

**ARCHULETA COUNTY PROCEEDINGS
BOARD OF COUNTY COMMISSIONERS**

The Board of County Commissioners held a Regular Meeting on August 2, 2022 noting County Commissioners Alvin Schaaf, Ronnie Maez and Warren Brown, County Manager Derek Woodman and Deputy County Clerk and Recorders Tomi Bliss and Hazel Wedemeyer present. Attorney Todd Weaver was absent.

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

Chairman Schaaf explained the policy for Public Comments. He stated the Board would hear public comments on any topic during the Public Comment portion of the regular meeting. Public comments would no longer be heard at the end of each meeting. A Request for Public Comment form must be completed and handed to an Administrative Staff member before the meeting begins.

Disclosures and/or Conflicts of Interest

There was 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 purpose allowed and announced prior to voting. **Commissioner Maez moved to approve the agenda as amended. Commissioner Brown seconded the motion and it carried unanimously.**

Public Comments

Wayne Bryant, 235 Rimview Ct., Pagosa Springs, CO 81147 referenced C.R.S. 1-5-603. Mr. Bryant expressed his continued dissatisfaction with Dominion Voting Machines.

Acknowledgements

A. Recognition of Archuleta County Fair Royalty

Recognition of the 2022 Archuleta County Fair Royalty. Fair Queen Gracelyn Kiker and Junior Queen Elizabeth Grimes were present. Fair Princess Sophia Alexander and Fair Junior Princess Emma Alexander were also recognized.

Reports

A. Archuleta County Treasurer's Semiannual Report

Elsa White, County Treasurer, presented the semiannual report for the dates of January 1, 2022 through June 30, 2022.

B. ACDHS Second Quarter 2022 Report

Isabel Vita, Director of Archuleta County Department of Human Services, presented the second quarterly report for Archuleta County Department of Human Services. The report provided statistical and performance measure information for a number of high-level programs.

Chairman Schaaf adjourned the Regular Meeting and convened the Liquor Board at 1:48 p.m.

Liquor Board

Chairman Schaaf swore in Jamie Jones, Administrative Assistant, for testimony.

A. Special Events Permit for the Pagosa Lakes Property Owners Association

Jamie Jones, Administrative Assistant, presented an application for a Special Events Permit for the Pagosa Lakes Property Owners Association (PLPOA) to sell Malt, Vinous and Spirituous Liquor at the PLPOA Clubhouse located at 230 Port Avenue, Pagosa Springs, CO 81147 for the Tribute to Patsy Cline Event on August 13, 2022. The Sheriff has been notified of the event. The proper fees were collected and the premises was posted for the required ten (10) days prior to today’s hearing. **Commissioner Brown moved to approve the Special Events Permit for the PLPOA for their event on August 13, 2022 as presented. Commissioner Maez seconded the motion and it carried unanimously.**

Liquor Board Consent Agenda

A. Hotel & Restaurant Liquor License Renewal for The Buck Stops Here LLC dba The Buck Stops Here Market and Eatery

Derek Woodman, County Manager, read the Liquor Board Consent Agenda for the record.

Commissioner Maez moved to approve the liquor board consent agenda as presented. Commissioner Brown seconded the motion and it carried unanimously.

Chairman Schaaf adjourned the Liquor Board and re-convened the Regular Meeting at 1:49 p.m.

Consent Agenda

A. Payable Warrants and Purchase Cards

Payable Warrants for dates of July 20 to Aug 2, 2022:	
General Fund Payable	320026.67
Road and Bridge Fund Payable	216373.26
Department of Human Services Fund Payable	24853.48
1A Fund	0.00
All Combined Dispatch Fund Payable	5831.99
Conservation Trust	0.00
Justice System Capital Fund	0.00
Solid Waste Fund Payable	36343.72
Airport Fund Payable	6281.17
Fleet Fund Payable	36508.45
Total	646218.74

Payable Wire Transfers for dates of July 20 to Aug 2, 2022:	
General Fund Payable	
Road and Bridge Fund Payable	
Department of Human Services Fund Payable	
1A Fund	
All Combined Dispatch Fund Payable	
Conservation Trust	
Justice System Capital Fund	
Solid Waste Fund Payable	
Airport Fund Payable	
Fleet Fund Payable	
Total	0.00
Payable Purchase Card Items for dates of June 24 to July 23, 2022:	
General Fund Payable	21356.47
Road and Bridge Fund Payable	2520.47
Department of Human Services Fund Payable	746.67
1A Fund	
All Combined Dispatch Fund Payable	842.97
Conservation Trust	
Justice System Capital Fund	2435.00
Solid Waste Fund Payable	637.41
Airport Fund Payable	
Fleet Fund Payable	744.21
Total	29283.20
GRAND TOTAL	675501.94

- B. Regular Meeting Minutes
07/19/2022
- C. Ratification of the Chairman's Signature on a Letter of Commitment for Watershed Health Partnership Proposal
- D. Resolution 2022-76 Lot Consolidation in Lake Forest Estates, Owned by Wayne S. Hooper and Sylvia J. Hooper
- E. Resolution 2022-77 Lot Consolidation in Pagosa Development Subdivision, Owned by Ronald D. Chasey and Windsor D. Chasey
- F. Resolution 2022-78 Lot Consolidation in Pagosa Meadows Unit Two, Owned by Stephanie Fluke
- G. Resolution 2022-79 Lot Consolidation in Aspen Springs Subdivision No. 6, Owned by Michael R. Talbot and Lisa M. Taylor
- H. Resolution 2022-80 Lot Consolidation in Aspen Springs Subdivision No. 6, Owned by Michael F. Talbot and Lisa M. Taylor
- I. Resolution 2022-81 Lot Consolidation in Rio Blanco Cabin Sites Unit One, Owned by Erik and Stacy Lee Foss

- J. Contract Amendment #2 with San Juan Area Agency on Aging Inc.
- K. Contract for Services with Healthy Archuleta

Derek Woodman, County Manager, read the Consent Agenda for the record.

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

New Business

A. Archuleta County's Employee of The Month for August 2022

Tina Woodman, Human Resources Director, stated the Employee of the Month program was created as a way to show county employees how much they are appreciated. All county employees were invited to nominate a co-worker who provides service beyond the call of duty and or exhibits core values that other employees observe and aspire to emulate. **Commissioner Maez moved to select Sam Montoia as Archuleta County's Employee of the Month for August 2022. Commissioner Brown seconded the motion and it carried unanimously.**

B. Interest and Delinquent Fee Waiver for Porter Revocable Trust

Elsa White, Archuleta County Treasurer, requested the Board waive interest and delinquent fees due to fraudulent activity on account R013717 for \$103.72. The proper 2021 taxes were collected. **Commissioner Brown moved to approve the interest and delinquent fee waiver request for Porter Revocable Trust for \$103.72 as presented. Commissioner Maez seconded the motion and it carried unanimously.**

C. Resolution 2022-82 For the Vaccination, Control and Impoundment of Dogs

Derek Woodman, County Manager, presented a resolution, which supersedes Resolution 2020-204 regarding the vaccination, control and impoundment of dogs in Archuleta County. Manager Woodman advised the changes were in section 5.3 regarding the impoundment fees. **Commissioner Maez moved to adopt Resolution 2022-82 for the vaccination and impoundment of dogs as presented. Commissioner Brown seconded the motion and it carried unanimously.**

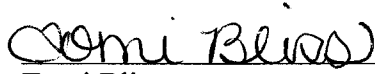
D. Resolution 2022-83 Waiving the Formal Procurement Policy for Sole-Source Software Services

Derek Woodman, County Manager, presented a resolution, which authorizes the Board to forgo the county procurement policy for the Combined Dispatch Center to enter into a contract with Oracle for Computer Automated Dispatch Cloud-Based Software services and equipment. Oracle offered to provide these services at no charge for a five-year period. **Commissioner Brown moved to adopt Resolution 2022-83 waiving the procurement process for Oracle as presented. Commissioner Maez seconded the motion and it carried unanimously.**

August 2, 2022

Commissioner Comments

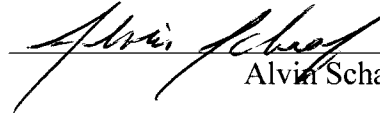
With no further business coming before the Board, the meeting adjourned at 2:00 p.m.



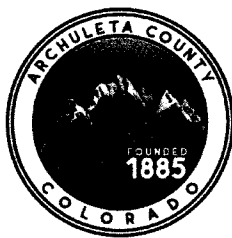
Approved this 16th day of August, 2022.

Tomi Bliss

Deputy Archuleta County Clerk & Recorder



Alvin Schaaf, Chairman



**ARCHULETA COUNTY
BOARD OF COUNTY COMMISSIONERS**

Meetings are conducted in person at the Administration Building located at 398 Lewis Street. Whenever possible, meetings will be broadcast online via Zoom, which can be accessed from a computer or phone with internet access. The County does not and cannot guarantee internet service or online broadcasting. Remote attendance is at the risk of the attendee as public meetings will continue in person regardless of the County's broadcast capability. View the Zoom Meeting at <https://zoom.us/j/91609048375?pwd=dIFFV0J1cGVKa1NHWHFsa2taeGxtZz09>

Meeting ID 916 0904 8375 - Passcode 4141885

**CALL TO ORDER THE REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS
OF AUGUST 2, 2022 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 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. Please complete the Public Comment Request Form and submit to an Administrative Staff member prior to the beginning of the meeting. Please keep your comments to three (3) minutes. The Board is not required to discuss or reply to your comment.

Documents:

PUBLIC COMMENT REQUEST FORM.PDF

ACKNOWLEDGEMENTS

A. Archuleta County Fair Royalty

Introduction of the 2022 Archuleta County Fair Royalty: Fair Queen is Gracelyn Kiker; Fair Junior Queen is Elizabeth Grimes; Fair Princess is Sophia Alexander; and Fair Junior Princess is Emma Alexander.

Presenter's Title

REPORTS

A. Archuleta County Treasurer Semiannual Report

Archuleta County Treasurer Semi Annual Report 01/01/2022 to 06/30/2022

Presenter Elsa P White
Presenter's Title Archuleta County Treasurer

Documents:

20220718150935.PDF

B. ACDHS Second Quarter 2022 Report

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 for second quarter 2022.

Presenter Isabel Vita, MSW
Presenter's Title Director, Archuleta County Department of Human Service

Documents:

ACDHS 2ND QUARTER REPORT 2022.PDF

LIQUOR BOARD

A. Consideration Of A Special Events Permit For The Pagosa Lakes Property Owners Association

This is an application for a Special Events Permit for Pagosa Lakes Property Owners Association (PLPOA) to sell Malt, Vinous and Spirituous Liquor at the PLPOA Clubhouse, 230 Port Ave, Pagosa Springs, CO 81147 for the Tribute to Patsy Cline Event on August 13th, 2022. 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 recommends approval of this Special Events Permit.

Presenter Jamie Jones
Presenter's Title Administrative Assistant

Documents:

PLPOA PATSY CLINE APPLICATION 22 - BOCC AGNEDA 8-2-22.PDF

CONSENT AGENDA BY BOCC/LIQUOR BOARD

A. Consideration And Approval Of A Hotel & Restaurant Liquor License Renewal For The Buck Stops Here LLC DbA The Buck Stops Here Market And Eatery

This is a renewal of a Hotel & Restaurant liquor license for The Buck Stops Here LLC dba The Buck Stops Here Market and Eatery located at 19 Navajo Trail Drive 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 liquor license renewal.

Responsible Staff: Mary Helminski, Liquor Licensing Agent.

Documents:

CONSENT AGENDA

A. PAYABLE WARRANTS AND PURCHASE CARDS

July 20, 2022 - August 2, 2022

B. REGULAR MEETING MINUTES

Regular Meeting Minutes 07/19/2022

Draft of the Regular Meeting Minutes from July 19, 2022 for approval.

Documents:

07-19-2022R.PDF

C. Ratification Of The Chairman's Signature On A Letter Of Commitment For Watershed Health Partnership Proposal

This letter acknowledges the commitment of the Board of County Commissioners for the San Juan Mountains Watershed Health Project. The Chairman signed this letter on July 18, 2022.

Documents:

WATERSHED HEALTH PARTNERSHIP PROPOSAL.PDF

D. Consideration Of Resolution 2022-_____ To Consolidate 2 Lots Into 1 Lot In Lake Forest Estates, Owned By Wayne S. Hooper And Sylvia J. Hooper

This request is to consider a Resolution authorizing the consolidation of Lots 590 and 591, in Lake Forest Estates, to become Lot 590X, owned by Wayne S. Hooper and Sylvia J. Hooper. 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. Responsible Staff Member: Brandon Wolff, Planner.

Documents:

HOOPER RESOLUTION.PDF

E. Consideration Of Resolution 2022-_____ To Consolidate 2 Lots Into 1 Lot In Pagosa Development Subdivision, Owned By Ronald D. Chasey And Windsor D. Chasey

This request is to consider a Resolution authorizing the consolidation of Lots 22 and 23, in Pagosa Development Subdivision, to become Lot 22X, owned by Ronald D. Chasey and Windsor D. Chasey. 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. Responsible Staff Member: Brandon Wolff, Planner.

Documents:

CHASEY RESOLUTION.PDF

F. Consideration Of Resolution 2022-_____ To Consolidate 2 Lots Into 1 Lot In Pagosa Meadows Unit Two, Owned By Stephanie Fluke

This request is to consider a Resolution authorizing the consolidation of Lots 18 and 19X, in Pagosa Meadows Unit 2, to become Lot 19XX, owned by Stephanie Fluke. 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. Responsible Staff Member: Brandon Wolff, Planner.

Documents:

FLUKE RESOLUTION.PDF

G. Consideration Of Resolution 2022-_____ To Consolidate 3 Lots Into 1 Lot In Aspen Springs Subdivision No.6, Owned By Michael F. Talbot And Lisa M. Taylor

This request is to consider a Resolution authorizing the consolidation of Lots 149, 150, and 153, in Aspen Springs Subdivision No. 6, to become Lot 149X, owned by Michael F. Talbot and Lisa M. Taylor. 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.

Responsible Staff Member: Brandon Wolff, Planner.

Documents:

TAYLOR-TALBOT RESOLUTION (2).PDF

H. Consideration Of Resolution 2022-_____ To Consolidate 3 Lots Into 1 Lot In Aspen Springs Subdivision No. 6, Owned By Michael F. Talbot And Lisa M. Taylor

This request is to consider a Resolution authorizing the consolidation of Lots 154, 155, and 156, in Aspen Springs Subdivision No. 6, to become Lot 154X, owned by Michael F. Talbot and Lisa M. Taylor. 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.

Responsible Staff Member: Brandon Wolff, Planner.

Documents:

TAYLOR-TALBOT RESOLUTION.PDF

I. Consideration Of Resolution 2022-_____ To Consolidate 3 Lots Into 1 Lot In Rio Blanco Cabin Sites Unit One, Owned By Erik And Stacy Lee Foss

This request is to consider a Resolution authorizing the consolidation of Lots 56, 57, and 58, in Rio Blanco Cabin Sites Unit One, to become Lot 57X, owned by Erik and Stacey Lee Foss. 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. Responsible Staff Member: Brandon Wolff, Planner.

Documents:

FOSS RESOLUTION.PDF

J. Consideration And Approval Of Contract Amendment #2 With San Juan Area Agency On Aging Inc.

This contract amendment between the San Juan Area Agency on Aging, Inc. and Archuleta County Transportation provides the terms and conditions for an award of up to 58,447.00 for SFY23 to support community living for older adults.

Documents:

AAA CONTRACT AMENDMENT.PDF
AAA SUMMARY.PDF

K. Consideration And Approval Of A Contract For Services With Healthy Archuleta

This is a renewal of the contract the county entered into with Healthy Archuleta to provide professional services related to the county's grant received from Colorado Department of Public Health and Environment, Health Disparities Community Grant Program titled "Archuleta County Nutrition Security-Health Equity Project." The grant period is July 1, 2022 through June 30, 2023.

Documents:

NEW BUSINESS

A. Consideration And Selection Of Archuleta County's Employee Of The Month For August 2022

The Employee of the Month program was created as a way to show county employee's how much they are appreciated. All county employees were invited to nominate a co-worker who provides service above and beyond the call of duty and/or exhibits core values that other employees observe and aspire to emulate. The nomination forms were shared with the BoCC and this agenda item is for the BoCC to select this month's Employee of the Month, who will be presented with a Certificate of Appreciation at the next scheduled work session.

Presentor Tina Woodman
Presentor's Title Human Resources Director

B. Consideration And Approval Of Interest And Delinquent Fee Waiver For Porter Revocable Trust

Asking the Board of County Commissioners to waive interest and delinquent fee due to fraud - documents attached for backup. The amount is over my \$50.00 limit.

Presentor Elsa P White
Presentor's Title Archuleta County Treasurer

Documents:

LETTER REQUESTING WAIVE OF INTEREST AND FEE.PDF

C. Consideration Of Resolution 2022-___ For The Vaccination, Control And Impoundment Of Dogs

This resolution supersedes Resolution 2020-204 regarding the vaccination, control and impoundment of dogs in Archuleta County.

Presentor Derek Woodman
Presentor's Title County Manager

Documents:

RESOLUTION 2022-___ FOR THE VACCINATION CONTROL AND IMPOUNDMENT OF DOGS.PDF

D. Consideration Of Resolution 2022-___ Waiving The Formal Procurement Policy For Sole-Source Software Services

This resolution provides the Board of County Commissioners' authorization to forgo the county procurement policy for the Combined Dispatch Center to enter into a contract with Oracle for Computer Automated Dispatch Cloud-Based Software services and equipment. Oracle has offered to provide these services at no charge for a five-year period. The resolution that is being published is a draft and may differ from what will be presented at the meeting.

Presentor Katherine Harr
Presentor's Title Emergency Communications Director

Documents:

RESOLUTION 2022-___ REGARDING ORACLE.DOCX

EXECUTIVE SESSION

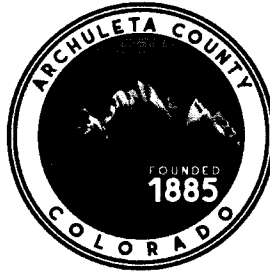
Pursuant to C.R.S. 24-6-402(4): The Board reserves the right to meet in executive session for any purposes allowed and announced prior to voting to enter into executive session.

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.



BoCC Meeting Request for Public Comment

(Use this form if you'd like to speak during the PUBLIC COMMENT section of the agenda only)

(Please print clearly)

Date of Meeting	8-2-22
Full Name	Wayne Bryant
Full Address	P.O. Box 3312
Phone Number or Email Address	731-1367
Topic of Comment	Hans Court

By completing and signing this form, I acknowledge that I have read and will comply with the Public Hearing/Meeting Rules adopted by the BoCC on June 21, 2022, including the following:

- 1) My comments must be limited to 3 minutes.
- 2) No direct response from the BoCC is required. In addition, if my comments are unrelated to any item on today's agenda, any response from the BoCC is prohibited since the topic is not posted on the agenda and any comment could potentially violate the Colorado Open Meetings Law.
- 3) The length of the public comment period for BoCC meetings and public hearings will be at the discretion of the Chairman. Therefore, this form does not necessarily guarantee all individuals who complete this form will have the opportunity to be heard during that period.

Signature: _____
Date: _____

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Kristy Archuleta
Archuleta County

①

RESOLUTION 2022 - 76

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 Wayne S. Hooper and Sylvia J. Hooper, to consolidate certain Lots in Archuleta County pursuant to the regulations heretofore adopted by the Board; and

WHEREAS, the Board has found that Wayne S. Hooper and Sylvia J. Hooper, have 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 590 and 591, Lake Forest Estates, according to the plat thereof recorded June 4, 1973, as Reception No. 77869, in the office of the Clerk and Recorder, Archuleta County, Colorado, to become Lot 590X 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 2nd day of August, 2022.

The Board of County Commissioners
Archuleta County, Colorado

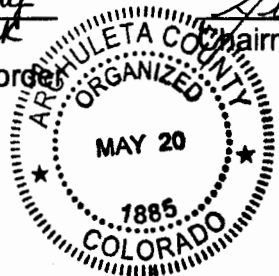
ATTEST:

Kristy Archuleta
by Mary Helminski, Deputy

Clerk
Kristy Archuleta,
Archuleta County Clerk and Recorder

Alvin Schaaf

Chairman Alvin Schaaf



Return copy to Planning Dept.

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Kristy Archuleta
Archuleta County

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RESOLUTION 2022 – 77

**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 Ronald D. Chasey and Windsor D. Chasey, to consolidate certain Lots in Archuleta County pursuant to the regulations heretofore adopted by the Board; and

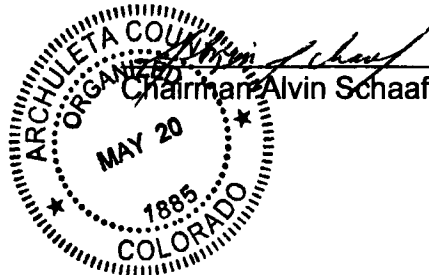
WHEREAS, the Board has found that Ronald D. Chasey and Windsor D. Chasey, have met all the requirements contained in said regulations for Lot Consolidations and the Board may consolidate the hereafter-mentioned lots.

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 22 and 23, Pagosa Development Subdivision, according to the plat thereof filed July 6, 1970, as Reception No. 73323, in the office of the Clerk and Recorder, Archuleta County, Colorado, to become Lot 22X 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 2nd day of August, 2022.

The Board of County Commissioners
Archuleta County, Colorado

ATTEST:
Kristy Archuleta
by *Mary Helminski, Deputy*
Kristy Archuleta, Clerk
Archuleta County Clerk and Recorder



Return copy to Planning Dept.

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Kristy Archuleta
Archuleta County

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RESOLUTION 2022 – 18

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 Stephanie Irene Fluke, to consolidate certain Lots in Archuleta County pursuant to the regulations heretofore adopted by the Board; and

WHEREAS, the Board has found that Stephanie Irene Fluke, 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 18, Pagosa Meadows Unit Two, according to the plat thereof filed September 13, 1971, as Reception No. 74883, and Lot 19X, being a consolidation on Lots 19 and 20, Pagosa Meadows Unit Two, according to the plat thereof filed September 13, 1971, as Reception No. 75883, as approved in Resolution No. 2018-22, recorded June 27, 2018, as Reception No. 21803898, all in the office of the Clerk and Recorder, Archuleta County, Colorado, to become Lot 19XX 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 2nd day of August, 2022.

The Board of County Commissioners
Archuleta County, Colorado

ATTEST:
Kristy Archuleta
by *Mary Helminski*, Deputy
Kristy Archuleta,
Archuleta County Clerk and Recorder



Alvin Schaeff
Chairman Alvin Schaeff

Return copy to Planning Dept.

KRISTY ARCHULETA
RESOLUTIONS

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Kristy Archuleta
Archuleta County

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RESOLUTION 2022 – 79

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 Michael F. Talbot and Lisa M. Taylor, to consolidate certain lots in Archuleta County pursuant to the regulations heretofore adopted by the Board; and

WHEREAS, the Board has found that Michael F. Talbot and Lisa M. Taylor, have 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 149, 150, and 153, Aspen Springs Subdivision No.6, according to the plat thereof filed August 3, 1971, as Reception No. 74689, in the office of the Clerk and Recorder, Archuleta County, Colorado, to become Lot 149X 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.

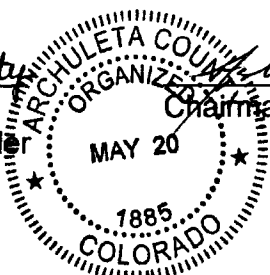
APPROVED AND ADOPTED DURING A MEETING DULY AND REGULARLY CALLED, NOTICED, CONVENED AND HELD IN PAGOSA SPRINGS, ARCHULETA COUNTY, COLORADO, this 2nd day of August, 2022.

The Board of County Commissioners
Archuleta County, Colorado

ATTEST:

Kristy Archuleta
by Mary Helminski, Deputy
Kristy Archuleta,
Archuleta County Clerk and Recorder

Clerk



Alvin Schaeff
Chairman Alvin Schaeff

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KRISTY ARCHULETA
RESOLUTIONS

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Kristy Archuleta
Archuleta County

①

RESOLUTION 2022 – 80

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 Michael F. Talbot and Lisa M. Taylor, to consolidate certain lots in Archuleta County pursuant to the regulations heretofore adopted by the Board; and

WHEREAS, the Board has found that Michael F. Talbot and Lisa M. Taylor, have 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 154, 155, and 156, Aspen Springs Subdivision No.6, according to the plat thereof filed August 3, 1971, as Reception No. 74689, in the office of the Clerk and Recorder, Archuleta County, Colorado, to become Lot 154X 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.

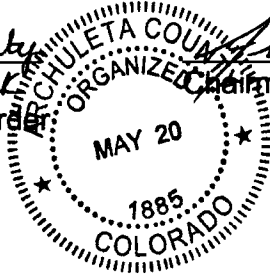
APPROVED AND ADOPTED DURING A MEETING DULY AND REGULARLY CALLED, NOTICED, CONVENED AND HELD IN PAGOSA SPRINGS, ARCHULETA COUNTY, COLORADO, this 2nd day of August, 2022.

The Board of County Commissioners
Archuleta County, Colorado

ATTEST:

Kristy Archuleta
by Mary Zulminski, Deputy
Kristy Archuleta,
Archuleta County Clerk and Recorder

Alvin Schaaaf
Chairman Alvin Schaaaf



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Kristy Archuleta
Archuleta County

RESOLUTION 2022 - 81

①

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 Erik Wesley Foss and Stacey Lee Foss, to consolidate certain Lots in Archuleta County pursuant to the regulations heretofore adopted by the Board; and

WHEREAS, the Board has found that Erik Wesley Foss and Stacey Lee Foss, have 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 56, 57, & 58, Replat of Rio Blanco Cabin Sites Unit One, according to the plat thereof recorded March 20, 1967, as Reception No. 69614, in the office of the Clerk and Recorder, Archuleta County, Colorado, to become Lot 57X 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 2nd day of August, 2022.

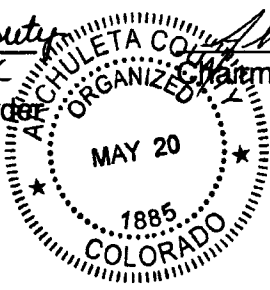
The Board of County Commissioners
Archuleta County, Colorado

ATTEST:

Kristy Archuleta
by Mary Helminski, Deputy Clerk

Kristy Archuleta, Clerk
Archuleta County Clerk and Recorder
Alvin Schaaf

Chairman Alvin Schaaf



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KRISTY ARCHULETA
RESOLUTIONS

RESOLUTION 2022-82

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ARCHULETA COUNTY FOR THE VACCINATION, CONTROL AND IMPOUNDMENT OF DOGS IN ARCHULETA COUNTY, COLORADO

WHEREAS, the Board of County Commissioners of Archuleta County, Colorado (the “Board”) is authorized, pursuant to C.R.S. § 30-15-101, *et seq.* to adopt a resolution for the vaccination, control and licensing of dogs; and,

WHEREAS, there currently exists Resolution 2020-204 regarding the vaccination, control and impoundment of dogs, adopted by the Board on August 18, 2020 (the “Dog Resolution”); and,

WHEREAS, the facility that houses animals that have been impounded must increase its fees; and,

WHEREAS, the Board wishes to update and revise the Dog Resolution to address in one resolution the vaccination, control and impoundment of dogs.

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

Section 1. Definitions. The following terms, when used herein, shall have the following meanings unless the context clearly requires otherwise:

- A. “Control” shall mean a dog that is:
 - a. On a leash of sufficient strength to restrain the dog; or
 - b. Confined in a building, fence, enclosure, motor vehicle, or other structure in such a way that it does not escape; or
 - c. Is on property possessed by its Owner and is confined thereon in such a way that it does not escape or is in the presence of its Owner, possessor, keeper or a family member of the Owner, or any agent or employee of the Owner; or
 - d. The dog is within sight and hearing distance of the Owner, possessor, keeper or a family member of the Owner, or any agent or employee thereof of the Owner, and, upon command, the dog returns to the immediate vicinity of such person, at least within four feet of such person; or
 - e. A dog shall be deemed not under control when the dog inflicts damage or injury by biting, jumping upon, harasses, chases or attacks persons, vehicles, cyclists, pedestrians, equestrians, livestock, other domestic animals or wildlife. This provision shall not be applicable if the dog is acting in defense of the Owner, the Owner’s family, or property of the Owner.

- B. "Dog" shall mean any animal of the canine species, regardless of sex.
- C. "Owner" means any person or entity owning, keeping, harboring, possessing or having custody or control of a dog. The parent or guardian of an Owner under eighteen (18) years of age shall be deemed the Owner for purposes of this Resolution.
- D. "Nuisance dog" shall mean loud, habitual and persistent barking, howling, yelping or whining by a dog, which can be heard beyond the boundary of the property of such Owner for more than twenty (20) minutes at any time of the day or night whether the dog is on or off the premises of the Owner. Nuisance Dogs are deemed to be dogs that are not under the control of their Owner.
- E. "Rabies Vaccination" means vaccination of a dog against rabies using a vaccine approved by the Colorado Department of Health and administered according to the recommendation of a veterinarian licensed in the State of Colorado.
- F. "Running at Large" shall mean a dog that is not under control.
- G. "Vicious dog" shall mean a dog that bites or attacks a person or other animal without provocation or a dog that approaches any person or other animal in a vicious or terrorizing manner in an apparent attitude of attack, on any public or private property, except:
 - a. When the person is engaged in the unlawful entry into or upon the dog Owner's property or vehicle where such dog is kept or confined; or
 - b. When the person is engaged in attacking or molesting another person.

Section 2. Application. The terms of this Resolution shall apply throughout the unincorporated areas of Archuleta County until repealed or amended or until replaced or superseded by any competent governmental agreement.

Section 3. Rabies Vaccination Required.

- 3.1 The Owner of each dog in Archuleta County shall have such dog inoculated by a licensed veterinarian against rabies at three (3) months of age, one year later and a maximum of every three years thereafter. Upon vaccination, a licensed veterinarian shall issue to the Owner a certificate of rabies inoculation for each dog that has been vaccinated. The veterinarian shall also provide to the Owner of the dog a rabies tag that may be affixed to the collar or harness of the dog.
- 3.2 Any dog that is brought into Archuleta County from another jurisdiction must have been vaccinated against rabies at least thirty (30) days but not more than thirty-six (36) months prior to importation into Archuleta County. The Owner of such dog must present evidence of such inoculation from another jurisdiction, including a certificate issued by a veterinarian from another jurisdiction and a rabies tag and such certificate and tag shall be evidence of compliance with the provisions of this Section 3, however, such dog shall continue to be vaccinated as required herein.

- 3.3 Owning or possessing a dog that has not been vaccinated against rabies shall be prohibited.

Section 4. Prohibitions.

- 4.1 Dogs shall be kept under control by their Owners at all times.
- 4.2 The running at large of any dog in Archuleta County is hereby prohibited.
- 4.3 No Owner shall willingly and knowingly permit a dog to be a Nuisance dog as defined herein. Willingly and knowingly shall be defined as the Owner of the dog having received one prior warning, verbally or in writing, given by any Enforcement Personnel described in Section 6, notifying the Owner that the dog is considered a Nuisance dog.
- 4.4 It shall be unlawful to own or possess a Vicious dog as such term is defined herein.

Section 5. Impoundment of Dogs.

- 5.1 Any dog found to be running at large or not under control may be impounded by any person authorized by Section 6 to enforce the provisions of this Resolution.
- 5.2 The impoundment facility, or its designee, shall give notice of impoundment to the Owner of the dog in the following method:
 - 5.2.1 If the dog is wearing a collar with an identification tag attached or is implanted with an identifiable microchip, the impoundment facility shall call the phone number appearing thereon, or shall make other reasonable efforts to identify and notify the Owner of the dog. If the impoundment facility or its designee is unsuccessful in notifying the Owner of the dog within twenty-four (24) hours of the impoundment of the dog, then the impoundment facility shall promptly so notify the Archuleta County Animal Control Officer or other Archuleta County designee ("County Official"). The County Official shall then be required to attempt to notify the Owner, using the methods set forth in subsections 5.2.2 through 5.2.5.
 - 5.2.2 If an address appears on the tag, the County Official shall address a letter, postage prepaid, to the address shown on the tag. Notification by letter shall be complete upon mailing.
 - 5.2.3 If the dog has no identification or license tag, a notice of impoundment, giving the general description of the dog and the time and general location where the dog was taken up, shall be posted at the impoundment facility. Notification by posting shall be complete upon posting.
 - 5.2.4 Notification by the means described in subsections 5.2.1 through 5.2.3 shall be deemed in compliance with the requirements of this Section. Records of

such notification shall be kept by the impoundment facility and the County Official.

5.2.5 If no Owner appears to claim the dog and pay the cost of the impoundment and any fines and penalties due within five (5) days after notification is complete, the dog shall be deemed abandoned and disposed of by placement for adoption or euthanasia, in accordance with the policies of the designated impoundment facility.

5.3 Owners claiming a dog that has been impounded shall be responsible for paying an impoundment fee and for the board and care of the Owner's dog. Impoundment fees shall be set by the impoundment facility (which shall include a microchip implant prior to the dog's release if the Owner permits it) and boarding and care fees as set by the impoundment facility.

In addition to the impoundment fee and boarding and care, Owners must pay any actual and necessary veterinary costs incurred on behalf of the dog.

5.4 In addition to the impoundment fees set forth above, any impounded dog shall not be released until such dog has been vaccinated for rabies or until proof that the dog has a current rabies inoculation has been received by the impoundment facility. If the dog has not been vaccinated, the impoundment facility shall receive from the Owner a vaccination deposit, in an amount based upon the actual and necessary costs of vaccination and which is set annually by the impoundment facility. Upon receipt of the deposit, the dog may be released to the Owner and upon proof that such dog has been vaccinated within ten (10) working days after such release, the vaccination deposit shall be returned to the dog's Owner.

Section 6. Authorized Enforcement Personnel.

- 6.1 Any peace officer is authorized to enforce the provisions of this Resolution.
- 6.2 Any person designated as an Animal Control Officer by the Board and/or the Archuleta County Sheriff's Office is authorized to enforce the provisions of this Resolution.
- 6.3 The Board, their agents and employees, any impoundment facility, its agents and employees, and/or any person authorized to enforce the provisions of this Resolution, shall not be held responsible for any accident or subsequent death or disease that may occur in connection with the administration or enforcement of this Resolution.

Section 7. Designated Impoundment Facility. The Humane Society of Pagosa Springs is hereby designated to operate impoundment facilities for the purpose of this Resolution and is authorized to impound dogs pursuant to the provisions of this Resolution.

Section 8. Issuance of Summons and Complaint.

- 8.1 Whenever any person designated as Authorized Enforcement Personnel in Section 6 of this Resolution has probable cause to believe that any violation of Title 30, Article 15, C.R.S., as amended, has occurred, or whenever said person has probable cause that any violation of any provision of this Resolution has occurred, said person may issue a summons and complaint to the violator, stating the nature of the violation with sufficient particularity to give notice of said charge to the violator.
- 8.2 A summons and complaint issued by an Animal Control Officer shall contain:
- i. the name of the defendant;
 - ii. the offense charged, including a citation of the Statute or Resolution section alleged to have been violated;
 - iii. a brief statement or description of the offense charged, including the date and approximate location thereof; and
 - iv. direction to the defendant to appear before the Archuleta County Court at a stated time, date and place.

A summons and complaint containing the information specified in this subsection shall be deemed *prima facie* compliance with the particular requirements of subsection 8.1.

- 8.3 Any peace officer may issue a summons and complaint pursuant to C.R.S. § 16-2-104, as amended, and Colorado Rules of Civil Procedure 4.1(c)(3) for any violation of Title 30, Article 15, Part 1, C.R.S., as amended, or for any violation of this Resolution. Any summons and complaint issued pursuant to this subsection shall contain the information contained in subsection 8.2.
- 8.4 A summons and complaint issued for the first or second violation of the provisions of this Resolution may also contain a penalty assessment notice pursuant to C.R.S. § 16-2-201, as amended, as the same may from time to time be amended, requiring the defendant to appear at the place, time and date specified or, in lieu thereof, to pay the specified fine in person or by mail at the place and within the time specified in the notice. Payment of the specified fine shall constitute acknowledgment of guilt of the offense charged.
- 8.5 If the summons and complaint charges a third violation of any provision of this Resolution, the defendant shall be required to appear before the Archuleta County Court at the place, time and date specified.

Section 9. Violations and Penalties.

- 9.1 In addition to each and all of the enforcement provisions provided for herein, the following penalties shall apply:
- A. The Board hereby adopts the penalty assessment procedure provided in C.R.S. § 30-15-102(1), as it may be amended, for any violation of any provision of this Resolution not involving bodily injury to any person with the following graduated fine schedule:

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Kristy Archuleta
Archuleta County

- First offense: \$100.00
- Second offense: \$250.00
- Third offense: \$500.00
- Each subsequent offense: \$1,000.00

These penalties shall be imposed with regard to the violator and not the subject dog.

B. Any violation of any provision of this Resolution resulting in bodily injury to any person shall be a Class 2 misdemeanor and any violator shall be punished as provided in C.R.S. § 18-1.3-501 *et seq.*, as amended, for each separate offense.

9.2 This Resolution authorizes the use of the penalty assessment procedure in C.R.S. § 16-2-201, *et seq.*, as amended, with a graduated fine schedule for violations not involving bodily injury to any person, and with the graduated fine schedule specified in subsection 9.1(A) above.

9.3 If the violator pleads guilty, no contest, is found guilty by a jury of his or her peers, or by the requisite Judge with proper jurisdiction, for all class 2 petty offenses, the penalty assessment shall be pursuant to Statute.

9.4 This Resolution establishes that each violation is a separate violation for each dog alleged to have been in violation of this Resolution.

Section 10. Dogs Working Livestock, Retrieving Game and Assisting Law Enforcement Officers. The provisions of this Resolution relating to the control of dogs and prohibiting dogs from running at large shall not apply to dogs while actually working livestock, locating or retrieving wild game in season for a licensed hunter, assisting law enforcement officers, or while actually being trained for any of these pursuits. The exception contained herein for dogs working livestock shall not apply to any dog located within any platted subdivision within Archuleta County.

Section 11. Severability. If any part of this Resolution shall be held void or unconstitutional by a Court of competent jurisdiction, such part shall be deemed severable, and the invalidity thereof shall not affect the remaining provisions of the Resolution.

Section 12. Disposition of Fines, Fees and Forfeitures. All fines, fees and forfeitures for violations of the provisions of this Resolution shall be paid into the treasury of Archuleta County upon payment of said fines, fees and forfeitures.

Section 13. Repeal of Former Ordinances and Resolutions. All prior Ordinances and Resolutions on issues contained herein are repealed and no longer in force or effect.

Section 14. State Statutes Control. If any statute of the State of Colorado or the United States Government gives or confers upon any person power to deal with dogs running at large or dogs endangering persons or property, which powers are greater than those set forth in this Resolution, this Resolution shall not be construed to reduce or modify the powers granted by Statute.

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Kristy Archuleta
Archuleta County

Section 15. Effective Date. This Resolution shall be in full force and effect from and after the date of adoption by the Board of County Commissioners of Archuleta County, Colorado.

APPROVED AND ADOPTED this 2nd day of August, 2022.

BOARD OF COUNTY COMMISSIONERS
OF ARCHULETA COUNTY, COLORADO

ATTEST:

Kristy Archuleta
by Mary Helminski,
Deputy Clerk

Kristy Archuleta,
County Clerk & Recorder

By:

Alvin Schaf

Alvin Schaf, Chairman



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Kristy Archuleta
Archuleta County

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RESOLUTION 2022 - 83

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS
OF ARCHULETA COUNTY, COLORADO, WAIVING THE FORMAL
PROCUREMENT POLICY FOR SOLE-SOURCE SOFTWARE SERVICES**

WHEREAS, the Archuleta County Combined Dispatch Center (“ACCDC”) plays a critical role in emergency response within Archuleta County, providing lifesaving services for the public and ACCDC user agency field units; and,

WHEREAS, technology is a tool for ACCDC and law enforcement, providing them with new insights, techniques and evidence to better engage, and ultimately protect, the public; and,

WHEREAS, Oracle is on a mission, through technology, to make work life simpler, safer, and more productive for law enforcement first responders by developing technologies; and,

WHEREAS, ACCDC and Oracle have been in discussions to enter into a contract for Computer Automated Dispatch Cloud-Based Software; and,

WHEREAS, Oracle has offered to provide the development services and equipment necessary for this software free-of-charge for a five year period; and

WHEREAS, due to the unique nature of this potential contract, effectively allowing for free services for five years, ACCDC has requested a waiver of the county procurement policy.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ARCHULETA COUNTY, COLORADO, that the Archuleta County Combined Dispatch Center may forgo the county procurement policy and, with oversight by the County Attorney, enter into contract negotiations with Oracle for the services and equipment needed to develop Computer Automated Dispatch Cloud-Based Software for ACCDC. The contract will stipulate that there will be no charge to the county or to ACCDC for this service for a period of five years from the date of the executed contract.

APPROVED AND ADOPTED THIS 2nd DAY OF AUGUST, 2022.

ATTEST:

Kristy Archuleta
by Mary Helminski
Deputy Clerk

Kristy Archuleta, County Clerk & Recorder



**Board of County Commissioners
Archuleta County, Colorado**

Alvin Schaaf
Alvin Schaaf, Chair