



**ARCHULETA COUNTY  
BOARD OF COUNTY COMMISSIONERS**

**CALL TO ORDER THE REGULAR MEETING OF THE BOARD OF COUNTY  
COMMISSIONERS OF JULY 16, 2019 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).

**ACKNOWLEDGEMENTS**

**A. Archuleta County Fair Royalty**

Introduction of the 2019 Archuleta County Fair Royalty:  
Fair Queen is DeAnn Schaaf  
Fair Princess is Halle Munyon  
Fair Junior Princess is Cheyenne Bechold

**REPORTS**

**A. Semiannual Report By Archuleta County Treasurer**

Pursuant to C.R.S. 30-10-709, the County Treasurer is required to give a report to the Board of County Commissioners twice each year. This will be the first report.

Presenter	Elsa White
Presenter's Title	County Treasurer

Documents:

[TREASURER SEMIANNUAL REPORT.PDF](#)

**BOARD OF ADJUSTMENT HEARING**

**A. BOA-Western Refining Request For Speedway Sign Variance, Pt. Tr. 1 Village Center, At 25 N. Pagosa Blvd.**

Allen Industries of Clearwater, FL, represented by San Juan Signs of Farmington, NM, has applied for Variance from the *Archuleta County Land Use Regulations*, for the Speedway Gas Station located on pt. Tr. 1 Village Center north of US Highway 160, at 25 N. Pagosa Blvd, Pagosa Springs, CO (PLN19-273). The property is owned by Western Refining Retail, LLC, of San Antonio, TX. Applicant is requesting variance from the Corner Sight Triangle (Sec. 5.4.7 of the Archuleta County Land Use Regulations and Sec 27.1.6.3 of the Archuleta County Road & Bridge Standards) to permit a change in business name for the existing, non-conforming monument sign (Sec. 7.2.1.3).

Presenter                      John Shepard, AICP  
Presenter's Title              Planning Manager

Documents:

[PLN19-273 SPEEDWAY\\_SIGN-BOA\\_20190716\\_STAFFREPORT.PDF](#)  
[A1-PLN19-273 AREAMAPS.PDF](#)  
[A2-REVIEW-SPEEDWAY SIGN.PDF](#)  
[A3-PLN19-273 SPEEDWAY\\_SIGN\\_VAR-NARRATIVE.PDF](#)  
[A4-PLN19-273 SPEEDWAY\\_MONUMENT\\_SIGN-SPECIFICATIONS.PDF](#)  
[A5-PLN19-271\\_272\\_273 SPEEDWAY\\_SIGNS-SURVEY\\_2005.PDF](#)

## LOCAL LICENSING AUTHORITY

### A. Consideration And Approval Of San Juan Strains, Inc. Retail Marijuana-Infused Product Manufacturer

This is a new application for a Retail Marijuana-Infused Product Manufacturing License for San Juan Strains, Inc. located at 95 Industrial Circle in Pagosa Springs, Colorado. This license will allow the facility to manufacturer products such as edibles, concentrates or tinctures. San Juan Strains needed to do a modification of premises in order to realign the facilities prior to applying for this license. They paid the applicable fees and the modification was approved in May. This new application is complete and the proper fees have been collected. The Sheriff's Office completed the background checks and the Building, Planning and Fire Departments have all inspected the premises and there are no objections. Staff recommends approval of this new license application.

Presenter                      Mary Helminski  
Presenter's Title              Executive Assistant/Paralegal

Documents:

[SJS - RETAIL MIP LICENSE APPLICATION.PDF](#)

## LIQUOR BOARD

### A. Consideration Of A Special Events Permit For The Aspen House

This is an application for a Special Events Permit for the Aspen House, to sell malt, vinous, spirituous liquor at the Keyah Grande Guest House located at 13211 W. Hwy 160 for a fundraiser on July 27, 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. The financial impact to the County is the fees paid per the County Fee schedule and Staff moves to approve this Special Events Permit.

Presenter                      Flora Goheen  
Presenter's Title              Planning Technician

Documents:

[SPECIAL EVENT 7-27-19.PDF](#)

## **CONSENT AGENDA**

### **A. PAYROLL, PAYABLE WARRANTS AND PURCHASE CARDS**

**July 3, 2019 - July 16, 2019**

### **B. REGULAR MEETING MINUTES**

**Regular Meeting Minutes 7/2/2019**

Draft of the Regular Meeting Minutes from July 2, 2019 for approval.

Documents:

[07-02-19R.PDF](#)

### **C. Ratification Of The Signature Of The Chairman Of The Board Of Commissioners Supporting An Application For The Colorado Broadband Fund Grant**

This is a letter to the Colorado Department of Regulatory Agencies supporting Visionary Broadband's application for a State of Colorado Broadband Fund Grant to improve broadband services in underserved areas of Archuleta County and in portions of southern Hinsdale County.

Documents:

[DORA VISIONARY BROADBAND LTR OF SUPPORT.PDF](#)

### **D. Resolution 2019- \_\_\_\_ To Consolidate 2 Lots Into 1 Powder Horn Subdivision Owned By Cynthia B. Mitchell Trust Dated August 2, 2001**

This request is to consider a Resolution authorizing the consolidation of Lots 1 and 2 Powder Horn Subdivision to become Lot 2X owned by Cynthia B. Mitchell Trust Dated August 2, 2001. This consolidation has been reviewed and is recommended for approval by Development Services Planning Technician, Sherrie Vick. The impact to the County budget includes fees paid per the County Fee Schedule, generally balanced by reduction in property taxes.

Documents:

[MITCHELL TRUST LC RESOLUTION 2019.DOC](#)

[MITCHELL TRUST TITLE WORK.PDF](#)

### **E. Correction To Resolution 2019-50 Recorded June 20, 2019 At Reception No. 201903419**

This request is for a Correction to Resolution 2019-50 recorded 6/20/2019 Reception No. 201903419, to add Block 7 to the consolidation which was left out of the original resolution.

This consolidation has been reviewed and is recommended for approval by Development Services Planning Technician, Sherrie Vick.

Documents:

[QUAM CORRECTION LC RESOLUTION 2019.DOC](#)

**F. Consideration Of Resolution 2019-\_\_\_ Affirming Legal Lot Status For Ciepiela**

Affirm Planning Manager's Certificate of Designation of Legal Lot Status of property owned by Marian Frances Ciepiela (aka Marian Smith Ciepiela), Anne Christopher Smith, Madolyn Story Osborne (aka Madolyn Smith Osborne), and David Andrew Smith, an approx. 20-acre tract of land being a portion of the N ½ Section 6 T34N R1W, NMPM (IDP19-135). No net fiscal impact expected.

Documents:

[IDP19-135 CERTIFICATE.PDF](#)

[RESOLUTION AFFIRMING LEGAL LOT STATUS IDP19-135.PDF](#)

**G. Consideration Of Resolution 2019-\_\_\_ Affirming Legal Lot Status For Hansen**

Affirm Planning Manager's Certificate of Designation of Legal Lot Status of property owned by Paul William Hansen and Sandra Sue Hansen, an approx. 28.6-acre tract of land being a portion of Section 9, T34N R1W NMPM, described as part of the South ½ lying West of US Highway 84 (IDP19-122). No net fiscal impact expected.

Documents:

[RESOLUTION AFFIRMING LEGAL LOT STATUS IDP19-122.PDF](#)

[IDP19-122 CERTIFICATE.PDF](#)

**H. SFY 2019-2020 Core Services Program Allocation And Plan**

Background: In 1991, Article 5.5 of Title 26 was enacted to create the Colorado Family Preservation Act. Although the program is defined in State statutes as Family Preservation, the program is referenced in Colorado Department of Human Services (CDHS) Section 7.303.1 to 7.303.17 (12 CCR 2509-4) as the Core Services Program. Pursuant to Section 26-5.5-103, C.R.S., the Core Services Program serves families with children who are at imminent risk of out-of-home placement, or who, without intervention, risks continued involvement with the child welfare system as established by rules promulgated by the State Board of Human Services. The Core Services Program goals (7.303.11) are to: A. Focus on the family strengths by directing intensive services that support and strengthen the family and/or protect the child; B. Prevent out-of-home placement of the child; C. Return children in placement to their own home; D. Unite children with their permanent families; or E. Provide services that protect the child.

County Departments of Human/Social Services (Counties) are required to submit a Core Services Program Plan for approval by the Division of Child Welfare. Counties must have the eight basic Core Services accessible to children and their families who meet the eligibility criteria for the program. Those services are Home Based Intervention, Intensive Family Therapy, Life Skills, Day Treatment, Sexual Abuse Treatment, Special Economic Assistance, Mental Health Services, and Substance Abuse Treatment. Counties also have the option to provide County Designed Services (e.g., Bridges Treatment Program).

The required annual Core Services Program Plan is due to the State Department by close of business Friday, July 27, 2019.

Staff recommends approval of the SFY 2019-2020 Core Services Program Allocation and Plan.  
Responsible staff member: Matt Dodson

Documents:

[CORE SERVICES PROGRAM.PDF](#)

#### **I. Consideration And Approval Of Public Trail Easement**

On March 19, 2019, the First Amendment to Development Agreement was signed by The Board of County Commissioners of Archuleta County, and Fairway Land Trust and River Rock Estates LLC which included a provision that Fairway Land Trust would grant to the County a written easement for the Perimeter Bike Trail for its use as a publicly accessible bicycle, hiking and/or walking trail. This document details the terms and conditions for the Perimeter Bike Trail Easement.

Documents:

[PUBLIC TRAIL EASEMENT.PDF](#)

[1ST AMEND TO DEV AGRMT - FAIRWAY LAND TRUST - FULLY EXECUTED.PDF](#)

#### **NEW BUSINESS**

##### **A. ACDHS Contract For Legal Services**

DHS is desirous of entering into an agreement with Attorney Rachel Brock, to provide legal services and representation to DHS in child welfare matters, child support matters, adult protection matters, and benefits matters. The term of this Contract shall commence as of 12:00 a.m. on July 16, 2019 and terminate at 11:59 p.m. on June 30, 2020. The total for the Contract shall not exceed \$65,000.00.

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

Documents:

[LEGAL SERVICES CONTRACT-FINAL.PDF](#)

##### **B. Resolution 2019-\_\_\_ Adopting The Economic Development Incentives Policy Statement**

This resolution adopts the Economic Development Incentives Policy Statement, which provides incentives for the expansion of existing business within Archuleta County and/or the Town of Pagosa Springs and to encourage the location of new businesses within the County and Town.

The Policy Statement is a joint effort between the County and the Town and will be voted on by the Town on July 18th.

Staff highly recommends approval of this resolution.

Presenter	Scott Wall
Presenter's Title	County Administrator

Documents:

[RESOLUTION 2019-\\_\\_\\_ ADOPTING ECONOMIC DEVELOPMENT INCENTIVES POLICY.PDF](#)  
[ECONOMIC DEVELOPMENT INCENTIVE POLICY STATEMENT.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.