



## Adoption of the Agenda

At 9:03 AM Commissioner Noffske moved to approve the agenda. Commissioner Deacon seconded the motion, and the motion carried.

## Public Comment

At 9:03 AM Commissioner Glover asked if there were any public comments. There were none.

## Consent Agenda

- Approval of minutes of past meetings: March 31, 2021 BOCC and DSS minutes, and April 7, 2021 BOCC minutes
- Accounts Payable
- DSS Accounts Payable
- Approve Voided Check
- Resolution No. 2021-21, A Resolution authorizing a sale of real property located at 830 Cedar, Del Norte CO

At 9:04 AM Commissioner Noffske made the motion to approve the Consent Agenda. Commissioner Deacon seconded the motion, and the motion carried.

Vender	Amount
4 RIVERS EQUIPMENT, LLC.	33.11
A&M WINDOWS AND DOORS, LLC	376.00
AGENCY TOURISM MARKETING	115.65
ALL CLEAR EMERGENCY MANAGEMENT GROUP, LLC	16,833.33
AMERICAN ELECTRIC COMPANY	448.44
AUTO TRUCK GROUP	1,848.00
AVENU HOLDINGS, LLC	3,281.21
BRANDON ROGERS	56.16
BRENTON WILLIAMS	259.05
CDHS CENTRAL ACCOUNTING	12.00
CENTURYLINK	75.27
CENTURYLINK	73.63
CENTURYLINK	64.56
CO DEPT OF PUB HLTH & ENV	40.00
COLORADO DEPART. OF REVENUE	310.00
CURLEY SIGNS, LLC	2,450.00
CUSTOM CAGE	5,050.00
DANA SAFETY SUPPLY, INC	1,764.00
DEE KESSLER	2,250.00
DENVER INDUSTRIAL SALES & SERVICE CO.	1,320.00
DFA DAIRY BRANDS	243.50
DISCOUNT AUTO PARTS & GLA	433.00
DISTRICT ATTORNEY OFFICE	19,875.00
DIXIE DILTZ	112.05
DOUG COOPER	52.07
EARL ROBINSON	58.50
FINAL TOUCH	35.43
GALLS, LLC	308.99
GOBINS, INC	94.51
GOVPRO CONSULTING	3,800.00
GREAT AMERICA FINANCIAL	334.13
GUNBARREL STATION, INC	147.08
HAYNIE'S INC.	17.98
INLAND TRUCK PARTS & SERVICE	233.04
J. & J. RENTAL CENTERS, LLC	12,000.00
JADE COMMUNICATIONS, LLC	77.09
KEN'S SERVICE CENTER	1,215.48
KRISTI HILLIS	2,432.00
LENCO WEST, INC	25.30

LOWE'S PAY AND SAVE, INC	20.29
MADDOX COLLECTIONS	60.00
MARK MUELLER	56.30
MASTER PRINT & WEB DESIGN, INC	555.90
McKESSON MEDICAL-	184.29
MDS WASTE & RECYCLE, INC	95.00
METROPOLITAN COMPOUNDS, INC	326.40
MICHAEL SISNEROS	80.00
MIKE SCHAEFER	56.30
MONTE VISTA COOPERATIVE	3,403.77
MYERS BROTHERS TRUCK AND TRACTOR, INC	137.85
NANCY N. LAKE	12,619.61
NOTES & NUMBERS, LLC.	500.00
PAULINE MADDOX	30.00
PITNEY BOWES, INC.	39.98
PRO COM, LLC	242.00
PUEBLO BRAKE & CLUTCH	3,485.95
RAY ALLEN MANUFACTURING	40.99
REBECCA KOLB	53.42
RECOVERY MONITORING SOLUTIONS	850.00
RIO GRANDE COUNTY ROAD & BRIDGE RMS	28,208.13
ROCKY MOUNTAIN PLUMBING	130.00
S & S DISTRIBUTION, INC	21.58
SAGUACHE COUNTY JAIL	24.00
SARAH HERRERA	2,598.75
SHAMROCK FOODS COMPANY	83.70
SLV PARTS, INC	3,781.03
SLV REC	207.74
STAPLES BUSINESS CREDIT	109.00
SUMMIT MARKET	361.42
SYN-TECH SYSTEMS, INC	365.86
THYSSENKRUPP ELEVATOR	73.00
TOM HAEFELI	904.94
TOWN OF DEL NORTE	63.50
U.S. TRACTOR, INC	256.19
UNITED REPROGRAPHIC	152.97
VALLEY COURIER	132.00
VALLEY ELECTRIC, INC	120.00
VALLEY LOCK AND SECURITY, INC	212.50
VERIZON WIRELESS	195.00
VERIZON WIRELESS	1,741.16
VERIZON WIRELESS	269.75
VERIZON WIRELESS	536.15
VERIZON WIRELESS	180.32
VICTIM ASSISTANCE FUND	12.00
WAGNER EQUIPMENT	6,811.21
WASTE MANAGEMENT-	295.60
WAXIE SANITARY SUPPLY	3,733.00
WEX BANK	4,191.63
WEX BANK	1,372.25
WEX BANK	551.00
WORLD FUEL SERVICES, INC	16,490.19
WSB COMPUTER SERVICES	736.00
XCEL ENERGY	1,529.66
XCEL ENERGY	1,785.37
XCEL ENERGY	3,938.05
	<b>183,168.26</b>

**RESOLUTION NO 2021 - 21**

**A RESOLUTION AUTHORIZING SALE OF  
REAL PROPERTY LOCATED AT 830 CEDAR, DEL NORTE CO**

**WHEREAS**, property located at 830 Cedar in Del Norte CO, parcel ID 1531042003, has been received in lieu of back taxes owed; and

**WHEREAS**, Rio Grande County has authority to sell said property; and

**WHEREAS**, the Board of County Commissioners believes that it is in the best interest of its citizens to sell the vacant property; and

**WHEREAS**, two proposals have been received for this property from interested parties; and

**WHEREAS**, a Comparative Market Analysis (CMA) was requested from local Realtors, with informal opinions that either offer should be an acceptable offer;

**NOW, THEREFORE BE IT RESOLVED:**

1. That Rio Grande County transfer the above-referenced property to Roger N. Knapp of 3215 County Road 104S, Alamosa CO 81101 and Raida L. Knapp of 3215 County Road 104S, Alamosa CO 81101 in exchange for a purchase price of \$10,099.
2. That the Commission Chair is hereby authorized to execute a Quit Claim deed for sale of this property as described.
3. That the action taken at the March 31, 2021 meeting to authorize this sale be formalized by this resolution.

**THE FOREGOING** Resolution was offered by Commissioner Deacon, seconded by Commissioner Noffske, and passed by the following votes by the of the Board of County Commissioners at a meeting of said Board on the 14<sup>th</sup> day of April 2021.

**VOTES:**

Commissioner Deacon:	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Commissioner Glover	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Commissioner Noffske	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

BOARD OF COUNTY COMMISSIONERS

Gene W. Glover  
Gene Glover, Chair

**ATTEST:**

Aubrey Pargier  
Clerk of the Board

**Actions as the Local Liquor Licensing Authority**

At 9:04 AM the Board considered approving the renewal application of Mrs. Rio's Inc. doing business as Dos Rios Restaurant for a Hotel/Restaurant liquor license. Rio Grande County Clerk, Cindy Hill, was present to ask the Board to approve the renewal application. Commissioner Deacon made the motion to approve the renewal of Mrs. Rio's Inc. doing business as Dos Rios Restaurant for a Hotel/Restaurant liquor license. Commissioner Noffske seconded the motion, and the motion carried.

**Actions as the Board of Health**

At 9:05 AM the Board moved to the Board of Health.

At 9:56 AM the Board adjourned as the Board of Health and resumed as the Board of County Commissioners.

**County Official and Department Head Reports**

At 9:57 AM Patrick Sullivan, Rio Grande County Road Department, was present to give his monthly report. Mr. Sullivan said his department has been grading all graveled roads except high mountain roads. Work continues on County Road 1 South and they completed crack and seal projects at Astronaut Rominger Airport and the Courthouse. Mr. Sullivan has a crew patching potholes, and the shop has been busy completing major repairs on the 12 M grader and D7 dozer. The 2008 patch truck was purchased and should be delivered around mid-April 2021. His department also hired a new equipment operator, Cole Smith. Mr. Sullivan stated that they will complete culvert installation and begin shaping on County Road 1 South. They will also start several shouldering projects including at County Roads 3 East, 3 North, and Masonic Park. Mr. Sullivan stated that there will be an upcoming two-week closure on the Home Lake Road due to Parks and Wildlife doing work on the lake. Commissioner Noffske asked Mr. Sullivan and Sheriff Don McDonald about complaints of speeding on Lariat Road. Mr. Sullivan said his department could put up more signs, but that is about all his department could do. Sheriff McDonald said that the Sheriff's department will do what they can, but they do have limited staff and if the complaint comes in, the nearest Deputy could be thirty minutes away from the location.

At 10:05 AM Dixie Diltz, Land Use Administrator, was present to give her monthly report. Ms. Diltz stated that her department received one new Lot Consolidation application and one new Boundary Line Revision application and both were approved. Four Short Term Rental applications were received and five short term rental inspections were completed. Four renewal letters were sent to short term rental owners whose permits will expire in April. Ms. Diltz completed nine site development reviews for building permits. The annual compliance certifications for the Monte Vista and Del Norte Landfills were completed. The inspection was done by Ms. Diltz and Mr. Sullivan. A small area at the Del Norte landfill showed some minor cracks. She stated that she and Mr. Sullivan will keep watch over it. The cracks are not near the fence or where there will be water runoff. The Planning and Zoning packets and books came in and Ms. Diltz hand delivered them. One new Land Use code violation was reported to Ms. Diltz, and she is currently working on five violations. All of these have been referred to the County Attorney. One violation is being handled in conjunction with the building department. Four of the violations are due to dumping on private property. Verbally they have said they will have it cleaned up by April 28<sup>th</sup>, 2021. There was discussion on the possibility of debris with asbestos being dumped on one of the sites. Ms. Diltz stated that she has tried to get CDHPE involved with the asbestos concerns. Ms. Lake stated that CDHPE was not interested in getting involved. Commissioner Deacon stated that Jim Claire has a document stating that CDHPE does not want to get involved. Ms. Diltz said for several days she virtually attended the Rocky Mountain Land Use Conference.

At 10:27 AM Randy Kern, Building Department, was present to give his monthly report. In the month of March, the building department issued 23 building permits and one building permit extension. There were no On-site Wastewater Treatment System (OWTS) permits issued and there was one new address assignment issued. Mr. Kern said he completed 60 inspections, 13 plan reviews and issued four certificates of occupancy. Mr. Kern also stated that he attended classes virtually with the Colorado Chapter of International Code Council (CCICC) Educational Institute. He received twelve hours of continued education. On March 5<sup>th</sup>, Mr. Kern said he renewed his 10 ICC inspector certifications, and he will not need to renew it until Spring of 2025. Mr. Kern said he has been in communication with Ms. Lake in regards to the building permit violation on Lariat Road. A building permit violation was sent to the party on April 1<sup>st</sup>, and in reply they sent back a seventeen-page contract stating that they consider themselves "sovereign". Sheriff McDonald stated that a second letter is being put through civil process so there is evidence that they have been served the letter. Ms. Lake is meeting with the County Judge to see if the County is willing to take this case on. Mr. Kern stated that this party considers themselves "law scholars". Ms. Lake said that the last time she was involved in a case like this it was a prolonged process that lasted three and a half years in a court in Denver. Mr. Kern asked if the County should send them a third notice; Ms. Lake said no, it is clear they are not going to submit to authority. Commissioner Noffske made the motion authorizing the County authority to use all legal means to get the "King Family Trust of Youngers Property" to comply with County, State, and Federal regulations. Commissioner Deacon seconded the motion, and the motion carried.

At 10:41 AM Sheriff McDonald was present to give his monthly update on the Sheriff's Department. He did state that they are working with the Road and Bridge Department and Land Use on previously stated issues. He had a Jail Engineer/Inspector survey the damage in the jail. Commissioner Noffske asked if any of the damage will be covered by insurance. Sheriff McDonald was not sure, he is still getting a final cost together. He stated there is still some work being done on Bill 217, but it is stating that body cameras need to be implemented by the

end of the year. The Sheriff's department has \$27,440 set aside for body cameras. There has been great feedback on the new Sheriff vehicles. Commissioner Deacon said he got to look at them and was impressed with what the Sheriff's Office is doing to get them ready. Sheriff McDonald said that he and Chris Crown will be going to the Sheriff's Conference in Granby next week, and that they will split the time between classes so they both will not be gone at the same time. Sheriff McDonald also brought up concern for building security and the possibility of keys being out there that have not been turned in, and that there should be criminal background checks by law enforcement for all cleaning crews for the Court and District Attorney's office. In his department they enforce yearly driver's license and background checks. Commissioner Glover stated that he thought all locks should be changed, new keys issued, put combination locks in the DA's office, and do yearly criminal background checks on all employees and cleaning crews.

At 10:58 AM Ms. Lake was present to give an update on what she has been working on. She gave an update on latest bankruptcy filings in regards to the San Luis & Rio Grande Railroad, Inc. The document she received does not say if the property taxes will be paid. She will find out if they are talking about personal taxes or property taxes. Ms. Lake stated that the Railroad is looking at doing a rail line, which our County could still use. Commissioner Noffske stated that he was not familiar with the railroad line that is interested. He stated that there will be a bid before the court when auction is authorized in May. Ms. Lake said she reviewed the County Clerk and Recorder's grant application. Ms. Lake said that she is working on two personnel issues at the Sheriff's Office, one HR issue, and on April 22<sup>nd</sup> she will have the Agelman Court date. She helped the Building Department and Land Use Department change notification protocol when dealing with letters, and she is working on the Governance Policy and HR Employment Policy handbook. She has also been in touch with Earl Robinson, Astronaut Rominger Airport manager, on the Colorado Department of Transportation (CDOT) grant.

### **General Business**

At 11:10 AM Megan Martinez, Administrative Assistant District Attorney's office, was present to introduce herself and give a brief update. She stated that they are back in their office three days a week. She is working to improve relations with the Victim's Advocate and the Sheriff's Office. Ms. Martinez also stated the importance of changing the locks and doing yearly criminal background checks on all employee's and cleaning staff that go in and out of her office. She also stated that there will be two new attorneys coming to the District Attorney's Office soon.

At 11:14 AM the Board considered approving construction of Airport Parcel 1 Taxiway and installation of underground power. Earl Robinson, Astronaut Rominger Airport Manager, was present to recommend the Board approve construction of a taxiway and install underground power. He stated that the hangar lease program continues to be very popular. Currently all tracts that access the last new taxiway are leased. Those are tracts 38, 39, and 41. There are currently no 75 foot by 75-foot tracts available to lease that are accessible by taxiway and have power available to them. Due to limited funds Mr. Robinson recommended the Board could approve a dirt taxiway now, and then pave it in the future. The estimate Mr. Robinson received for power from SLV REC was \$30,000. A "dirt" taxiway estimate is \$37,400 and an estimate for a new 33-foot x 50-foot taxiway with four inches of asphalt is \$90,733. There was also discussion on raising the electrical hookup fees to help pay for the underground power system to these eight new tracts. Commissioner Noffske stated concerns about not having long term goals at the Airport. Mr. Robinson stated that because of funding concerns he recommends access to seven more lots to try to recompensate funds for power and taxiway costs. He also stated that due to limited funds this proposal would take that in to consideration. Commissioner Noffske recommended an overview and possible fiscal analysis of this proposal. There was also a discussion on the cost to benefit ratio of the County actually putting in some T-hangars. Mr. Robinson encouraged the Board to consider this proposal and possibly talk to Kaitlyn Westendorf, CDOT Aeronautics Division, about possibilities for grant funding. Commissioner Glover recommended Ms. Westendorf come down and talk to the Board. Mr. Robinson and Commissioner Noffske agreed to meet together and then come before the Board in a work session.

### **Commissioner Updates**

At 12:16 PM Commissioner Glover stated that he met with the Tourism Board. The Tourism Board decided they will send grant money out to entities and then the entities will distribute the money. The people that receive the money will have to answer to the entities. He also met with Tri-County Seniors and the Museum Board. He will check on Colorado Adult Protection Service (CAPS) insurance for the jail. Commissioner Glover also has been in contact with Ms. Lake

concerning the School District land and turned in paperwork to her on the GOCO grant. Ms. Lake stated that if all homework gets done, we can pin this issue to the last hour of work session next week. Commissioner Noffske stated that the School District has to put it in writing by next week's work session. Commissioner Glover asked if it was okay with the Board that he will follow up with Chris Burr and Upper Rio Grande School District with the three questions they had discussed. Neal Walters, Upper Rio Grande School District Board member, was present via zoom so Commissioner Glover told him he would be in touch with the School District that afternoon.

At 12:18 PM Commissioner Deacon stated that he met with the SLV Housing Coalition via zoom.

At 12:20 PM Ms. Lake stated that she sent the Commissioners emails on the County's goals and visions and asked them to respond. She stated she wants to get the 2021 Governance Policy done by April 21<sup>st</sup>, 2021. She also stated she wants the Commissioners to tell her who is responsible for which jobs while the administrator is gone. Ms. Lake stated that this should not be a long-term plan, and they do not need to be micromanaging these different departments.

At 12:25 PM Commissioner Deacon made the motion to adjourn the meeting. Commissioner Noffske seconded the motion, and the meeting was adjourned.

Attest:

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Gene Glover  
Chairman of the Board

Aubrey Pargin  
Clerk of the Board

#### COUNTY COMMISSIONERS' PROCEEDINGS

State of Colorado                    )  
  ss  
County of Rio Grande                )

The Rio Grande County Board of Commissioners met in special session on Wednesday, April 21, 2021. The meeting was called to order by Chairman Gene Glover at 1:08 PM.

Commissioner John Noffske opened with a prayer, and the Pledge of Allegiance was said.

Present were Commissioner Scott Deacon, Commissioner Gene Glover, Commissioner John Noffske, County Attorney Nancy Lake, and Clerk of the Board Aubrey Pargin.

At 1:10 PM Commissioner Glover asked if there were any additions to the agenda, and stated that he wanted to add a discussion on the Upper Rio Grande School District GOCO grant in regards to the athletic fields. Commissioner Noffske stated that he did not want to discuss the issue. He stated he still has questions on the GOCO grant and that he believes there are other parties interested in this issue that should be present when the Board further discusses it. Commissioner Noffske also stated that he has asked that documents in writing be provided for the BOCC to review, and he has not seen any yet. Neal Walters, Upper Rio Grande School District Board Member, was present and stated that the School District is not involved in the second GOCO grant. Ms. Lake stated that she has not seen documents come forward, has not been contacted by the School District's attorney, and has not seen the "D-Mountain" packet that has been mentioned. She recommended a work session next week so a decision can be made. The Board decided to have a work session this Friday at 9 AM. Commissioner Glover said that he would let Bobbie Hatton know to contact the town of Del Norte, the D-Mountain Group, and the School District so all members interested can be present at the work session.

#### General Business

At 1:29 PM the Board considered adopting the Governing Policy by Resolution. Commissioner Noffske made a motion to table this until the review of the Governing Policy can be completed. Commissioner Deacon seconded the motion, and the motion carried.





CARY ALOIA	146.80
CELINA MARTINEZ	255.60
CENTURYLINK	496.30
CHARLES STILLINGS	131.50
CIELLO POWERED BY SLVREC	1,908.22
CLEANING SOLUTIONS	5,265.28
CO DEPT OF LABOR & EMPLOY	35.00
CO.BUREAU OF INVESTIGATIO	105.00
CONEJOS COUNTY NURSING	1,885.58
CORVINUS GROUP, LLC	1,225.10
COSTILLA COUNTY PUBLIC	2,856.09
DANIEL BALLARD	50.00
DIANNE KOSHAK	15.75
DIGITCOM ELECTRONICS, INC	222.50
DIRECT TV	195.99
DON MCDONALD	122.00
FASTENAL	218.40
FIRST BANKCARD	11,981.22
GOBINS, INC	316.43
GOVPRO CONSULTING	4,350.00
GREAT AMERICA FINANCIAL	295.01
GUNBARREL STATION, INC	260.00
HUSMANN PLUMBING, INC	82.53
JEAN BORREGO	5,494.98
JERRY GALLEGOS	110.80
JESSICA LOVELACE	50.00
KD KLENE	265.55
LEDS, LLC	2,844.00
LENCO WEST, INC	19.20
LEONARD BROWN	52.70
LEROY A ROMERO	150.00
LOWE'S PAY AND SAVE, INC	103.07
MATRIX CONSULTING GROUP	12,000.00
MICHAEL MITCHELL	130.60
MOBILE RECORD SHREDDERS, LLC	28.00
MONTE GLASS SHOP	1,645.75
MONTE VISTA COOPERATIVE	166.23
MONTE VISTA JOURNAL	39.00
PAULINE MADDOX	30.00
PETTY CASH, R & B DEPT	72.08
PRO COM, LLC	37.00
RESPONSE TECHNOLOGIES, LTD	1,967.14
ROCKY MOUNTAIN PLUMBING	130.39
RODNEY REED	66.20
RUSSELL PRATT	62.60
S & S DISTRIBUTION, INC	109.00
SIMPLE DISTRIBUTORS LLC	1,394.84
SKYLINE METAL	14.18
SLV PARTS, INC	9.29
SLV REC	724.00
SOUTH FORK LUMBER	390.56
SOUTH FORK PROPANE, LTD. CO.	430.00
STATE OF COLORADO	125.65
TOP VALUE	24.16
TORRES PLUMBING & HEATING, LLC	495.00
TOTAL OFFICE SOLUTIONS	43.36
TOWN OF DEL NORTE	198.05
TRACKER SOFTWARE CORP.INC	485.00
TYLER TECHNOLOGIES, INC	7,716.40
UNITED REPROGRAPHIC	12.31

UNITED STATES TREASURY	1,776.11
VALLEY COURIER	120.00
VALLEY LOCK AND SECURITY, INC	255.00
VALLEY PUBLISHING	39.00
VALUEWEST,INC	3,000.00
VISUAL LABS, INC	27,440.00
WAGNER EQUIPMENT	4,702.06
WAXIE SANITARY SUPPLY	69.48
WEAVERS LEVEL BEST SEPTIC	618.75
WILEY CHIROPRACTIC GROUP	95.00
WORLD FUEL SERVICES, INC	1,798.63
WSB COMPUTER SERVICES	550.00
	<b>126,492.38</b>

### March 2021 Payroll

COUNTY GENERAL FUND	\$343,596.95
ROAD AND BRIDGE	\$109,393.10
SOCIAL SERVICES	\$164,774.92
WEED DISTRICT	\$7,040.40
AIRPORT FUND	\$1,592.38
PUBLIC HEALTH AGENCY FUND	\$38,934.07
<b>TOTAL:</b>	<b>\$665,331.82</b>

### Actions as the Board of Social Services

At 9:07 AM the Board moved to the Board of Social Services.

At 9:10 AM the Board adjourned as the Board of Social Services and reconvened as the Board of County Commissioners.

### County Official and Department Head Reports

At 9:10 AM Armando Ross, Pest and Weed District, was present to give his monthly report. He stated that the "lightbars" were installed on the equipment and this will be nice because of safety concerns on the roads. By May 10, 2021 he will have six to seven full time employees. Tom Garcia is working out great, and the brochures will be printed today. The brochures are \$5 each to print. Mr. Ross stated that they are working on a resolution for this year's spraying. This has not been renewed for five years. Mr. Ross also stated that Round-Up chemical is getting harder to purchase because of lawsuits. He stated that he uses approximately fifty gallons a year and is very cautious when spraying because of drifting. Mr. Ross also stated that his department is in the process of selling the CF Moto with trailer to make room for the new trailer in the cold shop. He said that he is getting a lot of calls from county residents interested in his department spraying for them, and that they have started spraying for private jobs.

### General Business

At 9:18 AM Commissioner Noffske moved to adopt resolution No. 2021-22, a Resolution Adopting the Attached Open Records Policy. Commissioner Deacon seconded the motion, and the motion carried.

**RESOLUTION NO 2021 - 22**

Instrument Book Page  
202100443089 OR 604 3135

**A RESOLUTION ADOPTING THE ATTACHED  
OPEN RECORDS POLICY**

**WHEREAS**, Rio Grande County has by previous resolutions specified fees for open records requests but does not have a comprehensive policy; and

**WHEREAS**, the Board of County Commissioners desires to enact a policy that addresses all statutory and procedural aspects of how it responds to open records requests;

**NOW, THEREFORE BE IT RESOLVED** that the attached Policy Regarding Access to Public Records be adopted and that this policy replace any previously-adopted Resolutions on this subject.

**THE FOREGOING** Resolution was offered by Commissioner NOFFSKER, seconded by Commissioner DEACON, and passed by the following votes by the of the Board of County Commissioners at a meeting of said Board on the 21<sup>st</sup> day of April 2021. 28<sup>th</sup>

**VOTES:**

Commissioner Deacon:	<u>X</u> Yes	_____ No
Commissioner Glover	<u>✓</u> Yes	_____ No
Commissioner Noffske	<u>X</u> Yes	_____ No

**BOARD OF COUNTY COMMISSIONERS**

Gene W. Glover  
Gene Glover, Chair

**ATTEST:**

Cindy Hill  
Clerk of the Board

At 9:19 AM Commissioner Noffske stated that he had concerns with the Governance Policy Board member code of conduct 1.1.56 Interaction with Press/Interviews and Public. He stated that it needs to be revised; He thinks it is ambiguous. Commissioner Deacon moved to approve a resolution adopting the Governance Policy, with an adjustment to 1.1.56. Commissioner Noffske seconded the motion, and the motion carried.

(Clerk's Note: Copy of Resolution is not currently available.)

At 9:21 AM Commissioner Glover asked if there were any comments pertaining to the Upper Rio Grande School District athletic fields. Commissioner Noffske stated that Ms. Lake drafted this resolution, No. 2021-23, the County transfer of land to the Upper Rio Grande School District. At 9:22 AM Commissioner Noffske moved to adopt resolution No. 2021-23, a resolution to transfer land (athletic fields) to the Upper Rio Grande School District. Commissioner Deacon seconded the motion, and the motion carried. Commissioner Glover stated that resolution 2010-05 needs to be taken care of. Commissioner Glover read resolution No. 2021-23 aloud. He also stated that this resolution will get the ball rolling and was the advice of their attorney to do this to begin the paperwork process. He also stated that requested paperwork was received last night and that he received an email from GOCO. Shannon Hensley, Community Member and District Accountability Committee Member, asked the Board when a decision would be made. Commissioner Glover stated that this will move forward, and Commissioner Deacon said that this will get done.

At 9:31 AM Susan Williams, Director of Del Norte Public Library, asked the Board if there were any funds available from COVID-19 relief for libraries. Commissioner Noffske stated that the County is slated to receive money in the fall. He stated that they look at demographics, underserved communities, and he thought that the money can be used for any government agencies. The Board asked Ms. Williams what her goals were for the Del Norte Public Library. She stated that updated infrastructure and resources for genealogy research would be

beneficial. Ms. Williams and Commissioner Glover agreed that it would be very beneficial to have a district director and have a common direction for all libraries in the district.

**Commissioners and Administrator Updates**

At 9:52 AM Commissioner Noffske stated that there is not a whole lot the County can do in regards to the San Luis & Rio Grande Railroad, Inc. A bid that came in is low, and Durango Silverton and Omaha Rail are not in the bids. Commissioner Noffske gave some history on what happened with the San Luis & Rio Grande Railroad, Inc. and where everything is at today. Several years ago, a representative from the San Luis & Rio Grande Railroad, Inc. came to the Valley and asked the County if they could pay taxes owed over several years. Commissioner Noffske said our County did not agree to this. Some counties did, and they have not gotten paid. Commissioner Deacon and Commissioner Noffske agreed that if the Valley lost this rail line, it would be a 40 million dollar per year loss. Commissioner Noffske is hoping that the bid is higher so that there will be enough money to pay the County what they owe.

At 10:13 AM Erin Minks, Senior Advisor on Colorado Rural Policy San Luis Valley Regional Representative, stopped by the meeting to introduce herself and check in with the County. She stated that she helps untangle federal funding and give assistance to counties on where the money can be used. Ms. Minks stated that they can start to ask their staff where funding is needed, and create a process. She stated examples, such as for DSS or to enhance tourism. Summer tourism is coming and will probably increase and she stated that it would be beneficial to brainstorm with the County or talk to other counties. Commissioner Glover stated that it would be nice to know dollar amounts and dates for funds coming to Rio Grande County. There was discussion on funds needed on county roads. County roads that access federal lands are eligible for funding. Ms. Minks stated that CDOT and the fire community might have thoughts on roads and ideas for projects. Commissioner Noffske mentioned that there could be preservation ideas up at Summitville sites.

At 10:45 AM Commissioner Noffske moved to adjourn the meeting. Commissioner Deacon seconded the motion, and the meeting was adjourned.

Attest:

Gene Glover  
Chairman of the Board

Aubrey Pargin  
Clerk of the Board

**COUNTY COMMISSIONERS' PROCEEDINGS**

State of Colorado            )  
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County of Rio Grande        )

The Rio Grande County Board of Commissioners met in special session on April 30, 2021. The meeting was called to order by Chairman Gene Glover at 2:02 PM. A prayer was led by Commissioner Glover and the Pledge of Allegiance was said.

Present were Commissioner Gene Glover, Commissioner John Noffske, and Commissioner Scott Deacon.

Commissioner Glover asked if there were any questions to start out with. No questions were asked.

**General Business**

Commissioner Glover stated that the reason that this special meeting was called was to make a decision on the Upper Rio Grande School district/Rio Grande County athletic fields property. He also stated that all of his questions, have been answered, and that a copy of the School District resolution has been sent to him, and the paperwork from the GOCO grant had also been sent to him. Commissioner Glover asked if there were any additional questions. Commissioner Noffske stated his concerns over incomplete records in regards to this property. He stated that

there is a twelve-year gap in the records from 1998-2010. Commissioner Noffske also stated that the School District superintendent agreed in 2010 that a stipulation in the grant was that the County would own the land for twenty-five years. The property described in the deed was just the walking trail. Noffske stated that any agreement made should be in writing because that is what Nancy Lake, County Attorney, recommended. Commissioner Noffske also stated concerns over the meeting not being available via Zoom. Others in the room agreed that if parties involved had concerns, they could attend this meeting. Neal Walters, School Board Member, stated that this is a public meeting, it was posted 24 hours in advance, and all interested parties could attend this meeting. He also stated that having the meeting via Zoom is just a courtesy to the public. Commissioner Glover stated that the meeting does not have to be on Zoom and that it was posted on the website and outside the building and that there was no breach in protocol. Commissioner Glover asked Bernadette Martinez, Town of Del Norte Administrator, if she was okay with how things were going to be done. Commissioner Glover said he realized that there were some people that wanted part of the property given to the Town. Ms. Martinez said that they were concerned about the walking trail with the GOCO grant. Commissioner Glover said he has the letter from Matt Brady at GOCO stating that the Town and County will be in good graces with GOCO when this transfer is completed. Ms. Martinez stated that the Town Board was asked to put in a proposal for the soccer fields, and she had delivered the proposal last week. Commissioner Glover stated that his goal was to have a great place for kids, and he wanted to get this done in the most lucrative and consistent way possible. He also stated that D-Mountain Park and the School District has funds lined up to get this done. Commissioner Deacon stated that everyone at the meeting last Friday is working together to get this done. Ms. Martinez stated that her personal opinion is that the town of Del Norte is not part of this process. They just put in the walking trail and want to see it maintained. Commissioner Noffske stated that the County cannot transfer the well. Commissioner Deacon and Commissioner Glover stated that Ms. Lake said that the well was not an issue. There was discussion on who owns the well. Ms. Martinez said that the paperwork says Vernon Mann owns half of the well and the School District owns the other half. Commissioner Noffske stated that he saw paperwork on the flow meter so he thought the County owns half. Commissioner Noffske also stated that he was going on the record saying that he has a procedural problem with the way this meeting was being handled. Commissioner Glover stated that the meeting was posted downstairs, on the website, and the Administrative Assistant set up the recording and all parties involved were notified that the meeting was taking place.

At 2:25 PM Commissioner Deacon made the motion that the County deed the property to the Upper Rio Grande School District, C-7. Commissioner Glover stated that all documents and the resolution from the School District deeding land to D-Mountain Park should be included. Commissioner Noffske asked if the motion was being amended. Commissioner Deacon stated that he was amending the motion and that he was including the resolution from the School District deeding property to D-Mountain Park and other documentation, and that the County deed the property to the Upper Rio Grande School District, C-7. Commissioner Glover seconded the motion, and the Board went into discussion.

Commissioner Noffske stated that he wanted a binding commitment from the School District. He also suggested that the County have specifics in documentation on property lines and boundaries. Commissioner Glover stated that he called Ms. Lake that morning and she stated two possible scenarios, either the County take over the property and run it and develop it, or the County give it to the School District and they work with D-Mountain Park. This would include the land from the parking lot east to the fence line which is ten acres. Commissioner Glover asked her twice, and she said that the County can get this done. Commissioner Noffske stated concerns over whether all the questions were asked to Ms. Lake. Commissioner Deacon stated that all the documents that Ms. Lake requested have been received so he did not see why they should keep delaying a decision.

A representative for KaBoom stated that the KaBoom grant application has been completed, but they cannot complete it until the School District owns the property. The April 1, 2021 deadline has been met, but they cannot move forward in the process unless they own the land. Commissioner Noffske stated his desire for having the entire Board meet with Ms. Lake, not just one Commissioner talking to her. He also stated that he had an issue with Ms. Lake not having a chance to review the resolution the School District put out. A Community member asked Commissioner Noffske how much time he needed to make a decision. She also stated that the people that care, have been to several meetings to show their concern and support. Commissioner Noffske stated that he is concerned with the entire County constituency not just the town of Del Norte constituency.

At 2:47 PM Chairman Glover asked if there was any more discussion needed. He called for a vote on the motion already made. Commissioner Deacon and Commissioner Glover were in favor, and Commissioner Noffske opposed.

At 2:49 PM with no further business, the meeting was adjourned.

Attest:

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Gene Glover  
Chairman of the Board

Aubrey Pargin  
Clerk of the Board