

SAGUACHE COUNTY BOARD OF COMMISSIONERS
REGULAR SESSION MEETING
ROAD & BRIDGE MEETING ROOM
9:00 A.M. NOVEMBER 18, 2014

MINUTES

I. CALL TO ORDER

The meeting was called to order by Board Chair Joseph at 9:02 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

MOTION BY COMMISSIONER KEN ANDERSON TO APPROVE THE AGENDA AS PRESENTED

SECOND BY COMMISSIONER JASON ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

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

1. Approval of November 4, 2014 minutes deferred until December 9, 2014 meeting.

IV. REVIEW OF MAIL AND OTHER CORRESPONDENCE

1. CTSI sent 2014 Membership Meeting Agenda and Documentation. (11/10/2014)
2. San Luis Valley Newsletter sent November 2014 issue. (11/10/2014)
3. Upper Gunnison River Water Conservancy District sent Board of Directors agenda for November 17, 2014, meeting. (11/12/2014)
4. USDA Robert M Harper sent copy of letter to Senator Bennet. (11/13/2014)
5. CDPHE sent copy of Boil Water Advisory. (11/13/2014)
6. USDA James Pitts sent letter to Jackie Stephens regarding property. (11/14/2014) BoCC discussion on letter, and Payment In Lieu of Taxes (PILT) funding, an important source of County income, which has not yet been appropriated.
7. CO Division of Reclamation, Mining, and Safety sent letter regarding Hard Rock paving and Redi-Mix permit. (11/14/2014)

8. **CO Department of Local Affairs** sent letter regarding Strategic Plan reporting dates. (11/14/2014)
9. **The Rio Grande Water Conservation District** sent the November 2014 Ground Water Table Measurements. (11/17/14)

V. INTRODUCTION OF GUESTS

| | | |
|----------------------------------|-------------|-----------|
| Sandia Belgrade – Crestone Eagle | Tim Lovato | F. Wilson |
| Adam Lock | Martha Lock | Geoff |
| Greg Terrell – Town of Saguache | | |

VI. COMMISSIONERS REPORT

Commissioner Joseph:

1. November 4 - Stayed on after Commissioner meeting for the election results.
2. November 5 - Attended the Work Session on Budget with County Elected Officials and Dept. Heads present.
3. November 6 - Work Session for review and discussion of Sales Tax Grant applications in the morning, and in the afternoon, with Crestone Town Council.
4. November 7 - Attended the SLV Public Health Partnership Webinar on efficiency and maximizing the value of the money spent, by Emily J. Holubowich, MPP; Senior Vice President, Cavarocchi Ruscio Dennis Associates, LLC, consultants in health and fiscal policy, government relations, strategic communications, and coalition management.
5. November 10 - Attended the SLV Public Health Partnership teleconference meeting, discussion centering on final edits to the draft Environmental Health contract with SLV Counties.
6. November 11 - Attended the SLV County Commissioners Association meeting to review Alamosa County's Certificate of Authority applications to the FAA for unmanned aircraft testing and training at Alamosa, Leach (Center) and Saguache airports. Filing is targeted for the end of November, and outcomes are anticipated in March/April 2015.
7. November 12 - Attended the Commissioners Work Session on Budget discussion; and for review and discussion of Sales Tax Grant applications. Attended the teleconference of National US Fish & Wildlife Service Director Dan Ashe, with the County Coalition for the Gunnison Sage Grouse (GuSG) and other parties active in conservation of the GuSG. The bird has been listed as "threatened". Joseph noted a section in the listing decision that states: "The final critical habitat designation has been reduced by approximately 275,000 acres below the proposed designation, reflecting exclusion of properties with existing sage-grouse conservation plans or conservation easements, and refinement of some boundaries based on updated maps. In addition, the proposed Poncha Pass unit was removed from the final critical habitat designation because this landscape has demonstrated over time that it is not capable of supporting a self-sustaining population of Gunnison Sage Grouse.
8. November 13 - The intended Summit of the West Central and SLV Public Health Partnerships was cancelled due to weather. However, leading up to it, Commissioner Marianne Dunne agreed to serve in the Commissioner Liaison position, when my term ends. Worked on compilation of the County working draft Strategic and Implementation Plans, and projects currently in progress and proposed. Have sent e-mails and left voicemail with Marv Weidner, Managing Results, regarding scheduling final consulting to finish the Plans, and close out the grant from DOLA (Dept. of Local Affairs).

9. November 14 - Work Session on Budget, Sales Tax Grant applications and, Strategic/Implementation Plan working draft. Met with Tess Beneduce, ScSEED VISTA, who is having issues with housing for her second term, and is looking at options from April 2015 - Feb/Mar 2016.
10. Received notices from County Admin Maez, Jim Felmler - County Emergency Manager, and Marcy Gardunio, Public Health Director regarding the Boil Water order in the Town of Saguache. Follow-up meeting will be scheduled.

Commissioner Ken Anderson:

1. November 4 – Commissioner Ken Anderson left meeting to attend Professor Prickard speech concerning Economic Analysis of water impacts in the San Luis Valley at Adams State University.
1. November 5 - Attended the County Department Heads Budget session.
2. November 6 - Attended Commissioners Work Session on Sales Tax Grants and meeting with Crestone Town Board.
3. November 11 - Attended the SLV County Commissioners Association meeting to review Alamosa County's Certificate of Authority applications to the FAA for unmanned aircraft testing and training at Alamosa, Leach (Center) and Saguache airports. Filing is targeted for the end of November, and outcomes are anticipated in March/April 2015.
1. November 12 – Attended Commissioners Work Session for the 2015 budget. Attended the teleconference of National US Fish & Wildlife Service Director Dan Ashe, with the County Coalition for the Gunnison Sage Grouse (GuSG) and other parties active in conservation of the GuSG. The bird has been listed as "threatened". The habitat in the Poncha Pass area has been removed from the designated habitat.
4. November 14 - Attended Commissioners Work Session on Sales Tax Grants, Budget, and Strategic planning.
5. November 17 – Attended meeting on HCP of the yellow-billed cuckoo. Attended DRG meeting in the evening.
6. Presented the BoCC with San Luis Valley Community Action Agency Poverty Statistics and Services for all 6 counties in the Valley and Creating Opportunity in the San Luis Valley USDA-RD.

Commissioner Jason Anderson:

1. November 5 - Attended the County Department Heads Budget session.
2. November 6 - Attended Commissioners Work Session on Sales Tax Grants.
3. November 6 - Met with the Crestone Town Board (Kairina Danforth, Kizzen Laki) in an Open Session. Economic Development was the key topic.
4. November 10 - Attended office hours in the Town of Crestone. Met with Karina Danforth, Clay Wadman, Ammi Kohn and Bruce McDonald.
5. November 11 - Met with Chris Botz, Baca Grande Fire Chief concerning Title III funds.
2. November 12 - Attended the Commissioners Work Session on the 2015 Saguache budget. Attended the teleconference of National US Fish & Wildlife Service Director Dan Ashe, with the County Coalition for the Gunnison Sage Grouse (GuSG) and other parties active in conservation of the GuSG. The bird has been listed as "threatened". The habitat in the Poncha Pass area has been removed from the designated habitat.
6. November 13 - Attended the Crestone Art District Strategy Session.
7. November 13 - Attended the November SLVGO meeting to discuss where the Coalition would like to proceed as an organization.

8. November 13 - Spoke with James Spehar to finalize a PILT/LWCF support letter to our Senate Representatives.
9. November 14 - Attended Commissioners Work Session on Sales Tax Grants, Budget, and Strategic plan.
10. November 15 - Attended office hours at the Saguache County Courthouse

BREAK

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

1. Decision concerning the appointment of Barbra Davis to the SLV Fair Board as Saguache County representative.

MOTION BY COMMISSIONER KEN ANDERSON TO APPOINT BARBRA DAVIS TO THE SLV FAIR BOARD AS THE SAGUACHE COUNTY REPRESENTATIVE

SECOND BY COMMISSIONER JASON ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

2. Commissioner Jason Anderson has written letters to Bennet, Udall, Gardener and Tipton concerning the continuation of PILT funding and the property purchased by the USFS to be removed from the Saguache County tax rolls.
3. Veteran's Service report was reviewed and signed.
4. Morning Star Elevator has been into repair the existing lift 3 times in the last year and the price for each service fee has been from \$845 to over \$1000 and have to come back sometime this week to continue with the repairs from last week. The lift has cost County about \$8000/\$10,000 per year since the lift was put in 8 years ago. BoCC needs to look into either purchasing a new lift (if one can be found) or putting in an elevator.
5. RFP for computer and IT services presented to BoCC and Attorney Gibbons for review before placing add in newspapers.

MOTION BY COMMISSIONER KEN ANDERSON TO CONVENE AS SAGUACHE COUNTY HOUSING AUTHORITY AT 11:06 A.M.

SECOND BY COMMISSIONER JASON ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

VIII. HOUSING DIRECTOR – EVAN SAMORA

MOTION BY COMMISSIONER KEN ANDERSON TO ENTER INTO EXECUTIVE SESSION FOR LEGAL CONSULTATION UNDER C.R.S. 24-6-402 (4) (b) AT 11:26 A.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 11:46 A.M.
SECOND BY COMMISSIONER JASON ANDERSON
VOTES IN FAVOR: 3 **VOTES AGAINST: 0**
MOTION CARRIED

MOTION BY COMMISSIONER JOSEPH TO ADJOURN AS SAGUACHE COUNTY HOUSING AUTHORITY AT 11:47 A.M.
SECOND BY COMMISSIONER KEN ANDERSON
VOTES IN FAVOR: 3 **VOTES AGAINST: 0**
MOTION CARRIED

IX. COUNTY ATTORNEY – BEN GIBBONS

1. Discussion on a travel, meal, and expense reimbursement policy and cap for the County.
2. Discussion on Gunnison Sage Grouse listing as a “ threatened species”, and the possibility of it being challenged by various groups on both sides of the issue.
3. Board of Assessment Appeals hearing set for November 28, 2014.
4. No notification of a decision made on the Town of Bonanza, yet.

X. COUNTY SHERIFF – MIKE NORRIS

1. BoCC toured Jail

LUNCH

XI. LAND USE ADMINISTRATOR – WENDI MAEZ

1. Francis Wilson Subdivision Exemption request Cont. – Kerber Creek Subdivision Lot 2. Mr. Wilson has come into the Land Use office and has purchased and paid fees and fines for the 5 buildings that were not permitted prior to construction. Mr. Wilson is out of compliance with a second residence on 5 acres. Need to approve the Subdivision Exemption or have Mr. Wilson apply for a Conditional Use Permit. Discussion between BoCC, Attorney Gibbons and Mr. Wilson. A resident of Kerber Creek Subdivision stated that she is against the Subdivision Exemption and downsizing of more lots. Commissioner Jason Anderson stated the road was there prior to the purchase of the property.

MOTION BY COMMISSIONER KEN ANDERSON TO APPROVE THE SUBDIVISION EXEMPTION APPLICATION FOR FRANCIS WILSON, KERBER CREEK SUBDIVISION LOT 2, WHICH MEETS CRITERIA OF HARDSHIP WITH COUNTY ROAD THROUGH PROPERTY AND TO CORRECT COMPLIANCE

SECOND BY COMMISSIONER JASON ANDERSON
DISCUSSION

VOTES IN FAVOR: 3
MOTION CARRIED

VOTES AGAINST: 0

2. On September 3, 2014 Land Use sent out a violation letter to Michael Breeden, SE1/4NE1/4 34-43-7, for the moving of a 1987 LIM Mobile Home on to his property without County approval. At that time Lewis Smith (purchaser of the MH) came into the Land Use office

and made payments (applications and fines now paid) on the Variance application in order to bring the MH into compliance with County regulations. During this process Mr. Smith found out that the land owner Mr. Breeden had not pay the back County taxes owed and the MH and property went to the Treasurer's Tax Sale for 2014. Lewis Smith has asked if he could please have a refund of his fees of \$650 as he did pay his part in good faith. My recommendation is to refund Mr. Smith \$453.60 of the \$650. The refund fee is for the Variance Application and Construction fee. The remainder are for services that Saguache County provided for the application.

**MOTION BY COMMISSIONER KEN ANDERSON TO APPROVE THE REFUND OF VARIANCE APPLICATION AND CONSTRUCTION FEES IN AMOUNT OF \$453.60 TO LEWIS SMITH
SECOND BY COMMISSIONER KEN ANDERSON**

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

3. Thomas F. Gendron & Kimberly W. Engard - Lot Consolidation request to Consolidate Lots 362 through 365 Baca Grande Grants. The Crestone/Baca Planning Commission recommended unanimous approval of this request during their regular meeting on November 6, 2014.

**MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE LOT CONSOLIDATION FOR THOMAS F GENDRON AND KIMBERLY W ENGARD, LOTS 362 THROUGH 365, BACA GRANDE GRANTS
SECOND BY COMMISSIONER KEN ANDERSON**

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

4. Debra Kathleen Morley – Lot Consolidation request for Lots 399 and 400, Baca Grande Chalet Unit One. The Crestone/Baca Planning Commissioner recommended unanimous approval of this request during their regular meeting on November 6, 2014.

**MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE LOT CONSOLIDATION FOR DEBRA KATHLEEN MORLEY, LOTS 399 AND 400, BACA GRANDE CHALET UNIT ONE
SECOND BY COMMISSIONER KEN ANDERSON**

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

5. Laura A. Domier – Lot Consolidation request for Lots 4154 through 4156, Baca Grande Chalet Unit Two. The Crestone/Baca Planning Commissioner recommended unanimous approval of this request during their regular meeting on November 6, 2014.

MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE LOT CONSOLIDATION FOR LAURA A DOMIER, LOTS 4154 THROUGH 4156, BACA GRANDE CHALET UNIT TWO
SECOND BY COMMISSIONER KEN ANDERSON
VOTES IN FAVOR: 3 **VOTES AGAINST: 0**
MOTION CARRIED

MOTION BY COMMISSIONER KEN ANDERSON TO CONVENE AS SAGUACHE COUNTY BOARD OF SOCIAL SERVICES AT 1:26 P.M.
SECOND BY COMMISSIONER JASON ANDERSON
VOTES IN FAVOR: 3 **VOTES AGAINST: 0**
MOTION CARRIED

XII. DIRECTOR OF SOCIAL SERVICES – JEANNIE NORRIS

1. There were 23 TANF cases during the month of October. Food assistance cases decreased by 1, for a total of 724. There were 18 aid-to-the-needy-disabled cases, which is up by 4, and 112 old age pension cases.
2. The Child and Adult Protection Unit amended its September report showing 10 referrals, rather than the 7 previously reported last month. For the month of October, there were 16 referrals, all of which were accepted for investigation. There continue to be 6 dependency and neglect cases and 6 children in placement. There are 32 open child protection cases. Adult Protection had 1 new case, and 1 closed case.
3. The Emergency Food Bank served 48 individuals during October. TEFAP commodities served 72 households in Center, and 56 households in Saguache. Senior commodities were given to 24 in Saguache, and 46 in Center. Supplemental food distributions were made to 111 households. We will be giving turkeys and hens to commodity recipients for Thanksgiving on November 24. We have requested 250 turkeys, and hopefully will have extras to share with the Christmas Sharing project to provide Christmas dinner for everyone in need.
4. The legislative audit conducted by the Office of the State Auditor from July, 2013 through October, 2014, has affirmed the initiative between the Governor's office and State Dept. of Human Services of "Keeping Kids Safe and Families Healthy". Common approaches statewide to child welfare practices include expanding differential response, the statewide hotline, prevention programs to keep families out of the child welfare system and redesigned training for caseworkers. The C-Stat program insures transparency between counties, and a measure of performance. The State has backed these initiatives with funding which support our department initiative of having a clinical therapist on staff, participating with Community Response Grant staff from LaLlave to serve clients in need of support but not yet qualifying for a child welfare open case.
5. The NeoNatal task force met with Senator Larry Crowder, who is the Senate representative to Human Services. He was interested in hearing what the needs of the valley are, and how they can be best addressed.
6. Discussion with Norris and BoCC concerning the chair lift at the Department of Social Services building and the amount spent on fees and repairs. Norris presented the idea of taking chair lift out of service

and the different ways Social Services can accommodate persons if needed. Attorney Gibbons would like to view ADA prior to any decisions.

MOTION BY COMMISSIONER KEN ANDERSON TO ADJOURN AS SAGUACHE COUNTY BOARD OF SOCIAL SERVICES AT 1:56 P.M.
SECOND BY COMMISSIONER JASON ANDERSON
VOTES IN FAVOR: 3 **VOTES AGAINST: 0**
MOTION CARRIED

MOTION BY COMMISSIONER KEN ANDERSON TO CONVENE AS SAGUACHE COUNTY HOUSING AUTHORITY AT 1:57 P.M.
SECOND BY COMMISSIONER JASON ANDERSON
VOTES IN FAVOR: 3 **VOTES AGAINST: 0**
MOTION CARRIED

XIII. HOUSING DIRECTOR – EVAN SAMORA

MOTION BY COMMISSIONER JASON ANDERSON TO ADJOURN AS SAGUACHE COUNTY HOUSING AUTHORITY AT 2:00 P.M.
SECOND BY COMMISSIONER KEN ANDERSON
VOTES IN FAVOR: 3 **VOTES AGAINST: 0**
MOTION CARRIED

XIV. SALES TAX GRANT DECISIONS

MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE FOLLOWING SALES TAX GRANT AWARDS
SECOND BY COMMISSIONER KEN ANDERSON
VOTES IN FAVOR: 3 **VOTES AGAINST: 0**
MOTION CARRIED

2014 Cycle #1 Saguache County Sales Tax Grants

- 1. Emergency**
 - Center Conservation District - \$4,000.00
 - Crestone Food Bank - \$3,800.00
 - Saguache County Sheriff - \$6,090.00
 - Saguache County Veterans - \$5,400.00
 - Saguache Works (1) - \$4,000.00
 - Saguache Works (2) - \$8,000.00
 - Town of Crestone - \$3,750.00
 - Town of Saguache - \$8,481.00
 - Center Consolidated School - \$4,000.00
- 2. Renewable Energy**
 - Articipate - \$2,000.00

La Garita Trading Post - \$4,500.00
Orient land Trust - \$2,500.00
Rio Grande Watershed - \$3,000.00
Saguache Chamber of Commerce - \$3,500.00
Saguache County Administration - \$421.00
ScSeed (1) - \$2,000.00
ScSeed (3) - \$3,000.00
ScSeed (4) - \$7,500.00
Town of Crestone - \$2,500.00

3. Youth & Senior

Center Boys & Girls Club - \$4,000.00
Crestone Montessori Coop School - \$1,425.00
Crestone Performances - \$2,000.00
Moffat Consolidated School - \$2,500.00
Mountain Valley School (2) - \$1,350.00
San Luis Valley Fair - \$4,000.00
SLV 4-H CSY Extension - \$5,000.00
The Historic UTE Theatre (1) - \$5,000.00
The Historic UTE Theatre (2) - \$4,000.00
YES (Your Employment Solutions) - \$8,391.00

MOTION BY COMMISSIONER KEN ANDERSON TO ENTER INTO EXECUTIVE SESSION FOR PERSONNEL ISSUES UNDER C.R.S. 24-6-402 (4) (f) (I) AT 2:47 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 3:35 P.M.

SECOND BY COMMISSIONER JASON ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

XV. BILL PAYING

XVI. ADJOURN

MOTION BY COMMISSIONER JASON ANDERSON TO ADJOURN AT 3:42PM

SECOND BY COMMISSIONER KEN ANDERSON

VOTES IN FAVOR: 3

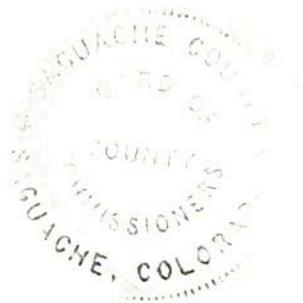
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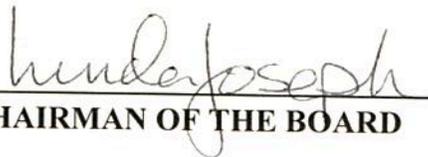
MOTION CARRIED

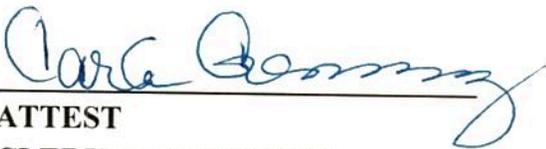
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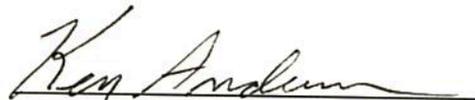
STACI BURKHART ACTING SECRETARY TO THE BOARD OF COUNTY COMMISSIONERS

MINUTES APPROVED DECEMBER 9, 2014




CHAIRMAN OF THE BOARD


ATTEST
CLERK & RECORDER
CARLA GOMEZ


COMMISSIONER


COMMISSIONER