

COUNTY COMMISSIONERS' PROCEEDINGS

State of Colorado)
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County of Rio Grande)

The Board of Rio Grande County Commissioners met in regular session on Wednesday, January 8, 2014. Members present were Chairman Karla Shriver, Commissioner Pam Bricker, Commissioner Doug Davie, Suzanne Benton, County Administrator and Linda Slade, Clerk of the Board.

At 9:00 a.m. Chairman Shriver called the meeting to order and Commissioner Bricker gave the opening prayer. Commissioner Davie led the Pledge of Allegiance. Commissioner Davie moved to accept the agenda as amended adding claims. Commissioner Bricker seconded the motion; the motion carried. The minutes from December 31, 2013 were approved as amended on a motion from Commissioner Bricker. Commissioner Davie seconded the motion; the motion carried.

Chairman Shriver asked if there were any public comments and there were none.

At 9:25 a.m. Commissioner Davie moved to approve the December claims as presented. Commissioner Bricker seconded the motion; the motion carried.

County General Fund

Century Link	Telephone	\$	12.05
Century Link	Telephone	\$	409.04
CenturyLink	Telephone	\$	726.36
CenturyLink	Telephone	\$	486.56
CenturyLink	Telephone	\$	126.94
Chemtox Laboratory, Inc.	Drug Screen	\$	225.00
Conejos County Sheriff	November holding	\$	2,200.00
County Sheriffs of Colorado	Dues	\$	25.00
Del Norte Auto Supply	Parts	\$	226.07
District Attorney Office	12th Portion	\$	14,041.67
Glenn's Auto Repair	Repairs	\$	407.94
Gobins	Supplies	\$	810.70
Jack's Market	Supplies	\$	66.60
Karla Shriver	Refund December	\$	242.85
M B Police Equipment	Uniform Jacket	\$	69.65
O & V Printing	Printing	\$	125.00
Oncall Paging Service	December	\$	71.91
Peggy J. Kern	ASC Training	\$	477.39
Pitney Bowes, Inc.	Postage	\$	105.00
Pro Com	Drug Screen	\$	95.00
Rio Grande Hospital	RGSO	\$	414.29
SLV GIS/GPS Authority	Maps	\$	1,711.30

Staples Business	Supplies	\$	20.49
Sue Davis	December	\$	873.10
Suntrust Equipment	Energy Contract	\$	11,800.00
Symbolarts	Badges	\$	360.00
Thomas Johnston	Welding Radiator	\$	150.00
Town of Del Norte	Utilities	\$	27.50
Town of Del Norte	Annual Utilites	\$	1,800.00
Valley Lock and Security	Locks	\$	659.23
Valley Publishing	Advertising	\$	921.00
Valley Publishing	Advertising	\$	311.00
Verizon Wireless	Telephone	\$	138.51
Verizon Wireless	Telephone	\$	14.55
Verizon Wireless	Telephone	\$	1,263.86
Wex Bank	Fuel	\$	630.29
WSB Computer Services	Maintenance Agree	\$	216.00
Xcel Energy	Utilities	\$	2,437.27
Xcel Energy	Utilities	\$	4,092.64
TOTAL		\$	48,791.76

American Public Life	December	\$	420.44
Colorado State Treasury	December	\$	1,413.02
Community Banks of Colorado	December	\$	57,992.39
Credit Service: Legal De	December	\$	133.61
Family Support Registry	December	\$	320.91
Family Support Registry	December	\$	200.00
Family Support Registry	December	\$	355.00
Family Support Registry	December	\$	317.00
Family Support Registry	December	\$	405.00
Legalshield	December	\$	64.75
New Mexico CSED	Child Support	\$	171.00
Rio Grande County Treasurer	December	\$	44,898.54
Security Benefit	December	\$	2,550.00
TOTAL		\$	109,241.66

AED Authority	Lifepak CR	\$	1,904.00
ACS Services	Computer Services	\$	1,487.16
ACS Services	Computer Services	\$	2,636.00
AED Authority	Lifepak CR	\$	122.00
Business Solutions Leasing	Contract	\$	58.83
Century Link	Telephones	\$	27.58
Century Link	Telephones	\$	93.40

Charter Communications	December	\$	59.95
Colorado Department of Public Hlth	4th Quarter	\$	160.00
Colorado County Clerk's Assn.	2014 Conference	\$	350.00
Colorado Dept. of Public Safety	Sheriff Permits	\$	157.50
Coast to Coast Solutions		\$	435.00
Colorado Assessor's Association	Dues	\$	1,042.00
Digitcom Electronics	HLS Pagers	\$	200.00
Direct TV	RGSO	\$	130.99
District Attorney Office	Witness Expense	\$	360.25
Duckwall-Alco Discount	Operating Supplies	\$	31.08
El Paso County Coroner	Autopsy	\$	1,350.00
First Bankcard	Card payment	\$	4,870.45
Galls, LLC	Uniforms	\$	204.84
Gobins	Office Supplies	\$	586.36
Gobins	Office Supplies	\$	242.95
GreatAmerica Financial	Maintenance Cont	\$	452.00
Jack's Market	Supplies	\$	138.23
Jeff Babcock	December	\$	7,868.12
Jerry Dennis	4th Qtr/Reimburse	\$	313.52
Ken's Service Center	Repairs	\$	306.89
LEDS, LLC	Web Search Storage	\$	1,254.00
Linda Slade	December	\$	620.00
Meadow Gold Dairies, Inc.	RGSO Food & Meals	\$	344.56
Motorola, Inc.	HLS Pagers	\$	3,289.00
NADA Appraisal Guides	Title Textbook	\$	178.00
O & V Printing	Printing	\$	321.69
Pam Bricker	December	\$	146.70
Peggy J. Kern	December	\$	9.00
Postmaster	Postage	\$	200.00
Rio Grande Hospital	RGSO Medical	\$	34.00
Rio Grande Pharmacy	RGSO	\$	931.03
Root House Studio, LLC	SLV Trails	\$	4,271.10
Safeway, Inc.	RGSO Meals	\$	287.95
Shamrock Foods Company	RGSO	\$	4,401.18
Spectracom	HLS Radios	\$	12,734.00
Suzanne Benton	December	\$	214.50
The Master's Touch, LLC	E-Notice Online Serv	\$	400.00
The Notable Corporation	W-2's	\$	124.49
Torres Plumbing & Heating	Annex Repair	\$	905.35
UCS Wireless	HLS Radios	\$	11,177.00
United Reprographic	Maintenance Cont	\$	101.56

US Imaging	Scan Clerk's Books	\$	24,931.09
Valley Courier	Ad for Detention	\$	100.80
Valley Fire Protection	Fire Ext Maint	\$	305.00
Valley Publishing	Advertising	\$	232.00
Valley Publishing	Advertising	\$	180.00
Vendola Plumbing	Repairs	\$	49.50
Wex Bank	Fuel	\$	4,319.16
William F. Dunn	Legal Fees	\$	312.50
WSB Computer Services	Services	\$	1,913.00
WSB Erecyclers, LLC	Recycling	\$	5.00
TOTAL		\$	99,882.26

Road & Bridge Fund

Business Solutions Lsng	Copy Lease	\$	102.40
CenturyLink	Telephone	\$	55.63
GCR Tire Center/TDS	Tires	\$	27,970.27
Gunbarrel Service Station	Repairs	\$	292.82
Monte Vista Machine Tool	December	\$	118.28
Parts Plus	Parts	\$	247.53
SLV REC	Utilities	\$	164.00
Verizon Wireless	Telephone	\$	120.13
Waste Management	Disposal	\$	53.55
TOTAL		\$	29,124.61

American Public Life	December	\$	367.30
Colorado State Treasurer	December	\$	606.52
Community Bank of the Rockies	December	\$	24,127.52
Rio Grande County Treasurer	December	\$	17,930.25
Security Benefit	December	\$	30.00
Total		\$	43,061.59

Airgas USA, LLC	Welding Supplies	\$	139.45
Alta Fuels	Fuel	\$	35,294.15
Alta Fuels	Fuel	\$	12,392.09
Auto Truck Group	Parts	\$	761.22
Center Parts Store	Parts	\$	244.71
Century Link	Telephone	\$	497.96
Del Norte Auto Supply	Parts	\$	99.73
Delta Rigging and Tools, Inc.	Tire Chains	\$	2,125.00
Discount Auto Parts	Parts	\$	75.00
Fastenal	Parts	\$	90.67

First Bankcard	Card payment	\$	6.12
Gobins	Supplies	\$	33.20
Gunbarrel Service Station	Repairs	\$	290.00
Haynies, Inc.	Parts	\$	747.02
Industrial & Farm Supply	Parts	\$	44.96
Lenco West	Parts	\$	89.99
LeRoy A. Romero	November	\$	125.00
Lyle Signs	Signs	\$	2,965.00
Monte Vista Cooperative	Parts	\$	1,210.22
Myers Brothers Truck	December	\$	682.61
Parts Plus	Parts	\$	368.01
Petty Cash, R & B Dept.	Misc./Postage	\$	30.93
Rylind Industries, Inc.	Parts	\$	129.00
Thompson Distributing	Gloves	\$	702.00
Transwest Truck, Inc.	Parts	\$	120.44
Valley Lumber and Supply	Materials	\$	89.95
Volvo of Denver	Repairs	\$	1,161.39
Wagner Equipment	Repairs	\$	23,634.50
Wex Bank	Fuel	\$	1,828.39
Winter Equipment Co., Inc.	Snow Plows	\$	5,562.94
WSB Computer Systems	Computer	\$	3,975.00
Xcel Energy	Utilities	\$	2,391.52
TOTAL		\$	97,908.17

Social Services

American Public Life	December	\$	479.54
Colorado State Treasurer	4th Quarter	\$	980.43
Community Bank of the Rockies	December	\$	34,129.34
Legalsheid	December	\$	30.90
Rio Grande County Treasurer	December	\$	29,421.35
Security Benefit	December	\$	155.00
TOTAL		\$	65,196.56

Pest Control

Monte Vista Cooperative	Parts	\$	25.38
SLV REC	Utilities	\$	93.00
Verizon Wireless	Telephone	\$	63.92
TOTAL		\$	182.30
Colorado State Treasurer	4th Quarter	\$	37.39
Community Bank of the Rockies	December	\$	1,551.01

Rio Grande County Treas.	December	\$ 1,277.48
TOTAL		\$ 2,865.88

Centurylink	Telephone	\$ 86.43
First Bankcard	Card payment	\$ 72.26
Myers Brothers Truck	Parts	\$ 94.37
TOTAL		\$ 253.06

Airport Fund

Airport Development Group	Airport GIS Survey	\$ 14,542.80
CenturyLink	Telephone	\$ 116.37
Rio Grande County	December	\$ 3,167.61
Russel Sureyors & Associates	Survey	\$ 2,038.60
TOTAL		\$ 19,865.38

SLV REC	Utilities	\$ 536.00
Total		\$ 536.00

Capital Expenditure Fund

TOTAL

Conservation Trust

Rio Grande County	Partial Payment	\$ 65,000.00
TOTAL		\$ 65,000.00

San Luis Valley TV, Inc.	4th Quarter	\$ 1,500.00
		\$ 1,500.00

Tourism Trust

Appelodge Enterprises	Storage Rental	\$ 100.00
Elevation Outdoors Magazine	Advertising	\$ 1,650.00
O & V Printing	Printing	\$ 1,174.88
Pueblo Chieftain	Advertising	\$ 600.00
TOTAL		\$ 3,524.88

Public Health Department

CenturyLink	Telephone	\$ 171.07
CenturyLink	Telephone	\$ 79.52
Costilla County Public Health	November	\$ 2,076.00
Early Childhood Council	Healthy Community	\$ 4,400.00
Lake County Health Dept.	EPSDT Contract	\$ 700.00

Office Ally	Process Fee	\$	19.95
Saguache County Public Health	EPSDT Contract	\$	755.00
Sensaphone	Alarm for Refrigerat	\$	480.60
Staples Business	Supplies	\$	61.48
TOTAL		\$	8,743.62

American Public Life	December	\$	38.28
Colorado State Treasurer	4th Quarter	\$	107.84
Community Bank of the Rockies	December	\$	4,594.77
Rio Grande County Treasurer	December	\$	2,713.26
TOTAL		\$	7,454.15

Centurylink	Telephone	\$	2.70
Centurylink	Telephone	\$	8.52
Chaffee County Public Health	December	\$	8,400.00
Costilla County Public Health	December	\$	2,076.00
First Bankcard	Card Payment	\$	165.35
Pueblo Chieftain	Advertising	\$	1,017.50
Sanofi Pasteur, Inc.	Vaccine	\$	33.92
Verizon Wireless	Telephone	\$	40.01
TOTAL		\$	11,744.00

At 9:30 a.m. the Hearing for the Service Plan for the proposed High Valley Park and Recreation District was continued from December 17, 2013. Chairman Shriver went over the agenda and how the meeting was to be conducted and gave a brief overview of today's hearing.

The County has received another 94 letters that do not want the plan to be approved because of additional taxes.

There have been five letters in support received since the 12/17/2013 meeting.

The County has received 115 letters to opt out since the deadline 12/7/2013 meeting bringing the total to 489 letters received to date.

Grace Young from HVCC welcomed everyone and thanked everyone for coming. Ms. Young said she appreciated the participation and explained the new handout. The handout prepared has questions and issues that the Commissioners asked Ms. Young and HVCC to answer after the last meeting 12/17/2013.

Chairman Shriver asked Rose Vanderpool, Land Use Administrator if she had any further questions or comments and Ms. Vanderpool said she did not.

All participants were sworn in prior to their testimony.

Support:

Laurice Butler has taught in Del Norte for 22 years and is here on her planning time. Ms. Butler would like to say she appreciates everything that HVCC does for the children of our community. It is utilized by so many families in our community and is such a help and cannot emphasize how much it does for our families in the community. Ms. Butler thanked HVCC for all they do for the community and strongly supports their mission.

Brenda Atencio, is a resident of Del Norte and also an educator in the Del Norte Schools. Ms. Atencio appreciates the value of the services that HVCC does for Del Norte, not only the children but also the adults. Ms. Atencio believes that education is the ticket out of poverty. Not only education in the formal setting but all those experiences that people are able to gain to help you grow physically and mentally, children and adults alike. Ms. Atencio, after listening to their presentation, feels they have met the criteria and should be allowed on the ballot issue. In our community, Del Norte School and HVCC have had a long term partnership that has had a positive impact on the experiences for learning for our children and adults. Learning adults and children are proven to be happier. There is research that heavily supports that as you continue to grow throughout life you are happier. Ms. Atencio felt the community is fortunate to have HVCC which helps promote lifelong learning in both children and adults through a wide variety of experiences. Programming and experiences build knowledge. For example, we have the opportunities to explore new hobbies, opportunities to make new friends, opportunities to connect and create a sense of community, opportunities to explore a healthy lifestyle where we can all give back. As a mother, as a grandmother, as an educator, a local citizen, and advocate for people meeting their full potential, I strongly support the HVCC building project. I believe that the vision and focus that HVCC has shared is the ticket for the future areas of Del Norte and South Fork and a project that is for the greater good of the community. I implore the Commissioners to give the opportunity for this community to have the chance to voice their opinion by allowing HVCC to have this ballot issue therefore allowing voters to decide the issue.

Pretsy Owsley, 356 Aspen Drive, South Fork, Colorado. My kids have been Junior counselors at HVCC for about three years and they have enjoyed it. They have learned a lot with work ethic and giving them responsibility of working with other kids giving them some background in working, if they leave the Valley. HVCC is teaching them to work with kids, resolve conflict, but we have outgrown the facility and kids love being there. If we do not have a bigger center, where will all these 90 kids go since we are keeping them off the street? We are teaching them dancing, swimming, and other extracurricular activities where they may not have the opportunity to do or find out what they might enjoy. This is a huge learning process and kids are at a very influential age and HVCC is doing something good for these kids. New windows for them and needs to be on the ballot, kids are our future and this is our future and I think we need to think about that.

Joanne Kaufman, 1255 8th Street and 625 Cherry Street, Del Norte, Colorado is a massage therapist and a parent and has a child that goes to HVCC. I would like to speak as a body worker as somebody who works with rehabilitation and relaxation. I have not done much with physical therapy, but the work that I do would be enhanced a lot and I can imagine that a lot of people from South Fork and a lot of people from all over would benefit from having the warm water available for physical therapy right there next to the hospital. The community as a whole would benefit from the equipment available there. Long term health care would benefit as they could feel better about themselves as they can develop a more active lifestyle.

Audra Worick, 85 Pinon Circle, South Fork, Colorado came from Costilla County where there was a rec center and it was fabulous and our kids used it. They used it afterschool, they used it for school programs where the school would actually take them over there. Other towns actually started using it which brought more people in and they used it for basketball tournaments and volleyball. I used the pool for water aerobics and it was a safe place to walk. These towns have nothing for the kids to do. I have heard it called a glorified day care but that is not what it is. It is somewhere safe for our kids to grow and learn. I definitely thinks this needs to be on the ballot, we need it.

Natalie Lloyd, 11381 Castle Rock Road, Del Norte, Colorado has lived here since 2005, and is a property owner. I feel it is very important for kids and elderly to have a place to go exercise, and it should be left to the residents to decide. Ms. Lloyd agrees with the other comments in support.

JoAnn Evans, 423 Landen Drive, South Fork, Colorado understands she will be taxed and fully supports the community center. Ms. Evans has friends who blew out their knees and would appreciate the resources that HVCC has to offer, as well as preventative and therapeutic. Think what the wellness center could do for our aging population. This center would be one more choice in what we have for our kids here; there is fishing and hunting and other great things. A few years ago I took a beading class and it was amazing, and it was all kinds of people, rich, poor, elderly, they were not, South Fork, Del Norte, and Alamosa opportunity to be together. One more positive thing is that the health and wellness center is an investment in our community, not only for South Fork and Del Norte but the whole Valley. I ask you to open your minds to this opportunity so that we the residents can decide.

Oppose:

Mark Brimhall, 5125 Lariat Road, Monte Vista, Colorado opposes the district plan and speaks that the flaw in the boundaries is lack of due diligence from the committee in addressing the boundaries. He has had children and they attended Monte Vista schools as residents of Monte Vista School District. Monte Vista has a private owned health club that is self-sustained; why can't they bring a private individual in to finance a private health facility.

Adriene Atencio, from HVCC commented if this is to move forward HVCC has agreed with the Board to redraw the boundary line removing the Monte Vista School District residents.

Support:

Kit Salway, 388 Forest Circle, South Fork, Colorado, a new member to the community moved here in March but manages businesses in Del Norte and South Fork. One of the things I see as detrimental to the community is that we do not have something like that, we do not have a place to go to work out. You can swim at Allington, but it is a hotel pool, it is not lap length or for rehabilitation, it is not a place people can get help after surgery. I understand the tax thing, I understand the negative and the positive but I think the people have the right to vote and it is a great opportunity and we should let the people decide. I know it is hard to have change and move forward but there comes a time even in a small community when we have to do it.

Kathleen Kenvin, 275 Bonnie Court, Del Norte, Colorado but actually, I am a South Forker at heart because I lived there for many many years before my horse habit caused me to move where I have more land. I really do most of my things in South Fork and I understand the tax thing as well and I feel bad

about people who don't live here all year and have to pay the taxes but I also feel that when they built their houses they knew they were going to have to pay taxes here. Without them we have no infrastructure, no schools, no fire department, we could go on and on but taxes are a thing that are here forever in our lives and they are here to help us. We are not talking that much money in my opinion for what I understand based on a mil levy for a \$100,000 home. I also have been going to Curves in Monte Vista, and Curves is now closed and then to the antique pool at Ski Hi, and then to the motel which had a nice pool in Monte Vista and then they kicked us out. There are people now going to Alamosa for swimming at assisted living. That just tells me we are hurting for something in our area. We have an aging community as well as little children that I see walking around are so engaged at HVCC. It is a wonderful thing and I think we really need it and I am going to say we have the right to put this on the ballot and let the people decide if this is something they want or not.

Marissa Garcia, a resident of Del Norte, Colorado, we run the home school group at HVCC where they have given us a place to use for the last year and a half for our kids to get the social interaction that they would get in regular school and we use their programs. I am also a homeowner and the taxes would affect me to. We also live on a set income of \$700 per month and for the community and my children we will find a way to make the tax. We will find a way to do it and if we can do it anybody can do it. Our town is dying and we have a bunch of fancy shops up and down main street, but as far as the children there is nowhere for them to go. They either have school or the rustic park down at the town hall. But when they become teenagers, what is there for them to do around here? Everything that comes in kind of fades away; this needs to come in and it needs to be big to help. HVCC has already helped both the children and grownups in our community and the space they are in right now is not big enough. It would really help our community grow and accept new things. Another gentleman suggested we get an entrepreneur to come in but how can we expect someone else to come in and pay for it when the Town should come together and deal with paying a little more and help itself. I think we have the right to choose and the right to be on the ballot ourselves.

Keri Brandt, 10587 US Hwy 160, Del Norte, Colorado, I am a new resident here but what struck me was stated there is a high rate of poverty, 40% of children in valley live in poverty, which was breathtaking for me. And so I agree with many of the others that a resource center like this would be able to offer resources to those who would not have access as well as many of us who could afford them. I think it would serve the whole Valley even though it would be a long way to drive for them. I think it would be an important resource to the community to bring those together that might not otherwise know each other.

Molly McPartland, 9038 County Road 13, Del Norte, Colorado grew up in the valley, spent my whole life here and agrees with everybody that there is nothing here for kids. I participated in HVCC all my life and then later as a junior counselor and I even taught Tae Kwon Do in the summer program a few years ago. We need more options especially in Del Norte and it is important to get this in the Valley. There are other facilities in the Valley and they offer so much for their communities. I feel this should get on the ballot as there is not much to do in Del Norte. We need to ask as a community, what are we as a community contributing for each other.

Sandra Freeman, 305 Grand Avenue, Del Norte is not a homeowner and will not be affected. I agree with the benefits of the children. One thing that was not mentioned was the wellness perspective in the winter here if you are not an avid snow shoer or have the financial means to ski or are an avid cross country skier. My husband is in the medical profession and part of his frustration is to help people to become healthy; they get started and then winter hits and then he watches them in their activity and

there is no place to go where it is not zero degree and for the people. If you are fit, you bundle up and do it because it is important to you to do. But if you are getting there you just quit, and so for health purposes in this area in the winter I see it would be a big benefit.

Merida Zerbi, 305 Madison, Monte Vista, Colorado I am a juvenile law attorney in the Valley and a good portion of my work is in Rio Grande County. Ms. Zerbi remarked that there are not a lot of foster families in South Fork because they are only here for a few months but that need is so engrained in what goes on here that sometimes I don't think we see that. When I think of paying more taxes, I am getting married and starting a family, I do not want to see more taxes, nobody wants to pay more taxes, but when we look at the cost benefit analysis, putting in a community center like this and people talk about why aren't private companies coming in and doing that. Part of triggering that capitalistic back and forth between bringing in a private entrepreneur is to have something they can do better with. Have something that they can provide that is more special than a general community center. I grew up in Glenwood Springs and the pool has become a life source there and a place for people to come together from all outlying communities. When there was the fire in Glenwood Springs the community came together to protect the community center because it was so valuable to the community. Being an attorney I would like to talk briefly about a couple of the legal things. As Commissioners you have to be frustrated with everyone telling you this needs to be on the ballot, but legally when you look at the way it is divided there is one line that says you shall deny this application to go on the ballot. I would submit to you that I do not feel that any of the mandatory reasons for denying the right to go on the ballot exist here. I think we are much more down in the very vague area that you may or may not find is going to happen. I think the big one is the proposed creation of the special district with the best interest of the area served. There is a whole community that is not being heard here and to be honest it is the most important. Our kids are disenfranchised and they do not get to vote and there are many reasons for that. Kids are the beneficiary of this project and kids do not get a voice. Club sports are becoming so big for our kids and there is nothing here for them. Back to the issue of summer homeowners, I know this must be frustrating for them but you bought your homes you knew there was a state system that one state one vote. As an out of state homeowner you have to have a more creative advocacy and it is my personal opinion that burden falls on those people that have more resources to try and find that creative advocacy that the community itself has to wait on the people who live here are going to vote with that voice. I very strongly feel this should be placed on the ballot.

Oppose:

Dan Hicks, P. O. Box 1147, South Fork, Colorado is a property owner and feels that the Service Plan for High Valley Parks and Recreation District dated 10/16/13 does not meet criteria C. R. S. 32-1-203. Per the Department of Local Affairs document on Special District Service Plans, dated 5/17/2012, page 4, identifies that the first item a Service Plan must satisfactorily establish is that: There is sufficient existing or projected need for organized service in the area to be serviced by the proposed special district. Mr. Hicks did not feel the submitted Service Plan for the District states that there is a need for special district because there are inadequate indoor facilities for recreation in the proposed area. The service plan goes into great detail defining an issue of inadequate facilities based on HVCC own created measurement of "touches" and based on their own facility. The need for indoor facilities in the proposed recreation district is assumed by this service plan-it is never proven or established. Per the Department of Local Affairs document, "Disapproval of a service plan is mandatory" in cases where the service plan cannot satisfactorily establish that there is a need. It was Mr. Hick's request that the application for special district be denied.

Suzy Barnett, 188 Doe Circle, South Fork, Colorado was an educator before moving here and she and her husband both own businesses, which does not mean we are wealthy, and would like to sell and I am a realtor. I am not in opposition to the community having something for their youth or adults as well I think it is a needed thing. For me it is all about timing, we all know how devastating the whole fire thing was. There are a few businesses in South Fork that have closed and others hanging on by the threads. For me it is all about timing and it is getting harder and harder to sell property in South Fork and to increase taxes it is going to make it more impossible for us to sell those properties that those people so desperately need to sell. Right now it is all about timing and when people are down it okay to say oh I know you suffered, let me kick you while you are down. Ms. Barnett noted for the record that there were many property owners in South Fork who did not receive notification. I own three properties in South Fork and had the opportunity to receive notification and I did not receive any.

Dick Shaw. P. O. Box 342 lives at 134 Comanche Circle in South Fork, Colorado and is a ten year resident. It strikes me that it should not go forth, primarily because they have used an assumption and a drawing that includes South Fork. My question is why? We do have a few children that go to Del Norte but we also have some that go to Creede as well, and those children would use it, I have no doubt about it. However, it strikes me that everything I have heard here deals with Del Norte and the value to Del Norte and the value to Del Norte children and I am in favor of Del Norte having a program for their children and people who participate, but when you put it on the backs of people 15 miles away that would be required to drive 30 miles, even in the winter, it strikes me as being unfair and should not be included in this category for funding. The only reason they put South Fork in there is that there is the assumption of people in South Fork are extremely wealthy, that we have all this money laying out here ready to give out to any body and if you don't give it to them, you ought to make them pay for their tax purpose. 5.75% is a huge mil levy and to put it on the backs of other people strikes me as something like welfare. I am engaged in Del Norte as far as the need but I do feel like it is unfair for South Fork to bear that burden when the value and benefit are primarily to Del Norte a community that should stand on its own.

Poppy Borland, 605 Comanche, South Fork, Colorado remarked that something that had not been addressed was the card issue and Ms. Borland has talked to tons of people who did not receive a card. I also heard about it, spent 40 minutes on the County website and HVCC website trying to find the opt out form and I couldn't find it. One of the community members had one and I got it from her and got it to people I knew. As far as making this all really transparent, it did not happen. One of my questions is we all have kids and I don't know if they have looked at the possibility of using the school in off hours for a lot of these meetings and exercise programs and yoga. Maybe they need to raise some money to keep the school open after hours but when I grew up we did everything in our school. There is a facility here in town that maybe they should be looking at using that a little more. Another issue as far as South Fork is concerned and I don't think it has really been researched is if this is approved in Del Norte does that eliminate the future possibility of a lot of funding and the possibility of a community center in South Fork as well. We would love to have a community center in South Fork, I have been part of a planning board and various long range planning group for things we would like to do in South Fork and the community center we do or the expansion of ours is at the top of the list. It has been economically unfeasible to do that and that is why it hasn't happened, it is not that we just didn't get our act together, we realized it just was not economically feasible. We lost two and a half months of business this summer, some of the biggest months of the year and we know we cannot afford to do that in our community. We were kicked in the gut with the fire this summer and we know we cannot do it. If we can never have a community center because this one was approved in Del Norte, and I do not know the answer to that question, but that is a huge issue to me. Right now South Fork is meeting on it tomorrow

night and in work session last week they directed their Town Manager to write a resolution, but he has to get with their attorney, but there is going to be a resolution coming from South Fork opposing the ballot issue.

Martin Danko, 247 Deer Run, South Fork, Colorado and I agree with the others that oppose and do not believe the service plan adequately demonstrates the need in the South Fork.

Roy Snider, 223 CR 15, South Fork, Colorado and I agree with the three previous speakers in opposition and am really angry with the newspaper as I buy the local and I read about Creede and Del Norte but there is very little news that would tell me about this. If I hadn't gone to breakfast this morning I would not have been here because I did not know.

Glynn Polter, PO 1147, South Fork, Colorado I a business owner in South Fork a home owner and a land owner and I am not rich. A couple things for the record; I grew up in a community center, my father was director of the community center back east. It was my whole life and I absolutely loved it, however, I think what we are dealing with here is a lot of emotion, a lot of wants and possibly not a need. I agree that timing is everything and I am very much in favor of programs that are done and maybe we should take baby steps, utilize some of the facilities that are out there to do some of the programs, bring some of the programs actually to the South Fork where we do have a community center. It is not fabulous but we all use it all the time. Perhaps outreach, bring some of the programs to us, so that we can feel more directly connected to HVCC. I think there are ways we can move towards something like this in the future but I think the timing is absolutely atrocious in this right now. I think we have to separate the emotion, the wants and the needs and the desires to what legally we should be doing in the things that were brought up already. Another thing is I cannot figure out any of these figures at all, property value, assessed value there are no numbers that look anywhere familiar so I think we need to look at that very carefully and I think the amount of taxes is clearly under-estimated. I don't know for sure but it does not look anything like what we pay. I just feel the timing is terrible, and I would like to see it possibly in the future and continue the programs but find more creative ways too.

Neutral:

Tom McPartland, we vote for, we vote against that is why I felt it should be allowed on the ballot.

Rebuttal:

Ms. Young would like to provide another testimony letter to Chairman Shriver in support.

On a number of issues raised today by those who spoke against HVCC Service Plan Proposal, most of questions are answered in the four page document so I am not going to go over each document.

Ms. Young stated we began this process over a dozen years ago as far as the endeavor of HVCC but the process to get it on the ballot started about three quarters of a year ago by holding four community meetings to discuss the planning and building of the community center. Based on those meetings and due to the fact we have outgrown our facility over these dozen years we decided to bring the service plan before the County Commissioners. Ms. Young felt that the five criteria have been met to move forward. And so we want to conclude with bringing up the five criteria that Colorado revised statute identifies that must be fulfilled in order for the service plan to move to the next level.

- Number one; There is a sufficient and projected need for park and recreation in the community and the testimony here demonstrates a need for a health and wellness facility. HVCC current location is much too small. There are no indoor facilities for adults or for rehabilitation for

adults, the study in Spring of 2013 provided a forum for discussion and clearly identified the need.

- Number two; The existing level of services to meet the park and recreation activities is inadequate. There is no place to walk indoors, there is no health and wellness facility, there is no recreation facility. In the SLV Great Outdoor survey, which more than 500 people answered demonstrates a substantial demand for indoor swimming as well as youth programs. There is no other source of rec center
- Number three; There is no other source of services available or likely to become available in a reasonable time. In the western part of the Valley, there are no rec centers and the Rio Grande Hospital has identified the need for rehabilitation services for outpatients and long term patients. Four school districts in the western end of the Valley have identified with the pool for physical education on a fee base. HVCC has been in existence for 12 years, growing in services and writing grants and is uniquely placed to move this project forward so that opportunities can be made available to you. We also have the donation of three acres of land next to the Rio Grande Hospital for which we are very thankful.
- Number four; The district has now and will in the foreseeable future have financial capabilities to provide financial services in an economical and sufficient manner. The annual income from the assessed mil levy of 5.75%, in addition to the grants received, will allow for the construction and operation of the center. The budget for the project is the result of extensive research and it is sound.
- Number 5; The project is compatible with service standards of other adjacent areas and is consistent with the Master Plan of Rio Grande County. Hereto the service plan meets the criteria.

We understand that some people are against taxes being raised, they have provided testimony. We also know that others would vote for it as they also provided testimony. We feel that should be decided at the ballot box and is not the criteria identified by the Colorado Revised Statute for whether a service plan should be approved. Finally, we are very sorry that some of the South Fork residents do not see the value of the proposed recreation center and recreation program, but we continue to believe that everyone in the proposed district would benefit not only from the opportunity for recreation that will be supplied by the district, but through an enhancement of property values that result from the availability of such recreational opportunities. We would argue that, technically, pursuant to Colorado Revised Statutes 32-1-2-204 that the Commissioners should not approve any requests for exclusion from the proposed district. Clearly the proposed exclusion would not be in the best interest of the district. We recognize that the proposed recreation center is closer to Del Norte than to South Fork, but that does not decrease the availability to the South Fork residents. The recreation center is not the only recreation facility that can be used. Not only with the paths, the open space, the park and rec and rehab programs plan to be available to all residents and there would be opportunity for further development for future facilities. We clearly believe everyone will benefit from the existence of the proposed district, and the facility will enhance property values over time. Allowing anyone to exclude and receive the benefits without paying clearly is not in the best interest of the proposed district which is what the statute requires.

Chairman Shriver reminded the audience that this is a process and it is not if we personally approve or disapprove of the concept. It is a process we have to go through and does the application meet the requirement to be placed on the ballot. Chairman Shriver asked if Commissioner Davie had any comments and he had none at this time.

Commissioner Bricker stated she knew there were some who participated from South Fork and asked what number of kids and adults that were served at HVCC were from the South Fork area.

Ms. Young noted that the numbers are real similar to the school where about 10% of Consolidated 7 school district is from South Fork and we have about that number as well at HVCC. The consensus at the hospital is that about 15% of people who are treated are from the South Fork area. We want to enhance our ability to serve South Fork and we don't have a bus, we don't have money for a van and certainly that is in the plan for HVCC.

Tom Slade asked if they would have an opportunity to ask questions. Chairman Shriver noted that they were not open to further comments at this time. Mr. Slade felt his question might have some bearing on the Board's decision and was allowed to ask his question. Mr. Slade said HVCC has had many opportunities to speak and even though he owns two lots he can only speak once and he felt that was not fair. Commissioner Bricker said she felt it was if he was going to say the same thing but if he had new information he might be allowed to speak. Mr. Slade would like to ask HVCC a couple questions and the Board agreed. This is information given to us this morning. What percentage of tax was from the 81154 area code? Ms. Young said she answered the question in an e-mail to Chairman Shriver. Ms. Young noted she knew that South Fork was going to bear the brunt but there are people from South Fork that use HVCC. Commissioner Davie remarked that the South Fork Fire Protection District gets approximately 67%.

Ms. Young said property values will be enhanced and South Fork will feel the pinch in the pocket but they could not do the project without South Fork just like the school could not operate without the children from South Fork.

Mr. Slade asked how much of a mil levy increase has there been since January 1, 2012, if it included this 5.75% mil levy increase and Ms. Young said she would have to calculate it. Mr. Slade said he figured there had been a 34.5% increase since January 1, 2012.

Chairman Shriver entered into the record that the handout that HVCC passed out today was questions the Commissioners gave to HVCC to clarify after the December 17, 2013 meeting with HVCC.

Ms. Barnett questioned indeed if everyone that was a property owner was sent a card how did I not get one when I own 3 properties? Nobody Ms. Barnett talked to in South Fork had received their cards.

Ms. Vanderpool informed the audience that the public notices were published for the Planning Commission that met November 17, 2013 in the Del Norte Prospector, South Fork Times and Monte Vista Journal but they are very small and she has tried to get them to do them in a bigger font but they will not. Ms. Vanderpool noted they had been published again for this meeting the same way.

Chairman Shriver felt that because of the new information the Board should continue the hearing until January 15, at 10:30 a.m. The Board of County Commissioners needs to make two decisions. The first one is to whether we allow those who properly submitted opt out forms to opt out or not. Secondly, the Board must decide if the service plan is approved, disapproved or approved conditionally. Chairman Shriver asked for comments. Commissioner Bricker moved to continue the hearing until January 15, 2013 at 10:30a.m. Commissioner Davie seconded the motion; the motion carried.

Action Items:

Ms. Benton presented a liquor license renewal for Franklins Quote, LLC dba Liquor Mart, 1121 N Highway 285, Monte Vista, Colorado, 81144. There have been no violations and Commissioner Davie moved to approve the renewal of the liquor license for Franklins Quote, LLC. Commissioner Bricker seconded the motion; the motion carried.

Ms. Benton presented the renewal for Airport Liability Insurance and would like to renew it without the terrorism clause or premium.

Ms. Benton has drafted a resolution for PILT and will e-mail it to the Commissioners for review.

Ms. Benton has a request to a private meeting with Division of Aeronautics on either January 28th or 29th in Denver. They will try to set the meeting up for January 28th, 2014

Ms. Benton informed the Board there are changes coming to the Aviation Guidelines for grant programs and Ms. Benton will go to the January 21, 2014 meeting.

Attest:

Karla L. Shriver
Chairman of the Board

Linda Slade
Clerk of the Board

COUNTY COMMISSIONERS' PROCEEDINGS

State of Colorado)
 ss
County of Rio Grande)

The Board of Rio Grande County Commissioners met in regular session on Wednesday, January 15, 2014. Members present were Chairman Karla Shriver, Commissioner Pam Bricker, Commissioner Doug Davie, Suzanne Benton, County Administrator and Linda Slade, Clerk of the Board.

At 9:00 a.m. Chairman Shriver called the meeting to order and Commissioner Davie gave the opening prayer. Ms. Slade led the Pledge of Allegiance. Commissioner Davie moved to accept the agenda as amended adding meeting with Sheriff Norton. Commissioner Bricker seconded the motion; the motion carried. The minutes from January 8, 2014 were approved as amended on a motion from Commissioner Bricker. Commissioner Davie seconded the motion; the motion carried.

At 9:10 a.m. Chairman Shriver asked if there were any public comments and Ryan Pritchett, Armstrong Consulting Inc., dropped by to talk with the Board concerning airport issues.

Action Items:

Ms. Benton presented for approval and signing the Safe Rural Schools (SRS) Annual Report. In 2013 the Board received \$56,397 in funds mostly going to the message boards and FireWise programs.

Ms. Benton received a request from the Town of South Fork for a meeting as soon as possible and the Board scheduled the morning of January 28, 2014.

Ms. Benton needed a date to meet with Sheriff Norton and the Rio Grande Hospital and the Board scheduled January 22, 2014 at 3:00 p.m.

Ms. Benton discussed when to meet with other Appointed Boards regarding appointments and the Board of Commissioners decided to meet semi-annually for this purpose.

Ms. Benton noted that Gallaghers is going out to see what private flood insurance on the County bridges would cost the County since FEMA will not cover governmental road structures.

Ms. Benton noted that the BLM has approved the Hughes Oil conditional use application and that Hughes Oil application should be into the Land Use Office by the end of the month. Rose Vanderpool, Land Use Administrator requested direction as to if all residents of the San Francisco Ranches should be notified or if the County should abide by their 1,500 feet of the drill site regulation. Commissioner Bricker felt that the County regulations of 1,500 feet should be used.

At 9:20 a.m. Patrick Sullivan, Road and Bridge Supervisor, met with the Board for his monthly report. Mr. Sullivan informed the Board that the following projects were completed in December 2013:

- The project of the 5 South ended for the season due to weather. They are about $\frac{1}{4}$ done and will continue in the Spring when the ground thaws.
- The engineering work on the 10 North West of Highway 112 was completed. It was approximately $\frac{1}{2}$ mile and brings the road up even to Highway 112.
- The window installation was completed at the Monte Vista Shop.
- The Del Norte Shop expansion was completed and Randy Kern, Building Inspector has confirmed that it is ready. Mr. Sullivan has the final billing.
- We completed several small maintenance projects including burning limbs at the hot plant, mailbox repairs and smaller bridge inspections.
- We brought the Town of Del Norte's grader back from Pueblo to Del Norte. The cost of the haul was approximately \$1,800 and will work that out with in kind services with the Town.
- Spent several days plowing snow.
- Stockpiled rock on the 10 South project.

Projects scheduled to be completed in January, 2014 include:

- We will haul fill material to Lariat Road to repair rutting and pothole damage.
- We will push grade on the 10 North.
- We will begin crack sealing in the South Fork area, mainly Beaver Creek and CR 15.
- We will grade our roads as weather permits.
- Olivia and I will complete the HUTF State report due February 1, 2014.
- We will install interior wall panels in the mechanic shop in Monte Vista.
- We will order the new cab and chassis for the welding truck used by Carl Hill. It will be on a State award contract.
- We could possibly begin the floor replacement in the mechanic shop in Monte Vista.

Mr. Sullivan noted that at the Stoeber Lane Bridge the ice backup is causing the slough to fill and freeze. Mr. Sullivan's crew might need to go in there and pop it loose. He must check with Dan Burns as it is on his property.

Mr. Sullivan has a quote from Alcon Construction, 12233 CR 5 S, Alamosa, Colorado to pour the floor at the Monte Vista shop. The County would do all of the tearing out of the old concrete, furnish the rebar and Alcon Construction would do the final grading, laying of concrete and finish work. The bid was for \$9,718 and the pad in front will be done in Spring as the weather warms up. Commissioner Davie moved to approve the bid from Alcon Construction for \$9,718 and the funds will be from Road and Bridge building maintenance budget. Commissioner Bricker seconded the motion; the motion carried.

Mr. Sullivan was contacted by John Velasquez, President of the Tri County Senior Citizens with a request for the County to supply four directional signs and posts for the center. Mr. Sullivan said the signs would be approximately \$80 and the poles would cost approximately \$64. The Board wondered if it could be a joint venture with the City of Monte Vista as the center is in the City of Monte Vista. Mr. Sullivan will check into that.

Mr. Sullivan plans to clear the parking lots at Ski Hi Park the last of January for the Potato and Grain Conference in February. The Board asked Mr. Sullivan to cordon off the Pavilion as the Potato and Grain Conference has not rented that facility.

Mr. Sullivan reported there was a resident on CR 14 that complained that when they put in the culvert liner at the bridge the County covered up an overflow drain. Mr. Sullivan had that cleaned out.

Mr. Sullivan had a resident of CR 14 contact him due to an ice problem again this year. Mr. Sullivan noted there were lots of ice problems this year but this was not something the County was responsible for.

Road and Bridge crew wind rowed the snow away from the lights at the airport in preparation for any further snow.

Commissioner Bricker suggested that Mr. Sullivan might put the traffic counters on CR 13 before the Hughs Oil project gets underway to have a baseline and a record of the road conditions.

At 9:55 a.m. Jamie Hart, Mike Gibson and Emma Regier from the McDonald Ditch met with the Board regarding the easement. Mr. Hart presented the McDonald Ditch Easement Survey for the Board to review. There is a question as to who owns a small parcel of land close to the proposed site but the ditch company presented a quit claim deed to the parcel for the Board approval. If the quit claim is approved easement four on the survey will be removed. The Board will have Bill Dunn, County Attorney review the quit claim deed before the Board will act further. Commissioner Bricker moved to approve easement number one and the quit claim deed contingent on Mr. Dunn's review of the documents. Commissioner Davie seconded the motion; the motion carried.

At 10:15 a.m. Sheriff Brian Norton, Undersheriff Ed Raps, and Jail Administrator Kelly Black, met with the Board regarding the hiring of two dispatchers and one road deputy. Chairman Shriver noted that the Federal Government has cut off the PILT payments which will be about a \$700,000 deficit to the County and possibly need to do a hiring freeze. Since the budget was done expecting PILT payments it is possible that the County needs to look at each department and relook at the budget. Of the County General fund 54% of employees are in the Sheriff's department. Undersheriff Raps questioned how can you cut public safety? Sheriff Norton remarked that they are about five years behind on deputies and that the department cannot cover the County without deputies. County General is property taxes, fees

and PILT payments and without the funds the budget is short. The Board encouraged them to contact their legislators.

At 10:30 a.m. the Board convened to continue the High Valley Community Center (HVCC) Special District formation decision. First the Board must determine if those who requested to be excluded should be allowed to do so. Secondly, does the service plan that HVCC submitted meet the statutory requirements to be on the ballot?

For the record the Board has received five more letters and a resolution from South Fork in opposition to the formation of the district. Also received from HVCC was a copy of the summary sheet that indicated HVCC had mailed 4,678 pieces of mail from the U. S. Post Office in Alamosa, Colorado.

The first question is to approve or disapprove the individuals who requested to be excluded from the District by December 7, 2013. Commissioner Bricker stated that logistically it does not seem feasible to exclude those individuals. It would be difficult for the County Treasurer and Assessor to administer and would be an added expense to the County. Chairman Shriver noted that allowing those to be excluded would be a hardship on the proposed district to administer and with the loss of PILT payments that the County just found out about it could be detrimental. Commissioner Davie moved to not allow the individuals who requested to be excluded from the proposed district because of the PILT funds and with the difficulty of who is allowed to and who is not. Commissioner Bricker seconded the motion; the motion carried.

The second item is to take action on the Service Plan and if the Service Plan meets the statutory requirements. The Board can approve, disapprove, or conditionally approve HVCC's submitted plan. Commissioner Bricker noted that they have met the requirements but the courts will have the final decision. Commissioner Bricker felt that if the Board agrees to approve it, it should be conditional. First, HVCC must redraw the boundary to exclude the Rim Rock Subdivision. Secondly, when the plan goes before the District Court, HVCC will need to notify the public of the date of District Court and the ten day opt out notice for District Court. Thirdly, HVCC must have the funds necessary to complete the election (bond/cash deposit with the Court). Fourthly, HVCC must pay for the election and hire a firm to administer it. Fifthly, that HVCC must tender to the court the notices that Rio Grande County has received to opt out. Lastly, the sub-district must file Annual reports with the Board of County Commissioners to include information on the progress of the special district in the implementation of the service plan. Commissioner Davie seconded the motion and noted that it will go to the courts and there will be comments allowed there; the motion carried. BOOK 567 PAGE 391

Commissioner Bricker would like to point out that when the Board approves the resolution, it goes to the courts for scheduling and it might not be in the timeliest manner for HVCC.

At 10:45 a.m. Bill Dunn, County Attorney reported he went to the title company this morning and talked about the deficiency in the O & E report for the County and Dan Miller. The title company hoped that by the end of next week she would have something for Mr. Dunn for the State Attorney General's Office.

Mr. Dunn noted that David Mahoney, District Attorney contacted him last week about a notice of claim and intent to sue by Sarah and Chloe Hindes, 311 Batterson, Monte Vista, Colorado. Apparently a Colorado State Patrol car ran into their car. Mr. Dunn noted that Rio Grande County was not mentioned in the letter.

Chairman Shriver discussed the McDonald Ditch Easement with Mr. Dunn. When they did the survey there was a triangle of land of which they could not identify the land owner. The McDonald Ditch Company felt it belonged to the County when the old bridge was there and they are filing a quit claim deed to the ditch company. They are asking Rio Grande County to sign the quit claim deed, pending Mr. Dunn's review.

The Board discussed the upcoming A T & T phone conversation on January 22, 2014 with Mr. Dunn.

Commissioner Bricker asked Mr. Dunn if he had heard anything from Joey Edge and he had not.

At 11:00 a.m. Brian Garretson, SLV Housing Coalition met with the Board regarding a grant request for \$500,000 for a project without borrowing money. Mr. Garretson noted they have money for contingency items. Part of the requirement is to have a sponsor for the project money which goes through a municipality and then back to the housing authority. Mr. Garretson has sent copies of the contract for Rio Grande County to sponsor the project, to the Board for review. Chairman Shriver noted it would cost the County an added audit expense that would be encumbered by the County. Ms. Benton noted we have a lot of responsibility with this grant for insurance and record keeping and that funds to cover these expenses have to be in the budget. Ms. Benton informed the Board that there are a lot of specific responsibilities which accompany the program that involve a lot of record keeping. The Board discussed the budget that Mr. Garretson had presented.

At 11:30 a.m. Commissioner Davie moved to retain Chairman Shriver as Chairman and himself as Vice-Chairman, retain all Department Heads and Commissioners Appointments to Boards. Linda Brown, Interim Public Health Director, position would have to be renegotiated as it ended December 31, 2013. Commissioner Bricker seconded the motion; the motion carried. Regarding the Appointments to the Planning Commission and Board of Adjustment, the Board approved the appointment of Wesley O'Rourke on a nomination from Commissioner Davie. Commissioner Bricker seconded the motion; the motion carried. Ms. Benton noted she had not received the Resolution from the Weed Advisory Board and the Board will act on that when received. The appointments to the Tourism Board were tabled until after the next Tourism Board meeting.

The official newspaper of Rio Grande County will be the Monte Vista Journal and Chairman Shriver will be responsible for preparing newspaper articles for the Monte Vista Journal.

Ms. Benton presented the 2014 Resolution Setting the Meeting Dates of the Rio Grande County Board of County Commissioners to the Board for review. Commissioner Bricker moved to approve the meeting dates and holiday schedule as amended. Commissioner Davie seconded the motion; the motion carried.
BOOK 567 PAGE 261

At 11:55 a.m. the Board adjourned.

Attest:

Karla L. Shriver

Linda Slade

Chairman of the Board

Clerk of the Board

COUNTY COMMISSIONERS' PROCEEDINGS

State of Colorado)
 ss
 County of Rio Grande)

The Board of Rio Grande County Commissioners met in regular session on Wednesday, January 29, 2014. Members present were Commissioner Pam Bricker, Vice-Chairman Doug Davie, Suzanne Benton, County Administrator and Linda Slade, Clerk of the Board. Chairman Shriver was temporarily detained.

At 9:00 a.m. Vice-Chairman Davie called the meeting to order and Ms. Slade gave the opening prayer. Vice-Chairman Davie led the Pledge of Allegiance. Commissioner Bricker moved to accept the agenda as presented. Vice-Chairman Davie seconded the motion; the motion carried. The minutes from January 15, 2014 were tabled.

At 9:05 a.m. Vice-Chairman Davie asked if there were any public comments and there were none.

Action Items:

Ms. Benton presented a request from Department of Social Services for support of the State Hot Line. The board voted to approve sending a letter of support.

Ms. Benton presented an abatement and Commissioner Bricker moved to approve the abatement. Commissioner Davie seconded the motion; the motion carried.

Schedule #	Actual	Assessed	Tax	Individual
23162-00-094	\$516,101	\$149,669	\$7,760.95	Mary M. Trust

Ms. Benton presented the Resolution approving High Valley Community Center Special District for signature. The Board signed the Resolution. BOOK 567 PAGES 544-545

Ms. Benton presented for approval and signature the 2013 Colorado Wildlife Impact Assistance Grant. The payback of taxes would be \$3, 627.44. Commissioner Bricker moved to approve the 2013 Colorado Wildlife Impact Assistance Grant. Vice- Chairman Davie seconded the motion; the motion carried.

The Board approved a Resolution from the Weed Board to appoint Mike Schaeffer and Howard Lester to their Board on a motion by Vice-Chairman Davie. Commissioner Bricker seconded the motion; the motion carried. BOOK 567 PAGE 547 BOOK 567 PAGE 548

Ms. Benton presented an Auditor Agreement Engagement letter from Wall, Smith, Bateman, LLC for approval. The contract will be for \$33,900 and two single programs and up to \$2,600 each for other single audit added. Commissioner Bricker moved to approve the Engagement letter for Wall, Smith, Bateman, LLC. Vice-Chairman Davie seconded the motion; the motion carried.

Ms. Benton presented the Annual Storm Water Report and it was approved on a motion by Commissioner Bricker. Vice-Chairman Davie seconded the motion; the motion carried.

At 9:15 a.m. the Board of County Commissioners adjourned.

At 9:15 a.m. the Board of Social Services convened.

At 9:30 a.m. Chairman Shriver joined the meeting.

At 9:40 a.m. the Board of County Commissioners reconvened.

Action Items:

Commissioner Davie moved to approve the Resolution appointing Wesley O'Rourke to the Planning Commission Zoning Board. Commissioner Bricker seconded the motion; the motion carried. BOOK 567 Page 646

Ms. Benton presented from Old Republic Insurance Company, Policy Holder Disclosure to elect to exclude terrorism coverage of the bridges from the County insurance policy for signature. Commissioner Bricker moved to approve excluding the terrorism clause. Commissioner Davie seconded the motion; the motion; the motion carried. Chairman Shriver signed the form.

At 9:55 a.m. Linda Brown, Interim Public Health Director met with the Board for her monthly report. Ms. Brown had talked with Lynnea Rappold after the last meeting about prevention of the flies around potatoes. In hopes of composting might be a good solution and Ms. Rappold was considering looking for a grant. Chairman Shriver noted there are some opportunities out there but if they could get a grant maybe the farmers would use it and the Colorado Potato Administrative Committee would be a good contact.

Ms. Brown has received the Medicare hardship letter and that saved \$532 and revalidated our Medicare enrollment application which is now approved for four years.

Ms. Brown reported that on January 6, 2014 Coleen from the State did a child fatality review. Ms. Brown noted that all fatality investigations will stay in their County, but all counties will be notified. In the program there would be a one person coordinator for all the Counties that administer paperwork for the State and all monies left over would be used on child fatality prevention.

Ms. Brown reported it was time to order flu vaccine for the upcoming 2014-2015 season and she has ordered some vaccine from the State. Ms. Brown has talked with manufacturers about different vaccines. Commissioner Bricker asked Ms. Brown about the current flu season statistics and Ms. Brown presented the statistics to the Board.

Ms. Brown has received her Letter of Approval from the State and can give shots again.

Ms. Brown reported the Step Tobacco report has been sent in.

In the Baby and Me Tobacco Free program, Dianne Koshak is at Rose Medical Center for training on how to input data for the program.

Ms. Brown informed the Board that expenses for the sensi-phone could be reimbursed by the Emergency Preparedness Response (EPR) Grant. Ms. Brown found out she can use EPR funds for the

computer purchased in January for the office. Ms. Brown needs to add phone numbers of who to call in case of an emergency. Ms. Brown would like Harold Torres or Elaine Brown to be first notified to get the generator going as the nurses may take longer to get in. Ms. Brown questioned if the generator would be safe outside and the cord in the window would be safe and that no one could get into the Court House. Chairman Shriver suggested that the phone number be handled in the Public Health Nurse Offices.

Ms. Brown informed the board they will be receiving a transport cooler that plugs into the cigarette lighter on a car and a new Honda 2800 generator.

Commissioner Davie noted that the 911 Board has had trouble getting everyone to sign up for Code Red and would like to set up a booth at the Health Fair in Del Norte to get people signed up.

The Del Norte Health Fair is scheduled for March 29, 2014. The Town of Del Norte has approved the banner hanging and special permit. Mike Hurst, Del Norte Bank, will pay for the changing of the date on the banner.

The EPR is getting the seven EPR trailers, going through them to cull expired supplies and then they will resupply them according to population of the Counties. The main supply will be at the new food bank warehouse and can be reached easily in case of an emergency.

Ms. Brown has been working with Heidi Helgesen, M. D. on re-initiating the travel clinic program again and Heidi Helgesen, M.D. will be the coordinator. The program has been reinstated

At 10:45 a.m. Jerry Dennis, Emergency Preparedness Officer met with the Board to discuss his projects the last few months. Mr. Dennis reported the following items have been completed:

- Helped develop and implement a three county Flood Emergency and Evacuation and Notification Plan
- Monitored burn scar and rain conditions
- NWS contact resource development (first name basis with meteorologist Tom Magnuson) and took him into Lake Fork Burn Area
- Continual contact with Fun Valley Resort during the rainy season
- Maintained Grant entries for quarterly requirements to Emergency Management Program Grant (EMPG)
- Monthly Digital Transmission Radio (DTR) Training
- October 2013 Submit EMPG 2014 paperwork for approval
- Inventory Emergency trailer with DSS, copy of inventory in trailer
- Purchased and installed hitch to be used exclusively for emergency trailer
- Repaired damaged jack on emergency trailer
- Installed file box for a copy of inventory of emergency trailer, so removed items can be logged onto sheet to be replaced
- Stored emergency trailer at County Shop at Kent Rominger Airport behind locked gate
- DTR Training
- Met with the new City of South Fork Manager George Hayfield
- South Fork Heights E-coli issue, investigate and try to find source
- Published water quality procedures for the general public awareness (papers and radio) through Regional EOC to provide valley wide awareness

- November 2013-All Hazards Meeting
- Del Norte E-coli water issues-coordinated direction, assistance and guidance for delivery and deployment of bottled water and e-signs, monitored and prepared additional resources thru Regional EOC-Coordinated use of County phone line for information to Del Norte residence needs for boil water order-South Fork Volunteer Fire Department delivered 400 gallon water buffalo and bottled water to Del Norte and other Counties stepped up and assisted with water and sanitizer needs
- Health Coalition meeting Del Norte Hospital
- DTR Training
- South Fork Trustees Incident Command System (ICS) 702 training class with Trevor Denney
- Alamosa table top exercise (airport accident)
- Distributed Emergency Preparedness Response (EPR) hazmat instruction and ID books to Monte Vista Volunteer Fire Department
- January 2014-DTR Training
- Received computer and printer upgrade
- Opened dialogue on Airport Emergency Action Plan (EAP)
- Oil and Gas discussion with Shawn Burd pre application questions
- Citizen Corps meeting-Alamosa
- Regional EOC Training and review of procedures of operation at Regional EOC with Dave Osborne
- Investigated and resolved EM Radio issues, Jerry has his new radio coming
- Regional meeting-Alamosa with Trevor Denney, Regional EM
- Review and update Summitville Dam Emergency Action Plan (EAP) with Jeff Butson, Project Engineer
- Enrolled in State EM Conference in Loveland, Colorado on February 25-27, 2014
- Submit 1st Quarter EMPG finance and operation results to State
- Research availability of sand bags and sand resources. County has 7,000 bags and sand available within one to two hours
- Discussion of Disaster Declaration Standard
- Update County Memorandum of Agreement from SLV Board of County Commissioners to Emergency Management group-need signature of current Chairman and current EM. Commissioner Bricker moved to sign naming Chairman Shriver and Jerry Dennis respectively. Commissioner Davie seconded the motion; the motion carried.

Chairman Shriver reminded everyone that there will be a Flood Insurance workshop in South Fork at the Fire Department on February 18, 2014. To be covered by flood insurance an individual must have coverage for 60 days prior to a flood.

At 11:15 a.m. Marty Heimsoth and George Grey and Sheriff Brian Norton and Undersheriff Ed Raps met with the Board regarding the ATV Statutes. Mr. Heimsoth noted that there are some elderly people who use the ATVs to move around. Mr. Heimsoth would like the County to make an exemption to the State Statutes that if their vehicle is licensed and they have a valid driver's license they be allowed on County roads. Sheriff Norton is not opposed to the idea, as either way the Department has to enforce it. Sheriff Norton noted that Mineral and Hinsdale County both have roads that are exempt from State Statute. Mr. Norton noted that individuals from out of state have licensed ATVs and they do not know they cannot drive on County roads. Sheriff Norton explained that if they designated a specific road then there would still be problems getting to that road. Sheriff Norton felt it was doable if it was self-policed and the public worked with the Sheriff Department. Mr. Grey noted that there are people who abuse

the roads. Commissioner Davie asked if there was need for an ordinance and Ms. Benton replied that according to Statute it would be a Resolution that needed to be done. Chairman Shriver noted that this was not something that needed to be decided today and there might need to be public meetings with the South Fork residents. Sheriff Norton noted that if the residents would call him when they know where the individuals live they could make a house call and talk to the parents. It could be a matter of child abuse if a child was injured when riding. Chairman Shriver proposed a plan to open this up to the public and Sheriff Norton suggested meeting with the South Fork Town Trustees to discuss.

At 10:30 a.m. Commissioner Davie moved to approve payroll as presented. Commissioner Bricker seconded the motion; the motion carried.

County General

Bricker, Pamela S.	sal.	\$	4,141.67
Davie, Douglas	sal.	\$	4,141.67
Shriver, Karla	sal.	\$	4,141.67
Benton, Suzanne	sal.	\$	7,907.08
Dennis, Krystal	sal.	\$	3,730.13
Vanderpool, Rose	sal.	\$	3,804.67
Diltz, Dixie	sal.	\$	2,340.00
Kern, Randall	sal.	\$	4,699.07
Gonzales, Catherine	sal.	\$	2,641.60
Hill, Cindy	sal.	\$	4,141.67
Mikeljack, Jason E.	sal.	\$	1,716.00
Montoya, Michelle	sal.	\$	2,948.40
Parks, Torie Lynn	sal.	\$	2,041.87
Quintana, Mary	sal.	\$	3,220.53
Steving, Sherryl M.	sal.	\$	2,340.00
Wilson, Megan M.	sal.	\$	2,002.00
Dominguez, Telesforo	sal.	\$	4,141.67
Leist, Chris	sal.	\$	3,508.27
Lyons, Cherri	sal.	\$	2,478.67
Medina, Michelle	sal.	\$	2,778.53
Mondragon, Jennifer	sal.	\$	3,068.00
Salazar, Eva	sal.	\$	2,572.27
Trujillo, Dale	sal.	\$	2,676.27
Valdez, Michael	sal.	\$	2,730.00
Kern, Peggy	sal.	\$	4,141.67
Rue, Cherilyn	sal.	\$	3,336.67
Voris, Carol	sal.	\$	2,649.62
Brown, Elaine	sal.	\$	1,790.53
Garcia, Carol	sal.	\$	2,097.33

Medina, Porfie	sal.	\$	2,742.13
Torres, Harold	sal.	\$	1,686.53
Beecham, Alan	sal.	\$	2,676.27
Bonemeyer, Michael	sal.	\$	2,834.00
Clark, Frank	sal.	\$	2,166.67
Coffman, Samuel	sal.	\$	2,891.20
Dean, Tyler P.	sal.	\$	2,572.27
Doctor, Janette	sal.	\$	3,343.60
Duran, Jeremiah	sal.	\$	2,624.27
Hensley, James L.	sal.	\$	2,572.27
Hurtado, Jaime I.	sal.	\$	1,792.22
Norton, Brian	sal.	\$	5,550.00
Pena, Mike Dale D.	sal.	\$	1,792.22
Pino, Robert D.	sal.	\$	2,572.27
Raps, Edward	sal.	\$	4,010.93
Wheelwright, Boyd	sal.	\$	2,948.40
Archuleta, Anthony	sal.	\$	2,712.13
Atencio, Joseph	sal.	\$	2,840.93
Bailey, Ronald	sal.	\$	2,260.22
Black, Kelly	sal.	\$	3,648.67
Bollinger, Jason	sal.	\$	2,133.34
Bonemeyer, Angela Chris	sal.	\$	2,044.52
Bruder, Gary	sal.	\$	2,758.25
Delaine-Stone, Dana	sal.	\$	2,135.55
Ford, Donna	sal.	\$	723.07
Fuentes, Jose	sal.	\$	2,305.22
Gallegos, Manuel L.	sal.	\$	1,980.20
Hart, Jonathan L.	sal.	\$	2,469.05
Pacheco, Helen	sal.	\$	1,937.87
Parks, Joseph	sal.	\$	2,616.87
Pino, Michael F.	sal.	\$	2,056.00
Quintana, Jared E.	sal.	\$	2,096.09
Sierra, Shaun	sal.	\$	2,190.10
Trujillo, Ramon	sal.	\$	2,435.33
Valdez, Pete J.	sal.	\$	2,056.89
Dennis, Jerry D.	sal.	\$	1,370.57
Strohmayer, Rusty D.	sal.	\$	1,841.67
Rudder, Bennie J.	sal.	\$	1,315.60
Colville, Louise	sal.	\$	618.30
Lujan, Maxine	sal.	\$	<u>2,783.73</u>
		\$	

190,032.95

Taxes Withheld \$31,431.80; Deductions Withheld \$26,059.82)

ROAD & BRIDGE

Atencio, Kevin	sal.	\$	2,629.47
Black, Timothy	sal.	\$	3,889.60
Gardea, Benigno	sal.	\$	2,340.00
Hill, Carl	sal.	\$	3,889.60
Lyons, Dale	sal.	\$	2,488.02
Maestas, William	sal.	\$	3,813.33
McKinley, Robert	sal.	\$	3,454.53
Miles, Darryl	sal.	\$	4,276.13
Pacheco, Carl	sal.	\$	3,813.33
Plane, Kenneth	sal.	\$	2,483.87
Archuletta, Mark	sal.	\$	3,334.93
Davie, Andrew	sal.	\$	2,435.33
Gates, Marvin	sal.	\$	2,438.44
Harris, Charlie	sal.	\$	2,294.93
Lucero, Darian A.	sal.	\$	2,161.47
Paulson, Roy	sal.	\$	3,813.33
Rascon-Dominguez, Eduar	sal.	\$	2,334.65
Rowe, Danny	sal.	\$	2,736.93
Steffens, John	sal.	\$	4,118.40
Sullivan, Patrick	sal.	\$	6,250.00
Romero, Olivia	sal.	\$	<u>2,736.93</u>
		\$	
			67,733.22

(Taxes Withheld \$12,542.16; Deductions Withheld \$9,996.69)

DEPARTMENT OF SOCIAL SERVICES

Aragon, Fae Amor	sal.	\$	2,026.38
Archuleta, April	sal.	\$	3,347.50
Archuleta, Ramona	sal.		3,362.13
Ast, Wendy Leann	sal.	\$	2,812.88
Atencio, Davine M.	sal.	\$	2,323.75
Atencio, Valerie	sal.	\$	2,232.75
Chavez, Melody	sal.	\$	2,258.75
Duran, Jaxine	sal.	\$	2,515.50
Evans, James A.	sal.	\$	2,232.75
Garcia, Shirley	sal.	\$	1,781.00
Gonzales, Carolyn	sal.	\$	2,616.25

Hernandez, Marlene	sal.	\$	2,616.25
Horn, Ruth	sal.	\$	4,514.25
Hurtado, Margarita	sal.	\$	2,278.25
Jaramillo, Michaela Sue	sal.	\$	2,188.88
Jaramillo, Richelle	sal.	\$	3,497.00
Johnston, Shawna M.	sal.	\$	2,962.88
Kern, Jody	sal.	\$	6,250.00
Lester, Heather	sal.	\$	3,317.13
Maestas, Valarie	sal.	\$	2,663.38
Martinez, Helen	sal.	\$	4,436.25
Martinez, Monica Elaine	sal.	\$	2,232.75
McClure, Brandi M.	sal.	\$	3,051.75
Meder, Jeremy	sal.	\$	3,317.13
Morgan, Doris E.	sal.	\$	2,509.00
Palacios, Irma	sal.	\$	2,465.13
Parra, Gregorio	sal.	\$	4,319.25
Resendiz, Michelle	sal.	\$	2,962.88
Rios, Noella C.	sal.	\$	2,232.75
Rodriguez, Christina Am	sal.	\$	1,781.00
Roesch, Korissa M.	sal.	\$	893.26
Ruybal, Evelyn	sal.	\$	2,465.13
Sanchez, Ramona	sal.	\$	2,668.25
Shaver, Betty	sal.	\$	3,064.75
Sierra, Jessica	sal.	\$	2,515.50
Slane, Sherryl	sal.	\$	3,230.50
Stephens, Jackie	sal.	\$	4,179.50
Varner, Julia	sal.	\$	2,278.25
Velasquez, Amanda	sal.	\$	2,109.25
White, Victoria	sal.	\$	<u>2,465.13</u>

\$
112,975.07

(Taxes Withheld \$18,207.08; Deductions Withheld \$17,342.64)

PEST CONTROL

Plane, Darrel E.	sal.	\$	<u>4,158.33</u>
		\$	4,158.33

(Taxes Withheld \$657.70; Deductions Withheld \$1,036.41)

PUBLIC HEALTH

Brown, Linda Jackson	sal.	\$	4,583.33
Koshak, Dianne	sal.	\$	3,388.23

Kostuk, Diane	sal.	\$	2,300.78
		\$	
			10,272.34

(Taxes Withheld \$2,150.25; Deductions Withheld \$2,070.79)

EPSDT PROGRAM

Salazar, Ida Kay	sal.	\$	2,042.95
		\$	2,042.95

(Taxes Withheld \$168.65; Deductions Withheld \$202.40)

At 10:40 a.m. Bill Dunn, County Attorney met with the Board for his weekly report. The Resolution for the HVCC Recreation District Service Plan Upon Compliance With Conditions for Approval was amended on a motion by Commissioner Davie. Commissioner Bricker seconded the motion; the motion carried. BOOK 567 PAGES 544-546

Mr. Dunn noted there was a problem with the Resolution on the A T & T denial because it did not enumerate the reason why it was denied. There was a motion to approve that did not pass and there should have been a motion to deny and there was not. Mr. Dunn quoted the US Statute that was not followed. Mr. Dunn noted an Amended Resolution stating why it was denied could be made. The complaint alleges the County violated that sub section and the District Court should order the county to approve the application. Mr. Dunn noted all the District Court can do is to declare the Resolution not valid. Mr. Dunn talked with Paul Sunderland, San Juan County Attorney who is familiar with the law firm that A T & T is using. We have a distinct handicap as we do not have a US Code book and he can only google certain quoted Statutes. If the County wants to deny, it has to be due to local interest as in the testimony of the prior hearing. Mr. Dunn informed the Board he has to file accepting the Waiver of Service. One of the keys to good negotiations is having correct minutes or transcripts. Rose Vanderpool, Land Use Administrator joined the conversation. Commissioner Davie agrees we erred and should do it correctly. Mr. Dunn suggested that when Becky De Cook, attorney representing A T & T, comes down she should bring information as to why that was the only location A T & T could use. Rose Vanderpool, Land Use Administrator noted the following facts are enough to deny the application:

- A T & T had excluded the monopole option that was in their complaint before the Planning Commission meeting.
- The high density residential area.
- The out pouring of residential customers against it.

On the other hand we need the technology to keep going. A T & T had looked at eight different properties but they could not get a clear signal. Would there be any other location that could be better without people objecting? Mr. Dunn asked what we want to negotiate towards now. Mr. Dunn has a certain number of days to accept the waiver of service and has 30 days to answer.

At 12:45 p.m. the meeting was adjourned.

Attest:

Karla L. Shriver
Chairman of the Board

Linda Slade
Clerk of the Board