



ARCHULETA COUNTY
BOARD OF COUNTY COMMISSIONERS

Pursuant to the State's Public Health Order 20-35 dated October 23, 2020, no more than 10 people may gather together for a meeting. It is therefore HIGHLY ENCOURAGED for the Public to Join via ZOOM Conference Call as you may not be allowed to be in the meeting room - Please contact County Administration at 970-264-8300 for log-in information

CALL TO ORDER THE REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS OF NOVEMBER 2, 2020 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

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).

REPORTS

A. ACDHS 3rd Quarter Report 2020

Each quarter the Department of Human Services provides a report including statistical and performance measure information for a number of our high-level programs. The attached report includes information from the third quarter (July, August and September 2020).

Presenter	Matthew A. Dodson, LCSW
Presenter's Title	Director, Archuleta County Department of Human Services

Documents:

[ACDHS 3RD QUARTER 2020.PDF](#)

BOARD OF EQUALIZATION

A. Consideration And Approval Of Mutual Release And Settlement Agreement With Wal-Mart, Inc.

The Board of Equalization of Archuleta County ("BOE") and Walmart, Inc. are involved in a lawsuit whereas Walmart appealed the BOE's 2019 tax year valuation of Walmart's business personal property at the Walmart Supercenter in Pagosa Springs. This Mutual Release and Settlement Agreement provides the terms and conditions of settlement.

Presentor Todd Weaver
Presentor's Title County Attorney

Documents:

[WALMART V ACBOE - MUTUAL RELEASE AND SETTLEMENT AGREEMENT_FINAL.PDF](#)

LAND USE REGULATION HEARING

A. Public Hearing Of A Board Conditional Use Permit For Visionary Broadband At 1683 Kleckner Lane, Pagosa Springs (PLN20-163)

Visionary Broadband, represented by M&M Construction Services, has applied for a Conditional Use Permit on property located at 1683 Kleckner Lane in Pagosa Springs, CO, legally described as a tract of land lying and being in Lot 1 of Section 2, Township 36 North, Range 3 West, N.M.P.M., Case #PLN20-163, property owner is the Board of County Commissioners of Hinsdale County. The property is zoned Agricultural Forestry. The existing use on the property is a county road maintenance facility. The proposal is to add a telecommunication tower to the site.

Presentor Brad Callender
Presentor's Title Development Director

Documents:

[KLECKNER PRESENTATION.PDF](#)
[KLECKNER STAFF REPORT.PDF](#)
[KLECKNER MAPS.PDF](#)
[KLECKNER NARRATIVE.PDF](#)
[KLECKNER BROADBAND COMMITMENT.PDF](#)
[KLECKNER DEVELOPMENT PLANS.PDF](#)
[KLECKNER TOWER ELEVATION.PDF](#)
[KLECKNER SITE PLAN.PDF](#)

B. Public Hearing Of A Board Conditional Use Permit For Visionary Broadband At 483 Cliffside Place, Pagosa Springs (PLN20-164)

Visionary Broadband, represented by M&M Construction Services, has applied for a Conditional Use Permit on property located at 483 Cliffside Place in Pagosa Springs, CO, legally described as Lot 11 of Pagosa Peak Estates subdivision in Section 14, Township 36 North, Range 2.5 West, N.M.P.M., Case #PLN20-164, property owner is Ann Jenkins Rohrbacher, Laura Rohrbacher Moore, and Timothy Sean Moore. The property is zoned Agricultural Estate. The existing use on the property is a single-family residence. The proposal is to add a telecommunication tower to the site.

Presentor Brad Callender
Presentor's Title Development Director

Documents:

[CLIFFSIDE PRESENTATION.PDF](#)
[CLIFFSIDE STAFF REPORT.PDF](#)
[CLIFFSIDE MAPS.PDF](#)
[CLIFFSIDE NARRATIVE.PDF](#)
[CLIFFSIDE HOA APPROVAL.PDF](#)
[CLIFFSIDE EQUIPMENT SPECS.PDF](#)
[CLIFFSIDE REPRESENTATIVE PHOTO.PDF](#)
[CLIFFSIDE SITE PLAN.PDF](#)

C. Public Hearing Of A Board Conditional Use Permit For Visionary Broadband At 155 Travis Place, Pagosa Springs (PLN20-165)

Visionary Broadband, represented by M&M Construction Services, has applied for a Conditional Use Permit on property located at 155 Travis Place in Pagosa Springs, CO, legally described as Lot 4A and Lot 4B of Pagosa Alpha Section subdivision in Section 23, Township 35 North, Range 2 West, N.M.P.M., Case #PLN20-165, property owner is Brian G. and Carleen A. Mangold, Trustees of the Mangold Family Trust dated January 21, 2020. The property is zoned Agricultural Estate. The existing use on the property is a single-family residence. The proposal is to add a telecommunication tower to the site.

Presenter Brad Callender
Presenter's Title Development Director

Documents:

[TRAVIS PRESENTATION.PDF](#)
[TRAVIS STAFF REPORT.PDF](#)
[TRAVIS MAPS.PDF](#)
[TRAVIS NARRATIVE.PDF](#)
[TRAVIS HOA APPROVAL.PDF](#)
[TRAVIS NEIGHBOR CONCERNS.PDF](#)
[TRAVIS APPLICANT RESPONSE TO NEIGHBOR CONCERNS.PDF](#)
[TRAVIS REPRESENTATIVE PHOTO.PDF](#)
[TRAVIS SITE PLAN.PDF](#)

D. Public Hearing Of A Board Conditional Use Permit For Visionary Broadband At 1122 US Hwy 84, Pagosa Springs (PLN20-166)

Visionary Broadband, represented by M&M Construction Services, has applied for a Conditional Use Permit on property located at 1122 US Hwy. 84 in Pagosa Springs, CO, legally described as a tract of land located in the South Half of Section 19, Township 35 North, Range 1 West, N.M.P.M., Case #PLN20-166, property owner is the Board of County Commissioners of Archuleta County. The property is zoned Agricultural Ranching. The existing use on the property are county offices and the county road and maintenance facility. The proposal is to add a telecommunication tower to the site.

Presenter Brad Callender
Presenter's Title Development Director

Documents:

[84 PRESENTATION.PDF](#)
[84 STAFF REPORT.PDF](#)
[84 MAPS.PDF](#)
[84 NARRATIVE.PDF](#)
[84 BROADBAND COMMITMENT.PDF](#)
[84 TOWER ELEVATION.PDF](#)

CONSENT AGENDA BY BOCC/LIQUOR BOARD

A. Consideration And Approval Of A Hotel & Restaurant License Renewal For 2 Chicks And A Hippie LLC

This is a renewal of a Hotel & Restaurant liquor license for 2 Chicks & A Hippie LLC dba 2 Chicks & A Hippie located at 117 Navajo Trail Drive, Suite A in Pagosa Springs, Colorado. This renewal includes no changes. The application is complete and the proper fees have been paid. The Sheriff's Office and the County Building Department have completed their inspections and found no issues. The financial impact to the county is the fees paid per the county fee schedule and staff recommends approval of this license renewal. Responsible Staff: Mary Helminski, Liquor Licensing Agent.

Documents:

[RENEWAL APPLICATION- REDACTED.PDF](#)

CONSENT AGENDA

A. PAYROLL, PAYABLE WARRANTS AND PURCHASE CARDS

October 21, 2020 - November 2, 2020

B. REGULAR MEETING MINUTES

Regular Meeting Minutes 10/06/2020

Draft of the Regular Meeting Minutes from October 6, 2020 for approval.

Documents:

[10-06-2020R.PDF](#)

Regular Meeting Minutes 10/20/2020

Draft of the Regular Meeting Minutes from October 20, 2020 for approval.

Documents:

[10-20-2020R.PDF](#)

C. Consideration And Renewal Of The Los Pinos Fire Protection District Ambulance Licenses

Pursuant to C.R.S. 25-3.5-301, Los Pinos Fire Protection District is requesting a renewal of the licenses to provide ambulance service in Archuleta County.

Documents:

[ARCHULETA AMBULANCE LICENSE RENEWAL.PDF](#)

D. Consideration Of Resolution 2020- ____ To Consolidate 2 Lots Into 1 Lot In Piedra Park Subdivision No. 2A, Block 1, Owned By Roberto And Jeri Renea Aranda

This request is to consider a Resolution authorizing the consolidation of Lots 11 and 12, Piedra Park Subdivision No. 2A, Block 1, to become Lot 11X owned by Roberto and Jeri Renea Aranda. This consolidation has been reviewed and is recommended for approval by the Development Services Director. The impact to the county budget includes fees paid per the county fee schedule, generally balanced by reduction in property taxes.

Documents:

E. Consideration And Approval Of Application And Certificate For Payment For Balance Due On Detention Center

Nunn Construction, Inc. has submitted their final invoice for the construction of the Archuleta County Detention Center. The total construction cost was \$15,285,171.11 and this final payment due is \$762,863.63. This represents the release of amounts due earlier in the construction project, but which were set aside as "retention", per the terms of the construction contract. As the project is now complete and accepted by the County, the amounts "retained" by the County may now be released to Nunn Construction.

Presenter	Scott Wall
Presenter's Title	County Administrator

Documents:

[NUNN CONSTRUCTION INVOICE.PDF](#)

F. Ratification Of The Signature Of The Chairman Of The Board Of Commissioners On A Grant Application To The Underfunded Courthouse Facility Commission

Pursuant to Resolution 2019-100 regarding construction of space to house the Archuleta County Courts, Archuleta County applied for a grant in support of construction expenses of a new court facility in November of 2019 and was awarded \$1,910,431 by the Colorado Judicial Department Underfunded Courthouse Facility Commission.

The County has submitted a second grant application, also in support of new court construction expense, requesting an additional \$850,000 from the Underfunded Courthouse Facility Commission. This second application was signed by Commissioner Maez and submitted to the Commission on October 23, 2020. We seek ratification of that action at this time.

Documents:

[UCFC GRANT APPLICATION 10-23-2020.PDF](#)
[RESOLUTION NO. 2019-100.PDF](#)

G. Ratification Of The Chairman's Signature On A Contract Amendment For Health Care Personnel And Administration With Turn Key Health Clinics LLC

This amendment revises the commencement date of the contract to December 15, 2020 and adjusts the prorated monthly reimbursement for services for the month of December, 2020.

Documents:

[TURN KEY HEALTH CONTRACT AMENDMENT.PDF](#)

OLD BUSINESS

A. Consideration And Reallocation Of CARES Act Funding Previously Approved For Broadband Services

On October 6, 2020, the Board of County Commissioners ("BoCC") allocated \$79,000 of CARES Act Funding to the Archuleta County Broadband Services Manager for fiber connection work between the Pagosa Springs Medical Center and the La Plata Electric Association offices. After discussions with DOLA, it was determined that the project didn't qualify for CARES Act Funding. This item requests the BoCC to reallocate the \$79,000 funding to San Juan Basin Public Health District or to the Archuleta County Food Coalition.

Presenter Scott Wall
Presenter's Title County Administrator

NEW BUSINESS

A. Consideration And Appointment Of Negotiator For Sale Of Highway 84 Property

The County has received two offers to purchase the 7.53 acre lot on Highway 84. The Board of County Commissioners may appoint an individual to negotiate a final contract. Staff suggests appointing Todd Weaver, the County Attorney, as that negotiator.

Presenter Scott Wall
Presenter's Title County Administrator

B. Consideration And Approval Of State Of Colorado Grant Agreement For ESInet Install And Implementation

The state mandated migration to IP based 911 technologies will increase 911 monthly costs, as well as require funding up front for installation. Grant funding has been made available to assist with absorbing these increases. In order to receive this funding, the grant agreement must be approved and signed by the 911 authority. The first six months of recurring costs, additional to non-recurring costs for installation/implementation, will be reimbursed via this grant. Reimbursed costs total \$24,159.48.

Presenter Kati Harr
Presenter's Title Emergency Communications Director

Documents:

[STAFF REPORT FOR BOCC REG MTG 11 3 20 STATE OF CO GRANT AGRMNT SIGNATURE....PDF](#)
[CONTRACT CTGG1 SGAA 2021-2405 ARCHULETA COUNTY.PDF](#)
[2019 AMENDED FULL TARIFF.PDF](#)
[UPDATED MIGRATION DATES ESINET.PDF](#)

EXECUTIVE SESSION

Pursuant to 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 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.

