

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, July 1, 2009. Members present were Chairman Doug Davie, Commissioner Robert Hagedorn 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 June 24, 2009 minutes as amended. Chairman Davie seconded; the motion passed.

At 9:15 a.m. Chairman Davie presented the years of service awards as follows:

- 5 Years - Michelle Medina
- 5 Years - Randy Kern
- 10 Years - Melody Chavez
- 15 Years - Ramona Sanchez
- 25 Years - Kelly Maestas (not present)
- 35 Years - Carl Pacheco (not present)

At 10:00 a.m. Commissioner Dennis Murphy and Suzanne Benton, County Administrator, joined the session following a meeting with the Town of Del Norte.

At 10:15 a.m. Commissioner Hagedorn moved to approve the following claims. Commissioner Murphy seconded; the motion passed.

County General Fund

ACS Services Inc	computer svc	\$	1,843.57
Aspen Office Products	supplies	\$	11.00
City of Monte Vista	May	\$	475.00
Co Dept of Human Svc	April	\$	95.00
Colo Assn of Tax	conference	\$	600.00
Conour SLV Animal Shelter	May	\$	670.85
Dunn Law LLP	May legal	\$	875.00
El Paso County Coroner	autopsy	\$	1,250.00
Eric Schmidt/EMS Service	ambulance insp	\$	1,000.00
Fleming Chemical Co	supplies	\$	138.34
Gobins	contract	\$	915.38
HR Specialist	subscription	\$	136.00
Idaho Plate	guides	\$	671.00
J Anthony Montoya	meeting exp	\$	54.00
Jacks Market	supplies	\$	51.84
Ken's Service Center	repairs	\$	41.47
Mary Ellen Fleming	prevent prtncs	\$	15.00
Mineral County Public	June	\$	345.39
Postmaster	postage	\$	220.00
Qwest Communications	telephone	\$	2,442.57
Staples Business	supplies	\$	538.44
United Reprographic	supplies	\$	65.00
Valley Publishing	ads	\$	1,094.00
Verizon Wireless	cell phones	\$	249.27
Verizon Wireless	cell phones	\$	878.11

Victim Assistance Fund	April	\$	95.00
Wright Valley Oil Inc	fuel	\$	2,193.66
WSB Computer Services	e-recording	\$	6,457.00
Xcel Energy	utility	\$	3,955.51
TOTAL		\$	27,377.40

Alamosa Credit Union	exp	\$	200.00
Colorado State Treasurer	exp	\$	1,103.70
Community Bank of the Rockies	exp	\$	62,586.50
Family Support Registry	exp	\$	106.00
Family Support Registry	exp	\$	158.00
Pre-Paid Legal Services	exp	\$	164.35
Rio Grande County Treasurer	exp	\$	51,517.80
Security Benefit	exp	\$	3,066.66
Sooper Credit Union	exp	\$	400.00
TOTAL		\$	119,303.01

ACS Services Inc	computer svc	\$	11,806.40
Adams Drug Store Inc	jail meds	\$	563.76
Adock's Automotive	repairs	\$	194.00
Alamosa County	meeting exp	\$	400.00
Andrews Produce	jail food	\$	893.59
Anne Henningsen	McMullen maint	\$	275.00
Aspen Office Products	supplies	\$	57.85
Bacchus Network	conference	\$	1,455.00
Business Solutions Lsng	exp	\$	410.33
Camille Ferran	mileage	\$	180.00
CDLEE, Div of Oil	annual inspect	\$	30.00
Central Restaurant Prod.	jail supplies	\$	53.22
Chaffee Cnty Public Health	June	\$	1,295.00
Cherri Lyons	June	\$	69.30
Cheyenne Radiology	inmate medical	\$	55.48
Chris Leist	mileage	\$	113.66
Colorado Assessors Assn	conference	\$	100.00
Conejos County Sheriff	inmate holding	\$	2,009.00
Costilla County Nursing	June	\$	1,778.00
Crossroads Turning Point	funding	\$	2,000.00
CSU Extension	training	\$	1,375.00
D&T Ventures LLC	web service	\$	275.00
Dale Trujillo	mileage	\$	46.35
Devin Curly	painting	\$	310.00
Digitcom Electronics	exp	\$	188.16
District Attorney Office	7th pmt	\$	11,750.83
Drug Free Action Alliance	prevention	\$	752.60
Drug Free Action Alliance	prevention	\$	513.00
Duckwall-Alco Discount	June	\$	265.23
Dunn Law LLP	June legal	\$	3,072.48
Elevator Safety Service	repairs	\$	140.00
First Bankcard	card pmt	\$	5,443.42
Galls Inc	uniforms	\$	2,341.40
Gimmees Corporate Office	cardiovascular	\$	684.96
Glaxosmithkline	supplies	\$	617.70
Gobins	supplies	\$	472.87
Intermountain First Aid	supplies	\$	11.59

Jack's market	supplies	\$	946.80
Jade Communications	June	\$	49.95
Jeff Babcock	HomeInd Sec.	\$	7,814.78
Jennifer Mondragon	mileage	\$	69.30
John Michalke	HomeInd Sec.	\$	5,762.05
Jon Montano	RETAC	\$	175.00
Ken's Service Center	repairs	\$	203.20
Lake County Health Dept	public health	\$	800.00
Laura Maes	MRC grant	\$	331.92
MB Police Equipment	sheriff supply	\$	531.50
M7 Business Systems	supplies	\$	33.45
Matthew Valdez	MRC grant	\$	373.07
Meadow Gold Dairies	jail food	\$	497.27
Michael Valdez	mileage	\$	45.90
Michelle Medina	mileage	\$	152.90
Mineral County Public	public health	\$	684.35
Monte Vista Cooperative	supplies	\$	62.98
Mount'n Valley Sports	repairs	\$	196.70
MPB/HOV Services	ink toner	\$	192.65
Notes & Numbers LLC	clerk service	\$	380.00
O&V Printing	supplies	\$	249.33
Peggy J Kern	mileage	\$	19.80
PHNAC	membership	\$	75.00
Physician Sales & Service	nurse supplies	\$	1,148.27
Qwest Communications	telephone	\$	46.65
Qwest Communications	telephone	\$	48.57
Qualistar	exp	\$	20.00
Radio Services	prevention	\$	230.00
Rio Grande Hospital	inmate medical	\$	2,784.60
Rose Vanderpool	mileage	\$	215.88
Safeway Inc	supplies	\$	37.46
San Luis Valley Fair Board	funding	\$	2,000.00
Sandy Jackson	reimbursement	\$	17.29
Sanofi Pasteur Inc	jail food	\$	360.71
SLV BOCES	June meeting	\$	60.00
Southern Colorado Imaging	inmate medical	\$	54.36
Sue Davis	HomeInd Sec.	\$	2,490.37
Suzanne Benton	mileage	\$	312.92
United Reprographic	exp	\$	65.00
Vali Theater	prevention	\$	225.00
Valley Meat	jail food	\$	1,370.08
Valley Publishing	ads	\$	757.54
Violet Vigil	MRC grant	\$	147.22
Wright Valley Oil	fuel	\$	79.17
WSB Computer Service	computer svc	\$	71.00
TOTAL		\$	84,190.17

Road & Bridge Fund

Qwest Communications	telephone	\$	54.28
Verizon Wireless	telephone	\$	119.56
Xcel Energy	utility	\$	1,376.08
TOTAL		\$	1,549.92

Colorado State Treasurer	exp	\$	434.25
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Community Banks of the Rockies	exp	\$	22,337.21
Family Support Registry	exp	\$	487.00
Rio Grande County Treasurer	exp	\$	18,578.24
Security Benefit	exp	\$	50.00
TOTAL		\$	41,886.70

Airgas Intermountain Inc	exp	\$	55.61
All Truck and Trailer	exp	\$	2,086.11
Alta Fuels	fuel	\$	1,879.76
American Auto Parts	supplies	\$	177.22
AT&T	telephone	\$	63.54
Big D Saws	supplies	\$	22.18
Browns Septic Service	exp	\$	21.50
CNH Capital	exp	\$	30.78
Dan & Karla Burns	exp	\$	100.00
Del Norte Auto Supply	exp	\$	168.47
Drive Train Industries	exp	\$	102.52
Faris Machinery Company	exp	\$	182.67
First Bankcard	exp	\$	104.23
Gunbarrel Service Station	exp	\$	119.92
Haynie's Inc	exp	\$	1,393.98
Industrial & Farm Supply	exp	\$	81.10
Kalco Express	exp	\$	9,561.23
Leroy A Romero	exp	\$	125.00
Lester, Sigmond, Rooney	exp	\$	240.00
Monte Vista Cooperative	exp	\$	326.74
Monte Vista Machine Tool	exp	\$	548.65
Monte Vista Tractor	exp	\$	98.69
Myers Brothers Truck	exp	\$	135.71
Qwest Communications	telephone	\$	399.12
Rocky Mt Timber Product	exp	\$	21.34
San Luis Valley Rural	exp	\$	340.00
Staples Business	exp	\$	15.53
Town & Country	exp	\$	24.45
Valley Lumber and Supply	exp	\$	99.00
Valley Tractor Repair	exp	\$	131.30
Wagner Equipment	exp	\$	3,794.21
Wright Valley Oil	exp	\$	3,493.33
Xcel Energy	exp	\$	1,412.02
TOTAL		\$	27,355.91

Pest Control

Allied General Agency	exp	\$	2,729.50
Alltel	exp	\$	30.77
Del Norte Auto Supply	exp	\$	60.99
DP Ag Services	chemical	\$	2,144.10
Monte Glass Shop	truck window	\$	228.20
Monte Vista Cooperative	supplies	\$	283.32
San Luis Valley Rural	utility	\$	67.00
TOTAL		\$	5,543.88

Colorado State Treasurer	exp	\$	31.13
Community Bank of the Rockies	exp	\$	1,988.87

Rio Grande County Treas.	exp	\$	965.48
TOTAL		\$	2,985.48

DP Ag Services	chemical	\$	107.50
First Bankcard	exp	\$	173.22
Qwest	telephone	\$	85.97
Valley Publishing	ad	\$	84.00
Van Diest Supply	chemical	\$	3,351.75
Warne Chemical & Equip	exp	\$	151.70
TOTAL		\$	3,954.14

Airport Fund

San Luis Valley Rural	exp	\$	271.22
TOTAL		\$	271.22

San Luis Valley Rural	exp	\$	281.49
TOTAL		\$	256.53

Capital Expenditure Fund

TOTAL		\$	-
		\$	-

Conservation Trust

City of Monte Vista	1/2 funding	\$	25,000.00
San Luis Valley Rural	utility	\$	54.50
TOTAL		\$	25,054.50

TOTAL		\$	-
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Tourism Trust

O&V Printing	exp	\$	876.00
Pueblo Chieftain	exp	\$	560.00
Rio Grande County Museum	exp	\$	6,000.00
TOTAL		\$	7,436.00

At 10:30 a.m. Sherri Valdez, Early Childhood Education Council, joined the session to discuss the Qualistar Program. Ms. Valdez discussed a federal grant for Head Start programs in the Valley. She said the Council works with the Departments of Social Services on various programs. The grant award would provide funding to day care facilities where classrooms have had to close due to lack of financial support, for example Los Ninos in Del Norte. There is \$6 million available funding for Colorado; this grant is requesting \$1 million to serve the entire Valley. The total federal grant is \$619 million. Commissioner Murphy moved to sign the letter of support. Commissioner Hagedorn seconded; the motion passed.

At 11:00 a.m. Joyce Housden, Prevention Partners, and Pat Perry, Public Health Department, joined the session to discuss Colorado Prevention Partners. Rio Grande County entered the program in 2006. Tasks to complete were

community mobilization, needs assessments, and community trials to reduce underage drinking. Some work in these areas included gathering data on resources available in the County on persistent drunk driving, surveying school districts on drugs and alcohol, checks on liquor stores to prevent underage purchases, and school curriculum. The curriculum starts with grade one which requires acceptance from the superintendents and principals. Ms. Housden noted that the schools have to implement the training and curriculum. A compliance check involves the police and sheriff's departments who perform the checks.

Ms. Housden said they have not seen a change in youth behavior or social norms based on the surveys. She added that it will take more strategies to see an impact. The community needs to participate in order to see an impact. Chairman Davie asked about the effectiveness of the program. Ms. Housden related drug and alcohol use to the tobacco prevention program which took time to see any decreased use. Ms. Perry said it takes a long time to change social norms. Chairman Davie said he thinks the biggest impact is the loss of driver's licenses if someone is caught driving drunk. Commissioner Murphy added that there is more community participation from schools and law enforcement. The coalition is working on business owner participation. She is working on TIPS training in each community in the County.

Ms. Housden said the continuation of the funding is for nine months (October 2009 through June 2010) to distribute excess funds. She noted the goals of the grant.

Ms. Perry discussed the budget increases and the role of the policy board and the County. The fiscal responsibility lies within the Public Health Department but the bylaws direct the budget expenditures. Chairman Davie said the policy board is more of an advisory board but the County determines funding. Ms. Benton said if there is a violation of the contract the County is liable because they act as the fiscal agent. This would apply to any grant run through the County. Ms. Perry noted her concerns; the staff is County employees and the wage increases are not in line with other County employees based on the responsibilities and length of employment. A significant wage increase may cause descent within the department based on the County salary scale. Ms. Perry also noted the percentage increase is not consistent between the positions within the program; the program wage increases range between 8 - 25% and the County employees do not see increases; this has to be determined at budget sessions. Commissioner Hagedorn asked if the budget items could be adjusted after the contract was signed. Ms. Housden said the salaries are spelled out in the contract. Chairman Davie said the Board would like to review the budget and the contract since this is the first time this has been presented to them for the fiscal year. The Board confirmed that the total amount of the grant is acceptable but they may adjust line items if they see fit. The signature page can be mailed and the document filed electronically next week. Commissioner Murphy moved to sign the associated contracts and documents. Commissioner Hagedorn seconded; the motion passed.

At 11:50 a.m. Bill Dunn, County Attorney, and Chuck Chick, Under Sheriff, joined the session for pending legal matters. Mr. Dunn presented a Justice Assistant Grant (JAG) and discussed the award to the City of Monte Vista which

has to be shared with the County. The Sheriff's department's obligation is to purchase Tazer equipment and provide training to the City to be in compliance with this grant award. The County's share is 80% of the grant, or \$9,027.20. Commissioner Hagedorn moved to accept the JAG grant. Commissioner Murphy seconded; the motion passed.

Mr. Dunn said some progress is being made on the blight problem east of Del Norte. Ms. Benton will discuss this matter with Rose Vanderpool, Land Use Planner.

The court case with the Troyers will be kept on the docket until the certificate of occupancy is issued.

Mr. Dunn received a call from Eric Schwiesow regarding the gravel pits and water augmentation plans. An individual is willing to donate six acre feet to the County in exchange for storing water in the closed gravel pits. The County could apply a portion of the six feet to Thad Elliott's augmentation plan and Jamie Hart's augmentation plan. The County could also use the water to apply to the water that has to be purchased for the Road and Bridge Department. Mr. Schwiesow was called to further discuss the augmentation plans. Mr. Schwiesow asked if the trade of water for storage was acceptable to the County. Chairman Davie said this would be an acceptable trade. The Board said they would like to discuss options for use of the water.

Mr. Dunn presented an application to abandon a portion of Bear Creek Road. He will review the State statute for abandoning a road.

At 12:30 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)
 SS
County of Rio Grande)

The Rio Grande County Board of Commissioners met in regular session on Wednesday, July 8, 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 July 1, 2009 minutes as amended. Commissioner Murphy seconded; the motion passed.

At 9:05 a.m. Patrick Sullivan, Road and Bridge Supervisor, joined the session for the monthly report. Chairman Davie presented Kelly Maestas and Carl Pacheco with their years of service awards.

The Board discussed vacating a portion of Bear Creek Road in Alpine Village No. 7. Paul and Renee Lindke were present to request the road vacation. They had this section of road surveyed and the adjacent property owners signed an agreement to vacate this section since this portion of road has never been established by the County. Commissioner Murphy moved to approve the resolution to vacate a portion of Bear Creek Road. Commissioner Hagedorn seconded; the motion passed. BOOK 545 PAGE 591

Mr. Sullivan presented the written report as follows:

- Completed the paving on County Road 15.
- Put a two inch overlay on County Roads 35 and 35A.
- Completed several small maintenance projects with the remaining AC oil.
- Finished a small paving project for the Town of Del Norte.
- Completed chip/seal projects for the year.
- Prepared the base for paving at the Center Fire Department. This was a joint project with Saguache County.
- Rolled the dirt runway at the Del Norte Airport.
- Repaired the parking lot at the Social Services Building.

Proposed work for July includes: skin patching projects, order paint and begin striping, maintain Schedule A roads, shoulder County Road 15 along the new pavement, and possibly work on bridge projects.

Mr. Sullivan noted various items such as requests for road vacations in lower Alpine Village, a special event permit in South Fork, and assistance with a home that was moved over a County bridge. He asked if there would be another PILT payment and if so the funds could be used for skin patch work. Ms. Benton said there was more Forest Service income received than was budgeted for. This funding has to be used in the Road and Bridge fund; this could be used for skin patch work. After reviewing the budget, Commissioner Hagedorn said \$100,000 of the Forest Service PILT income could be transferred to the asphalt line item.

Mr. Sullivan said there have been problems with the computer at the hot plant which calculates the mixtures for asphalt. The total cost to replace the computer system is \$8,650; the system is outdated and has to be replaced since there is not an update available. The interface card is specific to the make and model of the asphalt machinery but other computer equipment can be used. Mr. Sullivan will research all options.

The Road and Bridge web page will be updated soon.

Commissioner Hagedorn said he was asked if the County was willing to assist the City of Monte Vista with paving 8th Street. There was discussion of the priority of road paving within the County. The Board agreed that the City can do the base work and bring the road to County specifications, install curb and gutter, and pay for the gravel, oil and asphalt mixture; the County will provide the labor and machinery to apply the asphalt. This would be a project for

next year when the County hot plant is operating again. Ms. Benton noted that the County and City share this road.

At 10:30 a.m. James Berg, Director of Social Services, joined the session for the monthly report.

At 11:30 a.m. Ms. Benton presented pending matters. Commissioner Murphy moved to approve the Traumatic Brain Injury contract with the State of Colorado. Commissioner Hagedorn seconded; the motion passed. There was discussion of the Prevention Partners budget. Commissioner Murphy moved to approve the request to waive the Annex fee for the Gideon's. Commissioner Hagedorn seconded; the motion passed. Ms. Benton reviewed pending meetings and correspondence.

At 12:00 p.m. Sandy Jackson, County Clerk and Recorder, joined the session to present a liquor license renewal for the Rio Grande Club, LLC. The license was mailed by the Rio Grande Club in February but was never received by the Clerk's Office. Commissioner Murphy moved to approve the liquor license and waive the late fee. Commissioner Hagedorn seconded; the motion passed.

At 12:10 p.m. Ms. Benton continued with pending matters and pending meeting announcements.

At 12:15 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)
 SS
County of Rio Grande)

The Rio Grande County Board of Commissioners met in regular session on Wednesday, July 15, 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 following the monthly managers meeting. The Pledge of Allegiance was said and the agenda was set. Commissioner Murphy moved to approve the July 8, 2009 minutes as written. Commissioner Hagedorn 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 which included information on the clinics held throughout the County. Ms. Perry discussed the HCP agreement with Saguache County. The Saguache County Commissioners decided not to contract these services with Rio Grande County but rather hire someone to perform the

HCP duties. A Rio Grande County employee was hired on a contract basis with Saguache County; Ms. Perry noted liability concerns because there is some overlapping time.

Ms. Perry met with Dr. Hollsworth regarding the duties as the medical officer for the Public Health Agency. He is interested in this position and would like to attend a meeting before he is appointed to the position. There was discussion of the possible agenda items for the Board of Health such as blight, septic systems, and current programs.

Ms. Perry discussed first aid care for an inmate. The wound was treated but Ms. Perry felt it should have been a clinic visit for the patient due to the severity of the wound. She recognized the jail staff's concern for finances by not taking them to the clinic but there is not always a nurse available to treat an inmate.

At 10:55 a.m. Commissioner Murphy moved to approve the forced entry request from Weed Supervisor, Darrell Plane, for Dorothy Haefeli and Alder Creek Development, LLC. Commissioner Hagedorn seconded; the motion passed.

At 11:00 a.m. John and Barbara Yoder joined the session for an exempt division of land for a minor subdivision located in S ½, SE ¼, Section 12, T 37 N, R 8 E. Rose Vanderpool, Land Use Planner, read the application and minutes of the Planning Commission. The property contains 80 acres and the Yoders would like to divide off a 10 acre parcel, more or less, to sell an existing home. Commissioner Hagedorn noted that the 10 acre parcel cannot be divided again. Commissioner Hagedorn moved to approve the division noting that this is the final division. Commissioner Murphy seconded; the motion passed.

At 11:10 a.m. Ms. Vanderpool presented the special events permit to review for adoption. The Board would like a timeline included with the application. Ms. Vanderpool updated the Board on pending blight matters.

At 11:30 a.m. Bill Dunn, County Attorney, joined the session to discuss pending legal matters. There has not been any progress on the water augmentation plans. Mr. Dunn will draft a letter to Jamie Hart, Thad Elliott and Eric Schwiesow stating that the offer for six cubic feet per second (cfs) of water is available for their water augmentation plans until July 31, 2009.

Mr. Dunn has talked with the Weed Supervisor about posting signs for forced entry; he did not see any problems with this matter.

Ms. Benton noted a call from the Rio Grande Drainage District. They requested a letter from Mr. Dunn stating that they were within TABOR. Mr. Dunn said the County is not involved in this District; the District should contact the Secretary of State.

At 12:00 p.m. Ms. Benton presented pending matters. Commissioner Hagedorn moved to sign the Intergovernmental Agreement with the Treasurer's Office and Pueblo County for the computer system for the Assessor and Treasurer's offices. Commissioner Murphy seconded; the motion passed. Commissioner Hagedorn moved to approve the resolution for O. V. Keith on the values of property protested.

Commissioner Murphy seconded; the motion passed. BOOK 545
PAGE 746

At 12:15 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)
 SS
County of Rio Grande)

The Rio Grande County Board of Commissioners met in regular session on Wednesday, July 22, 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.

At 9:05 a.m. Kaitlin Horning, and Hayden and Loren Christensen joined the session to thank the Board for their support of the 4-H program. Ms. Horning noted there are about 200 participants in the horse program; they discussed various other programs within 4-H such as Clover Buds which is for younger children. The SLV Fair will be held August 3 - 7, 2009 in Monte Vista.

At 9:10 a.m. Commissioner Murphy moved to approve the July 15, 2009 minutes as written. Commissioner Hagedorn seconded; the motion passed.
Ms. Benton presented pending matters. She noted a complaint of potatoes being dumped northeast of Del Norte. The potatoes have not been disked into the ground and neighbors are complaining about the smell and flies. Ms. Benton will contact the Colorado Department of Agriculture.
Chairman Davie will serve as the 2009 Legislative Committee Member representing Rio Grande County for Colorado Counties Inc.
The Department of Social Services phone system bid was presented for \$28,740.
Ms. Benton discussed the \$1.00 surcharge on recording fees in the Clerk and Records Office to go towards e-filing equipment. The Public Trustee has held these funds in a fiduciary trust account. There are County funds that are going to be held in trust as well for e-filing equipment purchase and expenses.

At 9:30 a.m. Rusty Strohmayer joined the session for a zone change request for a funeral home. The property is located in a fraction of the NW ¼, SW ¼, NW ¼, Section 35, T 39 N, R 7 E, containing 4.5 acres, more or less. The parcel to be rezoned is owned by Mike and Linda Trujillo. The total parcel contains 64.51 acres. The remainder of the parcel

will remain as agriculture land until there is a need for a commercial use. Rose Vanderpool, Land Use Planner, read the minutes of Planning Commission noting that the sprinkler will not encroach on the funeral home or parking lot. The Colorado Department of Transportation will not allow access from Highway 160. Mr. Strohmayer has contacted the Road and Bridge Supervisor regarding specifications and improvements to County Road 27, including culverts for the Star Ditch. Ms. Vanderpool noted the Master Plan and the Highway 160 opportunity corridor. She said the Master Plan does not address commercial zoning. Mr. Trujillo has plans for a mixed use Planned Unit Development (PUD) in the future. Ms. Vanderpool noted harmonious development within the County near municipalities. Spot zoning is not conducive for the County. Chairman Davie said the survey shows the sprinkler encroaching on the parking lot. Mr. Trujillo said they will make the necessary adjustments to the sprinkler by removing towers to avoid any setback problems. Commissioner Murphy asked about progress on the well adjudication. Mr. Strohmayer said he is applying for a commercial well permit for the existing well; the worst case scenario would require him to drill another well. Chairman Davie said this could decrease the value of his home when he retires if he wants to sell the funeral home because it limits the potential buyers. Ms. Vanderpool said this is all going to be on one lot. In the future Mr. Strohmayer may want to divide the parcel in order to sell the business separate from the home. Mr. Strohmayer said he plans to build a patio area between the funeral home and his home where a room was built for dinners and receptions; this would connect the two buildings. Commissioner Murphy asked Mr. Trujillo about his future plans. Mr. Trujillo said he wants to have an area where businesses can locate. He would like a mixed-use zone with multi-family housing and commercial areas available. He wants this area ready for potential businesses. He is applying for commercial access from CDOT. Mr. Trujillo said he does not see this as spot zoning given the proximity to the National Forest Service, veterinary clinic, the Movie Manor and San Luis Valley Rural Electric Cooperative. He feels the Planning Commission was very thorough in their review. Mr. Strohmayer has talked with all his neighbors about this matter. Mr. Trujillo noted that development is moving west of town. He feels commercial areas need highway access. Mr. Trujillo added that the Board needs to look at their Master Plan and follow it. He feels this fits within the County plans and is a light commercial business. He added that the objectors do not own property close to this parcel. There are ten different businesses within two miles of this parcel. Mr. Trujillo said he feels the Board should encourage businesses in the County. Ms. Vanderpool said her concern is that there is not a comprehensive plan for this parcel. The funeral home needs to be included in the comprehensive plan submitted by Mr. Trujillo. He added the letter from Spur Engineering to this file regarding the work being done on this parcel. Mr. Strohmayer said he has talked with the CDOT representative about his access versus the access from County Road 27 near the Movie Manor. This is a much more dangerous access than the highway because of the blind corner and the traffic turning at the Movie Manor and the housing development on County Road 25. He feels the Monte Vista Cemetery, located on County Road 27, has the most use from his business and he will not have to use the

highway. Mr. Strohmayer said the sales from caskets, etc, from the existing funeral homes in the County are based in Alamosa County and the revenue goes to Alamosa County. His business has been in the County for 110 years. Chairman Davie said his concerns are with County Road 27 and the frost boils in the spring. Mr. Strohmayer said the worst part of the road is closer to town; he would direct people to the turn off near the Movie Manor. Commissioner Hagedorn said he has concerns with the road and highway access, the septic system and waste disposal, and possible property division. He has also had calls from neighbors in opposition to this matter. Chairman Davie said he does not like to see agriculture land taken out of production. He agrees that the highway access would be safer than the County road access. Commissioner Murphy asked for a timeline on this project. Mr. Strohmayer said he was told it would be complete in two months. Mr. Trujillo said this is a 64 acre parcel of alfalfa and does not generate a lot of income. Chairman Davie commented that the original farm has been split over time. Mr. Trujillo said he does not like objectors that call the Commissioners and are not part of the record. Christine Wright said it seems that a plan should be developed for this area before any exceptions or decisions are made.

The Board will render a decision July 29, 2009 at 9:00 a.m. Mr. Strohmayer understands that the well adjudication has to be resolved. Mr. Trujillo asked the Board to give this application full consideration; he would hate to see someone put out of business.

At 10:20 a.m. Patrick Sullivan, Road and Bridge Supervisor, joined the session. The Board asked about access to the Strohmayer property from County Road 27. He said the access requires a 35 foot wide driveway. There was discussion of the road east of this property and the shared work with the City of Monte Vista.

The Board asked Mr. Sullivan to consider performing basic maintenance on the County vehicles, such as Social Services, Sheriff, and Land Use vehicles. Commissioner Hagedorn asked him to draft a fee schedule and think about this proposal. There could be 20 vehicles to be serviced. The departments would have to make an appointment for oil changes, etc, as needed.

The mowing tractor is still under repair but should be working soon.

At 10:45 a.m. Sam and Beth Riggerbach joined the session to request a conditional use permit for a 2009 single wide trailer to be placed on their property for elderly parents to live in. The property is located in a fraction of the SW $\frac{1}{4}$, Section 11, R 38 N, R 8 E, containing 15.48 acres more or less. The Planning Commission minutes were reviewed. The twenty-five foot setbacks from the buildings must be met, the existing well can be shared per the Division of Water Resources and a separate septic will be installed.

Commissioner Hagedorn moved to accept the recommendation of the Planning Commission and approve the permit.

Commissioner Murphy seconded; the motion passed. BOOK 545
PAGE 957

At 11:00 a.m. Joel and Jackie Bennett joined the session to protest their property values before the Board of Equalization. The parcels being reviewed are 29360-01-004

and 29360-01-010. Mr. Bennett presented several documents and noted that people are motivated to purchase land for various reasons. Mr. Bennett presented a sale for over \$200,000 for raw land for horse property and a second sale to Hughes Oil for \$85,000; he feels the second parcel is closer to fair market value. Michelle Medina, Assessor, presented three comparable sales and determined via the sales comparison approach that the assessed value is a fair value. Ms. Medina said the second parcel has an outbuilding so it is not considered vacant land. She noted that two of Mr. Bennett's comparables are outside of the allowed time frame of July 1, 2006 - June 30, 2008. Mr. Bennett said he understood that the Assessor could use sales within five years and feels he should be allowed to use sales within five years. Joe Dominguez, County Assessor, said the property value would be higher if it were vacant land (29%). Mr. Bennett said sales prices are down but the Assessor has not lowered values. Ms. Medina said they have to follow State Statute and use sales prices within the previous two years. Chairman Davie said they would be notified of the Board's decision.

At 11:30 a.m. John Fox was contacted via conference call for the Board of Equalization hearing for JRF Investments, LTD. Chairman Davie swore in the audience. The parcels being protested are 39053-01-006 and 39053-02-002. Mr. Fox said there are three parcels in Rim Rock Ranch which the County has valued at \$36,000 each. He said the vacant lots are listed for sale at \$14,000 - \$18,000. Ms. Medina said the sales he referred to were multiple sales because they were purchased by one buyer. She also noted the Assessor's Office cannot use sales listings in their research. Mr. Fox feels the lot on the outside edge of the development has the largest amount of public land bordering it which makes it more valuable and not comparable to the interior lots. Mr. Fox said the values have decreased in this time frame. Ms. Medina said there are two lots that sold in the \$25,000 - \$35,000 range within their allotted timeframe. Mr. Fox reiterated that the lot with public land borders is not comparable to interior lots. He said these lots have been on the market for three years. Ms. Medina added that the lots being protested were purchased at an auction. Chairman Davie said they would notify Mr. Fox of their decision.

At 12:00 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)
 SS
County of Rio Grande)

The Rio Grande County Board of Commissioners met in regular session on Wednesday, July 29, 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 July 22, 2009 minutes as amended. Commissioner Murphy seconded; the motion passed.

At 9:05 a.m. Mike Trujillo joined the session for the decision on his zone change application. Chairman Davie said he would like to see a comprehensive plan for this parcel before any businesses locate in this area. He feels the access from Highway 160 is much safer than the County Road 27 access but this is a CDOT matter. Commissioner Murphy agreed that a comprehensive plan is necessary to avoid "spot zoning" within the County. He said there are other areas in the County that have been "spot zoned" and turned out to be poor decisions.

Commissioner Hagedorn said he contacted the Division of Water Resources office on the well use and division of property in the future. He agreed that the parcel should have a plan; he is not in favor of "spot zoning". Commissioner Hagedorn commented on the east portion of County Road 27 and its condition. Mr. Trujillo said the highway access is a historical use access and with time may be approved by CDOT.

Commissioner Murphy moved to deny the zone change request. Commissioner Hagedorn seconded; the motion passed with one descending vote. The Board would like to see a comprehensive plan on this parcel including highway access and water plans. BOOK 545 PAGE 958

At 9:15 a.m. Rose Vanderpool, Land Use Planner, joined the session to update the Board on blight cases. She said the property east of Del Norte is slowly being cleaned up but the bus and sailboat have not been removed. The Ellen Dunn property in Monte Vista has not been finished. There is still debris to be removed. This will be discussed with the County Attorney.

Randy Kern, Building Inspector, joined the session. The Colorado Division of Wildlife (DOW) is going to tear down their existing facility on the 1 East Road near Monte Vista and build a new facility. The DOW does not feel they are subject to a building permit; they feel their engineers will serve as the inspecting agency. Mr. Kern said the State is not exempt from building inspections. The DOW claims they are working on a ruling from the Attorney General. The Board agreed that without this ruling the County will not waive any fees.

At 9:30 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.	\$ 1,983.80
Franke, Craig	sal.	\$ 50.00
Freeman, Dwight	sal.	\$ 50.00
Hathorn, Grover	sal.	\$ 50.00
McCallister, Vern	sal.	\$ 50.00
Peterson, Ronald	sal.	\$ 50.00
Seger, Gary	sal.	\$ 50.00
Slade, Janice	sal.	\$ 100.00
Van Iwaarden, Robert	sal.	\$ 50.00
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.	\$ 1,632.80
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.	\$ 2,312.27
Trujillo, Dale	sal.	\$ 2,447.47
Valdez, Michael	sal.	\$ 2,108.59
Atencio, Valerie	sal.	\$ 1,516.67
Kern, Peggy	sal.	\$ 16,641.67
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.	\$ 2,447.47
Chick, Charles	sal.	\$ 3,525.60
Clark, Frank	sal.	\$ 1,944.80
Doctor, Janette	sal.	\$ 2,996.93
Duran, Jeremiah	sal.	\$ 2,447.47
Espinoza, Isaiah	sal.	\$ 1,845.33
Lopez, Emily	sal.	\$ 2,591.33
Martinez, Robin	sal.	\$ 2,398.93
Norton, Brian	sal.	\$ 5,550.00

Steffens, Angela	sal.	\$ 2,447.47
Wheelwright, Boyd	sal.	\$ 2,750.80
Archuleta, Anthony	sal.	\$ 2,466.36
Atencio, Joseph	sal.	\$ 2,496.00
Bailey, Ronald	sal.	\$ 2,013.48
Black, Kelly	sal.	\$ 3,617.53
Bruder, Gary	sal.	\$ 2,452.67
Chick, Amanda	sal.	\$ 1,982.93
Deherrera, Alicia	sal.	\$ 1,982.93
Duran, Dusty	sal.	\$ 2,011.78
Ford, Donna	sal.	\$ 2,184.00
Fuentes, Jose	sal.	\$ 2,122.79
Garcia, Cori	sal.	\$ 1,944.80
Hart, Jonathan	sal.	\$ 2,234.65
Kerr, Tory	sal.	\$ 2,018.45
Messoline, Larry	sal.	\$ 2,216.90
Naranjo, Henry	sal.	\$ 1,723.58
Ortega, Arthur	sal.	\$ 2,338.67
Pacheco, Helen	sal.	\$ 1,511.47
Parks, Joseph	sal.	\$ 2,359.24
Sierra, Shaun	sal.	\$ 1,971.39
Trujillo, Ramon	sal.	\$ 2,323.48
Webb, Victor	sal.	\$ 3,202.00
Strohmayr, Rusty	sal.	\$ 1,841.67
Ferran, Camille	sal.	\$ 1,993.33
Crowder, Larry	sal.	\$ 1,187.26
Colville, Louise	sal.	\$ 389.48
Oglesby, Freddy	sal.	\$ 2,546.27
Taylor, Anna	sal.	\$ 3,438.59
Lujan, Maxine	sal.	\$ 2,544.82

\$197,638.82

(Taxes Withheld, \$31,845.18; Deductions Withheld, \$23,732.53)

ROAD & BRIDGE

Atencio, Kevin	sal.	\$ 2,312.27
Black, Timothy	sal.	\$ 3,435.47
Chapman, Destry	sal.	\$ 2,709.20
Hansen, Arnold	sal.	\$ 2,873.32
Hill, Carl	sal.	\$ 3,435.47
Lyons, Dale	sal.	\$ 2,202.90
Maestas, William	sal.	\$ 3,426.16
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.	\$ 3,067.63
Atencio, Manuel	sal.	\$ 3,284.57
Benavides, Eodofredo	sal.	\$ 3,057.60
Cervantez, Manuel	sal.	\$ 2,335.20
Claunch, Billy	sal.	\$ 3,050.67
Gates, Marvin	sal.	\$ 2,099.07
Paulson, Roy	sal.	\$ 3,435.47

Rowe, Danny	sal.	\$ 2,362.29
Steffens, John	sal.	\$ 3,693.73
Sullivan, Patrick	sal.	\$ 5,455.45
Trujillo, Adelmo	sal.	\$ 2,405.87
Romero, Olivia	sal.	\$ 2,405.87
		<u>\$ 71,457.41</u>

(Taxes Withheld, \$11,693.87; Deductions Withheld, \$8,885.95)

DEPARTMENT OF SOCIAL SERVICES

Arvizo, Rita	sal.	\$ 2,967.25
Atencio, Davine	sal.	\$ 1,503.13
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.	\$ 1,595.75
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.	\$ 3,882.13
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.	\$ 3,255.88
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.	\$ 2,676.38
Villagomez, Rashel	sal.	\$ 2,346.50
Webb, Jeannie	sal.	\$ 1,721.72
White, Victoria	sal.	\$ 2,255.50
		<u>\$108,514.41</u>

(Taxes Withheld, \$15,894.83; Deductions Withheld, \$15,135.34)

PEST CONTROL

Archuleta, Juan	sal.	\$ 1,230.00
Christensen, Bryan	sal.	\$ 100.00
Clare, James	sal.	\$ 100.00
Miner, Craig	sal.	\$ 100.00
Monter, Bernard	sal.	\$ 1,828.75
Mueller, Mark	sal.	\$ 100.00
Plane, Darrel	sal.	\$ 3,913.40
Plane, Harold	sal.	\$ 1,815.00
Rogers, Barry K	sal.	\$ 100.00
Schaefer, Michael	sal.	\$ 150.00
VanTreese, Codie	sal.	\$ 860.00
		\$ 10,297.15

(Taxes Withheld, \$1,371.31; Deductions Withheld, \$633.09)

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.	\$ 692.38
Harlan, Brittany	sal.	\$ 797.50
Housden, Joyce	sal.	\$ 3,466.67
Martinez, Erma Linda	sal.	\$ 1,496.25
Hendricks, Paula	sal.	\$ 3,517.15

TOTAL **\$ 31,148.68**

(Taxes Withheld, \$5,046.91; Deductions Withheld, \$4,827.59)

At 9:40 a.m. Ms. Benton presented pending matters. Norman Roberts and Monte Mullins have agreed to serve as the arbitrators for assessment appeals for Rio Grande County; all arbitrators are certified appraisers.

At 9:45 a.m. Commissioner Murphy moved to retain the Assessor's property valuation for Joel and Jackie Bennett. Commissioner Hagedorn seconded; the motion passed. BOOK 545 PAGE 963

Commissioner Hagedorn moved to retain the Assessor's property valuation for JRF Investments. Commissioner Murphy seconded; the motion passed. BOOK 545 PAGE 959

At 10:00 a.m. Chairman Davie swore in the audience. Jane Rayhack was contacted via telephone for the Board of Equalization property tax hearing for the property owned by Seventeenth Fairway LLP. The parcels being protested are 2128402003 and 2128402002. Ms. Rayhack said she had a certified appraiser value her land and feels the value is still too high. She feels the membership to the Rio Grande Club in South Fork should not be included in the value of the lots. Michelle Medina, Appraiser, said she has to use

actual sales in value comparisons; Ms. Rayhack has sales listings included in her valuations. Ms. Medina noted case law stating that the County Assessor performs mass assessments not individual assessments. She noted that by State Statute the Assessors office has to use actual sales within the timeframe of July 1, 2006 to June 30, 2008. Joe Dominguez, County Assessor, noted that a reappraisal of the entire County is done every two years. Ms. Rayhack said she wasted her money getting a certified land value because Ms. Medina told her they used actual sales, not listings. Mr. Dominguez said the appraisers give a value for today's market, not the value during the timeframe of the appraisal. Chairman Davie said the Board will review this protest and notify Ms. Rayhack of their decision. Mr. Dominguez added that the Assessor's office is audited by the State to be sure that the proper procedures were followed.

Commissioner Murphy moved to retain the Assessor's value for Seventeenth Fairway LLP. Commissioner Hagedorn seconded; the motion passed. BOOK 545 PAGE 961

At 10:30 a.m. the Board reviewed the protest from Michael and Marcia Furber for parcel number 1930136005; the Furbers were not present and did not call in. Ms. Medina reviewed the comparable sales and letter submitted by Mr. Furber. The letter states that he is restricted in use because of the size of the lot in Alpine Village; it is not large enough for a well and septic system. He also notes the County does not allow camping on lots in Alpine Village. Mr. Furber contacted his neighbors and none will purchase this lot. He feels the lot should be valued at \$1,500 since he cannot use the property. Ms. Medina said she has sales showing \$9,000 - \$12,000 for property in the appropriate timeframe. She noted that this parcel is not landlocked. Commissioner Murphy moved to retain the Assessor's valuation of property. Commissioner Hagedorn seconded; the motion passed. BOOK 545 PAGE 967

At 11:00 a.m. Don and Linda Hostetter were sworn in before the Board of Equalization. The property being protested is parcel number 35-313-27-014. Mr. Hostetter asked Mr. Dominguez how the property values were determined. He noted the timeframe of the appraisals and added that commercial properties can be looked at five years back although he does not like to go that far back and was able to find comparable sales within the timeframe of July 1, 2006 to June 30, 2008. Mr. Hostetter said they sold another building in Monte Vista for less than the appraised value in order to make the sale. He noted ten vacant buildings on Adams Street. Ms. Hostetter said they have kept their rent low in order to keep their tenants because businesses will move to a lower rent store. She added that when the City of Monte Vista was going to purchase Monte's Corner for a parking lot, they remodeled the H&R Block office in order to have an entrance from the parking lot. The parking lot deal fell through and now they have an office area in the back portion of the H&R Block building that cannot be used. Mr. Hostetter added that the building at Monte's Corner is not on a foundation and is not in the same condition as the other comparable sales. Mr. Hostetter said the sales in 2006 and 2007 were fair because the economy was better at that time. Mr. Dominguez said a building downtown is valued for twice what the Hostetters building is valued at. Mr.

Hostetter said the taxes used to be \$600 per year and now they are almost \$2,000; he cannot raise the rent or the tenants will leave. Chairman Davie said the Board would review this protest and notify them of the decision.

At 11:35 a.m. Bill Dunn, County Attorney, joined the session for pending legal matters. There was discussion of a home being moved into the County without obtaining a building permit. The home is setting on the lot because there is not a well, power or bridge to move the home into place. Randy Kern, Building Inspector, noted that this property is in the flood plain and there is a flood plain ordinance prohibiting homes in this area. Mr. Kern noted the letter sent to him stating this would be an agriculture building. He said a building permit would apply regardless. Mr. Dunn will draft a letter to Bill Miller regarding his property and building permit.

Mr. Dunn has been working on the intergovernmental agreement regarding the Department of Public Health.

A call was placed to Eric Schwiesow regarding the water augmentation plans. Jamie Hart called Ms. Benton and said he did not understand why he was notified of the letter regarding available water because his plan is ready to move forward. Mr. Schwiesow said he has talked with Jamie Hart who is to talk with Thad Elliot regarding an agreement on sharing the water available to the County. Mr. Dunn asked Mr. Schwiesow to keep him informed of this matter.

Mr. Dunn has not heard from Mike Trujillo regarding the Vern Braun blight matter.

Ms. Vanderpool joined the session to discuss the blight case east of Del Norte. Some vehicles have been moved and the owner is making some progress. There was discussion of the Kraft warehouse property a few miles east of Del Norte. A forklift has been parked at the site but progress is not being made. It was also noted that the work has stopped on the Ellen Dunn properties. Mr. Dunn will draft a letter to Ms. Dunn stating that her time has expired and legal proceedings should begin. Ms. Vanderpool will call Ms. Dunn and notify her that legal proceedings are being drafted.

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

At 2:00 p.m. Ms. Benton presented pending matters. There was discussion of the pharmaceutical expenses at the jail for inmates.

Commissioner Hagedorn moved to retain the assessed property value of \$91,720 for Donald and Linda Hostetter. Commissioner Murphy seconded; the motion passed. BOOK 545 PAGE 965

The Board agreed to waive the Annex fees for the Del Norte Head Start CPR training class.

At 3:00 p.m. Clint Walker was called for a Board of Equalization hearing. The parcels being protested are 23033-03-0101 and 23033-03-011; 23033-03-007; 23031-08-003; 23031-07-010. Chairman Davie swore in Mr. Walker, Ms. Medina and Mr. Dominguez. Mr. Walker commented on the difficulty in finding comparable sales. He noted that

prices are being adjusted for the current market. Mr. Walker discussed the spreadsheet he sent for discussion. He felt that two lots are under valued and should be raised as well as lots that were fairly valued and over valued. Ms. Medina noted that by State Statute the comparable sales must have occurred between July 1, 2006 and June 30, 2008; sales listings cannot be used. Ms. Medina reviewed each lot and the comparable sales. Mr. Walker noted that high taxes will cause people to sell properties for less than market value which adds to the depressed economy. Mr. Dominguez said the reappraisal values set will hold for two years. Chairman Davie said Mr. Walker would be notified of the Board's decision.

At 3:40 p.m. Jimmy McCauley joined the session via telephone for the Board of Equalization Hearing. The parcel number is 29360-01-005. Chairman Davie swore in Mr. McCauley. Mr. McCauley said he has not made any improvements to this vacant lot. It is several miles out of town and he does not see how this lot could have appreciated to the current value given the current economy. Ms. Medina explained the appraisal process and comparable sales within the July 1, 2006 to June 30, 2008 timeframe. Ms. Medina presented the comparable sales for this protest and discussed each one. Chairman Davie said the Board would notify Mr. McCauley of their decision. Mr. Dominguez explained that this value will hold for two years until the next reappraisal.

Commissioner Hagedorn moved to retain the values set by the Assessor for Case Walker Properties. Commissioner Murphy seconded; the motion passed. BOOK 545 PAGE 1046
Commissioner Hagedorn moved to retain the values set by the Assessor for Jimmy McCauley. Commissioner Murphy seconded; the motion passed. BOOK 545 PAGE 1048

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

Attest:

Lyla Davis
Clerk of the Board

Doug Davie
Chairman of the Board