ARCHULETA COUNTY PROCEEDINGS
BOARD OF COUNTY COMMISSIONERS

The Board of County Commissioners held a Regular Meeting on June 7, 2016 noting County Commissioners Clifford Lucero and Steve Wadley, County Administrator Bentley Henderson, County Attorney Todd Starr and Tonya McCann Executive Assistant. Commissioner Whiting was absent.

Vice-Chairman Lucero called the meeting to order at 1:30 p.m.

The meeting began with the Pledge of Allegiance and a moment of silence.

Disclosures and/or Conflicts of Interest
There were none.

Approval or Adjustments to Agenda
Vice-Chairman Lucero stated that 'Item A' under Land Use Regulation Hearing should have been under the Board of Adjustments as "Item A" leaving "Items B & C" to become "A & B". Also, the wrong dates were showing on the Accounts Payables, the correct dates are May 18 to June 7, 2016. **Commissioner Wadley moved to approve the agenda as amended. Vice-Chairman Lucero seconded the motion and it carried with both Commissioners Lucero and Wadley voting "Aye".**

Public Comments
Chairman Whiting stated that he was opening the floor to public comments for those wanting to comment on items not on this agenda. Comments were asked to be held to 3 minutes for each person who desired to speak. No response from the Board would be given.

- Sally Capistrant of 200 Brookhill Drive was present to ask the County to review the Land Use Regulations for Domestic Fowl. Currently, there was no allowance for residential property to own domestic fowl and rural property owners may have up to 4 chickens for a 3 acre parcel. She felt this was a good number for residential also. It was happening in the larger counties, as chickens are not a nuisance. Some counties charge a fee for first time. Vice-Chairman Lucero asked that she speak to Planning Manager John Shepard he felt this could be accomplished easily.

Acknowledgements
A. Archuleta County Department of Human Services
County Administrator Henderson presented an acknowledgement to the County Department of Human Services. They were recognized for their achievement of becoming a designated Differential Response County by the State of Colorado Department of Human Services. Matt Dodson Director of the Department of Human Services spoke on behalf of his department. Both Commissioners Wadley and Lucero spoke on how proud they were of this department. They presented a plaque to the department.

Vice-Chairman Lucero recessed the Regular Meeting and convened the Board of Adjustments at 1:52 p.m.

Board of Adjustments
Chairman Whiting swore in John Shepard Planning Manager for testimony.

A. Variance Request from Jeff Heitz dba A Affordable Storage, LLC
Planning Manager Shepard submitted a request for a Variance for the Board's consideration. Jeff Heitz dba A Affordable Storage, LLC represented by Duke Eggleston of Eggleston Kosnik, LLC had applied for a Variance from the Archuleta County Road & Bridge Design Standards Section 27.1.7.3 Design Standards for Driveways to construct a commercial access meeting County Gravel Road Standards in Sec. 27.2.3. The applicant had also applied for a Minor Amendment to the Conditional Use Permit (CUP) for storage and equipment rental with access onto US Highway 160 to take secondary access from Meadows Drive which was approved by the Planning Commission. Planning Manager Shepard asked to continue this Hearing until the next Regular Meeting to be held on July 19, 2016 allowing CDOT to consider any changes required for US Highway 160 access permits. **Commissioner Wadley moved to continue this item until July 19, 2016. Vice-Chairman Wadley seconded the motion. The motion carried with both Commissioners Lucero and Wadley voting "Aye".**

Vice-Chairman Wadley closed the Board of Adjustments and convened the Land Use Regulation Hearing at 1:44 p.m.

Land Use Regulations
Vice-Chairman Wadley swore in John Shepard Planning Manager for testimony.

A. Village Service Commercial Amendment 2016-01 Plat
Planning Manger Shepard submitted a plat for the Board's consideration. It was the Village Service Commercial Amendment 2016-01 plat. Dennis Barber, on behalf of Samuel P. & Beverly Roberts, Dennis M. Barber and John G. Fargerson and Silverado City, LLC had applied for approval this plat. It re-platted Lots 25, 26 & 27 in Village Service Commercial. The plat realigns the property line between 157 and 197 Navajo Trail. This has been going on for several years. This was accepted as a minor lot line adjustment but is actually a plat amendment. Manager Shepard stated that staff had come up with one condition: Any new development or change of use will receive the proper Land Use Permit prior to commencement. This meant that if any lots were improved the drainage issue that exists would need to be taken care of.

Dennis Barber owner said the one lot was purchased for parking lot only. They were only moving one property line over for parking space and did not touch drainage. They were only moving the line for the parking.

Commissioner Wadley asked Mr. Barber if he agreed with the one condition put on the project and he said he had no objections.

Commissioner Wadley moved to approve the plat for Village Service Commercial Amendment 2016-01. Vice-Chairman Lucero seconded the motion. Vice-Chairman Lucero asked for public comments.

- Bill Hudson of 268 Hermosa Street said it sounded like the Planning Department was saying if there are any changes to any of the two parcels drainage must be done for all 3 lots, is that

right. Planning Manager Shepard said it would be up to the County Engineer. Mr. Hudson asked again if changes affected all three lots if one lot was changed. Planning Manager Shepard said if someone did something to any lot that person would held to the corrections for the whole drainage, but only after the project was reviewed.

The motion carried with both Commissioners Lucero and Wadley voting "Aye".

B. Conditional Use Permit Request from Cimarrona POA for Cimarrona Ranch Water Utility Conditional Use Permit

Planning Manager Shepard submitted a request for the Board's consideration to grant a Conditional Use Permit for the Cimarrona Ranch Water Utility, on property owned by the Christopher S. & Lorraine M. Publow Family Trust, Parcel 2 Cimarrona Ranch. The applicant is the Cimarrona POA, represented by Ron Ault. The proposal permitted expansion of the existing water treatment facility building to house two (2) 2,500 gallon water storage tanks. The Land Use Regulations consider any water system to be a public water system. The development is 11 miles up Mill Creek Road. The existing building was constructed in 2000. Giuseppe Margiotta of Trinity Land Consultants representing Ron Ault and Cimarrona Ranch spoke. Basically, they are trying to increase the water supply. Their problem was that they are losing water into the lake. They need to increase the water supply holding facility. The building was nothing more than a building to hold the water tanks. Findings were as follows: a. The application meets the review criteria for a Conditional Use Permit in Section 3.2.3.4 of the Archuleta County Land Use Regulations, and b. The application meets the required findings for a Conditional Use Permit in Section 3.2.3.5 of the Archuleta County Land Use Regulations. The one condition was that they correct the structure address to 60 Grouse Drive. He then asked that the Board direct staff to draft a resolution memorializing these Findings and Condition of Approval at the earliest public meeting. **Commissioner Wadley moved to approve the request for the Cimarrona Ranch Water Utility Conditional Use Permit with the Findings A and B and Condition #1 and instruct staff to draft a Resolution memorializing these findings and Conditions of Approval. Vice-Chairman Wadley seconded the motion.** Vice-Chairman Lucero asked for public comment. **The motion carried with both Commissioners Lucero and Wadley voting "Aye".**

Vice-Chairman Wadley closed the Land Use Regulation Hearing and convened the Liquor Board Authority at 2:04 p.m.

Liquor Board Authority

Vice-Chairman Wadley swore in Tonya McCann Executive Assistant for testimony.

A. Transfer of Retail Liquor Store License for Old West Spirits, LLC dba Old West Spirits

Executive Assistant McCann presented an application to transfer the ownership of the Retail Liquor Store License from Old West Spirits, Inc. dba Old West Spirits to Phillip & Rachella Perrie managers of Old West Spirits, LLC dba Old West Spirits. The application was complete with the proper fees paid and fingerprints being submitted to CBI. The County Building Inspector had inspected the premises and the Sheriff had completed their background check. **Commissioner Wadley moved to approve the Transfer of Ownership for a Retail Liquor Store License for Old West Spirits, LLC dba Old West Spirits. Vice- Chairman Lucero seconded the motion.** Vice-Chairman Lucero asked for public comment. **The motion carried with both Commissioners Lucero and Wadley voting "Aye".**

B. Temporary Permit for Old West Spirits, LLC dba Old West Spirits

Executive Assistant McCann presented an application for a temporary permit for the new owners of Old West Spirits. They were requesting a 60 day permit in order to continue to run the business until the State Retail Liquor Store license was received and delivered by the County. The required fees had been paid. **Commissioner Wadley moved to approve the 60-day Temporary Permit for Old West Spirits, LLC dba Old West Spirits. Vice-Chairman Lucero seconded the motion.** Vice-Chairman Lucero asked for public comment. **The motion carried with both Commissioners Lucero and Wadley voting "Aye".**

Vice-Chairman Wadley closed the Liquor Board Authority and reconvened the Regular Meeting at 2:07 p.m.

Consent Agenda

A. Regular Meeting Minutes
May 17, 2016

B. Special Meeting Minutes
May 24, 2016

C. Payroll, Payable Warrants and Purchase Cards for May 18, 2016 through June 7, 2016

General Fund Payable	274,424.14
Road and Bridge Fund Payable	412,760.06
Department of Human Services Fund Payable	78,295.99
1A Fund Payable	17,455.65
All Combined Dispatch Fund Payable	15,467.99
Conservation Trust Fund Payable	7,500.00
Solid Waste Fund Payable	5,743.41
Airport Fund Payable	1,961.99
Fleet Fund Payable	33,030.11
Total	$ 846,639.34
General Fund Payroll	305,952.39
Road and Bridge Fund Payroll	78,041.68
Department of Human Services Fund Payroll	29,988.72
All Combined Dispatch Fund Payroll	34,628.42
Solid Waste Fund Payroll	14,896.56
Airport Fund Payroll	8,146.56
Fleet Fund Payroll	17,499.95
Total	$ 489,154.28

D. Renewal of the Tavern Liquor License for Turkey Springs Trading Post

E. Hangar 510F assignment of the Hangar Ground Lease from Mike Entz to John Vander Horck

F. Resolution 2016-35 Lot Consolidation of lots in Pagosa Village Service Commercial for Jay Ross & Stacey M. Lewis

G. Resolution 2016-36 Lot Consolidation of lots in Pagosa Meadows Unit 2 for M. Ray Brown

H. Resolution 2016-37 Lot Consolidation of lots in The Ranch Community for Ralph W. & Melanie T. Head

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County Administrator Henderson read the Consent Agenda as amended. **Commissioner Wadley moved to approve the Consent Agenda as amended. Vice-Chairman Lucero seconded the motion and it carried with both Commissioners Lucero and Wadley voting "Aye".**

New Business

A. Archuleta County Coroner's Training Policy

County Coroner Keuning submitted a training policy he was asking the Board to approve. Pursuant to C.R.S. 30-10-601.8(6), each coroner was to create and publish a policy for the training of deputy coroners and the policy must be available for inspection. **Commissioner Wadley moved to approve the Archuleta County Coroner's Training Policy. Vice-Chairman Lucero seconded the motion.** Vice-Chairman Lucero asked for public comment. **The motion carried with both Commissioners Lucero and Wadley voting "Aye".**

B. Amendment No. 2 of the Archuleta County Incentives Program SFY 2016/17 for Department of Human Services

Isabel Vita Resource Manager for the Archuleta County Department of Human Services presented an agreement for the Board's consideration. The Department of Health Care Policy & Financing (HCPF) established an incentives program for counties that achieve certain incentive performance standards related to Medicaid eligibility and cooperation with other Medicaid related entities for SFY 2014-15. The Archuleta county Department of Human Services had been actively involved in and a recipient of incentive funding since the program's inception. The purpose of this Amendment is to add exhibits and update the incentives standards for SFY 2016/17. The Incentive Performance Standards for SFY 2016/17 are: Timeliness, Collaboration, Training and MEQIP. If all performance standards are achieved they could earn up to $14,029.46 which go back into the incentive program. **Commissioner Wadley moved to approve the Department of Health Care Policy and Financing Agreement and Archuleta County Incentives Program Contract SFY 2016/17. Vice-Chairman Lucero seconded the motion.** Vice-Chairman Lucero asked for public comment**. The motion carried with both Commissioners Lucero and Wadley voting "Aye".**

C. FBO Airport Hangar Door

County Administrator Henderson submitted a request for the Board's consideration. He submitted two items having to do with the replacement of the hangar door at the Archuleta County Airport. The project would be a County managed activity with two sub-contracts. One being Western Industrial Door to provide and install the new door. The second being Talamante Construction to provide construction services as they relate to the structural, electrical and trim components for the installation. The total project cost would be $294,734.30 with amount being identified in last year's budget and does need a match. **Commissioner Wadley moved to approve the award for the purchase and installation of a hangar door to Western Industrial Door in an amount not to exceed $269,500 and to authorize the execution of the contract with Talamante Construction for construction services related to the installation of the door in the amount of $25,234.34. Vice-Chairman Lucero seconded the motion.** Vice-Chairman Lucero asked for public comment.

- Bill Hudson of 268 Hermosa Street asked if the FBO, since they were renting, were participating in the cost. County Administrator Henderson answered this was being done by and for Archuleta County.

The motion carried with both Commissioners Lucero and Wadley voting "Aye".

D. 2016 Compensation and Salary Survey by Austin Peters Group of Fort Collins

County Administrator Henderson submitted a contract for the Board's consideration. Austin Peters Group of Fort Collins, Colorado is going to conduct a Classification and Compensation Study for a fee not to exceed $29,025. This item came up during 2015 budget deliberations. Commissioner Wadley spoke about how much time and money goes into recruiting and training an employee then losing them. He asked Archuleta County Human Resource Director how much turn over the County had. Bob Smith H/R Director said last year it was between 25% & 28%. This year had not slowed down any. A discussion was held regarding the cost of the survey. The amount going to the Study would be more than expected but the bottom line budget for doing the survey covers the amount. This is actually a three phase process. **Commissioner Wadley moved to approve the contract with Austin Peters Group of Ft Collins Colorado to conduct a Classification and Compensation Study in the amount not to exceed $29,025. Vice-Chairman Lucero seconded the motion.** Vice-Chairman Lucero asked for public comment.

- Bill Hudson asked why the County would be paying $15,000 in this contract to interview employees, would the County Human Resource Director not be able to do this. It seemed a waste of money. He also said that the school was at 18% and didn't know the hospital but he thought the problem was really housing. No one can afford the housing around the County because it's not affordable.

The motion carried with both Commissioners Lucero and Wadley voting "Aye".

E. Archuleta County Classification Pay Scale

County Human Resource Administrator submitted a change to the Classification Pay Scale for the County. The Human Services Department had reclassified their part-time grant funded Fraud & Claims Technician Position by combining it with grant funding they had received for a part-time Case Services Aid position., It will become a full-time position that requires being added to the Position Classification Pay Scale. **Commissioner Wadley moved to approve the addition of a Case Services Aid-Fraud & Claims Technician to the Classification Pay Scale. Vice-Chairman Lucero seconded the motion**. Vice-Chairman Lucero asked for public comment. **The motion carried with both Commissioners Lucero and Wadley voting "Aye"**.

F. Resolution 2016-33 dated May 24, 2016 to become Resolution 2016-33A

Tonya McCann Executive submitted a request to the Board. Resolution 2016-33 Committing Funds from the Board of County Commissioners Contingency in Support of the purchase of an ATV for the Upper San Juan Search and Rescue Organization was accidentally numbered making a duplicate resolution number. This resolution would be renumbered to 2016-33A with a Recorder's Note added to the original resolution as explanation of renumbering and would be re-recorded in the Clerk and Recorder's Office. **Commissioner Wadley moved to approve changing the number of Resolution 2016-33 dated May 24, 2016 to become Resolution 2016-33A with the correction being made on the original resolution, a Recorder's Note being added to the resolution as explanation of the number correction and the resolution being re-recorded in the County Clerk & Recorder's Office. Vice-Chairman Lucero seconded the motion.** Vice-Chairman Lucero asked for public comment. **The motion carried with both Commissioners Lucero and Wadley voting "Aye".**

Public Comments

Chairman Whiting stated that he was opening the floor to public comments for those wanting to comment on items not on this agenda. Comments were asked to be held to 3 minutes for each person who desired to speak. No response from the Board would be given.

Media Questions

Bill Hudson asked about the Board's decision to purchase the connecting property to the current courthouse. He had missed the meeting and was curious as to the reason the Board was interested in the property. A discussion ensued about the County being in negotiations for the property so the Board could not talk about it. Then it was said that the Board had decided in an Executive Session so they could still not discuss the issue. Mr. Hudson stated again that he was just asking why, not for any costs or anything else, just why the Board felt the need to have the property. County Attorney Starr suggested Mr. Hudson get with the County Administrator.

Acknowledgement of new employees

County Administrator Henderson introduced the new County Engineer Bob Perry who had been with the County 6 weeks now and the new Road & Bridge Supervisor Susan Goebel-Canning who had been here for about 6 hours. Ken Feyen the Public Works Director was thanked for all he had done for the County in his tenure.

Commissioner Comments

Both Commissioners Lucero and Wadley thanked Ken Feyen for all he had done for the County while in his position as Public Works Director.

Executive Session

With no further business coming before the Board, the meeting was adjourned at 2:40 p.m.

_____ Approved this 21st day of June, 2016.

June Madrid
County Clerk & Recorder

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Clifford Lucero, Vice Chairman

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