and Skip Crow for parcels of land created by Highway 285 in the northern end of Saguache County. Maez will put the request together and the Board will review at the next regular meeting.
- Land Use has received a contract for purchase from Nielsen Realty for the Town Site of Iris in the amount of \$50,000 with \$1000 down as earnest money. Also included in the contract is the request to purchase the County owned mineral rights in Vulcan Mine 10909 – 1/6 interest. The mineral rights have not been advertised for sale at this time. Maez has done the advertising for the Town Site of Iris with the date of June 1 for the last day bids will be taken. Board will wait to review all bids after June 1.
- Update on teleconference with Peter Lynch of Tessera Solar – See Commissioner Pace’s report.
- Update on meeting with Adam Green with Solar Reserve – See Commissioner Spearman’s report.
- Update on Boone Septic Violation will be given during Attorney Gibbons report.
- Request to have SLV GIS/GPS do our adjoining property owner list and aerial and topo maps for all applications that require certified mailings for a cost of \$17.50 per application request. Board approved Maez’s request to use SLV GIS/GPS for adjoining landowner lists.
- Discussed Planning Commission, Tim Lovato had made a motion, Kenny Anderson seconded that we will not accept any Medical Marijuana application requests until water well permits have been changed to the correct usage or a written letter from the CDWR stating that there is a viable water supply or a contract from a municipality or water supply company. Board took no action.

- Discuss a possible severance/use fee for the MMJ - \$5000/\$10,000.

**Ben Gibbons - County Attorney Report:**

- Update on Boone Septic Violation, Maez will inspect the property one more time and will check to see if fees have been paid. Gibbons will file the order to vacate.
- Status conference on Hollenbeck County Road 10XX issue was held this morning. Would like to have the Board visit the site and get some GPS data for the hearing. Spearman will go to the mediation in Montrose on August 23. September 27 is the next status conference date if there is no agreement, a trial will be set.
- In the Secretary of State case, Gibbons has filed an answer to the complaint and May 31 is the hearing in District Court in Saguache.
- In the Marks CORA suit, depositions will be taken on May 5 & 6 in Denver, Hearing will be June 15, 10:00 – 4:00 in District Court in Saguache.

**Brenda Felmlee – Congressman Tipton Valley representative**

- She would like to set up a meeting with Valley residents in the future to hear their concerns. She would like help advertising her meetings.

**Sean Noonan - BLM, Scenic By-Way update**

- Presented a proposal for a scenic Byway designation for Cochetopa Loop. It would be a wonderful boon to tourism, as a guide and map is published every year.

Adjourned for Lunch at 12:00 P. M.

Resumed meeting at 1:00 P. M.

**Joseph moved to convene as Saguache County Public Health Agency Board at 1:00 P.M. Spearman seconded the motion. The vote was three Ayes.**

**Della Vieira – Saguache Public Health Director:**

- Health Fairs:  
Estimated attendance Center: 85 (81 blood draws). 2010: 98  
Estimated attendance Saguache: 260 (250 blood draws). 2010: 200
- Communicable disease. HPS press release was issued 4/7/2011 to Saguache Crescent, Crestone Eagle, Center Post Dispatch, Valley Courier; was picked up by Chieftain, Colorado Public Radio.
- Contracts: LPHA statement of work and budget drafts reviewed with board.
- Emergency Preparedness: Tabletop exercise was well-attended, with 24 in attendance. Agencies represented include: PH, OEM, Center Utilities, S.O., VWHS, RETAC, BOCC, Homeland Security, Baca Water, Baca VFD, Town Saguache, Mtn Valley School, Baca EMS, Apria Healthcare. AAR indicates overall response that the exercise was beneficial for participants: rate 3.48 out of 4.
- Healthy Communities: Administrative Assistant hired, and starts 5/9/2011 in Center office. She will train with Rio Grande County Program Coordinator in Grand Junction May 23-24.
- Environmental Health:

- a. Concerns brought to Public Health attention in the last month-copy of letter from Water Quality at CDPHE to Town of Center r.e. cBOD5.
  - b. Cease & Desist Order not being adhered to: transients continue to reside at Lot 3212, Chalets II; S.O. notified of altercation/threatening language on 4/17/11. Welfare checks requested starting 4/17 through 5/4/11 to neighborhood.
  - c. Was any member of the board able to attend the SWAPP meeting with Town of Saguache on 4/26?
- Center building renovations: Continued discussions for grant opportunities, immediate necessities, etc.
  - PH Improvement planning update:
    - a. Regional Planner Position--develops regional public health improvement plans; participates in the development and implementation of statewide planning activities; develops and supports local public health agency public health assessment and planning activities. Position also provides technical assistance and consultation throughout the region in accordance with state contract guidelines.
    - b. Technical assistance to LPHAs, Implement the Colorado Health Assessment and Planning System (CHAPS), communications, monitoring local Public Health Improvement Plans, creating partnerships, local capacity building.
    - c. Initial 3-month contract through RGPFA; extension likely.
  - County Health Rankings, 2011: Overall rankings similar to 2010. Some new measures used, likely to capture more accurately the profile of the physical environment: access to recreational facilities, instead of liquor stores.

**Pace moved to approve the renewal of three MOUs between Saguache County Board of Health and Mt Valley School: 1. Continuity of Operation; Mass prophylaxis dispensing site, and Alternate care facility. Joseph seconded the motion. The vote was three ayes.**

**Spearman moved to approve county grant writer stipend for both Public Health and Social Services for the Center office building. Joseph seconded the motion/. The vote was three Ayes.**

**Pace moved to enter into Executive Session at 2:00 P. M. for personnel purposes under CRS 24-6-402(4)(f)(I). Joseph seconded the motion. The vote was three Ayes.**

**Spearman moved to return to regular session at 2:10 P. M. Joseph seconded the motion. The vote was three Ayes.**

**Spearman moved to adjourn the Saguache County Public Health Agency Board and return to regular meeting at 2:10 P.M. Pace seconded the motion. The vote was three Ayes.**

**Andrew Archuleta** - USFS/BLM monthly discussion

- RAC projects are being reviewed.
- Storm King Campground upgrade is being planned and this is the time for input.
- Camino Chamisa engineering study is coming along.
- Duncan Cabin north of the Dunes will be renovated for rental for foot and horse traffic.
- Trailhead parking area at Willow Creek in Crestone will be expanded and a bathroom installed.
- Discussed a bathroom on the top of Cochetopa Pass or Old Cochetopa Pass.
- In discussions with the Spiritual Centers and Manitou on trail access in the Baca to the fourteeners.
- Grazing permit regulations for the 2011 season are still up in the air due to the dry conditions, most likely a delay in stocking dates.
- Penitente Campground upgrade has funds in place and will be started this summer.

**Myra McKibbin** - Rocky Mountain Service Employment Redevelopment

- Gave an overview of the programs available at RMSER such as migrant services and college tuition assistance for books, tools, uniforms and gas money. Work with local school youth to educate them on career options to keep them off public assistance.

**Spearman moved to approve sending a letter to FAA regarding Leach Field. Joseph seconded the motion. The vote was three Ayes.**

Break

**Jackie Stephens** – County Assessor

- Discussion of additional funding for more appraisers to get more houses on the tax rolls.

Sales Tax Grant preliminary discussion was held.

Bill Paying

**Joseph moved to adjourn at 4:10 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 17, 2011

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Chairman of the Board

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Attest

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Commissioner

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Commissioner