

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS**  
**MONTEZUMA COUNTY, COLORADO**  
**January 03, 2005**

STATE OF COLORADO            )  
  ) ss.  
COUNTY OF MONTEZUMA        )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, January 03, 2005, at the courthouse in Cortez, Colorado, there were present:

Glenn E. "Kelly" Wilson, Jr., Chairman  
H. Dewayne Findley, Vice-Chairman - absent  
J. Kent Lindsay, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator - absent  
Carol Tullis County Clerk

**MINUTES** of the regular meeting held on Monday, December 20, 2004, were read. Comm. Lindsay moved to approve the minutes as presented, seconded by Comm. Wilson, and carried.

**ACCOUNTS PAYABLE:** General fund warrants #45255 thru #45490 in the amount of \$352,871.93; Road department fund warrants #18297 thru #18367 in the amount of \$169,021.52; Landfill fund warrants #4294 thru #4325 in the amount of \$30,426.88; were approved for payment.

**AUTHORITY BOARD ORDER:** Comm Lindsay made a motion to direct the Clerk to issue **Order Number 0-31-04** to the Treasurer to pay \$2,116.95 from the 911 Account to Qwest, Denver, CO 80244-0001. The motion was seconded by Comm Wilson and carried.

**ROAD: Lloyd Everret** met to discuss (1) pothole problem on Road 24.3. (2) The need for work on Road 26.5 (3) he informed the Board the Department was still hauling gravel to the Fairgrounds.

**COOPERATIVE WEATHER OBSERVER NOAA, NWS** representative **James Andrus** presented current month's precipitation and "2004 Annual Precipitation by Month through 12/31/2004". (See attached).

**PLANNING: Manager Karen Welch** presented the **Amended Evening Sky Moderate Subdivision Plat** for signature (**Billy and Kathy Sanchez, owners**) Comm Lindsay moved to sign the Evening Sky Moderate Subdivision Plat, seconded by Comm Wilson and carried. **Findings on High Impact Permit No. 467** (Mini-Storage Units, Wayne Williford, applicant) was presented for signature. (See attached). Manager Welch presented the **Shull Minor Subdivision Plat (Harriett Shull, owner)** for signature. Comm Lindsay moved to sign the Shull Minor Subdivision Plat, seconded by Comm Wilson, and carried.

**LETTER:** The Board read a letter of complaint from **Melvin Fisher**. A copy of the letter has been delivered to the District Attorney, the Sheriff, and the insurance company.

**ADJOURNED: 11:15 A.M.**

\_\_\_\_\_  
County Clerk  
01/03/2005 Approved

\_\_\_\_\_  
Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS**  
**MONTEZUMA COUNTY, COLORADO**  
**January 10, 2005**

STATE OF COLORADO            )  
  ) ss.  
COUNTY OF MONTEZUMA        )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, January 10, 2005, at the courthouse in Cortez, Colorado, there were present:

Glenn E. "Kelly" Wilson, Jr., Chairman  
H. Dewayne Findley, Vice-Chairman  
J. Kent Lindsay, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis County Clerk

**MINUTES** of the regular meeting held on Monday, January 03, 2005, were read. Comm. Lindsay moved to approve the minutes as presented, seconded by Comm. Findley, and carried.

**MEL HEATH** met to ask the Board about receiving funds from the Emergency Food and Shelter National Board Program for the Christian Emergency Shelter. Montezuma County does not administer this fund, however, Comm Lindsay informed Mr. Heath the deadline had passed and the funds had been disbursed.

**PAYROLL:** General fund warrants in the amount of \$249,443.05, District Attorney fund warrant #45494 in the amount of \$26,268.16, Treasurer fund warrant #45493 in the amount of \$202,522.67; Road department fund warrants in the amount of \$62,230.40, Treasurer fund warrant #18368 in the amount of \$55,783.62; and Landfill fund warrants in the amount of \$12,291.19, Treasurer fund warrant #4326 in the amount of \$10,238.26 were approved for payment.

**TREASURER:** The Treasurer's report for the month of December, 2004 was received.

**GENERAL FUND ORDER:** Comm. Lindsay made a motion to direct the Clerk to issue **Order Number 0-01-05** to the Treasurer to transfer \$79,506.65 from the General Fund to the Social Services Fund – quarterly HCBS (see attached). The motion was seconded by Comm Wilson and carried.

**ROAD: Lloyd Everret** met and discussed concerns with snow removal on Road 25 and road conditions on Roads L, N, and M. He mentioned the Department is checking into drainage on county roads.

**LANDFILL: Landfill manager Deb Barton** presented the Board with the profit and loss statement for the month of December, 2004.(see attached) She said the recently purchased loader is expected to be delivered next week.

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**PLANNING: Planning manager Karen Welch** informed the Board of several applications she has received for the Planning Commission vacancy. Comm Findley moved to re-appoint Vern Aulston to the Planning Commission, seconded by Comm Lindsay and carried. It was suggested appointing 2 alternates rather than one. Manager Welch will schedule interviews for the applicants to fill the remaining vacancy. **Chuck Cole** with the **Old Time Fiddler's Association** called to inquire about the process required to hold the Old Time Fiddlers contest at Echo Basin Ranch. **Exemption No. P-01-05E** was presented for signature ( Pleasant View Fire

Department Yellow Jacket Substation.) Comm Findley moved to sign Exemption No. P-01-05E, seconded by Comm Lindsay and carried. (see attached)

**FAIRGROUNDS: Fairgrounds manager Darryl Buffington and Clerk's Deputy Tammy Neely** met to inform the Board of the upcoming Ag Expo scheduled for March 10,11,&12, 2005. They asked about fees and special events permits. Comm Findley made a motion that requirements for the Ag-Expo use of Fairgrounds for the sale of beer or wine shall be \$2,500.00 in addition to all other fees and compliance with all licensing and other laws. Comm Lindsay seconded the motion and motion carried.

**MOUNTAIN STORAGE SYSTEMS INC:** Comm Lindsay moved to accept the proposal from Mountain Storage Systems, Inc. for the installation of mobile storage units for vaults in the Clerk, Treasurer and Administration offices. Seconded by Comm Wilson and carried.

**MCPHEE MARINA PLANNING COMMITTEE: Dolores Town mayor Marianne Mate** invited Comm Findley to go to Washington, D.C. to request funding for the McPhee Marina project. Comm Findley also requested approval for Mike Preston to accompany them to Washington D.C.

**ADJOURNED: 1:45 p.m.**

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County Clerk  
01/10/2005

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Chairman

Approved

ONLINE COPY

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS**  
**MONTEZUMA COUNTY, COLORADO**  
**January 17, 2005**

STATE OF COLORADO            )  
  ) ss.  
COUNTY OF MONTEZUMA        )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, January 17, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis County Clerk

**MINUTES** of the regular meeting held on Monday, January 10, 2005, were read. Comm. Rule moved to approve the minutes as corrected, seconded by Comm. Koppenhafer, and carried.

**ELECTIONS OF OFFICIALS FOR 2005:** Comm Koppenhafer moved to elect Comm Findley as Chairman, seconded by Comm Rule, Comm Findley abstained. Motion carried. Comm Rule moved to elect Comm Koppenhafer as Vice-Chairman, seconded by Comm Findley. Comm Koppenhafer abstained. Motion carried. Comm Koppenhafer moved to elect Comm Rule as Commissioner of Deeds, seconded by Comm Findley, Comm Rule abstained. Motion carried.

**APPOINTMENTS FOR 2004:** Comm Koppenhafer moved to appoint Bob Slough as County Attorney and Thomas J. Weaver as County Administrator and Budget Officer, seconded by Comm Rule and carried. Comm Koppenhafer moved to appoint the following persons to the several different offices and boards, seconded by Comm Rule and carried.

Director of Social Services: Dennis Story  
Health Officer: Dr. Gerald Griebel  
Region 9 Economic Development Board – TPR: Comm Findley            Alternate: Comm Rule  
Veteran’s Officer: W. (Bud) Carriere – 3 years (2005-2006-2007)

Noted: Legal Publications: Cortez Journal, Mancos Times, and Dolores Star

**ROAD: Lloyd Everett** met and discussed muddy roads and potholes and stated they would be worked on when weather permits. Discussed the condition of Road 26.5.

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**BETTY FARLOW** with the **Home Builders Association** met to inform the Board of the upcoming **Home and Garden Show** scheduled for April 16<sup>th</sup> and 17<sup>th</sup> at the Fairgrounds. She asked if the Board would judge the Best Booth Competition. The Board said they would be happy to judge the booths.

**PUBLIC HEARING: MONTEZUMA COUNTY ROAD MAP.** It being the time set aside, a public hearing is held concerning adoption of the Montezuma County Road Map. The roll was called and public notice was read. The proceedings were taped for the record. The hearing was continued until 2:30 P.M. no action was taken at this time.

**PUBLIC HEARING CONTINUED** It being the time set aside the continuance of the public hearing concerning the adoption of the Montezuma County Road Map is held. The roll was called and the proceedings

were taped for the record. Comm Koppenhafer moved to adopt the Official Montezuma County Road Map as presented, seconded by Comm Rule and carried. **GIS Specialist P.J. Thorstenson** was also present.

**BOARD OF SOCIAL SERVICES** was conducted at this time with **Dennis Story and Kathy Talcott** present.

**SHERIFF'S POSSE: Major Wanda Martin** with the Montezuma County Sheriff's Posse presented the Board with a letter outlining the activities of the posse in 2004 including a list of new officers for 2005. (see attached). **Captain Steve Decker and 2<sup>nd</sup> Sergeant Steve Stroud** also attended.

**HANK HICKS with the Friendship 4-H club** asked the Board for use of a room on Sunday afternoons at the Fairgrounds for the Club member's obedience and showmanship training of their dogs for January and February. The Board said they would talk to Fairgrounds Manager, Darryl Buffington and have a decision for him at the next meeting.

**SHERIFF JOEY CHAVEZ** invited the Board to the Colorado State Forest Service meeting to be held on February 8, 2005 at 9:00 a.m. at the Sheriff's Office. Sheriff Chavez presented a letter from Elsie Green stating her desire to continue on the Board of Corrections for another term.(see attached) Comm Koppenhafer moved to re-appoint Elsie Green to another 3 year term on the Board of Corrections, seconded by Comm Rule and carried.

**HEALTH DEPARTMENT Director Lori Cooper** reviewed a revenue report for the Board of Health.

**APPOINTMENT:** Comm Koppenhafer made a motion for **Glenn E. "Kelly" Wilson, Jr.** to continue on the Advisory Committee for the Canyon of the Ancients National Monument management plan. Seconded by Comm Rule and carried.

**RECESSED FOR LUNCH: 12:00 Noon**

**ACCOUNTS PAYABLE:** General fund warrants #45498 thru #45671 in the amount of \$169,899.14; Road department fund warrants #18378 thru #18430 in the amount of \$113,327.68; Landfill fund warrants #4335 thru #4358 in the amount of \$17,507.34; were approved for payment.

01/17/2005

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**TREASURER Sandy Greenlee** presented a list of institutions designated as public depositories for the deposit of public funds of Montezuma County. Comm Koppenhafer moved to accept the list as presented, seconded by Comm Rule and carried. (See attached)

**PLANNING Manager Karen Welch** presented applications for an opening on the Planning Commission for review. Comm Koppenhafer moved to appoint Jay Conner to a 3 year term and Guy Drew as an alternate for 1 year. Seconded by Comm Rule and carried.

**OFFICE OF COMMUNITY SERVICES: Mike Preston** met and discussed grazing permittees on the Canyon of the Ancients National Monument. Discussed new appointments to the Stewardship Committee. Comm Koppenhafer moved to appoint Darrin Goodall, Chris Majors, and Rowdy Suckla to the Stewardship Committee, seconded by Comm Rule and carried.

**ADJOURNED: 4:00 P.M.**

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County Clerk  
01/17/2005

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Chairman

Approved

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was agreeable with everyone. The kids would have to purchase a users card if they didn't already have one. Mr. Hicks said he would discuss the cards with the club.

**RECESSED FOR LUNCH: 12:15 P.M.**

**AUTHORITY BOARD ORDER:** Comm. Rule made a motion to direct the Clerk to issue Order Number 0-02-05 to the Treasurer to pay \$2,115.08 from the 911 Account to Qwest, Denver, CO 80244-0001. The motion was seconded by Comm. Koppenhafer and carried.

**RESIDENT DAVE HARRISON** met with the Board to complain of loose gravel at the intersection of Road P and Hwy 145.

**PLANNING:** Planning manager **Karen Welch** presented the **Rockypointe Crossing Subdivision (Ellen K. and Daniel J. Warren owners)** for signature. Comm. Rule moved to sign the Rockypointe Crossing Subdivision, seconded by Comm. Koppenhafer and carried.

**ADJOURNED: 3:45 P.M.**

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County Clerk  
01/24/2004

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Chairman

Approved

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**PROCEEDINGS OF THE BOARD OF COMMISSIONERS**  
**MONTEZUMA COUNTY, COLORADO**  
**January 31, 2005**

STATE OF COLORADO            )  
  ) ss.  
COUNTY OF MONTEZUMA        )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, January 31, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator -Absent  
Thomasina Neely, Deputy County Clerk

**MINUTES** of the regular meeting held on Monday, January 24, 2005, were read. Comm. Koppenhafer moved to approve the minutes as corrected, seconded by Comm. Rule, and carried.

**PAYROLL:** General fund warrants in the amount of \$265,376.33, District Attorney fund warrant #45679 in the amount of \$20,921.88, Treasurer fund warrant #45678 in the amount of \$207,884.57; Road department fund warrants in the amount of \$64,367.11, Treasurer fund warrant #18434 in the amount of \$56,966.72; and Landfill fund warrants in the amount of \$12,291.19, Treasurer fund warrant #4362 in the amount of \$10,569.73 were approved for payment.

**ROAD: Lloyd Everett** reported the Road Department is still grading and repairing the county roads. Comm. Findley questioned some concerns on County road 21. The bus turnaround policy was also discussed.

**KAY ANDERSON:** mentioned problems on County roads 21 and CC.

**ARCHITECTURAL AGREEMENT** concerning a new county maintenance facility was submitted by **Michael D. Pollard** of **Archetype Design Group Inc...** Comm. Rule moved to hire **Archetype Design Group Inc.** Seconded by Comm. Koppenhafer and carried. See attached.

**PLANNING: Planning Manager Karen Welch** recommended **Muscanell Millworks** be zoned commercially. She stated that the Planning Committee also made this recommendation for High Impact Permit #37. Muscanell Millworks had been in business prior to the Land Use Code. Karen stated that no public comments were made for or against the business being zoned for commercial. Comm. Koppenhafer moved to approve Muscanell Millworks be zoned commercially. Seconded by Comm. Rule and carried.  
Road impact fees were discussed. Comm. Findley suggested a public hearing be set. A public hearing is set for February 28, 2005 at 2:00 p.m.

**CAROL AND JACK AKIN:** discussed the road conditions and problems on road 36 in Dolores. Comm. Findley stated the Board will talk with the Road Dept. Mr. and Mrs. Akin were invited to attend the Road Department's meeting as well.

**SHERIFF'S DEPARTMENT: Lt. Bill Conner** submitted a Detoxification Housing Agreement between Montezuma County and the Town of Mancos, and a Cooperative Law Enforcement Agreement between Montezuma County Sheriff's Department and The Forest Service, and a Federal Annual Certification Report to be signed by the Board. See attached.

**FAIRGROUNDS RACING ASSOCIATION: Boyd Hurford** submitted a schedule of racing events. Mr. Hurford was referred to talk with Darryl Buffington.

**Recessed for lunch: 12:10 pm** tour of Southwest Memorial Hospital and County Landfill

**ADJOURNED: 3:45 pm**

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County Clerk  
01/31/2004

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Chairman

Approved

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**PROCEEDINGS OF THE BOARD OF COMMISSIONERS**  
**MONTEZUMA COUNTY, COLORADO**  
**February 7, 2005**

STATE OF COLORADO            )  
  ) ss.  
COUNTY OF MONTEZUMA        )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, February 7, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator -Absent  
Carol Tullis County Clerk

**MINUTES** of the regular meeting held on Monday, January 31, 2005, were read. Comm. Koppenhafer moved to approve the minutes as corrected, seconded by Comm. Rule, and carried.

**COOPERATIVE WEATHER OBSERVER NOAA, NWS** representative **James Andrus** presented the annual precipitation report for the month of January, 2005... (See attached).

**ROAD: Lloyd Everett** met and discussed problems on road V.6. He mentioned he has spoken to **BLM archaeologist Linda Farnsworth** concerning the site assessment of Road 10. County Roads CC and 21 were also discussed; Comm. Findley said he would contact Duane Lanier concerning the roads.

**A LETTER OF RESIGNATION** from **Sheriff Joey Chavez** was read for the record by Clerk Tullis. Comm. Rule made a motion to accept Sheriff Chavez's resignation, seconded by Comm. Koppenhafer and motion carried. Clerk Tullis also read the public notice that is to be published in the area newspapers stating the Board will accept letters of interest with attached resumes to be received no later than Tuesday, February 22, 2005; at 2:00 p.m. Comm. Rule moved to accept the public notice, seconded by Comm. Koppenhafer and carried. The qualifications for the office of sheriff were read and discussed and the Board will schedule and conduct the interviews before making the appointment. (See Attached)

**IT MANAGER Rob Peterka** asked the Board about a fee schedule for township level digital aerial images concerning the Dolores River Valley Aerial Data and presented a GIS Data Distribution Agreement for review. After some discussion Comm. Koppenhafer moved to set the fees for the township digital aerial images at \$450.00/ township, \$1750.00 for the whole project area and the other fees will remain as is. (See attached). Seconded by Comm. Rule and carried. Comm. Rule made a motion to accept the revised version of the Montezuma County GIS Data Distribution Agreement, seconded by Comm. Koppenhafer and carried. (See attached).

02/07/2005

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**PLANNING: Manager Karen Welch** met to discuss reviewing and updating the protocols of the Planning and Zoning Commission and the Board of County Commissioners for developers. A letter was read from Torin K. Andrews about the matter of roads in the Cedar Mesa Ranches Subdivision. (See attached).

**RESIDENT Rodney Williams** met with the Board in regards to plowing of Road T.5. It seems when T.5 is plowed, the access to Road 27.7, which is a non-maintained road, is blocked due to the snow and dirt being piled up and blocking their access. The problem will be discussed with the Road Department.

**NOXIOUS WEED CONTROL MANAGER Ron Lanier along with Steve Miles of the Dolores Soil Conservation District and Eddy Lewis** met with the Board to report on the Tamarisk project. They presented a draft of a letter to be sent to landowners to help identify affected areas, and discussed the process required to place Tamarisk on the noxious weed list. Manager Lanier asked for in kind assistance from the County mapping department to help in identifying affected landowners. The Board affirmed the in-kind assistance. **LATER:** Manager Lanier returned with a letter to be sent to affected landowners for review. Comm. Koppenhafer moved to sign the letter concerning the Tamarisk Project. Seconded by Comm. Rule and carried. Manager Lanier informed the Board of their booth at the upcoming Ag-Expo.

**FINANCE MANAGER Mary Ann Sanders** presented the Semi-Annual Treasurer's report for signature.

**HOUSING AUTHORITY OF MONTEZUMA COUNTY** sent a letter asking the Board to appoint **Mr. Jack Taylor** to the Housing Authority Board. Comm. Koppenhafer moved to appoint Jack Taylor to the Housing Authority Board of Montezuma County, seconded by Comm. Rule and carried.

**RECESSED FOR LUNCH: 12:10 p.m.**

**CARLA HARPER** asked the Board if they wanted to submit an application to the Greater Outdoors Colorado for funds in preparation for the fairgrounds to house the area rodeo in the event the American Legion rodeo grounds are sold. The Board said to submit the application again.

**ADJOURNED: 3:40 P.M.**

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County Clerk  
02/07/2004

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Chairman

Approved

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**PROCEEDINGS OF THE BOARD OF COMMISSIONERS**  
**MONTEZUMA COUNTY, COLORADO**  
**February 14, 2005**

STATE OF COLORADO            )  
  ) ss.  
COUNTY OF MONTEZUMA        )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, February 14, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator -Absent  
Carol Tullis County Clerk

**MINUTES** of the regular meeting held on Monday, February 07, 2005, were read. Comm. Koppenhafer moved to approve the minutes as corrected, seconded by Comm. Rule, and carried.

**COMM. RULE** informed the Board he had attended the wildfire emergency response meeting.

**ROAD: Lloyd Everett** discussed a letter of complaint received from Jerry and Beth Omlor. The complaint will be addressed at a road department meeting and a response to the complaint will be forthcoming. A copy of the letter will be sent to the insurance company. (see attached). Mr. Everett mentioned he had met with **Linda Farnsworth**, a BLM archaeologist, concerning the site assessment on Road 10. She will write up the site assessment and Lloyd will contact her about a written plan.

**LANDFILL Manager Debby Barton** presented the profit and loss statement for the month of January, 2005. She also made mention of Senate Bill 05-141 and House Bill 05-1256 that deals with disposal of wastes related to motorized equipment (SB 05-141) and solid waste, and, recycling goals (HB 05-1256). She opposes both bills and the Board asked her to forward her concerns in the form of letter to our Senators and Representatives.

**ROY BURGETT, BILL BEDKER, AND PHIL MARTINEZ** with the Senior Center approached the Board with a bid from Hot Stuff Spas, Stoves and Billiards for the purchase of a pool table for the Senior Center. They reported on fund raisers and monies collected. The Board stated in their November 22, 2004 minutes that the County would fund half of the purchase. Comm. Koppenhafer moved to appropriate monies to the Senior Center for the purchase of a pool table not to exceed \$886.00. Seconded by Comm. Rule and carried.

**DUANE LANIER** appeared before the Board to discuss Roads 21 and CC. It has been the position of the County that county roads should not be gated. Audience members spoke in support of the locked gate on Road

02/14/2005

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CC. (see sign in sheet) The Board wants to research the status of the road to see if it is actually listed as a county road. **Tim Lanier** was also present as were other landowners. (See sign in sheet)

**RANCHER DARREL VEACH** appeared to discuss grazing concerns on the Canyon of the Ancients National Monument.

**RECESSED FOR LUNCH: 12:00 Noon – with the Dolores County Commissioners.**

**EMERGENCY PREPAREDNESS BOARD** members **Kent Lindsay, Lori Cooper and John Trocheck** informed the Board of the need for a part-time emergency manager. Dispatcher Lori Watkins expressed interest in the position and it was stated by Cortez Police Chief Roy Lane that part of her salary with the City of Cortez could be used for the money match for the FEMA grant and he could spare her if he could fill her position while she worked for the emergency preparedness program. Comm. Rule moved to allocate E-911 emergency preparedness funds in the amount of \$15,000.00 to help fund the dispatch center. Seconded by Comm. Koppenhafer and carried.

**MCPHEE MARINA** representatives **Marianne Mate, Mike Preston, and Marsha Porter-Norton** met to discuss the upcoming trip to Washington D.C. to request federal funds for the McPhee Marina project. Mike Preston and Comm. Findley will be going to represent the County in this matter. Comm. Findley asked if the County could pay half of Mr. Preston and Comm. Findley's expenses for the trip. Comm. Koppenhafer moved to allow the County to pay half of Mr. Preston and Comm. Findley's expenses for the trip to Washington, D.C. to lobby for the marina and other county issues. Seconded by Comm. Rule and carried. Comm. Findley recused himself.

**SAM PINKERTON** requested the Board show that Road J going to his property is considered as a maintained county road. The Board looked at the county road map and reaffirmed the minutes on November 25, 1991 which stated that the County's responsibility of maintaining Road J would include that portion of road that goes to the Pinkerton's property.

**LAWSUIT** filed against the Montezuma County Treasurer Sandy Greenlee and Assessor Mark Vanderpool was discussed with Treasurer Greenlee, Assessor Vanderpool and Deputy Treasurer Sharon Seitz.

**CARLA HARPER** met and asked the Board to help in getting letters of support for the Greater Outdoors Colorado grant application concerning the use of the fairgrounds for the area rodeo in the event the American Legion grounds are sold.

**ADJOURNED: 4:30 P.M.**

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County Clerk  
02/14/2005  
Approved

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Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS**  
**MONTEZUMA COUNTY, COLORADO**  
**February 22, 2005**

STATE OF COLORADO            )  
  ) ss.  
COUNTY OF MONTEZUMA        )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Tuesday, February 22, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator -Absent  
Carol Tullis County Clerk

**MINUTES** of the regular meeting held on Monday, February 14, 2005, were read. Comm. Koppenhafer moved to approve the minutes as corrected, seconded by Comm. Rule, and carried.

**KELLY WILSON** met to update the Board on the recent Club 20 meeting.

**DAVID REINKE** asked the Board about jurisdictional maintenance on an unnamed road located four miles north of Hwy 145, just past the San Juan National Forest sign (lower Stoner Trail Head). He was referred to the Road Department.

**DEPARTMENT OF SOCIAL SERVICES:** Social Services conducted at this time 9:35 a.m.

**HEALTH DEPARTMENT DIRECTOR LORI COOPER** presented an amended task order for the **Wick Program** for signature. Comm. Rule moved to sign the amended Wick Program task order, seconded by Comm. Koppenhafer and carried.

**ACCOUNTS PAYABLE:** General fund warrants #45675 thru #45871 in the amount of \$452,445.58; Road department fund warrants #18432 thru #18511 in the amount of \$166,864.06; Landfill fund warrants #4360 thru #4385 in the amount of \$53,972.04; were approved for payment.

**AUTHORITY BOARD ORDER:** Comm. Koppenhafer made a motion to direct the Clerk to issue **Order Number 0-03-05** to the Treasurer to pay \$29.28 from the ETA Fund (E911 dispatch) account to **AT&T**. The motion was seconded by Comm. Rule and carried.

02/22/2005

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**SWCYB representative Dean Matthews** asked the Board for Lottery Monies for the youth baseball program. The Board tabled the matter at this time so no action was taken. Mr. Matthews asked if the County might have some property that could be used for a little league baseball complex in the event the fields owned by the American Legion sells. He was directed to visit with Fairgrounds manager Darryl Buffington.

**\*\*\*LATER\*\*\*** Comm Koppenhafer moved to give the Southwest Colorado Youth Baseball \$750.00 in lottery monies, seconded by Comm. Rule and carried.

**LIQUOR LICENSE: Deputy Tammy Neely** presented a transfer of ownership application for a hotel/restaurant liquor license for **Shiloh's of Stoner ( Larry and Pamela Hughey owners)** ( formerly the Stoner Creek Store) Comm. Koppenhafer moved to grant the transfer for Shiloh's of Stoner contingent on the fingerprint findings. Seconded by Comm. Rule and carried. **Deputy Neely** presented a renewal for **Mesa Oasis Campground (Leonard E. Blanton, owner)** for a 3.2% beer retail sales license. Comm. Koppenhafer moved





At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, February 28, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis County Clerk

**MINUTES** of the regular meeting held on Tuesday, February 22, 2005, were read. Comm. Koppenhafer moved to approve the minutes as corrected, seconded by Comm. Rule, and carried.

**TREASURER'S REPORT** for the month of January, 2005 was received.

**PAYROLL:** General fund warrants in the amount of \$263,337.17, District Attorney fund warrant #45875 in the amount of \$18,209.33, Treasurer fund warrant #45874 in the amount of \$210,027.42; Road department fund warrants in the amount of \$62,627.85, Treasurer fund warrant #18513 in the amount of \$55,104.18; and Landfill fund warrants in the amount of \$12,387.48, Treasurer fund warrant #4398 in the amount of \$10,239.25 were approved for payment.

**COOPERATIVE WEATHER OBSERVER NOAA, NWS** representative **James Andrus** presented the annual precipitation report for the month of February, 2005... (See attached).

**ROAD:** **Bill Ivy** presented a Modification 2 contract between **USDA Forest Service, San Juan National Forest and Montezuma County** for the purpose of applying magnesium chloride/lignon to the Dolores-Norwood Road. (See attached) Comm. Koppenhafer moved to sign the contract for the application of magnesium chloride/lignon to the Dolores-Norwood Road. Seconded by Comm. Rule and carried. Mr. Ivy asked the status of the permit on the Ormiston Pit. He was referred to Lloyd Everett at the Road Department. **Lloyd Everett** mentioned he has not heard from Linda Farnsworth concerning the assessment on Road BB. He said the Department is busy fixing potholes and blading roads throughout the County and talked about Roads V.6 and 36.5.

02/28/2005

2

**CORTEZ CULTURAL CENTER** representatives **Ann W. Brown, Deb Avery, and Jerry Cohoe** met to inform the Board of the upcoming Pueblo to Pueblo Run and asked the Board for Lottery funds to help with the run. Comm. Koppenhafer moved to give the Center \$500.00 in lottery monies for the Pueblo to Pueblo Run, seconded by Comm. Rule and carried.

**CINCO de MAYO** representatives **Elva Norte, Elfide Pena and Sylvia Hagman** asked the Board for financial help for the Cinco de Mayo Celebration. This celebration does not fall under the guidelines for lottery funds. The Board suggested they look at the expenses for the celebration to see if there might not something the County can do in-kind.

**REGION 9:** **Ed Morlan** gave the Board information and an update on Region 9 economic development district's (EDD) major programs. He also discussed the Southwest Regional Workforce Board and the position of the Local Elected Official (LEO) on the Rural Workforce Consortium's LEO Board which has been assumed by Archuleta County. Currently Ms. Ronnie Zaday is the LEO and is willing to serve in that capacity.

**COMMUNITY CONNECTIONS** representatives **Jackie Morlan, Sondra Cordova and Cole McKinney** gave a presentation on the support services Community Connections provides for the developmental disabled in the area from infants to adults. They discussed the County match of funds to Community Connections, the County currently has \$500.00 budgeted.

**DIANA BUZA with the Pinion Project** approached the Board concerning a fund raiser they want to hold at the County Annex on May 21, 2005 where they wish to sell beer and wine. She also asked the Board to waive the annex rental fees. The Board referred to the minutes of November 15, 2004 where they moved to allow not for profit corporations to sell beer and wine at the County Annex. Comm. Rule moved to waive the rental fee

for the annex, and reaffirmed the ability of not for profit corporations to sell beer and wine providing they get the necessary licenses required from the City of Cortez for said fundraiser and the Pinion Project would still pay the cleaning deposit. Seconded by Comm. Koppenhafer and carried.

**RECESSED FOR LUNCH: 12:00 noon – with Transportation Commissioner Steve Parker and Ed Morlan from Region 9**

**PUBLIC HEARING:** It being the time set aside, a Public Hearing is conducted to consider the Road Impact Fees for future subdivision development within Montezuma County. The roll was called, the proof of publication was read, and the proceedings were taped for the record. Public Comments were made (see sign in sheet) in opposition to any increase. Comm. Koppenhafer moved to increase the impact fees to \$1250.00 for new lots and \$60.00 per mile from a State Hwy to the development and this increase will go into effect immediately. Seconded by Comm. Rule and carried. It was noted that the County will not cost share any road work with a developer only with landowners.

**GRANATH MESA RESIDENTS John Cowell and David Doran** presented a letter concerning conditions of Roads W and V.6. (see letter attached).

02/28/2005

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**PLANNING: Manager Karen Welch** presented the **Williams Single Lot Development (Ron and Regina Williams, owners)** for approval. Comm. Rule moved to accept and sign the Williams Single Lot Development, seconded by Comm. Koppenhafer and carried. Manager Welch said she had received a letter of resignation from Chuck McAfee from the Planning and Zoning Commission.

**AUTHORITY BOARD ORDER:** Comm. Koppenhafer made a motion to direct the Clerk to issue **Order Number 0-04-05** to the Treasurer to pay \$2,109.45 from the 911 Account to Qwest, Denver, CO 80244-0001. The motion was seconded by Comm. Rule and carried.

**DAN BJORKMAN** presented a letter from the previous owners of Echo Basin Ranch, Loran L. Garvin, listing the activities they offered and participated in prior to the sale to Mr. Bjorkman. The Board requested a signed letter and be more date specific as to when these events occurred.

**FAIRVIEW CEMETERY DISTRICT Secretary/Treasurer Laura H. Kennedy** sent a letter requesting the Board appoint **Richard C. Tucker** to another term on the Fairview Cemetery District Board of Directors. Comm. Koppenhafer moved to appoint Richard C. Tucker to another term on the Fairview Cemetery District Board of Directors, seconded by Comm. Findley and carried.

**SHERIFF'S APPOINTMENT:** The list of candidates for the Sheriff's position was narrowed to three. The three names in alphabetical order are; William G. Conner, Samuel F. Sparks, Jr., Gerald Wallace.

**ADJOURNED:** 5:10 p.m.

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County Clerk  
02/28/2005

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Chairman

**Approved**

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS**  
**MONTEZUMA COUNTY, COLORADO**  
**March 7, 2005**

STATE OF COLORADO            )  
  ) ss.  
COUNTY OF MONTEZUMA        )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, March 7, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis County Clerk

**MINUTES** of the regular meeting held on Monday February 28, 2005, were read. Comm. Rule moved to approve the minutes as corrected, seconded by Comm. Koppenhafer, and carried.

**TREASURER'S REPORT** for the month of February, 2005 was received.

**ROAD:** **Lloyd Everett** informed the Board (1) they are continuing the blading and pothole repair on county roads. (2) The department is preparing to crush gravel. (3) It was mentioned there was a problem with a culvert on Road 22. (4) That a letter be written to CDOT concerning placing intersections at Road M & Hwy 491, Road P and Hwy 491, and Hwy 491 south on the priority list of dangerous intersections.

**PLANNING:** **Manager Karen Welch** presented **Dudley Millard** with a gift in recognition of his years of service on the planning and zoning commission. The Board thanked Dudley for all his input and support during his tenure. Manager Welch presented the **Deer Meadows 2<sup>nd</sup> amended Subdivision Plat** for approval. Comm. Rule moved to approve the Deer Meadows 2<sup>nd</sup> amended subdivision plat, seconded by Comm. Koppenhafer and carried. **The McDonald 2<sup>nd</sup> amended Subdivision Plat** was presented for approval. Comm. Koppenhafer moved to approve the McDonald 2<sup>nd</sup> amended subdivision plat, seconded by Comm. Rule and carried.

**FAIRGROUNDS DEDICATION:** **Bob Yates, Larry Everett, and Heath Elliott** met with the Board concerning naming the indoor coliseum in memory of **Lonnie Elliott** and naming the outdoor arena in memory of **Robert Banks**. Comm. Koppenhafer made a motion to approve **Resolution number 01-2005** to name the county fairgrounds coliseum the **Lonnie Elliott Memorial Coliseum**. Seconded by Comm. Rule and carried. Comm. Koppenhafer made a motion to approve **Resolution number 02-2005** to name the outdoor arena at the Montezuma County fairgrounds the **Robert Banks Memorial Arena**. Seconded by Comm. Rule and carried.

03/07/2005

2

(See Attached). Heath Elliott thanked the Board on behalf of the Lonnie Elliott family for this memorial to his father.

**THE HORSEMEN'S CLUB** representatives **Kathy Gorman and Kim Russell** met to discuss the fees charged the club at the fairgrounds. Would like to see standardization of all fees charged.

**UNITED WAY: Finance manager Mary Ann Sanders** met on behalf of **Toleda Cluff** and informed the Board that the 20% employee payroll deduction threshold had not been met. The Board reaffirmed the 20% employee threshold for any payroll deduction.

**SENIOR NUTRITION: Sue Fletcher and Mary Holaday** made a request to purchase a passenger van for the Senior Center. They will begin looking for an appropriate passenger van. They discussed waiving the rental fee at the annex for not for profit organizations. The Board explained it was on a trial basis for the year 2005. They presented 5310 form A and 5311 form B concerning equipment purchased with funds under the Federal Transit Act of 1997 for signature (See Attached).

**LANDFILL Manager Deb Barton** updated the Board on Senate Bill 05-141 and House Bill 05-1256 and how they would impact the Landfill.

**TREASURER SANDY GREENLEE** met to discuss security in the courthouse.

**RECESSED FOR LUNCH: 12:00 Noon**

**SHERIFF APPOINTMENT:** After some discussion Comm. Koppenhafer moved to appoint **Gerald Wallace** as Sheriff of Montezuma County. Seconded by Comm. Rule. Commissioners voting Aye were Comm. Koppenhafer and Comm. Rule. Comm. Findley voted Nay. Motion carried. Comm. Koppenhafer made a motion to adopt **Resolution number 03-2005** that **Gerald Wallace** be and is hereby appointed to the office of Montezuma County Sheriff (See Attached). Seconded by Comm. Rule. Commissioners voting Aye were Comm. Koppenhafer and Comm. Rule. Comm. Findley voted Nay. Motion carried.

**ERIC LAPRICE** with the Dolores District of San Juan Public Lands Center presented an updated map of the Dolores Public Lands showing areas for fire management and fuel reduction goals.

**A LETTER OF REPLY** was sent to Torin K. Andrews of Andrews & Puglia Law Group, LLC concerning the Cedar Mesa Ranches Subdivision. (See Attached)

**LORI COOPER** with the Health Department presented a slide show to the Board.

**ADJOURNED:**

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County Clerk  
03/07/2005 Approved

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Vice- Chairman

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County Clerk  
2/22 – 24 – 25 / 2005

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Chairman

Approved

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS**  
**MONTEZUMA COUNTY, COLORADO**  
**March 14, 2005**

STATE OF COLORADO            )  
  ) ss.  
COUNTY OF MONTEZUMA        )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, March 14, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman - Absent  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis County Clerk

**MINUTES** of the regular meeting held on Monday March 14, 2005, were read. Comm. Rule moved to approve the minutes as presented, seconded by Comm. Koppenhafer, and carried.

**ROAD:** **Lloyd Everett** discussed the following; (1) stated the road Mr. David Reinke inquired about concerning jurisdictional maintenance located four miles north on Hwy 145, just past the San Juan National Forest sign is not county maintained. (2) He talked to Linda Farnsworth about the Road BB road template and that there was no problem as long as the county stays within the template. (3) Mud problems on Road 24, and (4) Administrator Weaver will contact Mr. Lanier concerning the gate on Road CC.

**LANDFILL manager Debby Barton** presented the profit and loss statement for the month of February, 2005. (See attached).

**AUTHORITY BOARD ORDER:** Comm. Rule made a motion to direct the Clerk to issue **Order Number 0-05-05** to the Treasurer to pay \$31.70 from the ETA Fund (E911 dispatch) account to **AT&T**. The motion was seconded by Comm. Koppenhafer and carried.

03/14/2005

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**Comm. Rule** made a motion that **Attorney Robert B. Perry** of Dallas, Texas was not authorized to join Montezuma County in case number 98-28630 in Harris County, Texas and that he be notified to dismiss Montezuma County from said case. Motion seconded by Comm. Koppenhafer and carried.

**RECESSED FOR LUNCH: 11:20 A.M.**

**TOURED JAIL**

**ADJOURNED: 1:00 P.M.**

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County Clerk  
03/14/2005  
approved

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Chairman

ONLINE COPY

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS**  
**MONTEZUMA COUNTY, COLORADO**  
**March 21, 2005**

STATE OF COLORADO            )  
  ) ss.  
COUNTY OF MONTEZUMA        )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, March 21, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman - Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Thomasina Neely, Deputy County Clerk

**MINUTES** of the regular meeting held on Monday March 14, 2005, were read. Comm. Koppenhafer moved to approve the minutes as presented, seconded by Comm. Rule, and carried.

**E-911 Authority Board Order:** Comm. Koppenhafer made a motion to direct the Clerk to issue **Order Number 0-6-2005** to transfer \$36050.00 from the **ETA Fund (E-911 Dispatch Fees)** to the General Fund and pay the City of Cortez. Motion was seconded by Comm. Rule and carried.

**ROAD: P. J. Thorstenson** presented an updated mapping system of the County roads. The new project will be sent to **CDOT**. P. J. requested the Board to give approval for the new system. The Board gave approval. **Loretta Murphy** and P. J. also reviewed an updated system to view parcels on the County Road maps. **Lloyd Everett** reported to the Board that the roads being snowplowed and potholes were filled with gravel. Comm. Findley inquired about mag-chloride applications. The Fairgrounds parking lot extension was discussed.

**SOCIAL SERVICE:** A contract was presented to the Board for renewal to reimburse Montezuma County for child support services provided by Attorney Slough, which was approved.

**ABATEMENT: Cindy Claytor** of the **Assessor's** office being present, a petition of property tax was presented for **Jimmy Guthrie** (not present). Roll was called and the proceedings were taped for the record. The property located at **45211 Road J.8** (5603-302-02-007). The Assessor's office determined that there was no agricultural use for the year of 2004 on said property and deemed it vacant land. It was requested by Jimmy Guthrie, that the

land be re-classified. Comm. Koppenhafer moved to deny the request for abatement, second by Comm. Rule, motion carried

**ABATEMENT: Cindy Claytor** of the Assessor's office being present. A petition of property tax was presented for **William P. Blair** (present). Proceedings were taped for the record. The property located at **21001 Road 36** (5335-273-00-002). The Assessor's office had classified subject property as vacant.. Comm. Rule moved to deny agricultural classification and to re-classify as residential for 2004, second by Comm. Koppenhafer. Motion was carried

**Mark Wharton** loss prevention agent for **CTSI** reviewed workmen's comp claims for Montezuma County. See attached

**Diana Buza** with the **Pinion Project** presented an **Emergency Shelter Grant** for approval by the Board. The grant funds will be used for emergency housing. Comm. Koppenhafer moved to approve the **Emergency Shelter Grant**, seconded by Comm. Rule and carried.

**FAIA-Architect Charles Hubbard** presented the Board with an estimate of renovations for the Montezuma County Courthouse. See attached.

**Treasurer Sandy Greenlee** and **Chief Deputy Treasurer Sharon Sietz** met with the Board to request funding for the **2005 Colorado County Treasurers Convention** which will be held in Montezuma County. Treasurer Sandy Greenlee stated that the Colorado Treasurers are funding part of the convention as well as local businesses and Banks. Comm. Koppenhafer moved to approve \$2000.00 towards the Colorado County Treasurers Convention. The motion was seconded by Comm. Rule and carried.

**LODGER TAX : Susan Scott** met with the Board asking to proceed with partial allocation of the Lodgers Tax to the parties that requested the funds. The Board gave approval.

**RECESSED FOR LUNCH: 12:30 PM**

**WILDLIFE SERVICES/USDA: Ken Gruver, Clayton Wilson, and Clinton Wilson** met with the Board to approve an agreement to facilitate wildlife damage control, between the **United States Dept of Agriculture** and Montezuma County. Comm. Rule moved to approve the **United States Dept of Agriculture Animal and Plant Health Inspection Service**, Comm. Koppenhafer seconded and motion carried. See attached.

**Guy Drew and Bruce Johnson** presented a grant application from the Colorado Dept of Agriculture for a research grant. Guy Drew will follow up with the grant application.



**DON McCARTNEY** was heard by the Board on the subjects of LIZ, Sheriff's Dept and the roads.

**PLANNING: Manager Karen Welch** presented a plat for the **Carol Evans Single Lot Development** Comm. Rule moved to approve the Carol Evans single lot development, seconded by Comm. Koppenhafer motion was carried.

**PLANNING cont: Manager Karen Welch** presented a letter to the Board from **Jay Stringer/ Farm Goods for Kids** concerning mitigation for the removal of a building by John Davis. No action taken at this time.

**LIQUOR LICENSE: Deputy Tammy Neely** presented renewal for **Smitty's Liquor/Gary and Gloria Schmidlin** retail liquor store license. Comm. Koppenhafer move to approve renewal for the retail liquor store license. Seconded by Comm. Rule and carried. A renewal for **Lebanon School house Bed and Breakfast/Kenneth and Laura Hahn** beer and wine license. Comm. Koppenhafer move to approve the renewal of the beer and wine license. Seconded by Comm. Rule and carried.

**Meeting Adjourned: 5:00 PM**

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Deputy County Clerk

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Chairman

03/21/2005

Approved

ONLINE COPY

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS**  
**MONTEZUMA COUNTY, COLORADO**  
**March 28, 2005**

STATE OF COLORADO            )  
  ) ss.  
COUNTY OF MONTEZUMA        )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, March 28, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis, County Clerk

**MEETING** was called to order by **Comm. Findley**; the Pledge of Allegiance was said.

**MINUTES** of the regular meeting held on Monday March 21, 2005, were read. Comm. Koppenhafer moved to approve the minutes as corrected, seconded by Comm. Rule, and carried.

**ROAD:** **Lloyd Everett** talked with **Mark Rogers** concerning property to re-locate the County Shop. Mr. Rogers showed him property on Road 26 and another on Road 29 off Hwy. 160. Mr. Everett discussed making changes to the road plan as Road N is deteriorating badly and the department would like to tear up the pavement and re-prepare it for chip seal to be done in late summer of 2005. Mr. Everett will contact residents on Road N about the plans. Discussed conditions of Roads 44, 21, G, and K.6. It was stated that Mrs. Farnsworth has not gotten any paperwork done yet on Roads BB and 10.

**BETTY FARLOW** reminded the Board they are to judge the booths at the upcoming home and garden show. She also approached them with an idea to increase funds at the Fairgrounds by taking a portion of the admission receipts per function.

**AUTHORITY BOARD ORDER:** Comm. Rule made a motion to direct the Clerk to issue **Order Number 0-07-05** to the Treasurer to pay \$2,107.41 from the 911 Account to Qwest, Denver, CO 80244-0001. The motion was seconded by Comm. Koppenhafer and carried.

03/28/05

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**PLANNING:** **Planning Manager Karen Welch** informed the Board she had received a letter from Davis Petroleum concerning travel on roads in Montezuma County to access drilling sites in Dolores County. She presented a recommendation from the **Planning and Zoning Commission** to approve the re-zoning of **TEN FOLD INVESTMENTS** (owners **Gary and Georgia Stanley**) to commercial zoning. Comm. Koppenhafer moved to re-zone Ten Fold Investments to commercial zoning, seconded by Comm. Rule and carried.

Manager Welch stated she has received letters from **Mr. John Davis** and **Mr. Bud Roach** concerning the removal of the shed on the Davis property as a stipulated mitigation with **Jay and Lea Stringer**. Mr. Davis stated in his letter he has no intention of removing the shed and Mr. Roach in his letter stated the shed was not a traffic hazard. (See attached). The matter has been set for a public hearing for April 18, 2005 at 10:00 A.M. **LATER:** Manager Welch presented a recommendation to the Board from the **Planning and Zoning**

**Commission** to re-zone property owned by **Jay and Lea Stringer** to commercial/industrial. A public hearing on this matter has been set for April 18, 2005 at 11:00 A.M.

Manager Welch presented a recommendation to the Board from the **Planning and Zoning Commission** on a request from the **Montelores Baptist Church** to be zoned as commercial. A public hearing on this matter has been scheduled for April 18, 2005 at 2:00 p.m.

**UNITED WAY:** Comm. Rule moved to give a contribution to United Way of the Southwest of \$500.00 for the year 2005. Seconded by Comm. Koppenhafer and carried.

**LIQUOR LICENSE:** Deputy Tammy Neely presented a liquor license renewal for 3.2% beer for **ARAMARK SPORTS AND ENTERTAINMENT SERVICES, INC.** ( Mesa Verde Point Kampark). Deputy Neely stated there was a change of managers and that the fingerprints have not come back yet. Comm. Koppenhafer moved to renew the 3.2% beer license application for Aramark Sports and Entertainment Services, Inc. contingent on the fingerprints. Seconded by Comm. Rule and carried.

**SECURITY MEETING:** District Court Judge Sharon Hansen, County Court Judge Todd Plewe and others (see sign in sheet) appeared before the Board to express their thanks for remodeling done to the county court facility. They also mentioned their desire to develop a working security plan for not only the courts but the entire courthouse. Amy Harris with county court gave the Board a card of thanks from the county court staff for the remodel of their offices. (See attached)

**RECESSED FOR LUNCH: 12:10 P.M.**

**STIPULATION** as to abatement for tax year 2004 was received concerning the **Safeway Stores 46, Inc.** Comm. Koppenhafer moved to approve the stipulation settlement for the tax year 2004 actual value at \$4,250,000.00. Seconded by Comm. Rule and carried. (See attached)

**LAW ENFORCEMENT CONTRACT** between the Montezuma County Sheriff's Office and the Town of Dolores was presented for signature. Comm. Rule moved to sign the law enforcement contract, seconded by Comm. Koppenhafer and carried. (See Attached)

03/28/2005

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**OFFICE OF COMMUNITY SERVICES:** Mike Preston met to discuss a letter and a sample of an MOU asking if Montezuma County would like to become a cooperating agency with the San Juan National Forest Service and BLM on the forest plan revision. Mike will call the agency expressing the Board's interest in participating.

**Comm. Koppenhafer** made a motion to adjourn, seconded by Comm. Rule and carried.

**MEETING WAS ADJOURNED: 4:55 P.M.**

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County Clerk

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Chairman

03/28/2005

Approved

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS**  
**MONTEZUMA COUNTY, COLORADO**  
**April 4, 2005**

STATE OF COLORADO            )  
  ) ss.  
COUNTY OF MONTEZUMA        )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, April 4, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis, County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday March 28, 2005, were read. Comm. Rule moved to approve the minutes as corrected, seconded by Comm. Koppenhafer, and carried.

**PAYROLL:** General fund checks in the amount of \$253,403.92, District Attorney fund check #46029 in the amount of \$22,266.43, Treasurer fund check #46028 in the amount of \$207,947.20; Road department fund checks in the amount of \$62,518.77, Treasurer fund check #18582 in the amount of \$55,255.10; and Landfill fund checks in the amount of \$13,489.94, Treasurer fund check #4424 in the amount of \$10,680.26 were approved for payment.

**ROAD: Lloyd Everett** discussed the following: (1) work on Road N, (2) culvert work on Road 29, (3) the Department is continuing blading roads and (4) problems with the bridge on S. Oak. Lloyd mentioned problems with people parking on the right-of-way on Road P. The Sheriff will be contacted. Discussed a call from Darwin Cline concerning the installation of a gate on Road DD. It was stated the road is a graded and drained road. Discussed the use of a county water truck for the Ute Mountain Ute Rodeo grounds again this year.

**COOPERATIVE WEATHER OBSERVER NOAA, NWS** representative **James Andrus** presented the annual precipitation report for the month of March, 2005... (See attached).

04/04/2005

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**JAN SENNHENN** with the Extension Office presented a hand-out on a presentation to be given by **Milan Rewerts** on Thursday April 7, 2005 at 2:00 p.m. at the Laplata County Extension Office. She invited the Commissioners to attend. (See attached)

**LIQUOR LICENSE: Deputy Tammy Neely** presented an application for a temporary liquor license to be issued to **Shiloh's of Stoner** for 120 days until necessary paperwork can be completed. Comm. Koppenhafer moved to accept the application for a temporary liquor license for Shiloh's of Stoner, seconded by Comm. Rule and carried.

**HEALTH DEPARTMENT DIRECTOR Lori Cooper** presented a contract between Montezuma County Health Department and Phyllis Hollenbeck to instruct weekly classes in Tia Chi for senior citizens. (See

attached). She informed the Board of an REPC meeting at the Police Department on Thursday, April 14<sup>th</sup> at 10:00 a.m.

**KELLY WILSON** representative for **Club 20** updated the Board on their recent meeting.

**PLANNING: Manager Karen Welch** presented the **Ahmont Vista Moderate Subdivision Plat (Karen D. Lovelien, owner)** for approval. Comm. Koppenhafer moved to approve the Ahmont Vista Moderate Subdivision, seconded by Comm. Rule and carried. Manager Welch asked about right-of-way widths for streets. The Board reaffirmed that portion of the Land Use Code that the minimum right-of-way widths for streets shall be 60 feet. (5105.3 B 8).

**RECESSED FOR LUNCH: 12:15 p.m.**

**SHERIFF: Sheriff Gerald Wallace, Under sheriff Dave Hart, and Lt. Vici Worchester** met to discuss budget shortfalls with the Community Corrections department. Sheriff Wallace was instructed to write the State asking for a commitment from them to help keep the program going and giving them a 30 day notice to respond or the contract will be terminated.

**GENERAL FUND ORDER:** Comm. Koppenhafer made a motion to direct the Clerk to issue **Order Number 0-08-05** to the Treasurer to transfer \$80,380.20 from the General Fund to the Social Services Fund – 1st quarterly HCBS (see attached). The motion was seconded by Comm. Rule and carried.

**LETTERS OF SUPPORT:** Letters of support were signed concerning the following appointments:  
Signed a letter of support for **Al Heaton** to Group 1 of the **Southwest Colorado Resource Advisory Council**.  
Signed a letter of support for **Gerald Koppenhafer** to Group 3 of the **Southwest Colorado Resource Advisory Council**.  
Signed a letter of support for the re-appointment of **Kelly Wilson** to the **Southwest Colorado Resource Advisory Council** as a public at large representative on RAC.

**COMM. RULE** moved to adjourn, seconded by Comm. Koppenhafer and carried. **ADJOURNED: 4:12 p.m.**

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County Clerk 04/04/2005  
Approved

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Chairman



made a motion to move forward to work on an agreement with San Juan Basin Technical College, manager for KSJD Community Radio, for the use of the tower on Granath Mesa., seconded by Comm. Rule and carried.

**SHERIFF Gerald Wallace and Undersheriff Dave Hart** reported on the department's activities for March, 2005. They mentioned they wish to apply for a gaming impact grant to install digital video cameras in all the patrol vehicles.

**SANITARIAN Jim Siscoe** discussed a letter he received from **FEMA** concerning a community rating system.

**RECESSED FOR LUNCH: 12:00 noon. Pinon Project.**

**MIKE PRESTON** with the **Office of Community Resources** presented a letter to **Kit Kimball**, director of external and intergovernmental affairs, Department of the Interior, for signature. He also reported on a conference call concerning the status with the McPhee Marina and Development project.

**CONTRACTOR Loren Workman with L & L Construction and homeowner Lonnie Huff** met with the Board concerning a failed septic system at Mr. Huff's residence and complaints with the County Administrator. (See attached) It was stated the County sizes systems according to number of bedrooms and soil types and the septic inspector does not design septic systems. Mr. Workman asked for a letter in writing as to the Board's response to the above mentioned problems. **Jim Siscoe** was present.

**MONTELORES BAPTIST CHURCH:** Planning manager **Karen Welch** presented a letter from **C. George Dewell**, chairman of the Board of Deacons of the Montelores Baptist Church withdrawing their application for a zoning change on the property at 20857 Road W. Comm. Koppenhafer moved to vacate the public hearing scheduled for April 18, 2005 at 2:00 p.m., seconded by Comm. Rule and carried.

04/11/05

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**COUNTY CLERK Carol Tullis** presented a bid from **Mountain Storage Systems, Inc.** for \$18,000.00 for the completion of the storage system in the main vault. Comm. Rule moved to accept the bid of \$18,000.00 from Mountain Storage Systems, Inc., seconded by Comm. Koppenhafer and carried.

**COLORADO HISTORICAL SOCIETY:** Letters were received from **Georgianna Contiguglia**, State Historic Preservation Officer, informing the Board of the placement of **The Sand Canyon Archaeological District** on the list in the National Register of Historic Places and the Colorado State Register of Historic Properties on March 15, 2005 and placing **The Wallace Ruin** on the list in the National Register of Historic Places in March 24, 2005.

**Comm. Rule** made a motion to adjourn, seconded by Comm. Koppenhafer and carried.

**MEETING ADJOURNED: 4:48 P.M.**

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County Clerk  
04/11/05

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Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS**  
**MONTEZUMA COUNTY, COLORADO**  
**April 25, 2005**

STATE OF COLORADO            )  
  ) ss.  
COUNTY OF MONTEZUMA        )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, April 25, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis, County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday April 18, 2005, were read. Comm. Koppenhafer moved to approve the minutes as corrected, seconded by Comm. Rule, and carried.

**DUANE LANIER:** A letter of reply to Mr. Lanier concerning the Board's position on Road CC being a county road was presented for signature. Comm. Koppenhafer moved to sign the letter stating the road in question is a legally created county road. Seconded by Comm. Rule and carried. (See attached)

**ROAD: Lloyd Everett** reported the following: (1) the department is busy blading roads. (2) It was mentioned the need to possibly install a reflector on Road W where a large hole has developed on the side of the road. (3) Discussed road 36.

**SOUTHWEST MEMORIAL HOSPITAL** representatives **Chuck Bill and Dan Jessup** presented the financial statements for the three months of operations ended March 31, 2005. (See attached)

**ABATEMENT: Cynthia Claytor** of the **Assessor's** office being present, a petition for abatement of tax year 2004 property classification which had been changed from the classification of agriculture to vacant land by the Assessor's Office was presented for **Suzanne Hermon (R013904, Lot #4 Joshua's Crossing Subdivision)**. **Suzanne Hermon** along with her attorney **Kelly McCabe** was present. The roll was called and the proceedings were taped for the record. Assessor's Office agent Claytor recommended the petition be denied as no evidence of agriculture use for the tax year 2004 was evident. Comm. Rule made a motion to deny the abatement petition

04/25/2005

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for the tax year of 2004. Seconded by Comm. Koppenhafer and carried. **Assessor Vanderpool and Scott Davis** was present.

**HEALTH DEPARTMENT Director Lori Cooper** introduced **Melissa Wilson**. Melissa was hired to fill the Consumer Protection position. Director Cooper informed the Board of a West Nile Virus training session scheduled for Wednesday, April 27, 2005.

**PLANNING: Sanitarian Jim Siscoe** discussed permitting of septic systems with the Board.

**RECESSED FOR LUNCH: 12:00 NOON**



**FAIRGROUNDS Manager Darryl Buffington** met with the Board and discussed charges for the facility and user rates at the Fairgrounds.

**COMM. KOPPENHAFER** made a motion pursuant to 12-47-410 (3), C.R.S. that the Montezuma County Board of Commissioners determines that bed and breakfast alcohol beverage permits shall **not** be available within Montezuma County's jurisdiction. Seconded by Comm. Rule and motion carried.

**MOTION** to adjourn was made by Comm. Koppenhafer, seconded by Comm. Rule and carried.

**MEETING ADJOURNED: 4:20 p.m.**

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County Clerk  
04/25/2005

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Chairman

Approved

ONLINE COPY

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS**  
**MONTEZUMA COUNTY, COLORADO**  
**April 18, 2005**

STATE OF COLORADO            )  
  ) ss.  
COUNTY OF MONTEZUMA        )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, April 18, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Thomasina Neely, Chief Deputy County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday April 11, 2005, were read. Comm. Koppenhafer moved to approve the minutes as corrected, seconded by Comm. Rule, and carried.

**ACCOUNTS PAYABLE:** General Fund # 46030-46216 in the amount of \$305,662.56, Road Fund # 18433-18652 in the amount of \$92,427.79, and Landfill #4425-4458 in the amount of \$135,784.35 were approved for payment.

**AUTHORITY BOARD ORDER:** Comm. Rule made a motion to direct the Clerk to issue **Order Number 0-9-05** to the Treasurer to pay \$21.15 from the 911 Account to AT&T, Omaha, NE 68103-2971. The motion was seconded by Comm. Koppenhafer and carried.

**ROAD DEPT:** **Lloyd Everett** reported work on County Road N is progressing. The Fairgrounds parking lot is almost completed.

**SOCIAL SERVICES:** Was conducted at this time.

**PUBLIC HEARING:** It being the time set aside, a public hearing is held specific to mitigation for the removal of the John Davis Shed, a condition of approval for **High Impact Permit #476** as submitted by **Jay and Lea Stringer**, 41190 Road G, Mancos Co. The roll was called and the public hearing notice was read. The hearing was taped for the record. Planning Manager Karen Welch was present. The hearing was open for public comment. Documentation was submitted for the record (See Attached). Comm. Rule moved to waive the 04/18/2005

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mitigation for the removal of the John Davis Shed as a condition of approval on **High Impact Permit #476**, seconded by Comm. Koppenhafer and carried.

**PUBLIC HEARING:** It being the time set aside, a public hearing is held to consider the Commercial/Industrial zoning request on 17 acres as submitted by **Jay and Lea Stringer**, 41190 Road G Mancos Co. The roll was called and the notice of public hearing was submitted into the record. Jay Stringer withdrew the request. Withdrawal was taped for the record.

**CAPITAL FUND VOUCHER #191** was approved by the Board for payment to **Mountain Storage Systems Inc**, in the amount of \$9000.00.

**CONTRACTOR Loren Workman with L & L Construction** asked for a letter in writing as the Board's response to the problems concerning a failed septic system. Comm. Rule motioned not to respond in writing as the Board gave their response to Mr. Workman at a previous meeting, seconded by Comm. Koppenhafer motion carried.

**RECESSED** for lunch at 12:05

**Lou Ann Jacobson** Director of the Four Corners National Monument and **Mike Preston** reported to the Board that there was damage done to the National Monument signs as well as fires and refuse. She stated that a law enforcement officer would be dedicated to the monument in the fall. Discussed the project on Road 10.

**PLANNING:** Manager Karen Welch reported the Montelores Baptist Church is reconsidering their proposal to expand the Church. The Board discussed water availability with respect to cisterns or rural water systems.

**Sheriff Gerald Wallace, Undersheriff Dave Hart and Lynn Williams of Community Corrections**, met with the Board to discuss options of a lease for Community Corrections.

**Comm. Koppenhafer** move to adjourn the meeting at 4:15 pm, seconded by Comm. Rule and carried.

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Clerk  
04/18/05

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Chairman

Approved

ONLINE COPY

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS**  
**MONTEZUMA COUNTY, COLORADO**  
**May 2, 2005**

STATE OF COLORADO            )  
  ) ss.  
COUNTY OF MONTEZUMA        )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, May 2, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis, County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday April 25, 2005, were read. Comm. Rule moved to approve the minutes as corrected, seconded by Comm. Koppenhafer, and carried.

**PAYROLL:** General fund in the amount of \$257,920.49, District Attorney #46218 in the amount of \$22,266.43, Treasurer # 46217 in the amount of \$210,443.26, Road Department in the amount of \$64,560.68, Treasurer #18653 in the amount of \$55,634.95, Landfill in the amount of \$12,443.77, Treasurer #4460 in the amount of \$10,385.27 were approved for payment.

**COOPERATIVE WEATHER OBSERVER NOAA, NWS** representative **James Andrus** presented the current month's precipitation and the "2005 Annual Precipitation by Month through 04/30/2005". (See attached).

**ROAD: Lloyd Everret** reported the Department is ready to begin crushing gravel and the Mag Chloride program is slowed down as has work on Road N due to weather conditions. Discussed the rock situation on the West Fork road. Water is backing up on the road due to culvert problems on Road 22. Problems on Road 23 above Road S when the road is wet and ruts early in the morning on Road 24. Mentioned concerns with Road G around the City of Cortez's ball fields.

**RESIDENTS Mary and William Harvey** met with the Board to discuss speeding problems on Road P.5 and Road 29. They stated there have been several accidents due to excessive speed. They requested a 3 way stop at the intersection. The Board stated they would discuss the problem with the Sheriff's Department.  
05/02/2005

**LATER:** The Board discussed the speeding problems at the above mentioned intersection with **Sheriff Wallace**. It was decided to put the speed trailer and a counter on the road to monitor the situation for now.

**INTERGOVERNMENTAL AGREEMENT** was presented to the Board by **City of Cortez Police Chief Roy Lane**. The agreement deals with the Emergency Management Planner. (See attached) Comm. Koppenhafer moved to sign the Intergovernmental between the County of Montezuma and the City of Cortez concerning employment of an Emergency Planner with an addition clarifying the supervision of the employee, seconded by Comm. Rule and carried.

**PLANNING:** Planning manager **Karen Welch** informed the Board that public hearings have been scheduled for **Questar** on May 16, 2005 at 10:00 a.m. and another public hearing for **Sandstone Gravel Pit (Darrin and Kathy Stone owners)** for May 16, 2005 at 10:30 a.m. Manager Welch discussed a request for variances from the **Montelores Baptist Church** and **Dave and Linda Baker**. **Dave Baker** was also present.

**COMMUNITY CORRECTIONS:** **Lynn Williams** with Community corrections, **Sheriff Gerald Wallace**, **Under Sheriff Dave Hart** and **Lt. Vici Worcester** met with the Board to discuss community corrections. **Shirley Dennison** and **City of Cortez Police Chief Roy Lane** was also present.

**RECESSED FOR LUNCH 12:45 p.m.**

**911 AUTHORITY BOARD ORDER:** Comm. Rule made a motion to direct the Clerk to issue **Order Number 0-10-05** to the Treasurer to pay \$2,107.62 from the 911 Account to Qwest, Denver, CO 80244-0001. The motion was seconded by Comm. Koppenhafer and carried.

**GRAVEL LEASE CONTRACT:** A gravel lease contract was presented to the Board between **Montezuma County and Lavena E. Saunders, Harry R. Rogers and Nola K. Welsh** in the Haycamp Mesa Area. Comm. Koppenhafer moved to sign the contract between Montezuma County and Levena E. Saunders, Harry R. Rogers and Nola K. Welch. Seconded by Comm. Rule and motion carried. (See attached)

**MOTION** to adjourn was made by Comm. Koppenhafer, seconded by Comm. Findley and carried.

**MEETING ADJOURNED 4:30 p.m.**

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County Clerk

Chairman

Approved

ONLINE COPY

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS**  
**MONTEZUMA COUNTY, COLORADO**  
**May 9, 2005**

STATE OF COLORADO            )  
  ) ss.  
COUNTY OF MONTEZUMA        )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, May 9, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis, County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday May 2, 2005, were read. Comm. Koppenhafer moved to approve the minutes as presented, seconded by Comm. Rule, and carried.

**MONTEZUMA COUNTY TREASURER'S** report for the month of April, 2005 was received. (See Attached)

**ROAD: Lloyd Everret** met to discuss the following: (1) The Department has spot graveled Road 24 with Ormiston gravel. (2) Traffic counters will be placed on Road G around the City of Cortez's ball fields. (3) Checked the problem on Road 22 where the water is backing up. (3) Discussed the progress on Roads G and 41. (4) Work has resumed on Road N. (5) The Department is working on Road 21 patching the bad spots to ready it for chip sealing.

**LIQUOR LICENSE: Deputy Tammy Neely** presented a retail liquor license renewal for **2xMC and W LLC, Mac's Liquor**. The Sheriff's Office reported no problems with this facility. Comm. Koppenhafer moved to approve the renewal of a retail liquor license for 2xMC and W LLC, Mac's Liquor, seconded by Comm. Rule and carried.

**BETTY FARLOW** reported they had a successful Home and Garden Show. She said they were looking at redesigning the layout of the booths to address the electrical usage.

**05/09/2005**

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**PLANNING: Manager Karen Welch** introduced Jimmy and Bonnie Kennedy. Mr. & Mrs. Kennedy want to divide their property located in Summit Lake Unit 2 Subdivision. (Lot 17). They will need to contact all land owners within the subdivision for their unanimous approval to subdivide. Manager Welch discussed setbacks on pre-existing subdivisions. **LATER:** Manager Welch presented the amended plat for the **Poplin Minor Subdivision** for signature. Comm. Rule moved to sign the amended plat for the Poplin Minor Subdivision, seconded by Comm. Koppenhafer and carried.

**STEVE KELLY** spoke with the Board concerning the **San Juan National Forest Centennial**. He informed the Board on events scheduled marking the 100<sup>th</sup> anniversary of the Forest Service set for June 3<sup>rd</sup> and 4<sup>th</sup>, 2005

to be held in Durango. He also mentioned the upcoming Logger's Rodeo set for June 25, 2005 in Dolores. He asked the Board to do a Proclamation honoring the centennial of the San Juan National Forest.

**HOUSING SOLUTIONS OF THE SOUTHWEST** asked the Board for a letter supporting their application for a Housing Preservation grant for 2005-2006. Comm. Rule moved to write a letter of support for Housing Solutions of the Southwest for a grant for Housing Preservation for 2005-2006. Seconded by Comm. Koppenhafer and carried. (See attached)

**KSJD:** Comm. Koppenhafer moved to approve the agreement between **KSJD, San Juan Basin Technical College** and **Montezuma County** for the co-location of equipment on a county owned radio tower on Granath Mesa. Seconded by Comm. Rule and carried. (See attached)

**FAIRGROUNDS: Manager Darryl Buffington** met with the Board to discuss the rates and charges at the Fairgrounds.

**RECESSED FOR LUNCH: 12:15 p.m.**

**FAIRGROUNDS:** Discussion of fees continued.

**MOTION** to adjourn was made by Comm. Koppenhafer, seconded by Comm. Rule, and carried.

**MEETING ADJOURNED: 4:40 P.M.**

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County Clerk  
05/09/2005

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Chairman

ONLINE COPY

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS**  
**MONTEZUMA COUNTY, COLORADO**  
**May 16, 2005**

STATE OF COLORADO            )  
  ) ss.  
COUNTY OF MONTEZUMA        )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, May 16, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis, County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday May 9, 2005, were read. Comm. Koppenhafer moved to approve the minutes as corrected, seconded by Comm. Rule, and carried.

**ACCOUNTS PAYABLE:** General Fund # 46219-46387 in the amount of \$178,955.69, Road Fund # 18655-18721 in the amount of \$126,942.87, and Landfill # 4462-4485 in the amount of \$12,262.00 were approved for payment.

**ROAD:** The Board discussed the condition of Roads CC & BB and a light at the compressor station in Elk Pointe Subdivision.

**LANDFILL: Manager Debby Barton** presented the profit and loss statement for the month of April, 2005. She updated the Board on the status of HB 05-1256 which was killed and SB 05-141 and concerns with the bill she has. The Board suggested she work up a letter of her concerns dealing with rural landfills to send to the Governor.

**BOARD OF SOCIAL SERVICES** was conducted at this time 9:50 a.m. with **Dennis Story and Kathy Talcott** present.

**PLANNING: Manager Karen Welch** presented findings on **High Impact Permit No. 466 (Kingdom Truth Fellowship Church)** for signature. (See Attached)

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Manager Welch discussed a substitution of property in an earlier exemption for Kinder Morgan (Shell Oil) located at 13220 Road W, Lewis, Co.owned by John Porter . She also discussed an exemption amendment on the Reed and Marjie Branson property. **LATER:** A public hearing was set for June 13, 2005 at 10:00 a.m. for Montelores Baptist Church and David Baker. The Board gave approval in concept for an exemption of property to be attached to tract 13 in the West Fork Cabin Sites in the Dolores River Valley. Others were present (See sign in sheet) Discussed subdivision amendments for Ewing Subdivision on Road H and the John Stramel property. She said property owner Jeff Corbin wants to zone his property AR3-9. It was stated property is not zoned until it is developed and then request zoning and submit a development plan.

**PUBLIC HEARING::** It being the time set aside, a public hearing is held concerning **High Impact Permits #501 and #502** applications for **QUESTAR EXPLORATION AND PRODUCTION COMPANY** for the



**Cutthroat Unit 17** oil well permit on property owned by **Grady and Gayle Gardner** and the **Island Butte** oil well permit located on property owned by **Thomas and Ima Jean Pedigo**. The roll was called and proof of publication was read. The proceedings were taped for the record. Present were **Questar representatives Brian Wood and Dave Nelson** and **property owner Grady Gardner**. No public comments were made on the Cutthroat Unit 17 application. Public comment heard on the Island Butte application from Gala Pock concerning the vibration effects to her home. Public comment period closed at this time. Comm. Koppenhafer moved to approve the High Impact Permits for Questar Exploration and Production Company for the Cutthroat Unit 17, High Impact Permit # 502 and Island Butte, High Impact Permit # 501 oil well permits conditional to a \$50,000.00 bond being posted. Seconded by Comm. Rule and carried (See attached)

**PUBLIC HEARING:** It being the time set aside, a public hearing is held concerning **High Impact Permit #500** application for a sandstone gravel pit for **STONE CRUSHING (Daren and Kathy Stone owners)**. The roll was called, proof of publication was read and the proceedings were taped for the record. Public comments were received from audience members (see sign in sheet and attached letter) Comm. Koppenhafer moved to approve High Impact Permit #500 with mitigations concerning using Road 19 as the primary haul road, mag chloride 400' in front of homes on Road 19, lower the shot loads, and conditions of reclamation be met as well as all other applicable State and Federal permits. Seconded by Comm. Rule and carried.

**HEALTH DEPARTMENT:** **Lori Cooper** presented the following contracts between the Department of Public Health and Environment and the Board of County Commissioners of Montezuma County for signature (1) Consumer Protection Services (2) Public Health Nursing contract renewal (3) Task Order renewal for the Tuberculosis Program and (4) a bilateral change order for single entry point services.

**RECESSED FOR LUNCH 12:30 P.M.**

**SHERIFF GERALD WALLACE** presented the monthly report for the month of April, 2005. (See Attached) Sheriff Wallace asked the Board for approval for a reduction in forces due to the closing of Community Corrections. Comm. Koppenhafer made a motion to approve the reduction of detention officers by 7 positions, seconded by Comm. Rule and carried. **Vici Worcester** was also present.

**JUDY LICHLITER** met with concerns about the dog control resolution (#2-88). The Board will take her concerns under advisement and visit with Sheriff Wallace.

05/16/2005

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**BRUCE JOHNSON** with the Economic Development Council informed the Board of a community reassessment the council will be doing. He also asked the Board and planning department to participate in a meeting scheduled for Thursday June 2, 2005 and Friday June 3, 2005 at the Cortez Welcome Center.

**MIKE PRESTON** presented a letter addressed to Senator Wayne Allard for signature requesting his support of the MOU on Cooperative Rangeland Monitoring. (See attached)

**Discussed** amendments to the Land Use Code.

**COMM. KOPPENHAFER** made a motion to adjourn. Seconded by Comm. Rule and carried.

**ADJOURNED: 4:30 P.M.**

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County Clerk  
05/16/2005

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Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS**  
**MONTEZUMA COUNTY, COLORADO**  
**May 23, 2005**

STATE OF COLORADO            )  
  ) ss.  
COUNTY OF MONTEZUMA        )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, May 23, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis, County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday May 16, 2005, were read. Comm. Koppenhafer moved to approve the minutes as corrected, seconded by Comm. Rule, and carried.

**COUNTY CLERK AND RECORDER Carol Tullis** presented the Board with a complaint (**case number 05 CV 89**) that she was served with on May 17, 2005 at 3:35 p.m. by Diana White. (See complaint attached).

**ROAD: Rick Lee** met with the Board to discuss the condition of Road 28. He stated the road had deteriorated and is in need of attention. **Lloyd Everett** with the Road Department said the Department would look at the road first and possibly repair it with hot mix blade patch for now. Mr. Lee will discuss the situation more with the residents of the mobile home park as well. Mr. Everett said the mag chloride program is progressing as is work on Road N. He stated the weed mowers were working. Discussed a dust issue on Road L between Road 25 and Hwy 491.

**LIQUOR LICENSE: Deputy Judy Follman** presented the Board with a renewal for a retail liquor license for **Hill Top Liquors**. She stated the Sheriff's Office has had no problems with this facility. Comm. Koppenhafer moved to approve the retail liquor license renewal for Hill Top Liquors, seconded by Comm. Rule and carried. Deputy Follman also presented a 3.2% beer license renewal for **Skyline Food Mart**. A health check was done and the Sheriff's Office reported no problems with this facility. Comm. Koppenhafer moved to approve the 3.2% beer license renewal for Skyline Food Mart, seconded by Comm. Rule and carried.

05/23/2005

**LODGER'S TAX representative Sue Scott** reported on the lodgers meeting held on May 19, 2005.

**ABATEMENT: Cynthia Claytor and Scott Davis from the Assessor's Office** presented an abatement petition from the Wynn Family Limited Partnership for R013176 5605-081-02-017 (12830 Road 40.4 – Oakview Sub.) The proceedings were taped for the record. The land was reclassified agriculture to vacant land

in 2004 in error. The Assessor recommended approval to reclassify the land to agriculture. Comm. Koppenhafer moved to approve the abatement petition for the Wynn Family Limited Partnership, seconded by Comm. Rule and carried. (See attached)

**PROCLAMATION:** Comm. Rule made a motion to approve and sign the proclamation for the **100<sup>th</sup> birthday of the San Juan National Forest**. Seconded by Comm. Koppenhafer and motion carried. Comm. Findley then read the proclamation recognizing the 100<sup>th</sup> birthday of the SJNF and proclaiming the month of June, 2005 as San Juan National Forest Centennial Month. (See attached)

**EMPIRE ELECTRIC General Manager Neal Stevens** presented the Board with the General Warranty Deed selling and conveying to the County of Montezuma a certain tract of land in the NE1/4SE1/4 of S.16 T.37N., R.15W., N.M.P.M. An electric line Right-of-way-easement for the same property description was granted by Montezuma County unto Empire Electric Association Inc. The General Warranty Deed and the Right-Of-Way-Easement were recorded in the real estate records in the Clerk's Office. (See attached).

**PLANNING Manager Karen Welch** discussed scheduling a meeting with the Board and the Planning Commission.

**GIANT TRANSPORTATION representatives Chuck Johnson and Bill Robertson** met with the Board asking the Board to amend Resolution 1-97 concerning increasing the weight and length restrictions on their trucks that travel the Hovenweep Road. They also discussed the issuance of the \$400.00 permit. The Board asked Giant Transportation to submit an application requesting a new permit.

**RECESSED FOR LUNCH: 12:00 Noon**

**LEAGUE OF WOMEN VOTERS Chair Mary Lou Asbury, Representative Mark Larson and Ann Brown** along with others (see sign in sheet) gave the Board a slide presentation concerning air monitoring equipment for the ozone. Mrs. Asbury stated additional monitoring sites as well as equipment at these sites are needed in the County. The Board made it very clear that County accepts no responsibility either financially or analytically for this equipment. The League is seeking support in asking the BLM, EPA, and USGS for funding in the fiscal year 2006-2007 budgets to accomplish this goal.

**SLIM MCWILLIAMS along with Kristine Nunn and Pam Thompson** met with the Board to discuss keeping the Ute Mountain Roundup in the area and the use of the Fairgrounds for the rodeo.

**SENIOR NUTRITION: Sue Fletcher and Mary Holaday** presented a contract with the State Department of Transportation (CDOT) and Montezuma County for public transportation services in nonurbanized areas.

05/23/2005

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Comm. Rule moved to sign the contract between CDOT and Montezuma County, seconded by Comm. Koppenhafer and carried.

**SHERIFF GERALD WALLACE** informed the Board of the condition of the Dolores River and the potential of flooding. He said the river may peak tonight and tomorrow night.

**FAIRGROUND RATE SCHEDULE** was discussed with Fairgrounds Manager **Darryl Buffington** being present. Comm. Rule made a motion to adopt a new rate schedule for the Montezuma County Fairgrounds effective May 23, 2005. Seconded by Comm. Koppenhafer and carried. (See attached)

**MIKE PRESTON** updated the Board on a recent meeting concerning grazing issues.

**AUTHORITY BOARD ORDER:** Comm. Koppenhafer made a motion to direct the Clerk to issue **Order Number 0-11-05** to the Treasurer to pay \$36.54 from the ETA Fund (E911 dispatch) account to **AT&T**. The motion was seconded by Comm. Rule and carried.

**COMM. KOPPENHAFER** moved to sign a letter supporting a grant application of **Housing Solutions for the Southwest** for funding for a full time Development Manager grant. Seconded by Comm. Rule and carried. (See attached)

MOTION to adjourn was made by Comm. Koppenhafer and seconded by Comm. Rule. Motion carried.

MEETING ADJOURNED: 4:40 p.m.

County Clerk  
05/23/2005  
approved

Chairman

PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
May 31, 2005

STATE OF COLORADO )  
 ) ss.  
COUNTY OF MONTEZUMA )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Tuesday, May 31, 2005, at the courthouse in Cortez, Colorado, there were present:

- H. Dewayne Findley, Chairman
- Gerald W. Koppenhafer, Vice-Chairman (absent)
- Larrie D. Rule, Commissioner of Deeds
- Bob D. Slough, County Attorney
- Thomas J. Weaver, Administrator
- Thomasina Neely, Chief Deputy County Clerk

MEETING was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

MINUTES of the regular meeting held on Monday May 23, 2005 were read. Comm. Rule moved to approve the minutes as corrected, seconded by Comm. Findley, and carried.

PAYROLL: General Fund #46390 in the amount of \$209,998.62, District Attorney #46389 in the amount of \$22,987.16, Road Fund #18723 in the amount of \$55,634.95, Landfill Fund #4487 in the amount of \$10,667.45. General Payroll in the amount of \$253,479.13.

AUTHORITY BOARD ORDER: Comm. Rule made a motion to direct the Clerk to issue **Order Number 0-12-05** to the Treasurer to pay \$2108.40 from the 911 Account to Qwest, Denver, CO 80344-0001. The motion was seconded by Comm. Findley and carried.

LIQUOR LICENSE: Deputy County Clerk Judy Follman presented a special events permit for the **Rollo Foundation Inc.** Comm. Rule moved to approve the special events permit; Comm. Findley seconded, and carried.

PLANNING: Planning Manager Karen Welch presented a recommendation from The Planning and Zoning Commission to change zoning of the property of **Tim Miller** and **Sara Drummond-Miller** from unzoned to **AR3 - AR9** zone on 4 acres. Comm. Rule move to approve zoning, Comm. Findley seconded, and carried. Manager Welch presented an after the fact exemption on **Grace Ranch Subdivision, Owner Horace Greer.** Comm. Rule moved to approve an after the fact exemption, Comm. Findley seconded and carried. A single lot development plat for the **Tristan Minor Subdivision** was presented for approval (**Ginger Black and Kirk Swope owners**).

5/31/05

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Comm. Rule moved to approve the single lot development, Comm. Findley seconded, and carried. Manager Welch presented a request by two separate lot owners of the **Arrow Point Subdivision** to amend lots 7 and 8. No action was taken.

Comm. Rule moved to adjourn at 11:20 a. m.

**MEETING ADJOURNED 11:20 a.m.**

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Clerk  
5/31/2005

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Chairman

Approved

ONLINE COPY

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
June 13, 2005**

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, June 13, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis, County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Tuesday May 31, 2005 were read. Comm. Koppenhafer moved to approve the minutes as corrected, seconded by Comm. Rule, and carried.

**AUTHORITY BOARD ORDER:** Comm. Rule made a motion to direct the Clerk to issue **Order Number 0-13-05** to the Treasurer to pay \$15.32 from the ETA Fund (E911 dispatch) account to **AT&T**. The motion was seconded by Comm. Koppenhafer and carried.

**TREASURER'S REPORT** for the month of May, 2005 was received. (see attached)

**WEATHER REPORT** for the month of May, 2005 was received. (see attached)

**RESOLUTION # 5-2005 (EPA) – RESOLUTION # 6-2005 (USGS COLORADO WATER SCIENCE) – RESOLUTION # 7-2005 (BLM-NM) AND RESOLUTION # 8-2005(BLM-CO).** The resolutions request the EPA, USGS, BLM-NM and BLM-CO all seek funding for monitoring equipment for air, water, mercury, and ozone data for the fiscal year 2006-2007. Comm. Koppenhafer made a motion to sign Resolutions # 5-2005, # 6-2005, # 7-2005 and # 8-2005. Seconded by Comm. Rule and carried. (see attached) **Mary Lou Asbury and Judy Schuenemeyer of the League of Women Voters** were present.

**ROAD: Lloyd Everett** stated the Department is beginning to haul hot asphalt, is continuing pot hole repairs and the mag chloride program is now complete.

**LANDFILL Manager Deb Barton** presented the profit and loss statement for May, 2005. (see attached)

**HEALTH DEPARTMENT: Lori Cooper** presented the following contracts for renewal between (1) Montezuma County Health Department and Colorado department of Health concerning Child Health Plan Plus, (CHP), (2) Montezuma County Health Department and Colorado Department of Public Health and Environment to continue the comprehensive tobacco control program, and (3) Montezuma County Health Department and Department of Health Care Policy & Financing concerning single entry point (step grant). Comm. Koppenhafer moved to sign the CHP, State Tobacco Program, and the single entry point step grant renewals, seconded by Comm. Rule and carried.

**PUBLIC HEARING:** It being the time set aside, a public hearing is held specific to building setbacks on property owned by **David and Linda Baker**, 20839 Road W., Lewis, Co. And the **Montelores Baptist Church**, 20857 Road W., Lewis, Co. The roll was called and proof of publication was read. The proceedings were taped for the record. **David and Linda Baker** requested a setback variance to build an addition to their home. Opened proceedings for public comment. Several audience members spoke (see sign in sheet). David and Linda Baker withdrew their application.

**MONTELORES BAPTIST CHURCH:** It being the time set aside, a public hearing is held specific to building setback on property owned by the Montelores Baptist Church, 20857 Road W., Lewis, Co. **George Dewell** representative for the Montelores Baptist Church requested a variance setback for expansion of the church building. Proceedings were opened for public comment at this time. Several audience members spoke, (see sign in sheet) and letters were read from area neighbors. (See attached) Comm. Rule moved to deny the variance request for the Montelores Baptist Church, seconded by Comm. Koppenhafer and carried.

**INTERNATIONAL CODE COUNCIL** (Colorado Chapter) representative **Becky Baker** from Jefferson County met to discuss county building codes and building safety programs.

**PLANNING: Realtor Larry Ellenberger** presented a letter from Laurel and Richard Brodie asking for an exemption from the 60' road easement on Road 40.2. It was stated the easement would remain at 60'. Mr. Ellenberger will research it further.

**RECESSED FOR LUNCH: 12:10 P.M.**

**PLANNING: Planning Manager Karen Welch** presented the following for approval. (1) **Weaver Single Lot Development (Thomas J. and Sandra D. Weaver, owners)** Comm. Rule moved to approve the Weaver Single Lot Development seconded by Comm. Koppenhafer and carried. (2) **Wild Turkey Ranch Single Lot Development (Howard D. & Zadra L. Culp owners)** Comm. Rule moved to approve the Wild Turkey Ranch Single Lot Development seconded by Comm. Koppenhafer and carried. (3) **Twin Creeks Moderate Subdivision (William B. & Carrie S. Baikie owners)** Comm. Rule moved to approve the Twin Creeks Moderate Subdivision seconded by Comm. Koppenhafer and carried. (4) **W. Keith Halls Single Lot Development (W. Keith Halls owner)** Comm. Koppenhafer moved to approve the W. Keith Halls Single Lot Development seconded by Comm. Rule and carried. (5) **Duehrssen Single Lot Development (Michael R. &**

**Susan E. Duehrssen owners).** Comm. Rule moved to approve the Duehrssen Single Lot Development, seconded by Comm. Koppenhafer and carried. (6) **Amended plat Lot 1 Rocky Ford Minor Subdivision (Angela Sanders and Sandra Bryan owners)** Comm. Koppenhafer moved to approve the Amended plat Lot 1 Rocky Ford Minor Subdivision, seconded by Comm. Rule and carried.

**EXTENSION AGENT Tom Hooten** requested a clarification of fees at the Fairgrounds for the Regional 4-H Horse Show. The fee is \$225.00 per day.

**SHERIFF GERALD WALLACE** presented a memorandum concerning an inmate work gang. According to CRS 17-26-114 the Commissioners must request the Sheriff form a work detail of inmates to perform work duties on public roads and highways within the County. Comm. Koppenhafer made a motion to request the Sheriff to carry out the work gang of inmates as per the attached memorandum. Seconded by Comm. Rule and carried. Sheriff Wallace presented a notice of intent to terminate grant from the **Colorado Department of Public Safety** in reference to **LLEBG Grant 23-LB-51-40-1** (evidence storage unit). The termination is due to the fact the unit has been purchased and received but not completed. The total amount of grant plus interest amounting to \$10,004.18 is to be returned to the Colorado Division of Criminal Justice. Comm. Koppenhafer moved to accept the notice of termination and return the requested amount of \$10,004.18 for referenced LLEBG Grant 23-LB-51-40-1, seconded by Comm. Rule and carried. (see attached)

**GIS SPECIALIST Patrick Thorstenson** presented an updated county road map for review. A public hearing will be scheduled.

**COUNTY LODGER'S TAX:** Distribution of the County Lodger's Tax will be as follows: **Mesa Verde Country - \$16,500.00. Dolores Chamber of Commerce - \$10,000.00, and Mancos Chamber of Commerce - \$8,500.00.** Total disbursements amount to \$35,000.00.

**MOTION TO ADJOURN** was made by Comm. Koppenhafer, seconded by Comm. Rule and carried.

**MEETING ADJOURNED: 4:50 P.M.**

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County Clerk

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Chairman

Approved

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**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO**

**June 20, 2005**

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, June 20, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis, County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday June 13, 2005 were read. Comm. Rule moved to approve the minutes as presented, seconded by Comm. Koppenhafer, and carried.

**ACCOUNTS PAYABLE:** General Fund # 46388 - 46550 in the amount of \$144,721.43, Road Fund # 18722 - 18790 in the amount of \$167,738.12, and Landfill # 4489 - 4517 in the amount of \$10,623.02 were approved for payment.

**ROAD: Lloyd Everret** met and discussed the following: (1) The Department is still hauling hot asphalt and should finish by Thursday. (2) Finished work in Mancos and Dolores then on to Road CC to Road 21 and Road H. (3) The Department will take a look at Road W, damage due to moisture. May be able to blade patch. (4) Discussed the rising costs of fuel and parts. (5) Discussed progress on Road 10. Road is bladed and awaiting installation of pipes. (6) Stated the condition of the Dolores, Norwood Road is in good shape.

**COMMUNITY CORRECTIONS: Lynn Williams and George Buck** met with the Board and discussed the following. (1) Questioned the balance of the administrative fund held by the County. (2) Abolishing the current Board and the Commissioners relinquishing their appointing authority. (3) Have the Chief Judge do the appointing. (4) The County relinquish control of administrative duties of Community Corrections. And (5) Community Corrections will be responsible for contracts with the State and all monies. Current Board members **George Buck and Dolores County Sheriff, Jerry D. Martin** presented letters of resignation from the current Community Corrections Board. Comm. Koppenhafer moved to accept the resignations of George Buck and Jerry D. Martin, seconded by Comm. Rule and carried. **Judge Sharon Hansen and Shirley Dennison** was also present.

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**BOARD OF SOCIAL SERVICES** is conducted at this time, 9:55 a.m. **Dennis Story and Kathy Talcott** present.

**JIM PHILLIPS** informed the Board of a meeting he attended for rural philanthropy days. He stated this is an organization set up by philanthropists on the Front Range doing education in rural areas concerning 501C3 groups. He asked for a letter of support from the Board so we could have a meeting with this organization to hold an informal meeting set up in Montezuma County. He was asked to draft a letter.

**FAIRGROUNDS:** Concerned citizens met with the Board to discuss the fairgrounds being shut down to open riding and possible solutions to this problem. They were asked to return with any ideas and ways the group

could help the County support these events. A letter from Jean Oliver and the Ross Mosher Family was received. (See attached)

**PLANNING: Ron and Mary Woodrow** said they co-owned a bridge between mile markers 31 and 32 four miles north of Taylor Mesa. They felt the bridge was unsafe. Their concerns were about liability and safety due to the construction and deterioration of the bridge. No action was taken since its not a county road and not a county owned bridge.

**RECESSED FOR LUNCH: Mark Stiles with the Forest Service.**

**INTERBASIN COMPACT COMMITTEE: (HB 05-1177)** This bill requires the Board to appoint someone to represent Montezuma County to the Interbasin Compact Committee Basin Roundtable. This roundtable will address water use and development solution to water management. Comm. Rule moved to appoint Comm. Koppenhafer to represent Montezuma County on the Interbasin Compact Committee Basin Roundtable, seconded by Comm. Findley and carried. (see attached)

**MEMORANDUM OF UNDERSTANDING** between **San Juan Public Land Center and Montezuma County** was received. Comm. Koppenhafer moved to sign the MOU between San Juan Public Land Center and Montezuma County, seconded by Comm. Rule and carried. (see attached)

**MOTION TO ADJOURN** was made by Comm. Koppenhafer, seconded by Comm. Rule and carried.

**MEETING ADJOURNED:** 3:15 p.m.

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County Clerk  
06/20/2005

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Chairman

approved

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**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
June 27, 2005**

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, June 27, 2005, at the courthouse in Cortez, Colorado, there were present:

- H. Dewayne Findley, Chairman
- Gerald W. Koppenhafer, Vice-Chairman
- Larrie D. Rule, Commissioner of Deeds
- Bob D. Slough, County Attorney
- Thomas J. Weaver, Administrator
- Carol Tullis, County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday June 20, 2005 were read. Comm. Koppenhafer moved to approve the minutes as corrected, seconded by Comm. Rule, and carried.

**ROAD:** **Lloyd Everret** presented a bill from Mountain States Plastics in the amount of \$219.77 for the plastic bags for the Sheriff Department's road cleanup project. He questioned which department should pay the bill. The Road department is to furnish the bags and pay the bill. The Department is still hauling hot mix. Roads G and 41 is looking good and the intersection will be chip sealed this year. USFS is requesting emergency funding to remove rock on the west fork and has asked the County to wait. They are smoothing up the land for a proposed road at the Dolores Shop.

**COLORADO DEPARTMENT OF TRANSPORTATION (CDOT)** representatives **Richard Reynolds, Michael McVaugh, Brett Nordley, Keith Powers and Kerrie Neet** met with the Board to inform them of the corridor study assessment for this area. They mentioned short term and long term goals on Highways 491 and 160, such as replacing guard rails, the placement of rumble strips on the shoulder and center lines, tree removal, rechanneling traffic and restriping. If the passage of ballot referendums C & D occurs then there will be more money for the CDOT programs.

**DISTRICT ATTORNEY Jim Wilson** asked the Board for the installation of a wall with a slotted window and a door with controlled access in his office for security purposes. This installation would also create a nice waiting area.

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**LANDFILL manager Debby Barton** returned with more information concerning the Household Hazardous Waste event. The use of volunteers to help with this event was discussed. This event is scheduled for October 15, 2005 at the Fairgrounds. Manager Barton is to meet with the area fire chiefs and will ask for their help. Discussions will continue.

**COMMUNITY CORRECTIONS: (ComCorr) RESOLUTION # 9-2005** – repealed Resolution 3-98 which created the Montezuma County Community Corrections Board. Resolution 9-2005 states that resolution 3-98 is hereby repealed, and all community corrections programs operating thereunder shall terminate and cease immediately and abolishes the Montezuma County Community Corrections Board. (See attached) Comm.

Koppenhafer moved to adopt Resolution #9-2005 to abolish the Montezuma County Community Corrections Board. Seconded by Comm. Rule and carried. **RESOLUTION #10-2005** - establishes a new Community Corrections Board at no cost to Montezuma County for the limited purposes stated therein. (see attached hereto and made a part of) Comm. Rule moved to adopt Resolution # 10-2005 to create a new Community Corrections Board, seconded by Comm. Koppenhafer and carried. **Lynn Williams was present.**

**REALTOR Larry Ellenberger** returned with more information concerning private Road 40.2 and a request for an exemption of the 60' right of way easement. The Board denied the request to exempt the 60' road easement and Mr. Ellenberger was encouraged to obtain a 60' right of way easement. **F. Boskovich, A. Boskovich, and Ted Saunders** was present.

**FIRE BAN: Undersheriff Dave Hart and Fire Prevention Officer, Dave Cluff** informed the Board of increased fire danger in the area and requested the Board to cancel the fire ban suspension effective immediately. **RESOLUTION # 11-2005.** Comm. Koppenhafer moved to adopt Resolution #11-2005 canceling the suspension of the ban on open fires effective immediately. Seconded by Comm. Rule and carried.

**FAIRGROUNDS Manager Darryl Buffington** asked the Board if there were to be fees for the County Fair? He was told to continue to do everything the same that was done in the past. He was told that the Fairboard was responsible for the demolition derby that will be conducted and proof of liability insurance naming Montezuma County as a co-insurer would be required prior to the event. He reported on the electric fees for the arenas.

**RECESSED FOR LUNCH: 12:18 p.m.**

**OPEN RIDING COMMITTEE** representatives **Leslie Andrews and Kathy Gorman** brought back ideas the committee had compiled to help support keeping the open riding. The ideas consisted of no lights in the main arena, removing the covers from the windows and replacing them with light filters at no cost to the county, putting swinging doors on the bathrooms or signage to keep doors closed, open riders required to display membership cards, and revise fees for open riders, no heat in the arenas and if heat is needed, there will be a charge. They would like to see the arenas worked whenever needed. It was suggested the Extension Office collect membership fees and issue cards. This will be discussed with the Extension Office. The Board decided to allow open riding three days a week on a trial basis. There will be no lights or heat and the group will look into selling advertising signs to raise revenue. Comm. Koppenhafer moved to allow open riding three days a week from 11:00 a.m. to 6:00 p.m. Seconded by Comm. Rule and carried.

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**LIQUOR LICENSE: Deputy Judy Follman** presented a renewal for a resort complex liquor license for **Echo Basin Ranch (Dan Bjorkman, owner)**. Deputy Follman stated the Health Department and Sheriff's Office reported no problems with this facility. Comm. Koppenhafer moved to approve the renewal of a resort complex liquor license for Echo Basin Ranch, seconded by Comm. Rule and carried.

**PLANNING: Margaret Clausen** presented **Planning Resolution P-02-05E** for approval. This resolution pertains to an exemption of property to be attached to tract 13 in the West Fork Subdivision (**Ted V. Clark, owner**) Comm. Koppenhafer moved to approve planning resolution P-02-05E, seconded by Comm. Rule and carried. (See attached) **Planning Resolution P-03-05E After-The-Fact** on the **Grace Ranch Subdivision (Horace H. & Helen F. Greer owners)** for approval. Comm. Rule moved to approve the planning resolution P-03-05E After-the Fact, seconded by Comm. Koppenhafer and carried. The **Jennings Minor Subdivision** was presented for approval. Comm. Koppenhafer moved to approve the Jennings Minor Subdivision, seconded by Comm. Rule and carried. The **Ewing Subdivision Amending Lot 2 (Michael E. & Manda L. Guillett owners)** was presented for approval. Comm. Rule moved to approve the Ewing Subdivision Amending Lot 2, seconded by Comm. Koppenhafer and carried.

**MOTION TO ADJOURN** was made by Comm. Rule, seconded by Comm. Koppenhafer and carried.

**MEETING ADJOURNED: 5:40 p.m.**

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County Clerk  
06/27/2005

Chairman

Approved

ONLINE COPY

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
July 11, 2005**

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, July 11, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis, County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday June 27, 2005 were read. Comm. Koppenhafer moved to approve the minutes as corrected, seconded by Comm. Rule, and carried.

**PAYROLL:** General fund checks in the amount of \$238,638.69, District Attorney fund check #46553 in the amount of \$21,559.00, Treasurer fund check #46552 in the amount of \$196,759.02; Road department fund checks in the amount of \$66,727.20, Treasurer fund check #18792 in the amount of \$56,337.31; and Landfill fund checks in the amount of \$14,112.93, Treasurer fund check #4519 in the amount of \$11,002.28 were approved for payment.

**A LETTER** to Michael D. McVaugh of Region 5 traffic and safety engineer concerning the priority intersections in Montezuma County was presented for signature. Comm. Koppenhafer moved to sign the letter, seconded by Comm. Rule and carried. (See attached).

**ROADS: Lloyd Everret** asked why the inmate work detail are cleaning the highways and not the county roads. Administrator Weaver will talk to Sheriff Wallace. Four States Aggregates will remove the rocks at no charge to the County on the West Fork Road. He mentioned the Department is hauling sand rock on Road 10, the Hovenweep road..

**LANDFILL: Manager Debby Barton** presented the profit and loss statement for the month of June, 2005. (See attached) Discussed the meeting she had with the Montezuma County fire chiefs and was told they will supply volunteers from the fire department for the Household Hazards Waste Event. She stated she will meet

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with the Dolores County Commissioners on July 18<sup>th</sup> and that the Ute Mountain Ute Tribe may possibly send volunteers for the event. The Board mentioned they would like to have a spokesperson from the Household Hazards Waste program come and discuss the program with them.

**ALPINE SECURITIES: Keith Echols** presented information to the Board concerning a P A and recording system for the Commissioner's hearing room. He was asked to bring a system to test first.

**PUBLIC HEARING – KINDER MORGAN CO2 COMPANY L.P. – HIGH IMPACT PERMIT**

**NO. 503 and HIGH IMPACT PERMIT NO. 504:** It being the time set aside, a public hearing is held regarding High Impact Permit applications with respect to Kinder Morgan CO2 Company, L.P. for proposed drilling of new horizontal completed CO2 wells. The roll was called, the proof of publication was read, and the proceedings were taped for the record. Present were Kinder Morgan representative **Bob Clayton** and Planning Manager **Karen Welch**. Permit number 503 is located on land owned by **Troy and Shorlene Oliver**. The hearing was opened for public comment. There being none Comm. Koppenhafer moved to approve the High Impact Application No. 503 contingent upon the attached mitigations being met.(see attached). Seconded by Comm. Rule and carried. **HIGH IMPACT PERMIT NO. 504:** Permit number 504 is located on property owned by **Kinder Morgan CO2 Company, L.P.** The hearing was opened for public comment at this time. Landowner Jerry Fetterman expressed concerns about where the driveway comes into the county road where there is a blind curve and hill. Also concerns about problems with dust and his water easement. Mr. Clayton addressed Mr. Fetterman's concerns. Comm. Koppenhafer moved to approve High Impact Permit No. 504 with the attached mitigations (see attached) with the addition of stop sign during construction, flaggers present when rigs are moved in or out, mag chloride 600' to entrance to the county road and maintain same. Seconded by Comm. Rule and carried.(See attached)

**PUBLIC HEARING GIANT TRANSPORTATION:** It being the time set aside, a public hearing is held regarding the issuance of a resolution for road use. The roll was called and the notice read. The proceedings were taped for the record. Comm. Koppenhafer moved to adopt **RESOLUTION 12-2005** seconded by Comm. Rule and carried. (see attached.) Giant operations manager **Charles Johnson was present.**

**ATTORNEY TODD STARR** along with his clients **Ken and Jerry Evans** met with the Board concerning a permit application for commercial or industrial uses in the name of Ronald Woodrow dated Jan. 1, 2000 with a project description for ranch/lodge/campground. Their concerns were with the campground. Mr. Starr will send Administrator Weaver documents on a court ruling when he receives them. No action taken at this time.

**LUNCH: 12:05 – Ed Morlan – Region 9 at Fiesta Mexicana**

**LIQUOR LICENSE: Deputy Tammy Neely** presented a renewal for a retail liquor license for **G Wil Liquors (Dana Baxstrom, owner)** Deputy Neely reported the Sheriff's letter stated they have had no problems with this facility. Comm. Koppenhafer moved to approve the renewal of a retail liquor license for G Wil Liquors, seconded by Comm. Rule and carried.

07/11/2005

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**PLANNING: Planning Manager Karen Welch** presented the following: (1) **Henes Single Lot Development (Walt E. and Lynne B. Henes owners)** Comm. Rule moved to accept the Henes Single Lot Development, seconded by Comm. Koppenhafer and carried. (2) **Branson Single Lot Development (Terry and Toni J.**

**Davis Branson owners)** Comm. Rule moved to accept the Branson Single Lot Development, seconded by Comm. Koppenhafer and carried.(3) **Greenlee Minor Subdivision a single lot development (Don A. Greenlee owner)** Comm. Rule moved to accept the Greenlee Minor Subdivision, seconded by Comm. Koppenhafer and carried. (4) **Bordeman Single Lot development (Michael G. and Julia H. Bordeman owners)** Comm. Rule moved to accept the Bordeman Single Lot Development, seconded by Comm. Koppenhafer and carried.

**ASSESSOR MARK VANDERPOOL** gave the Board the Board of Equalization reports. (see attached)

**HIGH SCHOOL RODEO CLUB: Andy Logan and others** (see sign in sheet) met with the Board to discuss the fairground fees for the two rodeos they have each year. The Board will review the rates for youth activities and asked the rodeo club representatives to come back with any suggestions they might have.

**LOU ANN JACOBSON with the BUREAU OF LAND MANAGEMENT AND MIKE JENSEN** with the USFS met to update the Board on decision notice signed on grazing allotments on the Canyon of the Ancients National Monument.

**SHERIFF GERALD WALLACE** presented a contract between the Montezuma County Sheriff's Office and Southwest Mental Health Services. Comm. Koppenhafer moved to sign the contract between the Montezuma County Sheriff's Office and Southwest Mental Health Services, seconded by Comm. Rule and carried.

**AUTHORITY BOARD ORDER:** Comm. Rule made a motion to direct the Clerk to issue **Order Number 0-14-05** to the Treasurer to pay \$2,108.61 from the 911 Account to Qwest, Denver, CO 80244-0001. The motion was seconded by Comm. Koppenhafer and carried.

**GENERAL FUND ORDER:** Comm. Koppenhafer made a motion to direct the Clerk to issue **Order Number 0-15-05** to the Treasurer to transfer \$77,654.02 from the General Fund to the Social Services Fund – quarterly HCBS (see attached). The motion was seconded by Comm. Rule and carried.

**MOTION TO ADJOURN** was made by Comm. Koppenhafer, seconded by Comm. Rule and carried.

**MEETING ADJOURNED: 5:26 p.m.**

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County Clerk  
07/11/2005  
Approved

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Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
July 18, 2005**

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, July 18, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis, County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday July 11, 2005 were read. Comm. Koppenhafer moved to approve the minutes as corrected, seconded by Comm. Rule, and carried.

**ACCOUNTS PAYABLE:** General Fund # 46554-46729 in the amount of \$284,133.71, Road Fund # 18796-18860 in the amount of \$294,156.04, and Landfill # 4521-4546 in the amount of \$31,057.91 were approved for payment.

**TREASURER'S REPORT** for the month of June, 2005 was received.

**AUTHORITY BOARD ORDER:** Comm. Rule made a motion to direct the Clerk to issue **Order Number 0-16-05** to the Treasurer to pay \$67.19 from the 911 Account to AT&T, Omaha, NE 68103-2971. The motion was seconded by Comm. Koppenhafer and carried.

**ORDER:** Comm. Koppenhafer made a motion to direct the Clerk to issue **Order Number 0-17-05** to the Treasurer to transfer from the Capital Fund to the General Fund (Sheriff's Dept.) \$30,000.00 to purchase building to be constructed at the Montezuma County Landfill. Seconded by Comm. Rule and carried.





At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, July 25, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis, County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday July 18, 2005 were read. Comm. Rule moved to approve the minutes as presented, seconded by Comm. Koppenhafer, and carried.

**ROAD: Lloyd Everett** informed the Board that the Department was blading roads. A resident on Road N contacted him concerning an irrigation problem. He will discuss the problem further with Marty Robbins and will come up with a solution.

**BOARD OF SOCIAL SERVICES** was conducted at this time. **Dennis Story and Kathy Talcott** were present.

**RANDY RODD** met with the Board to discuss a rock climbing rally he has planned for this weekend on private property on Road G. He was informed that a High Impact Permit has not been applied for since the rally constitutes a change of use of the property. Mr. Rodd was informed that he would be in violation of the land use code if he held the event.

**DAN JESSUP representing Southwest Memorial Hospital** presented the financial statements for the three months of operations ended June 30, 2005. (See attached)

**PLANNING: Planning manager Karen Welch** presented High Impact Permit number 503, Kinder Morgan CO2 Company, L.P. (**Troy & Shorlene Oliver** owners) for signature and High Impact Permit number 503, Kinder Morgan CO2 Company, L.P. (Kinder Morgan owner) for signature. (See attached)

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**PLANNING RESOLUTION NO. P-04-05E** was presented vacating exemption resolution **P-8-81**. (John & Nancy Porter owners) Comm. Koppenhafer moved to sign exemption resolution P-04-05E, seconded by Comm. Rule and carried. (See attached)

**DOLORES RIVER VALLEY PLAN: Mike Preston** presented and discussed information for the proposed process for site specific gravel pit standards in the Dolores River Valley. Also presented an attachment with citizen generated proposals (see attached). **Pat Kantor, Leslie Sesler, and Dave Wuchert** were present.

**LUNCH: 12:40 P.M.**

**BOARD OF EQUALIZATION:** It being 2:00 p.m., the time set aside, the Montezuma County Commissioners convened on Monday, July 25, 2005 to sit as the Board of Equalization. The roll was called the public hearing proof of publication was read, and the proceedings were taped for the record. Assessor **Mark Vanderpool**, appraisers **Cindy Claytor and Scott Davis** were present.

**AUDIE MOORE, CAROLYN RUGAR, & TIMOTHY MOORE: Audie Moore** appeared concerning their appeal on the "Notice of Valuation" for 2005 by the Assessor's Office on the following parcel number 5611-261-10-001 (303 N. Park) The Assessor's Office recommended to adjust the valuation. Comm. Koppenhafer moved to accept the Assessor's recommendation to adjust the valuation to be \$140,300.00, seconded by Comm. Rule and carried.

**LEO P. & DEBRA D. COMMANDEUR:** Appraiser Cynthia Claytor presented an appeal from Leo P. & Debra D. Commandeur concerning their "Notice of Valuation" for 2005 on parcel no. 5611-204-01-022 (10525 Road 23). The Assessor's Office recommended the property be classified as agriculture and the valuation be

adjusted accordingly. Comm. Koppenhafer moved to accept the Assessor's recommendation and change the assessment. Seconded by Comm. Rule and carried. Mr. & Mrs. Commandeur were not present.

**THOMAS J. & SUSAN M. TETTMAR:** Appraiser Cynthia Claytor presented an appeal from Thomas J. & Susan M. Tettmar on parcel no. 5361-313-00-011 (14033 Road 33) concerning their "Notice of Valuation" by the Assessor's Office for 2005. The Assessor's Office adjusted the value to be \$216,100.00 and recommended the adjusted value remain at \$216,000.00 and to deny the petition. Comm. Koppenhafer moved to accept the Assessor's Office recommendation and leave the valuation at \$216,100.00, seconded by Comm. Rule and carried.

**RONALD A. & MARY ANN WOODROW:** Ronald and Mary Woodrow appeared before this Board concerning an appeal of their "Notice of Valuation" for 2005 by the Assessor's Office on the following parcel number 5331-063-00-011 (27060 Hwy 145). The Assessor's Office recommended the property be classified as residential. Comm. Koppenhafer moved to accept the Assessor's Office recommendation and deny the petition. Seconded by Comm. Rule and carried.

**DIANNE & RONALD J. LOUIS:** Dianne & Ronald J. Louis appeared before the Board to appeal their "Notice of Valuation" for 2005 by the Assessor's Office on parcel number 5335-012-00-002 (25028 Road 38.J). The access bridge was washed out and destroyed creating no easy access to the property. The Assessor's Office

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recommended value to CBOE was \$537,790.00. Comm. Koppenhafer moved to adjust the value to \$495,000.00. Seconded by Comm. Rule and carried.

**THOMAS J. & DIANNE H. JOHNSON** appeared before the Board to appeal their "Notice of Valuation" for 2005 by the Assessor's Office on parcel number 5335-221-00-024 (23006 Hwy 145). The Assessor's Office recommended the property be listed as residential. Comm. Koppenhafer moved to agree with the Assessor's recommendation and keep the residential classification, seconded by Comm. Rule and carried.

The Board of Equalization recessed until Monday, August 1, 2005, at 1:30 p.m.

**MAJORS AND HALEY P.C. Certified Public Account, Chris Majors** presented the audit for the year ending December 31, 2004 to the Board for approval. Comm. Koppenhafer made the motion to approve the 2004 audit report, seconded by Comm. Rule and carried.

**MOTION TO ADJOURN** was made by Comm. Koppenhafer, seconded by Comm. Rule and carried.

**MEETING WAS ADJOURNED 5:10 p.m.**

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County Clerk  
07/25/2005

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Chairman

Approved

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
July 25, 2005**

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, July 25, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis, County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday July 18, 2005 were read. Comm. Rule moved to approve the minutes as presented, seconded by Comm. Koppenhafer, and carried.

**ROAD: Lloyd Everett** informed the Board that the Department was blading roads. A resident on Road N contacted him concerning an irrigation problem. He will discuss the problem further with Marty Robbins and will come up with a solution.

**BOARD OF SOCIAL SERVICES** was conducted at this time. **Dennis Story and Kathy Talcott** were present.

**RANDY RODD** met with the Board to discuss a rock climbing rally he has planned for this weekend on private property on Road G. He was informed that a High Impact Permit has not been applied for since the rally constitutes a change of use of the property. Mr. Rodd was informed that he would be in violation of the land use code if he held the event.

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**LUNCH: 12:40 P.M.**

**BOARD OF EQUALIZATION:** It being 2:00 p.m., the time set aside, the Montezuma County Commissioners convened on Monday, July 25, 2005 to sit as the Board of Equalization. The roll was called the public hearing proof of publication was read, and the proceedings were taped for the record. Assessor **Mark Vanderpool**, appraisers **Cindy Claytor and Scott Davis** were present.

**AUDIE MOORE, CAROLYN RUGAR, & TIMOTHY MOORE: Audie Moore** appeared concerning their appeal on the "Notice of Valuation" for 2005 by the Assessor's Office on the following parcel number 5611-261-10-001 (303 N. Park) The Assessor's Office recommended to adjust the valuation. Comm. Koppenhafer moved to accept the Assessor's recommendation to adjust the valuation to be \$140,300.00, seconded by Comm. Rule and carried.

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**THOMAS J. & SUSAN M. TETTMAR:** Appraiser Cynthia Claytor presented an appeal from Thomas J. & Susan M. Tettmar on parcel no. 5361-313-00-011 (14033 Road 33) concerning their "Notice of Valuation" by the Assessor's Office for 2005. The Assessor's Office adjusted the value to be \$216,100.00 and recommended the adjusted value remain at \$216,000.00 and to deny the petition. Comm. Koppenhafer moved to accept the Assessor's Office recommendation and leave the valuation at \$216,100.00, seconded by Comm. Rule and carried.

**RONALD A. & MARY ANN WOODROW:** Ronald and Mary Woodrow appeared before this Board concerning an appeal of their "Notice of Valuation" for 2005 by the Assessor's Office on the following parcel number 5331-063-00-011 (27060 Hwy 145). The Assessor's Office recommended the property be classified as residential. Comm. Koppenhafer moved to accept the Assessor's Office recommendation and deny the petition. Seconded by Comm. Rule and carried.

**DIANNE & RONALD J. LOUIS:** Dianne & Ronald J. Louis appeared before the Board to appeal their "Notice of Valuation" for 2005 by the Assessor's Office on parcel number 5335-012-00-002 (25028 Road 38.J). The access bridge was washed out and destroyed creating no easy access to the property. The Assessor's Office

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recommended value to CBOE was \$537,790.00. Comm. Koppenhafer moved to adjust the value to \$495,000.00. Seconded by Comm. Rule and carried.

**THOMAS J. & DIANNE H. JOHNSON** appeared before the Board to appeal their "Notice of Valuation" for 2005 by the Assessor's Office on parcel number 5335-221-00-024 (23006 Hwy 145). The Assessor's Office recommended the property be listed as residential. Comm. Koppenhafer moved to agree with the Assessor's recommendation and keep the residential classification, seconded by Comm. Rule and carried.

The Board of Equalization recessed until Monday, August 1, 2005, at 1:30 p.m.

**MAJORS AND HALEY P.C. Certified Public Account, Chris Majors** presented the audit for the year ending December 31, 2004 to the Board for approval. Comm. Koppenhafer made the motion to approve the 2004 audit report, seconded by Comm. Rule and carried.

**MOTION TO ADJOURN** was made by Comm. Koppenhafer, seconded by Comm. Rule and carried.

**MEETING WAS ADJOURNED 5:10 p.m.**

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County Clerk  
07/25/2005

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Chairman

Approved

ONLINE COPY

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
August 1, 2005**

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, August 1, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Thomasina Neely, Chief Deputy County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday July 25, 2005 were read. Comm. Koppenhafer moved to approve the minutes as corrected, seconded by Comm. Rule, and carried.

**PAYROLL:** General payroll in the amount of \$233,679.45, District Attorney #46733 in the amount of \$19,697.79, Treasurer #46732 in the amount of \$193,551.13, Road Department payroll in the amount of \$66,147.48, Treasurer #18863 in the amount of \$56,708.25, Landfill payroll \$13,633.71, Treasurer #4578 in the amount of 10,840.30 were approved for payment.

**Capital Fund Voucher #196** was approved by the Board for payment in the amount of \$18,588.00 to **Christopher's Dodge World.**

**ROAD: Lloyd Everett** reported to the Board that the Department was still hauling sand rock. Work was still being done on Road S ( Haycamp). Chip crushing was completed and gravel crushing will begin. Lloyd reported that there was a complaint to the Road Department that a bridge located on County Road 27, the south side, appeared to show graffiti that was offensive. The graffiti will be covered. County Road R was being bladed. The week of August 22<sup>nd</sup> and 29<sup>th</sup>, chip and seal will begin. County Road M will be chipped and sealed to the end of the pavement.

**PUBLIC HEARING- Montezuma County Road Map:** It being time set aside, a public hearing is held regarding the approval of the Montezuma County Road Map. The roll was called and public notice was read. Present was **P. J. Thorstenson, GIS Specialist** presented the map. There was no public attendance. Comm. Koppenhafer moved to approve the official County Road Map for Montezuma County as amended, seconded by Comm. Rule and carried.

**MIKE PRESTON AND JIM SISCOE** presented a **draft** for a **Request for Appeal of the Final Decision of Hamilton Mesa Allotment Number 08035 filed pursuant to 43 CFR 4.470**. The appeal is to be filed jointly with **Steve Wallace, Permittee, Montezuma County Commissioners, and Montezuma County Rangeland Stewardship Committee**. (See attached **draft**). Comm. Koppenhafer moved to file an appeal on the final decision on the Hamilton Mesa Allotment Number 08035, Comm. Rule seconded and motion carried.

**JAMES ANDRUS Cooperative Weather Observer** presented the annual precipitation report through July 31, 2005.

**PLANNING: Planning Manager Karen Welch** presented a subdivision plat for the Brumley Orchards a three lot minor Subdivision in **Section 22 and 27 T.37N R.15W N.M.P.M. Linda Janowsky, Carol A. Brumley, and Kelly M. Brumley** owners. Comm. Koppenhafer moved to approve the 3 lot minor subdivision seconded by Comm. Rule and carried.

**DANNY WILKIN** and Planning Manager Karen Welch met with the Board to propose use for an unimproved section of a 3 acre single lot subdivision for an 18 foot wide road surface which is consistent with planning. The Board reiterated to the 18 foot wide road surface back to the single lot subdivision.

**Western Excelsior** applied for an expansion for a warehouse, it was recommended by the Planning Committee to be set for a public hearing.

**Maryann Sanders** submitted the semi annual reconciliation report. Comm. Koppenhafer moved to approve the report, seconded by Comm. Rule and carried. (See attached)

**LUNCH 12:00 P.M.**

**BOARD OF EQUALIZATION:** It being 2:00 p.m., the time set aside, the Montezuma County Commissioners convened on Monday August 1, 2005 to sit as the Board of Equalization. The roll was called the public hearing proof of publication was read, and the proceedings were taped for the record. Assessor Mark Vanderpool, appraisers Scott Davis, Cindy Claytor, and Darrell Mott were present.

**LAWRENCE SVENDSEN:** appeared concerning his appeal on the "Notice of Valuation" for 2005 on parcels #5609-114-00-020 and #5609-114-00-021. The Assessor's offered no adjustment on the valuation. Comm. Rule moved to deny the adjustment of valuation seconded by Comm. Koppenhafer and motion carried.



**GARY E. BAXLEY AND SHARON M. NORFLEET:** Gary E. Baxley was present by phone concerning the appeal on the "Notice of Valuation 2005" of parcel #5609-152-00-111. The assessor's recommended no adjustment to this parcel. Comm. Rule moved to accept the Assessor's valuation seconded by Comm. Koppenhafer and motion carried.

**HENRY AND PATRICIA CONKLIN:** were present concerning the appeal on the "Notice of Valuation 2005" of parcel #5331-092-01-001, to be reclassified as agricultural. The Assessor's recommended reclassification as residential for valuation of 2005. Comm. Rule moved to accept reclassification as residential seconded by Comm. Koppenhafer and motion carried.

**KYLE W. LESTER AND PENNY WU:** were present concerning the "Notice of Valuation 2005" parcel #5609-064-01-011. Comm. Rule move to maintain agricultural classification and to prohibit the Assessor's Office from sending the taxpayer a 2005 Special Notice of Valuation that would change the classification, seconded by Comm. Koppenhafer and motion carried.

**RANDY G. & GAY L. TAYLOR:** Gay Taylor was present concerning the appeal on the "Notice of Valuation 2005" on parcel #5609-064-01-010, to be reclassified as agricultural. The Assessor made no recommendation. Comm. Rule moved to change classification from residential to agricultural; seconded by Comm. Koppenhafer motion was carried.

**RED ARROW GOLD CORPORATION/CRAIG LUIKKO:** Craig Luikko present by phone concerning the appeal on the "Notice of Valuation 2005" on parcels #5603-113-00-001, #5603-113-00-002, #5603-113-00-003, #5603-114-00-002, #5603-114-00-003, #5603-114-00-004, #5603-114-00-005, #5603-114-00-006, #5603-141-00-002, #5603-142-00-001, and 5603-142-00-002. Action was tabled. The Board of Equalization will conduct an on-site inspection on August 3, 2005 and will reconvene August 4, 2005 at 8:30 a.m.

**MEETING WAS ADJOURNED AT 4:45 P.M.**

**Thursday August 4, 2005**

**MEETING** was called to order by **Comm. Findley** at 8:30 a.m. Recited the Pledge of Allegiance.

**BOARD OF EQUALIZATION Continued: RED ARROW GOLD CORPORATION/CRAIG LUIKKO:** Craig Luikko present by phone concerning the appeal as above. Comm. Koppenhafer moved to accept the Assessor's Office recommendation to adjust accounts R14746, R14747, R14748, R14750, R14751, R14752, R14753, R14754, R14755, and R14756, with the exception of account R14749, seconded by Comm. Rule motion was carried.

**DISCUSSION ON APPEAL of the Final Decision of the Hamilton Mesa Allotment Number 08035:** The Board met with **Chris Majors, Steve Wallace, Mike Preston, Al Heaton, and Leroy Oliver**, to discuss the appeal.

**MEETING WAS ADJOURNED 11:45 A.M.**

\_\_\_\_\_  
County Clerk  
08/01/05

\_\_\_\_\_  
Chairman

Approved

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
August 8, 2005**

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, August 8, 2005, at the courthouse in Cortez, Colorado, there were present:

- H. Dewayne Findley, Chairman
- Gerald W. Koppenhafer, Vice-Chairman
- Larrie D. Rule, Commissioner of Deeds
- Bob D. Slough, County Attorney - Absent
- Thomas J. Weaver, Administrator
- Carol Tullis County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday August 1, 2005 were read. Comm. Koppenhafer moved to approve the minutes as corrected, seconded by Comm. Rule, and carried.

**TREASURER’S REPORT** for the month of July, 2005 was received.

**ROAD: Lloyd Everret** stated the Department hopes to complete the sand rock hauling by the end of the week. Continuing work on Road S (Haycamp) and working on Road M to get it ready for chip sealing, and the Department was blading roads as well.

**LANDFILL: Manager Debby Barton** presented the profit and loss statement for the month of July, 2005 to the Board. Due to certain conflicts she recommended the Household Hazardous Waste Event be rescheduled for sometime next spring. She mentioned there were two fires at the Landfill.

**LORI COOPER** with the Health Department and **JASON CARRUTH** with the mosquito control district met to discuss the West Nile Virus situation. They reported an average year. Ms. Cooper presented the board with a contract to renew the woman, infant, children (WIC) nutrition program. Comm. Koppenhafer moved to sign the WIC renewal contract between the Colorado Department of Public Health and Environment and Board of County Commissioners of Montezuma County. Seconded by Comm. Rule and motion carried. (see attached)

**BETTY FARLOW** with the Home Builders Association presented the Board with an Impact Fee Handbook provided by the Home Builders Association of Montezuma County.

08/08/2005

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**KELLY WILSON** gave a report on the **Club 20** meeting he attended.

**FAIRGROUNDS Manager Darryl Buffington** reported on the recent County Fair and the demolition derby. He presented the Board with a rental agreement for the fairgrounds facilities from the Ute Mountain High School Rodeo Club. (See attached) Comm. Koppenhafer moved to accept the proposal for their rodeo, seconded by Comm. Rule and motion carried.

**PLANNING Manager Karen Welch** met to discuss the Western Excelsior expansion.

**LUNCH: 12:00 Noon – to Mancos**

**MIKE PRESTON** presented the request for appeal of Decision FONSICO-SJPLC-03-099 Hamilton Mesa Allotment 08035 and petition for stay of the final decision for signature.

**MOTION TO ADJOURN** was made by Comm. Rule, seconded by Comm. Koppenhafer and carried.

**MEETING ADJOURNED: 3:35 P.M.**

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County Clerk

08/08/05

**Approved**

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Chairman

ONLINE COPY

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
August 15, 2005**

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, August 15, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney - Absent  
Thomas J. Weaver, Administrator  
Carol Tullis County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday August 8, 2005 were read. Comm. Rule moved to approve the minutes as corrected, seconded by Comm. Koppenhafer, and carried.

**ROAD:** **Lloyd Everret** reported the Department was hauling gravel to Road 10 (Hovenweep) and sand rock from Road 10 (Hovenweep) to Pleasant View. He stated the chip seal program has been postponed by a week due to the weather. It was stated that Road S is on the chip seal schedule for next year. He was told Road W was deteriorating west of Hwy 491. Mr. Everret was asked to install counters on the Dolores-Norwood Road.

**BOARD OF SOCIAL SERVICES** was conducted at this time. **Kathy Talcott** was present.

**LOUANN JACOBSON with the BLM** met to update the Board on the activities of the BLM. She informed the Board that the new State director will be Sally Wisely. She presented the Board with a planning newsletter on the Canyon of the Ancients National Monument.

**MONTEZUMA WATER DISTRICT #1 Board members Dan Belt and Stan Pierce** and office manager **Wanda Martin** met to request the County waive the permit fee for breaching a county road since they are a governmental entity. The Board asked for more information as to agreements the District has with other entities. No action taken at this time.

**AUTHORITY BOARD ORDER:** Comm. Rule made a motion to direct the Clerk to issue **Order Number 0-18-05** to the Treasurer to pay \$2,116.15 from the 911 Account to Qwest, Denver, CO 80244-0001. The motion was seconded by Comm. Koppenhafer and carried.

**08/15/2005**

**2**

**AUTHORITY BOARD ORDER:** Comm. Rule made a motion to direct the Clerk to issue **Order Number 0-19-05** to the Treasurer to pay \$62.13 from the ETA Fund (E911 dispatch) account to **AT&T**. The motion was seconded by Comm. Koppenhafer and carried.

**SHERIFF GERALD WALLACE, Undersheriff Dave Hart and Lori Johnson** presented a grant application for an 800 MHZ tower on the Ute Mountain for signature. Comm. Koppenhafer moved to sign the **Colorado's Wireless Interoperability Network (WIN)** application, seconded by Comm. Rule and carried. (See attached)

**LUNCH: 12:00 Noon**

**TOUR** of the Montezuma County Jail.

**MOTION TO ADJOURN** was made by Comm. Rule, seconded by Comm. Koppenhafer and carried.

**MEETING ADJOURNED: 3:15 P.M.**

\_\_\_\_\_  
County Clerk  
08/15/2005

\_\_\_\_\_  
Chairman

Approved

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
August 22, 2005**

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, August 22, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney - Absent  
Thomas J. Weaver, Administrator  
Carol Tullis County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday August 15, 2005 were read. Comm. Rule moved to approve the minutes as presented, seconded by Comm. Findley, and carried.

**ACCOUNTS PAYABLE:** General Fund # 46730-46966 in the amount of \$195,965.01, Road Fund # 18861-18920 in the amount of \$232,629.74, and Landfill # 4549-4580 in the amount of \$41,878.99 were approved for payment.

**ROAD:** **Lloyd Everret** reported the Department is still hauling sand rock and he stated the crushing should be completed possibly today. Roads discussed were (1) Road U has some problems (2) working on 44 (3) chip sealing has been moved back a week and Roads M and the Highland Terrace Road are first on the list to chip seal. Road N is scheduled to be chip sealed next year. (4) graveling Road S and possibly putting mag chloride down today. Mr. Everret presented a purchase/agreement between Montezuma and Dolores Counties. Montezuma County will provide road base material in exchange for a 1990 Peterbilt truck. Comm. Rule moved to sign the purchase agreement to provide 3,000 yards ¾ road base materials in exchange for a 1990 Peterbilt, seconded by Comm. Koppenhafer and carried. (See attached).

**LIQUOR LICENSE:** **Deputy Tammy Neely and Deputy Judy Follman** informed the Board of an application for a beer and wine license for **The Inn at McElmo LLC (owner Eric Johnson)** A public hearing was set for September 26, 2005 at 10:00 a.m. It was discussed with the Sheriff's Office whether the Sheriff's Office or the applicant should post the sign and canvass the area. It was decided the applicant will post the sign and canvass a 1 mile radius. Comm. Koppenhafer moved to set a policy concerning the \$100.00 fee for a background check for a certificate of good standing on the LLC whereby if the applicant provides the

certificate of good standing at time of application the fee will be waived, if the Clerk's Office has to call for the background check, the \$100.00 fee will be applicable. Seconded by Comm. Rule and carried.

**PUBLIC HEARING - HIGH IMPACT PERMIT # 505:** It being the time set aside, a public hearing is held on an application for a **High Impact Permit** submitted by **Western Excelsior Corporation (Norm Birtcher, owner)** for an extension to an existing warehouse. The roll was called and the public hearing notice was read. **Planning manager Karen Welch** read a letter from Mr. Birtcher requesting a continuance. Comm. Koppenhafer moved to continue High Impact Permit No. 505 until September 26, 2005 at 11:00 a.m. Seconded by Comm. Rule and motion carried. (See attached)

**CITY OF CORTEZ representatives Chris Burkett and Ed Hallam** asked the Board for a letter of support and in-kind support in their efforts to obtain a GOCO grant (Great outdoors Colorado) to build a little league ball field at Parque deVida due to the sale of the American Legion property where the ball fields are currently located.

**SHERIFF GERALD WALLACE AND UNDERSHERIFF DAVE HART** presented the Board with the renewal application for Leaf Project 2006 which concerns DUIs. Comm. Koppenhafer moved to sign the Leaf Project 2006 application, seconded by Comm. Rule and carried. (See attached)

**RESOLUTION # 13-2005** suspending the ban on open fires. Comm. Koppenhafer moved to approve resolution # 13-2005 suspending the ban on open fires, seconded by Comm. Rule and carried.(See attached)

**RESOLUTION # 14-2005** approval to conduct the November 1, 2005 by mail ballot. Comm. Koppenhafer moved to approve resolution # 14-2005 approving the conduct of a mail ballot for the November 1, 2005 election, seconded by Comm. Rule and carried. (See attached)

**RESOLUTION # 15-2005** designation of the NIMS (National Incident Management System) as a basis for all incident management in Montezuma County. Comm. Koppenhafer moved to approve resolution #15-2005, seconded by Comm. Rule and carried (See attached)

**LUNCH: 12:15 – JOSH JOSWICK WITH THE RED CROSS**

**ENVIRONMENTAL HEALTH DIRECTOR Wayno Urbanos** talked to the Board about regional air quality and monitoring and invited them to the annual air quality conference at Fort Lewis College in Durango on Sept. 14<sup>th</sup> an 15<sup>th</sup>, 2005. **Lori Cooper** was also present.

**PLANNING manager Karen Welch** presented the **Wilkin One Minor Subdivision** a single lot development for approval (**Danny L. & Jeanie R. Wilkin owners**). Comm. Koppenhafer moved to approve the Wilkin One Minor Subdivision, a single lot development, seconded by Comm. Rule and carried.

**MOTION TO ADJOURN** was made by Comm. Rule, seconded by Comm. Koppenhafer and carried.

**MEETING ADJOURNED: 4:15 P.M.**

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County Clerk  
08/22/05

Chairman

Approved

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
August 29, 2005**

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, August 29, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday August 22, 2005 were read. Comm. Rule moved to approve the minutes as presented, seconded by Comm. Koppenhafer, and carried.

**ROAD:** **Lloyd Everret** informed the Board that the Department was chip sealing roads K.7, M and H today. Discussed the Road Department's permit application. Acknowledged a letter from Montezuma Water Company concerning the construction of a line along Road P and following Road 33. (see attached)

**CASE NUMBER 05 CV 09** order and judgment was acknowledged by the Board.

**PLANNING:** Planning manager **Karen Welch** presented the 2<sup>nd</sup> amended plat of the **Vanik Minor Subdivision (J. Victor and Gail L. Vanik owners)** for approval. Comm. Koppenhafer moved to approve the 2<sup>nd</sup> amended plat for Vanik Minor Subdivision, seconded by Comm. Rule and carried. Manager Welch presented the **Yelinek Moderate Subdivision (David C. Yelinek Sr., owner)** for approval. Comm. Rule moved to accept the Yelinek Moderate Subdivision, seconded by Comm. Koppenhafer and carried. **David Hood** met with the Board to determine if an 18' right-of-way road easement was sufficient to transfer ownership of property. In order to comply with county road standards, it was suggested he contact the previous owner.

**CFAR representatives Dave Wuchert and Susan Localio** reviewed State Legislation concerning gravel pit applications. **Mike Preston** gave a power point presentation about site specific gravel mining standards.

08/29/2005

2

**LUNCH: 12:30 P.M.**

**THE BOARD** met with **Ron Valdez**, representative for **Montezuma Water Company**, along with **Lloyd Everret** and **Jimmy Sattley** of the Road Department at a location on Road P and Road 33 concerning a proposed pipeline. Mr. Everret and Mr. Valdez will resolve the total cost after the completion of the project.





checks in the amount of \$66,660.21, Treasurer fund check #18922 in the amount of \$57,037.75; and Landfill fund checks in the amount of \$12,180.51, Treasurer fund check #4581 in the amount of \$10,966.36 were approved for payment.

**ROAD: Lloyd Everret** stated that the Department is finished with the chip seal. He said work on Road N and Road 10 continues and the Department is still hauling sand rock and gravel. Road P was reported as rough and has been bladed.

**LANDFILL: Manager Deb Barton** presented the profit and loss statement for the month of August, 2005. (See attached). She said the date of May 6, 2006 has been set as the date for the household hazardous waste event.

**COMPLAINT # 04-CV-141-143-119- and one un-numbered** was received by the Board. They were told the complaint has been forwarded to the insurance company.

09/12/2005

2

**AUTHORITY BOARD ORDER:** Comm. Rule made a motion to direct the Clerk to issue **Order Number 0-21-05** to the Treasurer to transfer \$610,139.31 from the Capital Fund to the Road and Bridge Fund. (Reimbursement of equipment and building repair expenses.). The motion was seconded by Comm. Koppenhafer and carried.

**PRELIMINARY ABSTRACT OF ASSESSMENT for 2005** was presented to the Board. Comm. Koppenhafer moved to sign the preliminary abstract of assessment for 2005, seconded by Comm. Rule and carried. (See attached)

**HEALTH DEPARTMENT** representative **Jane Duncan** presented a contract between the Colorado Department of Public Health and Environment and Board of County Commissioners of Montezuma County for the Maternal and Child Health Services. Comm. Koppenhafer moved to sign task order #06-00727, maternal and child health services, seconded by Comm. Rule and carried.

**RON LANIER** with the noxious weed program informed the Board of a meeting in Grand Junction, Co. concerning the tamarisk problem.

**SHERIFF GERALD WALLACE** met and informed the Board that the Sheriff's Office is helping Mancos with the transition due to the resignation of the town marshal. He updated the Board concerning the recent fire at Cash Canyon. He mentioned the department has shipped boxes of clothes to Katrina victims. Sheriff Wallace presented a grant application to the Colorado Division of Criminal Justice for rural law enforcement agencies. He stated the grant would be used for the K-9 program. Comm. Rule moved to sign the grant application, seconded by Comm. Koppenhafer and carried. (See attached)

**APPLICATIONS FOR THE FAIR BOARD** was received. The Board would like to set up times to conduct interviews of the perspective applicants before any appointments are made.

**FAIRGROUNDS MANAGER Darryl Buffington** stated the light in the crows nest above the main arena was removed. He discussed the insulation problem and the possibility of covering it with metal. He was told to get prices.

**HIGH SCHOOL RODEO** representatives **Joel Stephenson and Andy Logan** met and updated the Board about the recent high school rodeo and asked about the use of the indoor arena for the club to practice and any fees associated with these practice nights. The Board will discuss the fees and have an answer next week.

**SUE FLETCHER** with the Senior Nutrition Program presented two contracts for signature. Comm. Rule moved to sign the contracts between the **San Juan Basin Area Agency on Aging and Montezuma County for Nutrition Services C1 & C2** and the contract for **(B) Transportation**. Seconded by Comm. Koppenhafer and carried.

**THE LEWIS-ARRIOLA COMMUNITY CENTER** asked the Board to sign a letter of support for their application for a grant to the U.S. Department of Agriculture - Rural Development. Comm. Rule moved to sign the letter, seconded by Comm. Koppenhafer and carried. (See attached)

**LUNCH: 12:10 P.M.**

**A TOUR** of the **Landfill** was conducted at this time.

**A LETTER** was received from **Ed and Ethel Murphy** concerning the easement with **Dirk Hood**. The letter stated the property is in the process of being put into a conservation easement and cannot be changed.

**MIKE PRESTON** discussed the Canyon of the Ancients National Monument.

**COMM. KOPPENHAFER** made a motion to adjourn, seconded by Comm. Rule.

**MEETING ADJOURNED: 5:10 p.m.**

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County Clerk

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Chairman

**Approved**

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
September 19, 2005**

STATE OF COLORADO     )  
  ) ss.  
COUNTY OF MONTEZUMA   )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, September 19, 2005, at the courthouse in Cortez, Colorado, there were present:

- H. Dewayne Findley, Chairman
- Gerald W. Koppenhafer, Vice-Chairman
- Larrie D. Rule, Commissioner of Deeds
- Bob D. Slough, County Attorney
- Thomas J. Weaver, Administrator
- Carol Tullis County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday September 12, 2005 were read. Comm. Rule moved to approve the minutes as corrected, seconded by Comm. Koppenhafer, and carried.

**ACCOUNTS PAYABLE:** General Fund # 46968-47131 in the amount of \$135,969.91, Road Fund # 18921-19001 in the amount of \$232,436.58, and Landfill # 4583-4612 in the amount of \$22,196.25 were approved for payment.

**TREASURER’S** report for the month of August, 2005 was received. (see attached)

**LANDFILL Manager Debby Barton** showed the Board an award from the Solid Waste Association of North America she had received.

**ROAD: Lloyd Everret** informed the Board that the Department was still hauling gravel and sand rock. He stated that trucks from Dolores County were hauling as well, in exchange for gravel. The Department was also getting Road N ready for the Kinder Morgan upgrade.

Resident **Kerry O'Brien** met to ask the Board about chip seal on Road 42 as the road has heavy usage at times. He also requested a higher level of service from the road department such as blading the road more often. The road is bladed whenever possible.

**COMMUNITY CONNECTIONS** representative **Jackie Morlan and others** (see sign in sheet) informed the Board of the services and clients Community Connections serves. She would like the county to consider increasing the funds they give to Community Connections.

09/19/2005

2

**BOARD OF SOCIAL SERVICES** was conducted at this time. 10:30 a.m. **Dennis Story** was present.

**PLANNING: Planning Manager Karen Welch** presented the Lebanon Single Lot Development (**Karen Holmgren owner**). Comm. Koppenhafer moved to sign the Lebanon Single Lot Development, seconded by Comm. Rule and carried. **Mike Preston** and Manager Welch reviewed a Threshold standard compliance/mitigation worksheet with the Board.

**LUNCH: 12:00 noon – with Congressman Salazar's staffer John Whitney**

**CROSSROADS: Representative Mark Larson and Bern Heath** with **Southwest Mental Health Center** met to update the Board on the progress of the Crossroads project in La Plata County and to solidify the commitment from Montezuma County of \$15,000.00. Comm. Koppenhafer moved to expend \$15,000.00 to Crossroads for operations, services to be rendered to Montezuma County and its citizens, and with the expectation of saving the Sheriff's Office costs in their transports. Seconded by Comm. Rule and motion carried.

**HIGH SCHOOL RODEO** representatives **Andy Logan and Joel Stevenson** returned for the Board's decision concerning the use of the indoor arena for practices for the High School Rodeo Club. The Board said since the club members already had user's cards they could use the facility and help clean up after the practices. They also asked the club to keep track of when they practiced and used the lights. A reimbursement rate will be determined at a later date.

**SHERIFF GERALD WALLACE** presented the Board with a Letter of Engagement for periodic assistance between the Town of Mancos Marshal's office and Montezuma County. Comm. Koppenhafer made a motion to sign the letter of engagement, seconded by Comm. Rule and carried. (See attached) He also discussed the incident agreement estimate for the Cash fire. Comm. Findley signed the estimate. (See attached)

**AUTHORITY BOARD ORDER:** Comm. Rule made a motion to direct the Clerk to issue **Order Number 0-22-05** to the Treasurer to pay \$126.61 from the 911 Account to **AT&T**. The motion was seconded by Comm. Koppenhafer and carried.

**JOHN WAZACK** met to discuss a covenant problem in the subdivision he lives in. The Board does not enforce subdivision covenants and he may need to seek counsel.

**MOTION TO ADJOURN** was made by Comm. Rule, seconded by Comm. Koppenhafer and carried.

**MEETING ADJOURNED: 4:07 p.m.**

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County Clerk  
Approved

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Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
September 26, 2005**

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, September 26, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator - Absent  
Carol Tullis County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday September 19, 2005 were read. Comm. Rule moved to approve the minutes as corrected, seconded by Comm. Koppenhafer, and carried.

**ROAD: Lloyd Everret** stated that Montezuma Water District #1 paid the bill for the repairs. He gave a fuel consumption dollar report. He said the 2004 budget was \$130,000.00 for fuel, oil and antifreeze and the department spent \$165,000.00. In 2005 the budget figure is \$175,000.00 and to date the department has spent \$170,000.00 which averages about \$22,000.00 per month. The raising fuel costs have greatly impacted the department this year. Mr. Everret updated the Board on the progress of Road 10 and reported Road P is reported as being rough.

**AUTHORITY BOARD ORDER:** Comm. Rule made a motion to direct the Clerk to issue **Order Number 0-23-05** to the Treasurer to pay \$419.00 from the Emergency Reserve Fund to pay for meals for the Cash Canyon Fire. Seconded by Comm. Koppenhafer and carried. (See attached)

**JOHN CRANE** staff writer with the Cortez Journal asked Chairman Findley his opinion concerning the recent Colorado Civil Rights Commission meeting held in Cortez and the probability of a civil rights commission being formed in Montezuma County.

**PUBLIC HEARING - INN AT MC ELMO CANYON;** It being the time set aside, a public hearing is held concerning a beer and wine liquor license application for **Eric Johnson owner of the Inn at McElmo Canyon**. The roll was called and public notice was read. The proceedings were taped for the record. **Deputy Tammy Neely and Deputy Judy Follman** gave an overview of the application and **Detective Lieutenant**  
**09/26/2005**

2

**Steve R. Harmon with the Montezuma County Sheriff's Office** gave his report on the liquor license application investigation. Comm. Findley asked for public comments at this time. Audience members spoke in favor of and in objection to the license and letters received were read into the record by Clerk Tullis (see attached letters and sign in sheet). Mr. Johnson responded to comments. The Board having considered all the evidence, Comm. Koppenhafer moved to approve the beer and wine application for the Inn at McElmo Canyon contingent upon the fingerprints. Seconded by Comm. Rule and carried.

**CLIFF PALACE PONY CLUB representative Susan Merillat** met to ask the Board about the use of the fairgrounds for the Club on Monday evenings. She stated all the Club members had the riding cards and that if the indoor arena was not available they could use the lower arena and that the Club would be willing to help offset any deficit. The Board stated they would discuss the availability with Fairgrounds manager Darryl Buffington and will have an answer for her at the next Board meeting.

**CONTINUANCE OF PUBLIC HEARING – WESTERN EXCELSIOR CORPORATION: - HIGH IMPACT PERMIT # 505:** It being the time set aside, a continuance of the public hearing is held on an application for a **High Impact Permit** submitted by **Western Excelsior Corporation** for an extension to an existing warehouse. The roll was called and the proof of publication notice was read. The proceedings were taped for the record. Comm. Findley then recused himself from the proceedings due to a conflict of interest. The public hearing was then presided over by Vice Chairman Koppenhafer. Planning manager **Karen Welch** and **Jim Siscoe** presented a slide presentation and gave an overview of the permit. **Norm Birtcher**, plant manager of Western Excelsior commented on the expansion and addressed various issues. Hearing was opened to public comments at this time. Audience members made comments and asked questions. (See sign in sheet) Mr. Bruce Johnson of the Mesa Verde Country Economic Development Office presented two letters to the Board. Vice Chairman Koppenhafer then closed the public comments segment of the hearing. The Board having considered all the evidence, Comm. Rule made a motion to approve High Impact Permit Number 505, Western Excelsior Corporation contingent upon CDOT access approval, being in compliance with all threshold standards and satisfy all applicable State and Federal requirements, and included in the motion was to vary the set back to 15 feet for the warehouse. The motion was seconded by Comm. Koppenhafer. Comm. Rule voted aye, Comm. Koppenhafer voted aye and Comm. Findley had previously recused himself from the proceedings. Motion carried.

**LUNCH: 12:30 P.M.**

**DIRK HOOD** along with his attorney **Stanley Morris** met with the Board to discuss the sale of a portion of his property to the Archeological Conservancy District and access to the property.

**PLANNING: Planning Manager Karen Welch** informed the Board that she has written a letter to property owner **Timothy Tuthill** concerning the use of his property on Road H since old mobile homes and vehicles seem to be stored there. She also presented **High Impact Permit number 471 – The Inn at McElmo Canyon (Eric Johnson owner)** for signature (See attached). She informed them that a request from Jeff Wells to be re-zoned had been denied by the Planning and Zoning Commission.

**09/26/2005**

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**AUTHORITY BOARD ORDER:** Comm. Koppenhafer made a motion to direct the Clerk to issue **Order Number 0-24-05** to the Treasurer to pay \$2,113.79 from the 911 Account to Qwest, Denver, CO 80244-0001. The motion was seconded by Comm. Rule and carried.

**A COPY OF A LETTER** was received from the Executive Office of The President, Office of National Drug Control Policy addressed to Senator Ken Salazar informing him of the following Community Coalitions in Colorado that have been selected to receive a FY2005 grant from the Drug-Free Communities Support Program. Montezuma County partners, Inc from Montezuma County were listed as a recipient. (See attached)

**COMM. RULE** made a motion to adjourn, seconded by Comm. Koppenhafer and carried.

**MEETING ADJOURNED: 4:07 p.m.**

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County Clerk  
09/26/2005

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Chairman

Approved

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
October 3, 2005**

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, October 3, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday September 26, 2005 were read. Comm. Koppenhafer moved to approve the minutes as corrected, seconded by Comm. Rule, and carried.

**ROAD: Lloyd Everret and Randy Smith** with the Road Department updated the Board on the road damages done by the recent rain storm. They reported flood damage on roads S and P were the worst making the roads impassable as well as flooding on roads 20, W, 21 and Hwy 184. The culvert will need to be replaced on Road S. The Department will be hauling dirt to the effected roads. They stated the Department bladed roads all day Friday. Reported problems on Roads J, N and P. Resident **Raymond Boyd** asked if the Department had any plans to gravel Road DD. It will be discussed with the Department.

**PAYROLL:** General fund checks in the amount of \$232,731.51, District Attorney fund check #47135 in the amount of \$19,126.33, Treasurer fund check #47136 in the amount of \$193,012.45; Road department fund checks in the amount of \$66,892.25, Treasurer fund check #19003 in the amount of \$57,134.04; and Landfill fund checks in the amount of \$13,405.86, Treasurer fund check #4614 in the amount of \$11,682.44 were approved for payment.

**MANCOS LIBRARY: Robin Strother and Library Director Patsy Smith** gave a power point presentation concerning reasons for the need of a new library and their mill levy increase question on this November ballot.

**BRUCE JOHNSON** with the Mesa Verde Country Economic Development Office updated the Board on the happenings in his office. He stated that the City of Cortez will withdraw their support at the end of 2005 and asked the Board to consider a proposal to contract for services versus employment and office space. The Board 10/03/2005

will give the proposal further consideration and look into available office space before making any decisions. No action was taken at this time.

**LIQUOR LICENSE: Deputy Tammy Neely and Deputy Judy Follman** presented a renewal application for a retail liquor license for **Log Cabin Liquors (Ted Lawrence owner)**. The Sheriff's Office reported they had no problems with this facility. Comm. Koppenhafer moved to approve the retail liquor license application for Log Cabin Liquors, seconded by Comm. Rule and carried. Deputy Neely and Deputy Follman presented an

application for a limited liability company and corporate report of change for **2xMC&W LLC. (Mac's Liquors) Boyd Evan Rogers** will replace **Karl McGee**. Comm. Koppenhafer moved to accept the change of corporate ownership from Karl McGee to Boyd Evan Rogers, seconded by Comm. Rule and carried.

**IT MANAGER ROB PETERKA** gave a presentation of the new county website.

**FINANCE DIRECTOR MARY ANN SANDERS** informed the Board of rate changes on the County health insurance.

**SHERIFF GERALD WALLACE** informed the Board of the need to replace the transport van and patrol vehicles for his department.

**LUNCH: 12:25 P.M.**

**ATTORNEY SLOUGH** was not present for the afternoon proceedings.

**MONTEZUMA COUNTY FAIRBOARD** interviews were conducted with the following applicants interviewed: Mary Lou Veach, Joel Stevenson, Deb Avery, Hank Hicks, Kara Sella, and Susie Phillips. Comm. Koppenhafer made a motion to increase the fairboard from between 8 to 10 members, seconded by Comm. Rule and carried. Comm. Koppenhafer motioned to appoint the following to the Montezuma County Fairboard; Joel Stevenson, Deb Avery, and Hank Hicks to a 4 year term, and Kara Sella and Susie Phillips to a 2 year term. Seconded by Comm. Rule and carried.

**PLANNING: Manager Karen Welch** presented the **G. Pickens Single Lot Development ( Gilmer L. and Mary A. Pickens owners)** Comm. Koppenhafer moved to sign the G. Pickens Single Lot Development, seconded by Comm. Rule and carried.

**MONTEZUMA COUNTY HOVENWEEP RD.** Comm. Findley signed a contract for a \$1,500,000.00 grant to assist with 24 miles of chip seal road on Road 10 and Road BB from Utah State Line to U.S. Hwy 491.

**MOTION TO ADJOURN** was made by Comm. Koppenhafer, seconded by Comm. Rule and carried.

**MEETING ADJOURNED 4: 35 p.m.**

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County Clerk  
10/03/2005  
Approved

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Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
October 10, 2005**

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, October 10, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday October 3, 2005 were read. Comm. Rule moved to approve the minutes as corrected, seconded by Comm. Koppenhafer, and carried.

**TREASURER:** The Treasurer's report for the month of September 2005 was received.

**COOPERATIVE WEATHER OBSERVER NOAA, NWS** representative **James Andrus** presented the annual precipitation report for the month of September 2005... (See attached).

**ATTORNEY SLOUGH** informed the Board had he been present he would have recused himself concerning the presentation of the G. Pickens Single Lot Subdivision on October 3, 2005 due to possible family involvement.

**ROAD: Lloyd Everret** updated the Board on the following: (1) Road P is now open again, (2) the culvert has been replaced on Road S and work is continuing on S (3) the Department is blading roads in the Dolores and Mancos areas (4) working on rain damaged roads, (5) the Department is still hauling gravel for the Hovenweep Road (Road 10). Problems were reported on Road W west of the Dolores- Norwood Road and Mr. Everret said this Road was on the schedule to be graveled. Reports landowner placing gravel on the county road easement on Road S.6.

**LANDFILL Manager Deb Barton** presented the profit and loss statement for the month of September, 2005. (See attached)

**10/10/2005**

**2**

**DOLORES WATER CONSERVANCY: Kenny Smith** introduced himself to the Board as the water district's new general manager. He thanked the Board for their support and is looking forward to working with them in the future.

**MARVIN SMITH** showed the Board road maps from 1936 and 1951 of roads in Montezuma County and inquired as to why some roads were not on the current map as being county roads and asked to see if any abandonment procedures were done. No action taken at this time.

**HEALTH DIRECTOR Lori Cooper and United Way coordinator Toleda Cluff** met with information on the United Way drive for 2006. Ms. Cluff thanked the Board for their past donation and asked to receive it for next year and asked if they might encourage the county employees to donate possibly through a payroll deduction or give some type of incentive. Comm. Koppenhafer made a motion to lower the employee payroll



participation from 20% of county employees to 15% of county employees required to initiate a payroll deduction. Seconded by Comm. Rule and carried.

**PLANNING: Manager Karen Welch** discussed the Scheurman Plat amendment and an amended exemption for Tony Gallegos. It was recommended the amendments come through the planning and zoning commission.

**SUE SCOTT and others** (see sign in sheet) spoke of the importance of tourism to our area and asked for the support of this Board to help promote tourism and any suggestions they might have on how this can be done. A possibility might be to set up a joint meeting with city, town, county officials and other interested groups and individuals.

**DAVID FURREY** inquired about the county roads and the abandonment process and the agenda format.

**LUNCH; 12:23 p.m.**

**MIKE PRESTON** presented a letter to Pat Kantor, president CFAR for signature. Comm. Koppenhafer moved to sign the letter, seconded by Comm. Rule and carried. (See attached)

**A NOTICE OF INTENT** was received from **Patrick Anthony Brown** (D.O.C. Reg. #83369). The notice will be sent on to the insurance company and a copy given to the Montezuma County Sheriff's Office.

**MOTION TO ADJOURN** was made by Comm. Koppenhafer, seconded by Comm. Rule and carried.

**MEETING ADJOURNED: 4:23 P.M.**

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County Clerk  
10/10/2005  
Approved

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Chairman

ONLINE COPY

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
October 17, 2005**

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, October 17, 2005, at the courthouse in Cortez, Colorado, there were present:

- H. Dewayne Findley, Chairman
- Gerald W. Koppenhafer, Vice-Chairman
- Larrie D. Rule, Commissioner of Deeds
- Bob D. Slough, County Attorney
- Thomas J. Weaver, Administrator
- Carol Tullis County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday October 10, 2005 were read. Comm. Koppenhafer moved to approve the minutes as corrected, seconded by Comm. Rule, and carried.

**ACCOUNTS PAYABLE:** General Fund # 47134-47280 in the amount of \$212,295.65, Road Fund # 19004-19068 in the amount of \$229,463.93, and Landfill # 4615-4639 in the amount of \$22,143.44 were approved for payment.

**ROAD:** **Lloyd Everret** reported the following: (1) No concrete has been hauled to Road H. (2) The Department has completed hauling gravel to Road 10 and they will mag chloride it later. (3) Reports of irrigation water causing problems on Road G. (4) Since Road W has been bladed it has been reported that more base is showing. Mr. Everret will look into the problem.

**BOARD OF SOCIAL SERVICES** conducted at this time. **Kathy Talcott and Dennis Story** was present.

**JAN SENNHENN** with the **Extension Office** presented the Board with operating guidelines of the Montezuma County Fairboard as set forth by the Board of County Commissioners. (See attached) She stated that the Rodeo Club and the 4-H clubs all had their cards for the use of the fairgrounds and inquired about the issuance of the cards for next year. The Board will look to see if they want to continue issuing the cards for next year at a later date. Ms. Sennhenn asked what issues and needs the Board has heard concerning how to enhance a safe environment and positive structured activities for our youth. She also questioned about marketing and promoting the agricultural aspect of the county as a way to attract people to this area. Galen Larson was also present.

10/17/2005

2

**SHERIFF GERALD WALLACE** presented a contract between the State of Colorado and the Montezuma County Board of Commissioners for the purchase and installation of digital video/audio cameras in the Sheriff's Office vehicles. (See attached) Comm. Koppenhafer moved to sign the contract between the State of Colorado and the Montezuma County Board of Commissioners for the digital video/audio cameras, seconded by Comm. Rule and carried.

**ECONOMIC DEVELOPMENT PROGRAM:** The Board discussed the proposal presented earlier by Bruce Johnson of the Mesa Verde Economic Development Center. Comm. Koppenhafer moved not to accept Mr.

Johnson's proposal and to absorb the economic development program in house. Seconded by Comm. Rule and carried. **Carla Harper** will manage the program in addition to her other duties on a pilot project for one year. Limitations of Article XI Section 1 of the State Constitution was discussed.

**LIQUOR LICENSE: Deputy Judy Follman** presented a new application for a hotel/restaurant liquor license for **Sophia Retreat and Conference, Inc.** Since the facility had an existing hotel/restaurant liquor license and the use is not changing the Board waived the area canvass. The Sheriff's Office stated they had no violations reported on this facility or on the previous facility of Cloud 9. The facility has also passed the health check. Comm. Koppenhafer moved to approve the hotel/restaurant liquor license application for The Sophia Retreat and Conference, Inc., seconded by Comm. Rule and carried. Deputy Follman then presented a renewal for a 3.2% beer license for **Maverick Country Stores, Inc.** She reported the Sheriff's Office stated they had no violations on this facility. Comm. Koppenhafer moved to approve the renewal of a 3.2% beer license for the Maverick Country Stores, Inc., seconded by Comm. Rule and carried. A special events permit was submitted to the Board for **Friends of the Dolores Library, Inc** for approval. This event will take place at Four Seasons Nursery. Comm. Koppenhafer moved to approve the special events permit for the Friends of the Dolores Library, Inc., seconded by Comm. Rule and carried.

**AUTHORITY BOARD ORDERS:**

Comm. Rule made a motion to direct the Clerk to issue **Order Number 0-25-05** to the Treasurer to transfer \$115,000.00 from the Conservation Trust Fund to the General Fund for the Fairgrounds operations for 2005. The motion was seconded by Comm. Koppenhafer and carried.

Comm. Rule made a motion to direct the Clerk to issue **Order Number 0-26-05** to the Treasurer to transfer \$154,000.00 from the Capital Fund to the General Fund for the 2005 Eagle Computer lease payment.

Comm. Rule made a motion to direct the Clerk to issue **Order Number 0-27-05** to the Treasurer to pay \$60.96 from the ETA Fund (E911 dispatch) account to **AT&T**. The motion was seconded by Comm. Koppenhafer and carried.

**BILL TEETZEL** inquired about the status of Road 24.25. The road is considered as a non-county maintained public road. Mr. Teetzel stated someone was parking a camp trailer on the road and wanted to know if any access or easements were being impeded. The Board will look at the road.

**LUNCH: 12:10 P.M.**

**10/17/2005**

**3**

**ROAD 24.25** The Board looked at Road 24.25 and suggested the neighbors find a solution among themselves.

**COMPLAINT:** The Board was informed the insurance company has hired Attorney Michael Green to represent Montezuma County, The Board of County Commissioners, the Sheriff's Office and Sheriff's Office employees listed in the complaints numbered 04-CV-141-143-119 and one un-numbered filed by Marion Harper.

Comm. Findley signed letters addressed to Senator Ken Salazar, Representative John Salazar, and Senator Wayne Allard concerning the effort to re-establish recreation activity at McPhee Reservoir. (See attached)

**MOTION TO ADJOURN** was made by Comm. Koppenhafer, seconded by Comm. Rule and carried.

**MEETING ADJOURNED: 4:12 P.M.**

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County Clerk  
10/17/2005

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Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
October 24, 2005**

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, October 24, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday October 17, 2005 were read. Comm. Koppenhafer moved to approve the minutes as corrected, seconded by Comm. Rule, and carried.

**ROAD: Lloyd Everett** reported the Department is hauling concrete to Road J and to the Landfill. He stated that mag chloride had been put down on all but the last 2 ½ miles on Road 10. Updated the Board on the flood damage done to Road N. Mr. Everett said painting on county roads will not be done at this time.

**PLANNING: Planning manager Karen Welch** presented a corrected plat for the **Vanik Minor Subdivision (J. Victor and Gail L. Vanik owners)** for signature. Comm. Rule moved to sign the corrected plat for the Vanik Minor Subdivision, seconded by Comm. Koppenhafer and carried. **LATER: Manager Welch** presented the **Mesa View Moderate Subdivision (Robert P. Riggert owner)** for signature. Comm. Koppenhafer moved to sign the Mesa View Moderate Subdivision, seconded by Comm. Rule and carried.

**LANDFILL Manager Deb Barton** informed the Board that on Saturday there was a fire at the landfill caused by a burn barrel. Due to the fact several fires at the landfill are caused by burn barrels she would like to see a surcharge put in place in addition to the regular fees. Comm. Koppenhafer moved to place a surcharge of \$2.50 per burn barrel effective immediately be charged in addition to all other applicable fees. Seconded by Comm. Rule and carried.

**NATHAN BARTON** informed the Board that Mr. Allison of Stoner Ranches is going to begin repairs to the Dolores River banks where they have been washed out.

10/24/2005

2

**BUDGET** for 2006 was discussed.

**SOUTHWEST MEMORIAL HOSPITAL** representatives **Chuck Bill and Dan Jessup** presented the Board the financial statements for the quarterly and year to date operations ended September 30, 2005.

**LUNCH: 12:05 p.m.**

**CORRESPONDENCE** from the United States Department of Interior Bureau of Land Management concerning Notice of Hearing was received. (See attached)

**MONTEZUMA COUNTY WATER DISTRICT #1** representative **Wanda Martin** and others (see sign in sheet) appeared before the Board to inquire about the permit fees charged by the county road department. They felt since they too were a governmental entity that the fees to breach the county road for utility repairs etc. should be waived. The Board said they would research the minutes for the repair fees and get back to them.

**MESA VERDE ECONOMIC DEVELOPMENT manager Bruce Johnson** introduced **Murray Ritland**, operating manager for **QTK INC.** (Quality Technology Knowledge) a light industry company that produces energetic devices that become part of weapons systems. His company is looking to relocate and has a site in mind in Montezuma County.

**MONTEZUMA COUNTY ELECTED OFFICIALS** met with the Board to request they write a letter of support or make a resolution to raise Montezuma County from a category IV County to a category III County and send it to the Representatives so they could present it to the Legislature. Comm. Findley and Comm. Koppenhafer would like to set an informational meeting with the public to get their input. Such meeting will be scheduled for November 16<sup>th</sup> at 7:00 p.m. in the Montezuma County Annex.

**FINANCE DIRECTOR Mary Ann Sanders** presented the 2006 Official Holiday Schedule for Montezuma County for their approval. Comm. Koppenhafer moved to approve the Official Holiday Schedule for 2006, seconded by Comm. Rule and carried. (See attached)

**MONTEZUMA COUNTY FAIR BOARD** list of members and their terms was received. (See attached)

**MOTION TO ADJOURN** was made by Comm. Koppenhafer, seconded by Comm. Rule and carried.

**MEETING ADJOURNED: 4:00 P.M.**

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County Clerk  
10/24/2005

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Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
October 31, 2005**

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, October 31, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday October 24, 2005 were read. Comm. Rule moved to approve the minutes as corrected, seconded by Comm. Koppenhafer, and carried.

**ROAD: Lloyd Everett** reported the Department is hauling sandrock on Road 21. A resident called stating they could not get to their irrigation ditch and head gate due to locked gates on Roads J and H.8 and asked what the County's policy is on gates across county roads. Discussed the 10 and 8 hour work day for the department. Mr. Everett said that due to lack of moisture no road blading was done last week. He also said that repairs on Road S probably would not be done until springtime and reported roughness on Road 25. He mentioned that potholes had been repaired with cold mix at Rick Lee's Mobile Home Park.

**PAYROLL:** General fund checks in the amount of \$235,921.93, District Attorney fund check #47285 in the amount of \$19,025.70, Treasurer fund check #47284 in the amount of \$200,119.82; Road department fund checks in the amount of \$67,030.08, Treasurer fund check #19073 in the amount of \$59,662.61; and Landfill fund checks in the amount of \$11,537.71, Treasurer fund check #4641 in the amount of \$11,173.73 were approved for payment.

**911 AUTHORITY BOARD ORDER:** Comm. Rule made a motion to direct the Clerk to issue **Order Number 0-28-05** to the Treasurer to pay \$2,126.39 from the 911 Account to Qwest, Denver, CO 80244-0001. The motion was seconded by Comm. Koppenhafer and carried.

10/31/2005

2

**AUTHORITY BOARD ORDER:** Comm. Rule made a motion to direct the Clerk to issue **Order Number 0-29-05** to the Treasurer to pay \$1.17 from the 911 Account to AT&T, Omaha, NE 68103-2971. The motion was seconded by Comm. Koppenhafer and carried.

**GENERAL FUND ORDER:** Comm. Koppenhafer made a motion to direct the Clerk to issue **Order Number 0-30-05** to the Treasurer to transfer \$74,333.11 from the General Fund to the Social Services Fund – 4th quarterly HCBS (see attached). The motion was seconded by Comm. Rule and carried.

**PLANNING: Planning Manager Karen Welch** presented the **Hank Hayne Single Lot Development (Hank Haynie , owner)** for signature and zoning change approval. Comm. Koppenhafer moved to accept the Hank Hayne Single Lot Development and the zoning change to AR 10 to 34. Seconded by Comm. Rule and carried. Manager Welch presented the **Northern Family Tracts Minor Land Subdivision (Susan Northern, owner)** for signature and zoning change approval. Comm. Koppenhafer moved to approve the Northern Family Tracts Minor Land Subdivision and approve the zoning change on Lot A to AR 10 to 34 and on Lot B to AR 3 to 9, seconded by Comm. Rule and carried. Manager Welch then presented the **Poplin Moderate Subdivision 2<sup>nd</sup> amended plat (Michael David and Jill Poplin, owners)** for approval. Comm. Koppenhafer moved to approve the Poplin Moderate Subdivision, 2<sup>nd</sup> amended plat, seconded by Comm. Rule and carried.

**A Public Hearing** was set for November 14, 2005 at 10:00 a.m. for **Billy Goode's** application for a High Impact Permit for a gravel pit. **A Public Hearing** was set for November 14, 2005 at 11:00 a.m. for a High Impact Permit application for **Aspen Wall Wood**, for expansion of use. Comm. Dewayne Findley recused himself from any discussion. Comm. Koppenhafer moved to approve a zone change for Aspen Wall Wood from AR 3 to 9 to Industrial zoning. Seconded by Comm. Rule. Comm. Koppenhafer and Comm. Rule voted aye and Comm. Findley recused himself from these proceedings. Motion carried.

**BUDGET HEARINGS:** The Board met with the following to discuss the 2006 budget.

County Sheriff - Gerald Wallace and Undersheriff Dave Hart..

County Clerk and Recorder -Carol Tullis. Rob Peterka was present also.

**LUNCH: 12:20 P.M.**

**BUDGET HEARINGS** continued.

County Treasurer- Sandy Greenlee.

County Assessor- Mark Vanderpool.

Health Department -Lori Cooper

Senior Nutrition – Sue Fletcher

District Attorney's Office – Jim Wilson and Anita Squires.

10/31/2005

3

A **CONTRACT** was presented by **Sue Fletcher** with the Senior Nutrition Department between the State Department of Transportation and Montezuma County for the provision of public transportation services in non-urbanized areas. Comm. Koppenhafer moved to sign the contract, seconded by Comm. Rule and carried. (see attached)

**MOTION TO ADJOURN** was made by Comm. Rule, seconded by Comm. Koppenhafer and carried.

**MEETING ADJOURNED 4:30 P.M.**

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County Clerk  
10/31/2005

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Chairman

Approved

ONLINE COPY

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
November 7, 2005**

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, November 7, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday October 31, 2005 were read. Comm.Koppenhafer moved to approve the minutes as corrected, seconded by Comm. Rule, and carried.

**COOPERATIVE WEATHER OBSERVER NOAA, NWS** representative **James Andrus** presented current month's precipitation for October (See attached).

**E-911 AUTHORITY BOARD ORDER:** Comm Rule made a motion to direct the Clerk to issue **Order Number 0-31-05** to transfer \$15,000.00 from the ETA Fund ( E-911 Dispatch fees) to the General Fund and pay the City of Cortez (see attached invoice). The motion was seconded by Comm.Koppenhafer and carried.

**ROAD: Lloyd Everett** talked about the proposed lease agreements on the crushing equipment. He stated the Department was hauling gravel to Road K.6 in Mancos today. They fixed a portion of Road N with sand rock and he mentioned that they are crushing at Ormiston.

**LANDFILL: Landfill manager Deb Barton** presented the profit and loss statement for the month of October, 2005. The statement included a letter from Donna Stoner, Environmental specialist for the solid waste unit compliance program concerning the recent landfill inspection which stated the landfill was in compliance with the department regulations. Manager Barton said that November 18<sup>th</sup> and 19<sup>th</sup> of November were the dates for the computer recycling. She presented the new rate structure for review. Comm. Koppenhafer moved to approve the rates presented for the landfill effective January 1, 2006. Seconded by Comm. Rule and carried. (See attached). Manager Barton presented her proposed budget for 2006.

**11/07/2005**

**2**

**LORI COOPER with the Health Department** presented a contract between the Colorado Department of Public Health and Environment and the Board of County Commissioners of Montezuma County for the immunization program for 2006. Comm. Koppenhafer moved to sign this contract, seconded by Comm. Rule and carried. (See attached)

**LIQUOR LICENSE: Deputy Tammy Neely** presented a renewal of a hotel/restaurant liquor license for **Roundup Junction (Justin and Susie Honaker, owners)**. She stated the health check came back ok and the Sheriff's Office stated they had no problems with this facility. Comm. Koppenhafer moved to approve the hotel/restaurant liquor license renewal for Roundup Junction, seconded by Comm. Rule and carried.



**LODGER'S TAX representative Sue Scott** met to request the Board meet with the Mesa Verde Country and City Officials concerning budgets with respect to the tourism industry. The time and date will be determined later.

**COMM. FINDLEY** expressed concern over the high cost of fuel in the area and possibly writing a letter to the State and Federal legislators as well as the Colorado Attorney General complaining of the high cost of gas and diesel in Montezuma County.

**LUNCH: 11:40 A.M. FOREST SERVICE/BLM**

**BUDGET HEARINGS CONTINUED:** The Board met with the following concerning the 2006 budget.

**SHERIFF Gerald Wallace, Undersheriff Dave Hart and Lt. Vici Worchester.**

**DISTRICT ATTORNEY Jim Wilson and Anita Squires**

**COUNTY CLERK Carol Tullis**

**A LETTER OF SUPPORT:** Comm. Koppenhafer moved to sign a letter of support for a grant application for E-Recording for the County Clerk and Recorder. Seconded by Comm. Rule and carried.

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County Clerk  
11/07/2005

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Chairman

Approved

ONLINE COPY

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
November 14, 2005**

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, November 14, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday November 7, 2005 were read. Comm.Koppenhafer moved to approve the minutes as presented, seconded by Comm. Rule, and carried.

**AUTHORITY BOARD ORDER:** Comm. Rule made a motion to direct the Clerk to issue **Order Number 0-32-05** to the Treasurer to pay \$59.65 from the ETA Fund (E911 dispatch) account to **AT&T**. The motion was seconded by Comm. Koppenhafer and carried. (See attached)

**ROAD:** **Lloyd Everett** reviewed a report of the Department's costs of repairs caused by the flood. Informed the Board of a revised proposed agreement received from Dolores State Bank for the crushing equipment. He stated the Department began work on crushing and repairs on Roads BB and 10. Mr. Everett said the Department has chip sealed around 20 miles of road this year. Also, that some chip seal and blade patching has been done to Road CC but the road needs more work. Discussed placing signage stating no center line on unpainted roads.

**RICHARD MCCLELLAN** appeared to inquire about leasing county owned minerals. The Board will look into the possibility of leasing minerals.

**PUBLIC HEARING:** It being the time set aside a public hearing is held concerning **HIGH IMPACT PERMIT NO. 506 application** for **William and Kay Goode** for a proposed gravel pit. The roll was called, the proof of publication was read and the proceedings were taped for the record. The hearing was opened to public comment. **Mr. Greg Kemp** spoke about concerns with traffic. **Mr. Tim Miller** had questions about the water run off, and a letter from **Nathan and Kathy Tribby** was noted. Public comments portion was closed. After hearing all the evidence presented Comm. Rule moved to approve High Impact Permit No.506, seconded by Comm. Koppenhafer and carried. (See attached)

**PUBLIC HEARING:** It being the time set aside a public hearing is held with regards to **HIGH IMPACT PERMIT NO. 121** application for **ASPEN WALL WOOD, INC. (Mary Ann and Dewayne Findley owners)** for the construction of a new metal building to be used as a lumber kiln. The roll was called, the proof of publication was read and the proceedings were taped for the record. Comm. Dewayne Findley recused himself, and turned the hearing over to Vice Chairman Koppenhafer as Comm. Findley is co-owner of Aspen Wall Wood Inc.

The hearing was opened to public comment at this time. A letter from the Dolores Fire Protection District is included in the application review. Public comments portion was closed. After hearing all the evidence presented Comm. Rule moved to approve the high impact permit no. 121 and to vary setbacks to existing buildings to maintain current line of sight. Seconded by Comm. Koppenhafer. Comm. Rule and Comm. Koppenhafer voted aye. Motion carried. (See attached)

**LUNCH 12:00 noon with Cortez Senior Citizens**

**DISCUSSED** the public category meeting scheduled for Wednesday, November 16, 2005 at 7:00 p.m.

**PLANNING: Manager Karen Welch** presented the **Wild Horse Minor Subdivision (Ted Stearman, owner)** for approval. Comm. Koppenhafer moved to approve the Wild Horse Minor Subdivision, seconded by Comm. Rule and carried. Discussed proposed amendments to the land use code.

**KATHY GORMAN AND KIM RUSSELL** met with the Board requesting increasing open riding from 3 days to 5 days and some problems that occurred during their horse show. No action taken.

**SHERIFF'S 2006 BUDGET:** Discussed the Sheriff's Office budget for 2006.

**MOTION TO ADJOURN** was made by Comm. Rule, seconded by Comm. Koppenhafer and carried.

**MEETING ADJOURNED** 4:30 p.m.

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County Clerk  
11/14/2005

Approved

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Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
November 21, 2005**

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, November 21, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Thomasina Neely, Chief Deputy County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday November 14, 2005 were read. Comm.Koppenhafer moved to approve the minutes as corrected, seconded by Comm. Rule, and carried.

**ACCOUNTS PAYABLE:** General fund checks #161780 through #161954 in the amount of \$324,189.14, Road fund checks #161955 through #162034, in the amount of \$247,113.24 and Landfill fund checks #162035 through #162065 in the amount of \$15,942.25, was approved.

**ORDER NUMBER 0-33-05:** Comm. Koppenhafer made a motion to direct the Treasurer to pay \$18,125.00 from the Emergency Reserve Fund to Road and Bridge for flood damage. The motion was seconded by Comm. Rule and carried.

**ROAD: Lloyd Everett** reported to the Board the Hovenweep road was still being worked. The Board discussed Road W and gate removal on the Doyle Red Arrow Mine Road.

**BOARD OF SOCIAL SERVICES** was conducted at this time with Dennis Story and Kathy Talcott.

**DOLORES/MONTEZUMA County Social Services Reimbursement Agreement** was submitted by Dennis Story for approval. Comm. Rule moved to approve the Social Services Reimbursement Agreement, Comm. Koppenhafer seconded and motion was carried. (See attached).

**Carla Harper** with **Economic Development** requested the Board to set a date for a proposed dinner with Cortez City Council, The Town of Mancos Board, and the Town of Dolores Board. Carla will set a date for January 12<sup>th</sup> 2006.

**Joe and Kim Traucht** submitted a complaint. (See attached). The letter will be referred to Lori Cooper of the Health Dept.

**Boyd Sanders, Steve Pauli, and Nolan Harper** met with the Board to submit a complaint of a private gate installed on a public road **Steve Beverlin** of the **Forest Service** stated the Forest Service recommended the gate be removed as the road was public access. The owner of the gate **Kevin Kuykendall** has been notified by letter and phone calls by various individuals to remove the gate, no response. (See attached). Comm. Koppenhafer moved to send Kevin Kuykendall a certified letter to remove the gate from the Doyle Red Arrow Mine Road (FSR 567) by December 5<sup>th</sup> 2005 at 10:00 am. Comm. Rule seconded motioned was carried.

**RE-CLASSIFICATION HEARINGS:** It being time set aside to here appeals of property being reclassified from agricultural to residential. The proceedings were recorded for the record and roll was called. Classifications are as follows:

**Raymond and Brenda Fehsal** owner of a 35 acre parcel located at 25401 Road 35 in Pleasant View Colorado. No action was taken pending proof of 8 acres of the parcel being held in the Crop Rotation Program (CRP).

**Adrian Green** owner of a 5.5 acre parcel located at 2618 E. Empire Street in Cortez Colorado. No agriculture use indicated. Comm. Rule move to agree with Assessor's reclassification from agricultural to residential, seconded by Comm. Koppenhafer motion was carried.

**Jack Miller** owner of a 6.98 acre parcel located in the Totten Lake Subdivision at 28852 Road L.6 in Cortez Colorado. No agricultural use indicated. Comm. Rule moved to agree with the Assessor's reclassification from agricultural to residential, seconded by Comm. Koppenhafer motion was carried.

**Jefry Schrage** withdrew the appeal. He requested information on the Dolores River Valley Plan.

**Cameron Secrist** owner of a 17.54 acre parcel located at 18521 Highway 145 in Dolores Colorado. Mr. Secrist was not present but submitted a letter of appeal. No agricultural use indicated. Comm. Rule move to agree with the Assessor's reclassification from agricultural to residential, seconded by Comm. Koppenhafer motioned carried.

**LUNCH:** 12:05

**LETTER CONCERNING FUEL PRICES** in Montezuma County was submitted by the Board to the following: **Attorney General John W. Suthers, United States Attorney William Leone, FBI Specialist Richard Powers, and District Attorney Jim Wilson.** Comm. Rule moved to sign the letter addressing fuel and gasoline prices, Comm. Koppenhafer seconded and motion carried.

**Comm. Rule** move to sign the letter concerning the removal of the gate on the Doyle Red Arrow Mine Road (FSR567), Comm. Koppenhafer seconded and motion was carried.

**PLANNING: Manager Karen Welch** submitted **High Impact Permit No. 121 Aspen Wall Wood Inc.** (Dewayne and Mary Ann Findley Applicants) for signature. Comm. Rule moved to approved the **Reed Single Lot Development #1** Comm. Koppenhafer seconded motion was carried. Comm. Rule moved to approve the **Reed Single Lot Development #2.** Comm. Koppenhafer seconded and motion was carried. The Board discussed the Land Use Code .

**SOCIAL SERVICES BUDGET** with **Kathy Talcott** was reviewed.

**MEETING ADJOURNED: 4:40 PM**

County Clerk  
11/21/2005

Chairman

Approved

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
December 5, 2005**

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, December 5, 2005, at the courthouse in Cortez, Colorado, there were present:

- H. Dewayne Findley, Chairman
- Gerald W. Koppenhafer, Vice-Chairman
- Larrie D. Rule, Commissioner of Deeds
- Bob D. Slough, County Attorney
- Thomas J. Weaver, Administrator - Absent
- Carol Tullis, County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday November 21, 2005 were read. Comm.Koppenhafer moved to approve the minutes as corrected, seconded by Comm. Rule, and carried.

**PAYROLL:** General fund in the amount of \$240,328.64, District Attorney fund in the amount of \$19,091.67, Treasurer fund #47463 in the amount of \$204,876.04; Road department fund in the amount of \$65,528.85, Treasurer fund #19154 in the amount of \$59,757.32; and Landfill fund warrants in the amount of \$12,105.08, Treasurer fund warrant #4675 in the amount of \$11,135.96 were approved for payment.

**AUTHORITY BOARD ORDER:** Comm. Koppenhafer made a motion to direct the Clerk to issue Order Number 0-34-05 to the Treasurer to pay \$2,128.99 from the 911 Account to Qwest, Denver, CO 80244-0001. The motion was seconded by Comm. Rule and carried.

**TREASURER’S REPORT** for the month of November, 2005 was received.

**COOPERATIVE WEATHER OBSERVER NOAA**, NWS representative **James Andrus** presented the annual precipitation report for the month of November, 2005... (See attached).

**ROAD:** The Board instructed Lloyd Everett to have Mr. Yeomans remove the gate on FSR567 (the Doyle Red Arrow Mine Road) and that he should take a Sheriff's Deputy with him. Mr. Everett presented a lease purchase agreement for the crushing equipment for review.

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**CORTEZ CEMETERY Manager, Joe Clayton** presented application letters from **Robert J. Wilson, Richard J. Huff, and Keenan G. Ertel** for appointment to the Cortez Cemetery Board of Directors. Comm. Koppenhafer moved to re-appoint Robert J. Wilson to serve on the Cortez Cemetery Board of Directors, seconded by Comm. Rule and Carried. **Robert J. Wilson** was present.

**BOARD OF EQUALIZATION HEARINGS:** It being 9:45 a.m. the time set aside, the Montezuma County Commissioners convened on Monday, December 5, 2005 to sit as the Board of Equalization. The roll was called and the proceedings were taped for the record. **Assessor Mark Vanderpool, Appraisers Scott Davis and Cynthia Claytor** were present

**DIANNE AND T.J. JOHNSON:** Appraiser Scott Davis presented an appeal from Dianne and T. J. Johnson concerning their classification from agriculture to residential. Comm. Koppenhafer moved to deny the petition and to keep the classification as residential, seconded by Comm. Rule. Motion carried. **Dianne and T.J. Johnson** were present

**PHYLLIS ARMSTRONG:** Appraiser Cynthia Claytor presented an appeal from Phyllis Armstrong concerning her classification from agriculture to residential. Comm. Rule moved to deny the petition and to keep the classification as residential. Seconded by Comm. Koppenhafer. Motion carried. Mrs. Armstrong was not present.

**WILLIAM BOYER:** Appraiser Cynthia Claytor presented an appeal from William Boyer concerning the classification of his property from agriculture to residential. Comm. Rule moved to deny the petition and to keep the classification as residential. Seconded by Comm. Koppenhafer. Motion carried. William Boyer was present.

**GREGORY S. AND RADONNA D. VINGER:** Petition withdrawn.

**Board of Equalization** recessed until Monday, December 12, 2005.

**SOCIAL SERVICES director Dennis Story** asked the Commissioners to sign letters concerning the shortfall in county contingency appropriations. These letters are to be sent to Governor Owens, Senator Tapia, chairman of the Joint Budget Committee, Senator Hagedorn, chairman of the Senate Health and Human Services Committee, and Representative Betty Boyd, chairman of the House Health and Human Services Committee, with copies sent to Senator Isgar, Representatives Larson and Rose. Comm. Rule moved to sign the letters, seconded by Comm. Koppenhafer and carried. **Kathy Talcott** discussed the 2006 budget with the Board.

**PLANNING: Planning Manager Karen Welch** presented an amendment to the **Old West Minor Subdivision (Rodney C and Debbie L. Case owners)** to amend Lot B. Comm. Rule moved to accept the amendment to Lot B of the Old West Minor Subdivision, seconded by Comm. Koppenhafer and carried. **Later:** Manager Welch presented the **Dakota Draw Subdivision (Michael Ray and Barbara Smith owners)**. Comm. Koppenhafer moved to accept the Dakota Draw Subdivision, seconded by Comm. Rule and carried.

**LUNCH: Mancos Senior Center**

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**SHERIFF GERALD WALLACE and Undersheriff Dave Hart** presented the contract for signature on the grant from the Department of Criminal Justice, Department of Rural Law Enforcement for the K-9 program. Comm. Koppenhafer moved to sign the contract for the K-9 program, seconded by Comm. Rule and carried.

**CONFERENCE CALL with Doug Aiken** Executive Vice President and Cashier of Dolores State Bank concerning the Lease/Purchase agreement for the crushing equipment. Comm. Koppenhafer moved to sign the Lease Purchase agreement, Resolution, Certificate of Appropriation and the Delivery and Acceptance certificate on a 2005 Cedarapids RC45 Classic and Cedarapids 2236 Jawbox crushing equipment. Seconded by Comm. Rule. Comm. Koppenhafer and Comm. Rule voted aye, Comm. Findley recused himself.

**REVIEWED** a letter and affidavit received from **W.Wesley Wallace** to Mr. Bevelin with the San Juan National Forest. (See attached.)

**TOM WEAVER:** See attached the Nomination of and the Award letter for Tom Weaver being awarded the recipient of the County Administrator of the Year.

**MOTION TO ADJOURN** was made by Comm. Rule and seconded by Comm. Koppenhafer. Motion carried.

**MEETING ADJOURNED: 4:07 P.M.**

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County Clerk  
12/05/2005

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Chairman

Approved

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
December 12, 2005**

STATE OF COLORADO )  
 ) ss.  
COUNTY OF MONTEZUMA )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, December 12, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis, County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday December 5, 2005 were read. Comm. Rule moved to approve the minutes as corrected, seconded by Comm. Koppenhafer, and carried.

**ROAD: Mr. J. R. Berry** informed the Board that due to the excess travel of Roads 16, 17, 18, and especially Road P washboards develop quickly and the roads are very rough. He asked for some relief. He was told that as soon as ample moisture is received the Department will blade the roads but he might contact Kinder Morgan and advise them of the situation.

**LANDFILL: Landfill manager Deb Barton** presented the profit and loss statement for the month of November, 2005 and the proposed landfill holiday closing schedule for December 2005 through January 2007. (See attached)



**EMERGENCY MANAGEMENT representative Lori Johnson** informed the Board she was updating the emergency preparedness plan and the need to prepare for any possible flu outbreaks. She stated she will schedule a NIMS (National Incident Management System) class for the elected officials.

**PLANNING Manager Karen Welch** informed the Board that Jim Fulks inquired about selling  $\frac{3}{4}$  of an acre of property with a bean cleaning building on it. The Board referred to the land use code concerning the 3 acre minimum parcel requirement. Manager Welch spoke about the upcoming vacancies on the Planning Commission.

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Manager Welch presented the **Old Miners Home subdivision Resubdivision of lot 2 (John E. Ross owner)** for signature. Comm. Rule moved to sign the Old Miners Home resubdivision of Lot 2 plat, seconded by Comm. Koppenhafer and carried.

**Wild Rose Subdivision (Moderate) resubdivision of lot 3 (Gary E. and Lynda B. Lightrider, owners)** was presented for signature. Comm. Rule moved to sign the Wild Rose Subdivision (Moderate) resubdivision of lot 3 plat, seconded by Comm. Koppenhafer and carried.

**Tillia Single Lot Development (Michael C. and Kathalyn L. Tillia, owners)** was presented for signature. Comm. Rule moved to sign the Tillia Single Lot Development plat, seconded by Comm. Koppenhafer and carried.

**CANCELLATION OF MONTEZUMA COUNTY CHECK:** Comm. Koppenhafer moved to cancel the Check number 46364-160318 (see attached) issued by Montezuma County that has not been cashed by said payee, seconded by Comm. Rule and carried.

#### **LUNCH: Dolores Senior Center**

**LYNN EVANS and others** (see sign in sheet) appeared before the Board to inquire about a shelter for the homeless people during the cold months. The Board referenced the inquiry to the Sheriff's Office concerning the use of the old community corrections facility as a temporary fix providing proper volunteer staffing is available.

**DIVISION OF WILDLIFE representative Ken Gruver along with Clinton Wilson** met to update the Board on the activities of the predator control program. Mr. Gruver presented the work and financial plan between the U.S. Department of Agriculture, Animal and Plant Health Inspection Service, Wildlife Services and the Montezuma County Commissioners for signature. Comm. Koppenhafer moved to sign the federal contract between the U.S. Department of Agriculture, Animal and Plant Health Inspection Service, Wildlife Services and the Montezuma County Commissioners for the year 2006, seconded by Comm. Rule and carried. (See attached)

**PUBLIC HEARING – 2005 AMENDED BUDGET AND 2006 BUDGET:** It being the time set aside, a Public Hearing is conducted regarding the amendment of the 2005 and the proposed 2006 budget. The roll was called, the notice of publication was read and the proceedings were taped for the record. Finance Officer **Mary Ann Sanders** presented **Resolution 16-2005** to amend the 2005 budget for approval. She explained that Montezuma County after adoption of the 2005 budget, received unanticipated revenues or revenues not assured at the time of the adoption of the budget other than the local government's property tax mill levy. There being no protest against the proposed amended budget, a motion was made by Comm. Koppenhafer to adopt **Resolution No. 16 -2005**, amending the 2005 budget. The motion was seconded by Comm. Rule and carried. **BUDGET 2006:** Budget Officer **Tom Weaver** along with finance officer **Mary Ann Sanders** presented the proposed budget for 2006. There being no protests against the proposed 2006 budget a motion was made by Comm. Koppenhafer to adopt **Resolution 17-2005** adopting the budget for Montezuma County for calendar year beginning January 1, 2006 and ending on the last day of December, 2006. Seconded by Comm. Rule and carried. Comm. Koppenhafer moved to adopt **Resolution 18-2005** – to set the mill levies. The mill levy is 14.254. The motion was seconded by Comm. Rule and carried. A motion was made by Comm. Koppenhafer to

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adopt **Resolution 19-2005** to appropriated sums of money in accordance with Local Government Budget Law on December 12, 2005, seconded by Comm. Rule and carried. (See attached)

**BOARD OF EQUALIZATION HEARINGS:** It being 2:30 p.m. the time set aside, the Montezuma County Commissioners convened on Monday, December 12, 2005 to sit as the Board of Equalization. The roll was called and the proceedings were taped for the record. **Assessor Mark Vanderpool, Appraisers Scott Davis and Cynthia Claytor** was present.

**JOHN R. HAYES:** Appraiser Cynthia Claytor presented an appeal from John R. Hayes concerning his classification from agriculture to residential. Comm. Rule moved to deny the petition and to keep the classification as residential, seconded by Comm. Koppenhafer and carried. Mr. Hayes was not present.

**RICHARD AND PATRICIA O'HARA:** Appraiser Cynthia Claytor presented an appeal from Richard and Patricia O'Hara concerning their property valuation. On a conference call from Mr. O'Hara he requested the Board agree with the Assessor's Office recommendation on the property valuation. Comm. Koppenhafer moved to agree with the recommendation of the Assessor's Office on the property valuation, seconded by Comm. Rule and carried.

**ROCKY E. WILSON AND PATRICIA L. McCLENNY:** Appraiser Cynthia Claytor presented an appeal from Rocky E. Wilson and Patricia L. McClenny concerning their property valuation. Comm. Rule moved to deny the petition and agreed with the Assessor's recommendation. Seconded by Comm. Koppenhafer. Motion carried. Mr. Wilson and Ms. McClenny were not in attendance.

**INTERMOUNTAIN TIMBER PRODUCTION:** Appraiser Mark Vanderpool presented an appeal on timber possessory interests on the Millwood Timber Sale, the Boundry Timber Sale and the South Carver Timber Sale. Intermountain Timber Production representative **Nancy Fishing** requested the possessory interest tax on the above mentioned accounts be rescinded or reduced to zero as the taxes were paid at time the timber was harvested. Appraiser Mark Vanderpool stated since Intermountain Timber Production paid the 2003 taxes, he recommended the valuation should be set at zero for tax years 2004 and 2005. Comm. Rule made a motion that timber possessory interest is taxable and is taxed one time only. Seconded by Comm. Koppenhafer and carried. Comm. Rule and Comm. Koppenhafer voted aye, Comm. Findley recused himself. Comm. Rule moved to adjust valuation on accounts R990123 and R99130 since 2003 possessory tax was paid, the 2004 and 2005 possessory interest tax be adjusted as per the Assessor's recommendation to zero. Seconded by Comm. Koppenhafer. Comm. Rule and Comm. Koppenhafer voted aye, Comm. Findley recused himself. On account R990161 Assessor Vanderpool recommended the 2005 valuation remain at \$12,200. Comm. Rule moved to agree with the Assessor's recommendation and leave the 2005 valuation at \$12,200, Seconded by Comm. Koppenhafer. Comm. Rule and Comm. Koppenhafer voted aye, Comm. Findley recused himself.

**DEWAYNE FINDLEY LOGGING:** Assessor Mark Vanderpool presented an appeal on timber possessory interest for DeWayne Findley Logging. Assessor Vanderpool recommended that on account number R990159 the adjusted 2005 value of \$7,097 not be changed for 2005 with no future assessments after 2005 be made. Comm. Rule moved to agree with the Assessor's recommendation, seconded by Comm. Koppenhafer. Comm. Rule and Comm. Koppenhafer voted aye, Comm. Findley recused himself from the proceedings.

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**Board of Equalization** recessed until Monday, December 19, 2005

**DEPARTMENT OF AGRICULTURE** contract between the State of Colorado and Montezuma County was presented. This contract is for the use and benefit of the Department of Agriculture, Animal Industry Division for the control of predatory animals with the State of Colorado. Comm. Koppenhafer moved to sign the contract between the State of Colorado and Montezuma County for depreddating animal control, seconded by Comm. Rule and carried.

**MOTION TO ADJOURN** was made by Comm. Rule, seconded by Comm. Koppenhafer and carried

**MEETING ADJOURNED: 5:10 P.M.**

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County Clerk  
1212/2005

Chairman

Approved

ONLINE COPY

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY  
December 19, 2005**

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At the regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday, December 19, 2005, at the courthouse in Cortez, Colorado, there were present:

H. Dewayne Findley, Chairman  
Gerald W. Koppenhafer, Vice-Chairman  
Larrie D. Rule, Commissioner of Deeds  
Bob D. Slough, County Attorney  
Thomas J. Weaver, Administrator  
Carol Tullis, County Clerk

**MEETING** was called to order by **Comm. Findley** at 9:00 a.m. Recited the Pledge of Allegiance.

**MINUTES** of the regular meeting held on Monday December 12, 2005 were read. Comm. Rule moved to approve the minutes as corrected, seconded by Comm. Koppenhafer, and carried.

**ROAD:** **Lloyd Everett** presented the invoice for the two belly dump trailers the Department purchased. He stated that the crushing equipment has arrived. Gravel hauling to the Hovenweep Road (Road 10) is being done. The Department is doing repairs to roads P, 18, N and 31.

**AUTHORITY BOARD ORDER:** Comm. Koppenhafer made a motion to direct the Clerk to issue **Order Number 0-35-05** to the Treasurer to pay \$73.68 from the ETA Fund (E911 dispatch) account to **AT&T**. The motion was seconded by Comm. Rule and carried.

**ACCOUNTS PAYABLE:** General Fund # 47461-47619 in the amount of \$180,143.24, Road Fund # 19153-19218 in the amount of \$61,983.90, and Landfill # 4676-4704 in the amount of \$22,300.70 were approved for payment.

**ENERGY IMPACT GRANT:** Comm. Koppenhafer moved to sign the energy impact grant between the **Department of Local Affairs and the Board of County Commissioners** (Yellow Jacket Bridge), seconded by Comm. Rule and carried. (See attached)

**BOARD OF SOCIAL SERVICES:** Conducted at this time: Dennis Story and Kathy Talcott were present.

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**BOARD OF EQUALIZATION HEARINGS:** It being 10:00 a.m., the time set aside, the Montezuma County Commissioners convened on Monday, December 19, 2005 to sit as the Board of Equalization. The roll was called and the proceedings were taped for the record. **Assessor Mark Vanderpool, Appraisers Scott Davis, Cynthia Claytor and Darrell Mott** was present.

**AKIN ADVENTURES:** Appraiser Cynthia Claytor presented an appeal from Akin Adventures concerning their classification from agriculture to vacant land. Comm. Rule moved to deny the petition and agree with the Assessor's recommendation and keep the vacant land classification on account R014529 (3.22 acres), seconded by Comm. Koppenhafer and carried. Comm. Rule moved to deny the petition and agree with the Assessor's recommendation and keep the vacant land classification on account R014531 (70.34 acres), seconded by Comm. Koppenhafer and carried. **Carol and John Akin** were present.

**BENT RIDGE LLP:** Appraiser Cynthia Claytor presented an appeal from Bent Ridge LLP on their classification from agriculture to vacant land on lots 2,5,6,7 and 9 and from agriculture to residential on lot 8. Comm. Rule moved to accept the Assessor's recommendation on lots 2, 5, 6, and 7 and leave the classification as vacant land, seconded by Comm. Koppenhafer and carried. Appraiser Claytor recommended that lots 8 and 9 be returned to the agriculture classification. Comm. Koppenhafer moved to agree with the Assessor's Office and return lots 8 and 9 to agriculture classification, seconded by Comm. Rule and carried. **Thurl Boyd** was present.

**Board of Equalization** recessed until Monday, January 9, 2006.

**RESOLUTION** to move Montezuma County from a category 4 county to a category 3 county was discussed. Comm. Koppenhafer moved to write a resolution to request that Montezuma County become a category 3 county as pursuant to 30-2-102 C.R.S., seconded by Comm. Rule and carried.

**MONTEZUMA WATER DISTRICT #1** representatives **Dan Belt, Wanda Martin and others** (see sign in sheet) met with the Board to discuss the fee the County charges companies and individuals needing to dig in or disturb a county right-of-way. Comm. Koppenhafer moved to reaffirm Resolution number 11-95, seconded by Comm. Rule and carried. (See attached)

**LIQUOR LICENSE: Deputy Tammy Neely and Judy Follman**, met with the Board to set a date for a public hearing for a hotel/restaurant liquor license for **Sophia Lodge and Retreat**. The public hearing date will be January 9, 2006 at 11:30 a.m.

**PLANNING: Planning Manager Karen Welch** presented the **G. Wolcott Single Lot Development (Gregory J. and Robin D. Wolcott owners)** for approval. Comm. Rule moved to approve the G. Wolcott Single Lot Development, seconded by Comm. Koppenhafer and carried.

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**LETTER** from the **Citizens for Accountability and Responsibility** was received and noted. (See attached)

**MOTION TO ADJOURN** was made by Comm. Koppenhafer, seconded by Comm. Rule and carried.

**MEETING ADJOURNED: 2:45 P.M.**

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County Clerk

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Chairman