

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, October 3, 2007. Members present were Chairman Doug Davie, Commissioners Dennis Murphy and Robert Hagedorn, Suzanne Benton, County Administrator, Jarrod Biggs, Intern and Lyla Davis, Clerk of the Board.

At 9:00 a.m. Chairman Davie called the meeting to order. The Pledge of Allegiance was said and the agenda was set. Commissioner Murphy moved to approve the September 26, 2007 minutes as amended. Commissioner Hagedorn seconded; the motion passed.

At 9:10 a.m. Commissioner Murphy moved to waive the McMullen Building fee for the Potato/Grain Conference in February 2008. Commissioner Hagedorn seconded; the motion passed.

At 9:15 a.m. the Board performed the monthly jail inspection. Under-sheriff Jon Gonzales reported that forty-two inmates are in the County facility. Two females and one male are being housed in Saguache County. Mr. Gonzales noted that they are having problems with some of the door locks and will have them repaired. The cook position is open again; Mr. Gonzales said they are researching the pay for cooks in schools for comparison. He also noted the paint being stored in Marilyn Heacock's office.

At 9:30 a.m. Ms. Benton presented pending matters. Chairman Davie moved to keep the 2008 health plans the same as 2007. Commissioner Hagedorn seconded; the motion passed.

At 9:45 a.m. Rose Vanderpool, Land Use Planner, joined the session to discuss a re-plat in The Ridge. Lee Albert, Land Properties, said two neighboring lots are owned by one person. The land owner would like the property line vacated so that a home can be built in the middle of two lots. Ms. Vanderpool said since this is a change to a subdivision plat; the Board has to approve the re-plat. Mr. Albert said the re-plat would be recorded in the Clerk and Recorder's office. Commissioner Murphy moved to approve the request. Commissioner Hagedorn seconded; the motion passed. BOOK 535 PAGE 1389

At 10:15 a.m. Ms. Benton continued with pending matters. The Board agreed not to add the Transportation Museum in Monte Vista to the Rio Grande County Museum budget as requested by the Monte Vista City Council.

At 10:30 a.m. the Board approved the following claims.

**County General Fund**

Rio Grande County Sheriff	task force	\$	500.00
ACS Services	exp	\$	2,432.57
Alamosa Co Nursing Svc	Prj B	\$	614.41
Andrews Produce	jail food	\$	2,003.43
Aspen Office Products	exp	\$	289.58
Brian Norton	exp	\$	140.15
CBI Printers	exp	\$	727.00

Co Dept of Human Service	surcharge	\$	30.00
Colo County Treasurer	seminar	\$	200.00
Colorado Public Health	registration	\$	235.00
Dave's Elec. & Hobbies	cable	\$	19.99
Del Norte Auto Supply	exp	\$	3.69
Del Norte Middle School	sub pay	\$	280.00
El Paso County Coroner	exp	\$	1,250.00
Gobins	exp	\$	104.19
Hazelden	agreement	\$	17,118.80
Jack's Market	exp	\$	2.46
John Talley	mileage	\$	184.00
Marilyn Heacock	food exp	\$	55.00
Mark Braly	mtg exp	\$	92.40
Qwest Communications	exp	\$	1,848.19
Rio Grande County	plow work	\$	748.46
Rose Vanderpool	mileage	\$	256.00
Sam Coffman	exp	\$	422.50
San Luis Valley Federal	loan	\$	191,328.27
Sandy Jackson	exp	\$	63.74
SLV VORP	07 award	\$	200.00
United Reprographic	exp	\$	76.88
Victim Assistance Fund	surcharge	\$	30.00
Viking Tactics	exp	\$	7,500.00
William F Dunn	legal fees	\$	3,706.25
Xcel Energy	exp	\$	1,274.51
<b>TOTAL</b>		<b>\$</b>	<b>233,737.47</b>

Alamosa Credit Union	July	\$	675.00
Colorado State Treasurer	qtrly pmt	\$	1,487.85
Community Bank of the Rockies	exp	\$	59,598.10
Family Support Registry	exp	\$	328.00
Family Support Registry	exp	\$	168.00
Family Support Registry	exp	\$	168.59
Pre-Paid Legal Services	exp	\$	44.85
Rio Grande County Treasurer	exp	\$	42,567.52
Security Benefit	exp	\$	6,007.50
Sooper Credit Union	exp	\$	435.00
<b>TOTAL</b>		<b>\$</b>	<b>111,480.41</b>

First BankCard	card pmt	\$	5,948.09
Freightquote.com	exp	\$	516.85
Rio Grande County Sheriff	task force	\$	500.00
Xcel Energy	exp	\$	2,561.55
Absolute Shine	exp	\$	369.90
Account 499	supplies	\$	54.70
ACS Services Inc	exp	\$	10,606.77
Action 22	conference	\$	480.00
Air Filter Sales & Svc	exp	\$	179.54
Alpine Vet Hospital	exp	\$	97.00
Andrews Produce Inc	exp	\$	803.20
Anne Henningsen	maint. Work	\$	250.00
Aspen Office Products	exp	\$	305.49
Boys & Girls Club	exp	\$	1,200.00
Cheryl Scherzer	mileage	\$	71.20

Cindy Hill	per diem	\$	18.87
Co Dept of Human Service	exp	\$	100.00
Co Dept of Public Safety	exp	\$	630.00
Coast to Coast Solution	exp	\$	209.04
Colorado Counties Inc	conference	\$	1,675.00
Conour SLV Animal Shelter	exp	\$	670.85
Costilla County Nursing	7-Aug	\$	1,568.00
Crowne Plaza	conference	\$	608.00
Dave Pote	Prj C	\$	790.10
Del Norte Auto Supply	exp	\$	73.80
Dennis Murphy Jr	mileage	\$	317.60
District Attorney Office	10th pmt	\$	13,495.00
Doug Davie	mileage	\$	1,198.00
Duckwall-Alco Discount	exp	\$	52.13
Eva Salazar	mileage	\$	26.00
Galls Inc	uniform	\$	528.88
Gimmees.com	supplies	\$	734.28
Glaxosmithkline	exp	\$	869.10
Gobins	exp	\$	514.96
Hammond & Stephens	exp	\$	155.50
Hawthorn Suites	W Spicer	\$	910.00
HSBC Business Solutions	exp	\$	26.39
Jack Martz	arbitration	\$	150.00
Jacks Market	exp	\$	133.74
Jade Communications	exp	\$	129.90
Jarrold Biggs	mileage	\$	172.00
Jeff Babcock	salary	\$	7,322.65
Jon Gonzales	per diem	\$	321.26
Jon Montano	Prj B	\$	75.00
Joyce Housden	per diem	\$	422.62
Ken's Service Center	exp	\$	700.62
Konica Minolta Business	exp	\$	613.24
Lake County Health Dept	July/Aug	\$	800.00
Lance Sanchez	per diem	\$	77.97
Lyla Davis	clerk of brd	\$	221.25
Marathon Systems	exp	\$	159.49
Marc	exp	\$	157.80
Marilyn Heacock	exp	\$	46.00
Marriott Hotel	P Kern	\$	320.00
Meadow Gold Dairies	exp	\$	859.88
Michel Valdez	mileage	\$	208.00
Michelle Medina	mileage	\$	47.60
Mineral County Public	exp	\$	575.00
Monte Vista Cooperative	exp	\$	2,326.48
Neve's Uniforms	exp	\$	2,501.00
New Horizons Packaging	exp	\$	462.24
NHLBI Health Information	exp	\$	654.00
Office Depot	exp	\$	293.28
Oncall Paging Service	KSWAO	\$	175.75
Peggy Kern	mileage	\$	16.00
Physician Sales & Service	exp	\$	380.08
Professional Compliance	exp	\$	35.30
Qwest Communications	exp	\$	55.47
Qwest Communications	exp	\$	714.21

Quill Corporation	exp	\$	166.61
Reps Design	exp	\$	902.50
Rio Grande Hospital	TB xray	\$	259.00
Robert Hagedorn	mileage	\$	165.20
Rose Vanderpool	books	\$	130.00
Ruth Kroschel	travel exp	\$	77.06
Safeway Inc	exp	\$	300.03
Saguache County Jail	exp	\$	1,225.00
Sanofi Pasteur Inc	vaccines	\$	6,991.23
Sherryl Steving	per diem	\$	18.22
Spectracom	exp	\$	50.00
Sue Davis	travel	\$	3,098.08
Suzanne Benton	mileage	\$	90.80
Terminix Processing	exp	\$	350.00
V&V Hardware	exp	\$	12.98
Valley Courier	exp	\$	905.00
Valley Meat	exp	\$	3,726.79
Valley Performance	exp	\$	290.95
Valley Publishing	exp	\$	275.50
Vendola Plumbing	exp	\$	175.00
Victim Assistance	exp	\$	120.00
William F Dunn	legal fees	\$	1,125.00
William Spicer	mileage	\$	19.20
Wright Valley Oil	exp	\$	3,096.52
WSB Computer Services	exp	\$	187.50
<b>TOTAL</b>		<b>\$</b>	<b>94,001.79</b>

#### Road & Bridge Fund

AT&T	exp	\$	39.68
JJ Keller	exp	\$	299.69
Layton Truck Equipment	exp	\$	479.01
Lester, Sigmond, Rooney	exp	\$	29.25
Monte Vista Machine Tool	exp	\$	304.77
Qwest Communications	exp	\$	53.93
<b>TOTAL</b>		<b>\$</b>	<b>1,206.33</b>

Colorado State Treasurer	exp	\$	578.77
Community Bank of the Rockies	exp	\$	19,592.16
Family Support Registry	exp	\$	790.00
Rio Grande County Treasurer	exp	\$	16,478.26
Roger Moore Trust Acct	exp	\$	421.81
Security Benefit	exp	\$	50.00
<b>TOTAL</b>		<b>\$</b>	<b>37,911.00</b>

First BankCard	card pmt	\$	383.00
Airgas Intermountain	exp	\$	50.41
Brown's Septic Svc	exp	\$	15.00
CNH Capital	exp	\$	61.39
Division of Reclamation	pit permits	\$	1,905.00
Duckwall-Alco Discount	exp	\$	24.48
Fleming Chemical Co	exp	\$	295.00
Haynie's Inc	repairs	\$	1,441.88
Industrial & Farm Supply	exp	\$	17.37

LeRoy A Romero	exp	\$	125.00
Lyle Signs	exp	\$	32.56
Mackey Construction	exp	\$	54.76
Monte Vista BP/Amoco	tire svcs	\$	240.00
Monte Vista Cooperative	exp	\$	367.38
Monte Vista Tractor	exp	\$	11.25
Petty Cash	exp	\$	30.68
Qwest Communications	exp	\$	402.74
Reliance Steel Co	exp	\$	405.30
Rocky Mountain Upholstery	exp	\$	150.00
San Luis Valley Rural	exp	\$	164.00
Sanner Brothers Salvage	exp	\$	76.20
Southwestern Auto Supply	exp	\$	39.41
The Western Belting Co	exp	\$	175.84
Town and Country	exp	\$	22.40
Valley Lumber and Supply	exp	\$	5.16
Wagner Equipment	exp	\$	2,633.21
Wright Valley Oil	exp	\$	20,171.16
Xcel Energy	exp	\$	2,409.17
<b>TOTAL</b>		<b>\$</b>	<b>31,709.75</b>
<b>Pest Control</b>			
AllTel	exp	\$	49.34
DP Ag Services	exp	\$	430.00
San Luis Valley Rural	exp	\$	63.00
Southwestern Auto Supply	exp	\$	15.69
Valley Publishing	exp	\$	44.00
<b>TOTAL</b>		<b>\$</b>	<b>602.03</b>
Colorado State Treasurer	exp	\$	64.06
Community Bank of the Rockies	exp	\$	1,440.47
Rio Grande County Treas.	exp	\$	849.48
<b>TOTAL</b>		<b>\$</b>	<b>2,354.01</b>
First BankCard	card pmt	\$	19.95
Qwest Communications	exp	\$	79.50
<b>TOTAL</b>		<b>\$</b>	<b>99.45</b>
<b>Airport Fund</b>			
San Luis Valley Rural	exp	\$	322.60
<b>TOTAL</b>		<b>\$</b>	<b>322.60</b>
<b>Capital Expenditure Fund</b>			
Valley Electric	exp	\$	2,248.25
<b>TOTAL</b>		<b>\$</b>	<b>2,248.25</b>
<b>Conservation Trust</b>			
Rio Grande County	library wrk	\$	7,048.96
<b>TOTAL</b>		<b>\$</b>	<b>7,048.96</b>
San Luis Valley Rural	exp	\$	138.73

San Luis Valley TV Inc	3rd qtr	\$	1,875.00
<b>TOTAL</b>		\$	<b>2,013.73</b>

**Tourism Trust**

Josephine Pierce	cash exp	\$	81.00
South Fork Visitor's	garden show	\$	2,239.35
<b>TOTAL</b>		\$	<b>2,320.35</b>

Commissioner Hagedorn moved to approve the liquor license renewal for the Shy Clown Nite Club in Monte Vista. Commissioner Murphy seconded; the motion passed.

Commissioner Murphy moved to approve the following abatements. Commissioner Hagedorn seconded; the motion passed.

Schedule No.	Assessed Value	Actual Value	Refund
37060-00-047	\$31,260.00	\$192,675.00	\$1829.64
37060-00-007	\$28,230.00	\$181,472.00	\$1660.03

Ms. Benton presented the TANF/Colorado Works Memorandum of Understanding for signature. Commissioner Hagedorn moved to approve the contracts. Commissioner Murphy seconded; the motion passed.

The Tuberculosis contract for \$15,000 was presented for signature. Commissioner Murphy moved to sign the contract. Commissioner Hagedorn seconded; the motion passed.

At 10:30 a.m. Paula Hendricks, Cardiovascular Program, joined the session; Pat Perry, Public Health Nurse, was also present. Amendment 35 funds the grant for this program in Rio Grande County; she hopes to have funding for Saguache County in a few years. Ms. Hendricks gave a presentation on cardiovascular problem prevention. She would like to start screening County employees for cholesterol and blood pressure and asked for the Board's support. Other large employers Ms. Hendrick's will be targeting are SLV Rural Electric Cooperative, schools and potato warehouses. Ms. Hendricks will work with each County office to schedule screenings. Commissioner Murphy moved to support the cardiovascular program. Commissioner Hagedorn seconded; the motion passed.

At 11:00 a.m. Ms. Benton continued with pending matters. The engagement letter with Brownstein, Hyatt, Farber, & Schreck was signed for legal review of land use matters such as major subdivisions. Charges for these legal fees will be invoiced to the applicant. Commissioner Hagedorn moved to enter into agreement with this firm. Commissioner Murphy seconded; the motion passed.

Ms. Benton noted the ruling on Don Raybourn's appeal. Jack Martz, arbitrator, set the value at \$320,000.

At 11:30 a.m. Bill Dunn, County Attorney, joined the session for pending legal matters. The blight matters are being resolved. Mr. Dunn has not been able to contact Levi Trujillo who lives in Utah and owns property on Sickles Street in Monte Vista.

Chairman Davie noted that the Santisteven singlewide trailer has been removed. Mr. Dunn said the bus west of Del Norte has also been removed.

Mr. Dunn has not heard back from Eric Schwiesow regarding the on-going gravel pit conveyance. The Commissioners would like this matter resolved by the end of the year.

At 11:40 a.m. Ms. Benton continued with pending matters. She presented the CCI budget for public lands. Commissioner Murphy moved to approve the amount for Rio Grande County. Commissioner Hagedorn seconded; the motion passed. Carol Pastore called Ms. Benton regarding rodent boxes at the McMullen Building. The boxes are \$15 each and \$32 per month service fee. The Board agreed not to place the rodent boxes. Ms. Benton noted pending meetings.

At 12:00 p.m. the meeting was adjourned for lunch and a work session.

Attest:

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Lyla Davis  
Clerk of the Board

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Doug Davie  
Chairman 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, October 10, 2007. Members present were Chairman Doug Davie, Commissioners Dennis Murphy and Robert Hagedorn, Suzanne Benton, County Administrator, Jarrod Biggs, Intern, and Lyla Davis, Clerk of the Board.

At 9:00 a.m. Chairman Davie called the meeting to order. The Pledge of Allegiance was said and the agenda was set. Commissioner Hagedorn moved to approve the October 3, 2007 minutes as amended. Commissioner Murphy seconded; the motion passed.

At 9:05 a.m. Ms. Benton reviewed the RFP letter for the Single Entry Point audit. A letter to Rim Rock Ranch landowner, Clarence McMackin, was reviewed by the Board; the landowner has blocked a portion of the road through Rim Rock Ranch. The landowner has agreed to give keys to the ranchers who need to access their property beyond this gate. The road in question is not on the County road system.

At 9:15 a.m. Patrick Sullivan, Road and Bridge Supervisor, joined the session for the monthly report. The written report was submitted as follows:

- Grade was pushed on the 2 East Road, south of Highway 160.
- The 1 South Road was opened and rock was hauled for .6 miles.
- Several culverts were installed including one on the 9 South, west of the Highway 15.

- On the 2 East and 10 ½ South Roads, a culvert was removed, 800 feet of road was built and the culvert was reinstalled. This has been a 3 year project.
- Carl Hill moved the dump body back on the A-12.
- John Steffens, Kelly Maestas, Carl Pacheco and Andy Davie attended the Snow & Ice Conference in Gunnison.
- The second round of mowing was completed.
- Excess material was hauled off for the Social Services landscaping project.
- Truck bids were received.

Work to be done in October includes shaping and compacting the 2 East Road, finish hauling rock to the 1 South and begin grade work, place Rip-Rap at the Plaza and Sanderson Bridges, order a new truck(s), do preliminary work on the bridge at the 4½ North and 2 East and submit to AMCOR in Denver, bridge construction should start around the 22<sup>nd</sup> of October, staking on County Road 15 should be done, bump rails will be fabricated and installed at the Court House, Annex and Jail, and Mr. Sullivan and the employees will be attending several meetings.

Commissioner Hagedorn voiced concerns about the Monte Vista Head Start on Sherman Avenue. Vehicles are parking in the bicycle lane to pick up children which causes some safety concerns. There was discussion of having the Sheriff monitor this area. The Head Start does not open their parking area for parents to pick up their children. A letter was sent to the Head Start several months ago regarding this matter.

Chairman Davie asked about the Department of Transportation checkpoint and the issues with the County dump trucks. He said there were five checkpoints in the County at one time during potato harvest. Mr. Sullivan said he talked with the checkpoint officer about the loads being hauled. Chairman Davie added that several people have complained about the checkpoints and the degrees of the inspections. He said this time of year the local farmers are working to get potatoes out of the fields and ranchers are bringing loads of cattle out of summer range. Mr. Sullivan said the County works hard to make sure the County trucks meet all regulations. Chairman Davie said he has talked with CCI about this matter. Ms. Benton said the State may receive several letters on this matter from Valley residents.

Chairman Davie asked about the bridge near the Benson residence in Del Norte. Mr. Sullivan said a study on the replacement cost must be done; the County can apply for bridge funding through the State. He estimated \$200,000 to replace the bridge.

Mr. Sullivan noted the manholes on County Road 15. He has talked with Land Properties about this matter. Land Properties will be raising the manholes to the appropriate grade; an additional ten manholes need to be raised in the graveled portion. Mr. Sullivan is working with the Town of South Fork and Land Properties on this matter. Land Properties representatives told Mr. Sullivan they would move the fence back to help in straightening out the road when the County does maintenance on County Road 15. Ms. Benton noted that building permits are still being pulled and impact fees are being collected for County Road 15.

Mr. Sullivan discussed Shirley Drive in South Fork which crosses a private lot. There was discussion of the County purchasing this lot to fix the road. Mr. Sullivan will meet with Ms. Benton about options for this property.

Mr. Sullivan discussed an employee anniversary/review. He would like to move the employee up in the pay scale because of his work ethic. There was discussion of the salaries within the department. Commissioner Hagedorn moved to increase the employee to a 10/4 level. Commissioner Murphy seconded; the motion passed.

The truck bids have not been thoroughly reviewed. Mr. Sullivan would like a time to review them with the Board. Ms. Benton said they will contact him during the work session.

At 10:00 a.m. James Berg, Director of Social Services, joined the session for the monthly report.

At 10:45 a.m. Ms. Benton presented the 2008 preliminary budget. The total estimated revenue for the County is \$17,147,976. The total requested expenditures are \$18,683,874 bringing the difference to a negative \$1,535,898. Ms. Benton reviewed restricted funds in each department and 3% reserve for TABOR.

At 11:00 a.m. members of the High Valley Community Center joined the session to discuss setting the hearing for a ballot question. Grace Young introduced Eric Schwiesow who is working on the legal part of the ballot question. Ms. Young discussed a May ballot issue. She said the Community Center does not have the funding to hold an election. Ms. Young presented a report of election expenses as prepared by Sandy Jackson, Clerk and Recorder. The election cost would be \$19,500 for an election in May. Ms. Young asked if there were a way to reduce any costs. Chairman Davie said he did not see how the election expense could be reduced due to the expense of the ballots, election judges, etc. Commissioner Murphy said an election for one item is very costly. He suggested having the issue during a general election. Mr. Schwiesow said having a tax issue with other tax issues reduces their chances of passage. Chairman Davie asked about the qualifications for a metropolitan district. Ms. Benton presented State Statute requiring traffic safety under a metropolitan district. Mr. Schwiesow agreed with Ms. Benton; there was discussion of a recreational district. Mr. Schwiesow asked about agriculture land and use with a recreational district. Ms. Young said part of the reason for the metropolitan district was following the Blanca/Fort Garland model. Mr. Schwiesow said that district was formed in the 1970s and the law may have changed since their inception. Ms. Benton read from the Statute regarding a public transportation system, waste disposal, and safety. Ms. Schwiesow suggested working with the County Assessor and forming a recreational district. He outlined the steps for a ballot issue. Ms. Benton said landowners within the proposed district have to be notified of the hearing. There was discussion of the Center being on the 2002 general election ballot with the South Fork recreational district. At that time, the Board felt there were too many questions of this type on the ballot. Adrian Gonzales was introduced as the administrator of the High Valley Community Center; they are at a point that they need personnel to schedule and manage an

office. Ms. Young asked about submitting a funding request. She said the Board has given funding in the past to get the organization on its feet. Ms. Young said they are offering programs and are active in the community. The Board said they have to discuss where they would insert this in the budget.

At 11:25 a.m. Commissioner Hagedorn moved to approve the following abatements. Commissioner Murphy seconded; the motion passed.

Schedule #	Assessed Value	Actual Value	Tax
15304-53-015	\$310.00	\$3,894.00	\$19.07
991307	\$64,900.00	\$223,800.00	\$3,705.38

At 11:30 a.m. Bill Dunn, County Attorney, joined the session for pending legal matters. He noted correspondence from the attorney with the Dream Ranch court case near Rim Rock Ranch. The attorney prepared an affidavit for the Road and Bridge Supervisor to sign regarding roads in Rim Rock Ranch. The history of the roads and Rim Rock Ranch was discussed. Mr. Biggs said the road is a public road but is not on the County road system. This will be discussed with Patrick Sullivan, Road and Bridge Supervisor.

At 11:50 a.m. Randy Kern, Building Inspector, joined the session for a well and septic request. The septic system will be located in the NE corner of Lot 20, Block 15, Alpine Village 4 and the well will be located in the SW corner of Lot 19, Block 15, Alpine Village 4. The applicant is Merlin Yost. Commissioner Murphy moved to approve the request. Commissioner Hagedorn seconded; the motion passed.

At 11:55 a.m. Ms. Benton presented pending matters. The Veteran's Officer Report for State funding was presented for signature.

Commissioner Hagedorn moved to cancel the following warrant. Commissioner Murphy seconded; the motion passed.

Warrant #	Date	Payee	Amount	Line Item
124354	10/3/07	Professional Compliance & Testing	\$35.30	001-0446-4182

Ms. Benton presented Citizens Corps reports for signature. Pending correspondence was presented. Ms. Benton discussed the internet maintenance bid; she will ask that it be refigured without capital expenditures in the monthly estimate. The Public Trustee's quarterly report was noted.

At 12:10 p.m. the meeting was adjourned for lunch and a budget work session.

Attest:

\_\_\_\_\_  
 Lyla Davis  
 Clerk of the Board  
 COUNTY COMMISSIONERS PROCEEDINGS

\_\_\_\_\_  
 Doug Davie  
 Chairman of the Board

State of Colorado            )  
   SS  
 County of Rio Grande        )

The Rio Grande Board of County Commissioners met in regular session on Wednesday, October 24, 2007. Members present were Chairman Doug Davie, Commissioners Dennis Murphy and Robert

Hagedorn, Suzanne Benton, County Administrator, Jarrod Biggs, Intern and Lyla Davis, Clerk of the Board.

At 9:00 a.m. Chairman Davie called the meeting to order. The Pledge of Allegiance was said and the agenda was set. Commissioner Murphy moved to approve the October 10, 2007 minutes as amended. Commissioner Hagedorn seconded; the motion passed.

At 9:10 a.m. Ms. Benton presented pending matters. Commissioner Hagedorn moved to approve the following abatement. Commissioner Murphy seconded; the motion passed.

Schedule No.	Assessed	Actual	Tax
17171-00-506	\$8,000	\$27,587	\$385.62

Commissioner Hagedorn moved to renew the liquor license for Kelloff Enterprises Inc. Commissioner Murphy seconded; the motion passed.

Ms. Benton noted tract 21 at the Del Norte Airport, leased by Michael Golder. He is exchanging his annual lease to a twenty-five year one-time payment lease. Commissioner Murphy moved to approve the lease contract. Commissioner Hagedorn seconded; the motion passed.

At 9:15 a.m. Rose Vanderpool, Land Use Planner, joined the session for the Martz minor subdivision. She noted there was no opposition to the application. The Planning Commission had questions about Ken Martz's four lots totaling 2.2 acres. Dennis Glover noted that on the final plat, this will be one 2.2-acre tract rather than four small tracts. Ms. Vanderpool said the plat will not be recorded until a final plat is submitted. She noted that parcel 1 is near the Del Norte water line; there is also room for a well on this lot. Mr. Glover commented on the water line and their work with the Town of Del Norte. He indicated this was the Martz water line. Commissioner Murphy moved to approve the Martz minor subdivision contingent upon submittal of the final plat. Commissioner Hagedorn seconded; the motion passed.

At 9:25 a.m. Ms. Vanderpool discussed well water samples at the old Del Norte landfill. There was discussion of letters received from the State acknowledging the closure of the landfill; however the wells must be tested for thirty years after the closure. The last record of testing was in 2003. Ms. Vanderpool is contacting well drillers to pump the well so a sample can be taken; the only one who can do the work on a short timeframe is Spencer Drilling. She noted that the samples must be analyzed within twenty-four hours. The County needs a pH meter and a conduit meter for the testing. Chairman Davie asked Ms. Vanderpool to look into costs. Ms. Vanderpool presented a letter from residents in Alpine Village with a blight issue. They asked the County to enforce the blight ordinance on Roger Semrad who is dumping old fencing, junk cars and metal refuse on his property.

Ms. Benton presented information on the health care plans. Commissioner Hagedorn moved to have the employees pay the increased health care cost increase. Commissioner Murphy seconded; the motion passed.

The Beaver Creek Public Improvement District paving project final costs were discussed. Ms. Benton referred to the

resolution and the actual costs of the 2-year project. The total project was \$761,000. She is certifying the costs to the County Treasurer.

Ms. Benton noted she met with Mill Creek residents to discuss a Public Improvement District for paving in their subdivision. There are a few legal questions to discuss with the County Attorney.

Ms. Benton discussed a prescription drug card offered through the National Association of Counties (NACo). Several Valley pharmacies are included as participants in the program. Ms. Benton will talk with other participating counties for more information.

A request from High Valley Community Center was presented for use of the Annex every Saturday from January - May, 2008 for community classes. There was discussion of having the building in use for twenty-eight weekends by one group. It was noted that cooking classes are offered and the kitchen would have to be cleaned in addition to the regular maintenance. There was discussion of the dates the Annex will be used in 2007 and 2008; Commissioner Murphy read from the application requesting Fridays and Saturdays through December 2007. It was suggested that they ask about other facilities such as the Ruth Marie Building or the school facilities. Commissioner Hagedorn moved to deny the request. Commissioner Murphy seconded; the motion passed.

At 10:00 a.m. Chairman Davie opened the public hearing for the Land Development Code amendments. All amendments have been recommended for approval by the Planning Commission with the exception of living quarters in camper trailers. Ms. Vanderpool discussed potential problems with people buying small tracts of land for camping and not having zoned RV parks. There was discussion of seasonal RVs such as combine crews or potato harvesters. Ms. Benton noted the process for issuing septic permits; the building department will issue them if the landowner is building a home. There are instances where the residents are living in their campers for years and making little or no progress on a permanent home. Mr. Biggs did not feel exceptions should be made for agriculture. Chairman Davie asked about people who are currently living on a lot for the summer months and have existing wells and septic systems. Ms. Vanderpool said they should apply for a conditional use permit or rezone the property. Mr. Biggs discussed how the County would enforce the amount of time that people were living in their campers. There was extensive discussion of the code book and zoning. Ms. Vanderpool said she is bound to a timeline for processing land use applications. Commissioner Hagedorn suggested that Bill Dunn, County Attorney, attend the Planning Commission meetings. Mr. Biggs suggested contacting Denver University's law department for a graduate student who could review the code book for the County. The Board agreed to have Mr. Dunn review the Code Book and the amendments. The Board tabled the amendments until legal review is done.

At 11:15 a.m. Ms. Vanderpool presented a resolution to revise the Board's decision to require individual advanced treatment septic systems in River Island Ranch. Randy Kern, Building Inspector, feels in the event that the system fails, it would be easier to remedy individual systems rather than a centralized system with many homes. Commissioner Hagedorn moved to approve the amendment. Commissioner Murphy seconded; the motion passed.

At 11:25 a.m. Patrick Sullivan, Road and Bridge Supervisor, joined the session regarding Caterpillar trucks. He placed a phone call to Caterpillar and found the problems with trucks to be internal and not with the engine itself. There is a Caterpillar mechanic in the Valley who is able to service the trucks in the event of a problem. Mr. Sullivan said he is not comfortable at this point switching to a Mercedes engine; he has had good luck with Caterpillar. Mr. Sullivan recommended a Sterling LT 9500 series, cab and chassis, with the Caterpillar engine for \$85,500. Some upgrades are included in this price. The truck beds will be ordered separately and are not included in this price. Commissioner Hagedorn moved to purchase two trucks at the given price. Commissioner Murphy seconded; the motion passed.

At 11:30 a.m. Bill Dunn, County Attorney, joined the session for pending legal matters. He has had correspondence with the attorney representing Twila Wood who owns property above Rim Rock Ranch. The attorney would like to meet with Mr. Dunn to review a 1937 County map.

Chairman Davie asked Mr. Dunn to attend the Planning Commission meetings for legal council. Mr. Dunn agreed to attend these meetings.

Ms. Benton asked about a Public Improvement District extending a repayment timeline past five years. She also asked if there were a provision for each lot owner to choose how they pay if they elect a one-time payment. Mr. Dunn will read the Statute.

There was discussion of a letter written by Mr. Dunn to the State Attorney General regarding the sale of equipment at Summitville.

At 11:45 a.m. Ms. Benton presented correspondence and pending meetings. A request to trade in the Single Entry Point car for a 2007 car was given to the Board. The Board denied the request.

Ms. Benton presented the bid from WSB Computer Consulting for the annual maintenance contract for the phone system and internet lines for all County departments for \$12,000. Commissioner Murphy moved to approve the bid. Commissioner Hagedorn seconded; the motion passed.

At 12:00 p.m. the meeting was adjourned.

Attest:

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Lyla Davis  
Clerk of the Board

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Doug Davie  
Chairman 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, October 31, 2007. Members present were Chairman Doug Davie, Commissioners Dennis Murphy and Robert Hagedorn, Suzanne Benton, County Administrator, Jarrod Biggs, Intern, and Lyla Davis, Clerk of the Board.

At 9:00 a.m. Chairman Davie called the meeting to order. The Pledge of Allegiance was said and the agenda was set. Commissioner Hagedorn moved to approve the October 24, 2007 minutes as amended. Commissioner Murphy seconded; the motion passed.

At 9:15 a.m. the following payroll was approved.

**County General**

Davie, Douglas	sal.	\$	2,949.50
Hagedorn, Robert	sal.	\$	4,141.67
Murphy, Dennis	sal.	\$	2,949.50
Benton, Suzanne	sal.	\$	6,142.40
Kessler, Glenda	sal.	\$	2,338.27
Biggs, Jarrod	sal.	\$	2,374.67
Bricker, Pamela	sal.	\$	50.00
Franke, Craig	sal.	\$	50.00
Freeman, Dwight	sal.	\$	50.00
Hathorn, Grover	sal.	\$	50.00
McCallister, Vern	sal.	\$	50.00
Mead, Raymond	sal.	\$	50.00
Peterson, Ronald	sal.	\$	50.00
Seger, Gary	sal.	\$	50.00
Slade, Janice	sal.	\$	50.00
Van Iwaarden, Robert	sal.	\$	50.00
Vanderpool, Rose	sal.	\$	2,830.53
Canada, Sean	sal.	\$	2,721.33
Kern, Randall	sal.	\$	3,565.47
Carroll, Katherine	sal.	\$	623.35
Gallegos, LeAnn	sal.	\$	1,528.23
Gonzales, Catherine	sal.	\$	1,884.01
Hill, Cindy	sal.	\$	1,814.32
Jackson, Sandra	sal.	\$	4,141.67
Montoya, Michelle	sal.	\$	1,896.08
Murphy, Donna	sal.	\$	2,663.74
Quintana, Mary	sal.	\$	2,271.98
Kroschel, Ruth	sal.	\$	1,706.50
Steving, Sherryl	sal.	\$	1,775.68
Velasquez, Ashley	sal.	\$	171.25
Dominguez, Telesforo	sal.	\$	4,141.67
Lyons, Cherrri	sal.	\$	1,495.87
Medina, Michelle	sal.	\$	2,197.87
Mondragon, Jennifer	sal.	\$	2,426.67
Salazar, Eva	sal.	\$	2,034.93
Scherzer, Cheryl	sal.	\$	2,076.53

Spicer, William	sal.	\$ 2,825.33
Valdez, Michael	sal.	\$ 2,076.53
Goad, Lorraine	sal.	\$ 1,627.38
Kern, Peggy	sal.	\$ 16,641.67
Rue, Cherilyn	sal.	\$ 2,438.80
Voris, Carol	sal.	\$ 1,870.05
Garcia, Carol	sal.	\$ 1,365.00
Garcia, Shirley	sal.	\$ 1,765.40
Marquez, Ronald	sal.	\$ 1,757.60
Myers, Herbert	sal.	\$ 2,737.76
Arellano, Timothy	sal.	\$ 2,770.03
Chick, Charles	sal.	\$ 2,683.75
Doctor, Janette	sal.	\$ 2,638.13
Duran, Jeremiah	sal.	\$ 2,350.03
Gonzales, Jonathan	sal.	\$ 4,030.13
Heacock, Marilyn	sal.	\$ 2,301.87
Lopez, Emily	sal.	\$ 2,648.80
Norton, Brian	sal.	\$ 5,550.00
Renner, Jose Jacob	sal.	\$ 2,705.13
Wheelwright, Boyd	sal.	\$ 2,333.07
Archuleta, Anthony	sal.	\$ 2,166.58
Atencio, Joseph	sal.	\$ 2,203.07
Bailey, Ronald	sal.	\$ 1,780.96
Black, Kelly	sal.	\$ 2,980.52
Bruder, Gary	sal.	\$ 1,957.37
Chick, Amanda	sal.	\$ 1,757.70
Deherrera, Alicia	sal.	\$ 1,787.91
Duran, Dusty	sal.	\$ 1,785.65
Ford, Donna	sal.	\$ 1,932.75
Fuentes, Jose	sal.	\$ 1,748.64
Hart, Jonathan	sal.	\$ 1,999.29
Kerr, Tory	sal.	\$ 1,879.90
Naranjo, Henry	sal.	\$ 1,703.74
Ortega, Arthur	sal.	\$ 2,041.98
Parks, Joseph	sal.	\$ 1,987.14
Sierra, Shaun	sal.	\$ 1,753.47
Trujillo, Ramon	sal.	\$ 1,932.41
Messoline, Larry	sal.	\$ 2,030.56
Strohmayer, Rusty	sal.	\$ 1,841.67
Spencer, Teresa	sal.	\$ 2,234.71
Koshak, Dianne	sal.	\$ 2,675.40
Masters, Judy	sal.	\$ 2,226.47
Perry, Patricia	sal.	\$ 4,095.49
Steelman, Nadine	sal.	\$ 2,045.98
Stowe, Linda	sal.	\$ 3,260.83
Montoya-Salazar, Lanell	sal.	\$ 1,785.12
Robinson, Kelli	sal.	\$ 1,619.80
Hand, Rebecca	sal.	\$ 1,083.33
Housden, Joyce	sal.	\$ 3,293.33
Hawkins, Berry Joyce	sal.	\$ 2,080.00
Crowder, Larry	sal.	\$ 946.42
Hendricks, Paula	sal.	\$ 3,574.13
Oglesby, Freddy	sal.	\$ 2,201.33
Taylor, Anna	sal.	\$ 3,033.33

Lujan, Maxine	sal.	\$ 2,286.87
		<b>\$206,194.00</b>

(Taxes Withheld, \$35,789.23; Deductions Withheld, \$26307.89)

**ROAD & BRIDGE**

Atencio, Kevin	sal.	\$ 2,040.13
Black, Timothy	sal.	\$ 3,024.67
Chapman, Destry	sal.	\$ 2,385.07
Hansen, Arnold	sal.	\$ 2,385.07
Hill, Carl	sal.	\$ 3,024.67
Lyons, Dale	sal.	\$ 1,922.27
Maestas, William	sal.	\$ 2,965.73
McKinley, Robert	sal.	\$ 2,684.93
Miles, Darryl	sal.	\$ 3,003.87
Pacheco, Carl	sal.	\$ 3,024.67
Plane, Kenneth	sal.	\$ 1,922.27
Archuletta, Mark	sal.	\$ 2,684.93
Atencio, Manuel	sal.	\$ 2,849.60
Benavides, Eodofredo	sal.	\$ 2,691.87
Cervantez, Manuel	sal.	\$ 1,922.27
Claunch, Billy	sal.	\$ 2,684.93
Davie, Andrew	sal.	\$ 3,546.63
Heredia, Abelardo	sal.	\$ 2,801.07
Paulson, Roy	sal.	\$ 3,024.67
Rowe, Danny	sal.	\$ 1,922.27
Steffens, John	sal.	\$ 3,251.73
Sullivan, Patrick	sal.	\$ 4,812.50
Trujillo, Adelmo	sal.	\$ 2,159.73
Romero, Olivia	sal.	\$ 2,034.93
		<b>\$ 64,770.48</b>

(Taxes Withheld, \$11,105.83; Deductions Withheld, \$7,889.80)

**DEPARTMENT OF SOCIAL SERVICES**

Anderson, Elisha	sal.	\$ 2,752.13
Arvizo, Rita	sal.	\$ 2,613.00
Atencio, Valerie	sal.	\$ 2,192.13
Berg, James	sal.	\$ 5,272.09
Bruder, Linda	sal.	\$ 1,875.25
Chavez, Melody	sal.	\$ 1,815.13
Dupont, Ilene	sal.	\$ 1,328.60
Duran, Jaxine	sal.	\$ 2,024.75
Ford, Georgia	sal.	\$ 2,835.63
Gallegos, Brandi	sal.	\$ 2,148.25
Gonzales, Carolyn	sal.	\$ 2,107.63
Gunther, Darlene	sal.	\$ 2,024.75
Hernandez, Marlene	sal.	\$ 2,148.25
Horn, Ruth	sal.	\$ 3,518.13
Jaramillo, Richelle	sal.	\$ 2,816.13
Maestas, Valarie	sal.	\$ 2,143.38
Martinez, Helen	sal.	\$ 3,571.75
Martinez, Janelle	sal.	\$ 1,985.75
Meder, Jeremy	sal.	\$ 2,752.13

Naranjo, Andritta	sal.	\$ 1,878.50
Pacheco, Jessica	sal.	\$ 1,985.75
Pacheco, Rosanne	sal.	\$ 3,300.38
Padilla, Christopher	sal.	\$ 1,946.75
Parra, Gregorio	sal.	\$ 3,342.63
Pena, Mike	sal.	\$ 4,158.33
Ruybal, Evelyn	sal.	\$ 1,985.75
Salvio, Rosemary	sal.	\$ 616.03
Sanchez, Kiley	sal.	\$ 3,142.14
Sanchez, Ramona	sal.	\$ 2,148.25
Segura, Donna	sal.	\$ 3,023.00
Shaver, Betty	sal.	\$ 2,468.38
Slane, Sherryl	sal.	\$ 2,452.13
Stephens, Jackie	sal.	\$ 3,300.38
Tafoya, Liz	sal.	\$ 1,782.63
Velasquez, Angela Sue	sal.	\$ 2,860.00
Vengas, Brenda	sal.	\$ 1,378.00
Villagomez, Rashel	sal.	\$ 2,065.38
Webb, Jeannie	sal.	\$ 1,546.09
White, Victoria	sal.	\$ 1,985.75
		<u>\$ 95,291.11</u>

(Taxes Withheld, \$15,297.54; Deductions Withheld, \$14,012.01)

**PEST CONTROL**

Deacon, Connie M	sal.	\$ 575.19
Plane, Darrel	sal.	\$ 3,452.19
Plane, Harold	sal.	\$ 97.28
		<u>\$ 4,124.66</u>

(Taxes Withheld, \$677.75; Deductions Withheld, \$532.64)

At 9:30 a.m. Ms. Benton presented pending matters. High Valley Community Center has requested use of the Annex four Fridays in November and December 2007. Commissioner Hagedorn moved to allow the four dates with the \$50 use fee per date. Commissioner Murphy seconded; the motion passed.

The Beaver Mountain paving project was certified at \$383.75 per lot for the next three years.

Commissioner Murphy moved to reapply for Conservation Trust Funds (lottery funds) in 2008. Commissioner Hagedorn seconded; the motion passed.

Ms. Benton presented a request from the Town of Del Norte to have the County perform building inspections. The agreement is the same as the agreement with the City of Monte Vista. Commissioner Hagedorn moved to approve the request. Commissioner Murphy seconded; the motion passed.

Commissioner Hagedorn moved to approve the contract with the Public Health Nurse and the Centers for Disease Control and Prevention for Phase III pandemic Influenza Scope of Work for \$15,024. Commissioner Murphy seconded; the motion passed.

Ms. Benton noted correspondence from the Anti-Defamation League regarding the display of religious and secular decorations during the holiday season.

Correspondence from the Secretary of State was discussed regarding elections and voting machines. Colorado Counties Inc. needs to be aware of the State election changes.

The Board will talk with Dr. Bays regarding the position of Public Health Officer.

Ms. Benton received a call from Eric Schwiesow who is being retained by an individual regarding the zone change of an R.V. park in South Fork. He wanted to ascertain that the Commissioners had no problem with this since the County has retained him for a water issue. Ms. Benton discussed an investigation by the Department of Labor into the Department of Social Services addition project.

At 9:45 a.m. the public hearing for the minor subdivision of Eugene Habrock was opened. Chairman Davie swore in the audience. Rose Vanderpool, Land Use Planner, presented the case; Mr. Habrock was not present for the hearing. The property is located NE  $\frac{1}{4}$ , SW  $\frac{1}{4}$ , S  $\frac{1}{2}$ , SW  $\frac{1}{4}$ , Section 25, R 40 N, T 6 E, containing 2.929 acres more or less. She reviewed the minutes of the Planning Commission. Letters of support and opposition were noted, including one of approval from the Del Norte Fire Protection District regarding fire suppression. There are concerns that not all of the water shares are included in the application; it was mentioned that shares in most cases are divided evenly between the lots. Some neighbors and ditch owners are concerned with children playing in the ditch and not being able to maintain the ditch. Another neighbor sent written concerns about the limited amount of water in the aquifer. Ms. Vanderpool noted the division is of a 3.70 acre parcel that Mr. Habrock wants to keep for himself. Betty Nash, neighbor, said leaving the 35 acre parcel would leave Mr. Habrock unrestricted in what he can do with the land; she is also concerned about fire suppression. Ms. Vanderpool presented a picture of K-line sprinklers that Mr. Habrock signified he intended to install on the 35 acre parcels in his ownership. Mr. Habrock's occupation is selling the k-line sprinklers. Janice Slade, neighbor, said this is historic agriculture land but it had not been cultivated for many years. Max Nash said the water does not run year-round and he did not think the amount of water Mr. Habrock owns would be enough to run the sprinklers. It was noted that three houses are allowed on a thirty-five acre parcel per current land use regulations. Ms. Slade asked if this division complies with the County Master Plan. Mr. Biggs stated that it depends on how you look at Mr. Habrock's plan according to zoning or according to the master plan. The Planning Commission recommended approval with the following conditions: water certification and a letter from the fire district for mitigation of Tract 4. Mr. Biggs asked if the application was for a minor subdivision or an exempt division of land. Ms. Vanderpool said it is a minor subdivision but had all necessary aspects for exempt division criteria. Ms. Benton asked if Mr. Habrock was trying to circumvent the subdivision process. Ms. Vanderpool said Mr. Habrock indicated that he wanted lots large enough for pasturing horses. Ms. Vanderpool said with three lots over 35 acres, Mr. Habrock could still sell the lots and three houses could be built according to code. The plat shows an access easement across tract 3 and the north-west corner of tract 2 for access to tract 1, but Ms. Nash said it does not exist; Mr. Habrock will have to get an easement from the canal to the tract 1 if he wants to continue to use that for access to the parcel. There was discussion of Mr. Habrock platting the easement and access being available when the lot sells. There was discussion of the portion on the north side of the canal that Mr. Habrock intended to give to Casey

Martinez. Ms. Nash said Mr. Martinez could not be present, but he did not accept Mr. Habrock's offer of the land. Commissioner Hagedorn moved to deny the minor subdivision application based on lack of adequate resolution to questions, a confusing application, and lack of a clear plan for provision of water to the parcel in question. Commissioner Murphy seconded; the motion passed.

At 10:30 a.m. Ms. Vanderpool discussed the Frontier Drive-In in Center. Davis Engineering contacted her regarding surveying of the property. She said Mr. Krantz is making progress on the property and she will not pursue the blight issue at this time.

At 10:35 a.m. Randy Kern, Building Inspector, joined the session to discuss building permits that were issued in 2004. The permits are due for renewal and should be subject to impact fees. The applicants do not feel they should pay the impact fees since they are in progress. One property is being sold half completed and the new owner does not feel the impact fees should apply. Mr. Kern said the person building the house passed away prompting the sale. The Board agreed that the process should start over with the new owner. The County has an 18-month policy for progress with the building permit before the process starts over. Ms. Benton suggested giving an extension without an impact fee, but if the owners start over, the impact fees should apply. There was discussion of the construction being prior to the inception of impact fees (June 2006). Mr. Kern said they could also look at percent completion of the project. Mr. Kern suggested giving a 90 day administrative allowance for the builder to request an extension or finish the project. If the timeframe passes without action, the owner will have to start over and impact fees will apply. It was also noted that the extension would be applied to the end of the original permit and not the date of filing of the extension. Commissioner Hagedorn added that only one extension will be allowed.

At 10:30 p.m. the meeting was adjourned for budget work session appointments.

Attest:

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Lyla Davis  
Clerk of the Board

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Doug Davie  
Chairman of the Board