



**ARCHULETA COUNTY
BOARD OF COUNTY COMMISSIONERS**

**CALL TO THE ORDER THE REGULAR MEETING OF THE BOARD OF COUNTY
COMMISSIONERS OF MAY 15, 2018 AT 1:30 P.M.**

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

DISCLOSURES AND/OR CONFLICT OF INTEREST

APPROVAL OR ADJUSTMENTS TO AGENDA

* Executive Session - Specific Agenda Topic

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.

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**).

ACKNOWLEDGEMENTS

A. Environmental Scholarship Award 2018

Archuleta county Board of County Commissioners will present 4 students with the Environmental Awareness Scholarships for 2018.

Presenter Steve Wadley
Presenter's Title Chairman, Board of County Commissioners

Documents:

[ENVIRONMENTAL SCHOLARSHIPS 2018.PDF](#)

B. Community Marijuana Offset Impact Fund Non-Profit Grant Awards

By Separate Resolution of the Board of County Commissioners, a Community Marijuana Offset Impact Fund, has been established. Appropriations out of the fund are the result of the dedication of 10% of all Application, License, or Operating or other fees received from Marijuana Establishments of all types.

Presenter Flora Goheen

Presenter's Title Administrative Assistant

Documents:

[MMJ SUMMARY.PDF](#)
[MMJ APPLICATIONS.PDF](#)

REPORTS

A. **First Quarter 2018 Financial Report Of Archuleta County**

The First Quarter 2018 Financial Report for Archuleta County.

Presenter Larry Walton
Presenter's Title Finance Director

Documents:

[1ST QRT FINANCIAL - PRESENTATION FINAL.PDF](#)
[2018 FIRST QUARTER - FINANCIAL REPORT.PDF](#)

LAND USE REGULATION HEARING

A. **Public Hearing Of SJRV Metro District Request For The San Juan River Resort Subdivision Unit No. 1 Amendment 2018-01 Final Plat, Vacation Of A Portion Of Harman Ave And Replat Of Lots 30X, 40X, 42X**

San Juan River Village Metro District (Cynthia Purcell, District Manager) has applied for the San Juan River Resort Subdivision Unit No. 1 Amendment 2018-01 final plat, a Vacation of an unbuild portion of Harman Avenue and replat of Lots 30X, 40X and 42X, creating lots 30XZ (16 Larkspur Pl) and 42XZ (962 Harman Ave). The proposal also vacates unused utility easements. The property is owned by Steven and Janet Hanks Trust, Steven D. Hanks and Janet W. Hanks, and Fleming Family Revocable Living Trust, and is zoned Residential (R). Planning Commission held a public meeting on April 25, 2018, and recommended approval.

Presenter John Shepard, AICP
Presenter's Title Planning Manager

Documents:

[PLN18-043_SJRR1_AMEND_2018-01_BOCC-20180515_STAFFREPORT.PDF](#)
[A1-PLN18-043_AREAMAPS.PDF](#)
[A2-PLN18-043_REVIEW.PDF](#)
[A3-PLN18-043_SJRR1_AMEND_2018-NARRATIVE.PDF](#)
[A4-PLN18-043_SJRR1_AMEND_2018-FINAL_PLAT_20180411.PDF](#)

B. **Public Hearing Of Pagosa Lakes Property Owners Association Request For The PLPOA Maintenance Shop Conditional Use Permit, Tr. 8, Chris Mountain Village Unit Two, At 360 Sam Houston Blvd.**

Pagosa Lakes Property Owners Association has applied for a Conditional Use Permit (CUP) for the PLPOA Maintenance Shop CUP, on Tract 8 of Chris Mountain Village Unit Two at 360 Sam Houston Blvd., Pagosa Springs, CO (PLN18-040). The property is zoned Planned Unit Development (PUD) Commercial Recreation Center & Club. The proposal is to review existing land use and add a 31' x 34' covered storage area on the existing building. Planning Commission held a public hearing on April 25, 2018, and recommended approval.

Presenter John Shepard, AICP
Presenter's Title Planning Manager

Documents:

PLN18-040_PLPOA_SHOP_CUP_BOCC-20180515_STAFFREPORT.PDF
A1-PLN18-040_AREAMAPS.PDF
A2-PLN18-040_REVIEW.PDF
A3-PLN18-040_PLPOA_CUP-NARRATIVE_20180322.PDF
A4-PLN18-040_PLPOA_SHOP-ADDITION_SKETCH.PDF
A5-PLN18-040_PLPOA_SHOP_CUP-PILC_20180316.PDF

C. Consideration Of Resolution 2018-14 Regarding Amendments To The Archuleta County Land Use Regulations For Vacation Rentals Of Residential Dwellings

Archuleta County Development Services is proposing amendments to the Archuleta County Land Use Regulations, as recommended by the Planning Commission. The proposed changes create Section 5.5 Accommodations and Lodging Standards for short-term rentals, allows Vacation Rentals of Residential dwellings in all zoning districts, and creates an Application process and Performance Standards (PLN18-029). Continued from meeting of May 1, 2018.

Presenter John Shepard, AICP
Presenter's Title Planning Manager

Documents:

PLN18-029_VACATION_RENTALS-MEMO_BOCC_20180515.PDF
RESOLUTION_2018-
XX_LAND_USE_REGULATION_AMENDMENT_FOR_VACATION_RENTALS.PDF
EXHIBIT_A-LAND USE_VACATION_RENTALS_20180501.PDF
PLANNING_COMMISSION_MINUTES-FEB_MAR_2018.PDF
PUBLIC_COMMENTS_VACATION_RENTALS-PC_AND_BOCC_THRU_20180508.PDF

BOARD OF ADJUSTMENT HEARING

A. Board Of Adjustment Public Hearing Of Dilione Request For Setback Variance In The PUD Zone, Lot 76, Martinez Mountain Estates Unit Two

Art & Kim Dilione have applied for Variance from a 55' setback, to build a 30' x40' Accessory Structure at 33' from the front lot line and 28' from a side lot line in a Planned Unit Development (PUD) zone, Lot 76, Martinez Mountain Estates Unit Two, located at 108 Cameo Ct., Pagosa Springs, CO (PLN18-056). The property is owned by the Arthur Rock Dilione and Kimberly Ann Dilione. This proposal is revised from a previous application.

Presenter John Shepard, AICP
Presenter's Title Planning Manager

Documents:

PLN18-056_DILIONE_FRONT_BOA-20180515_STAFFREPORT.PDF
A1-PLN18-056_AREAMAPS.PDF
A2-PLN18-056_REVIEW.PDF
A3-MARTINEZ MTN ESTATES II CCRS.PDF
A4-PLN18-56_DILIONE_FRONT_VAR-NARRATIVE.PDF
A5-PLN18-56_DILIONE_FRONT_VAR-PLANS_REVIII.PDF
A6-PLN18-56_DILIONE_FRONT_VAR-SITEPLAN_REVIII_20180301.PDF

LIQUOR BOARD

A. **Special Event Permit For The Humane Society Of Pagosa Springs , Inc.**

This is an application for a Special Event Permit for the Humane Society of Pagosa Springs, Inc., to sell malt, vinous, spirituous liquor at the PLPOA Clubhouse located at 230 Port Ave. on June 30, 2018. 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:

[HUMANE SOCIETY 6-30-2018.PDF](#)
[HUMANE SOCEITY LETTER OF PERMISSION.PDF](#)

B. **Special Event Permit For The Mineral County Fairgrounds Association**

This is an application for a Special Event Permit for the Mineral County Fairgrounds Association to sell malt, vinous, spirituous liquor at the Thursday Night Rodeo located at the Western Heritage Event Center, 344 A Hwy 84 on June 14, 21, 28 July 12, 19, 26, and August 9, 2018. 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:

[MINERAL COUNTY FAIRGROUNDS ASSOC. 2018 SPECIAL EVENT PERMIT.PDF](#)

C. **Consideration Of A Beer An Wine Liquor License For Smoken Moe's Unreal BBQ DBA Smoken Moe's**

This is a new application for a Beer and Wine Liquor License for Smoken Moe's Unreal BBQ dba Smoken Moe's located at 68 Bastille Dr. Pagosa Springs, Colorado. This application has been reviewed and the applicants have submitted fingerprints to CBI. The application is complete and the proper fees have been collected. The Sheriff's Office has completed their background check and the Building Department has inspected the premises and has been posted for the required ten (10) days prior to today's hearing.

Presenter Flora Goheen
Presenter's Title Administrative Assistant

Documents:

[NEW APP SMOKEN MOES UNREAL BBQ.PDF](#)

D. **Consideration Of A Temporary Liquor Permit For Smoken Moe's Unreal BBQ DBA Smoken Moe's**

This is a request for a ninety (90) day temporary liquor permit for a Beer and Wine License for Smoken Moe's Unreal BBQ DBA Smoken Moe's located at 68 Bastille Dr. Unit #1 Pagosa Springs, Colorado. The application is complete and the proper fees have been submitted. The Building Department has inspected the premises and the Sheriff's Office has completed their background check. Fingerprints were submitted to the Colorado Bureau of Investigations for

the purpose of conducting fingerprint - based criminal history records check.

Presenter Flora Goheen
Presenter's Title Administrative Assistant

Documents:

[SMOKEN MOES TEMP.PDF](#)

LOCAL LICENSING AUTHORITY

A. Consideration Of A Renewal Of A Retail Marijuana Optional Premises Cultivation C Enter License For Bell's Naturals II, LLC.

This is a renewal of a Retail Marijuana Optional Premises Cultivation Center License for Bell's Naturals II, LLC located at 765 Industrial Circle. There are no changes, the application is complete and the proper feed have been paid.

Presenter Flora Goheen
Presenter's Title Administrative Assistant

Documents:

[BELLS RENEWAL 2018.PDF](#)

CONSENT AGENDA

A. PAYROLL, PAYABLE WARRANTS AND PURCHASE CARDS

May 2, 2018 - May 15, 2018

B. REGULAR MEETING MINUTES

Regular Meeting Minutes 04-17-2018

Regular Meeting Minutes 04-17-2018

Documents:

[04-17-18R.PDF](#)

C. Approval Of The Upper San Juan Hospital District Emergency Medical Services Ambulance Licenses

Pursuant to CRS 25-3.5-301, Upper San Juan Health Services District is requesting a license to provide ambulance service in Archuleta county. The areas to be served includes Archuleta county and portions of Mineral and Hinsdale Counties.

Documents:

[AMBULANCE RENEWAL 2018.PDF](#)

D. Letter Of Support For Blueprint 2.0 - Growing Your Outdoor Recreation Industry

Documents:

[LETTER OF SUPPORT FOR BLUEPRINT 2.0.PDF](#)
[BLUEPRINT 2.0 - OUTDOOR RECREATION INDUSTRY_DRAFTV1.PDF](#)

E. Consideration Of An Allocation From The Appropriated Tourism Fund Budgeted Reserves To Donate To The Pagosa Area Chamber Of Commerce

The Tourism Board (Town) would like to donate funds to the Chamber of Commerce to introduce an Adventure Package Raffle, the proceeds of which will in part be used to promote tourism. Each entity is providing \$10,000 in 2018 in order to purchase the package to be raffled off. As this was not budgeted in 2018, given the idea came to fruition after the budget had been approved and the Chamber recently received the raffle license through the state, funds provided by the Tourism Board will need to be pulled from reserves.

Documents:

[AGENDA BRIEF - TOURISM BOARD ALLOCATION FROM RESERVES - PDF.PDF](#)

F. Consideration Of Resolution 2018 - ____ To Consolidate 2 Lots Into 1 Pagosa Highlands Estates Owned By Henry M. Dearmon And Cathy Dearmon

This request is to consider the Resolution authorizing the consolidation of Lots 182 and 183 Pagosa Highlands Estates, to become Lot 182X owned by Henry M. Dearmon and Cathy Dearmon

Documents:

[LOT CONSOLIDATION - DEARMON.PDF](#)
[DEARMON TITLE WORK.PDF](#)

G. Consideration Of Resolution 2018- ____ To Consolidate 2 Lots Into 1 Holiday Acres Unit Two Block 2 Owned By Linda C. Lattin And Ernest L. Lattin

This request is to consider the Resolution authorizing the consolidation of Lots 3 and 4, Block 2, Holiday Acres Unit No. 2 and a Replat of a Portion of Unit No. 1 Holiday Acres Subdivision, to become Lot 3X owned by Linda C. Lattin and Ernest L. Lattin

Documents:

[LOT CONSOLIDATION - LATTIN .PDF](#)
[LATTIN O AND E REPORT.PDF](#)

CONTINUED ITEMS

A. Consideration Of The Acceptance Of A Grant For The Court Security Agreement/Contract

Provided for your consideration is the acceptance of the Court Security Officer Grant. Archuleta County has agreed to enter into a grant with the Colorado State Court Administrators Office for a Court Security Grant.

Documents:

[2018 COURT SECURITY GRANT APPLICATION.PDF](#)

B. Consideration Of The Acceptance Of An Emergency Grant For The Court Security Agreement/Contract

Provided for your consideration and acceptance of the Emergency Grant for the Court Security Officer. Archuleta County has agreed to enter into a grant with the Colorado State Administrators Office for a Court Security Grant. While all court are annual in nature, this one is even less predictable as it is for emergent situations. It is critical that the selected individual be aware that the funding for the position is fixed (1) one year term.

Documents:

[EMERGENCY COURT SECURITY GRANT.PDF](#)

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

EXECUTIVE SESSION

Pursuant to:

Colo. Rev. Stat. § 24-6-402 (4)(b)

Conferences with an attorney for the local public body for the purposes of receiving legal advice on specific legal questions. Mere presence or participation of an attorney at an executive session of the local public body is not sufficient to satisfy the requirements of this subsection (4).

Colo. Rev. Stat. § 24-6-402

Determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators for ongoing disputes with the Colorado State Courts.

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.