

COUNTY COMMISSIONERS' PROCEEDINGS

State of Colorado )

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County of Rio Grande)

The Board of the Rio Grande County Commissioners met in regular session on June 12, 2019.

At 9:00 a.m., Chairman Bothell called the meeting to order. Commissioner Bothell led the opening prayer. The Pledge of Allegiance was said.

Clerk of the Board, Nikita Christensen called roll. Commissioner Suzanne Bothell, Commissioner Gene Glover and Commissioner John Noffske were present along with County Administrator Tricia Slater.

**Adoption of the Agenda**

Commissioner Noffske moved to adopt the agenda. Commissioner Bothell seconded the motion and the motion carried.

**Approval of the Minutes from the Previous Meeting**

Commissioner Noffske moved to table the approval of the minutes until information could be verified. Commissioner Glover seconded the motion and the motion carried.

**Public Comment**

Commissioner Bothell asked if there were any public comments. There were none.

**Consent Agenda**

The consent agenda was presented which included the Rio Grande County Weed District, Non-compliance entry list; Ambulance Certification for Rio Grande, South Fork, and Monte Vista Ambulance Districts; Veterans Monthly Report; and Acceptance of Assignment of Airport Lease.

Commissioner Noffske moved to approve the consent agenda. Commissioner Glover seconded the motion and the motion carried.

Rio Grande County Weed District, Non-compliance entry list included:

Date	Landowner	Address	Parcel	Location
5/29/19	BOWSER DOROTHEA & MIX GARY	4511 E COUNTY ROAD 3 N MONTE VISTA, CO 81144-9705	1113300167	residential, pasture
5/30/19	Clobentz, Ben & Laura	495 E county rd 11 south Monte Vista CO 81144	6331200389,	corner of ag field south of 11 south east of gunbarrel
5/28/19	Colorado state land	ronnie Revoli	1501400369	
5/31/19	Eddie and Laura Miller	28 State Hwy 370 Monte Vista CO 81144	633240043	
5/21/19	Empire Canal / Greg Rogers		0	empire canal between the 10 south and 11 south
5/30/19	GARCIA BERTHA A & GLADYS Y, DOMINGUEZ RAYMOND	14565 6355 RD	6333200241	empty lot
5/21/19	Ivan Troyer	10978 S Co Rd 5 East Monte Vista CO 8144	6325200337	Pasture
5/21/19	Jack Hamilton	4437 E COUNTY ROAD 11 S Monte Vista Co 81144	6326300265, 632630	agricultural / residential
5/21/19	James and Lorene Miller	1525 E Co Rd 12 South La Jara 81140	6332400443	residential
5/31/19	James and Lorene Miller	1525 E Co Rd 12 South La Jara 81140	6332400443	

5/21/19	Norton Matt, Jordan, Brennon	PO Box 435 Manasa Co 81141	6325400429	agricultural corner
5/28/19	Rock Paulson	1551 swede ln monte vista co 81144	1309400171, 130940	ag corner
5/21/19	Stanton Johnson	2908 E Co Rd 9 South Monte Vista CO 81144	6321100041, 632020	agricultural
5/30/19	Troyer, steven	2900 E messner rd WOOSTER, OH 44691-8352	6332100084	residential, pasture
5/30/19	Valdez Gary & Connie	2360 E Co Rd 11 South Monte Vista CO 81144	6333201007	residential property
5/30/19	Valdez, Loretha	2064 e co rd 11 south monte vista co	6333200376	residential property
5/30/19	Valdez, Rhonda	2346 E CoRd 11 South Monte Vista , CO 81144	6333201003	residential property
5/28/19	Wilson Ranch Properties LLC	1809 W littleton BLVD Littleton , CO 80120	1317100406,	ag corner

### County Official and Department Head Reports

Randy Kern, Building Department updated the board on the museum roof. The contractor had a family emergency, so the project has been delayed slightly. Business is as usual in the building department. CCI is working on proposed legislation that may change some things in the department. House Bill 19-1086 may affect plumbers. Mr. Kern's concern with this bill, is that it was developed for urban areas and will be unnecessary overhead for rural counties. The board asked about Energy Code mandate and House Bill 19-1260. Mr. Kern noted that he had not seen that bill but will investigate how it will affect Rio Grande County.

Dixie Diltz, Land Use Department updated the board. The Department of Local Affairs' grant for the codebook update has been extended to December 2019. Ms. Diltz spoke to Ross and TJ from RG & Associates about the update. They have assured her that they will get back on track with the update and that the project would be within the budget. Ross said he would not be charging for any reviews he is doing on the project.

Ms. Diltz noted that she received an anonymous letter in the mail concerning a complaint of camping on private property, however no action was taken at this time. Ms. Diltz explained that she will be following up on several blight concerns. The Colorado Department of Public Health and Environment completed the 5-year inspection on the closed Del Norte and Monte Vista Landfills. The inspections both passed however while reviewing files they found that some documents were missing. Ms. Hill is looking for the resolution. A letter from the County Attorney should be on file from February of 2013. Ms. Diltz will be asking CDPHE for a recommendation of how to move forward if the documents are not located.

Commissioner Noffske moved to set aside the Handbook Discussion until the policy can be discussed. Commissioner Glover seconded the motion and the motion carried.

### Other Business

The Board of County Commissioners and Sheriff McDonald discussed OHV accessibility and possibilities. It was noted that lower Indian Trails has an OHV speed limit sign, however that area has never been authorized by the Commissioners for OHV use. Sheriff McDonald noted that he has received requests to make roads out of Alpine Village OHV accessible in order to allow residents access to Forest Service roads. Sheriff McDonald noted that he would create "collector and feeder" streets for a main trail. He recommended creating OHV accessible roads be considered by area. He noted that requests will migrate throughout the valley. Sheriff McDonald stated that education will be an important element to safe OHV roads.

### General Business and Administrative Items

Kimberly Temple and Jessica Bogner, Wall Smith and Bateman were present to discuss the county audit outcome. They presented financial statements as well as an independent auditor's report.

The Road and Bridge fund balance went down slightly due to capital outlay and the Department of Social Services also decreased due to repaying state funds. There was one compliance

footnote which concerned capital project expenditures that were not in the budget. A supplemental budget should have been done for this capital project. Ms. Temple noted that they will be receiving a letter from the State Auditor, however this should not raise concern in the County.

Ms. Temple explained that there will be a few changes to auditing and accounting practices in 2020. She noted that in 2020, leases will be capital (right to use asset).

Ms. Bogner explained that there was a finding for the 4<sup>th</sup> year in a row. She noted that the finding is not surprising as turnover in key positions is to blame for this type of finding. Internal control and year end reporting are to blame for this finding. Wall Smith and Bateman proposed audit adjustments for this finding. Ms. Bogner explained that the County Clerk's distribution was not done in a timely manner, however this was due to state policies and transitions. She also noted that pass through grants did not have all documents that were needed for the audit. Ms. Bogner stated that the County has really good records for having so much turnover and noted that Tina Wilson, Accounting, has been very helpful in the auditing process.

Ms. Temple noted that the audit went very smoothly, and all corrected and uncorrected statements are attached along with adjustments needed.

Patrick Sullivan, Road and Bridge, updated the board. The installation, plumbing and electrical work on the new tank at the hot plant has been completed, the hot oil heater has been inspected at the hot plant by CEI, the final work on the 11 South has been completed, employees attended the CARSE workshop in Montrose. The department continues to clear debris on bridges with the river flows increasing.

Mr. Sullivan was on a conference call with the SLV Task Force in the day. He reported that weather events will be creating more moisture but cooler temperatures are expected at the end of the week. Flood watches and warnings will be kept in place. He noted that there is a potential for an 8000 cfs river. The river has pushed out, however there is no erosion at this time. Forest Service Road 250 is being rebuilt from a lot of water rushing over the road. Mr. Sullivan noted that our system is in good shape.

Sheriff McDonald and Turnkey Corrections were present to discuss Turnkey Corrections' contract proposal. Sheriff McDonald noted that all inmate conversations are recorded except for conversations with inmates and attorney. The inmate accounting system has the online portal for friends and family to provide funding. There is a service fee of \$2 for cash deposits and \$8.95 for Credit Card deposit transactions. The jail receives 28% of inmate commissary charges, 25% for communications.

Commissioner Bothell asked about how damages to kiosks are handled. The damage is charged to the inmate. It was clarified that revenue is received from Turnkey via electronic transfer and is clearly itemized. A Law library is also available for a monthly charge of \$1 per inmate.

Colorado Recycles and Louis Auto Paint and Body shop property was discussed. Mr. Louis Gallegos, owner of Colorado Recycles and Mr. Mike Trujillo were present to discuss community concerns of facility.

Dixie Diltz, Land Use introduced the topic. A conditional use was approved in 2012 for the recycling center with several conditions including the condition stating that there would be no visual accumulation of any kind. This is one of the biggest issues with the property. She presented new pictures taken on June 6, 2019 of the property and the visual accumulation.

The property that is under Brittany Gallegos' name is out of compliance as it doesn't have a conditional use permit or proper permits for a towing company. Mr. Gallegos noted that a massive amount of metal was taken on during the Spring Fire and then circumstances, including his semi-truck breaking down, have made it difficult to keep up with the supply of metal. Mr. Gallegos also noted that cars on the property with the towing company are left there while waiting for paperwork. Mr. Gallegos said that many of those cars are on hold for Colorado State Patrol and are part of an investigation.

Ms. Diltz noted that cars on the recycling property must be enclosed in a building or completely site obstructed according to the conditional use conditions. Ms. Diltz noted that this property has had several violations and complaints over the years. She noted that past notes show that there were blight accumulations in 2016. Mr. Dunn asked if Colorado Recycling is still taking material in and at what rate materials are being delivered and shipped out. There is a net of 15

to 20 tons of materials being removed daily. It was noted that refrigerators are being tagged. Mr. Gallegos stated that the market value of metal is very low and he cannot afford to unload all material at once. Mr. Dunn stated that the facility is currently out of compliance with the conditional use.

Ms. Diltz also stated that she has concerns with vehicles not being stored correctly causing contaminations if liquids are leaked from vehicles. Ms. Diltz feels that the business has outgrown its conditional use. She agreed that it is a great service but that does not change the fact that the facility is out of compliance. Mr. Dunn noted that the fence being a "definition" of visual appearance was not part of the original conditional use and this needs to be addressed.

Mr. Gallegos agreed to move the cars off the property owned by Brittany Gallegos that are being stored for the towing business and will transport them to a property in La Jara and will not take any more cars onto that property. He will remove 6 cars a day from the lot. Ms. Diltz proposed allowing 133 days for the cleanup process. A meeting will then be held to discuss possible revisions to the conditional use on October 16, 2019 at 1:30 p.m. Mr. Dunn will draft a plan and agreement and will send it to Mr. Trujillo to approve.

Colorado Parks and Wildlife Access Easement Concurrence Request was presented by Rick Basagotia, Division of Parks and Wildlife. Commissioner Noffske moved to approve the request. Commissioner Glover seconded the motion and the motion carried.

At 12:31 p.m., Commissioner Noffske moved to adjourn into executive session, pursuant 24-6-402(4)(f) C.R.S. personnel matters. Commissioner Glover seconded the motion and the motion carried.

At 1:38 p.m. the Board exited executive session. No decisions were made.

At 1:40 p.m. the meeting was adjourned.

Attest:

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Suzanne Bothell, Chairman  
Chairman of the Board

Nikita Christensen  
Clerk of the Board

## COUNTY COMMISSIONERS' PROCEEDINGS

State of Colorado )

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County of Rio Grande)

The Board of the Rio Grande County Commissioners met in regular session on June 26, 2019.

At 9:00 a.m., Chairman Bothell called the meeting to order. Commissioner Noffske led the opening prayer. The Pledge of Allegiance was said.

Clerk of the Board, Nikita Christensen called roll. Commissioner Bothell, Commissioner Glover and Commissioner Noffske were present along with County Administrator Tricia Slater.

### **Adoption of the Agenda**

Commissioner Glover moved to adopt the agenda. Commissioner Noffske seconded the motion and the motion carried.

### **Approval of Minutes from the Previous Meeting**

Commissioner Glover moved to approve the minutes from June 12, 2019 as corrected. Commissioner Noffske seconded the motion and the motion carried.

### **Public Comment**

Commissioner Bothell asked if there were any public comments. There were none.

### **Consent Agenda**

The consent agenda was presented which included the Department of Social Services accounts payable, Updates to HCC Contract with CDPHE, Del Norte Ambulance license and permits,

payroll, and accounts payable. Commissioner Noffske moved to accept the consent agenda. Commissioner Glover seconded the motion and the motion carried.

### 2019 Monthly Vouchers

<b>Vender</b>	<b>Amount</b>
AARDVARK PLUMBING & HEAT.	\$605.73
AGENCY TOURISM MARKETING	\$116.23
AIRGAS USA, LLC	\$259.99
ALAMOSA CO NURSING SVC	\$7,095.56
ALAMOSA COUNTY GENERAL FUND	\$315.00
ALYCIA DUPONT	\$100.00
AMERICAN ELECTRIC COMPANY	\$554.08
AMERICAN ELEVATOR PROFESSIONALS, LLC	\$150.00
AMERICAN FIDELITY	\$563.88
AMERICAN PUBLIC LIFE	\$138.00
AMSTERDAM PRINTING AND	\$166.12
ANGIE MEDINA, RN, MSN	\$120.00
AUTO TRUCK GROUP	\$615.50
AVENU HOLDINGS, LLC	\$5,973.81
BROWN'S SEPTIC SVC INC	\$99.00
BRUMLEY PLUMBING HEATING	\$406.99
BUSINESS SOLUTIONS LEASING, INC	\$26.00
CARLEE LEROUX	\$100.00
CAROL VORIS	\$9.00
CCOERA	\$32,095.70
CDHS CENTRAL ACCOUNTING	\$11.00
CED/AMERICAN ELECTRICAL	\$112.00
CED/AMERICAN ELECTRICAL	\$169.60
CEI ENTERPRISES, INC	\$4,397.27
CEI ENTERPRISES, INC	\$1,124.52
CELESTE MARIE CURRIE	\$192.97
CENTURYLINK	\$63.75
CENTURYLINK	\$64.68
CENTURYLINK	\$56.33
CENTURYLINK	\$446.01
CHAFFEE CNTY PUBLIC HLTH	\$1,445.00
CHRIS RODRIGUEZ	\$4,000.00
CIELLO POWERED BY SLVREC	\$1,473.46
CITY OF MONTE VISTA	\$2,000.00
CO DEPT OF PUB HLTH & ENV	\$26.91
CO.BUREAU OF INVESTIGATIO	\$105.00
COLE-PARMER	\$397.19
COLORADO DEPART. OF REVENUE	\$187.00
COLORADO DEPT. OF REVENUE	\$16,039.00
COLORADO PUBLIC HEALTH ASSOCIATION	\$424.00
COLORADO STATE TREASURER	\$2,744.23
COMPUTER INFORMATION CONCEPTS, INC	\$21,825.08
CONEJOS COUNTY NURSING	\$3,898.32
COSTILLA COUNTY PUBLIC	\$11,357.10
COUNTY SHERIFFS OF COLO	\$40.00
COURTNEY ARTHUR	\$487.35
CRIBS FOR KIDS	\$4,926.80
CTSI	\$56.80
CTSI	\$88,501.46
CUSTOM CAGE	\$2,625.00
CUSTOM CAGE	\$2,625.00

CYNTHIA FORD	\$5,313.18
DAISAH ATENCIO	\$100.00
DAVID DABOLL	\$575.00
DIANNE KOSHAK	\$178.20
DIRECT TV	\$186.23
DIRECT TV	\$186.23
DISTRICT ATTORNEY OFFICE	\$22,166.67
DIVISION OF OIL AND PUBLIC SAFETY	\$30.00
DIXIE DILTZ	\$50.85
DONNA SEGURA	\$1,500.00
DP AG SERVICES	\$2,855.93
E-470 PUBLIC HIGHWAY	\$4.65
EMILY BROWN	\$131.40
FAMILY SUPPORT REGISTRY	\$857.00
FIRST BANKCARD	\$14,787.19
FIRST SOUTHWEST BANK	\$109,689.56
FUENTES AUTO GLASS	\$245.00
GALLS, LLC	\$463.68
GENE GLOVER	\$195.90
GINA LUJAN	\$100.00
GOBINS, INC	\$35.84
GOBINS, INC	\$123.52
GREAT AMERICA FINANCIAL	\$140.90
GREAT AMERICA FINANCIAL	\$349.13
HAYNIE'S INC.	\$909.13
HAYNIE'S INC.	\$663.14
IDA SALAZAR	\$230.40
IRCUSTOMS, LLC	\$73.12
JACOB MAESTAS	\$100.00
JAIME HURTADO	\$500.00
JEAN BORREGO	\$6,517.03
KAYLA HERNANDEZ	\$200.00
KAYLIE METZ	\$100.00
KEN'S SERVICE CENTER	\$811.71
KIMBERLY BRYANT	\$3,739.65
KRISTI HILLIS	\$1,125.00
LAKE COUNTY HEALTH DEPT.	\$725.00
LEDS, LLC	\$6,000.00
LEROY A ROMERO	\$150.00
LOCKTON COMPANIES, LLC	\$862.00
LOWE'S MARKET	\$62.20
LYDIA GARCIA	\$100.00
LYLE SIGNS, INC	\$3,766.87
MADDOX COLLECTIONS	\$30.00
MADDOX COLLECTIONS	\$30.00
MASTER PRINT & WEB DESIGN, INC	\$139.00
MASTER PRINT & WEB DESIGN, INC	\$340.00
MATCO TOOLS	\$33.90
MAX GARCIA	\$300.00
MAYAH DOMINGUEZ	\$100.00
McKESSON MEDICAL-	\$120.78
MDS WASTE & RECYCLE, INC	\$186.00
MEADOW GOLD DAIRIES, INC	\$373.50
MEADOW GOLD DAIRIES, INC	\$266.50
MIKE REAVES ELECTRIC	\$1,135.62
MOBILE RECORD SHREDDERS, LLC	\$28.00
MONTE GLASS SHOP	\$65.95
MONTE VISTA COOPERATIVE	\$842.47
MONTE VISTA COOPERATIVE	\$660.46

MONTE VISTA SCHOOL DIST.	\$2,000.00
MOONLIGHT CUSTOMS LLC.	\$2,511.91
MOONLIGHT CUSTOMS LLC.	\$1,456.12
MOTOROLA INC	\$6,375.36
MYERS BROTHERS TRUCK AND TRACTOR, INC	\$350.09
MYERS BROTHERS TRUCK AND TRACTOR, INC	\$69.41
NICOLLE ROSECRANS	\$3,003.21
NOTES & NUMBERS, LLC.	\$330.00
O & V PRINTING, INC	\$849.69
PAUL WERTZ	\$15.38
PITNEY BOWES, INC.	\$154.00
PITNEY BOWES, INC.	\$105.00
POSTMASTER	\$150.00
PRO COM, LLC	\$912.00
PROFORCE LAW	\$1,758.40
PRO-LINE T-SHIRTS	\$200.00
PSYCHOLOGICAL RESOURCES	\$135.00
RG & ASSOCIATES, LLC	\$13,038.17
RIO GRANDE COUNTY PUBLIC	\$5,500.00
RIO GRANDE CTY EMERGENCY MGMT	\$1,500.00
RIO GRANDE HOSPITAL	\$1,173.00
RIO GRANDE HOSPITAL	\$1,500.00
ROCKY MOUNTAIN PLUMBING	\$21.93
ROCKY MOUNTAIN PLUMBING	\$29.75
RODNEY KING	\$1,500.00
S & S DISTRIBUTION, INC	\$24.40
S & S DISTRIBUTION, INC	\$202.00
SAFETY - KLEEN	\$210.94
SAGUACHE CO PUBLIC HEALTH	\$2,053.20
SAGUACHE COUNTY JAIL	\$1,350.00
SAN LUIS VALLEY LOCAL FOODS COALITION	\$1,500.00
SANOFI PASTEUR, INC.	\$300.93
SANOFI PASTEUR, INC.	\$73.13
SECURITY BENEFIT	\$400.00
SHAMROCK FOODS COMPANY	\$2,080.39
SHAMROCK FOODS COMPANY	\$3,386.60
SIRCHIE PRODUCTS, LLC	\$236.03
SLV AUTO REPAIR, LLC	\$2,850.50
SLV BEHAVIORAL HEALTH GROUP, INC	\$9,491.28
SLV MUSEUM ASSOCIATION	\$3,600.00
SLV PARTS, INC	\$120.84
SLV REC	\$625.97
SLV REC	\$110.88
SLV REC	\$180.00
SLV REGIONAL MEDICAL	\$1,500.00
SLV RETAC	\$1,500.00
SOUTH CENTRAL COLORADO	\$10,000.00
SOUTH FORK FIRE PROTECTION DIST	\$774.96
STAPLES BUSINESS	\$182.54
STATE OF COLORADO	\$1,142.74
STERICYCLE INC	\$210.43
STERICYCLE INC	\$43.75
SUMMIT MARKET	\$142.38
SUMMIT PUBLISHING	\$800.00
SUNTRUST EQUIPMENT, CORP	\$10,547.00

TASC	\$189.84
TERMINIX PROCESSING CTR	\$384.00
THE SIDWELL COMPANY	\$648.00
THYSSENKRUPP ELEVATOR	\$685.00
TONI STEFFENS-STEWARD	\$226.80
TORRES PLUMBING & HEATING, LLC	\$200.00
TRANSWEST TRUCK, INC	\$124.13
TRI COUNTY SENIOR CITIZEN	\$1,500.00
Tricia Slater	\$157.50
TRISTAN BACA	\$100.00
TX CHILD SUPPORT SDU	\$520.00
ULINE	\$2,473.80
UNITED RENTALS, INC.	\$316.00
UNITED REPROGRAPHIC	\$226.28
VALI 3 THEATRE	\$2,000.00
VALLEY LUMBER AND SUPPLY, INC	\$14.02
VALLEY PUBLISHING	\$4,188.25
VALLEY PUBLISHING	\$3,924.00
VALLEY VUE COATINGS	\$2,480.80
VAXCARE, INC	\$880.07
VERIZON WIRELESS	\$281.56
VERIZON WIRELESS	\$1,783.09
VERIZON WIRELESS	\$261.79
VERIZON WIRELESS	\$356.92
VERIZON WIRELESS	\$182.49
VICTIM ASSISTANCE FUND	\$11.00
VICTOR SIGALA	\$175.00
W. RYAN DUNN, ATTORNEY AT LAW	\$943.75
WAGNER EQUIPMENT	\$742.26
Wakefield and Associates, Inc.	\$520.36
WALL, SMITH, BATEMAN, INC	\$41,850.00
WARNE CHEMICAL & EQUIP.CO	\$579.12
WASTE MANAGEMENT-	\$248.10
WAXIE SANITARY SUPPLY	\$39.70
WEX BANK	\$488.53
WEX BANK	\$97.78
WEX BANK	\$944.56
WEX BANK	\$5,005.87
WILLIAM F. DUNN	\$625.00
WORLD FUEL SERVICES, INC	\$2,006.32
WORLD FUEL SERVICES, INC	\$1,747.23
WSB COMPUTER SERVICES	\$299.65
WSB COMPUTER SERVICES	\$6,606.72
XCEL ENERGY	\$3,328.08
XCEL ENERGY	\$2,686.82
XCEL ENERGY	\$1,930.74
<b>Total</b>	<b>\$608,147.15</b>

**June 2019 Payroll**

County General:	\$ 256,467.14
Road and Bridge:	\$ 78,985.46
DSS:	\$ 128,482.88
Weed District:	\$ 10,761.59
Airport:	\$ 791.90
Public Health:	\$ 27,544.10
<b>TOTAL:</b>	<b>\$ 503,033.07</b>

## **County Official and Department Head Reports**

Jody Kern, Department of Social Services Director recognized employees Christopher Padilla, Mona Sanchez, Carolyn Gonzales, Helen Martinez, and Linda Ruybal for their outstanding work and receiving awards from the State. Rio Grande County Social Services Child Support unit received an award for the largest collection for a medium size county for a child support order as well as the outstanding medium size county.

Emily Brown, Department of Public Health, reported to the Board of County Commissioners.

CALPHO/CDPHE Cost Assessment for 2018 is being completed and CDPHE is working on categorizing costs. Ms. Brown updated the Board on tuberculosis skin test procedures. There is a shortage of testing materials and the procedure is to not administer skin test annually unless someone has been directly exposed to TB. The blood draw test is available at hospitals.

Ms. Brown noted that Paul Wertz is going to represent the County at NACCHO to Washington, DC at the end of July.

Ms. Brown stated that the SHARRP meeting invitations have been distributed and she said the purpose of the meeting will be to start the initial discussion.

SLVHAC meeting will be in early August to coordinate all public health directors and Valley Health providers in the Valley. The coordination will include public health, healthcare opioid, and substance response.

Ms. Brown presented an amended contract with K. Bryant for state innovation money funding to increase her salary to \$40,000 to lengthen her work period. This expenditure does fit within the budget. Commissioner Glover moved to approve the contract. Commissioner Noffske seconded the motion and the motion carried. The amended contract was signed.

Ms. Brown explained that she will serve on the Center for Rural School Health and Education advisory board. This program is out of Denver University and focuses on rural schools and school aged kids.

Commissioner Noffske moved to adjourn the Board of County Commissioners. Commissioner Glover seconded the motion and the motion carried.

At 10:00 a.m., the Board of Health was called to order. Ms. Brown presented an exemption to be approved for a vault at Masonic Park because the septic tank failed at a property. She explained that the code book allows vaults if a regular septic tank fails and there are no other options. The vault system must be approved by the Board of Health. Commissioner Noffske moved to approve the vault. Commissioner Glover seconded the motion and the motion carried.

At 10:15 a.m., the Board of Health adjourned. The Board of County Commissioners reconvened.

Ms. Brown reported that there are PurpleAir air quality monitors around the valley collecting data.

Ms. Brown will be providing a County summary to the legislative wrap up for CALPHO for 2019.

Ms. Brown reported that she is working on updating subrecipient agreements and contracts to have them all consistent.

Ms. Brown will be attending the NACCHO annual meeting in Orlando on July 8-11.

## **General Business and Administrative Items**

Neal Walters, Del Norte School District was present to discuss the GOCO Grant that the School and County are involved in. Mr. Walters noted that they want to continue with the outdoor recreation opportunity on this land. The school is discussing turning the soccer fields over to the Town of Del Norte for their use. If the School is annexed into the Town, the County will need to be removed from the grant. Mr. Walters stated that he understood that GOCO is willing to take the County off of the grant documents without any other transactions needed. Commissioner Glover said that he will discuss the grant documents with GOCO and find a solution.

Tom Malechek, USFS and Mark Rudolph, CDPHE were present to discuss the Summitville Superfund site and Tours to be held this summer. The open house and tour will be held August

23 and 24, 2019. Mr. Rudolph noted that deeds for the land transfer are being finalized. Ryan Dunn has been briefed on the Summitville project. The guidelines note that the State will remedy this property with the permission of the County. The State and the EPA want the site to be beneficial to the County. Mr. Dunn noted that he would like a copy of the new mining proposal guidelines, covenants, property lines and any other documents included in this project.

Commissioner Bothell noted that one tourism draw with economic impact is snowmobiling. It was noted that the State contracts outside of the County during the winter for snow removal. She asked if the state would be able to lengthen the contractual agreement for the snow removal to be delayed for a longer snowmobile season. Mr. Rudolph noted that snow removal depends greatly on the weather of each year.

Mr. Malechek informed the board that the Forest Service's intention is to move out of the current location and move into Old Del Norte High School. It will likely take a year for remodeling the building and for the agency to move in to the facility.

Mr. Malachek noted that he and the Forest Service flood team appreciates the relationship and collaboration the County and Patrick Sullivan have with the Forest Service. He stated that there has been a great crew on the flooding issues.

The City of Monte Vista Weed Resolution was postponed.

Commissioner Bothell noted that the salaries to be posted in the February minutes were reviewed and were correct. The approval of the May 29, 2019 minutes was brought to the table. Commissioner Noffske moved to approve the minutes from May 29, 2019 as corrected. Commissioner Glover seconded the motion and the motion carried.

Sheriff Don McDonald was present to discuss the Intergovernmental Agreement between the City of Monte Vista and the Rio Grande County Sheriff. Mr. Dunn did change the word "detailed" to "detained". The agreement allows the City of Monte Vista to use the Rio Grande County Jail as their detention and jail facilities for a fee of \$45 per day per city municipal prisoner. Commissioner Bothell asked if the fees charged have been analyzed lately. Sheriff McDonald explained that these fees cover costs and are in line with other detention facilities. The City Manager and City Police Chief has approved the agreement. Commissioner Glover moved to approve the agreement between the County Sheriff and the City of Monte Vista. Commissioner Noffske seconded the motion and the motion carried. The agreement was signed. It was noted that the contract goes through December 31, 2019.

Sheriff McDonald asked the Commissioners if they had any questions about the Turnkey proposal. He noted that Turnkey would make the jail more efficient and would improve safety and security. Commissioner Bothell voiced her concern about technology advancing quickly and having this program be out of date quickly. It was noted that this system is preferred to any other system. Ms. Slater asked if the program is compatible with the County's accounting system. Sheriff McDonald noted that Turnkey can create capabilities to work with the accounting system. He also stated that the system works well with other Counties in the area like Alamosa and Conejos. This capital improvement will come out of the jail budget. Commissioner Glover moved to approve the contract with Turnkey with the condition that Mr. Dunn reviews the contract and finds no issues. Commissioner Noffske seconded the motion and the motion carried.

Dixie Diltz, Land Use and Ryan Dunn, County Attorney were present to discuss a Kennel Moratorium Resolution. Ms. Diltz explained that she received a call from the State of Colorado Pet Licenses department asking about facilities and their compliance within the County. There are currently four facilities in the County that have State of Colorado licenses, however they are not in compliance with the County. Ms. Diltz noted that she spoke to one owner and he was aware that he was supposed to get a conditional use through the County but has not done so. Mr. Dunn noted that the Land Use Code does not have regulations for this type of facility. Regulations and guidelines need to be set for dog breeding facilities prior to approving these facilities.

Ms. Diltz noted that a moratorium requires a reading, publication, second reading done at the public hearing 10 days after publications. Applications will be held for any dog breeding facility until guidelines are set. Chairman Bothell read the moratorium, attached below.

**RESOLUTION NO.2019-\_\_\_\_\_**  
**OF THE**  
**BOARD OF COUNTY COMMISSIONERS**  
**OF RIO GRANDE COUNTY, COLORADO**

**A RESOLUTION IMPOSING A SIX MONTH MORTAORIUM ON ALL LAND USE APPLICATIONS FOR CONDITIONAL USE PERMITS OF KENNELS, INCLUDING DOG KENNELS, WITHIN THE UNINCORPORATED BOUNDARIES OF RIO GRANDE COUNTY, COLORADO, TO ALLOW FOR A COMPREHENSIVE STUDY OF AND IMPLEMENTATION OF REGULATIONS FOR DOG KENNELS**

**BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF RIO GRANDE COUNTY, COLORADO:**

**WHEREAS**, pursuant to section 29-20-104.5, C.R.S., the Board of County Commissioners of Rio Grande County, Colorado (hereinafter the “Board”), has the authority to regulate the use of land on the basis of the impact thereof on the community or surrounding areas and to plan for and regulate the use of land so as to provide planned and orderly use of land and protection of the environment in a manner consistent with constitutional rights; and

**WHEREAS**, the Land Use Administrator on June 11, 2019, informed the Board that there are no fewer than three dog breeding kennels within Rio Grande County which have been licensed with the State of Colorado but have not filed applications with the land use office for conditional use permits.

**WHEREAS**, while the Rio Grande County Land Use Code does provide for conditional use permits for dog kennels, it does not provide specific regulation of the construction or operation of kennels or other dog breeding or boarding facilities within the County; and

**WHEREAS**, the Board is now aware that thousands of puppy mills exist all over the United States, and that regulations specific to dog breeding kennels are necessary to prevent the proliferation of puppy mills. The Board finds it is appropriate for the Board and the Planning Commission to review the standards under which large scale and/or commercial kennels or breeding facilities be permitted within the County; and

**WHEREAS**, the Land Use Administrator recommended that the Board impose an interim zoning moratoria on applications for special use permits for dog kennels to investigate proper standards of approvals for dog kennels; and

**WHEREAS**, the moratorium would allow the careful development of regulations pertaining to dog breeding kennels and would allow the issues surrounding dog breeding kennels to have the benefit of full public debate, at the same time protecting the County from approving conditional use permits prior to the formulation of new regulations which may be more restrictive; and

**WHEREAS**, the moratorium would further give notice to County landowners and allow them to participate in the debate as to what the new regulations should contain; and

**WHEREAS**, the Local Government Land Use Control Enabling Act authorizes the Board to impose temporary moratorium. *See Droste v. Board of County Com'rs of County of Pitkin*, 141 P.3d 852 (Colo. App. 2005), and

**NOW, THEREFORE, BE IT RESOLVED** that proposed RESOLUTION IMPOSING A SIX MONTH MORTAORIUM ON ALL LAND USE APPLICATIONS FOR CONDITIONAL USE PERMITS OF KENNELS, INCLUDING DOG KENNELS, WITHIN THE UNINCORPORATED BOUNDARIES OF RIO GRANDE COUNTY, COLORADO, TO ALLOW FOR A COMPREHENSIVE STUDY OF AND IMPLEMENTATION OF REGULATIONS FOR DOG KENNELS is **ADOPTED** as follows:

**SECTION 1: MORATORIUM.** Upon the effective date of this resolution and continuing for six months thereafter, the planning commission and the Board is prohibited from accepting any application for new kennels or the expansion of any kennels. The Board reserves the right to extend the moratorium period for an additional six months if additional time is needed to investigate and adopt regulations.

**SECTION 2: DEFINITION.** A lot or building in which four (4) or more household pets at least six (6) months of age or older are kept commercially for board, propagation or sale, not including veterinary clinic and animal hospitals.

**SECTION 3: PUBLICATION AND EFFECTIVE DATE.** The foregoing text is the authentic text of Rio Grande County Resolution No. 2019-\_\_.

The first reading of this resolution took place on \_\_\_\_\_, at a regular Board of County Commissioners Meeting.

The initial publication of this resolution was in full in the Monte Vista Journal on \_\_\_\_\_, along with a notice of public hearing to be held on \_\_\_\_\_ to discuss the moratorium.

The public hearing was held and resolution was adopted on second reading at a Board of County Commissioners Meeting on \_\_\_\_\_.

**SECTION 4: SAFETY AND EMERGENCY CLAUSE.** The Board hereby finds, determines and declares that this resolution is necessary for the health, safety and welfare of the citizens of Rio Grande County, Colorado. If any section, subsection, sentence, clause or phrase of this resolution is, for any reason, held to be unconstitutional or otherwise invalid, such decision shall not affect the validity of the remaining portions of this resolution. The Board hereby declares that it would have passed this resolution, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases are declared unconstitutional or invalid.

In order to preserve the immediate health and safety of Rio Grande County and its residents, this resolution shall take effect immediately upon its adoption.

**ADOPTED** this \_\_\_\_\_<sup>th</sup> day of \_\_\_\_\_ 2019, at Del Norte, Colorado.

**BOARD OF COUNTY COMMISSIONERS  
OF RIO GRANDE COUNTY, COLORADO**

By: \_\_\_\_\_  
Suzanne Bothell, Chair

\_\_\_\_\_  
Gene Glover, Commissioner

\_\_\_\_\_  
John Noffske, Commissioner

**ATTEST:**

\_\_\_\_\_  
Cindy Hill  
Rio Grande County Clerk and Recorder

Notice will be sent out and the Public Hearing will be scheduled for July 17, 2019. Commissioner Glover moved to move forward with the resolution and set a public hearing for July 17, 2019. Commissioner Noffske seconded the motion and the motion carried.

At 11:54 a.m., Commissioner Noffske moved to enter executive session pursuant 24-6-402(4)(f) C.R.S. personnel matters. Commissioner Glover seconded the motion and the motion carried. Legal counsel was present, and topic involved attorney-client privilege and no recordings were taken.

At 1:08 p.m. the Board exited executive session. No decisions were made.

A letter was presented from David Yoder, owner of Portable House Barns. The letter included a certificate of liability coverage from the Old Order Amish Liability Aid. This letter and proof of insurance was requested upon approval of the bid for the Annex building repairs. This bid was approved on February 13, 2019. The coverage is restricted to Amish personnel only.

Commissioner Glover moved to adjourn for lunch. Commissioner Noffske seconded the motion and the motion carried.

At 1:30 p.m., the Board of County Commissioner reconvened.

### **Commissioner Updates**

Commissioner Glover updated the board.

- He attended the Tri County Senior Center Father's Day Event. Commissioner Glover is going to try to get on the Oil and Gas Webinar.
- He will also be on the Medically Assisted Treatment Program (MAT) webinar on Friday and will meet monthly with that group. There is 1.6 million dollars coming into the valley for that Medically Assessed Treatment program.
- He attended the Landfill meeting with the Landfill running like normal.
- He noted that Colorado Recycling is hauling cars and other metal off the site.
- Commissioner Glover noted that he attended the South Central Seniors meeting and that the situation with Mineral County is complicated due to funding issues.
- SLV Transit met and will be having a Bustang meeting soon.

Commissioner Bothell reported to the Board.

- She attended the National Homeland Security Conference and learned some great things about emergency operations.
- She discussed possible server upgrades for the County with some of the vendors. She noted that Bots in computers are an interesting technology that could be useful in the future.
- E911 met and she reported that the IPAWS alert test was completed. A poll was taken on Facebook about the IPAWS alert system. Out of 1461 votes, 71% received the test. Sheriff and Emergency managers must do a MOU with E911 to be able to send alerts.
- Katie's Law requires phone companies to have technology to pin point what room an emergency call comes from it is up to the entity to make sure it works. Most BEST Grant Schools are putting in, "Voice over internet protocol" (VOIP) phone systems which can be problematic for 911.
- AT&T got the contract for First Net and are working on a lot of towers. First Net prioritizes emergency personnel during emergency. Parker Hill tower may be used for this First Net.

Commissioner Noffske stated that he was under the impression that Baxter hill may be useful for the Sheriff. Commissioner Noffske also said that he was not aware that the Turnkey discussion was on the agenda and was not prepared for that discussion due to it not being on the agenda. He noted that he would like written explanation about why the Sheriff was in favor of this bid vs. other bids

At 2:00 p.m., the public hearing for the SRS Title Funding was called to order.

School Board representatives and school personnel present were Scott Wiedeman, Monte Vista Superintendent; Leona Holland, Monte Vista School District Finance Manager; Angela Velasquez, Del Norte School District CFO; Michele Peterson, Sargent School Board.

Commissioner Bothell explained SRS (Secure Rural Schools) federal funding that comes along with PILT (payment in lieu of taxes) funding. The County received \$167,844.29 with 25% of that federally mandated to be allocated to Road and Bridge. The allocation for schools is \$125,833.22. Calculations were done with school count numbers. The allocations are as follows for this school year: 60.39% for the Monte Vista School District, 21.5% for the Del Norte School District and 18.11 % for the Sargent School District. This public hearing is an opportunity to dispute calculations and allocations. There were no disputes or concerns with allocations.

The public hearing was adjourned.

A Certification by Local Government was presented. The document states that the Chairman of Board of County Commissioners certifies Rio Grande County Cost Allocation Actual Fiscal Year 2018. Commissioner Glover moved to approve the Certification. Commissioner Noffske seconded the motion and the motion carried.

Commissioner updates continued.

Commissioner Noffske updated the Board.

- Jay Sarason is working on a mini grant for the Airport.
- Commissioner Noffske was asked to present to Monte Vista Rotary about the Two Rivers high water incident.
- He asked if the Board would get a budget update soon. Ms. Slater noted that another budget update will be done on July 17, 2019.
- The San Luis Valley Housing Coalition meeting moved their office.

At 2:34 p.m., Commissioner Glover moved to adjourn the meeting. Commissioner Noffske seconded the motion and the motion carried.

Attest:

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Suzanne Bothell, Chairman  
Chairman of the Board

Nikita Christensen  
Clerk of the Board