

# 1987 Montezuma County Commissioners' Minutes

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## **AUTHENTICITY CERTIFICATE**

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December 2002

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**Minutes 01/05/1987 Regular**

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO )  
 )s.s.  
COUNTY OF MONTEZUMA )

At a regular meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 5th day of January, 1987 A.D. there were present:

WILLIAM C. BAUER, CHAIRMAN  
THOMAS K. COLBERT, COMMISSIONER  
ROBERT L. MAYNES, COMMISSIONER  
THOMAS J. WEAVER, ADMINISTRATOR  
GRACE S. MERLO, COUNTY ATTORNEY  
BETTY DAVIS, DEPUTY COUNTY CLERK

JAN 12 1987

MINUTES: of the previous regular meeting held Monday, December 22, 1986 were read. Comm Maynes moved to approve the minutes, seconded by Comm Colbert. Bauer, aye; Maynes, aye; Colbert, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE: The Veteran's Office report for December was presented to the Board. Several checks were received as follows: from The State of Colorado the amount of \$150.68 for the Job Service Office rental for the month of January from the Housing Authority the amount of \$300.00 for rent for the month of January; an interest payment was received from First National Bank of Denver and deposited to the Clara Ormiston Cancer Fund in the amount of \$2,570.63; from Mobil Oil Corp. the amount of \$2,116.23 for oil and gas royalties from Shell Oil Company the amount of \$2,158.17 for oil and gas royalties; and from Marathon Oil Co. the amount of \$320.00 for a one year lease.

ROAD DEPARTMENT: Sup Wheeler gave the road report. Men went to pickup the crusher the County bought today. He has crews cleaning up the Mancos dump. They built a parking lot at the Sylvan Cemetery. Sup Wheeler will meet with the Commissioners and Adm Weaver this afternoon at 2:00 P.M. to choose a foreman for District #1.

COUNTY ATTORNEY: Letters have been sent to area attorneys asking for proposals to fill the position of County Attorney. The letters request a reply before January 12, 1987.

MANCOS SENIOR CITIZENS: Mary Coppinger and Jim Barrett met with the Board concerning an assistant cook/site coordinator for the Mancos Senior Citizens. It was understood by Adm Weaver that the SCR office in Durango, and Charlie Speno would pay a site coordinator for 3 hours a day. Following a phone call to Mr. Speno in Durango, he informed Mr. Weaver that they would only pay for 3 hours a day. Clara McNeill is the current coordinator/assistant cook and works about 6 hours a day, for 3 days a week. A meeting will be set up next week with Mr. Speno to discuss the problem. They are also concerned about liability. It will be checked into to see who is providing insurance.

LOTTERY FUNDS: Noland Alexander met with the Board on behalf of the Mancos Valley Association concerning \$2,500.00 in lottery funds that had been designated for the Association, but have not been used. They requested the funds be held for them to be used to construct a tennis court in Mancos.

PUBLIC HEARING: It being 10:30 a.m., the time set aside, a public hearing was held on The Revolving Loan Fund. Gary Shaw and Chris Juniper were present to present the application for approval. Roll was called and notice of publication was read from the paper by the Deputy County Clerk. No one was present in the audience. Comm Maynes moved to approve the application for CDBG funds listing small business loans as #1 priority, and housing as #2 priority. Comm Colbert seconded the motion. Bauer, aye; Maynes, aye; Colbert, aye; motion carried. All proceedings were taped for the record.

ADMINISTRATION: Adm Weaver reported the cost of installing the refrigeration units for the Senior Nutrition Program at the Fairgrounds would cost an estimated \$7,000.00 to \$9,000.00 to install. The Planning Commission will meet on January 13, 1987 at 7:00 p.m. in the Commissioner's room.

CITY OF CORTEZ: At a noon meeting with the City of Cortez, two contracts were presented to the Board to consider after re-convening their meeting in the afternoon, one for the Sanitation District and one for the Airport. After consideration, Comm Maynes moved to enter into a contract with the Sanitation District, seconded by Comm Colbert. Bauer, aye; Maynes, aye; Colbert, aye; motion carried. Comm Colbert moved to adopt the Mesa Airline's agreement leasing land rights at the City Airport, Comm Maynes seconded the motion. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

PLANNING: Resolution #P-1-87 was presented whereby Ray and Angie Medina would be granted a variance to the subdivision regulations to separate and sell 3 acres From 17 acres in Section 35, T37N, R15W. Comm Maynes moved to adopt the resolution, seconded by Comm Colbert. Bauer aye; Maynes, aye; Colbert, aye; motion carried. Resolutions #P-2A-85 was presented whereby Anthony L., Nancy W., and Annie Romero would be granted a variance to the subdivision regulations; to separate and sell 2.57 acres from 5.14 acres in Section 21, T36N, R13W. Comm Maynes moved to adopt the resolution, seconded by Comm Colbert. Bauer, aye; Maynes, aye; Colbert, aye; motion carried.

CITIZEN'S STATE BANK: Suvian Daves met with the Commissioners to present an amended plat for the Deer Mountain properties. Comm Maynes moved to adopt the amended plat, seconded by Comm Colbert. Bauer, aye; Maynes, aye; Colbert, aye; motion carried.

BOARD OF SOCIAL SERVICES: was conducted.

ADJOURNED: at 3:30 p.m.

CLERK           CHAIRMAN

SEAL

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## **Minutes 01/12/1987 Regular**

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO     )  
  ) s. s.  
COUNTY OF MONTEZUMA )

At a regular meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 12th day of January, 1987 A. D. there were present:

WILLIAM C. BAUER, CHAIRMAN

THOMAS K. COLBERT, COMMISSIONER 1-20-87

ROBERT L. MAYNES, COMMISSIONER

THOMAS J. WEAVER, ADMINISTRATOR

GRACE S. MERLO, COUNTY ATTORNEY

BETTY DAVIS, DEPUTY COUNTY CLERK

MINUTES: of the previous regular meeting held Monday, January 5, 1987 were read. Comm Maynes moved to approve the minutes, seconded by Comm Colbert. Bauer, aye; Maynes, aye; Colbert, aye; motion carried.

ROAD DEPARTMENT: A letter of resignation was presented to the Board by Jim Wheeler effective January 23, 1987. Sup Wheeler gave the road report. The crusher arrived last Saturday afternoon and should be set in today. Patching

work on Lebanon Road starts today. The dump in Mancos is finished. Don Morris was appointed District Foreman for District 1.

ADMINISTRATION: Wintershall Oil and Gas withdrew their petition with the State Board of Assessment Appeals. It was agreed by the Board have Diedra Boggs, a lawyer, finish the research work on the case to be prepared in case Wintershal objects again next year. Letters to Margaret Masson, Jim Dyer and Bob DeNeir were approved and signed by the Board opposing the elimination of District #8 position of the State Highway Commission.

RETIREMENTS: Retiring employees Helen Cooper, County Treasurer and Dorothy Higman, Chief Deputy County Clerk were honored for their years of faithful service with special recognition. Resolution #1-87 was presented whereby, the Montezuma County Board of Commissioners hereby congratulates and expresses appreciation to Helen Cooper for her 26 years of valuable service to the citizens of Montezuma County. Comm Colbert moved to adopt the resolution, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Resolution #2-87 was presented whereby, the Montezuma County Board of Commissioners hereby congratulates and expresses appreciation to Dorothy Higman for her 26 years of valuable service to the citizens of Montezuma County. Comm Colbert moved to adopt the resolution, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

HISTORICAL SOCIETY: Jean Bader met with the Commissioners to discuss the possibility of making the office of Senior Nutrition in the same space the Historical Society now uses. She brought up the fact that there is not much space to be had. Mrs. Bader said if there was no other space, the Historical Society would work with the Commissioners to make space available. The Board informed her that other options are being considered.

PLANNING: Jack Courtney met with the Board regarding a variance he wants to apply for. The Board informed Mr. Courtney he needs signatures of all property owners agreeing to dedicate the road as a public road before a variance can be issued. Resolution #P-2-87 was presented whereby Ted May would be granted a variance to the subdivision regulations to separate and sell 17.03 acres from 57 acres in Section 15, T35N, R16W. Comm Maynes moved to adopt the resolution, seconded by Comm Colbert. Bauer, aye; Maynes, aye; Colbert, aye; motion carried. A request for a variance to the subdivision regulations was presented whereby Morning and Sylvia McLlellan would be granted a variance on 26.5 acres for refinancing purposes. Tabled for a 60' easement.

SENIOR NUTRITION: Sue Fletcher met with the Board to discuss the site coordinator/assistant cook position for the Mancos Senior Citizens. Southwest Community Resources of Durango has agreed to pay three hours for the position. After discussion, the Board agreed to pay one hour per day, with the rest to be picked up by the Mancos Seniors by either pay or volunteer time. The Board

approved to pay rent for the month of February in the existing office space Ms. Fletcher now uses to give them time to locate new office space for her.

SURETY BONDS: Surety bonds for Jean DeGraff, County Clerk. elect; Michael Shetler, County Sheriff elect; Robert N. Cruzan, County Assessor elect; Fredric P. Thomas, County Surveyor elect; and Paul D. Bostrom, County Coroner, elect were presented to the Board for approval. Comm Colbert moved to approve the bonds, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

LIQUOR LICENSE: an application for a renewal of a 3.2% retail beer license was presented to the Board for approval from Leonard E. Blanton, dba Mesa Oasis Campgrounds. Sheriff Glazner reported no problems with this outlet. Comm Maynes moved to approve the application, seconded by Comm Colbert. Bauer, aye;

Maynes, aye; Colbert, aye; motion carried. REVOLVING LOAN: Gary Shaw presented the application for the Revolving Loan Fund to the Commissioners. The application was signed by the Chairman.

HEALTH DEPARTMENT: Carole Allen met with the Board to discuss a bill in the Senate relating to County Health Department being sponsored by Bob DeNeir. Comm Maynes will contact Senator Bob DeNeir to talk about the bill. A letter was received by Ms. Allen from the State Board of Health, asking the Health Department if they would prefer that the State conduct inspections on Boarding Homes, or the Health Department. Ms. Allen sent a reply to the State informing them the Health Department would prefer that the State conduct the inspections.

PAYROLL: General Fund vouchers #2636-#2726 in the amount of \$83,906.11 and vouchers #3262-#3263 in the amount of \$63,071.83, and Road Fund vouchers #2727-#2767 in the amount of \$42, 772.48 and voucher #1716 in the amount of \$24,809.81 were approved and ordered paid.

ACCOUNTS PAYABLE: General Fund vouchers #3271-#3248 in the amount of \$51,210.13 and Road Fund vouchers #1724-#1769 in the amount of \$21,284.72 were approved and ordered paid.

EXECUTIVE SESSION: Sup Jim Wheeler requested an executive session to discuss his resignation. Comm Bauer announced they would conduct an executive session. No minutes were taken.

BOARD OF SOCIAL SERVICES: was conducted.

ADJOURNED: at 3:30 p. m.

CLERK CHAIRMAN

SEAL

**Minutes 01/13/1987 Reorganizational**

Proceedings of the Board of Commissioners, of Montezuma County, Colorado.

STATE OF COLORADO )  
 )s.s.

COUNTY OF MONTEZUMA )

At a reorganizational meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Tuesday the 13th day of January, A.D. 1987 there were present:

- WILLIAM C. BAUER, CHAIRMAN
- THOMAS K. COLBERT, COMMISSIONER
- ROBERT L. MAYNES, COMMISSIONER
- THOMAS J. WEAVER, ADMINISTRATOR
- BETTY DAVIS, DEPUTY COUNTY CLERK

JAN 20 1987

REORGANIZATION: Chairman Bill Bauer brought the meeting to order. Comm Maynes nominated Thomas Colbert as Chairman, seconded by Comm Bauer. Maynes, aye; Bauer, aye; motion carried. Chairman Colbert then took over the meeting. Comm Bauer nominated Comm Maynes as ViceChairman, seconded by Comm Colbert. Bauer, aye; Colbert, aye; motion carried. Comm Bauer was nominated for Commissioner of Deeds, motion carried.

APPOINTMENTS:

COUNTY ATTORNEY: the appointment of a County Attorney was postponed to look at the proposals submitted.

ROAD SUPERVISOR: the appointment of a Road Department Supervisor was postponed.

DIRECTOR OF SOCIAL SERVICES: Comm Bauer nominated Maurine McNeill as Director, seconded by Comm Maynes, Bauer, aye; Maynes, aye; Colbert, aye; motion carried.

ADMINISTRATION AND BUDGET OFFICER: Comm Maynes nominated Thomas J. Weaver as Administrator and Budget Officer, seconded by Comm Bauer. Maynes, aye; Bauer, aye; Colbert, aye; motion carried.

AUDITOR: Gale Greenlee was appointed January 6, 1986 to serve as auditor for the years of 1985, 1986, and 1987.

HEALTH PHYSICIAN: Comm Bauer nominated Dr. Kent Akin as County Health physician, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

CIVIL DEFENSE: Comm Bauer nominated Sheriff Mike Shetler as Civil Defense officer, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

VETERAN'S OFFICER: Glen Hanson was appointed to serve a two year term on January 6, 1986.

LEGAL PUBLICATIONS: Postponed for bids.

DEPOSITORY BANKS: Postponed to take recommendations from Treasurer Bobbie Spore.

ADJOURNED: at 10:00 a. m.

CLERK           CHAIRMAN

SEAL

## **Minutes 01/19/1987 Regular**

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO     )  
  )s.s.  
COUNTY OF MONTEZUMA    )

At a regular meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 19th day of January, A.D. 1987 there were present:

THOMAS K. COLBERT, CHAIRMAN  
WILLIAM C. BAUER, COMMISSIONER  
ROBERT L. MAYNES, COMMISSIONER  
THOMAS J. WEAVER, ADMINISTRATOR  
BETTY DAVIS, DEPUTY COUNTY CLERK

MINUTES: of the previous regular meeting held Monday, January 12, 1987 were read. Comm Maynes moved to approve the minutes, seconded by Comm Colbert. Bauer, aye; Maynes, aye; Colbert, aye; motion carried. Minutes of the previous reorganizational meeting held Tuesday, January 13, 1987 were read. Comm Maynes moved to approve the minutes, seconded by Comm Colbert. Bauer, aye; Maynes, aye; Colbert, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE: Reports for the Month of December were received from the County Clerk, County Treasurer, and the Sheriff's Office. A check from the State of Colorado for cigarette tax was received in the amount of \$1,234.00 for the month of November. Helen Cooper presented the trustee report for the last quarter and reported there were about \$1,000.00 more in fees collected this year than last year.

ROAD DEPARTMENT: Sup Wheeler asked that his resignation be effective today instead of Friday, as he had a job offer and could start tomorrow. The Commissioners approved his request, and commended him for a job well done. A road report was given, crews have been busy plowing roads. Sup Wheeler informed the Board he had an agenda worked up for the crews. A complaint was received by Comm Colbert from Don Gallegos concerning the Cash Canyon road. He wanted the road plowed. Eng Roach reported that the road is dangerous in the winter, both to men and equipment, and it is a non-maintained road. It has a 15% grade, and it is possible for residents to go around on an alternate road.

UNITED IN TOURISM: Scott Tipton, Bev Clark, and Paul Bennett met with the Board to discuss the projected plans for advertising this area as an archeological center for tourists. They are holding a seminar for promoting tourism for anyone who deals with the public. The cost of the school will be \$27.50 and will last for one month. They need to hire a person for the new Visitor's Center for week-ends from May to September at a cost of \$1,508.66. A list of projected costs to get started was presented to the Board. They asked the Board for a donation, but after discussion, the Board informed them they felt they need to see the towns involved make the first step to insure continuing interest in the project. The Commissioners will then look at their request and determine what the County is willing to do to help. There is currently a lodgers bill being presented by Senator DeNeir to impose a lodgers tax on tourists, the revenue from this tax would then go directly into a fund for promoting tourism. The Board offered County assistance with labor and equipment. They will meet again on February 2. The County will definitely support the program, how much will be donated is yet to be decided.

SERVICES FOR THE DEVELOPMENTALLY DISABLED: Lon Ervin, Director of Services for the Developmentally Disabled, Michelle Laughlin, head of the Sheltered Workshop Thrift Store, and Lee Taylor in charge of the Headstart program met with the Commissioners to explain how their programs work. The Sheltered Workshop and Headstart program sub-contract through the SDD. Ms. Laughlin works with handicapped persons to train them for the retail business through the thrift store, teaching them to make change, stock, sort and clean the clothing. Ms. Taylor is affiliated with the Headstart program for

underprivileged pre-schoolers and handicapped children to integrate them with regular children in a school room atmosphere. SDD helps fund these programs. They asked the Commissioners to consider handicapped persons for training jobs with the County, such as maintenance or road repair for training purposes only. The Commissioners said they would definitely consider it. Susan Keck, City Manager was in attendance.

PLANNING: Resolution #P-3-87 was presented whereby Chris Nofsinger would be granted a variance to the subdivision regulations to separate and sell 3.00 acres from 17 acres in Section 16, T37N, R16W. Comm Maynes moved to adopt the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. Resolution #P-4-87 was presented whereby Jack Courtney would be granted a variance to the subdivision regulations to separate and sell 10

acres from 23 acres in Section 9, T36N, R13W. Comm Bauer moved to adopt the resolution, along with an agreement by all landowners to dedicate the road to the public therefore creating a 60' easement, seconded by Comm Maynes. Colbert, aye, Bauer, aye; Maynes, aye; motion carried. A request for a variance was presented whereby Ray and Sally Gallagher would be granted a variance to the subdivision regulations to separate 2.97 acres from 14.87. tentative approval given with the condition Brian Borge assess the three accesses.

COUNTY CLERK: County Clerk Jean DeGraff met with the Commissioners to set a salary for experienced part-time help at \$6.30 per hour instead of \$6.00 an hour. The Board approved her request to buy file cabinets for her office as provided for in the 1987 budget.

PUBLICATIONS: Sam Green and Tommy Johnson met with the Board to discuss the upcoming bids for the publications for the County. They will submit a proposal before next Monday.

JIM MAUER: met with the Commissioners to set up a meeting with Lieutenant Governor Callahan scheduled for next Saturday at 3:45 p.m. at the Pony Express Restaurant.

ABATEMENTS: A Petition for an abatement or refund were presented as follows: Southwest Colorado Mental Health Center, Inc., exemption from taxation granted by DPT 11/18/86 to be effective 1/1/85.

The County Treasurer was ordered to remove the following Mobile Homes from the tax roll:

Thelma Duncan	Mary C. Pena
Richard Maley	William D. Blair
Fred W. & Leona Crouse	James L. & Sandra R. Fackler
Allen & Mary E. Johnston	Ronald J. & Brenda Knapp
Edward J. Mikrut	Gean L. & Esther M. Sligar
Lester J. Wright	Mark Cumpton
Dave Baker	M. Colleen Smith
Robin & Krista Fabre	Walter J. Roszko

The County Treasurer was ordered to delete the following parcel from the 1986 tax roll:

Margory E. Gai erroneous assessment.

COUNTY ATTORNEY APPOINTMENT: Comm Bauer moved to appoint Bob Slough as County Attorney on a two hour basis from 10:00 a. m. to 12:00 p.m. on Mondays to start with. Comm Maynes seconded the motion. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

BOARD OF SOCIAL SERVICES: was conducted.

EXTENTION: the following were appointed as Extention Advisory Board members:

Vivian Bedker, Karen Sheek, Reece Malles, Walt Henes and T. E. Taylor. They were approved by the Board. the problem of the Extention Agent for Dolores County was discussed. Meetings will be set: up to see how it can be resolved.

SOUTHWEST ECONOMIC DEVELOPMENT: Chris Juniper and Gary Shaw met with the Board to present a change in the Revolving Loan application. The change consists of a limit of \$135,000.00 for the first four months requested by Dolores County.

Comm Maynes moved to accept the application as amended, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. The application will be mailed tomorrow, after the approval of LaPlata County.

ADJOURNED: at 3:00 p.m.

CLERK           CHAIRMAN

SEAL

Online Copy

## Minutes 01/26/1987 Regular

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO     )  
  )s.s.  
COUNTY OF MONTEZUMA )

At a regular meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez Colorado, on Monday, the 26th day of January, A.D. 1987 there were present::

THOMAS K. COLBERT, CHAIRMAN  
WILLIAM C. BAUER, COMMISSIONER  
ROBERT L. MAYNES, COMMISSIONER  
BOB D. SLOUGH, COUNTY ATTORNEY  
THOMAS J. WEAVER, ADMINISTRATOR  
BETTY DAVIS, DEPUTY COUNTY CLERK

FEB 3 1987

MINUTES: of the previous regular meeting held Monday, January 19, 1987 were read. Comm Maynes moved to approve the minutes, seconded by Comm Bauer. Colbert, aye, Maynes, aye; Bauer, aye; motion carried.

ROAD DEPARTMENT: Philip Sapp met with the Board for the Road Department to give his report. The crews sanded McElmo road last Friday, and are doing some gravelling in the lower valley today.

SHERIFF OFFICE: Sheriff Mike Shetler and C.J. Melvin from Search and Rescue met with the Board to discuss a proposed bill now in the Senate that proposes a 25 cent increase on hunting and fishing licenses to be placed in a Wildlife fund for the use of Search and Rescue. Ms. Melvin estimated the average expense of one search, for equipment and supplies, to be around \$2,000.00. With the new bill, if a person who was lost had a hunting or fishing license on his person when found by Search, and Rescue, the State would reimburse Search and Rescue for expenses from this fund. Such funds could also be applied by the Sheriff's Office if they participated in a rescue. The expenses would not include salary expenses. Sheriff Shetler asked the Board to write a letter endorsing the passing of the bill. The Commissioners agreed. Sheriff Shetler also discussed working with Sue Fletcher of the Senior Nutrition Program in the ordering of food for the jail. They could order food in bulk amounts, and would save the County money by doing it that way. The food would be stored in the refrigerated units to be located at the Fairgrounds.

HEALTH DEPARTMENT: Carole Allen presented a budget summary for the Health Department for 1986, revenue vs. expenses. Medicare reimbursements are way down from last year. Mr. Allen explained she submitted a bill to the State for reimbursement for nurses salaries, and the check they sent was never received by her. She presented a letter of verification from the Department of Administration, Division of Accounts and Control, which was signed by Chairman Colbert. The proposed Senate bill #28 for health nurses was discussed. The State wants the Health Department to do spot health checks in Dolores County. The Board will ask their lawyer to spell out the duties and liabilities and present it to the Board for consideration before they will commit. A meeting will be held with the concerned parties sometime in the future.

COMMUNITY CORRECTIONS BOARD: After discussion Comm Maynes moved to appoint Grace S. Merlo to the Community Corrections Board for Montezuma County to replace Robert R. Wilson, Comm Bauer seconded the motion. Colbert, aye; Bauer, aye; Maynes, aye; motion carried. The members of the 22nd Judicial District Community Corrections Board are composed of Thomas K. Colbert, Chairman, Sharon L. Hansen, Alex Tejada, Comm Maynes and Comm Bauer.

MANCOS LANDFILL: David Miller and Cathy Bulinsky of the Bureau of Land Management met with the Board to present an action plan for Montezuma County's purchase of land at a public sale. The action Plan consists of a schedule of meetings and deadlines. The plan should reach completion on June 2, 1987 when a patent will be presented to Montezuma County if no objections are lodged. A public hearing will be held in Mancos to get public input on approximately February 10, 1987. The Board approved the action plan. Mr. Miller also stated he would meet with Sheriff Shetler to see if he can set up routine patrols to be reimbursed by the BLM for the Anasazi Heritage Center, the Lowry Ruins, and McPhee Dam. He invited the Commissioners to visit the newly completed Anasazi

Center. It will be opened to the public sometime in October. He stated they hope to have it open on a limited basis this summer.

FAIRBOARD: Doug Dean Presented the Board with a list of nominees for the Fairboard. The nominating committee recommended three of the nominees, they need to appoint three new members. The Commissioners will consider the

nominees and accept more names if presented. The deadline for the appointment is February 16, 1987.

STATIONERY BIDS: Bids were received as follows for 50 boxes of envelopes and 10 reams of stationery:

Southwest Printing; \$585.00 for envelopes, \$95.00 for stationery.

Dove Creek Press; \$625.00 for envelopes, \$160.00 for stationery.

Mesa Verde Press; \$469.00 for envelopes, \$ 72.00 for stationery.

Comm Maynes moved to accept the bid of Mesa Verde Press, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried.

PLANNING COMMISSION: Comm Bauer moved to re-appoint Darrell Veach for a three year term on the Planning Commission, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

ACCOUNTS PAYABLE: General Fund vouchers #3430-#3451 in the amount of \$11,083.67 and Road Fund vouchers #1770-#1771 in the amount of \$62,920.02 were approved and ordered paid.

BOARD OF SOCIAL SERVICES: Was conducted.

DEPOSITORY ACCOUNTS: Comm Bauer moved to accept the following depository banks as recommended by Treasurer Bobbie Spore:

First National Bank of Cortez Citizen's State Bank of Cortez

The Dolores State Bank Mancos State Bank

Valley National Bank of Cortez Centennial Savings and Loan of Cortez

Comm Maynes seconded the motion. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

LEGAL PUBLICATION: An agreement signed by Sam Green of the Dolores Star and Russell Brown of the Cortez Newspapers, dba Cortez Sentinel/Mancos Times Tribune was presented to the Board as follows: We agree to rotate the legal publication for Montezuma County between the Dolores Star (one year) and Cortez newspapers for (two years). We further agree that this agreement is for a 10 pica line of 6 1/2 point type as provided in Colorado State statutes at a rate of 29 cents per line for each insertion. This agreement will cover the years of 1987, 1988, and 1989. Comm Bauer moved to accept the agreement, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

ADJOURNED: The Board adjourned to interview applicants from the County Road Department for the position of Road Supervisor. Those interviewed were Royal Archie Leigh, William Coppinger, Charles Reed and William J. French.

CLERK CHAIRMAN

SEAL

## Minutes 02/02/1987 Regular

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO )

) s. s.

FEB 11 1987

COUNTY OF MONTEZUMA )

At a regular meeting of the Board of County Commissioners for Montezuma County Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 2nd day of February, A.D. 1987 there were present:

THOMAS K. COLBERT, CHAIRMAN

WILLIAM C. BAUER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONER

BOB D. SLOUGH, COUNTY ATTORNEY

THOMAS J. WEAVER, ADMINISTRATOR

BETTY DAVIS, DEPUTY COUNTY CLERK

MINUTES: of the previous regular meeting held Monday, January .26, 1987 were read. Comm Bauer moved to approve the minutes, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE: The Veteran's report for January was presented to the Board. Several checks were received as follows: from Shell Western E& \$2,006.15 for oil and gas royalties; from Mobil Oil Corp. \$2,027.10 for oil and gas royalties; and from the Housing Authority \$300.00 for office rent.

ROAD DEPARTMENT: Assistant Supervisor Phil Sapp reported on road maintenance.

Paul Burcher met with the Board to complain about two irrigation pipes that need lowering on Co Rd N. Eng Roach will check and see what can be done to correct the problem. A letter was received from the Sylvan Cemetery District thanking the County for doing a good job on a road and a turnaround in the cemetery.

UNITED IN TOURISM: Scott Tipton met with the Commissioners to discuss the United in Tourism program.

When the Commissioners asked him who would be responsible for answering for the funds, he said they had several ideas, one of

which would be the Tourism Task Force. He reported the City Council made a commitment for a donation, contingent on the Commissioners decision. They promised \$15,000.00 in cash and \$5000.00 in kind. Even if the program falls

through, if they have accomplished the sign placement, day tours and several other things on their agenda, these things would still benefit the area because signs would be state quality and would probably stay in place for at least 10

years, and the other plans would be established. The self guided day tours would be handled out of the tourism center. ARA Mesa Verde Service has the only license for tours for tourists in this area. The signs could be in place

by the end of April or the first of May. A commercial for T.V. could be ready by the end of June to be shown on New Mexico, Colorado and Arizona television stations. Comm Maynes moved to commit \$7,500.00 and the County will provide

the labor and machines for installing the signs. Corm Bauer seconded the motion. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. Gary Shaw met with the Comm concerning a commercial on channel 6 in Durango for a 30 second

t.v. spot. There will be an Economic Development Steering Committee meeting at 9:30 am. Friday for purposes of filming. Someone will be there to represent the County.

PLANNING: Stan Pierce, representing Mrs. Lukko, met with the Board to request a split on her property, 3 acres from 6 acres. Comm Bauer moved to approve the split, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried. Resolution #P-5-87 was presented whereby Jack Gerrish would be granted a variance to the subdivision regulations to separate and sell 7.95 acres from 26.26 acres in Section 7, T36N, R15W. Comm Maynes moved to approve the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. Resolution #P-6-87 was presented whereby Gary Gnas would be granted a variance to the subdivision regulations to separate and sell 10 acres from 38 acres in Section 32, T37N, R15W. Comm Bauer moved to approve the resolution, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried. Resolution #P-7-87 was presented whereby Ray Gallacher would be granted a variance to the subdivision regulations to separate and sell 2.97 acres from 15.2 acres in Section 19,

T37N, R16W. Comm Maynes moved to approve the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye, Bauer, aye; motion carried. A request for a variance to the subdivision regulations was received from Wayne Glazner to separate 5 acres for loan purposes. Verbal approval was given.

SEARCH AND RESCUE: Sheriff Mike Shetler, Keith Ferrick, and Andy Watkins met with the Board to inform them the Forest Service had contacted them and informed them they are willing to pay an extra \$9,500.00 for patrols to the Sheriff's Office. The \$4,800.00 donation to Search and Rescue, per the Commissioners agreement last November, will be added to the Sheriff's budget as a line item. Sheriff Shetler approved.

ADMINISTRATION: Attorney Slough reported to the Board he had received a call from Jim Rodd of the Fairground Motor Sports regarding an accident at the tract last September, when a driver was injured. The County's insurance company has been put on notice. He discussed the options of the County. No more races will be held until an agreement is drawn up and the insurance provided to cover liability unless they have such documents on file. Attorney Slough, and Adm Weaver will work with Jim Rodd on this as soon as possible. A meeting will be set up for 8.00 a.m. Tuesday between Eng Roach, Adm Weaver, Comm Colbert and the landowners along Co Rd 39, north of the highway regarding the proposed Mancos Landfill site. A letter was received from Levi Garret of the Mud Creek Ranch expressing his concerns. The meeting will be to clear up any misunderstandings. Jim Mauer gave his report on the inventory he has completed for the Sheriff's Office. It was decided by the Board to hire Mr. Mauer to do a complete inventory of the offices of the courthouse. A contract between the State of Colorado, the Department of Local Affairs and Montezuma County was signed by the Chairman. The contract would be for Community Services Block Grant to provide a range of services for the senior Nutrition Program.

FAIRBOARD APPOINTMENTS: Bob Seaton met with the Board to discuss the applications for Fairboard Appointments. After discussion, Comm Bauer moved to nominate Carlene Cline of Dolores, Sena Skaggs of Mancos, and T.E. Taylor of Cortez, Comm Maynes seconded the motion. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

PAYROLL: Vouchers #2780-#2895 in the amount of \$92,876.57 and vouchers #3265, #3432-#3433 in the amount of \$65,059.18 and Road Fund vouchers #2896-#2936 in the amount of \$42,586.40 and voucher #1772 in the amount of \$23,842.72 were approved and ordered paid.

ACCOUNTS PAYABLE: General Fund voucher #3434 in the amount of \$2,000.00 was approved and ordered paid.

WATER CONSERVANCY BOARD: John Porter met with the Commissioners to discuss appointments to the Dolores and Mancos Water Conservancy Boards. The possibility of appointing an alternative to the Board for Mancos was discussed. Mr. Porter gave a report on the progress of several projects in the Water Conservancy District.

ADJOURNED: at 2:30 p.m.  
Clerk Chairman  
SEAL

**Minutes 02/09/1987 Regular**

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO     )  
  )s.s.  
COUNTY of MONTEZUMA    )

At a regular meeting of the Board of County Commissioners for Montezuma County Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 9th day of February, A.D. there were present:

- THOMAS K. COLBERT, CHAIRMAN           FEB 17 1987
- WILLIAM C. BAUER, COMMISSIONER
- ROBERT L. MAYNES, COMMISSIONER
- BOB D. SLOUGH, COUNTY ATTORNEY
- THOMAS J. WEAVER, ADMINISTRATOR
- BETTY DAVIS, DEPUTY COUNTY CLERK

MINUTES: of the previous regular meeting held Monday, February 2, 1987 were read. Comm Bauer, moved to approve the minutes, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE: Reports for the month of January were received from the County Clerk, the County Treasurer, and the Sheriff's Office. Two checks were received as follows; from Montezuma County Senior Nutrition and Outreach, the following amounts: Mancos \$231.75, Dolores \$238.37, and Cortez \$209.97. From the State of Colorado Dept. of Labor and Employment office rent for the Job Service the amount of \$150.68.

ROAD DEPARTMENT: The deadline for receiving applications for the Road Supervisor position is Friday, February 13. Adm Weaver reported a motor is needed for the crusher. The old motor is too small to power the new jaws, although they are only 2" larger. The old motor is open frame and should be replaced anyway. A 100 horsepower electric motor is what is needed. The bridge on Oak Street over McElmo Creek has to have the approaches fixed and a guard rail placed. There is no need for a new bridge, the steel construction meets State requirements. Co Rd V has a bridge that is in need of repairs. Hody Ewing met with the Commissioners concerning Co Rd 16.5, with a complaint about neighbors tearing up the road when they remove their hay from the fields. They move the hay in the afternoon when the road is thawed, instead of the morning when it is frozen, causing damage to the road. The Board will have Don Morris talk to the farmers concerning the road.

COUNTY CLERK: Clerk Jean DeGraff met with the Board to present the 1986 annual report for the Clerk's Office. She reported that the changing of precinct boundaries to visual landmarks has been completed. Some precincts may be split if there are too many people in a precinct. RESOLUTION # 3-87 was presented whereby the Board would adopt new boundary lines and polling places, the polling places to be changed at any time if deemed necessary. Comm Bauer move to adopt the resolution, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

LIQUOR LICENSE: An application for a renewal for a 3.2% liquor license was presented for Robert A. Bassett, d.b.a. Trapper's Den Trading Post. Under Sheriff Tim Wood reported no problems with this outlet. Comm Maynes moved to approve the application, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried.

ADMINISTRATION: A bid for chemicals was sent to the Arriola Farm Store for weed control by the Extention office. A Steering Committee meeting will be held February 12 at 8:00 a.m. During the meeting Channel 6 out of Durango will begin filming a public service spot for Montezuma County. A Senior Nutrition Contract between Montezuma County and Southwest Community Resources was presented. Comm Bauer moved to approve and sign the contract, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried. The Board of County Commissioners will not meet next Monday, as it is a holiday, but will meet instead on Tuesday, February 17th. The Mancos Community Center requested \$5,000.00 of lottery money, which was approved last year. They presented a total cost estimate of having a new floor placed in the Community Center of \$3,769.00. They then requested a Dayton portable scrubber and buffer which Cook's Hardware had presented a bid of \$1,755.00, and requested the use of the

balance of the lottery money to pay part of the cost of the scrubber. They will pay the balance of the machine with their own funds. Their request was approved by the Commissioners. True Sanitation District was discussed concerning the Mancos Landfill. A meeting will be held with the Sanitation District to discuss problems and options, including the transfer station. The will meet tomorrow at noon. Jim Rodd, Attorney Slough, and Adm Weaver met to discuss Fairground Motor Sports last week. Mr. Rodd reported they do have insurance, and will check with his insurance company concerning an accident involving a driver at the track last year. They worked on ways their agreement with the County could be improved. Adm Weaver will look at agreements other counties have that would apply as a form for Montezuma County. The agreement between the Fairground Motor Sports and the County was never finished. Adm Weaver requested the purchase of a dictaphone recorder for his office be purchased from Capitol Outlay at a cost of \$832.00.

PLANNING: Resolution #P-8-87 was presented whereby Albert Henson be granted a variance to the subdivision regulations to separate 15 acres into two parcels in Section 11, T36N, R14W. Comm Maynes moved to adopt the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. Resolution #P-9-87 was presented whereby Wayne Glazner would be granted a variance to the subdivision regulations to separate 5 acres from 22 acres for loan purposes in Section 20, T35N, R16W. Comm Maynes moved to adopt the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. Requests for a variance to the subdivision regulations were received as follows. Joe Brunner to separate and sell 5 acres from 280 acres, verbal approval given. Wayne Pippenger to separate 3 acres from 24 acres, verbal approval given with the stipulation John Allar, Sanatarian gives his approval. M.C.H.S BUSTER CLUB: Kay Roseberry and Mike Harpham met with the Commissioners to present their plan to improve the track at the Jr. High School football field. The track is either dusty or muddy all year. They want to build an all weather track, new bleachers and landscape the area between the field and the highway. Their plan is to sell the track by the meter to anyone interested, and use the money to improve the track. They requested lottery funds and was asked to pick up an application and submit it to the Lottery Fund Committee. The School District has not committed any money to them for the improvements, they are concentrating on the buildings. The estimated cost for the improvements is \$200,000.00

PAYROLL: General Fund voucher #40 for \$82.67 and #220 for \$15,407.39, as corrections to the payroll, were approved and ordered paid.

ADJOURNED: at 12:00 p. m.

CLERK           CHAIRMAN

SEAL

## **Minutes 02/17/1987 Regular**

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO     )  
  )s. s.

COUNTY OF MONTEZUMA )

At a regular meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 17th day of February, A. D. 1987 there were present:

FEB 24 1987

THOMAS K. COLBERT, CHAIRMAN

WILLIAM C. BAUER, COMMISSIONER, ABSENT

ROBERT L. MAYNES, COMMISSIONER

BOB D. SLOUGH, COUNTY ATTORNEY

THOMAS J. WEAVER, ADMINISTRATOR

BETTY DAVIS, DEPUTY COUNTY CLERK

MINUTES: of the previous regular meeting held Monday, February 9, 1987 were read. Comm Maynes moved to approve the minutes, seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE: A letter was received from State Representative Jim Dyer of the 59th District, informing the Commissioners that he had voted for bill #HB1027, whereby hunting and fishing licenses would be assessed 25 cents for Search and Rescue programs, and will also vote in favor when it reaches the floor of the House of Representatives. Two checks were received from the State of Colorado, one for Veteran's Affairs in the amount of \$50.00

and one for Predator control in the amount of \$216.65 for the months of July 1, through December 31, 1986.

FAIRBOARD: Kelly Bader met with the Commissioners to discuss the handling of funds received from use of the Fairgrounds to the best advantage. The money received will be put back into the Fairgrounds to improve the facilities.

ROAD DEPARTMENT: Progress on assembling the crusher was reported. Hopefully, by next week it will be ready to operate. Work has been started on the Co Rd V bridge. As soon as the bridge on Co Rd V is done, work will begin on the approaches on the bridge on Oak Street. They may run out of gravel before the crusher is assembled, but if they do, the crews will work on bridges until gravel is available. A call was received Friday from a lady who lives on Co Rd 24 regarding the tree trimming crews. She wanted to compliment them on a job well done, and their courteous attitude. She said they were even kind enough to bring her wood.

PLANNING: Several requests for a variance to the subdivision regulations were received as follows: The Town of Dolores to give approximately 2-3 acres (100 foot strip) to settle land discrepancy, verbal approval given. Robert A. Snyder to separate a 5.64 acre parcel from 360 acres, verbal approval given with the stipulation the State requirement will be on the plat stating a well will be for domestic use only. Dave Nichols to sell 3 acres to adjoining landowner in Knoll wood Estates. Tabled to ask about an amended plat to include property in the subdivision.

PREDATOR CONTROL: Resolution #4-87 was presented whereby the line item in the General Fund Budget for the Animal Damage Control Program would be increased from \$3,100.00 to \$4,100.00. Comm Maynes moved to adopt the resolution, seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried.

HEALTH DEPARTMENT: Carole Allen met with the Board to present a contract for their approval. The contract would provide a part-time counselor from the Social Services Department for counselling extremely ill patients. Social Worker Marsha Louchard would be hired part-time as a counselor. Medicare would reimburse part of the cost of her fee. It would only be necessary to use her a few times a year. Comm Maynes moved to approve the contract, seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried.

JIM MAURER: met with the Board to discuss starting the inventory for the Courthouse offices this week. He also announced he has been appointed Coordinator for the United in Tourism group and will be handling the funds.

CEMETERY DISTRICT: James Sturman informed the Board he just found out through the Assessor's Office that he has been serving on the Lewis Cemetery District the last several years, but he actually lives in the Lebanon District. The Board will have to appoint a new member to the Lewis Cemetery District.

PUBLIC HEARING: It being 10:00 a.m., the time set aside, a continued public hearing was held on the McPhee Subdivision. Roll was taken by the Deputy County Clerk, and proof of publication was read. Those present for the subdivision were Stan Pierce, owner and broker, and Larry Worth, representative and developer. No one present was opposed. Comm Maynes moved to approve the subdivision, seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried. All proceedings were taped for the record.

ADMINISTRATION: County Attorney Bob Slough received a letter from an attorney in Farmington, N.M. representing the person injured at the Fairground Motor Sports race track last year. Mr. Slough will write a letter to the attorney to

acknowledge receipt of the letter. He will then write letters to the County's insurance carrier, and Jim Rodd and his insurance company to see what steps are being taken in this matter. Adm Weaver announced a jail inspection will be done today.

DEPARTMENT OF SOCIAL SERVICES: was conducted.

TREASURER'S OFFICE: Treasurer Bobbie Spore and Deputy Helen Cooper met with the Board to discuss two items that were ordered and received for their computer last October, and had just received the bills for a total of over \$1500.00. Mrs. Cooper was concerned that Mrs. Spore's budget for this year would be out of balance because of these bills. The Board informed her that they would consider amending the budget at the end of the year. Mrs. Cooper also informed the Board that a property that was sold at a tax sale had the wrong legal description, and will have to cancel the sale and refund the money and interest to the buyer. They will have to hold the property for resale next year if the owner does not come in and redeem it before then.

ACCOUNTS PAYABLE: General Fund vouchers #3431-#3628 in the amount of \$151,359.03, and Road Fund vouchers #1771-#1835 in the amount of \$55,813.19 were approved and ordered paid.

ADJOURNED: at 3:45 p.m.

CLERK CHAIRMAN

SEAL

**Minutes 02/23/1987 Regular**

MAR 3 1987

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO     )  
  )s.s.

COUNTY OF MONTEZUMA )

At a regular meeting of the Board of County Commissioners for Montezuma County Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 23rd day of February, A.D. 1987 there were present:

THOMAS K. COLBERT, CHAIRMAN  
WILLIAM C. BAUER, COMMISSIONER  
ROBERT L. MAYNES, COMMISSIONER  
BOB D. SLOUGH, COUNTY ATTORNEY  
THOMAS J. WEAVER, ADMINISTRATOR  
BETTY DAVIS, DEPUTY COUNTY CLERK

MINUTES: of the previous regular meeting held Monday, February 17, 1987 were read. Comm Maynes moved to approve the minutes, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE: A letter of appreciation was written to John Sturdevant and others of the Road Department from the Commissioners for work well done on constructing a crusher conveyor. A check was received from the State of Colorado in the amount of \$1,449.00 for December 1986 cigarette tax.

LA PLATA COUNTY COMMISSIONERS: Commissioner Bud Deering met with the Commissioners to discuss the Regional Community Services Block Grant. Mr. Deering reported after Montezuma County pulled out of the program, the La Plata County Commissioners met with Bud Evans after discussing the possibility of La Plata County also pulling out of the program. They presented a contract to the Board they had drawn up between La Plata County and Bud Evans giving the La Plata County Commissioners the power to govern the spending of any grants. Mr. Evans personal salary will no longer be out of any grant the Region may receive. Mr. Evans presented the La Plata Commissioners with a Board of Directors budget that was very reasonable, according to Mr. Deering, and Mr. Deering had Mr. Evans sign the report. He explained if Montezuma County and La Plata Counties both dropped out of the program, the small counties would be hard hit by their decision. He asked the Board to read over the contract, and see if, with modification, the County could live with it. The contract would tie every penny of the grant to the approved programs. The Commissioners would have control over Mr. Evans to the point that he has to go through them before any amount of money is spent. It was decided to consider Montezuma County Commissioners and La Plata County Commissioners meeting on a bi-monthly basis to discuss problems that effect both counties. The contract will be gone over by the Commissioners and the County Attorney to see if it would benefit Montezuma County, and they will let Mr. Deering know of their decision as soon as possible. The Nutritional Program is already being handled by the County and will be run as it is, but it will benefit all five counties to go Regional.

ROAD DEPARTMENT: Adm Weaver reported the crews had problems with graveling last week because of the moisture on the roads. They will start on the lower end of McElmo today. The motor is in on the crusher and should be put on today

and will probably be in operation tomorrow or Wednesday.

U.P.S. PROGRAM: Sheriff Mike Shetler and Under-Sheriff Tim Wood met with the Board to discuss the UPS Program. The Sheriff requested that the Commissioners remove the program from the Sheriff's Office and put it in another location in a county facility. He no longer wants the program in the Sheriff's Office at all. He suggested instead of hiring another person to be the director, someone in the county be given a raise to absorb the job along with regular duties. The directors duties would involve mainly paper work. A person that has to do UPS hours is required to pay \$40.00 each to be on the program and that amount is deposited into the General Fund. Last year approximately \$11,000.00 was collected through the court. Sheriff Shetler also reported that trustees will no longer be allowed to work while in jail. He explained the liability would be tremendous if one prisoner walked away from a county facility and committed a crime.

ADMINISTRATION: Nominations to the Board of Directors for the Mancos and Dolores Water Conservancy Districts were discussed. They need to make a decision within 30 days. They want to meet with the Dolores County Commissioners and both existing boards before they make any decisions. The Jail inspection was done last Monday, and everything was found to be in order. Resolution #5-87 was presented whereby the Revenue Sharing budget be increased from \$0.00 to \$7,550.00 for the Cortez Public Library, \$3,500.00 for the Friends of Cortez Public Library, \$7,250.00 for the Mancos Library, and \$7,250.00 for the Dolores Library. Comm Bauer moved to adopt the resolution, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried. Resolution #6-87 was presented whereby the line item in the Senior Citizen's budget under Capital Outlay will be increased from \$0.00 to \$12,000.00. Comm Maynes moved to adopt the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. Amended Resolution #86-10 was presented whereby the wording was corrected on Resolution #86-10 approved and passed on May 19, 1986, stating that Montezuma County has authority to participate in and form a county self-insurance pool for casualty and property. Comm Bauer moved to adopt the amended resolution, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

PLANNING: Dave Nichols met with the Board concerning Knollwood Estates. The wording on a proposed amended plat was discussed. Resolution #P-10-87 was presented whereby Ed Liukko would be granted a variance to the subdivision regulations to split a 6 acre parcel into two 3 acre tracts in Section 17, T36N, R16W. Comm Bauer moved to adopt the resolution, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried. Resolution #P-11-87 was presented whereby The Town of Dolores would be granted a variance to the subdivision regulations to settle a BLM deed discrepancy on a property which includes a 100 foot strip in Section 17, T37N, R15W. Comm Maynes moved to adopt the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. Resolution #P-12-87 was presented whereby Lawson Estate would be granted a variance to the subdivision regulations to separate and sell 20 acres from 60 acres in Section 17, T36N, R14W. Comm Maynes moved to adopt the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. A request for a variance to the subdivision regulations was received from Lloyd Sehnert to separate and sell 15 acres from 45 acres. 60' easement is required, verbal approval given.

ECONOMIC DEVELOPMENT: Gary Shaw presented Resolution #7-87 in support of an Alfalfa Cubing Facility known as the Gary Mahaffey Project whereby Montezuma County hereby declares it's full support for the development and operation of the Mahaffey Alfalfa Cubing Facility and urges other governmental entities to lend their support to this important project. Comm Maynes moved to adopt the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried.

ELDON VAVRA: met with the Board to discuss transfer stations in the county.

DEPARTMENT OF SOCIAL SERVICES: was conducted.

ADJOURNED: at 12:00 p. m. to hold interviews for the Road Department Supervisor position. Those scheduled for interviews were; Kenny Brown, Jack Herrick, Kyle Roberts, Jerry Wodosky, and Walter Kennedy.

CLERK            CHAIRMAN  
SEAL



PLANNING: Dave Nichols presented the corrected plat for approval on Knollwood Estates. A new mylar will be presented as soon as possible. Two requests for variances to the subdivision regulations were received as follows: Wayne Lee to split 15.72 acres into two parcels, verbal approval given. Charles Baumgartner to split 10 acres from 37 acres, verbal approval given.

ABATEMENT: An abatement was presented whereby Bethel Chapel Foursquare Church be exempted from taxation. A copy of the Department of Property Taxation determination was attached. Comm Bauer moved to approve the exemption, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried. An order to the Treasurer was presented whereby Charles D. and Nancy J. Nice be deleted from the 1986 tax roll as a result of a double assessment. Comm Maynes moved to approve the order, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried.

CIVIL DEFENSE: A letter was received from Sheriff Shetler requesting that Charles Melvin be made the Civil Defense Director. Comm Bauer moved to approve the request, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

TREASURER: Treasurer Bobbie Spore met with the Commissioners to discuss securing deposits at bank depositories. Attorney Slough informed her that the State Banking Commission can be contacted for verification of bank collateral for deposits made by the county. She has already written a letter to them asking for information on local banks.

ANNEX: Jack Click met with the Board regarding the 4-H Club. They have requested the use of the Annex to hold a dance, and Mr. Click was concerned whether they were covered under county liability insurance, or if they would be required to obtain their own coverage. The Board asked Adm Weaver to check with the insurance company, but their feelings were that they were probably covered under the county.

SENIOR CITIZENS: Roy and Mae Stuckey and Edith Head met with the Commissioners regarding the telephone in the Annex that is used by the Senior Citizens. When the program was run by the SCR in Durango, and Charlie Speno did business on the phone, the Durango office paid half of the phone bill. Now that the county is running the program, it will be the responsibility of the Senior Citizens to pay the bill. They will pay the bill of \$23.41 this month, and Adm Weaver will contact the phone company and have the billing rate changed from business to private, which will result in a lower rate. The Commissioners will check with the Mancos and Dolores groups and see how they handle the payment of their phone bills.

ECONOMIC DEVELOPMENT: Gary Shaw met with the Board regarding a bill he hopes to have introduced to allow a truck to pull three semi trailers on the highways to haul grains and hay from Dolores County and Montezuma County to the railhead at Gallup, N.M. It would cut freight costs for farmers by a third. He asked the Board's support of such a bill. The Commissioners said they would consider supporting such a bill.

DEPARTMENT OF SOCIAL SERVICES: was conducted.

ADJOURNED: at 2:30 p. m.

CLERK CHAIRMAN

SEAL



ECONOMIC DEVELOPMENT: Gary Shaw informed the Board that David Bland is interested in opening an implement company in the Enterprise Zone and will carry John Deere and Hesston equipment. The Revolving Loan Grant is still only \$300,000.00 which when divided will not be much per county. A CDBG hearing will be held in Denver on March 18, at 3:15 p. m., and the Revolving Loan Grants will be discussed along with a couple of other issues. Comm Colbert will go to the meeting to protest the limit of \$300,000.00 funding. RESOLUTION #9-87 was presented whereby Montezuma County will continue its support of the Southwestern Colorado Development District for a 1987 Economic Development Administration Planning Grant and other grants pursued by the District on behalf of economic development in the Southwest Colorado Region. Comm Bauer moved to adopt the resolution, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried. The dissolution of the Downtown Association was discussed as they had had a loan through the Revolving Loan and Valley National Bank. A meeting will be held with the Revolving Loan Committee to strengthen the County's position on future loans, and to discuss policies and procedures.

ADMINISTRATION: Bids for three 3/4 ton pickups for the County Road Department were presented to the Board. The bids were as follows: Steve Keech Motors, a bid of \$9,726.00, Tom Redd Chevrolet, a bid of \$9,520.00, and Keesee Motors, a bid of \$9,385.00. Comm Maynes moved to accept the bid of \$9,385.00 from Keesee Motors, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. An agreement was presented from Brookie Architecture and Planning, Inc. on repairing the Justice Building Roof. Comm Maynes moved to enter into a contract with Brookie on the Montezuma County Justice Building roof, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. David Edwards of the Division of Local Government called Adm Weaver and reported there was no advantage in going regional at this point as all paperwork has been done for 1987. It would not benefit the smaller counties now, it is too late for this year. Montezuma County will go ahead with their plans as they had originally planned.

ABATEMENTS: Petitions for an abatement or refund were presented as follows: Charles K. and Wilma S. Herndon. erroneous assessment, the amount of \$47.90. the Evangel Assembly of God, exemption from taxation granted by the Division of Property Taxation on February 23, 1987, the amount of \$32.59.

The County Treasurer was ordered to remove the following Mobile Homes from the tax roll:

15th N. Junction Inv., Ltd. the amount of \$64.45

15th N. Junction Inv., Ltd. the amount of \$64.45

15th N. Junction Inv., Ltd. the amount of \$61.43

15th N. Junction Inv., Ltd. the amount of \$61.43

Roofe, Mike and Dannette the amount: of \$27.57

Roofe, Mike and Dannette the amount of \$41.02

DEPARTMENT OF SOCIAL SERVICES: was conducted.

ADJOURNED: at 3:00 p.m.

CLERK           CHAIRMAN

SEAL

## **Minutes 03/16/1987 Regular**

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO     )  
  )s.s.  
COUNTY OF MONTEZUMA )

At a regular meeting of the Board of Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 16th day of March, A.D. 1987 there were present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAUER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONER

BOB D. SLOUGH, COUNTY ATTORNEY

THOMAS J. WEAVER, ADMINISTRATOR

BETTY DAVIS, DEPUTY COUNTY CLERK

MINUTES: of the previous regular meeting held Monday, March 9, 1987 were read. Comm Maynes moved to approve the minutes, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried.

ADMINISTRATION: Sheriff Shetler met to discuss the problem at the Justice Building with the State Patrol and the request they pay their share of new radio equipment. The meeting held last Friday was discussed. Their expired contract was discussed, but no decision was made. A letter was sent by Sheriff Shetler and Chief Roy Lane regarding \$550.00 needed from the State Patrol to replace the radio equipment located in the basement of the Justice Building. There are 10 departments that have use of the radio, and similar letters were sent to all departments. All departments have paid their share with-the exception of the State Patrol, and they objected to paying the money. It was their opinion that providing the personnel to operate the radio more than made up for their share. A proposal will be drawn up and presented to them prior to a meeting scheduled for April 23 at 10:00 a.m. with the State Patrol. After discussion, Comm Bauer made a motion to direct Bobbie Spore, County Treasurer to transfer \$15,561.00 from County General Fund to the City of Cortez. Motion seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried. The Clerk was directed to issue an order to the Treasurer. The proposed construction of an elevator to provide access for the handicapped in the Courthouse was discussed. The estimated cost would be around \$100,000.00. Attorney Slough will research the Federal Laws concerning access for the handicapped to see what the requirements are and a decision will be made next Monday.

ROAD DEPARTMENT: Eng Roach reported that Union Power has caused some damage to County Road 44 with their machinery. They have agreed to repair the road. Concerning Co Rd 27 and Co Rd X, where the Forest Service and the Bureau of Land Management are planning to build a lake access, they refuse to recognize it as a road, and refuse to assume the responsibility of their contractors ruining the road. A letter was written to the Forest Service outlining the County's stand on the issue. Adm Weaver reported that he had had a request from Chris Burkette for gravel for the parking lot at the golf course. The City will haul the gravel from McElmo Canyon. Adm Weaver will talk to Mr. Burkette and see what is needed. Sup Roberts gave a road report. Mr. Roberts reported that he and Eng Roach met with Joe Williams and Joe Sparks of Southwest Pipeline regarding the Kelly Hill Project. The pipe lines placed by Southwest Pipeline may have contributed to the damage on the hill. They are willing to help with materials. Sup Roberts and Adm Weaver had a meeting with the District Foremen last Friday morning to discuss a schedule for the coming year. Sup Roberts received a call from a man who lives on Co Rd N concerning culverts in the road. Eng Roach will check and see if they need to be lowered. The crusher is running. The 40 horsepower motor that was repaired last week. is not functioning properly. Mr. Roberts will have the place that repaired it check it out.

VETERANS ADMINISTRATION: Hazel Williams recommended that Jack Winbourn be appointed as Veteran's Officer since Glen Hansen has retired. The Board approved her request.

HEALTH DEPARTMENT: Carole Allen met with the Board to present addenda to the Social Service and Physical Therapist contracts to agree to pay the same hourly rate to attend required meetings. The Commissioners approved both addenda. A discussion was held concerning Dolores County's request that they have Diana Fahrion conduct health inspections in the restaurants and bars in Dolores County. It was decided that since the State Department of Health directs her in her duties as Sanitarian Aide and pays about 50% of her salary, Dolores County should request her services through the State. The matter will be discussed again at next week's meeting.

ACCOUNTS PAYABLE: General Fund vouchers #3629-#3803 in the amount of \$86,161.77, and Road Fund vouchers #1836-#1897 in the amount of \$43,415.73 were approved and ordered paid.

OIL, GAS AND MINERAL LEASE: A lease was presented to the Board to renew the lease for Texaco, Inc. on property located at T36N, R17W, Section 13 and 23, with the following terms: Term, Five (5) years; Royalty 12.5%; Bonus \$6,000.00; and Rental, \$1.00 per acre. The lease will expire on May 5, 1992. Comm Bauer moved to accept the 5 year lease, Comm Maynes seconded the motion. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

DEPARTMENT OF SOCIAL SERVICES: was conducted.

ADJOURNED: at 2:30 p. m.

CLERK           CHAIRMAN

SEAL

Online Copy

## **Minutes 03/23/1987 Regular**

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO     )  
  )s.s.  
COUNTY OF MONTEZUMA )

At a regular meeting of the Board of Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 23rd day of March, A. D. 1987 there were present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAUER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONER

BOB D. SLOUGH, ATTORNEY FOR THE COMMISSIONERS

THOMAS J. WEAVER, ADMINISTRATOR

BETTY DAVIS, DEPUTY COUNTY CLERK

MINUTES: of the previous regular meeting held Monday, March 16, 1987 were read. Comm Bauer moved to approve the minutes, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE: A check was received from the State of Colorado in the amount of \$1,327.57 for cigarette tax for the month of January.

VETERANS OFFICER: An agreement to appoint Jack Winbourn as Veteran's Officer was presented and signed by the Board. His appointment was approved last week.

DEPARTMENT HEADS: Jean DeGraff County Clerk, Kyle Roberts Road Supervisor, Bob Seaton Extension, Jack Click Fairgrounds, Tim Wood Under-Sheriff, Elanor Tozer Chief Deputy Treasurer's Office, Carole Allen Health Department, and Bob Cruzan County Assessor met with the Board to discuss several topics.

Workman's Comp as of January 1, 1987 the County joined other counties in a Colorado County Worker's Comp program. Any employee should report any accident to Department heads no matter how minor. Under CCI there is a new program called HIRE risk. Under this program any new employee can be checked as far back as 1981 in Colorado for any previous claims. There is an \$8.00 charge to the county whenever used for each individual. Premiums are based on how much it's used. Since the County is now self insured with other counties, it's important to keep the claims down. Anyone who is hired from this point forward for the County will be asked to obtain a physical before employment. Comm Maynes introduced a book from Blue Cross and Blue Shield concerning a Wellness program. By holding a health fair, for instance, it would lower the premiums. Carole Allen will look over the program and give her recommendations. A program could be implemented to encourage present employees to be screened for problems every six months or a year. Federal Law regarding insurance, a new program called COBRA states that if you are laid off or are fired before the age of 65, you can stay on the group insurance through the county for 18 months, but you have to pay the premiums for yourself and/or dependents. There would be no life insurance available. A dependent could stay on the plan up to 36 months if the spouse passes away or a divorce occurs. Persons that are 65 or over do not qualify as they have medicare and the plan is not a supplemental plan. Plans for an elevator addition were presented to the department heads and it was discussed.

FAIRGROUNDS: Jack Click, informed the Board that as of April 1, 1987 the caretaker at the Fairgrounds is resigning. The Job Service has been notified, and it has been on radio advertising the job opening. Salary includes \$500.00 a month and space rent for a trailer. The person would be on call 24 hours a day and would work 35 hours a week with two days off. Mr. Click reported he has been having problems with people cleaning up the building after use. A caretaker will check the building to make sure it is properly cleaned before a person or persons would be allowed to leave. Comm Maynes suggested the new caretaker could also start the landscaping at the Fairgrounds. Everyone was in agreement.

WEED CONTROL: Bob Seaton presented bids for chemicals as follows: from Arriola Farm Store \$6,530.76, from Intermountain Farmers Assoc. \$6,000.12 and from Southwest Colorado Bean Producers Inc., \$6,319.20 for the chemical 2,4D Amine. Comm Maynes moved to accept the low bid from Intermountain Farmers Assoc. of \$6,000.12 including spreader activator, seconded by COMM Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried.

ABATEMENTS: Two abatements were presented as follows: LaVeryle Apple erroneous assessment, refund for 1980, 1981, 1982, 1984, 1985, and 1986 in the amount of \$145.68. The Board asked for an explanation from Assessor Cruzan on the amount of years and he explained the law allows the Assessor's Office to go back as far as six years. Comm Bauer moved to allow the refund, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried. Frank and Uvon Noland, erroneous assessment, refund for 1984, 1985, and 1986 in the amount of \$492.05. Comm Bauer moved to allow the refund, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

PLANNING: A request for a variance to the subdivision regulations was received whereby Dorrell Wells would separate and sell 12 acres to son. Verbal approval was given.

ADMINISTRATION: There will be a meeting at the Pony Express tomorrow morning at 7:00 a. m. with the Bureau of Recreation and the Forest Service. Attorney Slough reported on Federal laws governing handicapped access into the Courthouse. The law does not require an elevator, but Mr. Slough's recommendation was for the elevator to be constructed to overcome the problem as he feels that in the future the law may require one. The County would be ahead to build one now. The money is already in the budget from several years ago when it was earmarked for an elevator and remodeling. After discussion, it was decided to check with Brookie Architects to see if any new regulations are out regarding requirements on government buildings. A meeting will be set up with Brookie and the Department Heads it would most affect, hopefully by next week. Attorney Slough also recommended the Commissioners take health preventative measures concerning the County Jail prisoners. A meeting will be set with Dr. Kent Aiken, Carole Allen of the Health Department, Sheriff Shetler, and the Commissioners to discuss preventative measures. The new contract with the State Patrol concerning the offices at the Justice Building was presented at a meeting with Mr. Moomey of the State Patrol, Susan Keck, City Manager, and Tom Weaver, County Administrator. Mr. Moomey agreed to the contract, but the State office and Mr. Dempsy have not considered the contract. It is identical to the contact they had before.

TOWN OF MANCOS: Mancos Police Chief Mark Murphy, Pro-Term Mayor Rubin Maestas, and Les Goff met with the Board to ask permission to move their gas tank to the county yard in Mancos temporarily until they can get gravel for Monte Street. With the understanding that it was only temporary, permission was given by the Board. The Town Marshal will be given a key for weekend access. Les Goff asked the Board's opinion on a complaint he had had from a Mancos landowner concerning re-routing the river past his property. The address of the Corp of Engineers was given to Mr. Goff.

REVOLVING LOAN: Gary Shaw informed the Board he and Comm Colbert had made a presentation of the Revolving Loan Grant in Denver to the Community Development Block Grant Committee. Their complaint with the grant was that there would be five committees from each county to administer the grant monies. After discussion it was decided to meet with Dolores County to discuss the possibility of La Plata and Montezuma Counties administering funds for all five counties. If acceptable the CDBC Committee might raise the rating from Medium funding on the grant application. If all concerned Commissioners agree, the application will be changed.

CHESTER TOZER: met with the Commissioners concerning a ditch that parallels a county road on his property. The ditch is 1/8 mile long. An agreement was made years ago with the County Commissioners and Mr. Tozer concerning the county cleaning his ditch. He will meet with Sup Roberts to discuss the best way to clean the ditch. The Commissioners approved the cleaning of the ditch by County Crews as it stems from a previous agreement with the Commissioners years ago.

MOUNTAIN VIEW SUBDIVISION: Doug Aiken, Elgin Flott and three other residents of Mountain View Subdivision met with the Board to ask that the County take over maintaining the road in the subdivision. There are not enough residents to pay for maintenance in the subdivision as set forth in the covenants. The road is a 1 1/2 mile circle. Comm Bauer explained that it was a policy of the County not to take any more subdivision roads and put them on the system. The policy was adopted six or seven years ago. Mr. Aiken explained it was working a hardship on Don Sheppard, owner of the Subdivision to maintain the roads. He doesn't have the equipment necessary and the gravel is being scraped off the road when he grades it. Eng Roach and Kyle Roberts will evaluate the road condition.

ROAD DEPARTMENT: Sup Roberts gave the road report. John Sturdevent was present to discuss bids on new trucks the County is buying. Sup Roberts reported that a meeting was held with himself, Eng Roach, Northwest Pipeline and Midwest Pipeline regarding Kelly Hill in Mancos. All have agreed to work together to everyone's satisfaction. The old bridge west of the Plywood Plant is in very bad shape and needs repaired. The approach to the bridge on South Oak Street is ready for re-construction. The problem there is where to stockpile materials while working on the bridge. There is property nearby that is owned by Dee Cox. He gave his permission for the County to use his land. In return, he requested the County to build a barrier to keep people from using his property for dumping trash. Approval was given. Sup Roberts discussed a list of priorities that he had made up after meeting with his Foremen and taking their recommendations. The men at the crusher will start working 9 hours a day, so the County won't run out of gravel. Overtime will be paid for two weeks.

ATTORNEY FOR THE COMMISSIONERS: A motion was made to clarify Attorney Bob D. Slough as Attorney for the Commissioners, not County Attorney. Comm Maynes made a motion to write to the District Attorney informing him that Mr. Slough has been hired as a private attorney by the Commissioners and is not considered a County Attorney. There is no such thing in Montezuma County as an official County Attorney. Comm Bauer seconded the motion. Colbert, aye; Maynes, aye; Bauer, aye; motion carried.

SEARCH AND RESCUE: Resolution #10-87 was presented whereby line item #1555 in the Sheriff's Budget for United Search and Rescue is hereby increased from zero to \$4,500.00. Comm Maynes moved to adopt the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried.

LIQUOR LICENSE: An application for a Hotel and Restaurant License was received from Bob L. Wright dba Stoner Lodge. All conditions were met. Comm Maynes moved to approve the application, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried.

BOARD OF SOCIAL SERVICES: was conducted.

ADJOURNED: at 4:00 p. m.

CLERK

CHAIRMAN

SEAL

## Minutes 04/06/1987 Regular

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO )  
 )s. s.

COUNTY OF MONTEZUMA )

At a regular meeting of the Board of Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 6th day of April, A. D. 1987 there were present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAUER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONER

BOB D. SLOUGH, ATTORNEY FOR THE COMMISSIONERS APR 14 1987

THOMAS J. WEAVER, ADMINISTRATOR

BETTY DAVIS, DEPUTY COUNTY CLERK

MINUTES: of the previous regular meeting held Monday, March 23, 1987 were read. Comm Bauer moved to approve the minutes, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE: The Sheriff's Office report and the Veteran's Office report for the month of March were presented to the Board. Correspondence was read and contents noted. A discussion was held on a letter

received from Southwestern Colorado Economic Development District concerning the Revolving Loan application. The letter stated the division of local government felt one loan committee for all five counties would be required. The State would award a grant of \$350,000.00 on the condition that only one loan committee was established. It will be checked into further. Several checks were received as follows: From the State of Colorado, the amount of \$150.68 for April rent for the Job Service office; from the Housing Authority, the amount of \$300.00 for April rent for the Housing Authority office; from the State of Colorado, Department of Local Affairs the amount of \$6,352.47 for a mineral lease; from the County Workers Comp Pool the amount of \$3,000.00 for an overpayment refund; from Shell Western E & P the amount of \$1,755.65 for oil and gas royalties; from Mobil Oil Corp. the amount of \$1,812.23 for oil and gas royalties; from County Senior Nutrition Program, Mancos, the amount of \$515.91, Cortez, the amount of \$719.44 and Dolores, the amount of \$499.30 for a total

amount of \$1,734.65; from the Mancos Senior Citizens the amount of \$147.45 for Clara McNeil, assistant cook; from Montezuma Senior Nutrition the amount of \$125.11 for Clara McNeil, assistant cook; and from Southwest Community

Resources the amount of \$244.40 for the January Senior Nutrition Program.

PAYROLL: County General vouchers #3083-#3189 in the amount of \$86,918.80 and #3805-#3806 in the amount of \$61,840.08 and Road Fund vouchers #3190-#3230 in the amount of \$44,925.87 and #1899 in the amount of \$24,870.22 were approved and ordered paid.

VERA JARRETT: and four other ladies met with the Board to discuss the County's participation in purchasing a swimming pool for the community that would be available year-round. They presented petitions with 578 names in favor of the pool. They also presented a letter from Dr. Aiken endorsing water exercise for use in therapy for elderly and handicapped. School children would also benefit from the pool. The proposed size of the pool would be 25 yards long, 45" deep, and have six lanes. The estimated cost would be about \$500,000.00. Last fall the City was contacted, but Mrs. Jarrett was informed by the Council they could not help for at least five years. Comm Bauer stated it should be a community effort between the County, City and School District. Mancos and Dolores could also be interested in helping with funding, as they would also benefit from a covered pool. Comm Maynes asked Mrs. Jarrett if when contacted, the people interested would have any problem with paying fees for use, she assured the Board they had no objections. The school has not as yet been contacted to ask for support. Mrs. Jarrett informed the Board that the A. A. R. P. have grants that could be available, as it would greatly benefit the Senior Citizens of the area. The Board informed Mrs. Jarrett she should contact the City, School District, Mancos and Dolores for their input. The County will support the proposed pool. If a feasibility study needs funding, the County will help pay for the study to examine the possibility of building the covered pool next to the existing pool at the City Park. The County will cooperate, but it will have to be a community effort.

**SENIOR NUTRITION:** Sue Fletcher and Marsha Barren presented a quarterly income and expense statement. The program has broken about even in the first quarter of 1987. After expenses, there is a \$31.00 gain. She reported she is delivering the Jail food to them about once a week. She doesn't mind delivering, but they are expecting her to do the inventory and the menus, and neither is her responsibility. The Commissioners agreed with her. Ms. Fletcher informed the Board that sometime this summer, there will be a need for dry storage. Since the Jail will also have a need for the storage, the possibility of the two going together to purchase the storage was discussed. Ms. Fletcher also discussed the possibility of putting Marsha on salary. She has been donating her time and is a very good worker. The Board decided that as Charlie Speno is increasing the meal costs by 15 cents a meal, her salary could be paid from that revenue. They agreed to pay her for 20 hours a week.

**PLANNING:** Resolution #P-13-87 was presented whereby Dorrell Wells would be granted a variance to the subdivision regulations to separate and sell 12 acres from 160 acres in Section 29, T39N, R17W. Comm Maynes moved to adopt the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. Several requests for a variance were received as follows: Paul Long to separate and sell 3 acres from 240 acres, verbal approval given; Charlie Goff to sell 10 acres, verbal approval given; Don Haley to separate and sell 3.54 acres from 10 acres, verbal approval given; and Cindy Beyers to sell 3 acres, verbal approval given.

**COUNTY CLERK:** County Clerk Jean DeGraff met with the Board to request the purchase of a canister vacuum cleaner from Sears for \$60.00 to be used in the cleaning of the computers in her office. The Board approved her request.

**HEALTH DEPARTMENT:** Carole Allen discussed cuts in the Health Department budget from the State level. Two cuts would be very serious to the health of the community. The first cut would be in the reimbursement for the Sanitarian's salary. The State is considering no funding for restaurant inspections. In that case the County would have to provide the inspections at their own expense. They would also no longer provide guidelines for the inspections. The cut would be over \$16,006.00. The second cut would be in the immunization program. It would be cut by \$16,006.00. The State Health Department will also cut back approximately 60% of the free vaccines that have been provided in the past. She requested the Board write a letter protesting these bills, and the Commissioners agreed to her request. Comm Maynes met with Mrs. Allen last week to discuss the Wellness Program. Mary Ann Sanders was present to discuss the program with the Board. Some suggestions by Mrs. Allen were for the County to provide to their employees a blood pressure check twice a year, health screenings, and recommending employees to attend the health fair that is sponsored by the Cortez Lions and Cortez Lioness clubs each year. The Board will meet with the department heads and discuss the possibility of employees attending a health screening at the Health Department. A memo will be sent to all department heads stating that starting immediately, it will be required for any potential employee to pass a physical examination prior to employment. This requirement will also be added to the Personnel Manual.

**INSURANCE:** Elwood Hester for American Public Life Supplemental cancer insurance plan met with the Board to discuss premiums being held out for employees on a payroll deduction plan. The Commissioners explained that they would not set it up on a payroll deduction because of the increase in the bookwork and other insurance companies would expect the same. It is not feasible. They told Mr. Hester to talk to department heads and employees on their own time, not at work. They also explained that if there were enough employees interested in a cancer insurance plan, they would have to put it up for bids to other insurance companies.

**ROAD DEPARTMENT:** A.B. Stewart, J.D. Roybal, Bill Stroud, and Warren Davis met with the Commissioners concerning the heavy dust problem on Co Rd L. They presented a letter outlining the problems, mostly involving heavy truck traffic by Richard Tibbet's Construction Company. There was also an excessive amount of speeding, both by cars and trucks. Mr. Stewart's wife is bedridden with respiratory trouble and the dust is extremely bad for her. Comm Bauer informed Mr. Roybal to inform the Sheriff's Office of the speeding violations. The Board will meet with Mr. Tibbet's concerning the truck traffic and to see if an arrangement can be made to keep the dust down. The road has been treated with dust guard, which works fine until it rains, then the truck traffic messes it up. Several solutions were discussed, including the possibility of S. O. S. funding if the County could prove to the State there is a real need on that

road. Otherwise, the County could only do a little at a time due to budget cuts to the Road and Bridge fund. With the new material the County now has, the dust guard could be put on the road five times a year instead of once a year. Sup Roberts reported a problem with speeders throwing gravel off the roads. The Sheriff's Office can't handle the whole problem. They don't own a radar gun. In the past they have had to borrow one from the State Patrol. Sup Roberts and Adm Weaver suggested the Road Dept. purchase a radar gun at a price of between \$1,500.00 to \$1,800.00 and give it to the Sheriff's Office in return for their cooperation of patrolling county roads with the gun and stopping the speeding. A meeting will be set up with the Sheriff's Office, the Road Dept, Commissioners, and news media to set rules and regulations on county roads to enforce the speed limits. Sup Roberts reported several signs have been placed on Co Rd N and 21, and 20 and P. Sup Roberts presented a tentative schedule which included; replacing the culvert at the intersection of on Co Rd 26 north of T.5 will be replaced starting April 7, 1987. Next Monday, April 13th, the bridge on Co Rd T.5 will be replaced, on April 20th, the McElmo bridge will be replaced, on May 4, the crusher will be moved to the Mancos pit, on May 11, repair Kelly Hill in Mancos, and on June 15<sup>th</sup>, the chip and seal process will be started. Concerning two requests for road maintenance in subdivisions, the Commissioners re-emphasized that the main responsibility of the Road Department are the main roads in the county. It would be too expensive both in time and money to maintain subdivision roads. A County sale for excess equipment for all county offices was discussed. A tentative date of May 9th was set for the auction. Auctioneer Jim Suckla was chosen to be the auctioneer for this sale, then in the future, every year the Auctioneer will be rotated to give all auctioneers the opportunity to hold the sale.

ADMINISTRATION: After discussion, it was decided to wait until next year, to decide if the proposed elevator should be constructed, or if the money in the fund could be put to better use. Adm Weaver reported to the Board that Robert Wilson owns an office building on North Chestnut between the Courthouse and the County Annex that he has offered to the County for \$400.00 a month rent. The Commissioners discussed the possibility of using the office for food stamp distribution. Maurine McNeill will be contacted for her input. The Board decided if the office was rented, they would ask for a five year lease. Mr. Wilson will be contacted with the proposition.

TREASURER: Bobbie Spore requested that \$13.05 be withdrawn from the County General fund to refund money to a taxpayer due to an error made last year. The Commissioners approved her request. LOTTERY FUNDS: Several applications for lottery funds were received including five for the City of Cortez, Montezuma County High School, the Town of Dolores, the Town of Mancos, the County Fairgrounds and several more. The applications will be considered. The County has an allocation of \$30,059.00 and the City \$28,058.00 from the lottery.

BOARD OF SOCIAL SERVICES: was conducted.

ADJOURNED. AT 4:15 P.M.

CLERK

CHAIRMAN SEAL

## Minutes 04/13/1987 Regular

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO )  
 )s.s.  
COUNTY OF MONTEZUMA )

At a regular meeting of the Board of Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 13th day of April, A. D. 1987 there were present:

THOMAS K. COLBERT, CHAIRMAN APR 21 1987

W. C. BAUER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONER

BOB D. SLOUGH, ATTORNEY FOR THE COMMISSIONERS: ABSENT

THOMAS J. WEAVER, ADMINISTRATOR

BETTY DAVIS, DEPUTY COUNTY CLERK

MINUTES: of the previous regular meeting held Monday, April 6, 1987 were read. Comm Bauer moved to approve the minutes, seconded by Comm Maynes.

Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE: The County Clerk's report for the month of March and the County Treasurer's Public Trustee quarterly report were presented to the Board. Two receipts were received as follows: from the State of Colorado the amount of \$1,054.63 for cigarette tax for the month of February; and from

the Montezuma Senior Nutrition the amount of \$333.52 project income from Charlie Speno.

LIQUOR LICENSE: An application for renewal of a 3.2% liquor retail license was received from Gerald Frazier dba Round-Up Store was presented to the Board for approval. Sheriff Shetler reported no problems with that outlet. Comm Bauer moved to approve the application, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

OLD TIME FIDDLERS ASSOCIATION: Larry Hauser, President, and Jeanne Kuhlman, Secretary of the Association met with the Board to discuss the up-coming Fiddlers Super Bowl tournament in July. They reported the businesses are not supporting the event with contributions like they have in the past. They have to raise \$6,650.00 for prize money by May 1, 1987. The total cost of the event is about \$12,000.00 for security, janitors, advertising, judges expenses, insurance, etc. The gate fees usually run around \$6,000.00. The National Fiddlers Association lost about \$1,000.00 last year. The contest will again be held at the Junior High this year. The City of Cortez has pledged \$1,000.00 but stipulated it would have to be spent on advertising. Mrs. Kuhlman reported they have approximately \$5,400.00 in pledges so far. Mr. Hauser explained they hope to get a national sponsor such as Wal-Mart or Ford Motor Company next year to donate the money for the advertising. They are expecting several hundred people in the area for the contest this year. Comm Bauer made the motion that the County would donate \$500.00, and if they haven't raised enough money before the deadline, they will meet again with the Commissioners. Comm Maynes seconded the motion. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

ADMINISTRATION: A lease agreement between Montezuma County and the State of Colorado for the Job Service Office space was presented. The lease would be on the same terms as last year. Comm Maynes moved to approve the lease, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. A quarterly financial expense report and a corrected contract were signed and mailed to Community Service Block Grant for the Senior Nutrition Program.

PLANNING: Resolution #P-14-87 was presented whereby Paul Long would be granted a variance to the subdivision regulations to separate and sell 3 acres from 240 acres in Section 13, T36N, R14W. Comm Maynes moved to approve the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. Resolution #P-15-87 was presented whereby Charlie Goff would be granted a variance to the subdivision regulations to separate and sell 10 acres from 210 acres in Section 7, T36N, R13W. Comm Bauer moved to approve the resolution, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried. Several requests for variances to the subdivision regulations were received as follows: Tony Gallegos to trade 3 acres with his sister, verbal approval given, Eva Gallegos to trade 3 acres with her brother, verbal approval given, Lee Searcy to sell a 3, 4, or 5 acre tract from 22 acres, verbal approval given.

ACCOUNTS PAYABLE: General Fund vouchers #3814-#3993 in the amount of \$82,994.01 and Road Fund Vouchers #1905-#1958 in the amount of \$42,480.04 were approved and ordered paid.

JAIL INSPECTION: was conducted, and everything found to be in order.

ROAD DEPARTMENT: Sup Roberts reported the bridge on Co Rd 26 has been pulled out and two culverts placed. Les Nunn requested a letter stating that if the two culverts don't work, it would be fixed. Eng Roach agreed to send him a letter. A discussion was held on the possibility of widening Co Rd L and putting sufficient base on the road in the eventuality of paving from Co Rd 25 to Co Rd 26 (Lebanon Road to Mildred Road). A S.O.S. grant will be looked into. The bridge on Co Rd T.5 by Ponderosa Timber will be pulled tomorrow, April 14, 1987. Sup Roberts reported that as of March 31, 1987, 12.2 miles have been re-gravelled.

PLANNING COMMISSION: Mike Preston met with the Board to discuss the agenda for the Planning Committee meeting to be held tomorrow night, April 14, 1987 at the County Commissioners Room.

BOARD OF SOCIAL SERVICES: was conducted.

ADJOURNED: at 4:30 p. m.

CLERK

CHAIRMAN

SEAL

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DOROTHY CARVER: Met with the Commissioners to request leave without pay from the Road Department for her husband, Dan Carver, who has been ill since February. She thought it would be at least another month before he could return to work. The Board informed Mrs. Carver they would talk to the Road Supervisor for his opinion and will get back to her.

LIQUOR LICENSE: A renewal application for a retail liquor license for Gary A. and Gloria O. Schmidlin dba Smitty's Liquors was presented to the Board for approval. Under-Sheriff Tim Wood reported no problems with this outlet. Comm Bauer moved to approve the application, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried. Gerald Frazier dba Round-Up Store presented a new diagram of the premises re-built because of fire damage and a notarized statement confirming no structural changes were made in the building. They will be placed in his file for future reference.

SEWING BUSINESS: Bruce Hartman met with the Board regarding a sewing factory to be located at the old Kent's Building. The business, when first started, should employ around one hundred people. He hopes to expand in the near future, increasing jobs to at least 200. The Western Colorado Job Training Program will supply persons for job training. They will pay 50% of their salary for training for six months. Mr. Hartman is planning on paying minimum wage plus a piece rate. Mr. Hartman requested the Board write a letter supporting his efforts to establish a sewing business. The Board commended his efforts, and feel it would be an asset to the Community. The Commissioners agreed to write a letter supporting it. Cal Rickle from the Cortez Economic Development Council was also present.

ENTERPRISE ZONE: Susan Keck, Bob Courtney, Bill Smart, Roger Smith, Gary Shaw, Pat Donley and P.G. West met with the Board to discuss marketing consultants for the Enterprise Zone. The State has hired a firm of marketing consultants who will be in this area the week of May 11, 1987 to make a determination on how to best market the area for industry. They plan on spending one day in Montezuma County, and one day in LaPlata County. After discussion, it was agreed by the City and County Commissioners that someone will meet with the consultants. The State has allocated \$25,000.00 for marketing, but Southwest Colorado will have to match the funding for advertising Economic Development in five Counties. Ideas for development were discussed. Mr. Shaw will put together a list of possible industries for the area and will try to have it ready in time for the targeted industries meeting.

REVOLVING LOAN: Mr. Shaw also reported on the progress of the Revolving Loan application. The County allocation will stay the same. It was decided to have only one loan committee, but said committee will be made up of two members from each county to serve on the committee.

ROAD DEPARTMENT: A road tour was conducted in the afternoon with Sup Roberts, the Commissioners and Adm Weaver. The following were inspected: Co Rd 27, South of Hwy 154, the new culverts on Co Rd 26 North of Co Rd T.5, the new culverts on Co Rd 26 West of the Plywood Plant, ditch cleaning on Co Rd 20 and Co Rd N, the gravel on Co Rd 20 South of Co Rd L, and the dust abatement on Co Rd L.

ADJOURNED: at 5:15 p. m.

CLERK           CHAIRMAN  
SEAL

**Minutes 04/27/1987 Regular**

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO )  
 )s.s.  
COUNTY OF MONTEZUMA )

At a regular meeting of 'the Board of Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 27th day of April A. D. 1987 there were present:

- THOMAS K. COLBERT, CHAIRMAN MAY 5 1987
- W. C. BAUER, COMMISSIONER
- ROBERT L. MAYNES, COMMISSIONER: ABSENT
- BOB D. SLOUGH, ATTORNEY FOR THE COMMISSIONERS
- THOMAS J. WEAVER, ADMINISTRATOR
- BETTY DAVIS, DEPUTY COUNTY CLERK

MINUTES: of the previous regular meeting held Monday, April 20, 1987 were read. Comm Bauer moved to approve the minutes, seconded by Comm Colbert. Bauer, aye; Colbert, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE: was read and contents noted. A check in the amount of \$495.27 was received from Southwest Community Resources for the Senior Nutrition Contract.

BOB COURTNEY: Met with the Board to request a variance for a 3 acre piece of property by the KVFC Radio Station. The Board informed Mr. Courtney the City will have to give a 30' easement, and they will require a letter from the City regarding easement requirements and if they intend to put a street in, since the existing street is half County and half City property.

NATIONAL OLD TIME FIDDLER'S: Jeanna Kuhlman informed the Board they have raised \$6,080.00, and they need a total of \$6,500.00 by the first of May. The Board decided they would give approval for another \$420.00 donation since there will not be another meeting before the deadline. If Mrs. Kuhlman collects more donations from businessmen, the County agrees to pay the difference. Next year Mrs. Kuhlman plans on trying to make arrangements to have the Fiddler's Contest in conjunction with the County Fair.

PLANNING: Lyle Heck met with the Board to request a variance to split 3.38 acres located on Totten Lake Road. The Board informed him he needs a letter from the one buyer stating he is just adding a narrow strip of land that Mr. Heck is selling to him, and would not be sold separately. Resolution #P-17-87 was presented to the Board whereby Lloyd Sehnert would be granted a variance to the subdivision regulations to separate and sell 15 acres from 60 acres in Section 28, T36N, R13. Comm Bauer moved to adopt this resolution, seconded by Comm Colbert. Bauer, aye; Colbert, aye; motion carried. Two requests for variances to the subdivision regulations were presented as follows: Robert and Ruth Roessel to separate and sell 10 acres from 80 acres. Verbal approval given. Bruce McAfee to sell existing home and 1 1/2 to 2 acres. Tabled, someone will look at property.

LA VERDE SUBDIVISION: George Buck appeared before the Board to report there are weeds growing up through the pavement that was recently laid in the subdivision, causing damage to the paved surface. The Commissioners agreed to drive out and look at the damage.

MONTEZUMA COUNTY HOUSING AUTHORITY: Resolution #12-87 was presented whereby the property taxes for years prior to 1986 will no longer be considered and payment in lieu of taxes for the years 1986 and subsequent years will be paid as Montezuma County Housing Authority has money appropriated for that purpose. Comm Bauer moved to adopt the resolution, seconded by Comm Colbert. Bauer, aye; Colbert, aye; motion carried.

DAN CARVER: A letter was written to Dan Carver in response to Mrs. Carver's request last week for leave without pay for Mr. Carver, who is ill. The letter granted Mr. Carver one month leave without pay effective April 17, 1987.

**ADMINISTRATION:** A letter to the Bureau of Recreation, governor Romer, Mr. Tucker and the Director of State Highway Department was signed by the Board agreeing to provide the gravel for the A&D lanes at the Anasazi Museum. An assignment of Colorado National Lease leasing to Colorado National Bank was signed. A cooperative agreement for spraying weeds on Federal lands with the Forest Service was presented. The terms are the same as previous years. Comm Bauer moved to adopt the agreement, seconded by Comm Colbert. Bauer, aye; Colbert, aye; motion carried. Following the instructions of the Board, Adm Weaver and Sup Roberts advertised in all County Shops the opening of the position of Foreman for the Lewis/Arriola district. Jim Beecher was the only employee that applied for the position. After discussion, Jim Beecher was appointed to the position of Foreman for that district. A letter was received from Fire Marshal W. Kay Rash in regards to the Job Service's request for an additional door in their office for safety purposes. Mr. Rash informed the Commissioners in his letter that the office meets all safety requirements as it is, with only one door. There will be a tour of the Towaoc Canal on May 4th, at 1:00 p.m. That Monday's Commissioner's meeting will be continued to Tuesday morning, May 5th at 9:00 a.m. in order for the Commissioners to attend. Adm Weaver and Social Services Director Maurine McNeill met with Rita Wallace of Century 21 to inspect the old Roman's Plumbing building as potential office space for the Social Services Department. It was found to be inadequate for the following reasons: It was too large, the windows are too large for security purposes, no office space large enough and there are no restrooms. Mrs. Wallace was informed the building did not meet the requirements of the County. The office building Bob Wilson offered to the County was also inspected, and found to be adequate for the needs of the County. Mr. Wilson agreed to the County's terms of rent of \$400.00 for two years, with the option of renegotiation in two years. Comm Bauer made the motion to write up a lease for \$400.00 for two years with maintenance and repairs to be handled by the County. Comm Colbert seconded the motion. Bauer, aye; Colbert, aye; motion carried. There will be a land use Planning Meeting at the Pony Express April 28th at 7:00 a.m. The date of May 9, 1987 was verified as the date of the County's equipment sale. It was agreed to pay Auctioneer Jim Suckla 9% with the stipulation that the 9% would include advertising costs.

**PROCLAMATION:** The Board of County Commissioners of Montezuma County do hereby proclaim April 26 - May 2, 1987 as Victim Rights Week in the County of Montezuma, and encourage all citizens to join together to support the establishment and development of compassionate victim rights programs. The Proclamation was approved and signed by the Board and presented to District Attorney Dean Johnson.

**FAIRGROUND MOTOR SPORTS:** Regarding the claim against the County by Lex Hawk concerning an accident at the racetrack last year, Comm Bauer moved to deny the claim based upon information received, seconded by Comm Colbert. Bauer, aye; Colbert, aye; motion carried. It was agreed by the Board that in the future the Racetrack will be handled under Jack Click's supervision, and permits for events will be issued in the same manner as all events at the Fairgrounds. They will have to meet all requirements, including providing insurance for each event. The officers of the Fairground Motor Sports will be so notified.

**BOARD OF SOCIAL SERVICES:** was conducted.

**ROAD DEPARTMENT:** Sup Roberts will take care of the problem of the weeds in the pavement at La Verde Subdivision. The rosin dust guard that was tried by the County is not producing satisfactory results. It was decided to use magnesium chloride dust guard in the future. The Mine Safety and Health Administration inspected the crusher operation for safety, and a report was given to the Board by Sup Roberts. The report was discussed. Excessive sound in the cab on the D-8 cat was a concern. Sup Roberts suggested building little portable rooms to sound-proof for the two men most affected by the dust on the primary and secondary crushers. The Commissioners gave their approval. It was agreed to purchase a cab for the D-8 Cat. The cab should be sound suppressed. The cab will cost approximately \$7,500.00 They have tried to locate a used cab to no avail. The new one will be ordered. Sup Roberts reported the problem with the bridge on Oak Street across McElmo Creek was caused by the fill built of silt from the bottom of the creek bed. The County will replace the fill.

ADJOURNED: at 3:00 p.m. to attend a meeting with the Fairboard at the Fairgrounds.

CLERK           CHAIRMAN

SEAL

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**Minutes 05/04/1987 Regular**

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO     )  
  )s.s.

COUNTY OF MONTEZUMA )

It being 8:00 a. m., the time agreed upon, the regular meeting held Monday, May 4, 1987, was continued.

Those in attendance were:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAUER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONER

BOB D. SLOUGH, ATTORNEY FOR THE COMMISSIONERS

THOMAS J. WEAVER, COUNTY ADMINISTRATOR

BETTY DAVIS, DEPUTY COUNTY CLERK

LIQUOR LICENSE: An application for a liquor license for Dolores R. V. Park, Inc. was reviewed by the Board and Attorney Slough. As there were corrections that needed to be made on the application by the applicant, and the fees for the fingerprint checks have not as yet been paid, the date for the Public Hearing will be set next Monday, May 13, 1987.

BOARD OF SOCIAL SERVICES: was conducted.

ADJOURNED: at 9:30 a. m.

CLERK CHAIRMAN

SEAL

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properly equipped for the Sheriff's Office. Comm Colbert informed Undersheriff Wood that Sheriff Mike Shetler would have to meet with the Board to discuss this before anything is decided on the issue as it is an old issue that the Board felt had been settled.

**PUBLIC HEARING:** It being 10:00 a. m., the time set aside, a public hearing was held on the proposed McAllaman Estates Subdivision, Phase I. Jerry McComb, a partner, and Wayne Lee, surveyor were present. There was no one present in the audience either for or against the subdivision. Comm Bauer moved to approve Phase I with the condition changes on the mylar appear regarding sewer systems. Comm Maynes seconded the motion. Colbert, aye; Bauer, aye; Maynes, aye; motion carried. The mylar will be signed at a later date. All proceedings were taped for the record.

**PLANNING:** Wayne Lee, surveyor, Jerry McComb, partner in the McAllaman Estates Subdivision, and Dr. Robert Heyl met with the Board to discuss a variance where Dr. Heyl's property adjoins the subdivision. After discussion it was decided to place a stipulation on all resolutions and the deed stating there will be no building allowed on the westerly 400' of the tract. Also on the deed it is to be stated that the stipulation is being done for the benefit of Robert and Janet Heyl. Resolution #P-19-87 was presented whereby Robert Hollen be granted a variance to the subdivision to separate and sell 3.24 acres from 164 acres in Section 36, T39 N, R18W. Comm Maynes moved to adopt the resolution, seconded by Comm Bauer. Colbert, aye; Bauer, aye; Maynes, aye; motion carried. Resolution #P-20-87 was presented whereby Jerry McComb, Sanford Zisman and Lois Allaby would be granted a variance to the subdivision regulations to separate 11.517 acres from 225 acres in Section 3, T36N, R15W. Comm Comm Maynes moved to adopt the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. Resolution #P-21-87 was presented whereby Jerry McComb, Sanford Zisman and Lois Allaby be granted a variance to the subdivision regulations to separate and sell 11.970 acres from 225 acres in Section 3, T36N, R15W. Comm Maynes moved to adopt the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. Resolution #P-22-87 was presented whereby Jerry McComb, Sanford Zisman and Lois Allaby be granted a variance to the subdivision regulations to separate and sell 10.200 acres from 225 acres in Section 3, T36N, R15W. Comm Maynes moved to adopt the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. Several requests for a variance to the subdivision regulations were received as follows: Wesley Wallace to separate and sell 5 acres from 160 acres for archaeological ruins, tabled for a 60' easement. Roy McCall to sell 3 acres from 213 acres, Verbal approval given, easement riot required, will tie to the Kennedy property.

**UNITED IN TOURISM:** Jim Maurer and Ed Berger met with the Commissioners to discuss placement of their signs in the county. A resolution will be presented next Monday, May 13, 1987 for their approval listing the areas for sign placement on Highway 160 S. Men and equipment will be made available by the County to start placing signs as soon as possible. Scott Tipton will present documents from private landowners giving permission to place signs on their property.

**PAYROLL:** General Fund vouchers #3242-#3340 in the amount of \$89,237.03 and vouchers #3995-3996 in the amount of \$62,798.06 and Road Fund vouchers #3341-#3385 in the amount of \$50,642.91 and voucher #1960 in the amount of \$26,739.69 were presented td the Board and ordered paid.

**ADMINISTRATION:** Adm Weaver reported the agricultural study is in the process of being completed with Adm Weaver, Gary Shaw, Comm Colbert and Bob Seaton meeting every Friday at 9:00 a. m.

**ADJOURNED:** at 1:30 p.m. to attend the Bureau of Reclamation tour of the Towaoc Canal. The regular meeting will be continued on Tuesday, May 5, 1987 at 8:00 a. m.

CLERK            CHAIRMAN  
SEAL

**Minutes 05/11/1987 Regular**

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO     )  
  )s. s.  
COUNTY OF MONTEZUMA    )

At a regular meeting of the Board of Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado on Monday, the 11th day of May, A.D. 1987, there were present:

THOMAS K. COLBERT, CHAIRMAN  
WILLIAM C. BAUER, COMMISSIONER  
ROBERT L. MAYNES, COMMISSIONER           MAY 19 1987  
BOB D. SLOUGH, ATTORNEY TO THE COMMISSIONERS  
THOMAS J. WEAVER, ADMINISTRATOR  
BETTY DAVIS, DEPUTY COUNTY CLERK

MINUTES: of the previous regular meeting held on Monday, May 4, 1987 were read. Comm Bauer moved to approve the minutes, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried. Minutes of the meeting continued from Monday, May 4, held on Tuesday, May 5, were read. Comm Maynes moved to approve the minutes, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE: was read and contents noted. The County Clerk's report, and the County Sheriff's report for the month of April were presented to the Board. Two checks were received as follows: From the Dept. of Local Affairs a CSBG 1987 payment, #1, for the Senior Nutrition Program in the amount of \$1,929.17 and from the Housing Authority the amount of \$300.00 for office rent for the month of May. An Airport rental agreement was signed by the Board. A letter was received from the State of Colorado, Department of Institutions concerning House Bill 1182, which allows for a county or group of counties to review the placement of youth into their local communities by the Division of Youth Services, Department of Institutions. The letter was tabled.

LIQUOR LICENSES: Three applications for renewals of liquor licenses were presented to the Board for approval as follows: An application was received from Rowell, Inc. dba Mountain Liquors renewal of a retail liquor store license. Sheriff Shetler reported no problems with this outlet. Comm Maynes moved to approve the application, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. An application was received from Rowell, Inc. dba Sportsman Center renewal of a 3.2% beer retail license. Sheriff Shetler reported no problem with this Outlet. Comm Maynes moved to approve the application, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. An application was received from Frederick J. and Elnora L. Muller, dba Stoner Creek Store Cafe & Campground renewal of a 3.2% beer retail license. Sheriff Shetler reported no problem with this outlet.

Comm Bauer moved to approve the application, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried. An application for a retail liquor license was presented to the Board by Gwendolyn Kay Johnson and Charles F. Brenner, dba Dolores R. V. Park. An investigation will be conducted in a one mile radius. Investigator Bill Orgish will be so notified. A public hearing will be set for June 15, 1987 at 10:30 a. m., contingent on presentation of lease from the corporation that currently holds the deed to the property.

Liquor License Policies: After discussion, it was decided by the Board that all applicants for liquor licenses have a check run through not only CCIC, (Colorado Crime Information Center), but also NCIC, (National Crime Information Center) in the future. The applicant, when fingerprinted shall make a cashiers check, or money order payable to the Colorado Bureau of Investigation in the amount of \$24.00 to pay for the background checks through the CCIC and NCIC.

McALLAMAN ESTATES: Jerry McComb presented the mylar to the McAllaman Estates, Phase I, approved by the Board May 4, 1987. The required notes on the Platt regarding sewer systems were made, and the mylar signed. Utility easements were discussed and decided to show the placement of water, power and telephones in road right of way.

PLANNING: Resolution #P-23-87 Was presented whereby Lyle Heck be granted a variance to the subdivision regulations to split 7.63 acres into two tracts in Section 17, T36N, R15W, with a restriction on the tract

adjoining Don Woddard property to restrict it to sell to an adjoining land owner. Comm Maynes moved to adopt the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye;

Bauer, aye; motion carried. Two requests for a variance to the subdivision regulations were received as follows: H. M. and Betty Donahoo to separate and sell two three acre parcels from 36 acres, verbal approval given. Tim and Terry McComb to sell .94 acres to an energy company, verbal approval given.

ADMINISTRATION: Resolution #13-87 was presented whereby the line item #1390 in the Grounds and Buildings Budget for Rental is hereby increased from \$1,200.00 to \$4,400.00 for the purpose of renting of additional space for Montezuma County Department of Social Services. Comm Bauer moved to adopt the resolution, seconded by Comma Maynes. Colbert, aye; Bauer, Rye; Maynes, aye; motion carried.

PROPOSED MONTICELLO PRISON: Joe Slade, Cal Rickle, Guy Dyer, and two other gentlemen met with the Board to discuss the proposed prison in Monticello, Utah. Mr. Slade explained the reasons they want the prison located in Monticello is to bring new money into the area, and it would be a clean industry expected to hire around 800 people. It would be a medium/maximum security facility with a rehabilitation program. A closed circuit television system could originate a program where teachers in high school or college can make programs available for inmates for training them for jobs when they get out of prison. The Prison Board is looking at 230 plus acres of ground close to the city with all utilities easily available. Monticello would give the State of Utah water and sewer at no cost. The impact on Montezuma County would include employees from this area to work at the prison, and the revenue generated would also flow back into this area. Mr. Slade asked for a letter of support for the facility to be located in Monticello. They have a lot of support and little or no resistance from the residents of surrounding areas. The Cortez Development Council, represented by Cal Rickle informed the Board his organization supports the facility 100%. Comm Bauer moved to draft a letter of support for the prison to be located in Monticello as they feel it would have a positive impact on Montezuma County employment and economy. Comm Maynes seconded the motion. Colbert, aye; Bauer, ayes Maynes, aye; motion carried.

JAIL INSPECTION: was conducted, and everything found to be in order.

SHERIFF'S OFFICE: The Commissioners then traveled to the Justice Building to talk to Sheriff Shetler. The Sheriff then met with the Board at the Courthouse to make a statement to the papers. He announced his office would purchase a boat with Forest Service funds and the Forest Service is expected to pay upkeep on the boat. The County will not put any money out for the upkeep or purchase of the boat.

ACCOUNTS PAYABLE: General Fund vouchers #3997-#4168 in the amount of \$58,361.68 and Road Fund vouchers #1961-#2032 in the amount of \$60,700.05 were approved and ordered paid.

FAIRGROUND MOTOR SPORTS: The County has notified Fairgrounds Motor Sports that in the future any events scheduled have to be cleared through Jack Click in order to meet all County insurance requirements.

ROAD DEPARTMENT: Sup Roberts reported the sale the County held at the County Shop on Saturday, May 9, 1987 brought in \$17,882.50 in sales. Sup Roberts and Kenny Brown made a tour of roads either needing chip and seal, or repairs done on roads that are already chip and sealed. He requested from the Board permission to drop approximately 6 miles of roads from the chip and seal repair process. Some roads aren't in as bad shape as others. He feels blade patching on a lot of these roads would have better results than the whole chip and seal process. The Board approved his request. Eng. Roach, Sup Roberts, Kenny Brown and Adm Weaver will meet and work on the feasibility of the project and estimate costs. Residents on Co Rd N will be canvassed to ask each resident if they want dust guard on the road or not, as there have been so many complaints about it. Bids are being taken on dust guard material at this time. Co Rd G.2 was discussed and the idea of having the City buy the oil and the County provide chips to chip and seal 3/10 of a mile was approved. Sup Roberts will meet with Susan Keck, City Manager to discuss the proposal.

ABATEMENT DENIED: An abatement for a refund of taxes for 1984, 1985 and 1986 for Frank and Uvon Noland was refused by the Colorado Department of Local Affairs, Division of Property Taxation on May 7, 1987 in the amount of \$492.05

because, in their words, neither the valuation nor the tax is erroneous or illegal.

DEPARTMENT OF SOCIAL SERVICES: was conducted.

ADJOURNED: at 3:30 p. m.

CLERK           CHAIRMAN

SEAL

**Minutes 05/18/1987 Regular**

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO                    )  
  )s.s.  
COUNTY OF MONTEZUMA            )

At a regular meeting of the board of Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado on Monday, the 18th day of May, A.D. 1987, there were present:

- THOMAS K. COLBERT, CHAIRMAN
- W. C. BAUER, COMMISSIONER
- ROBERT L. MAYNES, COMMISSIONER                    MAY 27 1987
- BOB D. SLOUGH, ATTORNEY TO THE COMMISSIONERS
- THOMAS J. WEAVER, ADMINISTRATOR
- BETTY DAVIS, DEPUTY COUNTY CLERK

MINUTES: of the previous regular meeting held on Monday, May 11, 1987 were read. Comm Bauer moved to approve the minutes, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE: The County Treasurer's report for the month of April was presented to the Board. Two receipts for checks were received as follows: from the State of Colorado the amount of \$1,338.64 for cigarette tax for the month of March, 1987 and from Montezuma Senior Nutrition program; from the Cortez site the amount of \$1,141.07, from the Dolores site the amount of \$1,025.55, and from the Mancos site the amount of \$545.11, plus the Mancos assistant cook salary in the amount of \$107.23, for a total amount of \$2,818.96.

RECREATION DISTRICT: Don Tullis, Chairman of the Recreation District met with the Board to discuss their lottery funds application to the Division of Local Government that has been filed for the district. The Board decided to talk to the Division of Local Government in Denver concerning the District's request.

COMMISSIONER'S MEETING: The regular meeting scheduled for Monday, May 25th will be held Tuesday, May 26th due to the Memorial Day holiday being celebrated on Monday, May 25th.

ASSESSOR: Assessor Cruzan met with the Board regarding an employee having more than 80 hours for last week. The Board told him to pay her anything over 40 hours that she has accumulated. The proposed audit that may be required from the State, and the impact it will have on the County was discussed. Overall, statewide the assessed valuation will go up an average of 79%. Where Montezuma County sits, we would be under 79% and would get more State money. A county with more than 79% would have to come up with more property tax money to cover the difference. Mr. Cruzan's estimate is that Montezuma County's increase in valuation would be about 45% or 50%. The value of property is going to go up. The post offices are complaining about addresses in the County, especially concerning subdivisions, where they are naming their own streets. The Fire Departments in the towns, the Sheriff's Office, and mail delivery are all being affected. Mr. Cruzan asked permission to number roads in these areas as Co Rd addresses on the grid. Any subdivision plat in the future would be sent to the Assessor's Office to have roads named before approval by the Commissioners. He needs to meet with the Planning Commission, Fire Department and Post Office officials to see how it could best be handled. It would also be made clear that just because a subdivision has a Co Rd number, that does not automatically mean they would be county maintained. The official map would be the guideline to county maintained roads.

PLANNING: Resolution #P-25-B7 Was Presented whereby H. M. and Betty Donahoo would be granted a variance from the subdivision regulations to separate and sell two 3 acre parcels from 41.44 acres in Section 9, T36N, R16W. Comm Maynes moved to approve the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. Two requests for variances to the subdivision regulations were received as follows: Jerry DeFrenchi and Paul Wright to split 36 acres into 3 parcels. Referred to the Planning Commission. Catherine

Stanley to separate .33 acres from 200 acres, verbal approval given, with restrictions.

LIQUOR LICENSE: An application for renewal of a tavern license and extended hours license was received from Nancy Sanders, dba Stage Coach Inn for approval. Sheriff Shetler reported no problems with the outlet. Comm Bauer moved to approve the tavern liquor license application, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried. Comm Bauer moved to approve the extended hours license, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

HEALTH DEPARTMENT: Carole Allen met with the Board and presented a questionnaire from the State Health Department concerning health expenses in the County that comes out of County budgets. Ms. Allen presented a sample form that could be used for employee health screenings that are done on a computer. She reported that the cost of the software to fit their computer, with a program for forms would cost \$250.00. However, she explained they will be revised in September, and suggested waiting to purchase the software until then to eliminate the expense of buying the program now, and then having to purchase the updated version in September. Ms. Allen reported that there are openings in the Senior Citizen Advisory Committee. After discussion, it was decided to appoint Ken Wilson, Reverend Dahl, Jack Hawkins, and Karen Langlois to the board. Comm Maynes moved to make the above appointments, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. Ms. Allen then requested she be allowed to hire a person part-time on an intermittent basis. The Board approved her request.

FAIRGROUNDS: Kelly Bader informed the Board that at a meeting of the Fairboard they decided not to have a racetrack at the Fairgrounds. They are considering a 1/2 mile straight away training track, however.

ADMINISTRATION: Adm Weaver went over the budget with the Board. He reported that thorough April, the budget should be 33 1/3% spent. The Road Department has spent 30.6%, and the General Fund has spent 30.5%. Mary Ann Sanders reported to the Board that a hospital bill for Police Investigator Bob Lichliter is in arrears. Mr. Lichliter was involved in a car accident last August, in which he was slightly injured. Dr. Aiken kept him overnight in the hospital for observation. State Comp has denied the hospital's claim repeatedly, even after Dr. Aiken wrote to them and explained in his judgement, he had to be kept overnight, as he suffered a head injury. According to State Comp, they didn't feel the overnight stay was justified, although they approved the charge of Dr. Aiken for the hospital visits, and have already paid him for those charges. The Board informed Mrs. Sanders to contact the Sheriff's Office to see if Sheriff Shetler would pay the bill of \$778.09 out of his budget.

BOARD OF SOCIAL SERVICES: Was conducted.

SHERIFF'S OFFICE: Sheriff Shetler met with the Commissioners regarding a phone call from Mary Ann Sanders in reference to the Workman's Comp claim of Bob Lichliter. He stated he has paid close to \$30,000.00 in bills from the previous Sheriff's term out of his budget. His feeling is that Mr. Lichliter should be responsible to pay the charge to the hospital. Attorney Slough stated that if he was in the course and scope of employment, the employer should have to pay the expense, if he was not in the course and scope of his employment, he should have to pay all expenses. Sheriff Shelter informed the Board that whatever the Commissioners decide, he would go along with their decision. A County ordinance to delegate more money for the County from traffic tickets was discussed. Normally, most of the money goes to the State of Colorado. Sheriff Shetler will check into it.

ROAD DEPARTMENT: Sup Roberts reported that Co Rd 37 has to be widened. The fence also has to be moved. The primary and secondary crushers will be moved to Mancos by next week, and the week after, the chip machine should be ready to move. On June 22, they will start chip and sealing process. Regarding the chip and sealing of Co Rd G.2, Sup Roberts met with Susan Keck, City Manager, and discussed the possibility of the City Providing half the cost, as it belongs to the City and County jointly. City officials want to meet with the Commissioners. The Commissioners will discuss it with them tonight at the Workshop for Targeted Industries. Sup Roberts reported that Jim Becher is the new foreman at Lewis/Arriola. The possible purchase of a couple of new, small, pickups was discussed. The cold mix will be mixed either tomorrow, May 19, or Wednesday, May 20. Co Rd 27 will be graveled.

ADJOURNED: at 2:30 p.m.

DEPUTY CHAIRMAN

SEAL

**Minutes 05/26/1987 Regular**

JUN 1 1987

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO     )  
  )s.s.

COUNTY OF MONTEZUMA )

At a regular meeting of the Board of Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado on Tuesday, the 26th day of May, A.D. 1987, there were present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BALER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONER

BOB D. SLOUGH, ATTORNEY TO THE COMMISSIONERS

THOMAS J. WEAVER, ADMINISTRATOR

BETTY DAVIS, DEPUTY COUNTY CLERK

MINUTES: of the previous regular meeting held on Monday, May 18, 1987 were read. Comm Bauer moved to approve the minutes, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE: a check was received from the Administration Office in the amount of \$17,882.50, proceeds from the auction the County conducted the first part of May.

ASSESSOR'S OFFICE: Assessor Cruzan met with the Board to inform them he has ordered a Xerox copier. Bids were taken as follows: Gary McPherson \$2,295.00, Patterson's Office Equipment \$1,291.00, Western Office Products, \$995.00, and Office Outpost \$2,065.00. Western Office Products being the lowest bidder at \$995.00 was approved and accepted. The used machine has 5300 copies on it, and carries a 5 year guarantee on parts. The machine has the capacity to enlarge and reducing capabilities. A power surge conditioner was purchased for the computer in the Assessor's Office for the amount of \$25.00. Mr. Cruzan informed the Board that tax notices are being prepared, and should be ready to mail out by the end of the week. The re-appraisal of property was discussed. Mr. Cruzan explained that even if property values double, it does not mean property taxes will. The re-evaluation to the 1985 level was the peak of the market, that is the reason the evaluations will increase drastically.

ADMINISTRATION: Adm Weaver told the Board that according to the Dept of Local Government the T. V. District is entitled to half of the County, City, Dolores, and Mancos lottery money. The Attorney General will determine if they are eligible for funds. Adm Weaver met with Tyler Erickson, Administrator of Southwest Memorial Hospital and Susan Fleck, City Manager to discuss the possibility of a public swimming pool. They are both interested. Mr. Erickson would like to see the swimming pool located at the Hospital. They will meet with Roy Johnson from the School District Thursday to see if the school might also be interested. The Board will meet with Al Shablo of the State Highway Department this afternoon at 4:00 p. m. regarding A & D lanes at the Anasazi Heritage Center.

PLANNING: Several requests for variances to the subdivision regulations were received as follows: Alma Jeters to split 2 acres, tabled because tracts are too small, Ed Kilby to separate a 20 acre parcel from 51.62 acres, tabled for a 60' easement through property, Ben Shaw to separate 5 acres and house from 247 acres, verbal approval given, Roy Retherford to separate a 10 acre parcel from 70, verbal approval given, David Hancock to separate 4.1 acres from 172.23 acres, verbal approval given, and Ralph Baldwin to separate approximately 1 acre from 14.56 acres, tabled for more information.

ROAD DEPARTMENT: Sup Roberts reported that Dan Carver has returned to work, and will work around the shop for a few days to be sure he's strong enough to go back to working on heavy equipment. Comm Bauer received a request by phone to spray the weeds in the Dolores Cemetery. He also reported there is a big problem with thistles on Myler's Corner. The Commissioners will bring it up to Al Shablo in the afternoon meeting. Sup Roberts reported there was damage to a County pickup at the gravel pit. Vandalism with a shotgun did \$2,400.00 damage. It was his opinion that they thought the tank on the pickup was filled with gas, when in fact it was filled with water. Adm Weaver will contact the Crimestoppers to see if the maximum reward can be over \$1,000.00. The County may put up a \$1,000.00 reward. Sup Roberts will meet with Sheriff Shetler again in regards to excessive speeds on county roads and the Commissioners will

also meet with him on 'the same problem. Ernie Jacques on Co Rd 24 1/2 told Sup Roberts he has an agreement with the County to gravel the road if he hauls the gravel. The agreement came up before Sup Roberts was employed, so the Board explained that the County had agreed to ditch the road and provide the gravel and a cat to spread it if Mr. Jacques hauls the gravel. He will work it into the road schedule when there is an opening. The temperature of the oil isn't staying up the way it should, and has slowed down the patching process somewhat. Sup Roberts reported a contractor for the City, cut the pavement on Co Rd P instead of boring under the road, after telling him they had permission, when in fact they did not. He will talk to the City to see about bonding for the repair work in case it does not hold. The magnesium chloride will be put on the road to the dump and the ballpark road will be done tomorrow, Tuesday, May 27. Two tanker loads of magnesium chloride are on the schedule for dust guarding, if it goes faster, they can do more than two tanker loads. Co Rd 36 to Nolan's pit needs to have the whole road dust guarded because of the heavy truck traffic. Comm Colbert reported he had had a call from a Mrs. Snyder regarding the ditching method used on Co Rd U & 20. She claimed it caused excessive dust and rocks. Sup Roberts had already taken care of the problem.

DEPARTMENT OF SOCIAL SERVICES: was conducted.

ADJOURNED: at 12:00 p.m. to attend a meeting at Farmington, N.M. with the New Mexico Transportation Department, then to meet with Al Shablo of the State Highway Department in Durango at 4:00 p.m.

CLERK CHAIRMAN

SEAL

Online Copy

**Minutes 06/01/1987 Regular**

JUN 8 1987

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO     )  
  ) ss.

COUNTY OF MONTEZUMA )

At a regular meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 1st day of June, A. D. 1987, there were present:

THOMAS K. COLBERT, CHAIRMAN

ROBERT L. MAYNES, COMMISSIONER

W. C. 'BILL' BAUER, COMMISSIONER

JEAN DE GRAFF, CLERK

BOB SLOUGH, ATTORNEY

THOMAS J. WEAVER, ADMINISTRATOR

MINUTES: of the previous regular meeting held Tuesday, May 26th were read. Comm Maynes moved to approve these minutes, seconded by Comm Bauer. Bauer, aye, Colbert, aye, Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. Veteran's report was received for May.

PAYROLL:     General Fund #3397-#3497, #4169, #4170; \$153,493.59

              Road Fund #3498-#3545, #2034; \$76,674.29

              Approved by the Board

SOCIAL SERVICES: Mrs. Nettie Woodard appeared to complain of having Social Services cut off her Old Age Pension. The Board assured her that they would check with the Social Services Department for the reason.

PLANNING: Ralph Baldwin requested that his original variance be rescinded and a new one made to split one acre with house as an isolated tract. It must be checked first with the City of Cortez and the Sanitarian prior to approval by the Board. Planning resolution #P26-87 was presented whereby Tony Gallegos would be granted a variance to the subdivision regulations to separate five acres in Section 2, T36N, R15W. Comm Maynes moved to adopt this resolution, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Planning resolution #P27-87 was presented whereby Eva Horne would be granted a variance to the subdivision regulations to separate and sell 5 acres in Section 2, T36N, R15W. Comm Maynes moved to adopt this resolution, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Planning resolution #P28-87 was presented whereby Ben Shaw would be granted a variance to the subdivision regulations to separate 5 acres in Section 21, T36N, R13W. Comm Bauer moved to adopt this resolution, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Planning resolution #P29-87 was presented whereby Mr. Roessler would be granted a variance to the subdivision regulations. This was tabled and referred to the Planning Commission as it is the third variance.

ROAD DEPARTMENT: Supervisor Roberts was absent due to the death of his father. Adm Weaver gave the road report. On hot patch job, Ken Brown will be the boss. Comm Bauer reported that he had received complaints from residents of Rd 21

North of Arriola. Ditches have been pulled causing some problems. It will be bladed. Roads L.5, 32 and 31 are bad and need to be bladed. These will be discussed with Supervisor Roberts on his return.

MONTEZUMA COUNTY REVOLVING LOAN FUND: Gary Shaw, Economic Developer for the County reported that he has been working on the applications for funds. There is no conflict with Downtown Assoc., just needs some discussion. Comm Colbert and Adm Weaver reported that they were told the regional funds will be sent. The Board instructed Mr. Shaw to work with Auditor Greenlee on the budget audit and to meet with the Downtown Assoc. There are some problems in trying to work, with the Department of Local Affairs.

SPECIAL DISTRICTS: Comm Maynes wished to go on the record as opposing any County function that would, or, might be, in conflict with any activities presently being handled by special districts. Comm Maynes further added that specifically he objects to the County plans to acquire land in the vicinity of the present Cortez Sanitation District land fill and urged the Board to proceed very carefully so as not to interfere with the district plans.

SOCIAL SERVICES: Asst. Director Cathy Talcott met with the Board.

ADJOURNED at 2:00 p.m.

CLERK            CHAIRMAN

SEAL

Online Copy

## Minutes 06/08/1987 Regular

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO )  
)s.s.

COUNTY OF MONTEZUMA ) JUN 23 1987

At a regular meeting of the Board of Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 8th day of June, A.D. 1987, there were present:

Thomas K. Colbert, Chairman

W. C. "Bill" Bauer, Commissioner

Robert L. Maynes, Commissioner

Jean DeGraff, Clerk

Bob Slough, Attorney to the Commissioners

Thomas J. Weaver, Administrator

MINUTES of the past regular meeting held Monday June 1, 1987 were read. Comm Maynes moved to approve these minutes, Seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. Clerk's and Sheriff's reports for May were received and reviewed. \$677.39 was received from Senior Nutrition Center of the Southwest Community Resources for reimbursement; \$1998.40 was received from Shell Western for royalties; \$2071.08, was received from Mobil Oil for royalties; \$150.68 was received from Job Services for June rent; \$300.00 was received from Housing Authority for June rent. A letter was received from Senator Tim Wirth stating that funding had been secured for the acceleration and deceleration lanes into the Anazazi Heritage Center.

CCI: Discussion was held of scheduling of meetings at the CCI meeting to be held at Crested Butte this week.

LIQUOR LICENSE: Renewal of a Retail Liquor License was received from Dawson Lake Store. Sheriff reported "no problems" with this outlet. Comm Bauer moved to approve this application, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

FOREST SERVICE: Schedule A for road maintenance was reviewed. This schedule was then signed by Chm Colbert.

PLANNING: Realtor Bob Durant met with the Board in regard to the request of Mr. Roessler for a variance. After checking the record, it was noted that a tentative approval was given on April 27th. However it was noted that that was the third variance. Any other requests would have to go before the Planning Commission.

Planning resolution #P29-87 was presented whereby Ed Kilby would be granted a variance to the subdivision regulations to separate a tract of 57.59 acres into two parcels in Section 36, T36N, R18W. COMM Maynes moved to adopt this resolution, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Manes, aye; motion carried. A request for a variance was made by Carl and Doris Beiswanger and Catherine Waters to separate five acres from 35 acres after the fact for loan purposes. Tentative approval was given. A request for a variance was submitted for Ted Steerman to split 40 acres, referred to the Planning Commission. A request from a resident of Sanders subdivision was presented to separate three acres from nine acres. Neighboring residents do not want this split. Advised to go subdivision route or convince residents to sign petition.

PRAIRIE DOG CONTROL - POSSIBLE PLAGUE CASE: County Nurse Carole Allen, Sanatarian John Allar and Steve Miles met with the Board to discuss control of prairie dogs in the County since it was suspected that Mr. Miles may have contacted the disease while spraying weeds on his place north of town. The Board noted that the rodents were a problem County wide and informed Mr. Miles that the County was also deeply concerned about the health risks posed by the present population of prairie dogs. Montezuma County has cooperated with the Young Farmer Organization by paying one half the cost of the educational program to obtain E.F.A. certification for individuals to purchase pesticide to kill prairie dogs. The Board asked Nurse Allen to follow up the suspected plague case and report back on the following Monday.

SOCIAL SERVICES Director Maurine Mc Neill and her State Supervisor Tom Graham visited with the Board and discussed various items concerning Social Services.

REVOLVING LOAN FUND: Gary Shaw, and Les Slavens and Goldie Fowler of the Downtown Assoc. discussed the Revolving Loan Fund. They indicated that there would be no problem with having Gary Shaw handle this fund. Mr. Shaw stated that the accounts would have to be transferred to the County; action would have to be taken with delinquent accounts, there would have to be an employee working with the Downtown association as well as the County Revolving Fund; and there would have to be a local loan committee as well as the district committee.

ROAD DEPARTMENT Supervisor Roberts reported on County road conditions. Rough roads are being watered and bladed as time permits. A letter has been received from Mrs. Ashcroft requesting resurfacing of Co. Rd. 37 south of hwy 184. Mr. Roberts will check. A letter was received from Mr. Ledford requesting dust guard on Co. Rd. N, however there is not enough traffic to warrant this treatment at this time. The Sheriff now has a radar gun which will help to slow down traffic on County Roads. The property owner needs to trim trees on Co. Rd. P. This will be referred to the Sheriff's Department. Mr. Roberts reported that the gravel pit at Mancos is not too good. The Board discussed having an old blade stored at the fairgrounds to be operated only by County employee. Roberts will check.

ECONOMIC DEVELOPMENT COORDINATOR Gary Shaw stated that the Lodger's Tax bill had been signed into law by the Governor. It gives the County the authority to collect this tax at it's discretion. However, if the County should decide to collect this tax it must go to a vote of the people in the unincorporated area of the County as Cortez already has a lodger's tax.

BOARD OF SOCIAL SERVICE CONDUCTED. Adjourned at 3:00 p.m.

CLERK            CHAIRMAN  
SEAL

## Minutes 06/15/1987 Regular

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO )  
)s.s.

COUNTY OF MONTEZUMA ) JUN 23 1987

At a regular meeting of the Board of Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 15th day of June, A.D. 1987, there were present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAUER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONER

BOB SLOUGH, ATTORNEY TO THE COMMISSIONERS

THOMAS J. WEAVER, ADMINISTRATOR

BETTY DAVIS, DEPUTY COUNTY CLERK

MINUTES: of the previous regular meeting held Monday, June 8, 1987 were read and the approval of the minutes was postponed until next Monday, June 22, 1987.

MISCELLANEOUS CORRESPONDENCE: was read and contents noted. The Treasurer's Report for the month of May was presented to the Board. Two receipts for checks were received as follows: from the State of Colorado the amount of \$150,000.00 for U. S. Mineral Leasing Act apportionment and from the Montezuma Senior Nutrition Program the amount of \$2,152.52 from Mancos Seniors the amount of \$107.23, from Dolores the amount of \$579.48, from Cortez the amount of \$827.00, and from Mancos \$638.81.

HEALTH DEPARTMENT: Carole Allen and Dr. Kent Aikin met with the Board to discuss a case of bubonic plague in a county resident. The State Department of Health will do a survey on the prairie dog population to try to isolate colonies where the plague carrying fleas may be located. A discussion was held with Dr. Aikin, Carole Allen and Sheriff Mike Shetler concerning people with contagious diseases held in the County Jail. Sheriff Shetler reported that they keep these prisoners in isolation. He also reported there are no real guidelines for a correction facility concerning the incarceration of patients with contagious diseases. Sheriff Shetler reported that all prisoners in the jail use disposable toothbrushes, razors, and etc. So there is less risk of transferring diseases to employees or inmates. All possible precautions are taken at the jail with everyone. Dr. Aikin suggested an educational program for employees at the jail concerning communicable diseases. Possibly in July a person from the State Health Department will come down to Cortez and present a program on Aids to educate the personnel in the jail. Carole Allen presented three contracts to the Board for approval. A contract for the EPSDT program, totally reimbursed by the Federal Government, was presented. Comm Maynes moves to approve the contract, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. A maternity care contract which reimburses the Health Department up to 35 visits, or up to \$500.00 was presented. Comm Maynes moved to approve the contract, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. A contract for reimbursement of nurses salary at 14.6%, or \$23,400.00 per year, was presented. Comm Maynes moved to approve the contract, seconded by Comm Bauer. Colbert, aye, Maynes, aye; Bauer, aye; motion carried. Carole Allen informed the Board that the Health Department received a grant from the March of Dimes in the amount of \$2,000.00 for use in conducting a needs assessment survey on teenage pregnancy.

ASSESSOR: Assessor Bob Cruzan met with the Board to discuss a training session to be held in Montrose on Board of Equalization hearings to be held in July. After discussion, it was decided that Assessor Cruzan, Bob Slough, Bill Bauer, and Tom Colbert would attend the meeting to be held tomorrow, June 16, 1987. Attorney Slough reported on the County Attorney conference he attended last week, and the Commissioner's duties as a Board of Equalization was discussed.

PUBLIC HEARING: It being 9:30 a.m., the time set aside, a public hearing was held on the Official County Road Map. Those present in the audience for the hearing were; Lawana Milhoan, Bob Gift, Russell A. Hindmarsh, Jeanette Whitley, W.P. Whitley, Jr. and Bud Roach, County Engineer. Comm Bauer moved to continue the hearing to June 29, 1987 at 9:30 a.m. Comm Maynes seconded the motion.

Colbert, aye; Bauer, aye; Maynes, aye, motion carried. All proceedings were taped for the record.

**PUBLIC HEARING:** It being 10:30 a. m., the time set aside, a public hearing was held on the application for a retail liquor license for Dolores R. V. Park dba Gwendolyn Kay Johnson and Charles Brenner. There was no one present in the audience for or against the application. Comm Bauer moved to continue the hearing to June 29, 1987 at 11.:30 a. m. to wait for fingerprint reports and to review the report of Investigator Bill Orgish. Comm Maynes seconded the motion. Colbert, aye; Bauer, aye; Maynes, aye; motion carried. All proceedings were recorded for the record.

**HUMANE SOCIETY:** Louise Long, Pat Austin and three members of the Humane Society met with the Board to discuss their work with animals in the County and City. Mrs. Long and Mrs. Austin requested the City and County provide a facility and land for them to open a pound in the county. The Humane Society would run the facility. They have volunteers to either erect or modify an existing building for the labor and materials. The City has informed them they would take it into consideration. The Commissioners informed the ladies that they have a meeting scheduled with the City and the issue will be discussed at that time.

**BOARD OF SOCIAL SERVICES:** was conducted.

**LIQUOR LICENSE:** An application for renewal of a 3.2% beer license was presented for approval by Maverick Country Stores, Inc. Comm Bauer moved to approve the application, with the stipulation a supporting document showing they are licensed to do business in Colorado is received, seconded by Comm Maynes. Colbert, aye, Bauer, aye; Maynes, aye; motion carried.

**ROAD DEPARTMENT:** Milton Lewis asked the County for assistance in reconstructing a dam. He would like assistance to put the dam back in the ditch, as he needs the water for irrigation. Mr. Simmons owns the water rights. Mr. Lewis was advised to contact the water engineers there before he contacts the owner of the water rights to get their permission to build the dam before the Commissioners will approve building the dam. Jim Woody met with Sup

Roberts and the Commissioners to discuss ditch problems on Co Rd 21. The drainage pipe on Co Rd 21 is equal to the road and has clogged several times causing washouts on the road. Mr. Woody reported that the flooding has washed

out under his fence, leaving his fence hanging. It was agreed that Mr. Woody and Sup Roberts will view the problem after today's meeting, and decide the best way to handle the repairs. Sup Roberts reported the County crews are in

the process of putting down hot patching. Co Rd 16 needs extensive repair, and is scheduled this year. Dick Gallavan and Dean McClellan asked permission to use a grid roller owned by the County. The Commissioners gave Sup Roberts

permission to let them use it and work out an agreement for a trade out for the use of the machine. \$15,000.00 was approved by the Commissioners to purchase water tank to be mounted on a truck for use by the County when grading roads. Dust guard on Co Rd 42 (Jackson Lake Road) was discussed. There is a lot of trucking traffic on that road in addition to fishermen in the summer.

**ACCOUNTS PAYABLE:** General Fund vouchers #4171-#4350 in the amount of \$127,098.11 and Road Fund vouchers #2035-#2114 in the amount of \$85,439.27 were approved and ordered paid.

**COUNTY BUDGET:** Resolution #14-87 was presented whereby the Board of County Commissioners wish to amend the Administration Budget to include a line item entitled United in Tourism to be increased from \$0.00 to \$7,500.00 for the purposes of erecting signs along State Highways 666, 145, and 160. Comm Maynes moved to adopt the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried.

Resolution #15-87 was presented whereby the line item number 2,000 (capital outlay) in the Sheriff's budget is hereby increased from \$47,700.00 to \$50,230.00 for the purpose of purchasing a boat for use on Montezuma County lakes and the United States Forest Service has provided all funds necessary to purchase a boat.

Comm Bauer moved to adopt the resolution, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

PLANNING: Resolution #P-30-87 was presented whereby Robert Roessel be granted a variance to the subdivision regulations to separate and sell a ten acre parcel from 80 acres in Section 7, T36N, R14W. Comm Maynes moved to adopt the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. A request for a variance to the subdivision regulations was received from Jane McDonald to split 40 acres into two 20 acre parcels. Verbal approval given.

ADJOURNED: at 3:00 p.m.

DEPUTY CHAIRMAN

SEAL

Online Copy

## **Minutes 06/22/1987 Regular**

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO     )  
                                  ) s. s.  
COUNTY OF MONTEZUMA )

At a regular meeting of the board of Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 22nd day of June, A.D. 1987, there were present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAUER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONER

BOB SLOUGH, ATTORNEY TO THE COMMISSIONERS JUL 06 1987

THOMAS J. WEAVER, COUNTY ADMINISTRATOR

BETTY DAVIS, DEPUTY COUNTY CLERK

MINUTES: of the previous regular meetings, one held on Monday, June 8, and Monday, June 15, 1987 were read. Comm Maynes moved to approve both sets of minutes as read, seconded by Comm Bauer, Colbert, aye; Maynes, ayes Bauer, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE: was read and contents noted. One receipt was presented from the State of Colorado in the amount of \$1,284.69 for cigarette tax for the month of April, 1987.

COUNTY CLERK: Clerk Jean DeGraff met with the Board to discuss House Bill #1025, concerning land survey plats. Effective as of July 1, 1987, land surveyors are required by law to deposit land survey plats in a designated office after the fees are paid. The County Surveyor must check the plats and index them. The law states the Clerk and Recorder must collect the fees, and the Commissioners must appoint the designated office for the filing and indexing of the survey plats. It will mean more equipment and funding for the County. None of the County budgets have a line item for the unexpected equipment. Comm Bauer moved to designate the Clerk and Recorder's Office as a depository of land survey plats. Comm Maynes seconded the motion. Colbert, aye; Bauer, aye; Maynes, aye; motion carried. After discussion, it was decided the map file could be located in the unused part of the Commissioner's Office. The recording of the Board of Equalization hearings on July 13, 1987 was also discussed. It was decided that the Clerk record the proceedings, and, if needed, a court reporter be hired to make a record acceptable fur District Court.

ASSESSOR: Assessor Robert Cruzan asked permission to pay three employees with overtime in his office. The Commissioners gave Mr. Cruzan permission to pay all overtime over 40 hours. He informed the Board that he is going to book himself full of appointments to try to keep the load off his employees until the end of the month. He is informing people that if they don't receive a reply by July 10, to call and make an appointment with the Commissioners. Mr. Cruzan also requested the use of a typist to type letters and fill out forms. The Board suggested that he contact Bob Seaton of the Extention Office, or Colista Shetler at the Annex to see if anyone could be made available to him on a temporary basis.

ADMINISTRATION: Mary Ann Sanders requested permission to purchase a new check: signing machine, as the old one was purchased in 1954 and is so old there are no longer parts available for repairing the machine. A single feed check signer would cost \$1,195.00, and a computerized check signer that will sign 200 checks in less than one minute would cost \$1,395.00. Comm Bauer moved to purchase the computerized check signer at the cost of \$1,395.00 to be paid equally in the following manner, 1/3 to be paid by the Department of Social Services, 1/3 to be paid by the General Fund, and 1/3 to be paid by the Road Fund. Bids were received for office products used by the County Offices as follows: from Patterson's Office Supply the amount of \$15,361.00, from Office Outpost the amount of \$11,949.80, from Western Office Products the amount of \$11,933.52 and from the State Purchasing Department \$7,359.78. Comm Maynes moved to accept the low bid of the State for \$7,359.78. Comm Bauer seconded the motion. Colbert, aye, Maynes, aye; Bauer, aye; motion carried. Jack: Click reported he is having problems with Fairground Motor Sports. He requested the commissioners define his authority. A certificate of insurance submitted by the Fairground Motor Sports was issued in error to cover events at the race

track. Mr. Click contacted K & K Insurance this morning, and talked to their representative Sharon Porter. She informed him that they cannot issue a permanent policy as all requirements have not been met by the race track. They have not met County requirements either. The Board will inform Engineer Roach to inspect the race track facilities such as the bleachers to see if they meet safety requirements, and he will then submit a written report to the Board. The possibility of the County paying off the loan and taking over the race track was discussed and tabled. Mr. Click said there was a lot of things that need to be done to the race track to make it safe and meet the insurance and Health Department requirements. Jim Rodd of the racing association came into the meeting at this point and informed the Board that as of August 1, 1987 they will have permanent restroom facilities built to meet the requirements of the Health Department. He explained the insurance policy runs year to year, but the premiums run event to event. Their policy has been, in the past, to send the premium 24 hours preceding an event. The Board now requires him to send the premium a week in advance, so Mr. Click will receive notice of insurance being in effect for each event before the event is actually held. Mr. Rodd will contact Sharon Porter of his insurance company, as he was under the impression that the policy was in effect for the next year. He has tried several times to get an insurance investigator to Cortez to inspect the track, but they have never sent one. The Board specified that in the future, the Board and Mr. Click will deal directly with Mr. Rodd concerning the race track.

INSURANCE: LaGayle Lupton, a representative of the County's liability insurance company, met with the Board to discuss an insurance claim for a Mr. Hawk who was injured at the track last year.

COUNTY FAIRGROUNDS: Mr. Click had a request from a local group called Desperados and Fancy Ladies to either borrow or purchase a couple of portable sanitary facilities. Mr. Click said the County has several that need repairs and are not in use at this time. Comm Bauer moved to sell two units to the Desperados and Fancy Ladies group for \$5.00 apiece. Comm Maynes seconded the motion. Colbert, aye; Bauer, aye, Maynes, aye, motion carried.

PLANNING: Resolution #P-31-87 was presented whereby Glenda Wilhelm would be granted a variance to the subdivision regulations to divide 15 acres into three 5 acre parcels in Section 5, T36N, R16W. Comm Maynes moved to adopt the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. Three requests for a variance to the subdivision regulations were received as follows: James and Evelyn Woosley to deed 6.35 acres to son from 20 acres, verbal approval given; Ervin and Pamela Todd to separate and sell 3 acres with house and buildings from 17.09 acres, verbal approval given; John Nolan and Maurine Haley to split 12 acres into two parcels, verbal approval given.

MEETING SET: Since there are two public hearings scheduled for June 29, 1987, which is a fifth Monday for the Commissioners, it was decided by the Board to hold a regular meeting day on that date. Comm Colbert and Comm Maynes will be present, with Comm Bauer being absent.

BOARD OF SOCIAL SERVICES: was conducted.

ROAD DEPARTMENT: A petition was received by the Board concerning Co Rd N between Co Rd 25 and Co Rd 26 asking that the road either be paved or dust guard applied. Then stated that there was excessive dust caused by traffic. The Commissioners will drive the road this afternoon to assess the situation. Sup Roberts discussed dust guard material. He reported it costs 36 cents a gallon applied, and 30 cents a gallon without application included. If a 10,000 gallon storage tank could be found to be kept at the County Shop, a truck they have on hand could be modified with a spray bar to enable them to apply the dust guard.

ADJOURNED: at 2:00 p. m. to make a road tour.

SEAL

DEPUTY CLERK      CHAIRMAN

## Minutes 06/29/1987 Regular

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO     )  
  )s.s.

COUNTY OF MONTEZUMA )

At a regular meeting of the Board of Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 29th day of June, A.D. 1987, there were present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAUER, COMMISSIONER; ABSENT

ROBERT L. MAYNES, COMMISSIONER

BOB SLOUGH, ATTORNEY TO THE COMMISSIONERS

THOMAS J. WEAVER, COUNTY ADMINISTRATOR

BETTY DAVIS, DEPUTY COUNTY CLERK

JUL 0 7 1987

MINUTES: of the previous regular meeting held on Monday, June 2, 1987 were read. Comm Maynes moved to approve the minutes, seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried. A correction was made in the minutes of June 15, 1987 under the Health Department concerning a maternity care contract which, in the minutes of that week stated that the reimbursement amount was \$500.00 to the County, when in fact, it should have stated the reimbursement amount was \$1,575.00.

MISCELLANEOUS CORRESPONDENCE: was read and contents noted.

ED AND MARTHA ALLEN: appeared before the Board to present a complaint concerning loose gravel from Co Rd 25 on their driveway. The post office has given them notice to remove the gravel because of the hazard.

Sup Roberts will take a look at it.

STATE REPRESENTATIVE: Jim Dyer appeared before the Board as a courtesy call to discuss several topics, including the new taxable evaluations.

PUBLIC HEARING: It being 9:30 a.m., the time set aside, a public hearing was held on the Official County Road Map. There was no one present in the audience. Engineer Roach presented to the Board a list of fifteen changes and additions to be placed on the official county road map as follows:

Co Rd AA, from Co Rd 18 to Cc Rd Y, will now be shown as a gravel road.

Co Rd DD between Co Rd 20 and Co Rd 21, a re-alignment to the section line.

Co Rd 23.5 between Co Rd U and Co Rd V, a system change designation.

Co Rd 25 aka Great Dike Road, will be shown as a blacktop.

The Marina Road, aka Co Rd V.4 will be shown as a blacktop.

Co Rd 24 between Co Rd P and Co Rd S is a two tract, road.

Co Rd H.6 and Co Rd H.75 are blacktop roads.

Co Rd A is a surface and judicial change.

Co Rd 31 north of Highway 145 is a blacktop.

Cc Rd 27 will be abandoned, as it is a non county road inside the Forest Service boundary.

Co Rd 37 south of U. S. Highway 160 will be shown as a gravel road.

Co Rd 42.5 south of U. S. Highway 160 is a jurisdictional change and is a gravel surfaced road.

Co Rd L. east of Co Rd 44 will be shown as a graveled road.

Co Rd L from Co Rd 44 east to the Forest Service boundary is surfaced.

Co Rd 44 north of Co Rd M.5 is surfaced to the Forest Service boundary.

Hillside Drive road, aka Forest Service road #358, is surfaced and will be county maintained, under schedule A.

Documents were entered into the record showing changes. Comm Maynes moved to make the aforementioned changes, Comm Colbert seconded the motion. Colbert, aye; Maynes, aye; motion carried. Co Rd W was then taken up before the Board. There was no one present in the audience for or against. Comm Maynes moved to leave the road as a nonmaintained public road to the cattle guard. The Board will advise Mr. Whitley to remove the cable from its present location to give public access. Comm Colbert seconded the motion. Colbert, aye; Maynes, aye; motion carried. All proceedings were taped for the record.

LIQUOR LICENSE POLICY: After discussion it was decided by the Board that in the future, any renewal application for a beer or liquor license will be checked by the Sheriff's Office, for any and all violations his office might receive on any outlet licensed in the County for the last year. Said report will be submitted in writing.

ROBINSON vs MARLOW vs BOARD OF COMMISSIONERS: Attorney Slough presented a letter wherein the presence of the Chairman of the Board of County Commissioners and the County Administrator was requested in court for the trial of Robinson vs Marlow vs Board of Commissioners. Comm Maynes moved to instruct Attorney Slough that the Commissioners will have representation in court for the trial scheduled for February 29, 1988.

ROAD DEPARTMENT: Sup Roberts gave the road report and a schedule of patching, chip and sealing. Patching is in progress on a portion of Co Rd 25. Co Rd 39 south of the highway for 6/10 of a mile is being done today. Co Rd 44 and Echo Basin Road will be done tomorrow, June 30, 1987. Co Rd CC west of Pleasant View will be done on Wednesday, July 1, 1987 and will be patched for 2.39 miles, then chip and seal will be applied. Co Rd V will be done on Thursday, July 2, 1987 for a little over two miles. On portions of Co Rd N east and west of the highway dust guard will be applied in front of homes. Sup. Roberts reported they should be done by next week. Co Rd 24, the road to the dump, needs surfacing. Sheriff Shetler met with Sup Roberts and the Board to discuss the need for speed limit signs in the County. He is making a list of roads that don't have speed limit signs, and will provide Sup Roberts with the list. Sup Roberts discussed men in his employ with 20 years or more service and their vacation time. The Commissioners are opposed to more vacation for any employee. Duane DeNier of Co Rd 21 north of Lewis appeared before the Board requesting the road through his property be abandoned by the County. The Board explained to him that he would have to have permission by all adjoining landowners in writing, then a public hearing would have to be held. A small loader with attachments to be used basically at the County yard was discussed. The Board will look at it again next Monday.

PUBLIC HEARING: It being 11:30 a.m., the time set aside, a public hearing was held on a retail liquor license application presented by Gwendolyn Kay Johnson and Charles F. Brenner dba Dolores R V Park. There was no one present in the audience for or against the application. Comm Maynes moved to deny the license application on the grounds that the desires of the majority of neighbors indicated opposition. Comm Colbert seconded the motion. Colbert, aye; Maynes, aye; motion carried. All proceedings were taped for the record. A certified letter will be sent to Mrs. Johnson and Mr. Brenner informing them of the Board's decision.

PLANNING: Resolution #P-32-87 was presented whereby James and Evelyn Woosley would be granted a variance to the subdivision regulations to separate 6.35 acres from 20 acres in Section 31, T35N, R16W. Comm Maynes moved to adopt the resolution, seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried.

ADJOURNED: at 12:00 p. m.

CLERK           CHAIRMAN

## **Minutes 07/06/1987 Regular**

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO JUL 14 1987

COUNTY OF MONTEZUMA

At a regular meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday the Sixth day of July, A.D., 1987, there were present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAUER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONERS

BOB SLOUGH, ATTORNEY

JEAN DE GRAFF, CLERK

ABSENT: THOMAS J. WEAVER, ADMINISTRATOR

MINUTES of the previous regular meeting held Monday, June 29, 1987 were read and corrected. Comm Maynes moved to approved these minutes, seconded by Comm Bauer. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. Veteran's report was submitted for June. Letter received from Senator Bill Armstrong concerning Air Quality.

PAYROLL: General fund vouchers #3611 - #3711 & 4352 in the amount of \$144871.14 and Road fund vouchers #3712 - #3763 & 2115 in the amount of \$83623.67 were approved.

UNITED IN TOURISM: Resolution #11-87 was presented whereby official advertising devices will be located at several locations in the County and will be the property of Montezuma County.

LIQUOR LICENSE: Application was received from Thriftway for renewal of their 3.2% beer license. Sheriff Shetler reported in writing, that there was no problem with this outlet. Comm Bauer moved to approve this renewal, seconded by COMM Bauer. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

LAND SURVEY: Clerk DeGraff presented prices on either a plat book (\$322.00) or a plat cabinet (\$2011.00) to be used by the Clerk to file land survey plats. After discussion Comm Bauer moved to purchase a plat book for the land survey plats, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

SHERIFF Shetler discussed Monies that had been spent out of the 1987 budget for 1986 bills. Also recently a prisoner had to have an appendectomy which is paid by County funds from his budget. The Board will review these bills with the Budget Officer and meet again with the Sheriff.

ATTORNEY Slough discussed a phone call he had received from Nette Woodard. This was referred to the Social Service Department.

PLANNING: Planning resolution P17A-87 was presented whereby Lloyd Sehnert would be granted a variance to the subdivision regulations to separate and sell 15 acres in Section 28, T36N, R13W. Comm Maynes moved to adopt this

resolution, seconded by Comm Bauer. Colbert, aye; Bauer, aye; Maynes, aye; motion carried. Requests were received from the following: Ben Shaw for a variance to sell .45 acre to settle a boundary line; tentative approval given: Garcia Farms to sell 7 acres; tentative approval given: Wayne Lee to transfer 25 acres after the fact; tentative approval given; and Steve Crask to sell 20 acres; tentative approval given.

PRAIRIE DOG CONTROL: Steve Mills, a plague victim, reported that his case had been confirmed and that the State people from Dept. of Health had been down and checked prairie dog holes around property in the vicinity of Road M and Mildred. They also took samples back to their lab. Every sample has tested positive. He feels that the State has been dragging their feet. There has been some dusting but they have not got the whole prairie dog town. Comm Colbert reported that Nurse Carol Allen is expecting a State Veterinarian to be in town this week to do some checking. Pete Ballode stated that dusting should be first priority. The Board agreed that this is a dangerous situation and the public should be aware. Representative Dwyer will be contacted and possibly the New Mexico Disease Control Center.

ROAD MAP: Engineer Roach presented the final County Road Map and this was signed by the Commissioners.

ECONOMIC DEVELOPMENT: Gary Shaw reported that Developers Joseph Wilson, Pill Anthony, A. Dotson Bennett and Russell Sealy will be in the area Saturday and would like to have breakfast with the Board. They are interested in the Mancos area and with the Ute Mtn Tribe of Indians. The County will provide transportation for them.

ROAD DEPARTMENT Supervisor Kyle Roberts reported that they have finished 13.4 miles of chip and seal on County roads. The new pit is ready with the crusher, at Mancos. Tom Weaver and Mr. Roberts will meet with Horace Greer in regards to a pit on the river. County Road P.5 near Rd 29 will be closed while working on the road. Road maintenance was discussed.

BOARD OF SOCIAL SERVICES conducted.

COUNTY ROAD MAP: In reviewing the official tape made June 29, 1987 during the public hearing, the description on County Road W was given as T37N, R15W, to the middle of Section 4. This should have read T37N, R15W, to the middle of Section 5.

RECORDER: Tentative approval was given for the purchase of a Sony recorder in the approximate amount of \$850. Referred to Budget Officer Tom Weaver.

ADJOURNED at 2:00 p.m.

CLERK           CHAIRMAN

SEAL

Online Copy

## **Minutes 07/13/1987 Regular**

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO

COUNTY OF MONTEZUMA

At a meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday the 13th day of July, A. D. 1987, there were present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAUER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONER

JUL 21 1987

BOB SLOUGH, ATTORNEY

JEAN DE GRAFF, CLERK

THOMAS J. WEAVER, ADMINISTRATOR

MINUTES of the previous regular meeting held Monday, July 6th, 1987 were read. Comm Bauer moved to approve these minutes, seconded by Comm Maynes. Bauer, aye; Colbert; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. Clerk's and Sheriff's report for July were received.

ACCOUNTS PAYABLE: General fund vouchers #4359 through #4548 in the amount of \$106,349.80 and Road fund vouchers #2122 through #2178 in the amount of \$136,040.96 were approved and ordered paid.

DISTRICT COURT Administrator Sandy Weaver presented the contract for Community Corrections. Comm Bauer moved to enter into to this contract, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried and contract signed by Chm Colbert.

LIQUOR LICENSE: Application for renewal and change of an officer of the ARA Corporation for a 3.2% beer license was received and reviewed. The new president of the corporation has been notified that he must submit finger prints. Comm Bauer moved to hold this application pending receipt of the finger prints and that in the future, due to the State regulations not requiring same, the Board will act on a case by case basis, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. County license for a 3.2% beer license for Maverik Stores Inc. was reviewed. It was noted that the State license has been issued, but the certificate of authority to do business in the State of Colorado, from the Colorado Secretary of State's office, had not been received. Comm Bauer moved to issued the County license since the old one expires 7-17-87 making sure that the Maverik Store sends a copy of the certification as soon as it's available. Motion seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried and license signed. Application for renewal of a retail liquor license for Last Chance Liquors was reviewed. Sheriff Shetler o.k.'d this renewal. Comm Bauer moved to approve this renewal, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

ECONOMIC DEVELOPMENT Adm Gary Shaw reported on the meeting with developers wanting to establish a tourist area in Montezuma County, specifically Mancos. There are many legal questions to be answered and time is of the essence. Comm Colbert will work with a team consisting of Attorney Slough, Mr. Shaw, and representatives of the Mancos Town Council to get the answers to these questions.

ROAD DEPARTMENT Supervisor Kyle Roberts reported on road work being done. He has checked the mail box on Co. Rd 25 belonging to Ed Allen. The crews are still patching but Mountain Gravel will want their plant next week. Chip and seal on Dolores Community Center parking lot will be done but they were to notify County when it was ready. Roberts will check. They will start work on Kelly Hill as soon as possible, also dust control on Rd N. Board will review budget and amend if needed. Mr. Roberts reported that he could acquire some sand from the BuRec to use at the race track and also use to make a exercise track for horses at Fairground. This was approved by the Board and instructed Mr. Roberts to work with Jack. Click on this project. Personnel problems were discussed.

**PUBLIC HEARING FOR LOWER VALLEY SUBDIVISION OF MANCOS:** It being 10:00 a.m., the time set aside, a public hearing was called to order for the Lower Valley Subdivision of Mancos. Roll was called and proof of publication read by the Clerk. Attorney Slough disqualified himself as attorney to the Board for this hearing as he has represented the Fitzgeralds in the past. Developers Jack and LaNita Fitzgerald were in attendance. Adm Weaver presented all papers in this matter. There was no one against this subdivision in the audience. After discussion, COMM Bauer moved to accept this subdivision subject to receipt of the mylar copies of the subdivision to be signed at that time. Motion seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. All proceedings were recorded on cassette tape for the record.

**PLANNING:** Planning resolution #P33-87 (replacing P43-87) was presented whereby Ralph Baldwin would be granted a variance to the subdivision regulations to separate 1.15 acres and house in Section 27, T36N, R16W. Comm Maynes moved to adopt this resolution, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; Motion carried. Planning resolution #P34-87 was presented whereby Dick White would be granted a variance to the subdivision regulations to separate 10.09 acres and house in Section 1, T35N, R14W. Comm Maynes moved to adopt this resolution, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Planning resolution #P35-87 was presented whereby Wesley Wallace would be granted a variance to the subdivision regulations to separate 5 acres in Section 16, T36N, R15W. Comm Maynes moved to adopt this resolution with approved safeguards, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Planning resolution #P36 87 was presented whereby Steve Crask would be granted a variance to the subdivision regulations, after the fact, for 25.85 acres in Section 18, T37N, R16W. Comm Bauer moved to adopt this resolution, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Planning resolution #P30A-87 was presented whereby Robert Roessel would be granted a variance to the subdivision regulations to separate 10 acres in Section 7, T36N, R14W. Comm Maynes moved to adopt this resolution, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Requests for variance were received as follows: Richard and Elizabeth Sanders to split a six acre tract; denied as other property owners in this subdivision object: Felicite Forrest to separate four acres, tentatively approved.

**ASSESSOR** Cruzan requested approval to send five staff members to a school in Denver for appraising and assessment. This would deplete his line item for Dues and Meetings and he would need more later in the year. After consideration by the Board the request was denied. Mr. Cruzan reported that all notices had been mailed July 10th which would give the people till the 17th of July to appeal to the Board of Equalization.

**CORTEZ ECONOMIC DEVELOPMENT** Adm Jim Maurer reported that the National Association of Gunfighters will be invited to Cortez for their annual meet next year at the AA Campground. The Board will give nonmonetary support for this request.

**DISTRICT ATTORNEY** Dean Johnson and Attorney Larry Holstein appeared to request help in funding for the balance of 1987 for the Juvenile Diversion project. After discussion Comm Bauer moved that the Sheriff's budget could be amended to give one fourth of the \$3200.00 requested if other agencies, such as the Towns of Mancos and Dolores, City of Cortez, etc., would give a like share. Motion seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

**HEALTH DEPARTMENT:** Resolution #16-87 was presented whereby line item 1530 (March of Dimes Grant) in the Health Department's budget is hereby created in the amount of \$2000.00. Comm Maynes moved to adopt this resolution, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

**LEASE:** Comm Maynes made a motion to enter into a contract with Robert R. and Mary E. Wilson for a two year lease on the building described as follows: The north fifty feet of lots one, two and three, block 28, of the City of Cortez; to be used by the Social Services Department at a rental of \$400 per month. Motion Seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried and lease was signed by Chairman Colbert.

BOARD OF EQUALIZATION: The Board of County Commissioners will now sit as a Board of Equalization. Roll was called noting all present including Assessor Bob Cruzan, and proof of publication was read by the Clerk. WILLIAM CLARK was sworn in and gave testimony. Chm Colbert read his petition. Assessor's standard packet containing information concerning Mr. Clark's property was entered into evidence and marked Assessor's Exhibit #1 - Clark. Mr. Cruzan explained how this property was assessed. After discussion Comm Bauer moved to postpone the Board's decision until 3:30 p. m., seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

ROBERT CONNER was sworn in and gave testimony on his residence. Chm Colbert read his petition. Assessor's standard packet containing information concerning Mr. Conner's residential property was entered into evidence and marked Assessor's Exhibit #2 - Conner - residence. Mr. Cruzan explained how this property was assessed. After discussion, Comm Bauer moved to delay a decision until after 3:30 p. m., seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

ROBERT CONNER, being already sworn, gave testimony on his rental property. Chm Colbert read his petition. Assessor's standard packet containing information concerning Mr. Conner's rental property was entered into evidence and marked Assessor's Exhibit #3 - Conner - rental. Mr. Cruzan explained how this property was assessed. After discussion, Comm Bauer moved to delay a decision until after 3:30 p. m., seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

HARMON MATTHEWS was sworn in and gave testimony. Chm Colbert read the petition. Assessor's standard packet containing information concerning Mr. Matthews property was entered into evidence and marked Assessor's Exhibit #4 Matthews. After discussion, Comm Bauer moved to delay this decision until after 3:30 p. m., seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

GEORGE BUCK was sworn in and gave testimony. Chm Colbert read his petition. Assessor's standard packet containing information concerning Mr. Buck's property was entered into evidence and marked Assessor's Exhibit #5 - Buck. Mr. Cruzan explained how this property was assessed. After discussion, Comm Bauer made a motion to delay a decision until after 3:30 p. m., seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Deputy Assessor James Snow was sworn in.

RUSSELL & SUZANNE JOHNSON were sworn in and gave testimony. Chm Colbert read their petition. Assessor's standard packet containing information concerning their property was entered into evidence and marked Assessor's Exhibit #6 - Johnson. Assessor Cruzan explained how this property was assessed. After discussion, Comm Bauer made a motion to deny this petition due to the law stating primary purpose. Motion seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

COHACO BUILDING SPEC did not appear for their appointment. Petition was read by Chm Colbert. Assessor's standard packet containing information concerning their property was entered into evidence and marked Assessor's Exhibit #7 - Cohaco. Assessor Cruzan explained how this property was assessed. After discussion, Comm Maynes moved to deny this petition as it's proven use is not for agriculture, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

DECISIONS were made as follows:

CLARK: Comm Bauer moved to deny this petition as it was properly assessed.

Seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

CONNER - RES: Comm Maynes moved to deny this petition as it was properly assessed. Seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

CONNER -RENTAL: Comm Bauer moved to deny this petition as it was properly assessed. Seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

MATHEWS: Comm Maynes moved to deny this petition as it was properly assessed.

Seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

BUCK: Comm Bauer moved to continue this decision until 9:00 a.m. July 20, 1987, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

All Proceedings of the Board of Equalization were recorded on cassette tape for the record.

The Board of Equalization then adjourned for the day.

Board of Social Services conducted.

Adjourned at 4:30 p.m.

CLERK CHAIRMAN

## Minutes 07/20/1987 Regular

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO )  
 )s.s.

COUNTY OF MONTEZUMA )

At a regular meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 20th day of July, 1987, A. D., there were present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAUER, COMMISSIONER

JUL 27 1987

ROBERT L. MAYNES, COMMISSIONER

BOB SLOUGH, ATTORNEY

JEAN DE GRAFF, CLERK

THOMAS J. WEAVER, ADMINISTRATOR

MINUTES of the previous regular meeting held Monday, July 13th, 1987 were read and corrected. Comm Maynes moved to adopt these corrected minutes, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. A check was received from Atlantic Richfield for an oil and gas lease in the amount of \$240.00. Treasurer's report for June was received and reviewed. Invitation to the ribbon cutting ceremonies at the County Fair on August 7th was received.

EQUALIZATION: Comm Bauer moved to delay the decision on the George Buck petition until 1:00 p. m. when the Commissioners would sit as a Board of Equalization.

ROAD DEPT.: Supervisor Roberts reported on road projects. A complaint was received from residents of Goodman Point road. Irene Stacer and others complained of Road L. and 32. Suggested pavement of Road. The Board reported that they might want to form a paving district. Cost figures will be obtained to show the possible cost of such a district. Supervisor Roberts stated that speed needed to be controlled on County roads and that would help keep the roads in good condition. HUTF Task Force recommendations were reviewed on rebuilding highways. Road W was discussed. Mr. Whitely and his attorney are exploring other options. The Board will notify the Sheriff to check: if the cable is still across Road W. Two loads of magnesium chloride have been ordered for Road N. Road BB is rough. Mr. Roberts also stated that dust control. is stabilizing roads as well as controlling dust.

ASSESSOR Cruzan reported that his staff has accumulated 107.5 hours of overtime but he thinks his salary budget can handle it.

HEALTH Nurse Carole Allen presented the Sanitarian's contract between Montezuma County and the State Health Dept. Comm Bauer moved to approve this contract, seconded by Comm Colbert. Bauer, aye; Colbert, aye; motion carried and contract signed by Chm Colbert. Sanitarian Diana Fahrion will be doing restaurant inspections in Dolores County. Plague was discussed. State Veterinarian cannot come down due to budget cuts and a plague outbreak in Pueblo County. Sanitarian Allar will re-survey prairie dog holes, flag the infected ones and dust. Public should be notified that pets should be dusted as a preventative maintenance.

PLANNING: Dick and Elizabeth Sanders discussed their request for a variance in a subdivision. Some of the residents object to the split. It was recommended that the Sanders request a public hearing to amend the sub-division. Planning resolution #P37-87 was presented whereby Lee Searcy would be granted a variance to the sub-division regulations to separate and sell a five acre tract in Section 31, T37N, R16W. Comm Maynes moved to adopt this resolution, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. A request was again presented by Mr. DeFrenchie for a variance to split 37 acres into three parcels. Referred to the Planning Commission.

LIQUOR LICENSE: An application for renewal of a 3.2% beer license for consumption both on and off premises was received from N. W. and Pearl Gregory doing business as Priest Gulch Campground. A letter was also received from Under Sheriff Tim Wood stating there has been no problems with this outlet. Comm Bauer moved to renew this license, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

ATTORNEY Bob Slough reported that Bill Thompson, Attorney, had brought him a quit claim deed to be signed by the County to Johnnie and Della Francisco to quiet title. Adm. Weaver will check.

SEVERE DEVELOPMENT DISABILITIES: A letter had been received from Four Corners Industries requesting \$5100.00 from the County. Comm Maynes made a motion to deny this request, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

Adjourned at 12:00 noon.

SEAL

CLERK

CHAIRMAN

Online Copy

## **Minutes 07/20/1987 Board of Equalization**

Proceedings of the Board of Equalization of Montezuma County, Colorado.

It being 1:00 p.m., July 20, 1987, the time set aside, the Board of Commissioners of Montezuma County, meeting in the Courthouse at Cortez, Colorado, continued to sit as a Board of Equalization. Roll was called showing the following present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAUER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONER

BOB SLOUGH, ATTORNEY

JEAN DE GRAFF, CLERK

ROBERT N. CRUZAN, ASSESSOR

BUCK DECISION: After reading corrected copy of assessment, Comm Maynes moved to adjust the land to read 15400 and the Improvements to read 39360. Motion seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

GARCIA, DEVARGAS, SANCHEZ: There was no one in attendance representing the petitioner. Chm Colbert read petition. Standard Assessor's packet entered into evidence and marked Assessor's Exhibit #8. Testimony given by Assessor Cruzan. Comm Bauer moved for denial of this petition as it was assessed per State law; seconded by Comm Maynes. Bauer, aye; Maynes, Colbert, aye; motion carried.

BUDIMER, JANE was sworn in as the Petitioner and gave testimony. Assessor presented the standard Assessor's packet to enter into evidence and marked Assessor's Exhibit #9-Budimer. Testimony was given. Comm Maynes moved to deny this petition on grounds that the property was assessed properly. Motion seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

WARD, RAY, Petitioner, was duly sworn and gave testimony on a double wide mobile home. Standard Assessors packet was entered into evidence and marked Assessor Exhibit #10-Ward. Assessor gave testimony. Petitioner Ward presented title to his mobile home marked Plaintiff's Exhibit #1B-Ward. After discussion, Comm Bauer moved to deny this petition as the property was lawfully assessed, seconded by Comm Maynes. Bauer, aye; Maynes, aye; Colbert, aye; motion carried.

WARD, RAY Petitioner, already sworn gave testimony on a rural cabin. Assessor presented standard Assessor's packet entered into evidence and marked Assessor's Exhibit #11. Assessor gave testimony. Assessor entered into evidence a land map of Montezuma County showing different classes of property, marked Assessor's exhibit #12 and a description of neighborhoods marked Assessor's exhibit #13. After discussion Comm Maynes moved to deny this petition because the property was lawfully assessed. Seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

MURPHY, RAYMON AND DONNA, Petitioners, were duly sworn and gave testimony. Assessor presented standard packet, entered into evidence and marked Assessor's Exhibit #14 and gave testimony. After discussion, Comm Bauer moved to continue this hearing until the Board can check facts; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

GOODWIN, VICTOR, Petitioner, was duly sworn and gave testimony on his residence. Mr. Goodwin introduced into evidence photos which were marked Plaintiff's exhibit #2. Standard packet was entered into evidence and marked Assessor's exhibit #15. Assessor gave testimony. After discussion, Comm Maynes moved to continue this hearing for further, review; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

GOODWIN, VICTOR, Petitioner, already duly sworn, then gave testimony on his commercial property. Standard packet was entered in to evidence and marked Assessor's Exhibit #16. Testimony was given by Assessor. After discussion, Comm Bauer moved to deny this petition because it was lawfully assessed; seconded by Comm Maynes. Bauer, aye., Colbert, aye; Maynes, aye; motion carried.

POOL CO. There was no one present to represent this company. Standard packet was entered into evidence and marked Assessor's exhibit #17. Testimony given by the Assessor. After discussion, Comm Maynes moved to deny this petition because it was lawfully assessed; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

POFF, LEO, the petitioner, was not present. Standard packet was entered into evidence and marked Assessor's exhibit #18. Testimony given by the Assessor. After discussion, Comm Bauer moved to deny this petition because it was lawfully assessed, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes aye; motion carried.

BAUMGARTEN, FREDDY, the Petitioner, was duly sworn and gave testimony. Petitioner introduced an outline of appeal and it was marked Plaintiff's exhibit #3. Standard packet was entered into evidence and marked Assessor's exhibit #19. Assessor gave testimony. After discussion, Comm Maynes moved to deny this petition as it was lawfully assessed; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, age; motion carried.

MARLMAN, DON AND JEAN MARIE, the Petitioners, were duly sworn and gave testimony. Mr. Marlman requested that his property classification be changed from residential to agriculture. Mr. Marlman's property has been adjusted. Standard packet entered in evidence and marked Assessor's exhibit #20. Based on Assessor's recommendation, Comm Maynes moved to change classification of Mr. Marlman's property from residential to agriculture and adjust value accordingly. Seconded by Comm Bauer. Bauer, aye; Colbert, age; Maynes, aye; motion carried.

SCHMIDLAP, LEE, Petitioner, was duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #21. Assessor gave testimony. After discussion, Comm Bauer moved for denial of the petition because the property had been assessed fairly, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

HOFFMAN, VERNON, the Petitioner, was duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #22. Assessor gave testimony. After discussion, Comm Maynes moved to delay this hearing until his brother and sister, owning adjoining property and also petitioners, could be heard. Motion seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

BLACK, BILL AND JANET, Petitioners, were duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #23. After discussion, Comm Bauer moved to deny this petition as the property had been lawfully assessed; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

CONTINUATION: Comm Bauer moved to continue this session of the Board of Equalization until Tuesday, July 21, 1987 at 8:00 a. m.; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

## **Minutes 07/21/1987 Board of Equalization**

Proceedings of the Board of Commissioner of Montezuma County, Colorado, sitting as a Board of Equalization at a continued meeting held at the Courthouse, Cortez, Colorado at 8.00 a.m. on July 21, 1987 with the following members present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAUER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONER

BOB SLOUGH, ATTORNEY

JEAN DE GRAFF, CLERK

ROBERT N. CRUZAN, ASSESSOR

JAMES SNOW, APPRAISER

ANDREA ETHINGTON, APPRAISER

NIELSON'S INC. Lewis Mackel and Bill Black, representing Nielson's Inc., the Petitioner, were duly sworn and gave testimony on the assessment of the structures. Standard packet was entered into evidence and marked Assessor's exhibit #24. Assessor gave testimony. Andrea Ethington, Appraiser for the Assessor's office was duly sworn. After discussion, Comm Bauer moved to continue this hearing for further review, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

NIELSON'S INC. Mr. Mackel and Mr. Black being duly sworn, then gave testimony on the value of the aircraft hanger at the airport. Standard packet was entered into evidence and marked Assessor's exhibit #25. Assessor gave testimony. After discussion, Comm Bauer moved to continue this hearing for further review; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

LEDFORD, KATHIE, Petitioner, was duly sworn and gave testimony. Petitions introduced a small plat into evidence and it was marked Plaintiff's exhibit #4. Standard packet was entered into evidence and marked Assessor's exhibit #26. Assessor gave testimony. After discussion, Comm Bauer moved to continue this hearing until her brothers who own adjoining property and are also petitioners, can be heard; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

RICH, EVERETT AND MARGARET, Petitioners, Margaret Rich was duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #27. Assessor gave testimony. After discussion, Comm Bauer moved to deny this petition as it was lawfully assessed, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. It was noted that the Rich property will be re-measured and adjusted if an error occurred.

PLEASANT VIEW BEAN PRODUCERS, represented by Yvonne Gilliland and Delbert Fosnot were duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #28. Assessor gave testimony. After discussion, Comm Bauer moved to continue this hearing for further review, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

READLE, ROBERT, Petitioner, was duly sworn and gave testimony. Petitioner introduced a certificate of appraisal into evidence and it was marked Plaintiff's exhibit #5. Standard packet was entered into evidence and marked Assessor's exhibit #29. Assessor gave testimony. After discussion, Comm Bauer moved for denial of the petition on the basis that the property was fairly assessed; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. PLEASE NOTE: The cassette tape malfunctioned during the middle part of Mr. Readle's hearing. A new tape was inserted as soon as the malfunction was noticed and it was noted to Mr. Readle and the Board on the new tape.

USERY, RAYMOND AND HELENE, Petitioners, were duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #30. Assessor gave testimony. After discussion, Comm Bauer moved to continue this hearing for further, review; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

FLAUGH, WILMA, Petitioner, was duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #31. Assessor gave testimony. After discussion, Comm Bauer moved to deny the one parcel with the house and adjust the other two parcels; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

STROUD, LEONARD, Petitioner, was not present. Standard packet was entered into evidence and marked Assessor's exhibit #32. Assessor gave testimony. After discussion, Comm Maynes moved for a denial of this petition on the basis that it was assessed lawfully; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

HANSEN, DEAN, Petitioner, was duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #33. Assessor gave testimony. After discussion, Comm Bauer moved to continue the hearing on both Parcels for further review; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

PLEASANT, LAWRENCE, Petitioner, was duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #34. Assessor gave testimony. After discussion, Comm Bauer moved for denial of this petition as the property had been assessed lawfully; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

HANSON, DONALD, Petitioner, was duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #35. Assessor gave testimony. After discussion, Comm Maynes moved to deny this petition on the basis that the property was assessed lawfully; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

MIKKELSON, CAROL AND MIKE, Petitioners, were duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #36. Assessor gave testimony. After discussion, Comm Bauer moved to deny this petition on the basis that it was assessed lawfully; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

MC KEE, VERGIL AND EDITH, Petitioners, were duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #38. Assessor gave testimony. After discussion, Comm Bauer moved to continue this hearing for further review, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

ALSOBROOK, RAY, Petitioner, was duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #38. Assessor gave testimony. After discussion, Comm Maynes moved to continue this hearing for further review, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

CORTEZ DEVELOPMENT, Petitioner, was not represented. Petition read. Standard packet entered into evidence and marked Assessor's exhibit #39. Assessor gave testimony. After discussion, Comm Bauer moved for denial of this petition on the basis that it was assessed lawfully; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

BOISE CASCADE, Petitioner, was not represented. Petition read. Standard packet entered into evidence and marked Assessor's exhibit #40. Assessor gave testimony. After discussion, Comm Maynes moved to deny this petition on the basis that it was assessed lawfully; seconded by Comm Bauer. Bauer, Aye; Colbert, aye; Maynes, aye; motion carried.

ALLEN THEATRES, Petitioners, represented by Mr. Allen and Frank Dean were duly sworn and gave testimony. Standard Packet entered into evidence and marked Assessor's exhibit #41. Assessor gave testimony. After discussion, Comm Maynes moved to adjust by lowering the value by \$40,000.00; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

BROWN BROTHERS, Petitioners, were not represented. Petition read. Standard packet entered into evidence and marked Assessor's exhibit #42. Assessor gave testimony. After discussion, Comm Bauer moved to deny the petition on the basis ,that it was assessed lawfully; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

FRUITA VENTURES, Petitioners were not represented. Petition read. Standard packet entered into evidence and marked Assessor's exhibit #43. Assessor gave testimony. Comm Maynes moved to deny this petition on the basis that it was assessed lawfully; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

KOTARSKI, F. RONALD, Petitioner, was not present. Petition read. Standard packet entered into evidence and marked Assessor's exhibit #44. Assessor gave testimony. After discussion, Comm. Bauer rescheduled this hearing for Monday, July 27th, 1987; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

TIBBITS, GARY, Petitioner, was not present. Petition read. Standard packet was entered into evidence and marked Assessor's exhibit #45. Assessor gave testimony. After testimony, Comm Bauer moved to change the classification on this property from residence to agriculture; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

BURNS, WILLIAM, Petitioner, was not present. Petition read. Standard packet was entered into evidence and marked Assessor's exhibit #46. Assessor gave testimony. After discussion, Comm Maynes moved to adjust this valuation from 13860 to 1380; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

HUTCHISON, WILLIAM, Petitioner and his attorney Hazen Brown were duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #47. Assessor gave testimony. After discussion, Comm Bauer moved to continue this hearing for further review; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

ALLEN, MARTHA, Petitioner, was duly sworn and gave testimony. Mrs. Allen introduced a complete market analysis into evidence and it was market Plaintiff's exhibit #6. Standard packet was entered into evidence and marked Assessor's exhibit #48. Assessor gave testimony. After discussion, Comm Maynes moved to deny the petition for parcel 1D561115400037; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Comm Bauer moved to deny the petition for parcel 1D561115400060; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

BOYD, THURL AND CONNIE, Petitioners, were duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #49. Assessor gave testimony. After discussion, Comm Maynes moved to deny this petition on the basis that it was assessed lawfully; seconded by COMM Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

BLACK, JERRY AND BETTY, Petitioners, were not present. Petition was read. Standard packet was entered into evidence and marked Assessor's exhibit #50. Assessor gave testimony. After discussion, Comm Maynes moved to deny the petition for parcel 1A561126400006; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Comm Bauer then moved to deny the petition for parcel 1A561126238005; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

MIDWEST LTD., Petitioner represented by Ed Novotny, who was duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #51. Assessor gave testimony. Land map was re-introduced into evidence and marked Assessor's exhibit #52. After discussion, Comm Maynes moved to deny the petition for parcel 1A561124410001 on the basis that it had been assessed lawfully, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Comm Maynes moved to deny the petition for parcel 1A561126200005 on the basis that it had been assessed lawfully, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; Motion carried. Comm Maynes moved to deny the petition for parcel 1A561126242009 on the basis that it had been assessed lawfully, seconded by Comm Bauer. Bauer, aye; Colbert,

aye; Maynes, aye; motion carried. Comm Bauer moved to deny the petition on parcel 1A56112330101'2 on the basis that it had been assessed lawfully, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Comm Bauer moved to deny the petition on parcel 1DF561109200006 on the basis that it had been assessed lawfully; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Comm Bauer moved to deny the petition on parcel 4FX533106400010 on the basis that it had been assessed lawfully, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

SUNRISE INV., Petitioner represented by Ed Novotny, who was duly sworn and gave testimony. Standard packet was entered into evidence and was marked Assessor's exhibit #53. Assessor gave testimony.

Description of neighborhoods was reintroduced into evidence and marked Assessor's, exhibit #54. After discussion, Comm Bauer moved to adjust the valuation down 10% on parcel 1DF561104300008-I; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Comm Bauer moved to adjust the value of parcel IDF561104300008; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Comm Maynes moved to deny the petition on parcel 4D535916200024 on the basis that it was assessed lawfully; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

BLACK, JERRY, Petitioner, was duly sworn and gave testimony. Mr. Black's petition had already been read and he was not present. The Board allowed to hear his testimony. Assessor also gave testimony. After discussion, Comm

Bauer moved to deny this petition on parcel 1A561126400006 on the basis that it was assessed lawfully; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Comm Maynes moved to deny the petition on parcel 1A561126238005 on the basis that it had been assessed lawfully; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

DENTON STORE, Petitioner, was represented by James Lambert who was duly sworn and gave testimony. Standard packet was entered into evidence and was marked Assessor's exhibit #55. Assessor gave testimony. After discussion, Comm Maynes moved to reduce the value of this property to \$2000 per acre, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

HOPPERTON, KENNETH AND MARY, Petitioners, were not present for this hearing. Petition read. Standard packet was entered into evidence and was marked Assessor's exhibit #56. Assessor gave testimony. After discussion, Comm Maynes moved to deny the petition for parcel 6A560528305007 on the basis that it had been assessed lawfully, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Comm Bauer moved to deny the petition for parcels 6A560528401003 & 6A560528100012 on the basis that they were assessed lawfully, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

HOFFMAN, WESLEY, Petitioner, and his brother Vernon Hoffman and his sister, Kathie Ledford, owners of adjoining land, were duly sworn and gave testimony. Standard packet was entered into evidence and was marked Assessor's Exhibit #57. Assessor gave testimony. Two maps showing this property were entered into evidence and marked Assessor's exhibit #58. After discussion, Comm Bauer moved to reduce value and assess all property described in this petition, Vernon Hoffman's Petition and Kathie Ledford's petition at 2500 per acre; seconded by Comm Maynes. Bauer, aye; Maynes, aye; Colbert, aye; motion carried.

LEE, BERNICE (WHEELER), Petitioner, was duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #59. Assessor gave testimony. After discussion, Comm Bauer moved to continue this hearing to check on the ditch, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

At this time, Comm Bauer moved to continue this Board of Equalization on July 22, 1987 at 8:00 a.m., seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

## **Minutes 07/22/1987 Board of Equalization**

Proceedings of the Board of Commissioners of Montezuma County, Colorado sitting as a Board of Equalization meeting at the Courthouse in Cortez, Colorado, July 22, 1987 at 8:00 a.m. with the following members present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAUER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONER

BOB SLOUGH, ATTORNEY

JEAN DE GRAFF, CLERK

ROBERT N. CRUZAN, ASSESSOR

JIM SNOW, APPRAISER

ANDREA ETHINGTON, APPRAISER

BURCHER, PAUL, Petitioner, was duly sworn and gave testimony. Mr. Burcher introduced a disclosure statement for evidence which was marked Plaintiff's exhibit #1A. Standard packet was entered into evidence and marked Assessor's exhibit #60. Assessor gave testimony. After discussion, Comm Bauer moved to deny this petition on the basis that the property was assessed lawfully, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

HODGES, VICTOR, Petitioner, was duly sworn and gave testimony. Standard packet was entered into evidence and marked as Assessor's exhibit #61. Assessor gave testimony. After discussion, Comm Maynes moved to deny this petition on the basis that the property was assessed lawfully, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

ZIEGLER, PAT (BROWN), and Paul. Brown were duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #62. Assessor gave testimony. After discussion, Comm Maynes moved to reduce the value of the land 10,000 and increase the value of the structure 10,000., seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

SOUTHWEST COLORADO BEAN PRODUCERS, Petitioner, represented by Wayne Magness and Bill Kvasnicka who were duly sworn, gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #63. Assessor gave testimony. After discussion, Comm Maynes moved to continue this hearing for further review, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

POWERS, DAVID, Petitioner, was duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #64. Assessor gave testimony. After discussion, Comm Maynes moved to deny this petition on the basis that the property was assessed lawfully, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

GREGORY, N. W., Petitioner, was duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #65. Assessor gave testimony. After discussion, Comm Maynes moved to deny this petition on the basis that the property was assessed lawfully, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

RASMUSSEN, MICHAEL AND SHIRLEY, Petitioners, were duly sworn and gave testimony. Mr. Rasmussen introduced photos into evidence which were marked Plaintiff's exhibit #2A and he also submitted his written points of contention into evidence and it was marked Plaintiff's exhibit #3A. Standard packet entered into evidence and marked Assessor's exhibit #66. Assessor gave testimony. After discussion, Comm Bauer moved to reduce the value of the structure by 4000 to 61,000; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

TULLY, WAYNE AND GENTRY, ZELPHA, Petitioners, were not present. Petition read. Standard packet was entered into evidence and marked Assessor's exhibit #56. Assessor gave testimony. After discussion, Comm Maynes moved to deny this petition on the basis that it was assessed lawfully; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

P.E.R.A. - HARKNESS, INC., Petitioner, was not represented at this hearing. Petition was read. Standard packet entered into evidence and marked Assessor's exhibit #68. Assessor gave testimony. Comm Bauer moved to deny this petition

on the basis that it was assessed lawfully; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

RIFFEL, JAKE AND ROMA, Petitioners, were not present. A letter from Mr. and Mrs. Riffel was read. Standard packet was entered into evidence and marked Assessor's exhibit #69. Assessor gave testimony. After discussion Comm Bauer moved to deny petition for parcel 6A560528302 on the basis that it was assessed lawfully; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Comm Maynes moved to deny the petition for parcel 6A560528300015 on the basis that it was assessed lawfully; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Comm Bauer moved to deny the petition on parcel 6A560528305010 on the basis that it was assessed lawfully; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

SPENCER, OLEN, Petitioner, was not present. Petition read. Standard packet was entered into evidence and marked Assessor's exhibit #70. Assessor gave testimony. After discussion, Comm Maynes moved to deny this petition on the basis that the property had been assessed lawfully, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

FIRST INTERSTATE BANK, DENVER, Petitioner, was not represented. Petition read. Standard packet was entered into evidence and marked Assessor's exhibit #71. Assessor gave testimony. After discussion, Comm Maynes moved to deny the petition on parcel 1A561126248007 on the basis that it was assessed lawfully; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Comm Maynes moved to deny the petition on parcel 1A561126247004 on the basis that it was assessed lawfully, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. ANDERSON TRUST, Petitioner was not represented. Petition read. Standard packet entered into evidence and marked Assessor's exhibit #72. Assessor gave testimony. After discussion, Comm Bauer moved to deny this petition on the basis that the property was assessed lawfully; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

DILLON REAL ESTATE CO., Petitioner, was not represented. Petition read. Standard packet was entered into evidence and marked Assessor's exhibit #73. Assessor gave testimony. After discussion, Comm Maynes moved to deny this petition for land and structure on the basis that it was assessed lawfully; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

JULIAN, JACK. Petitioner, was not present For this hearing. Petition read. Standard packet was entered into evidence and marked Assessor's exhibit #74. Assessor gave testimony. After discussion, Comm Bauer moved to deny this petition on six parcels on the basis that the property was assessed lawfully; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

PHILLIPS, BYRON, Petitioner, was duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #75. Assessor gave testimony. After discussion, Comm Maynes moved to continue this hearing until July 30th, 1987, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

BREWER, STANLEY, Petitioner, was not present. Petition read. Standard packet was entered into evidence and marked Assessor's exhibit #76. Assessor gave testimony. After discussion, Comm Bauer moved to continue this hearing for further review until July 30, 1987, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

CARPENTER, ELIZABETH, Petitioner, was not present for this hearing. Petition read. Standard packet was entered into evidence and marked Assessor's exhibit #77. Assessor gave testimony. After discussion, Comm Bauer moved to deny this petition on the basis that the property was assessed lawfully; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

THOMASON, B. J., Petitioner, was not present for this hearing. Petition was read. Standard packet was entered into evidence and marked Assessor's exhibit #78. Assessor gave testimony. After discussion, Comm Bauer moved to deny this

petition on the basis that the property was assessed lawfully; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Manes, aye; motion carried.

THRAILKILL, LELAND, Petitioner, was not present for this hearing. Petition read. Standard packet was entered into evidence and marked Assessor's exhibit #79. Assessor gave testimony. After discussion, Comm Maynes moved to deny this petition on the basis that the property was assessed lawfully; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

ARRIOLA BALL CLUB, Petitioner, was represented by James Newby, Bernie Havran, Bill Kvasnicka and Chan Chaffin who were duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #80. Assessor gave testimony. After discussion, Comm Maynes moved to adjust the value to 5000 per acre; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

HAMPSON, ARNOLD, Petitioner, was duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #81. Assessor gave testimony. After discussion, Comm Bauer moved to continue this hearing until July 30th, 1987; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

AT THIS TIME, The Board of Equalization recessed to convene as a Board of Commissioners. Comm Maynes moved to send a letter of support to encourage further education; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

THE BOARD OF COMMISSIONERS THEN RE-CONVENED AS A BOARD OF EQUALIZATION.

MOORE, PHIL, Petitioner, was duly sworn and gave testimony. Mr. Moore submitted into evidence a land appraisal report, marked Plaintiff's exhibit #4A and also submitted into evidence photos marked Plaintiff's exhibit #5A. Standard packet was entered into evidence and marked Assessor's exhibit #82. Assessor gave testimony. After discussion, Comm Bauer moved to continue this hearing to until July 30, 1987 for further review; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

AT THIS TIME, THE BOARD OF EQUALIZATION RECESSED UNTIL MONDAY, JULY 27TH, 1987.

**Minutes 07/27/1987 Regular**

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO )  
 ) s.s.  
COUNTY OF MONTEZUMA )

At a regular meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 27th day of July, 1987 A. D., there were present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAUER, COMMISSIONER

AUG 4 1987

ROBERT L. MAYNES, COMMISSIONER

BOB SLOUGH, ATTORNEY TO THE COMMISSIONERS

THOMAS J. WEAVER, ADMINISTRATOR

BETTY DAVIS, DEPUTY COUNTY CLERK

MINUTES: of the previous regular meeting held on Monday, July 20, 1987 were read. Comm Maynes moved to approve the minutes as read, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE: was read and contents noted. A meeting will be scheduled with Gale Greenlee, Accountant, to discuss the financial statements and accountants reports prepared by Mr. Greenlee. A lease from Celsius Energy was discussed, and it was decided to contact adjoining landowners for their desires concerning the lease. The County portion of lands the company wants to lease is approximately 80 acres. A notice was received from the State of Colorado for a refund of \$770.00 on predator control. This money will be deposited into the Sheepman's account.

NOTICE OF INTENT TO SUE: A summons was served on Comm Bauer last Friday from Johnnie and Della Fransisco vs. Montezuma County Commissioners, regarding real estate.

WEATHERIZATION: Sue Fletcher appeared before the Board to discuss emergency funding for damage done by the storm last Tuesday in Mancos that did extensive damage to several homes. Ms. Fletcher has applied for emergency funding, and asked the Commissioners if they would consent to giving administrative money to her department, if needed. The Commissioners will check into it. She reported \$982.00 can be reimbursed to the County from the State on commodities. Ms. Fletcher informed the Board that a computer could be purchased reasonably through State bid, and could be purchased with the reimbursement money from the State. She could keep more accurate records with a computer. The Commissioners gave her permission to check further.

ROAD DEPARTMENT: Sup Roberts reported on road conditions. Co Rd 32 will be watered and bladed today. Co Rd P is reported to be in bad shape, but the road crews haven't been able to get to that road as of yet. Sup Roberts told the Board that he had talked to a representative of the County insurance company concerning the roof on the Mancos shop that was blown off during Tuesday's storm. The insurance will cover cost of replacement, but will not pay for any liability incurred when the roof hit another building. The Community Center in Dolores was discussed concerning the parking area around the center. Sup Roberts spoke to a representative of Mountain Gravel. There seems to be confusion about the job responsibilities. The Commissioners will talk to them and try to clarify the situation. Dust Guard on Co Rd M was applied by spotting. They used two loads of magnesium chloride. The idea of using a loader in the gravel pits in place of a cat was discussed. County crew swept the airport runways, as they had a lot of loose gravel on them. Cal Rickle requested permission to rent from the County a chip spreader and broom. The Commissioners gave permission to rent the equipment to Mr. Rickle. The possibility of an ordinance concerning speed limits on county roads was discussed. A public hearing will have to be held.

PLANNING: Resolution #P-38-87 was presented whereby Ben Shaw would be granted a variance to the subdivision regulations to give an adjoining landowner a 60 foot strip of land from 10 acres in Section 7, T36N, R13W. Comm Maynes moved to adopt this resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. Resolution #P-39-87 was presented whereby Paul and Vivian Wright and Tracey and Jerry DeFrenchy would be granted a variance to

the subdivision regulations to separate 36.24 acres into three parcels in Section 5, T35, R13W. Comm Bauer moved to adopt the resolution, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried. Several requests for variances to the subdivision regulations were presented as follows: Joe Brunner to separate house and 3 acres from 280 acres. Verbal approval given. Joe Brunner to separate a 5-10 acre tract from 280 acres to give to his son. Verbal approval given. Hollub Farms to separate a 20 acre parcel from 1,376 acres. Verbal approval given.

BOARD OF SOCIAL SERVICES: was conducted.

ADJOURNED: at 12:00 p. m. to continue at 1:30 p.m. as a Board of Equalization.

CLERK CHAIRMAN

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## **Minutes 07/27/1987 Board of Equalization**

Proceedings of the Board of County Commissioner, Montezuma County, Colorado, reconvening as a Board of Equalization at the Courthouse, Cortez, Colorado on Monday, 1:30 p.m., July 27th, 1987 with the following Present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAYER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONER

BOB SLOUGH, ATTORNEY

JEAN DE GRAFF, CLERK

ROBERT N. CRUZAN, ASSESSOR

ANDREA ETHINGTON, APPRAISER

JIM SNOW, APPRAISER

FLEMING, THOMAS, Petitioner, was duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #83. Assessor gave testimony. After discussion, Comm Maynes moved to deny this petition as the property was assessed lawfully; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

EVERETT/HARALSON, Petitioners, were represented by Wil Hendrickson who was duly sworn and gave testimony. Mr. Hendrickson had a list of questions which he proceeded to ask the Board. Attorney Slough and the Board reviewed the list and stated that the questions weren't pertinent to the Board of Equalization. This list was entered into evidence and marked Plaintiff's exhibit A. Standard packet was entered into evidence and marked Assessor's exhibit #84. The colored land map was entered into evidence and marked Assessor's exhibit #85. Assessor gave testimony. After discussion, Comm Bauer moved to deny this petition as the property had been assessed lawfully; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

HARP, CLEO J., Petitioner, was not present. Petition read. Standard Packet was entered into evidence and marked Assessor's exhibit #86. Assessor gave testimony. After discussion, Comm Maynes moved to adjust the value on this property to a total of 86970; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

HICKEN, DONALD, % of Betty Joy Ross, Petitioners, were not present for this hearing. Standard packet was entered into evidence and marked Assessor's exhibit #87. Assessor gave testimony and recommended adjustment. After discussion, Comm Bauer, moved to adjust the value of the land to 10090 and the improvements to 14060, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

REDD, TOM, Petitioner, was not present for this hearing. Standard Packet was entered into evidence and marked Assessor's exhibit #88. Assessor gave testimony and recommended an adjustment of value of personal property. After discussion, Comm Maynes moved to adjust the value of personal property to 30200; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

KOTARSKI, RON, Petitioner, was duly sworn and gave testimony. This hearing had been scheduled at an earlier date and was heard not knowing that Mr. Kotarski had rescheduled. Comm Bauer moved to rescind the previous motion of denial, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Standard packet was entered into evidence and marked Assessor's exhibit #89. Assessor gave testimony. A copy of the protective covenants was introduced into evidence and marked Plaintiff's exhibit B. After discussion, Comm Bauer moved to continue this hearing for further review until July 30th, 1987; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

ALLEN, GARY, Petitioner, was duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #90. Assessor gave testimony. After discussion, Comm Maynes moved to adjust the improvements down to 44140; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

KENNEDY, MERRILL, Petitioner, was duly sworn and gave testimony. Standard packet was entered into evidence and marked Assessor's exhibit #91. Assessor gave testimony. After discussion, Comm Bauer moved to continue this hearing

for further review until July 30, 1987 seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

HERNDON, CHARLES K., Petitioner, was duly sworn. It was noted for the record that Mr. Herndon had not filed his petition within the proper time. Standard packet was entered into evidence and marked Assessor's exhibit #92. Assessor gave testimony. After discussion Comm Maynes moved to deny the petition on this property as it was assessed lawfully; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

At this time Assessor Cruzan presented the estimated 1987 assessed valuation of Montezuma County as follows;

1	Real Property a	\$ 87,008,169
2	Personal Property	30,021,145
3	Mobile Homes	3,906,604
5	Severed Mineral Interests	333,799
6	Public Utilities	15,967,500
7	Oil & Gas Production	78,032,363

Estimated Total Assessed Valuation 215,269,680

Comm Bauer moved to continue as a Board of Equalization until Thursday, July 30th, 1987, at 9:00 a. m., seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

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## **Minutes 07/30/1987 Board of Equalization**

Proceedings of the board of County Commissioners of Montezuma County, sitting as a Board of Equalization in continued session, meeting at the Courthouse, Cortez, Colorado on Thursday, July 30, 1987 with the following present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAUER, COMMISSIONER, ABSENT IN A.M., PRESENT IN P.M.

ROBERT L. MAYNES, COMMISSIONER

BOB SLOUGH, ATTORNEY

JEAN DE GRAFF, CLERK

ROBERT N. CRUZAN, ASSESSOR

ANDREA ETHINGTON, APPRAISER

JIM SNOW, APPRAISER

The following are continued hearings. The petitioners had met with the Board on previous dates and their hearings had been continued for further review or inspections.

PLEASANT VIEW BEAN GROWERS, Petitioners, represented by Yvonne Gilliland, Bill Watson and Clay Hollen who were duly sworn and gave testimony. After discussion, Comm Maynes moved to adjust the total actual value on parcel 1W0507331300021/22 to 85170 seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried.

SOUTHWEST BEAN PRODUCERS, Petitioners, were represented by Wayne Magness and Bill Kvasnicka who were duly sworn and gave testimony. After discussion, Comm Maynes moved to adjust the total actual value on parcel. 1N0534126300116 to 212,040; seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried.

BREWER, STANLEY, Petitioner, was duly sworn and gave continued testimony. After discussion, Comm Maynes moved to adjust the total actual of parcel 1A561135200012 to 66810 seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried.

RICH, MARGARET, Petitioner, was duly sworn. After discussion, Comm Maynes moved to adjust the total actual value of parcel 1A561124100001 to 38830, seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried.

NIELSON'S INC., Petitioner, was represented by Louis Mackel and duly sworn. After discussion, Comm Maynes moved to adjust the total actual of parcel 1C563705200001-K2 to 858800; seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried.

NIELSON'S INC., Petitioner, was represented by Louis Mackel. After discussion, Comm Maynes moved to deny the petition on parcel 1C56371710006411, seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried.

GOODWIN, VICTOR, Petitioner, was duly sworn. After discussion, Comm Maynes moved to adjust the total actual value on parcel 1C563708100001 to 98680, seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried.

LEE, BERNICE (WHEELER), Petitioner, was duly sworn. After discussion, Comm Maynes moved to adjust the total actual value on parcel 1A561125200002 to 73180, seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried.

HAMPSON, ARNOLD, Petitioner, was duly sworn. After discussion, Comm Maynes moved to adjust the total actual value of parcel 1A561124407003 to 115090, seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried.

HUTCHISON, WILLIAM, Petitioner, and his attorney Hazen Brown, were duly sworn. After discussion Comm Maynes moved to adjust the total actual value of parcel 1A561124418001 to 82120, seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried.

HANSON, DEAN, Petitioner, was duly sworn. After discussion Comm Maynes moved to adjust the actual value on parcel 4FX507936200012I to 21540, seconded by Comm Colbert. Colbert, aye, Maynes, aye; motion carried. After discussion, Comm Maynes moved to adjust the total actual value of parcel 1A561126222011 to 59920, seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried.

PHILLIPS, BYRON, Petitioner, was duly sworn. After discussion, Comm Maynes moved to adjust the total actual value of parcel iD56.1115300014 to 34040, seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried.

FLAUGH, WILLMA, Petitioner, was duly sworn. After discussion, Comm Maynes moved to adjust the total actual value on parcel 1D561124117003 to 6130 and on parcel 1A561124401004 to 1190, seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried. The petition on parcel 1A561124401001 had been denied at meeting of the Board of Equalization 7-21-87.

Commissioner Bauer was present for the rest of the meeting.

MARLMAN, DONALD, Petitioner, was not present. After discussion, Comm Maynes moved to adjust the total actual value of parcel 6B564909201003 to 7590; seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

MOORE, PHIL, Petitioner, was not present. After discussion, Comm Bauer moved to adjust the total actual value of parcel 1D563715100016 to 46970, seconded by Comm Maynes; Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

ALLEN, GARY, Petitioner, was not present. After discussion, Comm Bauer moved to adjust the total actual value of parcel 4FW536130400003, seconded by Comm Maynes; Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

ALSOBROOK, RAY, Petitioner, was not present. After discussion, Comm Maynes moved to adjust the total actual value of parcel 1A561126203008 to 58320; seconded by Comm Bauer; Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

MURPHY, RAYMOND, Petitioner, was not present. After discussion, Comm Bauer moved to deny the petition on parcel. 1D561101400029; seconded by Comm Maynes; Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

KOTARSKI, RON, Petitioner, was not present. After discussion, Comm Maynes moved to adjust the total actual value on parcel 4F535912300022 to 81080; seconded by Comm Bauer; Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

KENNEDY, MERRILL, Petitioner, was not present. After discussion, Comm Maynes moved to adjust the total actual value on parcel 1D561115300017 to 98340; seconded by Comm Bauer; Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

USERY, RAYMOND, Petitioner, was not present. After discussion, Comm Bauer moved to adjust the total actual value on parcel 1A561135200030 to 78570; seconded by Comm Maynes; Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

ANDERSON, ALGOT H., Petitioner was not present but a letter from Mr. Anderson was read into the record. This petition was heard on July 22, 1987 and had been denied but due to poor mail service, the Anderson's didn't receive the notice until late. Original protest was on three mobile homes but they also protested the value of a residence. That parcel had already been adjusted by the Assessor. After discussion, Comm Maynes moved to re-affirm the original denial of petition on parcels 1A561126205003 CO11, CO26 & CO27; seconded by Comm Bauer; Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

MC KEE, LYLE, Petitioner, was not present. After discussion, Comm Bauer moved to adjust the total actual value of parcel 1A561126323001 to 33160; seconded by Comm Maynes; Bauer, aye; Colbert, aye.; Maynes, aye; motion carried.

BRUBAKER EQUIP was under assessed due to computer error. Comm Bauer moved to adjust the total actual value to 50715; seconded by Comm Maynes; Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

DAVES, DICK, although not a petitioner, had asked the Board to review as to why his property value had been raised twice. Assessor Cruzan explained that the value was corrected after an earlier error and then re-assessed. Comm Bauer moved to have a letter of explanation written to Mr. Daves; seconded by Comm Maynes; Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

HECK, LYLE had refused to allow an appraiser to enter his home for appraisal. As per state regulations, the property was over assessed but then the house was sold to Mr. Kyrkendall who also refuses to allow an appraiser in the house.

Comm Bauer moved to leave the actual value as is; seconded by Comm Maynes; Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

WAREHOUSES were discussed. Comm Bauer moved to adjust values on improvement on the following facilities: Duncan & Sons (two warehouses); Midland Bean; Jes and Betty Lancaster, three warehouses.

Motion seconded by Comm Maynes; Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

Comm Bauer moved to adjourn the Board of Equalization, Montezuma County, as of 5:00 p.m., July 31st, 1987; seconded by Comm Maynes; Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Board so adjourned.

CLERK CHAIRMAN

Online Copy

**Minutes 08/04/1987 Regular**

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO

s. s.

COUNTY OF MONTEZUMA

At a regular meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Tuesday, the 4th day of August, A.D. 1987, there were present:

THOMAS K. COLBERT, CHAIRMAN

W.C. BAUER, COMMISSIONER

ROBERT MAYNES, COMMISSIONER

AUG 10 1987

BOB SLOUGH, ATTORNEY

JEAN DE GRAFF, CLERK

THOMAS J. WEAVER, ADMINISTRATOR

MINUTES of the previous regular meeting held Monday, July 27, 1987 were read. Comm Bauer moved to approve these minutes, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. Veteran Officer's report for July was received. A letter was received from Attorney Kent Williamson stating that his client, Mr. Whitley, was not satisfied with the Board's decision on the County Road map concerning Co. Rd. W. After discussion, Comm Bauer moved to change the classification on Road W from non-maintained road to a maintained road as is similar to other, county roads. Motion seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

PAYROLL: General fund warrants #3779 to 3880 and 3880 in the amount of \$144,559.75 and Road fund warrants #3881 to 3932 and 2180 in the amount of \$82,118.02 were approved.

COUNTY AUDITOR Gale Greenlee presented the 1986 audit which he reviewed with the Board.

PLANNING: Planning resolution #40-87 was presented whereby Richard Rising would be granted a variance to the subdivision regulations to separate 40 acres into two 20 acre tracts in Section 35, T38N, R15W. Comm Maynes moved to adopt this resolution, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

Planning resolution #18-87 was presented whereby Kelly Wilson would be granted a variance to the subdivision regulations to separate 12 acres from 47 acres in Section 28, T36N, R15W. Comm Maynes moved to adopt this resolution, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

Planning resolution #P41-87 was presented whereby Garcia Ranches would be granted a variance to the subdivision regulations to separate 6.88 acres from 329 acres in Section 6, T35N, R13W. Comm Maynes moved to adopt this resolution, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Requests for a variance was received from Stella Kell to separate 10 or 15 acres and was given tentative approval.

ADMINISTRATOR Tom Weaver discussed a need to a plan for disposing of hazardous waste in an emergency situation. A letter was written to Irene Stacer stating that the cost of one mile of paving on Road 32 would be \$20,161.

BOARD OF SOCIAL SERVICE was conducted.

ROAD DEPARTMENT Supervisor Kyle Roberts reported that many roads had been bladed last week. Other road matters were discussed.

ADJOURNED at 2:30 p. m.

CLERK CHAIRMAN

SEAL

## Minutes 08/10/1987 Regular

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO

s.s.

AUG 17 1987

COUNTY OF MONTEZUMA

At a regular meeting of the Board of County of Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 10th day of August, A.D. 1987, there were present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAUER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONER, ABSENT A.M., PRESENT P.M.

BOB SLOUGH, ATTORNEY

JEAN DE GRAFF, CLERK

THOMAS J. WEAVER, ADMINISTRATOR

MINUTES of the previous regular meeting held Tuesday, August 4, 1987 were read. Comm Bauer move to approve these minutes, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. Sheriff's and Clerk's reports for the month of July were received. A letter was received from residents of County N thanking them for dust guard on their road.

ACCOUNTS PAYABLE: General Fund warrants #4559 - #4762 in the amount of \$86,237.53, and Road Fund warrants #2187 - #2235 in the amount of \$167,644.22 were approved and ordered paid.

DOLORES COUNTY COMMISSIONERS, Robert Fury, Myron Jones, Renay Neely and their Administrator Wayne Magness, discussed the proposed basic food service inspection which would be done twice a year. A contract was presented and reviewed. After discussion, Comm Bauer moved to enter into the contract with Dolores County for the Montezuma County Health Dept. to do two inspection a year at a cost of \$1200.00 annually; said contract to be negotiated each year. Motion seconded by Comm Colbert. Bauer, aye; Colbert, aye; motion carried.

FAIRGROUNDS: Judy Lichliter reported that several cars at the fair had blocked the entrance to the handicap parking areas. She thought that maybe more publicity and better signs would help keep these areas open. Adm Weaver and Manager Click will inspect and recommend corrections.

ECONOMIC DEVELOPMENT ADMINISTRATOR, Gary Shaw discussed the revolving loan funds. The State wants documentation of how delinquent loans are handled and a policy needs to be established. Mr. Shaw stated that the Regional. Committee needs two board members and he would like to have two alternates appointed. The Board suggested that he present a written recommendation to be reviewed by the Board next week.

PLANNING resolution #P42-87 was presented whereby John D. Nolan would be granted a variance to the subdivision regulations to separate 12 acres into two tracts, 4.22 acres and 7.78 acres in Section 19, T37N, R16W. Comm Bauer moved to adopt this resolution, seconded by Comm Colbert. Bauer, aye; Colbert, aye; motion carried.

ROAD DEPARTMENT Supervisor Kyle Roberts reported that work on Kelly Hill would begin soon. A small dozer has been rented for use on this project. Also, the school bus turnaround has been fixed on Road 24. Comm Bauer reported that he had had several complaints on Road 29 at Simon Draw as they felt it was dangerous. Board will inspect this afternoon.

BOARD OF SOCIAL SERVICE conducted.

EMERGENCY PREPAREDNESS: A local planning committee for Hazardous Waste Handling must be appointed by August 17th. Based on the recommendations of Adm. Weaver, Comm Bauer moved to appoint Paul Grant, Ron Hendren, Sue Windengle, Dennis Beaty, Jack Click, Chuck Melvin, Neil Parker and Walter Sandburg. Motion seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.  
ADJOURNED at 2:30 p. m.  
CLERK           CHAIRMAN

Online Copy

**Minutes 08/17/1987 Regular**

Proceedings of the Board of Commissioners of Montezuma County Colorado.

STATE OF COLORADO

s. s.

COUNTY OF MONTEZUMA

At a meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 17th day of August, A. D. 1987, there were present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAUER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONER

AUG 25 1987

BOB SLOUGH, ATTORNEY

JEAN DE GRAFF, CLERK

THOMAS J. WEAVER, ADMINISTRATOR

MINUTES of the previous regular meeting held Monday, August 10, 1987, were read. Comm Maynes moved to approve these minutes, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. Treasurer's report for July was received.

PLANNING resolution #P43-87 was presented whereby Theodore and Paula Stearman would be granted a variance to the subdivision regulations to separate 40 acres into two 20 acre tracts in Section 35, T38N, R15W. Comm Maynes moved to adopt this resolution, seconded by Comm Bauer; Bauer, aye; Colbert, aye, Maynes, aye; motion carried. Planning resolution #P44-87 was presented whereby Steven and Gayle Crask would be granted a variance to the subdivision regulations to split 25.58 acres into one 19.59 acre tract and one .599 acre tract in Section 18, T37N, R16W. Comm Bauer moved to adopt this resolution, seconded by Comm Maynes; Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Planning resolution #P45-87 was presented whereby Hollub Farms would be granted a variance to the subdivision regulations to sell, 20 acres in Section 35, T36N, R14W. Comm Maynes moved to adopt this resolution, seconded by Comm Bauer; Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Verbal requests for variances were presented as follows: William Cole to split 21 acres; tentative approval given; Jerry Hall to separate a 10 acre tract and a 2(0 acre tract, tentative approval given and Bruce McClaws to separate 2+ acres; tentative approval given.

LIQUOR LICENSE: Application for renewal of a 3.2% beer, off premise, license for Mesa Verde Point Kampark was presented. Sheriff Shetler reported no problems with this outlet. Comm Maynes moved to approve this application, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Application for corporate structure change and renewal of a 3.2% off premise beer license was presented from ARA Mesa Verde. Sheriff Shetler reported no problems with this outlet. Comm Maynes moved to approve this application, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

ROAD DEPARTMENT Supervisor, Kyle Roberts reported on the Kelly Hill project. An unknown water source had caused the road to slip. They are now putting drainage fabric and clean fill to hold the road. Concerning the Dolores Community Center parking lot, Mountain Gravel needs to state what work they will donate and what will be charged to the County. Dolores cemetery road was also discussed.

INSURANCE: Jim Engle, a Blue Cross/Blue Shield representative, reported that if the Commissioners would like to, a change could be made so that people 6 years of age or older, with possibly 20 years of service with the County, could take an earlier retirement and still pay for their medical coverage through the county until they reach 65 and could go on medicare. There would be no additional cost to the County.

ADJOURNED at noon.

CLERK CHAIRMAN

SEAL

## **Minutes 08/24/1987 Regular**

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO

s.s.

COUNTY OF MONTEZUMA

At a regular meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 24th day of August, A.D. 1987, there were present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAUER, COMMISSIONER

SEP 8 1987

ROBERT L. MAYNES, COMMISSIONER

JEAN DE GRAFF, CLERK

BOB SLOUGH, ATTORNEY

THOMAS J. WEAVER, ADMINISTRATOR

MINUTES of the previous regular meeting held Monday, August 17, 1987 were read. Comm Maynes moved to approve these minutes, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. Oil and Gas lease renewal check was received from Texaco in the amount of \$80.00.

ASSESSOR Cruzan and Deputy Jim Snow, accompanied by Gary Combrink representing Independent Computer Service, requested and received approval to purchase a personal computer in the amount of \$2550.00 from ICS. The money is available in the Assessor's capitol outlay budget. The installation of a 220 electrical line was discussed to be used for a surge protector. Tabled.

HEALTH Nurse Carole Allen and Sanitarians John Allar and Diana Fahrion and Fairground Manager Jack Click discussed the concession at the Race Track. It is not licensed as there is no water. Chemical toilets are used. Mr. Allar stated that a letter had been written to the Racing Assoc in May stating that the temporary permits had been extended and something had to be done to correct the situation. Mrs. Fahrion also stated that she thought the bleachers were dangerous. The Board stated that they would meet with Jim Rodd of the Racing Assoc later this a.m. and that they should return at that time. Mrs. Allen and Mr. Allar also discussed the prairie dog and plague problem. They stated that fleas should be eliminated first then the dogs. Mr. Allar is on top of this problem and showed a map indicating what areas of the County they have been dusting and testing. Public awareness is important.

PLANNING resolution #P46-87 was presented whereby A. C. Tompkins would be granted a variance to the subdivision regulations to separate 4.16 acres from 19.95 acres in Section 11, T36N, R15W. Comm Maynes moved to adopt this resolution, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Planning resolution #P47-87 was presented whereby Felicite Forest would be granted a variance to the subdivision regulations to separate 4 acres from 228 acres in Section 7, T35N, R16W. Comm Maynes moved to adopt this resolution, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Planning resolution #P48-87 was presented whereby Stella Kell would be granted a variance to the subdivision regulation to separate 27.39 acres into two parcels; 14.758 acres and 12.534 acres in Section 16, T35N, R16W. Comm Bauer moved to adopt this resolution, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Requests for variances were as follows: Thelma Tate to split eight acres; referred to the Planning Commission after having been inspected by the Board. Tom Martin to separate 10 acres; tentative approval.

MOTOR SPORTS: Jimmy Rodd of the Racing Assoc. discussed sanitation problems at the fairgrounds. He stated that there would be just one more performance this year and if allowed to conduct that performance, would guarantee that: the necessary work would be done before next spring. This work would included permanent toilet facilities including hand sinks and a three compartment: sink installed at the concession stand along with a hand sink. The Commissioners will check on installing a water line to the race track. After discussion, Sanitari.ans Allar and Fahrion, Manager Click and the Board agreed to allow the final performance based on Mr. Rodd's guarantee. An engineer is checking the

bleacher and will report to the Board next week. Mr. Rodd stated that the bleachers would be safe after the end brackets were removed.

ADMINISTRATION: Mr. Weaver stated that the figures are being obtained on the possible addition to the coliseum. He recommended that County owned vehicles should not be driven home but should be left on the County parking lot. There would be some exceptions. The Board requested that Mr. Weaver make a list of the exceptions and report back in two weeks. Mr. Weaver reported that a ruling had been made by the Attorney General that lottery monies could be sent to recreation districts. The Board requested that a letter be written to the Recreation District asking that Channel 9, Denver, be retained. Fugitive dust problem and District Attorney salary increase was discussed. A memo of understanding was sent to United Search and Rescue concerning insurance, etc. Mr. Weaver also reported that the Sheriff's Department is issuing summons on speeding violations on County roads.

INSPECTIONS: The Board had lunch with the Mancos Town Council and discussed the land fill. They also visited with the Forest Service District Ranger at Mancos and inspected their gravel pit. The Kelly Hill project was also inspected.

BOARD OF SOCIAL SERVICES conducted.

ADJOURNED at 4:30 p.m.

CLERK           CHAIRMAN

SEAL

Online Copy

## Minutes 09/08/1987 Regular

Proceedings of the Board of Commissioners of Montezuma County, Colorado.  
STATE OF COLORADO

s.s.

COUNTY OF MONTEZUMA

At a meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado on Tuesday, the Eighth day of September, A. D., 1987, there were present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAUER, COMMISSIONER SEP 14 1987

ROBERT L. MAYNES, COMMISSIONER

BOB SLOUGH, ATTORNEY

JEAN DE GRAFF, CLERK

THOMAS J. WEAVER, ADMINISTRATOR

MINUTES of the previous regular meeting held Monday, August 24, 1987, were read and approved.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. A letter was received from Mr.

Whitney concerning County Road W. The cable is still across the County road and he doesn't want it removed. Adm. Weaver was directed to write to Mr. Whitney re-stating the County's Position. After that the cable will be removed by the Sheriff. Veteran's report for the month of August was received.

PAYROLL: General fund vouchers #3944 through 4045, 4765 & 4766 in the amount of \$153,536.81 and Road fund vouchers #3933, 3934, & 4046 through 4097 and 2237 in the amounts of \$85,106.07 were approved.

ASSESSOR Cruzan presented abatements as follows: order to remove a mobile home from the tax roll to the Treasurer; Virginia (Clawson) Harlan, 1984 and 1985, owner and location unknown, assessed value, 1080, tax, \$174.17. Motion was made by Comm Bauer, seconded by Comm Maynes to issue this order. Bauer, aye; Maynes, aye; Colbert, aye; motion carried. Refund for less than \$100 per year; James E & Rena N. Gagneaux, erroneous value; 1984,85,86; \$100.57. Comm Maynes moved to allow this refund, seconded by Comm Bauer; Bauer, aye; Maynes, aye; Colbert, aye; motion carried. Refund for less than \$100 per year; Dudley Millard dba Wall Wood, erroneous assessment, 1984, 85, 86; \$48.82. Comm Bauer moved to approve this abatement, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Refund for more than \$100; Mary Lenor McDonald, erroneous assessment; \$929.59. Motion made by Comm Maynes to allow this refund, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Assessor Cruzan explained that with the passage of House Bill 1315, abatements or refunds for less than \$100 per, person per year can be handled by the County; others must be sent to the Division of Property Taxation.

DISTRICT ATTORNEY BUDGET: Resolution #17-87 was presented whereby Line Item number 1150

(Juvenile Diversion) in the District Attorney's budget is hereby increased from \$3900.00 to \$5700.00. Comm Maynes moved to adopt this resolution, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

STEVE ARROWSMITH, resident of the West Dolores Road appeared to petition against the paving of that road as per the planned State and Forest Service Project. Mr. Arrowsmith is a resident of Dolores County where most of the paving will be done. Only three miles will be done in Montezuma County. His petition is so noted.

Commissioner Colbert left the meeting to attend a function at Towaoc.

PLANNING: Don Woods owner of the McLaughlin Meadows subdivision reported that that subdivision unknowingly had encroached on the utility easement of Empire Electric. He requested filing an amended plat. Tentative approval was given after the plat is signed by Mr. McLaughlin and utility companies. Planning resolution #P24-87 was presented whereby Tim and Terry McComb and Glen and Lovine Hanson would be granted a variance to the subdivision regulations to separate and sell .94 acres in Section 30, T39N, R17W. Comm Bauer moved to adopt this resolution

with restrictions; seconded by Comm Maynes. Bauer, aye; Maynes, aye; motion carried. Planning resolution #P49-87 was presented whereby Reed Bayles would be granted a variance to the subdivision regulations to separate 3.64 acres and house in Section 18, T36N, R14W. Comm Bauer moved to adopt this resolution, seconded by Comm Maynes. Bauer, aye; Maynes, aye; motion carried. Planning resolution #P50-87 was presented whereby Ervin and Pamela Todd would be granted a variance to the subdivision regulations to separate a 4.01 acres parcel with house and buildings in Section 30, T37N, R16W. Comm Bauer moved to adopt this resolution, seconded by Comm Maynes. Bauer, aye; Maynes, aye; motion carried. Tentative approval was given for Harold Bradley to separate 5 acres. A request for a variance made by Arthur Millard to separate three acres was tabled as it needs a 60' easement.

FAIRGROUNDS: Manager Click discussed insurance on groups or individuals using the arena. After discussion, Comm Bauer made a motion that all individuals or groups using the fairground arena facility shall provide a certificate of insurance in the minimum amount of \$450,000.00 liability. Motion seconded by Comm Maynes. Bauer, aye; Maynes, aye; motion carried. Fee schedules were discussed and tabled until this afternoon when a final copy would be presented.

STATE HIGHWAY DEPT. representatives Al Shablo, Ted Vickers and Gary Whorl discussed weed control. They are spraying eight feet on each side of the highways to eliminate mowing. They discussed various types of weeds and displayed one that is extremely noxious. Comm Colbert returned to the meeting at this time. Also discussed were hearings planned for November 13th in Grand Junction when the counties can present their list of priorities before the State Highway Board.

ADMINISTRATOR Weaver presented a list of people recommended by Gary Shaw to be appointed to the Regional RLF Revenue Board. They are David Wilson, Larry Thompson, Mary Green and alternates Shirley Korberly and Kay Hammond. Comm Bauer moved to appoint these persons, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

ROAD DEPARTMENT Supervisor Kyle Roberts reported on road work being done. Cline road was discussed. Roberts and Roach will check. Kelly Hill project is near completion. There are some problems with the new truck but nothing major. Some equipment has been rented out when it was not in use but wasn't returned when specified. The Board stated that from now on, equipment cannot be rented to be used out of County and if rented for use within the county, must be returned when specified.

FAIRGROUNDS Manager Click returned with the completed fee schedule which is as follows:

ARENA: Horse Shows, Roping and Rodeo Schools, Horse trainers:

\$20.00 Fee plus \$8.00 per hour

Special Events i.e. Adult rodeos, Concerts, Wrestling, Truck pulls, Rec Shows, Commercial events:

Fee Negotiable/Minimum charge \$350.00

Other than listed above

\$20.00 Fee plus \$8.00 per hour

KITCHEN & MEETING ROOMS

Fee negotiable (Depending on event)

HEAT \$10.00 per hour

DEPOSITS See contract/ \$75.00 Minimum

Fees, contract and certificate of insurance are required and must be completed and returned no later than ten (10) working days prior to the requested date(s) of use. All licensee's shall have prior approval from the Montezuma County Health Department before selling concessions. Adult supervision of minors shall be provided by user at all times.

After discussion, Comm Maynes moved to adopt this fee schedule as presented, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

CORTEZ CEMETERY DISTRICT BOARD members Gerald Neal, George Burnham and Merle Leavell asked for help in dealing with delinquent accounts they have when people buy lots and don't finish paying for them. Board stated that they would check with their attorney and review this problem.

BUDGET officer Weaver presented a graph showing each departments actual expenditures for 1986 and what they are spending in 1987 and their requests for 1988. After discussion, it was decided that the Sheriff's, District Attorney's, Maintenance and Fair requests would be sent back to them to cut their figures to 1987 budget.

BOARD OF SOCIAL SERVICE conducted.

ADJOURNED at 4:00 p. m.

CLERK           CHAIRMAN

SEAL

Online Copy

## Minutes 09/14/1987 Regular

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO

s.s.

COUNTY OF MONTEZUMA

At a meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 14th day of September, A.D. 1987, there were present

ROBERT L. MAYNES, VICE-CHAIRMAN

W. C. BAUER, COMMISSIONER

THOMAS K. COLBERT, COMMISSIONER, ABSENT

BOB SLOUGH, ATTORNEY

SEP 22 1987

JEAN DE GRAFF, CLERK

THOMAS J. WEAVER, ADMINISTRATOR, ABSENT

MINUTES of the previous regular meeting held Tuesday, the 8th day of September, 1987 were read. Comm Bauer moved to approve these minutes, seconded by Comm Maynes. Bauer, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. Clerk's report for August was received. A letter was received from out-of-state traveler's on County Road G stating that sharp gravel had caused four tires to split and asking for payment of tires. A letter was received from the Legislative Council requesting presentation of a Commissioner and the Assessor at a hearing by the Interim Committee on Property Tax to be held Friday, Sept. 18 in Durango. A letter was received from Fred Thomas complaining that several of his Russian Olive trees had been killed by the County weed sprayer.

ACCOUNTS PAYABLE: General fund vouchers #4764 thru #4970 in the amount of \$69,759.97 and Road fund vouchers #2238 thru #2298 in the amount of \$128,468.35 were allowed and ordered paid.

SHERIFF Shetler reported that his department had received a DUI grant in the amount of \$30,280.00. \$14,740 was designated for a vehicle; \$14,240 for personnel wages; \$300 for travel; \$1,000 for overtime. He will not hire a new employee but designate a current employee as DUI officer. The County would pay \$850 for a radio for the vehicle.

CORTEZ ECONOMIC DEVELOPMENT ADM. Jim Maurer reported that Comm Bauer had been re-appointed as a director of Club 20. He also stated that the United in Tourism signs had been received and were ready to install in various locations in the County.

CORTEZ CEMETERY DISTRICT Board members Merle Leavell and George Burnham again discussed the collection of monies for burial plots. After review and discussion, Attorney Slough suggested that they might want to collect this amount in full at time of purchase. On the delinquent accounts, it was suggested that the District might want to retain an attorney to work out the details.

HEALTH Department Nurse Allen introduced Marilyn Griebel R. N. who reported on the investigation into teen pregnancies in Montezuma County through a special grant in the amount of \$2,000.00. Mrs. Griebel had interviewed 57 key people in the communities of Cortez, Dolores, Mancos and Towaoc who have contact with pregnant teens. Adolescent Pregnancy in Montezuma County is an average of 25% higher than for the State of Colorado. Implementations of recommendations by these key people and others will be pursued with future grant funds. Mrs. Allen reported that she had selected a part time nurse, Betty Sutter, to replace the one who left. She also stated that a few nurses will be doing graduate work with the Health Department and requested that liability be checked.

PLANNING: Planning Committee will meet September 22 at 7:30 p. m. The request made last week for a variance for Arthur Millard was tabled for a full Board.

Don Wood, developer for McLaughlin Meadows subdivision submitted the amended plat signed by the owner and utility companies. Comm Bauer moved to approve this amended plat, seconded by Comm Maynes. Bauer, aye; Maynes, aye; motion carried.

EXTENSION AGENT Bob Seaton reported on his department and warned the Board that the State office might want to start "clustering" counties which means that one agent might be in charge of one area in maybe four counties. He asked that the Board discourage this idea if it is presented. Russian Olive trees were also discussed and Mr. Seaton will check on this.

PERSONNEL: After discussion, Comm Bauer made a motion that the Commissioners request that elected officials and department heads NOT fill any positions that are vacant or soon to be vacant until the Commissioners have established the 1988 budget. Motion seconded by Comm Maynes. Bauer, aye; Maynes, aye; motion carried.

ROAD DEPARTMENT Supervisor Roberts reported on road conditions in the county. Engineer Roach has checked the McElmo Road east of Ismay Trading Post and the Board will answer the letter to the out-of-state travelers stating that they find no reason to pay for their tires. United In Tourism signs will be posted at the Department's convenience. Mr. Roberts will check with Mountain Gravel concerning the parking lot at the Community Center. Agent Seaton appeared with Fred Thomas and discussed the trees belonging to Mr. Thomas. The Board apologized and will replace trees next spring if present trees are dead. Charles Southcotte of Mancos Flying Club wants a temporary road cut to their airstrip near the County gravel pit. The Town of Mancos should pay for the pipe needed and should get an agreement from Mr. Bader before work begins. Some of the road crew has been helping Mgr. Click at the fairgrounds.

DOLORES: At the luncheon with the Dolores Town Council, it was agreed to load pit run gravel for the City Park parking lot. The road from Dolores city limits to the Cline property was discussed. A drainage problem on Dunlap Hill will be discussed at a meeting with the Bureau, Dolores Town Board and the County Commissioners. A culvert plug problem on Hwy 145 east of Dolores was discussed. The Board advised them to contact the State Highway Dept and the County will help if needed.

ADJOURNED at 3:00 p.m.

CLERK            CHAIRMAN

## **Minutes 09/21/1987 Regular**

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO

s.s.

COUNTY OF MONTEZUMA

At a regular meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 21st day of September, A.D. 1987, there were present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAUER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONER

SEP 29 1987

BOB SLOUGH, ATTORNEY

JEAN DE GRAFF, CLERK

THOMAS J. WEAVER, ADMINISTRATOR

MINUTES of the previous regular meeting held Monday, September 14, 1987, were read. Comm Maynes moved to adopt these minutes, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted.

ACCOUNTS PAYABLE: Road warrants #2302 and 2303 in the amount of \$17,974.46 were approved and ordered paid.

ROAD DEPARTMENT Supervisor Kyle Roberts reported on road work in the County. He would like to keep the Cahone Mesa road open this winter with minimum maintenance. Magnesium chloride will be put on Road N and Kelly Hill. Stoner road is being graveled. Weeds at Cortez landfill should be controlled and will be sprayed early next spring.

ASSESSOR AND TREASURER Cruzan and Spore discussed a drill rig belonging to Mesa Drillers which is still in the county. The 1983-84 taxes have not been paid which amounts to approximately \$19,000.00. There has been a change of method of taxing on rigs. The Board agreed that the Assessor and Treasurer should offer to settle on \$5000.00 plus interest.

ABATEMENT: A petition for abatement was received from Willma L. Flaugh due to erroneous assessment for 1985 and 1986 in the amount of \$133.01 refund. Comm Maynes moved to allow this refund, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

CORTEZ ECONOMIC DEVELOPMENT: ADM Jim Maurer discussed the U. I. T. signs. He requested \$2500 to \$3000 be put in the 88 budget for tourist promotion. Lodgers tax was discussed.

CELSIUS ENERGY; A conference call was held with this company.

PLANNING: Arthur Millard's request to sell three acres was discussed. This

was tabled to review the court order. Steve Crask requested a variance amendment and tentative approval was given.

CAR RACE TRACK: Jim Rodd and Lyle Heck reported that they had \$3000 left in the 1987 budget to complete bleachers and concrete work. They would like the County to take over their loan and have it be a County facility under

management of Mr. Click. This was tabled for further review.

LIQUOR LICENSES Application for renewal of a 3.2% beer license was received from Lindsay Trading Post.

Sheriff Shetler reported no problems with this outlet. Comm Maynes moved to approve this application, seconded by Comm

Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

AIRPORT: A grant offer for Airport Improvement Project #3-08-0011-04 at the Cortez-Montezuma County Airport in which \$135,000 of Federal funds have been obligated to accomplish the development described in the offer, was received

and reviewed. After discussion, Comm Bauer moved to enter into this agreement, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

**BUDGET MEETINGS:**

Barney Phillips was in attendance. HEALTH: Nurse Carol Allen reviewed her 1988 proposed budget requests with the Board. A slight increase is shown due to an item which is re-imbursed by a grant. There were no capitol outlay requests. TREASURER: Bobbie Spore reviewed her 1988 proposed budget requests with the Board. It shows no increase and there were no capitol outlay requests.

CLERK: Jean DeGraff reviewed her 1988 proposed budget requests with the Board. There has been a change due to a reduction in staff. Since the Clerk's and Elections budget has been combined, an increase is shown as 1988 is an election year. She had capitol outlay items requested in the amount of \$9800.00. ASSESSOR: Bob Cruzan and Deputy Jim Snow reviewed his 1988 proposed budget requests. It shows no increase. Capitol outlay items were requested in the amount of \$14,840.00.

GROUND AND BUILDINGS: Jack Click reviewed the proposed 1988 budget requests. There was no increase. Capitol outlay items in the amount of \$19,500 were requested.

EXTENSION: Bob Seaton reviewed the proposed 1988 budget requests. A capitol outlay request was made for a new car, however final figures were not available.

SENIOR NUTRITION: Sue Fletcher reviewed the proposed 1988 budget requests. No increase was shown and no capitol outlay items requested.

FAIRBOARD: Sina Skaggs and Doug Dean reviewed the budget requests. They received approval to received funds for a concert for next year. No capitol outlay requests were made.

ADMINISTRATION: Tom Weaver reviewed the proposed 1988 budget requests. No increase was shown and no capitol outlay items requested. This completed the budget meetings for this date.

BOARD OF SOCIAL SERVICE conducted.

ADMINISTRATION: County owned vehicles being driven for personal business was discussed. After discussion, the Board directed that a memo be sent stating that all county owned vehicles will remain in the County parking lots and not be used for transportation other than official County business. Another memo will be sent to the County Road Supervisor and District Road Foremen stating that they are exempt only to the extent of commuting.

ADJOURNED at 4:30 p. m.

CLERK

CHAIRMAN

SEAL

**Minutes 09/28/1987 Regular**

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO

OCT 6 1987

s.s.

COUNTY OF MONTEZUMA

At a regular meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday the 28th day of September, A. D. 1987, there were present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAUER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONER

BOB SLOUGH, ATTORNEY

JEAN DE GRAFF, CLERK

THOMAS J. WEAVER, ADMINISTRATOR

MINUTES of the previous regular meeting held Monday, September 21, 1987 were read. Comm Maynes moved to approve these minutes, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted.

FRANCISCO vs SANFORD AND MONTEZUMA COUNTY: Clerk DeGraff notified the Board that she had received a summons and complaint regarding a petition for a quiet title on property in Section 2, T36N, R15W. Attorney Slough will file a return with District Court.

HEALTH DEPARTMENT Nurse Carole Allen reported that the adolescent health problem grant had been granted in the amount of \$5000 per year for three years. Mrs. Griebel will continue on this project. More monies have been put in the State Health Dept budget for nurses salary reimbursement. Commissioners need to write letters of encouragement at proper time but will need names of legislators on this committee. School nursing contracts have been sent to

Dolores and Mancos school districts to provide a weekly nurse through the school year in the amount of \$4000. Comm Bauer moved to sign these contracts, seconded by Comm Maynes. Bauer, aye; Maynes, aye; motion carried.

LIQUOR LICENSE: Application for a new 3.2% beer license at Stoner Creek Store was received from Thomas M. and Donna J. Grover. Comm Bauer moved to approve this application pending finger print check and investigation; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

ROAD DEPARTMENT Supervisor Kyle Roberts discussed Stoner Rd with the Board. Although graveling has been done, more work is still needed. The secondary crusher is down. Repairman was called in and it should be back in service by next week. Road T.5 is being graveled. Road 16 between BB and CC has been graveled. Will get input from land owners in this area as to what other roads need to be graveled. The roof at the Mancos shop will be repaired this year. Mr. Roberts inquired as to whether dental and eye insurance would be possible.

PLANNING: Arthur Millard's request for a variance was discussed. This was tabled until right of way easements are received from neighboring land owners.

ADMINISTRATION: Mr. Weaver presented recommendations that he had received from the State engineer on the bleachers and buildings at the fairgrounds race track.

SOUTHWEST ECONOMIC DEVELOPMENT Adm Gary Shaw made a presentation to the Board of \$350,000 Revolving Loan Fund from Region 9 to Montezuma County.

ASSESSOR Bob Cruzan discussed the hearings to be held next week by the State Division of Property Taxation regarding reduction of tax assessment on commercial property in the County; i.e. Nielson's Inc., Southwest Bean, Pleasant View Bean and other various warehouses. Mr. Cruzan will attend these hearings to defend his position. The Board will send Attorney Slough and another Commissioner. Mr. Cruzan also requested permission to purchase software for the computer in the amount of \$908.50. He has funds in his 87 budget. Board approved.

CORTEZ LIBRARIAN Mary Ellen Brubaker presented on purchases made by the Library such as postage meter and air conditioning. She had 250 participants in the Children's Summer Program this year. She also explained the Collections Development project. Request was made for the 1988 budget from Montezuma County in the amount of \$3672.55.

#### BUDGET MEETINGS

Road Department: Supervisor Kyle Roberts reviewed the proposed budget with the Board and the Budget Officer. Hank Brown questioned if Roads were better, why does Sheriff need 4 wheel drive vehicles.

RULE OF 75: After discussion, Comm Bauer made a motion that beginning October 1st, 1987 and continuing for the next six months, employees may retire when their years of service plus their age equals 75 or more and have worked for the County for at least the past ten consecutive years. Said employees may keep County group current medical insurance if in effect by paying premiums to the County at the County rate until age 65. Comm Maynes amended this motion to add that positions that are vacant or will become vacant may not be filled without Commission approval until further notice; and then seconded the motion. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

BOARD OF SOCIAL SERVICES conducted.

#### BUDGET HEARINGS:

Social Services Director Maurine McNeill reviewed the proposed 1988 budget.

Sheriff & Jail: Sheriff Mike Shetler and Undersheriff Tim Wood reviewed the 1988 proposed budget. Also in attendance was Barney Phillips, Hank Brown and Ed Novotny. Capitol outlay items were requested. Questions were asked. Board will further review these budget requests and talk more to the Sheriff.

District Attorney Dean Johnson reviewed the 1988 proposed budget. Also in attendance was Barney Phillips, Hank Brown and Ed Novotny. Mr. Johnson still requests increases in salaries and in other items. Questions were asked. The Board stated that they must study this budget further but there could be no increases. Mr. Johnson requested that he be present when a decision was made.

ADJOURNED at 5:00 p.m.

CLERK            CHAIRMAN

SEAL

## Minutes 10/05/1987 Regular

Proceedings of the Board of Commissioners for Montezuma County, Colorado.

STATE OF COLORADO

s.s.

COUNTY OF MONTEZUMA

At a regular meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the Fifth day of October, A.D. 1987, there were present:

THOMAS K. COLBERT, CHAIRMAN

OCT 13 1987

WILLIAM C. BAUER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONER

BOB SLOUGH, ATTORNEY

JEAN DE GRAFF, CLERK

THOMAS J. WEAVER, ADMINISTRATOR

MINUTES of the last regular meeting held Monday, September 28, 1987 were read. Comm Bauer moved to approve these minutes, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. Veteran's Service Officer report for September was received.

PAYROLL: General fund payroll #4098 - 4208 in the amount of \$89614.98; 4982 in the amount of \$51599.32 and 4981 in the amount of 11046.69 and Road fund payroll 4209 to 4259 in the amount of 52603.16 and 2304 in the amount of 28108.19 were approved.

HEALTH DEPARTMENT: Nurse Carole Allen presented contracts for pre-natal care.

There are additional monies in this contract for 1988. However this will not be included in anticipated revenues but will be amended to the budget in the fall of 1988. Mrs. Allen requested and received permission to purchase a television set and a VCR for the pre-natal care project. The money is in the 87 budget.

ROAD DEPARTMENT Supervisor Kyle Roberts reported on all County roads. He has had good reports on Kelly Hill project which is getting magnesium chloride today. Mr. Roberts would like to thank all the residents for their patience during the Kelly Hill Project. Road striping was discussed as to cost, etc. Mr. Roberts stated a new broom was needed. Comm Maynes reported that the Dolores housing authority project wanted some work done in their parking lot. Roberts will check. Last year, Road 16 past Goodman Point was posted "no snow removal". Signs are gone. Will be posted again. Dunlap Hill was discussed. Rd U.4 has been graded and graveled. Mr. Roberts reported on evaluations.

REVOLVING LOAN FUND Adm Gary Shaw discussed a delinquent account.

PLANNING: Dan Cline presented copies of a sewage disposal system design and application for McPhee Mobile Home Park. This was approved and signed by the Board. Frank and Jeanne Smith requested a variance to the subdivision

regulations to separate a small tract from 2.37 acres. Sanitarian Allar will check. Margaret Stevenson requested a variance to separate five acres from 30 acres. This was tabled for review of access roads. Arthur Millard's request was reviewed and again tabled. Planning resolution #P44A-87 was presented whereby Steve Crask would be granted a variance to the subdivision regulations to separate 25.85 acres into two parcels in Section 18, T37N, R16W. Comm Maynes moved to adopt this resolution, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

SAN JUAN FARM BUREAU representative Phyllis Snyder appeared. The Board decreed this week to be Farm Bureau week.

LIQUOR LICENSE: Clerk DeGraff stated that there is a need for uniformity in the handling of the application fees on new license and on change of owners. After discussion, Comm Maynes moved to have the application fees deposited to the General Fund and have the expenses of the investigation paid out of the Clerk's budget. The present escrow account in the Treasurer's office, for liquor license is to be closed out and not used. Motion seconded by Comm Baker. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

DISTRICT ATTORNEY Dean Johnson again reviewed his proposed 1988 budget. He presented a log of his daily workload and duties of his secretaries.

HOUSING AUTHORITY: Comm Maynes reported that Floyd Ray and Roy Henneman had resigned from the Board and that Darlene Fulks and David Dahl had been recommended to replace them. Comm Bauer moved to appoint these persons effective immediately. Second by Comm Maynes. Bauer, aye; Colbert, aye, Maynes, aye; motion carried.

ATTORNEY Slough reported that he had researched certain laws and found that sheriff's uniforms were not mandatory and that the Commissioners have exclusive power over the budget.

BUDGET MEETINGS:

Search and Rescue representative Chuck Melvin reviewed proposed 1988 budget. Services for Developmentally Disabled representative Barb Leeper made a request for the 1988 budget. Volunteers for America representatives John Gamble and Jennifer Preston discussed the Safehouse project and requested funding for 1988. Good Samaritan Center representatives Dennis Rivera and Cindy Irwin reported on the Center and requested funding for 1988. Southwest Mental Health Administrators Debra Conduit and Alexander Thompson requested funding from 1988 budget.

CU: After review, Comm Maynes moved to pay half the freight on 14 cases donated by C. U. and delivered to Cortez. Seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

DISTRICT ATTORNEY Johnson reappeared to review the budget. After giving tentative approval on the 88 budget, the Board approved Mr. Johnson's request to fill the vacancies of two full time attorneys.

BOARD OF SOCIAL SERVICE conducted.

ADJOURNED at 4:30 p. m.

CLERK           CHAIRMAN

SEAL

## Minutes 10/12/1987 Regular

Proceedings of the Board of Commissioners for Montezuma County, Colorado.

STATE OF COLORADO )

)s.s.

OCT 19 1987

COUNTY OF MONTEZUMA )

At a regular meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 12th day of October, A.D. 1987 there were present:

THOMAS K. COLBERT, CHAIRMAN

WILLIAM C. BAUER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONER

BOB SLOUGH, ATTORNEY

THOMAS J. WEAVER, ADMINISTRATOR

BETTY DAVIS, DEPUTY COUNTY CLERK

MINUTES: of the previous regular meeting held Monday, October 5, 1987 were read. Comm Bauer moved to approve these minutes, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE: was read and contents noted. The Public Trustee reports for June and September were presented to the Board. The County Clerk's report for the month of September was received.

ACCOUNTS PAYABLE: General Fund vouchers #4984-#5180 in the amount of \$195,814.08, and Road Fund vouchers #2305-#2368 in the amount of \$63,798.43 were approved and ordered paid.

ECONOMIC DEVELOPMENT: Gary Shaw met with the Board to discuss the possibility of Economic Development with the City. Plans for advertising this area was discussed, and Mr. Shaw was asked to check on the cost of advertising in the Los Angeles Times. He will report back to the Board.

PLANNING: John Greenmier requested a variance to the subdivision regulations to split 37 acres into three 12 acre parcels. Referred to the Planning Commission. Margaret Stevenson's request for a variance was discussed and tabled to show access.

DEPARTMENT OF SOCIAL SERVICES: was conducted. A contract between the Department of Social Services and Manley and Karen Davis, Lawyers, was presented whereby Mr. and Mrs. Davis would agree to handle the dependency and neglect cases. Comm Bauer moved to approve the contract, with an amendment to the contract to read; the contract would be in effect until terminated by either party upon written notice to the other party. Comm Maynes seconded the motion. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

Based on statute 19-3-301, sub paragraph 2, CRS, Attorney Slough concurred with the Commissioners hiring the Davis Attorneys in this matter.

FAIRGROUND MOTOR SPORTS: were discussed. Policies and contracts were discussed. A meeting will be set up with Jim Rodd to discuss these topics. The County insurance carrier will be contacted concerning coverage on the track in the event the County does take it over. In previous discussions between Mr. Rodd and the Commissioners, the Commissioners stated that the water lines will be run into the area by the County, but the Fairground Motor Sports Association is responsible for building the toilet facilities.

DOLORES WATER CONSERVANCY DISTRICT: Dave Herrick met with the Board to discuss the Dolores Water Project. They are trying to get organized before the appropriation hearings in the spring to get the most funding possible. According to Mr. Herrick the Kesterton Project out of California are asking for \$400,000.00 from the Appropriation Division that has been earmarked for the Dolores Project. The Dolores Water Conservancy District is mounting an aggressive campaign to fight this issue. They want to show the positive side of the Dolores Water Project. Mr. Herrick asked the Board to write a letter of recommendation, or issue a resolution supporting the Dolores Project. The Commissioners agreed. The Dolores Water Conservancy District hopes to finish

the Dove Creek Canal and at least start the Ute Canal and power projects by next year. These projects are expected to bring in 30 or 40 million dollars into the area upon their completion.

ADJOURNED: at 12:00 p.m. to conduct a road tour this afternoon.

CLERK

CHAIRMAN

SEAL

Online Copy

**Minutes 10/19/1987 Regular**

Proceedings of the Board of Commissioners for Montezuma County, Colorado.

STATE OF COLORADO     )  
  )s. s.  
COUNTY OF MONTEZUMA )

At a regular meeting of the Board of County Commissioners for Montezuma County Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 19th day of October, A. D. 1987 there were present:

- THOMAS K. COLBERT, CHAIRMAN
- WILLIAM C. BAUER, COMMISSIONER
- ROBERT L. MAYNES, COMMISSIONER
- BOB SLOUGH, ATTORNEY
- THOMAS J. WEAVER, ADMINISTRATOR
- BETTY DAVIS, DEPUTY COUNTY CLERK

OCT 26 1987

MINUTES: of the previous regular meeting held Monday, October 1, 1987 were read. Comm Maynes moved to approve the minutes as corrected, Comm Bauer seconded the motion. Colbert, aye; Maynes, aye; Bauer, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE: was read and contents noted.

LIQUOR LICENSE: Investigator Bill Orgish completed his investigation on Thoma M. Grover and Donna J. Grover dba Stoner Creek Campground and General Store and found no problems with the applicants. The investigator's report was presented to the Commissioners. A letter from Maverick Country Stores, Inc. was presented explaining the reason they haven't submitted the document from the Secretary of State's office giving permission to do business in Colorado. The document should soon be available to the Commissioners.

PLANNING: Resolution #P-51-87 was presented whereby Jim Ervien would be granted a variance to the subdivision regulations to split 9.20 acres into a 3.50 acre tract and a 5.70 acre tract in Section 29, T36N, R13W. Comm Maynes moved to adopt the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried.

CORTEZ CEMETERY DISTRICT: Gerald Neal met with the Board concerning two possible legal suits that could be filed against the District. One concerns some lots that were supposedly sold several years ago, but there are no existing records, as far as the District is concerned, the lots were never sold. The other has to do with a wooden cross that was supposedly removed from a gravesite. Mr. Neal also asked the Board to build a shoulder on Co Rd 29, as he feels it is a hazard.

ADMINISTRATION: Budgets were discussed. After discussion, the Board decided to allocate the same amount of funding this year for the Services for the Developmentally Disabled. Fairgrounds Motor Sports' insurance was discussed. Fairgrounds Motor Sports will be required to contract to use the car race track. There will be a Planning Commission meeting tonight in the Commissioners Room.

BOARD OF SOCIAL SERVICES: was conducted. A contract for legal services was presented to approve Michael F. Green, Attorney at Law, to represent the Department of Social Services in an existing case, as he has already been handling the case. Comm Bauer moved to approve the contract, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried. Based on statute 19-3-301, sub paragraph 2, CRS, Attorney Slough concurred with the Commissioners hiring Mr. Green in this matter.

MARK LARSON: Met with the Board in regards to a letter he sent to the Board concerning the District Attorney's budget.

DOLORES WATER PROJECT: Resolution #18-87 was presented whereby the Board of County Commissioners for Montezuma County feel it is necessary to speak for the silent majority and will send a letter incorporated herewith as part of this resolution urging Secretary Hodel of the United States Department of Interior to continue full funding towards the completion of the Dove Creek: Canal and the Ute Mountain Ute Canal. Comm Maynes moved to adopt the resolution, seconded by Comm Bauer. Colbert, Aye; Maynes, aye; Bauer, aye; motion carried.

ROAD DEPARTMENT: Sup Roberts gave the road report. A problem with drainage caused by a driveway on Co Rd 21 and G was fixed. A letter was presented from the Colorado State Forest Service asking the County for help constructing live snow fences. It would involve 12 loads of materials that the County has on hand and approximately 750' of fence. Sup Roberts reported that the crews have already mowed it, and next spring they may request a grader to shape troughs to plant the trees in. Sup Roberts also talked to a man from the Department of Agriculture regarding Fred Thomas's trees being damaged and this man said if it ever happens again, he can come down and run tests to see what chemicals, if any, caused the damage. The Board instructed Mr. Roberts to dispose of any and all dynamite the County has stored, and in the future a licensed expert will be used for any blasting the County may have to do. Sup Roberts reported that a motor is needed for the old crusher. He has located two reconditioned motors, but will keep looking.

ADJOURNED: at 2:30 p.m.

CLERK           CHAIRMAN

SEAL

Online Copy

**Minutes 10/26/1987 Regular**

Proceedings of the Board of Commissioners for Montezuma County, Colorado.

STATE OF COLORADO     )  
  )s. s.

COUNTY OF MONTEZUMA )

At a regular meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 26th day of October A.D., 1987 there were present:

NOV 2 1987

THOMAS K. COLBERT, CHAIRMAN

WILLIAM C. BAUER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONER

BOB SLOUGH, ATTORNEY

THOMAS J. WEAVER, ADMINISTRATOR

BETTY DAVIS, DEPUTY COUNTY CLERK

MINUTES: of the previous regular meeting held Monday, October 19, 1987 were read. Comm Maynes moved to approve the minutes, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Barter, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE: was read and contents noted.

ENGINEER ROACH: Reported to the Board that he had received word from the State that they refuse to stripe the County roads.

ADMINISTRATION: The Commissioners will attend the local doctor's staff meeting at Southwest Memorial Hospital on Wednesday, October 28th at 7:30 a.m. Club 20 asked for an increase in dues from the \$250.00 charged last year to \$750.00. The Board asked Adm Weaver to write them a letter agreeing to pay \$250.00, the same amount as last year.

BUDGET HEARINGS: Comm Maynes moved to set the public hearing date for budget hearings for November 9, 1987 at 9:30 a. m., Comm Bauer seconded the motion. Colbert, aye; Maynes, aye; Bauer, aye; motion carried.

LIQUOR LICENSE POLICY: In the future, on new applications or renewals, a letter from the Montezuma County Sanitarian shall be required, stating the establishment has met all health requirements for serving food. The following liquor license holders must be checked by the Health Department: BEER AND WINE LICENSE, HOTEL AND RESTAURANT LICENSE, RESTAURANTS, AND TAVERN LICENSE. As these license holders are required by law to serve light snacks or meals, the premises have to be checked for health code regulations.

PLANNING: Resolution #P-52-87 was presented whereby John Greenmeier be granted a variance to the subdivision regulations to separate 37 acres into three tracts in Section 14, T37N, R16W. Comm Maynes moved to adopt the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. A request for a variance to the subdivision regulations was received whereby Ernie Jacques be allowed to separate 5 acres from 41.6 acres. Verbal approval given. Clay Bader and Don Smith, Surveyor, met with the Board to discuss the changes in the Jackson Lake Subdivision that the Planning Commission had required. After Discussion, Mr. Bader agreed to make changes on two lots to make it acceptable to the Planning Commission.

BOARD OF SOCIAL SERVICES: was conducted.

ROAD DEPARTMENT: Sup Roberts gave the road report. Co Rd 37 should be done by the end of the week. Parts have been ordered to repair the International motor for the old gravel crusher. The approximate cost of parts would be close to \$6,000.00, vs. the \$12,000 to \$15,000 it would cost to replace the old motor. It will be three to four weeks before it is running again. The gravel on Co Rd P.5 should be finished by today. The Board asked Sup Roberts of the condition of an old striping machine owned by the County, and Mr. Roberts reported it is beyond repair and out dated. Adm Weaver and Sup Roberts will check on the cost of new paint stripers, and will report back to the Board.

ADJOURNED: at 12:00 p.m.

SEAL

## **Minutes 11/02/1987 Regular**

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO

s.s.

COUNTY OF MONTEZUMA

At a regular meeting of the Board of County Commissioners for Montezuma County, Colorado, on Monday, the second day of November, A.D. 1987, there were present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAUER, COMMISSIONER

NOV 10 1987

ROBERT L. MAYNES, COMMISSIONER

BOB SLOUGH, ATTORNEY

JEAN DE GRAFF, CLERK

THOMAS J. WEAVER, ADMINISTRATOR

MINUTES of the previous regular meeting held Monday, October 26, 1987, were read. Comm Maynes moved to approve these minutes, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted.

PAYROLL: General fund #4270 through #4367, \$88971.08; #5183, \$50901.47; #5182, \$11664.60; Road fund #4368 through #4416, \$51524.34; #2372, \$28268.25 were approved.

ACCOUNTS PAYABLE: Road fund #2371, \$6530.00 was approved and ordered paid.

58Th. DISTRICT REPRESENTATIVE Margaret Masson visited with the Board concerning various items.

PUBLIC HEARING: It being 10:00, the time set aside, a public hearing was conducted on the Curtis Subdivision Phase II. Roll was called and proof of publication was read by the Clerk. Subdivider Ron Curtis was present. Adm. Weaver gave opening remarks and Engineer Roach reported that the road was up to specifications. There was no one for or against in the audience. Mr. Curtis requested a variance for the remaining 25 acres and this was given tentative approval. Comm Bauer moved to approve this subdivision, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Hearing adjourned. All proceedings were taped for the record.

PLANNING: Resolution #P53-87 was presented whereby Jerry Hall would be granted a variance to the subdivision regulations to separate 4.486 acres in Section 7, T37N, R15W. Comm Maynes moved to adopt this resolution, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Planning resolution #P54-87 was presented whereby Frank and Jeanne Smith would be granted a variance to the subdivision regulations to sell 3.288 acres in Section 3, T38N, R12W. Comm Maynes moved to adopt this resolution, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Requests for variances were received as follows: Lucy Garcia Conder to split 40 acres into three tracts; referred to Planning Commission. Violet Bonefield to sell 16 acres; tentative approval.

HEALTH DEPARTMENT Nurse Carole Allen presented a contract from the State Health Department to Montezuma County for the WIC program which was signed by Chm Colbert. The contract between Montezuma County and a Social Worker was discussed. The fee was \$35 per visit and Mrs. Allen requested that this be changed to \$45 per visit. After discussion, Comm Maynes moved to increase this amount to \$45.00 and allow the Chairman to sign the contract, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Comm Maynes and Mrs. Allen reported on a meeting held last week with County doctors concerning the immunization program. This was tabled until next week when County Health Physician Aiken would be present.

ROAD DEPARTMENT Supervisor Roberts reported on various roads and maintenance.

JAIL INSPECTION was made and found to be in satisfactory condition except for the roof which does leak.

LIQUOR LICENSE: An application for a new hotel and restaurant license was made by Phyllis J. Short and Rhoda E. Pritchard dba MG's Restaurant. Public hearing date was set for December 14, 1987 at 9:30 a. m. The Clerk was directed to notify Bill Orgish as investigator and the radius was set at one mile.

BOARD OF SOCIAL SERVICE conducted.

ADMINISTRATION: Resolution #19-87 was presented whereby the District Attorney's budget would be amended for 1987, increasing the Juvenile Diversion from \$5700.00 to \$6250.00. Comm Maynes moved to adopt this resolution, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

CLERK

CHAIRMAN

SEAL

Online Copy

## **Minutes 11/09/1987 Regular**

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO

s.s.

COUNTY OF MONTEZUMA

At a regular meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the Ninth day of November, A.D. 1987, there were present:

THOMAS K. COLBERT, CHAIRMAN

ROBERT L. MAYNES, COMMISSIONER NOV 16 1987

BOB SLOUGH, ATTORNEY

JEAN DE GRAFF, CLERK

THOMAS J. WEAVER, ADMINISTRATOR

W. C. BAUER, COMMISSIONER, ABSENT

MINUTES of the preceding regular meeting held Monday, November 2, 1987 were read. Comm Maynes moved to approve these minutes, seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. Clerk's, Treasurer's and Sheriff's report for the month of October were received. A letter was received from Sheriff Shetler concerning a problem with dogs running loose in the County.

PROPERTY TAX: Fred and Berta Schaak, John Jennings and Clifford Eastin, Board members of the Cortez Christian Church stated that while there parsonage was empty after their previous Pastor had moved, the property was put on the tax rolls. This building was still being used for prayer meetings, by order of the State dept. of Taxation. A conference call will be made to the administrator of the department this afternoon.

HEALTH DEPT: Dr. Kent Aiken, Health Officer and Nurse Carol Allen discussed immunization. After discussion, it was suggested that a letter be sent to area physicians stating that the County Health Department would rather immunize just low income persons, using income guidelines; but that immunizations would be available to all.

PUBLIC HEARING: It being 10:00 a. m., the time set aside a public hearing was conducted on the proposed 1988 budget. Clerk DeGraff called the roll and read the proof of publication. Adm. Weaver presented the resolutions. There was only one person in the audience, Mrs. Lodema Hendrickson, who asked several questions. Byron McKelvie of the Cortez Newspapers and Melinda Green of the Dolores Star were also in attendance. Resolution #20-87 was presented whereby the budget was summarized and would adopt the budget. Comm Maynes moved to adopt this resolution, seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried. Resolution #21-87 was presented whereby appropriations would be made. Comm Maynes moved to adopt this resolution, seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried. Resolution #22-87 was presented whereby mill levy would be set. Comm Maynes moved to adopt this resolution, seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried. There being no further comments, this public hearing was adjourned. All proceedings were taped for the record.

ABATEMENTS: Petition for abatement was received from Assessor Cruzan for Earl and Gayle Moore, erroneous assessment, 1986, abatement \$19.09. Comm Maynes moved to approve this abatement, seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried.

LIQUOR LICENSE: Application for renewal of a 3.2% beer license for Mary Day and Florence Jordan dba Mylar's Corner Store was received along with a letter from Sheriff Shetler stating that no liquor violations had been reported. Comm Maynes moved to approve this application, seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried.

PLANNING: A request for a variance to the subdivision regulations was received from Dan and Norma Garris who wish to split ten acres. Tentative approval was given contingent to receiving access to property. Planning resolution #P55-87 was presented whereby Bruce McClaws would be granted a variance to the

subdivision regulations to separate a 2.21 acre parcel and will have left a remaining 9.94 acre parcel in Section 36, T36N, R14W. Comm Manes moved to adopt this resolution, seconded by Comm Colbert. Colbert, aye; Maynes, aye; motion carried.

COUNTY AGENT Bob Seaton reported on current and future activities.

ROAD DEPARTMENT Supervisor Kyle Roberts reported on a meeting with Adm Weaver and Jack Click concerning snow removal around the county buildings. There is a problem on the McElmo road; additional pipes are needed as water is running over the road. Three inch gravel is being put on Road 37. It will take more material and work than anticipated. There is still a problem with the crusher feeder. Mr. Roberts is trying to design in a chain drive which would break first before further damage to the crusher. Chm Colbert reported the following complaints: (1) Cable still on Road W. Mr. Whitney's attorney will meet with Adm Weaver tomorrow. The cable should be removed. (2) Speed signs are missing on Rd 24.2. Roberts will check. (3) Road east of Cortez dump needs gravel in a bad spot. (4) Roads 39.1. and 39.2 in Escalante subdivision must be maintained by the County.

ACCOUNTS PAYABLE: General fund warrants #5251 through #5406 in the amount of \$63,546.71 and Road fund warrants #2373 through #2437 in the amount of \$65,743.69 were approved and ordered paid.

CONFERENCE CALL was made to the State Department of Taxation, Mary Ann Maurer, regarding taxes due on the Cortez Christian Church parsonage. No action taken.

JAIL: K. F. Richardson, Dr. of Social Psychology, stated that he has been denied access to prisoners who have requested counseling. Sheriff Shetler replied that Mr. Richardson's qualifications have checked and found lacking and he doesn't have a license to counsel. By law, the Sheriff doesn't have to allow anyone but attorneys or family to visit prisoners. Comm. Colbert stated that the Commissioners didn't have a voice in Mr. Richardson's complaint and felt that the Sheriff was complying with the law.

DOG CONTROL: Sheriff Shetler discussed the problem of dogs running in packs in the County and endangering children and livestock. Attorney Slough stated that the law gives the Counties the right to control and license. He felt that the Board might want to consider control without licensing. Mr. Slough will do some more investigating into the law.

BOARD OF SOCIAL SERVICE conducted.

CLERK           CHAIRMAN

SEAL

Online

**Minutes 11/16/1987 Regular**

Proceedings of the Board of Commissioners for Montezuma County, Colorado.

STATE OF COLORADO

s. s.

COUNTY OF MONTEZUMA

At a meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the Sixteenth day of November, A.D. 1987, there were present:

THOMAS K. COLBERT, CHAIRMAN

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W. C. BAUER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONER

BOB SLOUGH, ATTORNEY

JEAN DE GRAFF, CLERK

THOMAS J. WEAVER, ADMINISTRATOR

MINUTES of the previous regular meeting held Monday, November 9, 1987, were read. Comm Maynes moved to adopt these minutes, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. Received reports on fingerprints from CBI for Thomas and Donna Glover, dba Stoner Creek Store, clear; for Charles Gillespie, corporate board member for ARA Mesa Verde, violations from 1974 and 1978.

SENIOR CITIZENS: Several members of the Cortez Senior Citizens's group complained that they were not allowed to put dance wax on the floor at the annex in the area that they usually dance. Board will check with Mgr. Click.

They also checked the floor themselves. Some other members of this group felt that they didn't need dance wax.

ABATEMENT: A petition for abatement of property tax was received from Assessor Cruzan for Larry Earl and Robert Paul Johnson, erroneous assessment for 1986, abate \$8.88. Comm Bauer moved to approve this petition, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

VICTIMS & WITNESS ASSISTANCE: An order was received from 22nd Judicial District, signed by Judge Grace Merlo stating that James P. Shethar and Bob D. Slough had been re-appointed as members of the Board of the Victim and Witnesses Assistance and Law Enforcement for three years.

DOG CONTROL: Sheriff Shetler would like to see the Board pass a Control Ordinance giving him authority to "control" dogs by picking them up those dogs who are on others property and putting the animal in the pound. After discussion, Attorney Slough suggested contacting other Counties as to how they are handling this problem. All agreed that this is a problem which needs addressing.

PLANNING: Planning resolution #P56-87 was presented whereby Ron Curtis, Michael David Apple and Edna Mae Curtis would be granted a variance to the subdivision to separate 25.02 acres in Section 3:2, T36N, R13W. Comm Maynes moved to adopt this resolution, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye, motion carried. Request for a variance was received for Don Ripley to split 11 acres. Tentative approval was given provided a multiple access permit was received.

ROAD DEPARTMENT: Supervisor Roberts reported that there were no major problems. Road 24.2 south of Road G is not on the County system and therefore could not have speed signs posted as reported last week. A crew has been working at the fairgrounds preparing land for seeding. There is no gravel for Cahone Mesa Road. Dolores County doesn't have a pit close by. Personnel problems were discussed.

ECONOMIC DEVELOPMENT ADM. Gary Shaw visited with the Board.

ADJOURNED at noon.

CLERK

CHAIRMAN

SEAL

## Minutes 11/23/1987 Regular

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO

s.s.

COUNTY OF MONTEZUMA

At a regular meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado on Monday, the twenty third day of November, A. D. 1987, there were present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAUER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONER

DEC 7 1987

BOB SLOUGH, ATTORNEY

JEAN DE GRAFF, CLERK

THOMAS J. WEAVER, ADMINISTRATOR

MINUTES of the previous regular meeting held Monday, November 16, 1987 were read. Comm Maynes moved to approve these minutes, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. An amended Certificate of Authority from the Colorado Secretary of State for Maverik Store was received and will be filed with the Maverik Store's 3.2% beer license.

MEETING: It is so noted that next Monday is the fifth Monday of the month and therefore there will be no meeting.

CORTEZ SENIOR CITIZENS: Eula Holaday, Annette Wetherington, Dale Jeter and Arthur Wilson presented a Petition signed by many senior citizens requesting that the Commissioners reconsider their decision and allow them to put dance wax on the floor at the annex. Manager Click observed that the present floor is difficult to keep and perhaps a different type floor might be appropriate in that part of the big room. After discussion, the Commissioner gave their approval to put dance wax on the floor until alternatives can be considered.

MANCOS Town Mayor Van Willis and Councilperson DeeDee Hoyt discussed the solid waste disposal site. Mayor Willis stated that with new regulations, it going to be too difficult for Mancos to handle and time is running out on the present dump. A survey was sent to Mancos residents as to whether they wanted another dump site or a transfer station. A further study needs to be made and citizens notified what costs would be. The Commissioners stated that the County's engineer, Bud Roach, would be directed to work on this study.

PRIVATE INDUSTRY COUNCIL members Norm Eck and Mark. Larson and the SW Economic Development Administrator Gary Shaw reported that the time has come to pull together and have a solid voice in handling future development in the County. Mr. Eck and Mr. Larson invited the Board to a luncheon meeting at the M & M Restaurant on December 15, 1987 to meet with other city and town councils to plan for this goal.

PUBLIC HEARING: It being 10:00 a.m., the time set aside, a public hearing was conducted on the Fish Subdivision, Phase III. Roll was called and proof of publication read by the Clerk. Marionetta Cooper was present as developer of the subdivision. Adm Weaver presented the mylar plats. There was no one in attendance either for or against the subdivision. After discussion, Comm Bauer moved to approve the plat, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Hearing adjourned. All proceedings were taped for the record.

PLANNING: Planning resolution #P55A-87 was presented whereby Wilda Brimhall would be granted a variance to the subdivision regulations to sell 2.21 acres in Section 36, T36N, R14W. Comm Maynes moved to adopt this resolution, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

Requests for variances were received as follows: Terry Bolack, dba Bolack Minerals to split 10 acres from 143.6 acres, tentative approval given; Vera and J. T. Fraka to separate 5 acres and house from 17.07 acres; tentative approval given.

ABATEMENT: A petition for deletion of a parcel from the 1986 tax roll was presented for Bobby and Della Jean Herrmann, erroneous assessment, \$11.12. Comm Maynes moved to approve this petition, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

ROAD DEPARTMENT Supervisor Kyle Roberts reported on roads and equipment. Paint striper was discussed. The fuel tanks are now underground but due to possible leakage in older tanks and law suits experienced by other entities, any new tanks would have to be above ground. This lead to a discussion of future plans for a different site for the main shop. A study will be conducted and no new tanks will be placed under ground. The County should have a plan for above ground tanks within three years. The Mancos dump was discussed. Equipment is being torn up and repair costs are high.

WEST FORK ALLIANCE members William Moffit, Rick DeSelm, Susie DeSelm, Steve Arrowsmith, Gwen Larbelt, Ann Longsworth, Gordon Laidpea and M. Susan Sante presented a petition with many signatures requesting support to stop paving and widening of West Fork Road. Mr. Moffit stated the many concerns of the residents and visitor in the Dolores and Montezuma County area. Comm Bauer stated that although this is a Forest Service road, Dolores County maintains most of it and that Montezuma County is committed to support Dolores County as their costs of maintenance have been quite high. The Alliance was assured that paving of this road would not be done until the entire project is complete and then only after public hearings. They were encouraged to visit with the Dolores County Commissioners.

SW ECONOMIC DEVELOPMENT Adm Gary Shaw discussed the revolving loan fund and future plans and projects.

BOARD OF SOCIAL SERVICES was conducted.

SHERIFF Mike Shetler requested an executive session. Chm Colbert then announced that the Board would recess to executive session. No minutes were taken.

ADJOURNED

CLERK            CHAIRMAN  
SEAL

**Minutes 12/14/1987 Regular**

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO

s.s.

DEC 22 1987

COUNTY OF MONTEZUMA

At a regular meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the fourteenth day of December, 1987 A. D., there were present:

THOMAS K. COLBERT, CHAIRMAN

W. C. BAUER, COMMISSIONER

ROBERT L. MAYNES, COMMISSIONER

BOB SLOUGH, ATTORNEY

JEAN DE GRAFF, CLERK

THOMAS J. WEAVER, ADMINISTRATOR

MINUTES of the previous regular meeting held Monday, December 7, 1987 were read. Comm Maynes moved to approve these minutes, seconded by Comm Bauer. Bauer, aye; Colbert, aye; Maynes, aye; motion carried.

MISCELLANEOUS CORRESPONDENCE were read and contents noted. Reports were made of various meetings attended during the week. Clerk's, Treasurer's and Sheriff's reports for November were received.

ACCOUNTS PAYABLE: General Fund #5412 - #5585 - \$108,608.34

Road Fund #2440 - #2500 - \$60,562.74

Allowed and ordered paid.

ENGINEER Bud Roach reported on work needed at the Mountain View Subdivision to bring the roads up to County specifications.

PUBLIC HEARING: It being the time and date set aside, a public hearing was conducted on the application of Phyllis J. Short and Rhoda Pritchard dba MG's Restaurant for a Hotel and Tavern liquor license. Roll was called and proof of publication read by the Clerk. Investigator Bill Orgish reviewed his report. Mrs. Pritchard clarified the floor diagram. There was no one in the audience either for or against this outlet. After discussion, Comm Bauer moved to approve this application, seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. All proceedings were taped for the record. Cost of investigation and expense was \$287.1.1 payable to Bill Orgish.

MOUNTAIN VIEW SUBDIVISION PAVING DISTRICT: Attorney George Buck and resident Charles Stockdale reviewed the report that was made by Engineer Roach. Mr. Roach was called in to explain. The report stated that the 24' base would cost approximately \$15,000.00. The 21' surface would be blacktop. The County would commit \$2500.00 per mile in labor and material towards building up the base. Mr. Roach recommended that the project be studied carefully before a commitment was made.

DOG CONTROL: Attorney Slough reported on other Counties as to whether they have an animal control ordinance and if it is working for them.

CIVIL DEFENSE Administrator Chuck Melvin and John Wilding of Mountain Bell discussed the 911 project. Mr. Wilding explained that an authority should be established to collect the fees and pay the expenses. The Board directed Mr. Melvin to visit with the Cortez City Council first.

ROAD DEPARTMENT Supervisor Kyle Roberts reported that many cars had slid off of the County roads and some expected County crews to pull them out. The crews should help in an emergency situation but due to liability and the possibility of infringing on private towing service, they can't always help. The City of Cortez has requested the use of a track hoe to use at a pond at the golf course before spring. This could only be done on a "as time permits" basis making sure that the work is supervised by the City and County supervisor. Mountain View Subdivision was discussed.

BOARD OF SOCIAL SERVICE conducted.

CLERK

CHAIRMAN

SEAL

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ROAD DEPARTMENT Supervisor Kyle Roberts reported on road maintenance. Engineer Roach stated that he had checked the Mountain View roads but would check again for bad spots. 21' width on roads would be o. k. if the residence agreed to a 2" mat lay down. Mancos dumpsite was discussed. Lanier's property at Pleasant View is being checked for a gravel pit. Quotes were reviewed on a 960 loader which, would cost fifty to sixty thousand dollars. The purchase of a paint striper was approved for approximately \$17,000. Work has been done on dump road for a school bus turn-around. The cable closing Co. Rd W was removed by the Road Supervisor and the Sheriff. Permission was given for Supervisor Roberts to attend a meeting January 26th in Grand Junction concerning underground tanks. Comm Bauer reported a problem on McElmo Road near Trail Canyon.

SHERIFF Mike Shetler reported that keeping a dog for use by the Sheriff's Department is proving to be too expensive. City dogs could be used when necessary. The dog will be given to the handler. He also notified the Board that Undersheriff Tim Wood would be sent to a two week school in January.

BOARD OF SOCIAL SERVICE was conducted.

ORMISTON FUND: Comm Maynes moved to pay Dr. D. J. Winder \$241.00 to credit the account of a cancer patient, out of the Ormiston fund; seconded by Comm Bauer.

Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Comm Bauer moved to pay Community Hospital, Durango, \$1365.20 out of the Ormiston fund for a cancer patient; seconded by Comm Maynes. Bauer, aye; Colbert, aye; Maynes, aye; motion carried. Clerk DeGraff was directed to issue an order to the Treasurer.

ADJOURNED at 3:00 p. m.

CLERK

CHAIRMAN

SEAL

Online Copy

**Minutes 12/21/1987 Regular**

Proceedings of the Board of Commissioners of Montezuma County, Colorado.

STATE OF COLORADO )  
 )s. s.  
COUNTY OF MONTEZUMA )

At a regular meeting of the Board of County Commissioners for Montezuma County Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the twenty-first day of December, 1987 A.D., there were present:

- THOMAS K. COLBERT, CHAIRMAN
- WILLIAM C. BAUER, COMMISSIONER
- ROBERT L. MAYNES, COMMISSIONER
- BOB SLOUGH, ATTORNEY
- THOMAS J. WEAVER, ADMINISTRATOR
- BETTY DAVIS, DEPUTY COUNTY CLERK

JAN 4 1988

MINUTES: of the previous regular meeting held Monday, December 14, 1987 were read. Comm Bauer moved to approve these minutes, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

ORDER TO TREASURER: The deputy clerk was ordered to issue an order to the Treasurer to transfer \$100,000.00 of Mineral Leasing money from the Road Fund to the General Fund. Comm Maynes moved to approve the order, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried.

RECREATIONAL / HEALTH CLUB: Dick Bechtel met with the Board to discuss a proposed recreational / health club. He informed the Board that an application for a Small Business Loan had been made. As soon as that is approved, they would then apply for a revolving loan through Gary Shaw at Economic Development. Eight to Twelve people would be employed. Recreational/health care services would be provided. They would have an indoor swimming lap pool, approximate size would be 15' X 60'. They are looking at the possibility of a sling hoist to get people in and out of the pool that are handicapped. The schools could use it for training, but not for time trials. They expect it to be 6 to 9 months before the loan is approved by the SBA.

EXTENSION: Bob Seaton appeared before the Board to discuss irrigation systems. He also discussed the Fairboard and the 4-H Club. Upcoming activities were explained.

FAIRGROUND MOTOR SPORTS: A bill of sale was drawn up by Attorney Slough between Montezuma County, Jim Rodd, and other members of the organization to convey interest to the County. An agreement will be drawn up next, spelling out all details involving the transfer. A meeting will be set up between Jim Rodd and Corky Hunt to draw up the agreement as soon as possible.

PLANNING: Resolution #P-59-87 was presented whereby Lucy Conder would be granted a variance to the subdivision regulations to separate 10 acres from 39.94 acres in Section 32, T37N, R15W. Comm Maynes moved to adopt the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. Resolution #P-60-87 was presented whereby Bolarck Minerals, Inc. Would be granted a variance to the subdivision regulations to separate 10 acres from 143.6 acres in Section 2 and Section 3, T36N, R13W. Comm Maynes moved to adopt the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, eye; Bauer, aye; motion carried. Resolution #P-61-87 was presented whereby Harold Bradley would be granted a variance to the subdivision regulations to separate a 4.95 acre parcel from 19.43 acres in Tract 39, T36N, R12W. Comm Bauer moved to adopt the resolution, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried. A request for a variance to the subdivision regulations was received from Dan Michaelis to separate and sell 3 acres from 14.50 acres. Verbal approval given, with the restriction that the remaining land will not be divided for an indefinite time.

MEETING CANCELLED: Due to the holidays, there will not be a County Commissioner's meeting on December 28, 1987. The next meeting will be held on January 4, 1988.

ASSESSOR: Bob Cruzan met with the Board to discuss tax rates. Tax increases will fluctuate according to the class of house that is evaluated. Values are more realistic on newer, fancier homes, thus their tax dollars will increase. Commercial buildings could also increase drastically. The assessments are within 2 or 3% of being 100% on values on residential, and within 5% below on commercial buildings. Now it's more of a 1 on 1 deal instead of across the board. Most are appraised on an individual basis, especially on residences.

RESOLUTIONS: Resolution #23-87 was presented whereby the 1987 budget appropriation for the Road and Bridge Fund is hereby increased by \$200,000.00. Comm Maynes moved to adopt the resolution, seconded by Comm Bauer. Colbert, aye; Maynes, aye; Bauer, aye; motion carried. Resolution #24-87 was presented whereby the 1987 budget appropriation for the General Fund is hereby increased by \$100,000.00. Comm Bauer moved to adopt the resolution, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

ROAD DEPARTMENT: Sup Roberts gave the road report to the Board. He presented a preliminary plan for a live snow fence for their review. Dump sites vs. transfer stations were discussed. A used roll-over protection cab for a D-8 was located. The Dodge pickup was equipped with a blade and delivered to Jack Click for blading snow purposes. Sup Roberts reported that maintenance records are being kept in each County vehicle for maintenance and repair work needed. He will put together a year-end summary for work the County has done for the past year to be published in the paper.

COUNTY HOLIDAYS FOR 1988: Comm Bauer moved to approve County holidays for 1988, seconded by Comm Maynes. Colbert, aye; Bauer, aye; Maynes, aye; motion carried.

DEPARTMENT OF SOCIAL SERVICES: was conducted.

ADJOURNED: At 2:30 p. m.

CLERK           CHAIRMAN

SEAL