

**ARCHULETA COUNTY PROCEEDINGS
BOARD OF COUNTY COMMISSIONERS**

The Board of County Commissioners held a Regular Meeting September 15, 2020 noting County Commissioners Ronnie Maez, Steve Wadley and Alvin Schaaf, County Administrator Scott Wall, County Attorney Todd Weaver and County Clerk and Recorder Kristy Archuleta were present.

Chairman Maez called the meeting to order at 1:30 p.m. with the Pledge of Allegiance and a moment of silence.

Disclosures and/or Conflicts of Interest

Chairman Maez asked for any disclosures or conflicts of interest between the Board and the agenda. There were none.

Approval or Adjustments to Agenda

Executive Session per 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. **Commissioner Wadley moved to approve the agenda as presented. Commissioner Schaaf seconded the motion and it carried unanimously.**

Public Comments

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

Lisa Jensen, 1252 Loma Linda Dr., stated San Juan Basin Health asked for \$150,000.00 from the CARES Act Funding and she did not feel comfortable that the Board had not approved it. The School District asked for money for broadband and she agreed it was important but did not understand why the Board had not contributed their fair share to the Health Department. Health Departments were underfunded and this one was no different.

Proclamation

A. Constitution Week

Tanice Ramsperger, Regent of the Sarah Platt Decker Chapter of National Society of DAR, presented a proclamation declaring the week of September 17-23, 2020 as Constitution Week in Archuleta County. **Commissioner Schaaf moved to proclaim September 17-23, 2020 as Constitution Week in Archuleta County as presented. Commissioner Wadley seconded the motion and it carried unanimously.**

Chairman Maez recessed the Regular Meeting and convened the Board of Equalization 1:42 at p.m.

Board of Equalization

A. Assessor's Annual Report

Johanna Tully-Elliott, Statistician, presented the Annual Assessor's Report of Valuation.

Chairman Maez adjourned the Board of Equalization and reconvened the Regular Meeting at

1:44 p.m.

Consent Agenda

A. Payroll, Payable Warrants and Purchase Cards

Payable Warrants for dates of September 2nd-September 15th, 2020

General Fund Payable	159,000.63
Road and Bridge Fund Payable	56,191.23
Department of Human Services Fund Pa 1A Fund	31,832.80 115.00
All Combined Dispatch Fund Payable	43,265.20
Conservation Trust	-
Justice System Capital Fund	271,476.28
Solid Waste Fund Payable	95,421.27
Airport Fund Payable	4,539.60
Fleet Fund Payable	39,252.94
Total	701,094.95

Payroll Warrants for dates of September 2nd-September 15th, 2020

General Fund Payroll	197,951.05
Road and Bridge Fund Payroll	40,013.75
Department of Human Services Fund Pa	38,095.68
All Combined Dispatch Fund Payroll	23,697.15
Solid Waste Fund Payroll	9,427.49
Airport Fund Payroll	4,667.62
Fleet Fund Payroll	8,272.42
Total	322,125.16

Payable Wire Transfers for dates of September 2nd-September 15th, 2020

General Fund Payable	1,076.97
Road and Bridge Fund Payable	-
Department of Human Services Fund Pa 1A Fund	- -
All Combined Dispatch Fund Payable	-
Conservation Trust	-
Justice System Capital Fund	-
Solid Waste Fund Payable	-
Airport Fund Payable	-
Fleet Fund Payable	-
Total	1,076.97

B. Regular Meeting minutes 9/1/2020

C. Approval of Intergovernmental Agreement with TARA Community Center for a Ballot Drop Box

D. Resolution 2020-205 Further Extending the Declaration of Local Disaster

- E. Resolution 2020-206 Lot Consolidation in TwinCreek Village owned by Cathy A. Rose
- F. Ratification of the Chairman's Signature on Construction Agreement with Nunn Construction
- G. Ratification of the Chairman's Signature on Letters to Local Waste Haulers regarding speed on County Road 500

Scott Wall, County Administrator, read the Consent Agenda for the record.

Commissioner Wadley moved to approve the consent agenda as presented. Commissioner Schaaf seconded the motion and it carried unanimously.

Old Business

A. Approval of Lease Agreement with La Plata Electric Association, Inc.

Scott Wall, County Administrator, presented a Lease Agreement between La Plata Electric Association, Inc. (LPEA), the Bureau of Land Management (BLM), the State of Colorado, Governor's Office of Information Technology, Public Safety Communication Network and Archuleta County setting the terms for shared space on an LPEA communications tower located in Chromo on BLM property. **Commissioner Schaaf moved to approve a Lease Agreement with La Plata Electric Association, Inc. for rental of space on a communications tower near Chromo at an annual rental rate not to exceed \$100.00 as presented. Commissioner Wadley seconded the motion and it carried unanimously.**

New Business

A. Allocation of a Portion of the CARES Act Funding to the Archuleta School District 50JT

Scott Wall, County Administrator, presented a request from Archuleta School District 50JT requesting funds in the amount of \$57,500.00 from CARES Act Funding to purchase Juno Amplification Equipment. The equipment would help teachers communicate with students in the classroom and students that were remote. **Commissioner Wadley moved to allocate \$57,500.00 of CARES Act Funding to the Archuleta School District 50JT for the purchase of Juno Amplification Equipment as presented. Commissioner Schaaf seconded the motion and it carried unanimously.**

B. Approval of Letter of Opposition to National Forest Service

Todd Weaver, County Attorney, presented a letter of opposition from the Board of County Commissioners to the possible closing and decommissioning of National Forest Service Road 653. The Pagosa Ranger District of the San Juan National Forest released a draft Environmental Assessment for the proposed Valle Seco 2019 Land Exchange Project for public comment. **Commissioner Schaaf moved to approve a letter of opposition to close National Forest Service Road 653 as presented. Commissioner Wadley seconded the motion and it carried unanimously.**

C. Approval to Extend Tower Height and to Allocate CARES Act Funding

Scott Wall, County Administrator, presented in July of 2019 the Board issued a letter of commitment to allow Visionary Broadband usage of county-owned property at 1122 Hwy 84 for the purpose of constructing and powering an approximately 60-foot tower to provide and expand access to high quality fixed wireless internet. Visionary requested authorization to amend the height of the tower

from 60-feet to 100-feet to gain extra viewshed for internet and to, also, support cellular services at the location. It would assist with distance learning for students in the upper 84 and Mill Creek areas, but also provide cellular coverage to the County Fairgrounds. They requested to allocate \$55,000.00 from CARES Act Funding to cover the increased cost of the larger tower. **Commissioner Wadley moved to approve the height increase for the communications tower being constructed at the County's Road and Bridge building from 60-feet to 100-feet as presented. Commissioner Schaaf seconded the motion and it carried unanimously.**

Commissioner Wadley moved to allocate \$55,000.00 of CARES Act Funding to cover the cost of the increased height to the communications tower being constructed at the County's Road and Bridge building as presented. Commissioner Schaaf seconded the motion and it carried unanimously.

D. Approval of Assignment of Lease with Archuleta County Housing Authority

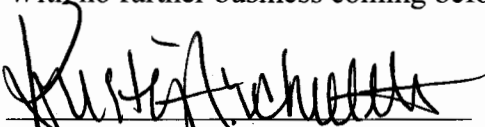
Scott Wall, County Administrator, presented in April of 2019 the Board entered into a Ground Lease with Archuleta County Housing Authority (ACHA) to develop affordable housing on property located on Hot Springs Blvd. The Ground Lease provided the housing project would contain approximately forty rental units. The Assignment of Lease assigned the terms of the Ground Lease to Rose Mountain Townhomes LP and adjusted the number of rental units to thirty-four. **Commissioner Schaaf moved to approve an Assignment of Ground Lease from Archuleta County Housing Authority to Rose Mountain Townhomes LP as presented. Commissioner Wadley seconded the motion and it carried unanimously.**

Public Comments

Chairman Maez stated he was opening the floor for 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 desiring to speak. No response from the Board would be given.

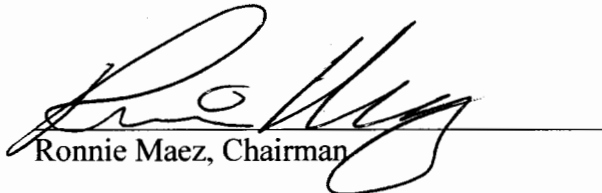
Commissioner Comments

With no further business coming before the Board, the meeting was adjourned at 1:58 p.m.



Kristy Archuleta
Archuleta County Clerk & Recorder

Approved this 6th day of October, 2020.



Ronnie Maez, Chairman

RESOLUTION 2020-205

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ARCHULETA COUNTY, FURTHER EXTENDING THE DECLARATION OF A LOCAL DISASTER PURSUANT TO C.R.S. § 24-33.5-709

WHEREAS, COVID-19 is a highly contagious virus that originated in China and has since spread to numerous countries around the world, including the United States; and,

WHEREAS, L. Scott Wall, Archuleta County Administrator, issued a Declaration of Local Disaster pursuant to C.R.S. §24-33.5-709 (the "Declaration") in response to the COVID-19 pandemic; and,

WHEREAS, on March 17, 2020, the Board adopted and approved Resolution 2020-95 extending the Declaration until April 21, 2020; and,

WHEREAS, the Declaration was further extended by resolutions on April 21, 2020, May 5, 2020, June 2, 2020, July 7, 2020, and August 4, 2020; and,

WHEREAS, Governor Polis declared a state of emergency in the State of Colorado on March 9, 2020, President Trump declared a nation-wide state of emergency on March 13, 2020, and the San Juan Basin Health Department declared a local disaster on March 16, 2020, all in response to the spread of COVID-19 within the State and Nation; and,

WHEREAS, the cost and magnitude of responding to and recovery from the potential impacts of COVID-19 is far in excess of the Archuleta County's available resources.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ARCHULETA COUNTY, COLORADO THAT:

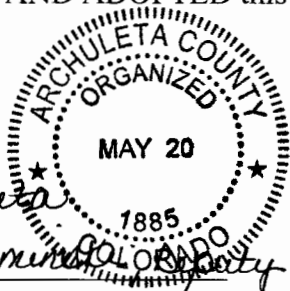
Section 1. The Declaration of Local Disaster issued L. Scott Wall, Archuleta County Administrator, on March 16, 2020 is hereby ratified by the Board and shall continue until no later than 5pm on October 20, 2020, at which time the Board will consider whether another extension of the Declaration is warranted.

Section 2. This Resolution shall become effective immediately upon adoption.

APPROVED AND ADOPTED this 15th day of September, 2020.

ATTEST:

Kristy Archuleta
by Mary Helms
Kristy Archuleta,
County Clerk & Recorder



BOARD OF COUNTY COMMISSIONERS
OF ARCHULETA COUNTY, COLORADO

By: *Ronnie Maez*
Ronnie Maez, Chairman

RESOLUTION 2020 – 206

**A RESOLUTION APPROVING THE CONSOLIDATION OF CERTAIN
LOTS IN ARCHULETA COUNTY, COLORADO**

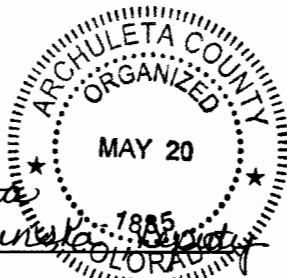
WHEREAS, the Board of County Commissioners of Archuleta County, Colorado, has heretofore adopted regulations relating to the consolidation of lots in Archuleta County, Colorado, (Resolution No. 2013-23); and

WHEREAS, the Board has received an application from Cathy A. Rose, to consolidate certain lots in Archuleta County pursuant to the regulations heretofore adopted by the Board; and

WHEREAS, the Board has found that Cathy A. Rose, has met all the requirements contained in said regulations for Lot Consolidations and the Board may consolidate the hereafter mentioned lots.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Archuleta County as follows: The Chair does hereby sign on authority granted by the Board of County Commissioners and approves the consolidation of Lots 989 and 990, in TwinCreek Village, according to the Plat thereof filed November 5, 1973, as Reception No. 78739, Archuleta County, Colorado, to become Lot 990X with the condition that if, at a future date, there is a request to split or re-subdivide the consolidated lots, the applicant must comply with the applicable Land Use Regulations in effect at the time the application is made.

APPROVED AND ADOPTED DURING A MEETING DULY AND REGULARLY CALLED, NOTICED, CONVENED AND HELD IN PAGOSA SPRINGS, ARCHULETA COUNTY, COLORADO, this 15th day of September, 2020.



ATTEST:

Kristy Archuleta
by Mary Helms
Kristy Archuleta,
Archuleta County Clerk and Recorder

The Board of County Commissioners
Archuleta County, Colorado

Ronnie Maez
Chairman Ronnie Maez

Return copy to Planning Dept.

“Virtual Sign In Sheet” September 15, 2020

PLEASE <u>PRINT</u> NAME	TITLE	STREET ADDRESS
TANICE RAMSPENGER	Regent DAR	137 Laguna Pl.
Johanna Jolly	Statistician	411 Steep Place
Lisa Jensen		1252 Loma Linda



**ARCHULETA COUNTY
BOARD OF COUNTY COMMISSIONERS**

**The Public is Highly Encouraged to Join via ZOOM Conference Call -
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 SEPTEMBER 15, 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).**

PROCLAMATIONS

A. Constitution Week

This is to proclaim the week of September 17-23, 2020 as Constitution Week in Archuleta County.

Presenter	Joanne McCoy or Tanice Ramsperger
Presenter's Title	Sarah Platt Decker Chapter of National Society of DAR

Documents:

CONSTITUTION WEEK.PDF

BOARD OF EQUALIZATION

A. Assessor's Report To The CBOE

Annual Assessor's Report of Valuation

Presenter	Natalie Woodruff
Presenter's Title	Assessor

Documents:

ANNUAL ASSESSORS REPORT 2020.PDF

CONSENT AGENDA

A. PAYROLL, PAYABLE WARRANTS AND PURCHASE CARDS

September 2, 2020 - September 15, 2020

B. REGULAR MEETING MINUTES

Regular Meeting Minutes 9/1/2020

Draft of the Regular Meeting Minutes from September 1, 2020 for approval.

Documents:

09-01-2020R.PDF

C. Consideration And Approval Of Intergovernmental Agreement With TARA Community Center For A Ballot Drop Box

IGA with TARA Community Center to place a Ballot Drop Box at the Center.

Documents:

DROP BOX IGA.PDF

D. Consideration Of Resolution 2020-___ Further Extending The Declaration Of Local Disaster

This resolution extends the Declaration of Local Disaster which was adopted on March 17, 2020 until no later than October 20, 2020, at which time the Board will consider whether another extension of the Declaration is warranted.

Documents:

RESOLUTION 2020-___ FURTHER EXTENDING DECLARATION OF LOCAL DISASTER RE COVID 19 TO OCT 20.PDF

E. Consideration Of Resolution 2020-___ To Consolidate 2 Lots Into 1 Lot In Twincreek Village Owned By Cathy A. Rose

This request is to consider a resolution authorizing the consolidation of Lots 989 and 990 in Twincreek Village, to become Lot 990X owned by Cathy A. Rose. 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:

LOT CONSOLIDATION - ROSE.PDF

F. Ratification Of The Chairman's Signature On Construction Agreement With Nunn Construction

On September 1, 2020, the Board of County Commissioners selected Nunn Construction, Inc. as the Construction Manager for the new County Justice Center and authorized the County Administrator to negotiate the contract. The contract was finalized and signed by Commissioner Maez on September 9, 2020. The acceptance of the Guaranteed Maximum Price for the project will be on the next BoCC agenda on October 6, 2020.

Documents:

NUNN CONSTRUCTION CONTRACT.PDF

G. Ratification Of The Chairman's Signature On Letters To Local Waste Haulers

The Sheriff's Office and the Board of County Commissioners sent a unified courtesy letter to the four local companies that haul commercial and residential waste to the county landfill reminding them to adhere to the speed limits on CR 500 and other roadways. The Chairman signed the letters on September 10, 2020.

Documents:

WASTE HAULER LETTERS.PDF

OLD BUSINESS**A. Consideration And Approval Of Lease Agreement With La Plata Electric Association, Inc.**

On August 5, 2020, the Board of County Commissioners (the "County") entered into a Memorandum of Understanding with La Plata Electric Association, Inc. ("LPEA"), the Bureau of Land Management ("BLM") and the State of Colorado, Governor's Office of Information Technology, Public Safety Communication Network (the "State") setting the terms for shared space on an LPEA communications tower located on BLM property near Chromo. This Lease Agreement grants the County and the State permission to install equipment on the tower consistent with the Memorandum of Understanding. The County agrees to pay an annual rent equal to \$100 per year.

Presenter Mike Le Roux
 Presenter's Title Director of Emergency Operations

Documents:

LPEA LEASE AGREEMENT.PDF

NEW BUSINESS**A. Consideration And Approval Of Allocating A Portion Of The CARES Act Funding To The Archuleta School District 50JT**

Archuleta County's share of the CARES Act funding was approximately \$601,750.00. Archuleta County School District 50JT is requesting funds in the amount of \$57,500 to purchase Juno Amplification Equipment, which will amplify the classroom where teachers and students in the classroom can interact and talk with students that are remote.

Presenter Scott Wall
 Presenter's Title County Administrator

Documents:

JUNO SYSTEM PROPOSAL.PDF

B. Consideration And Approval Of Letter Of Opposition To National Forest Service

The Pagosa Ranger District of the San Juan National Forest released a draft Environmental Assessment for the proposed Valle Seco 2019 Land Exchange Project for public comment. This letter of opposition voices the Board of County Commissioners' opposition to the possible closing and decommissioning of National Forest Service Road 653.

Presenter Todd Weaver
 Presenter's Title County Attorney

Documents:

VALLE SECO LETTER.PDF
 LETTER OPPOSING CLOSING NFS ROAD 653.PDF
 VALLE SECO MAP.PDF

C. Consideration And Authorization To Extend Tower Height And To Allocate CARES Act Funding

In July 2019, the Board of County Commissioners (BoCC) issued a letter of commitment to allow Visionary Broadband usage of county-owned property at 1122 Highway 84 for the purposes of constructing and powering an approximately 60-foot tower to provide and expand access to high quality fixed wireless internet. Visionary has requested authorization to amend the height of the tower from 60-feet to 100-feet to gain extra viewshed for internet, and more importantly, to put in a more robust and substantial tower capable of supporting cellular services at the location. In addition, it will both assist with distance learning for students in the upper 84 and Mill Creek areas, but also provide critically needed cellular coverage to the County Fairgrounds (emergency operations center for the county), and likely support FirstNet capability for the entire upper 84 region. Upon approval of the lease, the BoCC

is also requested to allocate \$55,000 from CARES Act Funding to cover the increased cost of the larger tower.

Presenter Scott Wall
 Presenter's Title County Administrator

D. Consideration And Approval Of Assignment Of Lease With Archuleta County Housing Authority

In April 2019, the Board of County Commissioners entered into a Ground Lease with Archuleta County Housing Authority ("ACHA") to develop affordable housing on property located on Hot Springs Blvd. The Ground Lease provided that ACHA would assign the lease to a low income housing tax credit partnership (LLC or similar entity) in which ACHA and one or more tax credit investors are partners. The Ground Lease also provided that the housing project would contain approximately forty rental units. This Assignment of Lease assigns the terms of the Ground Lease to Rose Mountain Townhomes LP and adjusts the number of rental units to thirty-four.

Presenter Scott Wall
 Presenter's Title County Administrator

Documents:

ASSIGNMENT OF GROUND LEASE V2.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**).

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.

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.