

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 Wednesday, February 12, 2020.

At 9:05 AM Chairman Noffske called the meeting to order. Prayer was led by Chairman Glover, and the Pledge of Allegiance was said.

Present were Commissioner Noffske, Commissioner Bothell, and Commissioner Glover, along with County Administrator Tricia Slater and Clerk of the Board DeAnn Jacobs.

Adoption of the Agenda

Commissioner Bothell made a motion to approve the agenda; Commissioner Glover seconded the motion, and the motion carried.

Approval of Minutes from the Previous Meeting

Commissioner Bothell made a motion to approve the minutes from January 29, 2020; Commissioner Glover seconded the motion, and the motion carried.

Public Comment

Commissioner Noffske asked if there were any public comments; there were none.

Consent Agenda

The consent agenda included DSS Accounts Payable, Accounts Payable, and Abatements.

Ms. Slater said the airport signs shown in the Accounts Payable will actually be paid out during Period 13.

Commissioner Bothell made a motion to approve the Consent Agenda; Commissioner Glover seconded the motion, and the motion carried.

2020 Monthly Vouchers

Table with 2 columns: Vender and Amount. Lists various vendors and their corresponding amounts, such as AGENCY TOURISM MARKETING (\$115.67) and COUNTY WORKER'S COMPENSATION POOL (\$91,118.00).

FASTENAL	\$46.83
FRANK A CLARK	\$25.98
GALLS, LLC	\$538.59
GOBINS, INC	\$33.76
GREAT AMERICA FINANCIAL	\$140.90
KEN'S SERVICE CENTER	\$3,414.47
KRISTI HILLIS	\$1,216.00
LEDS, LLC	\$2,046.00
LENCO WEST, INC	\$97.82
LOCKTON COMPANIES, LLC	\$1,887.00
LOWE'S PAY AND SAVE, INC	\$17.66
LYLE SIGNS, INC	\$33.50
MASTER PRINT & WEB DESIGN, INC	\$256.90
MASTER PRINT & WEB DESIGN, INC	\$2,315.00
McKESSON MEDICAL-	\$156.49
MDS WASTE & RECYCLE, INC	\$143.00
MILES PARTNERSHIP, LLLP	\$7,471.50
MODERN MARKETING	\$396.02
MONTE VISTA COOPERATIVE	\$334.21
MYERS BROTHERS TRUCK AND TRACTOR, INC	\$771.66
NOTES & NUMBERS, LLC.	\$1,060.00
PRO COM, LLC	\$282.50
PROFORCE LAW	\$4,090.00
PSYCHOLOGICAL RESOURCES	\$135.00
RENEE Z MACKEY	\$1,000.00
RIO GRANDE HOSPITAL	\$34.00
RIO GRANDE SPORTSMAN CLUB	\$375.00
S & S DISTRIBUTION, INC	\$8.00
SAGUACHE COUNTY JAIL	\$810.00
SLV PARTS, INC	\$86.23
SOLAR TRAFFIC SYSTEM, INC	\$166.00
SPARKLE CLEANERS	\$639.00
SUMMIT MARKET	\$172.99
SUMMIT PUBLISHING	\$750.00
TORRES PLUMBING & HEATING, LLC	\$200.00
TOWN OF DEL NORTE	\$245.16
U.S. TRACTOR, INC	\$35.83
VALLEY LUMBER AND SUPPLY, INC	\$208.60
VALUEWEST, INC	\$3,000.00
VENDOLA PLUMBING, INC	\$85.00
VERIZON WIRELESS	\$283.48
VERIZON WIRELESS	\$1,632.13
VERIZON WIRELESS	\$183.41
VERIZON WIRELESS	\$256.63
VETERANS COALITION OF THE SLV	\$3,000.00
VICTIM ASSISTANCE FUND	\$28.00
W. RYAN DUNN, ATTORNEY AT LAW	\$3,418.75
WASTE MANAGEMENT-	\$251.30
WEX BANK	\$304.30
WHITEHALL'S ALPINE BG	\$69.06
WINDY'S LP GAS	\$323.10
WSB COMPUTER SERVICES	\$1,178.00
WSB COMPUTER SERVICES	\$12,995.00
XCEL ENERGY	\$4,682.30
XCEL ENERGY	\$1,991.40
XCEL ENERGY	\$1,987.63
	\$203,903.05

Petition for Abatement or Refund of Taxes:

Schedule	Actual	Assessed	Tax	Individual
15304-07-005	\$41,069	\$11,911	\$919.85	Richard & Cassandra N. Tichian
15304-07-002	\$9,578	\$2,777	\$214.46	Richard & Cassandra N. Tichian
15272-00-536	\$989	\$288	\$18.57	Carol K. Keller
15272-00-537	\$989	\$288	\$18.57	Mary Ellen White
35314-11-012	\$21,442	\$1,534	\$120.07	City of Monte Vista Urban Renewal
37062-15-008	\$4,059	\$1,178	\$92.21	City of Monte Vista Urban Renewal
35313-60-002	\$6,190	\$1,796	\$140.61	City of Monte Vista Urban Renewal
17164-01-006	\$3,776	\$5,983	\$373.09	Chad & Deanna Fairchild
21331-05-013	\$165,559	\$48,012	\$3,089.94	San Luis Valley Asset Management
33241-00-045	\$131,135	\$12,322	\$754.02	Jershon Properties LLC
15292-00-020	\$183,780	\$53,296	\$3,439.08	Town of Del Norte
15304-22-002	\$21,792	\$6,320	\$488.04	Town of Del Norte

**County official and Department Head Reports**

Patrick Sullivan, Road and Bridge Department, was not present, but had left a report of work done in January for the Commissioners.

At 9:09 AM Ms. Diltz, Land Use Department, reported that Andrew Buffington is still occupying a camper on private property without permission of the owner. Ms. Diltz has received numerous complaints from a person who may own the property after the treasurer’s sale this spring. The current owner, Kristen Edelman, is thought to be in Salida. Mr. Dunn said the property owner is the one who can legally file for a warrant, so if the person who has contacted Ms. Diltz does become the owner after the treasurer’s sale, then action can be taken to remove Mr. Buffington. Mr. Dunn also said the inability to find the current owner is holding up the effort to remove Mr. Buffington and the camper from the property. In the meantime, the BOCC can look into the new zoning code for options. Ms. Diltz said the property is zoned as commercial, and camping is not allowed by right. Commissioner Glover asked if there is water or sanitation hook-ups for the camper Mr. Buffington is occupying. Ms. Diltz said there is not, which may be a health code violation. Mr. Dunn said the Board of Health might have the authority to haul off the camper. He and Ms. Diltz will meet tomorrow to look into this. Emily Brown, Public Health Department Director, is out of town; they may try to do a telephone conference call with her.

At 9:16 AM Randy Kern, Building Department reported to the Board. He said the hospital is looking at having short term housing for out of town doctors and patients’ families. He will attend the Colorado Chapter Chamber Institute in Loveland next week for continuing education. The transition with the State for plumbing inspections is going well. Two State inspectors have divided Rio Grande County in half, east and west, for coverage, with Del Norte being approximately in the middle. The only problem in the transition were a couple of projects that were started under county permit, but finished by State inspection. Mr. Kern talked to the State office and got it worked out.

At 9:21 AM Don McDonald, Rio Grande County Sheriff, reported he has asked for bids for the jail’s control panel. The current panel is obsolete. A company from Wheat Ridge has returned the lowest bid so far. It is \$51,000, so Sheriff McDonald will keep looking. Commissioner Bothell asked if a local electrician might be able to repair the current panel, since this is not in the budget. Commissioner Glover said it would be better to not try piece meal repairs. McDonald said one issue with the panel now is that it indicates cell doors as being open when they’re really closed, so officers need to manually check them. This takes away from time needed for other duties. Commissioner Glover asked if the bid was written or by phone. McDonald said it was by phone. Commissioner Noffske told McDonald to keep working on the bid process, see if he can find any grants, and come back to the BOCC with his recommendations.

Mr. McDonald said the Sheriff’s Department is in the last year of a \$5,304 Taser contract started during the previous administration. Mr. McDonald said the contract does not include cartridges, warranty repairs, or training. He talked to the company to see if the contract could be changed to include these, but it can’t and he cannot get out of it. Since there is only one more payment, he recommended staying in this contract until it ends. Ms. Slater clarified that even though the payment is over \$5,000, no other bids are needed since it is included in an existing contract.

Ms. Slater said the 2020 Emergency Fire Fund annual operating plan will be discussed at another Board meeting.

Mr. Mc Donald said next week the Sheriff's Department will be giving a BolaWrap demonstration; no law departments in the San Luis Valley have this equipment, and officers from several departments will attend. The BolaWrap is useful when individuals physically resist arrest; it shoots out tethers that wrap around the subject's body and arms or legs.

### **General Business and Administrative Items**

At 9:45 AM the BOCC began a discussion about the Intergovernmental Agreement Regarding the Organization and Operation of the Rio Grande County Public Health Agency (PHA IGA). In attendance were Bernadette Martinez, Town of Del Norte Administrator, Marty Asplin, Board of Health representative from Del Norte, and Toni Steffens-Steward, Rio Grande County Public Health Department deputy director. Emily Brown, Rio Grande County Public Health director joined mid-discussion via telephone conference call. Mr. Dunn said he had spoken to Eugene Farish, Town of South Fork attorney, and was told the Town of South Fork would defer to Ms. Brown's decision on the matter. There was no representative from the City of Monte Vista.

Mr. Dunn gave a history of how the County's Board of Health and the PHA IGA started. In 2008, State Senate Bill 194 revised the public health statutes of the State of Colorado. According to the bill, each county would have a public health agency, and in counties having a population of less than 100,000, the BOCC would serve as the county's Board of Health. The following year, the BOCC signed Resolution 2009-06 (recorded in Book 543, page 1029), which established the Rio Grande County Public Health Agency (PHA). It also stated the PHA would appoint a Board of Health, the BOCC would serve as the Board of Health, and the Board of Health would appoint a Public Health Director and a medical officer for the Agency. In 2010 the PHA IGA was created, and recorded as Resolution 2010-09 (Book 547, Page 1426).

Mr. Dunn said Resolution 2009-06 is fine by itself, and does not require the PHA IGA to accomplish what it needs to do. He said the PHA IGA is problematic in part because of Articles IV and V, which establish the makeup and terms of the Board of Directors. The PHA IGA also gives responsibilities to the Board of Health that are not provided for in Senate Bill 194. Mr. Dunn recommended the County either pull out of the PHA IGA or drastically change it. He said the Board of Health needs to function as called for in the statute; if the County pulls out, the BOCC will still be the Board of Health.

Ms. Steffens-Steward said that is also Ms. Brown's opinion; the Board of Health structure can vary, but she does not want to report to the BOCC and the Board of Health as two separate entities.

Ms. Brown joined by telephone. She previously talked with Dan Hicks from South Fork. He said he wants to support whatever is best for the Public Health Agency. He thinks it is good to have the municipalities and the hospital represented on the Board of Health, and suggests when a representative steps down from the Board, they can help the BOCC find their replacement.

Mr. Dunn again stated that in Resolution 2009-06 the BOCC designated itself as the Board of Health, but he doesn't find anywhere calling for both a BOCC and a Board of Health with different directors. Ms. Brown said she thinks the PHA IGA may just be using terminology calling the Board of Health members "directors". Mr. Dunn said the PHA IGA may be invalid. The PHA includes the Board of Health, Public Health Department, and Public Health Director. Mr. Dunn questioned why the PHA IGA was made, and suggested it might have been done in an effort to recoup County costs in exchange for control. Ms. Brown said the PHA IGA does not call for a legal separation of duties. She also said Heidi Helgeson is the Agency's medical officer. One of Dr. Helgeson's duties is writing prescriptions for the vaccines administered by the Public Health Department's nurses.

Ms. Martinez said the Town of Del Norte likes having a representative on the Board of Health to keep the Town informed. Ms. Steffens-Steward responded that she and Ms. Brown also want to keep the municipalities involved, and that they aren't saying the PHA IGA must end, but that it must be changed. She said there can still be some kind of written agreement that includes the municipalities' involvement.

Mr. Dunn said Mr. Farish agreed the Board of Health should have authority. Mr. Dunn recommended the BOCC should first withdraw from the PHA IGA, secondly decide if there should be a new IGA, and thirdly draft a resolution establishing the terms of municipal representatives. He restated that the current PHA IGA is inconsistent with the Board of Health as established in Resolution 2009-06.

Ms. Brown said the Board of Health should have representation from the municipalities, and not just from the BOCC.

Commissioner Bothell suggested that Mr. Dunn write letters to the municipalities explaining there are conflicts between Resolution 2009-06 and the PHA IGA, making the PHA IGA invalid, so the BOCC is withdrawing from it. Commissioner Glover said if the BOCC decides to rewrite the IGA, it should be simple and care should be taken to make sure it is not in conflict with Resolution 2009-06. Mr. Dunn said Commissioner Bothell's suggestion for him to write letters was good and valid. Commissioner Noffske said it sounded like there was a consensus between the Commissioners, and asked if there was a motion.

Commissioner Bothell made a motion that the BOCC withdraw from the PHA IGA as it is written according to Resolution 2010-09, and that Mr. Dunn send letters to the County's municipalities informing them of the BOCC's decision. Commissioner Glover seconded the motion, and the motion carried.

Ms. Brown asked who she should go to if she has a question before a new IGA might be created. She wanted to be sure the BOCC could appoint itself as the Board of Health. Mr. Dunn said that is covered in Resolution 2009-06.

Mr. Asplin agreed the current PHA IGA is flawed, and said if a new memorandum of understanding is created, the BOCC should start fresh and not base it on the current PHA IGA.

Mr. Dunn said an IGA is not needed for cost sharing, but could be beneficial. He said there should be a contract with the medical officer.

Ms. Brown said the next step should be for her to meet with the BOCC at its next meeting. She recommended the Board of Health be on the agenda regularly, and that minutes be taken. Mr. Dunn reminded her and the BOCC to be sure public notices of those meetings be made. Commissioner Noffske, Ms. Brown, and Ms. Slater will work together on scheduling Board of Health meetings.

At 10:38 AM the Census Response Week, 2020, A Proclamation was presented. Commissioner Glover made a motion to approve the proclamation. Commissioner Bothell seconded the motion, and the motion carried.

At 10:39 AM Ms. Slater presented the Wall, Smith, and Bateman contract for the 2019 audit. Commissioner Bothell made a motion to approve the contract. Commissioner Glover seconded the motion, and the motion carried.

At 10:40 AM Ms. Slater presented the Capital Innovations final contract for financing from Tyler Technologies. The contract was approved at the last BOCC meeting, and needed to be signed.

At 10:41 AM Ms. Slater presented the 2020 Initial Boundary Validation Program form. The boundary was validated by the County Assessor, and just needed a signature from the BOCC.

#### **Commissioners and Administrator Updates**

At 10:42 AM Ms. Slater presented the Rio Grande County Employees February 2020 Salary Posting, pursuant to CRS 30-25-111(1.5). She said that, according to statute, the list needs to be published in the newspaper. It hasn't been published for several years, but she will do so. She asked if she should also post it on the County's website. Mr. Dunn said that would be a good idea. Commissioner Bothell said it would be accessible through the link to the BOCC minutes. Ms. Slater said websites for other counties show the postings with their own links, and she would like to do the same. According to statute, it is posted twice annually. The BOCC said Ms. Slater may post the list on the County website with its own link.

**The Colorado Revised Statutes, under CRS 30-25-111 (1.5), requires counties to publish salary information for all their employees twice annually, in February and in August of each year. The full listing published in February reports each employee by job title, and the total amount of wages paid to the employee during the prior year. The full listing published in August reports each employee by job title, and the monthly salary as of June 30<sup>th</sup> of the current year. In addition to wages, all Rio Grande County employees are provided fringe benefits, per CRS 30-25-111 (1.5) each publication shall be accompanied by the**

countywide average percentage of salary that is paid in addition to regular wages as fringe benefits.

**PURSUANT TO CRS 30-25-111 (1.5), BY ORDER OF THE RIO GRANDE COUNTY BOARD OF COUNTY COMMISSIONERS, PUBLICATION OF RIO GRANDE COUNTY ANNUAL SALARIES FROM JANUARY 1, 2019 THROUGH DECEMBER 31, 2019.**

**2019 RIO GRANDE COUNTY FRINGE BENEFITS IS 29.55%**

**PUBLISHED FEBRUARY 12<sup>TH</sup> 2020**

POSITION: 005 - TITLE: ELECTED OFFICIAL	\$49,700.04
POSITION: 005 - TITLE: ELECTED OFFICIAL	\$49,700.04
POSITION: 005 - TITLE: ELECTED OFFICIAL	\$57,018.64
POSITION: 005 - TITLE: ELECTED OFFICIAL	\$58,038.96
POSITION: 005 - TITLE: ELECTED OFFICIAL	\$58,038.96
POSITION: 005 - TITLE: ELECTED OFFICIAL	\$67,640.96
POSITION: 006 - TITLE: ACCOUNTANT	\$32,000.10
POSITION: 006 - TITLE: ACCOUNTANT	\$48,438.04
POSITION: 007 - TITLE: SHERIFF	\$76,407.72
POSITION: 008 - TITLE: CORONER	\$25,937.64
POSITION: 009 - TITLE: DEPUTY CORONER	\$9,750.00
POSITION: 011 - TITLE: PEST DISTRICT SUPERVISOR	\$47,278.44
POSITION: 012 - TITLE: PUBLIC HEALTH DIRECTOR	\$64,646.40
POSITION: 013 - TITLE: ROAD AND BRIDGE SUPERVISOR	\$88,275.24
POSITION: 014 - TITLE: MUSEUM DIRECTOR	\$23,477.60
POSITION: 015 - TITLE: ADMIN ASSISTANT/AP CLERK	\$33,245.32
POSITION: 015 - TITLE: ADMIN ASSISTANT/AP CLERK	\$28,024.56
POSITION: 016 - TITLE: EMERGENCY MANAGER	\$4,269.42
POSITION: 017 - TITLE: AIRPORT MANAGER	\$11,822.35
POSITION: 018 - TITLE: PART TIME MUSEUM STAFF	\$6,929.49
POSITION: 019 - TITLE: PUBLIC HEALTH DEPUTY DIRECTOR	\$32,861.99
POSITION: 020 - TITLE: DEPUTY TO ELECTED OFFICIAL	\$48,526.44
POSITION: 022 - TITLE: DEPUTY TO ELECTED OFFICIAL	\$38,456.64
POSITION: 025 - TITLE: UNDERSHERIFF	\$49,978.44
POSITION: 030 - TITLE: COUNTY ADMINISTRATOR	\$61,787.44
POSITION: 033 - TITLE: CASE MANAGER - 10	\$31,427.44
POSITION: 033 - TITLE: CASE MANAGER - 10	\$29,415.75
POSITION: 03311 - TITLE: CASE MANAGER - 12	\$35,451.06
POSITION: 03311 - TITLE: CASE MANAGER - 12	\$39,804.42
POSITION: 03311 - TITLE: CASE MANAGER - 12	\$33,793.44
POSITION: 034 - TITLE: EPSDT CASE MANAGER	\$37,553.52
POSITION: 035 - TITLE: LAND USE/BLDG. INSP. - 13	\$50,533.25
POSITION: 03516 - TITLE: LAND USE/BLDG INSP - 16	\$67,308.84
POSITION: 036 - TITLE: PART-TIME BUILDING INSPECTOR	\$3,026.25
POSITION: 04012 - TITLE: APPRAISER - 12	\$40,745.49
POSITION: 050 - TITLE: PUBLIC HEALTH NURSE	\$49,977.24
POSITION: 050 - TITLE: PUBLIC HEALTH NURSE	\$41,580.94
POSITION: 055 - TITLE: DIRECTOR, SOCIAL SERVICE	\$91,852.80
POSITION: 060 - TITLE: CASEWORKER	\$41,423.50
POSITION: 060 - TITLE: CASEWORKER	\$39,672.74
POSITION: 060 - TITLE: CASEWORKER	\$40,086.00
POSITION: 060 - TITLE: CASEWORKER	\$2,223.56
POSITION: 065 - TITLE: INCOME MAINT. TECHICIAN	\$35,041.50

POSITION: 065 - TITLE: INCOME MAINT. TECHICIAN	\$31,063.44
POSITION: 065 - TITLE: INCOME MAINT. TECHICIAN	\$30,263.05
POSITION: 065 - TITLE: INCOME MAINT. TECHICIAN	\$17,585.75
POSITION: 065 - TITLE: INCOME MAINT. TECHICIAN	\$29,595.99
POSITION: 065 - TITLE: INCOME MAINT. TECHICIAN	\$29,952.00
POSITION: 065 - TITLE: INCOME MAINT. TECHICIAN	\$29,318.25
POSITION: 065 - TITLE: INCOME MAINT. TECHICIAN	\$34,807.50
POSITION: 065 - TITLE: INCOME MAINT. TECHICIAN	\$2,667.60
POSITION: 065 - TITLE: INCOME MAINT. TECHICIAN	\$32,331.67
POSITION: 065 - TITLE: INCOME MAINT. TECHICIAN	\$30,803.44
POSITION: 07010 - TITLE: DEPUTY OFFICER - 10	\$28,389.33
POSITION: 07011 - TITLE: DEPUTY OFFICER - 11	\$6,060.75
POSITION: 07011 - TITLE: DEPUTY OFFICER - 11	\$11,178.06
POSITION: 07011 - TITLE: DEPUTY OFFICER - 11	\$4,314.21
POSITION: 07011 - TITLE: DEPUTY OFFICER - 11	\$35,801.29
POSITION: 07011 - TITLE: DEPUTY OFFICER - 11	\$46,768.95
POSITION: 07011 - TITLE: DEPUTY OFFICER - 11	\$38,137.47
POSITION: 07011 - TITLE: DEPUTY OFFICER - 11	\$41,102.61
POSITION: 07012 - TITLE: DEPUTY OFFICER - 12	\$47,878.87
POSITION: 07110 - TITLE: PART TIME DEPUTY - 10	\$18,919.68
POSITION: 075 - TITLE: DISPATCHER/DETENTION OFFICER 8	\$32,668.36
POSITION: 075 - TITLE: DISPATCHER/DETENTION OFFICER 8	\$12,462.90
POSITION: 075 - TITLE: DISPATCHER/DETENTION OFFICER 8	\$32,156.74
POSITION: 075 - TITLE: DISPATCHER/DETENTION OFFICER 8	\$34,998.86
POSITION: 075 - TITLE: DISPATCHER/DETENTION OFFICER 8	\$34,066.34
POSITION: 075 - TITLE: DISPATCHER/DETENTION OFFICER 8	\$33,014.29
POSITION: 075 - TITLE: DISPATCHER/DETENTION OFFICER 8	\$26,830.93
POSITION: 075 - TITLE: DISPATCHER/DETENTION OFFICER 8	\$34,551.75
POSITION: 075 - TITLE: DISPATCHER/DETENTION OFFICER 8	\$35,917.71
POSITION: 075 - TITLE: DISPATCHER/DETENTION OFFICER 8	\$5,257.40
POSITION: 075 - TITLE: DISPATCHER/DETENTION OFFICER 8	\$35,962.50
POSITION: 075 - TITLE: DISPATCHER/DETENTION OFFICER 8	\$38,409.39
POSITION: 075 - TITLE: DISPATCHER/DETENTION OFFICER 8	\$18,879.13
POSITION: 075 - TITLE: DISPATCHER/DETENTION OFFICER 8	\$34,557.38
POSITION: 075 - TITLE: DISPATCHER/DETENTION OFFICER 8	\$10,012.55
POSITION: 07509 - TITLE: DISPATCH/DETEN. OFFICER - 09	\$41,387.96
POSITION: 07510 - TITLE: DISPATCH/DETEN. OFFICER - 10	\$41,911.53
POSITION: 080 - TITLE: CLERK	\$14,268.82
POSITION: 080 - TITLE: CLERK	\$29,170.72
POSITION: 080 - TITLE: CLERK	\$47,156.60
POSITION: 080 - TITLE: CLERK	\$19,574.99
POSITION: 080 - TITLE: CLERK	\$29,423.85
POSITION: 080 - TITLE: CLERK	\$34,346.02
POSITION: 080 - TITLE: CLERK	\$28,669.37
POSITION: 080 - TITLE: CLERK	\$31,096.04
POSITION: 080 - TITLE: CLERK	\$28,311.60
POSITION: 080 - TITLE: CLERK	\$27,663.96
POSITION: 082 - TITLE: LEGAL TECHNICIAN	\$37,313.28
POSITION: 082 - TITLE: LEGAL TECHNICIAN	\$29,757.00
POSITION: 082 - TITLE: LEGAL TECHNICIAN	\$16,383.15
POSITION: 082 - TITLE: LEGAL TECHNICIAN	\$38,115.96
POSITION: 085 - TITLE: CLERK/TYPIST/SECRETARY	\$32,516.20
POSITION: 085 - TITLE: CLERK/TYPIST/SECRETARY	\$25,424.74
POSITION: 085 - TITLE: CLERK/TYPIST/SECRETARY	\$19,418.80
POSITION: 095 - TITLE: CASE AID-LIVING SKILLS	\$27,787.50

POSITION: 095 - TITLE: CASE AID-LIVING SKILLS	\$30,176.25
POSITION: 096 - TITLE: HUMAN RESOURCES DIRECTOR	\$7,551.24
POSITION: 097 - TITLE: VETERAN OFFICE	\$14,243.88
POSITION: 099 - TITLE: OFFICE MANAGER - 10	\$37,377.60
POSITION: 0991035 - TITLE: OFFICE MANAGER - 10 35	\$29,041.14
POSITION: 09911 - TITLE: OFFICE MANAGER - 11	\$37,585.56
POSITION: 0991337 - TITLE: OFFICE MANAGER - 13 37	\$50,033.75
POSITION: 100 - TITLE: CUSTODIAN - 05	\$13,625.37
POSITION: 100 - TITLE: CUSTODIAN - 05	\$2,086.89
POSITION: 105 - TITLE: JAIL ADMINISTRATOR	\$55,452.84
POSITION: 106 - TITLE: VIC. ADVOCATE	\$33,313.00
POSITION: 110 - TITLE: UNIT SUPERVISOR - 13	\$60,875.76
POSITION: 110 - TITLE: UNIT SUPERVISOR - 13	\$37,657.76
POSITION: 110 - TITLE: UNIT SUPERVISOR - 13	\$49,952.50
POSITION: 110 - TITLE: UNIT SUPERVISOR - 13	\$58,909.56
POSITION: 11012 - TITLE: UNIT SUPERVISOR - 12	\$34,822.14
POSITION: 11016 - TITLE: UNIT SUPERVISOR - 16	\$48,184.50
POSITION: 11016 - TITLE: UNIT SUPERVISOR - 16	\$62,201.74
POSITION: 132 - TITLE: GRANT SUPPORT CLERK	\$40,918.11
POSITION: 150 - TITLE: EQUIPMENT OPERATOR - 09	\$33,484.47
POSITION: 150 - TITLE: EQUIPMENT OPERATOR - 09	\$34,837.74
POSITION: 150 - TITLE: EQUIPMENT OPERATOR - 09	\$35,641.88
POSITION: 150 - TITLE: EQUIPMENT OPERATOR - 09	\$22,249.05
POSITION: 150 - TITLE: EQUIPMENT OPERATOR - 09	\$35,074.14
POSITION: 150 - TITLE: EQUIPMENT OPERATOR - 09	\$33,373.67
POSITION: 15010 - TITLE: EQUIPMENT OPERATOR - 10	\$38,793.30
POSITION: 15010 - TITLE: EQUIPMENT OPERATOR - 10	\$48,321.87
POSITION: 15010 - TITLE: EQUIPMENT OPERATOR - 10	\$39,032.16
POSITION: 15010 - TITLE: EQUIPMENT OPERATOR - 10	\$39,032.16
POSITION: 15012 - TITLE: EQUIPMENT OPERATOR - 12	\$56,883.66
POSITION: 15012 - TITLE: EQUIPMENT OPERATOR - 12	\$55,401.19
POSITION: 15012 - TITLE: EQUIPMENT OPERATOR - 12	\$52,405.05
POSITION: 15012 - TITLE: EQUIPMENT OPERATOR - 12	\$56,259.10
POSITION: 165 - TITLE: FOREMAN - 13	\$60,841.61
POSITION: 170 - TITLE: MECHANIC	\$56,529.10
POSITION: 180 - TITLE: WELDER	\$55,256.35
POSITION: 185 - TITLE: INVESTIGATOR	\$35,845.37
POSITION: 185 - TITLE: INVESTIGATOR	\$31,945.30
POSITION: 191 - TITLE: JAIL COOK	\$27,881.84
POSITION: 191 - TITLE: JAIL COOK	\$32,588.62
POSITION: 195 - TITLE: CIVIL PROCESS SERVER	\$47,396.33
POSITION: 197 - TITLE: OFFICE ASSISTANT - 05	\$275.87
POSITION: 19709 - TITLE: OFFICE ASSISTANT - 09	\$30,695.61
POSITION: 211 - TITLE: JAIL NURSE	\$69,632.74
POSITION: 212 - TITLE: JAIL DOCTOR	\$9,999.96
POSITION: ASTRB - TITLE: ASSISTANT ROAD SUPERVISOR	\$61,187.42

At 10:48 AM Ms. Slater gave an update on the Upper Rio Grande School Annexation. The annexation is fully complete. Mr. Dunn said the GOCO grant is not complete; the School and the Town of Del Norte have not met, and the BOCC will have to wait to hear from them before the grant can be completed.

At 10:51 AM the completed analysis of Summitville from the Alpine Archaeological Consultants was handed out. Mr. Dunn said he will have the deeds finalized for the BOCC's meeting on March 11, 2020, so the Board can vote on a resolution.

At 10:54 AM Ms. Slater presented the completed Nationwide Cyber Security Audit to the Board. She also said the land use grant used for the new code book has been completed. It was a 50/50 matching grant of \$50,000 for a grant total of \$100,000. The County spent an extra \$1,000, so paid \$51,000.

At 10:55 AM Commissioner Glover gave updates about his assigned organizations.

- CDOT is working on the Transportation Planning Region within Rio Grande County.
- The US Census will continue to hire through March 15, 2020. Del Norte was the first municipality in the San Luis Valley to meet its hiring goal.
- Two bids have been received for the purchase of a second truck for the County Coroner. The Coroner has requested a second vehicle to use when the other one is out of the County. Town and Country and Phil Long both returned bids, but no other dealerships have returned one. Ms. Slater asked what would happen if no other bids are received. Mr. Dunn noted that the Board cannot force someone to bid, and that notation of the requested bids is needed if no others are received. The Board will discuss the purchase at its next meeting.

At 11:01 AM Commissioner Bothell gave an update on her assigned organizations. She noted that she previously emailed meeting summaries to the other Commissioners.

- The All-Hazards Advisory Council said the Coronavirus is not as bad as the media portrays. It is spread only by direct contact, and is not classified as a pandemic. Ft. Carson has been set up as a quarantine station, but has no patients so far.
- The AHAC discussed EMS salaries.

Commissioner Bothell asked if there was an update on the generator for the Sheriff's Department and the Annex. Ms. Slater said Dusty from the Maintenance Department got it started, and it did power the Annex. Commissioner Glover said a switch had been turned off. He also said the engine has a small oil leak that needs to be repaired.

At 11:05 AM Commissioner Noffske gave updates on his assigned organizations.

- Tomorrow, February 13, he will meet with commissioners from the counties affected by the railroad bankruptcy to discuss unpaid taxes. One challenge is keeping administrative costs down so they don't take up too much of the revenue received from taxes. On February 24, he and John Golusha from Huerfano County will attend a Special Districts Association meeting in Denver, and attend the bankruptcy hearing on February 25. Commissioner Noffske voiced concern by the lack of forensic accounting, and asked who is representing the counties in court, and how money received from the bankruptcy will be divided between the counties and others in receivership. Mr. Dunn said he will find out the details.
- The SLV Housing Coalition has money available to repair or replace dilapidated mobile homes and water wells.

At 11:17 AM Ms. Slater said she has received the bill for the Upper Rio Grande School annexation, and asked whether the County or the Town of Del Norte should pay it. The BOCC agreed the County will pay half.

At 11:20 AM Commissioner Noffske asked for a motion to adjourn the regular session for executive session according to 24-6-402(4)(b) to receive legal advice, and 24-6-402(4)(f) to discuss personnel matters. Commissioner Bothell made the motion; Commissioner Glover seconded the motion, and the motion carried.

At 12:05 PM, the Board exited executive session.

Attest:

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John Noffske  
Chairman of the Board

DeAnn Jacobs  
Clerk of the Board

State of Colorado                    )  
  ss  
County of Rio Grande                )

The Board of the Rio Grande County Commissioners met in regular session on Wednesday, February 26, 2020.

At 9:00 AM Chairman Noffske called the meeting to order. Prayer was led by Chairman Glover, and the Pledge of Allegiance was said.

Present were Commissioner Noffske, Commissioner Bothell, and Commissioner Glover, along with County Administrator Tricia Slater and Clerk of the Board DeAnn Jacobs.

**Adoption of the Agenda**

Commissioner Bothell made a motion to approve the agenda; Commissioner Glover seconded the motion, and the motion carried.

**Approval of Minutes from the Previous Meeting**

Commissioner Bothell made a motion to approve the February 12, 2020 minutes as corrected. Commissioner Glover seconded the motion, and the motion carried.

**Public Comment**

Commissioner Noffske asked if there were any comments. There were none.

**Consent Agenda**

- Accounts Payable
- Void Warrant #153253
- Void Warrant #153271
- Payroll
- Veterans Report
- Abatements

Commissioner Noffske said he was concerned with the completeness of the abatement forms, and would like to discuss them later in the meeting. Other than that, he was satisfied with the Consent Agenda. Commissioner Glover made a motion to approve the Consent Agenda less the abatements. Commissioner Bothell seconded the motion, and the motion carried.

**2020 Monthly Vouchers**

Vender	Amount
1 BETTER LLC	\$5,000.00
AGENCY TOURISM MARKETING	\$116.35
AIRGAS USA, LLC	\$242.93
AIRNAV, LLC	\$40.00
ALAMOSA CO NURSING SVC	\$1,932.00
ALAMOSA COUNTY	\$315.00
BALLANTINE COMMUNICATIONS, INC	\$2,347.37
BRANDON ROGERS	\$56.16
BRITT L JARDON	\$956.05
BRYAN CHRISTENSEN	\$60.35
BUSINESS SOLUTIONS LEASING, INC	\$60.10
CAROL VORIS	\$9.45
CENTURYLINK	\$65.74
CENTURYLINK	\$65.16
CENTURYLINK	\$57.19
CHAVEZ PLUMBING & HEATING, LLC	\$500.00
CIELLO POWERED BY SLVREC	\$1,482.20
CINDY HILL	\$246.73
COLOLRADO COUNTY CLERK'S ASSN.	\$937.29
COSTILLA COUNTY PUBLIC	\$1,826.91
DEANN JACOBS	\$23.65
DIANNE KOSHAK	\$91.80

DIGITCOM ELECTRONICS, INC	\$378.43
DIRECT TV	\$176.75
DISTRICT ATTORNEY OFFICE	\$22,166.67
DOMINION VOTING SYSTEMS, INC	\$19,667.37
DOUG COOPER	\$52.07
EMILY BROWN	\$520.53
FIRST BANKCARD	\$13,294.84
GALLS, LLC	\$532.48
GREAT AMERICA FINANCIAL	\$349.13
HAYNIE'S INC.	\$488.54
IDA SALAZAR	\$283.50
IHS PHARMACY	\$495.32
INDUSTRIAL & FARM SUPPLY	\$19.60
INLAND TRUCK PARTS & SERVICE	\$727.28
INTERNAL REVENUE SERVICE	\$12,836.39
J D POWER	\$240.00
JADE COMMUNICATIONS, LLC	\$184.80
JAMES CLARE	\$52.25
JEAN BORREGO	\$5,232.73
KD KLENE	\$137.14
KRIS STEFFENS	\$1,250.00
LEDS, LLC	\$1,520.00
LENCO WEST, INC	\$93.15
LEROY A ROMERO	\$150.00
MARK MUELLER	\$56.30
MASTER PRINT & WEB DESIGN, INC	\$1,079.36
MAX GARCIA	\$24.75
MEGAN WILSON	\$46.91
MIKE SCHAEFER	\$56.30
MOBILE RECORD SHREDDERS, LLC	\$28.00
MONTE VISTA COOPERATIVE	\$108.10
MONTE VISTA MACHINE TOOL	\$95.00
MYERS BROTHERS TRUCK AND TRACTOR, INC	\$205.89
PAUL WERTZ	\$156.93
QUILL.COM	\$75.78
REYNOLDS ASH + ASSOCIATES	\$750.00
RIO GRANDE COUNTY TREAS.	\$1,757.00
RIO GRANDE HOSPITAL	\$99.41
S & S DISTRIBUTION, INC	\$104.00
SAFE RESTRAINTS, INC	\$2,477.12
SAN LUIS VALLEY REGIONAL	\$1,025.60
SANOFI PASTEUR, INC.	\$76.78
SLV REC	\$637.00
SLV REC	\$180.00
SLV REC	\$210.00
SOUTH FORK PROPANE, LTD. CO.	\$630.00
STATE OF COLORADO	\$398.55
THE SIDWELL COMPANY	\$3,000.00
TOM HAEFELI	\$66.20
TORRES PLUMBING & HEATING, LLC	\$250.00
TOTAL OFFICE SOLUTIONS	\$44.70
TOWN OF DEL NORTE	\$363.13
TRANSWEST TRUCK, INC	\$208.96
UNITED REPROGRAPHIC	\$185.22
VALLEY COURIER	\$314.30
VALLEY ELECTRIC, INC	\$176.62
VENDOLA PLUMBING, INC	\$20,716.00
VERIZON WIRELESS	\$358.74
WAGNER EQUIPMENT	\$4,086.58
WEX BANK	\$514.37

WEX BANK	\$4,727.95
WILEY CHIROPRACTIC GROUP	\$95.00
WORLD FUEL SERVICES, INC	\$16,052.98
WSB COMPUTER SERVICES	\$8,439.00
	<b>\$167,159.93</b>

### February 2020 Payroll

COUNTY GENERAL FUND	\$310,047.63
ROAD AND BRIDGE	\$96,205.26
SOCIAL SERVICES	\$161,004.44
WEED DISTRICT	\$3,259.34
AIRPORT FUND	\$974.57
PUBLIC HEALTH	
AGENCY FUND	\$35,068.37
<b>TOTAL:</b>	<b>\$606,559.61</b>

### County official and Department Head Reports

At 9:03 AM the Board adjourned to the Board of the Department of Social Services.

At 9:28 AM the Board reconvened as the Board of County Commissioners.

Patrick Sullivan, Road and Bridge Department, said he budgeted \$30,000 for truck plows in 2020. He wants to upgrade from fixed plows to articulated bi-directional plows. He has requested bids. Kois Brothers submitted a bid for a Henke snow plow. Auto Truck Group submitted a bid for a Henderson snow plow. The Henke plow has a larger cylinder than the Henderson plow (2-inch vs 1 ½ inch). Otherwise the plows are very similar. The Kois bid is \$7,753 for each plow delivered to their facility in Denver. The Auto Truck bid is \$8,566 per plow delivered to their facility in Colorado Springs. Kois also has an option to ship to Rio Grande County; freight cost is \$1,250 for one plow or \$2,850 for three plows. Mr. Sullivan would prefer to get three plows shipped here from Kois Brothers. The total cost of \$23,259 plus shipping would still be under his budgeted cost. Commissioner Bothell made a motion to approve the purchase of plows from Kois Brothers. Commissioner Glover seconded the motion, and the motion carried.

Mr. Sullivan presented two proposals he received for crushing. The County used to use Southway Construction. Two years ago Colorado Crushing, Inc. was working for Rocky Mountain next to where the County was working, and the County used their product for convenience purposes. The quality was very good for hot plant use. In the proposal from Rocky Ryan, president of Colorado Crushing, received in January, the prices are the same as they were two years ago. Adam Robins, owner of Robins Construction submitted a bid that is 12 cents per ton less than the Colorado Crushing bid. Mr. Sullivan is not familiar with the product, and recommended accepting the proposal from Colorado Crushing, Inc. Commissioner Glover suggested getting a sample from Robins, and Mr. Sullivan agreed that he would like to find out more about their operation. He said it's possible the County could work with Robins in the future, but this year he would like to work with Colorado Crushing since he is familiar with the company and its product. Commissioner Glover made a motion to use Colorado Crushing. Commissioner Bothell seconded the motion, and the motion carried.

### General Business and Administrative Items

At 9:40 AM, Cleave Simpson, general manager of the Water Conservation District, addressed the Board.

Mr. Simpson said the three year term of one of the District's board directors from Rio Grande County, Brian David, expires in April 2020. Mr. David has served on the board for about 20 years and wants to step down. Mr. Simpson would like the BOCC to appoint a new board member by their meeting on April 21, 2020. Doug Messick may be interested in serving on the board.

Mr. Simpson spoke about the Water Export Proposal. Discussions about the Proposal have increased over the last few months. Sean Tonner, spokesman for the proposal, asked to speak

at the Colorado Cattlemen's Association board meeting in January; Mr. Simpson was also asked to speak at the meeting. The Water Conservation District has appropriated funds to hire a professional communications firm for marketing and public relations. They hired Ziegler Communications, which has experience with water messaging in northern Colorado. The week of February 17, Mr. Simpson became aware of telephone surveys being done about the Water Export Proposal. Water figures cited in the survey are not accurate, and are biased toward prompting the survey takers to be in favor of the proposal. For example, the survey claims there is water in the aquifer available for sale, but Mr. Simpson said there is no unappropriated water. Liz Ziegler came down to talk with Mr. Simpson Monday, February 24. She crafted a press release to run in the Valley Courier today to let people know the survey information is inaccurate. The Water Conservation District is also planning on putting up a website with information about the Water Export Proposal.

Mr. Simpson said the sub-district processes are moving along. The first is operational this year, and the next two will be by March 15, 2021. Owners of non-exempt wells need to be in compliance by that date. The Water Conservation District is working with those owners to get them into compliance by that date.

Mr. Simpson said snow pack is about average. The Water Conservation District uses Doppler Radar for stream flow prediction. It predicts very accurately, and is used to set the annual compact delivery to the State line.

At 10:05 AM, the BOCC discussed the approval of the Rio Grande County Annual Operating Procedure (AOP) by the Department of Fire Prevention and Control (DFPC). Mr. Dunn said he looked it over, and it is fine. Commissioner Bothell made a motion to approve the AOP. Commissioner Glover seconded the motion, and the motion carried.

At 10:06 AM, Dave Scheel from the County Coroner's Office presented bids received by the Office for a pickup. Two bids were from Town & Country Car and Truck Center and one was from Phil Long Commercial Sales. Mr. Scheel said he and Stephan Hunzeker like all the bids. One of their considerations is getting one that will have the best power for this altitude. One truck from Town & Country has a wheelbase that is too short for the Coroner's needs. The longer wheel base (141 inches) from Town & Country is \$26,767.27. The same wheelbase from Phil Long is \$29,477.00. Commissioner Glover looked into other makes and models, but they were more expensive than the Ford F-150. The budgeted amount for the truck is \$26,000. Commissioner Bothell made a motion to approve the purchase of the long bed from Town & Country. Commissioner Glover seconded the motion, and the motion carried.

Mr. Scheel also brought topper bids for the Board to view. The topper and other truck accessories, such as a ramp or light bar, are not in the budget. Ms. Slater said perhaps some line items may be reduced to pay for them. The Board discussed the topper bids, and decided to table the decision until the budget could be reviewed.

At 10:26 AM, the BOCC discussed the Airport Advisory Board recommendation. The Advisory Board was formed at the Rio Grande County Board of Commissioners meeting on January 31, 2001. Mr. Dunn said there is not a statute that specifically talks about an airport advisory board, but it could fall under the language in CRS 41-4-106: "to perform any duties necessary or consistent for the regulation of air traffic". Of any statutes concerned with the county operation of an airport, this one seems most applicable. Even though there is no statute calling for an advisory board, there is nothing wrong with having one, but its authority is limited to advising the BOCC which does have the authority to run the airport and can utilize the information received.

Tom Haefeli, president of the Airport Advisory Board, sent a request to the Commissioners to retain or seat new Airport Board members, and to discuss the Edwards water issue. Mr. Dunn said Jim Edwards' attorney contacted Commissioner Glover after the last BOCC meeting; Commissioner Glover advised him to contact Mr. Dunn. Mr. Dunn tried to call the attorney, but got his voice mail each time. The attorney has not returned Mr. Dunn's calls. Mr. Dunn cannot ethically contact Mr. Edwards directly. If he doesn't hear back from the attorney, he will email him. If he gets no response to the email, then he can try to contact Mr. Edwards directly. Mr. Dunn, not the Airport Advisory Board, should contact Mr. Edwards and his attorney.

Ms. Slater presented a resolution for the re-appointment of the Airport Advisory Board members. The resolution showed the term dates as February 26, 2020 to February 26, 2021. Commissioner Noffske asked if those dates could be modified so the one-year terms would run January through December. Commissioner Bothell made a motion to approve the resolution with the modified dates. Commissioner Glover seconded the motion, and the motion carried.

**Commissioner Suzanne Bothell moved for adoption  
of the following Resolution**

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

**RESOLUTION NO 2020- 11**

**A RESOLUTION RE-APPOINTING THE AIRPORT ADVISORY BOARD**

*WHEREAS*, pursuant to Colorado Revised Statutes, Section 41-4-106, the Rio Grande County Board of County Commissioners ("Board") is empowered to operate a county Airport, and

*WHEREAS*, the Board of County Commissioners, established the Astronaut Rominger Airport Advisory Board on January 31<sup>st</sup>, 2001, and

*WHEREAS*, the Board is authorized to make appointments to the positions within the Astronaut Rominger Airport Advisory Board, and

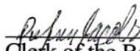
*WHEREAS*, the Board of County Commissioners wishes to re-appoint the following members to the Astronaut Kent Rominger Airport Advisory Board for a term of one year.

Position	Name	Term Began	Term Ends
Board President	Tom Haefeli	1/01/2020	1/01/2021
Director	Dale Berkbigler	1/01/2020	1/01/2021
Director	Dusty Hicks	1/01/2020	1/01/2021
Director	Chez Yund	1/01/2020	1/01/2021
Director	Bob Johnson	1/01/2020	1/01/2021
Director	Bailee Velasquez	1/01/2020	1/01/2021

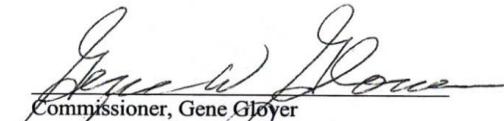
*BE IT THEREFORE RESOLVED*, that the Board of County Commissioners for Rio Grande County hereby re-appoints the above mentioned to the Astronaut Kent Rominger Airport Advisory Board with the term of such appointment commencing on January 1<sup>st</sup>, 2020 and expiring on January 1<sup>st</sup>, 2020. Re-appointment shall be reviewed upon a request of continuance by the appointee.

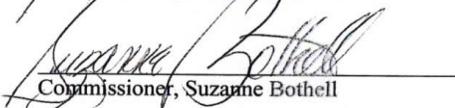
The foregoing resolution was seconded by Commissioner Gene Glover and passed on vote of the Board of County Commissioners at a meeting of said Board on the 26<sup>th</sup> day of February 2020.

ATTEST:

  
Clerk of the Board

  
John Noffske, Chair

  
Commissioner, Gene Glover

  
Commissioner, Suzanne Bothell

At 10:38 AM, the Board discussed the Summitville Resolution. Mr. Dunn said he looked through previous deeds to find legal descriptions of the lodes. The Spar Placer Lode is well defined at approximately 24.43 acres, but the Goldenstar and Dilworth Lodes have always been listed together as having a total of approximately 20.66 acres. Commissioner Bothell made a motion to approve the resolution, giving Commissioner Noffske, Chairman of the Board, signature authority. Commissioner Glover seconded the motion, and the motion carried unanimously.

202000438274  
Filed for Record in  
RIO GRANDE  
CINDY HILL, RECORDER  
03-05-2020 At 03:21 pm.  
RESOLUTION .00  
OR Book 599 Page 2060 - 2061  
Instrument Book Page  
202000438274 OR 599 2060

**Commissioner Suzanne Bothell moved for adoption  
of the following Resolution**

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

**RESOLUTION NO 2020- 10**

**RESOLUTION APPROVING THE SUMMITVILLE LAND EXCHANGE IN RIO  
GRANDE COUNTY, COLORADO, AND AUTHORIZING THE CHAIRMAN OF THE  
BOARD OF COUNTY COMMISSIONERS FOR RIO GRANDE COUNTY TO  
EXECUTE ALL DOCUMENTS NECESSARY TO CONSUMATE THE SUMMITVILLE  
LAND EXCHANGE**

**WHEREAS**, the Colorado Department of Public Health and Environment initiated a land exchange involving Rio Grande County and the United States Forest Service (“USFS”)(hereinafter referred to as the “Summitville Land Exchange” or the “Land Exchange”); and

**WHEREAS**, the Summitville Land Exchange will result in the transfer of six National Forest parcels of land totaling approximately 74.9 acres, more or less, to Rio Grande County, including: T. 37 N., R. 4 E., Section 30: Lot 55, Lot 57, Lot 58, and Lots 60 thru 77, containing approximately 39.24 acres, more or less, in Rio Grande County; T. 37 N., R. 4 E., Section 30: Lot 80 and Lot 81, containing approximately 13.28 acres, more or less; T. 37 N., R. 3 E., Section 25: Lots 5 thru 10 and Lot 17, containing approximately 14.26 acres, more or less; Small Tracts Act parcel #1801-A, containing approximately 0.20 acres, more or less; Small Tracts Act parcel #1801-B, containing approximately 5.16 acres, more or less; Small Tracts Act parcel #1801-C, containing approximately 2.76 acres, more or less; and

**WHEREAS**, the Summitville Land Exchange will also result in the transfer of three Rio Grande County parcels of land totaling approximately 45.09 acres, more or less, to the United States of America, including: all of the Spar Placer, Mineral Survey No. 5736, lying north and east of the line between Corner 14 and Corner 38, said Spar Placer, containing approximately 24.43 acres, more or less, as well as, SMD Survey No. 799, Goldenstar Lode, and SMD Survey No. 1106, Dilworth Lode, containing approximately 20.66 acres, more or less.

**WHEREAS**, pursuant to the Summitville Land Exchange, a Contract to Buy and Sell Real Estate (the “Contract”) must be executed by Rio Grande County in order to effectuate the conveyance of the above-referenced parcels to the United States of America. It is therefore important to ensure that the Chairman of the Board of County Commissioners has authority to execute the Contract, and any other necessary documents, instruments, papers or forms necessary for the consummation of the Summitville Land Exchange; and

**NOW, THEREFORE, BE IT HEREBY RESOLVED** by the Board of County Commissioners for Rio Grande County, Colorado:

**THAT**, the Board of County Commissioners for Rio Grande County authorizes the Chairman of the Board to execute on its behalf any and all necessary documents, instruments, papers or other forms necessary for the consummation of the Summitville Land Exchange. Such documents may include, but shall not be limited to, warranty deeds, Second Amendment and Restatement of Environmental Covenant, closing authorization and instructions, settlement statements, as well as any other necessary documents which in the opinion of staff are required or desirable.

**THAT**, the Board of County Commissioners finds, determines and declares that this Resolution is necessary for the public health, safety and welfare of the citizens of the County of Rio Grande, State of Colorado.

**MOVED, READ, AND ADOPTED** The foregoing resolution was seconded by Commissioner Gene Glover and passed on vote of the Board of County Commissioners by the Board of County Commissioners for the County of Rio Grande, State of Colorado, at its regular meeting held the 26th day of February, 2020.

ATTEST:

RIO GRANDE COUNTY  
BOARD OF COUNTY COMMISSIONERS

Dickmy Jacobs  
Clerk of the Board of  
County Commissioners

[Signature]  
John Noffske, Chairperson of the Board

[Signature]  
Suzanne Bothell, Commissioner

[Signature]  
Gene Glover, Commissioner

Commissioner Gene Glover seconded adoption of the foregoing Resolution. The roll having been called, the vote was as follows:

Commissioner John Noffske	<u>Yes</u>
Commissioner Suzanne Bothell	<u>Yes</u>
Commissioner Gene Glover	<u>Yes</u>

At 10:42 AM, Ms. Slater said the SLV GIS/GPS Authority Board is requesting an alternate from Rio Grande County. Dixie Diltz and Jennifer Mondragon are currently on the board. Ms. Slater asked Patrick Sullivan to be the alternate, and he agreed. The board meets quarterly. A resolution appointing Mr. Sullivan will be written and presented at the next BOCC meeting.

At 10:46 AM Commissioner Noffske asked for a motion to adjourn the regular session for executive session according to C.R.S. 24-6-402(4)(b) to receive legal advice, and C.R.S. 24-6-402(4)(f) to discuss personnel matters. Commissioner Glover made the motion; Commissioner Bothell seconded the motion, and the motion carried.

At 12:06 PM, Commissioner Bothell made a motion to approve the Board exiting executive session, and resuming the regular session of the Board of County Commissioners. Commissioner Glover seconded the motion, and the motion carried.

Two items were discussed in the executive session.

Jody Kern, Director of the Department of Social Services, requested a merit increase for an income maintenance employee. Commissioner Bothell made a motion to approve the request. Commissioner Glover seconded the motion, and the motion carried.

Chairman Noffske called for a motion to table the Petitions for Abatement of Property Taxes, until such times as the County Assessor is available to explain the information contained in each

petition. Commissioner Bothell made the motion. Commissioner Glover seconded the motion, and the motion carried.

At 12:08 PM The Board recessed for lunch.

At 1:30 PM The Board reconvened.

Chairman Noffske announced the public hearing was to discuss the application for a retail establishment liquor license by Mark Hisdahl DBA Owl Hoot Liquor.

Cindy Hill, County Clerk said the business is to be located at 12841 Highway 160, Del Norte, CO. She said Dixie Diltz, Land Use Department, verified it is commercial property. The application was full and complete, and payment has been received. Mr. Hisdahl has been finger printed, and completed all requirements for the application. Ms. Hill said the application needed to be approved by the Commissioners before sending it to the State.

Mr. Dunn said he did see the notice posted at the location, and presented the Board a copy of the public hearing notice published in the newspaper as proof that the notice was made. He said by statute the public hearing notice needs to be made at least ten days in advance; it was published February 5, 2020. He asked Ms. Hill to state the information shown on the notice posted at the location. She said the sign is a form provided by the State. She filled in the owner's name, establishment name, date, time, and location of the public hearing.

Commissioner Noffske asked Ms. Hill if all requirements had been met. She said they had. She said the application will be submitted to the State for final approval.

Commissioner Noffske asked Mr. Hisdahl why he wanted to open the business. Mr. Hisdahl said he has been a business owner most of his life. He grew up in a family of business owners. He wants to open this store because Lowe's bought both liquor stores in Del Norte, so there's no competition between businesses anymore. Mr. Hisdahl was approached by a resident who asked if he would be interested in opening a store. He thought of opening one in Del Norte, but it was difficult to find a location that met the legal requirements for distance between liquor stores. The location he wants to use is outside town limits.

Commissioner Noffske asked if there were any comments from the audience. Allan Branson, a Del Norte resident, said he supported any new business in town. Fedele Paccione, a county resident, also said he likes the idea of a new business opening in town. He said Lowe's is an out-of-state business, and he would like to see money kept locally. Mr. Paccione said he's seen Mr. Hisdahl run several successful businesses, and he thought this one would be successful as well. Ms. Diltz said there was a land use problem about six weeks ago. She said Mr. Hisdahl was eager to work with her department, and got the problem fixed quickly.

Commissioner Bothell made a motion to accept the liquor license. Commissioner Glover seconded the motion, and the motion carried.

Commissioner Bothell asked Mr. Hisdahl what his time frame was for opening the business. He said the people who have agreed to help him get the store open have been waiting on this approval so they can get started. He is hoping to get the store open in April. Ms. Hill said she estimated State approval will take 30 days. Mr. Hisdahl said that was his experience too when he ran a bar. He also said that, when he ran a bar, he had been through training for driver's license verification and identifying people who should not buy alcohol. Ms. Hill said the county will need to do an inspection after the establishment has been remodeled.

Ms. Hill will send the application to the State by certified mail tomorrow, February 27, 2020.

At 1:45 PM the public hearing was adjourned.

Attest:

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John Noffske  
Chairman of the Board

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DeAnn Jacobs  
Clerk of the Board