PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
January 7, 2020

STATE OF COLORADO
COUNTY OF MONTEZUMA

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Tuesday January 7, 2020 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman,
Larry Don Suckla, Vice Chairman
Jim Candelaria, Commissioner of Deeds
Shalako Powers, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHAIRMAN, ERTEL opened the meeting of January 7, 2020 with the Pledge of Allegiance.

MINUTES: Commissioner Candelaria moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated December 17, 2019 as presented. Motion was seconded by Commissioner Suckla and carried.

PLANNING: Director, Haley with Assistant, Duncan presented for signatures of a Final Mylar for a 2 Lot Moderate Subdivision & Commercial Rezoning request & High Impact Permit for the purpose of a Dollar General Store Facility and a variance to the Land Use Code requirements for maximum building footprint of 12%, due to the construction of a new Dollar General Store facility will have a building footprint of 14.86%, submitted by Bradley Perrigot & Person Enterprises, LLLP, Agent: Vaquero Cortez Partners, LP, on property located at 23890 Road G, Cortez, CO, consisting of 5.11 acres, more or less, located south of Road G, west of Hwy 491, situated in S.9 T.35N., R.16W., N.M.P.M.

Director, Haley with Assistant, Duncan presented for signatures of a Final Mylar an Amendment to an Existing Common Lot Line of Lots 19 & 20 in the Lost Canyon Estates Subdivision submitted by Diane Schmitt on property located at 30135 Road S.6, Dolores, CO, consisting of 1.63 acres, more or less, and Justin & Mary Foster on property located at 30167
Road S.6, consisting of 1.28 acres, more or less, both situated north and east of Hwy 184, situated in S.22 T.37N., R.15W., N.M.P.M.


ELECTION OF OFFICERS: Commissioner Ertel moved to nominate as the Board of County Commissioner Officers, Commissioner, Larry Don Suckla as the Chairman, Commissioner, James Candelaria as the Vice Chairman and Commissioner, Keenan Ertel as the Commissioner of Deeds, for the year 2020. Second by Commissioner Candelaria and carried. (See attached)
CHAIRMAN: Commissioner Larry Don Suckla
VICE CHAIRMAN: Commissioner James Candelaria
COMMISSIONER OF DEEDS: Commissioner Keenan Ertel

2020 OFFICE APPOINTMENTS: Commissioner Suckla moved to approve all of the office appointments as presented. Second by Commissioner Candelaria and carried. (See attached)
County Attorney: John Baxter
County Administrator: Shak Powers
County Road and Bridge Supervisor: Rob Englehart
County Fairgrounds: Larry Copeland
County GIS/Mapping: Doug Roth
County Public Health: Bobbi Lock
County IT: Jim McClain
County Maintenance: Mike Chenard
County Natural Resources: James Dietrich
County Noxious Weed Program: Bonnie Loving
County Senior Nutrition: Jonathan Parker
Director of Social Services: Gina Montoya
Veteran’s Affairs Officer: Rick Torres
Emergency Manager: Mike Pasquin
MOCO/Transportation: Jennifer Morris
County Landfill: Mel Jarmon
County Planning: Don Haley

2020 BOCC REPRESENTATIVE APPOINTMENTS:
Southwest Regional Transportation Committee (TPR): Commissioner James Candelaria
Alternate: Commissioner Keenan Ertel
Region 9 Economic Development Board: Commissioner James Candelaria
Alternate: Commissioner Larry Don Suckla
AAA: Commissioner Keenan Ertel
Alternate: Commissioner Larry Don Suckla
Southwest Workforce Board: Commissioner Keenan Ertel
Alternate: Commissioner James Candelaria
Montezuma County Housing Authority: Commissioner Larry Don Suckla with a transition to Commissioner James Candelaria to take over sometime in 2020.

Housing Solutions Commissioner James Candelaria
Alternate: Commissioner Keenan Ertel

Ute Mountain Tribal Council Meetings: County Administrator Shak Powers
Alternate: Commissioner Keenan Ertel

Lower Dolores River Group: Commissioner Larry Don Suckla
Alternate: Commissioner Keenan Ertel

Club 20: Commissioner James Candelaria
Alternate: Commissioner Keenan Ertel

Native Fish Monitoring & Recommendation Team: Commissioner Larry Don Suckla
Alternate: Commissioner James Candelaria

Legal Publications: Cortez Journal
CCI: Commissioner Larry Don Suckla and Commissioner James Candelaria

asser: Montezuma County Assessor, Leslie Bugg presented for review and approval an Agreement for contract services between the Montezuma County Assessor’s office and Total Assessment Solutions Corporation “TASC”. Commissioner Candelaria moved to accept the Contract for services from Total Assessment Solutions Corporation (TASC) for the Montezuma County Assessor’s office. Second by Commissioner Suckla and carried. (See attached)

SOUTHWEST HEALTH SYSTEMS: CEO, Anthony Sudduth, met with the Commissioners to present the Montezuma County Revenue Bond (Southwest Memorial Hospital Project) Tax exempt Series 2016A #RA-7 and #RA-8 for review and approval. Commissioner Candelaria moved to approve Bond #RA-7, Montezuma County Revenue Bond for the Southwest Memorial Hospital Project, in the amount of $29,308,000.00 and Revenue Bond #RA-8, in the amount of $1,750,000.00. Second by Commissioner Suckla and carried. (See attached)

ROAD DEPARTMENT: Road Superintendent, Rob Englehart met with the Commissioners to give his monthly report. Superintendent Englehart presented the road and bridge schedule for the dates of January 8, 2020 through January 24, 2020 and gave an overview of the type of work scheduled for each crew. Other topics discussed included; the 7th Street Extension Project, the purchased electric cars, the 2% employee pay increase, Road 40 in Mancos, the Road 21 Gate Agreement and the departmental process for calls into the Road Department by residents. (See attached)

LANDFILL: Landfill Manager, Mel Jarmon gave his monthly report which included the 2019 Landfill budget spread sheet. Topics discussed with the report included; recycling markets, fiber, mixed plastics, Grant programs, China’s import shutdown, recycling development within the United States, the development of a compost area, the damaged bailer, the concrete pad and the scales. (See attached)

FAIRGROUNDS: Fairgrounds Manager, Larry Copeland gave his monthly report which included the 2019 end of year numbers for income of $75,817.24, attendance at 68,395 and the January 2020 income to date at $6,790.00. A discussion was held regarding past and future events scheduled at the Fairgrounds. Other topics discussed included; the Card Lock System,
LED lighting, the charging stations, the kitchen remodel project, the septic system, adjoining acreage to the Fairgrounds and grant opportunities for the Race Track improvements. (See attached)

BID AWARD: IT Director, Jim McClain met with the Commissioners to give his recommendations for the bids on the 7th Street Extension Fiber Optic Installation Project. Commissioner Candelaria move to accept Circle Z Construction to do the fiber project on the 7th Street Extension in the amount of $22,900.00. Second by Commissioner Suckla and carried. (See attached)

COUNTY ATTORNEY REPORT: Attorney, John Baxter discussed the Walmart tax assessment issue, a title commitment for the Carver Landfill closure and the Road 21 Gate Agreement. (See attached)

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: Resource Director, James Dietrich, met with the Commissioners to give his weekly report. Topics of the discussion included; a Colorado the Beautiful Grant, an update on the proposed Sage Hen Trail and a proposed resolution on the BLM Resource Advisory Committee. (See attached)

COUNTY ADMINISTRATOR REPORT: Administrator, Shak Powers presented for review the Board of County Commissioners 2020 meeting schedule. (See attached)

COUNTY COMMISSIONER REPORT: Commissioner Ertel discussed the attended Chief Lane services. Commissioner Suckla discussed the City of Cortez, proposed Land Use Code and the proposed 139 Designation for the County Airport. Commissioner Candelaria discussed the proposed meeting with Empire Electric, the attended Chief Lane services and the community Christmas dinner.

PUBLIC COMMENT: Rob Pope discussed the proposed City of Cortez, Land Use Codes and the efforts of the County Planning Department’s for economic development. Dexter Gill discussed 2019, the County staff, the County’s focus on private property rights, proposed legislation, the Colorado and U.S. Constitutions.

CORRESPONDENCE: The following correspondence was read and noted: The Dolores Water Conservancy District, Board of Directors meeting minutes and the November 14, 2019 meeting agenda.

MOTION TO ADJOURN: was made by Commissioner Candelaria seconded by Commissioner Suckla and carried.

MEETING ADJOURNED: 11:15 a.m.

BOARD OF HEALTH MEETING 1:30 p.m.

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Clerk      January 7, 2020         Chairman
At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Tuesday January 14, 2020 at the courthouse in Cortez, Colorado, there were present:

Larry Don Suckla, Chairman
Jim Candelaria, Vice Chairman
Keenan Ertel, Commissioner of Deeds
Shalako Powers, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHAIRMAN, SUCKLA opened the meeting of January 14, 2020 with the Pledge of Allegiance.

MINUTES: Commissioner Candelaria moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated January 7, 2020 as presented. Motion was seconded by Commissioner Suckla and carried.

PLANNING: Director, Haley with Assistant, Duncan presented for signatures an Exemption Resolution and Mylar on property owned by Kevin & Heather Rice, located at 14879 Road 21, Cortez, CO, consisting of 7.5 acres, more or less, west and east of Road 21, north of Road P, situated in Sec. 36, T.37N., R.17W., N.M.P.M. Commissioner Candelaria moved to accept the exemption and mylar, for the property owned by Kevin and Heather Rice, located at 14879 Road 21 Cortez, Co., consisting of 7.5 acres more or less. Second by Commissioner Suckla and carried. (See attached)

PUBLIC COMMENT: No comments were made.

COOPERATIVE WEATHER OBSERVER, NOAA, NWS representative James Andrus presented the precipitation report through the month of December 2019. (See attached)
IT: IT Director, Jim McClain met with the Commissioners to give updates on the following topics; the purchased VX Rail, progress on the data storage transition, the development of a new Caselle server, the Landfill wireless project, the recent power outage incident at the Landfill, a wiring update at Annex I, the 7th Street Extension fiber project, internet at the new Pleasant View Road Shop and the new IT electric car.

COUNTY VEHICLE MAINTENANCE: Road & Bridge Superintendent, Rob Englehart along with Road & Bridge Equipment Manager, Shane Higman met with the Commissioners to discuss the county vehicle maintenance program. A discussion was held regarding a developed process and funding for County department vehicle purchases. Other topics discussed included; the addition of 8 new vehicles to the county fleet, tracking the fleet inventory, government pricing, the new electrical cars distribution list, the funding plan for future vehicle replacements, a vehicle purchasing memo from Administrator Powers and a proposed Road Department service truck replacement. Commissioner Candelaria moved to accept the purchase of a Chevy 3500 with a factory bed installed for the amount of $39,394.00 plus bed installation of $7,145.00. Second by Commissioner Suckla and carried. Superintendent Englehart presented quotes for the purchase of two, 2020 trucks, from Peterbuilt in the amount of $305,000.00 and Western Star, in the amount of $274,516.00. Commissioner Candelaria moved to accept the cost of $274,516.00 for the purchase of two Western Star 2020 trucks. Second by Commissioner Suckla and carried. (See attached)

GROUNDS AND BUILDINGS: Maintenance Supervisor, Mike Chenard gave a report on proposed 2020 projects. Topics discussed included; the replacement of a heater for the recreation yard at the jail, the Sally Port at the Montezuma County Combined Courts building, installation of a new roof at the Jail, a new roof on the Annex III building, repair of garage doors at the jail, an update on the City requested Back Flow project, a suggested installation of Automated Water Shut-off valves, installation of a back flow for the Coroner-Evidence building, and the proposed purchase of a new truck. (See attached)

GIS MAPPING: GIS Manager, Doug Roth and Mapping Specialist, Rachel Medina met with the Commissioners to give an update on 2020 projects. Topics discussed included; the final bid presentation for the aerial imagery flyover, an approved CDOT contribution, the ordered plotter, the 2020 HUTF, the 2020 County road map update, the 2020 census and the development of County building safety and evacuation plans.

COUNTY ATTORNEY REPORT: Attorney, John Baxter gave an update on the Walmart and the Kinder Morgan lawsuits.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: Resource Director, James Dietrich, met with the Commissioners to give his weekly report. Director Dietrich gave an update on the Paths to Mesa Verde Trail Project, and presented, Resolution #1-2020 for approval. Commissioner Candelaria moved to accept Resolution #1-2020, a resolution in support of Montezuma County’s grant request to the Multimodal Options Funds (MMOF) for the completion of the Paths to Mesa Verde Trail Project, Cortez to Mesa Verde design phase 2.
Second by Commissioner Suckla and carried. Other topics discussed included the **Sage Hen Trail** and a proposed resolution on the **BLM Resource Advisory Committee**. (See attached)

**COUNTY ADMINISTRATOR REPORT:** Administrator, Shak Powers discussed, public notice postings for future BOCC meetings. Scheduled meetings discussed included:
- **Cortez City Council** meetings January 14th and 28, 2020 @ 7:30 p.m.
- **Commissioner Town Hall** meeting in Mancos, February 20, 2020, @ 6:30 p.m.
- **Town of Mancos Board** meeting, June 15, 2020, @ 6:30 p.m.
- **Town of Dolores Board** meeting, July 6, 2020, @ 6:30 p.m.
- **Empire Electric Board** to **Board** meeting, February 3, 2020, @ 5:00 p.m. (See attached)

**COUNTY COMMISSIONER REPORT:**
- **Commissioner Suckla** discussed his participation in a Public Lands conference call and the attended Citizens with Concerns meeting regarding the City of Cortez, Land Use Code.
- **Commissioner Candelaria** discussed the Pleasant View Fire District building purchase, the attended Town of Dolores Board meeting and the scheduled meeting with Empire Electric regarding the charging stations.
- **Commissioner Ertel** was absent

**PUBLIC COMMENT:** Lisa Henry discussed the Commissioner’s transparency, a public apology for the 2020 budget discussion meeting and non-profit funding requests made to the BOCC.

**CORRESPONDENCE:** The following correspondence was read and noted:

**MOTION TO ADJOURN:** was made by Commissioner Candelaria seconded by Commissioner Suckla and carried.

**MEETING ADJOURNED:** 11:15 p.m.

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Clerk January 14, 2020

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Chairman
At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Tuesday January 21, 2020 at the courthouse in Cortez, Colorado, there were present:

Larry Don Suckla, Chairman
Jim Candelaria, Vice Chairman
Keenan Ertel, Commissioner of Deeds, Absent
Shalako Powers, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk, Absent

CHAIRMAN, SUCKLA opened the meeting of January 14, 2020 with the Pledge of Allegiance

MINUTES: Commissioner Candelaria moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated January 14, 2020 as presented. Motion was seconded by Commissioner Suckla and carried.

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of determining a proposed vacation of a right-of-way located within the Lebanon Town Sites, located on the south side of Road T, west of Road 25, situated in S.22 T.37N, R.16W, N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Mr. Hill was present. Planning Director, Don Haley with Assistant, S. Jane Duncan presented the details of the application and the findings of the Planning and Zoning Commission. Commissioner Suckla opened the hearing to public comment. Danny Wilkin shared his knowledge and intent of said right-of-way and his opposition to vacation of said right-of-way. Bill Wedelich HOA Superintendent for Lebanon Town Sites, gave his support and results from the HOA voting which supported the vacationing of said right-of-way. After hearing all the evidence presented Commissioner Candelaria moved to approve the vacation of the right-of-way located on the south side of Road T, west of Road 25, situated in S. 22 T. 37 N.,
R. 16W, N.M.P.M. Second by Commissioner Suckla with attached Resolution #2-2020 and carried. Commissioner Suckla closed the hearing at this time. (See attached)

PLANNING: Planning Director, Don Haley with Assistant, S. Jane Duncan presented for signatures a Mylar on property owned by Larry & Michelle Funk, located at 11504 Road 22, Cortez, CO, consisting of 21.19 acres, more or less, located south of Road M, east of Road 22, situated in S.17 T.36N., R.16W., N.M.P.M

PUBLIC COMMENT: No public comment at this time.

EMERGENCY ALERT SYSTEM / E911: Dispatch Manager, Lori Johnson, met to discuss memorandum of agreement, intergovernmental agreement with Dolores County and request for proposal for dispatch voice recording system. Lori submitted an estimation worksheet showing the breakdown of raising surcharge’s to various amounts. Commissioner Candelaria moved to approve the request for proposal of the Dispatch Recording System. Second by Commissioner Suckla and carried. (See attached)

COOPERATIVE WILDFIRE PROTECTION AGREEMENT: Charles Lanoue, Regional Battalion Chief Division Fire Prevention Control and Steve Ellis, Southwest District Chief for the Division of Fire Prevention Control. Held a discussion with the Commissioners, Sheriff and County Attorney. Sheriff Nowlin questioned and wanted to confirm that if Montezuma County doesn’t sign the agreement then they can’t enter into an agreement with Emergency Fire Fund. Steve Ellis address this question and confirm that the Sheriff was correct. Attorney Baxter commented on a couple of sections within the agreement that he would like changed to protect Montezuma County. Commissioner Candelaria ask if they could get these concerns changed. Steve Ellis said all they can do is take the comments and concerns back to the State Attorneys’ Office. (See attached)

SHERIFF’S MONTHLY REPORT: Sheriff Steven Nowlin met with the Commissioners to give his monthly report which included the numbers for service calls, communications, and transport numbers for 2019. (See attached)

COUNTY CORONER: Coroner George Deavers met with the Commissioners to ask for money to finish the autopsy room and gave his report for 2019. (See attached)

EMERGENCY MANAGER REPORT: Emergency Manager Mike Pasquin met with the Commissioner and gave a monthly update. Topics discussed were the quotes for updating the Hazard Mitigation Plan, only one was submitted. Debris Management Plan, Emergency Operation Plan, Resource Mobile Plan, Red Cross agreement, Exercises were being planned to take place in Montezuma County but has been decided to move over to La Plata County and the Emergency Operation class will be a two day sponsored class by the State of Colorado either in March or April. Commissioners discussed the possibility to redo the request for proposal if the one that was submitted was unable to negotiate for a lower bid.
DISCUSSION: M&M Commissioner Suckla, discussed the situation at the M&M and Mudd Creek locations. Commissioners talked about various ways to clean up the M&M area and Mudd Creek area and asked for any comments or suggestions from the community.

COUNTY ATTORNEY REPORT: Attorney, John Baxter filed our answer brief in the court of appeals in the Kinder Morgan case on Friday of last week. Also, had a brief court appearance setting Walmart’s case for trial.

COUNTY ADMINISTRATOR REPORT: Administrator, Shak Powers presented the Public Notice for board to board meeting at Empire Electric between Montezuma County Board of County Commissioners and the Board of Empire Electric. (See attached)

COUNTY COMMISSIONER REPORT:
Commissioner Suckla discussed his attendance at the Cortez City Council meeting and San Juan Citizens Alliance.
Commissioner Candelaria discussed his participation in several meetings, Pueblo Community College regarding Colorado AgrAbility 2020 workshop, Cortez City Council, DCC meeting, HEMP talk out in Dove Creek, class on the All Scenic Byways Committee meeting of which Highway 160 is a part of and mentioned the M&M and Mudd Creek properties. Also, attended the Disable Veterans chapter house renaming on Broadway. Met with Larry Copeland to do the final redline drawings of the fairgrounds kitchen/ bathroom remodel and Montezuma Valley Irrigation meeting.
Commissioner Ertel was absent.

PUBLIC COMMENT: M. B. McAfee suggested that the Commissioners form a citizens committee to address the M&M and Mudd Creek properties. Greg Kemp made a comment on the possibility of CDOT helping down at the M&M and brought to the Commissioners attention that the Cedar Mesa Ranches Subdivision has plans to exercise an emergency evacuation of the subdivision which would also involve moving large animals to the fairgrounds. Commissioner Suckla and Commissioner Candelaria discussed the possibility of upgrading roads/subdivision roads by someone creating a Special Improvement District.

CORRESPONDENCE: The following correspondence was read and noted:

MOTION TO ADJOURN: was made by Commissioner Candelaria seconded by Commissioner Suckla and carried.

MEETING ADJOURNED: 11:50 a.m.
At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Tuesday January 28, 2020 at the courthouse in Cortez, Colorado, there were present:

Larry Don Suckla, Chairman  
Jim Candelaria, Vice Chairman  
Keenan Ertel, Commissioner of Deeds  
Shalako Powers, County Administrator  
John C. Baxter, County Attorney  
Kim Percell, County Clerk

CHAIRMAN, SUCKLA opened the meeting of January 28, 2020 with the Pledge of Allegiance.

MINUTES: Commissioner Candelaria moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated January 21, 2020 as presented. Motion was seconded by Commissioner Suckla and carried.

PLANNING: Planning Director, Don Haley with Assistant, S. Jane Duncan presented for discussion the 49 Square Ventures, LLC six-month review for the continuation of the Certificate of Designation, located at 9294 Road 39, Mancos, CO, situated in Section 30, Township 36N, Range 13W, N.M.P.M. 49 Square Ventures, Matt Bradshaw and Matt Fuller, joined the discussion by telephone. Topics of the discussion included; quarterly analytical reports, a request from the CDPHE to remove the County Certification of Designation for 49 Square Ventures, a letter of intent to purchase materials, the County requirement for a written compliance endorsement from the CDPHE, and the Commissioner’s July deadline for complete compliance. (See attached)
Planning Director, Don Haley with Assistant, S. Jane Duncan presented for signatures of a Mylar for a 2 Lot Subdivision submitted by Kevin &/or Heather Rice on property located at 14879 Road 21, Cortez, CO, consisting of 7.5 acres, more or less, located west of Road 21, north of Road P, situated in S.36 T.37N., R.17W., N.M.P.M.

PUBLIC COMMENT: Historical Society Board President, Ann Brown gave an update on the Montezuma Heritage Museum Project.

OLD BUSINESS UPDATES:
EMERGENCY ALERT SYSTEM / E911: Administrator Powers reported that Dispatch Manager, Lori Johnson would be presenting to the Dolores County at their next meeting.

EMERGENCY MANAGER: Emergency Manager, Mike Pasquin met with the Commissioner to give an update on the County Hazard Mitigation Plan (RFP) request for proposal. The RFP from Wood Environment & Infrastructure Solutions, Inc. was in the amount of $34,995.00. Commissioner Candelaria moved to accept the proposal, not to exceed $35,000.00 for the Hazard Mitigation Plan. Second by Commissioner Ertel and carried. (See attached)

COORDINATE WILDFIRE PROTECTION AGREEMENT: Attorney Baxter reported that the proposed changes had been presented but he had not received a response at this time.

LIQUOR LICENSE: Deputy Clerk, Jerri Frizzell presented for approval liquor license renewal applications for Paragon Business Investments, LLC, DBA Hilltop Liquors, located at 27963 Hwy. 184 Dolores, Westview RV Resort, located at 12092 Hwy 145, Dolores and Woody’s Enterprises LTD, located at 158 S. U.S., Hwy 160 Cortez. Commissioner Ertel moved to approve the liquor license renewals for Woody’s, Enterprises, Westview RV Resort and Hill Top Liquors. Second by Commissioner Candelaria and carried. (See attached)

FOUR STATES AG EXPO: Board member Spark Reed, met with the Commissioners to give an update on the Four States Ag Expo. Topics discussed included; sponsorships, the 2019 event, the AgCeptional Rodeo, the gate charges, a livestock barn for the children, a tractor rodeo, and the Cowboys Playground events. Mr. Reed made a request for sponsorship funding from the County.

SENIOR SERVICES: Jonathon G. Parker met with the Commissioners to give updates on the Senior Services programs. Topics discussed included, a transfer of the Commodities Program to the Share House, the County’s cold storage units, the Senior Box Program and the Kitchen Remodel Project. (See attached)

BOARD OF SOCIAL SERVICES MONTHLY REPORT: It being the time set aside, the Board of Social Services was conducted. Finance Officer, Lori Higgins and LueAnn Everett were present. (See attached)

VETERANS SERVICE: Veteran Service Officer, Rick Torres presented the Certification of Pay for December, 2019 along with the Monthly Report of Services. Officer Torres gave an
update on the monthly statistical data, the indirect income to Montezuma County and a 2013 through 2019 review. Commissioner Candelaria moved to approve the Colorado Department of Military Veterans Affairs, County Veterans Service Officers monthly report and certification of pay for the month of December, 2019 in the amount of $7,525.78. Second by Commissioner Ertel and carried. (See attached).

**MOCO TRANSPORTATION:** Jennifer Morris met with the Commissioner to give an update on the County Transit program. Topics discussed included: the 2019 income and expenditure totals, the Bus Fund balance, bike racks added to the vehicles, additional seats for the newest van, a proposed small van purchase, the fees for transportation, advertisement ideas, a proposed Fixed Route Grant Application, the hours of operation and a presentation to the Cortez City Council. (See attached)

**COUNTY ATTORNEY REPORT:** Attorney, John Baxter discussed filings for the Walmart lawsuit, the Montezuma Valley Irrigation Company lawsuit, the Weber Canyon / Road 41 lawsuit, the Kinder Morgan lawsuit and the cleanup projects for the M&M and Mud Creek properties.

**NATURAL RESOURCES, PLANNING & PUBLIC LANDS:** Resource Director, James Dietrich no report given.

**COUNTY ADMINISTRATOR REPORT:** Administrator, Shak Powers discussed an email received from Board Member, Lee Cloy regarding the Lodgers Tax Committee meeting and advertising for a Board member appointment to the Lodgers Tax Committee. Commissioner Candelaria moved to re-advertise for a new Lodgers Tax Committee member. Second by Commissioner Ertel and carried. Administrator Powers presented a letter of interest from Sylvan Cemetery Board member Lee Hill requesting a five year extension to his BOCC appointed term. Commissioner Ertel moved to accept the reappointment of Mr. Lee Hill, to a five year term, on the Sylvan Cemetery District Board of Directors. Second by Commissioner Candelaria and carried. Administrator Powers discussed Public Notices for the following scheduled meetings: the City of Cortez Council meeting 2/28/2020 at 7:30 p.m., the Empire Electric Board to Board meeting on 2/3/2020 at 5:00 p.m. and a Commissioner Town Hall meeting to be held at the Mancos Town Hall on February 20, 2020 at 6:30 p.m. Administrator Powers introduced the new Financial Officer, Joyce Williams and also discussed an email from the Town of Mancos, Administrator / Clerk / Treasurer, Heather Alvarez, regarding a scheduled meeting to discuss a Drought Management Plan and Source Water Protection and the publication of notice for the scheduled meeting. (See attached)

**COUNTY COMMISSIONER REPORT:**
Commissioner Suckla discussed the attended CCI Legislative meetings, his reappointment as the Chairman of the CCI Public Lands Committee and attendance at tonight’s City of Cortez Council meeting, to discuss the proposed Land Use Code.
Commissioner Candelaria discussed the attended (CCCA) Colorado County Clerks Association (EPIC) Elections Preparedness Infrastructure and Cyber Security Training, the attended CCI legislative meetings, the CCI election of officers and the Quit Claim Deed for the Pleasant View Fire District Building. Commissioner Candelaria announced that starting in
February 2020, he would be available to the public and employees on Wednesdays, from 12:00 p.m. to 3:00 p.m. in the Commissioner’s Room.

Commissioner Ertel discussed his recent trip to Vietnam and Cambodia.

PUBLIC COMMENT: Justin Vasterling announced he was an official candidate for the Cortez City Council. Gala Pock discussed the M&M property and an opportunity in 2013 for a Brownfields Grant. Greg Kemp discussed the utilization of the County’s cold storage units.

CORRESPONDENCE: The following correspondence was read and noted:

MOTION TO ADJOURN: was made by Commissioner Ertel seconded by Commissioner Candelaria and carried.

MEETING ADJOURNED: 11:15 a.m.
At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Tuesday February 4, 2020 at the courthouse in Cortez, Colorado, there were present:

Larry Don Suckla, Chairman
Jim Candelaria, Vice Chairman, Absent
Keenan Ertel, Commissioner of Deeds
Shalako Powers, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHAIRMAN, SUCKLA opened the meeting of February 4, 2020 with the Pledge of Allegiance.

MINUTES: Commissioner Ertel moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated January 28, 2020 as presented. Motion was seconded by Commissioner Suckla and carried.

PUBLIC HEARING: It being the time set aside a public hearing is held for review and determination of a Subdivision Amendment Application and a proposed Boundary Line Adjustment to the **Fox Run Subdivision** submitted by **Ute View Farms, Agent Charles Martin**, on property located at 7255 Hwy 160-491, Cortez, CO, located north of Road G, west of Hwy 160-491, situated in S.4, T.35N., R.16W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. **Wanda Martin** was present. **Planning Director, Don Haley** with **Assistant, S. Jane Duncan** presented the details of the application and the findings of the Planning and Zoning Commission. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. After hearing all the evidence presented Commissioner Ertel moved that the boundary line adjustment to the Fox Run Subdivision submitted by Ute View Farms, Agent Charles Martin, on
property located at 7255 Hwy 160-491, be approved. Second by Commissioner Suckla and carried. Commissioner Suckla closed the hearing at this time. (See attached)

**PUBLIC HEARING:** It being the time set aside a public hearing is held for review and determination of a proposed Single Lot Development and Rezoning Application submitted by *Gunther Hardt* on property located at 31633 Road W, Dolores, CO, consisting of 63.41 acres, more or less, located north of Road W, east of Road 31, situated in S.35 T.38N., R.15W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Mr. Hardt was present. **Planning Director, Don Haley** with **Assistant, S. Jane Duncan** presented the details of the application and the findings of the Planning and Zoning Commission. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. After hearing all the evidence presented Commissioner Ertel moved that the single lot development and rezoning application submitted by Gunther Hardt on property located at 31633 Road W, Dolores, CO, consisting of 63.41 acres, be approved. Second by Commissioner Suckla and carried. Commissioner Suckla closed the hearing at this time. (See attached)

**PLANNING:** **Planning Director, Don Haley** with **Assistant, S. Jane Duncan** presented The Planning Department presented for signatures of a Mylar for a 3 Lot Moderate Subdivision Application submitted by *Ron Buehring* on property located at 19983 Road 15, Yellow Jacket, CO, consisting of 27.32 acres, more or less, located south of Road W, west of Road 15, situated in S. 1, T.37N, R.18W, N.M.P.M

**PUBLIC COMMENT:** *Elizabeth Berger* discussed coordination between the County Commissioners and Cortez City Council, discussion opportunities for the proposed City of Cortez Land Use Code, property owner rights to vote on the municipal elections, a lawsuit filed on the City of Cortez City Council and the municipal one mile State Statute. (See attached) *Gala Pock* discussed a freedom of information request for all 2019 records, regarding work performed for the County, by Elam / Kilgore Companies. (See attached) *Adriene Ratican* discussed the M&M property cleanup project. *Mindy Nel sen* discussed the proposed City of Cortez Land Use Code. *M.B. McAfee* discussed the County Commissioner / City of Cortez Council coordination efforts and public outreach opportunities.

The Commissioners sent out an invitation to all of the current Cortez City Council candidates, to come to the meeting and introduce themselves. The following council candidates introduced themselves and presented some of their ideas: *Justin Vasterling, Rafe Obrien* and *Rachel Medina*.

**EMERGENCY ALERT SYSTEM / E911:** **Administrator Powers** reported that E911 Dispatch Manager, Lori Johnson had presented the E911 proposal to the Dolores County Commissioners, the proposal had been tabled for a future decision to allow their County Attorney an opportunity to review the proposal. The Commissioners will revisit the issue at the next BOCC meeting.

**COOPERATIVE WILDFIRE PROTECTION AGREEMENT:** Attorney Baxter reported that the proposed changes had not been approved. The discussion was tabled for a future decision to include Sheriff Nowlin’s recommendation.
ROAD DEPARTMENT: Road Superintendent, Rob Englehart met with the Commissioners to give his monthly report. Superintendent Englehart presented the road and bridge schedule for the dates of January 29, 2020 through February 14, 2020 and gave an overview of the type of work scheduled for each crew. Other topics discussed included; a proposed gravel purchase with Dolores County, a Schedule A Forest Service gravel request, the 7th Street Extension project, the BLM Sand Canyon parking lot, the purchase of and remodel project for the Pleasant View Fire District, road improvement requests from subdivision homeowner associations and the 2020 grinding projects. Superintendent Englehart reported that Dolores County had inquired about a source of clay to mix with the Ormiston gravel. Superintendent Englehart suggested they contact the Hay Camp Gravel pit owner Lavena Saunders, to discuss the proposed purchase of clay for their project. (See attached)

GIS Manager, Doug Roth along with Superintendent Englehart met with the Commissioners to present for approval, the Colorado Department of Transportation’s, Highway Users Tax Fund (HUTF) road work and changes for reporting year 2019. Topics of the discussion included; the Montezuma County Mileage Certification, road segments added or adjusted in the road inventory, changed gravel to paved, changed graded to gravel, the 2018-2019 mileage changes paved / unpaved report, chip seal roads that got 1.5” asphalt overlay and the chipseal roads that had full grind and re-chipseal. Commissioner Ertel moved to approve the GIS Department’s HUTF road work changes and reporting for the year 2019 as presented in the report from the GIS and Road Departments. Second by Commissioner Candelaria and carried. (See attached)

WEED DEPARTMENT: Weed Department Manager, Bonnie Loving met with the Commissioners to give a monthly report. Topics of discussion included; an amendment to the County’s No Spray Agreement, a National Fish & Wildlife Foundation, The Restore Colorado grant application, the BLM grant applications to help manage Russian Olives and Salt Cedars in Yellow Jacket Canyon, an applicators spring training scheduled on May 15, 2020, the property tax flyers and the BLM Weber Canyon project. Manager Loving reported that she had received an email of interest from Joe Brunner, with a request to be appointed to the Noxious Weed Advisory Board. Commissioner Ertel moved that Joe Brunner be appointed to the Noxious Weed Advisory Board for a term of 3 years. Second by Commissioner Suckla and carried. (See attached)

LANDFILL: Landfill Manager Mel Jarmon gave his monthly report which included the 2019 Landfill budget spread sheet. Topics discussed with the report included; a grant award received for the composting operations, engineer designs for the Carver Field Compost Pad and the budget recycle credits. BID OPENINGS: Chairman Suckla opened bids to purchase a loader for the Landfill. Bids in the amount of $60,252.71, from Southwest Agriculture and in the amount of $55,015.00 from Wagner Equipment were received. Commissioner Ertel moved to accept the bid, exhibit B proposal from Wagner Equipment, located at 112 Turner Drive Durango Co., in the amount of $55,015.00 for the purchase of a loader, for the Landfill. Second by Commissioner Suckla and carried. (See attached)
BID OPENINGS: Chairman Suckla opened bids for the roofing projects at the Annex III building and Sheriff Department buildings. Bids presented included: Topline Installers in the amount of $311,947.00 and DKG and Associates / Firestone Building Products in the amount of $286,000.00. The bids will be reviewed by the Maintenance Supervisor, Mike Chenard for a decision at the February 8, 2020 Commissioner Meeting.

FAIRGROUNDS: Fairgrounds Manager, Larry Copeland gave his monthly report which included the year to date numbers for income of $14,140.00 and attendance at 1,715. A discussion was held regarding past and future events scheduled at the Fairgrounds. Other topics discussed included; the Horsemans’s Card Program, scheduled hunter education classes, the Fairgrounds remodel project dates and the County Fair steer tag in. (See attached)

COUNTY ATTORNEY REPORT: Attorney, John Baxter discussed the Garbessi lawsuit, a meeting with M & M property owner Bill Teetzel and a meeting with a Four Corners AG Expo Board Member, Spark Reed.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: Resource Director, James Dietrich, no report given.

COUNTY ADMINISTRATOR REPORT: Administrator, Shak Powers presented on behalf of County Assessor, Leslie Bugg, the Colorado Parks and Wildlife Impact Assistance Grant Application for approval. Commissioner Ertel moved that the Montezuma County Assessor’s, through the Impact Assistance Grant be approved and applied for through the Colorado Division of Parks and Wildlife, for tax year 2019. Second by Commissioner Suckla and carried. Administrator Powers discussed a proposed public notice for an email invitation from Cortez City Manager, John Dougherty regarding a coordinate meeting with the South West Health Alliance. Administrator Powers presented for approval, letters of support for HB20-1133, Land Use Entitlements and Municipal Disconnection, addressed to Senator, Don Coram and Representative, Mark Caitlin. Commissioner Ertel moved to send letters of support to Senator, Don Coram as well as Representative, Mark Caitlin, stating our support of HB20-1133, Land Use Entitlements and Municipal Disconnection. Second by Commissioner Suckla and carried. Administrator Powers presented public notices for the following scheduled meetings:
- Town of Mancos, Planning Commission, meeting to be held at 7:00 p.m., on February 19th at the Mancos Town Hall.
- The Leadership Montezuma meeting scheduled, February 20th at 1:15 p.m. in the Commissioner’s meeting room.
- The Commissioner’s Town Hall meeting scheduled at 6:30 p.m., on February 20th, at the Mancos Town Hall. (See attached)

COUNTY COMMISSIONER REPORT:
- Commissioner Suckla discussed a partnership with Alamosa County on a proposed RACS Reestablishment Resolution and the attended Fast Charge / Empire Electric meeting.
- Commissioner Candelaria was absent.
- Commissioner Ertel discussed the attended Fast Charge / Empire Electric meeting

PUBLIC COMMENT: No comments made
CORRESPONDENCE: The following correspondence was read and noted:

MOTION TO ADJOURN: was made by Commissioner Ertel seconded by Commissioner Suckla and carried.

MEETING ADJOURNED: 11:30 a.m.

________________________________________  ______________________________________
Clerk  February 4, 2020  Chairman
At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Tuesday February 11, 2020 at the courthouse in Cortez, Colorado, there were present:

Larry Don Suckla, Chairman
Jim Candelaria, Vice Chairman
Keenan Ertel, Commissioner of Deeds
Shalako Powers, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHAIRMAN, SUCKLA opened the meeting of February 11, 2020 with the Pledge of Allegiance.

MINUTES: Commissioner Ertel moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated February 4, 2020 as presented. Motion was seconded by Commissioner Suckla and carried.

PLANNING: Planning Director, Don Haley with Assistant, S. Jane Duncan presented for signatures, a Mylar for a Boundary Line Adjustment submitted by Douglas & Nancy Foulke and Christopher & Dimitri Schlotter, on properties located at 12930 Road 38, Mancos, CO, consisting of 95.02 acres, more or less & 12744 Road 38, Mancos, CO, consisting of 44.38 acres, more or less, both located east of Hwy 184, situated in S.1, T.36N, R.14W, N.M.P.M. Commissioner Ertel moved that the boundary line adjustment submitted by Doug & Nancy Folke and Christopher and Dimitri Schlotter, on properties located at 12930 Road 38, Mancos Co. be approved. Second by Commissioner Candelaria and carried.

Director, Haley with Assistant, Duncan presented for signatures of a Variance submitted by Tenderfoot Ranch, LLC, on property located at 28355 Hwy 145, Dolores, CO, consisting of
PUBLIC COMMENT: Montezuma County Democrat Party Chairwoman, Mary Dodd discussed a Central Committee meeting that Commissioner Candelaria had attended and her attendance at the County Clerk’s, Logic and Accuracy Testing for the Presidential Primary. Southwest Health Board Member, Gala Pock, discussed Commissioner Ertel’s attendance at the Southwest Health Alliance (Peak) meeting. Greg Kemp discussed electric charging stations signage and the need of collected data. Justin Vasterling discussed topics of mutual interest and coordination between the City Council members and the Board of County Commissioners. M.B. McAfee discussed intergovernmental communications, City Council Candidates speaking at the Commissioners meetings, the proposed mutual topics list and the publication of the list.

EMERGENCY ALERT SYSTEM / E911: Dispatch Operator, Lori Johnson along with City of Cortez, Interim Chief of Police, Andy Brock discussed the proposed fee increase to the E911 charges. Operator Johnson presented an Intergovernmental Agreement between Montezuma and Dolores Counties to join the Emergency Telephone Authority. Commissioner Ertel moved that the Board of County Commissioners approve the Intergovernmental Agreement between Montezuma and Dolores Counties to join in the Emergency Telephone Authority. Second by Commissioner Candelaria and carried. County Attorney Baxter presented, Resolution #4-2020, a resolution establishing the new rate of charge for E911 emergency telephone service within Montezuma County and authorizing service suppliers to collect the emergency telephone charges. Commissioner Candelaria moved to accept Resolution #4-2020, establishing the new rate of charge for E911 emergency telephone service within Montezuma County and authorizing service suppliers to collect the emergency telephone charges. Second by Commissioner Ertel and carried. (See attached)

GROUNDS AND BUILDINGS QUARTERLY REPORT: Maintenance Supervisor, Mike Chenard reported on the grounds and buildings. Supervisor Chenard discussed the bids for the reroofing projects at the Annex III and Sheriff Department buildings. Bids presented included; Topline Installers in the amount of $311,947.00 and DKG and Associates in the amount of $286,000.00. The collection of sales tax was deleted from the DKG and Associates bid. Commissioner Candelaria moved to accept the bid for the Annex III and Sheriff’s Office reroofing project at the cost of $278,130.00. Second by Commissioner Ertel and carried. Other topics discussed included; repairs for the wood trim at Annex I, a storage room at the Sheriff’s Department, county mechanical rooms, steam cleaning and painting shower stalls in the jail. (See attached)
VEHICLE MAINTENANCE: Road & Bridge Equipment Manager, Shane Higman met with the Commissioners to give a monthly report. Manager Higman presented bids for the purchase of a new pickup for the Maintenance department. Bids presented included:

- Kesee Motor Ford F-350 $28,752.00
- Phil Long Ford F-350 $31,379.00
- Steve Keetch Chevy 2500 $37,000.00
- Moreharts Chevy 2500 $28,781.00
- Truwest Dodge 2500 $26,523.00

Commissioner Ertel moved to accept the bid from Truwest, on a Dodge ¾ ton, 2500, 6.4 liter gas, auto at the price of $26,523.00 Second by Commissioner Candelaria and carried. Other topics discussed included; an accessory / customizing purchasing policy, a new vehicle purchase for the Assessor’s office, inclusion of Department Heads in the Commissioner’s vehicle purchase presentations, a needs discussion during the next Department Head meeting, requests for all wheel drive vehicles, sold vehicle funds being deposited back in to the Vehicle Purchasing Fund and local opportunities to bid on vehicles selected to be sold. (See attached)

IT: IT Director, Jim McClain met with the Commissioners to present a monthly report. Topics discussed included; vehicle fuel savings, the Annex III badge entry access project, the new VxRail, a new exchange email server, the Health Department badge access and rewiring of the Annex I building projects, switching networks from City GovNet to Farmers, the Landfill wireless project, an update to the County website, the 7th Street fiber extension project, a bid for the proposed purchase of a generator for the Administration building and the Front Sign project. (See attached)

GIS MAPPING: GIS Manager, Doug Roth and Mapping Specialist, Rachel Medina met with the Commissioners to give a monthly report. A 2020 Census video was presented for review. Residents can access https://montezumacounts.com/ for information about the 2020 census. Specialist, Medina read the proposed Resolution #3-2020, a resolution of support for the 2020 Census. Commissioner Candelaria moved to accept Resolution #3-2020, a resolution of support for the 2020 census. Second by Commissioner Ertel and carried. Manager, Roth presented for review an Agreement between Pictometry International Corp, (“Pictometry”) and Montezuma County Co. Commissioner Ertel moved that Administrator Powers sign the agreement between Pictometry and Montezuma County, contingent upon receipt of the letters of commitment by the participating entities. Second by Commissioner Candelaria and carried. Other topics discussed included: branding products for the 2020 census and the new plotter. (See attached)

COUNTY ATTORNEY REPORT: Attorney, John Baxter discussed filings for the Montezuma Valley Irrigation Company lawsuit, the Kinder Morgan lawsuit, a title commitment for the Carver Landfill closure and the M&M property cleanup project.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: Resource Director, James Dietrich, met with the Commissioner to give a weekly report. Director Dietrich presented a letter addressed to the Honorable Elaine Chao at the Office of the Secretary US Department of Transportation regarding support for the US Highway 160 Four Corners Mobility and Safety Improvement Partnership Project in Southwest Colorado. Commissioner Ertel moved that
the Board of Montezuma County Commissioners send a letter of support, to the Honorable Elaine Chao, Office of the Secretary US Department of Transportation, in support of the US Highway 160, Four Corners Mobility and Safety improvement partnership in Southwest Colorado. Second by Commissioner Candelaria and carried. Other topics discussed included; attendance at a CPW Division of Wildlife meeting, the CFL meeting to discuss public lands and access roads, a notification from the BLM regarding an amendment to the Risk Management Plan, the Sautler, Environmental Assessment, a scheduled Montezuma County Recreation Advisory Committee meeting, the CTB grant award and the Paths to Mesa Verde Project. Director Dietrich presented an Eagle Environmental Consulting Inc., MMR Report for the M&M Truck Stop and discussed an update for the property, from the (CDLE) Colorado Department of Labor and Employment, OPS Division, staff reviewer of the M&M Truck Stop Project. (See attached)

COUNTY ADMINISTRATOR REPORT: Administrator, Shak Powers presented a letter of interest for a reappointment to the Lodgers Tax Committee from Lee Cloy. Commissioner Ertel moved that Mr. Lee Cloy be reappointed to the Montezuma County Lodgers Tax Committee for a three year term. Second by Commissioner Candelaria and carried. Lodgers Tax Committee member, Lee Cloy and Justin Vasterling met with the Commissioners to give a brief update on the Lodgers Tax Committee. Topics discussed included the proposed convention center, the current balance of funds, future BOCC recommendations, fund reserves, advertising, electric vehicle charging stations at local hotels and the development of a Lodgers Tax data base. Administrator Powers discussed scheduling for a site visit to Ironwood and presented public notices for the following scheduled meetings; The Cortez City Council Meeting, scheduled February 11, 2020 at 7:30 p.m. to held at the City Hall. The Spring Dolores River Native Fish M&R meeting scheduled March 2, 2020 at 12:30 p.m. to be held at the Dolores Water Conservancy District. (See attached)

COUNTY COMMISSIONER REPORT: Commissioner Suckla discussed the Cattlemen’s meeting, the meat labeling issue, the reintroduction of wolves and a proposed Council to Council Meeting with the Ute Mountain Ute Tribal council. Commissioner Candelaria discussed the attended Southwest Health Alliance (PEAK) meeting, the attended meeting with the Ute Mountain Ute Tribe to discuss the M&M property, the CFL meeting to discuss public lands and access roads, the attended Dolores Division of Water Resources meeting, the Pleasant View Fire Department’s quit claim deed, a discussion regarding a proposed equine rehabilitation center, the attended Cattlemen’s meeting and a proposed Council to Council Meeting with the Ute Mountain Ute Tribal council. (See attached) Commissioner Ertel discussed the attended Southwest Health Alliance (PEAK) meeting, the attended E911 fee increase meeting and the attended meeting with the Ute Mountain Ute Tribe representatives to discuss the M&M property.

PUBLIC COMMENT: Bill Teetzel, discussed local Air B&B’s, outreach from the Lodgers Tax Committee and opportunities to meet with the Tribal Council members. Ann McCoy Harold representative from Senator Cory Gardner’s office met with the Commissioners to request topics of interest to be shared with Senator Gardner. Topics discussed included the WSA negotiations, a request to change from the CORE act to the BURN act, the Rocky Mountain Restoration Initiative and a stand from Senator Gardner on the wolf reintroduction issue.
Silverton House Whitehorse discussed the proposed Ute Mountain Ute Charter School. (Attachment given to County Attorney Baxter for review)

CORRESPONDENCE: The following correspondence was read and noted:

MOTION TO ADJOURN: was made by Commissioner Candelaria seconded by Commissioner Ertel and carried.

MEETING ADJOURNED: 12:40 p.m.

_____________________________  ______________________________
Clerk          February 11, 2020                           Chairman
At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Tuesday February 18, 2020 at the courthouse in Cortez, Colorado, there were present:

Larry Don Suckla, Chairman
Jim Candelaria, Vice Chairman
Keenan Ertel, Commissioner of Deeds
Shalako Powers, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHAIRMAN, SUCKLA opened the meeting of February 18, 2020 with the Pledge of Allegiance.

MINUTES: Commissioner Ertel moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated February 11, 2020 as amended. Motion was seconded by Commissioner Candelaria and carried.

PLANNING: Planning Director, Don Haley with Assistant, S. Jane Duncan presented for signatures of a Mylar for a Single Lot Development and Rezoning submitted by Gunther Hardt on property located at 31633 Road W, Dolores, CO, consisting of 63.41 acres, more or less, located north of Road W, east of Road 31, situated in S.35 T.38N., R.15W., N.M.P.M.

Director, Don Haley with Assistant, S. Jane Duncan presented for signatures of a Mylar for a General Planned Unit Development (GPUD) for residential purposes on property owned by Totten Land, LLC, Agent Cap Allen, located at 10363 Road 29, Cortez, CO, consisting of 37.85 acres, more or less, with 8, one acre more or less, lots, located north of Road K.3, west of Road 29, situated in S.20, T.36N., R.15W., N.M.P.M.
Director, Don Haley with Assistant, S. Jane Duncan presented for signatures of a Mylar for an Exemption Resolution tract of land located 31348 Road L, Mancos, Colorado, consisting of 42.14 acres, more or less, owned by Angela Giplin Kuykendall & Pearlene Gilpin Van Sickle, located west of Road 32, north of Road M, situated in S.11, T.36N, R.15W, N.M.P.M. Commissioner Candelaria moved to accept the exemption resolution on a tract of land located 31348 Road L, Mancos consisting of 42.14 acres, more or less. Second by Commissioner Ertel and carried.

PUBLIC COMMENT: Troy Gattis discussed turn lanes off of Highway 491 for County Road N and Road P. Renee King discussed a personal property incident, regarding plum trees, a tree removal company and the County Road Department. Cynthia Robsion discussed the tree removal incident and repairs for a knocked down fence. Jacob Ballas discussed a pandemic plan for Montezuma County. Lisa Henry discussed an update and Commissioner follow up on the Social Services Department.

SHERIFF’S MONTHLY REPORT: Sheriff, Steven Nowlin met with the Commissioners to give his monthly report which included the Calls for Service Report, an update on the graffiti investigations, the monthly Jail Report, the County Jail Count for the month of January 2020, the DOC Holds Report, the Courtesy Holds Report, the Dolores Inmate billing report, the Cortez City Inmate billing report, an estimated inmate cost increase, newly hired deputies, parole holds, the January Monies Paid Report, the Monthly Arrests Report and the Fees Collected Report. Sheriff Nowlin presented for approval, the EFF Funding, Memorandum of Understanding for the participation in the Colorado Emergency Fire Fund between the Montezuma County, Board of County Commissioners, the Montezuma County Sheriff and the State of Colorado. Commissioner Candelaria moved to accept the Memorandum of Understanding for the participation in the Colorado Emergency Fire Fund. The motion was seconded by Commissioner Ertel and carried. Other topics discussed included, equipment and document storage areas. (See attached)

COUNTY CORONER: Coroner, George Deavers met with the Commissioners to give an update on the development of the new County Morgue. Topics discussed included; the project completion date, coordination with La Plata County for autopsies, project cost savings, the large cooler move to the new facility, a backup generator, a proposed Board of County Commissioner site visit and the current County suicide numbers.

DISTRICT ATTORNEY: Office Manager, Clarisa Feuilly met with the Commissioners to give an update from the District Attorney’s Office. Topics discussed included; an attended multi agency meeting, new juvenile legislative training, current cases, the extradition process, the warrant process, a set standard for extradition mileage based on the level of crime, extradition expenses, yearly extradition averages and restitution enforcement.

EMERGENCY MANAGER REPORT: Emergency Manager Mike Pasquin met with the Commissioner to give an update on the Hazard Mitigation Plan. Manager Pasquin also discussed his resignation, the job application advertisement and the current job description.
PUBLIC LANDS: Forrest Service District Ranger, Derek Padilla met with the Commissioners to give updates on various projects. Ranger Padilla reported that the Dolores Norwood Road guardrail repair at Little Bean Canyon would be completed, and discussed upcoming scoping / analysis for the Rico Trails Project, the Rio Grande Southern Trail, the Circle Trail and the Rhimon Creek Trail, the Saulter environmental analysis scoping, 2020 timber sales, service access routes and road surface rock fees. Bureau of Land Management, Connie Clementson discussed, the issuance of the decision record for the Montezuma County designation for Areas of Critical Environmental Concerns. Areas designated included: the Ancestral Puebloans and the Mesa Verde Escarpment areas. An update was given on the Transportation and Access Plan. Canyon of the Ancients National Monument Acting Monument Manager, Amanda Hoffman introduced herself to the Commissioners and reported on the Visitors Center. Topics discussed included, a change to Spring operation hours of Tuesday through Sunday, 9:00 a.m. to 4:30 p.m., the Museum fee increase, an application for Dark Sky Status, scheduled events to celebrate the 20th anniversary and a land health assessment for the Flowdine and Yellow Jacket permit renewals.

SOUTHWEST WATER CONSERVANCY DISTRICT: Southwest Basin Round Table, Montezuma County Representative, Ed Millard. Dolores Water Conservation District, Ken Curtis and Manos Conservation District, Gretchen Rank met with the Commissioners to discuss an attended Southwest Water Conservation District Board meeting and an agenda item on the proposed bill from the Nature Conservancy and Trout Unlimited to amend a water law statute. Commissioner Ertel moved to send a letter of opposition to the Southwest Water Conservation District in opposition to the removal of the Division 7 exemption in Colorado Statute #CRS 37-92-305(3)(c), and to also pay specific attention to paragraphs (a) and (b), in our determination here that was presented to us today and also make it very clear that none of this should be even proposed or thought about in this legislative session, should not show up until at least the 2021 legislative session. Second by Commissioner Candelaria and carried. (See attached)

COUNTY ATTORNEY REPORT: Attorney, John Baxter, no report.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: Resource Director, James Dietrich met with the Commissioners to give a weekly report. Director Dietrich presented for approval a Montezuma County Historic Property Nomination for the Montezuma Valley Irrigation Company Flume #6, the McElmo Creek Flume, to the Montezuma County Historic Registry. Commissioner Candelaria moved to accept the nomination of the Montezuma Valley Irrigation Company Flume #6, the McElmo Creek Flume, for the Montezuma County Historical Registry. Second by Commissioner Ertel and carried. Other topics discussed included; a draft Montezuma County Public Lands Access Roads and Paths priority road map, Environmental Assessments for the Boggy Draw Trail system and the scheduled (MCRAC) Montezuma County Recreation Advisory Committee meeting. (See attached)

COUNTY ADMINISTRATOR REPORT: Administrator, Shak Powers presented public notices for the following scheduled meeting; Quarterly Local Government Breakfast Meeting, Wednesday, March 11, 2020 at 7:30 a.m. (See attached)
COUNTY COMMISSIONER REPORT:
Commissioner Suckla discussed the attended Legislative session meeting,
Commissioner Candelaria discussed his Wednesday office hour meetings and the attended (MMOF) Multimodal Options Funds review meeting.
Commissioner Ertel no report given.

PUBLIC COMMENT: Gala Pock discussed the Cortez City Council meeting held February 11, 2020.

CORRESPONDENCE: The following correspondence was read and noted: Thank you note from Vernon and Roger Knuckles.

MOTION TO ADJOURN: was made by Commissioner Ertel seconded by Commissioner Candelaria and carried.

MEETING ADJOURNED: 11:50 a.m.

_______________________________  ____________________
Clerk      February 18, 2020     Chairman
At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Tuesday February 25, 2020 at the courthouse in Cortez, Colorado, there were present:

Larry Don Suckla, Chairman
Jim Candelaria, Vice Chairman
Keenan Ertel, Commissioner of Deeds
Shalako Powers, County Administrator
John C. Baxter, County Attorney, Absent
Ian MacLarren, Assistant County Attorney
Kim Percell, County Clerk

CHAIRMAN, SUCKLA opened the meeting of February 25, 2020 with the Pledge of Allegiance.

MINUTES: Commissioner Ertel moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated February 18, 2020 as presented. Motion was seconded by Commissioner Candelaria and carried.

PLANNING: Planning Director, Don Haley with Assistant, S. Jane Duncan presented for signatures an Exemption Resolution submitted by Angela Giplin Kuykendall & Pearlene Gilpin Van Sickle on property located at 31348 Road L, Mancos, Colorado, consisting of 42.14 acres, more or less, located west of Road 32, north of Road M, situated in S.11, T.36N, R.15W, N.M.P.M..

Director, Don Haley with Assistant, Duncan presented for signatures a Mylar for a Subdivision Amendment Application and Boundary Line Adjustment to the Fox Run Subdivision submitted by Ute View Farms, Agent Charles Martin, on property located at 7255 Hwy 160-491, Cortez, CO, located north of Road G, west of Hwy 160-491, situated in S.4, T.35N., R.16W., N.M.P.M.
Due to a cancellation of the Commissioner meeting scheduled March 3, 2020. Assistant, Duncan reported that the Public Hearings scheduled for March 3, 2020 would need to be postponed. Commissioner Candelaria moved to reschedule the meetings that were scheduled for Tuesday, March 3rd and reschedule those for Tuesday, March 10th. Second by Commissioner Ertel and carried.

PUBLIC COMMENT: Ellen Foster discussed the February 18, 2020 presentation by Southwest Basin Round Table, Representative, Ed Millard. (See attached)

LIQUOR LICENSE: Deputy Clerk, Jerri Frizzell presented a new liquor license application for The Gettin’ Place, Steele Investments Inc., owners Michael and Laurie Steele, located at 26060 Hwy., 491 Pleasant View, Co. 81331. Commissioner Ertel moved that the Montezuma County Commissioners approve the new liquor license for, Michael and Laurie Steel, business name, The Gettin’ Place, located at 26060 Hwy 491 Pleasant View, Co. Second by Commissioner Candelaria and carried. (See attached)

ASSESSOR: Montezuma County Assessor, Leslie Bugg met with the Commissioners to present a petition for and abatement or refund of taxes for Harbeck, Robert L Family Rev. Trust. Commissioner Candelaria moved to accept the abatement for Harbeck, Robert L Family Rev. Trust, the property address of 560 W. Menefee Mancos, for the abatement for the taxes, for the 2019 year. Second by Commissioner Ertel and carried (See attached)

ROAD DEPARTMENT: Road Superintendent, Rob Englehart met with the Commissioners to present for review, the 2020 Grinding Summary of Quotations and the 2020 Asphalt Supply and Overlay Summary of Quotations. Commissioner Ertel moved to award the 2020 asphalt supply and overlay for Montezuma County on the road, described in the bidding quotations to Four Corners Materials. Second by Commissioner Candelaria and carried. Commissioner Candelaria moved to accept the Montezuma County Road & Bridge, 2020 grinding summary of quotations to Coughlin Company in the amount of $98,841.00. Second by Commissioner Ertel and carried. Other topics discussed included quotes for a proposed Cone Crusher purchase. (See attached)

OLD BUSINESS: Southwest Health Systems: CEO, Anthony Sudduth, CFO, Rick Shradar, met with the Commissioners to give an update on the Southwest / Peak Alliance and Southwest Memorial Hospital Coordination. Other topics discussed included a proposed local initiative for Southwest Health Systems and the Medicare rating for hospitals across the state of Colorado.

BOARD OF SOCIAL SERVICES MONTHLY REPORT: It being the time set aside, the Board of Social Services was conducted Director, Gina Montoya and LueAnn Everett were present. Director Montoya presented the Second Intergovernmental Agreement between La Plata County and Montezuma County regarding Social Services. Commissioner Ertel moved that the Second Intergovernmental Agreement between La Plata County and Montezuma County regarding Social Services, provision by Montezuma County, for the year 2020, be approved. Second by Commissioner Candelaria and carried. (See attached)
PUBLIC HEALTH: Public Health Director Bobbie Lock along with Laurel Schafer met with the Commissioners and discussed the Coronavirus Disease 2019 (COVID19), the Dental Expansion project, a job posting for a full-time position as the Coordinator for the Essentials for Childhood (EFC) and the Colorado National Collaborative (CNC) Suicide Prevention programs, Veterans Dental benefits and a transfer to the DocuSign process for contracts with the CDPHE. For more information: www.cdc.gov/COVID19 (See attached)

VETERANS SERVICE: Veteran Service Officer, Rick Torres presented the Certification of Pay for January, 2020 along with the Monthly report of services. Officer Torres gave an update on the monthly statistical data and the indirect income to Montezuma County. Commissioner Ertel moved to approve the Colorado Department of Military Veterans Affairs, County Veterans Service Officers monthly report and certification of pay for the month of January, 2020 for Montezuma County. Second by Commissioner Candelaria and carried. (See attached).

SENIOR SERVICES: Jonathon G. Parker gave the monthly update on the Senior Service programs. Topics discussed included, a transfer of the Commodities Program to the Share House and the Kitchen Remodel Project.

MOCO TRANSIT MONTHLY REPORT: Jennifer Morris met with the Commissioners to request a transfer of funds for the purchase of a new bus and to give the Total Rides for 2019 Report. Other topics discussed included public outreach and municipal transportation fund requests. (See attached)

TRANSFER ORDER: Transfer Order 1-2020 a transfer $13,057 from the Senior Citizen Bus Fund to the Capital for 20% of the purchasing price of new bus, Invoice #102179 was presented for approval. Commissioner Candelaria moved to accept order #1-2020, to transfer $13,057 from the Senior Citizen Bus Fund (035) to the Capital (004) for 20% of the purchasing price of new bus, invoice # 102179. Second by Commissioner Ertel and carried. (See attached)

CSU EXTENSION OFFICE: Extension Director, Gregory Felsen met with the Commissioners to give an update on the Extension Office. Topics of the discussion included; a Western Region Extension Interactive map, the development of the 4H Youth Program, the 4H 101 training, the 4H Stem Americore, the County Fair tag in, a scheduled Fair Board meeting, the Annual Rocky Mountain Oyster Fry event, the Master Gardner Program, grant writing resources, a livestock judging event scheduled during the Four States Ag Expo, social media access and a return on investment report for the Board. (See attached)

DISCUSSION: Executive Director of Southwest Water Conservation District, Frank Kugel, Southwest Water Conservation District Representative, Don Schwindt, Southwest Basin Round Table, Montezuma County Representative, Ed Millard, and Mancos Conservation District, Gretchen Rank met with the Commissioners to discuss a request of support from the Nature Conservancy and Trout Unlimited for the extension of the Colorado Revised Statutes (CRS) 37-92-305(c) to include Water Division 7 for water conservation programs.
COUNTY ATTORNEY REPORT: Assistant County Attorney, Ian MacLarren gave an update on the Kinder Morgan, Weber Canyon / Road 41 and the Montezuma Valley Irrigation Company lawsuits.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: Resource Director, James Dietrich. No report given.


COUNTY COMMISSIONER REPORT:
Commissioner Suckla discussed the Home Grown Talented Initiative meeting, a Public Lands phone conference and the City of Cortez Council Candidates.
Commissioner Candelaria discussed the attended Senior Program luncheon held in Dolores, the Mancos Drought Management meeting, a Leadership Montezuma meeting, the Town Hall meeting held in Mancos, the local FFA fund raiser, the Lewis Arriolla Community Center fund raiser and the Home Grown Talented Initiative meeting.
Commissioner Ertel discussed the attended, Mancos Planning and Zoning meeting and the Commissioner Town Hall meeting held in Mancos.

PUBLIC COMMENT: Greg Kemp discussed the commodity distribution program in Mancos. Ellen Foster discussed the Southwest Water Board and Water Division 7.

CORRESPONDENCE: The following correspondence was read and noted:

MOTION TO ADJOURN: was made by Commissioner Ertel seconded by Commissioner Candelaria and carried.

MEETING ADJOURNED: 12:00 p.m.

SITE VISIT; Ironwood Facility

Clerk    February 25, 2020    Chairman
At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Tuesday March 10, 2020 at the courthouse in Cortez, Colorado, there were present:

Larry Don Suckla, Chairman  
Jim Candelaria, Vice Chairman  
Keenan Ertel, Commissioner of Deeds  
Shalako Powers, County Administrator  
John C. Baxter, County Attorney  
Kim Percell, County Clerk

CHAIRMAN, SUCKLA opened the meeting of March 10, 2020 with the Pledge of Allegiance.

MINUTES: Commissioner Ertel moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated February 20, 2020 as presented. Motion was seconded by Commissioner Candelaria and carried.

CORONAVIRUS (COVID19) UPDATE: Montezuma County, Public Health Department’s, Emergency Manager, Karen Dickson gave an update on the Coronavirus within the Southwest region of Colorado. Manager Dickson reported that community stake holder briefings were held on Monday afternoons and Friday mornings. Other topics discussed included; updates received throughout the day from CDC and CDPHE, currently there are no cases within the region, procedures for a symptomatic person and additional radio announcements for public outreach.

PUBLIC HEARING: (Postponed from 3/3/2020) It being the time set aside a public hearing is held for review and determination of a proposed 2 Lot Minor Subdivision and 3 acre Heavy Industrial Rezoning Application submitted by Justin Hooten, POA for Billy Hooten; Agent: Daniel Hoch on property located at TBD Road L, Cortez, CO, consisting of 35.95 acres, more or less, located south of Road L, east of Road 26, situated in S. 24, T.36N, R.16W, N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Daniel
Hoch was present. **Planning Director, Don Haley** with **Assistant, S. Jane Duncan** presented the details of the application and the findings of the Planning and Zoning Commission. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. After hearing all the evidence presented Commissioner Ertel moved to approve the 2 lot minor subdivision and 3 acre heavy industrial rezoning application, submitted by Justin Hooten, POA for Billy Hooten; Agent: Daniel Hoch, on County Road L, Cortez Co. Second by Commissioner Candelaria and carried. Commissioner Suckla closed the hearing at this time. (See attached)

**PLANNING:** Director Haley and Assistant Duncan, presented for signatures a Mylar and After-The-Fact Exemption Resolution submitted by **Gordon Steves**, on property located at 17714 Road 22, Cortez, Colorado, consisting of 3.1 acres, more or less, located east of Road 22, south of Road U, situated in S.17, T.36N, R.16W, N.M.P.M. Commissioner Ertel moved that the after-the-fact exemption resolution submitted by Gordon Steves, on property located at 17714 Road 22, Cortez, Colorado, consisting of 3.1 acres, more or less, be approved. Second by Commissioner Candelaria and carried.

**PUBLIC HEARING:** (Postponed from 3/3/2020) It being the time set aside a public hearing is held for review and determination of a proposed Subdivision Application for an Amendment to the **Mancos Ranches 11 Lot Major Subdivision** submitted by **Ryan Griglak**, Agent: **Maness & Associates** on property located at 42169 Road J.75, Mancos, CO, consisting of 3.35 acres, more or less, located north of Road J.75, South of Road 42, situated in S.27, T.36N, R.13W, N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. **Planning Director, Don Haley** with **Assistant, S. Jane Duncan** presented the details of the application and the findings of the Planning and Zoning Commission. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. After hearing all the evidence presented Commissioner Candelaria moved to accept the proposed subdivision application for an amendment to the Mancos Ranches 11 lot major subdivision, submitted by Ryan Griglak, Agent: Maness & Associates on property located at 42169 Road J.75, Mancos, CO,. Second by Commissioner Ertel and carried. Commissioner Suckla closed the hearing at this time. (See attached)

**PUBLIC HEARING:** (Postponed from 3/3/2020) It being the time set aside a public hearing is held for review and determination of a proposed Single Lot Development and Rezoning Application submitted by **Justin & Erin Schmitt** on property located at 13657 Road 21, Cortez, CO, consisting of 50.57 acres, more or less, located south of Road P, west of Road 21, situated in S.1 T.36N., R.17W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Justin Schmitt was present. **Planning Director, Don Haley** with **Assistant, S. Jane Duncan** presented the details of the application and the findings of the Planning and Zoning Commission. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. After hearing all the evidence presented Commissioner Ertel moved that the single lot development and rezoning application submitted by Justin & Erin Schmitt on property located at 13657 Road 21, Cortez, CO, consisting of 50.57 acres, more or less, be approved. Second by Commissioner Candelaria and carried. Commissioner Suckla closed the hearing at this time. (See attached)
PUBLIC HEARING: (Postponed from 3/3/2020) It being the time set aside a public hearing is held for review and determination of a proposed Single Lot Development and Rezoning Application submitted by Mark & Patricia Peters on property located at 6852 Road 21, Cortez, CO, consisting of 50.71 acres, more or less, located south of Road G, east of Road 21, situated in S.7 T.35N., R.16W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Patricia Peters was present. Planning Director, Don Haley with Assistant, S. Jane Duncan presented the details of the application and the findings of the Planning and Zoning Commission. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. After hearing all the evidence presented Commissioner Candelaria moved to accept the proposed single lot development and rezoning application submitted by Mark & Patricia Peters on property located at 6852 Road 21, Cortez, CO, consisting of 50.71 acres, more or less, located south of Road G, east of Road 21. Second by Commissioner Ertel and carried. Commissioner Suckla closed the hearing at this time. (See attached)

PUBLIC HEARING: (Postponed from 3/3/2020) It being the time set aside a public hearing is held for review and determination of a proposed 2 Lot Minor Subdivision and Rezoning Application submitted by Gary Ellson & Tova Spector on property located at TBD Road P, Mancos, CO, consisting of 44.20 acres, more or less, located north of Road P, west of Road 33, situated in S. 1, T.36N, R.15W, N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Gary Ellson and Tova Spector, were present. Planning Director, Don Haley with Assistant, S. Jane Duncan presented the details of the application and the findings of the Planning and Zoning Commission. Director Haley reported that they had amended the application from a minor subdivision to a moderate subdivision. Commissioner Suckla opened the hearing to public comment. Ellen Foster gave public comment. Hearing no further public comment that portion of the hearing was closed. After hearing all the evidence presented Commissioner Ertel moved that the determination of 2 lot moderate subdivision and rezoning application submitted by Gary Ellson & Tova Spector on property located at TBD Road P, Mancos, CO, consisting of 44.20 acres, more or less, located north of Road P, west of Road 33 be approved. Second by Commissioner Candelaria and carried. Commissioner Suckla closed the hearing at this time. (See attached)

PUBLIC HEARING: (Postponed from 3/3/2020) It being the time set aside a public hearing is held for review and determination of a proposed Single Lot Development & Rezoning Application and Variance Application submitted by Donald Wilson on property located at 23200 Road M, Cortez, CO, consisting of 61.10 acres, more or less, located south of Road M, east of Road 23, situated in S.16 T.36N., R.16W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Planning Director, Don Haley with Assistant, S. Jane Duncan presented the details of the application and the findings of the Planning and Zoning Commission. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. After hearing all the evidence presented Commissioner Candelaria moved to accept the proposed single lot development, rezoning application, and variance application submitted by Donald Wilson on property located at 23200 Road M, Cortez, CO, consisting of 61.10 acres, more or less, located south of Road M. Second by Commissioner Ertel and carried. Commissioner Suckla closed the hearing at this time. (See attached)
DISCUSSION: Commissioner Candelaria held a discussion regarding the process to review the 50 foot variance setback restrictions within the County Land Use Code. Commissioner Candelaria moved that the Planning and Zoning Commission go through the review process, and hold a public hearing, regarding the reduction of the current 50 foot variance setback restrictions. Second by Commissioner Suckla and carried.

PUBLIC COMMENT: Gala Pock discussed a proposed comprehensive review of the County Land Use Code. Mary Dodd presented letters of appreciation to Clerk, Percell and Administrator, Powers for assistance during the recent major party caucus events. Ellen Foster discussed the county reserve funds and the current fluctuation within the stock market. (See attached) Mindy Nelson discussed the Craft Studio 101 program. (See attached) Secretary, Jennifer Adams of Operation Graduation met with the Commissioners with a fee waiver request for the use of the County Fairgrounds. Commissioner Candelaria moved to transfer $225.00 from the Secure Rural Schools funding to the Fairgrounds to cover the fees for the Dolores High School Operation Graduation event. Second by Commissioner Ertel and carried.

COOPERATIVE WEATHER OBSERVER, NOAA, NWS representative James Andrus was unavailable to report.

ROAD DEPARTMENT: Road Superintendent, Rob Englehart met with the Commissioners to discuss the proposed crusher purchase and a request from Dolores County to purchase 20,000 tons of gravel. It was decided to continue the discussions during an executive session after the lunch break. (See attached)

MONTEZUMA COUNTY VFW AUXILIARY POST 5231: Queenie Barz met with the Commissioners with a request of the waiver of fees, for the use of Annex I, for a Saint Patrick’s Day Fundraiser. Commissioner Ertel moved to require the $100.00 refundable cleaning deposit, but to waive the usage fee for County Annex I, for the St. Patrick’s Fundraiser Dinner. Second by Commissioner Candelaria and carried. (See attached)

12 HOURS OF MESA VERDE MOUNTAIN BIKE RACE: Board members Cap Allen and Kirk Underwood met with the Commissioners to request permission to serve donated beer during the 12 Hours of Mesa Verde event. Commissioner Ertel moved that the 12 Hours of Mesa Verde be exempt in their free beer distribution for the 12 hours of Mesa Verde for their event in May. Second by Commissioner Candelaria and carried. (See attached)

LIQUOR LICENSE: Deputy, Jerri Frizzell presented liquor license renewals for Triple H&J Inc., DBA Smitty’s Liquors located at 10255 Hwy 491 Cortez and Mancos Brewing Company LLC., located at 1484 East Frontage Road, Mancos, CO 81328. Commissioner Candelaria moved to accept the renewal liquor licenses for Mancos Brewing Company LLC., located at 1484 East Frontage Road, Mancos, CO 81328, as well as Smitty’s Liquors located at 10255 Hwy 491 Cortez Co. Second by Commissioner Ertel and carried. (See attached)

SPECIAL EVENT LIQUOR LICENSE: Montezuma County Fairboard President, Allen Higgins, met with the Commissioners to discuss a request for a special event liquor license for the Friday night concert. Commissioner Ertel moved to grant the temporary liquor license for
the Montezuma County Fairboard to serve liquor at their Friday night concert. Second by Commissioner Candelaria and carried. (See attached)

**SPECIAL EVENT LIQUOR LICENSE: Ute Mountain Roundup Rodeo**, board members Lacey Murphy and Marti Spitzer met with the Commissioners to request permission to include alcohol sales during the scheduled Ute Mountain Roundup Rodeo event held at the Montezuma County Fairgrounds. Commissioner Candelaria moved to accept the Ute Mountain Roundup Rodeo, liquor license for the event in 2020. Second by Commissioner Ertel and carried. (See attached)

**VEHICLE MAINTENANCE:** Road & Bridge Equipment Manager, Shane Higman met with the Commissioners to give a monthly report. Sherriff, Steve Nowlin joined the meeting for a Departmental vehicle purchase discussion. Manager Higman presented quotes for the Sheriff’s Department pickup purchases. Commissioner Ertel moved to authorize the Fleet Department, Shane Higman to purchase for benefit of the Montezuma County Sheriff’s Department, three F150 Responder, Ford, 3.5 liter turbos, from Keese Motors, at the price of $33,689.00 per unit. Second by Commissioner Candelaria and carried. Other topics discussed included: a vehicle for the Assessor’s office, future vehicle replacements for the Public Health Department and the Road and Bridge Department. (See attached)

**GROUND AND BUILDINGS:** Maintenance Supervisor, Mike Chenard met with the Commissioners to give a monthly report. Supervisor, Chenard presented bids, from BRAVO Cleaning and Restoration in the amount of $1200.00 and from Certified Cleaning & Restoration INC. Dba CARE in the amount of $3,150.00 for the Jail Shower Project, Commissioner Ertel moved to accept the bid from BRAVO Cleaning and Restoration, for the shower scrub down and cleaning at the Montezuma County Jail, in the amount of $1,200.00. Second by Commissioner Candelaria and carried. Other topics discussed included: the proposed Fire Systems project, the Sally port project, the Health Department Dental project, the Kitchen remodel project, the Jail’s security fence project and the roof repair projects. (See attached)

**IT:** IT Director, Jim McClain met with the Commissioners to present his monthly updates. Topics discussed included; the departmental fuel savings with the new electric car, the County’s internet change over scheduled March 29, 2020, the Annex III security doors project and the monthly DATA Safe payment.

**GIS MAPPING:** GIS Manager, Doug Roth and Mapping Specialist, Rachel Medina met with the Commissioners to give an update on the Census project. Topics discussed included; a request to place an insert within the Empire Electric monthly utility bills, the advertising budget expenditures, public outreach volunteers, computer tablets placed in various locations in the county for public use, employment opportunities, social media opportunities, the April 1st Census Day and online response opportunities. (See attached)

**COUNTY ATTORNEY REPORT:** County Attorney, John Baxter gave an update on the E911 fee increase application.
NATURAL RESOURCES, PLANNING & PUBLIC LANDS: Resource Director, James Dietrich met with Commissioner to give his weekly report. Director Dietrich presented a letter address to Mary B. Neumayr, Chair of the Council on Environmental Quality CEQ, regarding proposed updates to the National Environment Policy Act (NEPA). Commissioner Candelaria moved to accept or present this letter of support to Mary B. Neumayr, Chair of the Council on Environmental Quality CEQ at Washington D.C. Second by Commissioner Ertel and carried. Other topics discussed included the scheduled Montezuma County Recreation Advisory Committee meeting, boat launches on private property, a discussion with the M&M property Owner’s Representative, grant application updates and an overview of the CRAFT tourism discussion. (See attached)

EXPENDITURES REPORT: Administrator Powers presented the October – December, 2019 and January 2020 Accounts Payable Expenditure Reports for approval. Commissioner Candelaria moved to accept the Expenditures for October, November, December of 2019 and January of 2020. Second by Commissioner Ertel and carried. (See attached)

Chairman Suckla announced the adjournment of the meeting for the LUNCH break.

EXECUTIVE SESSION: Pursuant to Attorney Baxter’s suggestion, Commissioner Candelaria moved to go into executive session to discuss the purchase, acquisition, lease, transfer, or sale of real, personal, or other property interest under C.R.S. 24-6-402(4)(a), and to include, Clerk Percell, Administrator Powers, Attorney Baxter, Commissioners Candelaria, Ertel and Suckla and Road Superintendent, Rob Englehart, seconded by Commissioner Ertel and carried. Topics for the executive session were legal tactics of negotiation, legalities and procedure regarding the purchase of a crusher and a proposed Intergovernmental Agreement. County Finance Officer Joyce Williams was asked to join the financial discussion regarding the proposed crusher purchase. Commissioner Ertel moved to go out of executive session, seconded by Commissioner Candelaria and carried. (See attached)

Commissioner Ertel moved to grant Shak Powers and Road Superintendent, Rob Englehart, to attempt to negotiate a deal on a crusher with Weld County, and / or go to auction and purchase a crusher for Montezuma County’s gravel operations, and along with that motion, Commissioner Ertel moved that the County crushing operations be authorized to sell Dolores County, 20,000 tons of road mix gravel, to benefit their operation. Second by Commissioner Candelaria and carried.

COUNTY ADMINISTRATOR REPORT: Administrator, Shak Powers discussed the Partner with RIP Medical Debt Program. TRANSFER ORDER: Administrator Powers presented a Transfer Order # 2-2020. A transfer of $67,243.92 from the General Fund for carry over from 2019 MOCO grants to the Bus Replacement Fund. Commissioner Candelaria moved to accept order # 2-2020 for the transfer of $67,243.92 from the General Fund (001) carry over from 2019 MOCO grants to the Bus Replacement Fund (035). Second by Commissioner Ertel and carried. Administrator Powers presented for review, a letter of support addressed to Ms. Debbie Payne, Community Service Award Chair, Colorado, NSDAR in regards to a nomination for a service award to be presented to the Montezuma County Historical Society Board Chairman, Ann Brown. Commissioner Candelaria moved to send the letter to Ms.
Debbie Payne, Community Service Award Chair for the Colorado NSDAR in reference to Ann Brown for a community service award. Second by Commissioner Ertel and carried. Other topics discussed included; a road impact fee protest, the scheduled meeting with the Ute Mountain Ute Tribal Council and a 2:00 p.m. start for the March 24, 2020 Commissioner meeting. (See attached)

COUNTY COMMISSIONER REPORT:
Commissioner Suckla discussed his trip to Washington D.C.
Commissioner Candelaria discussed his trip to Washington D.C.
Commissioner Ertel discussed the attended Club 20 meeting, the Hazard Mitigation Kickoff meeting, and the Dolores River Native Fish Monitoring and Recommendation Team meeting.

PUBLIC COMMENT: No comments made.

CORRESPONDENCE: The following correspondence was read and noted:

MOTION TO ADJOURN: was made by Commissioner Candelaria seconded by Commissioner Ertel and carried.

MEETING ADJOURNED: 3:15 p.m.

_______________________________    ________________________________
Clerk    March 10, 2020                      Chairman