

# 1991 Montezuma County Commissioners' Minutes

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## **AUTHENTICITY CERTIFICATE**

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December 2002

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**Minutes 01/07/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
JANUARY 7, 1991

STATE OF COLORADO )

)ss.

1-15-91

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 7th day of January, 1991, there were present:

Thomas K. Colbert, Chairman  
Robert L. Maynes, Commissioner  
W. C. "Bill" Bauer, Commissioner  
Bob Slough, Attorney  
Jean DeGraff, Clerk  
Thomas J. Weaver, Administrator

MINUTES of the previous regular meeting held Monday, December 31, 1990 were read. Comm Bauer moved to approve these minutes, seconded by Comm Maynes and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. After reviewing two bids, Comm Bauer moved to approve the purchase of a Cannon copier for the Health Dept. in the amount of \$3504.00. Seconded by Comm Maynes and carried. Clerk's and Sheriff's report for December, 1990 were received and reviewed.

RESOLUTION #1-91 was presented whereby line item 2000 of the Road and Bridge Fund budget be increased by \$120,000.00 Comm Bauer moved to adopt this resolution and direct the Clerk to issue an order to the Treasurer to transfer \$30,000 from the Landfill account and \$90,000.00 from the Capital Outlay account to line item 2000 of the Road and Bridge Fund. Motion seconded by Comm Maynes and carried.

FINAL REPORT was given by Commissioner Bauer concerning Roads, Landfill, Club 20 and other items of concern.

HEALTH Nurse Bette Sutter presented a temporary contract between Montezuma County Health Department and Speech Therapist Bill Larrick until the Hospital can obtain a therapist. This has been approved by SWM Hospital. Comm Bauer moved to accept this contract, seconded by Comm Maynes and carried.

ROAD DEPARTMENT Supervisor Kyle Roberts reported on snow removal since the storm began, All crews are out trying to clean up slush, etc. Comm Colbert reported a complaint he had received on Road 25 at Road T and also at Road 24 and Road T. Roberts will check. He stated that they are crushing 3" base rock in McElmo. Equipment maintenance is being done. Evaluations will be done before the 18th and re-organization was discussed.

BOARD OF SOCIAL SERVICE was conducted.

ADJOURNED

Clerk                      Chairman

SEAL

**Minutes 01/08/1991 Re-organizational**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
JANUARY 8, 1991

At a re-organizational meeting of the Board of Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado on Tuesday, the 8th day of January, 1991, there were present:

Thomas K. Colbert, Chairman 1-15-91

Robert L. Maynes, Commissioner

Robert Brubaker, Commissioner

Bob Slough, Attorney

Jean DeGraff, Clerk

Thomas J. Weaver, Administrator

ELECTION OF OFFICERS: Comm Colbert made a motion to elect Comm Maynes as Chairman of the Board of Commissioners for 1991, seconded by Comm Brubaker and carried.

Chairman Maynes chaired the rest of the meeting.

Comm. Colbert then moved to elect Comm Brubaker as vice-Chairman for 1991, seconded by Comm Maynes and carried.

Comm Maynes moved to elect Comm Colbert as Commissioner of Deeds for 1991, seconded by Comm Brubaker and carried.

APPOINTMENTS FOR 1991: Comm Colbert moved to appoint the following persons to the several different offices:

County Attorney: Bob Slough

Road Supervisor: Kyle Roberts

Director of Social Services: JoAnna Goldenbough

Administrator and Budget Officer: Thomas J. Weaver

Health Officer: Dr. Kent Aiken

Civil Defense Director and Veteran's Officer: Bob Reser

Motion seconded by Comm Brubaker and carried. It was noted that the Auditor will be appointed at a later date.

DEPOSITORIES: Comm Colbert moved to designate the following local depositories: First National Bank, Cortez Citizens State Bank, Cortez Valley National Bank, Cortez Dolores State Bank, Dolores Mancos Valley Bank, Mancos Centennial Savings Bank, Cortez Motion seconded by Comm Brubaker and carried.

LEGAL PUBLICATION: Comm Brubaker moved to continue the rotation system and appoint the Cortez Newspapers as the legal publication for 1991, seconded by Comm Colbert and carried.

OTHER APPOINTMENTS: Comm Maynes was appointed to serve on the Region 9 Economic Development Board; Comm Brubaker was appointed to serve on the AAA Board. There was no appointment made to the CDC Board. After discussion, Comm Brubaker moved to appoint W. C. Bauer as the Montezuma County representative to Club 20.

ROAD DEPARTMENT: Comm Brubaker noted that he had received a complaint concerning Road S, east and west.

The new Board proceeded to meet with the Director of Social Services.

ADJOURNED

Clerk

Chairman

SEAL

**Minutes 01/14/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
JANUARY 14, 1991

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 14th day of January, 1991, there were present:

Robert C. Maynes, Chairman  
Robert Brubaker, Commissioner  
Thomas K. Colbert, Commissioner  
Bob Slough, Attorney  
Jean DeGraff, Clerk  
Thomas J. Weaver, Administrator

MINUTES of the previous organizational meeting held Tuesday, January 8, 1991 and of the regular meeting held Monday, January 7, 1991 were read. Comm Colbert moved to approve these minutes, seconded by Comm Brubaker and carried.

OPENING OF BIDS: It being 9:00 a.m., the time set aside, roll was called of all Commissioners and all being present, the public hearing was postponed until after the opening of bids for a building to be built at the Fairgrounds. Proof of publication was read. Comm Colbert made a motion that the bid receipt would close, seconded by Comm Brubaker and carried. The bids were read as follows: Heath Co., \$61,075.00; WDN Const., \$53,600.00; Bell Bros., \$43,230.00; Morris Bros., \$47,258.00; Day Star, \$72,875.00. Comm Colbert made a motion to accept the low bid of Bell Bros. if the specifications were correct. Seconded by Comm Brubaker and carried, Eng. Roach will check specifications. These proceedings were taped for the record.

PUBLIC HEARING FOR FLOODPLAIN ORDINANCE This public hearing having been opened and postponed at the proper time, proof of publication was read by the Clerk. It was noted and made a part of the minutes that articles concerning this ordinance appeared in the two other newspapers as well as the legal publication, The following persons spoke in favor of this proposed Montezuma County Flood Damage Prevention Ordinance #1-91: Charles Haley, FNB; Mike Losh, CSB; Bonnie Davis, VNB; Jim Sheppard, Centennial Savings; Bob Durant, Realtor and Susan Hatter. Also present and voting "aye" were Marjie Sittner and Judi Lichliter. There was no one opposed in the audience. Comm Colbert moved to close the hearing, read the proposed Ordinance #1-91 into the minutes and cause it to be published. Motion seconded by Comm Brubaker and carried. These proceedings were taped for the record. Proposed Ordinance #1-91 was then read.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. A letter of request was received from the Mancos Chamber of Commerce for funds to help defray costs of two part time workers at the Visitor's Center. Tabled

EMERGENCY TELEPHONE AUTHORITY: The Board of Commissioners then sat as the Emergency Telephone Authority to conduct the following business. Comm Brubaker made a motion to direct the Clerk to issue an order to the County Treasurer to transfer the amount of \$447.90 out of the 911 account and pay this amount to Farmers Telephone Company, Inc. at PO Box 369, Pleasant View, Colorado, 81331. Motion seconded by Comm Colbert and carried.

LIQUOR LICENSE: Clerk DeGraff presented an application for renewal of a 3.2% beer license and a retail liquor license both for Sportsman Center, Inc. Under Sheriff Brunk reported no problems with these outlets. Comm Colbert moved to approve these applications, seconded by Comm Brubaker and carried.

CLERK DeGraff then requested a medical leave of absence without pay for employee Lois Garcia for the month of January. Comm Colbert moved to approve this request noting that this request, would be made monthly, seconded by Comm Brubaker and carried.

FAIRGROUNDS HANDICAP PARKING: Judi Lichliter discussed the problems at the Fairgrounds with handicap parking. The Board will meet with Mrs. Lichliter tomorrow at the Fairgrounds.

TREASURER Bobbie Spore gave her monthly report. She also presented the Public Trustee's quarterly report. Mrs. Spore again requested that investment pools be used. The local banks don't want to take that amount of money for a six day period but an investment pool would be able to pay the County interest. The Commissioners stated that they would like reports on these investments. Mrs. Spore Stated that she had \$1 .00 in Colo Trust at this time. Comm Brubaker moved to include Colo Trust, Jeff Trust and C Safe in the list of depositories and requested a monthly report on these investments. Seconded by Comm Colbert and carried. BOARD OF SOCIAL SERVICE conducted.

TRANSCOLORADO representative Rich Chamberlain reported on the proposed pipeline, its changes and alternate routes. He stated that construction would not begin until 3-92 at the earliest. Mr. Chamberlain also stated that alternate Route J (San Juan National Forest Route) was picked as the company preferred route. Also in attendance were Chuck Finch, project manager, BLM; Miles Weaver, project coordinator, Forest Service; Kathryn Bulinski, lands specialist, BLM and Curt Dallinger, project manager, TransColorado.

FOUR CORNERS HERITAGE COUNCIL: Ken Francis reported on the Four Corners Governor's Conference which was held last fall. One of the recommendations from this conference was creating the Four Corners Heritage Council. Three appointments to this council would be made by each Governor of the four States. The Archeological Conservation Committee would like to draft legislation to create the Anasazi National Historical Park. Also attending this meeting were Leo Black, Bob Mustoe, Kelly Mustoe and Gwen Lachelt. These persons objected to the proposed legislation suggested by the Archeological Conservancy represented by Mark Michaels. It was suggested that the proposers of this legislation be invited to meet in Montezuma County for a public meeting. A letter will be written to Senator Wirth and Rep. Campbell so that they could either attend or send a staff person. Mr. Francis requested support in building the Four Corners Heritage Council.

PLANNING: Planning resolution #P1-91 was presented whereby Rodney Lipe would be granted an exemption to the subdivision regulations to create a 3.85 acre and a 18.15 acre tract in Section 6, T36N, R16W. Comm Colbert moved to adopt this resolution, seconded by Comm Brubaker and carried.

ATTORNEY Slough reported that. Montezuma County's request for a hearing concerning the pipeline construction had been denied by the Federal Energy Regulatory Commission as the County's concerns will be addressed by an environmental impact study including private landowner interests.

ADJOURNED

Clerk    Chairman

SEAL

**Minutes 01/21/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
JANUARY 21, 1991

STATE: OF COLORADO     )  
                                  )ss.         JAN 28 1991

COUNTY OF MONTEZUMA    )

At a regular meeting of the Board of Commissioners, Montezuma County, held at the Courthouse in Cortez, Colorado, on January 21, 1991, there were present:

Robert L. Maynes, Chairman  
Robert D. Brubaker, Commissioner  
Thomas K. Colbert, Commissioner  
Bob Slough, Attorney  
Jean DeGraff, Clerk  
Thomas J. Weaver, Administrator

MINUTES of the previous regular meeting held Monday, January 14, 1991, were read. Corrections were made concerning the TransColorado portion and also the meeting with Ken Frances. Comm Brubaker made a motion to approve these corrected minutes, seconded by Comm Maynes and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted.

ASSESSOR Cruzan presented a list of items he needs to purchase from the Assessor's budget as follows: two filing cabinets, an additional telephone and installation, four chairs, seven chairs recovered for a total of \$1215.85. He also requested a new line printer at a cost of approximately \$6200. Maintenance contracts were discussed. Mr. Cruzan was instructed to work with Mr. Weaver, Budget Officer, to purchase these items.

REVOLVING LOAN: Eddie Mac Taylor, Will and Nancy Stone appeared to present a business plan for the Mesa Verde Stage Line to be located in Mancos. Allen Klein of CDC was also present. They need a loan of \$20,000. After reviewing their plan, Mr. Klein has agreed to help refine this plan and again present it.

LIQUOR LICENSE: Application for renewal of a hotel and restaurant license for Stoner Lodge was presented. Letters of approval from Undersheriff Brunk and from the County Health Dept accompanied this application. Comm Colbert moved to renew this license, seconded by Comm Brubaker and carried. Also submitted was a request from Smitty's Liquors to modify their liquor storage room. Comm Colbert moved to approve this modification, seconded by Comm Brubaker and carried.

FOR PET'S SAKE members Louise Long, Roger Hazlewood, Mary Fosnot, Jennifer Caveney, Patty Thomas, Ingrid Hartley and others met to discuss the 24 hour limit that the County would pay High Country Kennels for keeping unidentifiable cats and dogs. Also present was Betty McClellan of High Country Kennels. Colorado State Statutes were reviewed by Attorney Slough. Bob Conners spoke in favor of the Commissioner's decision. After much discussion Comm Colbert made a motion to contribute a total of \$4000.00 to Betty McClellan dba High Country Kennels for the calendar year of 1991 payable in monthly payments of \$333.33 to help reimburse High Country Kennels for expenses incurred relating to unclaimed dogs and cats. Motion seconded by Comm Brubaker and carried.

CLERK I RECORDER DeGraff presented her annual report for 1990.

ROAD DEPARTMENT Supervisor Roberts discussed and the Board reviewed a flow chart for his department.



SHERIFF: Undersheriff Brunk reported that the comments that were made by the Animal Control Officer to the newspaper were premature. The Sheriff will contact local veterinarians to see if they would accept a possible rabid animal for impounding. He also reported that juveniles can no longer be held under the same roof as adults which poses a problem at the justice building.

BOARD OF SOCIAL SERVICES conducted.

PLANNING: Verbal approval for variances were presented as follows: Don A. Jacobsen to sell 24 acres out of 40, tabled. Bert and Pearl Ray to sell 11.5 acres to adjoining land owner, Don Dove, approved. Ken Decker had been previously give an verbal o.k. to sell 10 acres. He has now changed that to another 10 acres, approved.

SOUTHWEST TOURISM BOARD: Comm Brubaker moved to appoint. Allen Klein to the Southwest Tourism Board. Seconded by Comm Maynes and carried.

ACCOUNTS PAYABLE: The following business was done on January 14, 1991 but did not appear in those minutes. General fund vouchers #12619 to #12810 in the amount of \$107,779.00 and Road fund vouchers #4668 to #4729 in the amount of \$186,480.74 were allowed and ordered paid.

ADJOURNED

Clerk

Chairman

SEAL

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**Minutes 01/28/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
JANUARY 28, 1991

STATE OF COLORADO     )  
                                  ) ss.  
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 28th day of January, 1991, there were present:

- Robert L. Maynes, Chairman
- Robert D. Brubaker, Commissioner
- Thomas K. Colbert, Commissioner
- Bob Slough, Attorney
- Jean DeGraff, Clerk
- Thomas J. Weaver, Administrator

MINUTES of the previous regular meeting held Monday, January 21, 1991 were read. Comm Colbert moved to approve these minutes, seconded by Comm Brubaker and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. A letter of thanks was received from Jennifer Caveney, President of For Pet's Sake.

RESOLUTION #2-91 was introduced whereby Bill Head was honored for 20 years of dedicated service to the County. Comm Colbert moved to adopt this resolution, seconded by Comm Brubaker and carried.

SHERRON SPENCER appeared concerning an incident he alleged happened at the jail on March 15-16, 1990. According to Mr. Spencer, he was mistreated by jail personnel and suffered injury as a result of their activities. Attorney Slough showed Mr. Spencer a letter stamped "received 10-24-90" indicating that Mr. Spencer had filed a claim for injuries and damages sustained by Mr. Spencer. The letter stamped "received 10-24-90" was identified by Mr. Spencer as the claim he filed and used on the March 15-16, 1990 incident. The Commissioners advised Mr. Spencer that he had failed to timely file his claim.

HEALTH DEPARTMENT Nurse Bette Sutter presented a contract between Montezuma County Health Department and the Colorado State Health Department for AIDs testing and counseling. Comm Colbert moved to approve this contract, seconded by Comm Brubaker and carried.

PLANNING: Joe Dean appeared to discuss a requested variance to the subdivision regulations for Don Jacobson which was tabled last week. The Board agreed to meet with Mr. Dean at the property on Wednesday. A request for a variance to the subdivision regulations was presented for Thomas and Marilyn Kirchoff, owners of 26 acres requesting a three-way split. They will be notified that a two-way split would be approved by the Board but the three-way will have to be presented to the Planning Commission.

EMERGENCY FIRE FUND new contract was reviewed by the Board and compared with the present contract.

BOARD OF SOCIAL SERVICES conducted.

TREASURER: Resolution #3-91 was presented whereby the County Treasurer is authorized to execute the trust indenture or documents necessary to establish an account with CSAFE. Comm Colbert moved to adopt this resolution, seconded by Comm Brubaker carried. Resolution #4-91 was presented whereby the County Treasurer is authorized to execute the trust indenture or documents necessary to establish an account with JEFFTRUST. Comm Colbert moved to adopt this resolution, seconded by Comm Brubaker and carried. ROAD DEPARTMENT Supervisor Roberts reported on road conditions and maintenance. The crusher is being set up in McElmo Canyon. Reorganization of the Department was discussed.

ADJOURNED

Clerk Chairman

SEAL

Online Copy

**Minutes 02/04/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
FEBRUARY 4, 1991

STATE OF COLORADO        )  
                                  )ss.  
COUNTY OF MONTEZUMA    )

FEB 11 1991

At a regular meeting of the Board of Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado on Monday, the Fourth day of February, 1991, there were present:

Robert L. Maynes, Chairman  
Robert D. Brubaker, Commissioner  
Thomas K. Colbert, Commissioner  
Bob Slough, Attorney  
Jean DeGraff, Clerk  
Thomas J. Weaver, Administrator

MINUTES of the previous regular meeting held January 28, 1991 were read. Comm Brubaker moved to approve these minutes, seconded by Comm Colbert. Carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. Sheriff's report for January 1991 was received.

CORTEZ CEMETERY DISTRICT: A letter was received from the Cortez Cemetery Board stating that the term of office was up for George Wickstrom on that Board and recommending that Mr. Wickstrom be re-appointed to another term. Comm Colbert moved to appoint George Wickstrom to the Cortez Cemetery Board, seconded by Comm Brubaker and carried.

CLERK'S INSURANCE FEES: Comm Maynes stated that he had received complaints concerning the penalty fees on motor vehicle renewal cards. Clerk DeGraff noted that there had been a lot of complaints but that this was the law which was enacted last year. Trailers are exempt at this time and if any fees had been collected on trailers, they had been refunded.

EMERGENCY AMBULANCE FUND: A letter was received from Pat Donnelly of the VoTech School asking to coordinate the distribution of these funds through the school for training that they provide. County would receive \$9950.00.

PAYROLL: The following vouchers were approved: General fund vouchers #5085 through #5185, \$102447.38, #12816 in the amount of \$63964.33 and #12815 in the amount of \$1116232. Road fund vouchers #5186 through #5224 in the amount of \$54116.19 and #4732 in the amount of \$35941.03.

ABATEMENTS: The following abatements were taped for the record. Roll was called. Deputy Assessors Andrea Ethington and James Snow were present. Petition for abatement of taxes for 1989 and 1990 was received for Arthur S and Emalou Norris for erroneous assessment in the amount of \$210.75, Mrs Norris was present. This petition was recommended for abatement by the Assessor. Comm Brubaker moved to allow this petition, seconded by Comm Colbert and carried.

Petition for abatement of property tax for 1990 was received for Ruth M. Darland for erroneous assessment in the amount of \$53.68. Mrs. Darland was present. This petition was recommended for abatement by the Assessor. Comm Colbert moved to approve this petition, seconded by Comm Brubaker and carried.

Petition for refund of property tax for 1989 was presented for Bill and Sandra L. Williams for erroneous assessment in the amount of \$213.47. This refund was recommended by the Assessor. Comm Colbert moved to approve this petition, seconded by Comm Brubaker and carried.

Petition for abatement of property tax for 1989 and 1990 was presented for Rex Loyd Tozer for erroneous assessment in the amount of #442.59. This abatement was recommended by the Assessor. Comm Brubaker moved to approve this petition, seconded by Comm Colbert and carried.

Petition for abatement of property tax for 1990 was presented for First Interstate Bank, Denver in the amount of \$167.65. This abatement was recommended by the Assessor. Comm Colbert moved to approve this petition, seconded by Comm Brubaker and carried.

TREASURER Spore presented her six month report.

REAPPORTIONMENT: Floyd Ray stated that a bi-partisan Reapportionment Committee had been formed to work with the State Reapportionment Committee to see if Montezuma County and all rural counties could be kept whole. He will keep the Commissioners informed when their support is needed.

COUNTY AGENT AND EXTENSION AGENT Bob Seaton and Jan High reported on their activities. Fairboard members were discussed.

FAIRBOARD: The following persons were appointed by the Commissioners to the Fairboard for 1991 to 1993: Allen Lichliter, Sherry Yates and Bill Zellmer.

BID OPENING: It being 10:00 a.m., the time set aside, the Board prepared to open bids for the construction of two bridge abutments for construction of a bridge on County Road 39, four miles southwest of Mancos. Public Notice was read by the Clerk. Chm Maynes declared that the time for receipt of bids was closed. The bids were as follows: Southwest Contractors, \$22,447.50; Triple L, \$33,825.00; JM Const., \$21,217.50; Clerici Const, \$20,848.50; RC Co., \$12,054.00; Backwoods Bldrs., \$23,100.00. Comm Colbert moved to accept the low bid of RC Co. in the amount of \$12,054.00 contingent on the review of the bid by Eng. Roach, seconded by Comm Brubaker and carried.

REVOLVING LOAN FUND: Will and Nancy Stone, owners of the Mesa Verde Stage, gave a progress report on funding of their business.

HEALTH DEPARTMENT Nurse Bette Sutter reviewed the EPSDT contract between the County and the State Health Department. This has been cut to a 50% funding. Tabled for further information. 1990 Annual report was submitted and reviewed.

ENGINEER Roach reported a favorable review of the bid submitted by RC Co.

LANDFILL issues were discussed. A public hearing was set for March 25, 1991 to set new fees. Possible land acquisitions were discussed.

FAIRGROUNDS: Cookie Pickens of the Barrel Racers Assoc. discussed a request for holding a calcutta at the fairgrounds. Attorney Slough read the law concerning gambling. Mgr. Dante Sena has checked with other fairground managers in the area and they don't allow calcuttas. Mrs. Pickens will check with the DA and the Sheriff. Mr. Sena reported on dust problems at the coliseum.

The Commissioners had lunch with the Cortez City Council and met with the Justice Building Committee and the Airport Committee.

ROAD DEPARTMENT Supervisor Kyle Roberts reported that some regraveling on County Road H was being done. Ice problems were discussed. The Department project list was presented and will be finalized after the Road Advisory Committee has reviewed the plan.

STATIONERY The only bid received for stationery was received from Pleasant Press. Comm Colbert moved to award the bid to Pleasant Press, seconded by Comm Brubaker and carried.

PLANNING: Resolution #P2-91 was presented whereby Charles B. Layer and Harold Patrick O'Neal would be granted a variance to the subdivision regulations to split 15.5 acres in Section 12, T26N, R14W. Comm Colbert moved to adopt this resolution, seconded by Comm Brubaker, and carried. Resolution #P3-91 was presented whereby Dale D. and Susan Claxton would be granted a variance to the subdivision regulations to obtain financing on five acres out of 12.08 acres in 15, T36N, R16W. Comm Colbert moved to adopt this resolution, seconded by Comm Brubaker and carried. Tentative approval was given for Don Jacobsen to sell a 30 acre tract to an adjoining landowner

BOARD OF SOCIAL SERVICES conducted.

ROOT SMOOT reported that the Bu-Rec had landlocked her land by only deeding her a 20' quit claim deed.

The Board will check with the Bur-Rec.

EMERGENCY FIRE FUND CONTRACT: Dick Bertkholtz of the Forest Service appeared to discuss a new contract. Attny Slough's opinion was that the original agreement was quite clear. Mr. Bertkholtz reported that this new contract had been prepared by a committee of Commissioners, Sheriffs and Forest Service personnel. The Board will revise the new copy and send to Mr. Bertkholtz to how to the State people.

SHERIFF: Undersheriff Mike Brunk discussed the juvenile holding problem. He also stated that transporting juveniles would be costly.

JAIL INSPECTION was made on January 28, 1991 and it was found to be in good condition.

ADJOURNED

Clerk Chairman

SEAL

**Minutes 02/11/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
FEBRUARY 11, 1991

STATE OF COLORADO     )  
  )ss.  
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 February, 1991, there were present:

- Robert L. Maynes, Chairman
- Robert D. Brubaker, Commissioner
- Thomas K. Colbert, Commissioner
- Bob Slough, Attorney
- Jean DeGraff, Clerk

FEB 20 1991

MINUTES of the previous regular meeting held Monday, February 4, 1991 were read. Comm Colbert moved to approve these minutes, seconded by Comm Brubaker and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. Clerk's report received for January 1991.

COMMUNITY CORRECTIONS BOARD: District Judge Grace S. Merlo and Probation Officer Steve Britten reported that the County Corrections Board which was established several years ago, has not been active. Those on the Board at this time are the County Commissioners, Public Defender Curt Bobbit, County Judge Sharon Hanson, and District Judge Grace Merlo. Mr. Britten and Judge Merlo would like to see the Board reorganized and have Mr. Britten appointed to this Board. The Commissioners asked that Mr. Britten recommend names for the Board and the Commissioners will appoint at a later date.

REAPPORTIONMENT: Wayne Schwindt and Floyd Ray appeared to discuss keeping Montezuma County and other rural counties whole. Resolution 5-91 was presented whereby the Montezuma County Commissioners do hereby declare their support for the efforts of the Bi-partisan Committee to Keep Montezuma County Whole and to keep all rural Colorado county boundaries intact within their respective legislative districts and asking other key people in the state to actively support this concept. Comm Colbert moved to adopt this resolution, seconded by Comm Brubaker and carried. The Board also agreed to allow this committee up to \$200 in postage.

LIQUOR LICENSE: Application for extended hours for Stoner Lodge was received. Comm Brubaker moved to approve this application, seconded by Comm Colbert and carried. An application for renewal of a 3.2% beer license for Mesa Oasis Campground was received. A letter from the Sheriff 's Dept. accompanied this application showing "no problems" with this outlet. Comm Colbert. moved to approve this application, seconded by Comm Brubaker and carried.

911: The County Commissioners, sitting as the Emergency Telephone Authority conducted the following business: Comm Colbert made a motion to direct the Clerk to issue an order to the County Treasurer to transfer the amount of \$447.90 out of the 911 account and pay this amount to Farmers Telephone Company, Inc. at PO Box 369, Pleasant View, Colorado, 81331. Motion seconded by Comm Brubaker and carried.

HOLIDAY: Due to next Monday being President's Day, a legal holiday, the Board will have it's next regular meeting on Tuesday, February 19, 1991.

EMERGENCY FIRE FUND: Attorney Slough reviewed the proposed contract agreement. The County's recommendations for possible changes next year will be submitted to the State Forest Service and its Task Force. Comm Brubaker made a motion to enter into a contract agreement for Emergency Fire Funding with the State Forest Service for forest and watershed fire control. Seconded by Comm Colbert and carried.

ABATEMENT: Petition for abatement of property tax was presented by Deputy Assessor Andrea Ethington for Dennis L. Haley, Edward V. Corey and David E. Hiner, 1990, erroneous assessment, \$113.39 and recommended the approval of this abatement, Comm Colbert moved to approve this petition, seconded by Comm Brubaker, motion carried.

UNITED SEARCH AND RESCUE:

Keith and Dixie Ferrick presented a report on activities since 1975. There were 19 searches in 1990. A problem has come up but it might be resolved by meeting with all persons concerned. The Administrator will set up a meeting.

U.S. FOREST SERVICE: John Noland and Jim Connor appeared to discuss cooperative agreements on forest service roads. Eng. Roach was also present.

Schedule A's were signed by the Board.

ACCOUNTS PAYABLE: General fund vouchers #12811 thru #13009 in the amount of \$166,652.32 and Road fund vouchers #4731 thru #4792 in the amount of \$127,502.16 were approved for payment.

FAIRGROUNDS: Cookie Pickens of the Barrel Racers Assoc reported that she had talked to District Attorney George Buck and he said that as long as no funds were held at a calcutta, it was not illegal but social gambling. She could charge admission or ask for donations. She also talked to Undersheriff Brunk and he said that they would go by what the DA had said. The Commissioners then approved having a calcutta at the Coliseum. Mgr. Dante Sena discussed parking. He also reported that a request had been made to hold a pow-wow at the coliseum as a benefit. He was given approval to charge \$8.00 per hour.

ROAD DEPARTMENT; Supervisor Kyle Roberts, Eng. Roach and the Road Committee; Arthur Wilson, Frank Willburn, Whetsel Allen, Eldon Zwicker, Les Nunn and Fred Schaak met with the Board to discuss the Road plans for 1991.

BOARD OF SOCIAL SERVICES conducted.

ADJOURNED.

CLERK CHAIRMAN

SEAL



**Minutes 02/19/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
FEBRUARY 19, 1991

STATE OF COLORADO     )  
                                  )ss.  
COUNTY OF MONTEZUMA )

FEB 26 1991

At a regular meeting of the Board of Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday the 19th day of February, 1991 there were present:

Robert L. Maynes, Chairman  
Robert D. Brubaker, Commissioner  
Thomas K. Colbert, Commissioner  
Bob Slough, Attorney  
Jean DeGraff, Clerk  
Thomas J. Weaver, Administrator

MINUTES of the previous regular meeting held Monday, February 11, 1991 were read. Comm Brubaker moved to approve these minutes, seconded by Comm Colbert and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. A memo was received from Steve Britten, Probation Officer, stating that the State statutes does not state who will serve on the Community Corrections Board and that he recommended that the Commissioners appoint Curt Bobbit, Public Defender; Steve Britten, Probation Officer and one of the County Commissioners. This was tabled.

ABATEMENTS: Roll was called. Assessor Cruzan was present. All proceedings were taped for the record. A petition for an abatement for property tax on an unknown owner of a tract of land in Mancos was discussed.

Mr. Bill Hendricksen was present as he had been paying the redemption tax on this property. Comm Colbert made a motion to table this petition for further information, seconded by Comm Brubaker and carried. Petition for abatement of property tax on property owned by Donald J and Heather Lee Pinder was presented showing erroneous assessment for 1990 in the amount of \$495.41. Don Pinder was present. Assessor recommends approval of this petition. Comm Colbert moved to approve this petition, seconded by Comm Brubaker and carried. A petition for abatement of property tax on property owned by John L and Josephine M Pinder was presented showing erroneous assessment for 1990 in the amount of \$223.27. Don Pinder was present and this was recommended by Assessor Cruzan. Comm Brubaker moved to approve this petition, seconded by Comm Colbert and carried. A petition for abatement of property tax on property owned by Macaluso Oil Company was presented showing erroneous assessment for 1990 in the amount of \$431.33 and recommended by Assessor Cruzan. Comm Colbert moved to approve this petition, seconded by Comm Brubaker and carried. A petition for abatement of property tax on property owned by Juball H. and Jennilynn E O'Dell was presented showing erroneous assessment for 1990 in the amount of \$134.34 and recommended by Assessor Cruzan. Comm Brubaker moved to approve this petition, seconded by Comm Colbert and carried. A petition for abatement of property tax on property owned by Capital Leasing was presented showing erroneous assessment for 1990 in the amount of \$674.65 and recommended by Assessor Cruzan. Comm Colbert moved to approve this petition, seconded by Comm Brubaker and carried.

LIQUOR LICENSE: Dick Swanner appeared with an application for a retail liquor license. Since the papers have not been checked he was referred to the Clerk's office. The Board approved having the investigation done by the Sheriff within a half-mile radius of the outlet. Mr. Swanner requested a variance to the subdivision regulations and was referred to the Planning Dept.

SHERIFF: Undersheriff Brunk presented a statistical report for the Sheriff's office for 1990. Search and rescue was discussed.

ROAD DEPARTMENT Supervisor Roberts reported on patching, brush clean-up and signs.

FLOODPLAIN ORDINANCE #1-91 was presented along with all of the papers and maps of reference. Comm Brubaker made a motion to approve and adopt this Ordinance #1-91, seconded by Comm Colbert and carried.

BOARD OF SOCIAL SERVICES conducted.

ADJOURNED

Clerk Vice Chairman

SEAL

Online Copy

**Minutes 02/25/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
FEBRUARY 25, 1991

STATE OF COLORADO     )  
  ) ss.  
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 25th day of February, 1991, there were present:

Robert D. Brubaker, Vice Chairman

Thomas K. Colbert, Commissioner

Bob Slough, Attorney

Jean DeGraff, Clerk

Thomas J. Weaver, Administrator

Robert L. Maynes, Chairman, absent.

MINUTES of the previous regular meeting held Tuesday, February 19, 1991 were read. Comm Colbert moved to approve these minutes, seconded by Comm Brubaker and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. Copies of three Energy Impact applications were reviewed by the Board. Comm Colbert moved to prioritize these applications as follows: 1) Airport Fuel Farm 2) Southwest BOCS Distance Learning 3) Ute Mountain Ute Tribe.

LIQUOR LICENSE: An application for a new retail liquor license for Hilltop Liquors and a 3.2% beer license for Skyline Foods, both owned by Dick and Marie Swanner, was presented to the Board, Public hearing date was set for March 25, 1991 at 10:00 a.m. Sheriff will be notified to conduct the investigation in a 1/2 mile radius.

UNKNOWN TRACT OWNER: Bill Hendrickson presented a letter to the Board stating that he does not want this tract of land.

OIL & GAS LEASE: A letter was written to Ampol Exploration Inc., stating that Montezuma County does not wish to participate by signing this lease on minerals owned by Montezuma County in the NW1/4SE1/4 and the NE1/4SW1/4 in Section 23, T38N, R20W.

PLANNING: Resolution #P4-91 was presented whereby Don A. Jacobsen would be granted a variance to the subdivision regulations to sell 29.80 acres in Section 22, T37N, R14W. Comm Colbert made a motion to adopt this resolution, seconded by Comm Brubaker and carried. A request for a variance to the subdivision regulations was presented for Glen Elliott to refinance a 3 plus acre tract. Tentative approval was given.

HEALTH DEPARTMENT Nurse Bette Sutter presented an EPDST contract with the State Health Department. Comm Colbert moved to enter into this contract, seconded by Comm Brubaker and carried.

ABATEMENT: A petition for abatement of property tax on property belonging to Tony D & Genive C Lopez was presented showing erroneous assessment for 1990 in the amount of \$147.11. Neither the Assessor nor the petitioner were present but the Assessor had signed the petition recommending approval of the Board. Comm Colbert moved to approve this petition, seconded by Comm Brubaker and carried.

SENIOR CITIZENS representative Levi Garrett discussed plans for a new building, He thanked the Commissioners for their help but also wants to get the members involved in fund raising.

ELECTIONS: Clerk DeGraff showed the current precinct map and asked if the Board wished to create a precinct on the Ute Mtn Ute Reservation at this time or wait until after reapportionment. After discussion, the Board agreed to wait until after reapportionment.

BOARD OF SOCIAL SERVICE conducted.

SEARCH AND RESCUE: Members of the United Search and Rescue and K-9 Search and Rescue appeared to discuss equipment and other disputes between the two volunteer organizations. Undersheriff Brunk was also in attendance as the Sheriff is the coordinator of these groups. After discussion Keith Ferrick of United Search and Rescue and Charles Melvin of K-9 Search and Rescue were directed to provide the Undersheriff with a list of County owned equipment to be under the direction of the Sheriff's Department.

ADJOURNED

Clerk Chairman

SEAL

Online Copy

**Minutes 03/04/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
MARCH 4, 1991

STATE OF COLORADO     )  
  ) ss.  
COUNTY OF MONTEZUMA )

At a regular meeting of the Board of County Commissioners for Montezuma County, Colorado, on Monday, the 4th day of March, 1991, there were present:

Robert L. Maynes, Chairman  
Robert. D. Brubaker, Commissioner  
Thomas K. Colbert, Commissioner  
Bob Slough, Attorney  
Thomas J. Weaver, Administrator  
Jean DeGraff, Clerk

MAR 12

MINUTES of the previous regular meeting held Monday, February 25, 1991 were read. Comm Brubaker moved to approve these minutes, seconded by Comm Colbert and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. Sheriff's report for February was received. Corrected EPDST contract with State Health Dept was signed by Chm Maynes.

MANCOS VISITOR'S CENTER: Comm Colbert moved to give the Mancos Visitor's Center \$1000 as per their request, with the understanding that they will request County Lodger's Tax in the future. Seconded by Comm Brubaker and carried.

ANNEX: Approval was given to have Brookie and Assoc. Architects, make plans for the Senior Citizens building and do an acoustical evaluation for a cost of \$1240.00.

MANCOS LAND FILL: Les Baker of Baker Sanitation reported that the Mancos Transfer Station was not cost effective. Mancos Mayor Ed Hallan and City Manager Wayne Eppick discussed the possibility of having the dump open only one day a week. Mancos Council will discuss this issue at their next meeting.

PLANNING: Planning resolution #P-5-91 was presented whereby Bert and Pearl Ray would be granted a variance to the subdivision regulations to sell an 11.48 acre tract of land in Section 3, T35N, R16W. Comm Colbert moved to adopt this resolution, seconded by Comm Brubaker and carried.

RETIREMENT RESOLUTION #6-91 was presented whereby James "Elbert" Randles was commended for his 16 years of service to Montezuma County. Comm Colbert moved to adopt this resolution, seconded by Comm Brubaker and carried.

REVOLVING LOAN FUND: Resolution #7-91 was presented whereby Montezuma County would place \$10,000.00 in a Certificate of Deposit at the Mancos Valley Bank as collateral for Will and Nancy Stone dba Sand and Sage Stagecoach Line. Comm Brubaker moved to adopt this resolution, seconded by Comm Colbert and carried.

911: The County Commissioners, sitting as the Emergency Telephone Authority, conducted the following business: Comm Brubaker made a motion to direct the Clerk to issue an order to the County Treasurer to transfer the amount of \$447.90 out of the 911 account and pay this amount to Farmers Telephone Co., Inc. at PO Box 369, Pleasant View, Colorado, 81331. Motion seconded by Comm Colbert and carried.

PAYROLL: Road fund payroll #5552 through #63S9 and #4794 in the amount of \$80,382.94 and General fund payroll #13015 and #5233 through #5331 in the amount of \$114,953.74 was approved for payment.

CLERK DeGraff received approval from the Board for medical leave of absence without pay for March for Lois Garcia.

COMMUNITY CORRECTIONS: After discussion Comm Brubaker made a motion to appoint Steve Britten, Curt Bobbitt and Tim Wood to the Community Corrections Board. Motion seconded and carried.

EMERGENCY MEDICAL FUNDS: As per a proposal from Pat Donnelly, Comm Brubaker moved to give \$9,950 received from Senate Medical Funds, to the San Juan Area VoTech School to be used for EMT training. Motion seconded by Comm Colbert and carried.

ROAD DEPARTMENT: Supervisor Kyle Roberts gave his report. The Board then adjourned to the Annex to view an equipment tape shown by R. T. Scott. As reported by Chm Maynes, Comm Brubaker moved to accept the low bid of U. S. Welding for a Lincoln welder, seconded by Comm Colbert and carried.

COMMUNITY SERVICES: Michael Preston and Sam Burns discussed the Agricultural Trade and Development Center. A sample letter and request form was reviewed which will be sent to governmental subdivision to gather information to be placed in a data base. Also discussed were commonsense approaches to land use, such as guidelines for subdividing. Mr. Preston presented a file of all subdivisions in the County showing how many lots were sold and other pertinent information.

BOARD OF SOCIAL SERVICES conducted.

ADJOURNED

Clerk                      Chairman  
SEAL

Online Copy

**Minutes 03/11/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
MARCH 11, 1991

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 11th day of March, 1991, there were present:

Robert L. Maynes, Chairman  
Robert D. Brubaker, Commissioner  
Thomas K. Colbert, Commissioner  
Bob Slough, Attorney  
Thomas J. Weaver, Administrator  
Jean DeGraff, Clerk

MAR 18 1991

MINUTES of the previous regular meeting held Monday, March 4, 1991 were read. Comm Brubaker moved to approve these minutes, seconded by Comm Colbert and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. Clerk's report for February was received. Brookie's drawings for Senior Citizens add-on building were reviewed.

PUBLIC ROAD: Terry Cornett requested a letter from the Commissioners stating that their road is has public access. The road crosses State land. A letter will be written stating that if the State grants a public right-of-way, the County would recognize it as a public right of way.

ABATEMENTS: Deputy Assessors Jim Snow and Andrea Ethington were present. A petition for abatement of property tax for Rodney Carriker was presented. This petition hearing was continued until March 25, 1993 at 9:00 am. A petition for refund of property tax was presented for Ignacio M and Irene V Martinez, erroneous assessment, 1989, \$164.70. Mr. Martinez was not present. Comm Brubaker made a motion to approve this petition, seconded by Comm Colbert and carried. All proceedings were taped for the record.

CORTEZ CHAMBER OF COMMERCE Lynn Hartman requested use of the parking lot on the south side of the Social Services building so serve meals during the "Ride The Rockies" bicycle event. They want to obtain a special events license from the City to sell beer at that time and need at letter from the County giving their permission to apply for said license.

TRAINING ADVANTAGE: Mary Leighton and Lynn Buchanan of the Job Training Program presented their annual report. Ms. Leighton explained how 39% of the Federal funding allocation comes directly to Montezuma County. They also asked for a letter of support.

FAIRVIEW CEMETERY DISTRICT: A letter was received from the Fairview Cemetery District recommending the re-appointrrient of Laura H. Kennedy to the Cemetery Board. Comm Brubaker moved for this appointment, seconded by Comm Colbert and carried.

LANDFILL: John Carver appeared to review his lease for his property south of Cortez. Mr. Carver does not want to sell this property but would like to have a twenty year lease. Eng. Roach will check this property and report back to Mr. Carver and the Board.

BLOCK GRANT: An application was presented for a block grant in the amount of \$120,000 for Madison House. Comm Colbert moved to approve this application, seconded by Comm Brubaker and carried.

UTILITY TOWER: Wayne Johnson and Charles Bauer presented a petition signed by twenty six families living in a 1 mile radius of this proposed tower and protesting the construction of 300' tower. It was noted that this is the type of construction that could have been prevented if the Land Use regulations had been approved. Attorney Slough cited a public nuisance law in CRS but they would have to address the District Attorney. Although there is nothing else to be done, the Board will write a letter to Cellular Inc inviting them to meet with the Commissioners and asking that a different site might be considered.

ROAD DEPARTMENT: Kyle Roberts gave a road report. The re-opening of the Dolores Norwood Road year is March 15 unless the weather is such that this can't be done. Bids were opened and reviewed for a truck for the Road Department: Colorado Kenworth, \$62869.00; Keese, \$62473.00; Hanson Equipment, \$59488.00. After discussion, Comm Brubaker moved to take the bid of Hanson Equipment Co. for one IHC truck in the amount of \$59488.00. Motion seconded by Comm Colbert and carried. Mr. Roberts pointed out that the IHC loader is in bad shape and in the shop most of the time.

LODGERS TAX: After consideration, Comm Brubaker moved to appoint Margaret Alsup to the Lodger's Tax Board, seconded by Comm Colbert and carried.

BOARD OF SOCIAL SERVICES conducted.

COLORADO STATE EXTENSION: Bill Raley, the District Extension Director introduced himself to the Board and reported on activities throughout his 16 County district.

PLANNING: Tentative approval was given for a variance to the subdivision regulations for Dr. Merrilee Laas to sell ten acres.

ACCOUNTS PAYABLE: General fund vouchers #13011 through #13194 in the amount of \$121,186.58 and Road fund vouchers #4795 through #4866 in the amount of \$80,268.28 were approved for payment.

ADJOURNED

Clerk    Chairman

SEAL



**Minutes 03/18/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
MARCH 18, 1991

STATE OF COLORADO     )  
                                  )     ss.

COUNTY OF MONTEZUMA )     MAR 25 1901

At a regular meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Courthouse in Cortez, on Monday the 18th day of March, 1991, there were present:

Robert L. Maynes, Chairman  
Robert O. Brubaker, Commissioner  
Thomas K. Colbert, Commissioner  
Bob Slough, Attorney  
Thomas J. Weaver, Administrator  
Jean DeGraff, Clerk

MINUTES of the previous regular meeting held March 11, 1991 were read. Comm Brubaker moved to approve these corrected minutes, seconded by Comm Colbert and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. Comm moved to approve a Ford lease purchase on the Montezuma County CARES bus, seconded by Comm Colbert and carried. Comm Brubaker moved to declare the week of April 21 thru April 27 as Victim's Rights Week, seconded by Comm Colbert and carried.

ABATEMENTS: Assessor Robert Cruzan was present and recommended all petitions. Petition for refund of property tax was presented for Frank O. and Uvon S. Noland, erroneous assessment, 1990, refund \$159.74,. Mrs. Noland was present. Comm Colbert moved to approve this petition, seconded by Comm Brubaker and carried. Another petition for Frank O. and Uvon S. Noland was presented; erroneous assessment, 1990, \$268.12 to be refunded. Comm Brubaker moved to approve this petition seconded by Comm Colbert and carried. Petition for abatement of property tax for Alfred H. and Mary A. Maxey was presented; erroneous assessment, 1990, \$105.36. Mr. Maxey was present. Comm Colbert moved to approve this petition, seconded by Comm Brubaker and carried. A petition for abatement of property tax was presented for George R. Jr. and Frances Buck; erroneous assessment, 1990, \$64.08. Comm Brubaker moved to approve this petition, seconded by Comm Colbert. and carried. A petition for abatement of property tax was presented for Allen R. and Valerie Maez; erroneous assessment, 1990, \$173.02. Comm Colbert moved to approve this petition, seconded by Comm Brubaker and carried. A petition for abatement of property tax was presented for Wessie W and Dora Lee Gutke; erroneous assessment, 1990, \$62.83. Comm Brubaker moved to approve this petition, seconded by Comm Colbert and carried. A petition for refund for 1989 and abatement for 1990 of property tax was presented for Ralph E. Vavak; erroneous assessment, \$248.00 to be abated and \$244.94 to be refunded. Comm Colbert moved to approve this petition, seconded by Comm Brubaker and carried. A petition for abatement of property tax was presented for R & O Investment Co.; erroneous assessment, 1990, \$49.15. Comm Brubaker moved to approve this petition, seconded by Comm Colbert and carried. A petition for abatement of property tax was presented for R & O Investment Co.; erroneous assessment, 1990, \$65.93. Comm Colbert moved to approve this petition, seconded by Comm Brubaker and carried. A petition for abatement of property tax was presented for R. A. and Dollie Cox; erroneous assessment, 1990, \$188.93. Comm Brubaker moved to approve this petition, seconded by Comm Colbert and carried.

A petition for abatement of property tax was presented for Stan and Brenda Moore; erroneous assessment, 1990, \$25.83. Comm Colbert moved to approved this petition, seconded by Comm Brubaker and carried. A petition for abatement of property tax was presented for Citizens State Bank: Marlin Wittwer; erroneous assessment, 1990, \$17.47. Comm Brubaker moved to approve this petition, seconded toy Comm Colbert and carried. All proceedings were taped for the record.

TREASURER Bobbie Spore presented her report for February, 1991.

TOWER: The Board discussed the 300' tower that is being built north of Cortez. It was noted that Cellular, Inc. through their representatives, had been invited to meet with the Board to discuss the possibility of finding another location. Their representatives and counsel can meet with the Board on Wednesday, March 20, 1991 at 11:00 a.m. A special meeting is called for that date and time.

ROAD: Vance Koppenhafer reported that he needed help in repairing a portion of an unimproved County Road where Road 38 runs into Road 37 at the end of Mud Creek. He has built a home there. Comm Colbert explained that the County would provide the gravel but that Mr. Koppenhafer would have to haul it. Eng Roach stated that there had been gravel there and that there were a couple of good sized potholes. The Commissioners decided that the County could gravel the two potholes, about 250 yards to the cattle guard. This would take about 2 to 3 loads of gravel.

CAMPGROUNDS; Abe Saunders inquired about. ARA Mesa Verde campground.

ROAD DEPARTMENT: Lloyd Smith representing the Cedaridge Subdivision Landowners Assoc. reported that some folks were using their road (Co. Rd. 27.3) as a shortcut. Commissioners agreed to sign this road at 25 MPH. Supervisor Roberts discussed the engines for the new truck. Comm Colbert reported that the intersections at G & 41 and H & 41 need to posted as they are bus turn-arounds. The shop parts department was discussed.

BOARD OF SOCIAL SERVICE conducted.

BURIAL: Due to the death of an indigent who resided in the County and has no family to bury him, Comm Colbert made a motion to appoint the Deputy Coroner to take charge of the body and provide for burial. Seconded by Comm Brubaker and carried.

PLANNING: Resolution #P-6-91 was presented whereby Don and Patty Randolph would be granted a variance to the subdivision regulations to split 8.89 acres in Section 7, T36N, R15W. Comm Brubaker moved to adopt this resolution, seconded by Comm Colbert and carried. A request for variance to the subdivision regulations was presented for Kenneth and Marty McCabe to split nine plus acres was denied as there was no adequate access.

ADJOURNED

Clerk Chairman

SEAL

**Minutes 03/20/1991 Special**

MAR 27 1991

SPECIAL PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
MARCH 20, 1991

STATE OF COLORADO     )  
                                  )ss.  
COUNTY OF MONTEZUMA )

At a special meeting the Board of Commissioners, Montezuma County, Colorado, held at the Courthouse in Cortez, on Wednesday, the 20th day of March, 1991, there were present:

ROBERT L. MAYNES, CHAIRMAN  
ROBERT D. BRUBAKER, COMMISSIONER  
THOMAS K. COLBERT, COMMISSIONER  
BOB SLOUGH, ATTORNEY  
THOMAS J. WEAVER, ADMINISTRATOR  
JEAN DE GRAFF, CLERK

The matter being referenced today is a discussion of the proposed cellular tower now under construction which requires a permit under County Resolution #15-78 and CRS 24-65.1-501.

The following persons were in attendance: David Long, Cortez Newspapers; Tom Gilliland, Lewis; Wayne Johnson, Cortez; Charles Bauer, Cortez; Joy Robertson, Cellular, Inc.; Amy Shapiro, attorney for Cellular, Inc.; Mike Fluharty, vice president of Cellular, Inc.

These proceedings were taped for the information of those concerned but the minutes are the official record.

Chm Maynes opened the meeting, stating that both parties could work together for benefit of all concerned.

Mr. Fluharty stated that the Cellular Company would like to have the County assist them in locating another site and swap locations. He said this should take no longer than sixty days. They would also like to have the County's permission to build a temporary facility, 50' high plus antenna, at the present site until such a time as it could be moved to the new site. They would also like to have assistance of the County in relocating; cash and in-kind services on a 50-50 basis.

Attorney Slough recommended that legally the Board could issue a temporary permit for the temporary facility. Discussion was had concerning the length of time needed to possibly find a new site and what would be done if that time limit went by and nothing was found. It was noted that both parties would work diligently to find a place for the permanent tower. Wayne Johnson of the Montezuma-Dolores Recreation T.V. District, volunteered to work with the company to find a suitable site. Cellular, Inc. representatives and Wayne Johnson are to meet with the Board of Commissioners at their regular meeting on May 6, 1991, to review all activities and findings to date.

After discussion, Comm Colbert made a motion that Montezuma County would issue a temporary permit for a temporary facility at the present location north of Cortez on Highway 666 to be 50' high plus the antenna; Montezuma County would assist Cellular, Inc. in finding another location and assist in relocating with cash and in-kind services, splitting the cost 50-50, Montezuma County's share not to exceed \$30,000.00 It is noted in this motion that Michael Fluharty, Vice President of Cellular, Inc. and having authority for Cellular, Inc., agreed to this motion, and they will not build the 300' tower at their present location. Motion seconded by Comm Brubaker and carried.

ADJOURNED

Clerk Chairman

SEAL

Online Copy

**Minutes 03/25/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
MARCH 25, 1991

STATE OF COLORADO )

) ss.

APR 1 1991

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 25th day of March, 1991, there were present:

Robert L. Maynes, Chairman

Robert D. Brubaker, Commissioner

Thomas K. Colbert, Commissioner

Bob Slough, Attorney

Thomas J. Weaver, Administrator

Jean DeGraff, Clerk

MINUTES of the previous regular meeting held Monday, March 18th, 1991 were read. Comm Brubaker moved to approve these minutes, seconded by Comm Colbert and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted.

LANDFILL: It being the time set aside, a public hearing was conducted to fix, modify and collect service charges for users at the landfills. Adm. Weaver presented his recommendations. Bruce Smart, the Cortez City Engineer, also gave testimony. After discussion Comm Colbert moved to adopt the fee schedule as attached to be effective April 1, 1991. Motion seconded by Comm Brubaker and carried. Proceedings were taped for information.

TAXES: Rodney Carriker appeared to protest payment of interest on his property tax. Treasurer Spore and Assessor Cruzan were present. Mr. Carriker stated that he and his wife had attempted to have their address changed through the Assessor's and Treasurer's office but that the tax notices had been sent to his ex-partner's address. This property had been properly set for tax sale as per Colorado Statutes when taxes were not paid. Mr. Carriker wants the interest and penalty forgiven when he redeems property. Mr. Carriker stated that he will present a petition for abatement of property tax.

LIQUOR LICENSE It being the time and date set aside, a public hearing was held on the application of Richard J. & Marie Swanner for a retail liquor license in the name of Hilltop Liquors, 27963 Highway 184, Dolores and on the application of Richard J. & Marie Swanner for a 3.2% beer license for Skyline Foodmart, 27963 Highway 184, Dolores. Mr. and Mrs. Swanner were present. It was noted that there was only two persons in the audience; one in favor and one having no opinion. Sheriff's Deputy Steve Pehnall and Clerk's Deputy Betty Davis were also present. Ms. Davis stated that the buildings were not complete at this time pending approval or disapproval of the applications. Deputy Pehnall read his report noting the number of homes in the 1/2 mile area was 22 counting the Swanner home. His report could not be completed until the buildings were finished. The Health Department report could not be done also. After discussion, Comm Brubaker moved to approve a retail liquor license for Hilltop Liquors and a 3.2% beer license for Skyline Foodmart. Although the licenses were approved, they would not be issued until the buildings are complete and the Sheriff's final report and Health Dept. report had been received. Motion seconded by Comm Colbert and carried unanimously. Mr. Swanner stated that in his opinion the application fees were too high; \$500 for both application. All proceedings were taped for informative purposes.

ANNEX: Judi Lichliter appeared to discuss certain problems at the Annex. She stated that the pilot lights on the gas stove were out and gas was leaking. She also stated that it was difficult to clean the annex after use when there was no cleaning supplies.

BILL BAUER reported that the agenda of the Western District meeting of Commissioners to be held Wednesday, March 27, 10:00 am in Montrose, had been changed. Chm Maynes will attend that meeting.

RACEWAY: Everett Sperry and Stuart Wayman of the Racing Association reported that three \$500 scholarships had been donated by the association last year and they hope to do as well this year. They want to flatten the track some more and asked if the County could help. The Board will check with Supervisor Roberts. The 1991 contract will be the same as last year.

PIPELINE: Stanley R Willbanks, Barbara Hamilton, Oscar Hamilton, Richard Gordon, Robert Cellar, Bob Gift, Jeff Coulon and Brandon Johnson met with the Board to ask for help from the Commissioners in dealing with the pipeline companies. They felt that as a group they could demand that certain conditions would be met before any pipeline was opened. The Board will meet in open session tomorrow with Northwest Pipeline representatives to discuss all of these problems.

SALE OF COUNTY EQUIPMENT: Comm Brubaker moved to accept the high bid of Maybell Enterprises Inc, in the amount of \$27,100.00 for the 1966 Cedar Rapids crusher; seconded by Comm Colbert and carried. Comm Colbert moved to accept the only bid of Eric Allsup in the amount of \$3557.39 for the 60' truss bridge; seconded by Comm Brubaker and carried.

PLANNING: Tentative approval for a variance was given for Ruth Smoot to deed three acres to her daughter.

TOWER: Jay Yoakum appeared to protest the County paying 50% of expenses to move the Cellular, Inc. tower to a different location.

ROAD DEPARTMENT Supervisor Roberts reported on road projects. Due to a lot of vandalism at the landfill, power is needed down there to put up a mercury vapor light. They are re-graveling a portion of McElmo Road by Battlerock school and magnesium chloride will be put there also. Other projects were reported concerning the new canal. Jack Kinkade called stating that the Dolores Park needs more gravel. Roberts will contact Joe Rowell. It was noted that the foremen should all be giving the same answer to requests for gravel, etc. The County will furnish the gravel and the persons requesting will have to do the hauling. The Archery Club, who have their range on the Fairground property, have complained that the cattle are getting into their range and eating their targets. The Board agreed that they would furnish the fence for the Archery Club to install.

BOARD OF SOCIAL SERVICE conducted.

Chairman Maynes then declared a recess until 2:30 p.m. tomorrow, March 26, 1991.

NORTHWEST PIPELINE: It being 2:30 pm, Tuesday, March 26, 1991, Chm Maynes reconvened the regular meeting and turned it over to Rob Hawksworth of Northwest Pipeline Inc. who introduced other representatives as follows; Ben Smith, Walt Rhodes, Barry Schwartz, Linda Cherrington and Ron Williams. Mr. Hawksworth explained that their original pipeline, laid in 1965-66 was 26" in diameter and they now need to lay a larger pipe to expand capacity, in the same easement. Northwest has about 27 miles of pipelines in Montezuma County at this time. They will not tear up any County Road or State Highway but will bore underneath them. The Company needs certification from FERC by 1-1-92 in order to begin construction during the first quarter, of 1992.

The meeting was then opened to discussion and questions. Mr. Bement asked about payments and was told that it would depend on the original agreement made in 55-56 but would probably be \$1.00 per linear rod. Mr. Humiston also noted that he had always had bad luck from pipeline companies in that they didn't do what they said they would do. Others in the audience agreed.

Walt Rhodes of Northwest guaranteed that if something was broken, the company would fix it.

It was noted by Mr. Gift that taxes have increased since 55-56 so payments should increase also. Mrs. Robbins stated that landowners pay the taxes but have no control on what is done on the right-of-way.

Another question was asked concerning hiring local people to work on the pipelines to improve local economy. Mr. Hawksworth stated that although pipeline contractors would do the hiring, they would check into this.

Mr. Hawksworth and Mr. Rhodes stated that an up-front agreement would be made with each landowner. Mr. Gift asked that a cash bond from Northwest be submitted to the County to protect the landowner against damage. Attorney Slough suggested a cash deposit instead of a performance bond. Chm Maynes stated that he thought the company should issue something prior to the issuance of a permit by the County.

Comm Colbert explained to the representatives of Northwest Pipeline that the landowners had been mistreated by Northwest and other pipeline companies in the past and that they needed some protection from future abuse. He also stated that a land use permit would have to be applied for by Northwest Pipelines and a public hearing would have to be held. The landowners are the important persons in this situation, he explained.

ADJOURNED at 4:15 pm.

Clerk Chairman

SEAL

**Minutes 04/01/1991 Regular**

PROCEEDINGS OF THE COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
APRIL 1, 1991

STATE OF COLORADO     )  
  ) ss.  
COUNTY OF MONTEZUMA

APR 9 1991

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado held at the Courthouse in Cortez, Colorado on Monday, April 1, 1991, there were present:

- Robert L. Maynes, Chairman
- Robert D. Brubaker, Commissioner
- Thomas K. Colbert, Commissioner
- Bob Slough, Attorney
- Thomas J. Weaver, Administrator
- Jean DeGraff, Clerk

MINUTES of the previous regular meeting held Monday and Tuesday, March 25th and March 26th, 1991 were read. Comm Brubaker moved to approve these minutes as corrected, seconded by Comm Colbert and carried. MISCELLANEOUS CORRESPONDENCE was read and contents noted. Sheriff's report for March was received.

PUBLIC HEARING: It being 9:00 am, the time set aside, a public hearing was conducted on amending the 1991 budget. Roll was called and proof of publication read. It was noted that there was no one in the audience either for or against the resolution. Budget Officer Weaver, presented Resolution #8-91 whereby the Board of Commissioners would authorize the expenditure of such funds by enacting a supplemental budget and appropriation. Comm Colbert moved to adopt this resolution, seconded by Comm Brubaker and carried unanimously. Hearing adjourned. All proceedings were taped for informative purposes.

ROAD DEPARTMENT Supervisor Roberts reported on graveling projects for spring. McElmo Road has been graveled at Battlerock school. Speed on this road was discussed. The installation of a box culvert on County Road H will be started this week. Adm Weaver reported that he had talked to the folks in Utah concerning the cattle guard at Ismay's. He will check with Don Tozer. Mr. Roberts also reported that he would need temporary help this summer.

PAYROLL: General fund vouchers #5377 thru #5471	-	\$102506.22
#13200		11162.32
#13201		65095.19
and Road fund vouchers #5472 thru #5510		49657.81
#4870		30618.99
#4871		2625.00

were approved for March, 1991.

PIPELINE: Bob Gift appeared and presented evidence to indicate that there might not be an easement through part of his property. Other landowners should be notified to check their own easements.

ADJOURNED

Clerk     Chairman



**Minutes 04/08/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
APRIL 8, 1991

STATE OF COLORADO        )  
                                  )ss.        APR 6 1991

COUNTY OF MONTEZUMA    )

At a regular meeting of the Board of Commissioners, Montezuma County, held Monday, April 8, 1991 at the Courthouse in Cortez, Colorado, there were present:

Robert L. Maynes, Chairman  
Robert D. Brubaker, Commissioner  
Thomas K. Colbert, Commissioner  
Bob Slough, Attorney  
Thomas J. Weaver, Administrator  
Jean DeGraff,

The following students and their instructors were present in the am: Ms. Mitzi Wiman, Sandi Sonnier, Brendon Walkenhorst, Clint Jones, Kaleph Walker, Jeb Bowman of Dolores High School, and Mr. Richard Fulton, Sheryl Gray, Jessica Hessonn, Roland Belone, Steven Yazzie, John Howerton, Brent Bonen of the Alternative School.

MINUTES of the regular meeting held Monday, April 1, 1991 were read by the Clerk. Comm Colbert moved to approve these minutes, seconded by Comm Brubaker and carried.

SHERIFF Wood reported the Sheriff's Dept was able to borrow the helicopter from Mesa Verde when the small aircraft went down on the Mesa last week. However if this should happen again and a helicopter was needed, it would cost the County \$600 per hour. The expense could be recovered when the insurance company pays on the wreck but in the meantime could this amount tie used out of the contingency fund? The Board agreed that in the event this should happen on a weekend, Sheriff Wood could notify any one of the Board members or Mr. Weaver; then it would be presented to the Board on the following Monday morning. Mr. Wood presented a Forest Service contract in the amount of \$15,000 for Board approval. \$2000 of this will be used to repair the Dodge animal control pickup. This contract was reviewed by Atty Slough. Comm Brubaker moved to enter into this contract, seconded by Comm Colbert and carried. Chm Maynes also signed Mr. Wood's license from the Justice Dept to analyze drugs. Mr. Wood also reported that Montezuma County would host the State Sheriff's Association workshop June 6, 7 and 8.

An explanation of the current budget, was give to the students.

ABATEMENTS: Deputy Assessor Andrea Ethington presented the following petitions for abatement/refund which were recommended for approval by the Assessor: Trent Carver, erroneous assessment, 1989 and 1990, \$366.25 refunded, \$370.72 abated; Comm Brubaker moved to approve this petition, seconded by Comm Colbert carried. Betty Jo Exum, erroneous assessment, 1990, \$127.76 abatement; Comm Brubaker moved to approve this petition, seconded by Comm Colbert, and carried. Recorded on tape for the record. Explanations were made by Mrs. Ethington and students were questioned as to what their decision would be.

COUNTY AGENT Bob Seaton reported that he had only received two bids on chemicals for this year; Basin Coop -\$7960.60 and IFA - \$7771.80. After discussion with the students, Comm Colbert moved to accept the low bid of IFA, seconded by Comm Brubaker and carried.

TREASURER Bobbie Spore presented her monthly report for March and also her quarterly report for the Public Trustee.

#### BOARD OF SOCIAL SERVICES

COLORADO STATE FOREST SERVICE representative Dick Burkholts again presented the annual operating plan for the Board's approval. Mr. Burkholts will return after lunch. PM: After discussion, Comm Colbert moved to approve this plan, seconded by Comm Brubaker and carried.

Explanations were given the students on the proposed pipeline and on the Federal Energy Regulatory Commission.

The students were treated to pizza and pop. They all thanked the Board for inviting them to this meeting and listening to their input.

PLANNING resolution #P7-91 was presented whereby Ed Berger would be granted a variance to the subdivision regulations to split 10 acres into two parcels in Section 28, T36N, R16W. Comm Brubaker moved to adopt this resolution, seconded by Comm Colbert and carried. Tentative approvals for variances to the sub-division regulations were given as follows: W. L. Lancaster to keep ten acres; Virginia Goza to deed ten acres to her children; and Thomas and Marilyn Kirchoff to split 26 acres with no further splits. Petition for tentative approval for Thomas and Carolyn Ruhl to split 9.5 acres was tabled to check covenants and a possible referral to the planning commission.

ROAD DEPARTMENT Supervisor reported on activities. Mr. Lancaster requested info as to when Road Y and 15 would be worked on. Mr. Roberts reported that the Dolores Norwood Road was opened this a.m. Lee Sparks had requested dust abatement on her road and this was approved at a cost of \$100 per 400 ft.

ORMISTON FUND: After a review, Comm Colbert made a motion directing the Clerk to issue an order to the County Treasurer to pay all of the final medical bills now presented for Lois E. Garcia, a cancer, patient, for a total of \$658.00 Motion seconded by Comm Brubaker and carried.

EMERGENCY TELEPHONE AUTHORITY: The County Commissioners, sitting as the Emergency Telephone Authority, conducted the following business: Comm Brubaker made a motion to direct the Clerk to issue an order to the County Treasurer to pay the amount of \$447.90 out of the 911 account to Farmers Telephone Co., Inc. at PO Box 369, Pleasant View, Colorado 81331. Motion seconded by Comm Colbert and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted, National Federal Land conference will be held June 1. Federal Flood Insurance resolution was discussed and tabled for Attny Slough's opinion. A drawing of a proposed Veteran's Memorial marker for the Cortez City Park was presented. Funding would be by donation. If not enough monies donated, the Board will consider a portion of funding at that time. Letter was received from David Sanford in regards to land use. Wetlands meeting presented by the Farm Bureau will be April 17th. Cellular tower site was discussed. Clerk's monthly report was received. Legislative items such as HB1265 and HB1115 were discussed.

ADJOURNED

Clerk Chairman

**Minutes 04/15/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
APRIL 15, 1991

STATE OF COLORADO     )  
  ) ss.  
COUNTY OF MONTEZUMA )

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado the 15th day of April, 1991, there were present:

- Robert L. Maynes, Chairman
- Robert D. Brubaker, Commissioner                     APR 23 1991
- Thomas K. Colbert, Commissioner
- Bob Slough, Attorney
- Thomas J. Weaver, Administrator
- Jean DeGraff, Clerk

MINUTES of the previous regular meeting held Monday, April 8, 1991, were read. Comm Brubaker moved to approve these minutes as corrected, seconded by Comm Colbert and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. Cortez City Library report for 1990 was received. Comm Brubaker moved to approve the airport agreement between the City of Cortez, Montezuma County and Mesa Airlines; seconded by Comm Colbert and carried.

SHERIFF Wood presented a contract with BLM in the amount of \$3000.00. Comm Brubaker moved to approve this contract, seconded by Comm Colbert and carried. HB1272 was reviewed whereby those convicted of DUI or DUID would have to pay extra for use of testing equipment. Effective 4-16-91 the Sheriff's office will work with the DA's office and the County Judge to put this law into effect. The Sheriff's office will monitor this for reporting purposes.

PLANNING: Aileen Aikens, a Realtor, appeared to discuss the request for a variance to the subdivision regulations for Thomas and Carolyn Ruhl which the Board referred back to Ms. Black last week to check the covenants and possibly to refer to the Planning Commission. After checking the minutes of 10-24-68 it was noted that a request was made on this same property and was denied because of septic problems and an easement problem. Planning resolution #P8-91 was presented whereby Glen and Patti Elliott would be granted a variance to the subdivision regulations to refinance 3.87 acres in Section 35, T37N, R16W. Comm Colbert moved to adopt this resolution, seconded by Comm Brubaker and carried. Planning resolution #P9-91 was presented whereby W. L. and Lois Lancaster would be granted a variance to the subdivision regulations to keep 15.61 acres out of 360 acres in Section 24, T38N, R18W. Comm Brubaker moved to adopt this resolution, seconded by Comm Colbert and carried. Planning resolution #P10-91 was presented whereby Virginia Goza would be granted a variance to the subdivision regulations to give 10 acres to her children in Section 23, T37N, R16W. Comm Colbert moved to adopt this resolution, seconded by Comm Brubaker and carried. Requests for tentative approval for variances to the subdivision regulations were presented as follows; Harry & Marjorie Halls to create a six acre tract to their children; approved; Borje and Dorothy Hesselgren to deed 20.66 acres to family; approved; Steve Hill to split 1.14 acre tract into two tracts; denied; John Peterson to sell a five acre parcel to an adjoining landowner and keep a five acre parcel for himself; approved with conditions; Mike Young to sell three acres; approved.

ECONOMIC DEVELOPMENT: Bob Miller of Meyer Equipment Co. stated that his company was interested in purchasing property on Highway 666 for equipment parts and service.

NATIONAL VOLUNTEER WEEK: Joe Huggins presented Resolution 10-91 whereby Montezuma County Commissioners recognize and support National Volunteer Week, April 21-27, 1991. Comm Brubaker moved to adopt this resolution, seconded by Comm Colbert and carried.

CORTEZ DEVELOPMENT: Allen Klein discussed the existing buildings and properties available from private enterprise.

BOARD OF SOCIAL SERVICE conducted.

WEED DISTRICT: Agent Seaton, Don Morris and Bob Bement discussed they demonstration they had been given concerning a computer software package called Mapping and Information Management Systems. They will have a demonstration in the Commissioner's office April 22, 1991 at 1:30 pm.

PIPELINE: A conference call was made by the Commissioners to Scott Ellis, (ENSR-Consulting Firm in Fort Collins, Composing EIS for Federal agencies), with the following people in attendance: Bob Maynes, Tom Colbert, Bob Brubaker, Bud Roach, Bob Slough, Bob and Thelma Bement and Tom Weaver. The purpose of the call was to ask the consultant (Ellis) about the information gained on April 10, 1991 regarding the Federal Officials (Chuck Finch- BLM and Miles Weaver -USFS) statements that it looked like the Draft EIS would lean toward the Mancos Valley – Summit Ridge corridor rather than the preferred alternate "J" known as the National Forest route. Ellis indicated that the Federal agencies have picked the Mancos Valley-Summit Ridge corridor even though the Preliminary Draft EIS is not due out until the end of April. The Commissioners reiterated the fact that there was a 1985 resolution closing this corridor and that this route was unacceptable to the Commissioners and citizens of this county. The Commissioners asked Administrator Weaver to draft letters to Rep. Ben Campbell and Senator Hank Brown to ask for help in persuading the Forest Service to allow the pipeline on public land.

ENGINEER Roach presented the project agreement with USDA Forest Service on the Joe Moore Project. Comm Brubaker moved to approve this agreement, seconded by Comm Colbert and carried.

ROAD DEPARTMENT: Supervisor Roberts gave a brief report on road projects and activities.

ECONOMIC DEVELOPMENT: Mr. Miller returned stating that he had met with a private land owner and they were trying to put together an amount satisfactory to both. Miller also stated that his company would rather purchase county land and build their own building. He will talk to the Board again Wednesday at 1:00 pm.

SOCIAL SERVICE DIRECTOR Joanna Goldenbaugh reported on State proposed plan to create a single entry point for long term health care which could eventually lead to regionalizing. She also reported on the grant application for a Native American program she has been working on, on behalf of the Ute Mountain Ute Tribe.

ACCOUNTS PAYABLE: General fund vouchers #13196 through #13363 in the amount of \$105,128.30 and Road fund vouchers #4868 through #4942 in the amount of \$75,523.76 were approved for payment.

ADJOURNED

Clerk

Chairman

SEAL

**Minutes 04/22/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
APRIL 22, 1991

MAY 06 1991

STATE OF COLORADO )  
 ) ss.  
COUNTY OF MONTEZUMA )

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado, on Monday, the 22nd day of April, 1991, there were present:

Robert L. Maynes, Chairman  
Robert D. Brubaker, Commissioner  
Thomas J. Colbert, Commissioner  
Bob Slough, Attorney  
Thomas J. Weaver, Administrator  
Jean DeGraff, Clerk

MINUTES of the previous regular meeting held Monday, April 15, 1991, were read. Comm Brubaker moved to approve these minutes, seconded by Comm Colbert, carried.

MISCELLANEOUS CORRESPONDENCE Chm Maynes reported that Sheriff Wood had contacted him over the weekend concerning a boating accident at McPhee Lake whereby a search had been conducted.

SOUTHWEST MENTAL HEALTH representative Pam Peay reported for the Center. Comm Colbert introduced Resolution #11-91 whereby the Commissioners of Montezuma County designate May 1991 as "Mental Health Month" to be observed with appropriate community programs, ceremonies, and activities; and moved to adopt this resolution. Motion seconded by Comm Brubaker and carried.

LANDFILL: Comm Brubaker made a motion to direct the Clerk to issue an ORDER to the County Treasurer to draw a warrant on the Landfill fund in the amount of \$2175.71 payable to the Colorado Department of Health, HSRF Accounting Dept., Rm 400, 4210 E. 11th Ave., Denver, Colorado, 80110 as the first quarter payment. Motion seconded by Comm Colbert and carried.

ROAD DEPARTMENT Supervisor Kyle Roberts reported on road projects. The County property on Highway 160 has been sold recently and the stock pile of gravel will have to be moved. Might be able to get a short term lease on property close by. The jaw type crusher is to be sold.

ABATEMENTS: The following petitions for abatement/refund of property taxes were presented and recommended by the Assessor: Warsaw Inn, Inc., erroneous assessment, 1990, \$1272.30 abatement. Comm Colbert moved to approve this petition, seconded by Comm Brubaker and carried, Jaramilla Rauschenberg, erroneous assessment, 1990, \$91.01 abatement. Comm Colbert moved to approve this petition, seconded by Comm Brubaker and carried. Mike Donegan, erroneous assessment, 1990, \$206.86 abatement. Comm Colbert moved to approve this petition, seconded by Comm Brubaker and carried.

PLANNING: Planning resolution #P11-91 was presented whereby Harry and Marjorie Halls would be granted a variance to the subdivision regulations to deed a 12.53 acre tract in Section 4, T35N, R13W. Comm Colbert moved to adopt this resolution, seconded by Comm Brubaker and carried. Planning resolution #P12-91 was presented whereby Mike Young would be granted a variance to the subdivision regulations to sell three acres in Section 1 and 2, T35N, R14W. Comm Colbert moved to adopt this resolution, seconded by Comm Brubaker and carried. Tentative approval for a variance to the subdivision regulations was given for Alex Cota to split 5.85 acres.

CORTEZ CEMETERY DISTRICT Board member David Dahl discussed that Board's request to raise monies for a sprinkler system at the cemetery, cost to be approximately \$70,000. State laws were reviewed by Attorney Slough.

BOARD OF SOCIAL SERVICES conducted.

REAPPORTIONMENT plans were discussed by Wayne Schwindt.

AREA AGENCY ON AGING: Comm Colbert moved to enter into a contract with the San Juan Basin Area Agency on Aging concerning transportation, Cortez Senior outreach and home chores.

MAPPING: Paul Bendt of Computer Mapping Inc. of Hesperus, Colorado gave a computer demonstration of his software and explained how it would help the County.

LODGER'S TAX: Bill Hart, Lynn Hartman, Fred Thomas and Bob Siene of the Rural Lodger's Tax Board and Allen Klein, Mike Talcott and Greg Ambrosiani of CDC discussed a letter that was written by Bill Hart to CDC stating that CDC is not cooperating to help tourism the County. After much discussion, both Boards agreed that they need to work together to a common goal.

DISTRICT ATTORNEY George Buck reported that he had received a letter from IRS stating that due to a clerical error in the DA's office, there was withholding tax due. The Board authorized Mr. Buck to pay this bill.

ADJOURNED

Clerk    Chairman

SEAL

Online Copy

**Minutes 05/06/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
MONDAY, MAY 6, 1991

STATE OF COLORADO     )  
  ) ss.  
COUNTY OF MONTEZUMA )  
MAY 14 1991

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado on Monday, May 6, 1991, the following persons were present:

Robert L. Maynes, Chairman  
Robert D. Brubaker, Commissioner  
Thomas K. Colbert, Commissioner  
Bob Slough, Attorney  
Thomas J. Weaver, Administrator  
Jean DeGraff, Clerk

MINUTES of the previous regular meeting held Monday, April 22, 1991 were read. Comm Brubaker moved to approve these minutes, seconded by Comm Colbert and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. Clerk's and Sheriff's report for the month of April were received. A letter was received from Representative Acquafresca in regards to the airport grant application.

LIQUOR LICENSE: An application for renewal of a retail liquor license for Schmidlin's dba Smitty's Liquors was received. Sheriff reported "no problems" with this outlet. Comm Colbert moved to approve this renewal, seconded by Comm Brubaker and carried.

BIDS: Adm Weaver presented bids for two pup trailers as follows: Hansen Equipment, \$21,317; Tesco-Williamsen \$21,200. After discussion and comparison, Comm Brubaker moved to accept the low bid of Tesco-Williamsen. seconded by Comm Colbert and carried.

JOB SERVICE: Maxine Maestas presented a contract between State of Colorado and Montezuma County. Comm Brubaker moved to accept this contract, seconded by Comm Colbert and carried.

ENGINEER Roach presented the West Mancos agreement with US Forest Service. This road is listed on Schedule A. Comm Colbert moved to accept this agreement, seconded by Comm Brubaker and carried.

ABATEMENT: Assessor Cruzan presented a petition for abatement of property tax for Rodney Carriker dba The Kelly Place, erroneous assessment, 1989 and 1990, \$205.91. Also attached to this petition was a letter to the Board stating that although he had twice notified the Assessor and Treasurer of his change of address, his tax notices had not been sent to his new address. Therefore his taxes were purchased at a tax sale for two years. He first stated that he does in fact owe and is willing to pay the taxes. He then asked that (1) his property be reassessed which would reduce the annual tax cost; 2) the Commissioners pay the interest now due to the party that had purchased the tax; and (3) the Commissioners would add the delinquent interest and the two years taxes (88 & 89) together and allow him to pay this amount over a 24 month period at no interest. Treasurer Spore was called in to explain the

method of tax sales. Attorney Slough stated that he knew of no statutory provision which would allow for this kind of payment plan, Mrs. Spore concurred. The first request of Mr. Carriker has been accomplished. The Board stated that there was nothing they could do about the notification as Mr. Carriker had no proof that the statement or request for change of address was made. Therefore the second and third parts of Mr. Carriker's petition was denied. Comm Brubaker moved to approve the petition for abatement of property tax in the amount of \$205.91, for 1989 and 1990, seconded by Comm Colbert and carried. Petition for abatement of property tax was submitted for Clayton M & LeEtta Reed, erroneous assessment, 1990, \$504.48, recommended by Assessor Cruzan. Comm Brubaker moved to approve this petition, seconded by Comm Colbert and carried. Petition for abatement and refund of property tax was presented for David V and Elizabeth J Martinez Trust, Elizabeth F. Andrews Trustee; erroneous assessment, 1989 and 1990, abate \$387.20, refund \$372.08. Comm Brubaker moved to approve this petition, seconded by Comm Colbert and carried.

SHERIFF Tim Wood reported on his meeting with the committee concerning the Emergency Fire Fund. He also requested permission to purchase a 4 wheel drive vehicle for his use, cost to be \$8500. He recently sold four junkers for \$1800.00 at auction and has \$2000 in his budget. He would need an additional \$4700. Comm Brubaker moved to approve this request, seconded by Comm Colbert and carried. A hearing will be held at a later date to amend the Sheriff's 1991 budget.

JAIL INSPECTION was made and found to be in good condition.

OIL & GAS LEASE: After discussion, the Board directed Adm Weaver to get an abstract on mineral rights from Kelly McCabe on property in the Sego area.

BOARD OF SOCIAL SERVICES conducted.

PLANNING: Requests for variances to the subdivision regulations were presented by Ginger Black as follows: Harvey and Mary Day to sell a five acre tract; Henry Syracusan to sell a one acre tract containing a business; Eugene and Delouris Tozer to sell all but a five acre tract; Clyde and Karen Fitzgerald to split a twelve acre tract; Clyde Garner to create a three and a ten acre tract; J. T. Wilkerson to split 25.67 acres.

ROAD DEPARTMENT Supervisor Kyle Roberts reported that the box culvert on Road H had been done as has also the pipe on Road 25. The work on Road W, Whitley's, has been completed. The slippage on Kelly Hill is being contained by using large rip-rap. Some graveling has been done on the road into Crow Canyon Archeological Center. The ditches on Dunlap Hill and the upper end of West Fork Hill have been cleaned. Compensatory time for District Foremen was discussed. They are professional employees and have not been able to claim comp time. It was the decision of the Board that a new policy will allow them to earn up to three days comp time during winter if it is used within that pay period.

PAYROLL: General Fund: voucher #5518 thru #5612 in the amount of \$105,920.47, #13365 in the amount of \$11,162.32 and #13366 in the amount of \$66,446.85 were approved for payment, Road Fund: voucher #5616 thru #5651 in the amount of \$49,300.36 and #4944 in the amount of \$30,978.55 were approved for payment.



MOTOR VEHICLE INSURANCE PENALTIES: Clerk DeGraff reported that the law mandating insurance penalties had been rescinded and asked for the Board's permission to refund \$14.00 out of the \$15.00 penalty charged. The final dollar was submitted to the State Dept of Revenue as required and cannot be refunded. Comm Colbert moved to refund \$14.00 on each registration which had been charged, seconded by Comm Brubaker and carried.

FAIRGROUNDS: Manager Dante Sena discussed the rent charged on stalls. He also requested a raise in salary from the one offered to him by Adm Weaver. The Board requested that he work with Mr. Weaver on this request.

ARRIOLA CEMETARY DISTRICT: Due to the resignation of a Board member, Robbie Sword was appointed to a four year term on the Arriola Cemetery District.

ADJOURNED

Clerk Chairman

SEAL

Online Copy

**Minutes 05/13/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
MAY 13, 1991

STATE OF COLORADO        )  
                                  ) ss.  
COUNTY OF MONTEZUMA    )

MAY 20 1991

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held Monday, May 13, 1991 at the Courthouse in Cortez, Colorado, there was present:

- Robert L. Maynes, Chairman
- Robert D. Brubaker, Vice-Chairman
- Thomas K. Colbert, Commissioner of Deeds
- Bob Slough, Attorney
- Jean DeGraff, Clerk

MINUTES of the regular meeting held Monday, May 6, 1991, were read. Comm Brubaker moved to approve these minutes, seconded by Comm Colbert and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. Treasurer's report for April was received noting the increase in Landfill fees of approximately \$700.00.

SHERIFF Tim Wood discussed budget items. He also presented an annual contract between the County and the State Division of Youth Services. Monies have already been received for this contract for their fiscal year. Comm Brubaker moved to enter into this contract, seconded by Comm Colbert and carried.

PLANNING: Planning resolution #P14-91 was presented by Ginger Black whereby Eugene and DeLouris Tozer would be granted a variance to the subdivision regulations to sell 80 acres and keep remaining 7.60 acres in Section 34, T36N, R18W. Comm Colbert moved to adopt this resolution, seconded by Comm Brubaker and carried. Planning resolution #P15-91 was presented whereby Alex Cota would be granted a variance to the subdivision regulations to create a 2.95 acre tract and a 2.90 acre tract in Section 20, T37N, R15W. Comm Brubaker moved to adopt this resolution, seconded by Comm Colbert and carried. Tentative approval for a variance was given for Borje and Dorothy Hesselgren.

SOUTHWEST EMERGENCY MEDICAL SERVICE COUNSEL: Comm Brubaker made a motion to appoint Bill White to the Southwest Medical Service Counsel Board, seconded by Comm Colbert and carried.

911 AUTHORITY BOARD: Comm Colbert made a motion to direct the Clerk to issue an order to the Treasurer to transfer the amount of \$447.90 out of the 911 account and pay this amount to Farmers Telephone Company, Inc. at PO Box 369, Pleasant View, Colorado 81331. Motion seconded by Comm Brubaker and carried.

CLERK DeGraff was given approval to hire a part-time person to take and transcribe minutes as Deputy Clerk to the Board of Commissioners working two to two and a half days a week at a beginning salary of \$7.00 per hour.

FAIRGROUNDS Manager Dante Sena discussed stall fees. This discussion was tabled until May 28th when other members of riding, rodeo and roping clubs were present.

MINERAL RIGHTS: Kelly McCabe, attorney for Wayne and Mona Rogers, appeared to present abstracts for 160 acres in the Sego area of Dolores County. This property had been in Montezuma County prior to 1971 and Montezuma County did own the mineral rights. However, Ampol, Inc., an oil company, wants quit claim deeds from Montezuma County to the Rogers' so they can lease the mineral rights. Attny Slough was asked to review the abstracts.

The Board adjourned for lunch with the Dolores County Commissioners.

ACCOUNTS PAYABLE: General fund vouchers #13367 thru #13557 in the amount of \$83063.88 and Road fund vouchers #4945 thru #5009 in the amount of \$58716.30 were approved for payment.

BOARD OF SOCIAL SERVICES conducted.

ROAD DEPARTMENT Supervisor Roberts reported that the pipes had been installed at LaVerde Estates. Cattleguards have been cleaned on Haycamp Road, however, some are in bad shape. Road S between Roads 20 and 24 need work, Roberts thinks maybe it should be torn up and start with a new base, then chip and seal.

LAND USE: Bill Bauer appear to notify the Board that a National Federal Land Use Conference will be held Saturday, June 1 in Albuquerque and that the notice mandated that counties and local governments be invited to this conference.

ADJOURNED.

Clerk Chairman

SEAL

Online Copy

**Minutes 05/20/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
MAY 20, 1991

STATE OF COLORADO )

) ss.

MAY 28 1991

COUNTY OF MONTEZUMA )

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, the 20th day of May, 1991, at the Courthouse in Cortez, Colorado, there were present:

Robert L. Maynes, Chairman

Robert D. Brubaker, Vice-Chairman

Thomas K. Colbert, Commissioner of Deeds

Bob Slough, Attorney

Jean DeGraff, Clerk

Absent: Thomas J. Weaver, Administrator

MINUTES of the previous regular meeting held Monday, May 13, 1991, were read. Comm Brubaker moved to approve these minutes, seconded by Comm Colbert and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted.

VETERAN'S MEMORIAL: Milton Harless, Dan Moeller and Jim D'Autremont of the Ute Mtn American Legion Post #75, appeared to request assistance in funding for the proposed Vet's Memorial Marker which would be placed at the City Park in Cortez. Total cost would be between \$7000 and \$9000. The City has pledged \$1600.00 and other groups have also pledged similar amounts. After discussion, Comm Colbert moved to match the City's donation, \$1500.00, seconded by Comm Brubaker and carried. Mr. Moeller stated that they would like to have the dedication on July 4, 1991 and invited a member of the Board to speak at that dedication.

LIQUOR LICENSE: Deputy Clerk Betty Davis presented an application for renewal of a 3.2% beer license for Maverik Store. Sheriff Wood reported "no problems" with this outlet. Comm Brubaker moved to approve this application, seconded by Comm Colbert and carried. Application for renewal of a 3.2% beer license for Thriftway Store was also presented with the Sheriff reporting "no problems" with this outlet. Comm Colbert moved to approve this application, seconded by Comm Brubaker and carried.

ROADS: This is the time that bids on the old crusher were to have been opened. However there were no bids submitted at this time. Comm Colbert moved to extend the time until 2:00 p.m. this afternoon, seconded by Comm Brubaker and carried. Supervisor Roberts reported that the crusher crew had moved from the lease designated land at the Gardner pit, still on Gardner land. An addendum to the original lease will be drawn up for the lessor's review. Some gravel had been left on the Walker property. Graveling has been done on Road 23 between L & M. A ditch was cleaned on Road 26.5 near Road H. The lack of water at the racetrack was discussed. The possibility of purchasing water shares was discussed.

ATTORNEY Slough reported on his review of the abstracts on the Rutherford and Rogers property in the Sego area. He has obtained several copies of deeds but needs to look further into other areas.

HEALTH: Comm Brubaker moved to accept the replacement contract between the State Department of Health and Montezuma County in regards to the County Nursing Program, seconded by Comm Colbert and carried

CATTLE DRIVE: Galen Larsen appeared to inquire about the status of a cattle drive and also to discuss taxes. ENGINEER Roach was authorized to check acreage at the fairgrounds and race track to determine how many shares of MVI would be needed for present and future water needs.

PLANNING: A request for a variance to the subdivision regulations was submitted by Ginger Black for Lyle Brossard to keep five acres and sell the balance of his property. Tentative approval was given subject to clarification of access to property.

BIDS: It is hereby noted that no bids were received for the old crusher.

BOARD OF SOCIAL SERVICES conducted.

Clerk    Chairman

SEAL

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**Minutes 05/28/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
MAY 28, 1991

STATE OF COLORADO     )  
                                  ) ss.                     JUN 03 1991  
COUNTY OF MONTEZUMA )

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held at the Courthouse in Cortez, Colorado on Tuesday, May 28, 1991, there were present:

- Robert L. Maynes, Chairman
- Robert D. Brubaker, Vice-Chairman
- Thomas K. Colbert, Commissioner of Deeds
- Bob Slough, Attorney
- Thomas J. Weaver, Administrator
- Jean DeGraff, Clerk

MINUTES of the previous regular meeting were read. Comm Brubaker moved to approve these minutes, seconded by Comm Colbert and carried.

MISCELLANEOUS: Correspondence was read and contents noted.

ATTORNEY Slough reported that on the matter of Mesa Verde Company vs. Montezuma County, the Court has ruled in favor of the Mesa Verde Company. He also reported on the status of the abstract of property belonging to Rogers et al. He will meet with Kelly McCabe, attorney for the Rogers family.

MONTEZUMA WATER CO. Chris Kramer reported to the Board as to his company's plans in relation to future projects. He also stated that his company wants to participate as a "layer" in the computer mapping process should the County decide to purchase this system.

ADMINISTRATION: Approval was given to get electrical power to the landfill at a cost of \$6400.00. Comm Brubaker will sit in on the Sheriff's interviews with prospective officers by invitation from the Sheriff. Federal Emergency Management has reported that the flood insurance was in effect 5-3-91. After discussion, Comm Brubaker moved to renew the leases on State lands, seconded by Comm Colbert and carried.

ABATEMENTS: Assessor Cruzan being present, petition for abatement for abatement of property tax was presented for Cortez House Doctors, 1990, erroneous assessment, \$81.43. Comm Colbert moved to approve this petition, seconded by Comm Brubaker and carried. Petition for abatement of property tax and removal from tax rolls was presented for an unknown owner, 1990, stricken from tax roll, \$149.53. Comm Colbert moved to approve this petition, seconded by Comm Brubaker and carried. All proceedings were taped for the record. Court's decision on the Mesa Verde Company lawsuit was discussed.

FAIRGROUNDS Manager Dante Sena appeared with Randi Bader and Reva Rowley of the Rodeo Club and Agent Bob Seaton to discuss stall rentals. All agreed that locks were needed on stalls before rental. After discussion, Comm Colbert made a motion to set the stall rental fee at \$6.00 per night. The County would rebate \$3.00 of the rented stall to County organizations which are 501 (c) (3), non-profit status, if said organization handles the rentals and cleans the stalls. Motion seconded by Comm Brubaker and carried. Comm Colbert then moved to approve a regulation that if a horse is left overnight, it will be stalled and not tied to a trailer for the night. Seconded by Comm Brubaker and carried. Cortez will host the State High School Rodeo finals for the next two years and Mrs. Bader suggested having an ad put in the program advertising Montezuma County.

ROAD DEPARTMENT Supervisor Kyle Roberts discussed road projects and maintenance. He was notified that Mrs. Stacer had appeared earlier to complain of the poor road conditions at Road 32 and L. Work was started at Chicken Creek today, which is a cooperative maintenance with the Forest Service. The water truck and a blade are working on the Goodman Point Road. Shell may have two pickups per day going out to their plant on this road so it will not get the use it has had in the past. Mr. Roberts stated that it would cost \$4466 to replace the boiler at the shop. Other means of heating were discussed.

RETIREMENT RESOLUTION #12-91 was presented whereby Montezuma County congratulates and expresses appreciation to Mary A Hull for her 20 years of service to the County. Comm Brubaker moved to adopt this resolution, seconded by Comm Colbert and carried.

BOARD OF SOCIAL SERVICES conducted.

The Board then adjourned to inspect Roads 31 and 32.

Clerk Chairman

SEAL

Online Copy

Minutes 06/03/1991 Regular

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
JUNE 3, 1991

STATE OF COLORADO      )  
                                  ) ss.

COUNTY OF MONTEZUMA )                            JUN 14 1991

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado held at the Courthouse in Cortez, Colorado on Monday, June 3, there were present:

Robert L. Maynes, Chairman

Robert D. Brubaker, Vice-Chairman

Thomas K. Colbert, Commissioner of Deeds

Bob Slough, Attorney

Thomas J. Weaver, Administrator

Jean DeGraff, Clerk

MINUTES of the previous regular meeting held Tuesday, May 28, 1991 were read. Comm Brubaker moved to approve the minutes as corrected, seconded by Comm Colbert and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted.

LAW ENFORCEMENT: Dick Stacey appeared to discuss the lack of visibility of law enforcement in the County.

LAND USE: Comm Colbert reported on the federal land use meeting held in Albuquerque, New Mexico last weekend.

PERSONNEL: Bookkeeper Mary Ann Sanders discussed the "Rule of 75". This states that any employee whose age and years of service equal 75, who has worked for Montezuma County for at least 10 consecutive years, may retire from county employment and continue to be a member of the Group Health

Plan, provided that the employee pays the premium until the employee reaches age 65. This plan will also include dependents if so needed. Comm Colbert moved to approve this Rule of 75 and give it permanent status, seconded by Comm Brubaker and carried.

PAYROLL: The following warrants were approved for May payroll: General fund #5662 thru #5762 in the amount of \$50027.60; #13542 in the amount of \$11162.32 and #13543 in the amount of \$64511.96. Road fund #5763 thru #5802 in the amount of \$50027.60 and #5011 in the amount of \$30677.07.

ROAD DEPARTMENT Supervisor Kyle Roberts reported that he had met with his foremen this a.m. Some residents are not obtaining drive-way permits and cutting into the road. Dolores and Mancos crews are working on Forest Service agreements; lots of trees blown down. Road 38 being watered and graded. Ten miles of chip and seal will be started next week.

AUDITOR: After discussion Comm Brubaker made a motion to appoint Gale Greenlee as County Auditor for the next three years at \$12000.00 per year. Motion seconded by Comm Colbert and carried.

PLANNING: Ginger Black presented the following requests for variances: Walter and Marjie Branson to deed three acres; tentatively approved, James A. Olson to convey 112 acres and keep 5 acres; tentatively approved. Tentative approval was also given for Don and Patty Randolph to split a previous variance. Resolution #P18-91 was presented whereby Lyle and Georgette Brossard would be granted a variance to the subdivision Regulations to sell a 26.52 acre tract in Section 7, T37N, R16W. Comm



Colbert moved to adopt this resolution, seconded by Comm Brubaker and carried. Resolution #P13-91 was presented whereby Borje and Dorothy Hesselgren would be granted a variance to the subdivision regulations to deed 20.66 acres in Section 34, T36N, R13W. Comm Brubaker moved to adopt this resolution, seconded by Comm Colbert and carried. Resolution #P16-91 was presented whereby Clyde and Karen Fitzgerald would be granted a variance to the subdivision regulations to create a 4.6 acre tract and a 9.5 acre tract in Section 12, T35N, R14W. Comm Colbert moved to adopt this resolution, seconded by Comm Brubaker and carried, Resolution #P17-91 was presented whereby Production Credit Assoc. desires to sell a 9.22 acre tract in Section 17, T38N, R17W. Comm Brubaker moved to adopt this resolution, seconded by Comm Colbert and carried.

ATTORNEY Slough stated that Kelly McCabe, attorney for the Rogers family, will meet with the Commissioners June 17. He also discussed the recent ruling of District Court Judge Merlo for the Mesa Verde Company. After discussion, Comm Brubaker moved to appeal this decision, seconded by Comm Colbert and carried. It was also decided that letters should be written to legislators concerning the State laws which allow exemptions for contractors and concessionaires.

BOARD OF SOCIAL SERVICE conducted.

ADMINISTRATOR Weaver presented a plat of Escalante Trails subdivision and slated that owner Jack Julian wants to turn two plots around to accommodate a 60' easement. This was approved.

ASSESSOR Cruzan, and Deputy Jim Snow reported on the demonstration of the KVS tax mapping software. They feel that it would be tied in with the KVS software already in use and even though it's more expensive, it would serve the County better.

Clerk Chairman

**Minutes 06/10/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
JUNE 10, 1991

STATE OF COLORADO     )  
                                  ) s.s.     JUN 17 1991

COUNTY OF MONTEZUMA )

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado field at the Courthouse in Cortez, Colorado on Monday, June 10, 1991, there were Present:

ROBERT L. MAYNES, CHAIRMAN

ROBERT D. BRUBAKER, VICE-CHAIRMAN

THOMAS K. COLBERT, COMMISSIONER OF DEEDS

BOB SLOUGH, ATTORNEY

THOMAS T. WEAVER, ADMINISTRATOR

BETTY DAVIS, DEPUTY

MINUTES of the previous regular meeting held Monday, June 3, 1991 were read. Comm Brubaker moved to approve the minutes as corrected, seconded by Comm Colbert. Motion carried.

CORRESPONDENCE: was read and noted.

MONTEZUMA COUNTY COUNCIL ON AGING: Levi Garrett and Sue Fletcher met with the Board to discuss the new senior citizen's facility. Making an addition at the County Annex was discussed, also the possibility of acquiring land to build the facility on. The senior commission, the County Commissioners and the architect will meet to discuss the area at the Annex. A tentative date of Tuesday, June 25, from 9:00 to 11:00 a.m. was set. The possibility of obtaining grants was discussed.

CONFERENCE CALL: A conference call was made at this time concerning a mapping program for county computer. The Commissioners will check into it further before making a decision.

COUNTY CLERK: The report for the of May was presented to the Board.

TREASURER: Treasurer Bobbie Spore met with the Board to present several reports. The Treasurer's report for the month of May, a report of the accumulated interest for ARA Mesa Verde was given for the month of May. \$6,500.00 was received from the landfill in the month of May. The possibility of abating for three years or erroneous assessment on a home that was built over a mobile home was discussed. It was taxed as a home for three years instead of a mobile home. Attorney Slough brought up the fact that the mobile home is part of a permanent structure, and questioned that it was erroneously assessed. The statute only allows abatements up to two years.

LIQUOR LICENSE: An application for a renewal for a retail liquor license for Donald and Siglinde Dorenkamp dba Dawson Lake Store was presented to the Board. The Office reported no problems with this outlet. Comm Brubaker moved to accept the application, seconded by Comm Colbert. Motion Carried.

SUMMONS: A summons was served on County Clerk Jean DeGraff at 12:05 p.m., June 10, 1991 from Edwin T. Privott vs. State of Colorado, Montezuma County and others. The summons was presented to the Board.

911 AUTHORITY BOARD: The Board directed the Clerk to issue an order to the Treasurer to transfer the amount of \$447.90 from the 911 account to Farmers Telephone Company, Inc. Comm Brubaker moved to transfer the funds, seconded by Comm Colbert, motion carried.

Order: The Board directed the Clerk to issue an order to the Treasurer to transfer the amount of \$25,000.00 from the Landfill Fund, and \$25,000.00 from the Capitol Fund to the Road and Bridge Fund. Comm. Colbert made a motion to direct the Clerk to issue an order to the Treasurer to transfer the funds, seconded by Comm. Brubaker, motion carried.

PLANNING: Ginger Black presented the following requests for variances:  
RESOLUTION P-8-90 was presented whereby Gerald and Katherine Mock would be granted a variance to the subdivision regulations to split 20 acres into a 11.97 acre parcel, and a 8.04 acre parcel in Section 9 T36N, R13W. Comm Brubaker moved to adopt resolution, seconded by Comm Colbert, motion carried. Resolution P-37-88-A was presented whereby Richard Tibbits would be granted a variance to the subdivision regulations to divide 12.00 acres into a 7.24 acre tract and a 4.81 acre tract in Section 14, and the east half of Section 15, T38N, R14W. Comm Brubaker moved to adopt this resolution, seconded by Colbert, motion carried.

MONTEZUMA COUNTY HOUSING AUTHORITY: A letter was received by the Board requesting Darlene Floyd be appointed to another five year term on the Housing Authority Board. Comm Brubaker moved to appoint Darlene Floyd to the five year term, seconded by Comm Colbert, motion carried

ACCOUNTS PAYABLE: The following warrants were approved for the month of May: General Fund Warrants #13540 through #13707 in the amount of \$131,251.18. Road Department warrants #5016 through #5079 in the amount of \$97,414.18.

The meeting was adjourned at 5:30 p.m.

Clerk                      Chairman

SEAL

Online Copy

**Minutes 06/17/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
JUNE 17, 1991

STATE OF COLORADO     )  
                                  ) ss.

JUN 25 1991

COUNTY OF MONTEZUMA )

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, June 17, 1991, at the Courthouse in Cortez, Colorado, there were present:

Robert L. Maynes, Chairman  
Robert D. Brubaker, Vice-Chairman  
Thomas K. Colbert, Commissioner of Deeds  
Bob Slough, Attorney  
Thomas J. Weaver, Administrator  
Jean DeGraff, Clerk

MINUTES of the previous regular meeting held Monday, June 10, 1991 were read. Comm Brubaker moved to approve the minutes as read, seconded by Comm Colbert and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. It was noted that there would be a meeting on Wednesday, June 19th, 1991 at 8:00 am at the Cortez Senior Citizen's center. There will also be a meeting with the Forest Service on Tuesday, June 18th, at 1:30 p.m.

ACCOUNTS PAYABLE: Road Fund in the amount of \$4466.00 and General fund #13709 in the amount of \$2720.00 were approved.

ADMINISTRATION: Mr. Weaver advised that several applications for Energy Impact funds would be received and the Board agreed that they could all be reviewed at one time.

EXTENSION AGENT Bob Seaton presented a sample of leafy splurge which was found on Archie Leigh's property. This is a fast growing and rapidly spreading weed which can take over fields quickly. He reported on activities through his office and stated that Ann Humiston had received a State Leadership Award.

CLERK DeGraff stated that she had just returned from the State Clerk's Association meeting and asked what direction she should take under SB 33, the amended Sunset law. After discussion and advice from Attorney Slough, Comm Brubaker made a motion that notice of meetings would be posted on the bulletin board across from the Clerk's office in the lower hall. Motion seconded by Comm Colbert and carried. It was also noted that regular meetings of the Board would be posted at the same place. Adm. Weaver will be appointed as Deputy Clerk to the Board to take minutes at special sessions as required under the law.

LIQUOR LICENSE: Application for retail liquor license for Hilltop Liquors and application for 3.2% beer license for Skyline Food Mart both submitted by Dick Swanner were reviewed. Although the buildings are not complete, State License Inspector Leo Belio has stated that the applications could be signed, the State license obtained and held until investigations are complete. Based on this information, Comm Brubaker made a motion to have the chairman sign these applications, send them to the State Dept of Revenue, Liquor License Division, for a state license and hold that license and the county license contingent on meeting all requirements of the State and the County. Motion seconded by Comm Colbert and carried.

ABATEMENTS: It being the time set aside, the Clerk called roll showing all present including Assessor Cruzan. The Assessor presented a petition for abatement and refund of property for Sam Green, erroneous Assessment, \$48.59, 1989 refund and \$36.68 abated. Comm Brubaker moved to approve this petition, seconded by Comm Colbert and carried. Petition for Paul Albert Weber and Ann H. Tatnall was presented on erroneous assessment, 1990, \$438.17 abatement. Comm Colbert moved to approve this petition, seconded by Comm Brubaker and carried. These proceedings were taped for the record.

ASSESSOR Cruzan reported on his findings of the two tax mapping software programs; MIMS and KVS. After discussion, Comm Colbert moved to accept the KVS software proposal, seconded by Comm Brubaker and carried. The Board directed Adm Weaver to talk to KVS representatives and clarify certain questions.

WEEDS: It was noted that the Board will advertise for persons to serve on the Weed Management Advisory Board.

CCI: Chm Maynes reported on various topics discussed at the CCI meeting recently such as: mileage increase to not less than 20 cents per mile nor more than the Federal rate which is 27.5 cents per mile. Adm Weaver will study and advise. Hazardous waste, floodplains, agriculture exemptions, public land and workman's compensation were also discussed.

PLANNING: Frankie Lopez appeared to request a variance to the subdivision regulations so that he can obtain a loan on his property. His mother had deeded lands to each of her children without obtaining any variances. He was instructed to check again with his banker to ascertain if there would be any other problems obtaining a loan if a variance could be granted. Tentative approval was given for Earl Ashcroft to amend a previous variance to five acres. George Griffith desires to split 4.6 acres. This was tabled for more information.

CORTEZ CHAMBER OF COMMERCE director Lynn Hartman appeared to thank the Board for their help in the recent "Ride the Rockies" event. T-shirts were presented to the Board and Administrator.

ROAD DEPARTMENT: Don Yeomans reported that magnesium chloride and gravel are being laid in the Mancos area. Rollers and the grader will be used on the McElmo Road as this road is still bad. Chip seal is being done by Roundup and the Dolores area.

ROGERS: Attorney McCabe and Wayne and Mona Rogers discussed the property in the Sego area which a determination must be made as to who owns the oil, gas and mineral rights. According to the abstracts, it appears that the County might still own these rights. The Commissioners offered to settle the dispute by the County retaining  $\frac{1}{4}$  of these rights and the Rogers Family  $\frac{3}{4}$ . Attorney McCabe and Mr. And Mrs. Rogers will let the Board know.

BOARD OF SOCIAL SERVICES conducted.

Clerk Chairman

SEAL

**Minutes 06/24/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
JUNE 24, 1991

STATE OF COLORADO     )  
                                  ) ss.  
COUNTY OF MONTEZUMA )

JUL 01 1991

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, June 24, 1997, at the Courthouse in Cortez, Colorado, there were present:

Robert L. Maynes, Chairman  
Robert D. Brubaker, Vice-Chairman  
Thomas K. Colbert, Commissionerr of Deeds  
Bob Slough, Attorney  
Thomas J. Weaver, Administrator  
Jean DeGraff, Clerk  
Nelda Jenkins, Deputy Clerk

MINUTES of the previous regular meeting held Monday, June 17, 1991 and Special Meetings held June 18 and 19, 1991 were read. Attorney Slough noted two corrections in the regular meeting minutes; Comm Colbert moved to approve the minutes as read and corrected, seconded by Comm Brubaker and carried.

MISCELLANEOUS: It was noted that there would be a meeting on Tuesday, June 25, 1991 at the Cortez Senior Citizen's center.

ASSESSOR Bob Cruzan introduced Chuck Norman and Randy Fetterolf who represented CRS Services, a Denver, CO based company that investigates under-reported oil and gas tax filings. They explained that problems occur when volumes and values are reported by the oil companies. Their suggestion for Montezuma County was to survey all the companies involved, identify any problems, research those areas, and prepare an inquiry. Their initial cost is \$5,000 or \$60.00 per hour. There would be no charge if they do not find any problems or if the county does not make money. No billing will be made until the County Treasurer has received a check (verbal agreement). Usually the oil companies will report better the following year if they know there is an audit being conducted. Copy of contract was presented for review. A list of references was given to the Board and they will be checked.

BURIAL POLICY: George Green of the Dolores Cemetery District came to sit in on Burial discussion scheduled for 10:00am. Kathy Talcott of Social Services was also present. Dr. Bostrom, Coroner and Keenan Ertel, Deputy Coroner were unable to come. General discussion: No policy has been made concerning paupers burial.

BOARD OF SOCIAL SERVICES conducted.

SPENCER CLAIM: Sherron Spencer stated to Board that it had been over a year since his insurance claim; and he had been told to sue the county. It was pointed out to him that the insurance claim had been forwarded to the insurance company. He should discuss with his attorney and take whatever action the law provides.

06-24-91

PLANNING: Maxine Jones appeared to request advise concerning access to property left to her by her mother. There were two roads discussed; an access road on the Fossom property which has been reclaimed by Mr. Fossom and the other a road they had used for many years to get into their property. Attorney Slough advised that she continue using the old road and go to court to have a proper easement recorded so her heirs would not have the problem she now has. Frankie Lopez was advised to check with all persons concerned with his request for a variance and come back with total acres etc and at that time the Board could make decision on approval. Mr. Lopez also reported Road 32 and 33 are in bad condition. Approval was given for Dan Carver to deed his daughter 9 acres from his 64 acres access to property would be from CR 25.

GENERAL LIABILITY INSURANCE BIDS were submitted by Adm. Tom Weaver for three companies: CCI, \$89,352; Turner Insurance, \$135,577 and Primac Insurance, \$85,594. Motion made by Comm Colbert and seconded by Comm Brubaker, carried to accept Primac Insurance's bid of \$85,594. Primac representative Elgin Flott was in attendance.

ROAD DEPARTMENT: Supervisor Kyle Roberts, made a trip to Colorado State Correctional Industries at Canon City and made purchases of tire chains and stripping paint with considerable saving. Received information about computer print out with GSA items that he could request for less money. He also toured the State Prison sign shop. Mr. Roberts suggested that they might buy signs in the future from the sign shop as it would save money. He attended seminar on Personnel Management in Alamosa. He reported the following items: The rock on Dunlap Hill knocked down - some damage to highway, will be patched. Magnesium chloride has been used in the Mancos area. Will be doing CR 31 and 32 next week. Discussed question Comm Colbert had about doing one side of road with magnesium chloride so people would not have to drive thru it the first day and mess up their cars. Nothing could be done about the problem since machine does a wide swath.

Clerk (Deputy)      Chairman

SEAL

**Minutes 07/01/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
JULY 1, 1991

STATE OF COLORADO     )  
                                  )  
COUNTY OF MONTEZUMA   )

JUL 09 1991

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held Monday, July 1, 1991 at the Courthouse in Cortez, Colorado, there were present:

- Robert D. Brubaker, Vice-Chairman
- Thomas K. Colbert, Commissioner of Deeds
- Bob Slough, Attorney
- Thomas J. Weaver, Administrator
- Nelda Jenkins, Deputy Clerk

MINUTES of the regular meeting held Monday, June 24, 1991, were read and corrected. Comm Brubaker moved to approve these minutes, seconded by Comm Colbert and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted.

PUBLIC HEARING - AMEND BUDGET: It being the time set aside, a public hearing was conducted to amend the General Fund and the Road and Bridge Fund. Roll was called and the Public Notice read. It was noted Bob Maynes, Chairman was absent; Kyle Roberts, Road Supervisor, Tim Wood, Sheriff, Sue Fletcher, Senior Nutrition Center and Bob Seaton, County Agent were in attendance. Adm Weaver presented Resolution #13-91. It was noted that there were some items not included and another supplemental would be presented later in the year. After discussion Comm Colbert moved to adopt Res 13-91, seconded by Comm Brubaker and carried. Proceedings were taped for information.

PLANNING: Joan Mattson and Joe Espinoza appeared to request a variance to sell two acres from 120 acres of Mr. Espinoza's land. The Board encouraged him to sell three acres and stated that the size be 2-1/2 times longer than it is wide, so the septic system could be installed without bothering neighboring lands. Ms. Mattson and Mr. Espinoza agreed to this and stated they would have to check with the persons wanting the property to see if they would agree to purchase the extra acre. Resolution P-19-91 was presented whereby Walter and Marjie Branson would be granted a variance to sell to their daughter an 8.17 acre tract in the N/2 SW/4 Section 9, T37N., R16W., NMPM, Montezuma County, Colorado. Comm Colbert moved to adopt this resolution , seconded by Comm Brubaker, motion carried.

LIQUOR LICENSE: Deputy Clerk Betty Davis presented an application for renewal of a 3.2% beer license for the Round Up Store. Comm Colbert moved to approve this application, seconded by Comm Brubaker and carried. Also presented was issuance of the approved application for a 3.2% beer license for Skyline Foodmart and a retail liquor license for Hilltop Liquors, since the buildings are now completed.



07-01-91

ROAD: Buford Wayt and Lyle Conder presented to the Board and the Road Supervisor Kyle Roberts a proposal concerning CR P.5. Mr. Wayt had a chart showing a one-half mile stretch of road where eight accidents have occurred in the past. The chart showed four areas with the number of accidents in each area. He said there were ten hazardous places on this one-half mile of road and showed these areas in red. Discussion followed and all were in accordance that the problem is speed but that the signs the county has put up are being disregarded perhaps because people are used to seeing them and no longer notice them. It was also noted that the county has done some work on the first canyon area and that has helped. There were three suggestions made by Mr. Wayt (1) Have some mail boxes moved back further from the road; (2) Cover the culverts and make the road wider on the top of the knolls where people tend to go down the middle of the road; (3) Put up several signs with a different size and wording than the County signs in order to catch the eye better. It was decided that the persons concerned would buy the materials and the county would install the signs at the places recommended by the Road Supervisor. Adm Weaver will try and get together with all and work out the details.

ROAD DEPARTMENT Supervisor Kyle Roberts reported gravelling is still being done on county roads. They have started on CR R west of Hwy 145; have worked over two very sandy corners on the black top when the money is available to fix with hot mix. There was some discussion about rock for the Arriola road which is a mess. Comments were made concerning hiring trucks from private companies to work with the County trucks to do work on the Hovenweep Road as they did last year. An ad would be put in the paper requesting bids for approximately 12 trucks. The work would be done sometime in July on approximately five more miles and would be completed in one or two days. Comm Colbert mentioned a need to move around the county to take care of problems and utilize employees for this function. Supervisor Roberts concurred and stated he would also try to have a display at the County Fair with slide shows which would include tax payers' cost to replace road signs, especially when there is vandalism involved.

ENGINEER Roach presented a bid for the crusher based on 80% of the appraised value of \$75,000. The Board refused the bid since they have had a trade in value offer of \$65,000.

MANCOS STATE PARK Supervisor John Weiss and Seasonal Park Ranger Adam Stewart presented some items concerning the Jackson Lake area. (1) No hunting in the Mancos Park area; (2) Allow parking only on one side of the county road crossing the dam and install signs stating such so there will be less confusion; (3) Move the entrance sign to the right side of the road and install the Stop sign on the same pole; and (4) No pass was needed now if vehicles stayed on the county road, but fishing licenses would still be checked by the park rangers. All these items were approved by the Board. Other discussion was about weed control. The Board told Weiss to let them know of any problems since a Weed Committee was being formed and it would try and take care of any concerns.

FAIRGROUNDS: Adm Weaver stated that there is a problem getting water from the Montezuma Water Company. It was decided that the County needs to get water before anything else can be done. Things need to be settled between Hindmarsh and the BUREC before anything can be completed.

PAYROLL: General fund vouchers #5813-5914 in the amount of \$109,071.87, #13710 in the amount of \$11,162.32, #13711 in the amount of \$66,706.39 and Road fund vouchers #5915-5953 in the amount of \$51,768.37 and #5082 in the amount of \$31,772.07 were approved for payment.

BOARD OF SOCIAL SERVICES conducted.

Deputy Clerk    Chairman

SEAL

**Minutes 07/08/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
JULY 8, 1991

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, July 8, 1991, at the Courthouse in Cortez, Colorado, there were present:

- Robert L. Maynes, Chairman
- Robert D. Brubaker, Vice-Chairman
- Thomas K. Colbert, Commissioner of Deeds
- Bob Slough, Attorney
- Thomas J. Weaver, Administrator
- Nelda Jenkins, Deputy Clerk

JUL 15 1991

MINUTES of the previous regular meeting held Monday, July 1, 1991 were read and corrected. Comm Brubaker moved to approve these minutes, seconded by Comm Colbert and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted.

DRY LAND FARMERS GROUP represented by Dale Ives, Roy Leavill and R. W, Chaffin expressed a problem with four individuals placing their irrigation sprinklers too close to the county roads. Attorney Slough read statute #43-5-303 governing this situation. Other issues discussed were (1) damage to county roads, (2) dangerous situation if a person should over react when the water hits their car, and (3) road being slick in those areas. Discussion was that if someone did have a wreck, the person responsible for the wet road could be sued. Mike Brunk, Deputy Sheriff agreed that they could report it to the Sheriff's department; they would go out, check the situation, and give warnings if needed. The suggestion was made to keep it low key until the Full Service Farmers meeting which is scheduled for late July. This meeting will include farmers, BuRec and the County Commissioners. At that time perhaps the problem could be worked out with everyone concerned and an agreeable conclusion could be reached with all the parties involved.

LAW ENFORCEMENT: Dick Stacy appeared to discuss the lack of visibility of law enforcement in the county on the 4th of July, He also brought up that the McElmo road is in bad shape and most people using it are driving over the speed limit.

ROAD: County Engineer Bud Roach, presented a report on straightening CR P.5. The cost to the county would be approximately \$39,154. Discussion was that there were other roads with a higher priority; therefore it was recommended to do nothing at this time. Comm Colbert proposed sending a copy of the report to Buford Wayt.

STRAY DOGS: Joe Wright appeared with a concern about four stray dogs that keep showing up at his home. Sheriff Deputy Mike Brunk stated his department cannot pick up any dogs unless they are dangerous to people or livestock. Mr. Wright was referred to For Pets Sake or High Country Kennel with any future problems.

LOW INCOME HOUSING LOAN PROGRAM: Rand Kennedy, Southwest Community Resources representative asked for continued support for the development and expansion of the Regional Housing Revolving Loan Program for 1992. The requested contribution from Montezuma County was for \$3,434 to be payable sometime between January and August of 1992. Comm Colbert made the motion to give continued support, seconded by Comm Brubaker, and carried.

07-08-91

WEEDS: The following persons were appointed as the Undesirable Plant Management Advisory Commission: Les Nunn, Clay Bader, Bob Bement, Tommy Hager, Ron Lanier, Reese Malles, Walt Henes and David Hancock. Motion was made by Comm Brubaker, seconded by Comm Colbert and carried.

JAIL INSPECTION was made at noon. Jail census was 29. Everything was found to be in order.

ROAD DEPARTMENT: Supervisor Kyle Roberts reported CR M west of Joe Moore lake was gravelled this week. Also that problems have developed with the loader transmission. The cost to fix the loader would be approximately \$15,000. Adm Weaver presented a complaint from a private individual that the magnesium chloride they paid to have the county put down was not holding up, as the dust was as bad as before the work was done. It was agreed that Supervisor Roberts would check the road and the road department would reapply the magnesium chloride if needed. Jim Presson expressed his appreciation that CR 31 was being worked on and showed the Board a book titled "Weeds of Colorado." He was informed that a weed commission had been appointed.

PLANNING: Mr. and Mrs. Richard Kerschions appeared to request a variance to split almost six acres into two parcels in a sub-division in the Summit Lake area. Discussion was (1) problem with roads, (2) lots would be less than 3 acres, (3) lake occupies the majority of the lot to be split, and (4) that it being an older subdivision, it was also noted that before the board would take any action the people wishing to subdivide a lot would need permission from all other lot owners. It was suggested they work this out with the sub-division home owners or enter into an agreement with Mr. Kerschions' sister who was the other party involved.

ADMINISTRATION: Adm Weaver presented to the Board a request for the County to help pay on the insurance for the Mancos ambulance. This was rejected by the Board. Weaver also asked the Board if the Contraband Fund could be audited by the Sheriff department's choice of an auditor or if the county auditor should be used. The Board stated the county auditor was hired to do the county auditing; therefore he should be the one to do the audit.

Deputy Clerk      Chairman

**Minutes 07/15/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
JULY 15, 1991

STATE OF COLORADO                    )  
  ) ss.  
COUNTY OF MONTEZUMA                )

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, July 15, 1991, at the Courthouse in Cortez, Colorado, there were present:

- Robert L, Maynes, Chairman
- Robert D, Brubaker, Vice-Chairman
- Thomas K. Colbert, Commissioner of Deeds
- Bob Slough, Attorney
- Thomas J. Weaver, Administrator
- Nelda Jenkins, Deputy Clerk

JUL 2 1991

MINUTES of the previous regular meeting held Monday, July 8, 1991, were read and corrected. Comm Colbert moved to approve these minutes, seconded by Comm Brubaker and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted.

SANITARIAN Mick Periman appeared to discuss a violation in the Moore and Moore Mobile Home Park, which is located within the city limits. Pictures were presented showing raw sewage draining into the bar ditch on East Second Street. Neither the first violation noted on June 4th, nor the second on July 8th has been corrected. Discussion about the situation was the concern about who should see to the problem, the City of Cortez or the County. The Board decided to meet with City representatives later in the day.

TREASURER Bobbie Spore met with the Board to present two reports. The Treasurer's report for the month of June and the Montezuma County Public Trustee Report.

DOG PROBLEM: Byron Phillips appeared to express a concern about the dog problem in the County.

ADMINISTRATOR Tom Weaver presented to the Board a request for a permit to construct a Cellular Transmission Tower on the Stanley property on County Road 16. After being discussed it was decided that a Public Hearing would be held Monday, July 22, 1991, at 9:00 AM. Motion was made, seconded and carried.

LODGER'S TAX BOARD: Bill Hart submitted a letter of resignation as a member of the "County Lodger's Tax Advisory Board." The need for a new member will be advertised in the paper.

HEALTH DEPARTMENT: Betty Sutton presented a contract from CAHP PATH. The program will promote wearing seat belts by everyone. The contract will begin July 1, 1991 and go thru July 31, 1992. The paragraph which read as follows was omitted; "The State of Colorado to be named as additional insured on each Comprehensive General liability policy." Motion was made by Comm Brubaker to enter into the contract, seconded by Comm Colbert and carried. Also presented was an amendment to the Pre-Natal Contract and a letter requesting approval for hiring a part-time nurse. Motion was made to accept the contract and hire a part-time nurse, seconded and carried on both.

COUNTY CLERK: The report for the month of June was presented to the Board.

911 AUTHORITY BOARD: Motion was made to direct the Clerk to issue an order to the Treasurer to transfer the amount of \$447.90 from the 911 account to Farmers Telephone Company, Inc., seconded and carried.

07-15-91

LANDFILL ORDER: Comm Brubaker made a motion to direct the Clerk to issue an order to the Treasurer to draw a warrant on the Lanfill fund in the amount of \$4,016.32 payable to the Colorado Department of Health, HSRF Accounting Department, Room 400, 4210 East 11<sup>th</sup> Avenue, Denver, Colorado, 80220 as the second quarter payment. Motion seconded by Comm Colbert and carried.

ASSESSOR: Bob Cruzan presented the yearly request to the Treasurer to remove old Mobile Home(s) from the roll. The total tax to be removed from the roll was \$648.18. Motion was made by Comm Colbert to remove these Mobile Home(s) from the tax rolls, seconded by Comm Brubaker and carried. Request was made to hire a temporary Clerk if Erma Powell, Transfer Clerk was out for a long period of time due to heart surgery. Some discussion was held on the Weed Control mapping program – what should be included – and the efficiency of the new computer system.

BID: Sheriff Tim Wood presented a bid for the confiscated Harley Davidson motorcycle in the amount of \$7,100.00. The bid was accepted and the title was signed.

ACCOUNTS PAYABLE: General fund vouchers #13721 through #13892 in the amount of \$144,153.65 and Road fund vouchers #5162 through #5233 in the amount of \$176,069.76 were approved for payment.

RESOLUTION 15-91 pertaining to “Colorado 2000 Communities,” a statewide effort to improve the state’s schools, was presented by Comm Maynes. Motion was made by Comm Brubaker to adopt this resolution, seconded by Comm Colbert and carried.

PLANNING: Planning resolution #P-23-88 Amended was presented whereby Earl and Birdie Ashcroft would be granted a variance to the subdivision regulations to sell a 6.02 acre tract in the NW1/4 of Section 35, T.37N., R.14W. This resolution was to amend P-23-88 which was for a three acre tract. Comm Brubaker moved to adopt this resolution, seconded by Comm Colbert and carried. A verbal request for a variance to the subdivision regulations was tentatively approved for Elsie Stanley, owner of 8.29 acres on County Road 21, to deed to her neighbors, Ronnie and Judy Marquea, .6 of an acre, which will be added to their existing .64 acre tract.

BOARD OF EQUALIZATION: It being 1:00 PM, the time set aside, the Montezuma County Commissioners reconvened on Monday, July 15, 1991, to sit as the Board of Equalization. These proceedings were tape recorded and the roll was called. Assessor Bob Cruzan and appraiser Jim Snow were in attendance.

(1) Dr. Eugene Winchester filed a protest to the Board about the taxes assessed on Parcel 11 5611-342-05-002. A continuance was granted until Monday, July 22, pending inspection of the property by the Board.

(2) Don Stauffer appeared to file a protest about the taxes assessed on Parcel 12-5637-033-00-013-A2. A continuance was granted until Monday, July 22, pending inspection of the property by the Board.

The Board of Equalization adjourned at 3:00 PM until July 22, 1991.

BOARD OF SOCIAL SERVICES conducted.

SANITATION: City Manager Susan Keck, Mayor Roger Smith, and Attorney Jim Hatter met with the Board to discuss the sewage disposal problem in the Moore and Moore trailer park. The question discussed was who has the responsibility of enforcement of the citations on violations of this type when they occur within the City limits. After considerable discussion the decision was made that the City of Cortez would address the problem.

Deputy Clerk    Chairman

SEAL

**Minutes 07/22/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY COLORADO  
JULY 22, 1991

STATE OF COLORADO     )  
                                  ) ss JUL 30 1991  
COUNTY OF MONTEZUMA )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, July 22, 1991, at the Courthouse in Cortez, Colorado, there were present:

Robert L. Maynes, Chairman  
Robert D. Brubaker, Vice-Chairman  
Thomas K. Colbert, Commissioner of Deeds  
Bob Slough, Attorney  
Thomas J. Weaver, Administrator  
Nelda Jenkins, Deputy Clerk

MINUTES of the previous regular meeting held Monday, July 15, 1991, were read and corrected. Comm Brubaker moved to approve these minutes, seconded by Comm Colbert and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted.

PUBLIC HEARING - CELLULAR TRANSMISSION TOWER PROPOSAL: it being the time set aside, a Public Hearing was conducted for a proposed tower to be located on a Tract in the NW1/4, Section 18, T.36N., R.17W., N.M.P.M. These proceedings were tape recorded and the roll was called. There was no public attendance. Engineer Roach commented the cost to the County would be minimal, since only some clearing was to be done by the County. Comm Colbert made a motion to issue the permit, Comm Brubaker seconded, and carried.

BOARD OF EQUALIZATION: it being 9:30 AM, the time set aside, the Montezuma County Commissioners reconvened on Monday, July 22, 1991, to sit as the Board of Equalization. These proceedings were tape recorded and the roll called. Assessor Bob Cruzan and Appraiser Jim Snow were in attendance.

Dr. Eugene Winchester appeared before the Board for their decision concerning his protest about taxes assessed on Parcel #11 5611-342-O5-002 and Parcel #11 5611-342-05-002-C007. An inspection of the property was made by the Board on July 16, 1991. Also at the inspection were Dr. and Mrs. Winchester, Assessor Cruzan and Appraiser Snow. A motion was made by Comm Colbert to reduce the assessment by one-half on the Mobile Home Park Improvements, from \$24,440 to \$12,220, seconded by Comm Brubaker and carried. Comm Brubaker made a motion to change the evaluation of the Mobile home from \$30,590 to \$25,900, due to the location. Comm Colbert seconded and carried. The land evaluation was to stay the same as assessed.

The Board of Equalization adjourned at 10:15 AM until 3:00 PM, July 22, 1991.

LODGER'S TAX BOARD: A letter was received from Keith Tucker, owner of a Bed and Breakfast business in Mancos, Colorado, expressing his desire to serve as a member on the Lodger's Tax Advisory Board. Comm Brubaker made a motion to appoint Mr. Tucker to the Board, Comm Colbert seconded, and carried.

07-22-91

**PARTNERS PROGRAM:** Joe Huggins, Dawn Farrington and Andrea Robinson, of the Montezuma County Neighborhood Group, appeared before the Board to request funds to help implement a "Partners" program for troubled children, especially those involved with the law. After considerable discussion the Board stated they would definitely support such a program, but at this time could not pledge any funds until more research could be done. The Board scheduled a meeting with Joe Huggins for August 19, 1991, for further discussion and an update on the program.

**TREASURER:** The Interest Rate Report was presented to the Board. Basin Industrial Bank was designated as a Public Depository. A letter was presented to the Board from the Mesa Verde Company requesting monies; it was stated a motion would be filed in Court concerning the request.

**ROAD:** Cathy Kingrey appeared before the Board to request gravel for approximately two miles of road at CR 20 and N. Discussion was the County will furnish and spread the gravel, but the Kinnery's would have to hire the trucks to haul it.

**TOWN OF MANCOS:** A request for the Board to pay monies on the insurance policy for the ambulance service in Mancos was discussed. Per Comm Colbert, it was agreed the County would pay \$700 this year. The town representatives were encouraged to make an effort to increase donations next year to take care of the expense. Also discussed was how the Town of Mancos handles any sewer problems. The two trustees stated the town had always taken care of sewage problems which occur with the city limits.

**ROAD DEPARTMENT:** Supervisor Roberts reported the Mancos Fire Department, did not need the truck offered to them. After some discussion it was decided the county could convert the truck to a water truck for use in the county. Roberts also reported the last of the pipes are in at the fairgrounds; they have done some work on CR 26, Road 39, CR P, Weber Canyon road and some forest service roads in the Dolores area. There was 3.7 miles on the Hovenweep Road done. Several roads have been bladed and they have done major maintenance work on the bridge in the Ismay Trading Post area.

**RETIREMENT PRESENTATION:** Lavena E. Saunders was presented a plaque. Resolution 14-92 was presented expressing thanks for her dedicated service of 13-1/2 years with the Montezuma County Health Department. Comm Brubaker made a motion to adopt this resolution, Comm Colbert seconded and carried.

**4-H CLUB:** 4-H member DeAnna Kimmi presented to the County Commissioners a check in the amount of \$10,000. The amount represented a collection of 5% Sales Commission from the sale of livestock for three years.

**MADISON HOUSE:** The Board signed the contract amendment to receive an additional \$44,515 in Community Development Block Grant funds to supplement the County's efforts to acquire and renovate the Madison House Assisted Living Facility.

**RESOLUTION P-20-91** was presented whereas Katherine Stanley desires to lease to Cellular, Inc., a 4.37 acre tract located in the NW1/4 of Section 18, T.36N., R.17W., Montezuma County, Colorado. Comm Colbert made a motion to adopt this resolution, seconded by Comm Brubaker and carried.

07-22-91

PLANNING: Planning resolution P-21-91 was presented whereby Clyde Garner would be granted a variance to the subdivision regulations to create a 10.10 and 2.88 acre tract in the W1/2W1/2SW1/4NW1/4 of Section 14, T.37N., R.16W N. M. P. M. Comm Colbert moved to adopt this resolution, Comm Brubaker seconded and carried. Planning resolution P-22-91 was presented whereby James A. Olson would be granted a variance to the subdivision regulations to deed to James B. Olson 112 acres and keep 3.00 acres for himself in the NE1/4NE1/4 of Section 21, T.36N., R.15W., N.M.P.M. Comm Brubaker moved to adopt this resolution, Comm Colbert seconded and carried. Planning resolution P-34-87-A was presented whereby Dick White would be granted a variance to the subdivision regulations to amend P-34-8'7 to reflect 24.66 acres instead of 10.09 acres. Comm Colbert moved to adopt this resolution, Comm Brubaker seconded and carried. A verbal request for a variance to the subdivision regulations was tentatively approved for Dale Claxton to sell five acres. A verbal request for a variance to the subdivision regulations was tentatively approved for Clarence Calhoun to give up resolution P-17-83. A verbal request for a variance to subdivision regulations was denied for Loetta Hobbs to split Lot 21 in the Gentry subdivision by Summit Lake Reservoir. The reason for denial was to keep consistent with rules and regulations pertaining to subdivisions.

BOARD OF SOCIAL SERVICES was conducted.

BOARD OF EQUALIZATION: It being 3:00 PM, the time set aside, the Montezuma County Commissioners reconvened on Monday, July 22, 1991, to sit as the Board of Equalization. These proceedings were tape recorded and the roll was called. Assessor Bob Cruzan and Appraiser Jim Snow were in attendance.

Don Stauffer appeared before the Board for their decision concerning his protest about taxes assessed on Parcel #5637-033-00-013-A2 and Parcel #5637-033-00-013. An inspection of the property was made by the Board on July 16, 1991. Also at the inspection were Mr. and Mrs. Don Stauffer, Assessor Bob Cruzan and Appraiser Jim Snow. Comm Colbert made a motion to deny this adjustment, Comm Brubaker seconded, and carried.

The Board of Equalization adjourned at 4:15 PM until July 29, 1991.

Deputy Clerk    Chairman

SEAL



**Minutes 07/29/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
JULY 29, 1991

STATE OF COLORADO     )  
                                  ) ss.  
COUNTY OF MONTEZUMA )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, July 29, 1991, at the Courthouse in Cortez, Colorado, there were present:

Robert L. Maynes, Chairman  
Robert D. Brubaker, Vice-Chairman  
Thomas K. Colbert, Commissioner of Deeds  
Bob Slough, Attorney  
Thomas J. Weaver, Administrator  
Nelda Jenkins, Deputy Clerk

AUG 06 1991

MINUTES of the previous regular meeting held Monday, July 22, 1991, were read and corrected. Comm Brubaker moved to approve these minutes, seconded by Comm Colbert and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. The Semi-Annual Financial statement of the County Treasurer of Montezuma County, Colorado, was furnished to the Board for the period of January 1, 1991 to and including June 30, 1991. The Board signed the statement.

BOARD OF EQUALIZATION: It being 9:00 AM, the time set aside, the Montezuma County Commissioners reconvened on Monday, July 29, 1991, to sit as the Board of Equalization. These proceedings were tape recorded and the roll called. Assessor Bob Cruzan, Appraiser Jim Snow and Appraiser Andrea Ethington were in attendance.

(1) Ron Kotarski filed a protest to the Board about the taxes assessed on Parcel 42 S3S9-123-00-022 and Parcel 42 5359-113-00-010-A. A motion was made by Comm Colbert to reduce the evaluation on Parcel 42 5359-122-00-022 to \$18,020, seconded by Comm Brubaker and carried. Comm Colbert made a motion to adjust the assessment on Parcel 42 5359-113-00-010-A from \$36,170 to \$30,000, seconded by Comm Brubaker and carried.

(2) Larry Tolar filed a protest to the Board about the taxes assessed on Parcel 11 5611-262-26-004. Comm Brubaker made a motion to deny an adjustment, seconded by Comm Colbert and carried.

(3) Mr. and Mrs. Frank Smith filed a protest to the Board about taxes assessed on Parcel 42 5331-031-00-025. Comm Colbert made a motion to deny an adjustment, seconded by Comm Colbert and carried.

(4) Don Majors filed a protest to the Board about the taxes assessed on Parcels 42 5359-114-00-026, 12 5615-333-00-017, 42 5359-111-00-025, 12 5355-121-00-031, and 12 5355-014-00-019. Comm Colbert made a motion to deny adjustments on Parcels 12 5615-333-00-017, 42 5359-111-00-025, 12 5355-121-00-031, and 12 5355-014-00-019, seconded by Comm Brubaker and carried. Parcel 42 5359-114-00-026 was tabled until an inspection of the property is made by the Board.

(5) Mr. and Mrs. John Chesson filed a protest to the Board about the taxes assessed on Parcel 41 5359-103-07-010. A motion was made by Comm Colbert to deny an adjustment, seconded by Comm Brubaker and carried.

(6) Terry Schurr filed a protest to the Board about the taxes assessed on Parcel 42 5361-283-02-001. Comm Colbert made a motion to adjust the assessment from \$21,140 to \$17,820, seconded by Comm Brubaker and carried.

(7) David L. Corlett filed a protest to the Board about the taxes assessed on Parcel 12 5341-061-00-005. A motion was made by Comm Brubaker to deny an adjustment, seconded by Comm Colbert and carried.

07-29-91

- (8) James Lambert filed a protest to the Board about the taxes assessed on Parcel 12 5341-062-00-22. Comm Brubaker made a motion to deny an adjustment, seconded by Comm Colbert and carried.
- (9) Shell Western, Inc. filed a protest to the Board about the taxes assessed on Parcels 7726-000-00-001-OG, 7712-0000-00-001-OG, 7727-000-00-002-OG, 7710-000-00-001-OG, 7723-000-00-OG and 7725-000-00-001-OG. There was no Shell Western, Inc. representative present. The decision was tabled until further information could be obtained.

The Board of Equalization adjourned at 1:45 PM until August 5, 1991.

BOARD OF SOCIAL SERVICES was conducted.

ADMINISTRATOR Tom Weaver presented a proposed Contract for the improvements on the Senior Citizens building. Weaver also stated 19 applications were received for the position in the Veteran's office. After discussion, it was decided that a panel of representatives from the County, VFW and the American Legion would interview the applicants and make recommendations to the Commissioners.

Deputy Clerk    Chairman

SEAL

Online Copy

**Minutes 08/05/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
AUGUST 5, 1991

STATE OF COLORADO     )  
  ) ss.  
COUNTY OF MONTEZUMA )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, August 5, 1991, at the Courthouse in Cortez, Colorado, there were present:  
AUG 12 1991

Robert L. Maynes, Chairman  
Robert D. Brubaker, Vice-Chairman  
Thomas K. Colbert, Commissioner of Deeds  
Bob Slough, Attorney  
Thomas J. Weaver, Administrator  
Nelda Jenkins, Deputy Clerk

MINUTES of the previous regular meeting held Monday, July 29, 1991, were read and corrected. Comm Brubaker moved to approve these minutes, seconded by Comm Colbert and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. The Sheriff's Monthly Report was submitted to the Treasurer.

CORTEZ CEMETERY DISTRICT President Dave Dahl submitted a letter soliciting support in procuring the necessary funds to install an underground sprinkler system at the Cortez Cemetery. The proposal was an increase of 1.449 mils for only one year which would generate \$80,000. All agreed to support the District in this endeavor.

REGION 9 REVOLVING LOAN FUND representative Ed Morlan discussed loan applications, approvals, and non-approvals. Also in attendance were Alan Klein, Cortez Development Council, and Comm J. Paul Brown, of La Plata County. It was recommended that the Committee should be timely about saying "no" to applicants. Morlan suggested that due to absenteeism at recent Loan Committee meetings that Wayne Eppich be replaced. It was noted that the Loan Committee should represent a variety of different businesses not just the banking community.

ABATEMENTS: Assessor Cruzan being present, petition for abatement of property tax was presented for Bethel Baptist Church, 1990, erroneous assessment, \$243.41. Motion to approve by Comm Brubaker, seconded by Comm Colbert, and carried. Petition for abatement of property tax for AT&T, 1989, erroneous assessment, \$99.61, 1990, erroneous assessment, \$91.47. Motion to approve by Comm Colbert, Comm Brubaker seconded and carried. Petition for abatement of property tax for Robert H. & Karen L. Langlois, 1990, erroneous assessment, \$142.34. Motion to approve by Comm Brubaker, seconded by Comm Colbert and carried. Petition for abatement of property tax for Francoise Hausheer, 1990, erroneous assessment, \$241.21. Motion to approve by Comm Colbert, seconded by Comm Brubaker and carried. All proceedings were taped for the record and the roll was called.

ASSESSOR Bob Cruzan presented a request to the Treasurer to remove an old Mobile Home from the tax roll for the year of 1988. The total tax to be removed from the Poll was \$103.77. Comm Colbert made a motion to approve, Comm Brubaker seconded, and carried. Assessor Cruzan presented a list of individuals and businesses to whom a 1991 Personal Property Declaration Schedule was sent and a list of all people who protested their valuations during the 1991 Assessor' protest period.

CLUB 20: Bill Bauer requested approval to represent Montezuma County in Washington D.C. to testify about grazing fees with the county paying the \$500 for the trip. Motion to approve the trip and pay the \$500 was made by Comm Brubaker, seconded by Comm Colbert, and carried.

ROADS: Cathy Kingery appeared again to discuss gravel for CR 20 and N; she noted that the area involved is only one mile not two. Engineer Roach presented an estimate on the amount of gravel needed and the approximate cost it would be to her. The request for the county to do all the work was refused.

UNLIMITED HORIZONS representative Dan Kardokus presented a pamphlet "Recycled Equipment for Independent Living". Mr. Kardokus was requesting support in establishing an "Independent Living Center" which is just an office to be located in Cortez. He expressed that this office would have more time to work one-on-one with the disabled. The commissioners expressed they would see what they can do to take care of any County building accessible problems, but funds are not available for another organization of this type.

HEALTH DEPARTMENT: Betty Sutter presented to the Board the following contacts; (1) Nursing Services, FAA CN S920112, (2) Mancos School Health Contract, (3) Sanitation Contract, FA CPD 920200 and (4) EPSDT Contract, FAA EPS 920245. Motion was made by Comm Brubaker to accept these contracts, seconded by Comm Colbert and carried.

LIQUOR LICENSE RENEWALS: County Clerk Jean DeGraff presented an application for renewal of a 3.2% beer license for the Mesa Verde Point Kampark. Sheriff Wood found no problem with the renewal. Comm Brubaker moved to approve this application, seconded by Comm Colbert and carried. Also presented was an application for renewal of a 3.2% beer license for the ARA Mesa Verde. Sheriff Wood found no problem with the renewal. Comm Colbert moved to approve this application, seconded by Comm Brubaker and carried.

ADJOURNED FOR LUNCH with the City of Cortez.

JULY PAYROLL: General Fund vouchers #5964-6065 in the amount of \$108,501.39, #13898 for \$11,037.31, #13899 in the amount of \$66,933.88 and Road Fund vouchers #6066-6104 in the amount of \$51,349.23 and #5234 in the amount of 31,443.60 were approved.

ROAD DEPARTMENT Supervisor Kyle Roberts reported the road department is still working around the Mancos area. Other items discussed were: (1) How to make a curve on the Dolores-Norwood road safer; (2) How to increase the parking area at the Fairgrounds after Placement of the arena is decided; (3) Work to be done on CR S; (4) Status of figures on cost of redoing McElmo Road; and (5) Conversation with State Highway Foreman Tom Wilcox about adding a small amount in contract for intersection at CR 24.

TRAVEL PER DIEM: A proposed change in travel expense was presented by Sheriff Tim Wood and Assessor Bob Cruzan. The proposal was to implement a flat rate of \$26.00 per day for meals, and switch to the new rate effective this date. A motion was made, seconded and carried to adopt the this change.

SHERIFF Tim Wood asked approval to continue Health Insurance coverage for an employee who incurred a non-duty knee injury and will be off work for some time. It was agreed the coverage could be continued on a month- by-month basis and the situation would be reviewed at the end of September. Some discussion was held on the Tribal, State and Federal Criminal Jurisdiction.

BOARD OF SOCIAL SERVICE was conducted.

PLANNING: A final plat showing a lot line change of Lots 13 and 14 consisting of 5.25 acres owned by Jack L. Julian and Charlotte M. Julian in the Escalante Trail Subdivision, Unit 1, was signed by the commissioners. Planning resolution P-24-91 was presented whereby Daniel and Dorothy Carver would be granted a variance to the subdivision regulations to sell a 10.34 acre tract to their daughter in Section 23, T.37N., R.16W. Comm Colbert moved to adopt this resolution, Comm Brubaker seconded, and carried. Planning resolution P-23-91 was presented whereby Lincoln Underwood would be granted a variance to the subdivision regulations to sell a five acre tract to a neighbor in Section 11, T.36N., R.16W. Comm Colbert moved to adopt this resolution, Comm Brubaker seconded and carried. A verbal request for a variance to the subdivision regulations was approved for Lou Jarmon to sell a 10acre tract. A verbal request for a variance to the subdivision regulations was approved for Citizens State Bank to tie in an area of 1.94 acres. A verbal request for a variance to the subdivision regulations was approved for Don Yeomans for a 30' road access easement. A verbal request for a variance to the subdivision regulations was denied for Ernie Stevens due to no public access.

CORTEZ FIRE PROTECTION DISTRICT donated to the Montezuma County Sheriff's Department a 1974 GMC Van with the understanding that in the event the Sheriff's Department no longer had any use for it, it would be returned to them.

ADMINISTRATOR Tom Weaver presented justification to increase the County mileage rate from 20 cents to 28 cents per mile effective this date. Comm Brubaker made a motion to adopt this change, Comm Colbert seconded and carried.

SENATOR WIRTH met with the Board. Also present were Staff Assistant Audrey Berry, Staff Assistant Jo Buyant, Mike Preston, Bob Colgan, Bob Bement, and Engineer Bud Roach. The proposed route for the Trans Colorado Pipeline was the main topic of discussion. Concerns presented to the Senator were about the possibility of more pipelines and powerlines in the future and the necessity for a designated, acceptable corridor in this area; the right of the companies to condemn private property; and, the Bureau of Land Management and Forest Service personnel's lack of feeling a need to include all parties in decisions concerning routes, etc. The Board expressed to Senator Wirth that they are not against new pipelines, but wanted to point, out that routes do effect private landowners land and property values. They felt the proposed Alternate J route was the best route. Senator Wirth stated he would certainly check into the concerns. Also discussed was the proposed Anasazi National Park.

BOARD OF EQUALIZATION: It being the time set aside, the Montezuma County Commissioners reconvened on Monday, August 5, 1991, to set as the Board of Equalization. These proceedings were tape recorded and the roll called. Assessor Bob Cruzan, Appraiser Andrea Ethington and Appraiser Mary Fraizer were in attendance.

(1) Don Majors was not present. A physical inspection was made of Parcel 42 5359-114-00-026. Comm Colbert made a motion to deny an adjustment, seconded by Comm Brubaker and carried.

(2) Shell Western, Inc. representatives were not present. A motion stating "Notice of Determination" to stand as written for Parcels 7726-000-00-001-OG, 7712-000-00-001-OG, 7727-000-00-002-OG, 7710-000-00-001-OG, 7723-000-00-001-OG and 7725-000-00-001-OG was made by Comm Maynes, seconded by Comm Colbert and carried.

08-05-91

(3) Comm Colbert made a motion to create a new village consisting of Pleasant View only and set value of land at last year's value, Comm Brubaker seconded and carried.

Comm Brubaker made a motion to appoint Jerry Koshie, Van Willis, Stan Pierce and Wayne Denny to serve as arbitrators, seconded by Comm Colbert and carried.

The Board of Equalization adjourned at 4:45 PM for 1991.

Deputy Clerk    Chairman

SEAL

Online Copy

**Minutes 08/12/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
AUGUST 12, 1991

STATE OF COLORADO        )  
                                  )ss.            AUG 19 1991  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, August 12, 1991, at the Courthouse in Cortez, Colorado, there were present:

- Robert L. Maynes, Chairman
- Robert D. Brubaker, Vice-Chairman
- Bob Slough, Attorney
- Thomas J. Weaver, Administrator
- Nelda Jenkins, Deputy Clerk

MINUTES of the previous regular meeting held Monday, August 5, 1991, were read and corrected. Comm Brubaker moved to approve these minutes, seconded by Comm Maynes and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. A letter from Assessor Bob Cruzan stating Montezuma County 1991 assessed valuation distribution as of August 9, 1991 was read by Comm Maynes.

UTE MOUNTAIN UTE TRIBAL MEMBERS Marijayne Wight, Wanda Jacket, Rose Paytiamio and Linda Lopez presented concerns about recent newspaper articles on gambling scheduled to take place in Towaoc, October 1, 1991. Discussion was that since the Ute Mountain Ute tribe is an Independent. Nation the County can not be involved unless problems with Social Services or Law Enforcement come up. The tribal members made a request to be included in the next negotiation meeting to be held in Denver sometime in September. It was decided that the Board would get in touch with the Lt. Governor's office and then let tribal members know the exact time, and place so several could attend that meeting.

COLORADO SEED GROWERS representative Bob Seaton presented the itinerary for the State Association Tour to be held August 13, 14, and 15, 1991, and expressed a desire for Board to attend if possible.

QUIT CLAIM DEEDS: A Quit Claim Deed was received from the County to Wayne Rogers of right title and interest in all minerals lying in or under the W/1NE/4 of Section 23, T.38N., R.20W., N.M.P.M., in the County of Dolores, State of Colorado. Also presented was a Quit Claim Deed from the County, et al to Montezuma County, 25%, to Fred G. Cline, 37.5%, to Alfred Hal Rogers, aka Hal Rogers, and Sheila M. Rogers, as Joint Tenants, 18.75%, to Wayne Rogers, 9.375% and to Mona A. Rogers, 9.375% Interest on all minerals lying in or under the NW/4SE/4 and the NE/4SW/4 of Section 23, T.38N., R.20W., N.M.P.M., in the County of Dolores, State of Colorado. A motion was made by Comm Brubaker to approve the deeds and authorize Chairman Maynes to sign the deeds since Comm of Deeds Colbert was absent, seconded by Comm Maynes and carried.

SUBDIVISION owner Richard Tibbits presented a plat showing changes in a subdivision at Mildred Road and County Road P, due to land condemnation by the Bureau of Reclamation for the canal. He was advised to go to the Planning Committee and request the changes since it was still in the preliminary stage and not yet an established subdivision.

TREASURER Bobbie Spore presented the Treasurer's Monthly Report for July 1991.

08-12-91

VOLUNTEER Bob Bahr visited with the Board about wheel chair safety for the Senior Citizens Van, and the use of seat belts. Both seemed to be effective.

911 AUTHORITY BOARD: Motion was made by Comm Brubaker to direct the Clerk to issue orders to the Treasurer to transfer the amount of \$447.90 from the 911 account to Farmers Telephone Company, Inc., and to transfer the amount of \$500.00 from the 911 account to Gale W. Greenlee, Inc., Comm Maynes seconded and carried.

ADMINISTRATOR Tom Weaver presented a letter to clarify the travel allowance for meals accepted last week.

PLANNING: A planning resolution P-25-91 was presented whereby Ralph Robbins would be granted a variance to the subdivision regulations to sell a 6.48 acre parcel to his daughter and son-in-law in Section 23, T.36N., R.13W. Comm Brubaker moved to adopt this resolution, Comm Maynes seconded and carried. A planning resolution P-26-91 was presented whereby Elsie Stanley would be granted a variance to the subdivision regulations to deed to Ron and Judy Marquez, an adjoining neighbor, .71 acres to be added onto the Marquez' existing .64 acre parcel, in Section 36, T.38N., R.17W. Comm Brubaker moved to adopt this resolution, Comm Maynes seconded and carried. A verbal request for a variance to the subdivision regulations was approved for Bill Gibson to sell 6.5 acres to an adjoining landowner.

"POINTS OF LIGHT" program nominees Dorothy Baskett and Bob Bahr were presented certificates from the National Association of Counties, Washington, DC for their time and effort in volunteering to perform community services. Also attending the presentation was Sue Fletcher.

ROAD DEPARTMENT Supervisor Kyle Roberts reported several roads have been bladed. There was some discussion on how to re-do roads where there was a question of where the existing road was not exactly on the section line. Also some discussion of how to schedule work priorities; suggestion was maybe more long-range planning. They have picked up the water truck from Mancos.

BOARD OF SOCIAL SERVICES was conducted.

GROUNDHOG ROAD: Dale Ives appeared to discuss the way the Groundhog road was being bladed.

Deputy Clerk     Chairman

SEAL



**Minutes 08/19/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
AUGUST 19, 1991

STATE OF COLORADO        )  
                                  ) ss.                    AUG 26 1991  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, August 19, 1991, at the Courthouse in Cortez, Colorado, there were present:

- Robert L. Maynes, Chairman
- Robert D. Brubaker, Vice-Chairman
- Thomas K. Colbert, Commissioner of Deeds
- Bob Slough, Attorney
- Thomas J. Weaver, Administrator
- Nelda Jenkins, Deputy Clerk

MINUTES of the previous regular meeting held Monday, August 12, 1991, were read and corrected. Comm Brubaker moved to approve these minutes, seconded by Comm Colbert and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted.

SENIOR CITIZEN ADVISORY BOARD members Sue Fletcher, Gen Hendrickson and Levi Garrett reported that everyone on the Building Committee had approved the updated plans. They also asked if there was any way an additional 20 feet could be added to the plans. It was noted that funds were not available for the extra footage. A final plan will be discussed with the Senior Citizens in the near future. Levi Garrett also presented a check from Montelores Development Company in the amount of \$30,000 which will be used to pay off the loan on the Senior Citizen Bus.

ASSESSOR Bob Cruzan presented the Assessment Roll. Certification by the County Board of Equalization has concluded and the Board examined the Abstract of Assessment and certified that the hearings were true and correct. A motion was made to accept the affidavit by Comm Brubaker and seconded by Comm Colbert and carried.

COUNTY CLERK Jean DeGraff presented the County Clerk's Monthly Report for July 1991. The Board watched a demonstration of a new ballot counter put on by Dan Horan of BRC.

LANDOWNER William H. Hendrickson presented concerns about his contract with the Summit Ridge Water District. He realized the Board could do nothing about the situation, he just wanted to make them aware of the problem.

WEED DISTRICT employee Don Morris presented a need for a truck capable of holding more water. The bigger truck would cut down on travel time and make the situation more controllable in case of a spill. He also reported he is spraying weeds every day and will continue to do so as long as the Weather permits. The request for a truck will be considered in next year's budget plans.

THE TRANS COLORADO PIPELINE route was discussed with Trans Colorado representative Margy Masson and private landowners, Glen E. and Ann Humiston, Bob Colgan and Bob Bement. Concern over a letter from Trans Colorado lawyers requesting to survey the anticipated route across private lands was the main topic. Ms. Masson stated she would address the concerns of the landowners to Trans Colorado. Also discussed was the need for a meeting as soon as the Draft EIS was received and read. The Board expressed that the County would continue to support the proposed Alternate "J" route.

08-19-91

LEBANON ROAD: Denise Russell appeared to discuss the condition of Lebanon Road. Road Supervisor Roberts and Engineer Roach stated what was currently being done and the future plans for the road, since work on it is a top priority. Ms. Russell and other neighbors might want to attend the upcoming Budget Plan Public Hearings and present their concerns.

ROAD ENGINEER Bud Roach presented the estimated amount of money needed for the construction of the new parking area at the Fairground.

ROAD SUPERVISOR Kyle Roberts reported that County Road U was in need of being upgraded. A problem has developed because a few residents on the road do not want the work done.

ADMINISTRATOR Tom Weaver presented the Intergovernmental Agreement between the City of Cortez and Montezuma County, relating to the City Board of Health's use of County employees who provide Public Health services.

SOCIAL SERVICES DIRECTOR Joanna Goldenbaugh, introduced the new Job Service Manager, Roger Trout; and Ellen Holston of that office gave a report on the AFDC contract.

BOARD OF SOCIAL SERVICES was conducted.

JOB INTERVIEWS for the Veteran's office position were held.

Deputy Clerk    Chairman

SEAL

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**Minutes 08/26/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
AUGUST 26, 1991

STATE OF COLORADO     )  
                                  )ss.

COUNTY OF MONTEZUMA   )   SEP 03 1991

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, August 26, 1991, at the Courthouse in Cortez, Colorado, there were present:

- Robert L. Maynes, Chairman
- Robert D. Brubaker, Vice-Chairman
- Thomas K. Colbert, Commissioner of Deeds
- Bob Slough, Attorney
- Thomas J. Weaver, Administrator
- Nelda Jenkins, Deputy Clerk

MINUTES of the previous regular meeting held Monday, August 19, 1991, were read and corrected. Comm Brubaker moved to approve these minutes, seconded by Comm Colbert and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. The Draft EIS for the TransColorado pipeline was received. A letter was received requesting that Farmers Home give BLM 520 acres so they would have public access into the Alkali and Trail Canyons. The recommendation was that Farmers Home give BLM a right-of-way for public access and sell the rest of the property.

ROAD DEPARTMENT: Changes in job descriptions and responsibilities were discussed.

TREASURER Bobbie Spore presented resolutions to participate in investment pools with CSWAT, Resolution #16-91, and Colorado Diversified Trust Funds, Resolution #17-91. A motion was made by Comm Brubaker to adopt these resolutions, seconded by Comm Colbert and carried.

CLUB 20 representative Bill Bauer reported that the Natural Resource Committee unanimously voted for the "Alternate J" route for the TransColorado pipeline. He stated this route will be recommended to the Club 20 Board.

LIQUOR LICENSE: Deputy Clerk Betty Davis presented an application for renewal of a retail liquor license for Cheryl Dean of Last Chance Liquors. Comm Colbert moved to approve this renewal, seconded by Comm Brubaker and carried.

VETERAN'S OFFICE: Comm Brubaker made a motion to appoint Wilbert G. Carriere, Jr. to the Veteran's Office position, seconded by Comm Colbert and carried.

EMERGENCY PREPAREDNESS: Comm Brubaker made a motion to appoint Sheriff Tim Wood as the Emergency Preparedness officer, seconded by Comm Colbert and carried.

COUNTY ROAD: Landowners Russel Aulston, Jimmy Aulston and Jan Oliver and Dolores Water Conservancy District representative Lou George met with the Board about upgrading County Road U east of Road 15, which is an unimproved county road. They asked if the County could blade and shape the road, put in some culverts and do some ditching so that any water on the road would drain off. They were advised that this request was acceptable and the work would be scheduled to be done.

08-26-91

PLANNING: A request was presented for a variance to the subdivision regulations for Gary and Teresa Black to sell 14 acres; verbal approval was given. L. D. Gleeson appeared to request a variance to the subdivision regulations to split 14 acres into 3 parcels; verbal approval was given.

BOARD OF SOCIAL SERVICE was conducted.

ADJOURNED at 12:00 noon to go to Pagosa Springs to attend the Public Lands Meeting.

Deputy Clerk    Chairman

SEAL

Online Copy

**Minutes 09/03/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
SEPTEMBER 3, 1991

STATE OF COLORADO     )  
                                  )ss.             SEP 10 1991

COUNTY OF MONTEZUMA )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Tuesday, September 3, 1991, at the Courthouse in Cortez, Colorado, there were present:

Robert L. Maynes, Chairman  
Robert D. Brubaker, Vice-Chairman  
Thomas K. Colbert, Commissioner of Deeds  
Bob Slough, Attorney  
Thomas J. Weaver, Administrator  
Nelda Jenkins, Deputy Clerk

MINUTES of the previous regular meeting held Monday, August 26, 1991, were read. Comm Colbert moved to approve these minutes, seconded by Comm Brubaker and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted.

SPENCER CLAIM: Sherron Spencer requested the Board agree to an appointment of three people to serve as a Binding Arbitration panel for his insurance claim. The request was denied. The preceding was taped.

COLORADO TRUST FUND: La Plata Health Care Project representative Dave Wesch presented information about a grant to a Colorado Trust Fund. He will be coordinator for the San Juan Region which will expand to include more than just La Plata County in the future. The grant in the amount of \$350,000 for two years will be available to help with funding of existing social service programs. At a future date he will present a summary of the proposals.

AUGUST PAYROLL: General Fund vouchers #6112-6215 in the amount of \$106,249.44, 014131 in the amount of \$11,037.31, 014132 in the amount of \$65,903.42 and Road Fund vouchers #6216-6255 in the amount of \$52,114.44 and #5310 in the amount of \$31,946.41 were approved for payment.

PLANNING: Tentative approval for a variance to the subdivision regulations was given to Dottie Wayt, representing a Family Partnership, to Quit Claim approximately 20 acres to the Wayt children. Tentative approval for a variance to the subdivision regulations was given for the children to then sell 10 acres of this acreage. Tentative approval for a variance to the subdivision regulations was given to Ruzard Plitcha to split approximately 16 acres.

ADMINISTRATOR Tom Weaver reported the pay off for the Senior Citizens Bus was made in the amount of \$32,632.40. He also reported the San Juan National Forest office had requested in-put about animal damage control; it was recommended that the present level of control be continued.

PERSONAL PROPERTY TAXES: Brenda House owner of House of Hair appeared to seek advice about her 1988 personal property taxes which she has refused to Pay. The recommendation was for her to file a "Petition of Abatement" with the Assessor's office, request an inspection be made of the property, and then appear before the Board at some future time.

SHERIFF Tim Wood presented the Sheriff's Monthly Report for August 1991. He also presented for signature the Donated Foods Program Agreement with Andrews Produce, Inc., of Pueblo, Colorado and a supplemental to the BLM Contract for \$600.

FOSTER CARE: The Board met with Judge Grace Merlo about foster care. A letter was written to the Honorable Gale Norton, Attorney General requesting clarification of Foster Care 19-1-116(1), C.R.S.

REGION 9 LOAN COMMITTEE: A motion was made by Comm Colbert to appoint Harold J. Welage to the Region 9 Loan Committee, seconded by Comm Brubaker and carried.

ROAD DEPARTMENT Foreman Don Yeoman reported the schedule for the water trucks for the next two months, and commented that there was a need for more water trucks, perhaps one in each District. It was noted that the following procedures were established at the District Foreman's meeting: (1) the District Foremans would have regular meetings, would appoint someone to fill in for them when they are absent, and were responsible for scheduling trucks, (2) log sheets will be kept to show how time is being spent, and (3) job evaluations would be done on a regular basis in the future. They have been laying some hot asphalt mix, and have been hauling gravel to CR X. There was some discussion about the rural water company tearing up roads after the road department has done chip and seal. Also mentioned was the ditch on CR L being filled in for about 100 feet and a need in the future for the new resident to install one or two culverts. Foreman Yeoman also reported the Goodman Point Cemetery needed gravel and three culverts for the parking area.

BOARD OF SOCIAL SERVICE conducted.

Deputy Clerk      Chairman

SEAL

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Minutes 09/09/1991 Regular

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
SEPTEMBER 9, 1991

STATE OF COLORADO )  
)ss.

COUNTY OF MONTEZUMA ) SEP 25 1991

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, September 9, 1991, at the Courthouse in Cortez, Colorado, there were present:

- Robert L. Maynes, Chairman
- Robert D. Brubaker, Vice-Chairman
- Thomas K. Colbert, Commissioner of Deeds
- Bob Slough, Attorney
- Thomas J. Weaver, Administrator
- Nelda Jenkins, Deputy Clerk

MINUTES of the previous regular meeting held Monday, September 3, 1991, were read and corrected. Comm Brubaker moved to approve these minutes, seconded by Comm Colbert and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. Adm Tom Weaver presented a copy of a letter to the Bureau of Land Management from Ben Campbell requesting the BLM extend the comment period 60 days beyond the October 8th deadline on the Trans-Colorado pipeline route. It was decided that the Board would make the same request by letter. Also received was the proposed resolution from Club 20 supporting the Alternate J route.

RANCHER Everett Sperry requested permission to use some of the Fairground bleachers at his ranch for a farm sale. Permission was given.

TREASURER Bobbie Spore presented her report for August, 1991.

ORDER: Comm Colbert made a motion to direct the Clerk to issue an Order to the County Treasurer to transfer \$2,475.37 from the Sheep-State Fund and \$1,498.47 from the Range Improvement Fund into the Trappers Fund. Motion was seconded by Comm Brubaker and carried.

COUNTY EXTENSION AGENT Bob Seaton reported he had received a complaint from the farmers at the Farmers Market that someone was selling commercial produce in the County Parking Lot. He took care of the incident but wanted the Board to be aware of the problem. The situation was to be taken under advisement.

HEALTH DEPARTMENT: Betty Sutter presented two contacts. Comm Maynes made a motion to accept the PreNatal Contract, No. FAA PRN 9320451 as corrected, Comm Colbert seconded and carried. Comm Colbert made a motion to accept the Title III-D Contract from the San Juan Basin Area Agency on Aging, Comm Brubaker seconded and carried.

ABATEMENTS: Assessor Robert Cruzan was present and recommended all petitions. A Petition for refund of property tax was presented for Geneva L. Cox; erroneous assessment, 1989, refund \$15.77 and 1990, refund \$16.34. Comm Colbert moved to approve this petition, seconded by Comm Brubaker and carried. A petition for refund of property tax was presented for Donald and Eleanore Fanire; erroneous assessment, 1990, refund \$101.25. Comm Brubaker moved to approve this petition, seconded by Comm Colbert and carried. A petition for refund of 1989 and abatement for 1990 property tax was presented for Garcia Farms, Comm Colbert was excused because of conflict of interest. The petition was for erroneous assessment, 1989, refund \$124.63, and 1990, abatement \$129.70. Comm. Brubaker moved to approve this petition, seconded by Comm Maynes and

09-09-91

carried. A petition for refund of property tax was presented for Reginald and Marilyn Hall: erroneous assessment, 1989, refund \$112.64 and 1990, refund \$111.28. Comm Colbert moved to approve this petition, seconded by Comm Brubaker and carried. A petition for refund of property tax was presented for Cleo and Maude Hhicks; erroneous assessment, 1989, refund \$77.90 and 1990, refund \$76.96. Comm Brubaker moved to approve this petition, seconded by Comm Colbert and carried. A petition for refund of property tax was presented for Gene and Thelma Patton; erroneous assessment, 1989, refund \$139.64 and 1990, refund \$84.81. Comm Colbert moved to approve this petition, seconded by Comm Brubaker and carried. A petition for abatement of property tax for Barbara J. Vladez was presented; erroneous assessment, 1989, \$96.25 and 1990, \$100.93. Comm Brubaker moved to approve this petition, seconded by Comm Colbert and carried. A petition for refund of 1989 and abatement for 1990 property tax was presented for Marcheta E. Walton; erroneous assessment, \$248.98 to be refunded and \$257.75 to be abated. All proceedings were taped for the record.

ATTORNEY SLOUGH presented recorded copies of two Quit Claim Deeds. The deed from the County et al, to Montezuma County et al, was recorded in Dolores County as #130649 in Book 250, pages 381-382 and the deed from the County to Wayne Rogers was recorded in Dolores County as #130650 in Book 250, page 383.

PLANNING: A planning resolution P-27-91 was presented whereby Lou Jarmon would be granted a variance to the subdivision regulations to sell a 10 acre parcel in Section 22, T.36N., R.16W. Comm Colbert moved to adopt this resolution, subject to all ditch and ditch easements, Comm Brubaker seconded and carried.

HOMELESS couple Gary and Linda Beel met with the Board. They were referred to Social Service Director, Joanna Goldenbough.

ADJOURNED FOR LUNCH with City of Cortez. The Airport Committee approved the July 15, 1991 minutes and Resolution No. 2, 1991.

ROAD SUPERVISOR Kyle Roberts reiterated some of the decisions and policies made in the recent District Foremen's meeting. He also reported blading is being done on several roads. There have been some concerns about CR 38 being rough but some residents' don't want it bladed for fear the dust abatement will disappear. Comments were to maybe spot blade and re-shoot it if necessary. Also discussed was the possibility of the Advisory Road Committee doing physical inspections of the roads with the District Foremen. A meeting will be set up. with the Road Committee. CR BB needs to be crowned. Comm Brubaker stated he had gotten compliments on the road patching work being done. The question was asked if the County's insurance covers damage done to windshields from rocks. If the rock falls off a County truck the insurance will pay but if it is thrown up from the road they will not pay.

BOARD OF SOCIAL SERVICES was conducted, Director JoAnna Goldenbough reported the PAC Plan was approved by the State and she will submit it to the Board next week for approval.

Deputy Clerk    Chairman

SEAL



**Minutes 09/16/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
SEPTEMBER 16, 1991

STATE OF COLORADO    )  
                                  ) ss.

COUNTY OF MONTEZUMA)

SEP 24 1991

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, September 16, 1991, at the Courthouse in Cortez, Colorado, there were present:

Robert L. Maynes, Chairman

Thomas K. Colbert, Commissioner of Deeds

Bob Slough, Attorney

Thomas J. Weaver, Administrator

Nelda Jenkins, Deputy Clerk

MINUTES of the previous regular meeting held Monday, September 9, 1991, were read. Comm Colbert moved to approve the minutes as read and corrected, seconded by Comm Maynes and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted.

DEPARTMENT OF HIGHWAY District Engineer Al Shablo, Department of Transportation Commissioner Cas Garcia, and Maintenance Superintendent Ted Vickers presented the Five Year Plan for the area to the Board. Engr Shablo stated they were meeting with all the counties to go over the Five Year Plan in order to set priorities at the Regional meeting to be held October 28, 1991, in Durango at 2:00 at the Strater Hotel. It was noted that District 5 now divides State money in half between the Durango and the Alamosa areas. The Primary System priority is to continue to alternate the work on the east side of Wolf Creek Pass and the Durango projects which include Hwy 550 north of Durango and Hwy 160 east to Farmington. The Secondary System work priorities are: (1) Hwy 145 north of Dolores to the Norwood Hill, (2) Hwy 666 northwest of Cortez to the Utah state line, (3) intersection south of M&M Truck Stop, and (4) intersection at Hwy 184 and 160 in Mancos. It was agreed that these are still the priorities that need attention. Also mentioned was the need for sidewalks along the highway through Dolores so people won't have to walk on the highway. Engr Shablo stated that this is still in the Five Year Plan and they will continue to pursue it. Engr Shablo reported that there may be a change in the Federal Highway Program effective October 1, 1991, which may result in a significant change in funding for future highway projects. Comm Garcia remarked that the new Department of Transportation will continue to be the Old Highway Commission; it will just have more responsibilities. He warned that District 5 needs to be strong and visible and representatives should be informed as to what the area needs.

TRANSCOLORADO: Glen Humiston presented a copy of the data compiled to be presented at a meeting in Mancos concerning the TransColorado pipeline. It was noted that the county should and would continue to be the coordinating entity between all the parties involved.

ABATEMENTS: Deputy Assessor Nancy Newman and Brenda House being present, a petition for abatement of personal property tax was presented for House of Hair, 1988, erroneous assessment, \$230.61. Motion to approve the abatement in accordance with Section 13 of Statute 39-1-13, para. 4 was made by Comm Colbert, seconded by Comm Maynes and carried. A petition for abatement of property tax was presented for Woosley Oil Company, erroneous assessment, 1990, \$577.31. Motion to approve by Comm Colbert, seconded by Comm Maynes and carried.

911 AUTHORITY BOARD; Motion was made by Comm Colbert to direct the Clerk to issue orders to the Treasurer to transfer the amount of \$447.90 from the 911 account and pay this amount to Farmers Telephone Company, Inc. at P. O. Box 369, Pleasant View, Colorado 81331 and to transfer the amount of \$809.77 from the 911 account and pay this amount to U.S. West Communications, Denver, Colorado. Comm Maynes seconded and carried.

COUNTY CLERK'S Monthly Report was presented for August 1991.

PROPERTY OWNERS Mr. and Mrs. Earl Barker, Durango, Colorado appeared before the board for advice on an undesirable mobile home being moved onto land in the County just off 7th Street; the land is jointly owned by 20 individuals. Their concern was there is no septic system at the site. Adm Weaver said he would have the sanitation department check on a septic permit.

PLANNING: Planning resolution P-28-91 was presented whereby Buford and Dorothy Wayt would be granted a variance to the subdivision regulations to split 62.32 in Section 32, T.37N., R.15W. into three parcels due to a division between the 10.65 acres and the 29.94 acres by County Road P.5 and a division between the 29.94 acres and 21.73 acres by the Goodland Ditch. Comm Colbert moved to adopt this resolution, seconded by Comm Maynes and carried.

ADMINISTRATOR Tom Weaver acknowledged receipt of a check dated September 4, 1991, in the amount of \$131,269.98 from the First Interstate Bank of Denver for released funds from the 1979 Single Family Mortgage Revenue Bonds.

BOARD OF SOCIAL SERVICE was conducted.

ROAD DEPARTMENT Supervisor Kyle Roberts presented the work schedule of tractors and trailers under the new work plan. He noted Beldens would be having a farm sale auction and they would be checking if the county had anything to sell. The District Foremen were excited about working with the Road Advisory Committee and want to get the School Bus Directors also involved in the program. There is still a problem with people watering the county roads. It was decided that communication with all the people involved would be the best solution. Also Supervisor Roberts brought up the problem with the Utility companies using the county right-of-ways without the county knowing about it. At the present time the problem is with Summit Ridge Water system and the telephone company. There has been a report of dumping in the CR 41 area. The area has been signed. The question was asked if Crime Stoppers could be employed to offer rewards to people who turn in persons doing sign vandalism, especially around Dolores. Most of the signs have been replaced. Carl Strohecker made an offer to buy the crusher for \$65,000 with the option of a trade out for the asphalt that the County has already used. This was approved. Supervisor Roberts talked with a VoTech representative and will take the loader and scrapper to them to be fixed. West Fork resident Bud Snyder has a problem with a culvert that is not long enough. This will be checked on. A plat was given to Roberts to check out a request from Kelly McCabe, Cottonwood Subdivision, for approval by the County of the takeover of existing roadway serving Cottonwood which is CR 27.5.

ADJOURNED at 4:30 P.M.

Deputy Clerk    Chairman

SEAL

**Minutes 09/23/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
SEPTEMBER 23, 1991

STATE OF COLORADO     )  
                                  ) ss.  
COUNTY OF MONTEZUMA )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, September 23, 1991, at the Courthouse in Cortez, Colorado, there were present:

Robert L. Maynes, Chairman  
Robert D. Brubaker, Vice-Chairman  
Thomas K. Colbert, Commissioner of Deeds  
Bob Slough, Attorney  
Thomas J. Weaver, Administrator  
Nelda Jenkins, Deputy Clerk

OCT 01 1991

MINUTES of the previous regular meeting held Monday, September 16, 1991, were read. Comm Colbert moved to approve these minutes, seconded by Comm Brubaker and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted.

RACE TRACK CLUB members Everett Sperry and Stuart Wayman met with the Board to request if their race club might have the same arrangements for the track next year as they had last year. The Board is in receipt of a letter from Jimmy Rodd requesting certain race dates on next year's schedule. The Board informed Mr. Sperry and Mr. Wayman that they would consider a proposal at a subsequent meeting provided they were able to work out arrangements with Jimmy Rodd. Mr. Sperry and Mr. Wayman will report back about their meeting. The Board instructed Adm Weaver to work up the actual costs associated with racing the track.

SHERIFF Tim Wood reported his trip to Denver was productive. Two items were presented at the meetings: (1) A bill to help "Search and Rescue" programs receive more of the 25% surcharge money. (2) A new law about tribal lands which includes the impact the "Gaming Bill" will have on law enforcement, social services and public health.

TRANSCOLORADO PIPELINE: Landowner Gary Shaw presented thoughts on other alternatives for the pipeline. TransColorado representatives Margy Masson, Curt Dallinger and Richard Chamberlain appeared to express their company continued support of the Alternate J route. They also noted that the EIS is a BLM document and any comments should be addressed to BLM. They encouraged everyone to make any comments right up to the deadline date of November 22nd. A new route approximately five miles north of the Alternate J route was mentioned and will be walked later this week by Engr Roach and TransColorado representatives.

SCHOOL DISTRICT REPRESENTATIVES Jim Riffey, Megg Heath, Jim Wilson, Bill Thompson, Tom Maley, Larry Ranney, and Graham Nielson met with the Board to seek their support on a 1% Sales Tax which would be earmarked for improvements and new construction of school facilities. The sales tax would be a permanent tax which would be collected from everyone not just property owners. Also mentioned to supplement the funds from the increased sales tax was the Underwood proposal which is a 1 to 10 mill levy for a 3year maximum. A meeting with the Board was scheduled for October 21 for further discussion.

SOUTHWEST COLORADO FILM COMMISSION representative Tony Schweikle was introduced by CDC Director Alan Klein. Mr. Schweikle presented ideas on a proposal to get film companies interested in building an "Old Tucson" type city for western films on the County leased State land by the fairgrounds.

Research will be done on the advantages and disadvantages of the proposal.

The area will be looked at with Mr. Schweikle, other film promoters, and the Board next Tuesday, October 1.

ADJOURNED FOR LUNCH with the City of Cortez.

09-23-91

COUNTY LODGERS ORDER: Comm Brubaker made a motion to direct the Clerk to issue an order to the Treasurer to transfer \$1,000.00 from the County Lodgers fund to the General fund for election fees. Motion seconded by Comm Colbert and carried.

CONTINGENCY FUND ORDER: Comm Brubaker made a motion to direct the Clerk to issue an order to the Treasurer to transfer \$6,524.44 from the Contingency Fund to the Social Service Fund to provide match for Foster Care Payrolls for August (\$1,468.37) and September (\$5,056.07), 1991. Motion seconded by Comm Colbert and carried.

ROAD DEPARTMENT Supervisor Kyle Roberts gave a brief report on road projects and activities. There is increased dumping on CR G, CR 38 needs to be bladed and maybe reshot with dust abatement and the Dolores County line road needs some blading. Supervisor Roberts reported he sold the loader for \$23,500 and the dozer for \$9,000 at the auction he attended last week. He noted that Montezuma County is now on the Surplus Warehouse computer and will be on their mailing list. Roberts had looked at the Cottonwood and Sam Roth subdivision roads and stated there was no problem with the County taking over the existing roadways.

PLANNING: Planning resolution P-29-91 was presented whereby Bill and Yvonne Gibson would be granted a variance to the subdivision regulations to sell a 5 acre tract in Section 5, T.35N., R.15W. Comm Colbert moved to adopt this resolution, Comm Brubaker seconded and carried. A verbal request for a variance to the subdivision regulations was tentatively approved for Leonard Culver to sell land to his daughter and son-in-law. They are working on a written easement giving them permission to come through Risky's property. A verbal request for a variance to the subdivision regulations was tentatively approved for Kenneth Karlsson to sell 3 acres.

CRS SERVICES, INC. CONTRACT: Comm Colbert made a motion to enter into a contract with CRS Services, Inc., which will investigate under-reported oil and gas filings in Montezuma County, Comm Brubaker seconded and carried.

HEALTH DEPARTMENT: Betty Sutter gave the Board copies of statistical background information for use at the upcoming Public Health meeting with State representatives to be held in Durango, at the Strater Hotel on September 25 at 9:00 A.M.

ADMINISTRATOR Tom Weaver reported the crusher had been sold for \$65,000.00 to a firm in Michigan.

BOARD OF SOCIAL SERVICE was conducted.

ADJOURNED at 3:15 P.M.

Deputy Clerk    Chairman

SEAL

**Minutes 09/30/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
SEPTEMBER 30, 1991

OCT 07 1991

STATE OF COLORADO     )  
                                  ) ss.  
COUNTY OF MONTEZUMA)

At the regular meeting of the Board of Commissioners, Montezuma, County, Colorado, held on Monday, September 30, 1991, at the Courthouse in Cortez, Colorado, there were present:

Robert L. Maynes, Chairman  
Robert D. Brubaker, Vice-Chairman  
Thomas K. Colbert, Commissioner of Deeds  
Bob Slough, Attorney  
Thomas J. Weaver, Administrator  
Nelda Jenkins, Deputy Clerk

MINUTES of the previous regular meeting held Monday, September 23, 1991, were read and corrected. Comm Colbert moved to approve these minutes, seconded by Comm Brubaker and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. It was noted there would be a PVC Meeting in Colorado Springs concerning a change in the 911 Service.

PUBLIC HEARING - AMEND BUDGET: It being the time set aside, a public hearing was conducted to amend the General Fund and the Road and Bridge Fund Budgets. The Roll was called and the Public Notice read. Adm Weaver presented Resolution #18-91. Comm Brubaker made a motion directing the Clerk to issue an order to the County Treasurer to transfer \$1,500 from the Capital Fund to the Road and Bridge Fund for capital outlay. Motion seconded by Comm Colbert and carried. Comm Brubaker made a motion directing the Clerk to issue an order to the County Treasurer to transfer \$60,000 from the Capital Fund to the Road and Bridge Fund for gravel. Motion seconded by Comm Colbert and carried. Comm Brubaker made a motion directing the Clerk to issue an order to the County Treasurer to transfer \$70,000 from the Capital Fund to the Road and Bridge Fund for asphalt. Motion seconded by Comm Colbert and carried. Comm Brubaker made a motion directing the Clerk to issue an order to the County Treasurer to transfer \$6,480 from the Capital Fund to the General Fund for computer. Motion seconded by Comm Colbert and carried. Comm Brubaker moved to adopt Res #18-91, Comm Colbert seconded and carried. Proceedings were taped for the record.

PAYROLL: General Fund Vouchers #6263-6365 in the amount of \$105,800.77, #14318 in the amount of \$10,938.49, #14319 in the amount of \$66,093.46 and Road Fund Vouchers #6366-6405 in the amount of \$52,361.83 and #5377 in the amount of \$32,317.31 were approved for payment.

TRANSCOLORADO PIPELINE: Mike Preston of Community Services met to discuss last week's public hearing on the proposed TransColorado pipeline. Based on data in the EIS, it was recommended that Alternate E was the best route because it would cause less impact to private lands, would be ten miles shorter, there would be no delay in the Company's right to do the pipeline, and the project could go forward in a timely manner. It was noted that most of the constituents at the hearing agreed on Alternate E. Adm Weaver will contact TransColorado to see if they are ready to file an application for a permit for the Alternate E route. A letter will be written to BLM to ask that all future data be submitted in a timely way.

**PARTNERS PROGRAM:** Joe Huggins and Dawn Farrington presented a request for \$2,000. They reported the new Partners Program will be implemented by the end of October if everything stays on schedule. The Board stated the requested funds would be considered at a later time as the Budget process is completed for 1992.

**SHERIFF** Tim Wood reported a total of 691 marijuana plants had been confiscated from property in the Summit Ridge area, The LEAF Contract was submitted. Action was postponed until the contract could be examined. Wood noted he would be attending a meeting with Senator Sally Hopper in Denver on Monday, October 7th. The meeting is to discuss amending the "Gaming Bill" to include Montezuma County for impact funds for law enforcement and social services. Comm Colbert will also attend.

**ADMINISTRATOR** Tom Weaver informed the Board that 20 shares of water could be purchased for the fairgrounds at \$800 per share for a total of \$16,000. This was approved.

**LIQUOR LICENSE:** An application was presented for renewal of a 3.2% beer license for the Priest Gulch Campground. A letter from the Sheriff's Department accompanied this application showing "no problems" with this outlet. Comm Colbert moved to approved the application, seconded by Comm Brubaker and carried.

**LANDOWNERS** Reece and Leslie Malles appeared to register, a protest against the Alternate E route for the TransColorado pipeline. They expressed they were not in favor of any pipeline corridors on Public lands.

**SENIOR NUTRITION** Director Sue Fletcher requested that an Advisory Board for Transportation be appointed. It was suggested and agreed upon that Ms. Fletcher appoint a Transportation Committee that would report to her. Also some clarification was requested on whether the county could pay for traffic tickets received by volunteers who drive the Senior Citizens bus. The Board stated the County will not pay for any tickets.

**1% SALES TAX PROPOSAL:** It was noted that the County can have a 1% Sales Tax if approved by the voters, but that the Statue only mentions the use of the monies for City and/or County, not for school use. The schools indicated they could get use of the money by an inter-governmental agreement. This was tabled until October 21, 1991.

**SW COMMUNITY RESOURCES** representative Peter Tregillus presented several suggestions on the use of the the revenue gain from the Single Family Mortgage Revenue Bonds. Also present were Terri Wheeler, Joe Huggins, and Remigio Candelaria.

**ROAD DEPARTMENT** Supervisor Kyle Roberts reported roads are being graveled, in the Mancos area. Next week they will gravel roads in the Dolores area. Comm Maynes mentioned the dip in CR P was terrible. Engr. Roach will make a recommendation to the Board after he estimates the cost in time and materials to fix the problem. Other items discussed were: (1) The County would only supply the pipe for the airport; (2) The county would replace the culvert on the West Fork road; (3) A request for signing on CR 21 and W; (4) A request for base rock for a school bus turn-around; and (5) Reevaluate CR U east of Road 15 again. Comm Brubaker reported someone had informed him of a large hole at the intersection on CR 40. Also noted was the need to continue to check McElmo Road and other roads that need blading more than others. Approval was given to have the loader fixed by the VoTech students for an estimated cost of \$10,000.

**ASSESSOR** Bob Cruzan presented the recap report from the State Board of Equalization on the State Audit of Personal Property.

09-30-91

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PLANNING: Planning resolution P-27-91 was presented whereby Lou Jarmon would be granted a variance to the subdivision regulations to create a 9 acre tract and a 12.51 acre tract in Section 22, T.36N., R.16W. Comm Brubaker moved to adopt the resolution, Comm Colbert seconded and carried. Planning resolution P-30-91 was presented whereby Gary and Teresa Black would be granted a variance to the subdivision regulations to create a 5.04 acre tract and a 15.15 acre tract in Section 22, T.37N., R.16W. Comm Colbert moved to adopt the resolution, Comm Brubaker, seconded and carried. A verbal request for a variance to the subdivision regulations was denied for Jimmie Palmer, owner and Ray and Guyrene Ward, buyers. They will be advised to go before the Planning Commission.

SOUTHWEST COLORADO FILM COMMISSION: The 200 acres of County leased State land by the fairgrounds is currently leased only for the purpose of a sanitary land fill. If the land is to be used for any other uses, the lease needs to be amended for an all purpose lease.

BOARD OF SOCIAL SERVICE was conducted.

Deputy Clerk     Chairman

SEAL

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**Minutes 10/07/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
OCTOBER 7, 1991

STATE OF COLORADO     )  
  ) ss.

COUNTY OF MONTEZUMA)

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, October 7, 1991, at the Courthouse in Cortez, Colorado, there were present:

Robert L, Maynes, Chairman

Robert D. Brubaker, Vice-Chairman

OCT 14 1991

Thomas K. Colbert, Commissioner of Deeds

Bob Slough, Attorney

Thomas J. Weaver, Administrator

Nelda Jenkins, Deputy Clerk

MINUTES of the previous regular meeting held Monday, September 30, 1991, were read and corrected. Comm Brubaker moved to approve these minutes, seconded by Comm Maynes and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. Also received were the Monthly Reports for September 1991 from the County Clerk and the Sheriff.

ASSESSOR Bob Cruzan presented Contract CRS 39-5-123 Abstract of Assessment Year 1991.

ROAD DEPARTMENT Supervisor Kyle Roberts reported they would finish working on the Cellular Tower site and the the airport this week. Work is being done around Dolores. A resident on CR P might be able to supply fill material for the work on that road. There is still concern about utility companies placement of utilities in the County right-of-ways. This was tabled until a list is compiled of the structures creating the problem. Further discussion will be held next week with Supv Roberts and Engr Bud Roach about the situation. The District Foremen are accepting more responsibilities and communication has greatly improved, resulting in most problems being worked out. Roberts stated the computer inventory control system has improved the County's ability to answer questions faster on statistics about materials, when roads were bladed, gravel used, etc. The culvert on CR 25 will be checked. A 4way Stop will be placed at the intersection of CR W and CR 21. The change will be advertised in the paper and will probably remain in place for 6 months. The water problem on the dump road will be checked.

LANDFILL ORDER: Comm Brubaker made a motion to direct the Clerk to issue an order to the Treasurer to draw a warrant on the Landfill fund in the

Amount of \$4,675.22 payable to the Colorado Department of Health, HSRF Accounting Department, Room 400, 4210 East 11th Avenue, Denver, Colorado 80110 as the third quarter payment. Motion seconded by Comm Colbert and carried.

RESOLUTION 19-91 was presented approving the Law Enforcement Assistance Fund (LEAF) Contract L-39-92. Comm Brubaker made a motion to adopt this resolution, Comm Maynes seconded and carried.

ADMINISTRATOR Tom Weaver presented the Airport Committee minutes for September 23, 1991.

TREASURER Bobbie Spore presented her Monthly Report for the month of September 1991.



10-07-91

COUNTY ROAD N: Carol Ledford appeared to express concern about the condition of CR N and the dust problem which is being aggravated by the heavy truck traffic on the road. The commissioners will inspect the road.

BOARD OF SOCIAL SERVICES was conducted.

ADJOURNED at 3:00 P.M.

Deputy Clerk    Chairman

SEAL

Online Copy

**Minutes 10/14/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
OCTOBER 14, 1991

STATE OF COLORADO )

)ss.

OCT 22 1991

COUNTY OF MONTEZUMA )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held, on Monday, October 14, 1991, at the Courthouse in Cortez, Colorado, there were present:

Robert L. Maynes, Chairman

Robert D. Brubaker, Vice-Chairman

Thomas K. Colbert, Commissioner of Deeds

Bob Slough, Attorney

Thomas J. Weaver, Administrator

Nelda Jenkins, Deputy Clerk

MINUTES of the previous regular meeting held Monday, October 7, 1991, were read. Comm Brubaker moved to approve these minutes, seconded by Comm Colbert and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted.

DOLORES PUBLIC LIBRARY Director Carole Arnold gave a presentation on the different roles her position requires, an updated brochure on the Dolores Library, and a 5-year statistical report on the use of the library. The library is losing two Green Thumb workers and as a result is soliciting funds to pay the salaries for two part-time or one full time employee. Director Arnold suggested as Electing term solution to the problem that a mill levy be presented for a vote in the near future. The request for funds will be considered when the 1992 Budget is prepared with a request that the school match the money. Comm Colbert requested a copy of the Dolores Library budget.

CLUB 20 representative Bill Bauer reported on his trip to Washington D.C. to testify about grazing fees. While there he also had private meetings with a Senator, the Director of BLM and the Chief of the Forest Service about the TransColorado pipeline. They were all receptive to Club 20's position to get the pipeline on Public Land.

911 AUTHORITY BOARD: Motion was made by Comm Brubaker, to direct the Clerk to issue orders to the Treasurer to transfer the amount of \$447.90 from the '311 account to Farmers Telephone Company, Inc., and to transfer the amount of \$809.77 from the 911 account to U.S. West Communications. Motion seconded by Coma, Colbert and carried.

HEALTH DEPARTMENT: Betty Sutter presented for signature two Contracts (1) the Screener's Program (Child Clinic for Developmental Testing), and (2) the Respite Care Program (August 1, 1991 - July 31, 1992).

AIRPORT: A motion was made by Comm Brubaker to accept the bid from Mountain Gravel and Construction for \$827,427.00 for the Agreement for Improvements at the Montezuma County Airport (AIP Project No. 3-08-0011-09). The motion was seconded by Comm Colbert and carried.

SKYLINE FOODMART owner Dick Swanner met with the Board to ask for their input concerning the State Highway's request for him to close one access to his business. An on-site meeting will be set up with the Highway Department.

PLANNING: A verbal request for a variance to subdivision regulations was tentatively approved for Charles R. and Lucy H. Farrar to split 38.69 acres into two parcels.

ADJOURNED FOR LUNCH with the Dolores County Commissioners.

10-14-91

ROAD DEPARTMENT Supervisor Kyle Roberts reported (1) \$26,808.00 was deposited from the sale of the dozer and loader in Denver, (2) everyone pleased with the new loader, (3) still working on the airport, (4) the 4-stop is in place on CR W & CR 21, and (5) installation of a cattleguard in west end of Jackson Lake. Other discussion was: There is a need to finish the work on the Dolores County line road. CR N was inspected. A better grade of gravel is needed on CR N, CR U and CR 20. A resolution will be prepared to address the problem with the utility companies.

BOARD OF SOCIAL SERVICE was conducted.

ADJOURNED at 3:40 P.M.

Deputy Clerk    Chairman

SEAL

Online Copy

**Minutes 10/21/1991 Regular**

OCT 28 1991

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
OCTOBER 21, 1991

STATE OF COLORADO     )  
  ) ss.  
COUNTY OF MONTEZUMA )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, October 21, 1991, at the Courthouse in Cortez, Colorado, there were present:

- Robert L. Maynes, Chairman
- Robert D. Brubaker, Vice-Chairman
- Thomas K. Colbert, Commissioner of Deeds
- Bob Slough, Attorney
- Thomas J. Weaver, Administrator
- Nelda Jenkins, Deputy Clerk

MINUTES of the previous regular meeting held Monday, October 14, 1991, were read. Comm Brubaker moved to approve these minutes, seconded by Comm Colbert and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. A summons was received by the County Clerk on October 15, 1991, from the People of the State of Colorado concerning Rosemary Warnes and a dependent child.

PLANNING: Planning resolution P-31-91 was presented whereby Rodney and Crystal Daves, owners of 60+ acres, would be granted a variance to the subdivision regulations to create a 4.60 acre tract in order to build a house on this portion of their property in Section 25, T.39N., R.18W. Comm Brubaker moved to adopt the resolution, Comm Colbert seconded, and carried. A verbal request for a variance to the subdivision regulations was tentatively approved for J. T. Pedigo to split approximately 166.48 acres into two tracts.

SCHOOL DISTRICT REPRESENTATIVES Jim Riffey, Megg Heath, Jim Wilson, Bill Thompson, Tom Maley, Larry Ranney, John Garcia, and Nick Lewis appeared to discuss: (1) What is the legality of the proposed 1% County Sales Tax? It was noted that the County can have a 1% Sales Tax if approved by the voters, but that the Statute only mentions the use of the monies for City and/or County, not for school use. An inter-governmental agreement would have to be implemented. (2) What were the feelings of the Board? It was stated that the County needs a Sales Tax. There were concerns that the last two school bond issues were defeated, would there be enough school financing from other sources, a back-door approach would not work, and that the voters need to know up-front how the tax would be spent. CDC Director Alan Klein presented a short discourse on what could be taxable and the amounts it would generate. It was felt that a sales tax proposal should come from the people by petition of at least 5% of the registered electors according to law.

CU CENTER representative Dave Fraley reported that CU will match any money that the Center can raise from the community. He reiterated a letter that was sent to the Board requesting contributions for the Center. The request for funds will be considered when the 1992 Budget is prepared.

ROAD DEPARTMENT Supervisor Kyle Roberts reported that the work on Weber Road is finished, graveling is done on CR 18 and CR 31, will check CR P and CR S situations this week, has permission from landowner M.C. Turner to trim trees on his property at CR W and CR 21, stop signs at CR W and CR 21 were reinstalled after being taken down. Engineer Bud Roach checked the deterioration of CR 29 and stated there was no structural damage to the road; therefore, it could probably be blade-patched for approximately \$4,000. More paint will be purchased to finish McElmo Road stripping. CR N will be regravelled. A memorandum reminding the Road Department employees of the "No Smoking Policy" for all County buildings was given to Supervisor Roberts.

10-28-91

RESOLUTION 20-91 was presented resolving that prior to any construction or repairs of any public utilities, within County rights-of-way, the public utility company will contact the Montezuma County Road Department. Comm Colbert moved to adopt this resolution, Comm Brubaker seconded and carried.

BOARD OF SOCIAL SERVICES was conducted.

TRANSCOLORADO PIPELINE representative Richard Chamberlain, BLM representative Chuck Finch and Forest Service representative Miles Weaver presented updated data on the proposed pipeline. At this point nothing has been found wrong with the Alternate E route. They still need to do the canyons. It was noted by the BLM and FS representatives that the Alternate J route could be modified and be a better route for long-term planning. Further information will be compiled about both the modified Alternate J and Alternate E routes and will be presented to the Board in the near future. The Board still supports the Alternate E route.

ADJOURNED at. 4:35 P.M.

Chairman

Deputy Clerk

SEAL

Online Copy

**Minutes 10/28/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
OCTOBER 28, 1991

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

NOV 05 1991

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, October 28, 1991, at the Courthouse in Cortez, Colorado, there were present:

- Robert L. Maynes, Chairman
- Robert D. Brubaker, Vice-Chairman
- Thomas K. Colbert, Commissioner of Deeds
- Bob Slough, Attorney
- Thomas J. Weaver, Administrator
- Nelda Jenkins, Deputy Clerk

MINUTES of the previous regular meeting held Monday, October 21, 1991, were read and corrected. Comm Colbert moved to approve these minutes, seconded by Comm Brubaker and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted.

LIQUOR LICENSE: Deputy Clerk Betty Davis presented an application for renewal of a 3.2% beer license for the Ute Mountain Trading Post. A letter from the Sheriff's Department accompanied this application showing "no problems" with this outlet. Comm Colbert moved to approve this application, seconded by Comm Brubaker and carried.

LION'S CLUB: A motion was made by Comm Brubaker to rent the Annex Building to the Lion's Club, a non-profit organization, for \$10 an hour and then donate that amount to the organization, seconded by Comm Colbert and carried.

OUTGOING CORTEZ CITY MANAGER Susan Keck was presented with a letter of appreciation and gift.

DEPARTMENT OF LOCAL AFFAIRS requested by letter that the Board rank the Impact Assistance applications that they have received for the last grant cycle of 1991. A motion was made by Comm Brubaker to prioritize in the following order: (1) Southwest Tourism Development Program, Administrator Ken Francis; (2) Region 9 Economic Development District, Ed Morlan, Executive Director; and (3) Southwest Film Company, Stan Broome, Executive Director, Comm Colbert seconded and carried.

ANNEX BUILDING PLANS showing the new extension and improvements was presented by Administrator Weaver.

FAIRGROUNDS employee Dante Sena asked for in-put from the Board on the Rodeo Club's request for RV Hook-ups at the fairgrounds. The Board will meet with the Rodeo Club to express their concerns with this request. Also Mr. Sena reported that the Fair Board has \$3,600 left in their account and asked if it could be used to purchase regular panels for the inside of the canopy at the fairgrounds. It was noted that the monies could be used to buy the panels.

10-28-91

ROAD DEPARTMENT Supervisor Kyle Roberts reported that snow removal equipment is being checked, a number of roads have been bladed, and they are working on CR N. Residents on CR N will be encouraged to request dust abatement if the dust is still bad after the regravelling. Comm Colbert reported there were big rocks in the ditches on the Norwood road. Roberts commented that the West Fork road also has that problem and they will remove the rocks in both the areas this week. It was also noted that all the interested residents were contacted about the work that needs to be done on the K6 Bridge and work will begin this week. The bridge on CR 21 needs new pipe and they will try and get this done soon. Torno might have extra pipe they would be willing to sell to the County. County trucks cannot use the bridge out of the Town of Dolores because of restrictive weight loads, which results in about five extra miles to get equipment to areas north of town. The Mancos Shop needs work done on three doors. Therefore, one 14-foot door will be replaced, one 12-foot door will be replaced with a 14-foot door, one 12-foot door will be repaired, and two new openers will be installed.

BOARD OF SOCIAL SERVICES was conducted.

ADJOURNED at 12:00 P.M. to attend the Colorado Highway Commission meeting at the Strater Hotel, in Durango, Colorado.

Deputy Clerk    Chairman

SEAL

Online Copy

**Minutes 11/04/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
NOVEMBER 4, 1991

STATE OF COLORADO )

) ss.

COUNTY OF MONTEZUMA )

NOV 13 1991

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, November 4, 1991, at the Courthouse in Cortez, Colorado, there were present:

Robert L. Maynes, Chairman

Robert D. Brubaker, Vice-Chairman

Thomas K. Colbert, Commissioner of Deeds

Bob Slough, Attorney

Nelda Jenkins, Deputy Clerk

MINUTES of the previous regular meeting held Monday, October 28, 1991, were read. Comm Colbert moved to approve these minutes, seconded by Comm Brubaker and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. The Sheriff's Report for the month of October 1991 was received.

PAYROLL: General fund vouchers #6413-6512 in the amount of \$104,968.18, #14493 in the amount of \$65,806.19, #14492 in the amount of \$11,199.36 and Road fund vouchers #6513-6553 in the amount of \$53,423.84 and #5440 in the amount of \$32,990.91 were approved for payment.

HEALTH DEPARTMENT; Bette Sutter presented for signature a corrected contract for the Maternal and Child Health Program which is the child screening program and the FAA WIC 920584 Contract for Women, Infants and Children.

PLANNING: Blaine and Cheryl Cooper, perspective land buyers met with the Board to ask their advice on purchasing three acres of land that the Assessor's office does not show as being in a subdivision. Paperwork presented left a question as to whether they would actually own the 3 acres or be buying an interest in ownership of a corporation which involves a total of 27 acres. It was noted they need to do further checking into the legality of obtaining a warranty deed to the property.

SKYLINE FOODMART: An on-site meeting had been held with the Highway Department about the two accesses to the Skyline Foodmart. Comm Brubaker reported the State law states that the business can only have one access.

RACE TRACK CLUB members Stuart Wayman and Terry Delaney appeared to inform the Board that the Club had met with Jimmie Rodd about the 1992 season. Scheduling of the events had been worked out very amiably between the Race Club and Jimmie Rodd. Mr. Wayman asked if the policy of not selling any alcoholic beverages at the track was still in effect. The answer was yes. He also asked if the County Engineer could help set elevations for the track. This was affirmed. A November 12th meeting with Wayman and Delaney was set up to address other concerns and arrangements for future use of the race track. A letter will be sent to Mr. Rodd inviting him to this meeting.

ADJOURNED FOR LUNCH with the City of Cortez. The Airport Committee approved the October 7, 1991 minutes.



11-04-91

ROAD DEPARTMENT Supervisor Kyle Roberts reported they are still gravelling roads and still working on the K6 bridge. They will realign the corners on CR P between CR 31 and CR 32. The sanders have been installed in the pickups and seem to be working good. Roberts will look at CR N again since there are still complaints about that road. They will contact the insurance company again concerning the accident which involved the new truck. The county employee was not at fault. In the meantime they will resume use of the truck since pictures were taken showing the damage. Engineer Roach reported they will be staking a facility at the dump for sludge.

BOARD OF SOCIAL SERVICES was conducted.

ADJOURNED at 3:00 P.M.

Deputy Clerk      Chairman

SEAL

Online Copy

**Minutes 11/12/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
NOVEMBER 12, 1991

STATE OF COLORADO     )  
                                  ) ss.           NOV 19 1991  
COUNTY OF MONTEZUMA )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Tuesday, November 12, 1991, at the Courthouse in Cortez, Colorado, there were present:

- Robert L. Maynes, Chairman
- Robert D. Brubaker, Vice-Chairman
- Thomas K. Colbert, Commissioner of Deeds
- Bob Slough, Attorney
- Thomas J. Weaver, Administrator
- Nelda Jenkins, Deputy Clerk

MINUTES of the previous regular meeting held Monday, November 4, 1991, were read and corrected. Comm Colbert moved to approve these minutes, seconded by Comm Brubaker and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted.

GOOD SAMARITAN CENTER representative John Kelly presented a recap of clients and expenditures for the months of September and October 1991. He stated the main purpose of the Center is to help travelers coming through the area that have unforeseen problems and need some type of assistance. A request for funds for the Center will be considered when the 1992 budget is prepared.

LIBRARY REPRESENTATIVES Mary Ellen Brubaker, Cortez, Paula Mitchell, Mancos and Carole Arnold, Dolores met with the Board. Ms. Brubaker presented information on the Access Colorado program. The program will be a computerized network that can be used by all the libraries in Colorado to obtain information without charge. She also explained the new Colorado Library Card policy that will allow approved participants to be able to use any library in Colorado. Also presented was the County part of the Cortez Library budget and a request for funds, which will be considered when the 1992 budget is done. Ms. Mitchell presented a drawing of the new Mancos Library. The structural part has been completed, and if funds are available, plans are to finish installing carpet, shelving, etc. by spring. She also presented last year's budget and the proposed 1992 budget. Ms. Arnold expressed a need for gravel in the parking area of the Dolores Library. This will be referred to the Road Department.

SENIOR CITIZENS BUS driver Dale Jeter reported there was a blind spot on the right-hand side of the new bus, which created difficulty in changing lanes. He inquired if the old van was being fixed. This was affirmed. It was noted that insurance for the bus occupants only covers 15 persons, the driver included. Annette Jeter was also present.

ABATEMENTS: Assessor Cruzan being present, petition for abatement of property tax was presented for P & D Grocery (Pete Loyd), 1987 and 1988, erroneous assessment, \$1,998.00. Motion to approve by Comm Colbert, seconded by Comm Brubaker and carried. Petition for abatement of property tax was presented for P & D Grocery (Pete Loyd), 1989 and 1990, erroneous assessment, \$1,998.00. Motion to approve by Comm Colbert, seconded by Comm Brubaker and carried. All proceedings were taped for the record and the roll was called.

11-12-91

CORTEZ DEVELOPMENT COUNCIL Director Alan Klein submitted a Summary of CDC Accomplishments. Other members Bob Leighton, Levi Garrett, Bill Hutchison, K. A. VanDover, Joe Tipton, Mike Talcott and Craig Ambrosiani were in attendance. CDC Director's request for funds will be considered when the 1992 Budget is prepared.

OLD ADAMS RANCH ROAD: Gary Shaw appeared concerning the Old Adams Ranch road which is designated as a non-county road. According to Mr. Shaw the road has been used for years as public access to national forest land, but now a private citizen has closed the road. Sheriff Wood, also being present, expressed he would need a determination as to whether or not it is a public road before he could do anything about it. It was noted that Mr. Shaw should submit a written complaint to the Board about the road closure. At receipt of the complaint a Public Hearing will be scheduled. The out-of-town owners will be notified of the public hearing.

911 AUTHORITY BOARD: Motion was made by Comm Brubaker to direct the Clerk to issue orders to the Treasurer to transfer the amount of \$447.90 from the 911 account to the Farmers Telephone Company, Inc., and to transfer the amount of \$269.00 from the 911 account to the U.S. West Communications, Comm Colbert seconded and carried

RACE TRACK: Stuart Wayman, Terry Delaney, and Jim and Marian Rodd met to discuss the future use of the race track. A motion was made by Comm Colbert that effective January 1, 1992: (1) Race Track fees will be \$325 per night, which will cover everything except the cleaning of the bathrooms and picking up the trash, which will be the responsibility of the users. (2) A \$100 damage deposit will be required and held for the year. (3) The users will be required to furnish proof of insurance. The motion was seconded by Comm Brubaker and carried. A motion was made by Comm Brubaker that for proceeding years the applications for race dates be submitted to the Administrator's office by December 1st for scheduling, seconded by Comm Colbert and carried. It was concurred that the 1992 schedule was acceptable. It was felt that locals should have precedent over out-of-town schedule requests and if two local entities wanted the same date there would be a drawing to determine who got that particular date. Any requests after the initial scheduling is done will be on a first-come first-serve basis. It was noted that the Road Department would be doing the dirt work and would keep in contact with the users of the track. Also present was Road Supervisor Kyle Roberts.

ROAD SUPERVISOR Kyle Roberts reported they have gotten free sandstone from the drilling operation on Hovenweep road. He questioned whether the agreement with BLM needs to be updated. It was agreed that the agreement should be looked at to be sure the County is complying with all its stipulations as it is an on-going agreement. They have poured one of the bridge abutments at Mancos and will do the other one next week and are spot gravelling around the Goodman Point area. Work is being done on the new accesses for the landfill's new ponds. Chairman Maynes mentioned that some issues such as what will be allowed in the landfill, and how much to charge users from outside the county need to be addressed. It was noted that Engr Roach had met with Alvin Sattley and received permission to get fill from the Sattley property to widen CR P. Supervisor Roberts was asked to check and take care of the gravel needs for the Dolores Library.

PLANNING: Planning Resolution P-32-91 was presented whereby J. T. Pedigo would be granted a variance to the subdivision regulations to sell a 11.73 acre tract in Section 5, T.38N., R.18W. Comm Brubaker moved to adopt the resolution, Comm Colbert seconded and carried. A verbal request for a variance to the subdivision regulations was tentatively approved for Dave Nichols to amend acreage in the Norwood Subdiviison.

11-12-91

ADMINISTRATOR Weaver reported there are problems with the new computer in the Assessor's Office. The software may need to be returned and another program implemented.

BOARD OF SOCIAL SERVICES was conducted.

ADJOURNED at. 4:00 P.M.

Deputy Clerk    Chairman

SEAL

Online Copy

**Minutes 11/18/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
NOVEMBER 18, 1991

STATE OF COLORADO        )  
  ) SS.  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, November 18, 1991, at the Courthouse in Cortez, Colorado, there were present:

- Robert L. Maynes, Chairman
- Robert D. Brubaker, Vice-Chairman
- Thomas K. Colbert, Commissioner of Deeds
- Bob Slough, Attorney
- Thomas J. Weaver, Administrator
- Nelda Jenkins, Deputy Clerk

NOV 26 1991

MINUTES of the previous regular meeting held Tuesday, November 12, 1991, were read and corrected. Comm Brubaker moved to approve these minutes, seconded by Comm Colbert and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. The County Clerk's Report for the month of October 1991 was received.

ANNEX BUILDING IMPROVEMENT REVISION: Adm Weaver presented for consideration a change in the final drawings submitted by the Brookie Construction Company. He stated that when the gas line north of the Annex was dug up, the sewer line was also found there. It was agreed that the new addition should be moved from the north side to the west side of the present building in order to save money on relocating the sewer line. Other advantages to the change would be that the power poles would not have to be moved, the addition would not have a flat roof, and there would be more room for future expansion. New drawings will be submitted.

ACCOUNTS PAYABLE for General Fund vouchers #14491 thru #14654 in the amount of \$248,624.37 and Road Fund vouchers #5439 thru #5505 in the amount of \$34,734.10 were approved for payment.

TREASURER Bobbie Spore presented the Treasurer's Report for the month of October 1991.

TRANSCOLORADO PIPELINE: It was noted that the deadline for any comments concerning the Draft EIS is November 22nd.

SENIOR CITIZENS BUS: The blind spot on the right-hand side of the bus will be checked out to see if there in a way to correct the problem.

ROAD DEPARTMENT Supervisor Kyle Roberts reported they have poured the cement for the K6 bridge, are ready to set the arches and still need to back fill. The Norwood-Dolores Road will be snow plowed today to help cattlemen get livestock down for the winter. In connection with the 1992 Road Department budget Supervisor Roberts also noted they (1) will be buying radial tires from now on, (2) will continue to shop around for the best prices, County and State for purchases, (3) will continue to upgrade the McElmo Road, (4) will keep budgeting new equipment for each year, and (6) will continue to look at personnel salaries in connection with the responsibilities of the position. It was noted there is a right-of-way problem on CR H concerning no trespassing signs posted where the county needs to plow to allow the school bus to turn around. Approximately 1800' to 2000' of used guard rail can be purchased for \$7.45 per linear foot. Some of this will be used when they widen CR P.

11-18-91

NORWOOD-DOLORES ROAD: Comm Maynes stated there needs to be a policy concerning the deadline date of November 15th to blade and keep open the Norwood-Dolores Road so cattlemen can move livestock down when the county has early snow storms. A meeting will be scheduled to talk about the solution to this every-year occurrence.

DOLORES POWER PLANT SLUDGE: Engr Bud Roach reported that the State Health Department needs something in writing from the County before they will allow the Bureau of Reclamation's Dolores Power Plant to dispose of 75,000 gals of sludge in the Montezuma County Landfill. The County, an exempt entity, has prepared a pit with the capacity to hold 225,000 gals. There is no problem once the Health Department clears the Bureau of Reclamation's plan for disposal.

THE SAFE HOUSE, located in La Plata County, representative John Gamble appeared to request funds for 1992. He also reported on the use of the facility by Montezuma County referrals. The request for funds will be considered when the 1992 budget is prepared.

BOARD OF SOCIAL SERVICES was conducted.

ADJOURNED FOR LUNCH with the City of Cortez, The Airport Committee approved the November 4, 1991 minutes.

PLANNING: A verbal request for a variance to the subdivision regulations was tentatively approved for Ramsey Ranches (Bill Bauer) to sell approximately four acres. A verbal request for a variance to the subdivision regulations was tentatively approved for Whitney and Cheryl James to sell approximately three acres.

COUNTY CLERK Jean DeGraff met with the Board to report a possible need to amend the 1991 budget to include \$1,500 for precinct realignment because of the reapportionment issue. The Clerk will also review the Commissioners' Districts as to whether they need to be realigned.

FAIRGROUNDS: Stanley Hindmarsh and Pat Burns met to discuss an 1100' to 1200' easement across their land that the County needs in order to install 6" water pipeline. In exchange for the easement the County will install a gate and do riprap work. Road Supervisor Roberts stated he will be in touch with them to arrange an on-site meeting to walk and flag the area, and record the results on a map. It will include a 60' working easement and a 20' permanent easement.

Deputy Chairman

SEAL

**Minutes 11/25/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
NOVEMBER 25, 1991

STATE OF COLORADO     )  
                                  ) ss.  
COUNTY OF MONTEZUMA )

At the regular meeting of the Board of Commissioners, Montezuma County, Montezuma County, Colorado, held on Monday, November 25, 1991, at the Courthouse in Cortez, Colorado, there were present:

Robert L. Maynes, Chairman  
Robert D. Brubaker, Vice-Chairman  
Thomas K. Colbert, Commissioner of Deeds  
Bob Slough, Attorney  
Thomas J. Weaver, Administrator  
Nelda Jenkins, Deputy Clerk

DEC 04 1991

MINUTES of the previous regular meeting held Monday, November 18, 1991, were read and corrected. Comm Colbert moved to approve these minutes, seconded by Comm Brubaker and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted.

PROPERTY OWNER Wayne Howell appeared in regard to a problem with public usage of a historic easement across his property in McElmo Canyon.

BLUE CROSS/BLUE SHIELD: Administrator Weaver presented figures showing a 19% increase in Blue Cross and Blue Shield premiums over last year. It was agreed that the County will keep Blue Cross and Blue Shield as the County's health insurance company for 1992.

ABATEMENTS: The BOC Group, Inc. (dba Airco) representative Dru Beguelin and Assessor Cruzan being present, petition for abatement of property tax was presented for Airco, 1990, erroneous assessment, \$1,657.50. Motion to approve by Comm Brubaker, seconded by Comm Colbert and carried. Petition for abatement of property tax was presented for Airco, 1990, erroneous assessment, \$4,884.40. Motion to approve by Comm Brubaker, seconded by Comm Colbert and carried. All proceedings were taped for the record and the roll was called.

BUDGET: Several requests for 1992 funds were reviewed by the Board, Adm Weaver, Social Services Director JoAnna GoldenBough and Health Nurse Betty Sutter. It was noted that the following entities will need to justify future requests for funds through Social Services Director GoldenBough: (1) Southwest Mental Health, (2) Volunteers of America Southwest Safe House, (3) Partners, (4) Community Connections, and (5) the Good Samaritan Center.

LANDOWNERS Mr. and Mrs. Sam Pinkerton appeared to request a culvert for CR J. After looking at the map, it was noted that the County's responsibility of maintaining CR J would include that portion of road that goes to the Pinkerton's property. Road Supervisor Roberts and Engineer Roach will check with other residents on the road, and will determine what action is necessary for the county to maintain the road.

ROAD DEPARTMENT Supervisor Roberts reported they will be using the new pit at the dump by next week. Roberts stated that the dump has not filled up as fast since the purchase of the trash compactor. The K6 Bridge is done. The department has been hauling sandstone and filling in low places on the Hovenweep Road. Statistics will be done on the feasibility of doing the the remaining five miles of McElmo road to the Utah state line. The Foremen will be contacting the Road Committee to arrange a time to inspection the county roads. They are still putting together a list of contractors in the Summit Ridge area. It was noted that CR I5 needs some rock; this will be checked on.

11-25-91

MONTEZUMA COUNTY FAIRBOARD: Comm Brubaker made a motion to appoint Davin Montoya to fill the uncompleted term (for 1992) and Ervin Todd and Pam White for full term appointments for the Fairboard, Comm Colbert seconded, and carried.

BOARD OF SOCIAL SERVICES was conducted.

ADJOURNED at 4:30 P.M.

Deputy Clerk    Chairman

SEAL

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**Minutes 12/02/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
DECEMBER 2, 1991

STATE OF COLORADO     )  
  ) ss.  
COUNTY OF MONTEZUMA )

At the regular meeting of the Board of Commissioners, Montezuma County, Montezuma County, Colorado, held on Monday, December 2, 1991, at the Courthouse in Cortez, Colorado, there were present:

Robert L. Maynes, Chairman                                     DEC 10 1991

Thomas P. Colbert, Commissioner of Deeds

Bob Slough, Attorney

Thomas J. Weaver, Administrator

Nelda Jenkins, Deputy Clerk

MINUTES of the previous regular meeting held Monday, November 25, 1991, were read. Comm Colbert moved to approve these minutes, seconded by Comm Maynes and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. The Sheriff's Report for the month of November was received.

PLANNING: A verbal request for a variance to the subdivision regulations was tentatively approved for Ernie Jacques to sell 38.10 acres.

PAYROLL: General Fund vouchers #6561 thru #6660 in the amount of \$101,155.20, #14659 in the amount of \$11,199.36, #14660 in the amount of \$63,748.16 and Road Fund vouchers #6661 thru #6701 in the amount of \$54,6737.74 and #5508 in the amount of \$33,654.84 were approved for payment.

CLUB 20 representative Bill Bauer presented a letter from the Club 20 Board requesting a delegate and an alternate be appointed to the board before February 13, 1992.

ABATEMENTS: Deputy Jim Snow being present, petition for abatement of property tax was presented for Harland, Frank, Joseph, and Renee Louise Anderson, 1989, erroneous assessment, \$66.47 and 1990, erroneous assessment, \$66.52. Motion to approve by Comm Colbert, seconded by Chairman Maynes and carried. Petition for abatement of property tax for Karen's Kitchen, 1990, erroneous assessment, \$330.91. Motion to approve by Comm Colbert, Chairman Maynes seconded and carried. All proceedings were taped for the record and the roll was called.

COLORADO-UTE ELECTRIC ASSOCIATION: A notice from the Board of Assessment. Appeals showing the allocated value of Colorado Ute's property to Montezuma County for the years of 1989, 1990 and 1991 was discussed with Deputy Jim Snow and Deputy Nancy Newman. It was noted that the State determines all public utility values. The matter will be further discussed with Assessor Cruzan at next week's meeting. The deadline for any objections from Montezuma County is December 11, 1991.

NATIONAL DRUNK AND DRUGGED DRIVING PROCLAMATION: Sheriff Wood appeared to request a joint signing of a National Drunk and Drugged Driving Proclamation by the City Council and the County Commissioners for the National observance during the week of December 7-13, 1991. A resolution will be prepared and signed for publication in the local newspaper.

ROAD DEPARTMENT Supervisor Kyle Roberts reported he has contacted the Dolores County in regard to the Dolores County Line road. It was noted that Dolores County will buy the pipe needed and do the blading, and Montezuma County will install the pipe and put on the rock. He also reported they will check a problem with the K6 Bridge and will work on the CR 21 bridge between CR P and CR S. They have done some adjusting on the plan for snow plowing in connection with the school bus routes. Supervisor

12-2-91

Roberts reported he and Engineer Roach contacted the residents on CR J and work will begin within the next two weeks . The work will include a cattleguard, moving the road 20' to the south, ditching, reseeding, filling mud holes and installing pipe. The Board complimented the Road Department personnel for the good job they are doing with snow removal and sanding of the county roads. Supervisor Roberts stated the department's attitude is more positive than in the past.

BUDGET PUBLIC HEARING: A motion was made by Comm Colbert, seconded by Chairman Maynes and carried to hold a Public Hearing by the Montezuma County Board of County Commissioners on the 1992 Budget on Monday, December 16, 1991 at 9:00 A.M. The hearing will be advertised in the Cortez Newspapers on December 5 and 12, 1991.

ADJOURNED at 11:15 A.M. to attend the CCI meeting in Denver, CO.

SEAL

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**Minutes 12/09/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
DECEMBER 9, 1991

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At regular meeting of the Board of Commissioners, Montezuma County, Montezuma County, Colorado, held on December 9, 1997, at the courthouse in Cortez, Colorado, there were present:

- Robert L. Maynes, Chairman
- Robert D. Brubaker, Vice-Chairman
- Thomas K. Colbert, Commissioner of Deeds
- Bob Slough, Attorney
- Thomas J. Weaver, Administrator
- Nelda Jenkins, Deputy Clerk

DEC 16 1991

MINUTES of the previous regular meeting held Monday, December 2, 1991, were read. Comm Colbert moved to approve these minutes, seconded by Comm Brubaker and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. The County Clerk's Report for the month of November 1991 was received. Receipt was noted of a letter from Triple L requesting a release on all claims concerning the work done on the Summit Water System. Release will not be signed at this time, but will be reviewed after June 1, 1992.

RESOLUTION 21-91 was presented proclaiming December 7-13, 1991, to be DRUNK AND DRUGGED DRIVING AWARENESS WEEK. Comm Colbert moved to adopt this resolution, Comm Brubaker seconded and carried.

SHERIFF Wood presented a letter from the Department of Correction which updated information on Colorado prisons. He also noted professional service costs are still high for sick prisoners.

CORTEZ DEVELOPMENT COUNCIL'S recent request for funds was questioned by Ray Alsobrook. It was felt that support given to CDC would help the county by stimulating growth, and growth in turn would increase tax revenue.

911 AUTHORITY BOARD: Motion was made by Comm Brubaker to direct the Clerk to issue orders to the Treasurer to transfer the amount of \$379.48 from the 911 account and pay this amount to Farmers Telephone Company, Inc. at P. O. Box 369, Pleasant View, Colorado 81331 and to transfer the amount of \$442.90 out of the 911 account and pay this amount to U.S. West Communications, Denver, Colorado. Comm Colbert seconded and carried.

ABATEMENTS: Assessor Cruzan and Triple L Mining representative, Kendall Saville, being present, petition for abatement of property tax was presented for Triple L Mining, 1989, erroneous assessment, \$999.00. Motion to approve was made by Comm Colbert, seconded by Comm Brubaker and carried. Petition for abatement of property tax was presented for Triple L Mining, erroneous assessment, \$1,958.51. Motion to approve was made by Comm Brubaker, seconded by Comm Colbert and carried. All proceedings were taped for the record and the roll was called.

ASSESSOR Cruzan noted the Assessor's Office had no objections to the allocated value of Colorado-Ute Electric Association's property to Montezuma County shown in the notice from the Board of Assessment Appeals.

PLANNING: Planning Resolution P-33-91 was presented whereby Ernie Jacques would be granted a variance to the subdivision regulations to split 41 acres, more or less, into a 38.10 acre parcel and a 3.04 acre parcel in Section 10, T. 35N., R.16W. Comm Colbert moved to adopt the resolution, Comm Brubaker seconded and carried. Planning Resolution P-34-91 was presented whereby James C. Sheek would be granted an after the fact variance to the subdivision regulations to create a 16.89 acre tract in Section 14, T.35N., R.14W. Comm Colbert moved to adopt the resolution, Comm Brubaker seconded and carried. Planning Resolution P-35-91 was presented whereby Ken Duncan would be granted a variance to the subdivision

12-09-91

regulations to sell a 3.05 acre parcel in Section 25, T.38N., R.17W. comm Colbert moved to adopt the resolution, Comm Brubaker seconded and carried. A verbal request for an after the fact variance to the subdivision regulation was tentatively approved for R. Smith to sell 3.5 acres if a 60' easement to the property is recorded.

ADMINISTRATOR Weaver presented an agreement for signature requesting that the Fairgrounds and the Annex Buildings could be used by the Red Cross in case of an emergency. The agreement was signed. Adm Weaver stated plans need to be drawn up for the new restrooms at the Fairgrounds so work can be completed by next spring. He also presented a new Weed Map.

PROPERTY OWNER and concerned citizen Galen Larson appeared to express thoughts on a different way of acquiring new school buildings.

ROAD PROBLEM: Summit Lake Community Church representatives Tim Dunham, Jerry Wigodsky and Gene Harper, and Summit Lake residents, Mr. and Mrs. V. L. Pickering and Charles Malcolm met to request CR 36.5 be maintained by the County. Road Engineer Bud Roach will check the subdivision road and make recommendations to the Board.

SMM AND VIN INSPECTION problems were presented by County Clerk Jean DeGraff. Also in attendance were Henry Piassoli, Pont of Entry, Gary Nicholas, Mobile Port of Entry, Durango, Deputy County Clerk Carol Tullis, Sherman Kennell, Retired CSP, and Assessor Cruzan. County Clerk DeGraff presented a request to amend her proposed 1992 Budget to create a contracted position to do VIN verifications and check for SMM equipment coming into the county. A motion was made by Comm Brubaker to notify the School Districts of the proposal, raise VIN fees, and amend the budget to include a contracted position for a trial period of one year, seconded by Comm Colbert and carried.

ADJOURNED FOR LUNCH with the City of Cortez. The Airport Committee approved the November 18, 1991 minutes.

ROAD DEPARTMENT Supervisor Kyle Roberts reported the bridge on CR 21 between CR P and CR S has been replaced and the road straightened in the area. Dolores County has requested approximately 10,000 yards of gravel. It was noted there had been a complaint from a resident about the intersection of CR 27 and CR H. Supervisor Roberts will check and see if the sign is still there. It was noted that ditches on CR 25 need to be cleaned out. After in-put from the Road Advisory Committee, time will be scheduled to look at the Road Plan for 1992; such plan is to be completed by January 15, 1992. It was noted that the county has no responsibility in connection with the Dawson Lake Store parking lot.

BOARD OF SOCIAL SERVICES was conducted.

ORMISTON FUND; After review, Comm Brubaker made a motion directing the Clerk to issue an order to the County Treasurer to pay medical expenses presented for David Espinoza, a cancer patient, for a total of \$4,714.71. Motion seconded by Comm Colbert and carried.

ENGINEER Roach stated CR 36.5 needs to be brought up to county specification before the county can do maintenance. Mr. Harper will be notified.

SUBDIVISION ROAD POLICY: A new proposed subdivision road policy will include the following guidelines: The County will consider a road for maintenance (1) if there are no impediments to the county maintainers, (2) if the subdivision is 50% occupied, and (3) if the road meets minimum county standards at the time of acceptance for maintenance.

ADJOURNED at 4:30 P.M.

Deputy Clerk    Chairman

**Minutes 12/16/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
DECEMBER 16, 1991

DEC 31 1991

STATE OF COLORADO        )  
                                  ) ss.  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Montezuma County, Colorado, held on Monday, December 16, 1991, at the courthouse in Cortez, Colorado, there were present:

Robert L. Maynes, Chairman  
Roberty D. Brubaker, Vice-Chairman  
Bob Slough, Attorney  
Thomas J. Weaver, Administrator  
Nelda Jenkins, Deputy Clerk

MINUTES of the previous regular meeting held Monday, December 9, 1991, were read. Comm Brubaker moved to approve these minutes as corrected, seconded by Comm Maynes and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. A letter from the Department of Transportation requesting in-put from Montezuma County was noted. The Treasurer's report for the month of November 1991 was received.

BUDGET HEARING: Mr. Quentin Bickel was present in the audience. There being no protest against proposed budget, motion by Comm Brubaker to approve Resolution 22-91 Summarizing Expenditures and Revenues for Each Fund, and Adopting a Budget for Montezuma County, Colorado, for the calendar Year 1992, seconded by Comm Maynes and carried. Motion by Comm Brubaker to approve Resolution 23-91 To Appropriate Sums of Money, seconded by Comm Maynes and carried. Motion by Comm Brubaker to approve Resolution 24-91 To Set Mill Levies, seconded by Comm Maynes and carried. These proceedings were tape recorded and the roll was called.

HEALTH DEPARTMENT: Health Department Nurse Jeanette Hart introduced new employee Bobbi Lock, RN. It was noted that money raised for the Health Department Volunteer program and deposited to the General Fund will be withdrawn and placed in a Health Department bank account. In answer to Ms. Hart's request for pay checks to be put in envelopes, it was stated that it is up to the departments to do that.

TREASURER Bobbie Spore was requested by the Board to report on the County money in investment pools. Treasurer Spore reported on potential problems with the investment pool Centrust. The Board requested all funds deposited in the pools be withdrawn by Friday, December 20, 1991. The Treasurer will check on procedures to deal directly with the Federal Reserve Bank for the investment of County monies now deposited in five different pools. The Commissioners also requested a complete report as to balances and depositories of all county monies. An updated report will be given at the December 30, 1991 meeting.

PLANNING: Planning resolution P-36-91 was presented whereby Charles and Lucy Farrar would be granted a variance to the subdivision regulations to create a 20 acre tract and a 18.69 acre tract for possible sale in Section 28, T.37N., R.14W. Comm Brubaker moved to adopt this resolution, seconded by Comm Maynes and carried. Planning resolution P-37-91 was presented whereby Bill Bauer would be granted a variance to the subdivision regulations to make a 5.30 acre tract for possible sale in Section 36, T.37N, R.17W. Comm Brubaker moved to adopt this resolution, seconded by Comm Maynes and carried.

ROAD DEPARTMENT Supervisor Roberts reported work on CR J is about done. They are still hauling gravel for CR 21 and will need to install two small pipes in the area by spring. They will be removing the underground tanks to comply with EPA regulations. As a cross-check two samples will be taken, Mr. Bill Lancaster's road (Pleasant View), a road in the Joe Moore area, and CR X will be checked for reported problems.

12-16-91

COMMUNITY CONNECTIONS representatives Cathey DeMars, Rodney Carriker, Sondra Jackson, and Lon Erwin presented information on this developmental disability organization which serves the Four Corners region. The information included (1) that services are mandated, (2) there needs to be a 5% match to the State dollars, and (3) there are 23 people in Montezuma County receiving benefits which include training, therapy and emotional support for the individuals and their families. Fund raising proposals mentioned were a mill levy and a suggestion that Mancos and Dolores be asked to support the organization.

CONTINGENCY FUND ORDER: Comm Brubaker made a motion to direct the Clerk to issue an order to the Treasurer to transfer \$11,594.02 from the Contingency Fund to the Social Service Fund to provide match for Foster Care Payrolls for the remainder of the fiscal year. Motion seconded by Comm Maynes and carried.

BOARD OF SOCIAL SERVICES was conducted.

ADJOURNED at 4:30 P.M.

Deputy Clerk      Chairman

SEAL

Online Copy

**Minutes 12/20/1991 Special**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
DECEMBER 20, 1991

STATE OF COLORADO     )  
  ) ss.  
COUNTY OF MONTEZUMA )

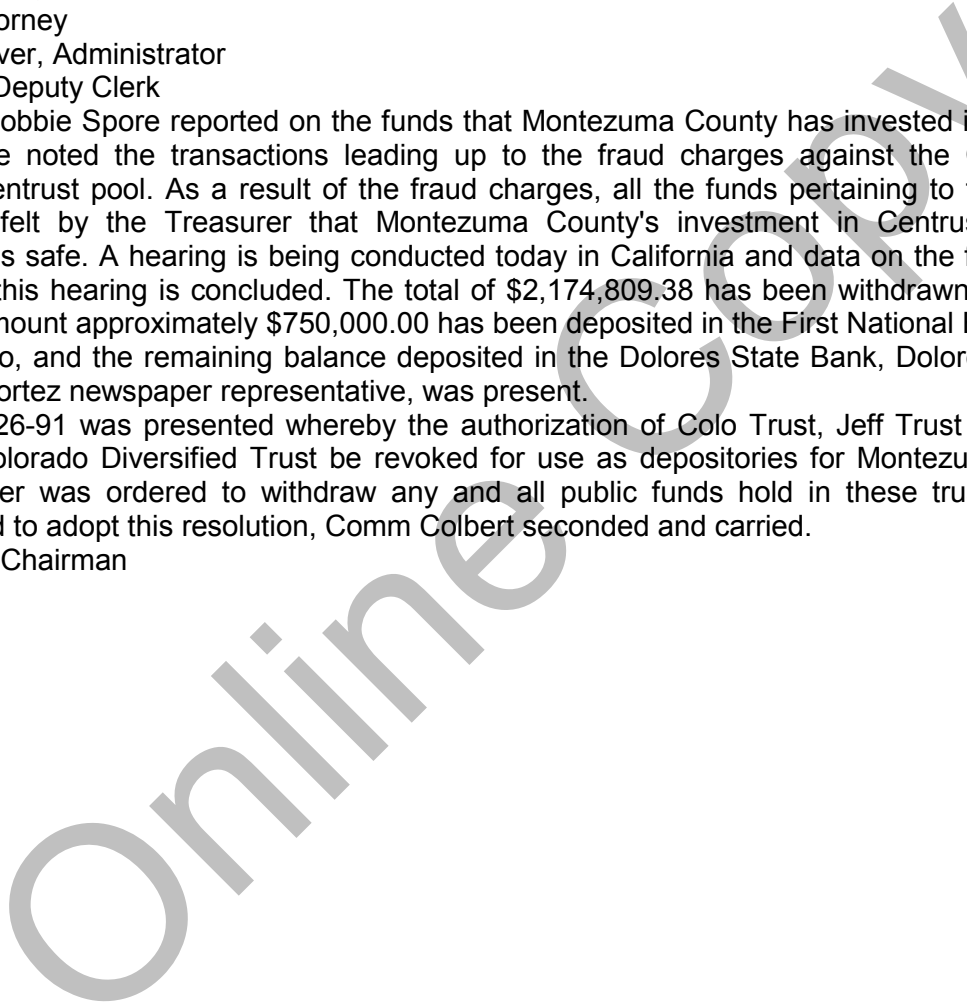
At a special meeting of the Board of Commissioners, Montezuma County, Montezuma County, Colorado, held on Friday, at 2:00 P.M., December 20, 1991, at the courthouse in Cortez, Colorado, there were present:

- Robert L. Maynes, Chairman
- Robert D. Brubaker, Vice-Chairman
- Thomas K. Colbert, Commissioner of Deeds
- Bob Slough, Attorney
- Thomas J. Weaver, Administrator
- Nelda Jenkins, Deputy Clerk

TREASURER Bobbie Spore reported on the funds that Montezuma County has invested in the Centrust pool, Treasurer Spore noted the transactions leading up to the fraud charges against the California Company involving the Centrust pool. As a result of the fraud charges, all the funds pertaining to this pool have been frozen. It was felt by the Treasurer that Montezuma County's investment in Centrust of approximately \$900,000.00 was safe. A hearing is being conducted today in California and data on the frozen funds will not be known until this hearing is concluded. The total of \$2,174,809.38 has been withdrawn from the other four pools. Of this amount approximately \$750,000.00 has been deposited in the First National Bank, Cortez, Colorado, and the remaining balance deposited in the Dolores State Bank, Dolores, Colorado. Byron McKelvie, the Cortez newspaper representative, was present.

RESOLUTION 26-91 was presented whereby the authorization of Colo Trust, Jeff Trust (Centrust), CSAFE, CSWAT and Colorado Diversified Trust be revoked for use as depositories for Montezuma County and the County Treasurer was ordered to withdraw any and all public funds hold in these trust accounts. Comm Brubaker moved to adopt this resolution, Comm Colbert seconded and carried.

Deputy Clerk   Chairman  
SEAL



**Minutes 12/30/1991 Regular**

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
DECEMBER 30, 1991

STATE OF COLORADO )

) ss.

JAN 06 1992

COUNTY OF MONTEZUMA )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday December 30, 1991, at the Courthouse in Cortez, Colorado, there were present:

Robert L. Maynes, Chairman

Thomas K. Colbert, Commissioner of Deeds

Bob Slough, Attorney

Thomas J. Weaver, Administrator

Nelda Jenkins, Deputy Clerk

MINUTES of the previous regular meeting held Monday, December 16, 1991 and special meeting held Friday, December 20, 1991 were read. Comm Colbert moved to approve these minutes as corrected, seconded by Comm Maynes and carried.

MISCELLANEOUS CORRESPONDENCE was read and contents noted. It was noted that a copy of the 1990 Audit for the Montezuma County Housing Authority was received.

ADMINISTRATOR Weaver stated they have received and are holding a \$5,000 performance bond from Triple L.

AMEND 1991 BUDGET HEARING: There being no protest against proposed amendment to the 1991 Budget, motion by Comm Colbert to approved Resolution 25-91 whereas Montezuma County adopted an operating budget for the General Fund, Road and Bridge Fund and Social Services in December 1990 for the ensuing year, and; after adoption of the 1991 budget, received unanticipated revenues or revenues not assured at the time of the adoption of the budget other than the local government's property tax mill levy; now, therefore be it resolved that the Board of County Commissioners of Montezuma County, the governing body, may authorize the expenditure of such funds by enacting a supplemental budget and appropriation, seconded by Comm Maynes and carried.

These proceedings were tape recorded and the roll was called.

TAXPAYER Dick Stacy presented a copy of a letter he will submit to the Cortez newspaper, complaining about the lack of supervision in the Sheriff's Department during the recent holiday. Other concerns were lack of patrolling by the Sheriff's Department around the Cortez district during the holiday, not enough signing and striping on the McElmo Road, and the continued speeding on that road. He is making a study and preparing analyses on wages and salaries for several tax supported institutions' department heads. He feels the public needs to know where the taxpayers money is being spent in these areas and is preparing graphs to show present trends. He had some concerns about the Social Service budget; he will meet with Director JoAnna GoldenBough.

TREASURER Bobbie Spore was requested by the Board to present an updated report on the Centrust pool monies. The Board was informed that the Treasurer was on leave. A meeting with her will be scheduled for Monday, January 6, 1992. It was noted that the Centrust pool monies have been released to the Treasurer.

TRANS COLORADO PIPELINE: Lavena Saunders appeared to inquire about any new information concerning the proposed pipeline. It was noted that the company is still looking at the Modified J route.

BOARD OF SOCIAL SERVICES was conducted.



12-30-91

**SOCIAL SERVICES BUDGET:** A motion was made by Comm Colbert to transfer \$8,500 from the Old Age Pension fund to the LEAP fund, seconded by Comm Maynes and carried.

**SOUTHWEST COMMUNITY RESOURCES (SCR):** At the Board's request SCR representatives Peter Trigillus, Steve Williams, Remigio Candelaria, Amy Johnston, Joe Huggins and Terri Wheeler met with the Board to discuss the relationship between SCR and the County. As of now the County is involved with two programs, the revolving loan and the weatherization for houses owned by low income residents. SCR Director Trigillus expressed that SCR (1) does not want to duplicate programs, (2) would welcome input from the County and (3) will not initiate any project that the community would not support. It was noted that the proposal to increase low-income housing in the community was presented to the SCR Board by Remigio Candelaria. SCR was informed by the Commissioners that all low-income housing concerns will be handled by the Montezuma County Housing Authority. It was stated that the County prefers to first try and figure out ways of solving problems within the County; then maybe go to the Regional organizations. It was mutually agreed that Cortez SCR Board members would meet with the Commissioners at least once a month to keep lines of communication open.

**ROAD DEPARTMENT** Supervisor Roberts reported that everyone is still working on the 1992 Road Plan. There has been some difficulty contacting the Road Advisory Board for their input. In the future Road Advisory Board members for each Foreman's District will be invited to that District's meeting. This hopefully will encourage input on a continued basis and will cover one area at a time. It was mentioned to Roberts that Denise Russell would like to be on the Road Advisory Board. It was proposed that the road plan include at least two miles of new paving; one mile for McElmo and one for Lebanon. In regards to the McElmo Road, new signing has been done but there is still a need for striping. Reported holes on CR 38 will be checked. It was felt there needs to be a uniform policy dealing with any personnel problems as a result of DUI charges when it involves the loss of the person's drivers license. Options expressed were: (1) If the person is in a position requiring a license, put them in another position that does not require driving, and (2) if this results in a lower paid job, reduce the pay to reflect the new job description, and (3) require that the person enter some type of alcohol treatment program. There have been some complaints about snow removal in the Cortez District. A list of the calls will be kept and checked on.

ADJOURNED at 2:45 P.M.

Deputy Clerk

Chairman

SEAL