



**ARCHULETA COUNTY
BOARD OF COUNTY COMMISSIONERS**

**CALL TO ORDER THE REGULAR MEETING OF THE BOARD OF COUNTY
COMMISSIONERS OF MARCH 5, 2019 AT 6:00 P.M.**

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

DISCLOSURES AND/OR CONFLICT OF INTEREST

APPROVAL OR ADJUSTMENTS TO AGENDA

* Executive Session - Specific Agenda Topic

PUBLIC COMMENTS FROM THE FLOOR*

This is an opportunity during the session for the public to address the Commissioner. Please step up to the podium, **STATE YOUR NAME AND ADDRESS FOR THE RECORD** and keep your comments to 3 minutes (**the Board is not required to discuss your comment or make a decision regarding your comment, under this section**).

LAND USE REGULATION HEARING

**A. Consideration And Approval Of First Amendment To Development Agreement
With Fairway Land Trust**

A Development Agreement between the Board of County Commissioners of Archuleta County and Fairway Land Trust was executed on September 1, 2009. This Amendment resolves issues between the parties regarding the extension of the vesting period.

Presenter	Todd Weaver
Presenter's Title	County Attorney

Documents:

[STAFF REPORT FINAL.PDF](#)
[1ST AMENDMENT TO DEVELOPMENT AGREEMENT.PDF](#)

LIQUOR BOARD

A. Special Events Permit For Rising Stars Of Pagosa Springs

This is an application a Special Events Permit for Rising Stars of Pagosa Springs, to serve malt, vinous, spirituous liquor at the PLPOA Clubhouse for a fundraiser on March 9, 2019. The Sheriff has been notified of this event. The proper fees were collected and the premises was posted for the required ten (10) days prior to today's hearing.

Presenter	Flora Goheen
Presenter's Title	Administrative Assistant

Documents:

[SPECIAL EVENT RISING STARS 3-9-19.PDF](#)

B. Special Events Permit For Our Savior Lutheran Church Of Pagosa Springs, CO

This is an application for a Special Events Permit for Our Savior Lutheran Church of Pagosa Springs, Co, to serve malt, vinous, spirituous liquor at 56 Meadows Drive for a fundraiser on March 15, 2019. The Sheriff has been notified of this event. The proper fees were collected and the premises was posted for the required ten (10) days prior to today's hearing.

Presenter	Flora Goheen
Presenter's Title	Administrative Assistant

Documents:

[OSLC SPECIAL EVENT 3-15-19.PDF](#)

C. Special Events Permit For The Humane Society Of Pagosa Springs, Inc.

This is an application a Special Events Permit for the Humane Society of Pagosa Springs, Inc., to serve malt, vinous, spirituous liquor at the PLPOA Clubhouse for a fundraiser on March 16, 2019. The Sheriff has been notified of this event. The proper fees were collected and the premises was posted for the required ten (10) days prior to today's hearing.

Presenter	Flora Goheen
Presenter's Title	Administrative Assistant

Documents:

[SPECIAL EVENT HUMANE SOCIETY 3-16-19.PDF](#)

CONSENT AGENDA BY BOCC/BOARD OF ADJUSTMENT

A. Consideration Of Resolution 2019-01BOA Approving Variance From The Archuleta County Land Use Regulations For Shooting Star Pagosa LLC On Lot 191 Colorado's Timber Ridge Phase Four

Request to consider and approve a Resolution of the Board of Adjustment stating Findings approving the Shooting Star Pagosa LLC Accessory structure Variance, Lot 191, Colorado's Timber Ridge Phase Four Subdivision, at 220 Shooting Star Dr., with no conditions (PLN19-018). Variance approved February 19, 2019.

Documents:

[BOA_RESOLUTION_2019-01BOA_SHOOTING_STAR_VAR.PDF](#)

CONSENT AGENDA

A. PAYROLL, PAYABLE WARRANTS AND PURCHASE CARDS

Ratify January 22, 2019

Documents:

Approval February 20, 2019 - March 5, 2019

B. REGULAR MEETING MINUTES

Regular Meeting Minutes 02/19/2019

Draft of the Regular Meeting Minutes from February 19, 2019 for approval.

Documents:

[02-19-19R.PDF](#)

C. Consideration Of Assignment Of A Hangar Ground Lease For Hangar 502C

Assignment of a Hangar Ground Lease Agreement for William A. Sommer and Archuleta County.

Documents:

[HANGAR GROUND LEASE 502C.PDF](#)

D. Resolution 2019- ____ To Consolidate 2 Lots Into Pagosa Peaks Subdivision No. 2 Block 1 Owned By William Russel Ramsey Jr

This request is to consider the Resolution authorizing the consolidation of Lots 1 and 2 Pagosa Peaks Subdivision No. 2 Block 1 to become Lot 1X owned by William Russel Ramsey Jr

Documents:

[RAMSEY LC RESOLUTION 2019.DOC](#)
[RAMSEY TITLE WORK.PDF](#)

E. Resolution 2019- ____ Affirming Legal Lot Status For David R. Dingel Trust

Consideration to affirm legal lot status of property owned by David R Dingel Trust Dated March 11, 1991, a 20-acre tract of land in the E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of S35 T35N R1W, NMPM (IDP19-069).

Documents:

[RESOLUTION_2019-XX_AFFIRMING_LEGAL_LOT_STATUS_IDP19-069.PDF](#)

F. Resolution 2019- ____ Affirming Legal Lot Status For Andrews

Consideration to affirm legal lot status of property owned by Margaret G. Andrews, a 10-acre tract of land in the E $\frac{1}{2}$ W $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ of S14 T34N R1W, NMPM (IDP19-084).

Documents:

[RESOLUTION_2019-XX_AFFIRMING_LEGAL_LOT_STATUS_IDP19-084.PDF](#)

G. Consideration And Approval Of A Hotel & Restaurant Liquor Renewal For Chavolo's Mexican Restaurant Of Pagosa Springs, Inc. DBA Chavolo's

This is a renewal of a Hotel and Restaurant Liquor License for Chavolo's Mexican Restaurant of Pagosa Springs, Inc. DBA Chavolo's located at 301 N Pagosa Blvd. Pagosa Springs, Colorado. This renewal includes no changes. The application is complete and the proper fees have been submitted. The Sheriff's Office has completed their background check and the Building Department has inspected the premises for changes.

Responsible Staff: Flora Goheen, Administrative Assistant

Documents:

[CHAVOLOS RENEWAL 2019.PDF](#)

H. Consideration And Approval Of A Liquor Store License Renewal For Piedra Peak General Store LLC DBA Piedra Peak General Store

This is a renewal of a Liquor Store Liquor License for Piedra Peak General Store LLC dba Piedra Peak General Store located at 53 County Rd. 982 Arboles, Colorado. This renewal includes no changes. The application is complete and the proper fees have been submitted. The Sheriff's Office has completed their background check and the Building Department has inspected the premises for changes.

Responsible Staff: Flora Goheen, Administrative Assistant

Documents:

[PIEDRA PEAK GENERAL STORE RENEWAL 2019.PDF](#)

I. Consideration Of Resolution 2019-___ Appointing Jenelle Syverson To The Tourism Board Seat

This is a resolution to appoint Jenelle Syverson to the open Chamber of Commerce seat on the Pagosa Springs Area Tourism Board for a two (2) year term.

Documents:

[RESOLUTION APPOINTING MEMBER TO TOURISM BOARD.PDF](#)

[PAGOSA SPRINGS AREA TOURISM BOARD - 12 FEB 2019.PDF](#)

[AGENDA BRIEF - RESOLUTION 2019-06 APPOINTING TOURISM BOARD MEMBER.PDF](#)

J. Ratify The Chairman's Signature On An Agreement To Amend/Extend Contract For Harman Park Property Purchase

The purchase of the Harman Park property was scheduled to close on February 26, 2019. This Agreement to Amend/Extend the Contract moves the closing date to March 22, 2019 to allow additional time for the Seller to obtain required title documents.

Documents:

[HARMAN AGREEMENT TO EXTEND CONTRACT.PDF](#)

K. Ratify The Chairman's Signature For A Letter Of Support For SWCCOG

This letter to the Colorado Department of Public Health and Environment is in support of the Southwest Colorado Council of Governments' (SWCCOG) application of a Recycling Resources Economic Opportunity (RREO) Waste Diversion and Job Creation Grant.

Documents:

[SWCCOG LETTER OF SUPPORT.PDF](#)

L. Ratify The Chairman's Signature On Land Use Permit Application And Agreement For Payment Of Land Use Application Fees For Detention Center

The Land Use Permit Application and Agreement for Payment of Land Use Application Fees are documents that are required for a Conditional Use Permit for the Detention Center.

Documents:

M. Consideration Of Approval Of Weaver Consultants Group 2019 Engineering Services

Weaver Consultants Group has provided Archuleta County with Solid Waste Engineering services for the past several years. Services primarily included compliance activities required for the Colorado Department of Public Health and Environment (CDPHE) and design work needed to expand the landfill. The 2019 scope of services includes continuing to meet compliance with CDPHE and the work necessary to bid and oversee construction activities for Cell 4b.

At this time, Staff is requesting award of the work for the following tasks:

Tasks 1.1 through 1.5 @ \$29,995, Landfill Gas and Groundwater monitoring compliance
Task 2 only @ \$8,200, Baseline/SAP Update
Task 3 - Other services including tasks 3.1 through 3.3 @ \$40,500, Air Quality Compliance, 2019 Topo survey to calculate remaining landfill airspace and Final Cover Design

The following additional tasks are still under consideration, and may (or may not) be authorized later in 2019 (or beyond) based on the needs of the County:

Task 3.4 @ \$10,000, Miscellaneous Engineering/Compliance Support
Task 4 - Contingency Items including Tasks 4.1 through 4.3 @ \$63,000, Leachate Repair Risers, New Monitor Well Installation, Remediation Cutoff Trench

The budgetary impact at this time is not to exceed the amount of \$78,695.

Presenter	Robert Perry
Presenter's Title	Public Works Director

Documents:

[WEAVER CONSULTANTS ENGINEERING SERVICES.PDF](#)

NEW BUSINESS

A. Consideration And Approval Of Awarding 2019 Magnesium Chloride Contract To Desert Mountain Corporation

Archuleta County received bids for the supply and application of Magnesium Chloride to various County Roads on February 7, 2019. Desert Mountain Corporation was the low bidder. The total price per gallon to be delivered and applied to various Archuleta County roads in 2019 is \$0.789. The proposed application is for approximately 109 miles and approximately 527,644 gallons. The total cost for Magnesium Chloride will not exceed \$416,311.12.

Staff of Public Works Division is requesting the BoCC to award the contract to Desert Mountain Corporation for the supply and application of Magnesium Chloride to various County roads at a price of \$0.789 per gallon, not-to-exceed amount of \$416,311.12.

Presenter	Robert Perry
Presenter's Title	Public Works Director

Documents:

[20190220134947.PDF](#)

B. Consideration And Approval Of Resolution 2019-___ Amending Resolutions

Adopting The 2015 International Building Code, The 2015 International Residential Code With Amendments And The Revised Archuleta County Building Safety Regulations

The 2015 building and residential codes were approved by resolution at the February 19, 2019 BoCC meeting. This resolution amends those resolutions to add an Effective Date of July 1, 2019 in order to allow for a seamless transition to the new codes.

Presenter Todd Weaver
Presenter's Title County Attorney

Documents:

[RESOLUTION 2019-__ AMENDING THE IBC RESOLUTIONS.PDF](#)

C. Consideration And Approval Of Proposal To Provide Construction Management Services For A Detention Center At Harman Park

Following the BoCC's approval of the parameters and principles for construction of the Fred C. Harman III Law Enforcement Complex at Harman Park in February, 2019, a Request for Qualifications/Request for Proposal ("RFQ/RFP") was posted on the County website, published in the Pagosa Sun and widely distributed throughout the industry. Submittals were received and two firms were selected to be interviewed. The interviews took place on Friday, March 1, 2019 and the evaluation committee is submitting their recommended proposal.

Presenter Larry Walton
Presenter's Title Finance Director

Documents:

[CONSTRUCTION MANAGEMENT SERVICES REPORT.PDF](#)
[RFQP - 301 - 4312 - DETENTION CENTER CMGC - FINAL.PDF](#)
[PROPOSAL-DETENTION CENTER-NUNN CONSTRUCTION-PUBLIC-S.PDF](#)
[PROPOSAL-DETENTION CENTER-GE JOHNSON-PUBLIC-S.PDF](#)
[PROPOSAL-DETENTION CENTER-FCI CONSTRUCTORS-PUBLIC-S.PDF](#)

EXECUTIVE SESSION

Pursuant C.R.S. 24-6-402(4): The Board reserves the right to meet in executive session for any purposes allowed and announced prior to voting to enter into executive session.

A. Executive Session

Pursuant to C.R.S. 24-6-402(4)(b) Conferences with an attorney for the public entity for the purposes of the Board receiving legal advice regarding the 1033 investigation.

Pursuant to C.R.S. 24-6-402(4)(a) Concerning the purchase, acquisition, lease, transfer or sale of any real, personal or other property interest and C.R.S. 24-6-402(4)(e) Determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and instructing negotiators - in connection with leasing property for the Sheriff's department.

Presenter Todd Weaver
Presenter's Title County Attorney

PUBLIC COMMENTS FROM THE FLOOR

This is an opportunity during the session for the public to address the Commissioners on a

subject not covered on the agenda. Please step up to the podium, **STATE YOUR NAME AND ADDRESS FOR THE RECORD** and keep your comments to 3 minutes (**the Board is not required to discuss your comment or make a decision regarding your comment, under this section**).

COMMISSIONER COMMENTS

ADJOURNMENT OF THE REGULAR BOCC MEETING

All meetings to be held in the Archuleta County Administration Offices
398 Lewis Street, unless otherwise stated.
All Regular and Special BoCC Meetings are recorded.