

COUNTY COMMISSIONERS' PROCEEDINGS

State of Colorado)
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County of Rio Grande)

The Rio Grande County Board of Commissioners met in an emergency meeting on Friday, April 1, 2022. The meeting was called to order by Chairman Gene Glover at 2:50 PM.

Present were Commissioner Gene Glover, Commissioner John Noffske, Commissioner Scott Deacon, County Administrator Craig Barraclough, and County Attorney Nancy Lake.

Executive Session

At 2:50 PM the Board moved into an executive session, according to C.R.S. 24-6-402(4) to receive legal advice from the county attorney on a specific issue related to employment.

At 4:32 PM the Board exited executive session.

Ms. Lake stated that the executive session encompassed legal advice from a supreme court order that was issued that requires the immediate suspension of sections 9-1 through 9-2-9 and section 11-1-2 of the employee handbook. Those sections of the handbook are immediately suspended to comply with the supreme court order 2021 CO 48. Ms. Lake also said that the Board will revisit the handbook as quickly as possible to rewrite the handbook.

At 4:32 PM Commissioner Deacon moved to suspend sections 9-1 through 9-2-9 and section 11-1-2 of the employee handbook to comply with the supreme court order 2021 CO 48. Commissioner Noffske seconded the motion, and the motion carried.

At 4:33 PM Commissioner Deacon moved to adjourn the emergency meeting. Commissioner Noffske 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 regular session on Wednesday, April 6, 2022. The meeting was called to order by Chairman Gene Glover at 10:00 AM. A prayer was led by Commissioner John Noffske and the Pledge of Allegiance was said.

Present were Commissioner Gene Glover, Commissioner John Noffske, Commissioner Scott Deacon, County Administrator Craig Barraclough, and Clerk of the Board Aubrey Pargin.

Agenda Approval

At 10:01 AM Jody Kern, Director of Department of Social Services, asked that item "C – Sign Resolution Suspending Parts of Employee Manual" on the Consent Agenda, be moved to "General Business". Commissioner Glover stated that "C – Museum Personnel" be added under "General Business". Commissioner Deacon moved to approve the Agenda with the two amendments discussed. Commissioner Noffske seconded the motion, and the motion carried.

Consent Agenda

- Approval of Minutes of Past Meetings: February 9, 2022, February 16, 2022, and February 23, 2022

- Approval of AP
- Sign Resolution Suspending Parts of Employee Manual

At 10:03 AM Commissioner Deacon moved to approve the Consent Agenda with the amended changes (moving "C from the Consent Agenda and putting it under General Business). Commissioner Noffske seconded the motion, and the motion carried.

Vender		Amount
ALAMOSA CTY PUBLIC HEALTH DEPT	\$	7,130.32
AMAZON CAPITAL SERVICES	\$	73.06
ANGIE MEDINA, RN, MSN	\$	65.00
AUBREY PARGIN	\$	1,500.00
AVENU HOLDINGS, LLC	\$	8,772.66
CARICIA JOHNSTON	\$	25.00
CDHS CENTRAL ACCOUNTING	\$	7.00
CDLE, DIV OF OIL &	\$	120.00
CHERILYN RUE	\$	226.20
CIELLO POWERED BY SLVREC	\$	1,904.80
CO ASSOC. OF LOCAL PUBLIC HEALTH OFF.	\$	2,670.00
CO DEPT OF PUB HLTH & ENV	\$	80.00
COSTILLA COUNTY PUBLIC	\$	2,246.77
DISTRICT ATTORNEY OFFICE	\$	16,666.67
DOMINION VOTING SYSTEMS, INC	\$	20,461.93
GOBINS, INC	\$	246.82
GREAT AMERICA FINANCIAL	\$	26.00
JETZ SERVICE CO, INC	\$	93.78
KEN'S SERVICE CENTER	\$	381.26
LEDS, LLC	\$	3,604.00
MASTER PRINT & WEB DESIGN, INC	\$	1,058.90
McKESSON MEDICAL-	\$	163.46
MONTE VISTA COOPERATIVE	\$	2.94
NATIONAL ASSOCIATION OF COUNTIES	\$	450.00
S & S DISTRIBUTION, INC	\$	189.00
SHAMROCK FOODS COMPANY	\$	982.31
SIMPLE DISTRIBUTORS LLC	\$	1,790.00
SLV AUTO REPAIR, LLC	\$	97.39
SLV PARTS, INC	\$	18.99
SOUTH CENTRAL COLORADO	\$	20,000.00
STAPLES BUSINESS	\$	29.49
STAPLES BUSINESS CREDIT	\$	297.21
STATE OF COLORADO	\$	681.18
TASC	\$	150.00
THE AVIATION PLANNING GROUP	\$	2,764.90
THE MASTER'S TOUCH, LLC	\$	257.45
THE SIDWELL COMPANY	\$	719.48
TYLER TECHNOLOGIES, INC	\$	1,672.50
VALLEY LOCK AND SECURITY, INC	\$	132.50
VALLEY PUBLISHING	\$	32.00
VALUEWEST, INC	\$	3,000.00
VERITRACE	\$	143.50
VERIZON WIRELESS	\$	51.38
VERIZON WIRELESS	\$	271.79
VERIZON WIRELESS	\$	2,126.07
VERIZON WIRELESS	\$	179.87
VERIZON WIRELESS	\$	498.88
VICTIM ASSISTANCE FUND	\$	7.00
WASTE MANAGEMENT-	\$	251.17
WSB COMPUTER SERVICES	\$	1,455.00
		105,775.63

Public Comment

At 10:04 AM Commissioner Glover asked for any public comments (out of order on the Agenda). There were no public comments.

County Official and Department Head Reports

At 10:05 AM Deborah Entz, Human Resources, was present to give her quarterly report to the Board. Mr. Barraclough explained that the Board had previously requested that HR and the Finance Department give quarterly reports. Ms. Entz reported that the "caps" have been removed, in the Tyler Software System, due to the ruling from the State. Ms. Lake is working on this. Next week there will be a work session on this topic. Bobbie Hatton, Administrative Assistant, Amanda Klapperich, Finance Manager, and Ms. Entz are creating a list of questions and getting ready to submit a work order ticket online to Tyler. Commissioner Glover recommended that Tyler send someone in person to help them. Commissioner Noffske asked if anyone knew how other counties are faring with the Tyler Software System. There was discussion about reaching out to Chaffee and Archuleta Counties for help with Tyler. Ms. Entz reported that she is working on a spreadsheet for the unfunded mandate for collective bargaining. Nancy Lake, County Attorney, gave her a formula to use and she is planning to have the spreadsheet ready to submit this afternoon. A public health nurse is doing a health fair and asked Ms. Entz to put together a flyer to hand out at the health fair (advertising to work for Rio Grande County). Ms. Entz handed out the flyer to people in the boardroom. Commissioner Noffske had some concerns about some of the wording on the flyer, so it was decided not to hand out the flyer.

General Business

At 10:18 AM the Board considered a supplemental budget for the Weed and Pest District. Amanda Klapperich, Finance Manager, presented the Board with copies of the supplemental budget for the Weed and Pest District. She reported that the Weed and Pest District is going to have to go into their fund balance because of the increased cost of chemicals and extra expenditures. Commissioner Noffske moved to approve the resolution for the supplemental budget for the Weed and Pest District. Commissioner Deacon seconded the motion, and the motion carried.

202200446426
Filed for Record in
RIO GRANDE
CINDY HILL, RECORDER
04-06-2022 At 02:26 PM.
RESOLU HC .00
OR Book 608 Page 213 - 214
Instrument Book Page
202200446426 OR 608 213

RESOLUTION NO 2022 - 25

RESOLUTION FOR THE 2021 SUPPLEMENTAL BUDGET AND APPROPRIATION FOR THE WEED AND PEST CONTROL DISTRICT

A RESOLUTION TO APPROPRIATE ADDITIONAL SUMS OF MONEY TO DEFRAY EXPENSES IN EXCESS OF AMOUNTS BUDGETED FOR IN 2021.

WHEREAS, Rio Grande County duly adopted and appropriated the 2021 budget in December 2020; and,

WHEREAS, Rio Grande County could not have reasonably foreseen several situations at the time of adoption of the 2021 budget; and,

WHEREAS, the Weed and Pest Control District need additional sums of money to defray expenses in excess of amounts budgeted and that these funds are available from the following sources:

WEED AND PEST CONTROL DISTRICT

Reason for Additional Funds: Increased chemical costs due to COVID-19 supply chain issues, decreased funds, and a capital expenditure purchase

Source of Funds: Unappropriated Fund Balance

Budget Adjustment:

Revenue Source:

Unappropriated Fund Balance From: \$0 To: 35,300

Expenditures:

004-4850-4077	Chemicals	From: \$9,800	To: \$12,600
004-4850-4331	Repairs & Maintenance/Building	From: \$250	To: \$7,200
004-4850-4914	Capital Expense > \$5,000	From: \$15,000	To: \$40,550

NOW, THEREFORE, BE IT RESOLVED, that the 2021 budget shall be increased as follows:

Revenues:

Weed District From: \$195,401 To: \$230,701

Expenditures

General Fund From: \$195,401 To: \$230,701

Instrument 202200446426 DR Book Page 608 214

THE FOREGOING Resolution was offered by Commissioner Noffske, seconded by Commissioner Deacon, and passed by the following votes of the Board of County Commissioners at a meeting of said Board on the 6th day of April 2022.

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. Deacon
Gene Glover, Chair

ATTEST:

Aubrey Pargin
Clerk of the Board

At 10:19 AM Mr. Barraclough reported that Ms. Lake called an emergency meeting the previous Friday, April 1, 2022 and that the Board went straight into an executive session. The Board decided to immediately suspend sections 9-1 through 9-2-9 and section 11-1-2 of the employee handbook. These sections of the handbook were immediately suspended to comply with the supreme court order 2021 CO 48. Ms. Kern stated that she had a logistical issue with suspending that section of the handbook because her staff cannot have leave or accrue leave. Mr. Barraclough reported that Ms. Lake had reported to them that the Colorado Supreme Court had ruled on this and Ms. Lake had concerns about liability. Commissioner Glover reported that the intention of the decision was to get back into compliance. Patrick Sullivan, Road and Bridge Department, Cindy Hill, County Clerk, and Ms. Kern voiced concern about employees not being able to take leave if this resolution is signed and passed. Commissioner Noffske moved to not suspend any part of the handbook and HR will not refuse anyone's accrued vacation days based on termination status; the Board will look into correcting any interpretive language in the Employee Handbook so it complies with the State's court decision. Commissioner Deacon seconded the motion, and the motion carried.

Ms. Hill recommended the Board look at Resolution 2022-15 in regard to the cap (248 hours for everyone). Ms. Kern told the Board that she uses the Employee Handbook every day and refers to it all the time. Ms. Hill reiterated that she uses it all the time too; it is her back up when managing her employees, if she lets someone go, she has the handbook as her back up. Ms. Kern stated that she thought that this resolution was penalizing long term employees and incentivizing short term employees. Ms. Klapperich reported that twenty-five employees will be affected by the cap. Ms. Kern recommended that they have a work session to look at this

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

Agenda Approval

At 10:02 AM Mr. Barraclough stated that resolution 2022-15 would be amended and Ms. Lake stated that the Board would not be rescinding, but amending the resolution. Commissioner Deacon moved to approve the Agenda as amended. Commissioner Noffske seconded the motion, and the motion carried.

Public Comment

At 10:03 AM Commissioner Glover asked if there were any public comments. There were none.

Consent Agenda

- Approval of minutes of past meetings: March 2, 2022 BOCC
- Approval of Accounts Payable
- DSS Accounts Payable
- Signing of BOA resolution
- Signing of resolution appointing members to the Airport Advisory Board

At 10:04 AM Commissioner Noffske moved 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
AGENCY TOURISM MARKETING	115.65
ALL CLEAR EMERGENCY MANAGEMENT GROUP, LLC	16833.33
AMERICAN ELECTRIC COMPANY	448.44
HOLMAN / AUTO TRUCK GROUP	1848
AVENU HOLDINGS, LLC	3281.21
BRANDON ROGERS	56.16
BRENTON WILLIAMS	259.05
CDHS CENTRAL ACCOUNTING	12
CENTURYLINK	75.27
CENTURYLINK	73.63
CENTURYLINK	64.56
CO DEPT OF PUB HLTH & ENV	40
COLORADO DEPART. OF REVENUE	310
CURLEY SIGNS, LLC	2450
CUSTOM CAGE	5050
DANA SAFETY SUPPLY, INC	1764
DEE KESSLER	2250
DENVER INDUSTRIAL SALES & SERVICE CO.	1320
DFA DAIRY BRANDS	243.5
DFA DAIRY BRANDS	243.5
DISCOUNT AUTO PARTS & GLA	433
DISTRICT ATTORNEY OFFICE	19875
DIXIE DILTZ	112.05
DOUG COOPER	52.07
EARL ROBINSON	58.5
FINAL TOUCH	35.43
GALLS, LLC.	308.99
GOBINS, INC	94.51
GOVPRO CONSULTING	3800
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	12000
JADE COMMUNICATIONS, LLC	77.09
KEN'S SERVICE CENTER	1215.48
KRISTI HILLIS	2432
LENCO WEST, INC	25.3
LOWE'S PAY AND SAVE, INC	20.29
MADDOX COLLECTIONS	60
MARK MUELLER	56.3
MASTER PRINT & WEB DESIGN, INC	555.9
McKESSON MEDICAL-	184.29
MDS WASTE & RECYCLE, INC	95
METROPOLITAN COMPOUNDS, INC	326.4
MICHAEL SISNEROS	80
MIKE SCHAEFER	56.3
MONTE VISTA COOPERATIVE	3403.77
MYERS BROTHERS TRUCK AND TRACTOR, INC	137.85
NANCY N. LAKE	12619.61
NOTES & NUMBERS, LLC.	500
PAULINE MADDOX	30
PITNEY BOWES, INC.	39.98
PRO COM, LLC	242
PUEBLO BRAKE & CLUTCH	3485.95
RAY ALLEN MANUFACTURING	40.99
REBECCA KOLB	53.42
RECOVERY MONITORING SOLUTIONS CORPORATION	850
RIO GRANDE COUNTY ROAD & BRIDGE	28208.13
RECOVERY MONITORING SOLUTIONS CORPORATION	130
ROCKY MOUNTAIN PLUMBING	21.58
S & S DISTRIBUTION, INC	24
SAGUACHE COUNTY JAIL	2598.75
SARAH HERRERA	83.7
SHAMROCK FOODS COMPANY	3781.03
SLV PARTS, INC	207.74
SLV REC	109
STAPLES BUSINESS CREDIT	361.42
SUMMIT MARKET	365.86
SYN-TECH SYSTEMS, INC	73
THYSSENKRUPP ELEVATOR	904.94
TOM HAEFELI	63.5
TOWN OF DEL NORTE	256.19
US TRACTOR & HARVEST, INC	152.97
UNITED REPROGRAPHIC	132
VALLEY COURIER	120
VALLEY ELECTRIC, INC	212.5
VALLEY LOCK AND SECURITY, INC	195
VERIZON WIRELESS	1741.16
VERIZON WIRELESS	269.75
VERIZON WIRELESS	536.15
VERIZON WIRELESS	180.32
VICTIM ASSISTANCE FUND	12
WAGNER EQUIPMENT	6811.21
WASTE MANAGEMENT-	295.6
WAXIE SANITARY SUPPLY	3733
WEX BANK	4191.63
WEX BANK	1372.25
WEX BANK	551
WORLD FUEL SERVICES, INC	16490.19
WSB COMPUTER SERVICES	736
XCEL ENERGY	1529.66
XCEL ENERGY	1785.37

202200446509
Filed for Record in
RIO GRANDE
CINDY HILL, RECORDER
04-14-2022 At 09:44 am.
RESOLU NC .00
OR Book 608 Page 498 - 498

RESOLUTION NO 2022- 29

Instrument Book Page
202200446509 OR 608 498

A RESOLUTION BY THE BOARD OF ADJUSTMENT APPROVING A VARIANCE FROM SET BACK REQUIREMENTS FOR GUS BASTERRECHEA

WHEREAS, Augusto (Gus) & Jolene Basterrechea at 1014 N Farm Road, Monte Vista, CO (part of the NW4SW4 Section 20, Township 39, Range 8) applied for a variance of the Land Development Code of Rio Grande County to allow for a reduction of the required setbacks from 100' to 25' for their property zoned Heavy Industrial; and

WHEREAS, notification letters were mailed to surrounding property owners within 1,500 feet and notice duly published in the Monte Vista Journal on March 23, 2022; and

WHEREAS, the Rio Grande County Land Use Administrator confirmed the application was complete and has recommended approval; and

WHEREAS, the Board of Adjustment (BOA) held an official BOA meeting on April 7, 2022 at 9:00 am in the County Courthouse and reviewed the application with the Land Use Administrator and the applicants.

NOW, THEREFORE, BE IT RESOLVED that the Rio Grande County Board of Adjustment approved the application for a Land Use variance for Augusto & Jolene Basterrechea.

THE FOREGOING Resolution was offered by Board Member Jerry Gallegos, seconded by Board Member Mike Mitchell, and passed with no dissent at a meeting of said Board on the 7th day of April 2022.

BOARD OF ADJUSTMENT


Gene Glover, Chair

ATTEST:


Clerk of the Board

202200446508
Filed for Record in
RIO GRANDE
CINDY HILL, RECORDER
04-14-2022 At 09:43 am.
RESOLU NC .00
OR Book 608 Page 497 - 497
Instrument Book Page
202200446508 OR 608 497

RESOLUTION NO 2022- 28

A RESOLUTION APPOINTING MEMBERS TO THE RIO GRANDE COUNTY AIRPORT ADVISORY BOARD

WHEREAS, the Operation Framework Guidelines of the Rio Grande County Airport Advisory Board (adopted March 2, 2016) specifies that the Board of County commissioners shall appoint between 5 and 7 members to the Advisory Board on a yearly basis; and

WHEREAS, members shall serve at the pleasure of the Board of County commissioners without term limitation, and officers will be selected by the Advisory Board.

NOW, THEREFORE, BE IT RESOLVED that the County Commissioners of Rio Grande County hereby appoint the following people to the Rio Grande County Airport Advisory Board:

- Dale Berkbigler
- Tom Haefeli
- Dusty Hicks
- Bob Johnson
- Jay Sarason
- Bailee Velasquez
- Chez Yund

THE FOREGOING Resolution was offered by Commissioner Noffske, seconded by Commissioner Deacon, and passed by the following votes by the Board of County Commissioners at a meeting of said Board on the 13th day of April 2022.

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

ATTEST:

Aubrey Pargier
Clerk of the Board

BOARD OF COUNTY COMMISSIONERS

Gene Glover
Gene Glover, Chair

Page 1 of 1

Actions as the Board of Health

At 10:04 AM the Board moved in to the Board of Health.

The Board looked at Center for Disease Control (CDC) supplemental workforce funding scope of work. Dr. Kolawole Bankole, Public Health Director, stated that COVID-19 impacted the workforce, the minorities, and the elderly. The CDC has started coming out with funding to help in these areas. Through the first round of funding the County received around \$41,000, but there was not enough funding so there is going to be a second wave of funding. This amount of funding will be \$141,473. Dr. Bankole reiterated that the County has to develop a budget capacity to manage these grants and this requires a lot of accounting. Dr. Bankole is looking at hiring an accountant that would focus on Public Health. Dr. Bankole will be offering a full-time position in accounting, and the funding for this will be coming out of this CDC grant. This person would be working through the Administration office and would focus on Public Health funds, grants and financial reporting on these grants. There was discussion on the grant budget for this CDC grant. Dr. Bankole explained where funding would go; including indirect funding (around \$13,000), ways to improve staff morale (exercise equipment), different people that would be hired including a Patient Navigator who would be bi-lingual to help the County population who speak Spanish, a plan to reach out to the Amish Community, and incentive bonuses for his staff to improve morale. Commissioner Noffske asked Dr. Bankole if he thought he would be able to fill the accountant position. Dr. Bankole is confident he will be able to. Commissioner Glover stated that he talked to Amanda Klapperich, Finance Manager, about the proposed position. This person will report to Ms. Klapperich and Ms. Klapperich will report to the BOCC. Mr. Barraclough asked what Dr. Bankole was thinking for bonuses for his department. Dr. Bankole stated that he was thinking of \$3,000 (including taxes) bonuses for the Public Health Department employees paid for by this CDC grant. Dr. Bankole said he was going to have Ms. Klapperich and Deborah Entz, Human Resources, do the hiring for this position (person would be starting July 1, 2022) and the funding would come from Public Health. Commissioner Noffske stated that he thought it should be Ms. Klapperich and Mr. Barraclough hiring this person. Commissioner Glover said that this position will be under Dr. Bankole but will answer to Ms. Klapperich. Commissioner Noffske stated that there needs to be a detailed job description for this position. Mr. Barraclough asked where this person's office space would be. Commissioner Noffske moved to approve the Public Health Department proposal for this CDC grant (supplemental workforce funding scope of work). Commissioner Deacon seconded the motion, and the motion carried.

At 10:44 AM the Board of Health exited, and reconvened as the Board of County Commissioners.

County Official and Department Head Reports

At 10:44 AM Patrick Sullivan, Road and Bridge Department, was present to give his monthly report. Road and Bridge completed one mile of base work on County Road 33/La Garita Road, which included a culvert installation (and they will continue to do base work on this project). A month ago, they changed message boards for the Crane Festival. There have been some small snow storms that have kept the graders busy. The mechanic and welding shops continue to stay busy, and they completed the project on County Road 4 East, which included crushing and shaping (they got parts for the crusher and it is going again). They have been busy putting signs back up because of wind damage. Last week, they completed their flagging re-certification. Road and Bridge will complete the joint project they have been involved in near Beaver Creek Reservoir. This was a joint project with Colorado Parks and Wildlife, Forest Service and Rio Grande County. John Steffens will retire April 28, 2022 after working thirty-six years; Mr. Sullivan said that he would be sorely missed. Mr. Sullivan stated that they are working diligently within his department to get accrued days off used up by employees.

At 10:57 AM Randy Kern, Building Department, was present to give his monthly report. He handed out his report to the Board. He said that State and Federal energy conservation mandates are non-funded mandates and that they are going to be a nightmare to implement. Mr. Kern attended Colorado Chapter ICC Educational Institute the week of March 7th, 2022 – March 11, 2022. He had five full days of classes and earned thirty-five contact hours or 3.5 continuing education units for maintenance of his ICC certification. Mr. Kern informed the Board that he is building a garage. He turned information into Mr. Barraclough and wanted to assure the Board that he would have no role in the process. Ken Vanlwarden will be completing the inspections. There was discussion on grain bin and yurt dwellings and the challenges to get these buildings code compliant. There was also discussion on tiny homes, manufactured homes and recreational vehicle houses. Commissioner Noffske asked about “hemp-crete”. Mr. Kern said that he has not had a request for this, but that they are going to have to get testing done with an agency to have guidelines for this new concrete material.

At 11:12 AM Dixie Diltz, Land Use, was present to give her monthly report. She handed her report to the Commissioners. Ms. Diltz reported that her office has seen twice as many Land Use applications this year then at this time last year. Ms. Diltz also attended (via Zoom) the Rocky Mountain Land Use and the Western Places Western Spaces Conference. This was a conference on affordable housing. Ms. Diltz said that most of this conference they talked about municipalities, and areas with higher population density. She said that a short-term rental study was done and for every one hundred short term rentals there is a \$6,000-\$50,000 increase in the value of homes in the area. In code enforcement, there was a complaint received regarding the building of “cabins” without a permit and illegal septic disposal of these cabins on the north edge of Del Norte. The complaint was turned over to the Building Department for follow-up, and letters were sent. There was also a complaint of burning and dumping of trash north west of Monte Vista. Ms. Diltz said she drove by, but everything was burned up. She was unsure where to send letters to. She is looking into it and Tyler Dean, Undersheriff, is also watching the property.

At 11:20 Sheriff Don McDonald handed out the Sheriff’s Department Leave Status Report to the Board. He is hoping by December 20, 2022 they will have these days taken care of. He said it is a balancing act. Sheriff McDonald reported that he is already planning for the next budget and it is looking good.

General Business

At 11:25 AM the Board considered signing a letter of support for Denver Air Connection to Serve SLV Regional Airport. Mr. Barraclough reported that Alamosa BOCC made this decision and they are looking for letters of support. Commissioner Noffske said he sees no reason not to support this; he said that Denver Air Connection has some stability. Commissioner Noffske moved to sign the letter of support for Denver Air Connection to Serve SLV Regional Airport. Commissioner Deacon seconded the motion, and the motion carried (the letter of support was signed).

At 11:31 AM the Board considered a resolution to rescind Resolution No. 2022-15, A Resolution to Extend Utilization of Annual Leave for the 2022 Fiscal Year and Creating One Cap. Mr. Barraclough left the meeting to re-type the resolution and returned. Commissioner Glover read the resolution aloud. Ms. Lake said that this was amending the resolution done on the 16th of February. Ms. Lake reviewed it and suggested changing to “8 months” and putting today’s date in. She reiterated that this was amending the resolution to remove caps. There was discussion on drafting another resolution. Mr. Barraclough left to draft another resolution. He came back

with a re-drafted resolution and Commissioner Deacon read it aloud. Commissioner Deacon moved to approve Resolution No. 2022-15, A Resolution to Extend Utilization of Annual Leave for the 2022 Fiscal Year. Commissioner Noffske seconded the motion, and the motion carried.

202200446507
 Filed for Record in
 RIO GRANDE
 CINDY HILL, RECORDER
 04-14-2022 At 09:41 am.
 AMD RESL NC .00
 OR Book 608 Page 496 - 496
 Instrument Book Page
 202200446507 OR 608 496

RESOLUTION NO. 2022 - 27

**A RESOLUTION TO AMEND RESOLUTION 2022-15
 A RESOLUTION TO EXTEND THE UTILIZATION OF ANNUAL LEAVE FOR THE
 2022 FISCAL YEAR**

WHEREAS, Resolution 2022-15 was adopted on February 16th, 2022; and

WHEREAS, Rio Grande County desires to extend the employee utilization of Annual Leave accrued to December 31, 2022; and

WHEREAS, This will be a temporary allowance for all employees to have approximately 8 months to utilize time accrued for the 2022 year.

THEREFORE, Be it resolved that Resolution 2022-15 is hereby amended to reflect the removal of annual vacation time caps and allow for accrual up to December 31st, 2022 with the request that employees reduce their accrual by this deadline.

THE FOREGOING Resolution was offered by Commissioner Deacon, seconded by Commissioner Noffske, and passed by the following votes of the Board of County Commissioners at a meeting of said Board on the 13th day of April 2022.

VOTES:

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

BOARD OF COUNTY COMMISSIONERS

Gene W. Glover
 Gene Glover, Chair

ATTEST:

Aubrey Pargin
 Clerk of the Board

Cathy Garcia, Lauren Boebert Representative, was present and asked for grant applications to be sent to her by Friday. She will send them to on to Washington. There was discussion on turning in grant applications for a new jail and to purchase the Railroad.

Commissioners and Administrative Updates

At 11:56 Ms. Lake asked the Board for permission to use Jean Borrego for services, in regard to appropriations and Congressional Designated Spending (CDS) bills. Ms. Borrego does a lot of background work and filling out of forms and she asked the Board for permission to continue to use her services. Commissioner Noffske moved to authorize County attorney to retain services and utilize Jean Borrego to assist with funding applications. Commissioner Deacon seconded the motion, and the motion carried. Ms. Lake reported that the Summitville project and Airport project got turned in as an appropriations request. Ms. Lake also turned in an appropriations request for a new jail using a blue print for the Saguache jail; she did increase the bed capacity by 20 percent, and increased total cost of jail by 20 percent because of increased building costs.

Mr. Barraclough stated that Judy Baker has called the office and she has a land access issue with one of her children's properties. Commissioner Glover stated that he has talked to her and researched the issue and it is not Rio Grande County's deal or responsibility. Ms. Lake said that it is a civil issue and that they can apply for an easement.

A legal retreat was scheduled for April 22, 2022 from 1 PM to 4 PM. Mr. Barraclough asked for the Board's permission to meet with Ms. Lake in regard to HR and open communication. The Board granted him permission.

At 12:08 PM Commissioner Deacon moved to adjourn the meeting. Commissioner Glover 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)
 ss
County of Rio Grande)

The Rio Grande County Board of Commissioners met in regular session on Wednesday, April 20, 2022. The meeting was called to order by Chairman Gene Glover at 10:01 AM. A prayer was led by Commissioner John Noffske and the Pledge of Allegiance was said.

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

Agenda Approval

At 10:02 AM Commissioner Deacon moved to approve the Agenda. Commissioner Noffske seconded the motion, and the motion carried.

Public Comment

At 10:03 AM Commissioner Glover asked if there were any public comments. There were none.

Consent Agenda

- Approval of Minutes of Past Meetings: March 9, 2022 BOCC
- Approval of Accounts Payable

At 10:05 AM Commissioner Noffske moved to approve the Consent Agenda. Commissioner Deacon seconded the motion, and the motion carried.

Vender	Amount
AIRGAS USA, LLC	290.57
ALTA FUELS, LLC	384.30
AMAZON CAPITAL SERVICES	2,505.71
BEN E. KEITH NEW MEXICO	45.20
BOBBIE HATTON	117.97
BRENDA ALMEIDA	1,620.00
CENTURYLINK	208.35
CHAFFEE COUNTY SHERIFF	90.00
CHRIS RODRIGUEZ	3,055.63
CITY OF MONTE VISTA	537.54
CRIBS FOR KIDS	804.31
Darla Anderson	700.00
DEL NORTE MARKETING	13,238.45

DIANNE KOSHAK	45.24
GOBINS, INC	59.06
GOOGLE, LLC	6.00
GUNBARREL STATION, INC	358.00
HAYNIE'S INC.	517.19
HELEN LESTER	1,019.43
IDA WHITE	60.00
INDUSTRIAL & FARM SUPPLY	131.78
JANET SANCHEZ	1,920.00
JEAN BORREGO	864.63
JEFFERSON COUNTY PUBLIC TRUSTEE	200.00
JENNIFER VALADEZ-MOLINA	228.15
LAWSON PRODUCT INC	362.83
LENCO WEST, INC	70.07
LEROY A ROMERO	150.00
LOWE'S PAY AND SAVE, INC	35.23
MICHAEL TODD & COMPANY	7,382.70
MILES PARTNERSHIP, LLLP	7,471.50
MONTE VISTA COOPERATIVE	134.34
MONTE VISTA HISTORICAL SOCIETY	500.00
MYERS BROTHERS TRUCK AND TRACTOR, INC	622.70
O & V PRINTING, INC	254.70
RELIANCE STEEL CO. #12	505.00
ROBINS CONSTRUCTION, LLLP	39,996.00
S & S DISTRIBUTION, INC	24.00
SCHRADER'S GLASS SHOP	175.00
SHERWIN-WILLIAMS INC	296.75
SOUTH FORK PROPANE, LTD. CO.	750.00
STAPLES BUSINESS	889.99
TOP VALUE	76.20
TOWN OF DEL NORTE	588.37
TRACKER SOFTWARE CORP.INC	495.00
TRANSWEST TRUCK, INC	215.90
TRI COUNTY SENIOR CITIZEN	3,000.00
U.S. TRACTOR, INC	217.00
ULINE	2,236.95
VALLEY COURIER	366.75
VALLEY LOCK AND SECURITY, INC	553.19
VALLEY LUMBER AND SUPPLY, INC	52.52
VALLEY TRACTOR REPAIR	396.66
VISUAL LABS, INC	25,440.00
WEX BANK	1,738.14
WORLD FUEL SERVICES, INC	27,173.79
WSB COMPUTER SERVICES	550.00
XCEL ENERGY	2,249.49
XCEL ENERGY	2,142.23
	156,120.51

Actions as the Board of Health

At 10:05 AM the Board moved into the Board of Health.

At 10:06 AM the Board considered approving the Rio Grande County Child Fatality Prevention System FY23 Budget and SOW. Dr. Bankole reported that there are a lot of renewals of grants and contracts right now, and this is one of them. He reported that in 2020 there were four child fatality cases that were received and reviewed. In 2021, there were five cases reviewed. This grant involves educating young mothers on not sleeping in close proximity with infants to prevent Sudden Infant Death Syndrome (SIDS). Commissioner Noffske moved to approve the RGC Child Fatality Prevention System FY23 budget and SOW. Commissioner Deacon seconded the motion, and the motion carried.

At 10:16 AM the Board considered approving a Public Health Emergency Preparedness and Response Y23 SOW and budget (7/1/2022 – 6/30/2023). Dr. Bankole reported that there is a reduction in this grant to \$19,822, and the scope of work focuses on training and planning for emergencies. Commissioner Noffske asked if he had any contact with the All Hazards Advisory Council (AHAC) region. Dr. Bankole said that everybody participated in this. Commissioner Noffske asked Dr. Bankole to have a conversation about roles that the AHAC region has. Dr. Bankole said that it is his understanding that all these agencies work together and are integrated together. Commissioner Noffske voiced concerns about agencies duplicating their efforts, and he would like to see clarity on who is taking the lead in this. Commissioner Noffske said that there are inter-agency conflicts at the State level. Commissioner Noffske reported that they are trying to re-establish the contact and relationship with the hospitals, health agencies, and the Health Care Coalition. Dr. Bankole said that he was aware of the changes at the State level. Commissioner Noffske moved to approve the Public Health Preparedness and Response Y23 SOW and budget (7/1/2022-6/30/2023). Commissioner Deacon seconded the motion, and the motion carried.

At 10:26 AM the Board of Health reconvened as the Board of County Commissioners.

County Official and Department Head Reports

At 10:26 AM Amanda Klapperich, Finance Manager, was present to give her quarterly financial report. She handed out the report to the Commissioners. Ms. Klapperich reported that a fiscal health analysis was performed by the State Office of the Auditor. She said there are seven ratios that go into the analysis and only six apply to Rio Grande County. There was a three-year comparison on cash to liabilities ratio. Commissioner Noffske voiced concern on the operating margin ratio. Ms. Klapperich said that the County's liabilities are going down, and the cash to liabilities are going up. Commissioner Noffske asked if the COVID-19 money showed up in the report. Ms. Klapperich said that only some of it was figured in, because most of the funding has not come in yet. Ms. Klapperich said that on page 24 of the report it shows budget amounts remaining for the rest of the year. She noted that there is lag time because of taxes (property taxes) not starting to be collected until the end of March. Ms. Klapperich did say she had some concerns with the Airport budget, and that there won't be an increase in fuel purchases until the weather gets warmer. There was discussion on selling Jet A fuel in the future. Ms. Klapperich reported that she had a Government Finance Officers Association (GFOA) training and she learned a lot. They recommended that the County can be doing this on our own.

At 10:41 AM Courtney Arthur, Victim's Advocate, gave an update to the Board (this was out of order on the Agenda). Ms. Arthur explained that she applied for a victim's advocate grant (\$163,000). She reported that there are 383 victims and they can be potentially providing services for these victims in the next two years. This funding will go towards services for these victims; food, clothing, training, office supplies, mileage, equipment, relocation, and emergency shelter. Ms. Arthur said she does not know how much she will receive yet. She reported that right now, when a victim goes to a hotel for emergency shelter, there is no funding for this. She also explained that Rio Grande County Victim Advocate funding used to go through Alamosa County for all funding (they were the fiscal agent for this). Now Rio Grande County is applying for their own funding for victims. There was discussion on why Alamosa County stopped funding for Rio Grande County VA. Ms. Arthur reported that she and the Sheriff's office both believe that the victim is number one. She said she became very involved in court dates and informing victims; and in doing this she saw victims become more involved and start to take back their power. Ms. Lake reported that many cases are in the Attorney General's office being investigated. Ms. Arthur said that 119 of her cases (out of 175) cases were also sent to the AG's office. Ms. Arthur reported to the Board that there is an MOU with Conejos and Saguache County, and they cover for Ms. Arthur when she is out of town.

At 11:10 AM Sheriff McDonald gave an update on the Sheriff's Department. Sheriff McDonald reported that weekend court is going well. He hired two court clerks and right now they are in civil process training for the next two days. He is pleased it is going well. The LiveScan hardware equipment is backordered so the assembly is delayed. This did qualify for American Rescue Plan Act (ARPA) funding so everything is good to go. Sheriff McDonald updated the Board on the "HB22-1067 Municipal Court Hearing" bill. He said that this will affect municipalities, and they will be required to provide a hearing within forty-eight hours. This will affect the Sheriff's office because they have an MOU with municipalities. Sheriff McDonald also gave an update on the "HB21-1280 Bond Process" bill. He said there are deadlines for this and this is an unfunded mandate. Sheriff McDonald was proud to announce that the Sheriff's Office received a Certificate of Compliance for the Sheriff's Office bond process. He reported that this was a big job and everyone had a hand in getting this certification. Ms. Lake reported that a lot

of larger Sheriff's Offices are not there yet. Sheriff McDonald said he is really trying to stay ahead of legislature. Sheriff McDonald also reported on possible budget impacts for 2022-2023. He reported that the control board went out; it will cost \$4,932 to repair it and get it going again. He said it is going out about every year, sometimes twice a year. This control board is old and was put in when the jail was built. The courthouse security grant is in and the Sheriff said that they need to sit down and go through it (probably will do this the first week in May). Commissioner Glover asked if they figured in three guards; two full time and one part time. Sheriff McDonald said they have until May 20, 2022 to get it figured out.

General Business

At 11:23 AM the Board considered a Cooperative Law Enforcement Annual Operating Plan and Financial Plan between Rio Grande County and the USDA Forest Service Rio Grande National Forest. This agreement came from the Federal Government and had a few corrections that Mr. Barraclough caught. The updated copy is in front of the Board. Commissioner Noffske moved to approve the Cooperative Law Enforcement Annual Operating Plan and Financial Plan between Rio Grande County and the USDA Forest Service Rio Grande National Forest. Commissioner Deacon seconded the motion, and the motion carried.

At 11:28 AM the Board considered approval of the plat for building #2 of Riverbend at South Fork Ranches. Ms. Diltz reported that in January 2005 Rio Grande County Board of Commissioners approved the final plat for Riverbend at South Fork Ranches. The final plat included dimensions and unit footprints for building #1. In 2019, Rio Grande County approved the plat for building #3 dimensions and unit footprint. The current owners of the parcel for building #2 have had the site surveyed and a plat drawn up with the building dimensions detailed. Commissioner Noffske asked if Ms. Diltz had any land concerns with this. Ms. Diltz said she did not. Commissioner Noffske moved to approve the plat for building #2 of Riverbend at South Fork Ranches. Commissioner Deacon seconded the motion, and the motion carried.

Commissioner Noffske asked Ms. Diltz about Action 22 in Colorado. Commissioner Noffske stated that he thought they should think about joining this. He said that they seem to be representing southern Colorado well, and they are involved in Renewable Water Resources (RWR) and affordable housing.

Commissioners and Administrator Updates

At 11:39 AM Mr. Barraclough reported that he will have a GIS meeting with the Assessor's Office next week. He plans to talk to everyone and see what their needs are. Mr. Barraclough said he would also talk to other counties and see how they do things.

Mr. Barraclough said that Dixie Diltz, Land Use, is looking at the Maxeyville gravel pit. He also reported that it looks like it will be a boundary line adjustment. Ms. Lake said that 2.21 acres will be sold off from the gravel pit property and she is waiting on an actual description of land, so she can get the deed written. Ms. Lake reported that it is land locked property and that the land has no value to anyone else (around \$800 an acre).

Mr. Barraclough said that there is a resolution folder, and he sent Ms. Lake a digital file of this.

Ms. Lake reported that the travel policy needs to be looked at, and she is going to be redrafting it. Ms. Klapperich and Ms. Kern are sending her notes on this. This policy will include motels, meals, and mileage.

Commissioner Deacon asked the Board if Rio Grande County could join the Monte Vista Chamber of Commerce. He reported that the cost is \$100 a year, and with this membership they will be able to use the facilities. Commissioner Glover said that he would make sure this is on the Agenda for the next meeting.

Commissioner Deacon went to the SLV Housing Coalition meeting. He reported that they are looking at rebuilding the Evans block in Alamosa. There are going to be apartments in the old building, small homes and also larger homes. It will be landscaped also. Creede is looking at building two more buildings for around 2.5 million dollars. There is an existing building and they are looking at adding twenty apartments in Creede. The Monte Vista Fire Board reported the department purchased a new tanker.

Ms. Lake, Commissioner Noffske and Commissioner Glover got designated and localized appropriation requests in. There was \$35 million of requests put in. Ms. Lake said that even if the County does not get the funding at least they are on the State and Federal radar. There

EARL ROBINSON	81.2
FIRST BANKCARD	17024.95
GENE GLOVER	139.2
GISELLE ALMEIDA	1460
GOBINS, INC	63.27
IDA WHITE	156.78
JAMES CLARE	77.9
JEAN BORREGO	5211.76
JERRY GALLEGOS	81.96
JESSICA LOVELACE	75
LEONARD BROWN	78.48
LOWE'S PAY AND SAVE, INC	23.82
MARK MUELLER	83.12
MICHAEL MITCHELL	94.72
MIKE SCHAEFER	83.12
MONTE VISTA COOPERATIVE	714.38
MONTE VISTA JOURNAL	45
REBECCA KOLB	79.41
RUSSELL PRATT	91.24
S & S DISTRIBUTION, INC	16
SLV PARTS, INC	99.95
SLV REC	819
TOM HAEFELI	95.88
TYLER TECHNOLOGIES, INC	26040
UNITED REPROGRAPHIC	149.48
VALLEY LOCK AND SECURITY, INC	266.27
WAXIE SANITARY SUPPLY	9.92
WILBER-ELLIS	18.17
WSB COMPUTER SERVICES	21368.65
	105,514.65

April 2022 Payroll

COUNTY GENERAL FUND	\$381,250.66
ROAD AND BRIDGE	\$114,628.54
SOCIAL SERVICES	\$154,609.58
WEED DISTRICT	\$7,429.93
AIRPORT FUND	\$1,933.64
PUBLIC HEALTH AGENCY FUND	\$36,656.63
TOTAL:	\$696,508.98

Public Comment

At 10:07 AM Commissioner Glover asked if there were any public comments. There were none.

Actions as the Board of Social Services

At 10:07 AM the Board of County Commissioners moved into the Board of Social Services.

At 10:08 AM Jody Kern, Director of Social Services, was present to give her monthly report. Ms. Kern reported that in May it will be the end of the public health emergency and the maximum food allotment workload is estimated to be the greatest of all times when it comes to public benefits. John Ollenberger finished a seven-year audit and the Single-Entry Point will be complete and finished. The Monte Vista Early Learning Center asked Ms. Kern to be on their advisory Board. There was discussion on the response to the fire in Monte Vista. DSS was involved in the Disaster Assistance Center and Shelter. Ms. Kern recommended a work session on how to plan for the next fire and to discuss the lessons learned in this fire. Ms. Kern reported that DSS has funding (less than \$1,000) that is going towards fire victim's getting new birth certificates, titles and other important documents through the Rio Grande County Clerk's office.

Ms. Kern asked where the addition for her lobby is in the planning process. Mr. Barraclough said it is sitting on his desk and he will get some bids for it. Ms. Kern also reported that some neighboring counties are in crisis mode because of staff shortages, and she needs support from

the county for her department. There was discussion on \$10,000 cost a month to place children in child welfare and also discussion on collective bargaining.

At 10:33 AM the Board exited the Board of Social Services and moved into the Board of Health.

Actions as the Board of Health

At 10:33 AM Dr. Kolawole Bankole (present via Zoom) asked the Board to renew the Task Order Contract with Colorado Department of Public Health and Environment (CDPHE) for Core Public Health Services and Maternal and Child Health Services. Dr. Bankole stated that there will be more funds in this grant than last year. Dr. Bankole said that he sympathizes with Ms. Kern's concerns with staff shortages; there is a lot of effort to retain staff. Commissioner Noffske moved to approve the renewal of the Task Order Contract with the CDPHE for Core Public Health Services and Maternal and Child Health Services. Commissioner Deacon seconded the motion, and the motion carried.

At 10:39 AM the Board exited the Board of Health and reconvened as the Board of County Commissioners.

County Official and Department Head Reports

At 10:39 AM Commissioner Glover reported that Armando Ross, Weed and Pest District was not feeling well so he was unable to attend the meeting. Mr. Barraclough handed Mr. Ross's report to the Board. Commissioner Glover stated that South Fork is on board with the weed spraying, and Mr. Ross will be meeting with the Town of Del Norte next week.

At 10:40 AM Art Wittner, Emergency Management, was present to give his monthly update. Mr. Wittner reported that he attended an Access to Functional Needs conference; he said he got a lot out of the conference and many things they discussed were issues faced in the Monte Vista fire. Mr. Wittner noted that there were no sign language interpreters at the press conference for the MV fire. The weather service update is warm and dry winds for the next 14 days. The snow pack is now 78% in the region, and the Rio Grande water basin is down to 60% snowpack now. Today in Rio Grande County there are red flag warnings; Mr. Wittner reported that it is not a matter of if a fire is going to happen, but when a fire is going to happen. Dr. Bankole stated that Public Health can support with funding for a sign language interpreter. This would be under health equity for Public Health; if Dr. Bankole knows the amount of funding needed he can put it in his budget.

There was discussion on the MV fire and the response to it. Mr. Wittner reported that this was one of the biggest fires they had seen in a long time. He said he talked to Chief Dingfelder, Monte Vista Police Department, and reached out to all Emergency Managers in the Valley when the fire started; he activated the Mutual Aids Channels so all EM's could communicate in evacuating people. He reported that the Public Information Officer was amazing and put out messaging for evacuation zones, and updated the SLV website. Mr. Wittner also noted that no Rio Grande County money has been invested yet, besides paid overtime. He also praised the Assessor's Office, Clerk's office and DSS for their amazing response and support. Mr. Wittner felt like this was a huge success for Monte Vista and Rio Grande County; the fire could have been much worse. He reported that the Monte Vista Estates Nursing Home said they could evacuate all residents in twenty minutes, so they were keeping a close eye on that. There were seven drops of water from helicopters, and the Emergency Operations Plan was updated online so the State could be quickly updated and informed. Commissioner Deacon gave praise to Excel Energy and the Red Cross. Commissioner Noffske voiced concern over PIO vs. Victim's Advocate roles. Mr. Wittner stated that if the County EM is involved then Courtney Arthur is the PIO in an emergency. Mr. Wittner also said that he requested credentialing "salamander" cards for fire victims. Commissioner Noffske voiced concerns that they are not a government entity. Mr. Wittner said that they were there, and that our County does not help to fund them.

General Business

At 11:10 AM Adam Moore, Supervisory Forester Colorado State Forest Service, and Sam Scavo, Colorado State Forest Service Forester, were present to give their annual report. Beginning in January 2022 they have had a new United States Forest Service Director, Matt McCombs. Mr. Moore reported that the forest has 23% of normal snowpack in Colorado watersheds. In one day, last week, 7% of the snow pack was lost due to high winds and drought conditions. These drought conditions set the stage for Spruce Beetle killing more trees because the trees in the forest are stressed. In 2015-2016 the Spruce Beetle kill peaked and is currently going down in the Rio Grande National Forest. These areas of trees that have been

affected by the beetle kill affect communities like Boulder and contribute to risk of fire. The dry conditions and less snow fall will negatively affect the rest of this year.

The Colorado Wildfire Prevention Plan was mostly completed; although some areas are working on updating these plans. Mr. Moore is hoping to hire a fire technician this fall to help communities write this and update these plans. This will be a multi-year process to update this. Commissioner Noffske asked if there is legislature to mandate fire litigation. Mr. Moore reported that there are grant opportunities with fire mitigation in mind, and that they are working on recommendations from the State. The State is coming up with a template, so it can be adopted locally. Mr. Moore said that there are wild fire plans and people are put on a list to evaluate their sites/properties. Mr. Scavo reported that an intern will start May 23, 2022 and will be doing property level assessments, and will assign colors and ratings to each property evaluated. He will start up Bear Creek. After the Boulder and Monte Vista fires, they will start to look at grass areas, not just tree areas, that are fire threats. Mr. Moore reported that Monte Vista and Del Norte are still active in Tree City USA. Del Norte received trees for planting this year. When the CWPP is ready for final review; the Commissioners will review this also. Mr. Moore will also be working with Bureau of Land Management for treatment for forested areas. He also reported that there is an effort after the West Fork Fire to bring in businesses to use timber, biomass, etc.

At 11:51 AM the Board considered joining the Monte Vista of Commerce. Mr. Barraclough reported that it is \$75 to join the first year. Commissioner Glover said that he would get information on joining Del Norte and South Fork Chambers also. Commissioner Noffske moved to join all Chambers (Monte Vista, Del Norte, and South Fork). Commissioner Deacon seconded the motion, and the motion carried.

At 11:53 AM the Board considered joining Action 22. Commissioner Deacon said that he thought it would be positive if Rio Grande County was a part of Action 22. Commissioner Noffske said that Action 22 is active in the "collective bargaining" issue. Commissioner Deacon moved to approve joining Action 22. Commissioner Noffske seconded the motion, and the motion carried.

At 11:54 AM the Board considered the appointment of Shelly Anderson to the Tourism Board. Commissioner Glover stated that he talked to her and she wants to be involved in the community, and no one else has applied. Commissioner Noffske moved to approve Shelly Anderson to the Tourism Board. Commissioner Deacon seconded the motion, and the motion carried.

202200446341
Filed for Record in
RIO GRANDE
CINDY HILL, RECORDER
03-31-2022 At 08:52 am.
RESOLU NC .00
OR Book 607 Page 2951 - 2951

Instrument Book Page
202200446341 OR 607 2951

RESOLUTION NO 2022- 22

A RESOLUTION GRANTING AN AMENDMENT TO THE ZONING MAP

WHEREAS, The Board of County Commissioners have received an application for Zoning Map Amendment requesting a rezoning from agricultural estate (AE) to agricultural ranching (AR) for a parcel of land consisting of 36.43 acres. Located at 5498 E County Road 8 S., Monte Vista, CO. with the legal description of Wildlife Estates Tract 4; and

WHEREAS, the Rio Grande County Planning Commission held a Public meeting on March 15, 2022 to review said application, and by unanimous vote recommend approval of the amendment of zoning, and;

WHEREAS, the Board of County Commissioners held a Public hearing on March 23, 2022 to consider the requested zone change after proper public notice and publication, and heard testimony and reviewed zoning maps concerning said application, and;

NOW, THEREFORE, BE IT RESOLVED that said application for zoning map amendment shall be and is hereby granted, and the above-described property is hereby zoned agricultural ranching (AR), and the Land Use Administrator is hereby instructed to cause the necessary change to be made to the official zoning maps of Rio Grande County.

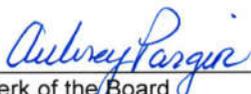
THE FOREGOING Resolution was offered by Commissioner Noffske, seconded by Commissioner Deacon, and passed by the following votes by the Board of County Commissioners at a meeting of said Board on the 23rd day of March 2022.

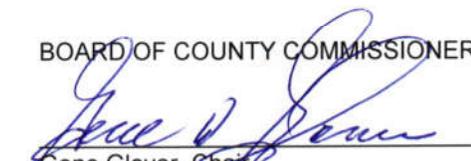
VOTES:

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

ATTEST


Clerk of the Board


Gene Glover, Chair

Page 1 of 1

The Board of County Commissioners took a break from 11:56 AM until 12:06 PM.

At 12:06 AM Commissioner Noffske moved to approve putting item “G - Discussion of Purchase of Property” back on the Agenda, and to also approve the sale of property conditioned upon the survey being done at the purchaser’s expense (this was after talking to the Land Use Department and discussing the development code). Commissioner Deacon seconded the motion, and the motion carried. Mr. Barraclough said that he would talk to the buyer.

Commissioners and Administrator Updates

At 12:19 PM Commissioner Deacon reported that he met with SLV Hazmat yesterday. They are going to start working on having a yearly meeting to look at a depreciation schedule for the equipment. He also stated that they only have four technicians, but six would be optimum. There was discussion on approval of Commissioner Deacon on the SLV Hazmat board but he has not been approved yet because it was not on the SLV Commissioner’s Agenda. Commissioner Glover said he had called and he thought it was going to be on the Agenda.

Commissioner Glover said that the Town of South Fork put in a request for a community basketball court; he reported that it would be better to use CTF funds instead of ARPA funds for the basketball courts.

There was discussion on the flooring at the Ski-Hi Recreation Center. Commissioner Deacon said he went to the meeting and the money the County gave for flooring had a stipulation that it had to be used for recreation. Commissioner Deacon said that they are looking at leaving the flooring out and possibly covering it for other uses. There was also discussion on the convention center and hiring people for it.

At 12:37 PM the Board adjourned from the BOCC meeting.

At 1:34 PM the Board reconvened for the Public Hearing.

Public Hearing

At 1:34 PM the Public Hearing for the Conditional Use Permit for the bakery of John and Barbara Ann Yoder began. Dixie Diltz, Land Use, was present to inform the Board of her review for this Conditional Use Permit for a bakery and deli retail business. Ms. Diltz received the application. Sixteen letters were mailed to surrounding property owners. The notice of public hearing was published and two letters of opposition were received. Ms. Diltz read the two letters aloud. The Rio Grande Planning Commission met on April 19, 2022 and after reviewing the conditional use application, hearing the application and testimony of the applicant, and opening the public hearing for any public comment, the Planning Commissioner voted 3 to 2 to recommend denial of the conditional use permit based on section 3.05. C of the Rio Grande County Land Use Development Code, specifically items #5 and #6.

J.D. Schmidt, neighbor, was present and stated that he was in support of the bakery being moved to County Road 8 S. He said that it has become an issue with the dust and people driving too fast when going to the current location of the bakery. He said they have posted signs to slow down, but people still drive too fast. Commissioner Glover said he had talked to Patrick Sullivan, Road and Bridge, about putting up more “slow down” signs, but Mr. Sullivan

said there is not enough traffic to warrant putting up more signs. Kathy Matthews, neighbor, was present and said that she believes people have a right to own their own businesses on their property. She said she is concerned with the traffic by the Amish School with the location of the current bakery. Peter Clark, neighbor, said he is in favor of moving the bakery to the new location. Leah Clark, neighbor, also voiced her support of the bakery and the benefits of the bakery. She said that she tries to shop locally, and the bakery is a place where she shops. Commissioner Glover said that he talked to Mr. Sullivan about putting in a shoulder or bike lane into the new bakery location; Mr. Sullivan said it would cost \$50,000-\$60,000. Commissioner Noffske voiced concerns about the Planning Commission not having the same information when they made their decision. Ms. Diltz reported that this area is not designated commercial; it is a "home occupation" permit only. The Land Use Code book specifies that a "cottage industry" only allows two outside employees and the rest of the employees have to live in the dwelling. Mr. Yoder reported that they will probably have close to eight employees and they will not be living in their house. Ms. Diltz reiterated that the Yoders are great neighbors and she lives in the community also. There was discussion on how many more cars a day might be expected; there was an estimation of an increase in 50 to 100 cars a day (average 241 cars a day before the increase). Mr. Clark said that it seems discriminatory if the County does not allow these home-based businesses; this is very common in the Amish communities. Ms. Clark said that post (COVID) pandemic, this could be a new trend and the code book should be looked at. Commissioner Noffske said that it comes down to the Land Use Code book and asked what it would take to update it. Ms. Diltz said that the last time they updated the code book it took a year and a lot of time and money. Commissioner Deacon said he sees a room full of support for this business, and he believes that people have a right to have a business on their own land. Mr. Yoder said that a lot of people move to Conejos County because the building permit process is easier. Commissioner Deacon moved to approve the Conditional Use permit for John and Barbara Yoder for a bakery and deli. Commissioner Glover seconded the motion. The motion carried. Commissioner Noffske said he was abstaining from the vote because he votes "no on the process". Mr. Clark said that he had learned a lot from this process. He believes that the Commissioners can't be worried about little specifics; they are hired to make these decisions.

(Clerk's note: See May 4, 2022 minutes for Resolution 2022-36.)

At 2:38 PM Commissioner Deacon moved to adjourn the meeting and Public Hearing. Commissioner Noffske seconded the motion, and the meeting was adjourned.

Attest:

Gene Glover
Chairman of the Board

Aubrey Pargin
Clerk of the Board