

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, August 5, 2009. Members present were Chairman Doug Davie, Commissioners Dennis Murphy and Robert Hagedorn, Suzanne Benton, County Administrator, and Lyla Davis, Clerk of the Board.

At 8:30 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 July 29, 2009 minutes as amended. Commissioner Hagedorn seconded; the motion passed.

At 8:40 a.m. Commissioner Hagedorn moved to approve the following claims. Commissioner Murphy seconded; the motion passed.

**County General Fund**

ACS Services Inc	computer svc	\$	1,584.41
All the Kings Flags	supplies	\$	112.32
Anne Henningsen	July	\$	275.00
Aspen Office Products	supplies	\$	19.42
Babcock Rental Center	Storage shed	\$	600.00
Co Dept of Human Service	Traffic fee	\$	70.00
Co Dept of Public Safety	Finger prints	\$	472.50
Colo Dept of Health & Env	2nd qtr	\$	300.00
Conour SLV Animal Shelter	June	\$	670.85
Dave Pote	June	\$	210.00
District Attorney	8th pmt	\$	11,750.83
Geotech	Pump repair	\$	1,557.00
John Casessa	June	\$	1,025.00
O&V Printing	Supplies	\$	191.47
Pacific Communications	Supplies	\$	300.00
Qwest Communications	Telephone	\$	2,325.11
Rio Grande County	Signs	\$	167.84
Rio Grande County	Trnsfr to PHA	\$	146,000.00
Robert Hagedorn	Mileage	\$	152.10
Staples Business	Supplies	\$	73.74
State of Colorado/DOI	T-1	\$	395.35
Strohmayr's Funeral Home	Coroner exp	\$	1,781.06
Todd Wright	coroner call	\$	400.00
US Postal Service	Postage	\$	20,000.00
United Reprographic	Supplies	\$	14.28
Valley Publishing	Ads	\$	72.00
Verizon Wireless	cell phone	\$	254.24
Verizon Wireless	cell phone	\$	884.77
Victim Assistance Fund	Traffic fine	\$	70.00
Wall, Smith, Bateman	Audit	\$	20,500.00
Wright Valley Oil	Fuel	\$	2,411.23
WRS Group, LTD	Medical exp	\$	347.94
WSB Computer Services	Maint. Agrmt	\$	1,000.00
Xcel Energy	Utility	\$	3,798.13
<b>TOTAL</b>		<b>\$</b>	<b>219,786.59</b>

Community Bank of the Rockies	Exp	\$	59,823.89
Family Support Registry	Exp	\$	106.00
Family Support Registry	Exp	\$	158.00
Pre-Paid Legal Services	Exp	\$	164.35
Rio Grande County Treasurer	Exp	\$	45,288.21
Security Benefit	Exp	\$	3,016.66
Sooper Credit Union	Exp	\$	300.00
<b>TOTAL</b>		<b>\$</b>	<b>108,857.11</b>

ACS Services Inc	computer svc	\$	11,158.91
Adams Drug Store Inc	jail meds	\$	3,222.17
Andrews Produce	jail food	\$	1,463.82
Aspen Office Products	supplies	\$	128.30
Beaver Run Resort	Training	\$	1,590.75
Business Solutions Lsng	Supplies	\$	410.33
Charles Chick Appliance	Repairs	\$	230.78
Co Dept of Public Safety	Traffic fees	\$	210.00
Co Dept of Health	Traffic fees	\$	365.00
D&T Ventures LLC	Web page	\$	275.00
Dale Trujillo	Mileage	\$	31.95
Dave Pote	Homeland sec.	\$	1,522.50
Dave's Elec. & Hobbies	Supplies	\$	30.48
Del Norte Auto Supply	July	\$	53.10
Dennis Murphy	Mileage	\$	180.00
Duckwall-Alco Discount	Supplies	\$	274.52
Dunn Law LLP	Legal	\$	1,237.00
El Paso County Coroner	Autopsy	\$	3,750.00
First Bankcard	June	\$	5,465.23
Galls Inc	Uniforms	\$	722.73
Gobins	Supplies	\$	397.27
Haynie's Inc	Supplies	\$	7.81
Henry Naranjo	Meals	\$	11.92
ICC	License renew	\$	100.00
Intermountain First Aid	Supplies	\$	5.45
Jack's Market	Supplies	\$	839.25
Jeff Babcock	Homelnd Sec.	\$	6,396.09
John Michalke	Homelnd Sec.	\$	5,695.90
Ken's Service Center	RGSO	\$	655.66
LEDS	computer svc	\$	265.72
Meadow Gold Dairies	jail food	\$	920.18
Michael Valdez	Mileage	\$	90.00
Monte Vista Cooperative	Supplies	\$	58.92
Motorola Inc	Radio/homeland	\$	16,149.95
Notes & Numbers LLC	clerk service	\$	265.00
Peggy J Kern	Mileage	\$	9.45
Postmaster	Postage	\$	105.60
Pro Force	Supplies	\$	75.85
Qwest Communications	Telephone	\$	46.30
Rainbow Lodge & Grocery	Supplies	\$	194.28
Rio Grande Hospital	RGSO	\$	779.96
Rio Grande Services	Vehicle exp	\$	325.75
Rose Vanderpool	Mileage	\$	83.29
Rocky Mountain Plumbing	Supplies	\$	74.97

SAMS Club	Supplies	\$	783.77
San Luis Valley Fair	Fair	\$	4,000.00
Simplifile LLC	License fee	\$	390.00
Sleuth Software	computer svc	\$	1,875.00
Sparkle Cleaners	Supplies	\$	50.00
Staples Business	Supplies	\$	29.44
Sue Davis	Homeland sec	\$	2,949.77
Suzanne Benton	Mileage	\$	348.75
The Products Center	Finger print	\$	646.72
Thyssenkrupp Elevator	Repairs	\$	505.94
True Value Hardware	Repairs	\$	5.49
United Reprographic	Supplies	\$	65.00
Valley Courier	Ads	\$	176.40
Valley Meat	jail food	\$	1,243.25
Valley Publishing	Ads	\$	274.75
Vendola Plumbing	Repairs	\$	255.00
Wright Valley Oil	Fuel	\$	163.29
WSB Computer Service	computer svc	\$	1,124.00
<b>TOTAL</b>		<b>\$</b>	<b>80,763.71</b>

#### Road & Bridge Fund

COBITCO Inc	Asphalt	\$	115,268.72
Kalco Express	Freight	\$	3,730.99
Qwest	telephone	\$	53.67
Verizon Wireless	cell phone	\$	119.56
<b>TOTAL</b>		<b>\$</b>	<b>119,172.94</b>

Community Banks of the Rockies	Exp	\$	22,132.67
Family Support Registry	Exp	\$	487.00
Rio Grande County Treasurer	Exp	\$	18,578.24
Security Benefit	Exp	\$	50.00
<b>TOTAL</b>		<b>\$</b>	<b>41,247.91</b>

Airgas Intermountain	Exp	\$	307.58
All Truck and Trailer	Exp	\$	623.96
Alta Fuels	Fuel	\$	10,933.27
AT&T	telephone	\$	63.71
Big D Saws	Repairs	\$	57.11
Browns Septic Service	Septic clean	\$	21.50
CNH Capital	July	\$	170.58
Colorado Machinery	Repairs	\$	994.53
Del Norte Auto Supply	Exp	\$	232.47
Duckwall-Alco	Supplies	\$	45.25
EZ Liner Industries	Exp	\$	440.38
Faris Machinery Company	Repairs	\$	1,791.75
First Bankcard	Exp	\$	24.67
Four Corners Cooling	Exp	\$	320.00
Gunbarrel Service Station	Repairs	\$	118.00
Haynie's Inc	Repairs	\$	1,164.81
JJ Rental Center	Parts	\$	21.21
Kimrad Transport	Freight	\$	10,274.90
Leroy A Romero	Maintenance	\$	125.00
Lester, Sigmond, Rooney	Legal	\$	413.50

Lyle Signs	Exp	\$	201.18
Matco Tools	Exp	\$	61.15
Monte Glass Shop	Repairs	\$	26.50
Monte Vista Cooperative	supplies	\$	549.95
Monte Vista Machine Tool	Exp	\$	300.50
Monte Vista Tractor	Exp	\$	12.51
Myers Brothers Truck	Exp	\$	248.29
Pro Build	Exp	\$	51.80
Qwest Communications	telephone	\$	390.84
Rocky Mountain Plumbing	Exp	\$	43.38
San Luis Valley Rural	Exp	\$	170.00
Staples Business	supplies	\$	351.98
Valero Marketing	Asphalt	\$	92,265.90
Valley Communications	Radios	\$	89.00
Valley Electric	Repairs	\$	113.40
Valley Tractor Repair	supplies	\$	65.00
Wagner Equipment	Repairs	\$	14,996.67
Whiteall's Alpine	supplies	\$	60.05
Wright Valley Oil Inc	Fuel	\$	9,765.27
Xcel Energy	Utility	\$	9,630.76
Zep Manufacturing Co	supplies	\$	238.24
<b>TOTAL</b>		<b>\$</b>	<b>157,776.55</b>

**Pest Control**

Alltel	Exp	\$	122.70
Aspen Office Products	supplies	\$	47.81
Monte Vista Cooperative	Exp	\$	537.81
San Luis Valley Rural	Utility	\$	67.00
Valley Publishing	Ads	\$	274.40
<b>TOTAL</b>		<b>\$</b>	<b>1,049.72</b>

Community Bank of the Rockies	Exp	\$	2,597.15
Rio Grande County Treas.	Exp	\$	965.48
<b>TOTAL</b>		<b>\$</b>	<b>3,562.63</b>

DP Ag Services	chemical	\$	1,901.95
First Bankcard	Exp	\$	42.49
First Ford	supplies	\$	279.98
Hotsy Sales & Service	Exp	\$	45.00
Industrial & Farm Supplies	Exp	\$	18.71
Mount'n Valley Sports	Exp	\$	28.99
Qwest Communications	telephone	\$	83.48
Valley Courier	Exp	\$	59.40
Van Diest Supply	chemical	\$	5,813.68
<b>TOTAL</b>		<b>\$</b>	<b>8,273.68</b>

**Airport Fund**

<b>TOTAL</b>		<b>\$</b>	<b>-</b>
San Luis Valley Rural	Exp	\$	312.00
<b>TOTAL</b>		<b>\$</b>	<b>256.53</b>

**Capital Expenditure Fund**

	\$ -
<b>TOTAL</b>	<b>\$ -</b>

**Conservation Trust**

San Luis Valley TV	2nd qtr	\$ 2,500.00
<b>TOTAL</b>		<b>\$ 2,500.00</b>

**Tourism Trust**

AAA Colorado	Exp	\$ 810.00
O&V Printing	Exp	\$ 4,128.01
Pecosa Inn	Exp	\$ 70.00
Rio Grande Motel	Exp	\$ 90.00
South Fork Visitors	Exp	\$ 1,634.00
Texas Journey Magazines	Exp	\$ 1,820.00
<b>TOTAL</b>		<b>\$ 8,552.01</b>

**Public Health Department**

Del Norte Auto Supply	Exp	\$ 24.67
Health EDCO, WRS Group	Exp	\$ 136.65
Health Promotions	Exp	\$ 333.08
L.A.W. Publications	Exp	\$ 789.00
Qwest Communications	telephone	\$ 78.27
Skibl'l's Running World	Exp	\$ 212.50
Staples Business	supplies	\$ 380.76
Valley Publishing	exp	\$ 304.00
<b>TOTAL</b>		<b>\$ 2,258.93</b>

Alamosa Credit Union	exp	\$ 200.00
Community Bank of the Rockies	exp	\$ 10,956.75
Rio Grande County Treasurer	exp	\$ 5,717.63
Security Benefit	exp	\$ 50.00
Sooper Credit Union	exp	\$ 100.00
<b>TOTAL</b>		<b>\$ 17,024.38</b>

Chaffee Cnty Public Health	Prevent prttrs	\$ 1,295.00
City of Monte Vista	Prevent prttrs	\$ 475.00
Costilla County Nursing	Prevent prttrs	\$ 1,778.00
CTSI Volunteer Insurance	Insurance	\$ 167.50
First Bankcard	Exp	\$ 1,094.19
Health Communications	Exp	\$ 333.08
Jack's Market	Exp	\$ 99.70
Jade Communications	Exp	\$ 49.95
Mineral County Public	Exp	\$ 609.20
O&V Printing	Exp	\$ 83.00
Qwest Communications	Exp	\$ 14.01
Qwest Communications	Exp	\$ 47.29
Rio Grande County DSS	Computer	\$ 1,492.85
Rio Grande Hospital	Exp	\$ 119.43
University of San Diego	Training	\$ 500.00
<b>TOTAL</b>		<b>\$ 8,158.20</b>

At 9:00 a.m. Edward Tietig joined the session before the Board of Equalization. Chairman Davie swore in Mr. Tietig, Michelle Medina, Assessor Appraiser, and Joe Dominguez, County Assessor. The parcels being protested are 19300-01-009, 19301-10-003, 19301-10-006, 19301-10-007, 19301-10-008, 19301-10-009, 13901-10-010, 19301-10-011, 19301-13-002, 19301-17-005, 19301-17-006, 19301-24-005, 19301-24-007, 19301-25-013, 19301-35-050, 19302-03-010, 19302-03-017, 19302-20-002, 19302-21-004, 19302-25-001, 19302-25-003, 19302-25-004, 19302-25,006, 19302-24-021, 19303-19-008, 19303-02-004, 19303-04-007, 19303-05-002, 19303-05-010, 19303-15-010, 19304-44-003, 19304-05-006, 19304-06-010, 19304-08-002, 19304-08-003, 19304-10-006, 19304-11-001, 19304-11-018, 19304-11-018, 19304-11-019, 19304-11-020, 19304-12-008, 19304-12-011, 19304-13-004, 19304-13-011, 19304-15-003, 19304-16-003, 19304-16-004, 19304-17-012, 19304-18-014, 19304-18-017, 19304-19-004, 19304-19-008, 19304-19-016, 19304-20-006, 19304-21-006, 19304-25-005, 19304-25-007, 19304-25-002, 19304-25-022, 19304-25-023, 19304-26-024, 19304-27-013, 19304-28-005, 19304-25-015, 19304-28-025, 19304-30-014, 19304-33-001, 19304-34-020, 19304-35-003, 19304-35-007, 19304-35-016, 19304-35-025, 19304-39-011, 19304-35-007, 19304-32-004, 19304-38-003, 21250-02-004, 21250-02-011, 21250-02-018, 21250-05-018, 21250-06-012, 21250-11-008, 21250-11-010, 21250-11-014, 21250-12-007, 21250-12-008, 21250-14-005, 21250-15-010, 21250-16004, 21250-16-005, 21250-17-017, 21250-19-005, 21250-19-015, 21250-22-005, 21251-03-010, 21251-05-005, 21251-05-011, 21251-05-015, 21251-06-001, 21251-06-010, 21251-08-015, 21251-09-005, 21251-09-008, 21251-10-009, 21251-11-007, 21251-12-007, 21251-12-011, 21251-15-009, 21251-15-010, 21251-15-012, 21251-15-013, 21251-16-003, 21251-17-010, 21251-17-013, 21251-19-010, 21251-21-001, 21251-21-013, 21251-22-018, 21251-22-019, 21252-05-002, 21252-05-006, 21252-06-001, 21252-07-002, 2125207-004, 21252-07-016, 21252-08-009, 21252-09-004, 21252-09-006, 21252-09-010, 21252-10-005, 21252-10-008, 21252-11-003, 21252-11-004, 21252-12-001, 21252-12-016, 21252-12-017, 21252-12-018, 21252-13-008, 21252-13-010, 21252-13-013, 21252-13-015, 21252-14-003, 21252-14-012, 21252-14-015, 21252-14-016, 21252-15-002, 21252-17-014, 21252-18-013, 21252-19-002, 21252-21-002, 21252-21-005, 21252-21-009, 21252-20-010, 21252-21-018, 21252-22-005, 21252-22-007, 21252-24-001, 21252-25-013, 21252-25-015, 21252-26-006, 21252-30-009, 21252-30-003, 21252-33-006, 21253-15-001, 21253-15-004, 21253-04-002, 21253-09-002, 21253-09-012, 21253-09-013, 21253-10-009, and 21253-13-017.

Mr. Tietig said these lots are in Alpine Village, South Fork. He said with the poor economy, the property values should have decreased. With the requirement of four lots for a septic system, Mr. Tietig said he has several lots that cannot be developed. He purchased most of the lots in 2005 and would like the values to be set at the purchase price. Michelle Medina, Assessor's Office, said the comparable sales must be qualified (not purchased as multiple sales) and must have occurred between July 1, 2006 and June 30, 2008. Ms. Medina reviewed the comparable sales. Ms. Medina said the note included with the protest refers to a State Statute regarding the assessment rate. Mr. Tietig asked Ms. Medina when she compiled these values. Ms. Medina said this work was done within the past two

weeks. These appraisals were prepared specifically for this hearing. Mr. Tietig read from State Statute. He asked for the documentation on these appraisals. Ms. Medina said the data is in the computer system in the office. The parcels are grouped by area within Alpine Village such as Alpine Vista. Mr. Tietig discussed the condition of the roads and asked if Ms. Medina knew the difference between a dirt road and rock road. Ms. Medina said they consider the condition of the roads. Chairman Davie noted that some roads in Alpine Village are not County roads. Mr. Tietig asked about the discount rate for developers. Ms. Medina said Alpine Village is 80% sold and is not considered for the development rate because individual lots are sold now. There was discussion of the four grouped lots and the comparable sales versus four individual lots that are not adjoining. A building permit cannot be issued on these individual lots; Ms. Medina said the records show that these lots are still selling and setting market values. Mr. Tietig asked if values of lots are more or less than late 2005. Ms. Medina said the values today are lower; however by State Statute the current market cannot be used. Sales within the timeframe must be used. Mr. Tietig asked if three sales were enough to determine a comparable value. Ms. Medina said they use many sales but only three are listed in the appraisal. Mr. Tietig asked how he could audit the Assessor's work. She referred him to the Assessor's web site for sales data. Mr. Tietig asked about the analysis of the sales. Ms. Medina said the person who did the mass analysis is no longer in the office but she did the individual analysis for this appraisal. Mr. Tietig said Ms. Medina has to verify her work given her position in the Assessor's office. He requested this data before the hearing but only received about twenty sheets on individual lots. He feels he should be assessed at the price he paid since he set market values. Chairman Davie said the Board would consider both sides of this protest.

At 9:45 a.m. a conference call was placed to Ralph Farrar, Farrar Family Trust, for the Board of Equalization hearing. Chairman Davie swore in Mr. Farrar. The parcel being protested is 23034-04-001. Mr. Farrar said he has looked at lots for sale in various areas and feels this lot is valued too high. Ms. Medina reviewed the comparable sales in her appraisal. There was discussion of the size of comparable lots in relation to the subject property. Ms. Medina calculates these lot values per square foot. She noted the timeframe of the sales comparisons. Ms. Medina said they cannot use current market values and noted the State Statute. Mr. Farrar said there is a difference between having a lot along the river and a lot along the creek. Ms. Medina said the most comparable sale occurred next to the subject within the timeframe. Chairman Davie said the Board would review this protest and notify him of the decision.

At 10:15 a.m. Commissioner Hagedorn moved to retain the Assessor's recommendation for Weminuche Land Company, parcel number 213302-01-004. The parties settled on the value prior to the hearing. Commissioner Murphy seconded; the motion passed. BOOK 545 PAGE1364

At 10:20 a.m. the Board reviewed the protest from Vern Braun, Lariat Farms. The parcel being protested is 39051-00-263. Ms. Medina said she lowered the assessed value upon

review; she reviewed the comparable sales. Mr. Braun was not present for the hearing. Commissioner Hagedorn moved to accept the revised Assessor's value. Commissioner Murphy seconded; the motion passed. BOOK 545 PAGE 1362

At 10:25 a.m. Ms. Benton presented pending matters and correspondence.

Commissioner Hagedorn moved to retain the Assessor's value for the Farrar Family Trust. Commissioner Murphy seconded; the motion passed. BOOK 545 PAGE 1360

Commissioner Murphy moved to retain the Assessor's values on the Edward Tietig properties. Commissioner Hagedorn seconded; the motion passed. BOOK 545 PAGES 1332 - 1359

At 10:30 a.m. Marilyn Caldwell and Don Rayburn joined the session for the Board of Equalization hearing. The parcel being protested is 21332-05-012. Chairman Davie swore in Ms. Caldwell and Mr. Rayburn. Ms. Caldwell said Mr. Rayburn would be her spokesperson. Mr. Rayburn said he felt eight comparable sales should have been used and noted that there is a railroad station across the street, the lot is smaller than others in the area, there is more traffic, high power lines, no buffer between lesser valued homes, closer to commercial areas and apartments and a lack of trees on the lot. Mr. Rayburn sold the home to Ms. Caldwell. Mr. Rayburn presented maps, photos and data on comparable sales. He noted that the Assessor's comparable sales are log-sided and the subject is not. Mr. Rayburn used sales from the County web site within the given timeframe. He also noted that the train goes by their home four times each day. Ms. Medina reviewed her appraisal and comparable sales. Mr. Rayburn noted that one of the comparable sales was sold with furniture inside. Ms. Medina said this is taken into consideration and adjusted accordingly. Mr. Dominguez added that there was not a document fee on the recorded deed to show the price of the home sale from Mr. Rayburn. Chairman Davie said the Board would review this protest and notify Ms. Caldwell of their decision.

Commissioner Hagedorn moved to set the assessed value for the Caldwell property at \$339,909. Commissioner Murphy seconded; the motion passed. BOOK 545 PAGE 1331

At 11:15 a.m. Rose Vanderpool, Land Use Planner, joined the session for a special events permit and liquor license hearing. Paul Orr, South Fork Music Association, said the Rhythms on the Rio event has grown and they would like to use a thirteen acre site on County Road 15. He is expecting 1,500 people at the event. Coors has donated beer for the event because the proceeds will be donated to the Rio Grande Headwaters Land Trust and High Valley Community Center for a children's music program. Parking attendants from the ski area will be directing traffic and parking. Ms. Vanderpool read a letter from Patrick Sullivan, Road and Bridge Supervisor, stating that parking along the road is prohibited. The liquor license application was reviewed; Ms. Benton asked if the liquor would be in a contained area. Ms. Vanderpool said the Planning Commission approved the permit. Mr. Orr said there would be identification check points and wrist bands for both underage guests and those over twenty-one. He had hoped to have beer within the entire venue excluding the parking area. Commissioner Murphy said he feels there should be a specific area for

the "beer garden". Mr. Orr said there would be security personnel walking the area to check wrist bands. The Association does have liability insurance and guidelines that have to be met for coverage. Donations have been given for this event; income will be derived from parking fees and beer sales.

Commissioner Murphy moved to approve the special events permit. Commissioner Hagedorn seconded; the motion passed.

Commissioner Hagedorn moved to approve the liquor license. Commissioner Murphy seconded the motion and asked the Association to use good judgment; the motion passed.

At 11:30 a.m. Bill Dunn, County Attorney, joined the session for pending legal matters. He presented a draft of the Public Health Agency Agreement resolution. The City of Monte Vista attorney, Gene Farish, is also reviewing the document.

Mr. Dunn has not heard from Eric Schwiesow on the water augmentation plans. A conference call was placed to Mr. Schwiesow. Mr. Dunn said the July 31, 2009 water offer date has passed and the Board would like a status on the water augmentation plans. Mr. Schwiesow said Jamie Hart is ready to move forward but he has not heard from Thad Elliott. There was discussion of legal proceedings for non-compliance of an agreement.

At 12:00 p.m. the meeting adjourned for lunch.

At 2:00 p.m. James and Paulette Ingwersen were called via telephone for the Board of Equalization hearing. There was no answer at the phone number provided. Ms. Medina presented the comparable sales. The parcel being protested is 23023-06-007. Mr. Ingwersen's written statement indicates the value should be \$150,000. There was discussion of values of lots with a creek and/or National Forest access.

Commissioner Hagedorn moved to retain the Assessor's value. Commissioner Murphy seconded; the motion passed. BOOK 545 PAGE 1370

At 2:30 p.m. Philip Cummings joined the session via telephone for the Board of Equalization hearing. Chairman Davie swore in the audience. The parcels being protested are 3333-00-503, 33314-00-425 and 33333-00-474. He feels the value should be based on comparable sales. Chairman Davie noted the appropriate timeframe for comparable sales. Mr. Cummings said he asked the Assessor's office for information on how the land was valued and all he received was a copy of State Statute. He noted that his brother has land adjacent to his which sold for \$18,000 per lot. Ms. Medina reviewed the comparable sales and noted that multiple sales are not qualified which is why his brother's property could not be used as a comparable sale. Mr. Cummings said one parcel does not have access and is valued higher than other parcels. Ms. Medina said she did make some adjustments to lower the value after the protest was submitted. Chairman Davie said the Board would review this protest and notify him of the decision.

Commissioner Murphy moved to accept the Assessor's value. Commissioner Hagedorn seconded; the motion passed. BOOK 545 PAGE 1368

At 3:00 p.m. John Justus was called for the Board of Equalization hearing; Mr. Justus did not answer. The parcel being protested is 29241-01-017. Ms. Medina reviewed the comparable sales. Commissioner Hagedorn made the motion to retain the Assessor's value. Commissioner Murphy seconded; the motion passed. BOOK 545 PAGE 1366

At 3:30 p.m. a call was placed to Harmon (Bill) Tutt and Donna Handel for the Board of Equalization hearing. Chairman Davie swore in the audience. The parcel being protested is 21261-01-002. Mr. Tutt said he feels the Golf Club properties should not influence the value of his property in Bear Creek. He feels there is little buildable land on this property containing twelve acres. Ms. Medina discussed the comparable sales; she evaluated each parcel on an acreage basis rather than comparing them lot to lot. Ms. Medina said there are other lots with terrain that are being blasted for buildable sites and are still selling. Chairman Davie said Mr. Tutt would be notified of the Board's decision. Commissioner Hagedorn made the motion to retain the Assessor's value. Commissioner Murphy seconded; the motion passed. BOOK 545 PAGE 1617

At 4:00 p.m. the meeting was adjourned.

Attest:

\_\_\_\_\_  
Lyla Davis  
Clerk of the Board

\_\_\_\_\_  
Doug Davie  
Chairman 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 Wednesday, August 12, 2009. Members present were Chairman Doug Davie, Commissioners Dennis Murphy and Robert Hagedorn, Suzanne Benton, County Administrator, 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. Darrel Plane, Weed Supervisor, joined the session to request forced entries on the following properties: T-4 Ranch, Tony ?, Ben Gibbons, Jerry DiCamillo, and John Riddick. Commissioner Hagedorn moved to approve the request. Commissioner Murphy seconded; the motion passed.

At 9:10 a.m. Commissioner Murphy moved to approve the August 5, 2009 minutes as amended. Commissioner Hagedorn seconded; the motion passed. The agenda was set.

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:

- Completed several skin patching projects including the 3 East, 1 South, 5 North Roads, and County Road 13.
- South Fork graders completed a portion of the Schedule A roads in their area.
- Ordered and received traffic paint.
- Striped and mowed at the Del Norte Airport.
- Provided a water truck for Stampede.
- Moved bleachers for the Town of South Fork Logger Days.
- Replaced the bridge deck on County Road 29.
- Stockpiled rock at the hot plant and 10 South Road.

Proposed work for August includes completing skin patching projects including Indian Trails and County Road 18, rework the base on County Road 14A and the 10 North Road, begin improvements on Antelope Run, possibly begin base improvement work on the 9 South Road, start mowing roadside rights-of-way, and start striping for the season.

Mr. Sullivan noted calls from various residents regarding grading the roads. With the lack of moisture grading will cause more dust on the gravel roads. He noted that the 10 North Road base work has been done. Mr. Sullivan discussed the narrow bridge on the 6 North and 2.5 West and possibly widening it to accommodate farm equipment. The County has been approved for the grant to upgrade the lighting at the Sherman Avenue railroad crossing. The Town of Del Norte will trade its water for the 14A road project for the sand that the County had for flood control. Mr. Sullivan also noted that he will contact the Colorado Department of Transportation (CDOT) regarding road signs and installation on Highway 285. The Board invited Mr. Sullivan to a CDOT meeting next week.

Mr. Sullivan presented information on used graders; the Board discussed the options for purchasing replacement equipment.

Ms. Benton reviewed the files on the Sanderson and Maxeyville gravel pits. The land has been deeded to Thad Elliott and James Hart, respectively, for the closed pits. Ms. Benton will have Bill Dunn, County Attorney, draft a letter to Eric Schwiesow stating that since there has not been any progress on the water augmentation cases, the County will no longer contract with Mr. Schwiesow.

At 10:10 a.m. T.J. Brown joined the session to discuss the Rhythms on the Rio music festival in South Fork. The lodging/tourism board is not offering support for this event. The event is looking for a loan of some sort for the bands that need paid prior to the event. The Board said they would discuss this in a work session.

At 10:15 a.m. James Berg, Director of Social Services, joined the session for the monthly report.

At 11:15 a.m. Rusty Strohmayer joined the session to ask questions on the zone change application denial. He asked the Board if it would be possible to construct a funeral home building on his home site of 8 acres rather than on the adjacent Trujillo property or to obtain a variance to

use his home until a building in Monte Vista can be renovated. Mr. Strohmayer said he has to have a business office in order to file death certificates as the County coroner. As the County Coroner, he needs to have a refrigeration unit and be able to abide by the law. Sandy Jackson, County Clerk and Recorder, and Cindy Hill, deputy clerk, joined the session to discuss filing a death certificate. The address of the coroner was not a problem; it was the address of the funeral home which was not supposed to be used because of the zone change denial. Ms. Benton said the two entities, coroner and funeral home, need to be separate businesses. The Coroner work can be done from home because it is record keeping. Commissioner Hagedorn said permission was given for the use of his home until the zone change hearing. From August 1, 2009 to today, August 12, 2009, Mr. Strohmayer has not had a funeral home address. The Clerk's office did accept the death certificate for filing. Chairman Davie said for the time being, the location Mr. Strohmayer has arranged in town would be most suitable for the funeral home office. Mr. Strohmayer asked for an extension for the use of his home until a location in town can be renovated. Commissioner Murphy moved to allow an extension for the use of Mr. Strohmayer's home until October 15, 2009. Commissioner Hagedorn seconded; the motion passed.

At 11:45 a.m. Randy Kern, Building Inspector, joined the session to discuss a variance hearing in Alpine Village. The applicant has the opportunity to purchase an adjoining lot to make .47 acres, more or less, which would accommodate a septic system. There was discussion of combining the lots to make one parcel which cannot be divided in the future. There was also discussion of the neighboring lot sizes. The Board agreed to cancel the variance hearing contingent upon the sale of the lot and combining the lots into one schedule number. If the sale does not occur the variance will be rescheduled.

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, August 19, 2009. Members present were Chairman Doug Davie, Commissioners Dennis Murphy and Robert Hagedorn, Suzanne Benton, County Administrator, and Lyla Davis, Clerk of the Board.

At 10:00 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 August 12, 2009 minutes as amended. Commissioner Murphy seconded; the motion passed.

At 10:15 a.m. Pat Perry, Public Health Director, joined the session for the monthly report. She presented the written report and an EPSDT Response contract. There is Emergency Preparedness and Response (EPR) funding for project "Public Health Readiness" and funding for H1N1 (Swine Flu) response. The contract amount is \$25,625.00 and will take effect September 2009. Commissioner Hagedorn moved to approve the contract. Commissioner Murphy seconded; the motion passed and the contract was signed.

Ms. Perry noted a second contract that she is still reviewing due to State errors and will be signed at a later date.

Ms. Perry gave a brief update of the Public Health Agency board meeting. Dr. Hollsworth will serve as the medical officer. Ms. Perry noted the different responsibilities of the Board of Commissioners and the Board of Health. There was discussion of an Environmental Health Specialist serving the Valley counties through the Public Health Agency.

At 10:50 a.m. Roger Perry, minor subdivision applicant, and Dee Greeman, property manager, joined the session for a minor subdivision application hearing. The property is located in the N ½, Section 23, T 4 N, R 8 E and the S ½ of Section 14, T 38 N, R 8 E. Mr. Perry said he would like to place his property in a conservation easement but he has to designate parcels that may have home sites in the future. This farm contains the North Parma Ranch and South Parma Ranch. The home tracts are in the corners of sprinkler quarters. The road easements were noted and the plat was reviewed. Commissioner Hagedorn asked about the drainage ditches near these properties. Mr. Greeman said the water right holders maintain the ditches; there is not a water association so it is up to the property owners to clean their section of ditch. There was discussion of the water draining into these ditches and ultimately flowing into Rock Creek. Commissioner Hagedorn made the motion to grant approval of the minor subdivision application for Parma Ranch North and Parma Ranch South contingent upon the easements as noted in the Planning Commission minutes. Commissioner Murphy seconded; the motion passed.

At 11:10 a.m. Ms. Benton presented pending matters. Patrick Sullivan would like to test the road graders before

purchasing one. Commissioner Hagedorn moved to allow Mr. Sullivan to purchase two graders after inspecting them. Commissioner Murphy seconded; the motion passed.

The Tourism Board has two vacant board positions representing Monte Vista and Del Norte. This board requested that a Commissioner attend their meetings quarterly.

Ms. Benton presented the DOLA Secure Schools funding options. The 2010 Payment In Lieu of Taxes (PILT) payment will be about 90% of this year's funding. Erin Minks joined the session for legislative updates on behalf of Congressman John Salazar. The Board discussed the current state of RC&D with Ms. Minks. She updated the Board on other various legislative items.

At 11:45 a.m. Bill Dunn, County Attorney, joined the session to discuss pending legal matters. Mr. Dunn e-mailed documents to Eric Schwiesow regarding the water augmentation plan on the Sanderson gravel pit and the Maxeyville gravel pit. The Board will have Patrick Sullivan contact the State Mining Division regarding the gravel pit closures and the County's involvement at this point.

Mr. Dunn sent the Public Health Agency agreement to Gene Farish, attorney representing the three municipalities, for review and has not had a response yet.

At 12:10 p.m. the meeting was adjourned to lunch and an afternoon 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, August 26, 2009. Members present were Chairman Doug Davie, Commissioners Dennis Murphy and Robert Hagedorn, Suzanne Benton, County Administrator, 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 August 19, 2009 minutes as amended. Commissioner Murphy seconded; the motion passed.

At 9:15 a.m. Commissioner Murphy moved to approve the following payroll. Commissioner Hagedorn seconded; the motion passed.

**County General**

Davie, Douglas	sal.	\$ 4,141.67
Hagedorn, Robert	sal.	\$ 4,141.67
Murphy, Dennis	sal.	\$ 4,141.67
Benton, Suzanne	sal.	\$ 6,963.03
Dennis, Krystal	sal.	\$ 2,099.07
Vanderpool, Rose	sal.	\$ 3,215.33
Canada, Sean	sal.	\$ 3,279.47
Kern, Randall	sal.	\$ 4,296.93
Gabbel, Jaclyn	sal.	\$ 1,698.67
Gonzales, Catherine	sal.	\$ 2,112.93
Hill, Cindy	sal.	\$ 2,591.33
Hindes, Sara	sal.	\$ 1,665.73
Jackson, Sandra	sal.	\$ 4,141.67
Montoya, Michelle	sal.	\$ 2,112.93
Quintana, Mary	sal.	\$ 2,523.73
Steving, Sherryl	sal.	\$ 2,022.80
Wilson, Christina	sal.	\$ 1,698.67
Dominguez, Telesforo	sal.	\$ 4,141.67
Leist, Chris	sal.	\$ 3,144.27
Lyons, Cherri	sal.	\$ 2,267.20
Medina, Michelle	sal.	\$ 2,496.00
Mondragon, Jennifer	sal.	\$ 2,750.80
Salazar, Eva	sal.	\$ 2,205.55
Trujillo, Dale	sal.	\$ 2,447.47
Valdez, Michael	sal.	\$ 2,108.59
Atencio, Valerie	sal.	\$ 1,516.67
Kern, Peggy	sal.	\$ 4,141.67
Rue, Cherilyn	sal.	\$ 2,819.48
Voris, Carol	sal.	\$ 2,161.25
Brown, Elaine	sal.	\$ 1,322.53
Garcia, Carol	sal.	\$ 1,842.53
Marquez, Ronald	sal.	\$ 1,995.07
Medina, Porfie	sal.	\$ 2,459.60
Arellano, Timothy	sal.	\$ 2,496.00
Chick, Charles	sal.	\$ 3,776.67
Clark, Frank	sal.	\$ 1,944.80
Doctor, Janette	sal.	\$ 2,996.93
Duran, Jeremiah	sal.	\$ 2,496.00
Garcia, Cori	sal.	\$ 2,406.82
Lopez, Emily	sal.	\$ 2,643.33
Martinez, Robin	sal.	\$ 2,398.93
Messoline, Larry	sal.	\$ 2,596.15
Norton, Brian	sal.	\$ 5,550.00
Steffens, Angela	sal.	\$ 2,447.47
Wheelwright, Boyd	sal.	\$ 2,750.80
Archuleta, Anthony	sal.	\$ 2,490.07
Atencio, Joseph	sal.	\$ 2,546.27
Bailey, Ronald	sal.	\$ 2,103.48
Black, Kelly	sal.	\$ 3,272.53
Bollinger, Jason	sal.	\$ 1,906.67

Bruder, Gary	sal.	\$ 2,495.12
Chick, Amanda	sal.	\$ 2,107.69
Deherrera, Alicia	sal.	\$ 2,006.61
Duran, Dusty	sal.	\$ 1,985.53
Ford, Donna	sal.	\$ 2,184.00
Fuentes, Jose	sal.	\$ 2,006.10
Hart, Jonathan	sal.	\$ 2,318.57
Kerr, Tory	sal.	\$ 2,088.12
Naranjo, Henry	sal.	\$ 1,943.96
Ortega, Arthur	sal.	\$ 2,380.56
Pacheco, Helen	sal.	\$ 1,511.47
Parks, Joseph	sal.	\$ 2,427.50
Sierra, Shaun	sal.	\$ 2,103.34
Stambaugh, Keith	sal.	\$ 1,906.67
Trujillo, Ramon	sal.	\$ 2,218.02
Webb, Victor	sal.	\$ 3,227.00
Strohmayr, Rusty	sal.	\$ 1,841.67
Ferran, Camille	sal.	\$ 1,993.33
Crowder, Larry	sal.	\$ 960.48
Colville, Louise	sal.	\$ 174.72
Oglesby, Freddy	sal.	\$ 2,546.27
Taylor, Anna	sal.	\$ 3,438.59
Lujan, Maxine	sal.	\$ 2,544.82

**\$187,900.71**

(Taxes Withheld, \$28,345.94; Deductions Withheld,  
\$21,607.20)

**ROAD & BRIDGE**

Atencio, Kevin	sal.	\$ 2,312.27
Black, Timothy	sal.	\$ 3,435.47
Chapman, Destry	sal.	\$ 2,709.20
Hansen, Arnold	sal.	\$ 2,709.20
Hill, Carl	sal.	\$ 3,435.47
Lyons, Dale	sal.	\$ 2,212.35
Maestas, William	sal.	\$ 3,367.87
McKinley, Robert	sal.	\$ 3,111.33
Miles, Darryl	sal.	\$ 3,620.93
Pacheco, Carl	sal.	\$ 3,435.47
Plane, Kenneth	sal.	\$ 2,184.00
Widger, Michael J	sal.	\$ 2,057.47
Archuletta, Mark	sal.	\$ 3,028.81
Atencio, Manuel	sal.	\$ 3,237.87
Benavides, Eodofredo	sal.	\$ 3,057.60
Cervantez, Manuel	sal.	\$ 2,184.00
Claunch, Billy	sal.	\$ 3,050.67
Gates, Marvin	sal.	\$ 2,099.07
Paulson, Roy	sal.	\$ 3,435.47
Rowe, Danny	sal.	\$ 2,312.27
Steffens, John	sal.	\$ 3,693.73
Sullivan, Patrick	sal.	\$ 5,455.45
Trujillo, Adelmo	sal.	\$ 2,405.87
Byrd, Terese Ann	sal.	\$ 320.00
Romero, Olivia	sal.	\$ 2,405.87

**\$ 71,277.71**

(Taxes Withheld, \$11,583.14; Deductions Withheld,  
\$8,885.95)

**DEPARTMENT OF SOCIAL SERVICES**

Arvizo, Rita	sal.	\$ 2,967.25
Atencio, Davine	sal.	\$ 1,534.00
Berg, James	sal.	\$ 5,976.44
Bruder, Linda	sal.	\$ 2,088.13
Casias, Brenda	sal.	\$ 2,083.25
Chavez, Melody	sal.	\$ 2,060.50
Dupont, Ilene	sal.	\$ 1,508.78
Duran, Jaxine	sal.	\$ 2,255.50
Gallegos, Brandi	sal.	\$ 2,440.75
Garcia, Shirley	sal.	\$ 1,628.25
Gonzales, Carolyn	sal.	\$ 2,393.63
Gunther, Darlene	sal.	\$ 2,255.50
Hernandez, Marlene	sal.	\$ 2,393.63
Horn, Ruth	sal.	\$ 4,129.13
Jaramillo, Richelle	sal.	\$ 3,199.63
Kern, Jody	sal.	\$ 3,960.13
Maestas, Valarie	sal.	\$ 2,387.13
Martinez, Helen	sal.	\$ 4,057.63
Martinez, Janelle	sal.	\$ 2,255.50
Meder, Jeremy	sal.	\$ 2,935.25
Naranjo, Andritta	sal.	\$ 2,094.63
Pacheco, Leann	sal.	\$ 1,727.38
Pacheco, Rosanne	sal.	\$ 3,674.13
Padilla, Christopher	sal.	\$ 2,125.50
Palacios, Irma	sal.	\$ 2,210.00
Parra, Gregorio	sal.	\$ 3,796.00
Pena, Mike	sal.	\$ 4,538.63
Roesch, Korissa	sal.	\$ 2,387.13
Ruybal, Evelyn	sal.	\$ 2,255.50
Sanchez, Kiley	sal.	\$ 3,105.88
Sanchez, Ramona	sal.	\$ 2,440.75
Shaver, Betty	sal.	\$ 2,803.13
Sierra, Jessica	sal.	\$ 2,255.50
Sims, Heather	sal.	\$ 3,047.38
Slane, Sherryl	sal.	\$ 2,785.25
Stephens, Jackie	sal.	\$ 3,748.88
Thompson, Chris	sal.	\$ 2,826.38
Villagomez, Rashel	sal.	\$ 1,083.00
Vrooman, Kristina	sal.	\$ 2,624.38
Webb, Jeannie	sal.	\$ 1,721.72
White, Victoria	sal.	\$ 2,255.50
		<b>\$110,016.66</b>

(Taxes Withheld, \$16,213.98; Deductions Withheld,  
\$15,520.77)

**PEST CONTROL**

Archuleta, Juan	sal.	\$ 1,158.25
Christensen, Bryan	sal.	\$ 50.00
Clare, James	sal.	\$ 100.00

Miner, Craig	sal.	\$ 100.00
Monter, Bernard	sal.	\$ 1,364.00
Mueller, Mark	sal.	\$ 100.00
Plane, Darrel	sal.	\$ 3,913.40
Plane, Harold	sal.	\$ 1,605.00
Rogers, Barry K	sal.	\$ 100.00
Schaefer, Michael	sal.	\$ 100.00
VanTreese, Codie	sal.	\$ 692.50
		<b>\$ 9,283.15</b>

(Taxes Withheld, \$1,173.59; Deductions Withheld, \$783.09)

**PUBLIC HEALTH**

Brown, Linda	sal.	\$ 3,703.70
Jolly, Judith	sal.	\$ 624.00
Koshak, Dianne	sal.	\$ 3,037.88
Kostuk, Diane	sal.	\$ 1,983.80
Masters, Judy	sal.	\$ 2,528.59
Perry, Patricia	sal.	\$ 4,642.65
Montoya-Salazar, Lanell	sal.	\$ 1,874.60
Robinson, Kelli	sal.	\$ 1,700.18
Duran, Justin	sal.	\$ 1,083.33
Hand, Rachel	sal.	\$ 308.13
Harlan, Brittany	sal.	\$ 313.56
Housden, Joyce	sal.	\$ 3,466.67
Martinez, Erma Linda	sal.	\$ 950.25
Hendricks, Paula	sal.	\$ 3,517.15

**TOTAL** **\$ 29,734.49**

(Taxes Withheld, \$4,760.54; Deductions Withheld, \$4,906.94)

At 9:30 a.m. Ms. Benton presented pending matters. Commissioner Hagedorn moved to sign the EPSDT grant for \$54,870.50 through December 2009. Commissioner Murphy seconded; the motion passed. Commissioner Murphy moved to sign the DOLA grant for the Sargent School Playground Community Park Grant for \$120,622.83. Commissioner Hagedorn seconded; the motion passed. Commissioner Hagedorn moved to approve the liquor license renewal for Dos Rios Restaurant. Commissioner Murphy seconded; the motion passed. Commissioner Hagedorn moved to sign the resolution in support of a moratorium on tax credits for conservation easements. Commissioner Murphy seconded; the motion passed. BOOK 545 PAGE 2200

Ms. Benton discussed the PILT funding for 2010 and allocations in each tier. She reviewed correspondence and pending matters.

A fact sheet for the 2010 budget was discussed. Projected short fall in the general fund is \$819,865 and \$168,510 in the road and bridge fund. The mandated program funds are Commissioners, Land Use, Clerk & Recorder, Elections, Assessor, Treasurer, Sheriff, Jail, Coroner, District Attorney, Road and Bridge, Department of Social Services and the Public Health Agency. Optional programs are SLV VORP, SLV Nutrition Program, SLV Resource Development, Detox, Haz Mat Team, Extension Service, Tri County Senior

Citizens, Blue Peaks, Conour Animal Shelter, SLV Fair, County Museum, and the McMullen Building. The only cash funded County program is the building department. There was discussion of holding informal budget hearings to get feedback from the community.

At 11:00 a.m. Robert and Gladys Ryder joined the session to discuss the vacation of a portion of Pintada Road in Lower Alpine Village. A letter was submitted by both the Ryders and the Clymers who own the lots on either side of Pintada Road. The Ryders and Clymers also requested that a portion of Mohee Road be vacated along their lots. The roads have large trees that make the road right-of-way impassable. The Board will review these sites and discuss this request with Patrick Sullivan, Road and Bridge Supervisor. Ms. Ryder said this vacation would give them extra land to meet the County setbacks should they decide to add on to their cabin. The Board will notify them of their decision after reviewing the site.

At 11:30 a.m. Art and Elaine Garcia joined the session to discuss an illegally parked recreational vehicle. Rose Vanderpool, Land Use Planner, noted that in 2008 she received a phone call stating that waste water was being discharged into the creek. Ms. Vanderpool and Randy Kern, Building Inspector, visited the site and did find an RV camper on the site. Ms. Vanderpool said at the time of the inspection there was not evidence of sewage being dumped on the site or into a creek. The Garcias are purchasing the property from Kristi Miskelley-McConville. The Garcias did not know that there was a County ordinance against living in a camper. They do have someone living in the camper to help with ranch and cattle work. Chairman Davie said it is a safety hazard to live in the campers during the winter; there have been three fires in the County involving RV campers. Ms. Vanderpool said a conditional use permit is only valid from May through October. She explained that the Garcias need to comply with the County regulations and apply for a conditional use permit; there are no guarantees that the application will be accepted. Chairman Davie reiterated that a conditional use permit is only valid during the warm months so this would not be a year round living arrangement. Ms. Vanderpool said the septic disposal is a health concern. Commissioner Hagedorn said the Board would have to review the application. Mr. Garcia said they are not trying to cause a problem and they will comply with the County rules. This is a one time fee and application that stays with the Garcias on this parcel. The Board agreed that the tenant could stay until October 1, 2009 and the Garcias can submit their application for residence next May. Mr. Garcia added that he has removed the old cars from the site but he occasionally stores a car that he plans to restore. Ms. Vanderpool noted that Ms. Miskelley-McConville is still the property owner of record.

Ms. Vanderpool discussed a crushed gravel stockpile east of Monte Vista. The Board agreed to grant a two month window to remove the gravel. The gravel must be cleaned up by November 1, 2009.

The Board discussed the pending blight cases.

Randy Kern, Building Inspector, joined the session to discuss blight cases. There has been little progress on the

Kraft property; the deadline to complete the repair is August 31, 2009.

At 12:15 p.m. the Board adjourned for lunch.

At 2:00 p.m. Rick Basagotia, Colorado Division of Wildlife, joined the session for a conditional use permit hearing. Ms. Vanderpool said she could not find a previous conditional use application for the Monte Vista facility. Ms. Vanderpool said the County needs to be sure that the set backs are met and all the procedures are followed. The conditional use application is to replace the existing office complex including buildings, shops, storage buildings and lab. The property is located in the S ½, NW ¼, SW ¼, T 3 N, R 8 E. The property is currently zoned rural. Ms. Vanderpool said the DOW would like the application fee waived. Mr. Basagotia said only one building is going to be replaced with offices and bunkhouses at this time. Mr. Kern said he has researched the State Statutes and has not found that the State is exempt from local building permits. There was discussion of updated building plans and the existing water and septic systems. Commissioner Murphy moved to approve the application with the appropriate fees. Commissioner Hagedorn seconded; the motion passed.

At 2:30 p.m. the meeting adjourned for a work session.

Attest:

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Lyla Davis  
Clerk of the Board

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Doug Davie  
Chairman of the Board