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AUTHENTICITY CERTIFICATE

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December 2002

Leslie M. Lauth, President
Microfilm and Imaging of Durango, Inc.
555 S. Camino del Rio
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Summary of Minutes 1974

COMMISSIONER'S MINUTES 1974

JAN 14 REORGANIZATION, DEPOSITORIES, APPOINTMENTS, ETC. LIQLIC special events license for Cortez Elks Club.

JAN 21 PLANNING: P1-74-Sims. final plat. Blue Door s/d. reappointments to planning commission.

JAN 28 General business.

FEB 04 RES 1-74-amend 1974 budget. MEMO AGMT District Court to use Clerk's camera to microfilm records. HOSPITAL indigent care discussed.

RES 2-74- application for grant from LEAA. RES 3-74-Alternate #4 as presented by U S Forest. Service should be adopted for Wilson Mtn Area. RES 4-74- Adopt. election precincts as aligned. EASEMENT granted by Roy Retherford.

FEB 19 General business.

FEB 25 County Fair, Prairie dog control, Kenyon s/d, abatements and Road report.

MAR 04 PLANNING: Valley Vista s/d accepted. ROADS: Montezuma Wtr Co. given permission to cut roads to lay new lines but. must be bonded and responsible. TREASURER certificates of deposit on s/d's

MAR 11 PLANNING: P3-75-Wade. ORDER to cancel warrants

MAR 18 PLANNING: P2-74-Jones, P4-74-Tibbets & Reynolds, P5-74-Crouse PUBLIC HEARING: Individual Sewage Disposal Systems regulations adopted. RES. ROADS: approval for Jim Porter to purchase gravel at \$2 per yard.

MAR 25 ROADS: Chuck McComb owed gravel for work. PLANNING PUD Courtney Park.

CORTEZ SANITARY LANDFILL

APR 01 PLANNING: P6-74-Brennan, P7-74--Ashbaugh

APR 08 PLANNING: P8-74-Rogers, P9-74-Gray. Commissioner's redistricting. Summit Ridge road.

APR 15 GRAVEL LEASE Alexander. BIDS opened for sale of 1950 Willys jeep. APR 22 ORDER; transfer funds from Contingent to Federal Disaster Assist. fund. LIQLIC special events Cortez Elks Club. BOOKKEEPING: records, Road Dept Clerk and Commissioner's Clerk to be moved into Commissioner's room this week.

APR 29 BIDS opened for, trucks for Road Dept. COMMISSIONERS redistricting completed,

MAY 06 PLANNING: P10-74-McMahan. TA Rust. Proposed mill for gold and silver, Champion Venturers, Inc.

MAY 13 ELECTIONS: judges salaries set \$30.00.

MAY 20 PLANNING: P10-74 amended-McMahon, P11-74-Fletcher.

MAY 23 SPECIAL to review bids on City-County Justice Bldg.

MAY 28 ORDER Ormiston -fund - Kee. LIQLIC special events Cortez Elks Club. PLANNING: TA Bailey CHP discussed JUSTICE BLDG negotiation of the bid of Flaugh. SHERIFF rec permission -to spend \$500 for S & R radio equipment.

JUN 03 PLANNING: P11-74-Rogers. ELEVATOR maintenance.

JUN 10 PLANNING: P13-74-Rust. ROAD purchase a welder for service truck.

JUN 17 PLANNING: P14-74-Van Layer. ROAD DEPT wants cost of living raise. ROAD DEPT dismantling of Dolores bridge,

JUN 24 PLANNING: P15-74-Maness, implementation of HB1041, TA McInnes, Paquin.

JUL 01 PLANNING: P16-74-Gilliland. RES 9-74 conservation trust.

JUL 08 PLANNING; P17-74--McGinnes. BOARD OF EQUALIZATION ROADS Dunlap hill inspected.

JUL 15 general business

JUL 22 ROADS soil conservation will seed. DEPARTMENT HEADS \$10,000 life insurance.

JUL 29 GRASS SEEDING: Yellow Jacket. area. BOARD OF EQUALIZATION. PLANNING: isolated tracts defined. RES 11 P19-74-Improvement Notices repealed. P18-74-McEwen, P20-74-Arney.

AUG 06 ADMINISTRATOR of HB1041 appointed D M Denton. PLANNING: P21-74Veach. TA's; Summit, Lake West., Lyle Brossard, Merle Lowe. ROADS: Cat, motor grader purchased \$56,813.00. JUSTICE BLDG> proposed agmt discussed.

AUG 12 PLANNING: P22-74--Brossard; P23-74-Gentry; P24-74-Brashers; P25-74Crouse; P26-74-Duran. SHERIFF repled leak frm leaching point at Rick mill. Wtr supplies shut off to Dolores and Cortez. ROAD snow wing purchased \$5535.

AUG 19 S&R 56 GMC given.

AUG 26 PLANNING: P27-74-Brennan; P28-74-Samora; P29-74-Butler. LIQLIC transfer 3.2% beer Ute Mtn Mkt.

SEP 03 LIQLIC renewal 3.2% beer Judd's Mkt. FAIRBOARD appts, Hager, Humiston, Dean, Jones and Graham.

SEP 09 PLANNING; P30-75. COMMISSIONER'S petty cash increased to \$1000. ROADS Roy Henneman wants gravel on road east of MV overpass,

SEP 16 PLANNING: P31-74-McAfee Warehouse. MINERAL LEASE 75% to R & B, 25% to public schools.

SEP 23 general business

SEP 30 MICROWAVE station for Empire Electric NE of P1 View.

OCT 07 PLANNING: Pearson. P32-74-Lowe. HEALTH: appt of Dr. Bryan, health officer.

OCT 14 General business

OCT 21 RES allocation of grazing and timber fees. PLANNING: P34-74- Smith. LIQLIC: transfer from Mueller dba Stake & Lounge to Martin dba Stagecoach Inn. approved. Renewal Cortez Elks Assn. Renewal Williams Package Liquor. AIRPORT lease Cortez Flying Service, Inc. PUBLIC HEARING: Service plan for proposed Montezuma County Hospital District.

OCT 29 PUBLIC HEARING: 3.2% beer license for Chan Chaffin dba Arriola Store approved.

NOV 04 ROAD work week to begin on Saturday, Nov 1. PUBLIC: HEARING for 1976 budget. RES to adopt 1975 budget.

NOV 11 PLANNING: P34-74- Walker, P34-74-Smith rescinded. ORDER to Treas to pay bill from escrow account of MC Hospital District. BUDGET mill levies certified.

NOV 18 PLANNING: P36-74-Gentry. EASEMENT for Public Livestock Drive Gorham Steerman. D M Denton appt 1041 Administrator. Petitions requesting removal of D.M. Denton from county employ.

NOV 25 PLANNING: P36-74-determining variances on own merits by Board. P37- 74- Dickey & Kelley. RES Montezuma County shall not sell any gravel to members of the public.

GEOPHYSICAL operation approved.

DEC 02 LIQLIC transfer on Stagecoach Inn approved. PLANNING: petition asking for immediate action to remove Denton from office.

DEC 16 PLANNING: P39-40-McCracken P40-74- Hawkins, P41-74-Myley, Corner S/D Plat. P42-74 - LaVerde Estates S/D. QUIT CLAIM DEED to Robert B Sitton.

DEC 23 PLANNING: P43-74-Kilby, P44-74-Grabowy appts to Planning Commission.

SURVEYOR apptd. Fred Thomas. RESIGNATION C. K. Herndon as Co. Clerk. apptd. Jean DeGraff, elected clerk. REORGANIZATION for 1975.

DEC 30 PLANNING: P45-74 - Gerlach.

Minutes 12/30/1974 Regular

Page No. 1

Proceedings of the Board of Commissioners of Montezuma County, Colorado
STATE OF COLORADO ss. At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 30th day of DECEMBER, A. D. 1974 there were present:

Harold McComb Chairman.

Curtis Honaker Commissioner

Clay Bader Commissioner

Grace Merlo County Attorney

Loretta Murphy Deputy Co. Clerk,

Absent

Minutes of the regular meeting held Monday December 23, 1974 were read and approved.

Gale Greenlee appeared to present a breakdown on the Revenue Sharing Funds for the Justice Building etc. (see Attached). He also presented a voucher for \$146,915.78 for transferring funds from Revenue Sharing to the Justice Building fund,

Gordon Swing appeared to request a witness from San Jose, California on the beef killing in Mancos. Money to be taken from the D. A.'s 1974 Budget. Approved by Commissioners.

Commissioners signed a gravel lease contract with Charles S. & LaVerne J. Brewer. Period of lease is from 7-22-74 through 7-22-79. (See Gravel Lease file)

Correspondence read on Highway Users Tax fund meeting which will be held 1-10-75 in Denver.

Mountain Gravel & Construction Co. letter concerning crushed gravel contract dated 11-13-73
no action taken

Land Use Commission meeting to be held in Denver 1-13-75.

Mancos Colo Centennial-Bicentennial Committee to receive award 1-25-75 7:30 P.M. at Mancos- Dolores Basket ball game.

Check for \$2500.00 from Jim Suckle BLM Advisor

Peoples Natural Gas concerning gas increase effective 1-23-75.

State Dept. of Highways report of fatal traffic accidents for October 1974.

Duain and Linda Morton appeared concerning a resolution from R. C. & Lois Gerlach to Duain & Linda Morton. Commissioner Honaker moved resolution be adopted. Commissioner Bader seconded motion, motion carried unanimously.

Lenore McClellan appeared for Marshall Denton, Planning Commission, A tax abatement was presented for Robert and Patricia Johnson for \$80.07. Commissioner Bader moved abatement be accepted, Commissioner Honaker seconded motion, motion carried unanimously.

Commissioners sent a letter to the different newspapers for a bid on County's Legal Publications. Must be in by 9:00 AM 1-14-75. Placed a phone call to Val Conrad in Durango concerning 90 days advertising of County Equipment for sale. Mr. Conrad could not be reached and a message was left for him to return the call.

Harry Uptain and Bill Hamilton appeared concerning the Ute Mountain Memorial Gardens. Presented deeds to plats. Commissioners will continue

Attest:

Clerk

Chairman

Continuation of minutes of regular meeting held Monday December 30, 1974.

to check into matter before deciding on matter.

Read a copy of a letter from Mr. Paul Butler to the Attorney General concerning Marshall Denton. (See file)

Earnest Boren Superintendent Road Department appeared to discuss the Tozer Gravel Contract. Mrs. Tozer wants the contract raised to \$.15 a yard. Commissioners decided to wait until after Jan. 1, 1975 before writing the new contract.

Ken Shryer - John Deere Machinery - Pate Honnen Equipment Co., Durango appeared to discuss equipment the county might need in the future. Dwayne Longenbaugh - Manager City of Cortez - appeared to discuss the Man Power program which covers Citys, Towns, County and Hospital. He is going to call the State Man Power office in Denver, Colo. today. Will find out what programs and people will be covered by program. Will tell Commissioners later this afternoon. Made a list of some of the projects which might qualify. Board of welfare held.

Meeting adjourned 4:00 P. M.

Attest:

Clerk

Chairman

Minutes 12/30/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 30th day of December, 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent:

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

Resolution P45 1974

WHEREAS: R. C. and Lois Gerlach, owners of part of the E ½ of Section 17, Twp. 38 N., R 17 W., N.M.P.M., desire to deed to their son-in-law and daughter, C. Duain and Linda Morton; 2.335 acres more or less and more particularly described as follows: Beginning at a point, an iron R. B. 1/2 in. diameter set in ground; whence the southeast corner of Section 17, Twp. 38 N., R. 17 W., N.M.P.M., bears s.36 degrees 15'20"E. a distance of 954.5 ft.; thence N.52 degrees 30' E. 269.1 ft. to a point, an iron R. B. 1/2 inch in diameter set in ground on the right-of-way line of U.S. Hwy. No. 666; thence N.26 degrees 13'W. 262.0 ft. along the west right-of-way line of U. S. Hwy. No. 666 to a point, an iron R. B. 1/2 inch in diameter set in ground; thence, S.71 degrees 31'W. 246.0 ft. to a point, an iron R. B. 1/2 inch in diameter set in ground; thence S.3 degrees 13'W. 318.3 ft. to a point, an iron R. B. 1/2 inch in diameter set in ground; thence, S. 88 degrees 55'E. 153.5 ft. to the point of beginning and containing 2.335 acres more or less. The plot is situated in the SE ¼ SE ¼ of Section 17, Twp. 38 N., R.17 W. N.M.P.M.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: C. Duain Morton, as agent for R. C. and Lois Gerlach appeared before the Board of Montezuma County Commissioners requesting exemption from filing a subdivision plat as provided by the Montezuma County Subdivision Regulations stating that the property is not being subdivided in the intent of the regulations but that they are merely deeding property to the above mentioned son-in-law and daughter. Mr. Morton further stated there is at present a residence located on the property and all utilities are in place. The property will be continued in a residential use

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of lands is compatible with the County Master Plan and the Exemption is hereby granted.

Commissioners voting aye in favor of the Resolution were:

C. K. Herndon

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon same are true and correct.

County Clerk and Recorder
Montezuma County, Colorado

Minutes 12/23/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House, in Cortez, Colorado, on Monday, the 23rd day of December, A.D. 1974 there were present: .

Harold McComb Chairman

Curtis Honaker Commissioner

Clay V. Bader Commissioner

Grace S. Merlo County Attorney

Loretta Murphy Deputy Clerk,

Absent

Minutes of the regular meeting held on Monday, December 23, 1974 were read and approved.

Marion Steerman appeared to discuss termites in the restrooms in the old part of the building. Marion had called the exterminator to come and give a price on how much it would cost. The exterminator will come and give a price. Also discussed trouble in the Sheriff's office with hot water backing up into the cold water line. The mixing valve on the hot water heater is no good and must order a new one. Discussed his working overtime and decided to get someone else to work more hours so he will not have so much overtime.

Must get lease on Tozer's gravel pit resigned. Expired 1-1-71.

Letter read from Planning Commission concerning members of Planning Commission whose terms will expire 1-1-75. Commissioner Bader moved that Noland Alexander, Darrell Veach and John Porter be reappointed for five-year terms. Commissioner Honaker seconded motion, motion carried unanimously.

Dick Baker of Johnson Publishing Co appeared concerning the City Directory. He asked if county would be interested in purchasing new directories for Sheriff's office and Welfare Dept. Cost \$55.00 individually \$45.00 for more than one. Commissioners agreed to check how many departments wanted one and tell secretary how many they wanted.

Planning Commissioner Marshall Denton and Joseph Grabowy appeared to discuss his forty acres. He wants an exemption to sell three acres to his brother in law. Commissioner Honaker moved resolution be carried, Commissioner Bader seconded motion, motion carried unanimously. (See attached)

Also motion was made on exemption for Edward E. and Geraldine M. Kilby. Commissioner Bader made motion to accept resolution, Commissioner Honaker seconded motion, motion carried unanimously. (See attached).

Clifford Smith a representative of Clark-Thomas Engineering Co. appeared to discuss the appointment of a County Surveyor. Commissioners agreed to draw up a resolution appointing Fred Thomas. (See attached)

Richard Tibbits and Pete Ballode appeared on behalf of Bob Leighton La Verde Estates subdivision. Said they had almost gotten the roads graveled and now meet requirements. Ernie Boran had inspected the roads Saturday 12-21-74. Tibbits would like to not have to put up the bond which was requested on the subdivision.

Chuck Herndon appeared and presented his resignation effective 1-1-75.

He has accepted employment with the South West Memorial Hospital. Jean DeGraff agreed to be sworn in 1-2-75 at 9:00 AM. Motion was made by Commissioner Bader to accept resignation effective 1-1-75 and appoint Jean DeGraff to fill vacancy 1-2-75 until 1-14-75 when she will be sworn in as duly elected County Clerk.

Attest:

Continued

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
MONDAY DECEMBER 23, 1974

Commissioner Honaker seconded the motion, motion carried unanimously. Also presented a voucher for license plate registration mail outs for \$1290.50. Presented a right-of-way, Quit-Claim deed for road right-of way in S14 T36 R15 from James and Benjamin Selph to Montezuma County. Commissioner Honaker made motion to accept Deed, Commissioner Bader seconded motion, motion passed unanimously.

Commissioner Bader reported that the Mancos Match Factory needs the county to open a road into the hills. If the county can open it they can keep it open. Decided to talk to Ernie Boren about it.

Assessor A. Wayne Denny reported he has a school in January which 6 people need to attend. It will take \$106.00 per week per person. He would like to draw money out of this years budget. OKed by Commissioners. Mr. Danny met with Bill Musgrave and Ron Driscoll on mapping, and they would like to get an appointment with the Commissioners to discuss the value of the mapping program. Mr Denny said, if something is lost off the tax rolls it is very hard to find it. The mapping and numbering system would be a big help. Three years would amount to \$50,000. for the whole project.

Bill Gibbins, Hal Tanner, Lynn VanderGrift, Duane Longenbaugh, Herb Bartel and Marshall Denton met with commissioners to discuss County Planner. Commissioners said Mr. Denton is to be coordinator for HB 1041 and will hire any additional help he needs. They also reported the Human Resources Program through the SJBRPC has \$8000. through 6-30-75 for a city planner to work through Marshall Denton's office. This person will have to spend 25% of his time for HRP and 25% for city. Agreed to work out a plan to see how a man would work with Mr. Denton to be presented 1-6-75 2:30 PM. Earnest Boren, Road Dept. Super, discussed Match Factory road they need opened, will look at it tomorrow 12-24-74. Also contract to Tozer for gravel. By 30 days after first of January, she is to receive \$100. Need to draw up a new contract for her to sign. Took copy of old contract to show her. If it was OK would draw up a new one covering the next 5 years. Eugene Small appeared to discuss the Ute Mountain Memorial Gardens Cemetery. Commissioners are still investigating the matter.

Shannon Jamison - McCoy Company brought a new calendar and discussed the equipment.

Marshall Denton reappeared to discuss Bob Leighton LaVerde Estates subdivision Resolution was made to accept two variances. Commissioner Bader made motion to accept the two variances on La Verde Estates (see attached) Commissioner Honaker seconded motion it was carried unanimously. Commissioner Honaker made motion to accept final plat of La Verde Estates, Commissioner Bader seconded and motion was carried unanimously.

Marshall Denton has never received letter of credit from the First National Bank of Durango on John Baker. If bank does not have letter here by Monday the Commissioners are going to shut him down. Mr. Denton to call bank and tell them.

Based on a possible misunderstanding of the parties, the commissioners have decided to reduce the bill to \$3500. for the Four Corners Bridge Club. Discussion was held concerning the office of County Surveyor. Since no candidate was on the ballot for that office in the General Election, Commissioner Bader made a motion to appoint Fred Thomas of the Clark-Thomas Engineering Co. to the office, effective 1-14-75. The motion was seconded by Commissioner Honaker and approved unanimously.

Reorganization of County Commission and the following appointments were made to become effective 1-14-75.

Commissioner Bader made motion that Commissioner Curtis Honaker be appointed Chairman of Board. Chairman McComb excused himself as Chairman and appointed Commissioner Honaker as acting chairman and seconded motion, it was carried. Commissioner Honaker made motion that Clay Bader be appointed Vice Chairman, Chairman McComb excused himself as

chairman and appointed Commissioner Bader as acting Chairman, and seconded motion, it was carried.

CONTINUED

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
MONDAY DECEMBER 23, 1974

Commissioner Bader made motion that Commissioner McComb be appointed as Commissioner of Deeds. Commissioner Honaker seconded motion, it was carried.

Bee Inspector - Wayne Dennison

VA & CD officer - Dave McNeill Coordinator - David M. Denton Auditor - Gale Greenlee

Health Director - Harold Bryan Welfare Director - Maureen McNeill Road Superintendent - Earnest Boren County Attorney - Grace Merlo

Depository of County Monies - First National Bank, Cortez, Dolores State Bank Dolores, Mancos State Bank, Mancos, Citizens State Bank, Cortez

Legal Publications - Reserved until 1-14-75 for low bidder

Registered letter from the Montezuma County School District Concerning La Verde Subdivision, requesting maximum amount be set aside for schools Referred to Marshall Denton for consideration.

Board of Welfare held.

Meeting adjourned 5:00 PM.

Attest:

Deputy Clerk

Chairman

Minutes 12/23/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado duly convened and held the 23rd day of December 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader, and Curtis Honaker.

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

WHEREAS, no one ran for the office of County Surveyor during the last General Election in November, 1974; and

WHEREAS, it is necessary that the duties of this office be performed; and WHEREAS, under Article XIV, Section 8 of the Colorado State Constitution, the County Commissioners have the power to appoint the County Surveyor when a vacancy exists;

NOW THEREFORE BE IT RESOLVED, by the Board of County Commissioners of Montezuma County, Colorado,

1. That Fred Thomas be appointed as the Montezuma County Surveyor until the next General Election, effective January 14, 1975.

Commissioners voting Aye in favor of the Resolution were: McComb, Bader, and Honaker.
Commissioners voting Nay: none

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

Date this 23rd day of December, 1974.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 12/23/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County commissioners of Montezuma County, Colorado duly convened and held the 23rd day of December, 1974, with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent:

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

Resolution P44 1974

WHEREAS: Joseph E. and Nettie Grabowy, owners of 40 acres more or less in the W $\frac{1}{2}$ E $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 12, Twp. 36 N., Range 16 W., N.M.P.M. desire to sell to a brother-in-law, John Lowsky, 3 acres of land located in the above described property and more particularly described as follows: Beginning at a point on the South R/W fence of a County Road from which point the NW Corner of Section 12, Twp. 36 N., Range 16 W., N.M.P.M. bears N. 89 degrees 08' 06" W., a distance of 1323.85 ft.; thence, S. 0 degrees 29' 25" W. a distance of 624.91 ft. along an existing fence; thence S 89 degrees 27' 36" E. a distance of 209.09 ft.; thence, N. 0 degrees 29' 25" E. a distance of 628.88 ft. to a point on the South R/W fence of a County Road; thence, S. 89 degrees 27' 07" W. a distance of 209.12 ft. along the South R/W fence of a County Road to the point of beginning and containing 3.00 acres more or less.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Joseph E. Grabowy appeared before the Montezuma County Board of Commissioners on December 23, 1974 requesting exemption from filing of a subdivision plat as provided by the Montezuma County Subdivision Regulations stating that they are not subdividing their property in the intent of the regulations, but merely selling this 3 acres to John Lowsky, his brother-in-law for a retirement home.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of lands is compatible with the County Master Plan and the exemption is hereby granted.

Commissioners voting aye in favor of the Resolution were:

C. K. Herndon

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon same are true and correct.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 12/23/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado duly convened and held the 23rd day of December, 1974, with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent:

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

Resolution P43 1974

WHEREAS: Edward E. and Geraldine M. Kilby, owners of 230 acres more or less in Section 31, Twp. 36 N., Range 17 W., and Section 36, Twp. 36 N., Range 18 W., N.M.P.M. desire to sell to a separate owner a tract of land situated in the Southeast Quarter of Section 36, Twp. 36 N., Range 18 W., N.M.P.M. more particularly described as follows:

Beginning at a point on the North R/W line of a County Road from which point the Southeast Corner of said Section 36 bears S. 31 degrees E. 23' E. 1655.44 feet; thence, N. 12 degrees 20' E. 793.92 feet; thence, N. 43 degrees 50' W. 224.95 feet; thence, S. 88 degrees 17' W. 260.1 feet; thence, S. 5 degrees 38' W. 805.95 feet to the North R/W line of a County Road; thence, along said R/W line S. 69 degrees 33' E. 334.32 feet; thence, S. 60 degrees 53' E. 15.42 feet to the point of beginning and containing 7.603 acres more or less.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Edward E. Kilby, having appeared before the Montezuma County Board of Commissioners, requested exemption from filing of a subdivision plat as provided by the Montezuma County Subdivision Regulations stating that they are not subdividing their property in the intent of the regulations, but, that because of a geological separation from his agricultural lands, it serves no purpose to him in his farming operations.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of lands is compatible with the County Master Plan and the exemption is hereby granted.

Commissioners voting aye in favor of the Resolution were:

C. K. Herndon

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon same are true and correct.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 12/14/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 14th day of December, A.D. 1974 there were present:

Harold McComb Chairman

Curtis Honaker Commissioner

Clay V. Bader Commissioner

Grace S. Merlo County Attorney

C.K. Herndon Clerk,

Absent

Minutes of the Regular meeting held on Monday, December 2, 1974 were read and approved. Walter West appeared to discuss resale of mineral right from County to individual land owner and snow removal from a road other than a County owned road. He was advised that no policy had been adopted and that at this time County would retain ownership of minerals. County Treasurer Russell Hindmarsh presented a quit Claim Deed to Rober B. Sitton for lots 5-6-7-8-9-13-14-15-16-17-20 and 21, block 83, Chamberlains Addition to the City of Cortez in return for his check in the amount of \$1275.00, being the appraised value set by County Assessor for Public Sale earlier In the year. Comm. Bader made a motion to accept the payment and sign deed. Seconded by Comm. Honaker and approved unanimously.

Acting upon a previous request by Joe Mahaffey to sell a surplus vault door owned by County, Mr. Mahaffey was advised that a prior request by the County Historial. Society for this item had been considered and that the door would be donated to then for historical purposes.

Correspondence was read from Peoples Natural Gas concerning a proposed rate increase, Colorado Public Uiltities Commission, Colorado Department of Health, Colorado Department of Highways, Metropolitan Life, Colorado Department of Agriculture, Landaide, Inc, and Dorrell Wells.

Mr. Wells was making application for the position of County Planner and his letter was referred to the Planning Commission.

Roy Roper of the Soil Conservation Service presented a proposed plan for seeding County road rights-of-way prepared by his office as a Resource, Conservation and Development (R C &D) project. Installation cost on 88 miles of road is expected to cost \$53,064.00 of which County would pay \$8316.00 over a five-year period. Funding of the agreement will be made later with a separate document. Comm. Bader made a motion to approve the plant seconded by Comm. Honaker and approved unanimously. (See file - executed copy signed by soil Conservation Service and Dolores Soil Conservation District will be provided at a later date). Mr. Roper also presented a Soil and Water Conservation plan for entire county road system for control of erosion. (See file).

Planning Director Marshall Denton appeared with Margaret S. Ross requesting an exemption to the sub-division regulations on a 8.27A tract in section 16-3.5-16. Comm. Honaker made a motion to approve the exemption, seconded by Comm. Bader and approved unanimously. (See Attached) Mr. Denton also presented an exemption for Jack W. McCracken to sell a 15A tract in section 26-37-15. Comm. Bader made a motion to approve the exemption, seconded by Comm. Honaker and approved unanimously. (See Attached). Edgar E. Kilbey also appeared requesting an exemption for a 7.6A tract. Preliminary approval was made and an exemption will be prepared for approval next week.

Jack Hawkins, and Fred Thomas presented a final plat for the Myler Corner Estates sub-division and covenants therefore. A resolution for two exemptions to the plan will be drafted for Inclusion

in the plan. Comm. Honaker made a motion to approve the plat with exemptions, seconded by Comm. Bader and approved unanimously. (See Attached).

Attest:

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
MONDAY, DECEMBER 16, 1974

Jerry Bean presented a final plan for the LaVerde Estates subdivision in section 31-36-15.

Action was deferred for necessary changes.

Jay Earls and Orlin Weimann, State Health Department, appeared to discuss County Sanitarian and position of Sanitarian, the Health Department and salaries. Who would be acceptable as an approve sanitarian. Decided to have Bob Sawyer with supervision from the LaPlata County Sanitarian.

County Agent Bob Seaton reported on activities planned for 1975 including beef workshop and range nutrition, Income tax averaging and various other activities.

Sheriff Bobby. Hampton appeared with Norman Schulz to discuss employment under the Comprehensive Employment Training Act (CETA). The plan would pay for training one man with full reimbursement and for a second man it would pay \$2748.00 for the first 29 weeks training.

Comm. Bader made a motion to proceed with the program on the first person now and plans to employ a second person in three months. Seconded by Comm. Honaker and approved unanimously. Sheriff Hampton also reported collections of \$591.00 during November.

The Four Corners Bridge Club represented by Bud Roach, Ernest Patton and others appeared to discuss billing from County for installation of their bridge at Twin Spruce totalling \$5000.00.

Mr. Roach gave a recap of circumstances necessitating the replacement and the agreement by County made on August 13s 1973 for assistance. The matter will be further studied and a decision made later.

Joe Cornet appeared to further discuss maintenance for the road into his property, He advises that six families use the road and expressed the opinion that they are entitled to assistance. The Board agreed to take a 16&k at the situation and report back to him. Road Superintendent Earnest Boren reported on road conditions and equipment, Agreement was made to charge the Town of Dolores \$5397.88 for hot mix materials used on 3rd and 4th streets in Dolores during 1973. Several permits were approved for Mountain Bell to bury cable in County road right-of-way. Further consideration of the LaVerde Estates was held, Comm. Bader made a motion to approve the plat for filings subject to receipt of a \$10,000.00 performance bond to guarantee completion of roadways and two variances covering length of a dead-end street. The amount to be reserved in escrow for public facility sites be reduced from 5% to 9% of raw land value. Seconded by Comm. Honaker and approved unanimously.

General Fund vouchers# 30131 through 30221 in the amount of \$12,366.31 and Road Fund vouchers #2195 through #2238 in the amount of \$27,888.23 and Public Works voucher #58 In the amount of 650.00 were allowed and ordered paid.

Nurse Helen Brown appeared to discuss health department problem. The Board explained to her that Dr. Bryan as head of the department would be person covered by the \$10,000.00 life insurance furnished through the Metropolitan Life Ins. Co. Discussion was also held Concerning salaries and the status of the County sanitarian.

Ed Novotny appeared to discuss the status of the Ute Mountain memorial Gardens cemetery on highway 666 north of Cortez. Investigation will be held on the matter.

Board of Welfare conducted,

In agreement to Pay Southwest Colorado Mental Health Center \$5000.00 payable in quarterly installements of \$1250.00 was signed.

Adjourned at 5:00 P.M.

Attest:

Clerk

Chairman

Minutes 12/16/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado duly convened and held the 16th day of December, 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent:

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

Resolution P42 1974

WHEREAS: The Final Plat of La Verde Estates Subdivision is being considered by the Montezuma Board of County Commissioners, and

WHEREAS: The Montezuma County Subdivision Regulations require that no public roadway within a subdivision exceed 660 feet and that each developer furnish a public facilities trust fund of 5% of the land mass or cash in lieu of the land for public uses.

WHEREAS: The Board of County Commissioners has the authority to grant variances to the Montezuma County Subdivision Regulations in hardship or other special conditions.

NOW THEREFORE BE IT RESOLVED that due to the large size of the lots and the land to be occupied by one family each, the amount of 3% instead of the said 5% be placed in trust with the County for public facility sites. It is further resolved that that part of La Verde Drive beyond Camilia Drive be permitted to be a dead end roadway in excess of 660 feet, and said length to be that as provided on the Final Plat submitted this date.

Commissioners voting aye in favor of this Resolution were:

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon same are true and correct.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 12/16/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County commissioners of Montezuma County, Colorado, duly convened and held the 16th day of December, 1974, with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent:

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

Resolution P39 1974

WHEREAS: Jack W. and Corinne Z. McCracken, owners of 55 acres more or less described as the SW1/4, Section 26, Twp. N., R. 15 W., N.M.P.M., desire to sell to a separate owner 15 acres more or less of the above described land. The land to be sold is described more particularly as follows:

Beginning at the SE corner of the SW1/4, Section 26, Twp. 37 N., R. 15 W., N.M.P.M., thence east 1325 ft.; thence, north 494 ft.; thence, west 1325 ft.; thence south 494 ft. to the point of beginning and containing 15 acres more or less.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of commissioners.

WHEREAS: Jack W. McCracken appeared before the Montezuma County Board of Commissioners on December 16, 1974 requesting exemption from filing a subdivision plat as provided by the Montezuma County Subdivision Regulations stating that they are not subdividing their property in the intent of the regulations, but merely selling it to insure their retirement.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of lands is compatible with the County Master Plan and the exemption is hereby granted.

Commissioners voting aye in favor of the Resolution were: C. K. Herndon

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon same are true and correct.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 12/16/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF MONTEZUMA STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado duly convened and held the 16th day of December, 1974, with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent:

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

Resolution P40 1974

WHEREAS: Jack Hawkins, owner of 104.23 acres located in the SW Corner of Section 31, Twp. 37, R 15 W, N.M.P.M. desires to sell various properties lying in the above mentioned description: Hawkins is filing the Myler Corner Subdivision Plat which divides all the lands except those previously sold and various parcels that cannot be included in the Subdivision Plat. Those Hawkins parcels not included in the Subdivision Plat are to be disposed of to adjacent property owners. Those adjacent property owners being; Lancaster, Korbley, Armstrong, and Petrose, and there also being one isolated tract. The tracts to be sold are as follows:

Petrose: A tract of land in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, T.37N., R.15W., N.M.P.M. being more particularly described as follows: Beginning at a point in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, T.37N., R.15W., N.M.P.M., from which point the SW Corner of said Section 31 bears S.72 degrees 26' 06" W. a distance of 1114.17 ft.; thence, N.01 degrees 48' 00" E. a distance of 210.27 ft.; thence, N.64 degrees 19' 00" E. a distance of 127.15 ft.; thence, N.85 degrees 46' 00" E. a distance of 50.80 ft.; thence, N.01 degrees 06' 00" E. a distance of 189.50 ft.; thence, West a distance of 56.14 ft.; thence, North a distance of 35.80 ft.; thence, East a distance of 86.29 ft.; thence, S.0 degrees 05' 00" E. a distance of 788.95 ft. to the north R/W line of the County road; thence, N.84 degrees 24' 37" W. a distance 64.06 ft.; thence, N.01 degrees 48' 00" E. a distance of 290.40 ft.; thence, S.89 degrees 30' 00" W. a distance of 150.00 ft. to the point of beginning, and containing 1.77 acres, more or less.

Lancaster: A tract of land in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, T.37N., R.15W., N.M.P.M., from which point the SW Corner of said section 31 bears S.66 degrees 38' 30" W. a distance of 824.56 ft.; thence, N.0 degrees 30' 00" W. a distance of 178.82 ft.; thence, S.84 degrees 27' 00" E. a distance of 55.41 ft.; thence, N.88 degrees 19' 00" E. a distance of 176.70 ft.; thence, N.64 degrees 19' 00" E. a distance of 89.61 ft.; thence, S.01 degrees 48' 00" W. a distance of 499.09 ft. to the north R/W line of the County Road; thence, S.86 degrees 47' 29" W. a distance of 143.83 ft.; thence, N.0 degrees 30' 00" W. a distance of 290.30 ft.; thence S.89 degrees 30' 00" W. a distance of 150.00 ft. to the point of beginning and containing 2.26 acres, more or less.

Korbley: A tract of land in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, T.37N., R.15W., N.M.P.M., being more particularly described as follows: Beginning at a point in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, T.37N., R.15W., N.M.P.M., from which point the SW Corner of said Section 31 bears S.73 degrees 21' 33" W. a distance of 1748.23 ft.; thence, North a distance of 153.36 ft.; thence, N.42 degrees 11' 56" E. a distance of 357.39 ft.; thence, S.0 degrees 30' 00" E. a distance of 416.01 ft.; thence, S.89 degrees 30' 00" W. a distance of 243.70 ft. to the point of beginning, and containing 1.59 acres, more or less.

Armstrong: A tract of land in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, T.37N., R.15W., N.M.P.M., from which point the SW Corner of said Section 31 bears S.84 degrees 51' 48" W. a distance of 1929.88 ft.; thence, N.0 degrees 30' W. a distance of 208.00 ft.; thence, N.89 degrees 30' E. a

distance of 208.00 ft.; thence, S.0 degrees 30' E. a distance of 208.00ft.; thence, S.89 degrees 30' W. a distance of 208.00 ft. to the point of beginning, and containing 0.99 acre, more or less.

Online Copy

Minutes 12/16/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado duly convened and held the 16th day of December, 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

Resolution P41 1974

WHEREAS: The Final Myler Corner Estates Subdivision Plat is this date being considered by the Montezuma County Board of Commissioners, and

WHEREAS: Montezuma County Subdivision Regulations require that on-site sewage disposal systems not be permitted on lots less than 3 acres and that dead end streets not be longer than 660 feet. Said regulations do grant to the Board of County Commissioners the authority to grant variances to these regulations under various hardship or other special conditions.

WHEREAS: The Final Plat does show lots 23, 24, and 25 as being less than 3 acres in size and that Hawkins Road and Dolores Way are dead end roads in excess of 660 feet.

NOW, THEREFORE BE IT RESOLVED, that the Board of County Commissioners finds that as lots 23, 24, and 25 are to be commercial lots and are so located that on-site sewage disposal systems may be permitted provided they are approved by the Montezuma County Health Department and further grant to the Subdivider a variance to permit Hawkins Road and Dolores Way to be in excess of 660 feet, the approved length of said road as shown on the Final Plat.

Commissioners voting aye in favor of the Resolution were:

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon same are true and correct.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 12/02/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House, in Cortez, Colorado, on Monday, the 2nd day of December, A.D. 1974 there were present:

Harold McComb Chairman

Curtis Honaker Commissioner

Clay V. Bader Commissioner

Grace S. Merlo County Attorney

C. K. Herndon (Loretta- Murphy) Clerk,

Absent

Meeting was opened 9:00 A.M. Minutes of the Regular meeting held Monday, November 25, 1974 were read and approved.

Motion was made by Commissioner Honaker to adjourn Regular meeting 12-9-74 to attend annual Commissioners Convention in Denver. Seconded by Commissioner Bader approved unanimously. Correspondence Was read that Gary Hart will be in Cortez 12:30 to 2:00, December 3, 1974, Metropolitan Life, Employee Retirement Security Act, Application for Planner's Job from Brent Johnson submitted by Clayton Johnson brother here in Cortez, Department of Commerce Annual Survey of Government Employment gave to Gale Greenlee, Forest Service purchase of National Sales Timber Information sent in July was changed, MCHS School District concerning roads for better school bus service, held for Ernie, Maintenance Contract for Highway billing signed by Commissioner McComb, Notice from Colorado Department of Health concerning rules and Regulations applying to hospitals in Colorado concerning persons unable to pay. Jean DeGraff talked about Dr. Bryan wants to have Metropolitan Ins. will become effective December 1, and Ralph Christensen discussed it with then also and dependent life insurance for employees families claims in question were paid, claim forms have not been filled out properly. Glenn and Linda Bond concerning liquor license of the former Stake and Lounge now Stagecoach Inn. Commissioner Bader moved transfer of liquor license to Glenn and Linda Bond be approved. Commissioner Honaker seconded motion was approved unanimously. Receipt from County Treasurer for \$1500 for FWD Track.

Leon Campbell appeared to request permission to use County Road right-of-way for the purpose of operating Geophysical Equipment in the Pleasant View area. He went out with Ernie Boren to check over roads before permission was given to proceed further.

Gaylord Gardner asked commissioners not to fill Planning Office since there is to be a vacancy. Commissioner McComb explained that it was a State Law and they had to have someone in the office to help them decide how to administer this law.

Paul Butler came in to discuss what action was being taken on the petition to remove Marshall Denton wanted action taken on it immediately. Also discussed House Bill 1041, Chester Tozer, Bob Purtzer, Mr. Wheatland, Bob Gift and Gene Tozer came in with him were in to discuss Mr. Denton. Mr. Butler presented a statement from Attorney Irvin L. Mason concerning petition asking for immediate action. They were informed commissioners were waiting on the second petition being circulated to keep Mr. Denton in office.

Marshall Denton, Planning Commission gave a report of financial Status on the Justice Building to date.

Joe Mahaffey, wanted to know if he could buy one of the safe doors that win be taken out of the building. Commissioners said they would find out for him and if there needs to be a bid put up on them.

Jack Burcher and San Luellen Have a road down Mud Creek with five gates want someone to

Attest:

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
MONDAY, DECEMBER 2, 1974

build a fence on the east side of the road. Commissioners said they would see what they could do about.

Leon Campbell's request to use roads was approved for Geophysical work.

Mountain Fuel request for a unit agreement was decided not to approve this agreement as the lease expiration date is in September 75.

Ernie Boren, Read Department Supervisor discussed letter received from MCHS School District RE-1 that the very south end of Oak Street have a bus turn around. Addition gravel for Bankarts etc. Bridge on stock driveway will cost some to put new piling decided to use steel from an old bridge. Okayed it.

Dick Stanley came from the school to discuss the letter from them. Earl Wiggins appeared and discussed a new Grid Roller.

Fred Grove appeared to discuss progress on the justice building had gotten enough materials to get started. Thought that if the weather got too bad they should just shut down so as not to lower the quality of the completed structure. Said they would only use one of the vault door from the old building in the new building.

Also discussed condition of roads in the Lebanon area. Need more gravel.

Leon Campbell appeared again to ask about same more roads on Cahone Mesa, it was approved, Letter from Bob Seaton concerning County Fair Facilities.

Board of Welfare Conducted. Made a Jail Inspection.

Meeting adjourned at 4:00 P.M.

C. K. HERNDON

MONTEZUMA COUNTY CLERK

Attest:

Minutes 11/25/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House, in Cortez, Colorado, on Monday, the 25th day of November, A.D. 1974 there were present:

Harold McComb Chairman

Curtis Honaker Commissioner

Clay V. Bader Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting held on Monday, November 18, 1974 were read and approved as corrected to show that Marshall Denton "was" designated 1041 Administrator, rather than Planning Coordinator for 1975.

Correspondence was read from Mountain Fuel concerning a basic royalty interest on lands situated in townships 37 and 38N, Ranges 18 and 19W covering 20,559 A on which the above is attempting to unitise for production. The matter was referred to County Attorney for study. In a related matter, Mountain Fuel authorized County to bill then for repairs and putting rock on 2.2 miles of County Road W west of Yellow Jacket in the amount of \$29503.10.

Bob Sitten inquired into the cost of purchasing County owned lots in Cortez Block #83. He will be informed of procedure required.

Leon Campbell appeared requesting permission to use County road rights-of-way in townships 38 and 39, Range 19W for the purpose of operating geophysical equipment. Permission was granted with stipulation that any damage would be repaired at the expense of his company, Compagnie Generale De Geophysique.

Planning Director Marshall Denton appeared with Jess Leonard requesting a variance to the sub-division regulations to sell a 5.46A tract in section 16-35-16 for Donald N. Dickey and Jack B. and Alene D. Kelley which is presently operated as a trailer park. Comm. Honaker made a motion to approve the variance, seconded by Comm. Bader and approved unanimously.

A resolution to rescind that portion of the sub-division regulation which prevented more than one exemption on a given piece of property was presented by Mr. Denton. The Board finds that the Regulations as adopted are more restrictive than Colorado Statutes require and accordingly, Comm. Bader made a motion to adopt the attached Resolution. Motion was seconded by Comm. Honaker and approved unanimously.

Cortez City Manager Dwayne Longenbaugh appeared to discuss city purchases of crushed gravel from County. They are interested in an agreement for a cost sharing of such a venture and the matter will be explored. He also reported having discussed with the Safeway Company a proposal for Safeway to donate the old building to the City-County if their plans of building a new facility in Cortez are consummated. The proposal seems to be favourably received.

Bill Gibbons, Regional Planning Director appeared requesting a letter of endorsement to his request for \$30,000.00 to meet current requirements of HB1041 of inventorying all modes of transportation in the Region including air, rail road, pipeline and any other forms of transportation. These funds are available through the Four Corners Regional Commission on a technical grant basis plus additional funds that may be matched through in-kind services. The matter will be studied and a decision made at a later time.

Bill Browny Regional Alcohol and Drug Administrator presented his plan for funding a six-month program for establishing a detoxification center In Cortez. Total budget would be \$22,244 of which \$7,372.00 would be provided by County through in-kind, services with the

Attest:

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
MONDAY, NOVEMBER 25, 1974

balance to be provided through available state funds and fees collected from recipients. Comm. Bader made a motion that an application be made to the Colorado Department Health as sponsoring agent for a six month period beginning January 1, 1975 for the above funds, motion was seconded by Comm. Honaker, and approved unanimously. (See file).

A corrected Commissioners deed for the Narrow Gauge and Narrow Gauge Extension mining claims was prepared for George W. McCutcheon and Gayle Humphreys in consideration of Payment of \$150.00 requested by the Board. Comm. Honaker made a motion that the deed be signed. Coma. Bader seconded the notion and it was approved unanimously.

Joe Tipton of Nielsons, Inc. and Luther Shields appeared to object to County selling gravel to individuals. They pointed out that Nielsons employed many individuals engaged, in the same type business and paid \$1,539.762 in salaries during a recent 10 month period of time. Over \$4 million is paid to Nielson employees in salaries of allied businesses plus contributing to the economy through the purchase of cars, trucks, etc. over \$533,000 has been paid In taxes to Montezuma County and Mr. Tipton felt that the County was undercutting private businesses by selling gravel. He was advised that the practice had been terminated. Comm. Honaker made a motion that a resolution be adopted to abolish the practice of selling gravel. Comm. Bader seconded the motion and it was approved unanimously. (See attached). Road Superintendent Earnest Boren reported on road conditions and equipment. Discussion was held concerning the sale of a surplus FWD track owned by County. Mr. Boren was requested to got bids for the unit. Discussion was held concerning closure of the lower Weber Canyon road, No provision is made under the law to close the read and no action was taken. Discussion was also hold about the read into Hartman Draw. Mrs. Keaby and Mrs. Butler will be advised that a right of way acceptable to County must be given and a road built to County standards must be built prior to acceptance by County for maintenance.

Other correspondence was read from the Colorado Ass'n of Commerce and Industry, Colorado Counties, Inc., U.S. Forest Timber sales Weld County, Colorado Highway fatality report for September and, Laurilyn Balfour.

General Fund voucher #30129 in the amount of \$341.00 and Contingent Fund voucher #18 in the amount of \$5,000.00 were approved and ordered paid.

Discussion was held concerning the supporting letter to Region 9 endorsing the transportation study requested Bill Gibbens. Comm. Bader made a motion to made the endorsement, seconded by Comm. Honaker and approved unanimously. Comm. Bader will write the letter.

Application for renewal of the liquor license of the Buck and Doe Inn at Mancos was received.

Comm. Bader made a motion to approve its seconded by Comm. Honaker and approved.

An application from Francis Leo Black was received for the position of Planning coordinator which was referred to the Planning Commission for consideration.

Board of Welfare conducted.

Adjourned at 4:30 P.M.

Attest:

Clerk

Chairman

Minutes 11/25/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado duly convened and held the 25th day of November 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker.

Commissioners absent: none

County Clerk and Recorder: C.K. Herndon

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

WHEREAS, it has been the custom for the past several years for the County of Montezuma to sell gravel to members of the public at a certain rate; and

WHEREAS, there are several individuals as well as Nielson's Inc., who are in the business selling gravel to the public; and

WHEREAS, It has been brought to the attention of the Board of County Commissioners on this 25th day of November, 1974, that these individuals and Nielson's Inc. object to the sale of gravel to the public by the County of Montezuma; and

WHEREAS, the Board of County Commissioners has considered the statements of Mr. Joe Tipton of Nielson's Inc. and Mr. Luther Shields presented to them on the 25th day of November 1974; and

WHEREAS, it appears that the County of Montezuma should discontinue its practice of selling gravel to members of the public;

THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF
MONTEZUMA COUNTY, COLORADO:

1. That henceforth the County of Montezuma shall not sell any gravel to members of the public.

Commissioners voting Aye in favor of the Resolution were: McComb, Bader, and Honaker.

Commissioners voting Nay: none

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

Date this 25th day of November, 1974.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 11/25/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado duly convened and held the 25th day of November, 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker.

Commissioners absent:

County Clerk and Recorder C. K. Herndon

County Attorney; Grace S. Merlo

the following proceedings, among others, were taken:

Resolution P37 1974

WHEREAS: Donald N. Dickey and Jack B. and Alene D. Kelley, owners of 15.719 acres more or less described as a tract of land located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of sec. 16, Twp. 35 N., R. 16 W., N.M.P.M. desire to sell to a separate owner a tract of land in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Twp. 35 N., R. 16 W., N.M.P.M., being more particularly described as follows:

Beginning at a point on the fence in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 16 Twp. 35 N., R. 16 W., N.M.P.M. from which point the C $\frac{1}{4}$ Corner of said Sec. 16 bears S.69 degrees 36'18" E. a distance of 665.85 ft.; thence N. 25 degrees 10'00" E. a distance of 611.94 ft. to a fence; thence, N.36 degrees 31'W a distance of 92.91 ft. along a fence; thence West a distance of 303.12 ft. along a fence to the East R/W line of U.S. Highway 160-666; thence, S.25 degrees 10'00" W. a distance of 660.39 ft. along the East R/W line of U.S. Highway 160-666 to a fence; thence, S.85 degrees 21'06"E. a distance of 380.26 ft. along a fence to the point of beginning, and containing 5.46 acres, more or less.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Jesse A. Leonard as agent for Donald N. Dickey, Jack B. and Alene D. Kelley, appeared before the Montezuma County Board of Commission on November 25, 1974 requesting exemption from filing of a subdivision plat as provided by the Montezuma County Subdivision Regulations stating that they are not subdividing their property in the intent of the regulations, but merely selling said tract which is presently in a commercial use as a trailer park and will be continued to be operated in that capacity.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of lands is compatible with the County Master Plan and the exemption is hereby granted.

Commissioners voting aye in favor of the Resolution were:

C. K. Herndon
County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon same are true and correct.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 11/25/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting Of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 25th day of November, 1974, with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent:

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

Resolution P36 1974

WHEREAS: Colorado Revised Statutes 1963, as amended, provide for authority of Colorado Counties to establish Subdivision Regulations.

WHEREAS: Montezuma County has adopted Subdivision Regulations and such regulations give to the Board of County Commissioners the right to grant variances and exemptions from those Regulations.

WHEREAS: The Board of County Commissioners have granted certain exemptions from those regulations, such exemptions being by specific Resolution adopted by the Board. Certain of those exemptions were restricted to one exemption per tract of land concerned.

NOW THEREFORE: The Board of Commissioners find that such limitation of exemptions is not within the intent of the Subdivision Regulations nor the Colorado Statute. It is therefore resolved that such restrictions previously stipulated in Subdivision Platting exemptions are hereby rescinded and further it is resolved that each and every exemption or variance be determined on its own merits by the Board of County Commissioners as it relates to the administration of the Subdivision Regulations.

Commissioners voting aye in favor of this Resolution:

C. K. Herndon

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon same are true and correct.

(SEAL)

County Clerk and Recorder
Montezuma County, Colorado

Minutes 11/18/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House, in Cortez, Colorado, on Monday, the 18th day of November, A.D. 1974 there were present:

Harold McComb Chairman

Curtis Honaker Commissioner

Clay V. Bader Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting held on Monday, November 11, 1974 were read and approved as corrected. (See page 2)

Correspondence was read from Severson Construction Supply Co., BLM, Colorado Counties, Inc. and the Colorado Economic Review published by the United Banks of Colorado. Capital Credit checks from Empire Electric in the amount of \$176.74 were received for 1963.

Bob Pritzer, Paul Butler, R. R. Wheatland and Ed Kilby appeared to inquire as to what action the Board had taken on their petition to replace Marshall Denton as Planning Coordinator. The Board pointed out that three applications had been received and that Mr. Denton will be designated as 1041 Administrator to identify areas of State concern. Mr. Butler pointed out that most of those signing their petition were opposed to Marshall Denton and if necessary, they would get another petition signed opposing him for that position. Commissioner Bader recommended that no action be taken until after a petition in support of Mr. Denton is presented. Comm. McComb stated that no action would be taken until a reasonable amount of time had been allowed, for the other group to present their petition. The delegation suggested that the Board adopt a resolution asking that terms of SB35 be modified or changed to be more acceptable.

Planning Director Marshall Denton appeared with Stan Pierce requesting preliminary approval for exemption to the sub-division regulations on a 50A tract in section 17-36-16 and to provide for the sale of a 15A tract within the above at a later date. Tentative approval was given. A variance was approved for Glen A. Gentry to sell an adjoining piece of land in section 34-36-14 to Don Belt. Comm. Bader made a motion to approve the variance, seconded by Comm. Honaker and approved unanimously. (See attached).

A review of applications for the position of Planning Coordinator was made. Applications have been received from Gary John Duncan, George O. Bacon, Glaviano Paul Matthew, Stanley E. Talcott, Oliver A. Bradley and W. L. Glenn. The applications will be referred to the Planning Commission for recommendations.

Joe Reed appeared to question whether County had received a right of way for the realignment of County Road #10 in section 28-20-19 over property owned by Lila Hardy of Salt Lake City prior to construction some five or six years ago. The matter will be further checked out, Mr. Reed was also granted permission to use some steel beams owned by County to move two houses.

Applications were received from the Cortez Elks Ass'n for a Special Events license to host the Beta Sig Phi Sorority on December 7th and renewal applications for the 3,2 Beer license and package liquor license for the Sportsman Center in Dolores. Comm. Bader made a motion to approve all three, seconded by Comm. Honaker and approved unanimously.

Bob Gardner appeared to inquire when he could expect the county fulfill a levelling agreement, As soon as survey is made, the County will complete the job.

Attest:

(Continued)

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
MONDAY, November 18, 1974

G. W. McCutcheon and Gayle Humphrey appeared to discuss a deed given them by County for the Narrow Gauge and Narrow Gauge Extension mining claims. The tax deed given by County described the property as comprising 5 acres, more or less, and had asked McCutcheon and Humphrey to pay an additional \$150.00 for the claims, Which actually comprise 20A more or less. The property was advertised as the 5A size which the Assessor had valued for the Board prior to the sale, McCutcheon and Humphrey contend that their purchase price should include all 20A involved, The Board felt that the property had not been properly valued at the time of the sale and that the additional charge would be a fair charge for the land involved. The matter was left unresolved.

Del Bessey, Local Manager of Mountain Bell, with G. H. MacDonald, Bill Schnieder and Cotton Howell appeared to discuss problems of damage to the telephone company buried cables. Comm. McComb discussed the locator service to be provided by Mountain Bell and County policy of showing telephone company where to bury cables. Other company personnel also appeared to help explain the situation. Coma. McComb asked the telephone company to pay the expense of a am to supervise installation of cables in the location designated by the Road Superintendent. Mr. MacDonald suggested that In the future, a report by form letter would be requested within 30 days of an incident and no billing would be made until a determination is made of who is at fault. Both parties agreed to drop previous billings and start from this date forward.

Joe Cornett and six other residents on a road east of Cortez appeared to request assistance on their read. Mr. Cornett reported that the road had been maintained by county equipment at least twice in the last 58 years. Part of the road is an State land and part an private land. Length of the road is about one mile. The Board agreed to study the matter and try to have an answer soon.

Cortez City Manager Dwayne Longenbaugh reported on the incorporation of the Montelores Historical Society and pointed out that the Commissioners are custodians of many items of historical value. He requested that consideration be given to locating and keeping all such items and invited the Board to attend a meeting an December 5th.

Jean Keaky and Reyas Butler appeared to discuss the road into Hartman Draw. The City of Cortez has agreed to maintain that portion of the road within the City If the road is construct ed to their specifications and right of way. They asked that the location be inspected and advice given as to best route into the canyon. In any case, the road would have to be built to county specifications prior to any agreement of maintenance. An inspection will be made this week.

Road Superintendent Earnest Boren reported on equipment and read conditions.

Gorham Steerman presented an easement for the public livestock drive into McElmo Canyon for that portion of the drive crossing his property in section 19-36-16. County Road Department will pay recording fee.

Cigarette tax apportionment in the amount of \$948.46 for the month of September was received from the State of Colorado. Approval of the mill levies for various County Funds by the State Property Tax Administrator was also received.

Bill Brown, Region 9 Alcohol and Drug Coordinator, presented a proposal for a community facilitator that would involve about \$22,000.00. County portion of the program would be in-kind.

The Board approved his plan and Mr. Brown will complete the application for submission to State Department of Health for approval. Completed draft will be presented next week.

JIM Suckla reported that he would be attending a BLM meeting and asked if he could do anything for the Board, He recommended Charles Donaldson to build the fence for the McElmo Stock Drive. He will advise BLM that work will be started immediately. The \$2000.00 labor cost for constructing the fence will be paid by the BLM.

County Auditor Gale Greenlee reported that no certification of mill levy could be made for School District Re 4A, Montezuma Water District #1, Montezuma Mosquito Control and the Lebanon Cemetery District and a letter was written to the Mosquito Control District advising them of that fact.

Board of Welfare conducted

Adjourned at 5:00 P.M.

Attest:

Online Copy

Minutes 11/20/1974 Regular

I hereby certify that this instrument was
Recorded at 8:32 o'clock, November 20, 1974
Reception No. 297151 C.K. Herndon, Recorder, Montezuma, Co., Colo.

EASEMENT
For Public Livestock Drive
BOOK 451 PAGE 762

KNOW ALL MEN BY THESE PRESENTS that Gorham Steerman of the County of Montezuma and State of Colorado, hereinafter referred to as party of the first part, for good and valuable consideration, hereby grants to County of Montezuma, State of Colorado, an easement for a livestock driveway thirty feet in width to be fenced and maintained by the County for the express and only purpose of driving livestock over and above the following lands of the Granter, situated in the County of Montezuma and State of Colorado, and more particularly described as follows: The east thirty feet of the NE 1/4 NE 1/4 and the east thirty feet of the SE 1/4 NE 1/4, Sec. 19, Twp. 36 N, R 16 W, N.M.P.M.

Said easement is granted for the sole purpose of ingress and egress of construction and maintenance of fences and the driving of livestock.

The party of the second part covenants with the party of the first part, his heirs and assigns, to at all times make necessary repairs of the right-of-way and fences. Should the party of the second part so deem it necessary to abandon said easement, for abuse of the easement privilege, the lands so reserved shall revert to the party of the first part, his heirs or assigns. In witness whereof, the parties hereby duly executed this agreement.

Dated this 18th day of November, 1974.
For Montezuma County Party of the first part

Attest:

Montezuma County Clerk and Recorder

Mr. Glenn A. Gentry
597 East Harris Road
Phone 714-355-1820
Imperial, Calif. 92251

October 30, 1974

Mr. Marshall Denton
Planning Director
Montezuma County
Cortez, Colorado

Dear Marshall:

Dan Belt of 901 Brookside, Cortez, Colorado, has expressed a desire to purchase a tract of land from me to put with his present tract east of Summit Lake. It is my desire and Mr. Belts that a variance be granted by the Montezuma County Commissioners, so Mr. Belt may purchase the tract.

The PROPERTY: Situate in the County of Montezuma, State of Colorado, and described as follows, to-wit:

Beginning at a point 600 feet North of the Southeast corner of the NW/4 SE/4, Section 34, Township 37 North, Range 14 West, N.M.P.M.; thence North 100 feet; thence West 150 feet; thence South 100 feet; thence East 150 feet to the point of beginning; together with right of ingress and egress to said tract over and upon a 30-foot roadway, the centerline of which is described as follows: Beginning at a point 200 feet North of the Southeast Corner of the NE/4 SE/4 of said Section 34, thence running due West 1470 feet, thence due North to the Southwest corner of the above described tract, reserving the Grantor, his heirs and assigns, a permanent easement and right of way over and across the West 15 feet of the subject property, and reserving to the Grantor an undivided 1/2 interest in all oil, gas and other minerals as described in Book 194 at page 132 of the books and records of Montezuma County, Colorado, and subject to right of way easement to Empire Electric Association, Inc. as recorded in Book 309 at page 109 of said Montezuma County Records.

Marshall, we appreciate your help in this matter. Hope things are well with you and Montezuma County. I am sending a map ~~under separate cover~~ ^{enclosed} showing the tract of land.

Sincerely,

Glenn A. Gentry
Glenn A. Gentry

CC: Dan Belt
Dolores Title Company

Minutes 11/18/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado duly convened and held the 18th day of November, 1974, with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent:

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

Resolution P35 1974

WHEREAS: Glenn A. Gentry, owner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 34, Twp. 37 N, R 14 W, N.M.P.M. less 5.75 acres more or less better known as tracts A, B, G, H, I, J, and L desires to sell $\frac{1}{3}$ acre more or less to be added to a .46 acre parcel known as tract J and owned by Dan Belt. The parcel to be sold is more particularly described as follows: Beginning at a point 600 feet north of the southeast corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 34, Twp. 37 N, R 14W, N.M.P.M.; thence north 100 feet; thence west 150 feet; thence south 100 feet; thence east 150 feet to the point of beginning.

WHEREAS: The Montezuma County subdivision Regulations provides that such division of land is subject to these Regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Glenn A. Gentry by written request, hereto attached, requests exemption from the Subdivision Regulations of Montezuma County, stating in fact that it is not his intent to subdivide lands by the sale of the above described land, and further states that this transfer of property does not create a separate tract but enlarges an existing small tract from .46 acre to .79 acre more or less.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this transfer is not within the purpose of the Montezuma County Subdivision Regulations and further finds that the increasing of the .46 acre lot to a larger tract is in keeping with the Master Plan. Therefore the Board hereby grants Glenn A. Gentry a single exemption from the Montezuma County Subdivision Regulations.

Commissioners voting aye in favor of the Resolution were:

C. K. Herndon
County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 11/11/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 11th day of November, A.D. 1974 there were present:

Harold McComb Chairman

Curtis Honaker Commissioner

Clay V. Bader Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting held on Tuesday, October 29, 1974 were read and approved. County Clerk Chuck Herndon reported that an audit had been completed on the flood damage work completed in early 1974. Total allowed was \$152,918 of which \$96,554 has been advanced leaving bounce due of \$56,364. Reports will be forwarded to federal examiners for approval and payment.

County Attorney Grace Merlo reported that requests by the Dolores Water Conservancy District for a 1.50 mill levy apparently exceeded that allowed by law. County Auditor Gals Greenlee advised that permission had been obtained from the State prior to local approval.

Discussion was held concerning the inoculation program for diphtheria cultures taken by State Health Department Employees. Comm. Bader made a motion to authorize a \$500.00 Health Department expenditure to cover the expense. Motion was seconded by Comm. Honaker and approved unanimously.

Correspondence was read from Lynn Patten resigning from the Board of Southwest Colorado Mental Health Center, Mountain Bell, U.S. Rep. Frank Evans, Frontier Contracting Inc., Defense Mapping Agency and the Department of Labor and Employment,

Paul Butler, Bob Purtzer and Bob Gift appeared to discuss appointment of a County Planner and submitted the was of Stanley Talcott for the position. Mr. Gift stated that a large number of people do not approve of the Planning Commission if they support the view of the present Planner Marshall Denton. The Board recommended that Mr. Talcott put his application in writing to them for referral to the Planning Commission.

Planning Director Marshall Denton appeared with Willard L. Walker requesting a variance to the sub-division regulations to sell a 10A tract in section 23-37-15. Comm. Honaker made a motion to approve the resolution, seconded by Comm. Bader and it was approved unanimously. (See Attached). Mr. Denton reported that Willis Smith had requested that a variance granted to him 10-21-74 be seconded. Accordingly, Comm. Bader made a motion to rescind the Smith resolution, seconded by Comm. Honaker and approved unanimously. He also presented a plat of the proposed Mountain Bell Pleasant View Repeater Site to be located in section 29-38-16.

County Engineer Fred Thomas reported delaying the airport overlay until the spring of 1974. Approval for the delay has been obtained from FAA. A patch job to repair cracks and help prevent further damage will be undertaken by the City immediately.

General Fund vouchers #29933 through #30125 in the amount of \$20,516.58, Road Fund vouchers #2146 through #2193 in the amount of \$17,775.69, Revenue Sharing Fund voucher #23 in the amount of \$7,755.00 and Public Works Fund vouchers #55 and #56 in the amount of \$915.00 were allowed and ordered paid.

Bill Brewin, Region 9 Alcohol and Drug Coordinator, appeared to discuss financing a detoxification center in Montezuma County. The State has set aside \$10,500 in matching money

for which the community would have to raise the same amount in-kind. Mr. Brown will put a package together for further consideration of the Board.

Attest:

(CONTINUED)

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
MONDAY, NOVEMBER 11, 1974

Mr. and Mrs. Terrence Fleetwood, formerly of Mississippi and Cortez residents since April of this year, appeared to discuss the food stamp program and their problems in transportation to get in when the stamps were available. They were advised that they were treated the same as everyone.

Jewel Gardner requested assistance to enable her to get off a county road west of Arriola. The matter was referred to the Road Department.

Dr. Cuykendall appeared to invite the Board to a meeting of the Comprehensive Health meeting at 7:30 P.M. on Wednesday at the Community Center.

Rusty Roberts of the Bureau of Land Management presented a memorandum of understanding concerning establishment and use of a stock drive over BLM lands west of the City of Cortez. (See Attached). He asked that the BLM be notified prior to beginning construction of the fence which was agreed too.

Road Superintendent Earnest Boren Reported on equipment repairs and road conditions. A new service track has been delivered and Mr. Boren was authorized to order tools for the track. Jay Boren from the BLM office at Montrose appeared to discuss maintenance of a road near the end of McElmo Road. It was agreed to assist them @ \$22.50 per hour for once a year maintenance with a maximum of \$2000.00. A written agreement will be prepared. Jess Chandler appeared to discuss gravel on a school bus turnaround. He was referred to the School District.

District Judge W.W. Rusk and County Auditor Gale Greenlee appeared to discuss the mill levy for the Dolores Water Conservancy District. Everything appears to be in order.

County Treasurer R. E. Hindmarsh presented his surety bond in the amount of fifty thousand dollar and Public Trustee bond in the amount of five thousand dollars which were approved and accepted for filing with the County Clerk and Recorder.

Discussion was hold concerning mill levies for the various taxing entities for 1975. Comm. Bader made a motion to certify the mill levies to the County Assessor as presented by County Auditor Gale Greenlee as follows:

County Purposes

County General Fund 10.50

Mills Contingent Fund 1.00

Road and Bridge Fund 2.00

Public Welfare Fund 3.50

Airport Fund .50

Cities and Towns

Cortez 6.40

Dolores 19.00

Mancos 18.00

School Districts

RE1 - General Fund 31.11

Capitol Reserve 4.00

Bonds 4.91 Bonds 3.22

RE 4A General Fund

Capitol Reserve Bonds

BE 6 General Fund Capitol Reserve Bonds

Local Improvement, and Service Districts
Arriola Cemetery District .90
Cortez Cemetery District .78
Cortez Sanitation District 9.50
Dolores Cemetery District .75
Dolores Water Conservancy District 1.50
Fairview Cemetery District 1.00
Lebanon Cemetery District
Lewis Cemetery District 1.00
Mancos Cemetery District .73
Mancos Water Conservancy District 1.00
Montezuma Mosquito Control District
Montezuma Water District #1

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COMMISSIONERS MONDAY,
NOVEMBER 11, 1974

Pleasant View Fire District 1.00 Mills
Sylvan Cemetery District .25 "
Southwest Water Conservancy District .54 "

Motion was seconded by Comm. Honaker and it was approved unanimously. Stanley Talcott appeared to discuss application for County Planning Officer. He indicated that he would put in a written application soon.

Salesmen Val Conrad and Woody Fry appeared to discuss equipment purchases.

Discussion was held concerning payment of expenses against funds held by the County Treasurer as follows:

Montezuma County Hospital District
C. K. Herndon, Postage \$11.20
Yvonne Diekman Appearance fee 50.00
Cortez Sentinel, Advertising 31.90
Chandler Chaffin, 3.2% beer hearing and investigation
C.R. Rasor \$124.26

Comm. Bader made a motion for the Clerk to give treasurer, R. E. Hindmarsh an order to pay the above bills and refund balance due to Chaffin. Motion was seconded by Comm. Honaker and approved unanimously.

Reports from the Sheriff, Clerk and Treasurer for the month of October were received. Board of Welfare conducted.

Adjourned at 4:30 P.M.

Attest:

Clerk

Chairman

Minutes 11/11/1974 Regular

CERTIFIED COPY OF ORDER --Sentinal, Cortez, Colorado

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, Monday, the 11th day of November, A.D. 1974 there were present:

Harold McComb Chairman,
Clay V. Bader Commissioner,
Curtis Honaker Commissioner,
Grace S. Merlo County Attorney,
C. K. Herndon Clerk,

when the following proceedings, among others, were had and done, to-wit:

A motion was duly made, seconded and approved unanimously, directing the Clerk to give Treasurer R. E. Hindmarsh an order to pay the following Mills from the escrow account of the Montezuma County Hospital District:

C. K. Herndon for postage \$11.20

Yvonne Diekman for appearance fee 50.00

Cortez Sentinel for publication 31.90

It was further directed that C. R. Rasor be paid \$124.26 from the Chandler Chaffin account for investigation fee and that the balance in that account be refunded to Mr. Chaffin.

STATE OF COLORADO

I, C. K. Herndon

County of Montezuma

County Clerk and ex-officio Clerk of the Board of County Commissioners in and for the County and State aforesaid, do hereby certify that the annexed and foregoing order is truly copied from the records of the proceedings of the Board of County Commissioners for said Montezuma County, now in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County, at Cortez, Colorado, this 11th day of November, A. D. 1974

County Clerk.

Minutes 11/11/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado duly convened and held the 11th day of November, 1974 with the following persons in attendance:

Commissioners; Harold McComb, Clay Bader, and Curtis Honaker

Commissioners absent;

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P34 1974

Whereas: Willard L. and Sharon K. Walker owner of 80 acres more or less described as the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 23 Twp. 37N., R15W. N.M.P.M. desires to sell to separate owner a tract described as, Beginning at a point from which the SW corner of Section 23, T 37N R.15W., N.M.P.M., bears S 36 degrees 16' 47"W., a distance of 120.00 ft.; thence, N. 36 degrees 15' 36"W a distance of 120.99 ft. along an existing fence;

thence, N.0 degrees 06'14"W., a distance of 1025.82 ft. along an existing fence;

thence, S.48 degrees 40'43"E., a distance of 664.13 ft.;

thence, S 3 degrees 48'07"W., a distance of 746.66 ft. along an existing fence;

thence, N.69 degrees 56'47"W., a distance of 288.59 ft. along an existing fence;

thence, N.55 degrees 32'17"W., a distance of 105.82 ft. along an existing fence to the point of beginning, and containing 10.35 acres, more or less.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Willard L. Walker appeared before the Montezuma County Board of Commissioners on November 11, 1974 requesting exemption from filing of a subdivision plat as provided by the Montezuma County Subdivision Regulations stating that they are not subdividing their property in the intent of the regulations, but merely selling said tract to a separate owner as residential tract of land.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of lands is compatible with Plat as prescribed by the Montezuma County Subdivision Regulations is hereby granted, however, it is further directed that should any further division of this land occur, a subdivision plat will be filed.

Commissioners voting aye in favor of the Resolution were:

C. K. Herndon

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon same are true and correct.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 11/04/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 4th day of November, A.D. 1974 there were present:

Harold McComb Chairman

Curtis Honaker Commissioner

Clay V. Bader Commissioner

Grace S. Merlo County Attorney

Loretta Murphy, Deputy County Clerk,

Absent

Minutes of the Regular meeting held on Tuesday, October 29, 1974 were read and approved. Correspondence was read from Dolores School District RE-4 about change of polling place and mill levies. Montrose County Personnel Office concerning personnel system, Texaco Inc.

Oil quotation, Annual Survey of Government Employment of Counties and Municipalities, Stock Driveway Applications for crossing permits from BLM for use on now Stock Driveway, Paul Kellogg's Mesa Motors Inc. concerning National Car Rental, City of Cortez City Council desires to have funds due Cortez Housebill 1041 retained by County, Planning Environmental Council U.R.A. Owen Menard Association, Highways of Colorado maintenance billing for highways, Adding Machine Tape Special.

Discussion held on payroll, overtime an road crew. Wanted to know total overtime. General Fund vouchers #1771 through #1802 in the amount of \$21,807.29 and, #29834 in the amount of \$10,199.86 and Road Fund vouchers # 1938 through 1982 in the amount of \$21,987.51 and #2145 in the amount of \$10,372.85 were allowed and ordered paid.

Received County Service Officer's monthly report and certification of pay.

Montezuma County Planning Commissioner presented Montelores Interim Comprehensive Plan. Sam Roth submitted first draft of subdivision plan wants 2 exemptions. Every lot must be on public read, varying part of regulation applying to two lots. Read on two lots is over 7% grade. Give tentative approval to Sam Roth for subdivision. Marshall Denton and Bill Gibbins meeting in Denver. Will have 180 day report ready next commissioners meeting. State Planning Commission. Director Region 9 Planning Commission from Durango Bill Gibbins explained there was a meeting of Emergency Medical Systems Plan was some one going to meeting in Durango November 6.

Jerry Bean asked about repair of county road leading to his property.

Power Equipment Company, Neal Wiggans District Manager asked permission to mail small magazine to read crew approved.

Jerry Wright, Cottonwood Grove Estates asked about gravel on his read. Asked Marshall Denton to see if county had accepted responsibility for read or if Clayton Melby had the responsibility. Letters from Colorado Counties Inc. about meetings Civil Aeronautic Board concerning dropping flights from Cortez to Albuquerque

Motion made to start work week an Saturday for County Road employees effective as of November 1, 1974. Comm. Honaker made motion seconded by Comm. Bader approved unanimously. Fred Thomas, Acting Sanitarian for Health Department discussed letter sent to State Health Department asked commissioners to call O.J. Wiemann in State Health Department. They contacted Mr. Wiemann discussed appointment of Sanitarian. State Health Department said they would get a letter out Wednesday or if there is a problem will call down on

Monday November 11, 1974. Mr. Thomas agreed to write letter stating Mr. Sawyer would be willing to go to Denver for any training necessary.

Attest:

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
MONDAY, NOVEMBER 4, 1974

Budget Hearing, Publication Notice made in Cortez Journal 10-21-74.

With the exception of Clarence Brasier no one attended meeting. Commissioners stated they were ready to adopt, a resolution was presented and adopted (see attached). Motion was made to adopt resolution by Comm. Honaker and seconded by Comm. Bader motion carried unanimously. Marion Steerman discussed his budget for his department.

Helen Diffendaffer, Chief Deputy for the Assessor came and got copy of letter received from Dolores School District RE-4A.

Discussed time card for courthouse employees.

Dwayne Longenbaugh discussed application as a Centennial-Bicentennial City and Airport. Board of Welfare conducted.

Meeting adjourned 4:30 P.M.

Attest:

Clerk

Chairman

Minutes 11/04/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado duly convened and held the 4th day of November 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay V. Bader, and Curtis Honaker.

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

WHEREAS, a proposed budget for Montezuma County for the calendar year 1975 has been presented to the Board of County Commissioners and that a copy of such proposed budget has been available for public inspection in the office of the County Clerk and Recorder as required by law, and anticipated receipts and expenditure are therein documented, and;

WHEREAS, a Public Hearing was hold on the adoption of said proposed budget by the Board at the hour of 2:00 o'clock P.M. on the 4th day of November; 1974, and;

WHEREAS, no abjection to the proposed budget was made,

NOW THEREFORE BE IT RESOLVED that there is hereby appropriated funds necessary to defray all anticipated expenses and liabilities of Montezuma County for the calendar year 1975 and carry out the programs and policies as approved in said budget.

BE IT FURTHER RESOLVED that there is hereby levied against all of the taxable property within Montezuma County as follows:

General Fund 10.50 Mills

Road & Bridge Fund 2.00 "

Public Welfare Fund 3.50 "

Airport Fund .50 "

Contingent Fund 1.00 "

Commissioners voting Aye in favor of the Resolution were: McComb, Bader, and Honaker.

Commissioners voting Nay: NONE

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

Date this 4th day of November, 1974.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 10/29/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Tuesday, the 29th day of October, A.D. 1974 there were present:

Harold McComb Chairman

Curtis Honaker Commissioner

Clay V. Bader Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting hold on Monday, October 21, 1974 were read and approved. Correspondence was read from Mountain Bell, Ken Hopperton, Land Use Commission, United Banks of Colorado, Colorado Public Expenditure Council, U.S. Department of Commerce and a County Court summons to quiet title on mineral interest brought by H. L. Bigler. Discussion was held on the required approval, disapproval or conditional approval of the proposed Service Plan for the Montezuma County Hospital District. It was decided that a transcript of the public hearing was not needed at this time. Comm. Bader made a motion to approve the Service Plan as submitted (See attached). A gentlemen's agreement was made by Bill Hutchison at the public hearing that a full disclosure of the financial condition of S. W. Memorial Hospital and Vista Grande Nursing Home would be made to the public.

Sheriff Bobby Hampton appeared with Norman Schulz of the State Department of Employment and Planning Director Marshall Denton concerning funds available for training of personnel under the Emergency Employment Act. The program would pay 100% of the salary of covered employees on a reimbursement schedule under the federally funded program. Mr. Schulz stated that his office must be given 48 hours to come up with candidates for the job and if not found, the Sheriff could then hire qualified persons. Permission was granted to Sheriff Hampton to proceed with the request through the Department of Employment.

Planning Director Marshall Denton reported on a road planning meeting last week for input from cities and town and various organizations on road construction requests. (See attached recommendations). A request from Glen Gentry concerning the Summit Lake West sub-division was read asking that approval be given to phase one of that development. Parts of the construction does not meet requirements and Mr. Denton will prepare a letter to that effect. He will also attend a Denver meeting on November 1st on the application of HB1041.

Discussion was held concerning Salvador Garcia property in the Summit Lake area about access to his property.

A group of People submitted a petition signed by a large number of people objecting to the manner in which the County Planning office is operated and requesting the replacement of the County Planner. Bob Gift acted as spokesman. Others being heard were Shirley Fairbanks, Paul Butler, Bob Purtzer, Gene Tezer and Ed Kilbey. Others present were Sue E. Purtzer, F. R. Wheatland, W.W. Hayes, Stan Talcott, Vaughn Fairbanks, Marcy Isley (Opal), Leroy Isley Tom Gift. County Attorney Grace Merlo read the requirements of law and recommended that everyone should see that the legislature does not impose burdens on the people that are not acceptable and that the Board of Commissioners were following the law. Some members of the group thought they could recommend a person to replace Mr. Denton and they were encouraged to submit names and qualifications for the job.

County Agent Bob Section reported on his activities in connection with the County Fair Board, 4H achievement awards and district council meeting in Pagosa Springs. He also reported

beginning a new 4H Club year and the hiring of a new secretary Denea Cheney. Dolores County has hired Robert James from Colburn as Agent. The State office is searching for a new Home Economist.

Attest:

(CONTINUED)

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
TUESDAY, OCTOBER 29, 1974

Head Superintendent Earnest Boren reported on road conditions. Comm. Honaker made a motion that County road crews assist any Montezuma County residents in distress because of weather conditions if asked to do so as an emergency to protect lives and livestock, following past policy in either Dolores or Montezuma County. Motion seconded by Comm. Bader and approved unanimously.

Due to the fact that a Public Notice on the application of Chandler E. and Kathy S. Chaffin for a 3.2% beer license read 2:00 P.M., the minutes of the Regular meeting of 9-30-74 were amended to agree and a public hearing was held on the application of Chandler E. and Kathy S. Chaffin dba the Arriola Store for a 3.2% Beer license was held at 2:00 P.M. These present were Harold McComb, Chairman of the Board of Commissioners, Comm. Honaker, Comm. Bader County Clerk C. K. Herndon, County Attorney Grace Merlo, Investigator Ralph Rasor, Chan Chaffin and Kathy S. Chaffin. Mr. Ralph Rasor presented his report of investigation. The need for a license of this type me established and tan percent of those in the area polled objected to the license while over 50% approved. All of these contacted were advised as to the time and place of the public hearing. The written application for the license and letters of reference had been previously received and in proper order. No objectors appearing, the hearing was concluded at 2:20 P.M. Comm. Bader made a motion to approve the application for the sale of 3.2% beer at the Arriola Store. Comm. Honaker seconded the motion. Motion was approved unanimously.

Nurse Helen Brown appeared to discuss the Health Department budget for 1974. Board of Welfare conducted

Adjourned at 4:30 P.M.

Attest:

Clerk

Chairman

Minutes 10/21/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 21st day of October, A.D. 1974 there were present:

Harold McComb Chairman

Curtis Honaker Commissioner

Clay V. Bader Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting held on Monday, October 14, 1974 and the Special meeting held on Wednesday, October 16, 1974 were read and approved.

Sheriff Bob Hampton appeared to discuss employment practices and asked for additional time to discuss the matter on Tuesday, October 29th which was approved. He also presented a check from the Travelers Ins. Co. in the amount of \$972.26 in payment of a claim for damages to a Sheriff Department car on April 19, 1974 and a report of September receipts in the amount of \$208.80 and his report for the month of September.

Assessor Wayne Denny appeared to discuss the mill levies as approved by the State and the Board of Commissioners. He also presented an abatement and refund for Charles Wilber Martin in the amount of \$54.47 and an abatement for R. S. Conner in the amount of \$3.94. Both assessments were erroneously made and were approved, subject to approval of the State Tax Commission.

Charles W. and Dorsa Martin appeared with Attorney Kent Williamson to discuss transferring the liquor license from Robert L. and Leona Mueller dba The Stake and Lounge. The establishment is currently closed and the Mueller lease has been revoked by Martin. Name will be changed to Stagecoach Inn. The character of the Martins being satisfactorily examined and vouched for, Com. Bader made a motion to approve the transfer. The motion was seconded by Comm. Honaker and approved unanimously.

An Agreement and Lease for Cortez Flying Service, Inc. as tennant at the Montezuma-Cortez Airport as prepared by the attorneys, for the City and County was presented for approval.

Comm. Honaker made a motion to accept the lease. Motion was seconded by Comm. Bader and approved unanimously. (See attached).

Planning Director Marshall Denton appeared with Willis L. Smith requesting a variance to the Sub-Division regulations to transfer a 10A tract to another member of his family in section 18-36-13. Comm. Bader made a motion to approve the variance, seconded by Comm. Honaker and approved unanimously.

Priorities for requests to the state Highway Commission at the November 7th meeting in Grand Junction was discussed. Another meeting of the County read planning group is set for later this week to discuss the matter. A letter from the State Highway Commission relative to the deletion of a number of County roads was read and referred to the Planning Department for checking.

General Fund voucher #29833 In the amount of 48.80 was allowed and ordered paid.

An application for renewal of the liquor license for the Cortez ELKS Ass'n with a request to include the patio area of the main building was received. Comm. Bader made a motion to approve the license. Motion was seconded by Comm. Honaker and approved unanimously.

Bill Brown, Region 9 Alcohol and Drug Coordinator, appeared to further discuss the funding of program whereby Cortez could receive \$10,500.00 for the establishment of a detoxification center. He will check with Hilde Lister of the OEO program and coordinate through the Community Center.

Attest:

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
MONDAY, OCTOBER 21, 1974

Application for renewal of the retail liquor license for Williams Package Liquor on Highway 666 north of Cortez was received. Comm. Bader made a motion to approve the license. Motion was seconded by Comm. Honaker and approved unanimously.

Walt Ertel appeared to discuss boring under or cutting the Totten Lake road to deliver irrigation water to his property. An inspection will be made with the Road Department later in the day.

Treasurer Russell Hindmarsh presented a check from U.S. Forest Service in the amount of \$57,379.46 representing timber sales and fees collected due to the County. Discussion was held concerning the formula for distribution. Comm. Honaker made a motion to distribute 75% of these funds to the Road & Bridge Fund and 25% to the Public Schools Fund. Motion was seconded by Comm. Bader and approved unanimously. (See attached resolution).

Miscellaneous correspondence was read from GSA, State Board of Social Services, Colorado Division of Planning, State Department of Highways and the FAA.

County Clerk reported being served a District Court summons to quiet title on a piece of property along the alignment of the new highway 184 in section 20-36-13 bought by Roland L. Hoobs and Suzanne C. Hobbs. It was referred to the County Attorney.

Road Superintendent Earnest Boren reported on road conditions. Shannon Jamison of the McCoy Company reported on the status of a new maintainer and truck ordered through his company. Personnel problems were discussed and an inspection of the Totten Road was set for later in the day.

An inspection of the County jail was made. Condition was found to be excellent. Recessed at 4:00 P.M.

The meeting was reconvened at 7:30 P.M. for the purpose of holding a public hearing on the Service Plan for the proposed Montezuma County Hospital District. Mrs. Yvonne Diekmann of Durango acting as recorder. Comm. Chairman Harold McComb introduced other Board members and County Attorney Grace Merlo. He then read a statement concerning the subjects to be discussed. County Clerk C. K. Herndon reported that all taxing agencies had received notification of the public hearing. William W. Walker introduced the proponents of the hospital and questioned them concerning their qualifications and the proposed hospital.

Ron Nielson, administrator for S.W. Memorial Hospital was the first witness. Other witnesses were Robert Muir, architect, John Green, financial consultant, and Wm. C. Hutchison, President of the hospital board. Marshall Denton read a statement from the Planning Commission. Morrison Brown read a statement asking for a complete financial disclosure of S.W. Memorial Hospital and the Vista Grande Nursing Home. Bill Newotney asked if assurance could be given that the mill levy would not exceed 5 mills. Mr. Green stated that only 2 mills could be levied for operation. Proposed repayment schedule is based on 6% over 20 years. Cortez Mayor Bob Maynes asked about the status of debts at the hospital and nursing home, adding that if they were private business, they would be bankrupt. Dr. James Cuyhendl stated

that the State Legislature had passed a law setting a maximum payment of \$15.00 per day to nursing homes. Walt Ertel reported helping support a hospital in an adjoining county where the mill levy is not overburdening and recommended Montezuma County do the same. Chairman McComb asked for a show of hands of those supporting the proposal. It was nearly unanimous. Approximately 70 persons were in attendance. He thanked everyone for attending.

Meeting was adjourned at 9:15 P.M.

Attest:

Clerk

Chairman

Online Copy

AGREEMENT AND LEASE

THIS AGREEMENT AND LEASE made and entered into this first day of October, 1974, by and between Montezuma County, Colorado, and the City of Cortez, Colorado, First Parties, hereinafter designated Owners, and Cortez Flying Service, Inc., a Colorado corporation, Second Party, hereinafter designated Tenant,

W I T N E S S E T H :

WHEREAS, Tenant is presently in possession and occupancy of the premises described hereinafter under and pursuant to a written agreement dated 16th of November, 1970, and

WHEREAS, at the time of entering into said agreement certain delinquencies in payments by Tenant were existant but since the date thereof, said delinquencies have been fully cured and rentages paid and the terms of the agreement of the 16th of November, 1970, are now outdated and the parties desire to enter into a new agreement.

NOW, THEREFORE, in consideration of the terms and conditions of payment of rent hereinafter specified, Owner hereby leases and lets unto Tenant the following described real estate and improvements thereon:

1. All situate in the County of Montezuma, State of Colorado, to-wit:

Commencing at a point that is 375 feet West of the East Quarter Corner of Section 8, Township 35 North, Range 16 West, N.M.P.M. and South 445.1 feet to point of beginning; thence North 48°00' West 560.7 feet; thence South 42°00' West 900.0 feet; thence South 42°00' East 100 feet; thence South 42°00' West 1,713.4 feet to the quarter line; thence South 639.5 feet to South line of Section 8; thence East 127.9 feet; thence North 42°00' East 2,630 feet; thence South 42°00' East 350 feet; thence North 42°00' East 60.0 feet; thence North 432.2 feet to point of beginning, together with necessary rights of ingress and egress.

2. In consideration thereof, Tenant, by these presents does hereby sell, quit claim, transfer, and assign to Owners an amount equal to \$.04 per gallon of gasoline purchased by this Tenant from Basin Petroleum Company; to be paid directly to the

City of Cortez, Colorado, by the said Basin Petroleum Company or any subsequent supplier of gasoline and to be accompanied by an invoice showing the total gallons purchased by Tenant for each two-week period. It is understood that Tenant agrees that there shall be a minimum rental payment of \$3,600.00 per annum and should sale for gasoline be less than said sum, Tenant shall forthwith pay an amount to equal the sum of \$3,600.00 per annum.

In addition to the above sums, Tenant shall pay to Owners one-half (1/2) of all tie-down fees charged its customers by Tenant, the same to be paid by Tenant to Owners on a monthly basis by the tenth of each succeeding month hereafter.

3. The Owners agree to accept the sums received from Basin Petroleum Company as and for rent for said premises in lieu of any monthly payments to the Owners.

4. During the term of this lease, Tenant shall be the sole lessee of the premises described and shall be the sole operations concessionaire and shall have the sole and exclusive right to sell aviation gasoline upon the above described premises and Owners agree that they will not compete with Tenant by selling aviation gasoline, granting any other concession nor will they suffer or permit any other person to sell aviation gasoline or to become a concessionaire upon these premises.

5. During the term of this Agreement and Lease or any extension thereof, lessee agrees to procure at its sole expense and furnish copy thereof to Owners a policy of public liability and property damage insurance in the minimum sum of \$50,000/\$100,000 bodily injury coverage and \$10,000 property damage coverage with the Owners named and listed as insured parties covering the operations of this lessee upon the property herein described.

6. TERM: This lease shall be for a term of five years commencing October 1, 1974, and ending October 1, 1979, and lessee shall have an option to renew the same for an additional period upon the same terms and conditions by notifying Owners of its intent to renew said lease in writing no later than ninety (90) days prior to the expiration of the term of this lease. Such

notification will be an exercise of the option to renew, that such option to renew may be exercised by lessee only in the event that lessee is in no manner in default under this lease as of the date of the exercising of such option.

7. It is understood and agreed that there are certain buildings upon said premises, excluding the terminal building, which are included as part of the premises leased, that the Owners will make all structural repairs to said buildings as are required and that the Tenant shall do such ordinary maintenance as required for the upkeep of said buildings. It is further understood that the Owners are presently taking care of all snow removal, and that the Owners will continue such snow removal in all areas used by the lessees, limiting such snow removal to the ramps and entrance ways to the hangers and tee hangers and in the area where aircraft are tied down. Domestic water, as needed, shall be furnished by the City.

Time is of the essence of this Agreement and Lease and it is mutually understood between all of the parties hereto that in the event Tenant should hereafter fail and neglect to make its rental payments when the same become due, then at the election of the Owners and upon ten days written notice, Owners shall have the right to terminate this Agreement and Lease and any and all leases between these parties to which this Agreement and Lease is related and Tenant agrees to vacate and move from said premises peacefully, waives all notice as provided by the statutes of Colorado pertaining to forcible entry and detainer, and Owners shall have the right of immediate re-entry unless the arrearages are brought to date by Tenant within the ten-day period from the date of such notice.

IN WITNESS WHEREOF the parties hereto have hereunto set their hands and seals this 21st day of October, 1974.

MONTEZUMA COUNTY, COLORADO

By Herald McEnt
Commissioner

MONTEZUMA COUNTY, COLORADO

By Kurtis Hansen
Commissioner

By Paul V. Baker
Commissioner

CITY OF CORTEZ, COLORADO

By Robert L. Maynes
Mayor

ATTEST:

Paul C. Jones
City Clerk

CORTEZ FLYING SERVICE, INC.

By M. E. Moore
President

The undersigned acknowledges receipt of a true executed copy of the foregoing Agreement and Lease and agrees to pay the City of Cortez, Colorado, all money due as it is paid by Cortez Flying Service to Basin Petroleum Company.

BASIN PETROLEUM COMPANY

By C. A. Brown

Minutes 10/21/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado duly convened and held the 21st day of October, 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent:

County Clerk and Recorder C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P34 1974

WHEREAS: Willis L. and Glee D. Smith, owners of the SE $\frac{1}{4}$ of Section 18, Twp. 36 N., R 13 W., desire to deed to a member of the family the following described property: E $\frac{1}{2}$ E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 18, Twp. 36 N., R 13 W., lying south of Highway 184 and containing 10 acres more or less.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these Regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Willis L. Smith appeared before the Montezuma County Board of Commissioners on October 21, 1974 requesting exemption from filing of a subdivision plat as provided by the Montezuma County Subdivision Regulations stating that they are not subdividing their property in the intent of the regulations, but merely deeding this property to a member of the family for residential purposes.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of lands is compatible with the County Master Plan. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision Regulations is hereby granted, however, it is further directed that should any further division of this land occur, a subdivision plat will be filed.

Commissioners voting aye in favor of the Resolution were:

C. K. Herndon

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 10/21/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado duly convened and held the 21st day of 1974 with the following persons in attendance:

Commissioners: McComb, Bader, and Honaker.

Commissioners absent: NONE

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

WHEREAS: County Treasurer Russell Hindmarsh has received \$57,379.46 from the U.S. Forest Service representing the share due Montezuma County for the collection of grazing and timber fees, and;

WHEREAS: the Board of County Commissioners are charged with setting the distribution of these monies between the Road and Bridge Fund and the Public School Fund;

NOW THEREFORE BE IT RESOLVED that the above amount be distributed as follows:

Road and Bridge Fund 75% Public School Fund 25%.

Commissioners voting Aye in favor of the Resolution were: McComb, Bader, and Honaker.

Commissioners voting Nay: NONE

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

Date this 21st day of October, 1974.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 10/14/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 14th day of October, A.D. 1974 there were present:

Harold McComb Chairman

Curtis Honaker Commissioner

Clay V. Bader Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting held on Monday, October 7, 1974 were read and approved. Correspondence was read from the Office of Revenue Sharing with receipt of a check in the amount of \$40,872.00 representing payment for the first quarter of the Fifth Entitlement period, the Colorado Department of Health, Southwest Colorado Comprehensive Health Planning Council, Public Utilities Commission, Joe E. Baker, City of Cortez, Empire Electric and the Rauh Agency. County Clerks report for the month of September, Colorado Economic Review and a Directory of Economic Development Districts published by the U.S. Department of Commerce was also received. A check from the City of Cortez in the amount of \$450.00 for progress payment on the -County Building and \$1,004.10 from the State of Colorado for the August Cigarette Tax apportionment was also received.

Discussion was held concerning accounting for life insurance for department heads under the Metropolitan policy now in effect. Charges for life insurance provided under the policy will be charged to the various General Fund departmental budget. All claims checks are returned to the County Commissioners with distribution from that office.

Planning Director Marshall Denton reported a meeting set for October 24th @ 7:30 P.M. to hear recommendations from the cities and towns for requests to be made to the State Highway Commission on November 7th.

General Fund vouchers #29743 through #29832 in the amount \$13,332.86 and Road Fund vouchers #2109 through #2144 in the amount of \$25,371.27 and Revenue Sharing voucher #22 in the amount of \$3,390.00 and Public Works voucher #54 in the amount of \$900.00 and Airport voucher #4 in the amount of \$49.21 were allowed and ordered paid.

Discussion was held concerning the proposed 1975 budget. Comm. Honaker made a motion that a Public Hearing be held on November 4, 1974 at 2:00 P.M. to Consider adoption of the budget. Comm. Bader seconded the motion and it was approved unanimously. Clerk was directed to make the necessary publication.

Bill Gibbons, Director of the Regional Planning Council presented a final report of Region 9 Goals and Objectives, preliminary Housing Inventory and an Inventory of Land Use, Water and Sewer, Open Space, Parks and Recreation. Mr. Gibbons also reported on projects for the coming year. Next planning meeting is scheduled at Cortez City Hall on October 23rd for the San Juan Regional Council.

Cortez City Manager Dwayne Longenbaugh appeared to discuss terms of a lease with the Cortez Flying Service as fixed base operator. Present plans call for closing the Cortez Airport on October 29th through November 8th for overlay of the runway and apron. Final agreement with the FAA is to be signed on Wednesday, October 16th.

A noon luncheon was held with the Steering Committee for the proposed hospital district to discuss various aspects of the Service Plan. Legal technicalities are still snarling progress.

Road Department Clerk Bill Head reported that a Ford truck chassis ordered sometime ago had been shipped to Tulsa, Oklahoma for installation of special body equipment.

Attest:

(CONTINUED)

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
MONDAY, OCTOBER 14, 1974

He also reported the need for replacement of a snow wing and the availability of a replacement @ \$1500.00. No decision made until a trade in value can be established. County Engineer Fred Thomas presented copies of the Sewage Disposal Rules and Regulations as previously adopted by the Board of Commissioners.

Robert Muir, Architect for the new hospital, appeared with Hospital Administrator Ron Nielson, Bill Walker and Fred Groves to explain exhibit "B" of the Service Plan. Proposed addition to the present nursing home would be about 50,000 square feet of floor space. Eighteen beds would be added to the Nursing Home making a total of 78 beds available. The main hospital would have 59-bed capability. A public hearing will be conducted in Mancos tonight, October 14th.

Val Conroad of the Severson Equipment Co. appeared to discuss commission for selling county owned road equipment. His company would want an exclusive for 90 days. No commitment was made.

Board of Welfare conducted. Adjourned at 4:30 P.M.

Attest:

Clerk

Chairman

Minutes 10/07/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 7th day of October, A.D. 1974 there were present:

Harold McComb Chairman

Curtis Honaker Commissioner

Clay V. Bader Commissioner

County Attorney

C. K. Herndon Clerk,

Absent Grace S. Merlo

Minutes of the Regular meeting held on Monday, September 30, 1974 were read and approved. Correspondence was read from the Colorado Department of Highways and the Colorado Department of Health.

Sheriff Bobby Hampton reported a "full house" including six being held in the Dolores jail. He asked the Board to make an inspection and to approve a clean-up paint-up project. Quotations for new cars were examined to take advantage of 1974 year end prices and regular gasoline engines. Bids were received from Bob Gabriel Chevrolet, Cortez Motor Company and Keesee Motor Company. Comm. Bader made a motion to purchase a 1974 Chevrolet Bel Air 4 door sedan from Bob Gabriel for \$3,390.00 out of Revenue Sharing Funds. Motion seconded by Comm. Honaker and it was approved unanimously.

Attorney Kent Williamson appeared with Charles W. Martin requesting a transfer of the liquor license for the Stake & Lounge south of Cortez from Robert Lewis and Leona Mueller to Mr. Martin. A name change to the Stage Coach Inn was also requested. The matter was taken under advisement.

County Auditor Gale Greenlee presented the completed 1975 budget. A public hearing will be scheduled at a later date prior to adoption.

Planning Director Marshall Denton appeared with Jess Leonard requesting an exemption to the sub-division regulations for Lola Pearson in section 7-37-16 as previously discussed. Comm. Bader made the motion to approve the variance, was seconded by Comm. Honaker and approved unanimously (See Attached). Mr. Denton also presented a variance request for Merle and Bernice Lowe to sell a 7.527A tract in section 26-37-15. Comm. Honaker made a motion to approve the variance, seconded by Comm. Bader and approved unanimously. (See Attached).

Discussion was held concerning distribution of Highway Users Tax Funds. Mr. Denton will check with the Highway Department as to the formula used which will decrease the amount for Montezuma County for 1974-75 by about \$130,000.00.

General Fund vouchers #1678-1741 and voucher #29742 in the amount of \$32,047.69 and Road Fund vouchers #1863-1937 and vouchers #2106 and 2107 in the amount of \$31,693.29 and Revenue Sharing Fund vouchers #19-21 in the amount of 2,700.00 were allowed and ordered paid. Treasurer's report for the month of September and Veterans Officers report for September were received.

Discussion was held concerning the appointment of a County Health Officer to replace Dr. T. A. Davis who has moved. Comm. Bader made a motion to appoint Dr. Harold Bryan of Mancos to the position, Motion was seconded by Comm. Honaker and approved unanimously.

Cortez Mayor Bob Maynes, City Manager Dwayne Longenbaugh, City Attorney George Dilts and Bill Moore, Fixed Base operator at the Montezuma Cortez airport appeared to discuss contract terms for renewal. Mr. Moore asked that the arrangement whereby he pays 50% of the

tie down fee be entered in his contract and to reduce the rental fee from 6 cents per gallon to 4 cents per

Attest:

(CONTINUED)

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
MONDAY, OCTOBER 7, 1974

gallon with a minimum of \$300.00 per month. Discussion was held concerning joint purchase by City-County of a chip spreader. A used machine is available @ \$8,000.00. Mr. Longenbaugh will further discuss the matter at a regular City council meeting, A study group consisting of City council members and School District Re-1 is investigating options for construction of a year round swimming pool. They were invited to keep the Board advised as to developments and possible cooperation.

Road Superintendent Earnest Boren reported on road conditions and equipment. Personnel problems were discussed and various job placements. Recommendations for requests to be presented to the State Highway Commission was also discussed.

Harry Lawson and Rusty Roberts representing the Bureau of Land Management appeared to discuss an agreement for the proposed cattle driveway into McElmo Canyon. The agreement set forth specific uses and was taken under advisement.

Board of Welfare conducted.

Adjourned at 4:30 P.M.

Attest:

Clerk

Chairman

Minutes 10/07/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County commissioners of Montezuma County, Colorado duly convened and held the 7th day of October 1974, with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: NONE

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

Resolution P 32 1974

WHEREAS: Merle and Bernice Lowe, owners of 60 acres more particularly described as the E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ E $\frac{1}{2}$ W $\frac{1}{2}$ NE $\frac{1}{4}$ which is that portion lying south of Hwy. 184 in Section 26, Township 37 N, Range 15 W, N.M.P.M. desire to sell 7.527 acres situated in the East half of the Northeast Quarter of Section 26, Township 37 N, Range 15 W, N.M.P.M., Montezuma County, Colorado more particularly described as follows: Beginning at a point from which the Northeast corner of said Section 26 bears N 0 degrees 59' E 1206.27 feet, thence S 0 degrees 10' E 706.3 feet, thence N 75 degrees 10' W 391.0 feet, thence N 63 degrees 55' W 52.35 feet, thence N53 degrees 00' W 78.2 feet, thence N 9 degrees 44' E 282.0 feet, thence R 55 degrees 08' W 48.0 feet, thence N 0 degrees 13' W 322.51 feet, thence S 88 degrees 40' E 108.85 feet, thence S 75 degrees 59' E 377.5 feet to the point of beginning.

WHEREAS: The Montezuma County Subdivision Regulations provides that such division of land is subject to these Regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Merle Lowe appeared before David M. Denton as agent for Montezuma County requesting exemption from the Subdivision Regulations of Montezuma County, stating in fact that it is not their intent to subdivide lands by the sale of the above described land. They further understand that should any further division of the land occur in tracts less than thirtyfive acres a subdivision plat will be filed in accordance with the Montezuma County Subdivision Regulations.

NOW THEREFORE: The Board of commissioners of Montezuma County finds that this transfer is not within the purpose Of the Montezuma County Subdivision Regulations and does not conflict with the Master Plan and it is not the purpose of Merle and Bernice Lowe to create a subdivision by division of the property by selling 7.527 acres. Therefore the Board hereby grants Merle and Bernice Lowe a single exemption from the Montezuma County Subdivision Regulations and laws of Colorado to transfer by sale 7.527 acres. This Resolution rescinds Resolution P 41 1973.

Commissioners voting aye in favor of the Resolution were: McComb, Bader, and Honaker.

C. K. Herndon
County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

(SEAL)

County Clerk and Recorder
Montezuma

County,

Colorado

Minutes 10/07/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF MONTEZUMA STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado duly convened and held the 7th day of October, 1974 with the following persons in attendance:

Commissioners: Harold McComb, clay Bader and Curtis Honaker

Commissioners absent: NONE

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P33 1974

WHEREAS: Lola Pearson, owner of 2.97 acres located in the NE corner, Section 7, Twp. 37 N, R 16 W, N.M.P.M., desires to sell this property to two separate parties. Said tracts to be sold are described as follows:

Tract 1. A tract of land in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 7, Twp. 37N, R 16 W, N.M.P.M., being more particularly described as follows: Beginning at a point in the East right-of-way fence of U.S. Highway 666, from which the Northwest corner Section 7, Twp. 37 N, R 16 W, N.M.P.M. bears North 49degrees 54'22" West a distance of 698.22 feet; thence South 17degrees 00'28" East along the East right-of-way of Highway 666 a distance of 339.04 feet; thence along a curve to the left, (with a radius of 513.0 feet and a delta angle of 70degrees 40'00") a distance of 122.91 feet-, thence North 72degrees 59'32" East a distance of 173.63 feet; thence North 17degrees 00'28" West a distance of 461.10 feet; thence South 72degrees 59'32" West a distance of 188.00 feet to the point of beginning and containing 1.97 acres, more or less.

Tract 2. A tract of land in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 7, Twp. 37 R 16 W, N.M.P.M., being more particularly described as follows: Beginning at a point on the East right-of-way of U.S. Highway 666 from which the Northwest corner of Section 7, Twp. 37 N, R 16 W, N.M.P.M. bears South 89degrees 20'24" West a distance of 395.21 feet; thence South 17degrees 00'28" East along the East right-of-way fence of U.S. Highway 666, a distance of 475.017 thence North 72degrees 59'32" East a distance of 188.00 feet; thence North 17degrees 00'28" West a distance of 419.86 feet; thence South 89degrees 20'24" West a distance of 195.92 feet to the point of beginning and containing 2.00 acres, more or less.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these Regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Jesse A. Leonard, as agent for Lola Pearson, appeared before the Montezuma County Board of County Commissioners on October 5, 1974 requesting exemption from filing of a subdivision plat as provided by the Montezuma County Subdivision Regulations stating that for compatible land use provisions, the division is being made.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of lands is compatible with the County Master Plan. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision Regulations is hereby granted, however it is further directed that should any further division of this land occur, a subdivision plat will be filed.

Commissioners voting aye in favor of the Resolution were:

C. K. Herndon

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 09/30/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 30th day of September, A.D. 1974 there were present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk

Absent

Minutes of the regular meeting of Monday September 23, 1974 were read and correction made from Long range planning group to the steering committee for the hospital district plan.

Mr. Costello of Arriola asked for help with a water problem. As this is MVI water he was advised to go to the MVI Co. and Water Commissioner with this.

County Treasurer, R. E. Hindmarsh presented a Treasurer Deed to John E. Crowley for approval. This was done.

G. W. McCutcheon asked for correction on deed to Narrow Gauge Mining Claim from 5 acres to 20.335 acres. Assessor Wayne Denny was asked to come in. He reported the total acreage as 20.335 valued @ \$30.00 per acre. Comm. Bader made a motion to sell the additional acreage for \$150.00 for the appraised value of the total acreage. Motion seconded by Comm. Honaker and approved unanimously.

Correspondence was read from Senator Dan Noble, David Leinsdorf, Mrs. R. E. Douglas, Raymond H. Larson, Colorado Department of Health, Senator Dan Noble, David Leinsdorf and the Division of Local Government.

Comm. McComb reported attending the airport meeting on Friday concerning Fronteir Airlines cancellation of the daily flight to Albuquerque. Copy of a letter from the Cortez Chamber of Commerce to Fronteir Airlines was read requesting support of their position opposing cancellation. A reply will be drafted by Comm. McComb.

An application for a 3.2% Beer License for the Arriola Store was received from Chandler E. and Kathy S. Chaffin. The proper references and fees being submitted, Comm. Honaker made a motion to accept the application and set a Public Hearing on the matter for October 29, 1974 at 2:30 p.m. Comm. Bader seconded the motion and it was approved unanimously.

Planning Director Marshall Denton appeared with Gerald Peterson relative to usage of his land south of Cortez. The Sale of a ten-acre tract about three months ago without benefit of an exemption was discussed. Various alternatives will be investigated by Mr. Peterson and he will work with Mr. Denton on the matter. Bill Gibbons, Chairman of the Regional Planning Commission appeared briefly to offer any assistance possible. Mr. Denton presented information relative to a Sam Roth and Robert E. Dills request for exception to the sub-division regulations. It was referred to Roth and Dills for further information. An exemption for Arlis High was also discussed and Mr. Denton will further discuss that matter with FHA for Details.

Extension Agent Bob Seaton appeared with Harold Steinhoff of the CSU extension service to discuss personnel problems. He reported that a new San Juan Basin Farm Business Ass'n agent named Isaac Mittz would be in the area soon and would be locating in the Cortez area.

Office space in the building will be arranged for him. Vic Jacobs, Empire Electric engineer appeared to discuss location of power poles for a new microwave station NE of Pleasant View

for Mountain Bell. A letter will be written to property owners along the route north and east of Pleasant View setting for the right-of-way

Attest:

(CONTINUED)

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
MONDAY, SEPTEMBER 30, 1974

requirements of County.

Veterans Officer Dave McNeill appeared to discuss the electrical switching gear acquired through the Fort Huachuca excess property program. The State of Illinois desires to obtain that part not needed by Montezuma County for use in two hospitals for emergency power. Mr. McNeill will investigate the matter and report. He also reported receiving \$1442.83 for reimbursement of office expenses for nine months from the State of Colorado.

Road Superintendent Earnest Boren reported on road conditions and discussed employee working hours. Parts Clerk Bill Head and Auditor Gale Greenlee also appeared to discuss funding of the Road Department for 1974-75 and, the highway users tax fund. Overtime salaries and exempt employees were also discussed. Various construction jobs were reported.

H. W. Beirrum appeared to discuss maintenance of his road in the Lakeview area. Assistance will be furnished as soon as possible.

Sale prize for the surplus hot mix plant was set at \$47,000.00. Old laydown machine was valued at \$16,000.00 and the new machine at \$49,000.00. The total package will be offered for sale \$112, 000.00.

Board of Welfare conducted.

Adjourned at 4:30 P.M.

Attest:

Clerk

Chairman

Minutes 09/23/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 23rd day of September, A.D. 1974 there were present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting held on Monday, September 16, 1974 were read and approved. Correspondence was read from First National Bank, City of Cortez, Town of Dolores, Empire Electric Ass'n, Colorado Water Congress, Colorado Sept. of Health, Colorado Dept. of Highways, School District RE-1, Colorado Division of Property Taxation and the County Information Service of CSU.

Walter E. Ertel appeared to discuss cutting through paving on County Road #29 in the vicinity of Totten Lake to bury a water line to serve his ranch property lying south of the lake. He also would like to divert Simon Draw along the road right-of-way. The Board agreed to study the problem and make a decision at a later date.

Discussion was held concerning a strip of land owned by County in Mancos approximately 15' feet wide and 140 feet long which was advertised for sale earlier. Agreed to sell to adjacent property owner @ \$100.00.

Planning Director Marshall Denton with Jess Leonard appeared to discuss a variance to the sub-division regulations to sell off a 2A tract in section 7-37-16. Mr. Leonard will work out details with his client to attain title for approximately 15A who in turn would sell off the 2A tract or to have the present owner take title and ask for proper exemption at a later date. Mr. Denton also discussed an exemption requested by Edward E. & Geraldine Kilby (Ref. P 6-1973). No action taken.

Ron Neilson, Administrator for Southwest Memorial Hospital, Bill Hutchison, Chairman of the Hospital Board of Directors and Joe Tipton, Bill Walker, and Fred Grove appeared to discuss a proposed hospital district, Mr. Hutchison gave a background history of the hospital operation and suggested that the time had come to support the basic operation by public funds. He pointed to demands from federal and state sources as a major factor for the necessity of building a new hospital. Cortez is only the second hospital in the nation to acquire a 5% loan on \$2,000,000 from the Farm Home Administration with \$1.5 from the Hill-Burton funds, \$90,000 through Four Corners funds and other sources are thought to be available from the Indian tribes. Mr. Walker feels that the present hospital could be closed immediately through cutting off of funds and pointed out that they were representing the Steering Committee with Co-Chairmen Dr. Fred Reddert and Charles E. Porter, Hal Tanner of Cortez, Russell E. Hindmarsh, Lakeview, Eldon Zwicker of McElmo, Jack Kinkade of Dolores and Byron Pyle of Towaoc.

Public hearings will be held by the hospital advisory committee in Cortez, Mancos and Dolores Prior to a public hearing to be scheduled by the Board of County Commissioners. On a motion by Comm. Bader, the following resolution was adopted. (See attached).

Jim Riffey, business manager of school district RE-1 and transportation manager Richard Stanley appeared to discuss school bus routes and turn-arounds. The requested additional gravel and rebuilding of various locations was referred to the Road Department,

Road Superintendent Earnest Boren reported on equipment and construction. Road right of-way near Jackson Reservoir and Northeast of Pleasant View was discussed.

Attest:

(CONTINUED)

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
MONDAY, SEPTEMBER 23, 1974

Roy Roper of the Soil Conservation Service and Joe Brown representing the San Juan RC & D, appeared to discuss cost estimates of a reseeding program on county road right-of-ways in the Pleasant View area. Preliminary plans call for about 88 miles of road at a cost of \$444.00 per mile for a total of \$39,072. County share would amount to \$7814.00 with the project being spread over a five-year period. The plan would begin possibly in September of 1975 on a 17-18 mile segment.

Joe Baker, developer of the Cedarwood Acres sub-division presented a final plat for adoption. Comm. Bader made a motion to adopted the plat to be developed in phases, phase one being lots 1,2,3 and 8 in block one, lots 1 and 14 in block two and lots 1 and 12 block three. Improvements for said phase one shall constitute construction of Ridge View Road and Ridge View Place and water lines to serve lots of phase one. Letter of credit from First National Bank of Durango in the amount of \$13,800 is forth coming that satisfactory financial arrangements to provide electric service for phase one has been made. If for any unforeseen reason that development of phase one cannot proceed in an orderly and satisfactory manner, the Board of County Commissioners reserve the right to suspend any further sales of lots in said sub-division. It is further moved that \$40.00 per lot shall be paid by sub-divider to an escrow account administered by Montezuma County for schools and other public purposes, such deposit to be made in advance of sale in increments of not less than \$80.00. The motion was seconded by Comm. Honaker and approved unanimously.

G. W. McCutcheon appeared to discuss a correction to a deed given him by Montezuma County covering the Narrow Gauge and Narrow Gauge Extension missing claims. The matter was deferred to September 30th.

County Engineer Fred Thomas reported a conversation with the FAA indicating they would go along with the increased cost of about \$75,000 for improvements at the airport if the City and County could make up the difference of \$18,580.00 The Board will discuss it and make a decision later.

Tom Messenger from the Colorado Department of Health is in County ofr the week to work with the County Health Department checking food establishments and other health problems. Mr. Messenger will work with the department and report back to Denver his findings.

Cortez City Manager Dwayne Longenbaugh reported on plans at the airport to improve security and a public address system for announcing flights. Needs for housing the fire truck and tool storage was also discussed. Approximately \$1500 in cost is anticipated. Total expenditures proposed for 1975 amount to \$17,500 each for City and County.

Library assistance for 1974 was \$1800 for the Cortez Library and Mr. Longenbaugh pointed out that the Cortez Library budget for 1975 would be about \$40,000. He asked for any additional consideration the County could furnish for 1975. It was agreed that the Cortez Library share of State assistance would be about \$5,100.00 with the balance to go to the Mancos and Dolores libraries.

Adjourned at 5:00 P.M.

ATTEST:

Clerk

Chairman

Minutes 09/16/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 16th day of September, A.D. 1974 there were present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting held on Monday September 9, 1974 were read and approved to correct a motion made by Comm. Bader, seconded by Comm. Honaker to refund \$50.00 to Wayne Denny for tax sale purchase on which no clear title could be furnished. Motion was approved unanimously.

Coroner, Dr. C. E. Parmley appeared at the invitation of the Board to discuss autopsies and related matters. He explained that the hospital was required to have the services of a pathologist for accreditation purposes. Health care standards, birth mortality rates and, other matters were discussed.

District Attorney George Buck appeared to discuss a hospital bill from Broadwater County, Montana, for care of a prisoner injured in that jail and who was being held for Montezuma County. Mr. Buck will advise them of no liability on the part of Montezuma County since the injury occurred in their jail.

Correspondence was read from Joe Brown, the Interstate Association of Public Land Counties. The Colorado Division of Mines, Club 20 and Dr. Alan L. Hays. Other correspondence from the Department of the Treasury, State Board of Social Services, State Department of Highways, Colorado Division of Property Taxation and Joe Baker were read.

Health Officer Dr. T.A. Davis appeared with Nurse Helen Brown and Sanitarian Fred Thomas to discuss the County position to have Mr. Thomas appointed by the State Health Department. The State department refuses to appoint Mr. Thomas and Dr. Davis advises they have picked up all the files pertaining to inspection of food establishments in Montezuma County.

Kathryn Isaman was also present and presented a petition asking the appointment of an inspector for this area. Dr. Davis pointed out that this appointment is the responsibility of the State Health Department. The State Department is believed to have made an inspection of the food serving facilities during the month of July. The Board agreed that a letter would be written to the State Health Department requesting action to make the inspections. Planning Director Marshall Denton presented a variance to the sub-division regulations for McAfee Warehouse, Inc. to sell off a 1.5A tract as an isolated tract. Comm. Honaker made a motion to approve the variance seconded by Comm. Bader and approved unanimously. (See attached).

A service plan and petition for the formation of a Hospital District prepared by Attorney WM. A. Thompson for the Montezuma County Clerk at 4:00 P.M. on Thursday, September 13, 1974 was examined. County Attorney Grace Merlo explained legal aspects of the law covering formation of such districts.

A check in the amount of \$1,200.72 being the Cigarette tax apportionment for July was received from the State Treasurer.

Gordon Swing, investigator for the District Attorney office presented bids from local car dealers for a new unit to replace his broken down car. Comm. Bader made a motion to accept the bid of Cortez Motor Company for a 1974 Dodge Dart four Door sedan @ \$3369.00 and that the

Attest:

(CONTINUED)

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
MONDAY, SEPTEMBER 16, 1974

the purchase be paid from Revenue Sharing Fund. Motion was seconded by Comm. Honaker and approved unanimously.

A request for \$3,041.73 from the Colorado Department of Agriculture for animal control in 1975 was received and taken under advisement. A proposed budget from the Fair Board in the amount of \$5,975.00 was also received and filed.

Treasurer Russell Hindmarsh appeared with Joe McKinley and, John Crowley to discuss a parcel of land to which he had given County a deed through tax sale. The taxes had been paid for years under the name of Wills but not paid for the past 12 years. Action deferred with decision to be made later.

Road Superintendent Earnest Boren and Bill Head reported estimated cost of gravel to School District RE-1 would be \$5.00 per yard delivered at the bus garage. Road construction, sanitary land fills and river work for the Tom of Dolores was discussed. A new sweeper for use in oiling operations has been received.

Cortez City Manager Dwayne Longenbaugh, City Clerk Fred Torres, County Engineer Fred Thomas and interested bidders on the airport improvement project were present to open the bids. Bids as follows:

Nielsons, Inc. - $\$155,235 + \$3,525 + \$90,860 + \$5500 = \$255,120$

Sterling Paving Co. - $\$183,400 + \$3525 + \$90,860 + \$8000 = \$285,785$

Universal Constructors - $\$175,802 + \$3,525 + \$96,642 + \$4150 = \$280,119$

Bids were taken under advisement.

County Treasurer Russell Hindmarsh advised the Board that he had just received \$59,716.93 in mineral lease monies from the State of Colorado. Comm. Honaker made a motion to apportion 75% of these funds to the Road and Bridge Fund and 25% to Public Schools. Motion was seconded by Comm. Bader and approved unanimously.

Board of Welfare conducted.

General Fund vouchers #29633 through #29741 in the amount of \$3,634.97 and Road Fund vouchers #2102 through #2105 in the amount of \$731.48 and Public Works vouchers 51 and 52 in the amount of \$112,452.66 and Contingency Fund voucher #17 in the amount of \$30,000.00 were allowed and ordered paid.

County Clerks report for the month of August and a Sheriffs report of fee collections were received.

Discussion was held concerning the leasing or purchase of a punch-card voting system. Tom Eschberger of the Computer Election Service was present to explain features of the Ballot Tab system. The Board decided to wait for future developments in this field before doing anything.

Adjourned at 5:00 P.M.

Attest:

Clerk

Chairman

Minutes 09/16/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 16th day of September, 1974, with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent:

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

The following proceedings among others, were taken:

Resolution P31 1974

WHEREAS: McAfee Warehouse, Inc., owner of six acres more or less lying in the SE ¼ SE ¼, Sec., 36, Twp. 38 N., R 17 W., N.M.P.M., as described in Book 268 Page 212 of the Montezuma County records. The owner desires to sell to a separate owner 1 ½ acres more or less described as follows: Starting at a point at the Southeast corner of Township 38 North, Range 17 West, N.M.P.M. marked by an iron stake in the center of the road, thence West 1017 feet in the center of the road, thence North 30 feet to the point of beginning on the North line of road, thence West 175 feet, thence North 384 feet, thence East 175 feet, thence South 384 feet to the point of beginning and containing 1.543 acres more or less.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Charles McAfee did appear on behalf of the Corporation on September 16, 1974 before the Board of Commissioners, requesting exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations stating the land to be sold is presently used for commercial warehouse purposes and will continue to be used for that purpose. The division of the parcel will be compatible to the Master Plan for the area concerned which is presently urbanized.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of lands is compatible with the County Master Plan. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision Regulations is hereby granted.

Commissioners voting aye in favor of the Resolution were: McComb, Bader and Honaker.

C. K. Herndon
County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon are true and correct.

(SEAL)

County Clerk and Recorder
Montezuma County, Colorado

Minutes 09/09/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 9th day of September, A.D. 1974 there were present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

Dorothy Cromar, Deputy County Clerk,

Absent

Minutes of the Regular meeting held on Monday, September 3, 1974 were read and approved. Correspondence was read from Club 20 asking for \$2,290.00 for help in planning future of Colo. Robert L. Seaton has set up a meeting of the Fair Board members for September 10, 1974 to elect officers and set up a budget.

The County Service Officers monthly report was received and approved. Board of land commissioners sent letter concerning land planning and leases. School District Re-1 requested help on gravel and hauling to repair school bus parking lot. This was tabled for further information. A letter from Board of Health was read and noted

Robert Boe, Dolores Leone, Dept of Institutions Co-ordinator, Merl, Pittman, Lynn Patten and Dan Nedoba, Counsellor of the S. W. Mental Health Center Ins. appeared to discuss mental health. Miss Leone stated Montezuma County share of the program at the 40% expected is \$8,772.00. Further consideration will be given to this project.

Charlie Sessler appeared with Marshall Denton to ask for a resolution to add more area to tracts already owned by him and Dan Belt at Summit Lake. Comm. Honaker moved and Comm. Bader seconded resolution be approved. Passed.

Charles McAfee asked he be allowed to sell 1 1/2 acres and retain 4 1/2 acres in Lewis for McAfee Whse. Inc. This was approved.

Tony Skrbek of S. W. Criminal Justice LEA stated a request for a grant on Phase II be submitted at the earliest date possible, and discussed other problems which may arise in starting the operation of the new County-City Building.

AIM representatives Deanna Truelson gave an annual report and also presented the budget for 1975. Bill Brown had a proposal for the use of the local bldg. for a detoxification center; Lynn Patten suggested the Commissioners go take a look at the local building. There will be a meeting this afternoon between AIM and Senior Citizens in the hope of clarifying all these interrelated grants. Leona Shay and Mildred Ross were also in the group.

Bruce Isaacson of Club 20 and Russ Brown thanked the Commissioners for their past support and put in their request for \$2,290.00 as needed for the coming year from Montezuma County. Whetsell Allen put in a request for \$800.00 for the Soil Conservation District and \$200.00 for Resource Conservation and Development.

Earnest Boren, Road Supervisor, introduced Roy Henneman of the Arrow Motel who asked for any help that could be given on graveling 7/8 mile of road into a house east of Mesa Verde Park overpass. The commissioners will go and look at this at their first opportunity. A blade will be attached to a Mancos City truck in the County shop. Mr. Boren was to look into cost of gravel for repairing school bus parking lot. He will talk to Wesley Wallace on a right-of-way in Summit Ridge are. Both crushers are to moved to Mancos.

Attest:

(CONTINUED)

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
MONDAY, SEPTEMBER 9, 1974

Sheriff Bob Hampton presented his monthly report.

Al Patscheck appeared in behalf of the town of Dolores. They would like help in cleaning the river channels for 1 or 1 1/2 miles.

Another pit and an access road is needed at the city dump, and also pavement of a few blocks in the city. Since the County does not have their hot plant six in operation no paving can be done. Comm. Bader suggested Earnest Boren go take a look at this and report back, Dale Walters caretaker of the Lakeview dump is going to take a vacation so a temporary replacement will be needed.

An invitation to inspect the Rico Argentine Mine, September 12, was read by Comm. McComb. Board of Welfare conducted.

Ray Rabe of Comp. Health Planning met with the Board on a discussion of budget. Region 9 office will be centralized to a coverage of the western slope of Colorado. A copy of the revised budget was handed out. Budget approved as is.

Marshall Denton reported back on a meeting of AIM and Senior Citizens. More study will be needed on this budget.

Ralph Chrisensen of Metropolitan Ins. had Insurance policies, General Fund vouchers #29556 through #29632 in the amount of \$10,479.18 and Road Fund vouchers # 2065 through # 2101 in the amount of \$53,237.56 and Revenue Sharing voucher # 17 in the amount of \$3300.76 were approved and ordered paid.

Wayne Denny, Assessor discussed some lots in Mancos sold by the County to him with no clear title. Comm. McComb made a motion that money be refunded to Mr. Denny.

George Buck and Gordon Swing stated the car they were using had broken down. Another car will be used as this one is beyond repair.

Commissioners voted to increase the Commissioners Petty Cash to \$1,000.00 Motion made by Comm. Bader, seconded by Comm. Honaker. Approved unanimously.

Adjourned at 5:30

C. K. HERNDON

Attest: MONTEZUMA COUNTY CLERK

Clerk By Dorothy Cromar Chairman

Minutes 09/09/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 9th day of September, 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent:

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P30 1974

WHEREAS: Gordon B. and Mary J. Butterfield, owners of 1.38 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 34, Twp. 37 N. R 14 W., N.M.P.M. desire to sell this property to two separate parties. Said tracts to be sold are described as follows:

Tract 1: A tract of land described as beginning at a point 200 feet North of the SE Corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 34, Township 37 North, Range 14 West, N.M.P.M.; thence W 150 feet; thence N 200 feet; thence E 150 feet; thence S 200 feet to the point of beginning together with right of ingress and egress to said tract over and upon a 30-foot roadway, the centerline of which is described as follows: Beginning at a point 200 feet North of the SE Corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 34, thence running due West to the West boundary line of the above tract, thence running due North to the NW Corner of the above described tract; subject to an easement and right-of-way over and across the West 15 feet, the South 15 feet and the East 10 feet of the above described tract; and excepting an undivided $\frac{1}{2}$ interest in all oil, gas and other minerals as described in Book 194 at Page 132, and subject to right-of-way easement to the Empire Electric Association Inc. as recorded in Book 309 at page 109 of the Montezuma County records.

Tract 2: A tract of land described as beginning at a point 400 feet North of the SE Corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 34, Twp. 37 N., R 14 W., N.M.P.M.; thence 150 feet W; thence 200 feet N; thence 150 feet East; thence 200 feet South to the point of beginning, together with right of ingress and egress to said tract over and upon a 30 foot roadway, the centerline of which is described as follows: Beginning at a point 200 feet North of the SE Corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 34, thence running due West to the West boundary line of the above tract, thence running due North to the NW Corner of the above described tract; subject to an easement an right-of-way over and across the West 15 feet, the South 15 feet and the East 10 feet of the above described tract, and excepting an undivided $\frac{1}{2}$ interest in all oil, gas and other minerals as described in Book 194 at Page 132, and subject to right-of-way easement to the Empire Electric Association, Inc. as recorded in Book 309 at Page 109 of the Montezuma County records.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: CHARLES H. SESSLER, appearing as agent for Gordon B. and Mary J. Butterfield, appeared before the Montezuma County Board of County Commissioners on September 9, 1974 requesting exemption from filing of a subdivision plat as provided by the Montezuma County Subdivision Regulations stating that the transfer of these two tracts were to adjacent owners.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of lands is compatible with the County Master

Plan. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision Regulations is hereby granted, however it is further directed that

Online Copy

Minutes 09/03/1974 Regular

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Tuesday, the 3rd day of September, A.D. 1974 there were present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting held on Monday, August 26, 1974 were read and approved. Correspondence was read from the Colorado Department of Health, Colorado Law Enforcement, Academy, Division of Local Government, Colorado Public Utilities Commission, Colorado Division of Property Taxation, The Colorado State Library and S.W. Colorado Comprehensive Health Planning Council.

Application for renewal of the 3.2% Beer license for Judd's Market south of Cortez was received. Comm. Bader made a motion to approve the application, seconded by Comm. Honaker and it was approved unanimously. Highway #184 maintenance agreement for the month of September was signed.

Arrangements were completed for the Board to observe the Data-Vote punch card voting system in Ft. Collins on Friday morning and return to Denver for an afternoon meeting at Wyer Auditorium concerning federal minimum wage legislation.

Discussion was held concerning County road rights-of-way, particularly in section 30-36-15. City Manager Dwayne Longenbaugh appeared to discuss the matter and the Board agrees that the road right-of-way has been in existence more than 20 years. Mr. Longenbaugh also suggested that the city may purchase a gravel chip spreader and that perhaps an agreement could be worked out with County to furnish trucks necessary for operations. The Board is agreeable to such an arrangement and details will be worked out later.

Discussion was held concerning appointment of board members to a County Fair-Board of Directors. Comm. Honaker made a motion to appoint Janice Hager, Ann Humiston, Joe Dean, Jim Jones and

Bill Graham to prepare a budget for 1975. Motion was seconded by Comm. Bader and the motion was approved unanimously.

Hildo Lister, Regional Planning District 9 director of community services appeared with Leona Shay to discuss the Cortez Senior Citizens program. Mr. Lister will meet with the Senior Citizens on the program and a later meeting set up with the Board,

Bill Brown, Alcohol and Drug Coordinator for Region 9 appeared to report \$15,000 in State funds available to this area on a 35% matching basis under HB1133. Montezuma County would be entitled to about \$8,000 of the above, A meeting to discuss a program of rehabilitation will be held tonight and the Board was invited to attend. Mr. Brown feels a need for a detoxification center in Cortez.

General Fund vouchers #1614 through #1677 and #29555 in the amount of \$22,37.32 and Road Fund vouchers #1815 through #1862 and #2064 in the amount of \$21,267.31 were allowed and ordered paid.

Road Superintendent Earnest Boren reported on road conditions and construction. Repairs are being made on the crusher. County Agent Bob Seaton reported housing has been arranged for

all the visiting Iowa cattlemen scheduled to arrive tomorrow evening. Visitation to local cattle operations

Attest:

(CONTINUED)

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
TUESDAY, SEPTEMBER 3, 1974

will be made and exchange of ideas made during the one day visit. Mr. Seaton also reported Montezuma County bean growers had won 1st, 2nd and 3rd places at the State Fair.

Pete Wengle, Supervisor of the San Juan National Forest, Clyde Steel, Dolores District Ranger and Forester Steve Kelly appeared to discuss land, use problems. Road needs and timber management was discussed and identification of items of State interest such as minerals, timber and grazing and water qualities. Mr. Wengle stated that the Forest Service would like to have local District Rangers work with the local agencies and offered any resource at the higher levels to assist with the program.

Board of Welfare conducted.

A meeting with the various department heads concerning salaries for 1975 was held. No definite salary was set and department heads were requested to prepare 1975 budgets with suggested increases to see how the total budget works out. More consideration will be given later to all departments.

Assessor Wayne Denny discussed a mapping program recommended by the State Department of Taxation. Purpose is to help locate approximately 40,000A of land not now on the tax rolls. Cost is expected to be about \$17,000 for the program. He recommends the inclusion in his 1975 budget. No action taken.

Adjourned at 5:00 P.M.

Attest:

Clerk

Chairman

Minutes 08/26/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 26th day of August, A.D. 1974 there were present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting held on Monday August 19, 1974, were read and approved as corrected to include a report by County Engineer Fred Thomas advising that bids are to be opened on September 16, 1974 at 2:00 P.M. in the Commissioners Room on paving airport runway.

County Attorney Grace Merlo reported on the hearing held last week concerning the damage to the Pleasant View road caused by hauling heavy oil field equipment into a location west of Pleasant View.

An application for a 3.2% Beer license from Vaughn D. and Shirley J. Fairbanks to transfer the existing license for Ute Mountain Market from present licenses was received. Comm. Honaker made a motion to approve the transfer, seconded by Comm. Bader and it was approved unanimously.

Correspondence was read from the Interstate Association of Public Land Counties, Colorado Comprehensive Health Planning Council for region go Colorado Department of Highways and a report from Assessor Wayne Denny certifying the assessed valuations for the various taxing districts totaling \$29,254,550, subject to any changes by the State Board of Equalization. Letters from Glenn E. Wilson, Master of Grange #336 and a copy of a letter from the Colorado Department of Health to Helen Brown were also read.

John Porter, Bill Graham, Janice Hager, Jim Jones and Mrs. Glen Humiston appeared to discuss County participation in a County Fair. They recommended the appointment of a Board of Directors for taking action to draw up a budget and present it to the Commissioners for funding. State law provides a manner of financing a County Fair through the County General Fund. Comm. Bader recommended the names of Bill Graham, Jim Jones, Joe Dean, John Porter, Mrs. Humiston and Mrs. Hager be considered in naming a Board of Directors. The matter will be taken under advisement.

Health Officer Dr. T. A. Davis, Nurse Helen Brown, Sanitarian Fred Thomas and Cortez City Manager Dwayne Longenbaugh appeared to discuss setting up a testing facility to monitor domestic water supplies in order to make immediate tests when contamination is suspected such as the recent Rico Argentine spill of a poison into the Dolores River. City Manager Longenbaugh stated that present City testing equipment could be expanded at a cost of about \$4,000.00 to handle all testing needed, including well water tests and that it would be available for County testing. Details of use could be worked out with City and County participating in purchase of the needed equipment. Participation of Dolores County will also be solicited, Mr. Longenbaugh reported City objections to using 1080 grain in Milling prairie dogs and prefer the use of a carbon monoxide capsule within the city. Mr. Longenbaugh requested assistance at the land fill and filling of the old sewer lagoons. County will help on digging the land fill. Dr. Davis also discussed the home health nursing which now has about 70 cases needing weekly checks

in addition to the various clinics that are conducted. He asked the addition of a part time nurse to reduce the load and discussed budget procedure for 1975.

R. T. Periman appeared to discuss the operation of the Senior Citizens program. He also discussed the Dolores River flood control and a possible variance under the sub-division regulations to deed a one-acre tract to his son.

Attest:

(CONTINUED)

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS
MONDAY, AUGUST 26, 1974

Planning Director Marshall Denton appeared with Mr and Mrs. Joe Samora to discuss a variance to the sub-division regulations to deed four, three acre tracts in section 6-36-16 to their children. Commissioner Bader made a motion to approve the variance, seconded by Comm. Honaker and it was approved unanimously. (See Attached). Mr. Denton also presented a variance for Fern Butler of Pleasant View to deed off a one-acre tract to Roger Worthy to add to an existing tract. Coma. Bader made the motion to rove the variance, seconded by Comm. Honaker and approved unanimously. (See Attached).

A correction variance for Thomas Brennan to rescind the previous variance was also presented by Mr. Denton. Comm. Honaker made a motion to approve the correction, seconded by Comm. Bader and approved unanimously. (See Attached). Mr. Denton also discussed the schedule of payments due on the Public Safety Building to satisfy terms of the LEAA grant. Consideration of setting up an escrow agent will be made and report to the Board next week.

Eldon Zwicker and Whetsell Allen appeared to discuss financial assistance to the Soil Conservation District in an amount of \$1,000.00 for 1975 to pay a part time secretary salary. The request was noted for inclusion in the budget. An inspection of the RC & D project to plant grass on County road right-of-way was scheduled for Friday, August 30th with Mr. Allen.

Road Superintendent Earnest Boren and Bill Read reported nearly nine miles of road had been chipped last week. One mile of seal coating west from the M & M corner will be done late in September and a second coat applied an the McElmo portion of construction. Various construction methods were discussed and the sale of various equipment not needed. Other construction and patching material was also discussed. Mr. Boren will contact G. W. McCutcheon about digging land fill for the Sanitation district. Discussion was held concerning the revision of the fiscal year for the SW Colorado Comprehensive Health Planning Council, An overall reduction of two month's is anticipated. Bill Gibbons, Director of the Regional Planning Commission appeared to discuss a new work program for FY75. \$22,000.00 included in a HUD grant is available for city and towns of the area. Montelores development of domestic water projects, and zoning studies in Rico and Dove Creek were approved. Next Regional meeting will be held in Cortez on September 11, at 8:00 P.M., City Hall.

Board of Welfare conducted.

Adjourned at 5:00 P.M.

Attest:

Clerk

Chairman

Minutes 08/26/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF MONTEZUMA STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado duly convened and held the 26th day of August, 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent : NONE

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P28 1974

WHEREAS: Jose J. and Adilio Samora, owners of 73.67 acres in the N $\frac{1}{2}$ NE $\frac{1}{4}$ less tracts in Sec. 7, Twp. 36, R. 16W., N.M.P.M. desire to sell four separate tracts of land to relatives. Said property to be sold is described as follows:

Tract No. 1: A parcel of land situate in the Northeast Quarter Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 7, Township 36 North, Range 16 West, N.M.P.M., Montezuma County, Colorado, and more commonly described as follows: Beginning at a point, an iron pin set in the ground, from whence the North Quarter Corner of Section 7, Township 36 North, Range 16 West, N.M.P.M., bears North 71 degrees 32' West a distance of 2325.5 feet; thence North 89 degrees 51' East a distance of 223.6 feet to an iron pin set in the ground; thence South 0 degrees 09' East a distance of 577.5 feet to an iron pin set in the ground; thence South 89 degrees 51' West a distance of 226.3 feet to an iron pin set in the ground; thence North 0 degrees 09' West a distance of 577.5 feet to the point of beginning and containing 3.00 acres more or less.

Tract No. 2: A parcel of land situate in the Northeast Quarter Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 7, Township 36 North, Range 16 West, N.M.P.M., Montezuma County, Colorado, and more commonly described as follows: Beginning at a point, an iron pin set in the ground, from whence the North Quarter Corner of Section 7, Township 36 N, Range 16 West, N.M.P.M., bears North 69 degrees 35' West a distance of 2113.3 feet; thence North 89 degrees 51' East a distance of 226.3 feet to an iron pin set in the ground; thence South 0 degrees 09' East a distance of 577.5 feet to an iron pin set in the ground; thence South 89 degrees 51' West a distance of 226.3 feet to an iron pin set in the ground; thence North 0 degrees 09' West a distance of 577.5 feet to the point of beginning and containing 3.00 acres more or less.

Tract No. 3: A parcel or tract of land situate in the Northwest Quarter, Northeast Quarter Section 7, Township 36 North, Range 16 West, N.M.P.M., Montezuma County, Colorado, and more commonly described as follows: Beginning at a point on the South Right-of-Way of Montezuma County Highway "M" from whence the North Quarter Corner of Section 7, Township 36 North, Range 16 West, N.M.P.M. bears North 00 degrees 00' a distance of 179.5 feet; thence South 65 degrees 09' East along said South Right-of-Way a distance of 33.1 feet; thence South 00 degrees 00' a distance of 326.0 feet; thence South 62 degrees 20' East a distance of 131.0 feet; thence South 10 degrees 20' East a distance of 166.0 feet; thence South 00 degrees 00' a distance of 506.4 feet; thence South 89 degrees 51' West a distance of 175.8 feet; thence North 00 degrees 00' a distance of 1070.9 feet to the point of beginning and containing 3.00 acres more or less.

Tract No. 4: A parcel of land situate in the Northwest Quarter Northeast Quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$), Section 7, Township 36 North, Range 16 West, N.M.P.M., Montezuma County, Colorado, and more commonly described as follows: Beginning at a point, an iron pin set in the ground, on the South right-of-way line of Montezuma County Highway No. "M", from whence the North Quarter Corner of said Section 7, Township 36 North, Range 16 West, N.M.P.M. bears North 8 degrees 00' West a distance of 195.3 feet; thence South 65 degrees 09' East along said right-of-way a distance of 199.3 feet to an iron pin set in the ground; thence South 42 degrees 11' East

Minutes 08/26/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 26th day of August, 1974, with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P29 1974

WHEREAS: Fern Butler, owner of 131 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and Lots 10, 11, and 12 less tracts in Section 6, Township 38 N. Range 17 W., N.M.P.M., desires to sell one acre more particularly described as follows: A tract in Lot 10, Section 6; Township 38 North, Range 17 West, N.M.P.M. described as beginning at a point 869 feet West and 360 feet South of the intersection of the North boundary line of said Lot 10 and the West right-of-way line of U. S. Highway 160 as now constructed and running from said beginning point South 208 feet, East 208 feet, North 208 feet, West 208 feet to beginning point.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Rodger Worthy, agent for Fern Butler requested David M. Denton to appear for him before the Board of Commissioners on August 26, 1974 requesting exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations stating she is not subdividing her property in the intent of the regulations but merely selling the one acre to an adjoining property owner to enlarge his holdings.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of lands is compatible with the county Master Plan. Mr. Denton further informed the Board of Commissioners this property would be used for agricultural use and not residential. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision Regulation is hereby granted, however, it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres that a Subdivision Plat will be filed.

Commissioners voting aye in favor of the Resolution were: McComb, Bader and Honaker.

C K. Herndon
County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon are true and correct.

(SEAL)

County Clerk and Recorder
Montezuma County, Colorado

Minutes 08/26/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado duly convened and held the 26th day of August, 1974, with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

The following proceedings among others, were taken:

Resolution P27 1974

WHEREAS: Thomas L. and Evelyn J. Brennan, owners of 136.04 acres more or less in Lots 6-7: E ½ SW ¼ Sec. 6, Twp. 36 N., R 15W. N.M.P.M. desire to sell 133.12 acres more or less and retain 2.92 acres more or less for themselves. The 2.92 acres to be retained are described as follows: beginning at a point from which the SW corner of Sec. 6, Twp. 36N., R 15W., bears S 88 degrees 55' W., a distance of 1968.4 feet; thence N 4 degrees 20' E 326.7 feet; thence N 81 degrees 41' E 224.3 feet; thence S 37 degrees 46' E 290.1 feet; thence S 65 degrees 27' E 230.6 feet; thence S 52 degrees 53' E 35.3 feet; thence S 89 degrees 49' W to the point of beginning a distance of 664.3 feet, and containing 2.92 acres.

WHEREAS: The Montezuma County Subdivision Regulations provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: David M. Denton, agent for Thomas L. and Evelyn J. Brennan, having appeared before the Montezuma County Board of County Commissioners on August 26, 1974 requesting exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations; stating that they are not subdividing their property in the intent of the regulations, but merely creating the one isolated tract for residential purposes, and further stating that the reserved site is to be established as their personal residence.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations, and further finds that the area surrounding said 2.92 acre tract does not have a housing density problem and it does abut a public road and adequate sewage disposal is available and the location of a residence on this tract does not conflict with the Master Plan as prescribed by the Montezuma County Subdivision Regulation: is hereby granted, however it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres that a Subdivision Plat will be filed. This Resolution rescinds Resolution P6 1974.

Commissioners voting aye in favor of the Resolution were: McComb, Bader and Honaker

C. K. Herndon
County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon same are true and correct.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 08/19/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 19th day of August, A.D. 1974 there were present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting held on Monday, August 12, 1974 were read and approved. Correspondence was read from U.S. Department of Labor, Colorado Counties, Inc., southwest Comprehensive Criminal Justice Planning for Region 9 & 10, Division of Local Government, Southwest Community Centered Board and a report from County Sanitarian Fred Thomas concerning the spill of between 3,000 to 5,000 gallons of sodium cyanide into the Dolores River above Rico by the Rico Argentine plant.

Jerry Wolf reported about 200 State Sheriff Posse members and 25 Sheriffs would be in Cortez on the weekend of August 30-31 and invited the Commissioners to attend all events and be guests at the annual banquet of the Sheriffs Posse.

Kevin Howery, news director for KVFC stopped by to introduce himself and was given an explanation of county operations.

Planning Director Marshall Denton presented a proposed resolution to amend the 1974 budget to receive approximately \$31,000.00 of State funds under HB1041 to identify items of State interest in Montezuma and Dolores Counties. More research is needed before action is taken. County Clerks report for July was received and examined.

Whetsell Allen appeared to discuss the planting of grass on county road shoulders and right of way. RC & D will pay 80% of the cost. County Road Department will prepare ground work and hire private contractors to plant grass seed.

Further discussion was held concerning the handling of HB1041 funds. Comm. Honaker made a motion to adopt the attached resolution. Motion was seconded by Comm. Bader and approved unanimously.

A review of the draft agreement for operation and control of common facilities of the new Justice Building was made. Formal approval will not be made until the Cortez City Council has had an opportunity to review the contents.

Discussion was held concerning the Position to be adopted by the Board on the request of Frontier Airlines to join them in requesting the Civil Aeronautics Board to investigate and make a decision as to the applicability and desirability of a regional airport or separate airports in Cortez, Durango and Farmington. The Board has previously adopted the position to Maintain service to all three communities as opposed to a Regional concept and confirmed that stand to LaPlata County Commissioners by phone.

Richard Stanley, Transportation Supervisor for School District RE-1, appeared to discuss mutual Problems. Mr. Stanley will locate all bus turn arounds for the Road Department and all requests for assistance will be channeled through the school administration.

Discussion was held concerning the Public Hearing by the State Legislative Committee on State and Federal Lands to be held in Cortez on August 29th. The Board will request

Attest:

(CONTINUED)

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
MONDAY, AUGUST 19, 1974

permission to be heard in order to present information on lands owned by various non-taxable entities in the County.

A meeting with U.S. Forest personnel on September 3, 1974, to discuss term of HB1041 was set for 2:00 P.M. on that date.

Sheriff Bobby Hampton reported that the City of Cortez had given the County a 1956 GMC rescue unit which will be used in Search and Rescue operations and for a back up unit to the new City unit. He also reported progress had been made on the illegal beef-butcherling in the Mancos area.

County Sanitarian Fred Thomas reported that some equipment to test water for impurities was available at the City of Cortez but more was needed. Earlier detection of pollution could be then made.

Road Superintendent Earnest Boren reported on the Chipping process of road surfacing. About one mile of chipping has been completed today and tomorrow they will get going full speed. Cost expected to be about \$4500.00 with the process not including cost of county trucks and manpower.

Board of Welfare conducted.

Adjourned at 4:00 P.M.

ATTEST:

Minutes 08/12/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 12th day of August, A.D. 1974 there were present:

Harold McComb Chairman

Curtis Honaker Commissioner

Clay V. Bader Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting held on Tuesday, August 6, 1974 were read and approved. Sheriff Bobby Hampton reported that an apparent leak from a leaching pond at the Rico mill was killing fish as far as eight miles south of Rico and, the matter was being investigated by the Health Department. Water supplies to the Town of Dolores and the City of Cortez has been shut off and investigation into the matter is continuing.

Correspondence was read from Mountain Bell and KMOCO Oil Co. Other correspondence from Dr. Michael L. Rothman and the State Highway #184 maintenance agreement for July and August was signed. Treasurer's report for the Month of July was reviewed.

Norman Shultz, Colorado Department of Employment appeared to discuss the employment program in the area, He fears that unemployment in the area will continue to increase. His office is trying to place as many as possible and will keep the Board advised on any new programs. County Engineer Fred Thomas reported on the Dolores River water situation. He also presented proposed specifications for County roads and an information sheet setting forth his qualification as County Sanitarian.

Planning Director Marshall Denton appeared with Lyle Brossard requesting a variance to the sub-division regulations which had previously been tentatively approved, Comm. Honaker made a motion to approve the exemption which was seconded by Comm. Bader and approved unanimously. (See Attached). Howard C. Brashers appeared requesting an exemption in section 2-38-12 and

Fred Crouse requesting an exemption in section 13-36-16, both of which were approved unanimously. (See Attached). Glen Gentry appeared for Summit lake West requesting a variance to sell a 4.568 tract in section 34-36-14 which was also approved unanimously. (See Attached). A variance was also prepared by Mr. Denton for the Duran family to divide a 40A tract in section 24-37-17 into two equal size tracts. Coma. Honaker made a motion to approve the variance, seconded by Comm. Bader and approved unanimously, (See Attached).

County Auditor Gale Greenlee, Treasurer Russell Hindmarsh and Welfare Director Maurine McNiell appeared to discuss collection of Treasurers fees on monies paid to County by State for the Old Age Pension. The State contends that County could not collect the 1% fee from State funds and should be paid out of County funds. The State Attorney General ruled that it was a collectable fee from the State funds and at the present time, about \$4,000.00 is involved.

Mr. Greenlee will write a letter to the State Welfare Department with a copy of the Attorney Generals opinion covering the situation to attempt a solution to the problem.

Assessor Wayne Denny appeared to discuss equipment maintenance contracts.

General Fund vouchers #29467 through #29554 in the amount of \$15,225.93 and Road Fund vouchers #2024 through #2063 in the amount of \$27,939.70 and Revenue Sharing voucher #16 in the amount of \$38,546.00 and Public Works vouchers #47 through #48 in the amount of \$565.00 were allowed and ordered paid.

Road Superintendent Earnest Boren reported on road conditions and construction. Shannon Jameson of the McCoy Co. appeared to discuss a snow wing for use on the new motor grader ordered last

Attest:

(CONTINUED)

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
MONDAY, AUGUST 12, 1974

week. Comm. Bader made a motion to purchase a Falls snow wing @ \$5535.00 for delivery within 45 days. Motion was seconded by Comm. Honaker and approved unanimously.

Architect Fred Groves reported on anticipated costs to house and install automatic starting equipment for the emergency generator. Building is expected to cost about \$7500.00 with other costs unknown at this time.

Board of Welfare conducted.

Sheriff Bobby Hampton presented his report for the month of July and reported the water situation had been cleared up. Fred Thomas reported that approximately 250-300 gallons of cyanide had leaked from the Rico Argentine milling operation on Sunday which caused many fish to die. The problem has been corrected and an inspection made by the Colorado Department of Health and the Colorado Fish and Game Department. An offer to replace the fish has been made by Rico Argentine.

County Agent Bob Seaton and Secretary Billy Neely appeared to discuss operation of that office.

Adjourned at 4:45 P.M.

ATTEST:

Clerk

Chairman

Minutes 08/12/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 12th day of August, 1974, with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder C. K. Herndon

County Attorney Grace S. Merlo

the following proceedings among others, were taken:

Resolution P22 1974

WHEREAS: Lyle M. and Georgette R. Brossard, owners of 384 acres in Sections 7 and 8, Twp. 37 N., R 16 W., of which 133 acres lies west of Highway 666 and 36 acres of said 133 acres lies south of the one Pine Ditch owned and operated by the Montezuma Valley Irrigation Company. The Brossards are desirous of selling ten acres lying along the south side of said 36 acres to separate ownership. Said 36 acres is isolated from the remaining lands by the highway.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations, except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Lyle Brossard having appeared before the Montezuma County Board of Commissioners on August 12, 1974 requesting exemption from the Subdivision Regulations of Montezuma County stating they are not subdividing their property in the intent of the regulations. They also stated the fact that the tract to be sold is the only division of said 36 acres intended and further requests that the remaining 26 acres be considered an isolated tract.

NOW, THEREFORE: The Board of Commissioners of Montezuma County finds that this transfer is not within the purpose of the Montezuma County Subdivision Regulations and further finds that the division of lands is compatible with the County Master Plan. The Board of County Commissioners of Montezuma County find it is not the purpose of the Brossard's to create a subdivision. Therefore, the Board hereby rescinds Resolution P26 1973 dated September 11, 1972 and grants the Brossard's a single exemption, and further state that the remaining 26 acres of the aforementioned 36 acres is an isolated tract by virtue of its separation from the remaining lands by the Lone Pine Ditch and Highway 666. However, it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres that a Subdivision Plat will be filed.

Commissioners voting aye in favor of the Resolution were: McComb, Bader and Honaker

C. K. Herndon
County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon are true and correct.

(SEAL)

County Clerk and Recorder
Montezuma County, Colorado

Minutes 08/12/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 12th day of August, 1974 with the following persons in attendance:

Commissioners: Harold McComb, clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P23 1974

WHEREAS: Glenn A. Gentry, President of Summit Lake West, Inc. owners of a tract of land in Sections 32, 33, 34, T 37 N, R 14 W, and Sections 3, 4, 9, and 10, T 36 N, R 14 W and contains 1348.159 acres, more or less desires to sell 4.568 acres; a tract of land located in Section 34, T 37 N, R 14 W, N.M.P.M., in Montezuma County, Colorado, and more particularly described as follows: Beginning at a point which bears n 00 degrees 24' 16" W 1321.73 feet from the SW corner of said Section 34; thence East 238.25 feet; thence N 16 degrees 00' 00" W, 213.67 feet; thence N 10 degrees 00' 00" E, 660.00 feet; thence S 89 degrees 35' 44" W, 300.00 feet thence S 00 degrees 24' 16" E, 853.27 feet to the point of beginning, containing 4.568 acres, more or less.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these Regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Glenn Gentry appeared before the Montezuma County Board of Commissions on August 12, 1974 requesting exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations stating that he is not subdividing his property in the intent of the regulations, but merely selling property to an individual for residential purposes.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of lands is compatible with the County Master Plan. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision Regulations is hereby granted, however it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres that a Subdivision Plat will be filed.

Commissioners voting aye in favor of the Resolution were: Bader, McComb and Honaker

C. K. Herndon
County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon are true and correct.

(SEAL)

County Clerk and Recorder
Montezuma County, Colorado

Minutes 08/12/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 12th day of August, 1974, with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P24 1974

WHEREAS: Howard C. and Kerstin B. Brashers, owners of 25 3/8 acres in SE 1/4 of Section 2, Township 38N, Range 12W., N.M.P.M. desire to sell 8 acres in the SE portion of said tract, more particularly described as follows: Beginning at a surveyor's stake 1320 feet East and 330 feet South of the Northwest corner of the SE 1/4 of the NW 1/4, Sec. 2, Twp. 38 N., R. 12 W., N.M.P.M. (BLM brass cap in place corner 4 of tract 37) to a true point of beginning thence, 990 feet south, thence 352 feet west, thence 990 feet north, thence 352 feet east to the point of beginning, a parcel containing 8 acres more or less.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Howard C. Brashers appeared before the Board of Commissioners requesting exemption from filing of a Subdivision Plat on August 12, 1974 as provided by the Montezuma County Subdivision Regulations stating they are not subdividing their property in the intent of the regulations but merely selling this 8 acres to help to complete payment on the balance of the property which they intend eventually for their children. The property to be sold has access to the highway.

NOW, THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of lands is compatible with the County Master Plan. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision Regulation is hereby granted conditioned upon the fact that no further division of the afore described property shall be permitted without filing a Subdivision Plat. Further, let it be affirmed this Resolution rescinds Resolution P 26 1973 dated July 23, 1973.

Commissioners voting aye in favor of the Resolution were: McComb, Bader and Honaker

C. K. Herndon
County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon are true and correct.

(SEAL)

County Clerk and Recorder
Montezuma County, Colorado

Minutes 08/12/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 12th day of August, 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P25 1974

WHEREAS, Fred Crouse, owner of 12.09 acres of land described as a tract in SW $\frac{1}{4}$ Sec. 15, Twp. 36 N., R 16 W., N.M.P.M. desires to sell to an adjacent property owner 3 acres more particularly described as follows: A tract of land in the SW $\frac{1}{4}$ of section 15, T.36N., R.16W., N.M.P.M., being more particularly described as follows: Beginning at a point on a fenceline in the SW $\frac{1}{4}$ of Section 15, T.36N., R.16W., N.M.P.M., from which point the W $\frac{1}{4}$ Corner of said Section bears N. 64 degrees 56'51"W. a distance of 2421.98 ft.; thence S.24 degrees 24'E. a distance of 300.00 ft. along a fenceline; thence, West a distance of 505.00 ft. along a fence line to a fenceline which is the east R/W line of U.S. Hwy. 666; thence, N.17 degrees 39'00"W. a distance of 63.00 feet along a fenceline which is the east R/W line of U.S. Hwy. 666; thence, N.1201413011 W. a distance of 218.14 ft. along a fenceline which is the east R/W line of U.S. Hwy. 6661 thence, East a distance of 446.39 ft. to the point of beginning and containing 3.00 acres, more or less.

WHEREAS, The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations, except as exempt by the Montezuma County Board of Commissioners.

WHEREAS, Larry Wilson appeared as agent for Fred Crouse before the Montezuma County Board of Commissioners on August 12, 1974 requesting exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations stating the reason for the request was that Mr. Wilson now owns 1.89 acres and wishes to increase his holdings, and that Mr. Crouse is not subdividing his property in the intent of the regulations but merely to help his neighbor increase his holdings. The land to be sold is pasture and that will be its only use.

NOW THEREFORE, The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of lands is compatible with the County Master Plan. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision Regulations is hereby granted, however, it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres that a subdivision plat will be filed.

Commissioners voting aye in favor of the Resolution were: McComb, Bader and Honaker

C. K. Herndon

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon are true and correct.

(SEAL)

County Clerk and Recorder
Montezuma

County,

Colorado

Minutes 08/12/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 12th day of August 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk & Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P26 1974

WHEREAS: Victor and Tracine and John and Emma Lou Duran, owners in joint tenancy of 40 acres in the SW $\frac{1}{4}$ of Section 24, Twp. 37 N., R. 17 W., N.M.P.M. desire to divide said property in the following manner: E $\frac{1}{2}$ E $\frac{1}{2}$ E $\frac{1}{2}$ of SW $\frac{1}{4}$, Section 24, Twp. 37 N., R. 17 W., to John and Emma Lou Duran; and the W $\frac{1}{2}$ E $\frac{1}{2}$ E $\frac{1}{2}$ of the SW quarter of Section 24, Twp. 37 N., R. 17 W. to Victor and Tracine Duran.

WHEREAS: The Montezuma County Subdivision Regulation provide that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Victor Duran appeared before David M. Denton asking that he appear as agent for them before the Montezuma County Board of Commissioners on August 12, 1974 requesting exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations stating that they are merely dividing the property equally and are not subdividing the property in the intent of the regulations. This will be for residential and agricultural use only.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of lands is compatible with the County Master Plan. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision Regulations is hereby granted, however, it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres a Subdivision Plat will be filed.

Commissioners voting aye in favor of the Resolution were: McComb, Bader and Honaker

C. K. Herndon
County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon are true and correct.

(SEAL)

C. K. Herndon
County Clerk and Recorder
Montezuma County, Colorado

Minutes 08/06/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Tuesday, the 6th day of August, A.D. 1974 there were present:

Harold McComb Chairman

Curtis Honaker Commissioner

Clay V. Bader Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting held on Monday, July 29, 1974 were read and approved. Correspondence was read from the Division of Criminal Justice, San Juan RC & D. Dr. Paul D. Bostrom, Club 20 and San Juan National Forest supervisor Pete Wingle. Also, a copy of a letter written by County Attorney Grace Merlo to Mountain Bell, denying liability for damage to a telephone company buried cable was read.

A check in the amount of \$25,000.00 was received from the Colorado Department of Local Affairs to be used under terms of HB1041 to identify items of State concern such as flood plains, historical or geological sites and areas around key facilities. These funds will be placed in a separate fund with the County Treasurer for accounting purposes.

Comm. Bader made a motion that Marshall Denton be designated as administrator of the HB1041 program for proper accounting. Motion was seconded by Comm. Honaker and approved unanimously. County Assessor Wayne Denny and Deputy Helen Diffendaffer presented an abstract of assessed valuation of the County for 1974. Total amounts to \$29,254.550 plus \$34,466.500 in exempt properties such as National Parks, Forest Service, HIM and Indian Reservation lands.

Increase in value of Water Companies, Public utilities, and gas and oil assessments account for about \$1,000,000 increase with about \$1,500.000 more in normal increase of property values.

General Fund vouchers #1546 through #1613 and #29466 in the amount of \$32,415.58 and Road Fund vouchers #1769 through 1814 and 2023 in the amount of \$30,648.64 were allowed and ordered paid. Public Fund Vouchers #44 through #46 in the amount of \$30,044.91 were allowed and ordered paid.

Discussion was held concerning maintenance of the roof of the old part of the building. Comm. Bader made a motion that Raymond Higman be retained as contractor to maintain roof of the building. Motion was seconded by Comm. Honaker and approved unanimously.

Auditor Gale Greenlee reported Off a system of comparison of budgets with other Counties of like size as proposed by Colorado Counties, Inc. Mr. Greenlee will coordinate with Colorado Counties and have figures available when the Board begins budget procedure In September. He also reported receipt of \$24,831.22 for the Cost Allocation Plan prepared by him. This represents \$16,554.15 for 1973 and \$8277.07 advance for 1974. These funds were received by County Treasurer on July 26, 1974 and deposited to the Welfare Fund.

Mr. Greenlee recommended that these funds be transferred to the General Fund and Comm. Bader made a Motion to transfer the above \$24,831.22 from the Welfare Fund to the General Fund. Comm. Honaker seconded the motion and it was approved unanimously.

Planning Director Marshall Denton presented a variance to the sub-division regulations for Bill L. and Mary Lou Veach to deed two, three-acre tracts to their children in section 6-35-15. Tentative approval having Previously been made, the attached resolution was adopted. Mr. Denton also presented information for a variance for Summit Lake West for a 4.5A tract in section 34-37-14

which was tentatively approved. Preliminary approval was also granted for Lyle Brossard to dispose of an isolated tract of 26A in section 7-37-16 and Merle Lowe to amend resolution P41-1973 to permit disposal of a 7-½ acre tract in section 26-37-15.

Attest:

(CONTINUED)

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
TUESDAY, AUGUST 6, 1974

Al Messinger appeared to discuss the Civil Defense jeep which he had previously had custody of and spent a considerable amount of his own money in maintenance. He requested permission to remove items he had installed such as a trailer hitch and hubs. The Board explained that County property could not be disposed of in that manner.

An examination and service agreement was entered into with the Dover Elevator Co. for quarterly inspections and service of the elevator @ \$56.25 per quarter.

Discussion was held concerning purchase of a new motor grader. Comm. Bader made a motion to accept the McCoy Company bid of \$56,813.00 for a new Caterpillar model #14OG to be purchased out of Revenue Sharing funds. Motion was seconded by Comm. Honaker and approved unanimously.

Road Superintendent Earnest Boren reported on road preparation for chipping and other road construction. He reported that the road department would be able to use the electric motor and compressor formerly used to operate the air conditioning system,

Nurse Helen Brown and Engineer Fred Thomas appeared to discuss health matters. A contract with the Colorado Department of Health for payment of one-fourth of three public health nurses for fiscal 1974-75 in an amount not to exceed \$7743.00 was signed and returned for state approval.

Cortez Councilman Hal Tanner appeared to discuss the proposed draft agreement for operation of the City-County Justice Building. Minor changes were recommended for the final agreement. City Manager Dwayne Longenbaugh will prepare a preliminary operating budget for inclusion in 1975 budget planning. Board of Welfare conducted.

Adjourned at 4:45 P.M.

Attest:

Clerk

Chairman

Minutes 07/29/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado duly convened and held the 29th day of July 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay V. Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder: C.K. Herndon

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

WHEREAS during 1973, \$23,197 was transferred from the Federal Revenue Sharing Trust Fund to the General Fund, and

WHEREAS the purposes specified were:

Capital outlay \$13,197

Post mid wood control 10,000

Total \$23,197 and

WHEREAS the actual 1973 expenditure for such purposes were:

Capital outlay \$8,750

Post and wood control 6,068

Total \$14,818 and

WHEREAS this creates an excess of \$8,379.

NOW THEREFORE BE IT RESOLVED that \$8,379 of the 1973 expenditures within the General Fund for the Health Department be designated as expenditures of Federal Revenue Sharing monies.

Commissioners voting Aye in favor of the Resolution were: McComb, Bader and Honaker.
Commissioners voting Nay:

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

Date this 29th day of July, 1974.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 08/06/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 6th day of August 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P21 1974

WHEREAS: Bill L. and Mary Lou Veach, owners of 80.2 acres in lot 3 and SE ¼ NW ¼, Sec. 6, Twp. 35N., R 15 W., N.M.P.M. desires to transfer ownership of their two children each a three acre tract of land. Said land more particularly described as follows: Tract No. 1 beginning at the NW corner of said tract, thence, East a distance of 150 feet, thence, South 864 feet, thence West 130 feet, thence North 864 feet to the point of beginning. Tract 2 beginning at a point which is the NE corner of the above described parcel, thence East 150 feet, thence South 864 feet, thence West 150 feet to the SE corner of tract 1, thence 864 feet to the point of beginning.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Bill Veach having appeared before David M. Denton as agent for Montezuma County requesting exemption from filing of a subdivision plat as provided by the Montezuma County Subdivision Regulations on August 6, 1974, stating that the transfer of tracts are to members of his family.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of lands is compatible with the County Master Plan. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision Regulations is hereby granted, however it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres that a Subdivision Plat will be filed.

Commissioners voting aye in favor of the Resolution were: McComb, Bader and Honaker.

C. K. Herndon
County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon are true and correct.

(SEAL)

County Clerk and Recorder
Montezuma County, Colorado

Minutes 07/29/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 29th day of July, A.D. 1974 there were present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C.K. Herndon Clerk,

Absent

Minutes of the Regular meeting held on Monday, July 22, 1974 were read and approved. Correspondence from the State Auditor, Revenue Sharing Dept., Glenn Wilson Jr., Club 20, Colorado Commissioner of Mines, John Bermingham, State Board of Social Services, SW Colorado Comprehensive Health Planning Council, San Juan RC & D, Fred Thomas, Colorado Counties, Inc and the Public Utilities Commission.

Ralph Christensen of Metropolitan Life Ins. Co. appeared to discuss the group policy covering employees. All new employees shall not be covered until after a 30-day probationary period is satisfied.

Pat Marmon of Dolores appeared to request consideration for future painting contracts. Mr. Marmon has spent the past year working in the Denver area and can furnish necessary bonds. His company name is Rocky Mountain High.

Planning Director Marshall Denton appeared with Architect Fred Grove to discuss location of the fuel tank for emergency electrical generator at the new City-County building and feasibility of Constructing a separate building to house the generator. County will furnish and haul fill dirt for building and fueling of each entity vehicles through existing facilities was also discussed.

Mr. Denton also reported site location work on the Joint communication project was being done on the Dolores River rim above Dolores. Additional funds apparently will be needed to complete the building and move LEAA funds will be requested to complete the project.

The area generally west of U.S. Highway 666 in the Yellow Jacket-Pleasant View area is being considered by the RC & D group for a grass seeding program to control weeds. Road Dept. Will Work With the planning department.

John Porter, Chairman of the planning Commission, appeared to discuss zoning regulations. Twenty-four representatives throughout the county were appointed earlier to draw up plans to implement them and public hearings have been held to inform the public. Opposition has developed and no further hearings are planned at this time.

Joe Baker and Reef Eggers appeared to discuss the Ceaderwood Acres sub-division in section 19-36-15. They were advised to get approval of Empire Electric and Mountain Bell as soon as possible.

A preliminary budget for FY75 for funds received through HB1041 was discussed. A proposed agreement for the operation and control for the City-County Building as prepared by County Attorney Grace Merlo was reviewed setting forth duties of the Sheriff and Chief of police. It will be studied and referred to City of Cortez for action.

A meeting of the Board of Equalization was called to order at 11:30 a.m. to consider an appeal by Dr. Joh H. Dickson of the assessed value placed on property owned by him in the Kimmitz Addition to the City of Cortez. Those Present Were Board Chairman Harold McComb, Comm.

Clay V. Bader, Comm. Curtis Honaker, County Attorney Grace Merlo, Co. Assessor Wayne Denny, CO Clerk C. K. Herndon and Dr. Dickson. Several exhibits supporting his case were

Attest:

Clerk

Chairman

Continuation of the Proceedings of the Board of County Commissioners Monday 29th day of July 1974

presented by Dr. Dickson. He requested that the property be reclassified as agricultural lands. Mr. Denny stated that the land is valued at \$600.00 per acre and under the law he is required to make the valuation as city property. When Dr. Dickson was advised of the per acre valuation, his appeal was withdrawn.

Dr. Robert Carlson representing the Montelores Medical Society appeared to request that a local doctor be named to the post of Health Director for Montezuma County. He recommended that Dr. Bostrom be named to the post. The Board requested that Dr. Boatmen put the request in writing for consideration.

Clay Chambers and Clarence Brasier appeared to discuss specifications on a power grader. They were referred to the Road Dept.

Road Superintendent Earnest Boren reported on gravel operations and road construction. Preparations are being made to begin chipping operations on August 19th.

County Agent Bob Seaton reported that Dolores County Agent Loren Alexander had accepted a job in Archuleta County. No plans for replacement have been made at this time.

Val Michlewright of the Motorola Corp appeared to discuss communications equipment. He was referred to Marshall Denton.

Mrs. Sparra appeared to request work on a road into her property. The Board explained that the road was not a County road and she was advised to make arrangements through an independent contractor.

A policy of handling isolated tracts of land under the sub-division regulation was discussed where the land is separated by state or county roads. Comm. Bader made a motion that in cases when a public road, either County or State, divides a parcel of land from a land owner's remaining holdings, said tract so created shall be considered as an isolated and separate parcel for purposes of interpretations of the Montezuma county sub-division regulations. The motion was seconded by Com. Honaker and approved unanimously. Kenneth Hopperton of Mancos appeared to protest raising the assessed valuation of improvements to property in the Mancos area. Assessor Wayne Denny accompanied Mr. Hopperton to explain his manner of assessment. He pointed out that improvements in that area had not been changed since 1948 and that the reappraisal was in line with all other property in the County. No changes were made and the matter taken under advisement.

Tax abatements for Deana Lapp in the amount of \$62.77 and Cortez Plumbing and Heating in the amount of \$177.76 were allowed because of erroneous assessments, subject to approval of the State Property Tax Administrator.

On recommendation of the County Clerks the following polling places were designated for the Primary and General elections:

Precinct #1 Pleasant View School
2 Dolores School
3 Battlerock School
4 Dolores Town Hall
5 Lewis-Arriola School
6 Empire Electric Bldg.
7 Montezuma-Cortez High School

11 Kemper School
12 School Administration Bldg.
13 Manaugh School
14 Lakeview Grange Hall
15 Mancos Town Hall
16 Mancos junior High school
17 Mesa School

8 Downey School
9 Cortez City Hall
10 Empire Street Baptist Church

18 Tribal Judges Office
19 Montezuma Plywood Office

A quotation from Computer Election systems, Inc. for fifty (50) Votomatic punch card devices, one (1) Ballot Tab computer and other related equipment in the amount of \$31,719.50 was received. The system would reduce number of required election judges by about 50% and eliminate counting judges. Computer counts ballots @ 300 per minute. Action deferred for further study.

A proposed contract received from the Colorado Dept of Health for payment of one-fourth of the Salary for three public health nurses was deferred for further study.

Special events licenses for the Cortez Elks Ass'n to host the Montrose Production Credit Association on September 9th and the State Sheriffs Posse convention on August 31-September were approved.

Continuation of the Proceedings of the Board of County Commissioners Monday, July 29, 1974

A quotation from Neilsons, Inc. to furnish 2000 tons of 3/4" washed rock @ \$3.20 per ton and 500 tons of 3/8" chips @ \$6/15 per ton was received.

Adjourned at 5:00 P.M.

Attest:

Minutes 07/22/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 22nd day of July, A.D. 1974 there were present:

Harold McComb Chairman

Clay V Bader Commissioner

Curtis Honaker Commissioner

Grace S Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the regular meeting held on Monday, July 15, 1974 were read and approved.

Correspondence was read from Fred Thomas, Colorado State Soil Conservation Board, J. D. Adams Co., CSACC Welfare Committee and the Western Colorado Branch Station of CSH. A letter from Kenneth Hopperton concerning a proposed road south of U. S. 160 was also received.

City Councilmen Dewey Brown, Bill Smart and Kermit Wilber appeared to discuss future planning on a swimming pool. Present facility is used by entire County and City would like County participation. School participation will also be requested. Olympic size covered pool is desirable. The Board expressed a desire to participate in a manner for the benefit of all residents of the County. County Auditor Gale Greenlee presented his audit report for 1973. He recommended completing the fixed asset account to comply with State law. A coordinator will be appointed to compile the required data. He recommended the adoption of a resolution to account for approximately \$8300.00 transferred from Revenue Sharing funds to the General Fund for prairie, dog control which was not spent. Accordingly, Commissioner Honaker made a motion that an appropriate resolution be adopted which was seconded by Commissioner Bader and approved unanimously. (See attached)

Planning Director Marshall Denton presented a variance to the sub-division regulations for Noel A. & Mary J McEwen. Commissioner Bader made a motion to approve the variances seconded by Commissioner Honaker and approved unanimously. (See attached). Exemptions for Bill L & Mary Lou Veach and Lila Zwicker were discussed and tentatively approved. An exemption for Hiram Baker was also discussed and a resolution will be prepared by Mr. Denton to dedicate a 60' road way in section 13-36-15. (See attached)

Eldon Zwicker and Whetsell Allen appeared to discuss a program whereby the Soil Conservation Service would pay 80% of the cost of seeding cuts on county roads made in construction. The County portion could be in-kind by site preparation. Approximately five miles could be done under the program. A request should be made to the R C & D designating the area to be worked. The matter was referred to the Road Department.

Building Custodian Marion Steerman requested permission to build shelving to store court records in the boiler room storage area. District Court will pay for material and Mr. Steerman will build shelves. Permission granted.

Mr. & Mrs Bob Purtzer appeared to discuss Land. Use under HB 1041. Mr. Purtzer says that it is a method of State control of all land and, taking private property rights from the individual. He cited passages from various sources about state control under Peron, Mussolini and other dictatorships. He asked the Board not to accept the \$25,000 under HB1041 which he feels would make them a rubber stamp for State action to control private property.

Sheriff Bob Hampton presented an agreement with the U. S. Department of Justice increasing the prisoner keep to \$3.00 per day for care of federal prisoners. Discussion was held concerning life insurance to be included under the new Metropolitan Life group policy. It was unanimously agreed to cover each department head with \$10,000 double indemnity life insurance as follows:

Attest:

(CONTINUED)

Clerk

Chairman

continuation of Commissioner's proceedings 7-22-74

Road Superintendent, Welfare Director Three Commissioners County Clerk County Attorney
County Treasurer County Assessor District Attorney County Sheriff Planner Veteran's Office
Custodian

County Agent Senior Health Nurse

Bids were opened as follows for one new motor grader:

Power Equipment Co. FIAT-ALLIN 150C \$46,746.00

Moore Equipment Co. GALLICK T600 50,927.00

McCoy Co. CATERPILLAR 14OG 56,813.00

No award was made. Bids taken under advisement with award to be made at a later date.

Commissioner Bader made a motion to approve an exemption for Harold D & Rosalie A Arney, seconded by Commissioner Honaker and approved unanimously. (See attached) On recommendation of the Planning Commission the need for improvement notices no longer serve a need as originally intended and Commissioner Honaker made a motion to rescind a previous resolution requiring the same which was approved unanimously. (See attached) Discussion was held concerning financial assistance available under HB1041. Commissioner Honaker made a action to adopt the attached resolution which was seconded by Commissioner Bader and approved unanimously. (See attached)

Veteran's Officer Dave McNeill presented a six-month report for operations of his office setting a value of \$148,000 in services rendered for veterans of the area involving 877 personal contacts and 250 written letters.

State Highway fatality report for the month of May and notices of public hearings before the Colorado Water Control Commission were examined.

Tom Eschberger of Computer Election Systems presented a demonstration on the Ballot-Tab punch card voting process. Voting is done by punching out desired candidate slot of IBM card which is then deposited in the ballot box as with paper ballots. When poll is closed, all precincts bring ballots to the County Clerk's office for counting through the Ballot Tab Computer at the rate of 300 per minute. City Manager Dwayne Longenbaugh, Mayor Bob Maynes and City Clerk Fred Torres were also given demonstration. Total cost of acquisition would be about \$30,000. No decision was made.

Meeting adjourned at 4:30 p.m.

Attest

Clerk

Chairman

Minutes 07/22/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 22nd day of July, 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

The following proceedings among others, were taken:

Resolution P20 1974.

WHEREAS: Harold D. and Rosalie H. Arney owners of 100 acres more or less described as the west 20 acres of the W $\frac{1}{2}$ NW $\frac{1}{4}$ of Sec. 13, Twp. 36 N., R 15 W., N.M.P.M. and the E $\frac{1}{2}$ NE $\frac{1}{4}$ of Sec. 14, Twp. 36 N., R 15 W.; N.M.P.M. desire to sell to an adjacent owner 20 acres more or less described as the west 20 acres of the W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 13, Twp. 36 N., R 15 W., N.M.P.M. WHEREAS, The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Lyman Black appeared as agent for Harold D. and Rosalie H. Arney requesting exemption from filing of a Subdivision on July 22, 1974 as provided by the Montezuma County Subdivision Regulations stating that they are not subdividing their property in the intent of the regulations but merely selling property to an adjacent property owner to enlarge his present limited holdings. He further stated that the land to be transferred is separated from the remaining 80 acres by a 60-foot roadway right-of-way.

NOW, THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of lands is compatible with the County Master Plan. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision is hereby granted conditioned upon the holder of the above mentioned 60 feet right-of-way does deed to Montezuma County said 60 feet for purpose of a public roadway.

Commissioners voting aye in favor of the Resolution were: McComb, Bader and Honaker.

C. K. Herndon
County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon are true and correct.

(SEAL)

County Clerk and Recorder
Montezuma County, Colorado

Minutes 07/22/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County commissioners of Montezuma County Colorado duly convened and held the 22nd day of July, 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others were taken:

Resolution P19 1974

WHEREAS: Montezuma County has adopted a Resolution requiring the filing of Improvement Notices in accordance with State law, and;

WHEREAS: Said State law has been repealed, and;

WHEREAS: Montezuma County can obtain this information furnished by Improvement Notices from other county departments, and;

WHEREAS: The filing of Improvement Notices no longer serves any beneficial use;

NOW, THEREFORE: The Board of County Commissioners finds that the requirement for filing of Improvement Notices in Montezuma County is no longer necessary and that the Improvement Notice Resolution herein referred to is repealed.

Commissioners voting aye in favor of the Resolution were: McComb, Bader and Honaker.

C. K. Herndon
County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon are true and correct.

(SEAL)

County Clerk and Recorder
Montezuma County, Colorado

Minutes 07/22/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 22nd day of July, 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P18 1974

WHEREAS: Noel A. and Mary J. McEwen, owners of 99 acres more or less located in the SE $\frac{1}{4}$ of Sec. 34, Twp. 37 N., R. 15 W., N.M.P.M. desire to sell $\frac{3}{4}$ of an acre more particularly described as follows: A tract of land situate in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 34, Twp. 37 N., R. 15 W., N.M.P.M. beginning at the SW corner of said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence North 153 ft. to East and West fenceline, thence 252 feet East along said fence line; thence 153 feet South to the South boundary line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence West along said boundary line; thence 252 feet to the point of beginning.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Mr. Noel McEwen requested exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations stating the they were not subdividing their property in the intent of the regulations but merely that the land to be sold will be transferred to an adjacent land owner to increase his holdings and to provide property on which the adjacent landowner's improvements presently lie.

NOW THEREFORE: The Board of county Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that this division of lands is compatible with the County Master Plan. The exemption from filing a Subdivision Plat is hereby granted.

Commissioners voting aye in favor of the Resolution were: McComb, Bader and Honaker.

C. K. Herndon

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon are true and correct.

(SEAL)

County Clerk and Recorder
Montezuma County, Colorado

Minutes 07/15/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House, in Cortez, Colorado, on Monday, the 15th day of July, A.D. 1974 there were present:

Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent Harold McComb, Chairman

Minutes of the Regular meeting held on Monday, July 8, 1974, were read and approved.

Leona Cutler, Clerk of the District Court, appeared to discuss storage of old court records until such time as the State Archives can receive them. The matter will be investigated. Discussion was held concerning the sale of the old air conditioning system now replaced by a new system. Clerk was directed to advertise the equipment for sale to highest bidder if Road Dept. cannot use it.

Paul Bilawsky and Ralph Fly of Blue Cross-Blue Shield appeared to discuss cancellation of their policy. Extreme heavy use of the Blue Cross plan had caused a 140% use ratio which was; the reason for increasing the rate approximately 30%. Dan Hennigan of IDS also appeared to present information on life Insurance available to employees in conjunction with a Blue Cross plan.

Joe Jarvis and Ken Sweeney appeared to discuss the awarding of an insurance program without benefit of giving all local agents an opportunity to submit a quotation.

Joe and Raymond Samora appeared with Planning Director Marshall Denton to discuss a variance to the sub-division regulations in order to transfer ownership within the Samora family of four 2A tracts in section 12-36-17, without filing a sub-division plat. The matter will be further studied prior to a decision. Mr. Denton also requested a variance for Dale Likes deeding off a 2.5A tract to an adjoining property. A survey will be made on the property prior to a final decision. John Duran wishes to purchase a 40A tract and in turn sell one half of it to a brother. No problems appear to complicate a variance for Mr. Duran and he will be so advised.

Val Kruse of the Rauh Agency appeared to discuss the renewal of the comprehensive liability Policy covering County equipment and Operations. Total premium including collision insurance on six new diesel trucks is \$8,669.00 and increases liability coverages to 100,000.00/300,000.00/300,000.00. The billing was included with other monthly bills.

John Dickson appeared to discuss the assessment on his property in the Kemnitz sub-division. He was requested to comply with the law insofar as the Board of Equalization is concerned and submit it to Board for further consideration.

Road Superintendent Earnest Boren reported on road conditions and construction. Screening of gravel for Oil Processing county roads is progressing. An application for a driveway Permit was approved for J. G. Taggart on county Road #25 and a permit to Tommy Lopez to bury a water line in road right-of-way along County Road #K. Engineer Fred Thomas reported needing further excavation on the drainage ditch at the airport. Cortez City manager

Dwayne Logenbaugh and Bob Sawyer also accompanied Mr. Thomas to discuss the airport overlay which is expected to cost about \$139,000.00. A federal grant in the amount of \$140,000.00 has been previously approved. As soon as FAA approves specifications, bids can be called for and construction to begin about September 1st. Mr. Logenbaugh recommended granting

Parking space at the airport for the Area Taxi service at \$25.00 with them to set their own signs and Point a reserved parking area. M.J. Wooten appeared to discuss the sewage

Attest:

(CONTINUED)

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
MONDAY, JULY 15, 1974

disposal system at the Christian Revival Fellowship Church south of Cortez. Mr. Wooten will enlarge the proposed septic tank to a 2000-gallon capacity and be prepared to enlarge the leach field if necessary.

Herb Karn, of Keesee Motor Co. reported a delivery delay on two trucks because of a lack of four speed transmissions. Automatic transmissions are readily available at a cost of about \$125.00 additional. It was decided to stay with the four speed transmission.

Walt Chambers of the Gallion Co. and Bob Lewis of H.W. Moore Co. appeared to discuss equipment bidding called for 2:00 P.M., July 22, 1974

Board of Welfare conducted.

Correspondence was read from Dale Holmes, Chairman of the San Juan County, Utah, Board of Commissioners concerning the inspection of roads August 1st, KMOCO, inc. indicating higher gasoline prices, Texaco, Inc. requesting a hearing before the Board of Equalization which was set for July 29th at 11:00 a.m. and June reports from the Sheriff and County Clerk were received.

Discussion about group insurance was held and after consultation with Ralph Christensen of Metropolitan Life Ins. Co., it was reaffirmed that Blue Cross would be dropped and the Metropolitan would be the plan adopted. Inspection of storage space in the Veteran office and boiler room was made.

Adjourned at 3:00 p.m.

General Fund vouchers #29366 to #29464 in the amount of \$14,480.17 and Road Fund vouchers #1979 to #2022 in the amount of \$25,150.74 were allowed and ordered paid.

Attest:

Clerk

Chairman

Minutes 07/08/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 8th day of July, A.D. 1974 there were present:

Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent Harold McComb, Chairman

Minutes of the Regular meeting hold on Monday, July 1, 1974, were read and approved. Correspondence was read including modification of prices on Texaco products, Sheriff Bobby Hampton, Nielsons, Inc. and a request from the State Highway Commission to approve two Driveway Permits for the Summit Lake sub-division off of Highway #184 which is under County maintenance. Revenue Sharing check in the amount of \$45,829.00 was received. Planning Director Marshall Denton appeared with Clayton Melby requesting an exemption to the sub-division regulation to sell a 12.96A tract in the old Lebanon Townsite. Comm. Honaker made a motion to approve the variance, seconded by Comm. Bader and it was approved unanimously. (See Attached).

Jerry Koskie requested gravel on a road near his property north of Lewis. It was referred to the Road Department.

A renewal of Williams Trailer Supply 3.2% beer license was approved,

Sheriff Bobby Hampton reported on collection through his office of \$3600.28 for the first six months of 1974 with an additional \$762.00 due from various sources. Purchase of equipment and supplies through the Colorado Surplus Property Agency was discussed. Sheriff Hampton will investigate possible purchases.

Ralph Christensen of Metropolitan Life appeared to further discuss the group insurance Policy. A General Fund voucher in the amount of \$4,000.00 for the advance premium to be effective July 14, 1974 at 12:01 a.m. was allowed and ordered paid.

Road Superintendent Earnest Boren and Charles Hinton appeared to discuss construction and maintenance. Oil processing of various roads will begin week of August 12th using rubber based asphalt with chips. Hope to process ten or more miles during month of August.

Bill Brown, Alcohol and Drug Coordinator for Southwest, Colorado, appeared, to discuss terms of HB1279. About \$15,000.00 in state funds are available for region 9 on a reimbursement basis for detoxification of individuals brought in by a law enforcement agency. The new Program at Towaoc is funded by federal sources and Mr. Brown will ask them to report their results to the Commissioners by the end of September.

City Manager Dwayne Longenbaugh reported on examining a generator and control panel at Ft. Huachuca suitable for installation in the Justice Building for emergency generation. County-City cost is limited to transporting equipment to Cortez. Two County units will be dispatched later this week for the equipment,

Board of Welfare conducted.

A hearing before the Board of Equalization for Amoco Production Company was scheduled for 11:00 a.m. on Monday, July 22 and a meeting with Susan Palmer, director of the Southwest Public Library System on Monday, August 5 at 11:00 a.m. was also set.

Attest:

Clerk

Chairman

Continuation of the Proceedings of the Board of County Commissioners Monday, July 8, 1974

An inspection of the Dunlap Hill road was made with Dolores Mayor V.T. Boyd and other officials concerning slippage of the hillside under the town water tank.

Public Works Fund vouchers #42 and 43 in the amount of \$25,650.00 were allowed and ordered paid.

Adjourned at 5:30 P.M.

Clerk

Chairman

Online Copy

Minutes 07/08/1974 Regular

**THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO**

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 8th day of July, 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: McComb

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P17 1974

WHEREAS: Harry G. and May H. McGinnes, owners of 30 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ S.15, T.37N., R.16W., N.M.P.M., more particularly described in Book 417 Page 321 of the County records desire to sell 12.96 acres. The property to be sold is more particularly described as follows: A tract of land in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 15, T.37N., R.16W. N.M.P.M., being more particularly described as follows: Beginning at a point on the north R/W line of main Street in Lebanon Townsite (B. 1, P. 42, Records of the Clerk and Recorder of Montezuma County, Colorado) in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 15, T.37N., R.16W., N.M.P.M., from which point the SE Corner of said Section bears S.88 degrees 04' 10"E. a distance of 890.50 ft.; thence, North a distance of 376.00 ft.; thence, East a distance of 50.00 ft.; thence North a distance of 316.00 ft. to a fenceline; thence, East a distance of 100.00 ft. along a fenceline; thence South a distance of 166.00 ft. to a fenceline; thence, East a distance of 648.93 ft. along a fenceline to the Westerly R/W line of the Lebanon Road; thence N.06 degrees 15"W. a distance of 545.24 ft. along the westerly R/W line of the Lebanon Road; thence, West a distance of 279.57 ft.; thence North a distance of 283.92 ft. to the north line of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 15; thence, West a distance of 44.14 ft. along the north line of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 15 to a fenceline; then S.36 degrees 44' 06"W. a distance of 123.67 ft. along a fenceline; thence, S 59 degrees 41' 40"W. a distance of 294.50 ft. along a fenceline; thence, S.26 degrees 52' 42"W. a distance of 461.93 ft. along a fenceline; thence, S.87 degrees 31' 21"W. a distance of 32.29 ft. along a fenceline; thence S.04 degrees 08' 47"E a distance of 692.59 ft. along a fenceline to the north R/W line of Main Street of said Lebanon Townsite; thence, East a distance of 103.38 feet along the north R/W line of Main Street of said Lebanon Townsite to the point of beginning, and containing 12.96 acres, more or less.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Clayton Melby appeared as agent for Harry G. and May H. McGinnes before the Montezuma County Board of Commissioners on July 8, 1974 requesting exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations stating that they are not subdividing their property in the intent of the regulations and that the property has improvements in place.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of lands is compatible with the County Master Plan. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision Regulation is hereby granted, however, it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres that a Subdivision Plat will be filed.

Minutes 07/01/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 1st day of July, A.D. 1974 there were present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting hold on Monday, June 24, 1974 were read and approved. Correspondence from Architect Fred Grove listing subcontractors for the Justice Bldg. was read. Also letters from the Cortez Chamber of Commerce concerning the Monument Valley highway proposed by BAMMM, Assessor Wayne Denny listing names of complainants heard during Junes Colorado Blue Cross-Blue Shield increasing group rates September 1, 1974 and Attorney David E. Driggers concerning Frontier Airlines. A meeting with San Juan County, Utah, commissioners to inspect the proposed highway was set for Aug. 1st. Applications for renewal of 3.2% beer licenses were received from Stoner Creek Store and Priest Gulch Campground, Comm. Bader made a motion to approve renewal of both licenses, seconded by Comm. Honaker and approved unanimously.

Ron Neilson, Southwest Memorial Hospital administrator appeared to hospital operation and indigent care. The hospital board has decided that a general bond election is the most desirable funding route and will propose to the County Commissioners that an election be hold to raise funds to build about October. Mr. Nielson also endorsed the Regional Health Planning group and asked for continued support. Comm. Bader made a motion to pay one-half of the requested \$1650.00 Montezuma County share for fiscal 1975. Motion was seconded by Comm. Honaker. Commissioners voting aye in favor of the motion were Comm. Bader and Coma. Honaker. Comm. McComb voted no.

Planning Director Marshall Denton appeared with Charles A. Gilliland requesting a variance to the sub-division regulations to sell a 10A tract in section 1-37-13. Comm. Honaker made a action to approve the request, seconded by Comm. Bader and was approved unanimously. (See Attached). Mr. Denton reported that a portable generator for the City-County building was available at Fr. Huachuca, Arizona and recommended that some one inspect it. It will be referred to the joint committee. Plane and specifications for the communications station was examined and a land use meeting in Durango on

July 17th noted. Mr. Denton also presented a check from the Law Enforcement Assistance Agency in the amount of \$105,000.00 being a grant representing about one-sixth of the total cost of constructing the City-County Bldg.

Cortez Mayor Bob Maynes and Hal Tanner appeared to discuss sending a team to Ft.

Huachuca to investigate the generator. Marshall Denton was authorized to send inspectors as soon as possible.

District Attorney George Buck introduced Kent Foster Williamson who has been appointed Assistant District Attorney for the 22nd Judicial District.

Jerry Bean requested maintenance on County Road #K. Not much can be done until it rains. Discussion was held concerning adoption of a resolution to approve the Articles of Incorporation and By-Laws of the Colorado Counties, Inc. successor of the Colorado

State Association of County Commissioners, making the association a legal entity. Comm. Bader made a motion to adopt the above, seconded by Comm. Honaker and approved unanimously. (See Attached).

Attest:

(CONTINUED)

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COMMISSIONERS MONDAY,
JULY 1, 1974

Discussion was also held on HB1084 to create a conservation Trust fund to expend or encumber funds available under that bill. Montezuma County would receive about \$4074.00 to develop parks, green belts or open spaces. Comm. Honaker made a motion to adopt a resolution to that effects seconded by Comm. Bader and was approved unanimously. (See Attached).

General Fund vouchers #1483 through 1547 and #29364 in the amount \$30,796.32 and Road Fund vouchers #1724 through #1768 and #1980 in the amount of \$30,828.64 were allowed and ordered paid.

Treasurer and Veterans Officer reports for the month of June were received. A cost allocation plan and indirect cost rate proposal prepared by County Auditor Gale Greenlee was also received.

Road Superintendent Earnest Boren reported on road condition and construction. Ralph Christensen, Metropolitan Life Insurance company representatives appeared to further discuss a proposed group health and accident policy. Coma. Bader made a notion to switch from Blue Cross-Blue Shield to Metropolitan life group insurance plan effective July 14, 1974 at 12"01 A.M., with the policy to include \$4,000.00 life insurance for each covered employee with the residue now being paid by County to be placed in a fund to pay for any delivery charge for maternity claims after employee has served a full ten (10) months continuous service in an amount not to exceed \$400.00 Seconded by Comm. Honaker and approved unanimously. Board of Welfare conducted inspection of roads was made.

Adjourned at 6:00 P.M.

Attest:

Clerk

Chairman

Minutes 07/01/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 1st day of July, 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P16 1974

WHEREAS: C. A. Gilliland, owner of 94.07 acres located in Lots 3 and 4, and the S ½ NW ¼, Section 1, Twp. 37 N., R. 13 W., N.M.P.M. desires to sell 10 acres more or less more particularly described as follows: Beginning at a point 1147.92 feet south of the northeast corner of Lot 3, bearing South 02 degrees 50'40"W. 834.84 feet; bearing West 88 degrees 50'18" for 626.13 feet; bearing north 02 degrees 50'40" for 417.42 feet; bearing east 88 degrees 50'18" for 208.71 feet; bearing north 02 degrees 50'40" for 417.42 feet; bearing east 88 degrees 50'18" for 417.42 feet to the point of beginning, and containing 20 acres more or less.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners,

WHEREAS: C. A. Gilliland appeared before the Montezuma County Board of Commissioners on July 1, 1974 requesting exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations stating that the property to be divided is in an area that will not ever be urbanized and used only for a mountain cabin.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of lands is compatible with the County Master Plan. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision Regulations is hereby granted, however, it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres that a Subdivision Plat will be filed.

Commissioners voting aye in favor of the Resolution were: McComb, Bader, and Honaker

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon are true and correct.

(SEAL)

County Clerk and Recorder
Montezuma County, Colorado

Colo Dept of Revenue
Capital Gains
1375
Denver, Co

BEFORE THE BOARD OF COUNTY COMMISSIONERS

OF THE COUNTY OF

MONTEZUMA

STATE OF COLORADO

Mr. Commissioner HONAKER, moved that the following resolution be adopted:

RESOLUTION #9

WHEREAS, The Forty-Ninth General Assembly adopted House Bill 1084 concerning the Conservation Trust Fund of Municipalities and Counties and made an appropriation therefore, which act authorizes the creation of such a fund by MONTEZUMA County; and,

WHEREAS, The Board of County Commissioners of MONTEZUMA County desires to create such a fund for the Health, Safety and Welfare of present and future citizens of this County;

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of MONTEZUMA County that a Conservation Trust Fund be and the same hereby is created pursuant to House Bill 1084 of 1974 and specifically C.R.S. 1963, 138-1-98 and C.R.S. 1963, 36-1-22 for the County of MONTEZUMA, and that monies received from the State of Colorado to this County pursuant to said Statutes be deposited in said fund and expended only for the acquisition, development and maintenance of new conservation sites; and,

BE IT FURTHER RESOLVED that a copy of this Resolution be certified to the Colorado Department of Revenue.

The foregoing Resolution was seconded by
Commissioner BADER and the roll having
been called the vote was as follows:

Mr. Commissioner _____
Mr. Commissioner _____
Mr. Commissioner _____

The foregoing Resolution was adopted by
(unanimous) (majority) vote.

ATTEST: _____, County Clerk

Minutes 06/24/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 24th day of June, A.D. 1974 there were present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting held on Monday, June 17, 1974, were read and approved.

Discussion was hold concerning implementation of the term of HB1041. A five-year renewal of the Harmon Mathew gravel lease was signed (see file). Notice of Increase of asphalt prices and a meeting with Lowell H. Watts of CSU on July 3 at 10:00 A.M. was set up. Activities report of the Southwest Colorado Comprehensive Health Planning Council was reviewed.

An application from George A. Smith to renew his Auction license was received. Comm. Honaker made a motion to approve the application, seconded by Comm. Bader and was approved unanimously.

Miscellaneous correspondence was read. A meeting with Frontier Airline officials has been set for Farmington on July 10th to further discuss a Regional airport.

Lu Millican requested permission to purchase a five tier bookcase from the County. Action deferred. A request from Clyde Steel, Dolores District ranger to meet with the Board to discuss land use planning, road maintenance, etc... was also received.

Extension Agent Bob Seaton introduced Jan Burns who is serving as a Summer Agent. Home Demonstration Agent Eleanora, Liekem gave a detailed report of her activities for the past month and various meetings to be held soon. Mr. Seaton also reported on various meetings. Forty-four Youngsters from this area are slated to make a Canadian trip during July.

Planning Director Marshall Denton appeared with Gordon Maness requesting a variance to the sub-division regulations to see off a 9A tract in section 2-.33-16. Comm. Bader made a motion to approve the variance, seconded by Comm. Honaker and approved unanimously (See attached). Preliminary approval was granted to Harry McInnes to sell a 14A tract near Lebanon and discussion hold on a request from Joe Samora wherein be had requested a variance to deed two acre tracts to his children. Further investigation will be made. Also, recording of a plot by

John Paquin to correct a previous recording was approved. General Fund voucher #29362 in the amount of \$50.00 was approved to establish a Petty Cash fund for the Planning office.

Ralph Christensen appeared to advise that Metropolitan Life Ins. Co. would amend their Proposal to guarantee the rate previously proposed for a two-year period from July 1, 1974.

Marion Steerman requested authorization to replace a look mechanism for one door at \$127.00. He was authorized to make the purchase.

County Treasurer Russell Hindmarsh appeared to discuss redemptions of property he had been previously take tax title to and the formalities

Attest:

(CONTINUED)

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COMMISSIONERS MONDAY,
JUNE 24, 1974

required by law. He was authorized to record deeds for lot 8, Block 3 Riverside Addition to the Town of Dolores and a tract adjacent to black 23 in the Town Of Dolores and advertise them for sale.

Roy Roper of the Soil Conservation service appeared with Leo Poff and Harold Donahoo to discuss linings of irrigation ditches. Lining of ditches would save about 30% of loss now experienced and would help control mosquitoes. The Board was asked to support the effort of irrigators getting lined ditches with a letter to the Colorado State A.S.C.S Committee. A letter of support will be written. Mr. Roper also asked support for an RC & D program on the upper Yellow Jacket Creek for land use and treatment to control erosion and drainage. A Co-Sponsorship letter was signed.

Road Superintendent Earnest Boren reported on road conditions and receipt of a new pickup from Bob Gabriel Chevrolet. Road fund voucher # in the amount of \$3508.50 in payment was signed. Mr. Boren was authorized to sell scrap from the Dolores River bridge @ \$30.00 per ton to Pat Burns in payment of a freight bill.

Jim Riffey, business manager of MCHS RE-1 appeared to discuss the radio communications system to be installed soon in conjunction with the City, State Patrol and others.

The school would like to connect their rural buses with the system when it is installed. He was referred to the Planning Office.

County Engineer Fred Thomas reported on sanitary inspections and progress at the airport in completing forms for FAA.

Service Officer Dave McNeill reported on operations of Civil Defence and Veterans. Board of Welfare conducted.

Inspection of the County jail was made and found to be in good condition. Approval to increase federal prisoner keep from \$2.25 Per day to \$3.00 per day was granted.

Adjourned at 5:00 P.M.

ATTEST:

Clerk

Chairman

Minutes 06/24/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 24th day of June, 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P15 1974

WHEREAS: Gordon and Mary Pauline Maness, owners of 297 acres in the NW ¼, SE ¼ of Sec. 2, Twp. 35N., R 16 W., N.M.P.M. desire to sell 9.02 acres more or less to a friend who is retiring. The property to be sold is a tract of land in the NW ¼ of Section 2, T.35N., R.16W., N.M.P.M. being more particularly described as follows: Beginning at the W1/4 Corner of Section 2, T.35N., R16W., N.M.P.M., thence N.0degrees 53'37"E. a distance of 389.10 ft. along the East R/W line of the County road; thence S89degrees 06'46"E. a distance of 352.05 ft.; thence N. 35 degrees 25'51"W. a distance of 70 56 ft; thence N.66degrees 37'19"E. a distance of 149.31 ft.; thence S.52degrees 43'41"E. a distance of 248.22 ft.; thence S.70 degrees 52'11"E. a distance of 155.36 ft.; thence S.87degrees 26'51"E. a distance of 117.30 ft.; thence S.41degrees 31'51"E. a distance of 401.11 ft.; thence N.89 degrees 41'24"W. a distance of 1181.68 ft. along a fence, to the point of beginning and containing 9.02 acres more or less.

WHEREAS: The Montezuma county Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Gordon Maness appeared before the Montezuma County Board of Commissioners on June 24, 1974 requesting exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations stating they are not subdividing their property in the intent of the regulations but merely selling property to a friend on which to build a home for his retirement. He further stated the friend wished to have enough land on which he might run a couple of cows and do some gardening.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of lands is compatible with the County Master Plan. The exemption from filing a Subdivision Plat as prescribed by the Montezuma county Subdivision Regulations is hereby granted, however, it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres that a Subdivision Plat will be filed.

Commissioners voting aye in favor of the Resolution were: McComb, Bader, and Honaker.

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon are true and correct.

(SEAL)

County Clerk and Recorder
Montezuma

County,

Colorado

Minutes 06/17/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House, in Cortez, Colorado, on Monday, the 17th day of June, A.D. 1974 there were present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

Clerk,

Absent C. K. Herndon

Minutes of the Regular meeting of June 10, 1974, were read and approved.

Correspondence was read and contents noted. A letter from the Forest Service wanting a meeting with the Commissioners was read.

Application for a cost of living raise by some County load Department employees was received and a meeting with them will be set up at a later date.

County Engineer Fred Thomas appeared to discuss costs of Engineering for FAA testing for overlay project.

Marshall Denton of the Planning Commission and Mr. Van Laver asked for a variance on a 12-acre plot. Comm. Honaker made a motion to approve the variance, seconded by Comm. Bader and unanimously approved. A final draft of the Zoning Commission Resolutions was given to the Commissioners for study. Mr. Denton reported Mr. Allen of the telephone company wanted to know if the County would have their road signs done this year or wait for next spring. It was decided to wait. John Paquin, Ray Rinaldi and Vic Adkins appeared to discuss some lot line changes to be made in the Spring Creek Sub #1.

General Fund Vouchers #29356 through #29361 in the amount of \$278.65 and Road Fund Vouchers #1974 through 1978 in the amount of \$789.90 were allowed and ordered paid.

Lyle Heck of the San Juan Basin Vocational School displayed plans for drainage and repairs of the existing road into the school. It was decided to have Mr. Acott meet with the Comm.

Monday, June 24th for further discussion.

Earnest Boren, Road Superintendent reported on roads, dismantling of the Dolores bridge and will move the gravel crusher to Mancos. He thanked the Comm. for Louis Caughey for use of the lowboy in the Legion Parade.

Board of Welfare conducted.

Ken Carmichael appeared and asked for help with some culverts on a road in East Lakeview.-

The commissioners agreed to look into the matter.

In an interview with Gale Greenlee, the commissioners agreed 25% of total cost for providing the Community Center would constitute a fair allocation of cost relative to the benefit received by the Social Service Department.

Sheriff Bob Hampton reported a request to the U.S. Dept. of Justice, Bureau of Prisons for an increase to \$3.00 per day for the housing of Federal prisoners. if approved by the Dept. this will take effect August 1, 1974.

Mr. Jamison of the McCoy Company appeared.

Attest:

(CONTINUED)

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COMMISSIONERS OF
MONTEZUMA COUNTY, COLORADO MONDAY, JUNE 17, 1974

Lyle Heck and Howard Acott of the San Juan Basin Vocational Technical School discussed the improvement of a road and drainage there. Comm. Honaker suggested, and it was agreed, to bring the road up to paving specifications from the highway to the parking area west of the school, and get estimates on the balance of the work.

Dwayne Longenbaugh, City Manager, discussed the City, Co. Airport, the taxi co. would like a parking area there. This was tabled for later decision.

A proposal was asked of Val Kruse on a Blanket Position Bond for County Employees.

Adjourned at 4:30 P.M.

C. K. HERNDON
MONTEZUMA COUNTY CLERK

ATTEST:

Online Copy

Minutes 06/17/1974 Regular

**THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO**

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 17th day of June, 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace Merlo

the following proceedings among others, were taken:

Resolution P14 1974

WHEREAS: Charles Van Layer, owner of 12.01 acres lying in the SE ¼ Sec. 11, Twp. 36 N., R 14 W., N.M.P.M. more or less as described in Book 445 Page 988 Montezuma County records, desires to sell 6 acres more or less described as beginning at the SE corner of Sec. 11, Twp. 36 N., R 14 W., N.M.P.M., thence, north along said section line 1325.24 feet, thence, west 516 feet to the east right-of-way of State Highway 184, thence, southeasterly along the east highway right-of-way 1499.31 feet, thence, east to the point of beginning.

WHEREAS: The Montezuma County subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Charles Van Layer appeared before the Montezuma County Board of Commissioners on June 17, 1974 requesting exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations stating that he is not subdividing his property in the intent of the regulations, but merely selling property for residential use.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of this land does not create any density problems and is compatible to the County Master Plan. The exemption from filing a Subdivision Plat is hereby granted, however it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres that a Subdivision Plat will be filed.

Commissioners voting aye in favor of the Resolution were: Harold McComb, Bader, and Curtis Honaker

C. K. HERNDON
MONTEZUMA COUNTY CLERK
County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon are true and correct.

C. K. HERNDON
MONTEZUMA COUNTY CLERK

(SEAL)

County Clerk and Recorder
Montezuma County, Colorado

Minutes 06/10/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 10th day of June, A.D. 1974 there were present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting held on Monday, June 3, 1974, were read and approved.

Cortez Mayor bob Maynes appeared with Councilmen Bob Gabriel, Hal Tanner, Acting City Manager Erwin DeLuche, City inspector Robert Sawyer and County Engineer Fred Thomas to discuss the overlay of the Cortez airport. Total cost is expected to be about \$175,000.00 with \$140,000.00 to be paid by FAA. County Engineer Fred Thomas will draw up specifications for the job to get FAA approval so that the funds can be ear-marked prior to July 1st.

Correspondence was read and contents noted. A copy of a letter to Flaugh Construction Co. from Architect Fred Grove confirming the negotiated contract price of \$635,300.00 on the Justice Bldg. was received. An itemized list of County owned items to be relocated to the new building was also received.

A blanket abatement and refund for the following was approved, subject to approval of the State Tax Commission.

Van & Dorothy Johnson \$869.00 Double Assessment Mesa Oasis 39.62 Erroneous Assessment Thomas Fowler 19.00 Erroneous Assessment

An answer from B. F. Walker, Inc. has been received in reply to Civil Suit #5823 filed in Montezuma County District Court concerning damage to County Road #z west of Pleasant View denying the allegations.

Louis Fowler and Lee Buck appeared to discuss assistance. The matter was referred to the Welfare Dept.

Planning Director Marshall Denton appeared with Wayne Rust to further consider a variance to the sub-division regulations that had previously been tentatively agreed to. Comm. Bader made a motion to approve the variance, seconded by Comm. Honaker and was approved unanimously. (See Attached)

A proposed budget for fiscal 1975 and activities report for 1974 was received from the Southwest Colorado Comprehensive Health Council for fiscal 1974.

General Fund vouchers #29266 through #29355 in the amount of \$14,719.70 and Road Fund vouchers #1934 through # 1973 in the amount of \$88,411.21 and Public Works voucher #41 in the amount of \$2300.00 and Revenue Sharing #13 through #15 in the amount of \$2700.00 were allowed and ordered paid.

Treasurer, Veterans Office and County Clerk reports for the month of May were received. Building Custodian Marion Steerman requested additional help for the balance of the year by employing Bud Lands who has been employed under Operation Mainstream. He will be employed @ \$400.00 beginning June 18, 1974.

Attest:

(CONTINUED)

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COMMISSIONER OF
MONTEZUMA COUNTY, COLORADO MONDAY, JUNE 10, 1974

Road Superintendent Earnest Boren reported on road conditions and repairs. Quotations for an electric welder to be installed on a service truck were received from Caunco, Inc, United States Welding and Asa Welders Supply. Coma. Honaker made a motion to purchase a Miller welder @ \$1847.00 from Caunco, Inc. Motion was seconded by Comm. Bader and was approved unanimously. Mr. Boren reported on operations removing the old Dolores Bridge and dirt work for the Justice Building.

Sheriff Bobby Hampton presented his report for the month of May and a recap of income and expenses for the month.

Board of Welfare conducted.

An inspection of roads in the Yellow Jacket and Pleasant View areas was made.

Adjourned at 5.30 P.M.

ATTEST:

Deputy Clerk

Chairman

Minutes 06/10/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 10th day of June, 1974 with the following persons in attendance; Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P13 1974

WHEREAS: Wayne Rust, owner of 1412 acres in Section 5, Twp. 36 N., R 16 W., N.M.P.M. more particularly described in Book 250 Page 330, Montezuma County records desires to sell to separate owners a 3 acre tract. Tract to be sold is described as follows: A tract of land in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5, T.36N., R.16W., N.M.P.M. being more particularly described as follows: Beginning at a point in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5, T.36N., R16W., N.M.P.M., from which point the SE Corner of said Section 5 bears S.11 degrees 34'55"E. a distance of 1955.58 ft.; thence, N.30 degrees 44'51"W. a distance of 211.19 ft.; thence, N.89 degrees 19'W. a distance of 456.69 ft. to a point which is on the centerline of a road easement to said tract from the north; thence, N.89 degrees 19'W. a distance of 354.18 ft. to a fenceline; thence, S.0 degrees 10'E. a distance of 100.00 ft. along a fenceline; thence, 5.88 degrees 40'E. a distance of 357.30 ft.; thence S.08 degrees 26'25"E. a distance of 89.10 ft.; thence N.89 degrees 27'E. a distance of 548.77 ft. to the point of beginning, and containing 3.00 acres, more or less.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Wayne Rust appeared before the Montezuma County Board of Commissioners on June 10, 1974 requesting exemption from filing of a subdivision plat as provided by the Montezuma County Subdivision Regulations stating that he is not subdividing his property in the intent of the regulations, further stating that the necessary right-of-way is provided and adequate sewage disposal is available.

NOW THEREFORE, the Board of County Commissioners of Montezuma County finds there is a family hardship in that security type neighbors are necessary for the welfare of the present occupant of the remaining property. The Board of County Commissioners finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of lands is compatible with the County Master Plan. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision Regulations is hereby granted, however it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres that a Subdivision Plat will be filed.

Commissioners voting aye in favor of the Resolution were: McComb, Bader, and Honaker.

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon are true and correct.

(SEAL)

County Clerk and Recorder
Montezuma

County,

Colorado

Minutes 06/03/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 3rd day of June, A.D. 1974 there were present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting held on Tuesday, May 28, 1974, were read and approved. Correspondence from Ray Raby of the Southwest Colorado Comprehensive Health Planning Council detailing events concerning funding was received and a letter will be written to the Colorado Legislative inviting them to hold an interim meeting on Federal and State lands per a letter from Senator Dan Noble.

County Agent Bob Seaton reported that on group of cattlemen from Iowa would visit the area on or about September 5, 1974, and that meetings would be scheduled fro their information.

Mel Carter, Gulf Oil Co. representative appeared to discuss an Oil & Gas Lease on county owned land near Narraguinnep. No action taken.

General Fund vouchers #1419 through #1482 in the amount of \$28,284.38 and General Fund voucher #29265 in the amount of \$9,828.81 fox a total of \$38,113.19 and Road Fund vouchers #1678 through #1722 in the amount of \$27,493.00 and Road Fund vouchers #1935 and #1936 in the amount of \$9,883.39 were allowed and ordered paid.

Veterans Service officer Dave McNiell reported on attending a civil defense school recently and on the availability of various surplus properties. The need to upgrade the facility was discussed and part-time help approved by the State CD department.

CD would pay 1/2 of Mr. McNiells salary and I of the salary for a secretary plus telephone bill and other benefits. Mr. McNeill was authorized to hire a part-time secretary. Planning Director Marshall Denton appeared with Charlie Rogers requesting a variance to the sub-division regulations to sell his son a 20A tract in section 33-37-14. Comm. Honaker made a motion to approve the variance, seconded by Comm. Bader and approved unanimously (See Attached). Discussion was held concerning a division of property owned by Jerry McComb in sections 3 & 10-36-15. Two isolated tracts would be created, however each would abutt on a county road and do not come under the purview of the sub-division regulations.

Discussion was also held with Mr. Denton regarding correspondence with the City of Cortez and the Towns of Dolores and Mancos to implement terms of HB1041 and a conservation fund available to counties under HB1084. A request will be made to the state after July 1, 1974 as provided for law. Plans were made to attend the State County Commissioner meeting June 21 & 22, 1974.

Wayne Denny appeared with Henry Wilson and Mrs. James Weir in conjunction with the Cancer Fund. Mrs. Weir explained the operation of the Cancer Fund and they pledged the support of the local chapter to assist the Board in treatment of cancer victims. Mrs.

Dorothy Boyd asked for assistance to make a trip to California for treatment. County Attorney Grace Merlo explained the operation of the Clara Ormiston Fund and she was referred to the

Welfare Dept. Mrs. Weir also discussed the location of her property line west of the Yellow Jacket store. The Board agreed to look at the situation in the near future.

Attest:

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
OF MONTEZUMA COUNTY MONDAY, JUNE 3, 1974

R. L. (Ron) Schwanke, Dover Elevator Co, representative appeared to discuss a maintenance agreement on the Courthouse elevator. He estimated cost to County at \$175.00 per year for twice annual inspections and make adjustments as needed. Quarterly inspections would be about \$200-225 per year. Repairs and parts would be extra. Four inspections would be included with full adjustments. Comm. Bader made a motion to enter a contract not to exceed \$225.00 per year on this basis, Seconded by Comm. Honaker and approved unanimously to begin July 1, 1974.

Chamber of Commerce Manager Jim Reser appeared to discuss use of the parking lot on Saturday, June 15th and on Saturday July 20th for special events. Permission was granted.

Sheriff Bobby Hampton reported more copper wire being stolen east of Pleasant View. Possible suspects are being investigated.

Bob Lewis of H.W. Moore Equipment Co. appeared to discuss equipment purchases and demonstration the company handles Gallion, Cedarapids and International construction equipment.

Road Superintendent Earnest Boren reported on road conditions and construction. Discussion was held about the old Dolores River bridge. It was decided to begin tearing down operations as soon as men and equipment are available. Extension of the Harmon Mathew's gravel lease was discussed and it was decided to renew the same for another five year period beginning in August 1974.

Engineer Fred Thomas reported that the Cortez Animal Clinic will submit random blood tests on stray dogs to determine if bubonic plague is in this area. Cost to County would probably be about \$45.00 the first month and a lesser amount afterward. Plan was approved.

Discussion was held on the airport meeting held May 30, 1974. Letter of rejection of the ultimatum issued by the Federal Aviation Agency was signed by La Plata Co. Comm. and City of Durango, Montezuma Co, and the City of Cortez and San Juan County, N.M. and the City of Farmington (See File) were sent to both the FAA and Frontier Airlines.

A report of the local government committee was also reviewed. The attached resolution was made by Comm. Honaker, seconded by Comm. Bader and approved unanimously.
Board of Welfare conducted.

Adjourned at 4:00 P.M.

ATTEST:

Minutes 06/03/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the third day of June 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P12 1974

WHEREAS: Charlie M. and Florine Rogers, owners of 460 acres more or less lying in Sections 28, 29, and 33. Twp. 37 N., R 14 W., N.M.P.M. desire to sell 20 acres more or less to a member of their family more particularly described as W ½ NW ¼ NE ¼, Section 33, Twp. 37N., R 14 W., N.M.P.M.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Charlie M. Rogers appeared before the Montezuma County Board of Commissioners on June 3, 1974 requesting exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations stating that he is not subdividing his property in the intent of the regulations but merely selling property to a member of his family, and stating further that there are presently improvements on this tract and no new improvements are anticipated.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of lands is compatible with the County Master Plan. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision Regulations is hereby granted, however it is further directed that should any further division of the afore described property resulting in tracts less than thirty-five acres that a Subdivision Plat will be filed.

Commissioners voting aye in favor of the Resolution were: McComb, Bader, and Honaker.

Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon are true and correct.

(SEAL)

County Clerk and Recorder
Montezuma County, Colorado

Minutes 05/28/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House, in Cortez, Colorado, on Tuesday, the 28th day of May, A.D. 1974 there were present:

Harold McComb Chairman

Curtis Honaker Commissioner

Clay V. Bader Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting held on Monday, May 20, 1974 and a Special meeting held on Thursday, May 23, 1974 were read and approved.

Comm. McComb related that Tom Johnson had reported a fence built by Glen Dennison in the S4 11-38-18 on property owned by Tina Phillips. The matter will be checked. Correspondence was read and contents noted. Copies of the Road Maintenance Agreement approved on April 1, 1974 with the U.S. Forest Service were received. Recommendations of the Planning Commission to implement terms of HB1041 was received. Other letters were received from the BLM, Montezuma Water Company, Peoples Natural Gas Co. and Colorado Department of Health.

H. W. Bierrum appeared to discuss a right-of-way near his property that has been blocked on occasion. He will attempt to work out his problem with the other property owners. Jerry Bean appeared to discuss a correction deed needed from Montezuma County to clear a cloud on the title for a piece of property north of Mancos. The Treasurer will be requested to assist by issuing the correction.

General Fund vouchers #29264 in the amount of \$899.70 and Road Fund voucher # 1934 in the amount of \$70,000.00 and Revenue Sharing voucher #12 in the amount of \$22,755.30 were allowed and ordered paid.

A Special Events license for the Elks Assn to host the State Firemans convention on June 21-22 was requested. Comm. Bader made a motion to approve the request. Motion seconded by Comm. Honaker and was approved unanimously.

Planning Director Marshall Denton presented a request for a variance to the sub-division regulations for W. T. Bailey, Jr. tentative approval was granted, subject to surveys and no further division of the commercial property. A resolution was unanimously adopted requesting funds available from the State of Colorado under HB1041 and an application for the funds completed. Total amount is expected to be about \$25,000.00. (See attached) Dr. David Roberts appeared to discuss the Southwest Colorado Comprehensive Health Planning Council comprising five Southwestern Colorado counties. Among other activities promoted by CHP is the probability of building a new hospital in Montezuma County. \$7,500.00 to be raised on the local level would be matched by \$22,500.00 in federal and state funds. In-kind services would account for \$2,500.00, leaving \$5,000.00 in cash to be raised. Montezuma County cash share would be \$1,650.00 (33% of total). The Board asked for a copy of the proposed budget before a decision is made.

Fred Groves Dwayne Longenbaugh and Homer Sellard appeared to discuss terms for negotiation of the bid submitted by Flaugh Construction Company on the new Justice Bldg. About \$12,000.00 can be trimmed from the electrical bid, \$1,500.00 on the sign, \$2,500.00 from the vapor barrier, \$800.00 for a foam cells \$1,200.00 on a door, \$750.00 on carpeting,

\$11,500.00 on kitchen cabinets, \$5,000.00 on insulation, \$5,000.00 on site pryoration, \$3,600.00 used county equipment, \$3,400.00 gravel @ \$4.00 per yard saving about \$37,000.00

Attest:

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS,
MONTEZUMA COUNTY MAY 28, 1974

This could reduce overall bid to about \$635,000.00 with \$10,000.00 to be refunded in sales tax. The contractor would prefer not to perform the \$8,400.00 item for seeding which could be let on a separate contract to further reduce the total bid.

Proper application having been made, Comm. Honaker made a motion to pay Southwest Memorial Hospital \$1274.59 being the balance due on the account of a cancer patient per a telephone report from Ron Nielson and \$612.44 to Cortez Medical Group for medical services. Motion was seconded by Comm. Bader and approved unanimously. Clerk was directed to write letter to the hospital and give the Treasurer an order to make payment from the Clara Ormiston Fund.

Road Superintendent Earnest Boren reported on road conditions and construction. County Engineer Fred Thomas reported on sanitary problems and solutions.

Board of Welfare conducted.

Sheriff Bobby Hampton reported on activities and requested permission to spend \$500.00 for Search & Rescue Included in his budget for radio equipment. Permission was granted.

Adjourned at 3:15 P.M.

ATTEST:

Minutes 05/29/1974 Regular

CERTIFIED COPY OF ORDER - Sentinel Cortez, Colorado

STATE OF COLORADO

County of Montezuma ss.

At a Regular

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Tuesday, the 29th day May, of A. D.

1974 there were present:

Harold McComb Chairman,

Curtis Honaker Commissioner,

Clay V. Bader Commissioner,

Grace S. Merlo County Attorney,

C. K. Herndon Clerk,

when the following proceedings, among others, were had and done, to-wit:

A motion was duly made, seconded and approved unanimously to pay Cortez Medical Group \$612.44 and Southwest Memorial Hospital \$1,274.59 for medical expenses incurred by George Lee, a cancer victim, from the Clara Ormiston Fund.

STATE OF COLORADO ss.

I, C.K. Herndon

County of Montezuma

County Clerk and ex-officio Clerk of the Board of County Commissioners in and for the County and State aforesaid, do hereby certify that the annexed and foregoing order is truly copied from the records of the proceedings of the Board of County Commissioners for said Montezuma County, now in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County, at Cortez, Colorado, this 29th day of May, A. D. 1974

County Clerk.

Minutes 05/23/1974 Special

Page No. 1

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

STATE OF COLORADO ss.

At a Special

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Thursday, the 23rd day of May, A.D. 1974 there were present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

A special Meeting was held at 4:00 p.m., May 23, 1974, for the purpose of reviewing bids on City-County Justice Bldg.

Bids were received as follows: (See Attached) Lowest bid is \$132,000.00 over estimate.

Comm. Bader made a motion to accept the negotiated bid from lowest bidder subject to acceptance by City of Cortez of the same bid. Seconded by Comm. Honaker and approved unanimously.

Adjourned at 4:15 P.M.

Attest:

Clerk

Chairman

BID TABULATION
JUSTICE BUILDING

for
City of Cortez and Montezuma County, Colorado

Cortez, Colorado

May 23, 1974

BIDDER	FLAUGH CONSTRUCTION CO. Cortez, CO.	PERKINS & CO., INC. Farmington, N.M.	
BASE BID	666,000	699,500	

ALTERNATES

No. 1 Parking Structure	Add 40,000	Add 41,800	
No. 2 Stucco	Add 2000.00	Add 275	
No. 3 Plastic Laminate Doors	Deduct 2900.00	Deduct 300	
No. 4 Asphalt Pavement	Add 45,500	Add 38,900	
No. 5 Concrete Pavement	Add 41,500.00	Add 30,400	
No. 6 Seeding	Add 8,400.00	Add 6280	

UNIT PRICES

Excavation - Add	2.00	2.00	
Excavation - Deduct	1.50	1.90	
Rock - Add	50	50	
Concrete - Add	100	125	
Concrete - Deduct	90	110	

Addenda Received			
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Minutes 05/29/1974 Regular

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 29th day of May, A.D. 1974 there were present:

Harold McComb Chairman

Curtis Honaker Commissioner

Clay V. Bader Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting hold on Monday, May 13, 1974, were read and approved. Commissioner Bader reported a washout on the Dolores River near the Town of Dolores sewage plant. Some rip-rap was placed to divert flow of water as a temporary measure. Comm. McComb reported an attending a legislative wrap-up of the State legislature.

Miscellaneous correspondence was read and contents noted. A BLM meeting on use of lands is schedules at Monticello, Utah on June 12th. Executed copy of a Field Agreement with the Colorado Department of Agriculture and the State Highway Department fatality report for the month of March were received.

Extension Agent Bob Seaton and Rome Demonstration Agent Eleanore Liekem reported on activities for the past month including Junior Fair, judging of materials, junior leader program, high altitude food preparation and preservation, quilting judging, 4H council and attending a meeting in Meeker. A Summer Agent to assist with 4H and extension work will be on the job June 13th. Eleven area young people will be attending an exchange program in the Calgary, Canada area and others will be attending program in Ft. Collins. A beef cattle workshop will be held in Farmington on Thursday.

Planning Director Marshall Denton appeared with Bob Leighton to present a sketch plan of a proposed sub-division in section 31-36-15, comprising about 300A. Comm. Bader made a motion that the plan be accepted and referred to the Planning Commission. Motion was seconded by Comm. Honaker and approved unanimously. An amended resolution 010-1974 for Dorothy McMahan was approved to correct the land description and a previously discussed variance for Fred and Mary E. Fletcher was also presented by Mr. Denton. Comm. Honaker made a motion to approve the Fletcher variance, seconded by Comm. Bader and approved unanimously.

Mr. Denton also reported on the Legislative wrap-up session as to the effect locally of various bills. A \$25,000 grant is available to all counties under #B1041 for the identification and designation of matters of state interest. This matter was referred to the Planning Commission for recommendations. He also reported that opening date for bids on the new City-County building had been set up to May 23rd as a convenience for the bidders.

Sheriff Bobby Hampton and Everett Johnson of Empire Electric appeared to discuss the theft of copper wire that has become a Problem for Empire Electric. Mr. Johnson reports three instances of theft this year for a total loss of about \$3000.00. Repairs to the transmission of one department car was authorized.

Jewell Gardner appeared to discuss availability of culverts. She was referred to various suppliers and contractors.

Carol Cromar, an MCHS student attended the Board meeting to learn about county government. General Fund vouchers #29261 to #29263 in the amount of \$1,838.71 and Road Fund vouchers #1929 to #1933 in the amount of \$1,629.03 were allowed and ordered paid.

Attest:

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COMMISSIONERS OF
MONTEZUMA COUNTY, COLORADO MAY 20, 1974

Bill Davis, Father Juniper, John Burden and Eugene D. Foushee appeared to discuss BAMMM (Bluff, Aneth, Mexican Hat, Monument Valley and Montezuma Creek) road building some \$500,000 will be spent on the area roads this year. These roads would tie into the McElmo Canyon road as well as the present state highway #41 and Utah 262. About 20 miles could be saved between Cortez and Monument Valley. Much trade would be channelled into Cortez. To avoid confusion they recommend a designation as alternate U.S. 160 and asked Montezuma County to further develop McElmo for the benefit of all. The Board agreed to a future meeting with the San Juan County, Utah commissioners to further discuss the matter.

Road Superintendent Earnest Boren appeared with engineer Fred Thomas and Charles Hinton to discuss road matters. Estimated cost for steel to replace the Dolores River bridge is \$26,000. Other costs would make total cost of bridge about \$50,000, if material is available. Mr. Thomas reported on recommended procedure to increase aerobic effect which will decrease odors. Mr. Boren also reported that he would rip-rap the Dolores River to protect the Town of Dolores sewage lagoon.

Joe Brown appeared with Don Gillispie, Don Bevins and Hoel Blake of Australia. Mr. Blake is in the Australian Soil Conservation Service studying methods used in this area. He noted that much of Australia is similar to this area. He is also interested in the RC & D Program that Mr. Brown is involved with.

County Auditor Gale Greenlee presented a recap of Revenue Sharing Funds. A balance of \$276,919.67 is in the account, much of it reserved for the Justice Building and for the Purchase of road equipment. Planned use for \$163,488 for the fifth entitlement period was broken down as follows:

Capital Outlay: \$60,000 (Court House Bldg. remodelling)

Other Capitol Outlay 15,000 (Equipment, Machines)

Public Transportation 80,000 (Road)

Public Safety 8,488 (Sheriff Department)

Adjourned at 4:15 P.M.

ATTEST:

Clerk

Chairman

Minutes 05/06/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 6th day of May 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Revised Resolution P10 1974

WHEREAS: Dorothy McMahan, owner of 296 acres in the NW $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 13, Twp. 36 N., R 13 W., N.M.P.M. desires to sell 10.85 acres more or less to an adjacent property owner for the purposes of enlarging his present land holdings of 2.5 acres. The property to be sold is more particularly described as follows: A tract of land in the NE $\frac{1}{4}$ of Section 13, T.36N., R.16W., N.M.P.M., being more particularly described as follows: Beginning at a point in the NE $\frac{1}{4}$ of Section 13, T.36N., R.16W., N.M.P.M., from which point the NE Corner of said Section 13 bears N.21degrees 07'43"E. a distance of 1852.50 ft.; thence, S.89degrees 38'30"E. a distance of 630.00 ft. to the west R/W line of Colo. Hwy. 145; thence, S.0degrees 21'30"W. a distance of 300.00 ft. along the west R/W line of Colo. Hwy. 145; thence, N.89degrees 38'30"W. a distance of 178.00 ft.; thence, S.0degrees 21'30"W. a distance of 626.00 ft. to the south line of said NE $\frac{1}{4}$ of Sec. 13; thence, N.89degrees 58'W. a distance of 452.01 ft. along the south line of said NE $\frac{1}{4}$ of Sec. 13; thence, N.0degrees 21'30"E. a distance of 928.56 ft. to the point of beginning, and containing 10.85 acres, more or less.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Fred Thomas appeared as agent for Dorothy McMahan before the Montezuma County Board of Commissioners on May 6, 1974 requesting exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations stating that she is not subdividing her property in the intent of the regulations but merely selling property to an adjacent property owner to enlarge his present limited holdings. Stating further that the property to be transferred will be used for limited expansion of an existing business and residential use.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of lands is compatible with the County Master Plan. The exemption from filing a Subdivision Plat as pre- scribed by the Montezuma County Subdivision Regulations is hereby granted, however it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres that a Subdivision Plat will be filed.

Commissioners voting aye in favor of the Resolution were: McComb, Honaker, and Bader.
Commissioners voting nay: None

County Clerk and Recorder
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon are true and correct.

(SEAL)

Minutes 05/13/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 13th day of may, 1974, with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken.:

Resolution P11 1974

WHEREAS: Fred and Mary E. Fletcher owners of 10 acres more or less lying in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 5) Sec. 6, Twp. 36 N., R 15 W., N.M.P.M. desire to transfer to separate ownership one acre more particularly described as: Beginning at a point on the south line of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 5) of Section 6, T.36N., R.15W., N.M.P.M., which is also along Colo. Hwy. 145, from which point the W1/4 Corner of said Section 6 bears West a distance of 25.00 ft.; thence; N.0degrees 23'E. a distance of 161.91 ft. along Colo. Hwy. 145; thence, East a distance of 365.38 ft. to a fenceline; thence, S.0degrees 23'W. a distance of 161.91 ft. along a fenceline to a fenceline which is the south line of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 5); thence, West a distance of 365.38 ft. along a fenceline which is the south line of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 5) to the point of beginning, and containing 1.36 acres, more or less.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Fred Fletcher appeared before the Montezuma County Board of Commissioners on May 13, 1974 requesting exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations; stating fact that a house is now located on said 1 acre tract; stating further that the divorce decree dissolving the marriage of Fred and Mary Fletcher provided for such a transfer.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations, and further finds that the area surrounding said 1.36 acre tract does not have a housing density problem and it does abut a public road and adequate sewage disposal is available and the location of a residence on this tract doesn't conflict with the Master Plan for the County. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision Regulations is hereby granted, however it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres that a Subdivision Plat will be filed.

Commissioners voting aye in favor of the Resolution were: McComb, Honaker, and Bader.

Commissioners voting nay: None

Montezuma County Clerk and Recorder
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon same are true and correct.

(SEAL)

County Clerk and Recorder of
Montezuma

County,

Colorad

BEFORE THE BOARD OF
COUNTY COMMISSIONERS
OF THE COUNTY OF
MONTEZUMA

Mr. Commissioner, CLAY V. BADER moved for the adoption of the following Resolution:

WHEREAS, MONTEZUMA County has been and is now a member of the CSACC and, at its last annual convention, the CSACC adopted various amendments to its By-Laws, subject to review by the County Attorneys' Association and the Executive Committee of the CSACC, and

WHEREAS, the Executive Committee of the Colorado State Association of County Commissioners unanimously agreed to form a nonprofit Corporation named "Colorado Counties, Inc.", as a successor to the Colorado State Association of County Commissioners, and

WHEREAS, the Articles of Incorporation have been filed with the office of Secretary of State and a certificate of Incorporation issued dated May 15, 1974 and By-Laws adopted to govern the business and affairs of "Colorado Counties, Inc.", and

WHEREAS, this Board has reviewed said Articles of Incorporation and By-Laws and finds that membership in such nonprofit Corporation will be of benefit to the citizens of the county.

NOW, THEREFORE, BE IT RESOLVED that MONTEZUMA County hereby:

1. Approves the Articles of Incorporation and By-Laws of the Colorado Counties, Inc.", and
2. Authorizes the payment of all fees, dues and/or assessments that may be levied upon it pursuant to the provision of said By-Laws.
3. That, by previous submittal of its designated dues and assessments and adoption of this Resolution, MONTEZUMA County hereby agrees and contracts with other counties adopting similar Resolutions, to join, unite and associate with such counties in the formation of "Colorado Counties, Inc." to accomplish the goals set forth in the Objects and Purposes of the By-Laws.

The foregoing Resolution was seconded by Commissioner CURTIS HONAKER and upon roll call thereof, the vote was as follows:

Mr. Commissioner Harold McComb Chairman: _____
Mr. Commissioner Curtis Honaker : _____
Mr. Commissioner Clay V. Bader : _____

The foregoing Resolution was adopted by (Unanimous)--
(Majority) vote.

Minutes 05/13/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 13th day of May, A.D. 1974 there were present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

County Attorney

C. K. Herndon Clerk,

Absent Grace S. Merlo

Minutes of the Regular meeting held on Monday May 6, 1974, were read and approved.

A review of unpaid bills as presented by Southwest Memorial Hospital for the period of July 1, 1973 through December 31, 1973, was made and an amount of \$3,606.02 was allowed to SWM hospital representing indigent care for that period as determined by the Welfare Director. Miscellaneous correspondence was read and contents noted. National Forest Timber sale at Coon Creek, summary of proceedings at meeting of the State Board of Social Services May 3rd, PUC ruling allowing Peoples Natural Gas Company a rate increase as requested, highway 184 maintenance agreement for May, the Comprehensive Employment Training Act and area wide health planning by the Southwest Colorado Comprehensive Health Planning Council was included. Legislative wrap-up and a study of enacted legislation was made.

Ralph Christensen appeared to discuss further the proposal for a group insurance policy for County employees. He also reported a health problem and bad road conditions on County Road #27.

Treasurer and County Clerk reports for the month of April were received and examined.

Mr. and Mrs. Owen Shoate appeared to discuss road conditions near their property. They were requested to attend a road planning meeting on Monday, May 20th, to request designation for work on that road.

Trade in allowance for a used typewriter on two new machines was discussed. Old machine was not suitable for job being done. Patterson Office Equipment offered \$175.00 trade in making a net difference of \$285.00 for two new-machines. Purchase of a calculator @ \$535.90 for use in the Commissioners room was also discussed. Coma. Bader made a motion to purchase all three machines from Pattersons. Motion was seconded by Comm. Honaker and approved unanimously Planning Director Marshall Denton appeared with Fred Fletcher to discuss a proposed variance to the sub-division regulations to comply with a court order under a divorce decree. Coma. Honaker made a motion to tentatively approved the variance subject to a metes and bounds description of the property involved. Motion was seconded by Coma. Bader and approved unanimously.

Discussion was held with Fred Thomas concerning a proposed variance to the sub-division regulations in section 17-36-15. Tentative approval was given provided suitable arrangements can be with other parties concerned.

Health Officer Dr. T. A. Davis and Nurse Helen Blackmer appeared to discuss health problems.

A letter from Barbara Sapp concerning odors from Northside Packing Company and an inspection with Mr. Fred Hinman of the State Health Department last week was discussed.

A quotation from Sweets Carpet and Draperies to replace 10 sets of Drapes with vertical traverse blinds (aluminium slats) at a cost of \$1,015.50 was received. On a motion by Comm. Bader, seconded by Comm. Honaker the bid was accepted. Sweets will be authorized to order

Attest:

Clerk

Chairman

Proceedings of the Board of Commissioners, Continued, Monday, May 13th, 1974

same with color selection to be made later.

A final consideration of the billing to the Four Corners Bridge Club for assistance in rebuilding their bridge in the Twin Spruce area was made. Comm. Honaker made a motion to bill the club \$5,000.00 of the total \$7,097.26 billing. Motion was seconded by Comm. Bader and approved unanimously.

General Fund vouchers #29115 to #29130 in the amount of \$14,737.88 and 29186 29260

Road Fund vouchers #1886 to # 1928 in the amount of \$17,601.21 and Public Works

Fund vouchers #38 to #40 in the amount of and Revenue Sharing voucher #11 in the amount of \$ 899.70 and Airport voucher #2 in the amount of \$49.21 were allowed and ordered paid.

Road Superintendent Earnest Boren reported on road conditions and construction. Bids on new vehicles were accepted as follows:

Keesee Motor Co. One 1/2T PU 3,300.76 One 1T CC 3,610.03

Gabriel Chev. Co. Two 3/4T PU 3,508.50 each

Leona Shay requested a two weeks vacation beginning May 20th. A replacement volunteer worker will relieve her. The request was approved.

Discussion was held concerning salaries to be paid judges of election. A 1973 law requires a minimum of \$25.00. Comm. Bader made a motion to pay judges \$30.00 for the Primary and General Elections. Motion was seconded by Comm. Honaker and approved unanimously.

Sheriff Bobby Hampton reported receiving a new patrol car through Cortez Motor Company and installation of equipment.

Board of Welfare conducted.

Adjourned at 4:00 P.M.

ATTEST:

Clerk

Chairman

Minutes 05/06/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 6th day of May, A.D. 1974 there were present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting held on Monday, April 29, 1974 were read and approved. Comm. Bader reported that an inspection of the Gary Chaffin road had been made. Mr. Chaffin will be advised by letter that County will shape road for him and then the maintenance will be his responsibility. Inspection of the Sheriffs Posse grounds was made and County will need about three days work with a D8 Cat and this work will be done. Comm. Honaker reported authorizing assistance to the Dolores Cemetery District in repair work on their water reservoir. Miscellaneous correspondence was read. Letter from Marlo Webb, Mayor of Farmington, read concerning meeting in Farmington May 9th at 1:30 p.m. at the airport. A petition for annexation presented by J.T. Wilkerson was signed. Other correspondence from the Colorado Dept. of Health, Glenn Wilson, Barbara A Sapp, KMOCO Oil Co. and legislative reports were examined. Earnest Patton and Bud Reach representing the Four Corners Bridge Club appeared to discuss County billing on construction of a replacement bridge in the Twin Spruce area amounting to \$7097.26. The matter will be discussed with the Road Dept.

Mrs. Olin Spencer appeared to discuss a dusty situation along County Road #42 and asked that something be done to settle the dust. She was assured that the matter would be investigated. San Both of Dolores appeared to discuss a driveway permit and a proposed water line on County Road #27 in section 7-37-15. The matter was referred to the Road Department.

Planning Director Marshall Denton presented an executed copy of the Justice Building as approved for bidding. Mr. Denton will keep it in his office for future reference. He also presented requests for variances to the sub-division regulations for Dorothy McMahan to sell a 10.02A tract in section 13-36-16 to an adjacent property owner. Comm. Bader made a motion to approve the variance, seconded by Comm. Honaker and was approved unanimously. (See Attached). Mr. Denton also proposed a variance for Wayne Rust which was tentatively approved based on a survey of the property. Don DeLuche appeared to discuss the proposed mill to be constructed south of Mancos. Mill, retaining ponds and other buildings will occupy about 5A of land. Fast growing trees and other landscaping will be done to beautify the area. He explained the milling process and reports no dangerous spilling will occur and that the water would be suitable for drinking after use. About 15-20 people would be employed primarily from the Mancos area. Cost of plant is expected to run over \$250,000 to process ore from the Bessie G. mine. Plant will process about fifty tons of gold-silver ore per day. Trucks will be weighed individually to control load limits and will haul about 12 tons Per load. Company name is Champion Venturers, Inc. of 230 W. 6th Ave., Denver.

Mr. Denton presented a digest of comments to be made at the Wild & Scenic Rivers hearing to be held by Sen. Haskell in Durango On Saturday. A rough draft of the Joint Communications System from the State Highway Patrol and comments concerning the annexation northeast of Cortez pertaining to the J. T. Wilkerson property. Mountain Music proposed, a sound system for the District Court room at a cost of about \$420.00. Comm. Bader made a motion to order same.

Motion was seconded by Comm. Honaker and approved unanimously. New 3M copier to be delivered

Attest:

Clerk

Chairman

Continuation of the Proceedings of the Board of Commissioners Monday, May 6, 1974

soon will produce copies at about 6 cents per copy which will be charged to other county agencies. No outside work will be accepted.

County Auditor Gale Greenlee and Sheriff Bobby Hampton appeared to discuss salaries of the sheriff's personnel. Comparison of salaries with officers of the City of Cortez was made. A total salary increase of about \$1150.00 for the 1974 calendar year was requested. The matter was taken under advisement. Mr. Greenlee was requested to do some groundwork on the planned use statement for Federal Revenue funds for the fifth entitlement period. Sheriff's report for April also received.

Paul Butler presented a copy of a petition submitted to Senator Dan Noble opposing HB1041 concerning Land Use. Senator Noble's reply was also attached and filed.

Joe Jarvis presented a promotional folder published by the Dolores and Cortez Chamber of Commerce and the Innkeepers Ass'n of the area. Information includes all of Montezuma County tourist related, businesses. Mr. Jarvis requested assistance in paying for the brochures. Comm. Honaker made a motion to contribute 600.00 toward the publishing cost. Motion was seconded by Comm. Bader and approved unanimously,

General Fund vouchers # 1355 to # 1418 and # 29116 in the amount of \$30,755.63 and Road Fund vouchers # 1632 to # 1676 and # 1886 in the amount of \$30,370.56 were allowed and ordered paid.

Veterans Officer Dave McNeill presented his monthly report for the month of April and year to date. Services total over \$113,00 from sources such as hospitalisation, burial allowances, vocational education and, veterans pensions. Mr. McNeill was authorized to attend a four-day meeting May 20, 21, 22 and 23 in Golden and employ extra help to run office during his absence.

Mountain Bell manager Del Bessey appeared with Ray Palmer Geo Kilmer, Dennis DeRose and Tom Ekstrom to further discuss burying cable in County right-of-way. The company is agreeable to placing cable where desired by County. Future projects will be plotted together and, alignment agreed to before project is started. As much advance notice as possible was requested by the Company.

Road Superintendent Earnest Boren reported near completion of the Sheriff's Posse dirt work and vandalism at the Hot mix plant. Various construction Projects and the increase in price of asphalt material were discussed. Former Road Superintendent Bob Page also appeared to discuss the leveling requested by Wayne Denny. Mr. Boren will work out details with Mr. Denny. Al Patscheck, manager of Montezuma Water Co. presented a copy of the original agreement with the County covering installation of water lines within County road right-of-way. County Attorney Merlo will review the agreement with the water company attorney. Fred Thomas also

appeared to discuss alignment of new water lines. Mr. Boren will review alignment before construction starts.

County Engineer Fred Thomas presented a report on the Dolores River bridge that is now closed. Bridge was Originally built in 1912 and designed for much smaller vehicles than currently in use, Maximum weight limit is estimated at 20 tons. He strongly recommends dismantling and building a new bridge if a bridge is warranted. A public hearing will be set up with Dolores area residents to further discuss the matter.

Board of Welfare conducted.

Adjourned at 5:00 P.M.

ATTEST:

Clerk

Chairman

Online Copy

Minutes 05/06/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 6th day of May, 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P10 1974

WHEREAS: Dorothy McMahan, owner of 296 acres in the NW ¼, NE ¼ Sec. 13, Twp. 36 N., R 13 W, N.M.P.M. desires to sell 10.02 acres more or less to an adjacent property owner for purposes of enlarging his present land holdings of 1.73 acres. The property to be sold is more particularly described as follows: Beginning at a point in the NE ¼ of Sec. 13, Twp. 36 N., R 16 W., N.M.P.M. from which point the NE Corner of said Section 13 bears N.21 degrees 21'38"E. a distance of 1855.37 ft.; thence, s.89degrees 38'30"E. a distance of 566.21 ft.; thence S28 degrees 34'30"W., a distance of 235.11 ft.; thence S.0 degrees 21'30"K. a distance of 100.00 feet; thence S.26degrees 04'20"E. a distance of 9.70 ft.; thence S.0degrees 21'30"W. a distance of 611.32 ft. to the south line of said NE1/4 Sec. 131, thence, N89degrees 58'W. a distance of 459.37 feet along the south line of said NE1/4 Sec. 13; thence N. 0degrees 21'30"E. a distance of 929.78 ft. to the point of beginning and containing 10.02 acres, more or less.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Fred Thomas appeared as agent for Dorothy McMahan before the Montezuma County Board of Commissioners on may 6, 1974 requesting exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations stating that she is not subdividing her property in the intent of the regulations but merely selling property to an adjacent property owner to enlarge his present limited holdings. Stating further that the property to be transferred will be used for limited expansion of an existing business and residential use.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the division of lands is compatible with the County Master Plan. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision Regulations is hereby granted, however it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres that a Subdivision Plat will be filed.

Commissioners voting aye in favor of the Resolution were: McComb, Honaker, and Bader.

Commissioners voting nay: None

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon are true and correct.

(SEAL)

County Clerk and Recorder

Minutes 04/29/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 29th day of April, A.D. 1974 there were present:

Harold McComb Chairman

Curtis Honaker Commissioner

Clay V. Bader Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting held on Monday April 22, 1974 were read and approved as corrected. A Certificate of sale to Robert Brace was signed for improvements only situated on the E ½ SE ¼ of section 25, T36, R16 for one metal store building pursuant to a public sale hold on Monday, January 21, 1974.

A general fund voucher in the amount of \$500.00 was approved to establish a Petty Cash fund for the Commissioners Office.

Correspondence was read and contents noted. Copies of correspondence between the U.S. Dept. of Interior and the Ute Mountain Tribe concerning a 5-6A tract of land was read. Letter filed.

A letter from Senator Haskell rescheduling the Wild and Scenic River hearing on May 11 at 9:30 a.m. was also read.

Assessor Wayne Denny appeared to discuss handling of complaints for increased taxes that may arise when the Board sits as a Board of Equalization. Mr. Denny will process complaints during June and submit them to the Board in July. Mr. Denny also asked that an agreement with former Road Superintendent to level the area where gravel had been removed from his property be done and that some culverts into the property be installed to make better drainage. He will contact Present Superintendent Earnest Boren to work out details.

A petition for annexation of the area adjoining the City of Cortez on the northeast city limits including the County Shop was presented by J. T. Wilkerson for approval. The matter was referred to the Planning Department for consideration.

Planning Director Marshall Denton reported that an airport meeting had been scheduled on May 9th at Farmington. Discussion was held concerning the establishment of an ore processing mill south of Mancos. Road damage and other impact was reviewed and the operators will be invited to a Board meeting for more discussion concerning possible pollution or other factors. A variance for Lonnie Dennison to sell a 20A tract in section 22-36-16 was tentatively approved subject to detailed description Of the land involved. Realignment of the McElmo Canyon stock drive was also discussed. Mr. Denton also discussed costs of speakers, microphones and related material to install a sound system for the District Court.

Lewis Watson and Thomas Murphy of Peat, Marwich, Mitchell & Co. appeared to discuss a proposal to evaluate the cost of services performed by agencies of the County for the Department of Social Services. By previous agreement, the company had been authorized to conduct the survey and since local accounting firms had not been contacted, they proposed to withdraw from the agreement. It was unanimously agreed to turn the study over to Gail Greenlee for completion. Dick Forgarty of the Cortez Taxi appeared to discuss his operation and to explain new services that will be available within a fifty-mile radius of Cortez. He asked for a reserved parking space for two cars at the airport to pick up passengers. His is also an agent for the

Railway Express Agency and Jr. negotiating & contract with Air Cargo Company. His request was referred to the airport committee to work with the City of Cortez on the matter.

Attest:

Clerk

Chairman

Continuation of the Proceedings of the Board of Commissioners Mondays April 29, 1974
Bids were opened from the following auto dealers for four new trucks for the Road Department as listed below.

		1 Ton C&C	3/4T. Pkup.	1/2T. Pkup.
Kinkade Chev. Co.		\$3940.00 EA.	\$3875.00 EA.	3300.00 EA
Keesee Motor Co.	(Ford)	3610.03 "	3752.49 "	3300.76 "
Mesa Motor Co.	(GMC)	3752.93 "	3676.98 "	3197.28 "
Cortez Motor Co.	(Dodge)	3671.39 "	3597.70 "	3209.60 "
Gabriel Chev. Co.		3590.00""	3508.50 "	3153.53 "

Bids were referred to the Road Department.

Sheriff Bobby Hampton reported that damage to a department car would be covered by the other party insurance.

A proposed plan for redistricting the County Commissioners districts was presented as prepared by the Board. Comm. Honaker made a motion to adopt the plan as drawn. Comm. Bader seconded the motion and it was approved unanimously. The Board directed the Clerk to write a letter of thanks to the Democratic and Republican committees for their work and assistance to them. (See maps on file).

Mountain States Tel. & Tel. manager Del Bessey and Harold Belyew, service manager for Mt. Bell appeared to discuss buried cables in the County road right-of-way. The need for more information on the permit as to the exact location of the proposed route of a buried cable was requested.

On each application and Mountain Bell was requested to have approval of the Commissioners before embarking on a large project. Mr. Bessey asked that his company be given enough time for moving poles to allow them to properly engineer a new routing and that the company be notified to locate buried cable prior to County digging to prevent cutting cable.

Jerry Chaffin appeared to request gravel on a road into his property. The Board agreed to look at the job later in the day. Bob Banks, Lonnie Elliott and Dave Allen appeared for the Sheriff's Posse to discuss the work previously requested at the arena east of Cortez posse members would like to eventually donate the completed area to the County for public purposes. Total area is approximately 29A. The Board will inspect the site later today.

Engineer Fred Thomas reported the old Dolores River bridge is about 45 years old and that it suffers from structural fatigue with 7% of the trusses being bent or broken. Repairing the bridge would be very expensive and supporting piers would, serve no real purpose. A written report will be submitted by Mr. Thomas.

Road Superintendent Earnest Boron reported on road conditions and construction.

Ralph Christensen Of Metropolitan Life Ins. Co. presented a proposal for the County group health insurance. The matter will be further studied.

Howard Acott and John Gomez of the San Juan Vocational Technical School appeared to discuss an agreement for training of a diesel mechanic. Under the agreement expense for training is borne by the School through June 30, 1974. (See Attached). Mr. Acott also asked for assistance to rebuild the present road into the school with a plan to pave it in one year.

The matter will be referred to the Road Department.

An airport voucher in the amount of \$10,000.00 payable to the City of Cortez for County portion of operating expenses at the airport was approved and ordered paid.
Board of Welfare conducted.

Adjourned at 5:00 p.m.

ATTEST:

Clerk

Chairman

Online Copy

GENERAL AGREEMENT

San Juan Basin A.V.T.S. College Work Study

This Agreement, made this 1st. day of JANUARY, 1974 is entered into between San Juan Basin A.V.T.S. herein called the "Institution:", and THE COUNTY OF MONTEZUMA within the meaning of that term as defined in the regulation of the Department of Health, Education and Welfare governing the College Work-Study Program herein called the "Agency".

WHEREAS, the Institution is operating a Work-Study Program under the provisions of Public Law 88-452 of August 20, 1964 (78 Stat. 514), and, amended by the Higher Education Act of 1965, Pub. Law 89-329, and in order to promote, foster and develop the College Work-Study Program and to enjoy the mutual benefits arising from said program; and,

WHEREAS, the Agency will benefit directly from its participation in the said program; and,

WHEREAS, the said program will benefit the public welfare,

NOW, THEREFORE, it is mutually agreed as follows:

FIRST: The Agency hereby agrees to provide employment for students certified by the Institution and accepted by the Agency. Schedules to be attached to this Agreement from time to time, bearing the signatures of an authorized official of the Agency and of the Institution, will set forth the type of work to be performed by students under this Agreement; the total number of students to be employed; the hourly rates of pay, the total number of hours per week the students may work, and the total length of time the students are to be employed.

SECOND: Students will be made available to the Agency by the Institution for performance of specified work assignments. The Agency or the Institution, either on its own initiative or at the request of the Agency, may remove students from the Agency or from work on a particular assignment, provided that the Institution shall remain responsible for its portion of the compensation earned by and duly certified by the Agency until such time as it shall inform the Agency in writing of its intention to terminate the participation of such students. The Agency agrees that no student will be denied employment or subjected to different treatment under this Agreement because of race, color or national origin, and that it will comply with the provisions of the Civil Rights Act of 1964 (P.L. 88-352, 78 Stat. 252) as amended, and the regulations of the Department of Health, Education and Welfare which implement that Act.

THIRD: Transportation for students to and from their work assignments will not be provided by the Agency or the Institution

FOURTH: The Institution shall be deemed the employer for purposes of this Agreement, and shall disburse the compensation payable to students under this Agreement, subject to the following terms and conditions:

1. The Agency shall pay to the Institution ^{10%} of the gross compensation payable to each student, in accordance with the schedule or schedules attached hereto and made a part of this agreement.
2. Commencing at such time as may be prescribed by Law, the Agency shall pay to the Institution such other proportion of the gross compensation payable to each student as shall be required, and in accordance with said schedule or schedules.
3. The Agency shall provide such additional funds as may be necessary for compensation of students under this Agreement in accordance with schedule or schedules attached.
4. The Agency shall make payroll records available to the Institution on a bi-monthly basis in accordance with the schedule or schedules.
5. The Institution shall withhold and remit such taxes and take such other measures as are the responsibility of the employer under applicable Federal, State and local laws; and,
6. The Agency shall furnish to the Institution such information as may be necessary for the Institution to comply with the regulations of the Office of Education pertaining to the College Work-Study Program.

FIFTH: The Agency will be responsible for the supervision of work performed by students participating in any project under this Agreement, and will make available to the Institution the names and locations of Agency supervisors. The Agency will provide to the Institution a record of the hours worked during each payroll period by each student as certified by an authorized official of the Agency. The Agency will permit the Institution, from time to time as it may request, to inspect the premises in which any student is working under this Agreement, and will review with the Institution the working conditions and job requirements of all such students.

SIXTH: Work to be performed under this Agreement will not result in the displacement of employed workers or impair existing contracts for services; will be governed by such conditions, including compensation, as will be appropriate and reasonable, in the light of such factors as the type of work performed, geographical region and proficiency of the employee; and must not involve the construction, operation or maintenance of so much of any facility used, or to be used, for sectarian instruction or as a place for religious worship. Further, no project may involve political activity or work for any political party.

SEVENTH: No student shall perform work on any project under this Agreement for more than an average of fifteen (15) hours per week during any academic period while classes in which he is enrolled are in session, or for more than forty (40) hours in any other week, or as may otherwise be provided under applicable Federal law and regulations.

EIGHTH: This Agreement shall supersede any and all prior Agreements between the Institution and the Agency regarding the mutual operation of a work-study program under the provisions of the College Work-Study Program.

NINTH: This Agreement shall take effect JANUARY 1, 1974, and may be extended by written agreement of the parties hereto for a period not to exceed one year.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and year first above written.

<u>San Juan Basin A.V.T.S.</u>	<u>THE COUNTY OF MONTEZUMA</u>
<u>Institution</u>	<u>Agency</u>
<u><i>[Signature]</i></u>	<u><i>[Signature]</i></u>
Signature	Signature
<u><i>[Title]</i></u>	<u><i>Chairman</i></u>
Title	Title
<u>4/29/74</u>	<u>4/29/74</u>
Date	Date
<u> </u>	<u> </u>
Telephone	Telephone

Minutes 04/22/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House, in Cortez, Colorado, on Monday, the 22nd day of April, A.D. 1974 there were present:

Harold McComb Chairman

Curtis Hoanker Commissioner

Clay V. Bader Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting were read and approved as corrected. (*Mr. Henry King will repair all fence damage from highway 145 to his house that may be damaged by snow-plow operations.)

Comm. McComb and Honaker reported on attending the FAA meeting in Durango last week. The three communities of Cortez, Durango and Farmington were given an ultimatum to make an acceptable proposal within 60 days or the decision will be made by FAA. A meeting Wednesday night in Durango to discuss the matter will be attended by the Board and Hal Tanner representing the City of Cortez.

A request from the Cortez Elks Ass'n for a Special Events license to host the Cortez Bowling Ass'n on May 18th was presented by Manager Cab Uptain, Comm. Bader made a motion to approve the application which was seconded by Comm. Honaker and approved unanimously. Karen Tozer, Judy Small and Cathy Hughes from the Vocational School appeared to request the use of the Courthouse parking lot on May 4th for a bicycle safety program starting at 9:00 a.m. and a room to show safety films. Permission was granted.

Miscellaneous correspondence was read. A field agreement for the year 1974 from the Colorado Department of Agriculture for predatory animal control wherein Montezuma County will provide \$1,015.00 was signed. Notification of a Lump Sum Award to the widow of Robert Simpson Conner in an amount of \$3600.00 plus interest and payment of \$5465.45 at \$143. 83 Per month by the State Compensation Insurance Fund was received and a letter from the Dolores Chamber of Commerce requesting retention of the old river bridge now closed as unsafe. A memorandum from the U.S Department of Commerce designating Montezuma County as Title I area under the Public Works and Economic Development Act of 1965 was also read.

A tax abatement in the amount of \$353.11 for Tom Maley for erroneous assessment was approved on a motion by Comm. Honaker, seconded by Comm. Bader.

Chester Tozer appeared to discuss an agreement made in the 1950's with former Road Superintendent Bob Page regarding cleaning an irrigation ditch. Last year he was forced to clean the ditch nine times. He also asked that a 30" culvert be installed and a ditch above his place be cleared. The Board will make an inspection of area soon.

Planning Director Marshall Denton presented a copy of the Forest Service study group area. Recommendation of no roads in the Bear Creek area is not compatible with storage of water and an exception will be noted. Senator Dominicks report on the Dolores River was reviewed and Mr. Denton will write a letter to correct the errors. Mr. Denton also briefed the Board on the joint communication for the City-County operation to be set up.

Extension Agent Bob Seaton and Home Demonstration Agent Eleanora Lickem reported on various meetings held throughout the County. Interest in a rabbit processing plant for the 10,000 rabbits raised in the County is being considered by an area group. The rabbits are now shipped

to the Denver area for processing. There are 317 now enrolled in County 4H Programs with maybe 500 within a few years. A codling moth meeting is set for Tuesday, April 23rd with CSU specialist attending. Mr. Seaton also presented a copy of a resolution

Attest:

Clerk

Chairman

Continuation of Commissioner's proceedings 4-22-74

adopted by the Lake Vista Grange concerning the cost of stumpage to Montezuma Plywood Co. Dr. James Cuykendall appeared to discuss the Regional Comprehensive Health organization. He reported that the U. S. Congress had written a new law that would allow only one hospital in a given health service area. Both Cortez and Durango are now designated for hospitals. He urged the Board to continue support of the group to protect the Cortez hospital certificate of need. Dr. Cuykendall promised minutes of future meetings and invited the Board to attend any of the meetings. He reported that a two way radio installation partially funded by County funds within the last three years was being set up at the hospital and in the ambulance. Commissioner Bader made a motion to approve payment of \$700.00 to fulfill a commitment previously made through July 1, 1974. Motion seconded by Comm. Honaker and approved.

Joe Reed appeared to discuss terms of a contract for use of an old County motor grader through the Yellow Jacket Grange. He was asked to prepare a contract and present it to the Board.

Bob Brace appeared to discuss the buildings he occupies as Speedys Service on East Main which are owned by the County through taxes. Mr. Brace offered \$500.00 for them as is. Comm. Honaker made a motion to accept the offer which was seconded by Comm. Bader and approved unanimously.

Road Superintendent Earnest Boren reported on road conditions and construction. Mr. Boren will seek technical advice on the old Dolores River Bridge and try to determine the cost of repairs. Buried power lines and telephone cables in the County Right of way was discussed. The policy of removing cars from County Road right-of-way because of being stuck in the snow or similar circumstances was discussed. Printed guidelines will be prepared for Road Dept. personnel.

Sheriff Bob Hampton reported one of the department cars being involved in an accident on Friday night, April 17th. A car operated by Debra Louise Anthony and Sheriff's car side swiped at the intersection of Main and Washington streets in Cortez. Estimated damage to patrol car is \$200.00. Sheriff Hampton also reported that Deputy Stan Chaffin had recently completed a narcotics investigation training course. A trained blood hound is available from the Colorado State Penitentiary at no cost to the County. Sheriff Hampton was authorized to make arrangements to acquire the dog.

Pat Honaker appeared to request gravel be placed on his drive way in repayment of fill dirt furnished to the County about two years ago. Three loads of gravel has previously been furnished and he requested three more loads. The matter will be investigated.

Barney Phillips successful bidder for a 1958 Jeep owned by the County appeared to discuss the purchase. County will furnish a bill of sale to Mr. Phillips for \$377.00. Payment was made and Mr. Phillips will make arrangements with Sheriff Hampton to remove same. Architect Fred Grove and Engineer Dwayne Longenbaugh presented completed working drawings for the new City-County Justice building and gave a detailed explanation. Comm. Honaker made a motion to approve and accept the plans. Motion was seconded by Comm. Bader and approved unanimously. Bids will be opened on May 21st at 3:00 P.M. in the Commissioners Room. Ace

Asa appeared to discuss disposal of septic tank sewage. Mr. Asa has been paying \$112.00 per year to the Cortez Sanitation District and the cost has been revised upward so as to make it impossible to continue dumping into the system. The Board will investigate the matter. Treasurer Russell Hindmarsh appeared to discuss the status of the Federal Disaster Assistance account which now is overdrawn in the amount of \$25,111.76. Those funds will eventually be reimbursed and he asked that a transfer from the Contingent Fund to correct the situation. Comm. Bader made a motion to make this transfer, seconded by Comm. Honaker and approved unanimously.

(CONTINUED)

Continuation of Commissioner's proceedings 4-22-74

Russ Dunn and Mary Baker appeared to discuss making application for a project grant under Title III for funds to operate the Cortez Senior Citizens Club, Inc. for the year beginning June 1, 1974. County share of the operation would be \$3600.00. Comm. Bader made a motion to approve the request which was seconded by Comm. Honaker and approved unanimously. The application was signed and the Club will take further action to complete the application for funds.

Discussion was held on County bookkeeping records and the duties of the Clerk to the Board. Comm. McComb stated that the LaPlata County operation had been studied and found it to be desirable. Motion to move the Road Department clerk and County Comm. Clerk out of the County Clerks office into the County Commissioners room along with records and equipment prior to April 29th was made by Comm. Honaker, seconded by Comm. Bader and was approved unanimously. Use of the Commissioners Room for public purposes will be discontinued immediately.

A review of unpaid hospital bills as submitted by Southwest Memorial Hospital as indigent for the period from July 1, 1973 through December 31, 1973 was made. Action was deferred.

Adjourned at 5:00 P.M.

ATTEST:

Clerk

Chairman

Minutes 04/22/1974 Regular

CERTIFIED COPY OF ORDER -- Sentinel Cortez, Colorado

STATE OF COLORADO ss. At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 22nd day of April, A.D. 1974 there were present:

Harold McComb Chairman,

Curtis Honaker Commissioner,

Clay V. Bader Commissioner,

Grace S. Merlo County Attorney,

C. K. Herndon Clerk,

when the following proceedings, among others, were had and done, to-wit:

Commissioner Bader made a motion to transfer \$25,111.76 from the Contingent Fund to the Federal Disaster Assistance Account. Motion was seconded by Commissioner Honaker and approved unanimously.

STATE OF COLORADO

County of Montezuma

County Clerk and ex-officio Clerk of the Board of County Commissioners in and for the County and State aforesaid, do hereby certify that the annexed and foregoing order is truly copied from the records of the proceedings of the Board of County Commissioners for said Montezuma County, now in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County, at Cortez, Colorado, this 25th day of April, A. D. 1974.

County Clerk.

Minutes 04/15/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House, in Cortez, Colorado, on Monday, the 15th day of April, A.D. 1974 there were present:

Harold McComb Chairman

Clay V Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

Jean DeGraff, Deputy Clerk,

Absent

Cortez City Manager Darrel Brewington and City Engineer appeared to discuss leasing a small area at the airport to the FAA to install run-way lights. Request was approved. Henry King appeared and agreed to fix or repair his own fence if County Road Dept. tore it down to plow snow where county road goes to his drive-way. (See minutes of 4-22-74) Minutes of the meeting held 4-8-74 were read and approved as read. Correspondence was read and contents noted. Reports from Clerk and Treasurer for March were received. John Porter presented the Democratic Committee's plan for re-organizing Commissioner's Districts.

Ralph Rasor, Probation Officer, discussed the public address system needed for the District court with the Board.

D. M. Denton, Planning Coordinator discussed an exemption from sub-division regulations for David Bland to sell 1 ½ acres. Tentative approval was given. Also discussed was a now copying machine. It was moved by Commissioner Bader, seconded by Commissioner Honaker that the County buy a 3-M Copier recommended by Mr. Denton at a cost of \$1699.15 without trade-in. Motion was carried unanimously. Purchase order will be sent.

Commissioner Bader made a motion, seconded by Commissioner Honaker that the Board approve a gravel lease between Noland Alexander and the County. Motion was carried unanimously.

The Clerk was directed to write a letter to the Forest Service concerning replacement of a gate. Being 11:00 a.m. the Board proceeded with the opening of sealed bids for the sale of one 1950 Willys Jeep. Bids were as follows: Byron Phillips, \$377; Thomas Berry, \$465; Billy F Beck, \$200; David Reddy, \$140; Fred Ellerd, \$100; K & K Auto Sales, \$252; C. R. Rasor, \$375. New information indicates that the original agreement made when jeeps were first acquired was that whoever used the jeeps had to keep them in good repair in exchange for the use.

Commissioner Bader moved and Commissioner Honaker seconded that Thomas Berry's bid of \$465 be accepted if he will pay the full bid with no allowance for repair work. Otherwise next highest bid, Byron Phillips bid of \$377 will be accepted. Motion was carried unanimously.

County Sheriff Bob Hampton appeared to discuss complaints of dumping trash on public and private property. The Colorado State Patrol and the Sheriff's office will be enforcing the law concerning littering and dumping on any public highway and private property in the County. Public notice of these laws will be published in the papers.

General Fund vouchers #29110 thru # 29113 in the amount of \$ 184.23 aid Road Fund vouchers #1880 thru # 1885 amount of \$ 4239.23 and Public Works voucher # 37 in the amount of \$2379.45 were allowed and ordered paid.

On a motion made by Commissioner Bader, seconded by Commissioner Honaker and carried unanimously, abatements to David & lone Harris in the amount of \$85.25 and refund in the amount of \$287.03 and abatement to Lauretta Lundy in the amount of \$158.94 were approved.

County Road Superintendent Earnest Boren discussed road and maintenance problems with the Board. It was decided that the Board will call for bids on 3 Pickups and one 1 ton truck for the Road Dept.

Attest:

Clerk

Chairman

CONTINUATION OF COMMISSIONER'S PROCEEDINGS FOR APRIL 15, 1974

County Treasurer R. E. Hindmarsh, County Assessor Wayne Denny and Bob Brace discussed the purchase of a building owned by the County on East Main in Cortez.

J. Val Kruse of the Rauh Agency appeared to discuss insurance problem with the Board.

Fred Thomas of Clark Thomas Engineering Wormed the Board that he has hired Bob Page as inspector In the laying of rural water lines.

Everett Johnson and Joe Jarvis of Cortez Chamber of Commerce requesting financial help in the printing of tourist brochures advertising the County. No action was taken. After some discussion Commissioner Honaker moved and Commissioner Bader seconded that the voucher to Southwestern Colorado Comprehensive Health Planning for \$700.00 be disallowed for 1974. The motion was carried unanimously and the Clark was directed to write to Ray Rabe of that organization informing them of this action.

Board of Welfare conducted.

The Board then proceeded to study County re-apportionment plans.

Adjourned

Attest:

Chairman

CONTINUATION OF COMMISSIONERS PROCEEDINGS 4-15-74

GRAVEL LEASE CONTRACT

THIS GRAVEL LEASE CONTRACT, hereinafter referred to as CONTRACT, is made and entered into this 18th day of March, 1974, by and between the COUNTY OF MONTEZUMA, COLORADO by the Board of County Commissioners of Montezuma County, Colorado, hereinafter referred to as FIRST PARTY, and NOLAN K. ALEXANDER of Mancos, Colorado, hereinafter referred to as SECOND PARTY.

WITNESSETH

WHEREAS, the SECOND PARTY is the LESEE of the property described in Exhibit A attached in section 31, T36N, R13W, situated in Montezuma County, Colorado, which land has thereon, in and under, some gravel, sand and other materials suitable for road, airport and bridge construction, and;

WHEREAS, the SECOND PARTY is desirous of selling said gravel, sand and other materials, and;

WHEREAS, the FIRST PARTY is desirous of obtaining gravel, sand and other material for purposes of road, airport and bridge construction;

NOW THEREFORE, in consideration of the premises and of the payments as hereinafter set forth by the FIRST PARTY to the SECOND PARTY, SECOND PARTY hereby grants, lets and give unto the FIRST PARTY, a lease upon the above described lands for the purpose of mining and removing sand, gravel and materials therefrom suitable for road, airport and bridge construction upon the herinafter set forth terms, covenants and conditions and the FIRST PARTY hereby accepts said lease upon said terms, covenants and conditions.

PERIOD OF LEASE: The period of this lease shall be from 12:00 o'clock noon on the 18th day of March, 1974, to 12:00 o'clock noon on the 13th day of July, 1976.

PROPERTY LEASED: That part of the above described real property within the Mancos River channel, including the right of ingress and egress, for the purpose of mining and removing sand, gravel and other materials used in or in connection with the construction and maintenance of roads, airports and bridges. Stockpiling shall be as near to the pit as is practical.

RENTAL -ROYALTY: the FIRST PARTY shall pay to the SECOND PARTY the sum of ten cents (\$0.10) per cubic yard of sand, gravel and materials mined and removed from said premises by FIRST PARTY, And FIRST PARTY guarantees to SECOND PARTY a minimum royalty of one hundred ^{DOLLARS} (\$100.00) per year of this contract or portion thereof, said royalty to be paid thusly: One hundred dollars (\$100.00) upon execution of this contract and one hundred dollars (\$100.00) within thirty (30) days of the anniversary date each year

hereafter for the period of the lease, and the first \$1 .00 worth of mined and removed from said property each year shall be applied against said \$100.00 so paid and the balance of any royalties due shall be paid to SECOND PARTY on or before ninety (90) days after same has been mined and removed from said property.

COVENANTS OF FIRST PARTY: FIRST PARTY shall mine and remove said gravel, sand and material in a manner not to interfere with the surface of said lands so long as it does not reasonably interfere with said mining and removal operation and upon termination of this Contract, FIRST PARTY shall level off any mounds of dirt or other material piled by its mining and removal operation. FIRST PARTY agrees that at whatever points they enter the real property, they will install and maintain a cattle guard, such maintenance to be as long as the premises are leased and further agrees to do any maintenance work necessary to keep the fences up in the area of use.

COVENANTS OF SECOND PARTY: SECOND PARTY covenants to and with FIRST PARTY that SECOND PARTY is the legal Lessee of the premises with the sole and absolute right to enter into and grant this Contract with the County and that the SECOND PARTY will forever hold harmless FIRST PARTY from any claims or demands of any kind from other parties claiming a right or ownership in and to said lands.

TERMINATION: Either party may terminate this agreement provided that the party desiring to terminate said agreement shall give to the other party a written notice of his desire to terminate, which notice shall be effective ninety (90) days from and after said notice be received by the other party. FIRST PARTY, in the event of termination of this agreement, shall have the right to remove all materials stockpiled and equipment upon said premises prior to the effective date of such termination or extension thereof if any be granted.

BINDING AND OBLIGATORY: This contract is binding and obligatory upon the parties hereto and their personal representatives, successors and assigns.

IN WITNESS WHEREOF the parties hereto affix their hand and seal.

County of Montezuma by the
Board of County Commissioners
of Montezuma County, Colorado

ATTEST:

CK Burdick
COUNTY CLERK

BY

Harold McComb
Noland K. Alexander
NOLAND K. ALEXANDER

SUB LEASE AGREEMENT

This agreement made and entered into this 20th day of August 1973, by and between H. Vere Talbot hereinafter referred to as Lessor and Noland K. Alexander, hereinafter referred to as Lessee.

WITNESSETH:

That for the consideration of Six Thousand Dollars (\$6,000) in hand paid and in consideration of the mutual covenants herein contained, the Lessors lease unto the Lessee all the premises described in exhibit A attached hereto and made a part hereof together with a 24' X 60' mobile home.

1. The term of this lease is from 20th August, 1973 to and including the 13th day of July 1976.
2. The rental to be paid in the sum of \$6,000.00 cash upon the execution hereof.
3. Lessee shall be entitled to possession of premises upon the execution hereof and shall be entitled to crop now growing.
 - A. Lloyd Wallace now has 51 head steers on the grass @\$5.00 per head per month paid up until September 1, 1973. Lloyd Wallace has been so notified and will pay monthly to Lessee starting September 1, 1973 until steers are taken out.
4. Owner of said property Harry H. Bair agrees to keep the improvements, including Mobile Home fully insured against loss. The risk of loss being on the owner according to lease agreement between Harry H. Bair and H. Vere Talbot.
5. Owner also agrees to pay all ad valorem taxes on the premises when due.
6. Lessee at the expiration of the term hereof, will yield all of the said premises to the Lessor in as good as condition as they are now in. Ordinary wear and tear excepted.

Best available copy
at time of scanning

7. Lessee is allowed to have gravel crushed in river channel only. Any funds derived shall be equally split between Lessee and Lessor. Half to be used for improvements on property such as hay loft on barn and pay for irrigation improvements, installation of headgates, flumes, etc.

8. Lessor agrees to hold Lessee completely harmless from any major expense incurred as a result of flood or any cause. If such expenses occur Lessee will notify Lessor by mail and such expenses will be born by owner Harry H. Bair.

9. Nothing herein contained shall be construed as being a lease on the oil, gas and other minerals lying in, on and under said premises, it being the intention of the parties hereby to create a lease only of the surface.

10. Lessee agrees to inspect mobile home periodically making sure it is kept in good condition. Lessee agrees inspect air conditioner unit making sure it is drained and cleaned before Winter.

11. Water and utilities be assumed by Lessee and paid on their end.

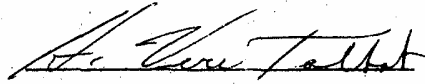
12. Lessor reserves the right to store property in back yard and yard. Lessor also reserves the right to pasture for horses until ~~other~~ ~~arrangements can be made for them.~~ Nov. 1st 1973. HVT.

Best available copy
at time of scanning

A tract of land in the SW $\frac{1}{4}$ of Section 31, Township 36 North, Range 13 West, N.M.P.M., and more particularly described as follows: Beginning at a point which bears South 89°55'10" East, 931.24 feet from the SW Corner of said Section 31; Thence North 27°26'55" East, 628.04 feet along east side of County road; Thence North 22°54'30" East, 415.05 feet along east side of County Road; ROW; Thence North 66°16' West, 13.24 feet along East side of County Road ROW; Thence North 25°23' East, 988.85 feet along East side of County Road ROW; Thence North 01°33'35" West, 787.60 feet along east side of County Road ROW; Thence South 87°51'05" East, 768.82 feet; Thence South 0°27'40" East, 2197.59 feet to the North side of County Road ROW; Thence South 43°12'15" West, 294.63 feet along North side of County Road ROW; Thence South 45°24' West, 330.37 feet along North side of County Road ROW; Thence South 62°04' West, 104.77 feet along North side of County Road ROW; Thence North 89°20'35" West, 1171.66 feet along North side of County Road ROW; to the point of beginning. Contains 62.156 acres more or less. Together with .667 cubic feet of water per second of time of 2.25 cubic feet of water allowed to flow in the No. 6 Ditch under priority #5 and .285 cubic feet of water per second of time in the No. 6 Ditch under priority #33, and together with a pro rata interest in

said ditch out of the Mancos River, and together with all ditch and ditch right thereunto appertaining, and together with a 15 acre feet of water allotted to the described land and together with a pro rate interest in the Mancos Water Conservancy District. Excepting and

The covenants herein contained shall extend to and be binding upon the heirs, executors, administrators and assigns of the respective parties.


H. Vere Talbot Lessor


Noland K. Alexander Lessee

STATE OF COLORADO)
) ss
County of Montezuma)

The foregoing Lease Agreement was acknowledged before me this _____ day of August, 1973, by H. Vere Talbot.

WITNESS my hand and Official Seal.

Notary Public

My commission expires: _____

STATE OF COLORADO)
) ss
County of Montezuma)

The foregoing Lease Agreement was acknowledged before me this _____ day of August, 1973, by Noland K. Alexander.

WITNESS my hand and Official Seal.

Notary Public

My commission expires: _____

Minutes 04/08/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 8th day of April, A.D. 1974 there were present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting held on Monday, April 1, 1974 were read and approved.

Probation Officer Ralph Razor presented two estimates for installation of a sound system in the District Courtroom. Mountain Music w/6 speakers, \$1345.10, B & D Electric w/10 speakers, \$1825.00, above prices may vary up or down depending on several factors. Basic equipment is manufactured by Bogen in both cases. They were taken under advisement.

Veterans Officer Dave McNeill presented his report for the month of March. Permission was granted for him to attend a one-day school in Denver. Planning Director Marshall Denton appeared with Dewey Rogers requesting a variance to the sub-division regulation to sell a 9.6A isolated tract in section 7-35-16. Motion by Comm. Bader to approve the variance was seconded by Comm. Honaker and approved unanimously (See Attached). Mr. Rogers also offered to move his fence line back to allow county room to straighten a portion of

County Road #21 at a point just below McElmo Road. Forrest Gray also appeared requesting a variance to the regulations to conform with a verbal agreement made with his brother in 1969. Comm. Bader made a motion to approve the variance which was seconded by Comm. Honaker and approved unanimously. (See Attached).

Mr. Denton also discussed the Myler Corner Estates plan which is being developed. Recommendations will be made to Mr. Jack Hawkins concerning it. Cortez Cattle Co. has requested a further variance to sell a tract in section 20-36-15 which had previously been granted a variance. Comm. Bader made a motion to deny the request a previously outlined in variance #P38-1972. Motion was seconded by Comm. Honaker and approved unanimously.

Discussion was also held concerning the alignment of Highway 184 near summit Reservoir and the flood plain of the Dolores River in the Twin Spruce area. Art Nielson, Chairman of the Republican Central Committee with Joe Tipton and Guy Dyer presented two alternative plans for reapportionment of the County Commissioner districts. Criteria was to keep Mancos and Dolores in separate districts and keep current commissioners in their present districts. U.S. census district #11 was necessarily split to achieve near equal numbers and to keep one commissioner in the rural area, the other two districts would split the City of Cortez between the other two districts and each would include a sizable rural area. Plan #1 previously submitted was asked to be withdrawn. They asked that the reapportionment be done prior to holding precinct caucuses on May 6, 1974.

Marshall Denton reappeared to discuss the Dolores River hearing to be held

Attest:

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
MONDAY, APRIL 8, 1974

by Senator Haskell and the air travel situation as pertains to Frontier Airlines cutting services and phasing out of the present planes.

General Fund vouchers # 29026 to # 29109 in the amount of \$9588.11 and Road Fund vouchers # 1836 to # 1879 in the amount of \$10,657.38 were allowed and ordered paid. Public Works voucher # 36 in the amount of \$ 7,360.00 and Revenue Sharing voucher # 10 in the amount of \$ 1189.73 were paid also. Miscellaneous correspondence was read. Included was a federal Revenue Sharing check in the amount of \$45,827.00 for the third quarter of the Fourth Entitlement period ending June 30, 1974. The approved copy of the Urban Boundaries of the City of Cortez from the State Highway Department maintenance agreement on State Highway 184 for the month of April and a Free Use permit from the Bureau of Land Management for mining sandstone in section 31-38-18.

Road Superintendent Earnest Boren reported on road conditions. Repairs on a dike near the Fred Cline property was reported to cost \$450.04 of which

Mr. Cline has agreed to pay one-half. Clerk was directed to send a statement accordingly.

Jerry Bean, Emma Hoxsie, H. E. Baker, Marie Gilpin, Gene Gilpin, Dean Gilpin, Darrel Baillie, Joanne Kohler, Don Kohler, Ed Hoxsie, Willie Gallegos, Tony Lopez, Clarence Morlan, Florence Morlan, Irene Stacer and Cindy Bean of the Summit Ridge community appeared to discuss road maintenance in their area. Ditching operations brought lots of dirt upon the gravel. An extension of the pavement to the vicinity of the old East Lakeview School was requested. It was reported that a school bus had to be chained up to get through and is running more than 15 minutes late. The bridge across the irrigation was also reported as very dangerous and they requested more gravel be place on the road while waiting for pavement. Several culverts need replacing and relocation of the stop sign at the Lakeview intersection was requested. An inspection of the road was made after the Regular meeting.

Tony Lopez requested that two loads of gravel be placed on his driveway to replace dirt used by the road department some time ago. The matter was referred to the Road Dept.

Bob Gardner also appeared to request leveling of a piece of ground that the Road Dept. had previously taken fill dirt from. It was also referred to the Road Dept.

Sheriff Bobby Hampton submitted his report for the month of March. The legislative report for the week ending April 5th and a Colorado Water Congress newsletter were also examined.

Board of Welfare conducted.

Adjourned at 4:30 P.M.

ATTEST:

Clerk

Chairman

Minutes 04/08/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 8th day of April, 1974, with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P9 1974

WHEREAS: Forrest S. and Flora A. Gray owners of 10 acres more or less described as that part of SW $\frac{1}{4}$ SW $\frac{1}{4}$, or Lot 4 Sec. 30, Twp. 36 N., R 15 W., N.M.P.M. desires to sell 1 $\frac{1}{2}$ acres lying in the SW corner of said tract being 100 feet x 650 feet.

WHEREAS: The Montezuma County subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Forrest S. Gray appeared before the Montezuma County Board of Commissioners on April 8, 1974 requesting exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations; stating that they are not subdividing their property in the intent of the regulations, but merely creating the one isolated tract for residential purposes and further stating in fact that said tract was verbally contracted for sale in March of 1969, They further state that said tract is served sanitation by the Cortez sanitation district. The said 1 $\frac{1}{2}$ acres has been occupied by a separate residence since 1969.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations, and further finds that the area surrounding said 1 $\frac{1}{2}$ acre tract does not have a housing density problem and it does abut a public road and adequate sewage disposal is available and the location of a residence on this tract doesn't conflict with the Master Plan for the County. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision Regulations is hereby granted, however it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres that a Subdivision Plat will be filed.

Commissioners voting aye in favor of the Resolution were: McComb, Honaker, and Bader.
Commissioners voting nay: None

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon same are true and correct.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 04/08/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 8th day of April, 1974, with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P8 1974

WHEREAS: L. Dewey and Lois Anne Rogers owners of NW $\frac{1}{4}$ Sec. 7 Twp. 35 N., R 16 W., N.M.P.M. desires to sell 9.6 acres more or less described as that portion of said NW $\frac{1}{4}$, Lying North of County Road G as now established.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: L. Dewey Rogers appeared before the Montezuma County Board of Commissioners on April 8, 1974 requesting exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations; stating that they are not subdividing their property in the intent of the regulations, but merely creating the one isolated tract for residential purposes and further stating in fact that said tract to be sold is an isolated tract by virtue of the County Road and further that this tract is now agricultural lands.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations, and further finds that the area surrounding said 9.6 acre tract does not have a housing density problem and it does abut a public road and adequate sewage disposal is available and the location of a residence on this tract does not conflict with the Master Plan for the County. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision Regulations is hereby granted, however it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres that a Subdivision Plat will be filed.

Commissioners voting aye in favor of the Resolution were: McComb, Honaker, and Bader.
Commissioners voting nay: None

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon same are true and correct.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 04/01/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 1st day of April, A.D. 1974 there were present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting held on Monday, March 25, 1974 were read and approved.

The E. J. Garlinghouse access into his property in sections 1 & 12 T36N R14W was discussed and a letter will be written to Mr. Garlinghouse advising him that he should consult his own attorney on the matter.

Miscellaneous correspondence was read and contents noted. Legislative report for the week ending March 29th was examined.

Dave McNeill, Veteran Service Officer, requested permission to hire part time help for one day to assist him while he is being assisted by a Veterans Service officer out of Denver. Permission was granted.

Board of Welfare conducted.

General Fund vouchers # 1275 to # 1336 and #29025 in the amount of \$38,450.3 and Road Fund vouchers # 1587 to # 1631 and #1835 in the amount of \$36,504.53 were allowed and ordered paid.

Sheriff Bobby Hampton reported closing the Dolores River bridge on old highway 145 because of buckling supports and floor plates. He also reported on the status of the County jeeps in the possession of individuals. Two of the original three are in the sheriff's possession. The third one is in possession of Cotton Berry who reportedly has in excess of \$350.00 in repairs invested. County Attorney Grace Merlo checked the status and advised the Board of the proper action to take. The jeep Possessed by Mr. Berry will be advertised for sale by the County Commissioners by sealed bids to be opened on April 15, 1974 at 11:00 a.m.

Planning Director Marshall Denton appeared with Mrs. Herbert Ashbaugh requesting a variance to the sub-division regulations. Motion by Comm. Bader to approve the variance was seconded by Comm. Honaker and approved unanimously. (See Attached a variance was Previously discussed for Thomas L. Brennan and Evelyn J. Brennan was discussed. Comm. Bader made a motion to approve the variance, seconded by Comm. Honaker and was approved unanimously. (See Attached) Mr. Denton reported that the Land Use study group would meet Thursday evening in the County Court room. He also reported on the status of the Lakeview Heights subdivisions #1 and #2. The status of a road into the Cal Rickel property and a state wide Plan for evaluation of county employee job classifications was reported by Mr. Denton. A Public hearing to be conducted by Senator Haskell in Durango April 13th to determine the status of the Dolores River was discussed and Mr. Denton will work up a presentation to designate that portion above Bradfields as recreational and that down river as scenic as opposed to the wild river designation.

Attest:

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
MONDAY, APRIL 1, 1974

E. J. (Bob) Garlinghouse appeared to discuss the road situation into his property. County Attorney Grace Merlo explained that he should consult his attorney for proper manner of gaining access to the property.

Health Officer Dr. T. A. Davis appeared with Nurse Helen Blackmer and Sanitarian Nancy Atkinson. A service contract with San Miguel County to provide nursing services @ \$500.00 per year will be drawn up by the Health Department. Dolores County will apparently continue their contract for health services now provided by Montezuma County.

Val Kruse of the Rauh Agency reported that the county liability policy does not cover damage done to the Aulston car that had been stuck in the snow and removed by a county snow plow and resulted in damage to the Aulston car. Mr. Kruse will continue to investigate the matter.

Pat Honaker appeared to discuss rules and regulations for use of the McElmo stock drive. Mr. Honaker will meet with Gorham Steerman and Jim Suckla to discuss these rules and make proposal to the Board.

Jim Christensen of the District Court reported investigating prices of a sound system for the District Court room. Complete Bell System would run about \$1637.00. Other quotations are being investigated.

Road Superintendent Earnest Boren reported on road conditions. Mr. Boren reported on repairs needed on a dike by the Fred Cline property below McPhee to protect road from the river. It will be inspected later this week. He also reported on the poor condition of the Dolores River bridge. It will also be inspected and decision made on a course of action. He also reported that a lot of work would be required to fix the Sheriffs Posse arena.

Fred Grove and Dwayne Longenbaugh presented an architectural model of the proposed City-County building, Final drawings will be completed in about two weeks with anticipated bid opening during the week of May 6th.

U.S. Forest Service representatives Larry R. Merz, Willard C. Rambo, Donald A. Noland, Vincent E. Maloney and Jack Ott appeared to discuss forest roads jointly maintained with county. Current agreement will be updated by forest service to make corrections agreed to by both parties.

Adjourned at 4:00 P.M.

ATTEST:

Clerk

Chairman

Minutes 04/01/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 1st day of April, 1974, with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P6 1974

WHEREAS: Thomas L. and Evelyn J. Brennan owners of 136.04 acres more or less in Lots 6-7: E ½ SW ¼ Sec. 60 Twp. 36 N., R 15W., N.M.P.M. desires to sell 133.12 acres more or less and retain 2.92 acres more or less for themselves. The 2.92 acres to be retained are described as follows: beginning at a point from which the SW corner of sec. 6, Twp. 36N., R 15W., bears S 88degrees 55' W., a distance of 1968.4 feet; thence N 4degrees 41' E 326.7 feet; thence S 37degrees 46' E 290.1 feet; thence 565degrees 27' E 230.6 feet; thence 552degrees 53' E 35.3 feet; thence S 89degrees 49' W 664.3 feet to the point of the beginning.

WHEREAS: The Montezuma County Subdivision Regulations provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: David M. Denton agent for Thomas L. and Evelyn J. Brennan, having appeared before the Montezuma County Board of County Commissioners on April 1, 1974 requesting exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations; stating that they are not subdividing their property in the intent of the regulations, but merely creating the one isolated tract for residential purposes, and further stating that the reserved sight is to be established as their personal residence.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations and further finds that the area surrounding said 2.92 acre tract does not have a housing density problem and it does abut a public road and adequate sewage disposal is available and the location of a residence on this tract does not conflict with the Master Plan as prescribed by the Montezuma County Subdivision Regulations is hereby granted, however it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres that a Subdivision Plat will be filed.

Commissioners voting aye in favor of the Resolution were: McComb, Bader, and Honaker.
Commissioners voting nay: None

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and, correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon same are true and correct.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 04/01/1974 Regular

**THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO**

At a regular meeting of the Board of county Commissioners of Montezuma County Colorado duly convened and held the 1st day of April, 1974, with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P7 1974

WHEREAS: Herbert Clay and Loyetta Ashbaugh owners of 49.93 acres more or less lying in the SW ¼ corner of Sec. 31, Twp. 35N. # R 16W., N.M.P.M. title of which is held in escrow by the Transamerica Title Insurance Company of Phoenix pending final payment for the land. The owners desire to sell 18.66 acres more particularly described as follows: beginning at a point on the S line of said Sec. 31, whence the SW corner of said Sec. 31 bears S 89degrees 12' 39" W 1610.32 feet, thence running N 37degrees 42' W 122.33 feet, thence N 2degrees 34' E 237.94 feet, thence N 35degrees 16' W 287.23 feet, thence N 38degrees 53' E 123.04 feet, thence N 67degrees 58' W 685.20 feet, thence N 27degrees 40' E 88.62 feet, thence N 89degrees 18' 41" E 1657.91 feet, thence S 35degrees 20' W 1247.47 feet, thence S 89degrees 12' 39" W 189.58 feet, to the point of beginning.

WHEREAS: The Montezuma County Subdivision Regulations provided that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Mrs. Loyetta Ashbaugh having appeared before the Montezuma County Board of Commissioners on April 1, 1974 requesting exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations; stating that they are not subdividing their property in the intent of the regulations, but merely creating the one isolated tract for residential purposes.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations, and further finds that the area surrounding said 18.66 acre tract does not have a housing density problem and it does abut a public road and adequate sewage disposal is available and the location of a residence on this tract does not conflict with the Master Plan as prescribed by the Montezuma County Subdivision Regulations is hereby granted, however it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres that a Subdivision Plat will be filed.

Commissioners voting aye in favor of the Resolution were: McComb, Bader, and Honaker.
Commissioners voting nay: None

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes are true and correct.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 03/25/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 25th day of March, A.D. 1974 there were present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent

Minutes of the Regular meeting held on Monday, March 18, 1974 were read and approved as corrected.

Discussion was hold concerning three Civil Defense jeeps that had been placed in care of various individuals by the Civil Defense director several years age. The matter was referred to Sheriff Bobby Hampton for investigation.

Chuck McComb appeared to discuss a gravel deal made in 1966 with Road Superintendent Bob Page. He states that he was hired to help train diesel truck drivers at his convenience and had worked about three days @ \$50.00 per day. The agreement was to make payment in gravel when McComb needed the gravel. He asked that a final decision be made immediately an the disposition of gravel placed on his driveway recently by county equipment, and a settlement made now. He stated that this was a debt owed to him and Harold McComb was not involved in the deal. The Board agreed that the total services by McComb amounted to about \$150.00 and that the amount of gravel delivered plus the use of equipment would approximate that amount. Both agreed that the matter was equitable. Comm. McComb also told of sending a motor grader late Dolores County to help Roy Retherford get a truck out of a snow drift an December 13, 1973 as had been previously agreed by the Board of Commissioners.

Ralph Christensen of Metropolitan Life Ins. Co. presented a proposal for life insurance with Accidental Means and Dismemberment would run 94 cents per thousand with variable amounts of insurance available per employee based en salary level. If all employees currently would enroll, the cost would be \$891.00 per month. At least 7% of all employees must be enrolled for the company is issue policy. He also asked to present a proposal on hospitalisation insurance and would need the number of dependents per employee which was approved by the Board. Lennie Elliott representing the Sheriffs Posse asked assistance to level and smooth up the posse area east of Cortez. The Posse will pay operators time if County will permit their equipment to be used on weekends or when equipment is not otherwise being used. The matter was referred to the Road Department.

Planning Director Marshall Denton appeared with Fred Thomas who presented a sketch of the Planned Unit Development for Courtney Park in section 9-35-16 comprising about 110A. Comm. Bader made the motion to accept the sketch plan and refer it to the Planning Commission. Motion was seconded by Comm. Honaker and approved unanimously. Mr. Denton also presented casements signed by Nathan Millard and Robert L. Wright for the stock drive to McElmo Canyon. He also presented a growth chart of retail sales in Montezuma County which indicates an actual growth factor of between 2 & 3 Percent since 1967. He recommends increased sales as a must. A variance to the sub-division regulations for Thomas Brenan was discussed and it will be investigated by Mr. Denton and the Health Department.

Extension Agent Bob Seaton and Eleanore Liekem appeared to discuss plans for development of the Sheriffs Posse area. Consolidation of an related activities could be made in the

Attest:

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COMMISSIONERS OF MONTEZUMA COUNTY, COLORADO MONDAY, MARCH 25, 1974

area such as bores races, drag strip, etc. Other land as being suitable was discussed and referred to the Road Department for investigation for usable dirt in road construction. Miss Liekem reported on attending meetings at CSU concerning clothing material and now developments on status of children. Activities of 4H and women's organizations were also discussed as well as classes on nutrition she will be conducting.

Marian Steerman appeared with Mr. & Mrs. Jimmie Hinsley of the Main Supply of Durango, distributors of Commercial cleaning products. They are expanding into the Cortez area and asked for an opportunity to do business with Montezuma County. They were asked to consult Mr. Steerman on cleaning needs.

ink Aulston appeared to discuss damage to a car owned by his son, Vernal Aulston, that was stuck in the snow on a County Road. When a county crew hooked on to pull the car out, the bumper was pulled off and damage also occurred to the mufflers. Jerry Chaffin asked County employee Dale Black to pull car out with a motor grader serving as a snow plow.

The matter has been under investigation by the Rauh Agency and will be further checked by the Board.

Correspondence was read from the Bureau of Land Management concerning sale of certain grazing land, Pitkin County, Rio Grande County, Federal Aviation Administration concerning a regional airport meeting in Durango April 17th, a premium modification credit of 14% on State Compensation Insurance and various reports from the Colorado Association of Commerce and Industry Colorado Public Expenditure Council, State Highway Dept. and legislative reports for the week ending March 22nd. Percentage report for the year to date through February was also examined.

Road Superintendent Earnest Boren and Dale Black appeared to discuss the Aulston car stuck in snow on County Road T that had been abandoned in the middle of the road. Mr. Black reported pulling the car about 100 feet after Jerry Chaffin had hooked the chain to the bumper of the Aulston car. Mr. Black stated that he had pulled the car about 10 feet after Mr. Chaffin hooked the chain to the bumper which came off the car. Mr. Chaffin then rehooked the chain to the frame and the car was pulled about 100 feet so traffic could move. Mr.

Boren also reported ton loads of gravel @ 6 cubic yards per load had been placed on the McComb driveway and about 11 hours was consumed in smoothing up the gravel. Cost of gravel and motor grader use is estimated to be about \$150.00. No further agreements will be honoured by the Road Department without approval of the Board of Commissioners. Any person having an agreement with the former superintendent should make it known to the Board within 30 days. Joe Jarvis, Dave Kingman and Stanley Pierce of the Cortez Sanitation Board appeared to discuss the Cortez sanitary land fill. Dead animals will be handled in a separate pit at the Cortez land fill. County portion of maintenance of approximately \$6,000.00 can be in-kind use of equipment. Mr. Boren will work out a schedule of assistance with G. W. McCutchoon. Charge for dead animals disposal is \$5.00 for large animals, \$3.00 for sheep and must be brought to the pit before 5:00 P.M. during the week and is not open on weekends.

Frank Carmen appeared for the Comprehensive Employment Training Act (CETA) as an agent of the Southern Ute Community Action Program to assist welfare recipients and veterans for

various manpower training. Mr. Carmen is project director and the program is fully funded through Revenue Sharing funds other than what is presently being received. He asked the Board to endorse his agency as sponsoring agent. As many as 75 persons maybe assisted during the summer months and a lesser number during winter months. Persons maybe placed with any city, county, federal or other non-profit agencies with the idea of training them for future jobs. Comm. Bader made a motion that SUCAP be designated as sponsoring agent for Montezuma County on Manpower Programs covered by CETA seconded by Comm. Honaker and approved unanimously.

Sheriff Bobby Hampton submitted his February report and requested permission to print some needed forms which was approved. Proposed salary changes were further discussed. No action was taken until the County Auditor can be contacted. Sheriff Hampton was asked to check the status of two jeeps owned by the county and no in custody of others. Sheriff Hampton also asked about purchasing the old Rescue Unit owned by the Cortez Volunteer Fire Dept. for use in Search and Rescue work. He was asked to investigate and report details. Board of Welfare conducted.

E. J. Garlinghouse appeared to discuss access to his Property in sections 1 & 12-36-14. The matter was deferred until counsel can be consulted.

Adjourned at 4:30 P.M.

ATTEST:

Clerk

CHAIRMAN

Minutes 03/18/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 18th day of March, A.D. 1974 there were present:

Harold McComb Chairman

Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent Clay V. Bader

Minutes of the Regular meeting held on Monday, March 11, 1974 were read and approved. County Clerk reported on status of a 1950 Jeep owned by Montezuma County Civil Defense and hold now by Al Messinger. Under an agreement made several years ago, three Jeeps were given to Montezuma County Civil Defense by the Colorado Surplus Property Agency and various individuals were assigned as custodians. The Sheriffs department has one and the third Jeep is in custody of Norman McClellan.

Letters were read from Frontier Airlines, the Public Utilities Commission, State Health Department, and Robert H. Hodam, Jr. County Clerks report for the month of February, the Colorado Economic Review, Southwest Colorado Comprehensive Health Planning report and the Legislative report for the week ending March 15 were also received.

Dale Walters reported a need for a new land-fill trench in the Lakeview area. The matter was referred to the Road Department. The Board will inspect the site later this week. Rental of a tractor @ \$6.00 per hour was authorized to help clean up the area.

Hiram Baker appeared with Jerry Bean to discuss an alleged agreement made with the County Commissioners in 1946. Mr. Baker claim that the County sold 80A owned by him supposed by in exchange for 100A in the Summit Ridge area with the taxes paid on an additional 60A tract. Mr. Baker claims that the 80A tract was sold to a man named Zane from California. Bill McCabe is the only surviving member of the 1946 Board of County Commissioners that supposedly made the deal. Mr. Baker will contact him for further information. Others with knowledge on the subject such as Charles T. Porter and George Dilts will be consulted on the matter by Mr. Baker.

Planning Director Marshall Denton appeared with Pete Ballode requesting a variance to the sub-division regulations for Richard J. Tibbits and Ralph R. Reynolds to sell a 4A tract in section 26-37-15. Commissioner Honaker made a motion to approve the request which was ascended by Commissioner McComb and approved unanimously (See Attached). Fred Crouse also appeared requesting a variance to sell a 3A tract in section 15-36-16 and James M. Jones requesting permission to sell a 16A tract in section 4-36-16. Commissioner Honaker made a motion to approve both requests, seconded by Commissioner McComb and were approved unanimously. (See Attached)

A public hearing was held on the proposed individual Sewage Disposal System regulations as Presented by Dr. T. A. Davis and Sanitarian Nancy Atkinson. Other present were Harold McComb. Chairman of the Board of Commissioners, Commissioner Curtis Honaker, County Clerk C. K. Herndon County Attorney Grace Merlo and County Planning Director Marshall Denton. No objectors appearing, Commissioner Honaker made a motion to adopt the regulations as presented.

Motion was seconded by Commissioner McComb and approved unanimously. Copies will be available through the Health Office @ \$1.25. (See file)

Jewel Gardner appeared to request gravel and a culvert in order to be to got off the County road Into her food lots On County Road #P. The matter was referred to the Road Dept.

Attest:

Clerk

Chairman

CONTINUED

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
MONDAY, MARCH 18, 1974

Val Kruse of the Rauh Agency appeared to discuss the county liability policy coverages. Present law calls for \$300,000-\$300,000 Bodily Injury and Property Damage. County coverage now is 100,000-25,000. Mr. Kruse states that Montezuma County is covered under the higher rate while he negotiates with Trans-America Insurance Company for an experience rate modification. Additional premium will be based on the adjusted experience rate.

Road Superintendent Earnest Boren reported on road conditions and repairs. County Engineer Fred Thomas reported fence line for the McElmo stock drive had been surveyed. Mr. Boren reported driving piling for the church group above Twin Spruce on the Dolores River. *

Sheriff Bobby Hampton submitted his January report. No also reported either solving or assisting in solving several burglaries and thefts in the city and county. Salaries of the staff were examined and recommendations for increases made. No changes were made for the present.

Shannon Jameson of the McCoy Co. presented some information on a service track equipped with crane and other specialized equipment for servicing construction equipment. Specifications will be prepared for bidding at a later date, Costs of ether equipment was discussed. Board of Welfare conducted

Adjourned at 4:30 P.M.

* Approval was granted to Jim Porter of McElmo to purchase and haul several loads of gravel from the McElmo stockpile (\$2.00) per yard.

ATTEST:

Minutes 03/18/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado duly convened and held the 18th day of March 1974 with the following persons in attendance:

Commissioners: Harold McComb, Clay V. Bader and Curtis Honaker.

Commissioners absent: Clay V. Bader,

County Clerk and Recorder: C. K. Herndon,

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

WHEREAS, Chapter 66, Article 44 of the Colorado Revised Statutes was amended by the 1973 legislature setting minimum standards, rules and regulations for individual sewage disposal systems in the State of Colorado, and

WHEREAS, it is the desire of the Montezuma County Board of Commissioners, acting as a Board of Public Health, to conform with state law, and;

WHEREAS, proper notification has been given and a public hearing has been held this date on the proposed regulations;

NOW THEREFORE BE IT RESOLVED that the Individual Sewage Disposal Systems Regulations as prepared by the Montezuma County Health Department be hereby adopted.

Commissioners voting Aye in favor of the Resolution were: Harold McComb and Curtis Honaker.

Commissioner voting Nay: None

C. K. Herndon

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

Date this 18th day of March, 1974.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 03/11/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 11th day of March, 1974, with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: Clay V. Bader

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P2 1974

WHEREAS: James M. and Dorothy A. Jones owners of 176 acres more or less lying in the S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ and Lot 3 of the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, Twp. 36N R 16W, N.M.P.M., desires to sell 16 acres more particularly described as Lot 3 of Sec. 4, Twp. 36N, R 16W, N.M.P.M., lying east of the May Ditch.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: James M. Jones having appeared before the Montezuma County Board of Commissioners on March 11, 1974 requesting exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations; stating that they are not subdividing their property in the intent of the regulations, but merely creating the one isolated tract for residential purposes, and stating the land to be sold is geographically separated from the balance of said 176 acres and is basically grazing and waste lands. Tract to be sold has residential improvements in place.

NOW THEREFORE, The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations, and further finds that the area surrounding said sixteen acre tract does not have a housing density problem and it does abut a public road and adequate sewage disposal is available and the location of a residence on this tract does not conflict with the Master Plan for the County. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision Regulations is hereby granted, however, it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres that a Subdivision Plat will be filed.

Commissioners voting aye in favor of the Resolution were: McComb and Honaker
Commissioners voting nay: None

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of. County Commissioners of Montezuma County, Colorado and the votes upon same are true and correct.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 03/16/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF MONTEZUMA STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 16th day of March, 1974, with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: Clay V. Bader

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P4 1974

WHEREAS: Richard J. Tibbets and Ralph R. Reynolds tenants in common, owners of 76.01 acres more or less in the W ½, NW ¼, Sec. 26, Twp. 37N, R 15W, N.M.P.M. desires to sell to separate owners containing 4 acres more or less described as a tract in the West half of the Northwest Quarter (W ½ NW ¼) of Sec. 26, Twp. 37N, R 15W N.M.P.M. Beginning at a point which is 30 feet W, thence 30 feet S of the NE corner of the of the NW1/4 of Sec. 26, Twp. 37N, R 15 thence Westerly along S Right-of-Way line of Montezuma County Road 450 feet, thence Southerly 389.3 feet, thence Easterly 450 feet to a point on the West Boundary of another Montezuma County Road (which is also the NE Corner of a Tract previously recorded in Montezuma County, Book 407, Page 311 on September 30, 1970). Thence Northerly along said Right-of-Way line a distance of 389.8 feet to a point of beginning containing 4.0276 acres more or less.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Richard LT. Tibbets having appeared before the Montezuma County Board of Commissioners on March 18, 1974 requesting exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations; stating that they are not subdividing their property in the intent of the regulations, but merely creating the one isolated tract for residential purposes, and further stating that said tract is for the convenience and residence of parties who have resided at this location for many years.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision regulations, and further finds that the area surrounding said four acre tract does not have a housing density problem and it does about a public road and adequate sewage disposal is available and the location of a residence on this tract does not conflict with the Master Plan for the County. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision Regulations is hereby granted, however it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres that a Subdivision Plat will be filed.

Commissioners voting aye in favor of the Resolution were: McComb and Honaker
Commissioners voting nay: None

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon same and true and correct.

Minutes 03/18/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 18th day of March, 1974, with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: Clay V. Bader

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P5 1974

WHEREAS: Fred Crouse owner of 13.09 acres of land described as a tract in SW ¼ Sec. 15, Twp. 36 N., R 16 W., N.M.P.M. desires to sell to separate owner a one acre tract described as beginning at a point 308 South of the NW corner of said tract and along the East boundary of Highway 666 thence West 208 feet thence South 208 thence West 208 more or less to the East boundary of Highway 666 thence Northerly along East boundary of Highway 666 to the point of beginning.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Fred Crouse having appeared before the Montezuma County Board of Commissioners on March 18, 1974 requesting exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations; stating that he is not subdividing his property in the intent of the regulations, but merely creating the one isolated tract for residential purposes and further stating that the acre to be transferred is to be added to an existing one acre tract which is adjacent. He further states that the agreement to make the transfer was entered into in August of 1971 which was prior to the adoption of the Montezuma County Subdivision Regulations.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision regulations is hereby granted, however, it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres that a Subdivision Plat will be filed.

Commissioner voting aye in favor of the Resolution were: McComb, and Honaker

Commissioners voting nay: None

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon same are true and correct.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 03/11/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 11th day of March, A.D. 1974 there were present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent None

Minutes of the Regular meeting hold on Monday, March 4, 1974 were read and approved as corrected. (If the sub-divider fails to complete the work specified, then upon order.)

Howard Greenlee appeared to ask for gravel on the extension of County Road #H up to the irrigation ditch. It was referred to the Road Department.

Correspondence was read from the Fours Corners Regional Commission concerning the \$35,000.00 grant through the Colorado Division of Criminal Justice, Rep. Roy Weels concerning reapportionment of the County Commissioner districts, the Colorado Dept. of Highways meeting on April 5th, U.S. Forest Service meeting to discuss joint road maintenance and a Public Hearing on the installation of a micro-wave station for Mountain Bell in section 22-42-18 at the Empire Electric building on March 21st at 7:30 p.m. The Colorado Water Congress newsletter for March was also received.

General Fund warrants #26736, #27008, #27090 and #27400 totaling \$33.86 that have been lost were cancelled. Comm. Honaker made a motion to cancel the above warrants and the Treasurer so notified. The motion was seconded by Comm. Bader and approved unanimously. (See attached) An abatement in the amount of \$253.14 for Everett Ranches, Inc. because of a double assessment was granted, subject to approval of the State Property Tax Administrator.

Planning Director Marshall Denton presented a resolution for a variance to the subdivision regulations for Charles L. Wade in section 30-37-15, which was unanimously approved. (See attached) A BLM report on Land Use Guidance was presented by Mr. Denton and various land use bills pending before the state legislature was discussed. Fencing of the stock drive into McElmo Canyon was discussed. County Engineer Fred Thomas will be asked to make survey and set markers.

Carlton Johnson appeared to discuss his occupancy of a building aimed and sold by the County through tax sale. Mr. Johnson expects to be out of the building on or before the end of March. He was requested to advise the board when he vacates.

County Agent Bob Seaton presented a price list of rodent baits and equipment available through the Colorado Departments of Agriculture.

Reports for February were received from the Veterans Officer, Treasurer, Colorado Public Expenditure Council and the Colorado Division of Planning. County Clerk reported completing the reports required to collect an additional \$55,278.19 under the Federal Disaster Assistance program for flood damage in 1973.

General Fund vouchers # 28929 to # 29023 in the amount of \$ 13,399.07 and Road Fund vouchers #1788 1793 to 1789 1834 in the amount of \$47,551.77 were allowed and ordered paid. Public work voucher #35 in the amount of \$5,520.00 and Revenue Sharing Fund voucher #9 in the amount of \$10,000.00 were also allowed.

A sub-lease agreement between H. Vere Talbot and Noland K. Alexander permitting Mr. Alexander to contract for the sale of gravel in the Mancos River in section 31-36-13 was submitted by

Attest:

Clerk

(CONTINUED)

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COMMISSIONERS MONDAY,
MARCH 11, 1974

Comm. Bader. A gravel lease will be made with Mr. Alexander for consideration at the Regular meeting March 18, 1974.

Health officer Dr. T.A. Davis, Nurse Helen Blackmer and Sanitarian Nancy Atkinson appeared to discuss health matters. The Public Hearing on sewage disposal system scheduled for March 18th was discussed. Chloris Coppinger has been hired to replace Dorothy Trotter as secretary-bookkeeper in the health office. The need for other employees to cover the extended services in Dolores and San Miguel Counties was also discussed. Cost estimate of the additional services will be supplied by Nurse Helen Blackmer.

Road Superintendent Earnest Boren reported on road conditions and equipment. Various roads requiring gravel were discussed. Mr. Boren reported hauling 7 or 8 loads of gravel for Chuck McComb to repay him for work done for the County in 1966 as agreed by former road superintendent Bob Page.

Val Kruse of the Rauh Agency appeared to discuss coverages afforded under the liability policy. Also the boiler policy expiring March 16, 1974 was renewed for one year. Mr. Kruse will return next week to further discuss the liability policy.

Bill Dietz appeared to discuss roads in the Cottonwood Trailer Park area south of Blue Door. Mr. Dietz will get his property surveyed and then the Board will look at the problem to work on the problem.

Board of Welfare conducted.

Adjourned at 4:00 p.m.

ATTEST:

Clerk

Chairman

Minutes 03/11/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 11th day of March, 1974, with the following persons in attendance:

Commissioners: Harold McComb, Clay Bader and Curtis Honaker

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P3 1974

WHEREAS: Charles L. Wade owner of 40 acres more or less described as SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 30 Twp. 37N, R 15W, N.M.P.M. desire to sell 3 acres more or less in the corner of said tract.

Tract to be sold is described as a tract 245 feet by 545 feet.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Charles L. Wade having appeared before the Montezuma County Board of Commissioners on March 11, 1974 requesting exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations; stating that he is not subdividing his property in the intent of the regulations, but merely creating the one isolated tract for residential purposes, and stating the tract to be sold is in a low density area with access provided. The balance of the land is not readily developable.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations, and further finds that the area surrounding said three acre tract does not have a housing density problem and it does abut a public road and adequate sewage disposal is available and the location of a residence on this tract does not conflict with the Master Plan for the County. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision Regulations is hereby granted, however, it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres that a Subdivision Plat will be filed.

Commissioners voting aye in favor of the Resolution were: McComb, Bader, and Honaker.

Commissioners voting nay: None

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon same are true and correct.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 03/11/1974 Regular

CERTIFIED COPY OF ORDER - Sentinel, Cortez, Colorado

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 11th day of March, A.D. 1974 there were present:

Harold McComb Chairman,
Clay V. Bader Commissioner,
Curtis Honaker Commissioner,
Grace S. Merlo County Attorney,
C. K. Herndon Clerk,

when the following proceedings, among others, were had and done, to-wit:

General Fund warrants #26736, #27008, #27090 and #27400 totaling, \$33.86 were cancelled and that the Treasurer be so notified.

STATE OF COLORADO

I, C. K. Herndon

County of Montezuma

County Clerk and ex-officio Clerk of the Board of County Commissioners in and for the County and State aforesaid, do hereby certify that the annexed and foregoing order is truly copied from the records of the proceedings of the Board of County Commissioners for said Montezuma County, now in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County, at Cortez, Colorado, this 11th day of March A. D. 1974.

County

Clerk.

OFFICE OF
COUNTY CLERK AND RECORDER
MONTEZUMA COUNTY
Box 940

CORTEZ, COLORADO 81321

March 11, 1974

CANCELLATION OF GENERAL FUND WARRANTS:

#26736 5-15-72 Peggy Dean \$2.86

Miss Dean is living in Oklahoma City, Oklahoma.
Her father, Joe Dean, states the warrant was
lost and requests it be cancelled.

#27008 8-14-72 C. M. Rauh \$5.00

This amount was paid twice on transferring a
bond from Tom Watson to Clarence Williams.
Original warrant was never received by Mr.
Rauh so he submitted another invoice which was
paid in September, 1972. Mr. Rauh requests
the original warrant be cancelled

#27090 9-11-72 John Porter \$11.00

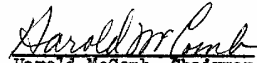
Mr. Porter filed bond 2-27-74 and General fund
warrant #28931 was issued in lieu of the lost
one.

#27400 11-13-72 Jean Conrad \$15.00

Mrs. Conrad filed bond 2-25-74 and General fund
warrant #28929 was issued in lieu of the lost
one.

Above warrants were cancelled March 11, 1974.


C. K. Herndon, Clerk


Harold McComb, Chairman
Board of County Commissioners
Montezuma County

Minutes 03/04/1974 Regular

Page No. 1

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

STATE of COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 4th day of March, A.D. 1974 there were present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent None

Minutes of the Regular meeting held on Monday, February 25, 1974, were read and approved. Correspondence from the Colorado Dept. of Highways concerning a public hearing on Highway 184 in Dolores, March 5, 1974, the U.S. Dept. of Treasury explaining basis for Revenue Sharing funds, and Mountain Bell concerning sub-division easements was read. An executed copy of a Memorandum of Understanding with the BLM concerning review of sub-division plats and a lease agreement with Durango Car Rentals to be located at the City-County airport was signed. Veterans Affairs officer Dave McNeill requested permission to have Mrs. Elizabeth Tozer keep the office open while he attends a training session for VA officers during the week of March 20th which was approved.

Wayne Kenyon and Mel Reddy appeared with Planning Coordinator Marshall Denton with a final plat of the Valley Vista sub-division in sections 4 & 5-35-16 and a copy of the protective covenants. A motion was made by Comm. Honaker to accept the plat for filing was seconded by Comm. Bader and approved unanimously. Mr. Denton also presented information concerning a proposed trailer park installation by Bill Dietz in section 10-35-16. The matter was referred to the Health Dept. for consideration.

Clyde Steel and Steve Kelly of the U.S. Forest Service appeared to discuss land use and timber sale policies. An inventory of roadless areas was shown and environmental impact statements were discussed. A planning group of 14 (11 active) individuals has been appointed to exchange ideas on the management of the area to assist the Forest Service in writing an environmental statement. The Forest Service will present more information on the proposal at a joint meeting of the Montezuma-Dolores Planning Commissions on April 17-18. Active timber sales were discussed and roads to be constructed. Planned timber sales through 1976 were also explained. Del Bessey, manager of the local telephone company office, appeared to discuss the proposed rate increase for this area. A 15.7 million dollar rate Increase is sought to increase operating revenue about 6%, the increase to take effect March 31, 1974, Conversion of the rural system from 8 party to 4 party lines will be completed in the Cortez area by 1977.

Mancos and Dolores systems may be completed this year, Recommendation were made to increase service to rural area and have repair calls made to local operators rather than Grand Junction. Paul Crawford appeared to discuss the use of Clara Ormiston Funds for a fellow teacher in the Cortez school system who has a daughter suffering from Leukemia. Proper application procedure was outlined to him.

Howard Acott, director of the Area Vocational Technical School appeared to request assistance On road repairs into the school. A cost estimate will be prepared by the Road Dept.

Al Patcheck of the Montezuma Water Company appeared requesting permission to out county roads to lay new lines to serve existing customers and about 500 new customers. County Engineer

Fred Thomas is also engineering the project for Montezuma Water and he gave a detailed explanation of the project. It was agreed that in all crossings, the pipe will be encased. Installing contractor will be bonded in the amount of \$10,000.00 and responsible for future problems. An agreement will be entered into with Montezuma Water granting permission to them for entry

Attest:

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COMMISSIONERS MONDAY,
MARCH 4, 1974

into county road right-of-way under supervision of Mr. Thomas.

Road Superintendent Earnest Boren reported on road conditions and personnel assignments. Leona Shay submitted a report on activities of the Community Center for the Month of January. Fred Grove and Duane Longenbaugh appeared to discuss various items now in use by the County for conversion into the new City-County building. Holding facilities in the present county building for the District Court was discussed. Mr. Grove reported on talks held with the telephone company on a PBX system for the new building. County Treasurer Russell Hindmarsh appeared to discuss certificates of deposit on sub-divisions to be held by the County. Comm. Bader made a motion that the certificates of deposits for improvements in sub-divisions be kept in trust by the treasurer to secure performance agreements for each filed sub-division as specified in the improvement agreement. *Upon order by the Board of County Commissioners, the certificate of deposit shall be cashed and the funds there from used to cause such improvements to be completed. Motion was seconded by Comm. Honaker and approved unanimously.

A sketch plan on the High View Acres sub-division comprising 255A in sections 17 & 18-37-15 was presented by Mr. Denton. Average lot sizes are from 3 to 7 acres. The plan was accepted and referred to the Planning Commission.

County Home Demonstration Agent Eleanora Leikam presented samples and costs of new curtains for the building. Fabric with cloth liner, metal and fabric with bonded plastic liners were examined ranging in price from \$55 per section to \$145.00. Several local installations will be checked and a decision made later.

State Highway Dept. fatality report for December, 1973 and the legislative proceedings for the week ending March 1 were reviewed.

Tax abatements and refunds for the following were made, subject to approval of the State Property tax administrator

R. T. & Veda Mae Hollida-Erroneous assessment-\$ 3.59

James R. & Sally Christensen-Error in computation \$11.61

Fred C. & Louise C. Torres- \$44.44

Dorothy & Tony Trevino-Bldg. removed-\$1607

Thomas A. & Novelene Hyde-Double Assessment-\$15.18

Arthur S. Rose-Erroneous Assessment-\$5.73

John Samuelson-\$4.00

Joe & Nadyne Pederson-Double Assessment- \$212.19

Cortez Cattle Co.-Erroneous Assessment-\$428.01

Board of welfare conducted.

Adjourned at 5:00 P.M.

General Fund vouchers #1216 through #1274 in the amount of \$3849.32 were allowed and ordered and #28932 paid and Road Fund vouchers #1542 through #1553 & #1792 in the amount of \$30468.55 were allowed and ordered paid.

*(If the sub-divider fails to complete the work specified, then upon order)

Attest:

Clerk

Chairman

Online Copy

Minutes 02/25/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 25th day of February, A.D. 1974 there were present:

Harold McComb Chairman

Clay V Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

Jean DeGraff, Deputy Clerk,

Absent

Minutes of the regular meeting held on Monday, February 19th were read and approved as read.

Correspondence was read and contents noted. Highway Maintenance Agreement for March, 74 was signed. No action was taken on a billing from Navajo Trails Association.

County Agent Bob Seaton and Home Demonstration Agent Eleanora Leikam presented a monthly report. The possibility of a County Fair in the future was discussed. Mr. Seaton suggested there are Federal Grant funds available if land can be acquired for this purpose. Miss Leikam reported on various meetings she had attended in Denver and Grand Junction.

Prairie dog control was also discussed with Mr. Seaton. John Goode will distribute the poison grain. The County will charge \$5.00 per hour for Mr. Goode's work and will also furnish the grain.

County Planning Co-ordinator D. M. Denton appeared with Wayne Kenyon to discuss a subdivision improvement agreement on property in Township 35, Range 16W.

County Assessor Wayne Denny and Deputy Assessor Helen Diffendaffer appeared to discuss taxation of doublewide mobile homes. Request for abatement of 1973 tax in the amount of \$98.89 for Gary Crouse on double assessment of his mobile home was allowed subject to approval of the State Tax Commission.

Road Superintendent Earnest Boren discussed crushers equipment, road maintenance and snow removal problems.

Board of Welfare conducted.

Meeting adjourned at 3.30 p.m.

Attest:

Clerk

Chairman

Minutes 02/19/1974 Regular

Page No. 1

Proceedings of the Board of Commissioners of Montezuma County, Colorado,
STATE OF COLORADO ss. At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Tuesday, the 19th day of February, A.D. 1974 there were present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent None

Minutes of the Regular meeting held on Monday, February 11, 1974 were read and approved. Correspondence was read and contents noted. Included was a letter from the Rauh Agency advising the availability of a three-year Bodily Injury and Property Damage policy for the airport at a savings of \$711.00 if written for a three-year period based on current rates. Mr. Kruse of the Rauh Agency also appeared in person and recommended a commitment for the full three-year period because of possible increase later on. Comm. Bader made a motion that the policy be written for a three year period @ \$1,755.00 payable in advance and that the City of Cortez be so advised. Motion was seconded by Comm. Honaker and approved unanimously. A letter was read from the Montezuma County Republican Central Committee requesting the Board to re-district the County Commissioner districts in accordance with Colorado statutes and submitted a proposed plan for re-districting. The Board agreed that this should be done and the Clerk was directed to write letters to both the Democratic and Republican parties requesting three persons be designated to represent each party to present an acceptable plan to the Board for consideration.

Cortez Chamber Manager Jim Reser appeared to request that a member of the Board attend their monthly meeting. The Board will try having at least one member present as often as possible.

Sheriff Bobby Hampton presented bids as follows for one new police car.

Keesse Motor Co., \$4140.00, 4052.00 and 3872.00, 3756.00

Cortez Motor Co. \$3904.61, 3787.23

Comm. Bader made a motion that the bid by Cortez Motor Co. in the amount of \$3904.61 be accepted. Motion was seconded by Comm. Honaker and approved unanimously.

Planning Coordinator Marshall Denton appeared to discuss the joint City and County building, stock drive and purchase of paper items including envelopes.

Public Works voucher #34 in the amount of \$5520.00 for architectural services on the City-County building payable to Frederick L. Grave and Dwayne Longenbaugh was allowed and ordered paid.

An abatement and refund for Geraldine Wallace in the amount of \$692.43 for double assessment and an abatement to Four Corners Drilling in the amount of \$701.66 for erroneous assessment were approved, subject to approval of the State Property Tax Administrator.

The County Clerks report for the month of January and percentage report for the month of January were reviewed as well as the weekly legislative report and a Colorado Public Expenditure Council report on state expenditures over a 28-year period growing from \$66 million per year to \$1.4 billion per year.

District Attorney George Buck presented the expenses for those individuals involved in the Parga trial. He was requested to turn the information over to County Attorney Grace Merlo for her recommendations to the Board.

Attest:

(CONTINUED)

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COMMISSIONERS
TUESDAY, FEBRUARY 19, 1974

Road Superintendent Earnest Boren reported receiving material to complete a storage building at the County Shop and also reported on various road projects. Engineer Fred Thomas reported on his testing of gravel crushed by both Neilsons and Mountain Gravel. Terms of a gravel lease with Noland Alexander was discussed and the Clerk was requested to prepare a five year lease for signing. Various culvert placements and needs were also discussed. An inspection of the proposed stock drive into McElmo Canyon was scheduled for Saturday, February the 23rd.

Jim Dunst, president of the C.F. Hoeckels Co. of Denver, appeared to discuss county supplies add explained his company policy trying to keep abreast of new laws and the working with state government and counties. Purchase of a plat book, chattel mortgage binders and election supplies for the County Clerks office were approved.

Board of Welfare conducted.

John Lambert of Dolores appeared to discuss a driveway permit. He was given an application to fill out and requested to contact Road Superintendent Earnest Boren for more particulars.

Adjourned at 3:00 P.M.

Attest:

Clerk

Chairman

Minutes 02/11/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 11th day of February, A.D. 1974 there were Present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent None

Minutes of the Regular meeting held on Monday, February 4, 1974, were read and approved. Correspondence from Amoco Production Company, Colorado Department of Health, Colorado state Assn of County Commissioners, Power Equipment Co. and the Bureau of land Management was read. Reports for the month of January were received from the Veterans Officer and County Treasurer. The State Highway fatality report for the month of November 1973 and the legislative report for the week ending February 1 were also reviewed. Other reports were received from the United Bank of Colorado and the Colorado Public Expenditure council.

Discussion was held concerning purchase of fencing material for a stock drive into McElmo Canyon. Pat Burns of Dolores will deliver approximately seven miles of fencing at a price comparable to the State purchasing agreement, Fencing is not available from state sources before September 1974. Mr. Burns was authorized to make delivery of material as soon as possible.

Planning Director Marshall Denton reported on a meeting in Denver on Thursday concerning the status Of LEAA funds committed on the City-County building. An amendment to the LEAA grant application increasing the original amount from \$70,000 to \$105,000 was submitted. On motion by Comm. Honaker seconded by Comm. Bader, the increase was unanimously approved.

Mr. Denton also presented a request for an exemption for Herbert Ashbaugh in the vicinity of the MOD dairy which was tentatively approved, subject to surveys. A Sketch and Preliminary Plan for the Lakeview Heights #1 and #2 sub-divisions in section 17-36-15 were submitted. Comm. Honaker made a motion that the plans be accepted and referred to the Planning Office for action. Motion was seconded by Comm. Bader and approved unanimously. The planning Commission will meet on February 21st to study problems of land use and information received during the public hearings held throughout the county. A resolution endorses alternate #4 as presented by the U.S. Forest Service concerning usage of forest lands in the Wilson Mountain area was also unanimously adopted. (See Attached)

Val Kruse Of the Rauh Agency presented information concerning the liability insurance coverage at the City-County effective January 11, 1974. On a motion by Comm. Bader, seconded by Comm. Honaker, it was unanimously agreed that the policy be renewed and referred to the City of Cortez for their concurrence.

District Attorney George Buck presented Gordon Swing who has been recently employed as investigator for the District Attorneys office. The necessity for a police type vehicle was discussed and the Board was requested to consider furnishing the DA with a car that will be replaced by the Sheriffs office. The matter will be considered and a decision made at a later date.

County Clerk Herndon presented a proposed alignment of general election precincts to conform with requirements of HB1349 enacted by the 1973 session of the state legislature

wherein the three school districts within the county and the general election precincts will have co-terminous boundaries. A new precinct #19 will be established and minor changes have been made in certain precincts. (See attached resolution).

Attest:

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COMMISSIONERS MONDAY,
FEBRUARY 11, 1974

General Fund vouchers # 28831 to # 28928 in the amount of \$ 19,973.37 and Road Fund vouchers # 1744 to # 1787 in the amount of \$ 20,241.49 were allowed and ordered paid. Road Superintendent Earnest Boren reported on road conditions and his recent trip to Denver for schooling on the Blaw-Knox asphalt paving machine. He also advised the Board of the problems involved in attempting to widen a private lane on Summit Ridge as requested by Minnie Atwood. The Clerk will advise Mrs. Atwood that the inspection was made and it was determined that the lane is private property and the County has no jurisdiction. Board of Welfare conducted. Sheriff Bobby Hampton reported on activities of his office and that his office had assisted in solving several recent crimes. For the consideration of \$2300.00 paid to Roy J. Retherford, an easement was given along the presently constructed roadway in sections 22 & 27, T39N, R17W for the purpose of hauling gravel across the above property. (See attached easement).

Adjourned at 4:30 P.M.

Attest:

Clerk

Chairman

Minutes 02/11/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado duly convened and held the 11th day of Feb 1974 with the following persons in attendance:

Commissioners: Clay Bader, Curtis Honaker and Harold McComb

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

WHEREAS: Montezuma County and the City of Cortez are jointly constructing a Public Safety Building to house detention facilities, law enforcement administrative headquarters, courts and a communications center, and

WHEREAS: A grant in the amount of \$70,000.00 has been made by the Law Enforcement Assistance Administration to Montezuma County to assist in construction of the Administrative portion of the building and Montezuma County has provided matching funds in the amount of \$70,000.00 of local tax monies, and

WHEREAS: A Four Corners Commission grant of \$35,000.00 was made to assist in construction, and

WHEREAS: It is now evident that additional grant funds are available from L.E.A.A., and

WHEREAS: The timetable for receiving the Four Corners Commission funds is not compatible with the construction schedule for the project nor is the administration of the grant.

NOW THEREFORE: It is resolved that Montezuma County seek and receive an additional \$35,000.00 grant from L.E.A.A. and withdraw the grant request from the Four Corners Commission and Montezuma County take local match funds in the amount of \$35,000.00 from the County Contingency Fund.

Commissioners voting Aye in favor of the Resolution were: Bader, Honaker, and McComb.
Commissioners voting Nay: None

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and, correct.

Date this 11th day of February 1974.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 02/11/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado duly convened and held the 11th day of Feb 1974 with the following persons in attendance:

Commissioners: Curtis Honaker, Clay Bader, and Harold McComb.

Commissioners absent: None

County Clerk and Recorder: C.K. Herndon

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

WHEREAS: Montezuma County lying in the Southwest corner of the State of Colorado and therefore is within the realm of influence of any and all activities in the San Juan National Forest, and

WHEREAS: Montezuma County is affected both economically and socially by activities in the San Juan National Forest, and

WHEREAS: Montezuma County has a deep concern for our nation's future both for social and economic growth, and

WHEREAS: Management proposals for the Uncompahgre and Wilson Mountains Primitive and Contiguous lands of the San Juan and Uncompahgre National Forest are being considered and carefully reviewed by Montezuma County.

NOW THEREFORE: Be it resolved that the Board of County Commissioners of Montezuma County on behalf of all citizens in the County recommend the following: That alternate #4 as presented by the U.S. Forest Service at the Public Hearing on this matter is the most acceptable plan and therefore should be adopted for the Wilson Mountain Area.

Commissioners voting Aye in favor of the Resolution were: McComb, Bader, and Honaker.
Commissioners voting Nay:

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.
Date this 11th day of February, 1974.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 02/11/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado duly convened and held the 11th day of February 1974 with the following persons in attendance: Commissioners: Harold McComb, Clay V. Bader and Curtis Honaker.

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

WHEREAS, Colorado law requires the Board of County Commissioners to establish boundaries for the General Election voter precincts, and,

WHEREAS, the 1973 session of the Colorado General Assembly enacted legislation requiring school election precincts and polling places to be the same as those designated by the Board of County Commissioners, and;

WHEREAS, some present General Election precincts overlap existing school district boundaries within the County; NOW THEREFORE BE IT RESOLVED that a new precinct #19 be established and the existing boundaries of precincts #4, #5, #6, #14, #15, and #16 be altered as per the precinct map on file in the County Clerks office so that the new boundaries will be co-terminous with the three school districts within the County.

BE IT FURTHER RESOLVED that the precinct boundaries of precincts #10, #11 and #13 be changed to incorporate the Cortez city limits in defining those precinct boundaries.

Commissioners voting Aye in favor of the Resolution were: McComb, Bader, and Honaker.

Commissioner voting Nay: None

C. K. Herndon

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

Date 12th of February, 1974

County Clerk and Recorder of
Montezuma County, Colorado

Recorded at 11:30 o'clock A. v February 12, 1974
Reception No. 292096 C. K. Herndon, Recorder, Montezuma, Co., Colo.
Ed.

E A S E M E N T

BOOK 447 PAGE 106

KNOW ALL MEN BY THESE PRESENTS, that Roy J. Retherford of Montezuma County, State of Colorado, hereinafter called "grantor", for and in consideration of the sum of Two Thousand Three Hundred Dollars (\$2,300.00) to him in hand paid by Montezuma County, Colorado, hereinafter called "County", receipt of which is hereby acknowledged, does give and grant unto said County an easement for the exclusive use of Montezuma County over and across the following described premises, to-wit:

The S $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 22, Township 39 North, Range 17 West, N.M.P.M., and NW $\frac{1}{4}$ of Section 27, Township 39 North, Range 17 West, N.M.P.M.

along the presently constructed road-way, which road-way is 30 feet in width and described as:

Commencing at the SW Corner of the NW $\frac{1}{4}$ of Section 27, aforesaid; thence Easterly to the Southeast Corner of the W $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 22; thence North and parallel to the East boundary line of the W $\frac{1}{2}$ SW $\frac{1}{4}$ to the South boundary line of the NW $\frac{1}{4}$; thence Easterly in a curve to the center of the North boundary line of the NE $\frac{1}{4}$ of the said NW $\frac{1}{4}$, being 15 feet on each side of the center line of the existing road.

This easement is given for the purpose of allowing said County, or farmers purchasing gravel from said County, to haul all gravel from lands adjacent to the lands across which the above easement travels and shall terminate upon completion of the use by said Montezuma County. The County agrees upon the cessation of hauling of said gravel to release their easement herein granted to the said grantor.

And the grantor hereby covenants with the County that he has good title to the aforesaid premises; that he has good and lawful right to grant this easement; that he will warrant and defend the title and quiet possession thereof against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, the Grantor has hereunto set his hand and seal this 4th day of February, 1974.

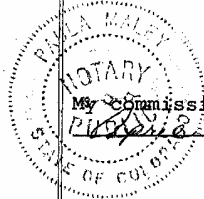
Roy J. Retherford
Grantor


STATE OF COLORADO)
) ss
COUNTY OF MONTEZUMA)

BOOK **447** PAGE **107**

The foregoing instrument was acknowledged to before me
this 4th day of February, 1978 by, Roy J.
Retherford.

WITNESS my hand and official seal.




Notary Public

Online Copy

Minutes 02/04/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 4th day of February, A.D. 1974 there were present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent None

Minutes of the Regular meeting held on Monday, January 28, 1974 were read and approved. Correspondence was read and contents noted. Included were notices of PUC hearings, notice of price increases from Texaco and a request from the State Dept. of Highways to complete a report on receipts and expenditures in the Road Fund for 1973. A letter from the state Veterans Affairs section requesting Dave McNeill, County Veterans Officer to attend a conference in Colorado Springs March 21 through March 23 was also received and an affirmative reply given. Mr. McNeill reported on his activities for the month of January.

Chuck Haley and Don Allen of the Southwestern Community Centered Board, Inc. appeared to discuss budgeted funds for 1974. The Board has provided \$8000.00 assistance. Mr. Allen will be working closely with the Dept. of Social Services hoping to remove some people from the welfare roll. One hundred five are employed through the Sheltered work-shop with about 35 in Cortez, Approval to make the above payment was approved.

Planning Director Marshall Denton appeared to discuss the stock drive into McElmo Canyon.

Mr. Denton will work with County Attorney Grace Merlo to draw up easement agreements with property owners.

A Memo Agreement between the Board and the District Judge for use of microfilm equipment in the County Clerks office was discussed. The court will furnish operator to be trained by County Clerk to film their documents at a cost of 25 cents per microfilm card once a week. (See Attached).

Payment of \$800.00 for secretarial help having been requested by the Soil Conservation Service for inclusion in the 1974 budget and inadvertently omitted from the budget was discussed. A resolution was proposed by Comm. Honaker to pay this amount out of the Contingent Fund was seconded by Comm. Bader and approved unanimously. (See Attached). Discussion was held concerning items of personal and real property owned by the County not sold during the sale held on January 21, 1974. The Board has received a bid of \$600.00 for the garage building located on East Main Street and pursuant to the sale of other county owned real property and improvements, the improvements located on the E1/2 SE1/4 of section 25, T36N, R16W consisting of two commercial buildings, one building being a garage building was this date sold to Hugh Foster for the assessed value of \$600.00 to be moved from the premises.

Assessor Wayne Denny appeared to discuss taxes levied on Improvements on the property now owned by K & K Auto. The present owners purchased the land and was not aware of the fact that the improvements were not included in their agreement with previous owners. Kenneth Todd and Kent Neeley also appeared to discuss assessment and taxes on the property discussed above. Improvement taxes amount to \$777.00 and land about \$150.00 per year. They were asked to contact the seller about the prior year taxes. Mr. Denny also presented an abatement of taxes for the Ramado Inn in the amount of \$708.62 for double assessment which was approved subject to approval of the State Property Tax Administrator.

Attest:

(CONTINUED) Continued
Clerk Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COMMISSIONERS MONDAY,
FEBRUARY 4, 1974

Ron Nielson, administrator of Southwest Memorial Hospital, appeared to discuss indigent care at the hospital. The Board feels that previous payment of \$6000.00 was intended to pay for all indigent care prior to July 1, 1973 with cases after that date to be reviewed and handled as separate matters on an individual basis after Welfare Director Maureen McNeill has determined financial status.

The hospital may not be able to determine indigency for 120 days after admission. Mr. Nielson will review all accounts since July 1, 1973 and resubmit same for the last six months of 1973 on or before April 30, 1974 for payment. Mr. Nielson was asked to submit applications to Mrs. McNeill on a monthly basis. One bill in the amount of \$89.41 was allowed and ordered paid. Mr. Nielson reported an availability of monies from various sources and problems involved.

Sheriff Bobby Hampton requested permission to purchase one new radio for a new patrol car. He was advised that the radio in the old car could be transferred and would eliminate need for new one.

Board of Welfare conducted.

A check in the amount of \$217.15 was received from Mountain Bell representing refunds to customers ordered by the PUC and whom Mountain Bell has been unable to locate. Under the PUC order, the county is required to pay the funds out to any person entitled thereto who can prove a claim satisfactorily. The money was deposited with the County Treasurer. Cigarette Tax apportionment in the amount of \$900.17 for the month of November 1973 and \$500.00 from San Miguel County for 1973 nursing services were also received.

Notice of a U.S. Forest timber sale in the Mancos District and a Colorado Public Expenditure report on property taxation were reviewed.

Adjourned at 4:00 P.M.

General Road Fund vouchers #1154 through 1215 and #28934 in the amount of \$30,956.67 were allowed and ordered paid. Road Fund vouchers #1495 through #1540 and #1742 in the amount of \$30,870.32 were allowed and ordered paid.

Attest:

Clerk Chairman

MEMO AGREEMENT

WHEREAS, for the past several years the County of Montezuma has been microfilming the documents and papers required to be microfilmed of the District and County Courts in and for the County of Montezuma, Colorado,

AND WHEREAS by law, effective as of January 1, 1970, the State of Colorado has the duty of paying all expenses for the operations of the Clerks offices of said Courts instead of the County of Montezuma,

AND WHEREAS, the State of Colorado as of this time has not provided said Courts with microfilming equipment and facilities,

AND WHEREAS, the Chief Judge, Willard W. Rusk, Jr., of the 22nd Judicial District of the State of Colorado, who supervises the operations of said District and County Courts within Montezuma County, has requested the Board of County Commissioners of the County of Montezuma to continue to microfilm the documents and papers of said District and County Courts which are required to be microfilmed for the time being,

NOW THEREFORE, by virtue of proper Resolution and Order, the Board of County Commissioners of the County of Montezuma, hereinafter referred to as County, the Clerk & Recorder of Montezuma County, hereinafter referred to as Clerk, and said Chief Judge of the 22nd Judicial District of Colorado, hereinafter referred to as Judge, mutually agree to the following:

That the County, through its County Clerk and Recorder's office, will continue to microfilm the records of the District

and County Courts of Montezuma County required to be microfilmed,
and the Judge agrees to pay on a monthly basis \$0.25 per microfilm.

That the Judge will furnish an employee from his department for the Clerk to train in the use of the microfilm equipment. Said employee will microfilm the documents and papers of said District and County Courts once each week.

That this agreement shall be for the period January 1, 1974 through December 31, 1974, and continue on a month to month period thereafter until terminated by either party hereto by giving 30 days written notice to the other party of its intent to terminate.

Dated this 25th day of January, 1974.

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA, COLORADO

By: Harold M. Comb

Chairman

CLERK & RECORDER'S OFFICE
OF THE COUNTY OF MONTEZUMA, COLORADO

By: _____

Clerk & Recorder

THE 22ND JUDICIAL DISTRICT OF THE
STATE OF COLORADO

By: William W. Rupp

Chief Judge

Minutes 02/04/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado duly convened and held the 4th day of February, 1974 with the following persons in attendance: Commissioners: Honaker, Bader, and McComb.

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

WHEREAS, Eldon Zwicker, chairman of the Dolores Soil conservation District, made timely application to the Board of County Commissioner for financial assistance in the amount of \$800.00 to help pay secretarial help of the District, and;

WHEREAS, the above amount was inadvertently left out of the 1974 budget, and;

WHEREAS, the funds are available through the Contingent Fund;

NOW THEREFORE BE IT RESOLVED that a warrant in the amount of \$800.00 be drawn on the Contingent Fund for this purpose.

Commissioners voting Aye in favor of the Resolution were: McComb, Bader, and Honaker.

Commissioner voting Nay: None

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma Colorado, and the- votes upon same are true and correct.

Date this 6th day of February, 1974.

(SEAL)

County Clerk and Recorder of
Montezuma County, Colorado

Minutes 01/28/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 28th day of January, A.D. 1974 there were present:

Harold McComb Chairman

Clay V. Bader Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent None

Minutes of the Regular meeting held on Monday, January 21, 1974 were read and approved.

Miscellaneous correspondence was read and contents noted. National Forest Timber sale, Colorado Development Digest, United Banks of Denver 1974 Economic Forecast, and the Treasurers semi-annual report were also examined. Highway 184 maintenance agreement for February was signed.

Bob Seaton, Co Extension Agent and Eleanora Liekam, Home Demonstration Agent reported on various programs. The Four Corners Beef Council meeting was held last week in Durango for testing heifers and bulls. Space is available for anyone desiring the tests for their animals. 4H calf weigh-in for 21 calves was held last week to test rate of gain with others expected later. Other work shops and meetings are scheduled for February. Nutrition instruction for the newcomers and the Extension Homemaker clubs have been held. Leadership council meeting of the 4H Clubs was also held.

Assessor Wayne Denny presented a request for a refund for George F. and Elizabeth Risenhoover because of a double assessment in the amount of \$491.45 which was approved and a double assessment of property owned by Geraldine Wallace over a ten year period. A review of the Wallace matter will be made and an abatement prepared. Reappraisal of the Mancos area has been started. No appraisal of the area has been made since 1948.

Dist. Attorney Geo. Suck appeared to discuss reimbursement of witness expenses for several county witnesses required by the court to spend a large part of last week in Denver. The matter was taken under advisement.

Planning Director Marshall Denton presented a resolution concerning the Uncompahgre and Wilson Mountains primitive area management proposals asking for a delay in the decision until local study groups can submit their report. Action deferred until more information is available.

Dr. T. A. Davis, County Health Officer with Nurse Helen Blackmer and Sanitarian Nancy Atkinson appeared to discuss individual sewage disposal systems. Recommendations of the Planning Commission were heard. A public hearing will be scheduled for March 18, 1974 on the regulations. Comm. Bader made a motion that copies of the approved regulations be made available at a cost of \$1.25 per copy. Seconded by Comm. Honaker and approved unanimously. Jerry Kendricks of the Durango office reported objections from BLM for two fences across their lands in establishing a stock drive into McElmo Canyon. He recommended only one fence and will work out an arrangement with Gorham Steermam, leases of the affected land.

Road Superintendent Earnest Boren appeared with Shop Foreman Willie Knippers, Bob Page and Bill Head to discuss equipment purchases. Quotations on motor

Attest:

Continued

Clerk

Chairman

CONTINUATION OF THE PROCEEDINGS OF THE BOARD OF COMMISSIONERS OF
MONTEZUMA COUNTY MONDAY, JANUARY 28, 1974

analysis equipment from B & K Auto Supply, Sun Electric of Denver and Caunco of Cortez were studied. On a motion by Comm. Bader, Seconded by Comm. Honaker, the purchase of a model #M162 engine analyzer @ \$1195.00 was unanimously approved from B & K. Richard Tibbits and Ruben McEwen of Mountain Gravel also appeared to discuss the suspension of gravel crushing in the Periman pit because of weather conditions. Plans now call for them to move back in about July 1st to complete the contract. Mr. Boren was authorized to sell a used truck transmission at whatever price he can get.

Leona Shay presented a report on activities of the Community Center for the month of December, 1973.

Board of Welfare conducted.

Sheriff Bob Hampton presented his report for the months of November and December, Specifications for a new police car were also presented and he was authorized to solicit bids for same.

Percentage report for 1973 was reviewed.

Adjourned at 3:45 P.M.

Attest:

Clerk

Chairman

Minutes 01/21/1974 Regular

Page No. 1 Proceedings of the Board of Commissioners of Montezuma County, Colorado.
STATE OF COLORADO ss. At a Regular County of Montezuma
meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the
Court House in Cortez, Colorado, on Monday, the 21st day of January, A.D. 1974 there were
present:

Harold McComb Chairman

Commissioner

Curtis Honaker Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent Clay V. Bader

Minutes of the Regular meeting held Monday, January 14, 1974, were read and approved as
corrected.

Miscellaneous correspondence was read, including the state highway fatality report for October
1973, PUC hearing on all public utilities, State Forest Service bulletin, national forest timber
sales and the County Clerks report for the month of December was reviewed.

Comm. McComb reported on his meeting with the Legislative Committee of the State Assn. on
Friday, January 18, 1974. Copies of the Committee meeting of the January 11th meeting were
reviewed and copies ordered sent to Dolores, LaPlata, San Juan and Archuleta Counties.

Ralph Christensen representing Metropolitan Life Ins. Co, appeared to discuss an insurance
program for county employees that are required to travel outside the county on business for the
county. A proposal will be prepared by Mr. Christensen to be presented at a later date.

Planning Director Marshall Denton appeared with Cathy Sims requesting a variance to the sub-
division regulations to sell a 49A tract in section 6-36-16 which was approved. (See attached)

Mr. Denton asked that the appointment dates for all Planning Commission members be
changed to comply with a uniform date of January 1 of each year and that Wayne Rogers be
reappointed for a four year term and associate members Darrell Veach and Noland Alexander
be reappointed to one year terms. Accordingly, Comm. Honaker made a motion to make the
appointments. It was seconded by Comm. McComb and approved unanimously. Mr. Denton
also presented the final plat for the Blue Door sub-division and supporting documents. Comm
Honaker made a motion to accept the plat, protective covenants, financial responsibility
statement and a statement to remove nonconforming uses. Motion seconded by Comm.
McComb and approved unanimously. (See attached).

Joe Jarvis of the Cortez Sanitation District appeared with some cost figures for operation of their
landfill. About 30% of its use is from persons outside the City and asked the County to pay
about \$5600.00 per year to assist in maintenance cost. No action was taken.

A public sale for County owned properties was held at 10:30 am as advertised. County
Treasurer Russell Hindmarsh conducted the sale with Assessor Wayne Denny present to locate
property for interested bidders. A quit claim deed will be furnished with all property sold and any
legal tender will be accepted with deed held in case of a check until check clears at the bank.
County Commissioners reserve the right to reject any or all bids. Property sold as follows:

Attest:

(CONTINUED)

Continued

Clerk

Chairman

CONTINUATION PROCEEDINGS OF THE BOARD OF COMMISSIONERS OF MONTEZUMA
COUNTY MONDAY, JANUARY 21, 1974

\$ 50.00 Robert C. Tucker Lot 20, Blk. 13 Cornet Heights

50.00 " " Lot 19, BLK. 8 Cornet Sub.

100.00 Ernest R. & Lot 1, Blk. 5 Crites Sub.

10.00 Mary S. Stevens

50.00 A. W. Denny Tract adjacent to Blk. 13, Mancos

450.00 George W. McCutcheon-Narrow Gauge mining claims & Gayle Humphreys

150.00 Donald F. & Lola M. Anderson 9/16 Int. Howe G. Jr. mining claim

50.00 1/3/ Int Alfalfa Lode mining claim

100.00 Robert C. Tucker 3/8 Int. Bizzard mining claim

160.00 Robert B. & Nancy T. Sawyer 1/2 Int. of tract in Sec. 16-37-15

Total amounts of sale was \$1160.00.

Assessor Wayne Denny presented information concerning the Montezuma Water Company and Mancos Rural Water district Assessments. First Taxes will be due in 1975 for 1974 calendar year. Final figures are still being calculated. Road Superintendent Earnest Boren, Engineer Fred Thomas, Bill Head and Mike Long appeared to discuss road projects. Mr. Long reported the Mancos River bridge job completed and submitted a bill for \$15,230.00 which was paid out of federal disaster funds.

Sheriff Bob Hampton reported on operations and the purchase of various supplies. An inspection of the jail facility was conducted and found to be in an excellent condition. County Auditor Gale Greenlee also appeared to discuss bookkeeping procedures for the Sheriff office. Board of Welfare conducted.

Adjourned at 4:00 p.m.

Attest:

Clerk

Chairman

Minutes 01/21/1974 Regular

Recorded at 1:30 o'clock P.M. January 25, 1974

Reception No. 2 1857 C. K. Herndon, Recorder, Montezuma, Co., Colo

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO
BOOK 446 PAGE 178

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 21st day of January, 1974, with the following persons in attendance: Commissioners: Clay Bader, Curtis Honaker, and Harold McComb

Commissioners absent: Clay Bader

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P1 1974

WHEREAS: Wendelle J. and Cathy Sims owner of 59 acres more or less described as Lot 1 and SE ¼ NE ¼ Sec. 6 Twp. 36N R 16W N.M.P.M. desires to sell 49 acres more or less and retain 10 acres described as follows; beginning at a point from which the NE Corner of said Section 6 bears N 82degrees 53' E 275.01 feet, thence S 16degrees 34' E 758.0 feet, thence S 1degrees 39' W 392.0 feet, thence N 88degrees 21' W 337.28 feet, thence N 11degrees 45' W 1139.31 feet, thence S 89degrees 08' E 365.42 feet to the point of beginning.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Mrs. Cathy Sims having appeared before the Montezuma County Board of Commissioners on January 21, 1974 requesting exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations; stating that they are not subdividing their property in the intent of the regulations, but merely creating the one isolated tract for residential purposes.

NOW THEREFORE: The Board of County Commissioners of Montezuma County finds that this division of land does not create situations intended to be regulated by the Subdivision Regulations, and further finds that the area of said ten acres being retained abuts a public road way on both the North and the East with all utilities in place it also further finds that the area surrounding ten acre tract does not have a housing density problem and does not conflict with the Master Plan for the County. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision Regulations is hereby granted, however, it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres that a Subdivision Plat will be filed.

Commissioners voting aye in favor of the Resolution were: Honaker and McComb
Commissioners voting nay: None

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon same are true and correct.

(SEAL)

County Clerk and Recorder of
Montezuma

County,

Colorado

Minutes 01/14/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 14th day of January, A.D. 1974 there were present:

Clay V. Bader Chairman

Curtis Honaker Commissioner

Harold McComb Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent None

Minutes of the Regular meeting held on Monday, January 7, 1974, were read and approved.

General Fund vouchers #28749 to #28832 in the amount of \$11,182.46 and Road Fund vouchers # 1703 to #1741 in the amount of \$11,145.24 and Contingent Fund #8 for \$30, 500.00 were allowed and ordered paid.

No further 1973 business appearing, the Board proceeded to reorganize for 1974. Comm. Honaker nominated Comm Harold McComb to be Chairman of the Board for 1974. Motion was seconded by Comm. Bader and McComb was unanimously elected chairman and assumed the chairmanship.

Comm. Honaker nominated Clay Bader for vice-chairman. Comm McComb seconded the motion and was confirmed unanimously.

Comm. Bader nominated Comm. Honaker as Commissioner of Deeds. Seconded by Comm. McComb and he was approved unanimously.

The following officers were appointed for the year:

Wayne Dennison - Bee Inspector

Dave McNiell - V. A. & C. D. Officer

David M. Denton - Planning Director

Gail Greenlee - Auditor

Maureen McNiell - Welfare Director

Earnest Boren - Road Superintendent

Grace Merlo - County Attorney

First National Bank, Cortez,

Citizens State Bank, Cortez,

Mancos State Bank Mancos and Dolores State Bank,

Dolores as depositories of county monies.

Cortez Sentinel-Legal Publications Comm. Bader made the motion to confirm the above appointments and to continue Regular meetings each Monday unless Monday's a holiday in which event the next following work day. Motion was seconded by Comm. Honaker and approved unanimously.

Planning Director Marshall Denton presented some ideas for establishing a proposed stock drive southwest of Cortez for the purpose of affording a Cortez by-pass for those stockmen driving livestock from the McElmo area to national forest land. Planning Commission is to meet on Thursday, January 17th and a public meeting on Land Use in Dolores tonight.

Dewey Brown and Russ Brown appeared to discuss bids for stationary and legal publications for 1974. Russ Brown stated that legal publications should be made in newspaper to give public the

widest coverage and at the Cortez papers afforded this coverage. Bids were received from the Cortez Sentinel @ 18 cents per line and the Dolores Star @ 20.7 cents per line.

Attest:

Clerk

(CONTINUED)

Chairman

CONTINUATION OF THE MINUTES OF THE MEETING OF THE BOARD OF
COMMISSIONERS MONTEZUMA COUNTY
MONDAY, JANUARY 14, 1974

Attest:

Clerk

Chairman

All department heads were asked to meet with the Board to discuss purchases of stationery, books, records, printing, etc. Inventory of needs were requested from each department in order that the Board could call for bids on these supplies.

Treasurer Russell Hindmarsh appeared to discuss the sale of County owned property on Monday, January 21, 1974 at 10:30 a.m. County will accept payment by check or other legal tender immediately with proper deed to be prepared as soon as possible.

Noon luncheon with the architect and engineer for the City-County Bldg. was held at the Ramada Inn. Preliminary drawings were approved and filed for public inspection.

Road Superintendent Earnest Boren, Bob Page, Engineer, Fred Thomas and Contractor Mike Long appeared to discuss road matters. Mr. Long is nearly finished with the Mancos River bridge and Mr. Boren will inspect bridge with him this afternoon. Gravel crushing operation in the Periman Pit was discussed. An inspection will be made on Wednesday afternoon at 2:00 p.m.

Treasurer's report for the month of December was received. An application from the Cortez Elks Club for a Special Events license to host Southwest Livestock Association on February 9th was approved. U.S. Forest Service timber sale program notice of a hearing before the Public Utilities Commission on Peoples Natural Gas application for increase of price in Montezuma County and other correspondence was read. A revenue sharing check for the second quarter of the 4th entitlement period in the amount of \$45,827.00 was also received.

Board of Welfare conducted.

Sheriff Bob Hampton presented information on a 1952 Jeep consigned to county for Civil Defense purposes.

Adjourned at 5:30 p.m.

Minutes 01/07/1974 Regular

Page No. 1

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

STATE OF COLORADO ss.

At a Regular

County of Montezuma

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 7th day of January, A.D. 1974 there were present:

Clay V. Bader Chairman

Curtis Honaker Commissioner

Harold McComb Commissioner

Grace S. Merlo County Attorney

C. K. Herndon Clerk,

Absent None

Minutes of the Regular meeting held on Monday, December 30, 1973 were read and approved.

Ralph Rasor of the District Court appeared to discuss micro filing of records for both the District and County Courts. County Clerks agreed to permit a court employee to use the camera at the Clerks convenience to photo their records at a cost of 25 cents per card.

Correspondence was read and contents noted.

Planning Director Marshall Denton presented a request a variance to the sub-division regulations for Robert H. and Margarite T. Gardner represented by Attorney William Thompson to sell a 1 1/2A tract in section 19-37-16 which was approved. (See Attached)

Discussion was held on a proposed stock drive to McElmo Road from the vicinity of the NE corner of section 19-36-16, Proposed drive crosses BLM and private land. County will fence drive with donation of labor from interested cattlemen. Easements from all concerned will be provided before the project commences. Mr. Denton will work with Gorham Steerman, Bob Wright and Jim Suckla to complete preliminary work.

Discussion was hold concerning supplies of books, stationery, records, printing, lithographing or other supplies. Clerk was directed to send a memorandum to all offices asking that one member of each office appear at 11:00 a.m. on Monday, January 14th to discuss the matter. Treasurar Russell Hindmarsh and Lovena Saunders appeared to discuss property sold in the recent tax sale. One tract listed as an unknown owner did in fact have a known owner and she requested that in the event the owner does redeem, that her \$100.00 premium be returned, She was requested to either rescind the entire sale or live with terms of the sale on or before Monday, January 14, 1974. One other piece of property in the same area may be treated in like manner at a later date.

A contract with Southwest Colorado Mental Health Center, Inc. was signed whereby Montezuma County will pay \$1200.00 for consultation, diagnostic evaluation, psychotherapy and Professional in service training for 1974. (See Attached)

A memorandum Of understanding concerning sub-divisions affecting construction and maintenance of roads across national resource lands whereby the County planning Commission will refer such plans to the Bureau of Land Management was signed.

Richard Berkholtz Of the Colorado Forest Service appeared with Sheriff Bobby Hampton to discuss 2,n agreement whereby the Forest Service would furnish a now firetruck complete with 1000 gallon water tank and pump, for fighting forest fires but which can also be used locally for other fires. Sheriff Hampton is arranging for the Cortez Fire Department to house the unit.

County must furnish about \$800.00 worth of shovels, hoses, etc.. and is responsible for housing and minor repairs. Truck will be available in the spring of 1975.

Road Superintendent Earnest Boren reported on road conditions and construction. Concrete work has been completed on the Dawson Draw project. Rewiring Of the County Shop was

discussed and Mr. Boren was instructed to get bids from contractors for the job. Mr. Boren was also

Attest:

CONTINUED

Clerk

Chairman

Continuation of Board of Commissioners Meeting Monday, January 7, 1974

Attest:

Clerk

Chairman

requested to put gravel on the Bert Shull road when weather conditions permit. Mr. Shull will maintain the road.

Assessor Wayne Denny appeared to discuss a numbering system for all County property. Cost estimates of about \$50,000.00 has been projected by the State Tax Commission. Experience in other counties indicate additional properties are located that have previously escaped taxation. Cost to Montezuma County would probably be under \$20,000.00 with balance coming from federal sources. He was requested to get more information and report back later. Sanitarian Nancy Atkinson appeared to discuss public hearings for sanitation rules and regulations on non-public sewage disposal systems. Other sanitation matters were also discussed. Board of Welfare conducted.

Adjourned at 3:00 P.M.

Minutes 01/07/1974 Regular

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County Colorado duly convened and held the 7th day of January, 1974, with the following persons in attendance: Commissioners: Clay Bader, Curtis Honaker, and Harold McComb

Commissioners absent: None

County Clerk and Recorder: C. K. Herndon

County Attorney: Grace S. Merlo

the following proceedings among others, were taken:

Resolution P43 1974

WHEREAS: Robert H. and Margarite T. Gardner owners of a tract of land in SE 1/4 SE 1/4 Sec. 19 Twp. 37N R 16W N.M.P.M. containing eight acres more or less and more particularly described in Book 222 page 35 Montezuma County Records, desires to sell 1 1/2 acres more or less in the north portion of the above tract and more particularly described in Book 445 page 811 Montezuma County Records.

WHEREAS: The Montezuma County Subdivision Regulation provides that such division of land is subject to these regulations except as exempt by the Montezuma County Board of Commissioners.

WHEREAS: Mr. William Thompson agent for Robert H. and Margarite T. Gardner, having appeared before the Montezuma County Board of Commissioners on January 7, 1974 requesting exemption from filing of a Subdivision Plat as provided by the Montezuma County Subdivision Regulations; stating that they are not subdividing their property in the intent of the regulations, but merely creating the one isolated tract for residential purposes.

NOW THEREFORE. The Board of County Commissioners of Montezuma County finds that this division of land is being made to a member of the family, and finds that this transfer does not create situations intended to be regulated by the Subdivision Regulations, and further finds that the area surrounding said one and one-half acre tract does not have a housing density problem and it does about a public road and adequate sewage disposal is available and the location of the residence on this tract does not conflict with the Master Plan for the County. The exemption from filing a Subdivision Plat as prescribed by the Montezuma County Subdivision Regulations is hereby granted, however, it is further directed that should any further division of the afore described property occur resulting in tracts less than thirty-five acres that a Subdivision Plat will be filed.

Commissioners voting aye in favor of the Resolution were: Bader, Honaker, and McComb.
Commissioners voting Nay: None

County Clerk and Recorder of
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County Colorado and the votes upon same are true and correct.

SOUTHWEST COLORADO MENTAL HEALTH CENTER, INC.

P. O. BOX 1328 - DURANGO, COLORADO

MEMO: TO: Montezuma County Commissioners
Mr. Clay Bader, Chairman

FROM: President, Board of Directors
Southwest Colorado Mental Health Center, Inc.

RE: Contract for Services, January, 1974 through December, 1974

The Southwest Colorado Mental Health Center, Inc. agrees to provide to the Montezuma County the following services:

- (1) Consultation to the Health Department staff about clients who may or may not need referral to the Mental Health Center.
- (2) Diagnostic evaluations following an in-person consultation.
- (3) Psychotherapy as indicated.
- (4) Professional inservice training sessions, if requested, to aid the Health Department staff in increasing its understanding of mental health problems, their causes, and techniques for handling them.
- (5) Any or all information on cases or individuals referred to the Mental Health Center by the Health Department will be available to the Health Department upon request, provided the client has given written permission for the release of such information.

The Montezuma County Commissioners on behalf of the County agree to pay the Southwest Colorado Mental Health Center, Inc. Twelve Hundred Dollars (\$1,200.00) for the above listed services. Payment to be made in two installments payable as follows: Six Hundred Dollars (\$600.00) due May, 1974 and Six Hundred Dollars (\$600.00) due October, 1974.

Signed: MONTEZUMA COUNTY COMMISSIONERS

Date: 1-7-74

By Clay V. Bader

Joan Seielstad
(Mrs.) Joan Seielstad, Pres.
Board of Directors
Southwest Colorado Mental Health Center, Inc.

Date: 12-29-73

Robert G. Boe
Robert G. Boe, ACSW
Executive Director

Date: 12-28-73