

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
January 05, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday January 05, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman.
Steve Chappell, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, Chief Deputy Clerk

CHAIRMAN Ertel opened the meeting of January 05, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Chappell moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated December 22, 2014 as presented. Motion was seconded by Commissioner Suckla and carried.

LIQUOR LICENSE: Clerk's Deputy Lynn Dorenkamp presented a liquor license renewal for **Double R Liquors**. Commissioner Chappell moved to approve the liquor license renewal for Double R Liquors. Second by Commissioner Suckla and carried. (See attached)

PUBLIC COMMENT: No Comments made

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of January 5, 2015 through January 16, 2015. Rob presented a letter sent by him to **McElmo Irrigation Water Users** stating that the Montezuma County Road and Bridge department is not responsible for the maintenance and repair to the current irrigation system along the County Road G corridor. Rob gave an update on several projects he is working on including the new high school access road a compactor for the Landfill and possible gravel outlets to use within the Landfill.

ROAD IMPACT FEES: James Dietrich and Lee Ann Milligan presented the proposed 2015 Road Impact Fee schedule. Commissioner Chappell moved to approve the Montezuma County Department of Planning and Zoning Application Fee schedule dated January 5, 2015 along with the revisions that have been made to said schedule. Second by Commissioner Suckla and carried. (See attached) A discussion was held regarding the Land Use Code High Impact process and to adapt our regulations to be “friendly” to potential Solar Farm vendors. Commissioner Suckla stated that he would like Montezuma County to welcome this type of activity, and Commissioner Chappell was concerned with the placement of said solar farm.

WEED DEPARTMENT GRANT: Bonnie Loving Weed Department office Manager met with the Commissioner to discuss a Grant application she is currently working on. She gave updates on current projects and available board positions. She noted there will be a Weed Board meeting on January 15, 2015.

USDA COOPERATOR SERVICE WILDLIFE SPECIALIST: Clinton Wilson met with the Commissioners to introduce himself and his program. His Information will be added to the County Web site.

COUNTY ATTORNEY: No report

NATURAL RESOURCES, PLANNING AND FEDERAL LANDS: No report

COUNTY ADMINISTRATOR REPORT: Administrator Brunner held a discussion regarding up-coming events, the list of 2015 appointments; stating that notifications are out regarding available positions for the Weed Board and the Lodgers Tax Board. A discussion was held regarding the DOLA Grant time frame and existing time constraints.

COUNTY COMMISSIONER REPORT: No report

CORRESPONDENCE: The following correspondence was read and noted:

Letter: The Bridge Emergency Shelter regarding affordable housing issues

Letter: Colorado Department of Local Affairs regarding DOLA grant award

MOTION TO ADJOURN was made by Commissioner Chappell, seconded by Commissioner Suckla and carried.

MEETING ADJOURNED 12:00

County Clerk Jan 5, 2015 Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
January 12, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday January 12, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman.
Steve Chappell, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, Chief Deputy Clerk

CHAIRMAN Ertel opened the meeting of January 12, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Chappell moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated January 5, 2015 as presented. Motion was seconded by Commissioner Suckla and carried.

ACCOUNTS PAYABLE: Commissioner Chappell moved to sign the accounts payable publication for Montezuma County for October and November as listed. Second by Commissioner Suckla and carried. (See attached)

SPECIAL EVENTS USE PERMIT: Chief Deputy Clerk Kim Percell presented a special events liquor application for the Cortez Culture Center, Sweethearts Ball on February 14, 2015. She explained this is a recurring event an annual fundraiser they have held at the Cortez Elks Lodge in the past but are having at the Baymont Inn & Suites this year. Commissioner Chappell moved to approve the special events use permit for the Cortez Culture Centers Sweetheart Ball to be held at the Baymont Inn on February 14, 2015. Seconded by Commissioner Suckla and carried. (See attached)

COOPORATIVE WEATHER OBSERVER, NOAA, NWS representative **James Andrus** presented the precipitation report through the month of December, 2014. (See attached)

PUBLIC COMMENT: M.B. McAfee expressed her gratitude to Commissioner Chappell for his service for the past 8 years.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of January 7, 2015 through January 23, 2015. Roads scheduled for work are Roads 26, 12 and 22,

along with general maintenance on all county roads. Rob reported that they had purchased a 2006 Ford F750 service truck for the amount of \$47500.00. Rob along with Shakalo Powers held a discussion regarding the purchase of a Landfill compactor. Commissioner Chappell moved to approve Shakalo Powers to move forward on the purchase of a compactor for the Landfill. Second by Commissioner Suckla and carried. (See attached)

FAIRGROUNDS: Fairgrounds Manager Tanner Young gave his monthly report. He reported the attendance at the Fairgrounds for 2014 was 68,211 and the yearly income for 2014 was \$70,735.00. A discussion was held regarding a water system, the Fairgrounds county web page, a portable PA system and upcoming events.
(See attached)

VETERANS SERVICE: Veteran's Officer Rick Torres reported the 2014 Veterans Services Activity Summary. He reported that there had been 1975 office visits for the 2014 year. He discussed his new Facebook page and the county web sites. (See attached)

IT MONTHLY REPORT: Jim McClain with the IT Department gave the project status for the month of January 2015. Items discussed were the PA system at the Annex, the County Web site and training of department heads to update their web page, the new county Wi-Fi system, a Montezuma County Facebook page and the Help desk process for Maintenance and IT. (See Attached)

Terri Wheeler from the **Montezuma County Housing Authority**, **Kellie Willis** from the **Pinon Project** and **Laurie Knutson** from the **Bridge Shelter** met with the Commissioners to discuss the Justice Building proposal and their interests within said proposal. Laurie discussed a fundraiser "Soups of the World" that the Bridge Shelter would be having on January 30, 2015; requesting the fees be waived for the use of the County Annex. Commissioner Chappell moved to waive the Montezuma County Annex fees for the Bridge Shelter's "Soups of the World" fundraiser to be held on January 30, 2015. Second by Commissioner Suckla and carried.

LODGERS TAX APPOINTMENT: Administrator Brunner presented letters of interest from **Judith M. Swain, Kirk T. Swope, Deanna Truelsen, and Brian Bartlett**. Commissioner Suckla moved to appoint Kirk T. Swope for a 3 year term on the Lodgers Tax Board as well as Brian Bartlett for a 3 year term. Second by Commissioner Chappell and carried. (See attached)

COURTHOUSE Requests for Qualifications (RFQ): Eric Hogue and James Dietrich met with the Commissioners to discuss the proposed revisions for the Request for Qualifications, Architectural Service for the Montezuma County Combined Court. (See attached)

EXECUTIVE SESSION: Commissioner Chappell moved to go into executive session, seconded by Commissioner Suckla and carried. This session is for a conference with the attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4) (b) regarding potential for liability and advice. Commissioner Chappell moved to go out of executive session, seconded by Commissioner Suckla and carried.

PLANNING:

Planning Director LeeAnn Milligan presented for review and determination of a Variance request by **Jesus E. Villarreal & Socorro M. Prieto** on property located at 25327 Road L, Cortez, CO, Sec.14, T.36N, R.16W, N.M.P.M., wherein applicants request Setback requirements of 25' for auxiliary structures be relaxed to inches

for the construction of a shop which is located on their east property line. A Non-Opposition Letter is in file from the affected property owners. Landowners Jesus E. Villarreal & Socorro M. Prieto were present. Commissioner Chappell moved to approve the variance request for Jesus E. Villarreal & Socorro M. Prieto for property located on 25325 Road L, Cortez Co. as presented. Second by Commissioner Suckla and carried. (See attached)

Planning Director LeeAnn Milligan presented for review and determination of a High Impact Permit Application submitted by **Cranston C & G, LLC., Agent Anthony Valdez**, on property located at 23400 Road N, Cortez, CO, Sec.9, T.36N, R.16W, N.M.P.M., which is currently zoned Commercial, for the construction and operation of an irrigation supply and installation company. Agent Anthony Valdez was present. Commissioner Chappell moved to approve High Impact Permit #HIP15-00004 for Cranston C&G LLC., owned by Anthony Valdez on property located at 23400 Road N Cortez Co. Second by Commissioner Suckla and carried. (See attached)

Planning Director LeeAnn Milligan presented for review and determination to forward to the Planning & Zoning Commission for review and recommendations, High Impact and Special Use Permit Applications submitted by **Kinder Morgan CO2 Company, LP, Agents Phil Kennedy and Ecosphere Environmental Services**, for a construction and operation of a cluster facility known as the **CC Cluster Revised**, on 6.40 acres, more or less, on property owned **Joseph & Jennifer Lanier**, located at 25480 Road 9, Pleasant View, CO, Sec.6, T.38N., R18W., N.M.P.M. Associated pipelines for CO2 transportation and produced water are also included in the permitting requests, consisting of 7.3 miles, more or less on multiple properties located within Sec.1, 6, 7 & 12, T.38N., R 18 & 19W., N.M.P.M.

Planning Director LeeAnn Milligan also presented a review and determination to forward to the Planning & Zoning Commission for review and recommendations, High Impact and Special Use Permit Applications submitted by **Kinder Morgan CO2 Company, LP, Agents Phil Kennedy and Ecosphere Environmental Services**, for the construction and operation of the proposed **CX-2 Flowline**, consisting of 1.16 miles, more or less, which will transport CO2 to the CB Cluster Facility, on multiple properties located in Pleasant View, CO, within Sec.10, 11 & 12 T.38N., R 19W., N.M.P.M. Along with a review and determination to forward to the Planning & Zoning Commission for review and recommendations, High Impact and Special Use Permit Applications submitted by **Kinder Morgan CO2 Company, LP, Agents Phil Kennedy and Ecosphere Environmental Services**, for the construction and operation of the proposed **CD-4 Flowline**, consisting of 2.67 miles, more or less, which will transport CO2 to the CD Cluster Facility, on multiple properties located in Pleasant View, CO, within Sec.13, 18, 23 & 24, T.38N., R 18 & 19W., N.M.P.M.

Commissioner Chappell moved to forward the reviews and recommendations of the applications for a High Impact Permits and Special Use applications from Kinder Morgan CO2 Company, LP, Agents Phil Kennedy and Ecosphere Environmental Services, for one; the construction and operation of a cluster facility known as the CC Cluster revised on 6.40 acres, more or less, on property owned by Joseph and Jennifer Lanier, located at 25480 Road 9, Pleasant View Co. consisting of 7.3 miles, more or less on multiple properties located within section 1,6,7, and 12. And also the construction and operation of the proposed CX-2 Flowline, consisting of 1.16 miles, more or less, which will transport CO2 to the CB Cluster Facility, on multiple properties located in Pleasant View, Co, within Sections 10, 11 and 12 and also the construction and operation of the proposed CD-4 Flowline, consisting of 2.67 miles more or less, which will transport CO2 to the CD Cluster Facility, on multiple properties located on Pleasant View, Co. within Sections 13,18, 23 and 24 as presented. Second By Commissioner Suckla and carried.

COUNTY ASSESSOR William Scott Davis presented a Contract for services between Montezuma County and **Total Assessment Solutions Corporation (“TASC”)** for signature. Commissioner Chappell moved to approve a contract with Total Assessment Solutions Corporation (“TASC”) for evaluation of oil and gas products for the Assessor office for the year of 2015 as presented. Second by Commissioner Suckla and carried. (See attached) Assessor Davis along with Treasurer Dyess held a discussion with the Commissioners regarding the elimination of the severed mineral tax, it was decided that further investigation and discussion is needed on said subject.

COUNTY ATTORNEY: Attorney Baxter gave an update on the Montezuma County District Court Case **Fairview Cemetery District** and the **Namingha** family stating that a mediated settlement agreement was signed. Commissioner Chappell moved to accept the mediated settlement agreement, whereas, the parties wished to fully resolve the dispute by entering into said agreement and accepting the terms and conditions within the agreement, between the Fairview Cemetery and the Namingha family of Yellow Jacket. Second by Commissioner Suckla and carried. (See attached)

NATURAL RESOURCES, PLANNING AND FEDERAL LANDS: James Dietrich presented a letter of support for signatures written to the **BLM Natural Resource** specialist **Tracy Perfors** regarding the **Sand Canyon 5 Pipeline** and **Lateral, Big Point Overlook Development**. Commissioner Chappell moved to sign a letter of support to the BLM Tres Rios Field Office regarding the Sand Canyon overlook project as presented. Second by Commissioner Suckla and carried (See attached)

COUNTY ADMINISTRATOR REPORT: No Report

COUNTY COMMISSIONER REPORT: No report

CORRESPONDENCE: The following correspondence was read and noted:

Letter: from the Dolores Water Conservancy District regarding the Minutes for a meeting dated November 13, 2014.

Letter: The Southwestern Water Conservancy District regarding requests from authorized entities for 2015 water- related projects.

MOTION TO ADJOURN was made by Commissioner Chappell, seconded by Commissioner Suckla and carried.

MEETING ADJOURNED 3:30

County Clerk Jan 12, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
January 26, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday January 26, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman.
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHAIRMAN Ertel opened the meeting of January 26, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Suckla moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated January 12, 2015 as presented. Motion was seconded by Commissioner Lambert and carried.

LIQUOR LICENSE: Clerk's Deputy Lynn Dorenkamp presented a liquor license renewal for Colorado's Own Liquor LLC. Commissioner Lambert moved to approve a liquor license renewal for Colorado's Own Liquor LLC (DBA Colorado's Own) on property located at 26070 Highway 491 Pleasant View, Co. as presented. Second by Commissioner Suckla and carried. (See attach)

Administrator Brunner presented **Order #2014-15** a year end cleanup of accounts on the Treasures report for audit, and **Order # 2015-1a** re-issue of a check from Goodman Point Water District to Montezuma County Road & Bridge Department. Commissioner Suckla moved to approve Order #2014-15 to transfer from the following Montezuma County accounts; Federal W/H .08, Retirement 2,350.78, CHP/CTSI (215,566.26) AFLAC (277.74) Flex 8,458.82, and Garnishment 160.37 to the Montezuma County General Fund \$(209,575.61) for end of the year clean up on accounts, motion was seconded by Commissioner Lambert and carried. Commissioner Suckla moved to approve Order #2015-01 to void check #47836 for \$845.50 written to Goodman Point Water and re-issue to Montezuma County Road & Bridge Department as presented, motion was seconded by Commissioner Lambert and carried. (See attached)

PUBLIC COMMENT: Comments made were, **Rob Pope**, gave an update on his RC Southwest Development plan (See attached) **Rodney Karriker**, held a discussion with the Commissioners regarding connected land owners to BLM land and the land owners right to access the BLM land; **Ellen Foster** read a letter regarding

concerns she had with the Commissioners transparency practice to inform the public of their actions, stating that letters submitted and approved from Commissioners should be read at the meetings for the public to hear.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of January 21, 2015 through February 6, 2015. Rob reported that they will be working on shoulder up access points on all county wide paved roads, other projects included are culverts and blade work on Roads 40, 41, and 42, replace culvert, drainage and gravel on Road 26, road resurface on Roads 12 and 21. Rob presented a purchase agreement between Montezuma and Dolores Counties stating that for consideration Montezuma County will provide 2,562.50 yards of 3/4 road base material in exchange for 2 Ford Pickups one a 2006 Ford F250 and the other a 2008 Ford F250 pickup. Commissioner Lambert moved to approve the purchase agreement between Montezuma County and Dolores County for a trade of 2,562.50 yards of 3/4 road base gravel for a 2006 and 2008 Ford pickup. Second by Commissioner Suckla and carried. (See attached)

LANDFILL: Landfill Manager Shakalo Powers gave his monthly report which included past and future scheduled projects. Shakalo reported that portable litter fences will need to be built and put in place and that he was working with the local FFA Chapter to make this a joint project. He also reported that he is working on a water diversion channel on the east side of the landfill, the old landfill purchase should be covered by March and that they would be moving compost from the Fairgrounds to the landfill.

FEDERAL LAND AGENCIES: Derek Padilla, Marietta Eaton and Connie Clementson gave the Commissioners an update on projects they have been working on. Marietta stated that she would be attending a meeting to listen to concerns from to landowners within the Sand Canyon area. Connie reported that she is working on the Resource Management plan. Derek's topics of discussion were the new Fire Management Operator, the McPhee Marina and House Creek breakwater projects and the Rico/West Dolores Travel Management Plan.

SOUTHWEST HEALTH SYSTEMS INC: John Nadone and Liz Sellers presented the Balance Sheet of 12/31/2014 and the monthly operating report for Southwest Health Systems. (See attached) A discussion was held regarding the hospital expansion project and local Physician retention.

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

COUNTY CORONER George Deavers the New County Coroner met to introduce himself to the Commissioners. Items discussed were the Coroner refrigerators, county regulations for a Green Burial process, deputy on call pay, a monthly operational sheet, the yearly budget, the Coroner transportation vehicle, and an autopsy suite within Montezuma County.

PUBLIC HEARING: It being the time set aside a public hearing is held for purpose of reviewing and determining High Impact and Special Use Permit Applications submitted by Kinder Morgan CO2 Company, Agent Phil Kennedy and Ecosphere Environmental Services for the purpose of the construction and operation of one (1) 6.29 acre, more or less, CO2 Well (known as CD-3) on property owned by the Thomas & Ima Jean Pedigo Revocable Living Trust, located at 22821 Road 10, Pleasant View, CO; consisting of 160 acres, more or less, situated in Sec. 13, T.38N., R.19W., N.M.P.M. Said property is located south of Road BB, north of Road 10. The roll was called, the public notice read, and the proceedings were recorded for the record. **Agents Phil Kennedy, Jamie Conway and Barbara Wickman** were present. Commissioner Ertel requested the findings

from the Planning and Zoning from the **Planning Director LeeAnn Milligan**. LeeAnn stated that there were no contingencies and the vote was unanimous for approval from the Planning and Zoning. Commissioner Ertel opened the hearing to public comment. Public Comments made included, land owner **Alan Bleak** discussed his concerns on the consequences of said drilling close to his water well and the lack of communication to him from Kinder Morgan. **Linda Baker** would like to see a legal agreement from Kinder Morgan regarding the consequences and damages caused by the drilling. **Pete Dronkers** wanted to know what the Kinder Morgan commitment was to base line water and air testing, questioning who would be responsible for the payment of said testing after the fact. **M. B. McAfee** stated that the open conversation was good. **Gala Pock** stated that she had previously asked the question of damages and was told "There would be no damages". Hearing no further public comment that portion of the hearing was closed. Commissioner Suckla moved to approve the High Impact #14-000038 and Special Use Permit #14-000029 applications submitted by Kinder Morgan CO2 Company, Agent Phil Kennedy and Ecosphere Environmental Services for the construction and operation of a CO2 Well (known as CD-3) on property owned by the Thomas & Ima Jean Pedigo Revocable Living Trust, located at 22821 Road 10, Pleasant View, CO as presented. Second by Commissioner Lambert and carried. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining High Impact and Special Use Permit Applications submitted by Kinder Morgan CO2 Company, Agent Phil Kennedy and Ecosphere Environmental Services, for the purpose of the construction and operation of a 5.2 mile, more or less, produced water discharge pipeline on multiple properties situated in Sec. 1, 3, 4, 5 & 6 T.38N., R.18 & 19W., N.M.P.M; consisting of 31.65 acres, more or less. Properties are located on Roads BB and 12 between County Roads 8 and 12. The roll was called, the public notice read, and the proceedings were recorded for the record. **Agents Phil Kennedy, Jamie Conway and Barbara Wickman** were present. Commissioner Ertel requested the findings from the Planning and Zoning from the **Planning Director LeeAnn Milligan**. LeeAnn stated that the Planning and Zoning had a contingency that construction of the pipeline is expedited in order to minimize agricultural impacts on neighboring property owners. Commissioner Ertel opened the hearing for public comment. Public comments made were; **Judith Rohwer** stated that she was concerned with her pasture being torn up by the project and lack of communication from Kinder Morgan. Hearing no further public comment that portion of the hearing was closed. Commissioner Suckla moved to approve a High Impact #14-000039 and Special Use Permit #14-000030 applications submitted by Kinder Morgan CO2 Company, Agent Phil Kennedy and Ecosphere Environmental Services, for the purpose of the construction and operation of a 5.2 mile, more or less, produced water discharge pipeline on multiple properties situated in Sec. 1, 3, 4, 5 & 6 consisting of 31.65 acres, more or less. Properties are located on Roads BB and 12 between County Roads 8 and 12 with contingencies from the Planning and Zoning that construction of the pipeline is expedited in order to minimize agricultural impacts on neighboring property owners; and construction on property owned by Judith Rohwer is completed by March 15, 2015, or postponed until fall to not interfere with her agricultural operations. Second By Commissioner Lambert and carried. (See attached)

Planning Director LeeAnn Milligan presented a Final Plat for a Single-Lot Development submitted by Empire Electric Assn., Agent **Scott Ehmke**. Property is located east of Road 18, north of Road P, owned by Alta Vista Land Company, Inc., 15250 Road 18 Guess, Cortez, CO; located in Sec.26, T.37N., R.17W., N.M.P.M. was presented for signature. Lee Ann along with Agent **Scott Ehmke** and **Ken Tarr** presented a preliminary review of an After The Fact Exemption Application submitted by **Keith and Janeen Lard** on property located at 12350 Road 21 Cortez, CO, consisting of 1 acre, more or less and located in Sec.7, T.36N., R.16W., N.M.P. Commissioner Suckla moved to approve the after the fact exemption for Keith and Janeen Lard on property located at 12350 Road 21 Cortez as presented. Second by Commissioner Lambert and carried (See attached)

MONTEZUMA COUNTY FAIRBOARD Brandy Simmons met with the Commissioners to discuss the new member appointments. Letters of interest were presented from were **Brandon Oliver, Shelly Thorkelson Stevenson** and **Jacklynn Ray**. Commissioner Lambert moved to accept the resignation of **Jay Lawrence** from the Montezuma County Fair Board. Second by Commissioner Suckla and carried. Commissioner Suckla moved to appoint Brandon Oliver and Shelly Thorkelson Stevenson to the Montezuma County Fair Board as well as Jacklynn Ray as an alternate Board member. Second by Commissioner Lambert and carried. (See attached)

APPRECIATION OF SERVICE: Commissioner Ertel presented a service award to Planning and Zoning member **Tim Hunter** for his service of 8 years on the Planning and Zoning Board.

MONTEZUMA COUNTY WEED ADVISORY BOARD: Letters of interest to serve on the Weed Advisory Board were presented Lee Ann Milligan those interested were **Gary T. Gnas, Clay Loving** and **Eddy Lewis**. Commissioner Suckla moved to appoint Eddy Lewis as well as Clay Loving to the Montezuma County Weed Advisory Board. Second by Commissioner Lambert and carried. (See attached).

Election of Officers:

CHAIRMAN: Commissioner Suckla moved to appoint Commissioner Ertel as Chairman, seconded by Commissioner Lambert and carried.

VICE CHAIRMAN: Commissioner Ertel moved to appoint Commissioner Suckla as Vice Chairman, seconded by Commissioner Lambert and carried.

COMMISSIONER OF DEEDS: Commissioner Ertel moved to appoint Commissioner Lambert as Commissioner of Deeds, seconded by Commissioner Suckla and carried.

2015 OFFICE APPOINTMENTS:

APPOINTMENTS:

Commissioner Suckla moved to appoint the following for 2015

County Attorney: John Baxter

County Administrator/Budget Officer: Melissa Brunner

County Road and Bridge Supervisor: Rob Englehart

Director of Social Services: Josiah Forkner

Director of Public Health Agency: Roberta Lock

Veteran's Affairs Officer: Rick Torres

Landfill Manager: Shalako Powers

Legal Publications: Cortez Journal

With the exception and request for a discussion on the Emergency Manager position. Motion seconded by Commissioner Lambert and carried. Commissioner Suckla moved to appoint Paul Hollar as the **Emergency Manager** for a probation period until June 1, 2015 to meet conditions set forth by the County Commissioners. Second by Commissioner Lambert and carried. (See attached)

Region 9 Economic Development Board: Larry Don Suckla

Alternate: Keenan Ertel

Southwest Regional Transportation Committee: Keenan Ertel

Alternate: Larry Don Suckla

AAA: Keenan Ertel

Alternate: James Lambert

Southwest Workforce Board: Keenan Ertel

No Alternate

Montezuma County Housing Authority: Commissioner Suckla moved to appoint **Rick Torres** to the Montezuma County Housing Authority for the year 2015. Second by Commissioner Lambert and carried.

Alternate: Larry Don Suckla

MCEDA – Montezuma County Economic Development Association: James Lambert

Alternate: Keenan Ertel

Housing Solutions James Lambert

Alternate: Larry Don Suckla

Ute Mountain Council Meetings: Keenan Ertel

Alternate: Larry Don Suckla

Lower Dolores River Group: Larry Don Suckla

Alternate: Keenan Ertel

Club 20: Larry Don Suckla

Alternate: Keenan Ertel

COUNTY ATTORNEY: No Report

NATURAL RESOURCES, PLANNING AND FEDERAL LANDS: James Dietrich, Paul Hollar and Lee Ann Milligan held a discussion regarding the Joint Oil and Gas Local Authority Community meeting. Stating it had been set up for March 26, 2015 with several entities schedule to make a 15 minute presentation. James, Lee Ann and along with **Doug Roth** and **Dennis Atwater** held a discussion regarding a County Solar Farm. James presented a letter for the Commissioners approval and signature to the Dolores Public Lands Office Manager Derek Padilla regarding the Rico/West Dolores Travel Management Plan. Commissioner Lambert moved to approve a letter written to the Dolores Public Lands Office regarding the Rico/West Dolores Travel Management plan. Second by Commissioner Suckla and carried. (See attached)

COUNTY ADMINISTRATOR REPORT: No Report

COUNTY COMMISSIONER REPORT: Commissioner Suckla reported he had been appointed to the Public Lands Commission for a 2 year term. Commissioner Lambert held a discussion regarding a County Fleet Management System.

CORRESPONDENCE: The following correspondence was read and noted:

Letter for Energy Forum & Expo Co regarding an invite to the Annual Energy Forum.

MOTION TO ADJOURN was made by Commissioner Suckla, seconded by Commissioner Lambert and carried.

MEETING ADJOURNED 5:10

County Clerk Jan 26, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
February 2, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday February 2, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman.
James Lambert, Commissioner of Deeds: Absent (Jury Duty)
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHAIRMAN Ertel opened the meeting of February 2, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Suckla moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated January 26, 2015 as presented. Motion was seconded by Commissioner Ertel and carried.

COUNTY TREASURER: Treasurer Sherry Dyess presented the Schedule of Receipts and Disbursements for the time period of July 1, 2014 through December 31, 2014. Commissioner Suckla moved to approve the Schedule of Receipts and Disbursements as presented. Second by Commissioner Ertel and carried. (See attached)

COUNTY TRUSTEE: Treasurer Sherry Dyess presented the 2014 Public Trustee's Quarterly report. Commissioner Suckla moved to approve the Public Trustee's Quarterly report for the year of 2014 as presented. Seconded by Commissioner Ertel and carried. (See attached)

RESOLUTION: Administrator Brunner presented Resolution # **1-2015** Designating the location of posted Agenda(s). She explained that agendas are currently posted on the bulletin board inside the northwest entrance at the Montezuma County Courthouse and on the bulletin board inside the south entrance at the Montezuma County Annex 3. Commissioner Suckla moved to approve Resolution #1-2015 designating the location of posted agendas as presented. Second by Commissioner Ertel and carried. (See Attached)

PUBLIC COMMENT: Comments that were made: **Gala Pock** stated that the replacement of culverts done on Road 8 last year made a great improvement to the road and thanked Road Superintendent Rob Englehart for his work. **Ellen Foster** thanked the Commissioners for their draft letter of support regarding the Rico/West Dolores Travel Management Plan. **Greg Kemp** stated that the solar farm he mentioned during a discussion last week would not work for what the county was looking for. **M.B. McAfee** held a discussion regarding gravel work being done on Road 21 stating her concern was the lack of housing on said road, stating that it may be better to use those resources on roads with housing. Superintendent Englehart explained that the work being done in that area was a two year project on various roads and that there was an agricultural need for the work on said road.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of January 28, 2015 through February 13, 2015. Roads scheduled for work are; clean culverts and blade work on roads 40, 41 and road 42; replace culverts, drainage and gravel on roads S, W, and 26; road resurface on roads 12 or 21, crack seal pavement on road 22 and Prep for chip seal on roads U and 22. Rob reported that at a safety meeting he had passed out hats as awards for good safety reports. He also stated that they would be starting a grinding project early in March on Road G and a future project for a culvert replacement on Road 29, stating that both projects will cause interruptions for vehicle access to these roads and the public would need to be notified in advance of said projects. Rob then gave a presentation that included pictures of the new mechanics truck, crews trimming trees and blading roads. (See attached)

VETERANS SERVICE: Veteran Service Officer Rick Torres presented his monthly services update. Rick reported that there were 216 visits to his office in January 2015. He discussed a new logo and slogan for his office. Rick said he would work on a Veteran and Memorial Day Proclamations for the Commissioners to sign, as well as working on digital communications for younger veterans through You Tube and Facebook. Commissioner Suckla thanked Rick for accepting his appointment to the Montezuma County Housing Authority Board. Commissioner Suckla moved to approve the **County Veterans Service Officers** monthly report and Certification of pay for December 2014, seconded by Commissioner Ertel, motion carried. (See attached)

GROUNDS AND BUILDINGS QUARTERLY REPORT: Robert Smith Maintenance Supervisor reported on the grounds and buildings. Robert discussed a sewer drainage issue that he had worked on last week at the Sheriff's department, stating that it would require future maintenance and repair. He reported that they are currently working on the remodeling of an office at the Annex for the Veterans Service. A discussion was held regarding the Magistrate Court room and the use of said room.

SCHOOL COMMUNITY YOUTH COLLABORATIVE TEEN MAZE UPDATE: Cindy Houston and Rebecca Larson met to give an update and a thank you of support for the **Teen Maze** event. Said event themed "Plug in to Life" has been scheduled at the Montezuma County Fairgrounds for April 16 and April 17, 2015. Fairgrounds Manager Tanner Young was present to show his support of the event. They reported that there would be 9 Schools with 388 confirmed students attending, along with 23 different organizations participating Including Montezuma County High School and the Dolores County High School. Some of the topics that will be covered include Acceptance, Self Esteem, Bullying, Tobacco use, and Alcohol consumption. They estimated they would need 140 volunteers working on the 2 day event, inviting the Commissioners to be included as volunteers.

EMERGENCY MANAGER REPORT: Emergency Manager Paul Hollar met with the Commissioner and gave a monthly update. Topics discussed were meetings he had attended, training needs, Upcoming mitigation of the Emergency Management plan, 2015 goals, the possibility of a revision to the Fire Ban Ordinance, and the designation of the Mobile Command Post. He reported that he had been re-elected as the Vice President of Regional Emergency Planning Commission. Paul reported that he had received a grant from Homeland Security for a 70" Led/HDTV, Hitachi 16Wprojector and Intelliboard Smart Board 885 for a total of \$10,076.72. He has also applied for an additional Homeland Security Grant for a Sharp Aquous 70" LED/LCD HDTV, 1 Hitachi WUXAGA 4000 16W Projector and 1 Intelliboard Smart Board 885. (See attached)

REGIONAL EMERGENCY TRAUMA ADVISOR COUNCIL- RETAC Matt Lindsay Montezuma County EMS/Fire Representative met with the commissioners and gave a presentation and overview of the Regional Emergency Trauma Advisor Council. Commissioner Suckla moved to approve the bylaws for the Southwest Regional Emergency Medical & Trauma Advisory Council as presented. Second by Commissioner Ertel and carried. Commissioner Suckla moved to appoint Matt Lindsay along with alternate Scott Anderson to the Southwest Regional Emergency Medical & Trauma Advisory Council. Second by Commissioner Ertel and carried. (See attached)

LUNCH

RESOLUTION: James Dietrich presented **Resolution #2-2015** a resolution in support of renewable energy. The Board of County Commissioners endeavor to minimize environmental impacts by encouraging renewable resources, alternative energy and fuels, water conservation and waste reduction. Commissioner Suckla moved to approve Resolution #2-2015 a resolution in support of renewable energy for Montezuma County. Second by Commissioner Ertel and carried. (See attached)

EXECUTIVE SESSION: Pursuant to Attorney Baxter's suggestion, Commissioner Suckla moved for the Board of County Commissioners to go into executive session pursuant to C.R.S. statutes 24-6-402 (4)(b) for a conference with the attorney for the purpose of receiving legal advice on specific legal questions. Seconded by Commissioner Ertel and carried. A conference call was made to the law firm handling the Kinder Morgan case at the Court of Appeals, Duford, Waldeck, Milburn & Krohn. Assessor Davis joined the Commissioners, Administrator, and attorney in executive session. Commissioner Ertel said the Board voted to return to regular sessions. (See Attached)

COUNTY ATTORNEY: Attorney Baxter reported that the agreement document to start the communication process between Montezuma County and landowners for the new High School access was available to Road Superintendent Englehart and County Surveyor Maness.

COUNTY ADMINISTRATOR REPORT: Administrator Brunner reported there would be a Department head meeting on February 6, 2015. A discussion was held regarding the limits set for the Pre Submittal Architectural meeting set for Tuesday February 10, 2015. Melissa held a discussion requesting an Insurance Committee be set up to explore insurance and benefit options for 2016.

NATURAL RESOURCES, PLANNING AND FEDERAL LANDS: No report

COUNTY COMMISSIONER REPORT: Commissioner Suckla held a discussion regarding access to County roads for All Terrain Vehicle (ATV). Suggesting that the County adopt an ordinance and move forward to schedule a public hearing to discuss said subject. He also discussed a Montezuma County web site survey and comment section for constituents to participate in. Commissioner Lambert joined the meeting at 3:00p.m. Commissioner Lambert discussed adjacent county owned land to the Pleasant View Fire Department Fire House and the placement of a fence to protect the Firehouse gas tanks.

CORRESPONDENCE: The following correspondence was read and noted:
Letter from Allan & Elizabeth Bleak regarding High Impact permits being requested by Kinder Morgan.

MOTION TO ADJOURN was made by Commissioner Suckla, seconded by Commissioner Lambert and carried.

MEETING ADJOURNED 3:30

County Clerk February 2, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
February 9, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday February 9, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman.
James Lambert, Commissioner of Deeds:
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHAIRMAN Ertel opened the meeting of February 9, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Suckla moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated February 2, 2015 as corrected. Motion was seconded by Commissioner Lambert and carried

ACCOUNTS PAYABLE PUBLICATION: The December 2014 accounts payable publication was presented for signature. Commissioner Lambert moved to approve the December 2014 accounts payable for publication. Second by Commissioner Suckla and carried. (See attached)

LIQUOR LICENSE: Clerk's Deputy Lynn Dorenkamp presented a liquor license renewal for G Whil Liquors. Commissioner Suckla moved to approve the renewal license for G Whil Liquors located at 24001 Road G.2, Cortez, Co. as presented. Second by Commissioner Lambert and carried. (See attached)

COOPORATIVE WEATHER OBSERVER, NOAA, NWS representative **James Andrus** presented the precipitation report through the month of January, 2015. His Temperature forecast for February 2015 was warmer than average and his Precipitation forecast for February- April would be wetter than average. (See attached)

PUBLIC COMMENT: **Greg Kemp** requested that Commissioner Lambert speak louder as the audience was having a difficult time hearing him. He suggested that individual microphones may be needed. **Gala Pock** held a discussion regarding Road Impact fees for Kinder Morgan wells and pipelines requesting that Commissioners

add these fees to their permits. Gala also discussed the Vehicle Registration fees from the Kinder Morgan vehicles.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of February 4, 2015 through February 20, 2015. Projects included in the schedule were; raising the road elevation on Road N, the cleaning of culverts, Blade and roll of roads 36, 5, 40, 41, 42, H, P, and Road 8, the shape and blade of roads 26, 35, and 37, Road resurface on Roads 26,12 and 22, preparation for chip seal on Roads U and 22. Rob reported the trucks would be hauling to roads 12, 22 and N, from the Ormiston pit and to Road 26 from Haycamp gravel pit. Rob also reported that the Signature Agreements for the 7th Street extension have been mailed out to land owners. A discussion was held regarding a request from Pleasant View fire department to build a fence around their fuel tanks. Rob reported that said fence would not impact the county. Rob and **GIS SPECIALIST DOUG ROTH** presented the **HUTF** Road updates and the Colorado Department of Transportation Mileage Certification for signature. Commissioner Suckla moved to approve the Colorado Department of Transportation HUTF signature sheet of 2015 as presented. Second by Commissioner Lambert and carried. (See attached)

FAIRGROUNDS: Fairgrounds Manager Tanner Young gave his monthly report which included \$8980.00 income and fairgrounds attendance of 1130 to date. Tanner reported that future events included; Hunter Education courses, Archery and Baseball practices starting up, the Fair Steer weigh in, the **Jordan World Circus**, the **Four States Junior Rodeo** as well as the **Navajo Nation Rodeo Association Rodeo**, and the **Four States Agriculture Expo**. A discussion was held regarding the renewal of the community service program and alcohol approval for events held yearly at the fairgrounds. Tanner gave a slide show regarding the completion of the new indoor lighting project. Commissioner Ertel requested that Tanner look at the possibility for the use of Agricultural water at the Fairgrounds. (See attached)

PUBLIC HEALTH DIRETOR Bobbie Lock met with the Commissioner to give her quarterly report. Bobbi presented a schedule of Services and Programs and invited the Commissioners for a tour of the Health Department. Bobbie reported that they would be expanding the Dental program and had bought a new Digital X-ray machine for said expansion, explaining that the purchase had previously been included within the Health Department budget. Bobbi held a discussion about the Measles vaccination stating there had not been a measles case reported in Montezuma County as of yet. Bobbi mentioned that the Health Department offered a free cholesterol screening by appointment. (See attached)

IT: Jim McClain gave a monthly update for the IT Department stating he was working on several projects including the Tyler project for the Assessor, the new VM System, Dentrix at the Health Department, Cleanup of storage areas, the County Web Page, Wireless connectivity for the County Court and a meeting that was set for February 16th with Alpine Security and Vici Pierce from the Detention Center to discuss the Detention Center cameras.

REGION 9: Ed Morlan met with the Commissioners to discuss the CDBG Grant Application, the CDBG Intergovernmental Agreement, the Excessive Force policy letter and Resolution, the Applicant Settlement of Assurances and Certifications, the Citizens Participation Plan and the Residential Anti-displacement and Relocation Assistance plan. Ed also presented the Excessive force policy letter for Montezuma County and a discussion was held regarding the McPhee Recreation Complex site information. Commissioner Suckla moved to approve the CDBG Grant Application, the CDBG Intergovernmental Agreement, the Excessive Force Policy Letter and Resolution, the Applicant Settlement of Assurances and Certifications, the Citizens Participation

Plan and the Residential Anti-displacement and Relocation Assistance plan as presented. Second by Commissioner Lambert and carried. (See attached)

FEDERAL EQUITABLE SHARING AGREEMENT: WANDA MARTIN with the **Sheriff's Office** presented the **Federal Equitable Sharing Agreement**. She explained this agreement allows access to federal grant funding. Commissioner Lambert moved to sign the Federal Equitable Sharing Agreement for the Sheriff's Office, seconded by Commissioner Suckla and carried. (See attached)

LOWER DOLORES CONSERVATION AREA (NCA): Commissioner Suckla requested a discussion regarding the proposed **Lower Dolores National Conservation Area**. He stated that the original focus of the group was to protect irrigation waters for the farmers of Montezuma County but recently the focus had strayed to a new concern of protection for 3 species of fish. He explained that the Draft Memorandum of Agreement (MOA) listed several entities to be involved, but that few of the entities had a vested interest in the original focus. His recommendation was for the Montezuma County Board of Commissioners to officially show their opposition of the National Conservation Area (NCA) on the Lower Dolores proposal. **Linda Odell** for the **Farm Bureau** presented a letter stating their position of the proposed National Conservation Area (NCA). (See attached) **Walter Henes** a Dolores Water Conservation Board Member stated that their Board had not looked at the NCA proposal and had not taken an official position at this time. **Drew Gordanier** stated that he was a member of the Live Stock Board and they had not taken a definite position either but personally he was in agreement with the Commissioners. **Bruce Smart** another Board member of the Dolores Water Conservation District stated we need to look at what best for our area and best serves our community. He also stated that his Board had not taken an official position on the proposal. **Don Schwindt** presented a Memorandum to the board regarding comments on how a National Conservation Area (NCA) and other federal actions may impact our community's water rights. (See attached) Don offered his support of Commissioner Suckla and the Board's opposition to the proposed NCA. Commissioner Ertel stated that Mr. Schwindt's memorandum as well as the Farm Bureau letter had raised concerns. His concern was that the stake holders listed would not have the same concerns as the citizens. Commissioner Lambert stated that the majority of the people who are paying for the reservoir are opposed to the NCA and he had to follow with them. Commissioner Suckla moved that the Montezuma Board of County Commissioners come out in opposition the proposed NCA National Conservation Area for the Lower Dolores as presented. Second by Commissioner Lambert and carried.

PLANNING AND ZONING:

PUBLIC HEARING: It being the time set aside a Public Hearing was held for the purpose of reviewing and determining High Impact and Special Use Permit Applications submitted by Kinder Morgan CO2 Company, LP, Agents Phil Kennedy and Ecosphere Environmental Services, for a construction and operation cluster facility known as the CC Cluster Revised, on 6.40 acres, more or less, on property owned Joseph & Jennifer Lanier, located at 25480 Road 9, Pleasant View, CO, Sec.6, T.38N., R18W., N.M.P.M. Associated pipelines for CO2 transportation and produced water are also included in the permitting requests, consisting of 7.3 miles, more or less, on multiple properties located within Sec.1, 6, 7 & 12, T.38N., R 18 & 19W., N.M.P.M. Commissioner Ertel requested the findings from the Planning and Zoning Department from the **Planning Director LeeAnn Milligan**. LeeAnn stated that Planning and Zoning Board included the contingency that the applicant work with the County Road Superintendent to require traffic to utilize Road CC to Road 8, then south on Road 8. Commissioner Ertel opened the hearing to public comment. Public Comments made included: **Gala Pock** stated that previous and the present project had caused excessive stress on the Baumgartner family and their marriage. **Katrina Baumgartner** read a letter from her husband Bryan and herself regarding their

concerns of the lack of communication, information and common courtesy in regards to the KM CC Cluster *revised* project. (See attached) **Joseph Lanier** owner of said property stated that he was in support of the project. **M.B. McAfee** stated that she felt that Kinder Morgan was not being the good neighbors they had proclaimed to be and that there was a need for better communication from Kinder Morgan. **Janet Condreau** asked what the reclamation process will be for said pipeline. **Phil Kennedy** with Kinder Morgan presented the United States Department of the Interior Bureau of Reclamation letter of consent to be included into the record. (See attached) Hearing no further public comment that portion of the hearing was closed. Commissioner Lambert moved to approve High Impact Permit #15-000001 and Special Use Permit #15-000001 applicant Kinder Morgan CO2 Company on property owned by Joseph & Jennifer Lanier, located at 25480 Road 9, Pleasant View Co with the purpose of the construction and operation of the CC Cluster revised and associated discharge lines and CO2 flow lines, along with the contingency outlined from the Planning and Zoning that the applicant work with the County Road Superintendent to require traffic to utilize Road CC to Road 8, then south on Road 8 as presented. Second by Commissioner Suckla and carried. (See attached)

PUBLIC HEARING: It being the time set aside a Public Hearing was held for the purpose of reviewing and determining High Impact and Special Use Permit Applications submitted by **Kinder Morgan CO2 Company, LP**, Agents **Phil Kennedy** and **Ecosphere Environmental Services**, for the construction and operation of the proposed CX-2 Flow line, consisting of 1.16 miles, more or less, which will transport CO2 to the CB Cluster Facility, on multiple properties located in Pleasant View, CO, within Sec.10, 11 & 12 T.38N., R 19W., N.M.P.M. Commissioner Ertel requested the findings from the Planning and Zoning Department from the **Planning Director LeeAnn Milligan**. LeeAnn reported that the Board recommended approval of said High Impact Permit and Special Use Permit. Commissioner Ertel opened the hearing to public comment. No Public Comments were made. Hearing no further public comment that portion of the hearing was closed. Commissioner Suckla moved to approve High Impact Permit # 15-000002 and Special Use Permit # 15-000002 applicant Kinder Morgan CO2 Company on properties owned by **Sylvia Kleczkowski, Bessie, Brad and Pamela White**, for the purpose of the construction and operation of the CX-2 Flow line. Second by Commissioner Lambert and carried (See attached)

PUBLIC HEARING: It being the time set aside a Public Hearing was held for the purpose of reviewing and determining High Impact and Special Use Permit Applications submitted by **Kinder Morgan CO2 Company, LP**, Agents **Phil Kennedy** and **Ecosphere Environmental Services**, for the construction and operation of the proposed CD-4 Flow line, consisting of 2.67 miles, more or less, which will transport CO2 to the CD Cluster Facility, on multiple properties located in Pleasant View, CO, within Sec.13, 18, 23 & 24, T.38N., R 18 & 19W., N.M.P.M. Commissioner Ertel requested the findings from the Planning and Zoning from the **Planning Director LeeAnn Milligan**. LeeAnn reported that the Board recommended approval of said High Impact Permit and Special Use Permit. Commissioner Ertel opened the hearing to public comment. No Public Comments were made. Hearing no further public comment that portion of the hearing was closed. Commissioner Lambert moved to approve the High Impact Permit # 15-000003 and Special Use Permit #15-000003 applicant Kinder Morgan CO2 Company on properties owned by **Sylvia Kleczkowski, Bessie, Brad and Pamela White**, for the purpose of the construction and operation of the CD-4 flow line which will transport produced CO2 form the CD-4 well to the CD Cluster facility. Second by Commissioner Suckla and carried. (See attached)

OHV Ordinance: **Attorney Baxter** presented the DRAFT Ordinance # 1-2015 an Ordinance regarding the operation of Off Highway Vehicles on roads in unincorporated areas of Montezuma County, Colorado to the Commissioners. Commissioner Suckla moved to forward the Draft Ordinance for publication and to start the public hearing process. Second by Commissioner Lambert and carried. (See attached)

Final Plat of an After The Fact Exemption request submitted by **Keith and Janeen Lard** on property located at 12350 Road 21 Cortez, CO, consisting of 1 acre, more or less and located in Sec.7, T.36N., R.16W., N.M.P.M. was presented for signatures.

COUNTY ATTORNEY: **Attorney Baxter** reported that Josh Mack is filing a motion to dismiss the most recent claim by Harper.

NATURAL RESOURCES, PLANNING AND FEDERAL LANDS: James Dietrich presented a letter for Commissioner approval to **Congressman Scott Tipton** regarding the Commissioner's support for the "**Healthy Forest Management and Wildfire Prevention Act of 2012**". Commissioner Suckla moved to approve a letter to Congressman Tipton as presented, regarding support of the Healthy Forest Management and Wildfire Prevention Act of 2012. Second by Commissioner Lambert and carried. (See attached) James gave an update on the Solar Farm Project stating that he would start working on an outreach program. He also reported that the Oil and Gas Community Meeting had been set for March 26.

COUNTY ADMINISTRATOR REPORT: **Administrator Brunner** presented a letter for the Boards approval, to Reeves Brown, ED from the Department of Local Affairs regarding the Montezuma County Courts Consolidation EIAF grant. Commissioner Lambert moved to approve the letter to the Department of Local Affairs as written. Second by Commissioner Suckla and carried (See attached)

COUNTY COMMISSIONER REPORT: Commissioner Lambert held a discussion regarding the House Creek breakwater project and a previous discussion with Derek Padilla from the Forrest Service. Commissioner Ertel reported there was a TPR meeting held last Friday that gave updates of projects scheduled in the future.

CORRESPONDENCE: The following correspondence was read and noted:

Letter from Cortez Sanitation District regarding the resignation of Board Member Ray Fox.

Letter from Allan & Elizabeth Bleak to Kinder Morgan regarding damages to his water well.

MOTION TO ADJOURN was made by Commissioner Suckla, seconded by Commissioner Lambert and carried.

MEETING ADJOURNED 3:30

County Clerk February 9, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
February 23, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday February 23, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman. Absent
James Lambert, Commissioner of Deeds:
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHAIRMAN Ertel opened the meeting of February 23, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated February 9, 2015 as presented. Motion was seconded by Commissioner Ertel and carried

Order # 2015-2 Administrator Brunner presented **Order # 2015- 2** the request of a Re-issue of check from **Goodman Point Water District** to Montezuma County Road & Bridge Department. Commissioner Lambert moved to approve Order #2015-2, pursuant of the request of the Goodman Point Water District as presented. Second by Commissioner Ertel and carried. (See attached)

JAG GRANT –Wanda Martin with the Sheriff’s Office presented the **Colorado Justice Assistance Grant 2015**. A grant for the **“Empowering Through Change”** to help establish life skills, self esteem and continuing education into the Montezuma County Detention Center. Commissioner Lambert moved to approve the 2015 Colorado Justice Assistance Grant for the Montezuma County Sheriff Office. Second by Commissioner Ertel and carried. (See attached)

PUBLIC COMMENT: Ellen Foster read a statement concerning the February 2, 2015 Commissioner minutes stating she would like her comments from the previous meeting to include “That was the kind of language we’d like to see in support of recreation on the BLM also”. (See attached) **Dave Dove** discussed his concern over the road closure of a road that includes a portion through the County Landfill. **M.B. McAfee** stated that the BLM and the Forrest Service were administrated by different agencies of the Federal Government.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of February 18, 2015 through March 6, 2015. Projects scheduled on all roads were postponed and replaced with snow removal from the recent storm. Rob reported that the Closure of Road 29 had been reset to March 3-4, 2015 due to the weather. Rob also reported that The Phase 2 Contract from the Forrest Service was ready and that Phase 1 had been completed. Rob held a discussion regarding the Sand Canyon parking area stating that there was a problem with the overflow and danger of vehicles parked on the county road. He reported that he had ordered road signs and that the Sheriff would start issuing tickets for those illegally parked.

PUBLIC LANDS: Connie Clementson with the BLM met to update the Board on the Tres Rios Comprehensive Travel Management Plan. A discussion was held regarding Sand Canyon Parking Lot, the overflow of parking onto County Road G and the danger it presents. Connie acknowledged the problem and said she felt that signs would help and possibly an article in the paper to encourage people to utilize other areas if Sand Canyon was busy. She will also pass on the parking concerns to the BLM. Tom Rice with the Forrest Service gave an update on McPhee Marina, stating they had 3 interested parties in the bid process, which closes at the end of this week. Also, discussed was the McPhee Overlook trail, running from Dolores to House Creek.

PARKS & WILDLIFE: MATT THORPE representing the Colorado Division of Parks met with the board and reported that the hunting season was slow, due to bad conditions. That winter flights showed a good number of Bull Elk and the over winter survival was good. Although, the calf numbers were lower. Matt stated similar issues are occurring in the Durango and Pagosa Springs area. He also stated they were looking into opening for daytime fishing at Twin Spruce/Tibbits Ponds.

KEN CURTIS with the Dolores Water Conservancy District discussed the hours that were manned at the McPhee boat ramp for boat inspections in regards to keeping out the Zebra Mussel.

LANDFILL: Shalako Powers with the Landfill presented the Tonnage and Charge Summary. He reported the Loose Fill Plan has been submitted to Bob Peterson with the State along with the Compost Permit. He had spoken with Tanner at the Fairgrounds to possibly use a decade old manure pile for an alternative option for compost users and the FFA kids are going to build the fencing, which the material has been ordered. (See attached)

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

SENIOR NUTRITION/ TRANSIT QUARTERLY REPORT: Postponed due to weather.

LUNCH:

PLANNING AND ZONING

PUBLIC HEARING: It being the time set aside a Public Hearing was held for the purpose of reviewing and determining a Heavy Industrial rezoning request (INDHZ) on property owned by Pinion Group, LLC, Agent, Casey McClellan, and Dave & Lana Waters located at 25716 Road L, Cortez, CO., consisting of 35 acres, more or less, situated south of Road L, east of Road 25, located in S.23, T.36N., R.16W., N.M.P.M.

Planning Director LeeAnn Milligan stated that this was only a rezoning request at this time. Owners, Dave and Lana Waters were present. Commissioner Ertel opened the hearing to public comment. Public Comments

made included **Martin Moore**, property owner, of a tract of land in the NE corner from proposed rezoning area, requested a “buffer zone” be put between his parcel and the proposed area, since it is a residential parcel. **Angela Berry (Porter)**, owner of Vibrant Pet, concerns were with the rezoning from light to heavy industrial, the dust for her and her animals at the hospital and the impact on the road. **Keith Evans**, property owner, directly S and SE of proposed rezoning parcel was concerned with the decline of his property value, dust, traffic, noise of machinery and equipment, and would also like a “buffer zone”. **Shane Hale**, referenced a letter stating that the city does not designate between light and heavy industrial designations. Hearing no further public comment that portion of the hearing was closed. Commissioner Lambert moved to approve the Heavy Industrial Rezoning request (INDHZ) on property owned by Pinion Group, LLC, Agent, Casey McClellan, and Dave & Lana Waters Located at 25716 Road L Cortez, CO as presented. Second by Commissioner Ertel and carried. (See attached)

Planning Director LeeAnn Milligan presented the preliminary review of a request for an amendment of an existing After-the-Fact Exemption, P-61-82, on property owned by **Louann and Chris Burkett**, located at 27230 Road P, Dolores, CO, S.6, T.36N., R.15W., N.M.P.M. wherein the existing exemption did not have both property descriptions. Commissioner Ertel moved to approve the After-the-Fact Exemption, P-61-82, on property owned by Louann and Chris Burkett, located at 27230 Road P, Dolores, CO. Second by Commissioner Lambert and carried.

Preliminary review to forward to the Planning and Zoning Commission for review and recommendation a request for amendment to High Impact Permit #510 by **Northwest Pipeline, LLC**, wherein Applicant’s proposed to install a 80’ communications tower on their property located at 27818 Highway 184, Dolores, CO, S.18, T.37N., R.15W., N.M.P.M. Commissioner Lambert moved to forward High Impact Permit #510 to Planning and Zoning for review and recommendation for Northwest Pipeline, LLC. Second by Commissioner Ertel carried.

Allan Bleak met with the Commissioners to discuss his and other land owners concerns regarding **County Road CC** and the maintenance and usage of said road by Kinder Morgan. He stated that the residents have a signed petition stating their concerns of dust, noise and health hazards that he will be presenting at a future date. Commissioner Ertel thanked Allen Bleak for his comments and would check into the concerns he voiced.

Review and determination to forward to the Planning & Zoning Commission for review and recommendations, High Impact and Special Use Permit Applications submitted by **Kinder Morgan CO2 Company, LP**, Agents **Phil Kennedy** and **Ecosphere Environmental Services**, for the construction and operation of two CO2 wells, CX-6 & CX-8, on property owned by **Betty J. Hollen**, 10592 Road BB, Pleasant View, CO, within Sec.8 T.38N., R 18W., N.M.P.M. Commissioner Ertel moved to forward a High Impact and Special Use Permit Application for the construction and operation of two CO2 wells CX-6 & CX-8, on property owned by Betty J. Hollen, 10592 Road BB, Pleasant View, CO, for review and determination for Kinder Morgan CO2 Company, LP. Second by Commissioner Lambert and carried.

MONTEZUMA COUNTY SHERIFF: Sheriff Steve Nowlin met with the Commissioners to discuss the **Town of Dolores Contract**. Commissioner Lambert moved to approve Resolution #352-Series 2015 Town of Dolores 2015 Law Enforcement Contract contingent on clarification of Indemnification was covered by our insurer. Second by Commissioner Ertel and carried. (See attached)

Planning Director LeeAnn Milligan presented a Variance request for **Roger and Bonny Klinger**, property located at 14029 Road 36.7, Mancos, CO, Sec. 34, T. 37N, R. 14W, N.M.P.M., wherein applicants request Setback requirements of 50' for residential structures be relaxed to 35' in order to construct a new residence in the same location as the previous home. A Non-Opposition Letter is in file from the affected property owners. Commissioner Lambert moved to approve the Variance request by Roger and Bonny Klinger, located at 14029 Road 36.7, Mancos, CO., as presented. Second by Commissioner Ertel and carried. (See attached)

COUNTY CORONER: George Deavers met with the Commissioners to discuss a county Autopsy Room. Commissioner Ertel suggested that Coroner Deavers check with other counties regarding their willingness to use an Autopsy Room if it were available in Montezuma County and or other Pathologist options.

COUNTY ATTORNEY: Attorney Baxter no report given.

EXECUTIVE SESSION: Commissioner Ertel moved to go into executive session, seconded by Commissioner Lambert and carried. This session is for a conference with the attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4) (b) regarding potential for liability and advice. Commissioner Ertel moved to go out of executive session, seconded by Commissioner Lambert and carried. (See attached)

NATURAL RESOURCES, PLANNING AND FEDERAL LANDS: James Dietrich, reported that he had looked into a facilitator for the Oil and Gas meeting and found **Mary Elder** from Oklahoma who is willing to come out for travel expenses. Commissioner Lambert moved to authorize **James Dietrich** to hire **Mary Elder** to moderate the Oil and Gas meeting for travel expenses of no more than \$1,000.00. Second by Commissioner Ertel and carried.

COUNTY ADMINISTRATOR REPORT: Administrator Brunner received an invitation to the Commissioners from the **Victim's Rights Memorial** for the 2015 tree dedication at **Joe Rowell Park**. She also presented a grant for **Colorado Judicial Facility Space Needs Assessment Montezuma County Combined Court and Probation Department**. Commissioner Ertel moved to file the application for the grant to help with the needs assessment plan. Second by Commissioner Lambert and carried. (See attached) Melissa held a discussion regarding the **Secure Rural Schools Funding**, stating the amount has been drastically reduced from last year and can only be given 100% to either the School District or the Road and Bridge Department since it is such a small amount this year. Commissioner Lambert moved to give the SRS funding 100% to the School District. Second by Commissioner Ertel and carried. (See Attached)

COUNTY COMMISSIONER REPORT: No report

CORRESPONDENCE: The following correspondence was read and noted:

Letter from Dolores Water Conservancy District regarding minutes.

Letter from Axis Health System thanking the county for its donation.

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

MEETING ADJOURNED: 4:40pm

County Clerk Feb. 23, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
March 2, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday March 2, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman.
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney Absent
Kim Percell, County Clerk

CHAIRMAN Ertel opened the meeting of March 2, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated February 23, 2015 as amended. Motion was seconded by Commissioner Suckla and carried

MONTEZUMA COUNTY WEED PROGRAM: **Bonnie Loving** reported that the \$18,000.00 Colorado Department of Agriculture (CDA) 2015 Grant had been awarded to the Montezuma County Priority Weed Plan. (See attached)

ACCOUNTS PAYABLE: Administrator Brunner presented the January 2015 Accounts Payable for approval. Commissioner Suckla moved to approve the Accounts Payable for January 2015 as presented. Second By Commissioner Lambert and carried. (See attached)

LIQUOR LICENSE RENEWAL: **Chief Deputy Clerk Lynn Dorenkamp** presented a liquor license renewal application for **Triple H & J Inc., DBA Smitty's Liquors**, located at 10255 Hwy 491, Cortez, CO 81321. Commissioner Lambert moved to approve the renewal Liquor License application for Triple H & J Inc. DBA Smitty's Liquors located at 10255 Hwy 491 Cortez. Second by Commissioner Suckla and carried. (See attached)

PUBLIC COMMENT: Resident Grant Curry discussed a Perma Culture meeting that will be held within Montezuma County.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of February 25, 2015 through March 13, 2015. Projects included in the schedule were; Snow Removal on all County Roads, prep and chip seal on Roads U and 22 and Cover repairs with ¾ inch base on Roads 22 and N. Rob reported that the project scheduled on Road 29 was postponed and would proceed on March 10-11, 2015 with Road 29 being closed both days. A discussion was held regarding a closed road south of the Landfill and the history of said road. Rob reported that there had never been an official road closure of said road because it was never declared an official county road. (See attached)

VETERANS SERVICE: Veteran's Officer Rick Torres gave his monthly Veteran Services report. Rick stated that within the month of February 2015 the office served 220 veterans/ clients which is an increase of 81 veterans /clients served from February 2014. Rick presented a brochure he had created for future use. It was decided that Rick move forward with the printing of said brochures for current usage. (See attached) Commissioner Suckla moved to approve the **County Veterans Service Officers** monthly report and Certification of pay for February 2015. Seconded by Commissioner Lambert, motion carried. (See attached) A discussion was held regarding the creation and placement of a Colorado Medal of Honor Memorial Wall.

IT MONTHLY REPORT: Jim McClain met with the Commissioners to give his monthly update. Jim reported that some of the projects they are working on are: the **Tyler Project** is ongoing and on track, the new **VM System** is installed and the migration of servers to the new system has started, they are working on the clean- up of storage areas and the training of department heads for web site updates. Jim held a discussion regarding the live streaming of the weekly Commissioner meetings stating he had found an **Epiphan Pearl** system that would work. Commissioner Lambert moved that the IT department be authorized to purchase the Epiphan Pearl video system with a maximum purchase price of \$6000.00. Second by Commissioner Suckla and carried. (See attached)

MONTEZUMA COUNTY FAIRBOARD: Brandee Simmons along with **D.R. Janz** met with the Commissioners to give an update on preparations and events for the upcoming County Fair. Brandee reported that the Fair books will be available by June 1, 2015. A detailed financial summary was discussed as well as the Bylaws of the Fair Board. Brandee discussed a CREA Grant for \$2500.00 they received, to be used for advertising and the purchase of a street banner for the County Fair. (See attached)

MC ELMO FLUME GRANT: Linda Towle met with the Commissioners to give an update on the progress of the Mc Elmo Flume Pull Out project, stating that a deadline for acquiring the matching funds was approaching. Linda reported that she was working on 3 different grants but they may still be short of the required matching funds of \$63,000.00 to qualify for the Colorado State Historic Mc Elmo Flume Grant. The Commissioners were in agreement that Linda should get as much funding as possible then the County could use their "in kind" resources to complete the project.

EMERGENCY MANAGER: Paul Hollar presented the **2015 Montezuma County Annual Operating Plan**. Commissioner Suckla moved to approve the 2015 Montezuma County Annual Operating Plan as presented. Second by Commissioner Lambert and carried. (See attached) Paul held a discussion with the Commissioners regarding proposed amendments to the Fire Ban ordinance NO. 1-2008. Other topics of discussion were: A February Recap of meetings attended, his March agenda, a potential date for the 402 Elected Officials Class and the Mobile Command Post/ EOC. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for the consideration of a Hotel and Restaurant Liquor License. Said application for Hotel and Restaurant Liquor License was received from **Sophia Retreat & Event Center**, at 19581 County Road 31, Dolores, Co 81323. The roll was called, the public notice read, and the proceedings were recorded for the record. **Chief Deputy Clerk Lynn Dorenkamp** gave an overview of the application stating that this property had new owners but the previous usage of said property had not changed. Commissioner Ertel opened the hearing to public comment. Hearing no public comments that portion of the hearing was closed. Commissioner Lambert moved to approve a Hotel and Restaurant Liquor License application for the Sophia Retreat and Event Center located at 19581 Road 31 Dolores, Co. as presented. Second by Commissioner Suckla and carried. (See attached)

SOUTHWEST COLORADO CYCLING ASSOCIATION, INC.: Representatives **Kevin Barlow, Philip Ayers** and **Brent Adams** met with the Commissioners to discuss a funding request for **ROAD 30.1** concerning upgrades to the **Phil's World Road**. It was decided to table this discussion until Attorney Baxter could investigate the deeding of said portion of the road to the County. (See attached)

LOCAL JUVENILE SERVICES PLANNING COMMITTEE: Representatives **Sonie Buffington** and **Chanelle E. Benally** met with the Commissioners to discuss **Senate Bill 94 Services** and also presented a proposed two year membership list for the Commissioners approval. Commissioner Suckla moved to approve the Juvenile Services Planning member ship list from February 2015 through February 2017. Second by Commissioner Lambert and carried. (See attached)

LUNCH:

PLANNING AND ZONING

PUBLIC HEARING: It being the time set aside a public hearing is held concerning the proposed amendments to the Montezuma County Land Use Code regarding the County High Impact Permit Application review process. The roll was called, the public notice read, and the proceedings were recorded for the record. **Ranette Karo Planning Department Administrative Assistant** gave an overview of said proposed changes. Commissioner Ertel opened the hearing to public comment. Public Comments made included: **M.B. McAfee** requested clarification of the issues that would be presented to the Commissioners prior to the presentation of said applications to the Planning and Zoning Board. She stated that she did not like the use of the word "may" and felt it should be replaced with a different word, like "shall" in the change of the wording. Hearing no further public comment that portion of the hearing was closed. Commissioner Lambert moved to approve the proposed amendments to the Montezuma Land Use Code High Impact Permit Review Process as presented. Second by Commissioner Suckla and carried. (See attached)

COUNTY ATTORNEY: No report.

COMMUNITY SERVICES REPORT: **James Dietrich** presented a letter of support to the **Deputy State Historic Preservation Officer for Colorado** regarding the **Endangered Places Program Education Grant**. Commissioner Suckla moved to approve and sign a letter of support for the application of Colorado Preservation Inc. for continued funding of Colorado's Endangered Places Program (EPP) as presented. Second by Commissioner Lambert and carried. (See attached) James reported that Mary Elder the mediator scheduled to mediate the Oil and Gas meeting was now unable to attend said meeting and that he was looking for a

replacement at this time. James gave an update on the Mesa Verde Trail stating that he was working on the draft scope of work and the draft Request for Qualification (RFQ).

COUNTY ADMINISTRATOR REPORT: Administrator Brunner discussed the Pre Sub Meeting RFQ Contacts list and the scheduling of interviews with interested Architects.

COUNTY COMMISSIONER REPORT: Commissioner Suckla reported on his trip to Washington DC and his attendance of the Public Lands Steering Committee meetings. Commissioner Lambert reported that he attended several meetings to discuss the development of a Montezuma County Fleet Management Plan.

CORRESPONDENCE: The following correspondence was read and noted:

Letter from United States Department of Agriculture re: interest in the San Juan National Forest Schedule of Proposed Actions (SOPA).

MOTION TO ADJOURN was made by Commissioner Suckla, second by Commissioner Lambert and carried.

MEETING ADJOURNED: 2:45

County Clerk March 2, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
March 9, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday March 9, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman.
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney Absent
M. Lynn Dorenkamp, Chief Deputy

CHAIRMAN Ertel opened the meeting of March 9, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated March 9, 2015 as amended. Motion was seconded by Commissioner Suckla and carried.

COOPORATIVE WEATHER OBSERVER, NOAA, NWS representative **James Andrus** presented the precipitation report through the month of February 2015. (See attached)

ASSESSOR OFFICE: Residential Appraiser Rex Robichaux presented an abatement for **Endion West LLC**.

Commissioner Suckla moved to approve the abatement. Second By Commissioner Lambert and carried. (See attached)

PUBLIC COMMENT: Resident Ellen Foster presented a brochure from Kinder Morgan with contact information and suggested that the County should make a better brochure or post on the County Website contact information for various entities.(The brochure presented was originally printed by Kinder Morgan for Dolores County.)

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of March 4, 2015 through March 20, 2015. Projects included in the schedule were; Blading roads and brush cleanup in the Dolores Area, Belly Dumps finished up the Weeminuche, replacing culvert with

a Road Closure on Road 29 and 31, which has been advertised for a couple weeks. Road R culvert extension. Starting prep for Chip Seal on Road U and 22. **Administrator Brunner** asked Rob if he could put a map on the County Website showing highlighted areas for chip and seal with potential dates of work. A discussion was held regarding a letter sent to Commissioners from the Town of Mancos pertaining to the **Airport Property Lease**. Rob presented a **Major Organized Event Permit**, suggestion, since the State of Colorado requires a permit, which requires a permit from the county first where the event is to be held. **Planning Director Leeann Milligan** said she would research other counties and see what they have for Major Events permitting. Rob brought up the fact that a utility easement for a sewer line is needed between the **Montezuma County Shop** and **Phases 1-6 Fairway View Estates**. Rob has “no parking on county road” signs up in **Sand Canyon**. (See attached)

FAIRGROUNDS: Fairgrounds Manager Tanner Young gave his monthly report. He reported positive responses regarding the lighting at the Fairgrounds. (See attached)

SHERIFF’S MONTHLY REPORT: Sheriff Steven Nowlin said he is now looking at the budget every month to keep track of expenses. He has discontinued the GPS program in the vehicles which reduces expenses. The BOSCO Resource Officer in Dolores is going very well. Completed inventory to know what the department has and to be covered by insurance. Meeting with the DA Office once a month to improve relationship. Online training going well. Looking at Fleet Program for Patrol Vehicles. Discussed security for upcoming events, Ag Expo, The Montezuma County Fair, determining who will be doing the security. Presented letter from National Institute for Jail Operations. (See attached)

UTE MOUNTAIN UTE RODEO: Representatives Slim McWilliams, Marti Spitzer, Ranette Karo, Cindy Green, Bentley Colbert gave update on upcoming Rodeo the week of June 7, 2015. Rodeo is on the 11th, 12th, and 13th. Last year was a sellout and expecting the same again this year. Very positive comments on the County Fairgrounds from vendors and the public.

PLANNING AND ZONING: Planning Director Leeann Milligan presented a review Of High Impact Permit HIP13-000023, Mid-America Pipeline operated by Williams Northwest Pipeline LP, regarding their existing pump station located at 33672 Road P.2, Mancos, CO, located in S.31, T.37N., R.14W., N.M.P.M. Discussion regarding the replacement of equipment. **Jack L. McDowell** presented a report of decimal readings to Commissioners and Commissioner Ertel asked to have a Third Party do a testing. (See attached)

Preliminary discussion regarding a Planned Unit Development submitted by Rob Pope, Agents Maness & Associates, consisting of 11, one acre, more or less, lots and 23.25 acres, more or less, of common open space, located at TBD Road K.3, Cortez, CO, Located in S.28, T.36N., R.16W., N.M.P.M. Commissioner Suckla moved to forward to the Planning & Zoning Commission for review. Second by Commissioner Lambert and carried.

COUNTY SURVEYOR: Ernie Maness presented a letter to the Commissioners regarding the lower road impact fees for Single Lot Developments.

Final Plat for an Exemption on property owned by Dwight L. Williams & Dennis L. Williams, located at 35280 Hwy 184, Mancos, CO and Howard M. & Alma J. Williams located at 35100 Hwy 184, Mancos, CO, Sec.33, T.37N, R.14W, N.M.P.M., wherein applicants propose 5 acres, more or less, of the parcel owned by Howard and Alma Williams be conveyed to the parcel owned by Dwight and Dennis Williams.

Review and determination of permitting requirements for the Montezuma County Landfill. Commissioner Suckla moved to approve High Impact Permit #15-000010. Second by Commissioner Lambert and carried.

LUNCH:

Review and evaluation of Architects for Combined Court Facility. **Administrator Brunner** presented the ratings worksheet of potential candidates for interviewing. Humpies Poli Architects, Anderson Hallas Architect, DLR Group and Blythe Group will be contacted for interviews with possible interviewing occurring during the second week of April 2015.

COUNTY ATTORNEY: No report.

COMMUNITY SERVICES REPORT: No report.

COUNTY ADMINISTRATOR REPORT: **Administrator Brunner** discussed Fleet Vehicle management program.

COUNTY COMMISSIONER REPORT: No report

CORRESPONDENCE: The following correspondence was read and noted:

Letter from Mancos Colorado Gateway to Mesa Verde, Town Administrator and Mancos Town Board of Trustees re: Airport Property Lease. Letter from National Institute for Jail Operations re: training at the jail. Letter from Ernie Maness, County Surveyor re: Road Impact Fees for Single Lot Developments.

MOTION TO ADJOURN was made by Commissioner Suckla, second by Commissioner Lambert and carried. With Commissioners and **Administrator Brunner** heading out for a Tour of Health Department.

MEETING ADJOURNED: 2:20pm

County Clerk March 09, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
March 10, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At an informal meeting of the Board of Commissioners, Montezuma County, Colorado, held on Tuesday March 10, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman.
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
M. Lynn Dorenkamp, Chief Deputy

Dolores County Commissioners: Ernie Williams, Doug Stowe and Julie Kibel.

James Dietrich, Natural Resources, Planning and Federal Lands
LeeAnn Milligan, Planning Director

A meeting was held to discuss Solar Farms. No formal action was taken.

County Clerk March 10, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
March 16, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday March 16, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman Absent
Larry Don Suckla, Vice-Chairman.
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

Commissioner Suckla opened the meeting of March 16, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated March 9, 2015 as amended. Motion was seconded by Commissioner Suckla and carried.

Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated March 10, 2015 as presented. Second by Commissioner Suckla and carried.

BOMAG COMPACTOR: A credit application for the financing of the Landfill Bomag Compactor was presented by **Administrator Brunner** for approval. Commissioner Lambert moved to approve the credit application to State Bank Baystone Government Finance for the purchase of the Bomag Compactor as presented. Second by Commissioner Suckla and Carried. (See attached).

PUBLIC COMMENT: **Lloyd Powers** discussed his thoughts on the Sage Hen recreation area. **M.B. McAfee** requested a follow up report on the Commissioner's meeting with the Dolores County Commissioners regarding Solar Farms. Others included in the discussion regarding Solar Farms were David Long and Ellen Foster.

ROAD DEPARTMENT: **Road Superintendent Rob Englehart** presented the road and bridge schedule for the time period of March 11, 2015 through March 26, 2015. Projects included in the schedule were; Culvert replacement on Roads 29, 31, U, and 22, culvert extension on Road R, Driveway shoulder up on Roads M, N, 29, asphalt grinding on Road G, trimming trees and brush on roads 44, 42, 25, 26, 30, re-gravel on roads T, and 26, roads scheduled for blading were 16, 18, BB, 22, 23 and W, and Cover repairs with a ¾ base on roads 22

and N. A discussion was held regarding an application for DOLA grant funds for future County road projects. Rob stated that County Surveyor Ernie Maness was working on the preliminary design for the 7th Street expansion project. Once done it would go to the engineers for quotes and then be presented to the Commissioners. Rob also requested re-approval for the purchase of equipment that had been approved last year but the purchase had not been completed. The Commissioners had given prior approval of said request. Rob reported that he would be attending the Fleet Management observation in Montrose on March 25th.

FEDERAL LAND AGENCIES: **Connie Clementson** along with **Jay Raiford** met with the Commissioners to present the **Tres Rios Resource Management Plan**. Connie gave a slide show presentation and also passed out a Highlight sheet to the audience. (See attached) **Derek Padilla, Tom Rice** met with the Commissioners and gave an update on the McPhee Marina project. Tom reported that the prospectus had been submitted to the regional office for review and then the project would be then sent out to the public for interested parties to submit proposals. He stated there had been 3 interested parties but one had withdrawn. Derek reported that they had met with Scott Elder to discuss State involvement with the McPhee Marina.

MCPHEE MARINA SERVICES: **Stan Folsom** met with the Commissioners to give an update regarding his McPhee Marina plan and his concerns with the long paperwork and approval process.

USDA COOPERATOR SERVICE WILDLIFE SPECIALIST: **Clinton Wilson** met with the Commissioners to give his quarterly report, stating his territory was Montezuma County, that he had been working on coyote problems and that future predator problems for this year may include bears. Administrator Brunner stated that his information will be included on the County website.

LANDFILL: **Shalako Powers** with the Landfill presented the Commissioner's with February Tonnage and Charge Summary. He also reported that the Bomag Compactor would be delivered soon. He reported that the scale was not working at this time stating it was a computer program problem. They are waiting for the technician to come fix the problem. He reported that he is waiting for a response from Bob Peterson with the State regarding the loose fill certificate of designation. Shalako will be taking a couple employees to the San Luis Valley for review and observation of the Compactor process. (See attached)

BRIDGE SHELTER: **Laurie Knutson** and **Doug Green** representatives from the **Bridge Shelter** and **Day Labor** center met with the Board to discuss the relocation of the Day Labor to be included at the Bridge Shelter. Laurie requested the Memo of Understanding section 5 be amended to include day labor. Letters of support from Sheriff Nowlin, Sonie Buffington and Laurie Knutson were presented. Commissioner Lambert moved to approve the amendment to the Memo of Understanding between Montezuma County and the Bridge Emergency Shelter to include the relocation of the Day Labor to the Bridge Shelter, effective June 1, 2015. Second by Commissioner Suckla and carried. (See attached)

HEALTH DEPARTMENT: PUBLIC HEALTH DIRETOR **Bobbie Lock** and **Jeanne Garbessi** met with the Commissioners to discuss the Single Entry Point Contract amendment. Bobbi reported that the amendment concerned the fee disbursement stating it would be changed to monthly payments (based on an annual total) instead of reimbursement for services provided. Commissioner Lambert moved to approve the Single Entry Point Contract Amendment No. 1 to contract number 14-55368 with the State of Colorado and the Health Department as presented. Second by Commissioner Suckla and carried. (See attached)

LUNCH:

CTSI: John Wagner with **County Technical Services Inc.** presented the annual loss analysis. He discussed the County Workers' Compensation Pool loss ratio report as of December 31, 2014. (See attached)

PERMACULTURE EVENT: Grant Curry along with Planning Director LeeAnn Milligan met with the Commissioners to discuss special permit requirements for a 3 day public educational event meeting that will be held on Mr. Curry's personal property 10501 Road 20 Cortez. Mr. Curry stated that he was hoping for around 100 in attendance. Mr. Curry presented a slide presentation as well as a short video for the Commissioners review. Commissioner Suckla requested recommendations from Planning Director LeeAnn Milligan. Her recommendation was that Mr. Curry starts the High Impact and Special Use Permit applications. Melissa Mathews with the Health department discussed county requirements of gatherings of more than 25 people or more. Commissioner Lambert moved to waive the High Impact and Special Use permitting fees for a 2015 Permaculture event with the contingency to report back to the Commissioners what kind of impact the event had on roads and neighbors. Second by Commissioner Suckla and carried. (See attached)

COUNTY ATTORNEY: John Baxter gave an update on email discussions with Philip Ayers regarding Road 30.1. He also reported that he was working on several Dependency Neglect and Child Support cases.

COMMUNITY SERVICES REPORT: Natural Resources, Planning and Federal Lands Manager James Dietrich gave the Commissioners an update of several BLM public access options, stating most areas had resolvable options. James presented a letter of support for approval and signature to the History Colorado State Historical Fund regarding the McElmo Creek Flume Public Interpretation. Commissioner Lambert moved to approve and sign a letter of support to the History Colorado State Historical Fund regarding the McElmo Creek Flume Public Interpretation as presented. Second by Commissioner Suckla and carried. (See attached)

COUNTY ADMINISTRATOR REPORT: No report.

COUNTY COMMISSIONER REPORT: Commissioner Lambert held a discussion regarding a new County Membership to the American Lands Council, stating it would be an educational benefit to the Commissioners at this time. There is a \$1000.00 membership fee to join. Commissioner Lambert moved to apply for membership to the American Lands Council. Second by Commissioner Suckla and carried.

CORRESPONDENCE: The following correspondence was read and noted:

MOTION TO ADJOURN was made by Commissioner Lambert, second by Commissioner Suckla and carried.

MEETING ADJOURNED: 4:00p.m.

County Clerk March 16, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
March 23, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday March 23, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman Absent
Larry Don Suckla, Vice-Chairman.
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

Commissioner Suckla opened the meeting of March 23, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated March 16, 2015 as amended. Motion was seconded by Commissioner Suckla and carried.

SPECIAL EVENT LIQUOR LICENSE: Chief Deputy Clerk Lynn Dorenkamp along with UTE MOUNTAIN UTE RODEO representatives Marti Spitzer and Ranette Karo presented a special event liquor license application to be used during the rodeo. Commissioner Lambert moved to approve the special event liquor license application for the Ute Mountain Rodeo for 2015 as presented. Second by commissioner Suckla and carried. (See attached)

DOLORES CEMETERY DISTRICT APPOINTMENT: Administrator Brunner presented a request for a board re-appointment of Justin “Dusty” Foster to the Dolores Cemetery District. Commissioner Lambert moved to approve the re-appointment of Justin “Dusty” Foster for a 3 year term to the Dolores Cemetery District. Second by Commissioner Suckla and carried. After further review of statutes from Attorney Baxter the motion was amended. Commissioner Lambert moved to amend the previous motion for the Dolores Cemetery District, board member Justin “Dusty” Foster to include a 6 year term rather than a 3 year term. Second by Commissioner Suckla and carried. (See attached)

FEBRUARY ACCOUNTS PAYABLE: **Administrator Brunner** presented the February accounts payable. Commissioner Lambert moved to sign the accounts payable publication for Montezuma County February 2015 as listed. Second by Commissioner Suckla and carried. (See attached)

PUBLIC COMMENT: **Wade Foster** read a letter to the Commissioners regarding his opposition to the County's participation with the American Lands Council. (See attached) **Dave Dove** spoke to the Commissioners stating his support of the County's participation with the American Lands Council and their efforts with the OHV Ordinance. Per Commissioner Ertel's request **Katrina Baumgartner** reported back to the Commissioner regarding negotiations between the Baumgartner's and Kinder Morgan in reference to a surface use agreement. Katrina also requested an amendment to the February 9, 2015 Commissioner Minutes requesting the deletion of the wording "and their marriage" in the public comments made by Gala Pock at the Revised CC Cluster Public Hearing conducted that day. (See attached)

ROAD DEPARTMENT: **Road Superintendent Rob Englehart** presented the road and bridge schedule for the time period of March 18, 2015 through April 2, 2015. Projects included in the schedule were; Road G asphalt grinding, Roads 33, 34 and 42 bladed and rolled, Re-gravel of roads T, 26, 33, 34, 42, U and Road 22, Chip seal prep on Roads U and 22, and removal of snow fencing in Pleasant View and Yellow Jacket. Rob discussed the DOLA Energy and Mineral Impact Assistance Program Application grant for a request of \$200,000.00. Commissioner Lambert moved to approve the Energy and Mineral Impact Assistance Program grant application for 2015 as presented. Second by Commissioner Suckla and carried. Rob requested the approval of funding for the purchase of a replacement screen. Commissioner Lambert moved to approve the funding up to \$55,000.00 for the purchase of a replacement screen for the Road Department. Second by Commissioner Suckla and carried. A discussion was held regarding the purchase or rental of special event signs. Rob also reported that he had purchased the 2 water trucks previously discussed. (See attached)

MONTEZUMA SCHOOL DISTRICT RE-1: **Superintendent Alex Carter** met with the Commissioners with a slide presentation and to give an update on the progress of the New High School. Alex requested a letter of support and funding from the County Commissioners. A discussion was held regarding the 7th Street expansion project and the declaration of said project as "like kind" funds to be used for Grant applications.

HAZARD MITIGATION GRANT PROGRAM (HMGP): **Emergency Manager Paul Hollar** presented a HMGP 4145 Project grant between the State of Colorado Department of Public Safety Division of Homeland Security and Emergency Management and Montezuma County for approval. Commissioner Lambert moved to approve the Grant agreement between the State of Colorado Department of Public Safety Division of Homeland Security and Emergency Management and Montezuma County as presented. Second by Commissioner Suckla and carried. (See attached)

MONTEZUMA EARLY CHILDHOOD COUNCIL: **Vangi McCoy, Tyra Hughes, Sahara Thurston and Geof Byerly** met with the commissioners with a request of a **Proclamation** to make April the **Month of the Young Child**. A discussion was held regarding the name of the proclamation. Commissioner Lambert moved to claim April 2015 as Young Child Month. Second by Commissioner Suckla and carried. (See attached).

MONTEZUMA ORCHARD RESTORATION PROJECT: **Jude Schuenemeyer** met with the Commissioner to request a letter of support for the Montezuma Orchard Restoration projects grant application for a Heritage Orchard Survey in the Historic Southwestern Orchard District of Colorado. Jude explained the grant would fund historical research and a survey of the old orchards and apple trees in Montezuma County.

Commissioner Lambert moved to sign a letter of support for the Heritage Orchard Survey in the Historic Southwestern Orchard District of Colorado as presented. Second by Commissioner Suckla and carried. (See attached)

HOSPICE OF MONTEZUMA: Executive Director Wendy Weygandt met with the Commissioners to report on the Annual Pancake Supper scheduled for November 6, 2015 and requested the usage fees of the Senior Annex be waived for said event. Commissioner Lambert moved to waive the Annex fees for the Hospice of Montezuma Pancake Supper scheduled on November 6, 2015. Second by Commissioner Suckla and carried. (See attached)

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

LUNCH:

PLANNING AND ZONING:

PUBLIC HEARING: It being the time set aside a public hearing is held for a proposed ordinance for the operation of off-highway vehicles (OHVs) on County Roads within the unincorporated areas of Montezuma County and providing penalties for violation of said ordinance. The roll was called, the public notice read, and the proceedings were recorded for the record. Commissioner Suckla requested an over view of the proposed ordinance from Planning Director LeeAnn Milligan. Attorney Baxter reported on Commissioner Ertel's suggestions of additions regarding helmets and eye protection to the ordinance. Commissioner Suckla opened the hearing up to public comment. Public Comments made included **Bud Garner, Dennis Atwater, Dave Dove, Gene Patton, Dexter Gill, Debby Boyd and Sherriff Nowlin**. Hearing no further public comment that portion of the hearing was closed. Commissioner Lambert moved to approve Ordinance No 1-2015 operation of off highway Vehicles on Roads in Unincorporated areas of Montezuma County with the amendment to the ordinance to omit any reference to the Federal Government and to limit the speed to either the posted speed limit or 50 miles per hour whichever is less. Second by Commissioner Suckla and carried. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining High Impact and Special Use Permit Applications submitted by Kinder Morgan CO2 Company, Agent Phil Kennedy and Ecosphere Environmental Services for the purpose of the construction and operation of two (2) 0.86 reclaimed acre, more or less, CO2 Wells (known as CX-6 and CX-8) on property owned by Betty J. Hollen, located at 10504 and 10512 Road BB, Pleasant View, CO; situated in Sec. 8, T.38N., R.18W., N.M.P.M. Said property is located south of Road BB, east of Road 10. The roll was called, the public notice read, and the proceedings were recorded for the record. **Agents Phil Kennedy and Jamie Conway** were present. Commissioner Suckla requested the findings from the Planning and Zoning from the **Planning Director LeeAnn Milligan**. LeeAnn stated there was 100% approval from the Planning Board for said application. Jamie Conway reported that all surface agreements with landowners were in place. Commissioner Suckla opened the hearing for public comment. Public Comments were made from **Steve Sloan and Betty Ann Kohlner**. Hearing no further comment that portion of the hearing was closed. Commissioner Lambert moved to approve High Impact permit No. 15-000005 and Special Use Permit No. 15-000005 for a CX-6 CO2 well and associated flowline along with High Impact permit No. 15-000006 and Special Use Permit No. 15-000006 CX-8 CO2 well and associated flowline by Kinder Morgan CO2 Company on property owned by Betty J. Hollen located at 10504 Road BB, Pleasant View as presented. Second by Commissioner Suckla and carried. (See attached)

COUNTY ATTORNEY: John Baxter reported that he would be attending the County Attorney Conference on June 4- 6, 2015.

COMMUNITY SERVICES REPORT: Natural Resources, Planning and Federal Lands Manager James Dietrich reported to the Commissioners of a future visit with Monty Giles to discuss the McPhee Breakwater. A discussion was held regarding the exchange of land within the Sage Hen and House creek areas and the process of said Congressional action.

COUNTY ADMINISTRATOR REPORT: Administrator Brunner reported that the **SOUTHWEST COLORADO CYCLING ASSOCIATION, INC.** representative **Kevin Barlow** had reported that they had completed their funding goals for the Phil's World road improvements. Melissa also reported that she would be completing the registration for the CCI Conference scheduled in June.

COUNTY COMMISSIONER REPORT:

CORRESPONDENCE: The following correspondence was read and noted:

MOTION TO ADJOURN was made by Commissioner Lambert, second by Commissioner Suckla and carried.

MEETING ADJOURNED: 2:20pm

County Clerk March 23, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
April 6, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday April 6, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman.
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

Commissioner Ertel opened the meeting of April 6, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated March 23, 2015 as presented. Motion was seconded by Commissioner Suckla and carried.

PUBLIC COMMENT: **Greg Kemp** discussed a parking problem at the Phil's World parking lot over the past weekend. Commissioner Ertel discussed a petition he received from concerned citizens with the Phil's World Expansion project. The petition was given to the Planning Department to include in their recommendations. **M.B. McAfee** apologized to the Commissioners for a comment made in a previous meeting.

ROAD DEPARTMENT: **Road Superintendent Rob Englehart** presented the road and bridge schedule for the time period of April 1, 2015 through April 16, 2015. Projects included in the schedule were; Reshape and repair soft spot on Road G, blade roll and mag Roads S, CC, BB, 9, 10, 33, 34, chip seal prep and re-gravel Roads U and 22. A discussion was held regarding the Dolores Norwood Road, the DOLA grant submitted for chip seal on Road G, the cost of electronic road signs, a future CDOT road closure and a proposal for the purchase of a Diamond Brush Mower. Commissioner Suckla moved to approve the purchase a Diamond Brush Mower for the road department for \$11,995.00. Second by Commissioner Lambert and carried. (See attached)

VETERANS SERVICE: **Veteran Service Officer Rick Torres** presented his monthly services update. Rick reported that there were 236 visits to his office in March 2015, with an increase of 75 visits over March of 2014.

Rick held a discussion regarding transportation to VA medical appointments to the Grand Junction VA system. Rick also reported that work continues on the Colorado Medal of Honor Wall and a reminder that the office will close the last week of April in order to attend annual training. Commissioner Lambert moved to approve the **County Veterans Service Officers** monthly report and Certification of pay for March 2015, seconded by Commissioner Suckla, motion carried. (See attached)

IT: Jim McClain gave a monthly update for the IT Department stating he was working on several projects including the Tyler project, the new VM system, the Video recording system for the BOCC room, the Exchange Server rebuilt, offices set up for the Veterans, Emergency Managers/ Maintenance and the Health department office move, a new scale at Landfill to interface with Interact, new DVR's installed at the Sheriff's Office as well as a future project of installation of a 10GB/1GB switch at the Sheriff's office. (See attached)

BID OPENING HVAC Units: Maintenance Supervisor Robert Smith presented bids for the HVAC roof top air condition unit replacement for the Annex 1 building. **J N L Mechanical LLC.** sent a letter declining to offer a bid. **Comfort Air Mechanical Corp.** presented a bid for 2 roof top units in the amount of \$19,630.00 for the base unit with an additional \$1880.00 to include an economizer and \$10,605.00 plus \$940.00 with economizer for a third unit. Commissioner Lambert moved to approve the purchase of 2 HVAC roof top units without the economizers from Comfort Air Corp. for \$19,630.00 as presented. Second by Commissioner Suckla and carried. (See attached).

MONTEZUMA COUNTY HOSPITAL DISTRICT: Sue McWilliams and Brad Wayt from **Montezuma County Hospital District** along with **Steve Fusco and Kent Rogers** with **Southwest Health System** met with the Commissioners to discuss the **Centennial Spirit Capital Campaign** to raise funds to update the **Montezuma County Hospital Districts** and the **Southwest Health Systems** board plan for the local hospital. Stating their focus was to construct a new patient wing, renovate the hospitals second floor to house primary clinics and the construction of a state of the art ambulance garage. (See attached)

MCPHEE BREAKWATER: Monty Guiles with **Circle Zebra** along with **James Dietrich** met with the Commissioners to discuss the McPhee Breakwater project and the design of said project.

SENIOR NUTRITION / TRANSIT QUARTERLY REPORT: The Board met with **Sue Fletcher and Mary Holaday** where they gave the quarterly update on the senior nutrition and Transit programs report. (See attached)

SHERIFF'S MONTHLY REPORT: Sheriff Nowlin met with the Commissioners to give his monthly report. He reported that they were doing Fire Evacuation drills at the jail, that the previous Water 101 class had a great turnout and another Water 101 class would be scheduled in the future in Mancos. Sheriff Nowlin also discussed the Character first training done last week and the Mounted Patrol program coming up soon. Administrator Brunner presented the Montezuma County Law Enforcement Authority Agreement No. 2015-1 for signatures. Commissioner Suckla moved to approve the Law Enforcement Authority Agreement for the year 2015 as presented. Second by Commissioner Lambert and carried. (See attached) Administrator Brunner also presented the Agreement for Cooperative Wildfire Protection for Sheriff Nowlin and Chairman Ertel's signature. (Completed copy to be added when returned from State.)

LUNCH:

PLANNING AND ZONING:

Planning Director Lee Ann Milligan along with **Daren and Kathy Stone** met with the Commissioners to discuss a Preliminary review of a proposed **Mobile Home Planned Unit Development** plan to be submitted by Daren & Kathy Stone for a 120 space RV Park on property owned by the Ruth Hoffman Living Trust, located at 12110 Highway 145, Dolores, CO, consisting of 25.44 acres, more or less, situated in Sec. 7, T.36N., R.15W., N.M.P.M. Said plan will be presented to the Planning and Zoning Board for review.

Planning Director Lee Ann Milligan along with **Daniel Hennek** met with the Commissioner to discuss a Preliminary review of an After-the-Fact Exemption request made by **Mark Hennek** and **Daniel Hennek** on property located at 20463 Road 23, Lewis, CO, consisting of 20 acres, more or less, situated in Sec. 23, T.38N., R.16W., N.M.P.M.. Lee Ann gave an overview of the after the fact exemption request. Commissioner Suckla moved to approve the After the Fact Resolution #ATF15-000006 for property owned by **Mark Hennek** and **Daniel Hennek** on property located at 20463 Road 23, Lewis, as presented. Second by Commissioner Lambert and carried. (See attached)

GIS MAPPING Doug Roth and **ADDRESSING Ken Gallegos** met with the Commissioner to hold a discussion regarding notice of Situs Address change on VACANT Property letters being mailed to vacant property landowners and the address of said property will be changed to TBD (To be determined). Also discussed was a future uniformed address marker county wide. (See attached)

Planning Director Lee Ann Milligan presented for Preliminary review of an existing subdivision common lot line adjustment request on properties owned by **Jacklyn Berdzar**, located at 13495 Road 21, Cortez, CO, and **Lewis and Nancy Schultz**, located at 20590 Road P, Cortez, CO, within the **L & N Subdivision** consisting of 0.15 acre, more or less. The applicants are also proposing removing the Berdzar tract from the subdivision as it exceeds 35 acres; tracts created in excess of 35 acres are not regulated by the County. Commissioner Suckla moved to give preliminary approval for the proposed boundary line adjustment and for the removal of the Berdzar tract from the L & N Subdivision. Second by Commissioner Lambert and carried. (see attached)

COUNTY ATTORNEY: No report

COMMUNITY SERVICES REPORT: Natural Resources, Planning and Federal Lands Manager James Dietrich presented for signatures a letter of appreciation to the Alamosa County Commissioners for the recent informational presentation and tour of their solar facility extended to the Montezuma County Commissioners and staff. (See attached) James also gave an update on his research for the Sage Hen / House Creek transfer.

COUNTY ADMINISTRATOR REPORT: Administrator Brunner presented the Modification of Grant or Agreement between the U.S. Forrest Service and Montezuma County Weed Department for signature. (See attached) Melissa also presented a request for an appointment to the Southwest Work Force Advisory Board. Commissioner Suckla moved to appoint Karen Aldridge to the Southwest Colorado Work Force Advisory board. Second by Commissioner Lambert and carried. (See attached) Administrator Brunner along with the Commissioners presented the March Employee of the Month to Victor Galarza with the Sheriff's Office.

COUNTY COMMISSIONER REPORT: Commissioner Ertel gave a report on the Club 20 meeting he had attended, stating they had discussed several legislative updates. Commissioner Lambert reported on the South Western Water Conservation District seminar that he had attended stating there was a serious concern regarding the water levels that are on the verge of becoming critical.

CORRESPONDENCE: The following correspondence was read and noted:

Dolores Water Conservancy District January 8, 2015 minutes of the regular meeting.

Letter : From Geoffry and Lois Carlson to Judge Jenni Lynn Lawrence Montezuma County Court regarding a dog issue.

Letter: From First Southwest Bank requesting comments on a proposal.

MOTION TO ADJOURN was made by Commissioner Suckla, second by Commissioner Lambert and carried.

MEETING ADJOURNED: 3:00

ANNEX TOUR: The Commissioners took a tour of the Montezuma County Assessor, Treasurer, IT, and Clerk & Recorder departments.

County Clerk April 6, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
April 13, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday April 13, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman.
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

Commissioner Ertel opened the meeting of April 13, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated April 6, 2015 as amended. Motion was seconded by Commissioner Suckla and carried.

COOPORATIVE WEATHER OBSERVER, NOAA, NWS representative **James Andrus** presented the precipitation report for the month of March, 2015. James requested the Commissioners encourage water conservation within Montezuma County. (See attached)

PUBLIC COMMENT: M.B. McAfee discussed the County Annex kitchen usage, approval of individual departments monthly reports and the placement of agenda items; Attorney, Community Service, Administrator and Commissioner reports be placed prior to Executive sessions on the agenda.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of April 8, 2015 through April 23, 2015. Projects included in the schedule were; Reshape and repair a soft spot on Road G, blade roll and mag Roads CC, BB, 9, 10, 15, 16, 33, 34, and road 40, chip seal prep and re-gravel Roads U and 22. Rob updated the Commissioners and held discussions regarding the annual Western Refinery Agreement, the 7th Street extension project and the Stapleton Bridge project regarding the designs and funding of said projects. (See attached)

FLEET MANAGEMENT REPORT: Road Superintendent Rob Englehart along with Administrator Brunner held a discussion regarding the creation of a Fleet Management program for Montezuma County and reported on a tour and presentation they attended last week from Montrose County.

FAIRGROUNDS: Fairgrounds Manager Tanner Young gave his monthly report. He reported the attendance at the Fairgrounds this year was 13,210 not including the past weekend events and the yearly income for 2015 was \$25,733.75 which included the last weekend events. A discussion was held regarding future events scheduled at the Fairgrounds through the month of May. (See attached)

BRYERS GRANT FOR MOUNTED PATROL: Wanda Martin from the Sheriff's Office along with Cindy Ramsey Grant Writer met with the Commissioners to discuss the Bryers Grant for Mounted Patrol. Commissioner Suckla moved to support the Grant for a Mounted Patrol program for the Montezuma County Sheriff's office contingent upon corrections submitted by County Attorney Baxter. Second by Commissioner Lambert and carried (See attached)

BID OPENING: Administrator Brunner along with Maintenance Supervisor Robert Smith presented Bid applications for the cleaning contract of the Justice Building.

Bid #1 by JED Landscape Design & Property Management for a 12 month period Monday through Friday in the amount of \$16,800.00 per year or \$1400.00 per month.

Bid #2 by Casa Cleaning proposed a regular cleaning Monday through Thursday with a deep cleaning on Fridays at \$4000.00 per month or \$48,000.00 per year.

Bid #3 by Amber Zickefoose proposed \$80.00 per night Monday through Friday, \$1733.00 per month or \$20,796.00 per year.

Commissioner Suckla moved to appoint JED Landscape Design & Property Management for the Justice Building office cleaning starting April 20, 2015 prorated for the first month and \$1400.00 per month through the month of December 2015 as presented. Second by Commissioner Lambert and carried (See attached).

Galen Larson: met with the Commissioners to discuss his concerns with the Commissioners Membership to the American Lands Council and the Commissioners plans to move the county forward to enhance our community.

LUNCH:

COMMUNITY SERVICES REPORT: Natural Resources, Planning and Federal Lands Manager James Dietrich, reported to the Commissioners that he had met with Monty Guiles for a tour of the McPhee breakwater project and would like to set up a tour with the Commissioners to discuss a resolution of said project. James also gave an update on an interested party in the Solar Farm project.

COUNTY ADMINISTRATOR REPORT: Administrator Brunner presented Capital Fund projections and a Federal Mineral Leasing proposal for discussion. The discussion included the purchase of the BOMAG Compactor for the Landfill Department and seed money for a new Fleet management program. Commissioner Lambert moved to pay for the BOMAG Compactor out of the Capital Account and charge the Landfill department a two percent (2%) interest rate for a time period of 5 years. Second by Commissioner Suckla and carried. (See attached)

COUNTY COMMISSIONER REPORT: Commissioner Ertel reported that he had attended a Region 9 one day retreat with Triple A. Commissioner Suckla reported that he had met with Representatives Bennetts, Whitney and Swint and held a discussion regarding a NCA.

COUNTY ATTORNEY: John Baxter

EXECUTIVE SESSION: Commissioner Lambert moved to go into executive session, seconded by Commissioner Suckla and carried. This session is for a conference with the attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b) regarding potential for liability and advice regarding the recording of Commissioner meetings and 2477 Roads along with C.R.S. Section 24-6-402-(4)(e) regarding the Architect Interviews and price Negotiations. Commissioner Ertel moved to go out of executive session, seconded by Commissioner Suckla and carried.

CORRESPONDENCE: The following correspondence was read and noted:

Letter from United States Department of Agriculture Forest Service, request for comments regarding North Fork Coal Mining.

Letter from Aurora Economic Development Council letter of support request for the economic development throughout Colorado.

MOTION TO ADJOURN was made by Commissioner Suckla, second by Commissioner Lambert and carried.

MEETING ADJOURNED: 4:20pm

County Clerk April 13, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
April 20, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday April 20, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman.
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

Commissioner Ertel opened the meeting of April 20, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated April 13, 2015 as presented. Motion was seconded by Commissioner Suckla and carried.

PUBLIC COMMENT: **Ellen Foster** requested the Commissioners include a discussion regarding the BLM Master Leasing Plan along with the reports presented today from the Federal Land Agencies. **Greg Kemp** suggested that the Commissioners invite representatives from Mesa Verde Park to visit with them. **Gala Pock** discussed with the Commissioners their thoughts on the American Lands Council.

ROAD DEPARTMENT: **Road Superintendent Rob Englehart** presented the road and bridge schedule for the time period of April 15, 2015 through April 30, 2015. Projects included in the schedule were; shoulder work and ditch cleaning on roads L, N, 22, 31, 32 and the Dolores/ Norwood road; blade, roll and mag chloride roads T, M, 33, 34, 39, 40, 42, D, 24, 25, G, H, 31, 32, CC, BB, 9, 10, 15, and road 16. The removal of a tree on Road T and to re-gravel Road 22. Rob also presented the **Montezuma County Road and Bridge Department Temporary Use Permit Application**. Commissioner Suckla moved to approve the Montezuma County Road and Bridge Department Temporary Use Permit Application with the exclusion of the statement “of 25 people or more” from the application. Second by Commissioner Lambert and carried. (See attached)

FEDERAL LAND AGENCIES: **Derek Padilla, Marietta Eaton** and **Tom Rice** gave the Commissioners an update on projects they have been working on. Discussions included the **Sand Canyon** parking lot, the

definitions of a Monument and a Wilderness area, the **Land and Trust Fund**, future recreational site analysis, the **Phil's World** expansion, the **McPhee Breakwater** project the **Master Leasing Plan**, the **Range Program**, a future discussion regarding the **Spruce Fir Strategy** and the 2014 **Secure Rule Schools Title II Funds** distribution.

LANDFILL: Landfill Manager Shakalo Powers gave his monthly report including the Tonnage and Charge Summary for March and the **Computer and Electronics Recycling & Collection Days**, training completed within his department, future compost sales, additional fees for uncovered loads, refrigeration turn in this week, and the **City of Cortez Clean Up Event** scheduled next week. Shakalo held a discussion regarding single stream customers to bag materials separately for sorting, a **Contaminated Load Fee** and a future Customer Appreciation day. (See attached)

EMERGENCY MANAGER REPORT: Emergency Manager Paul Hollar met with the Commissioner and gave previous and current monthly updates on meetings attended, his public speaking and scheduled training and exercises. (See attached) Topics of discussion included the proposed **Fire Ban Ordinance** change, the **Tetra Tech County Mitigation** plan Contract, and a draft wildfire agreement between the County, the Sheriff and the Fire Districts. Commissioner Lambert moved to approve the Tetra Tech Inc. Professional Services contract as presented. Second by Commissioner Suckla and carried. (See attached)

EMERGENCY ALERT SYSTEM / 911 FEE: Lori Johnson representing the dispatch center, **Emergency Manager Paul Hollar and Sheriff Steve Nowlin** met with the Commissioners to discuss the 911 emergency alert system and presented a quote for the **Nixle Everbridge Inc. Core Platform Service Agreement**. Commissioner Suckla moved to approve the Everbridge Nixle 911 notification system 3 year contract purchase for \$6380.00 as presented. (See attached) A discussion was held regarding the 911 fee and a proposed increase of said fee.

LUNCH:

PLANNING AND ZONING:

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining High Impact and Special Use Permit Applications submitted by Kinder Morgan CO2 Company, Agent Phil Kennedy and Ecosphere Environmental Services for the purpose of the construction and operation of a 0.86 reclaimed acre, more or less, CO2 Well (known as CX-9) on property owned by the Thomas & Ima Jean Pedigo Revocable Trust, located at 23493 Road 10, Pleasant View, CO; situated in Sec. 18, T.38N., R.18W., N.M.P.M. Said property is located south of Road AA, east of Road 8. The roll was called, the public notice read, and the proceedings were recorded for the record. **Ranette Karo Planning Department Administrative Assistant** along with **Jamie Conway, Phil Kennedy** gave an overview of said proposed application. Commissioner Suckla requested the Planning and Zoning findings. Ranette reported the Planning and Zoning vote was unanimous approval with no contingencies. Commissioner Ertel opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Lambert moved to approve a High Impact Permit No 15-000009 and Special Use permit No. 15-000007 submitted by Kinder Morgan CO2 Company, Agent Phil Kennedy and Ecosphere Environmental Services for the purpose of the construction and operation of a CO2 Well (known as CX-9) on property owned by the Thomas & Ima Jean Pedigo Revocable Trust, located at 23493 Road 10, Pleasant View as presented. Second by Commissioner Suckla and carried. (See attached).

LODGERS TAX COMMITTEE: Lee Cloy and Susan Scott met with the Commissioners to give their recommendations for the Tax Funds Disbursements and the reasoning of their recommendations of said disbursements. Commissioner Lambert moved to approve the recommended distribution of funds for the Montezuma County Lodgers Tax of \$112,000.00 as presented. Second by Commissioner Suckla and carried. (See Attached) A discussion was held regarding an appointment to the Mesa Verde Country Board. Commissioner Suckla moved to appoint Sue Scott as the representative for Montezuma County to the Mesa Verde Country Board for 2015 and to appoint Brian Bartlett as the Montezuma County representative to the Mesa Verde Country Board for the year 2016. Second by Commissioner Lambert and carried. (See attached)

SOUTHWEST WATER CONSERVATION DISTRICT: John Porter met with the Commissioners to discuss a proposed National Conservation Area (NCA). John informed the Board there would be an informative luncheon meeting on May 5, 2015 to discuss said proposed National Conservation Area (NCA). (See attached)

COMMUNITY SERVICES REPORT: Natural Resources, Planning and Federal Lands Manager James Dietrich, presented the Federal Highway Administrative update and Request for Exhibit J approval for the FWHA grant #1601-069 Trail of the Ancients- McElmo Flume for signatures. Commissioner Suckla moved to approve the exhibit J request to the Federal Highway Administration for a proposed matching in kind funds for the McElmo Flume overlook parking lot as presented. Second by Commissioner Lambert and carried. (See attached)

COUNTY ADMINISTRATOR REPORT: Administrator Brunner presented the previously approved the JED Landscape Design & Property Management and Comfort Air HVAC contracts for signatures.

COUNTY COMMISSIONER REPORT: Commissioner Suckla reported that he had attended the state legislative session last week in Denver.

COUNTY ATTORNEY: John Baxter

EXECUTIVE SESSION: Pursuant to Attorney Baxter's suggestion, Commissioner Suckla moved for the Board of County Commissioners to go into executive session pursuant to C.R.S. Section 24-6-402-(4)(e) regarding the Architect Interviews and price Negotiations. Seconded by Commissioner Lambert and carried. Commissioner Lambert moved to go out of executive session, seconded by Commissioner Suckla and carried.

CORRESPONDENCE: The following correspondence was read and noted:

Letter from Southwestern Colorado Livestock Association regarding their vote to withhold support for the National Conservation Area. Thank You cards from Assessors Office and Dolores Public Library.

MOTION TO ADJOURN was made by Commissioner Lambert, second by Commissioner Suckla and carried.

MEETING ADJOURNED: 3:50 p.m.

County Clerk April 20, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
April 27, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday April 27, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman.
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Lynn Dorenkamp, Chief Deputy Clerk

Commissioner Ertel opened the meeting of April 27, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Suckla moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated April 20, 2015 as presented. Motion was seconded by Commissioner Lambert and carried.

MARCH ACCOUNTS PAYABLE: **Administrator Brunner** presented the March accounts payable Commissioner Suckla moved to sign the accounts payable publication for Montezuma County March 2015 as listed. Second by Commissioner Lambert and carried. (See attached)

COOPERATIVE LAW ENFORCEMENT AGREEMENT: **San Juan National Forest** Commissioner Suckla moved to sign the Cooperative Law Enforcement Agreement between the Montezuma County Sheriff's Office and the USDA, Forest Service San Juan National Forest for 2015. Second by Commissioner Lambert and carried. (See attached)

PUBLIC COMMENT: Ellen Foster discussed her concerns about upcoming agenda item, Severed Mineral Taxes. M. B. McAfee suggested we charge a \$5.00 tax, like Dolores County to help cover costs of researching mineral owners. M. B. McAfee also wanting to know the future use of the Justice Building. Suggested possibly leasing to the Bridge, it could serve as a shelter for single adults and families, detox center and believes it could be used for several different things. (See attached)

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of April 22, 2015 through May 8, 2015. Projects included in the schedule were; shoulder work and ditch cleaning on the Dolores/ Norwood road; blade, roll and mag chloride roads T, M, 33, 34, 39, 40, 42, D, 24, 25, G, H, 31, 32. Haul $\frac{3}{4}$ " from Haycamp Pit, re-gravel Road 22 and haul chips from McElmo to stockpile at Road 22. Dolores-Norwood Road, discussed our future responsibility and possible funding from grants. Start to budget it into yearly expenses. 7th Street Extension, quotes back from Russell Engineering \$48,000, Stoner Engineering \$21,000 gave everyone the same thing to look at to create the final plans. Decided to go with Stoner Engineering. Commissioner Lambert moved to go ahead with engineering of 7th Street Extension Project by Stoner Engineering & Surveying. Second by Commissioner Suckla and carried. (See attached)

PUBLIC HEALTH DIRETOR Bobbie Lock presented the **Emergency Mutual Aid and Assistance Agreement for Local Colorado Public Health Agencies** to be signed. Commissioner Suckla moved to sign the agreement. Second by Commissioner Lambert and carried. **Colorado Department of Public Health and Environment PSD-WIC contract amendment for task orders #2**, which increased the funds received for this year by the Health Department by \$16,000.00. Commissioner Lambert moved to sign the amended contract. Second by Commissioner Suckla and carried. **Montezuma County Public Health Department 2015 Fee Schedule** would like to add another fee to the list.

Pre-operational Fee for new facilities; Pools, Spas and Body Art (tattoo and piercings). \$100.00. Commissioner Suckla moved to add a fee of \$100.00 to the Montezuma County Public Health Department 2015 Fee Schedule. Second by Commissioner Lambert and carried.

IT: Jim McClain gave a monthly update for the IT Department stating he had final data uploaded Friday night at 10 to be converted for Tyler Project with the Assessor's Office. Go Live May 4th, which is still on track. Senior Center move completed. New Video Switch installed in BOCC Room. E-Cycle completed, hauled approximately 3400lbs. of electronics on Friday. (See Attached)

SEVERED MINERAL TAXES: Assessor Scott Davis and Leslie Bugg presented numbers showing the Income and expenses on severed minerals stating he would need 2 full time people for two years to correct the severed mineral rights. The taxes collected on severed mineral rights do not support the cost to correct and send out tax billings on those accounts and does not have the funds in his budget to hire two full time employees to do all the back work. Would like to drop this back work and just keep up on current minerals and future transactions of ownership. No actions were taken at this time.

SOUTHWEST MEMORIAL HOSPITAL: Kent Rogers and John Nadone presented the quarterly update for Southwest Health Systems. Presented balance sheet for March 2015, which compared with the previous month and prior year. Audit being done for 2014 and will provide a copy to county. Capital Campaign continuing local fund efforts. Need to find easier access to health care in our area.

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

COUNTY ATTORNEY: Discussed the amendment to the Fire Ban agreement with the Commissioners.

COMMUNITY SERVICES REPORT: No report

COUNTY ADMINISTRATOR REPORT: No report

COUNTY COMMISSIONER REPORT: Commissioner Suckla went to a Region 9 meeting regarding the funding for the film industry. Film company asked if the County Commissioners would be interested in being interviewed for a movie on May 7th.

CORRESPONDENCE: The following correspondence was read and noted: Colorado Department of Human Services.

MOTION TO ADJOURN was made by Commissioner Lambert, second by Commissioner Suckla and carried.

MEETING ADJOURNED: 12:00pm

County Clerk April 27, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
May 4, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday May 4, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman.
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Lynn Dorenkamp, Chief Deputy Clerk

Commissioner Ertel opened the meeting of May 4, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated April 27, 2015 as presented. Motion was seconded by Commissioner Suckla and carried.

LIQUOR LICENSE: Clerk's Chief Deputy Lynn Dorenkamp presented a liquor license renewal for **Eagle Claw Trading Post & Liquor Store**. Commissioner Suckla moved to approve the liquor license renewal for Eagle Claw Trading Post & Liquor Store. Second by Commissioner Lambert and carried. (See attached)

SPECIAL EVENTS PERMIT: Clerk's Chief Deputy Lynn Dorenkamp presented two applications for a Special Events Permit for Cortez Area Chamber of Commerce. Commissioner Lambert moved to approve both Special Events Permits for Cortez Area Chamber of Commerce. Seconded by Commissioner Suckla and carried. (See attached)

QUARTERLY PUBLIC TRUSTEE REPORT: Sherry Dyes Montezuma County Public Trustee presented the quarterly report for the Public Trustees Office. Commissioner Suckla moved to approve the quarterly report for the Public Trustees Office. Seconded by Commissioner Lambert and carried. (See attached)

APRIL EMPLOYEE OF THE MONTH: Keith Kartchner from the Montezuma County Landfill.

PUBLIC COMMENT: Ellen Foster continued her conversation with the Commissioners regarding the Severed Minerals. (See attached)

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of April 29, 2015 through May 15, 2015. Projects included in the schedule were; blade, roll and mag chloride roads 39, 40, 42, D, 24, 25, G, H, 31, 32, L, 22, N, P. Shoulder and clean ditches Dolores/Norwood road. Haul ¾" ABC from Haycamp Pit for roads 20 and 22. Re-gravel Roads G, S (Haycamp), 22, 20 and haul ¾" chips from Weeminuche and 5/8" chips from McElmo to stockpile at Road U. Rob said he had a good Safety Meeting this morning. Then presented a letter to the BOCC regarding the Mancos Pit. (See attached)

VETERAN'S MONTHLY REPORT: Rick Torres presented the monthly report for April 2015. Commissioner Suckla moved to approve the monthly report for April 2015. Seconded by Commissioner Lambert and carried. (See attached).

GROUNDS AND BUILDINGS REPORT: Maintenance Director Robert Smith presented the quarterly report update Jan.-April 2015. Discussed work load between the Sheriff's Office compared to rest of the county offices. (See attached)

PUBLIC HEALTH DIRECTOR Bobbie Lock met with the Commissioners to give her quarterly report. Thanked and complemented Robert Smith, maintenance director, and his crew for the work they did for the Health Department Office. Commissioner Lambert moved to sign the Office of Planning and Partnership Contract. Seconded by Commissioner Suckla and carried. (See attached)

EMERGENCY MANAGEMENT REPORT: Paul Hollar discussed April events, meetings, training and exercises. Upcoming agenda for May. (See attached)

MONTEZUMA COUNTY FAIRBOARD Brandy Simmons and Don Janz went over a few points of their By-Laws with the Commissioners. Finished the raffle, which did well. The Fair book will be out the 1st of July. Discussed the upcoming County Fair sponsors and participants. The banner for the Montezuma County Fair is being made currently by a lady in Mancos.

TOWN OF MANCOS: Gravel Pit/Airport Property Bill Stone, Todd Kearns, Trustee, David Liberman, Town of Mancos Attorney, Matthew Baskin, Treasurer, Queenie Barz, Trustee, Rachel Simbeck, Mayor. Andrea Phillips, Town Administrator, highlighted key points of the

history with Airport Property Lease. Wanting to see the first 9.2 acres be reclaimed and possibly renegotiating the contract. The Commissioners expressed their hesitancy to completely define a set date to return the property back to the Town of Mancos. Upon the advice from the Road Superintendent, it cannot be determined when the gravel will be completely mined on the property and therefore not prudent to define that date.

DOLORES CONSERVATION DISTRICT: Judy Garrigues, District Manager, Travis Custer, employee for Soil Health, Suzanne Aikin, Board Member, Steve Miles, Board Member, Secretary/ Treasurer, Joanne Teetzel, Board Member, Lon Varnis, Board Member. Steve Miles discussed local agriculture. Working on a name change to High Desert Conservation District. Exploring options to partner with the county. Looking towards a possible Mill-Levy in the future to fund the conservation district.

COUNTY ATTORNEY: John Baxter has a meeting on Wednesday with Kara Chadwick regarding the RS2477. Has court today at 3:30.

COMMUNITY SERVICES REPORT: James Dietrich presented a letter to be signed for the Rangeland Steward Committee. Commissioner Lambert moved to sign the letter for the Rangeland Steward Committee. Seconded by Commissioner Suckla and carried. TDR letters were sent out Jan. 6, 2015 with a 90 day response time, which ended April 6, 2015. Meet with CDOT regarding the parking at the Flume. Have Special Use Permit in place, just waiting on signatures. (See Attached)

COUNTY ADMINISTRATOR REPORT: Melissa Brunner having a Meet Montezuma County meeting at the Annex on Thursday at 10am. for department heads and elected officials.

COUNTY COMMISSIONER REPORT: Commissioner Lambert and Commissioner Suckla gave a summary of their learning experience from their attendance of the Oil and Gas Expo. Commissioner Ertel spoke with Senator, Cory Gardner on Thursday regarding Federal Lands. The representatives from Durango Area spoke about getting Denver Area News.

CORRESPONDENCE: None

MOTION TO ADJOURN was made by Commissioner Suckla, second by Commissioner Lambert and carried.

MEETING ADJOURNED: 3:35pm

Chief Deputy Clerk

May 4, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
May 11, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday May 11, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman.
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Lynn Dorenkamp, Chief Deputy Clerk

Commissioner Ertel opened the meeting of May 11, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Suckla moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated May 4, 2015 as presented. Motion was seconded by Commissioner Lambert and carried.

COOPORATIVE WEATHER OBSERVER, NOAA, NWS representative **James Andrus** presented the precipitation report through the month of April, 2015. (See attached)

PUBLIC COMMENT: David Goth from Summit Lake has concerns regarding the roads maintained during the summer on P.4 and 35.6. Said Road Department does a good job during the winter with blading and keeping snow clear. David has voiced his concerns to Rob Englehart, Road Superintendent and feels he will take them into consideration. Dexter Gill from Lewis, CO. wanted to let the County Commissioners know the Four Corners 912 Group invited Senator Jennifer Fields from Montana to speak on behalf of Americans Land Council regarding Public Lands. Dexter invited the County Commissioners to the meeting being held at the Elks Lodge on May 18, 2015. Dennis Atwater spoke in regards to Road Z and Road 22, saying that the County Road Department has been doing prep work for gravel and wanted to know the

status of it being graveled. Dennis voiced concerns regarding an ailing neighbor and their ability to get in and out if necessary in case of an emergency.

ROAD DEPARTMENT: Road Superintendent Rob Englehart gave the department's phone number to those present and said please call and voice any concerns you may have and we will see what we can do to take care of them. He then presented the road and bridge schedule for the time period of May 6, 2015 through May 22, 2015. Projects included in the schedule were; blade and compact Road G, blade, roll and mag chloride roads H, 31, 32, L, 22, N, P, Dolores/Norwood. Shoulder and clean ditches Dolores/Norwood road. Clean up Mancos Yard. Haul ¾" ABC from McElmo to Road G. Re-gravel Roads G and S (Haycamp). Haul 5/8" chips from McElmo to stockpile at Road U. Rob presented a printout of a Public Surplus Auction sheet showing a CAT 3406 Generator and letting the BOCC know that he has it in his budget to bid and keeping an eye on this item. The BOCC advised using caution while bidding and keeping within the budget. (See attached)

SHERIFF'S MONTHLY REPORT: Sheriff Steven Nowlin thanked the BOCC for visiting the jail. Reported that two people are quitting and a third has turned in their resignation. Sheriff Nowlin then presented a letter from Wanda Martin, Sheriff's Assistant/Grant Contact Person, for the Commissioners to sign. The letter was for an Amendment request for grant #GAME 14-870. Commissioner Lambert moved to sign the Local Government Limited Gaming Impact Fund 2014-2015 Cycle Crack down on Crime Grant #GAME 14-870. Second by Commissioner Suckla and carried. Sheriff Nowlin said he had met with Travelers Insurance. He has also spoke with the Sheriff's Posse regarding POST certification requirements. United Search and Rescue and K-9 Search and Rescue are now training together. (See attached)

FAIRGROUNDS: Fairgrounds Manager Tanner Young gave his monthly report. He went over previous events and upcoming events on the calendar. He also stated that the county has received a letter on Friday from Travelers Insurance, which has suggested changes, fixing to go over the letter.

HISTORICAL SOCIETY: Dale Davidson, Ann Wilson Brown, Judy Head and Joyce Lawrence. Dale Davidson presented the Historical Society Vision Statement and the need for space to provide a museum for Montezuma County. Commissioner Ertel voiced his optimism regarding future discussions regarding space for museum.

SCOTT TIPTON'S REPRESENTATIVE-Darlene Marcus gave an update with the Dolores River NCA. They discussed how the Commissioners felt on this issue. Darlene inquired about the BLM and road closures, Commissioners had nothing new regarding the BLM and road closures. Darlene informed the Commissioner that the BLM decided to do a Master Leasing

Plan and asked what their thoughts were on this issue. The Commissioners were unaware of the BLM meeting, they were not invited by the BLM or La Plata County Commissioners to discuss a Master Leasing Plan.

Discussion regarding an easement location for Montezuma County on property located at 1500 N. Dolores Road Guess, Cortez, CO, owned by AMC Developing, LLC, Agent, Jim Candelaria. John Anderson also present.

PLANNING AND ZONING: Ranette Karo presented a review and determination of a Variance application submitted by Robert M. Hunter on property located at TBD Road J.3, Cortez, CO, consisting of 5 acres, more or less, situated in Sec. 28, T. 36N., R. 16W., N.M.P.M. requesting the 50' setback requirement be relaxed to 35' to enable him to place a modular home on his property. A Non-Opposition Letter has been submitted by Richard & Kimberly McGhee, affected property owners. Commissioner Lambert moved to approve the Variance for Robert M. Hunter at TBD Road J.3, Cortez, CO. Second by Commissioner Suckla and carried. (See attached)

PLANNING AND ZONING: Planning Director Leeann Milligan presented a preliminary review and determination of an Exemption request made by the Mancos Cemetery District regarding property located at 8432 Road 41, consisting of 8.86 acres, more or less, and Richard O'Brien, Ray O'Brien and Janet Reider on property located at 8433 Road 41, consisting of 7.65 acres, more or less, Mancos, CO, situated in Sec. 33, T. 36N., R. 13W., N.M.P.M. The District is requesting to obtain 4 acres, more or less, from the O'Brien-Reider parcel. Commissioner Suckla moved to proceed with Exemption request for Mancos Cemetery District. Second by Commissioner Lambert and carried. (See attached)

ADMINISTRATOR Melissa Brunner asked the Commissioners for an Exemption for Comp Hours for Noxious Weed Department Program Manager. Commissioner Suckla moved for the exemption for Comp Hours for Noxious Weed Department Program Manager not to exceed 11 hours a week and not to exceed 240 hours per the employee handbook. Second by Commissioner Lambert and carried. Administrator Brunner also discussed the change of status from full-time to part-time status and requirement to payout of vacation and sick leave benefits, rather than hold these benefits and use as a continued employee.

COUNTY ATTORNEY: John Baxter reported Judge Walker asked him to participate in DANSER training in Denver July 13, 14, and 15, 2015. Attorney Baxter will be unavailable during those dates to attend this training.

COMMUNITY SERVICES REPORT: None

COUNTY ADMINISTRATOR REPORT: **Melissa Brunner** said the audit has started this week. Administrator Brunner informed Commissioners the Landfill is getting closer to starting the recycling process. She requested approval for a part-time labor to help with the transition time at the Landfill and that it will not affect the budget. Commissioner Lambert moved to approve the part-time labor during the transitioning period. Second by Commissioner Suckla and carried. She also discussed being comfortable with the budget allowing an additional employee for the Sheriff's Office for the jail. A conversation was held between Administrator Brunner and the Commissioners about Federal Mineral Leasing District and PILT.

COUNTY COMMISSIONER REPORT: **Commissioner Lambert** held a discussion with Attorney Baxter regarding 911 Funds.

CORRESPONDENCE: Dolores Water Conservancy District Minutes, regular meeting for March 12, 2015.

MOTION TO ADJOURN was made by Commissioner Suckla, second by Commissioner Lambert and carried.

MEETING ADJOURNED: 3:27pm

Chief Deputy Clerk May 11, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
May 18, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday May 18, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman.
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney Absent
Lynn Dorenkamp, Chief Deputy Clerk

CHAIRMAN Ertel opened the meeting of May 18, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated May 11, 2015 as presented. Motion was seconded by Commissioner Suckla and carried.

Melissa Brunner, Administrator presented the Underfunded Courthouse Facility Grant for acceptance. Commissioner Suckla moved to approve the Underfunded Courthouse Facility Grant applications. Second by Commissioner Lambert and carried. (See attached)

SHERIFF'S OFFICE: Wanda Martin presented the Sheriff's Office 2015 Gaming Grant Application. Commissioner Suckla moved to approve the Sheriff's Office 2015 Gaming Grant Application with the suggested changes discussed. Second by Commissioner Lambert and carried. (See attached)

HEALTH DEPARTMENT: Allison Duran presented the Health Department STEPP Contract to be signed. (See attached) Commissioner Lambert moved to sign the STEPP Contract. Second by Commissioner Suckla and carried.

PUBLIC COMMENT: Matt Clark voiced his concerns as a hunter with the regards to public lands managed by the State instead of the Federal government. **Galen Larsen** commented on the process of County Commissioner minutes availability and other key points from previous Commissioner Meetings. **Sam Carter**

would like to see Public Lands stay the way they are instead of shifting into State ownership. He also felt that the Commissioners need to make an effort to reach out beyond their constituents to get public opinion before making any decisions. **Dave Dove** said he would persuade the Commissioner to continue to pursue the State to obtain Federal Lands. He voiced his opinion on how poorly the Federal government is doing to protect/maintain our Public Lands. **M. B. McAfee** thought this should be an example for our government to be proactive to hear as many voices in our community on issues. She thought it would be a good idea to organize focus groups around the county to hear the voices of the community.

ROAD DEPARTMENT: Road Superintendent Rob Englehart gave the road and bridge schedule for the time period of May 13, 2015 through May 29, 2015. Projects included in the schedule were; re-gravel Road G, Haul $\frac{3}{4}$ " ABC from McElmo to Road G, crush chips for McElmo and remove tree on Road T. He said the rain is both good and bad and are unable to mag chloride because it is too wet for the time being. Rob also informed the Commissioners that due to Colorado State Law regarding inter commerce of generators into Colorado from another state he is prohibited from purchasing the generator he was interested in, so he is still on the lookout for a generator. Rob stated he had submitted the DOLA grant.

PUBLIC LANDS: Marietta Eaton with BLM, **Tom Rice and Derek Padilla** with the Forest Service. Marietta said that they were looking at having a meeting next week regarding road maintenance. Commissioner Ertel asked Marietta about the Master Leasing Plan and why Montezuma County had not been invited to that discussion. Her response was they were trying to keep it quiet until Connie got back and referred Commissioner Ertel to speak with Connie regarding the matter. Marietta reported that Jeff is moving ahead with relocating bike paths to go around archeological sites at Phil's World and looking at bike paths that will eventually connect to Road L. She also reported that they have a new engineer working on the plans for the parking lot on Road G. The 2015 budget for the BLM/Canyon of the Ancients is 1.2 million, which is only a 1% difference. Derek said the Forest Service/San Juan was roughly 13 to 14 million, which is a $\frac{1}{4}$ % drop in overall budget, and covers 597 thousand acres. He reported that Tom has been speaking with James Dietrich regarding the Breakwater at McPhee and getting it back into the water and cost sharing that project. Derek also discussed Range Management with the Commissioners. Derek shared the same concerns with the commissioners regarding the potential for a total loss of our forest due to the bug outbreak. While speaking with the Commissioners Derek also felt the Dolores/Norwood Road should belong to the county.

LANDFILL: Landfill Manager Shakalo Powers gave his monthly report for April 2015. (See attached)

BOARD OF SOCIAL SERVICES MONTHLY REPORT: It being the time set aside, the Board of Social Services was conducted. **Josiah Forkner and Lori Higgins** were present. Commissioner Suckla moved to appoint Josiah Forkner to the Southwest Colorado Workforce Advisory Board. Second by Commissioner Lambert and carried. (See attached)

SENIOR NUTRITION / TRANSIT QUARTERLY REPORT: The Board met with **Sue Fletcher and Mary Holaday** where they gave the quarterly update on the senior nutrition and Transit programs report. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing a Commercial (COMZ) rezoning request and Pre-Sketch Plan for a proposed Mobile Home Planned Unit Development for a 120 space phased RV park submitted by the Ruth Hoffman Living Trust, Agents Daren & Kathy Stone, on property located at 12110 Hwy 145, Dolores, CO; consisting of 25.44 acres, more or

less, situated in Sec. 7, T.36N., R.15W., N.M.P.M. Property is located north of Road M, east of Hwy 145. The roll was called, the public notice read, and the proceeding were recorded for the record. **Agents Vernon Hoffman, Kathy Stone** were present. Commissioner Ertel opened the hearing to public comment. Public Comment made by landowner **Bill Utrup** thought it's a great idea for Economic Development for this area. Hearing no other further public comment that portion of the hearing was closed. Commissioner Suckla moved to approve the Commercial (COMZ) rezoning request and Pre-Sketch for a proposed Mobile Home Planned Unit Development based on the following. The proposed PUD was in conformity with this Code in the PUD Act of 1972 (Article 67 of Title 24, C.R.S., as amended), the PUD plan showed minimal significance adverse impacts on other properties in the area and the PUD plan provides access routes in compliance with the Montezuma County road specifications and have adequate design to accommodate traffic volume generated by proposed use and public utilities and services are available, or can be made available, to support uses constant with the proposed zoning. Second by Commissioner Lambert and carried. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing an AR3-9 rezoning request and Pre-Sketch Plan for a proposed 11 Lot Planned Unit Development submitted by RC Southwest Development, LLC, Agent Maness & Associates, Inc., on property located at 10430 Road 23.5, Cortez, CO, consisting of 35.85 acres, more or less; situated in Sec. 21, T.36N., R.15W., N.M.P.M. Property is located south of Road L, east of Road K. The roll was called, the public notice read, and the proceedings were recorded for the record. **Agents Ernie Maness, S. Underwood, and Rob Pope** were present. Commissioner Ertel opened the hearing to public comment. Public Comments made included, land owner **Mary Skidmore** lives north of this proposed project and voiced her concern with having a residence right next to her property, since she has farm/cattle, and worries about future complications with neighbors. She would also like a 10 acre buffer zone between her fence line and the proposed project. She is also concerned with the increase of traffic on Road L. **Susan Dees** doesn't want to see any development; it will obstruct or impede her view. **Bill Utrup** shared his view point as a real estate person and feels this kind of project would not benefit the county. **Bentley Colbert** concerned with the future control of the rules for this development being the same. Hearing no further public comment that portion of the hearing was closed. Commissioner Suckla moved to approve the rezoning request and Pre-Sketch Plan for a proposed 11 Lot Planned Unit Development submitted by RC Southwest Development, LLC base on the following. The proposed PUD was in conformity with this Code and the PUD Act of 1972 (Article 67 of Title 24, C.R.S., as amended), the PUD Plan showed minimized significant adverse impact on other property in the area, the PUD Plan provides access routes in compliance with Montezuma County road specifications and of adequate design to accommodate traffic volume generated by the proposed use, and public utilities and services are available, or can be made available, to support uses consistent with proposed zoning and if cluster-planning principles are used, the PUD plan adequately addressed the preservation of productive agricultural land and the designation and maintenance of Common Open Space. Second by Commissioner Ertel and carried. (See attached) There was a 2 to 1 vote.

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining an AR3-9 rezoning request and Pre-Sketch Plan for a proposed 4 lot Moderate Development on property owned by Daniel Hennek and Mark Hennek, consisting of 20 acres, more or less, located at 20463 Road 23, Lewis, CO; situated north of Hwy 184, east of Road 23, located in Sec. 32, T.38N., R.16W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. **Agent Mark Hennek** was present. Commissioner Ertel opened the hearing for public comment. No public comment was made. Commissioner Lambert moved to approve the request for determining an AR3-9 rezoning request and Pre-Sketch Plan for a proposed 4 Lot Moderate Development on property owned by Daniel Hennek and

Mark Hennek, consisting of 20 acres, more or less, located at 20463 Road 23 Lewis, CO. Second by Commissioner Suckla and carried. (See attached)

PLANNING AND ZONING: Planning Director LeeAnn Milligan proposed a revision to the Planning Department Fee Schedule specific to implementing a fee for amending an existing High Impact Permit and Research Fee increase. Commissioner Lambert moved to approve the revision of the Planning Department Fee Schedule specific to implementation of an amendment fee for existing High Impact Permit and Research Fee increase. Second by Commissioner Ertel and carried. There was a 2 to 1 vote.

Planning Director LeeAnn Milligan presented for signatures a final plat for an amendment of an existing After-the-Fact Exemption, P-61-82, on property owned by Louann and Chris Burkett, located at 27230 Road P, Dolores, CO, S. 6, T. 36N., R. 15W., N.M.P.M. wherein the existing exemption did not have both property descriptions.

FIRE WISE: Rebecca Samulski with Fire Wise gave an update on progress in the county and showed a map showing Fire Wise communities. Thanked the Commissioners for their help both financially and county staff help.

MEMORIAL DAY PROCLAMATION: Rick Torres from Veteran Affairs read and presented the Memorial Day Proclamation for those who served in the United States Armed Forces. Commissioner Suckla moved to approve the proclamation. Second by Commissioner Lambert and carried (See attached)

ADMINISTRATOR: Melissa Brunner said she would set up a meeting with CCI. She also presented a letter requesting Robert L. Kennedy to be appointed to the Fairview Cemetery Board. Commissioner Suckla moved to appoint Robert L. Kennedy to the Fairview Cemetery Board. Second by Commissioner Lambert and carried. (See attached)

COUNTY ATTORNEY: None

COMMUNITY SERVICES REPORT: None

COUNTY ADMINISTRATOR REPORT: None

COUNTY COMMISSIONER REPORT: None

CORRESPONDENCE: Received a Thank You card from 4H. A letter to nominate Josiah Forkner to the Southwest Colorado Workforce Advisory Board from Southwest Workforce Advisory Board. A Final Determination from the State of Colorado, Division of Property Taxation, Department of Local Affairs, for Montezuma Water Company. A Letter to appoint Robert L. Kennedy to the Fairview Cemetery Board.

MOTION TO ADJOURN was made by Commissioner Lambert, second by Commissioner Suckla and carried.

MEETING ADJOURNED: 5:20 pm

Chief Deputy Clerk May 18, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
June 8, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday June 8, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman.
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney Absent
Lynn Dorenkamp, Chief Deputy Clerk

CHAIRMAN Ertel opened the meeting of June 8, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Suckla moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated May 18, 2015 as amended. Motion was seconded by Commissioner Lambert and carried.

ACCOUNTS PAYABLE: Commissioner Lambert moved to sign the accounts payable publication for Montezuma County for April 2015 as presented. Second by Commissioner Suckla and carried. (See attached)

PUBLIC HEALTH DIRECTOR Bobbie Lock presented a contract from Colorado Department of Health and Environment and the Office of Emergency Preparedness and Response regarding Ebola funding for signature. Commissioner Suckla moved to approve the signature for Approved Task Order Contract-Waiver #154 from the Colorado Department of Health and Environment. Second by Commissioner Lambert and carried. (See attached)

COOPORATIVE WEATHER OBSERVER, NOAA, NWS representative **James Andrus** presented the precipitation report through the month of May 2015.
(See attached)

PUBLIC COMMENT: Gala Pock voiced her disappointment in the fact that other changes were not made to the Fee Schedule regarding the High Impact permitting process. Gala believes that a High Impact fee for roads should be applied to those who are using the road, even though they are not building a building on a piece of property. Example being, fees for those who are using the roads for gas wells, mining, etc...

OWL COMPANIES: Becky Barber, Donald L. Rich, Ivy Tu are working on the redevelopment of the Calkins Building and just wanted to introduce themselves to the Commissioners.

FAIRGROUNDS: Fairgrounds Manager Tanner Young gave his monthly report. Commissioner Ertel presented a letter to Tanner from the 12 Hours of Mesa Verde Bike Race. Tanner held a discussion regarding the current lease on a tractor at the Fairgrounds and possible options for the upcoming year. (See attached)

MONTEZUMA COUNTY SHERIFF: Sheriff Steve Nowlin met with the Commissioners to discuss looking at different uniforms. He has been revamping the hiring process, not only to hire, but in retaining new employees. Steve also spoke with Rob Engelhart, Road Superintendent, regarding crazy traffic during McElmo road construction. He will be looking at assigning a Deputy to that area Monday through Friday 8 am till 4pm to help until road construction is complete. Steve also informed the Commissioners that he has been receiving phone calls regarding speeders on Road CC and Hwy 491 and discussed possible solutions.

VETERANS SERVICE: Veteran's Officer Rick Torres reported the 2014 Veterans Services Activity Summary. Commissioner Ertel presented a letter from a Charles O. Morrison from Flora Vista, NM commending the help Mr. Torres and staff had provided. Rick was also the Employee of the Month for May 2015. Commissioner Lambert moved to approve the Monthly Statement for May 2015 for signature. Seconded by Commissioner Suckla and carried. (See attached)

EMERGENCY MANAGER REPORT: Emergency Manager Paul Hollar met with the Commissioner and gave a monthly update. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for purpose of reviewing a proposed **ORDINANCE 2-2015 Amended Fire Ban. Emergency Manager Paul Hollar** was present. Commissioner Ertel opened the hearing for public comment. No public comment was made. Commissioner Suckla expressed his feelings that he does not feel there needs to be an amendment. Commissioner Lambert moved to approve the ORDINANCE 2-2015 Amended Fire Ban. Seconded by Commissioner Suckla and carried. (See attached)

USDA COOPERATOR SERVICE WILDLIFE SPECIALIST: Clinton Wilson met with the Commissioners to go over a report for March 1, 2015 to May 31, 2015. (See attached)

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of May 27 through June 12, 2015 and June 3 through June 19, 2015. Rob stated that they are done with McElmo for now until the scheduled Chip and Seal in July. He also has a meeting with CDOT today at 12:30 regarding the bridge replacement near Narraguinnep Reservoir. Rob presented a quote for Message Boards from WANCO, because he cannot find any to rent, he believes it would be a good investment and already has people who would rent them from the county if he had them. Commissioner Suckla moved to approve the purchase of 2 Message Board Signs from WANCO for the road department. Seconded by Commissioner Lambert and carried. Commissioner Suckla held a discussion with Rob regarding the Speed Limit on Road CC. Rob felt that unless the Sheriff's Department is able to man the road, that putting up lower Speed Limit Signs will have no effect, they would have the same situation that they have in McElmo Canyon. Rob also reported on the 7th Street Project stating that Stoner Engineering will have something to look at the 2nd week in July for materials required for the project. (See attached)

COUNTY SANITARIAN: Melissa Mathews and **Planning Director LeeAnn Milligan** met with the Commissioners to present a unique situation. Melissa stated that she will not finalize a septic permit until the road impact fee is paid for a residence that has been already been built and occupied. Melissa has contacted the owner on several occasions and they have expressed they will not pay the road impact fee. She asked for the Commissioners advice on how to proceed with this matter. **County Attorney John Baxter** asked Melissa to draft a letter for the Health Officer and he would take a look at it before she went to the next stage of investigation.

Administrator Brunner discussed the request from the **Historical Society** to install a freezer in the Justice Building. Commissioner Lambert moved to approve the payment of utilities for a freezer in the Justice Building. Seconded by Commissioner Suckla and carried. She also informed the Commissioners she received a letter from the **Montezuma County Housing Authority** stating they will not be taking the recommendation of the Commissioners to appoint Rick Torres to the Housing Authority Board and that they will proceed with the interviewing process for the open position. Commissioner Ertel would like to have a meeting set up to discuss their course of action. Melissa informed the Commissioners she had received an e-mail from **Chris Page** stating he was officially submitting his resignation from the Montezuma County Lodger's Tax Committee. Commissioner Suckla moved to accept the resignation of Chris Page from the **Montezuma County Lodger's Tax Committee**. Seconded by Commissioner Lambert and carried. A discussion was held regarding on appointment of a new member to the Montezuma County Lodger's Tax Committee and it was decided to advertise for the position starting in November 2015.

EXTENTION OFFICE: Tom Hooten informed the Commissioners that the Advisory Committee had written a letter to Colorado State University to fill the second position in the extension office and then he read the letter for the Commissioners. He informed the Commissioners that this position would be formula funded by Colorado State University. Tom said that he was having a meet and greet with current and prospective advisory committee members on June 18th, 2015 6 pm in the extension office. Tom asked if the Commissioners were available to meet C. J. Mucklow who is the Western Region CSU director, on Wednesday the 10th and made arrangements with the Commissioners to meet out at the Cortez Livestock Auction.

COUNTY ASSESSOR: Scott Davis presented an overview he has been handing out in regards to **2015 Agricultural Revaluation** to concerned taxpayers. The Commissioners and Scott held a conversation regarding the Agricultural Revaluation. Scott updated the Commissioners on the Kinder Morgan Court of Appeals ruling, which says that Kinder Morgan and Cortez Pipeline are related and that the Board of County Appeals is correct.

COUNTY ATTORNEY: John Baxter stated he would be meeting with Sue Fletcher later this week.

COMMUNITY SERVICES REPORT: James Dietrich, presented the 1 bid for the Breakwater from Case Construction. The Commissioner stated they would have a decision one week from today. James discussed the Bonds family and their concerns regarding the Range Assessment they received from Mr. Padilla with the Forest Service. The Bonds family would like to have a letter of support from the Commissioners in fighting the Range Assessment from the Forest Service. Commissioner Ertel asked that the Bond family be present at the next Commissioner's Meeting on the 15th of June, when the Public Lands are scheduled on the agenda.

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner held a discussion with the Commissioners regarding cell phones. She also received confirmation from Chief Roy Lane to discuss information about Dispatch and 911 Funds on July 13, 2015. She would like to do a facelift for Annex 1 by getting new chairs, the old ones will be donated and broken ones will be destroyed. She informed the Commissioners that Crow Canyon would like to have them out for lunch and that she was setting up a webinar with the architects for the justice building. Melissa said she received a phone call from the Housing Authority regarding Wildlife Treatment and wanting to know if the county would like to get involved with the eradication of Prairie Dogs on our property. Commissioners would like more information and have all property owners be involved in the management of Prairie Dog population.

COUNTY COMMISSIONER REPORT: **Commissioner Ertel** discussed the CCI Summer meetings said it was a good way to network with other County Commissioners. **Commissioner Lambert** stated there had been 22 bills presented and 13 passed, concerning marijuana. He also said he enjoyed the New Comer session, which had four different presenters and learned a lot. **Commissioner Suckla** learned in a leadership class that people are not afraid of change but people are afraid of loss or the perception of loss.

CORRESPONDENCE: The following correspondence was read and noted: 12 Hours of Mesa Verde Bike Race and a letter from Charles O. Morrison.

MOTION TO ADJOURN was made by Commissioner Suckla, second by Commissioner Lambert and carried.

MEETING ADJOURNED: 4:00pm

County Clerk June 8, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
June 15, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday June 15, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman.
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, Clerk and Recorder

CHAIRMAN Ertel opened the meeting of June 15, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated June 8, 2015 as amended. Motion was seconded by Commissioner Suckla and carried.

SHERIFF'S OFFICE: Wanda Martin and Cindy Ramsay from the Sheriff's Office met with the Commissioners to discuss the **COPS GRANT (Mounted Patrol)**. Commissioner Lambert moved to allow the Sheriff's Office to apply for the Cops Grant. Second by Commissioner Suckla and carried. Cindy also reported that they had received the Detention Center Grant.

PUBLIC COMMENT: **Sara Michal Hardie** reported to the Commissioners that she would be working with the people regarding the County OHV Road Ordinance, the County Land Use Plan and the available natural resources within the county. **Dave Dove** commended the Commissioner on their decision to join the American Lands Council. He also held a discussion regarding some material he previously sent to the Commissioner regarding the closure of County roads and if the Commissioners have had the opportunity to look at the material and would they be responding or acting on it.

ROAD DEPARTMENT: **Road Superintendent Rob Englehart** presented the road and bridge schedule for the time period of June 10, 2015 through June 25, 2015. Roads scheduled for work are roads 20, 22, 23, 33, 34, P, N, G, U, and road M. Also included in the schedule were all paved roads for pot-holes and mowing in the Cortez and Mancos areas. (See attached) Rob presented a proposal regarding an estimate for an Asphalt Level and Overlay program with **Four Corners Material**. Commissioner Suckla moved to approve the Four Corners

Material estimate and the use of carry over reserve funds to complete the project. Second by Commissioner Lambert and carried. (See attached)

RAILROAD ALLOTMENT: Troy, Lorene and Tom Bonds along with **Derek Padilla** from the **Forrest Service** held a discussion regarding the Railroad Allotment.

PUBLIC LANDS: Marietta Eaton gave updates regarding the **Flodine** and **Yellow Jacket** allotments stating there had been 16 applications turned in and they were moving ahead with that process. She also discussed the **Sand Canyon** turnout lane and a recent accident that had occurred in that area. **Connie Clementson** gave a power point presentation regarding the **Master Leasing Plan**. She stated that there would be a Community Involvement Committee being set up in the future and would like the Commissioners to appoint members to the committee. (See attached) **Derek Padilla, Tom Rice** and **Brian White** presented a power point presentation regarding **Sustainable Recreation Initiative** as well as an **R2 Recreation Sites Analysis Process Timeline-San Juan National Forrest**. (See attached)

LANDFILL: Landfill Manager Shakalo Powers gave his monthly report which included the May, 2014 and May, 2015 Tonnage and Charge Summary for comparison. (See attached) Shakalo's report included that he had received the Compost Permit, that they had successfully completed a plastic bale with the help of the Southwest Open High School. The east side litter fence is complete and the north side is in construction now. They are working with Emergency Manager Paul Holler on the debris disaster plan. Shakalo presented a plan for storage of electronic devices to be transported to Albuquerque. This will be posted on the County Web page to inform the County residents of this opportunity.

BID OPENING: Maintenance Supervisor Robert Smith presented 2 Roofing Bids. Bid number one from **Top Line Installers** was for \$31,994.00 and the second bid was from **TL Roofing** in the amount of \$39,582.00. Commissioner Lambert moved to accept the Top Line Installers bid of \$ 31,994.00, contingent that it included all the specs required. Second by Commissioner Suckla and carried. (See Attached)

PLANNING AND ZONING:

PUBLIC HEARING: It being the time set aside a public hearing is held for purpose of reviewing and determining a proposed amendment to High Impact Permit (HIP15-000001) submitted by Kinder Morgan CO2 Company, Agents, Phil Kennedy and Ecosphere Environmental Services, for the construction and operation of a 70' communications tower which would be placed next to the existing building (CC Cluster Revised) on property owned by Joseph & Jennifer Lanier, 25484 Road 9, Pleasant View, CO.. The roll was called, the public notice read, and the proceedings were recorded for the record. **Agents Jamie Conway, Andy Weygant** and **Matt Ammerman** were present. Commissioner Ertel requested the findings from the Planning and Zoning Commission from **Planning Director LeeAnn Milligan**. Leeann reported that there had been a concern regarding a beacon at the top of said tower but that the Planning and Zoning had no recommendation of contingencies and approved the amendment of the permit. Commissioner Ertel opened the hearing for public comment. Public comments were made by **Katrina Baumgartner, Brett Baumgartner, Janet Condreay, Sue Dusenberry, Ellen Foster** and **M.B. McAfee**. (See attached) Concerns raised were land values, lighting requirements, visual effects, health hazards, destruction of county roads, industrialization of the community and the Commissioners responsibility to land owners regarding the land values. Hearing no further public comment that portion of the hearing was closed. Commissioner Suckla moved to approve an amendment to High Impact Permit #15-000001 for the construction and operation of a 70' communications tower which would be placed

next to the existing building (CC Cluster Revised) on property owned by Joseph & Jennifer Lanier, 25484 Road 9, Pleasant View, CO as presented. Second by Commissioner Lambert, with 2 votes in favor and one vote against the motion carried. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for purpose of reviewing and determining a proposed amendment to High Impact Permit (HIP14-000024) submitted by Kinder Morgan CO2 Company, Agents, Phil Kennedy and Ecosphere Environmental Services, for the construction and operation of a 70' communications tower which would be placed next to the existing building (GA Cluster) on property owned by Troy & Shorlene Oliver, 15757 Road N, Cortez, CO, west of Road 16, north of Road N. The roll was called, the public notice read, and the proceedings were recorded for the record. **Agents Jamie Conway, Andy Weygant, and Matt Ammerman** were present. Commissioner Ertel requested the findings from the Planning and Zoning Commission from **Planning Director LeeAnn Milligan**. Leeann reported that there were no requested contingencies and the amendment had passed with unanimous approval from Planning and Zoning. Commissioner Ertel opened the hearing for public comment. Public comments were made by **Bryan and Kelsey Black** with concerns of the placement of said tower near family homes. Hearing no further public comment that portion of the hearing was closed. A discussion was held regarding other options for this proposed tower site. Commissioner Lambert moved to continue this public hearing to June 29, 2015 at 1:30 to allow Kinder Morgan to look at other options available for said tower. Second by Commissioner Suckla and carried. (See attached)

VARIANCE APPLICATION: **Ranette Karo Planning Department Administrative Assistant** presented for review and determination a variance application submitted by **Jeff and Emily Christianson** on property located at 24845 Road T, Dolores, Co. located north of Road T, west of Road 25, within the Lebanon Estates Subdivision. Ranette explained the applicants proposed to add on to their existing residence and said new addition would be 30' from the County Road right-of-way. Ranette also presented a Non-Opposition Letter that had been received from the County Road Superintendent. Agents **Jeff and Emily Christianson** were present. Commissioner Suckla moved to approve the variance application for Jeff and Emily Christianson property located at 24845 Road T as presented. Second by Commissioner Lambert and carried. (See attached)

COUNTY ATTORNEY: **Attorney Baxter** recommended an executive session to discuss matters concerning an EEOC issue on Patricia McEachern.

EXECUTIVE SESSION: Commissioner Suckla moved to go into executive session, seconded by Commissioner Lambert and carried. This session is for a conference with the attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4) (b) regarding potential for liability and advice. Commissioner Suckla moved to go out of executive session, seconded by Commissioner Lambert and carried

COMMUNITY SERVICES REPORT: **James Dietrich** met with the Commissioners to discuss the Breakwater project bid. Commissioner Suckla moved to award the bid for the Breakwater completion project to Case Construction. Second by Commissioner Lambert and carried. (See Attached) James reported on the Flume parking project stating he had received a bid from Russell Engineering. Commissioner Suckla moved to approve the Russell Engineering bid for the design phase of the flume parking lot in the amount of \$29,920.00, contingent on getting the CDOT IGA signed. Second by Commissioner Lambert and carried. (See attached)

COUNTY ADMINISTRATOR REPORT: **Administrator Melissa Brunner** presented a notification from Colorado Department of Local Affairs regarding the County Road G Grant. Commissioner Lambert moved to accept the EIAF 07820 Montezuma County-County Road G Grant in the amount of \$176,850.00 intended to be

used for chip seal as presented. Second by Commissioner Suckla and carried. (See attached) Melissa also reported that she would need to reschedule meetings missed last week with the City of Cortez and the Sheriff's Office.

COUNTY COMMISSIONER REPORT: No Report

CORRESPONDENCE: The following correspondence was read and noted:
Veteran Services satisfaction surveys.

MOTION TO ADJOURN was made by Commissioner Suckla, second by Commissioner Lambert and carried.

MEETING ADJOURNED: 4:15pm

County Clerk June 15, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
June 22, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday June 22, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman.
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHAIRMAN Ertel opened the meeting of June 22, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Suckla moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated June 15, 2015 as amended. Motion was seconded by Commissioner Lambert and carried.

ACCOUNTS PAYABLE: Administrator Brunner presented the May 2015 Accounts Payable and May 2015 Financial Statements for approval. Commissioner Lambert moved to approve the Accounts Payable for May 2015 as presented. Second By Commissioner Suckla and carried. Commissioner Suckla moved to approve the May 2015 Financial Statements as presented. Second by Commissioner Lambert and carried. (See attached)

PUBLIC COMMENT: **Ellen Foster** read a letter regarding her concerns with the expansion of Kinder Morgan within the county. Ellen stated "It's time for the County Commissioners to take a comprehensive look at the effects of energy development". Ellen wanted to know from the Commissioners what their vision for the future was. She stated the Land Use code requires the County Commissioners to protect property values and that the Commissioners ultimate responsibility is to the residents of the County, not to Kinder Morgan. (See attached) **Gala Pock** spoke of her concerns with the individual personal property rights and the perspective of a broader impact zone from the Kinder Morgan development to the county. **M.B. McAfee** stated she wanted the Commissioners to think of the issues brought before them and for them to give comprehensive thought to said issues. She stated this would help with trust of transparency and the procedure process.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of June 17, 2015 through July 1, 2015. Roads scheduled for work are roads 10, 20, 22, BB, CC, G and road U. Rob also reported they would do some work on Roads N and G but they were not included on the schedule. Other topics discussed were requested estimated costs of road painting, traffic control, pilot cars, and car counts on Roads 34 and P. Rob also reported that the preliminary designs for the 7th Street extension project should be available around the July 1, 2015. (See attached)

IT MONTHLY REPORT: Jim McClain met with the Commissioners to give his monthly update. Projects discussed were; expired links on the County Web site, new servers built, recovery of the lost data on the hard drive, Video streaming both at the Commissioners meetings and the Planning and Zoning meetings, the changing of the City of Cortez Internet pipe, a new firewall installation, the stabilization of the Exchange server, the Assessor's new Eagleweb server, a new fiber connection in Annex 3, a new phone system for departments Road and Shop, Landfill and the Fairgrounds, and the Century Tel contract. Jim also presented the **Montezuma County IT Code of Ethics**. (See attached)

GROUNDS AND BUILDINGS REPORT: Maintenance Director Robert Smith presented the Ground and Building Monthly report. Robert reported on the individual tickets from May through June in all of the different buildings. He reported that he had 66 closed tickets for Annex 1-Senior Nutrition, Health Department, Annex 3 and Courthouse / Social Services. There were 74 closed tickets for the Sheriff's Office and Jail Maintenance. A discussion was held on both completed projects and future projects. (See attached)

PARKS & WILDLIFE: MATT THORPE representing the **Colorado Division of Parks** met with the board to give a report. Matt reported that the county has had minor bear issues so far stating they captured 3 bears last week. A discussion was held regarding the local hatcheries and lakes being stocked. Matt reported that some of the lakes that are perpetually stocked are Groundhog, Joe Moore, Totten, Puitte, McPhee, Jackson, and Narraguinnep. He reported that there would be improvements made to the boat ramp at Narraguinnep. Matt stated that on July 21, 2015 over the counter hunting licenses and August 4, 2015 leftover over licenses would be available for purchase. A discussion was held regarding the rabbit and coyote population and the status of the Tibbits pond and the stocking of said pond.

MONTEZUMA COUNTY HOSPITAL DISTRICT: Sue McWilliams and Brad Wayt from **Montezuma County Hospital District** met with the Commissioners to present an update for the **Centennial Spirit Capital Campaign** and the fund raising efforts for the boards plan for the local hospital. Sue reported that they had selected the architect **Daves & Associates** who are currently working on the plans and specifications of the project. Sue also reported that they would be applying for a DOLA grant, that they are working on a raffle and that the local physicians are working on a fund raiser as well. Brad reported that there would be a decision made regarding the **Limited Sales Tax Initiative** by July 8, 2015 and an announcement would be made at a future date.

FORREST SERVICE: Derek Padilla, Regional Fire Manager, Patrick Seekins along with **Emergency Manager Paul Holler** met with the board to discuss the future fire season expectations and the potential management of possible wildfires. Patrick presented a Wildland Fire and Risk Assessment Discussion Points for review. Derek stated that if a natural fire developed we need to be cognisant of the conditions in the area at the time and develop a potential fire management plan. (See attached)

MONTEZUMA COUNTY HOUSING AUTHORITY: **Terri Wheeler** met with the Commissioners to discuss the Housing Authority Board membership, the County Commissioners representation on said board, the Housing Authority bylaw requirements and the Housing Authority Boards request for the opportunity to interview future representative applicants if a County Commissioner is not a member of the Housing Authority Board.

PLANNING AND ZONING:

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining an AR10-34 rezoning request and Sketch Plan for a proposed Single-Lot Development on property owned by George Sievers, located at 20569 Road 21.5, Lewis, CO, consisting of 25 acres, more or less, situated west of Road 21.5, north of Road W, located in S.31, T.38N., R.16W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. **Ranette Karo Planning Department Administrative Assistant** gave an overview of said proposed changes. **Agent Ernie Maness** was present. Commissioner Ertel requested the findings from the Planning and Zoning Commission. Ranette reported there were no recommendations from the Planning and Zoning Commission. Commissioner Ertel opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Suckla moved to approve the AR10-34 rezoning request and sketch plan for property owners George Sievers located at 20569 Road 21.5 Lewis Co. as presented. Second by Commissioner Lambert and carried. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining a Sketch Plan for a proposed 4 lot moderate development on property owned by Daniel Hennek and Mark Hennek, consisting of 20 acres, more or less, located at 20463 Road 23, Lewis, CO; situated north of Hwy 184, west of Road 23, located in Sec. 32, T.38N., R.16W., N.M.P.M. **Agent Daniel Hennek** was present. The roll was called, the public notice read, and the proceedings were recorded for the record **Ranette Karo Planning Department Administrative Assistant** gave an overview of said plan. Commissioner Ertel requested the findings from the Planning and Zoning Commission. Ranette reported that public comments made were concerns regarding the rural water supply, road closures, and the entrance to said property she stated the Commissions voted unanimously in approval of said sketch plan. Commissioner Ertel opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Lambert moved to approve the sketch plan for the proposed 4 lot moderate development on property owned by Daniel and Mark Hennek located at 20463 Road 23, Lewis Co. as presented. Second by Commissioner Suckla and carried. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining a Sketch Plan for a proposed 11 Lot Planned Unit Development submitted by RC Southwest Development, LLC, Agent Maness & Associates, Inc., on property located at 10430 Road 23.5, Cortez, CO; located south of Road L, east of Road K. situated in Sec. 21, T.36N., R.15W., N.M.P.M. **Agents Ernie Maness and Rob Pope** were present. The roll was called, the public notice read, and the proceedings were recorded for the record. **Ranette Karo Planning Department Administrative Assistant** gave an overview of said plan. Commissioner Ertel requested the findings from the Planning and Zoning Commission. Ranette reported that Planning and Zoning Commission stated they were in favor of the plan and voted unanimously to forward the sketch plan to the Commissioners. Commissioner Ertel opened the hearing to public comment. Public Comments made in favor of the plan were made by **Bob Bragg, Danny Wilkin, and Pat White.** Hearing no further public comment that portion of the hearing was closed. Commissioner Suckla moved to approve the sketch plan for an 11 lot planned Unit Development submitted by RC Southwest Development

LLC. on property located at 10430 Road 23.5 Cortez as presented. Second by Commissioner Lambert and carried (See attached).

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining a Sketch Plan for a proposed Mobile Home Planned Unit Development for a 120 space phased RV park submitted by the Ruth Hoffman Living Trust, Agents Daren & Kathy Stone, on property located at 12110 Hwy 145, Dolores, CO; located north of Road M, east of Hwy 145, situated in Sec. 7, T.36N., R.15W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. **Agents Darren and Kathy Stone** along with **Vernon Hoffman** were present. **Ranette Karo Planning Department Administrative Assistant** gave an overview of said proposed plan. Commissioner Ertel requested the findings from the Planning and Zoning Commission. Ranette reported that the Commission wanted the wording to be clear as an RV Park, that there were no public comments made at their meeting and the Commission had voted in favor of the plan. Commissioner Ertel opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Lambert moved to approve the sketch plan for the development of a 120 space phased RV Park submitted by the Ruth Hoffman Living Trust and Agents Darren and Kathy Stone located at 12110 Hwy 145, Dolores as presented. Second by Commissioner Suckla and carried. (See attached)

COUNTY ATTORNEY: Attorney Baxter No report given

COMMUNITY SERVICES REPORT: James Dietrich, discussions included; the need for a Stewardship Committee meeting, the Flume foundation bids are due today at 4:00, the Break water project is under way, he is still waiting for the IGA on the proposed trail and parking lot, a Solar Farm, beetle kill wood within the forest, and the NCA.

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner No report given

COUNTY COMMISSIONER REPORT: Commissioner Ertel reported on the **E911** meeting that he had attended. Stating it was a meeting on the improvement of Emergency Services Communication access.

CORRESPONDENCE: The following correspondence was read and noted:

Invitation from the City of Durango and La Plata County for a reception to meet the DOLA Executive Director.

MOTION TO ADJOURN was made by Commissioner Lambert, second by Commissioner Suckla and carried.

MEETING ADJOURNED: 3:45pm

County Clerk June 22, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
June 29, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday June 29, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman.
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHAIRMAN Ertel opened the meeting of June 29, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated June 22, 2015 as amended. Motion was seconded by Commissioner Suckla and carried.

LIQUOR LICENSE: Chief Deputy Clerk Lynn Dorenkamp presented special event liquor licenses permits for the **Four Corners Child Advocacy Center**, event located at Cliffrose, 27885 Hwy 160, Cortez, CO 81321 on July 17, 2015 from 5:00 p.m. to 7:00 p.m. and **For Pets Sake Inc.** event located at Cliffrose, 27885 Hwy 160, Cortez Co. 81321 on August 1, 2015 from, 5:30 p.m. to 8:30 p.m. Lynn stated these were annual events. Commissioner Suckla moved to approve the special event permits for the Four Corners Advocacy Center on July 17, 2015 and For Pets Sake Inc. August 1, 2015, to be held at Cliffrose as presented. Second by Commissioner Lambert and carried. (See Attached)

SOUTHWEST LIVESTOCK ASSOCIATION: Zane Odell met with the Commissioners to request a waiver of the Annex fees for a Coordination Seminar scheduled on July 14, 2015. Commissioner Lambert moved to approve the waiver of fees for the Southwest Livestock Association event scheduled at the County Annex on July 14, 2015 provided they pay the required cleaning deposits. Second by Commissioner Suckla and carried.

PUBLIC HEALTH DEPARTMENT: Public Health Director Bobbie Lock met with the Commissioner to discuss the Air Quality Monitoring Contract and an amendment to said contract. Commissioner Suckla moved to approve the amended Air Quality Monitoring Contract # 16-81093 for the Public Health Department as presented. Second by Commissioner Lambert and carried (See attached)

PUBLIC COMMENT: Bud Garner encouraged the Commissioners to follow their previous rulings in regards to an afternoon agenda item of a future proposed event called Bong-a-Thong. **Greg Kemp** and **Pat Kantor** held a discussion regarding an afternoon agenda item regarding a variance request by **Aaron** and **Shawna Chubbuck**.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of June 24, 2015 through July 9, 2015. Roads scheduled for work are chip seal on roads 22, and U, chip seal over lay on road N and pot-hole repair on all county roads. Rob reported that he had turned in the Title 2 grant applications and that he would be working on the Tier 2 DOLA grant application for proposed 2016 projects. (See attached)

MONTEZUMA COUNTY FAIRBOARD members **Brandy Simmons**, **Sammi Coulon**, **Katlyn Alexander** and **Lee Ann Milligan** met with the Commissioners to give their quarterly update. Presentations to the Commissioners included a preview of the new Montezuma County Fair book, and a personal invite from **Brenn Jeter** to come to the Junior Livestock auction during the fair.

EMERGENCY MANAGEMENT: Emergency Manager Paul Hollar along with IT manager **Jim McClain** met with the Commissioners for an Emergency Management Workshop. Items discussed were potential County EOC locations, training of county employees, identification of special positions and specific trainings for said positions, the County Multi-Agency Coordination and the EOC exercise planning and potential date. It was recommended to use the Sheriff's Office as the location for the County EOC (Emergency Operations Center). (See attached)

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

AMERSCO: Paul Engle met with the Commissioners to discuss Maximizing Operational & Energy Efficiency within Montezuma County. A discussion was held regarding the Montezuma County Renewable Energy Resolution #2-2015 and options available to enhance the resolution. (See attached)

DOLORES CONSERVATION DISTRICT: Judy Garrigues along with **Steve Miles** met with the Commissioners to inform them of a name change from Dolores Conservation District to the **High Desert Conservation District**. Other topics discussed were; a district stakeholder's conservation priority survey, High Tunnels, a future Master Steward 9 week course that will be starting in September, a funding request to complete projects and the completion of an Irrigation Management work shop. (See attached)

LUNCH:

PERMACULTURE EVENT: Kathy Curry along with **Planning Director LeeAnn Milligan** met with the Commissioners presented a review and slide show of the previous Permaculture event. Kathy stated the attendance was around 300, the speakers and booths did very well. Kathy felt the event was a success.

PLANNING AND ZONING:

Planning Director LeeAnn Milligan presented for Review and determination a Variance request by **Aaron and Shawna Chubbuck** on property located at 18468 Highway 145, Dolores, CO, Section:11, Township:37, Range:15, N.M.P.M. Said request is for a proposed 3 acre, more or less, tract within the Dolores River Valley where the minimum tract size is 10 acres. **Aaron and Shawna Chubbuck** were present. Commissioner Suckla moved to not grant the variance request to Aaron and Shawna Chubbuck. Second by Commissioner Lambert and carried.

Planning Director LeeAnn Milligan presented for Review and determination regarding a High Impact Permit for the **Montezuma County Landfill** in order to obtain a Certificate of Designation. Commissioner Lambert moved to approve a High Impact Permit #667 for the County Landfill. Second by Commissioner Suckla and carried.

Planning Director LeeAnn Milligan reported that High Impact Permit (HIP14-000024) submitted by **Kinder Morgan CO2 Company, Agents, Phil Kennedy and Ecosphere Environmental Services**, for the construction and operation of a 70' communications tower which would be placed next to the existing building (GA Cluster) on property owned by **Troy & Shorlene Oliver** had been withdrawn.

MONTEZUMA COUNTY SHERIFF: Sheriff Steve Nowlin along with **Planning Director LeeAnn Milligan** met with the Commissioners to discuss a proposed event (**Bong-a-Thong**) to be held on July 31 – August 1, 2015 on property located at TBD Road 38.5, Dolores, CO. LeeAnn reported that the application had been received late, not giving enough time for the Special Event process. Therefore no permit would be allowed.

2014 AUDIT: Chris Majors with Majors and Haley presented the 2014 audit for review. Mr. Majors explained the audit performed in detail. Administrator Brunner will review the audit and return with it for the Board approval.

COUNTY ATTORNEY: Attorney Baxter

EXECUTIVE SESSION: Commissioner Suckla moved to go into executive session, seconded by Commissioner Lambert and carried. This session is for a conference with the attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4) (b) regarding potential for liability and advice. Commissioner Lambert moved to go out of executive session, seconded by Commissioner Suckla and carried.

COMMUNITY SERVICES REPORT: James Dietrich, presented the Non Funded Challenge Cost Share agreement between Montezuma County and the USDA Forest Service regarding the Phase 1 of the McPhee breakwater project. James reported they were making traction on the IGA for the Sand Canyon parking lot, they were closing in on the RFQ design for the Mesa Verde Trail, and there would be a meeting with the Rangeland Committee on July 16, 2015 regarding the Bonds family Range Assessment.

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner No report given

COUNTY COMMISSIONER REPORT: No report given

CORRESPONDENCE: The following correspondence was read and noted:

MOTION TO ADJOURN was made by Commissioner Suckla, second by Commissioner Lambert and carried.

MEETING ADJOURNED: 4:21pm

County Clerk June 29, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
July 6, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday July 6, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman.
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHAIRMAN Ertel opened the meeting of July 6, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated June 29, 2015 as amended. Motion was seconded by Commissioner Suckla and carried.

PUBLIC HEALTH DIRETOR: Bobbie Lock presented the **Caring for Colorado Dental Grant**. Commissioner Suckla moved to approve the Caring for Colorado Foundation grant # 20153514 project Smilemakers Dental program in the amount of \$80,341.00 as presented. Second by Commissioner Lambert and carried. (See attached) Administrator Brunner along with the Commissioners presented the June **Employees of the Month** to **Melissa Matthews** and **Masayo Weaver** from the Health Department.

SENIOR SERVICES: Sue Fletcher and Mary Holaday presented the **2015 AREA AGENCY ON AGING CONTRACT** for approval. Commissioner Lambert moved to approve the Area Agency on Aging Contract 2015 for the time period July 1, 2015 through June 30, 2016 as presented. Second by Commissioner Suckla and carried. (See attached)

PUBLIC COMMENT: Public Comments made regarding a proposed special event on Road 38.5 were made by **M.B. McAfee, Vona Burch, Mitch Martin, Cheryl Zahn, Doreen Garlid, Micki Martin, Scott Garlid, Christine Malinowski and Mike Fitzgerald**. Concerns discussed were proper care of the wetland area, traffic problems, pollutions such as noise, trash, water and air, fire and health hazards, setting a precedent on special

events, the destruction of a family oriented neighborhood, fire hazard to the National Forrest, security concerns and crowd control. (See attached) The speakers' request from the Commissioners was for them to file an injunction for said event. A discussion was held on the possible deterrents, fines and possible jail time for said event. The Commissioners stated that the High Impact permit application had been denied and the applicant had been notified in writing of the denial. Commissioner Suckla moved that with the evidence of continued efforts to break the land use code that the Commissioners file an injunction for the **Bong a Thon** scheduled event on property located on Road 38.5. Second by Commissioner Lambert and carried.

James Renninger held a discussion regarding a non-profit food waste to fertilizer option for the County to implement. (See attached)

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of July 6, 2015 through July 16, 2015. Roads scheduled for work are roads 8, 10, 22, BB, G, N, P and Road U. Rob reported that mowing was on going and that pot hole repair was county wide. A discussion was held regarding the use of the County road for the special event scheduled on County Road 38.5 and the required special event application. Rob also presented the 2015 Road Striping plan, stating roads 16, 21, 44, G, P, S, and Road V were scheduled for this year. He held a discussion regarding a request from the **Montezuma Water Company** to place a bulk water dispenser in Pleasant View. Commissioner Lambert moved to allow Montezuma Water Company to establish a water dock on County owned property with the location to be approved by the Road Superintendent and with the Commissioners reserving the right and authority to rescind the agreement at any time with reasonable notice to MWC. Second by Commissioner Suckla and carried. (See attached)

VETERANS SERVICE: Veteran's Officer Rick Torres reported the 2015 Veterans Services Activity Summary through June, 2015. He reported the number of veteran families served during the month of June were 277. Rick also presented the **County Veterans Service Officers- Monthly Report and Certification of Pay**. Commissioner Lambert moved to approve the County Veterans Service Officers monthly report and Certification of pay for June 2015, seconded by Commissioner Suckla, motion carried. (See attached)

EMERGENCY MANAGER REPORT: Emergency Manager Paul Hollar met with the Commissioner and gave a recap of the month of June. Paul discussed a future development of a mitigation plan, the Emergency Operations Plan (EOP) review of the Landfill, working on the EOC, attending a DOLA Grant board review of the Tower Grant working with municipalities on EOPS and Emergency Ordinances, and an upcoming Hazmat Functional Exercise. Other topics of discussion included the Mancos TTX, the development of First Net, Credentialing Panel for the State and a Facebook page for the county. (See attached)

SITE VISIT: Crow Canyon

LUNCH:

EMPLOYEE APPRECIATION: The Commissioners presented a Brand Quilt that had hung in the Commissioners room to former County Clerk & Recorder **Carol Tullis**.

GLADE ENVIRONMENTAL ANALYSIS: James Dietrich presented the **Public Scoping- Glade Rangeland Management Analysis 1950/ 2210** for review. Commissioner Suckla moved to send the Glade Rangeland Management Analysis letter from the Montezuma County Board of County Commissioner to

Derrick Padilla of the Dolores Public lands Office as presented. Second by Commissioner Lambert and carried. (See attached)

FLEET MANAGEMENT DISCUSSION: Administrator Brunner along with **Road Superintendent Rob Englehart** held a discussion regarding the pros and cons of the implementation of a Fleet Management Program. The discussion included startup costs, change in funding to include replacement costs, education to all departments and the creation of a new Internal Service Fund, hiring the future Fleet Manager, purchase of software programs, equipment purchases, and other positions needed for the department. The Commissioners gave Administrator Brunner the authorization to post the position of Fleet Manager and move forward with the Fleet Management program. (See attached)

COUNTY ATTORNEY: Attorney Baxter reported that he would not be available for the next Monday meeting due to travel to Denver with the Court.

COMMUNITY SERVICES REPORT: James Dietrich, gave the Commissioners an update on the Flume Parking Lot, the trail to Mesa Verde, Title 2 monies, and the availability of a DOLA Grant for coordination projects.

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner recommended the acceptance of the **2014 County Audit** as presented. Commissioner Suckla moved to approve the Montezuma County Accounts report and Basic Financial Statements of December 31, 2014 and the Montezuma County Consolidated Cost Allocation Plan and Indirect Cost Rate Proposal for the year ending December 31, 2014 as presented. Second by Commissioner Lambert and carried. (See attached)

COUNTY COMMISSIONER REPORT: Commissioner Lambert held a discussion regarding the Dolores Norwood road. Commissioner Ertel held a discussion regarding the moving of the Fairgrounds sign to be more visible. An estimate of \$7,660.00 from **San Juan Signs** was presented for said project. Commissioner Lambert moved to authorize San Juan Signs to move the current sign out to the front of the landscape area at the Fairgrounds with funding of said project. Second by Commissioner Suckla and carried. (See attached) Commissioner Suckla reported that he would be attending the NACO convention next week.

CORRESPONDENCE: The following correspondence was read and noted:

Letter from the Bureau of Land Management re: request of comments on the Fire Management plan.

Letter to Montezuma County Housing Authority re; board vacancy and Commissioner Suckla to serve on said board.

MOTION TO ADJOURN was made by Commissioner Suckla, second by Commissioner Lambert and carried.

MEETING ADJOURNED: 3:15 p.m.

County Clerk July 6, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
July 13, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday July 13, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman (Absent)
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney (Absent)
Kim Percell, County Clerk

CHAIRMAN Ertel opened the meeting of July 13, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated July 6, 2015 as amended. Motion was seconded by Commissioner Ertel and carried.

Administrator Melissa Brunner presented the architect contract for the **Montezuma County Combined Court Facility**. Commissioner Lambert moved to approve the architect contract between Montezuma County and **Humphries Poli Architects, P.C.** from Denver for the Combined Court Facility as presented. Second by Commissioner Ertel and carried. (See attached).

Administrator Melissa Brunner along with Fair Board member **LeeAnn Milligan** presented the amended County Fair Board bylaws for approval. Commissioner Ertel moved to accept the new Montezuma County Fair Board amended bylaws of July 13, 2015 as presented. Second by Commissioner Lambert and carried. (See attached)

COOPORATIVE WEATHER OBSERVER, NOAA, NWS representative **James Andrus** presented the precipitation report through the month of May, 2015. (See attached)

PUBLIC COMMENT: Public Comments were made by **Gala Pock** stating her concerns regarding the Kinder Morgan hazardous odors around her property and the previously approved High Impact permit for Kinder

Morgan that addressed these concerns. **M.B. McAfee** thanked the Commissioners for their flexibility for the concerns of neighbors regarding the Bong a Thon during the public comment session at last Mondays meeting. **Lane Kim** held a discussion regarding agriculture odors in his neighborhood. **LeeAnn Milligan Planning Director** discussed the Land Use Categories definition between Commercial and Non Commercial feedlots. (See attached) **Sara Michal Hardie** discussed a project to help protect Montezuma County natural resources.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of July 8, 2015 through July 23, 2015. Roads scheduled for work are roads 8, 16, 22, BB, G, N, P and Road U. A discussion was held regarding the electronic signs, core drilling, soil samples east of town and an estimate from Russell Engineering.

FAIRGROUNDS: Fairgrounds Manager Tanner Young gave his monthly report which included \$53,177.50 income and fairgrounds attendance of 43,815 to date. Tanner reported on previous June events as well as future events scheduled included; Car races, a swap meet and the county fair. A discussion was held regarding the arena floor and the moisture received last month, the parking during the Ute Mountain Rodeo and carnival, a concrete slab behind the hog barn and future work at the race track. (See attached)

LIQUOR LICENSE RENEWAL: County Clerk Kim Percell presented liquor license renewal applications for **Echo Basin Dude Ranch** located at 43747 Road M, Mancos Co. 81328 and for **Hilltop Liquors**, located at 27963 Hwy 184, Dolores, CO 81323. Commissioner Lambert moved to approve the renewal Liquor License application for Echo Basin Dude Ranch located at 43747 Road M, Mancos and for Hilltop Liquors, located at 27963 Hwy 184, Dolores, as presented. Second by Commissioner Ertel and carried. (See attached)

COUNTY ASSESSOR: Scott Davis along with **Rex Robichaux** presented the Assessors yearly reports to the Commissioners. Reports included the taxpayers who appealed their real property valuations for tax year 2015, the 2015 Protest period totals and the 2015 Class Abstract and the BIA'S (Best Information Available) in 2015. A discussion was held regarding Montezuma County state compliance, the agriculture tax evaluation process and adjustments. (See attached)

DISPATCH CENTER AND EMERGENCY BOARD: Deputy Sheriff Jim Kingery, Police Chief Roy Lane, City of Cortez Manager Shane Hale, and Lori Johnson representing the dispatch center met with the Commissioners to discuss the **Caviness Tower** project and the funding of said project. The discussion included identification of dead zones and coverage of dispatch within Montezuma County. It was reported that of the \$62,000.00 required for said project, the Town of Mancos will contribute \$10,000.00 and La Plata County will contribute half of the remainder \$52,000.00. A request of funding was presented in the amount of \$26,000.00 from Montezuma County for the project. Commissioner Lambert moved to approve the expense of \$26,000.00 from the E911 funds for the upgrade of equipment for the Caviness Tower. Second by Commissioner Ertel and carried. (See attached)

LUNCH:

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining a Heavy Industrial (INDHZ) rezoning request on property owned by Aztec Canyon, LLC, Agent, Monty Guiles, located at 7565 Highway 160-491, Cortez, CO, consisting of 2.25 acres, more or less, situated north of G.2, west of Hwy 160-491, located in Sec. 4, T.35N., R.16W., N.M.P.M. Agent Monty Guiles was present. The roll was called, the public notice read, and the proceedings were recorded for the record. Agent

Monty Guiles along with **LeeAnn Milligan Planning Director** gave an overview of the rezoning request. Commissioner Ertel requested the findings from the Planning and Zoning Commission. LeeAnn reported there were no concerns reported for said request. Commissioner Ertel opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Ertel moved to approve the rezoning request of 2.25 acres more or less on property owned by Aztec Canyon LLC agent Monty Guiles to be rezoned as Heavy Industrial. Second by Commissioner Lambert and carried. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining proposed amendments to existing **High Impact Permit (HIP14-000036)** and **Special Use Permit (SUP14-000028)** submitted by **Cortez Pipeline Company, Agents, Phil Kennedy, Kinder Morgan CO2 Company** and **Ecosphere Environmental Services**, for proposed revisions in the construction plans of **The Hovenweep Cow Canyon Pump Station** on property owned by Kinder Morgan CO2 Company, LP, 12224 Road BB, Pleasant View, CO, located in Section: 10, Township: 38, Range: 18, N.M.P.M.. Agents Tim Cota and Andy Weygant were present. The roll was called, the public notice read, and the proceedings were recorded for the record. Agents Tim Cota and Andy Weygant gave an overview of said request. Commissioner Ertel requested the findings from the Planning and Zoning Commission. **LeeAnn Milligan Planning Director** reported the concerns of the height of said project were mitigated from the first planning meeting and the Planning and Zoning Board were unanimous in their vote of approval. Commissioner Ertel opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Lambert moved to approve the proposed amendments to existing High Impact Permit #14-000036 and Special Use Permit #14-000028, contingent that they not exceed the height of 36 foot, 10 1/8 inches, submitted by Cortez Pipeline Company on property owned by Kinder Morgan CO2 Company located at 12224 Road BB Pleasant View. Second by Commissioner Ertel and carried. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining proposed amendments to **High Impact Permit #172, Mancos Valley Storage**, submitted by **Will** and **Sandra Lochte**, for the construction of 5 additional storage buildings, a covered RV storage structure and manager's residence on property located at 40575 Hwy 160 BR, Mancos, CO, located south of Highway 160, west of Monte Street, Section: 29, Township: 36, Range: 13, N.M.P.M. Agents Will and Sandra Lochte were present. The roll was called, the public notice read, and the proceedings were recorded for the record. Agent Will Lochte gave an overview of said request. Commissioner Ertel requested the findings from the Planning and Zoning Commission. **LeeAnn Milligan Planning Director** reported that it was requested by the Planning and Zoning Commission to get Non- Opposition letters from adjacent property owners as the letters originally mailed had not been sent by certified mail. Having received said letters there were no additional concerns with the Planning Commission. Commissioner Ertel opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Ertel moved to approve the proposed amendments to High Impact Permit #172 for the Mancos Valley Storage, agents Will and Sandra Lochte on property located at 40575 Hwy 160 Mancos, as presented. Second by Commissioner Lambert and carried (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining a Pre-Sketch Plan for a proposed 2 Lot Moderate Development on property owned by **Charlene Smith**, consisting of 9.73 acres, more or less, located at 22511 Road D.6, Cortez, CO; situated north of Road D, west of Hwy 491, located in Sec. 20, T.35N., R.16W., N.M.P.M. The roll was called, the public notice read,

and the proceedings were recorded for the record. No agents were present. **LeeAnn Milligan Planning Director** gave an overview of said application, stating there was a weed control concern presented to the Planning and Zoning Commission by Bonnie Loving with the County Weed Program but the applicants had taken care of the concern. Commissioner Ertel opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Lambert moved to approve a Pre-Sketch Plan for a proposed 2 Lot Moderate Development on property owned by Charlene Smith, consisting of 9.73 acres, more or less, located at 22511 Road D.6, Cortez as presented. Second by Commissioner Ertel and Carried. (See attached)

EFF (Emergency Fire Fighting Fund): Emergency Manager Paul Holler presented the Memorandum of Understanding for participation in the Colorado Emergency Fire Fund for signatures. Commissioner Ertel moved to accept the Memorandum of Understanding for participation in the Colorado Fire Fund for the year 2015 as presented. Second by Commissioner Lambert and carried. (See attached)

COUNTY ATTORNEY: Attorney Baxter No report given

COMMUNITY SERVICES REPORT: James Dietrich, gave the Commissioners updates on the Breakwater project as well as the Flume parking lot project.

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner presented for the record a copy of the Complaint for Temporary Injunction pertaining to the future Bong a Thon event.

COUNTY COMMISSIONER REPORT: Commissioner Ertel reported he had attended the Colorado Blue Department of Economic Development meeting held in Silverton. He said the meeting included introductions and discussions regarding the concerns and ideas of Economic developments.

CORRESPONDENCE: The following correspondence was read and noted:

MOTION TO ADJOURN was made by Commissioner Lambert, second by Commissioner Ertel and carried.

MEETING ADJOURNED: 3:47 p.m.

County Clerk July 13, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
July 20, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday July 20, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHAIRMAN Ertel opened the meeting of July 20, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated July 13, 2015 as amended. Motion was seconded by Commissioner Suckla and carried.

ACCOUNTS PAYABLE: Administrator Brunner presented the June 2015 Accounts Payable and June 2015 Financial Statements for approval. Commissioner Suckla moved to approve the Accounts Payable for June 2015 as presented. Second by Commissioner Lambert and carried. Commissioner Lambert moved to approve the balance sheets and financial statements for June 2015 as presented. Second by Commissioner Suckla and carried. (See attached)

COUNTY TREASURER: Treasurer Sherry Dyess presented the 6 month Treasurer's report. Commissioner Suckla moved to approve the 6 months schedule of receipts and disbursements for the Montezuma County Treasurer Office, seconded by Commissioner Lambert and carried. (See attached)

PUBLIC COMMENT: No Comments made.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of July 15, 2015 through July 30, 2015. Rob reported that work scheduled on roads P, 16, 34, H, 27, and T, had been completed last week so all crews would work on chip seal projects on Roads G and S.

Rob discussed the DOLA grant application for 2016 and presented a soil sample description for the proposed project on the Kinder Morgan truck route to Goodman Point starting on Road U and ending on Road 16 to be completed with said funds, also presented was a traffic count for Road 31. Updates were given regarding the 7th Street expansion, the Water Dock in Pleasant View and the painting of roads due to start in August. (See attached)

FEDERAL LANDS MEETING: **Derek Padilla** from the **Forrest Service**, **Marietta Eaton**, and **Connie Clementson** from the **Bureau of Land Management** gave the Commissioners project updates. Marietta reported that a decision regarding the **Flodine** and the **Yellow Jacket** allotment permits would be made by the end of the week. She also held a discussion regarding the chip sealing on Road G with the possibility of the project to include the parking lot for Sand Canyon. Connie gave updates regarding the **Master Leasing Plan** and the appointment of County committee members. A discussion was held regarding the Commissioners involvement in the Master Leasing plan with the Commissioners expressing a desire to be included from the beginning of the discussion. Connie also discussed the **Phil's World** project and a new transportation project. Derek discussed the **Title II Secure Rural Schools** funding projects, the **RAC** meeting and the Commissioners intent of projects to be included, the Glade field trip taken last week and the raw data included within in that field trip, the **Breakwater** project the OHV usage and the ownership of the **Dolores Norwood Road**.

LANDFILL: **Landfill Manager Shakalo Powers** gave his monthly report which included the 2014 /2015 Montezuma County Landfill Tonnage and Charge Summary comparison through the month of June. Shakalo presented a response email from **Robert Peterson, Colorado Department of Public Health and Environment** regarding his recent visit to the Landfill as well as a **Memorandum of Understanding** between the **City of Cortez** and Montezuma County. Commissioner Suckla moved to approve the Memo of Understanding regarding handling, purchase and sale of recyclable commodities between the City of Cortez and Montezuma County as presented. Second by Commissioner Lambert and carried. (See attached) Other topics discussed were the completion of the permanent litter fences, accepting and sorting Hybrid on August 1, 2015, and the possibility of a future application for a **Carton Grant**. (See attached)

SHERIFF'S MONTHLY REPORT: **Sheriff Steven Nowlin** gave his monthly report which included the detective division report, civil process report, officer training report, transportation report, monies paid into the general fund report, and the month of June 2015 jail report. (See attached) A discussion was held regarding the funding of the Caviness Tower project. Sheriff Nowlin reported that he had the funds within his budget to cover the Counties share of said project. Commissioner Lambert moved to amend the motion from July 13, 2015 regarding the funding of the Caviness Tower project, instead of taking the funds from the E911 fund, to pay the \$26,000.00 from the Sheriff's budget to cover the Counties portion of said project. Second by Commissioner Suckla and carried. Sheriff Nowlin reported he had received the JAG Grant, he also held discussions regarding the detention center, new uniforms and the Bong a Thon event. Sheriff Nowlin requested the reduction of a posted speed limit on a section of Road M off of Road 44. Administrator Brunner will set a time and date for a Public Hearing to discuss the matter.

LUNCH:

BOARD OF EQUALIZATION: It being the time set aside the following Board of Equalization appeal was heard. The roll was called and the proceedings were recorded for the record. The appeal is from **Steve D. and Terri A. Chappell** on accounts R011086, R001615, R001602, R001618, R001509, R010998, R001599, R001513, R013203, R010999 and R001619. The petitioner says the property is not assessed at fair market

value. Petitioner Steve Chappell along with **Deputy Assessor Leslie Bugg** discussed the petition for appeal and the process of valuation of said land. Included within this discussion were public comments made by **Chuck** and **M.B. McAfee, Brad and Bessie White, Lynn and Janice Harvey, Larry Daves, and Jerald Cauley**. After hearing the evidence presented, Commissioner Suckla moved to lower Mr. Chappell's taxes a 22% increase, the same as La Plata County. Second by Commissioner Lambert and carried (See attached) Commissioner Lambert moved to put a blanket abatement for all irrigated, flood irrigated, all sprinkler irrigated and all dry farm land to a maximum increase of 22%. Second by Commissioner Suckla and carried. (See attached) Commissioner Ertel closed the hearing at this time.

BOARD OF EQUALIZATION: Hearing scheduled for **Raymond Vialpando** was cancelled.

Lon Varnis, Holly Phelps and Jeff Kennedy held a discussion with Commissioners regarding the **High Impact Permit HIP13-000023, Mid-America Pipeline** operated by **Williams Northwest Pipeline LP**, regarding their existing pump station located at 33672 Road P.2, Mancos, CO, and the noise level of said facility. **Planning Director LeeAnn Milligan** reported that there were contingencies within the high impact permit for the sound levels and that she had not received a complete decibel reading report as it was not ready at this time. She will request Mid-American Pipeline to expedite their decibel reading report.

COUNTY ATTORNEY: Attorney Baxter reported he had been in Denver last week for an orientation and implementation training of Dependent Neglect Cases and that the Bong a Thon Injunction hearing would be Wednesday July 22, 2015 at 9:00a.m.. (See attached)

COMMUNITY SERVICES REPORT: James Dietrich, held a discussion regarding the Breakwater project and the extension of a contract for project Inspector Van Channy. James reported that we are still waiting for the IGA from CDOT for the Mesa Verde Trail project.

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner discussed future meetings scheduled.

COUNTY COMMISSIONER REPORT: Commissioner Ertel reported that he had attended the Land Stewardship Committee meeting and gave a report on the field trip to the Glade with the Forrest Service, allotment permit owners and the Commissioners. Commissioner Suckla reported on his attendance to the NACO convention last week. Commissioner Lambert had no report.

CORRESPONDENCE: The following correspondence was read and noted:
Thank you card from Deborah Gangloff, Crow Canyon Archaeological Center re; a site visit.

MOTION TO ADJOURN was made by Commissioner Suckla, second by Commissioner Lambert and carried.

MEETING ADJOURNED: 3:05 p.m.

County Clerk July 20, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
July 27, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday July 27, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney (Absent)
Kim Percell, County Clerk

CHAIRMAN Ertel opened the meeting of July 27, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated July 20, 2015 as amended. Motion was seconded by Commissioner Suckla and carried.

MONTEZUMA LAND CONSERVANCY: **Jon Leibowitz** met to discuss a **Great Outdoors Colorado** grant on the **Evans Conservation Easement**. The discussion included the compensation of the easement and a future hearing set at the capital to discuss the legality of conservation easements. It was decided that more information was needed. He will return to the Commissioners with additional information. Jon also discussed a newly created Coalition (MIC) **Montezuma Inspire Coalition**, membership of the coalition to include Montezuma Land Conservancy, Medicine Horse, Dolores River Boaters Advocates, Montezuma School to Farm, Montezuma Orchard Restoration Project, Dolores River Anglers, School Community Youth Collaborative, Crow Canyon, SW Rocky Mountain Farmers Union, City of Cortez, Montezuma County Economic Development Association, Pinion Project and the San Juan Mountains Association. Jon explained the purpose of the coalition is to create programs for children K-12 to do outside activities and requested \$500.00 for the project. (See attached)

PUBLIC COMMENT: **Ellen Foster** discussed the need for a complete map of the Kinder Morgan operations stating it is an essential piece of information for the Planning Department and the general public. She suggested the Commissioners formally request a complete and detailed map of the Kinder Morgan operations within Montezuma County. (See attached) **Sara Michal Hardie** stated that said map would help her work within the

Joint Land Management project. **M.B. McAfee** reported that there were 13 loads of red dirt delivered to the cancelled Bong a Thon event site.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of July 22, 2015 through August 6, 2015. Rob reported that work is scheduled on roads S, R, 20, and 36. He stated that the Road G chip seal project was complete and that the Kinder Morgan Truck route was having issues and it would be a joint effort with them to get those issues fixed. A discussion was held regarding the 7th Street Expansion project funding and the ownership of the right of way on a section of said project. Rob will move forward with the construction plans for the project. Also discussed were equipment issues and repair costs for said equipment. Rob presented a traffic count on Roads N and U which will be included within the DOLA Grant application. Commissioner Suckla moved to approve a grant application due August 1, 2015 to DoLA for the Goodman Point C02 Truck Route Reconstruction for a 2 million maximum. Second By Commissioner Lambert and carried. Rob discussed his need to hire a new mechanic for the road department. Commissioner Lambert moved to approve a new position for full time mechanic to work at the road department. Second by Commissioner Suckla and carried. (See attached)

IT: Jim McClain gave a monthly update. Projects currently working on include the Sheriff Office west gate, new firewall installation, new fiber connection, replacement of phone system, completion of a network Schema map, new 10GB switch for Sheriff Office and the Smart TV system at the jail. Projects completed included the New Caselle Server built, New GIS server built, IT department server room, Video streaming working, Eagleweb Assessor up and running, the Exchange server stable and running and the new Sheriff's Facebook page set up. A discussion was held regarding the phone system replacement options, a Facebook page for the County and the Video Streaming. (See attached)

MONTEZUMA COUNTY WEED PROGRAM: Bonnie Loving along with **Don Morris** presented a weed program power point. Topics of discussion included types of weeds, areas of concern within Montezuma County and options of treatment for said concerns. (See attached)

EXTENSION OFFICE: Tom Hooten met with the Commissioners to discuss an employee overtime accumulation and solution options for the future. Suggestions included a possible part time hire in the future during this yearly time period and the addition of another agent for Montezuma County. Commissioner Lambert moved to authorize the carryover of overtime time hours plus this year accumulated fair overtime hours but this will be the final authorization granted. Second by Commissioner Suckla and carried.

SOUTHWEST HEALTH SYSTEMS INC: Kent Rogers with **Southwest Health System** met with the Commissioners to discuss the Balance Sheet of 6/30/2015 and the monthly operating report for Southwest Health Systems. (See attached)

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

LUNCH:

PLANNING:

ROAD IMPACT FEE: **Steve Chappell** along with **Planning Director LeeAnn Milligan** met with the Commissioners to discuss Road Impact Fees on his property located at 16128 Road P, Cortez. Mr. Chappell was requesting a modification of the fee required. A modification was not granted.

Planning Director LeeAnn Milligan presented for review and signatures a letter to Kinder Morgan CO2 Company, Inc. requesting a development map for Montezuma County. Commissioner Lambert moved to approve and sign a request for a development map from Kinder Morgan as presented. Second by Commissioner Suckla and carried. (See attached) LeeAnn held a discussion regarding the OHV Ordinance and the use of off highway motorcycles on County roads.

BOARD OF EQUALIZATION: It being the time set aside the following Board of Equalization appeal was heard. The roll was called and the proceedings were recorded for the record. The appeal is from **Chuck and M.B. McAfee** on accounts R000642, R000643, R000644, R000829, R000906, R000916, R000996, R000997, and R001005. The petitioner says the property is not assessed at fair market value. Property owners Chuck and M.B. McAfee were present. **Assessor Scott Davis** discussed the petition for appeal. After hearing the evidence presented, Commissioner Suckla moved to adjust the valuations to a maximum of a 22% increase. Second by Commissioner Lambert and carried. Commissioner Ertel closed the hearing at this time. (See attached)

BOARD OF EQUALIZATION: It being the time set aside the following Board of Equalization appeal was heard. The roll was called and the proceedings were recorded for the record. The appeal is from **Jerry D. & Julie M. Martin** on account R000053. The petitioner says the property is not assessed at fair market value. Property owner Jerry Martin was present for the hearing. **Assessor Scott Davis** discussed the petition for appeal. After hearing the evidence presented, Commissioner Suckla moved to set the valuation to a maximum of a 22% increase. Second by Commissioner Lambert and carried. Commissioner Ertel closed the hearing at this time. (See attached)

BOARD OF EQUALIZATION: It being the time set aside the following Board of Equalization appeal was heard. The roll was called and the proceedings were recorded for the record. The appeal is from **Nicholas Gerdts Educational Trust** on account R005075. The petitioner says the property is not assessed at fair market value. Property owner Nicholas Gerdts was not present for the hearing. Deputy **Assessor Leslie Bugg** discussed the petition for appeal. After hearing the evidence presented, Commissioner Suckla moved in favor to keep the Assessed value of \$137,210.00 as presented. Second by Commissioner Lambert and carried. Commissioner Ertel closed the hearing at this time. (See attached)

BOARD OF EQUALIZATION: It being the time set aside the following Board of Equalization appeal was heard. The roll was called and the proceedings were recorded for the record. The appeal is from **Rainstar LLC** on account R10974. The petitioner says the property is not assessed at fair market value. Property owner **Duane Phillips** joined the hearing by a conference call. **Assessor Scott Davis** discussed the petition for appeal. After hearing the evidence presented, Commissioner Suckla moved to deny the appeal request for Rainstar LLC. Second by Commissioner Lambert and carried. Commissioner Ertel closed the hearing at this time. (See attached)

BOARD OF EQUALIZATION: Hearing set for Safeway Stores was cancelled.

COUNTY ATTORNEY: **Attorney Baxter** no report given

COMMUNITY SERVICES REPORT: **James Dietrich**, presented a letter of support to Marietta Eaton, Monument manager Canyons of the Ancients National Monument regarding the decision to issue the new 10 year term grazing permits for the Yellow Jacket and Flodine allotments. Commissioner Lambert moved to sign a letter of appreciation to Marietta Eaton concerning the Canyon of the Ancients reappointment of allotment permits. Second by Commissioner Suckla and carried. (See attached) Jim also gave updates on the McElmo Flume project and the McPhee Breakwater project. (See attached) A discussion was held regarding a letter to State Representative discussing the disparity of taxes within Montezuma County.

COUNTY ADMINISTRATOR REPORT: **Administrator Melissa Brunner** held a discussion regarding the Combined Courts Building project.

COUNTY COMMISSIONER REPORT: **Commissioner Lambert** gave a report on the Summit on Colorado Water Plan conference he attended. (See attached).

CORRESPONDENCE: The following correspondence was read and noted:

MOTION TO ADJOURN was made by Commissioner Lambert, second by Commissioner Ertel and carried.

MEETING ADJOURNED: 4:10 p.m.

County Clerk July 27, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
August 3, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday August 3, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHAIRMAN Ertel opened the meeting of August 3, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Suckla moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated July 27, 2015 as amended. Motion was seconded by Commissioner Lambert and carried.

EBOLA CONTRACT: Administrator Brunner stated the contract was not ready for review and would be presented at a future date.

Administrator Brunner presented **Order #2015-3**, a transfer of \$3,051.56 from General Fund to the Road & Bridge Fund per the auditor for a warrant that cleared the wrong account, **Order #2015-4**, a transfer of \$199.20 from Road & Bridge Fund to the General Fund for the correction of a vendor payment, **Order #2015-5** a transfer of \$11,082.52 from Bus Replacement Fund to the Capital Fund for the purchase of a new bus for senior services/ transit department a required 20% local match for a CDOT grant, and **Order 2015-6** a transfer of \$39,310.50 from General Fund to the Public Health Fund for 2015 per Capita calculations (per DOLA projected census data). Commissioner Lambert moved to approve transfers #2015-3 from the General Fund to the Road & Bridge Fund, #2015-4 from the Road & Bridge Fund to the General Fund, #2015-5 from the Bus Replacement Fund to the Capital Fund and # 2015-6 from the General Fund to the Public Health Fund as presented. Second by Commissioner Suckla and carried. (See attached)

PUBLIC COMMENT: **Lavina Saunders** held a discussion with the Commissioners regarding the Haycamp gravel pit and delivery of donated gravel by the Road Department. **Scott Garlid** thanked the Commissioners, County Attorney, Planning Department and the Sheriff's Department for their support and diligence in the cancelled Bong a Thon event. He held a discussion regarding the development of a driveway on the event property and concerns regarding future events on said property. **M.B. McAfee** wanted to publicly thank Rob Englehart, Road Department Superintendent and the Road Department crews for their polite behavior in a recent project near her home but expressed her concerns with the choice of roads graveled. **Retha Williams** held a discussion with the Commissioners regarding the creation of a new Nursing school located near the hospital.

ROAD DEPARTMENT: **Road Superintendent Rob Englehart** presented the road and bridge schedule for the time period of July 29, 2015 through August 13, 2015. Rob reported that work is scheduled on roads S, R, 20, 21, 26, and 36. Rob held a discussion regarding the replacement and expense of cattle guards and the re-designation of Road S from open range to commercial, as well as the postponement of work on Road 21 until a water line was replaced. (See attached)

VETERANS SERVICE: **Veteran Service Officer Rick Torres** presented his monthly services update which included client visits, indirect income to Montezuma County and Upcoming events. Upcoming events include a future event on August 22, 2015 from 10:00a.m. - 12:00 p.m. with the Farmington VA Vet Center for a Post-Traumatic Stress Disorder (PTSD) Seminar. (See attached) Commissioner Lambert moved to approve the **County Veterans Service Officers** monthly report and Certification of pay for July 2015. Second by Commissioner Suckla, and carried. (See attached)

GROUNDS AND BUILDINGS QUARTERLY REPORT: **Robert Smith Maintenance Supervisor** reported on the grounds and buildings which included the Ground and Building monthly ticket report and the Sheriff Office and Jail Maintenance monthly ticket report from June 1, 2015 through August 1, 2015. Robert also reported on completed and future projects. A discussion was held regarding the Annex 1 parking lot, ice buildup on the back entrance of Annex 3, repainting of parking lots, handicap parking and caution areas, welding of gates for security purposes in yard north of the jail in the event needing to evacuate inmates out of the building, plumbing issues at the jail and the recreation yard windows at the jail. (See attached)

EMERGENCY MANAGER REPORT: **Emergency Manager Paul Hollar** met with the Commissioner and gave a monthly update. Topics discussed were meetings he had attended, training, developing mitigation actions for Montezuma County, the IPAW'S application submitted to FEMA, the Landfill EOP, municipality EOP's and Emergency Ordinances, a future Hazmat Functional Exercise, the received EOC equipment and a Public Information Officer (PIO) class at the Sheriff's Office on October 26-29, 2015. (See attached)

BOARD OF EQUALIZATION: It being the time set aside the following Board of Equalization appeal was heard. The roll was called and the proceedings were recorded for the record. The appeal is from **Safeway Stores** on account P000648. The petitioner says the property is not assessed at fair market value. The petitioner was not present and sent an email to request an Administrative Denial for the hearing in order to preserve their rights for an appeal on another level. **Assessor Scott Davis** and **Deputy Staci Hunt** discussed the petition for appeal. After hearing the evidence presented, Commissioner Suckla moved to deny the Safeway Stores 43, Inc. personal property appeal and to keep the Montezuma County Assessors set evaluation as presented. Second by Commissioner Lambert and carried. Commissioner Ertel closed the hearing at this time. (See attached)

EMPLOYEE OF THE MONTH: Administrator Brunner along with the Commissioners presented the July Employee of the Month to **Lynette Reece** in the Administrative Office.

MONTEZUMA LAND CONSERVANCY: Jon Leibowitz met to discuss a letter of support for the **Great Outdoors Colorado** grant on the **Evans Conservation Easement**. Commissioner Lambert stated he opposed the principle and tying up the property for perpetuity. Commissioner Suckla moved to approve the letter of support for the Evans property conservation easement as presented. Second by Commissioner Ertel, with 2 votes in favor from Commissioners Ertel and Suckla and one vote of no from Commissioner Lambert, the motion carried. (See attached)

LUNCH:

COUNTY ATTORNEY: Attorney Baxter no report given

EXECUTIVE SESSION: Commissioner Lambert moved to go into executive session, for a conference with the attorney to discuss the purchase, acquisition, lease, transfer, or sale of real, personal, or other property interest under C.R.S. 24-6-402 (4) (a). Second by Commissioner Suckla and carried. Commissioner Suckla moved to go out of Executive session. Second by Commissioner Suckla and carried. (See attached)

COMMUNITY SERVICES REPORT: James Dietrich, No report given.

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner presented a letter from the Board to Representative Coram and Senator Roberts regarding Montezuma County tax revaluations. Commissioner Suckla moved to approve a letter to Representative Coram and Senator Roberts from Montezuma County regarding the taxation evaluations on dryland, sprinkler irrigated, and flood irrigated farm land as amended. Second by Commissioner Lambert and carried. (See attached)

COUNTY COMMISSIONER REPORT: Commissioner Lambert held a discussion regarding a Garfield County resolution **Western Slope Statement on the Colorado Water Plan**. The Commissioners asked Attorney Baxter to draft a resolution pertaining to Montezuma County. (See attached) Commissioner Suckla held a discussion regarding non-producing wells owned by Bill Barrett and an offer to take over said wells from Black Resources. Commissioner Ertel discussed a change order billing in regards to the Breakwater project and the payment options of said billing. He also gave a report on a meeting he attended regarding the Senior Service public transportation and the addition of an evening schedule and driver.

CORRESPONDENCE: The following correspondence was read and noted:

Letter from School Community Youth Collaborative re: thank you for financial support of the local Teen Maze.

MOTION TO ADJOURN was made by Commissioner Suckla, second by Commissioner Lambert and carried.

MEETING ADJOURNED: 3:25 p.m.

County Clerk August 3, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
August 10, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday August 10, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHAIRMAN Ertel opened the meeting of August 10, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Suckla moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated August 3, 2015 as amended. Motion was seconded by Commissioner Lambert and carried.

PUBLIC HEALTH DIRETOR Bobbie Lock and **Karen Dickson** presented an amended EBOLA Contract / Approved Task Order Ordinance Contract – Waiver #154 to the Commissioners for approval. Commissioner Suckla moved to approve the amended EBOLA contract with the State of Colorado. Second by Commissioner Lambert and carried. (See attached)

COOPORATIVE WEATHER OBSERVER, NOAA, NWS representative **James Andrus** presented the precipitation report through the month of July, 2015. (See attached)

PUBLIC COMMENT: **Sid Wilson** along with **Kim & John Shalk** met with the Commissioners to discuss a section of Road 24 off of Road P with the hope that it be included for scheduled maintenance in the future. Road Superintendent Rob Englehart stated there was no current plan to include Road 24 for maintenance. **Greg Kemp** reported that work had started at the Phil's World parking lot.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of August 5, 2015 through August 20, 2015. Rob reported that work is scheduled on roads P, R, T.5, W, 20, 21, 26, 29, 31, 36, 42, and 44. Other topics of discussion included the Squaw Point Road, the completion of road stripe painting, the mowing crews, the release of gravel for the Echo Basin road, the Right of way on the 7th street extension project and the cost of repairs on a loader.

FAIRGROUNDS: Fairgrounds Manager Tanner Young gave his monthly report which included \$55,702.50 income and fairgrounds attendance of 54,645 to date. Tanner reported on previous July events as well as the future events scheduled that included; Car races, a high school rodeo, a CDOT truck rodeo, the ATCHA horse event, a possible auction, the Four Corners Dressage Horse show, and a cross country meet. A discussion was held regarding the recent water issues and the future need for a replacement road grader. (See attached)

SHERIFF'S MONTHLY REPORT: Sheriff Steven Nowlin met with the Commissioners to give his monthly report which included the detective division report, civil process report, officer training report, transportation report, monies paid into the general fund report, and the month of July 2015 jail report. (See attached) Sheriff Deputy **Wanda Martin** and Grant Writer **Cindy Ramsey** presented the **Empowering through Change Grant** application. Commissioner Suckla moved to approve a grant application of \$56,000.00 for the Sheriff Departments educational grant, Empowering through Change, as presented. Second by Commissioner Lambert and carried.

SENIOR NUTRITION / TRANSIT QUARTERLY REPORT: Sue Fletcher and Mary Holaday gave the quarterly update on the Senior Nutrition and Transit programs. Sue reported she had hired the new Site Coordinator, that a new cook hired would be transferring to the transit department, that they will be serving lunch 5 days a week, that they received extra funding for a Medicare advisor to help prevent fraud, and that the **Nail it Down** program will begin on August 19, 2015. A discussion was held in regard to the Annex parking lot, the restructure of and the public usage of said parking lot. Mary's report included the transportation program increase in the county transportation needs since last month, the arrival of the new bus, a meeting she attended to discuss the financing of the new night transit program and the time schedules of the transportation drivers. A discussion was held in regard to transportation routes to Towaoc, and Farmington.

Mesa Verde Foundation: Margee Gray met with the Commissioners to request a letter of support for the Mesa Verde Foundation Enterprise Zone Application. Margee reported that Cliff Palace was slipping and that she was raising funds for repairs and several other projects within the park. The Commissioners discussed different marketing ideas that included attractions within Montezuma County. Commissioner Lambert moved to approve a letter of support to the Region 9 Economic Development regarding the Mesa Verde Foundation's enterprise zone contribution projects. Second by Commissioner Suckla and carried. (See attached)

Colorado State Treasurer Walker Stapleton made a visit to the Commissioners on a Statewide Economic Tour. Topics of discussion included revised statutes and investment actions, a debt consolidation issuance process, Senate bill 1589, Medicaid, Trans Bonds, Marijuana taxes, Severance tax funds, County Schools and County Communication towers.

LUNCH

WEED DEPARTMENT: Bonnie Loving Weed Department office Manager met with the Commissioners to discuss the letter format of letters being sent out to landowners regarding noxious weeds within the County.

ADDRESSING: Ken Gallegos, GIS Specialist Doug Roth, and Planning Director LeeAnn Milligan met with the Commissioner to discuss the County Address Program. Doug gave an overview and history of the projects development. Ken discussed field checks and how he has found address conflicts within the address program. Several options of communication between land owners and the Address Department were discussed including; personal visits, post card notification and registered mail. Other topics discussed were the effects to land owner/residents with a County change of address, to be determined (TBD) address changes, address markers, and emergency responders address identification. Residents **Jay Jackson** and **Don Bain** discussed their concerns and personal difficulties with current changes made to their address. It was decided that in the future these changes will be brought before the Commissioner for approval prior to an official change being made.

COUNTY ATTORNEY: Attorney Baxter presented **Resolution #3-2015** a Western Slope Statement on the Colorado River Plan for approval. Commissioner Lambert moved to adopt Resolution # 3-2015 a resolution concerning the Western Slope Statement on the Colorado River plan as presented. Second by Commissioner Suckla and carried. (See attached) Attorney Baxter also presented a proclamation from the State of Colorado and Governor Hickenlooper proclaiming August 2015 as **Child Support Services Month**.

COMMUNITY SERVICES REPORT: James Dietrich reported they were waiting for the McElmo Flume parking lot Final Operative Review (FOR), that there had been no response of bids for the McElmo Flume project and held a discussion regarding the possibility of combining the two projects together to get a response.

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner presented for approval the **Echo Basin Road Maintenance**, project agreement between Montezuma County and the USDA, Forest Service, San Juan National Forest. Commissioner Suckla moved to approve the agreement between Montezuma County and the San Juan National Forest Service regarding the Echo Basin road maintenance project as presented. Second by Commissioner Lambert and carried. (See attached) Melissa presented an application for the **2015 Colorado Counties Inc.** (CCI) legislative Committee member appointment. Commissioner Lambert moved to appoint Commissioner Larry Don Suckla as the CCI Legislative Committee member for Montezuma County for the 2015 term. Second by Commissioner Ertel and carried. (See attached) A discussion was held regarding a Montezuma County representative appointment to the **Southwest Basin Round Table**. Commissioner Suckla moved to appoint Commissioner James Lambert to the Southwest Basin Round Table. Second by Commissioner Ertel and carried. (See attached) Melissa also presented a letter of interest to serve on the **Montezuma County Weed Board** from **Mark D. Tucker**. Commissioner Suckla moved to appoint Mark D. Tucker to the Montezuma County Weed Board for a 3 year term. Second by Commissioner Lambert and carried. (See attached) A **Historical Society** Membership renewal notice was presented for approval. Commissioner Suckla Moved to approve a \$25.00 business membership to the Historical Society as presented. Second by Commissioner Lambert and carried. (See attached) Melissa reported she had received the **Colorado Department of Local Affairs 2015 Final County Notice of Valuation for State Assessed Properties**. (See attached)

COUNTY COMMISSIONER REPORT: Commissioner Suckla reported on the Colorado Oil & Gas meeting as well as the Division of Wildlife meeting that he and Commissioner Ertel had attended. Commissioner Suckla also reported that he had received an invitation to apply to the Colorado Ethics Commission for membership. Commissioner Ertel reported on an additional TPR meeting he attended and the discussion he had that included the completion of the State line to Towaoc road project, future state road projects scheduled for Montezuma

County. Said projects will include Road P and Hwy 145 Intersection, Road S and Hwy 491 intersection, a concrete project from Burger King to Road 25, pavement project from intersection Road 25 and Hwy 491 out to Road M, and a resurface project from Cahone.

CORRESPONDENCE: The following correspondence was read and noted:

Invitation to the Montezuma-Cortez High School Grand Opening.

Letter from the State of Colorado Department of Military and Veterans Affairs re: increase of officer pay

MOTION TO ADJOURN was made by Commissioner Suckla, second by Commissioner Lambert and carried.

MEETING ADJOURNED: 3:35 p.m.

County Clerk August 10, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
August 17, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday August 17, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHAIRMAN Ertel opened the meeting of August 17, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated August 10, 2015 as amended. Motion was seconded by Commissioner Suckla and carried.

PUBLIC COMMENT: **David Nichols** held a discussion regarding a neighbor gate issue with his property access and made a request to the Commissioners that the road to his property on Road S be changed from a public easement road to a public access road. There are no plans to change this access at this time. **Sara Mical** presented her Executive Proposal for the Montezuma County Declaration of Sovereignty subsequent recommendations as local legislation. (See attached)

ROAD DEPARTMENT: **Road Superintendent Rob Englehart** presented the road and bridge schedule for the time period of August 12, 2015 through August 27, 2015. Rob reported that work is scheduled on roads 20, 21, 26, 29, 31 42, P, R, T.5, and W. A discussion was held regarding the **Dolores Norwood Road, Forest Service Schedule A Joint Road Maintenance Plan**. Rob stated that the County had met the yearly obligations of the agreement but he continues to receive citizen phone calls regarding the road. Rob had called **Pete Merkel** with the Forest Service to discuss said problems and was directed by Pete to have the citizens contact him at **970-385-1323**. A detailed accounting of County completed work on the road was requested by the Commissioners. Rob also discussed the truck usage, the necessity and removal of cattle guards, fence replacement and the reclassification of a portion of Road S. (See attached)

PUBLIC LANDS: Marietta Eaton from the **Bureau of Land Management** held a discussion with the Commissioners regarding: the Lamb property parking lot, the Trail Canyon, and protests received for the proposed decision to issue ten year term grazing permits for Yellow Jacket and Flodine Park allotments. (See attached) **Connie Clementson** also from the **Bureau of Land Management** discussed the processing and development of the Resource Management Plan and the Master Leasing Plan.

PARKS & WILDLIFE: **MATT THORPE** representing the **Colorado Division of Parks** presented the **Economic Contributions of Outdoor Recreation in Colorado** to the board and held a discussion with the county specifics within said report. Other topics of discussion were the (EPA) Environmental Protection Agency's Gold King Mine spill on the Animas River the Tibbits pond and the status of sales of hunting licenses.

LANDFILL: **Landfill Manager Shakalo Powers** gave his monthly report which included the July, 2014 and July, 2015 Tonnage and Charge Summary for comparison. (See attached) Shakalo reported on the market price of cardboard, mixed paper flat, plastic and metals. He also discussed his initial hybrid single stream flat, gave an update on glass processing and the option of using glass mixed with gravel. Also discussed were tire bales, a site visit by the Commissioners, field trip opportunities for local schools, a non-perishable food drive and the **Four Corners Recycling Initiative** event scheduled and a 5% donation of profits on that day. Commissioner Suckla moved to donate 5% of gross receipts on Friday November 13, 2015 to the Four Corners Recycling Initiative Event. Second by Commissioner Lambert and carried. Shakalo gave an update on the Carton Council grant application and the Emergency Management Service plan,

HEALTH DEPARTMENT: **Director Bobbi Lock** along with **Jane Duncan** met with the Commissioners to present the amended **Office of Emergency Preparedness Task Order #4 Contract**. Commissioner Lambert moved to approve the amended Task Order #4 contract with the Colorado Department of Public Health and Environment as presented. Second by Commissioner Suckla and carried. (See attached) Bobbi also presented the **Single Entry Point Home Care Allowance Program Contract** for review and approval. Jane gave an overview of the program. Commissioner Suckla moved to approve the Single Entry Point Home Care Allowance Program Contract for the Montezuma County Health Department for 2015 through 2016 as presented. Second by Commissioner Lambert and carried. (See attached)

LUNCH

PLANNING:

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining an AR10-34 rezoning request and Sketch Plan for a proposed Single Lot Development on property owned by **Eugene and Janet Story**, consisting of 15 acres, more or less, located at 28067 Road N, Dolores, CO; situated east of Hwy 145, north of Road N Sec. 5, T.36N., R.15W., N.M.P.M. Agent **Stan Pierce** was present. The roll was called, the public notice read, and the proceedings were recorded for the record. LeeAnn Milligan Planning Director gave an overview of the project noting the recommendation for approval was unanimous from the Planning and Zoning Commission. Commissioner Ertel opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Suckla moved to approve an AR10-34 rezoning request and Sketch Plan for a proposed Single Lot Development on property owned by Eugene and Janet Story as presented. Second by Commissioner Lambert and carried. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining an AR10-34 rezoning request and Sketch Plan for a proposed Single Lot Development on property owned by **James M. & Dorothy A. Jones**, consisting of 10 acres, more or less, located at 23240 Road P, Dolores, CO; situated east of Hwy 491, south of Road P, Sec. 4, T.36N., R.16W., N.M.P.M. Agents **Neil** and **Terri Jones** were present. The roll was called, the public notice read, and the proceedings were recorded for the record. LeeAnn Milligan Planning Director gave an overview of the request and the findings from the Planning and Zoning Commission stating they were unanimously in favor of the request. Commissioner Ertel opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Lambert moved to approve the AR10-34 rezoning request and Sketch Plan for a proposed Single Lot Development on property owned by James M. & Dorothy A. Jones located at 23240 Road P, Dolores as presented. Second by Commissioner Suckla and carried. (See attached)

Planning Director LeeAnn Milligan presented for preliminary review and determination of an After-the-Fact Exemption request made by **Gordon Steves**, Agent **Bob Durant**, on property located at 17910 Road 22, Cortez, CO, consisting of 3.1 acres, more or less, situated in Sec. 17, T.37N., R.16W., N.M.P.M. Agents Gordon Steves and Bob Durant were present. Commissioner Lambert moved to approve the After-the-Fact Exemption request made by Gordon Steves on property located at 17910 Road 22, Cortez as presented. Second by Commissioner Suckla and carried. (See attached)

Planning Director LeeAnn Milligan presented for preliminary review and determination of an Exemption request made by **Katherine Milligan** on property located at 2351 N. Dolores Road, Cortez, CO, consisting of 1.58 acres, more or less, and the **Kautz Family Living Trust**, on property located at TBD Alamosa Street, Cortez, CO, consisting of 52.55 acres, more or less, Agent **Keenen Lovett**, situated in Sec. 13, T.36N., R.16W., N.M.P.M. Applicant proposes to add 3 acres, more or less, to the Milligan property from the Kautz property. Agent Keenen Lovett was present. Commissioner Lambert moved to approve the exemption request made by Katherine Milligan on property located at 2351 N. Dolores Road, Cortez Co. as presented. Second by Commissioner Suckla and carried. (See attached)

Planning Director LeeAnn Milligan presented a letter for review and signatures to Kinder Morgan CO2 Company, Inc. regarding the second request of a Development Map for Montezuma County. (See attached)

COUNTY ATTORNEY: Attorney Baxter no report given

COMMUNITY SERVICES REPORT: James Dietrich reported that the previously scheduled RAC meeting had been cancelled, that the McElmo Flume project (RFQ) Request for Qualifications was in place to get final Federal approval and that he was working on the Mesa Verde Trail project refined cost estimate to get the Intergovernmental Agreement in process. He also presented for review the Colorado Wilderness Act of 2015 and the United States Department of the Interior Bureau of Land Management determination of NEPA Adequacy. (See attached)

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner presented a Memo of Understanding between Montezuma County and Dolores Water Conservancy District regarding the mill levy certification. Commissioner Suckla moved to approve the Memo of Understanding between Montezuma County and Dolores Water Conservancy District. Second by Commissioner Lambert and carried. (See attached) Melissa discussed the scheduling, arrangements, participants and the agenda of a future Tri City meeting. (See attached)

COUNTY COMMISSIONER REPORT: Commissioner Suckla reported that the Commissioners would be attending the CCI Western District meeting on Friday August 21, 2015 and Commissioner Ertel reported he would be attending the Club 20 meeting on Thursday August 20, 2015.

CORRESPONDENCE: The following correspondence was read and noted:

Letter from Colorado Department of Transportation re: Invite 2015 County/ Tribal Meeting.

Notes from July 16, 2015 Field Trip on the Glade received from Derek Padilla, Forest Service.

MOTION TO ADJOURN was made by Commissioner Lambert, second by Commissioner Suckla and carried.

MEETING ADJOURNED: 2:50 p.m.

County Clerk August 17, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
August 24, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday August 24, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHAIRMAN Ertel opened the meeting of August 24, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Suckla moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated August 17, 2015 as presented. Motion was seconded by Commissioner Lambert and carried.

ACCOUNTS PAYABLE: Administrator Brunner presented the July 2015 Accounts Payable and Financial Statements for approval. Commissioner Lambert moved to approve the Accounts Payable for July 2015 as presented. Second by Commissioner Suckla and carried. Commissioner Suckla moved to approve the Financial Statements for July 2015 as presented. Second by Commissioner Lambert and carried. (See attached)

EXTENSION OFFICE: **Tom Hooten** met with the Commissioners to discuss earned County Fair comp time for employee **Cheryl Young**. Commissioner Lambert moved to approve the 60 hours fair comp time over the normal 40 hours for employee Cheryl Young. Second by Commissioner Suckla and carried.

PUBLIC COMMENT: **Janice Swenson, Norman Zwicker** and **Irene King** met with the Commissioners to discuss the landowners needs and the replacement of cattle guards on Road S. Topics included within the discussion were fencing, truck usage of said road, chip sealing, and the responsibility of costs. **Ellen Foster** presented a letter and maps stating her concerns regarding the **Oil and Gas Lease Sale 7379**. Ellen requested the Commissioners to reconsider their comments to the BLM on this lease sale and to oppose the Lease Sale 7379. (See attached)

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of August 19, 2015 through September 3, 2015. Rob reported that work is scheduled on roads 18, 20, 21, 26, 31 42, R, and road T. Rob presented for review a summary sheet for County work completed on the Dolores Norwood Road. He also presented for the record the signed Indemnification Agreement between the Montezuma County Board of Commissioners and the Montezuma Water Company regarding the establishment of a water dock in Pleasant View, said issue was voted and approved on at the July 6, 2015 Commissioner meeting. Rob will be sending his foreman to the West Slope Snow & Ice Conference on September 10-11, 2015. (See attached)

PUBLIC HEALTH DIRETOR Bobbie Lock met with the Commissioner to give her quarterly report. Bobbi reported on the funding progress for the **Dental Grant, Ebola Fund Grant, Immunization Grant, HPV Grant, Waste Tire Grant, STEP Grant, Safe Care Funding** and the **Air Monitoring Grant**. A discussion was held regarding the recent water shut off in the town of Mancos.

DAV CRAFT FAIR: Darla and Bob Sanders met with the Commissioner to discuss a fee waiver for a Craft Fair event scheduled for November 28, 2015. Commissioner Lambert moved to waive the Annex building fee for the DAV craft fair event scheduled November 28, 2015. Second by Commissioner Suckla and carried.

FORREST SERVICE: Derek Padilla met with the Commissioners to discuss the Forest Service weed program and the weed infestation at the McPhee Recreational area. Derek reported that for this year the funding plan had been set and McPhee had not been included but next year the planning discussion will include the McPhee Recreational Area. A discussion was held regarding the coordination between the Forest Service and the Montezuma County regarding the weed issues. Other topics of discussion were: the re-opening of the overnight usage of the Sage Hen area, previous vandalism, a possible camp host, amenities offered and fees for said amenities for the area; The Dolores Norwood Road easement draft letter, the special or commercial permits required for usage on said road, the history and alignment of the road and the Town of Dolores OHV usage.

LUNCH:

COUNTY ATTORNEY: Attorney Baxter presented for review and approval a letter to **Connie Clementson** at the **BLM** requesting Coordination with Montezuma County. Commissioner Lambert moved to approve the BLM Request for Coordination letter to Connie Clementson, with the amendments discussed. Second by Commissioner Suckla and carried. (See attached)

EXECUTIVE SESSION: Commissioner Suckla moved to go into executive session, for a conference with the attorney for discussion of a personnel matter under C.R.S. 24-6-402 (4) (f). Second by Commissioner Lambert and carried. Commissioner Suckla moved to go out of Executive session. Second by Commissioner Lambert and carried. (See attached)

COMMUNITY SERVICES REPORT: James Dietrich, No report given.

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner presented the Dolores Water Conservancy District David Robbins legal review endorsement. They are requesting \$500.00 for funding. Commissioner Lambert moved to approve the \$500.00 for the David Robbins legal review. Second by Commissioner Suckla and with 2 votes in favor by Commissioners Lambert and Ertel and one vote against by Commissioner Suckla the motion carried.

COUNTY COMMISSIONER REPORT: Commissioner Lambert reported on the Tipton Town Hall meeting he had attended stating the issues discussed were mostly national. Commissioner Ertel reported on the Club 20 meeting he had attended stating Governor Hickenlooper was present to answers questions. Commissioner Suckla reported on the Wilderness Society meeting he had attended stating the BLM Master Leasing Plan was the topic of discussion.

CORRESPONDENCE: The following correspondence was read and noted:

MOTION TO ADJOURN was made by Commissioner Lambert, second by Commissioner Suckla and carried.

MEETING ADJOURNED: 12:25 a.m.

County Clerk August 24, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
August 31, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday August 31, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHAIRMAN Ertel opened the meeting of August 31, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated August 24, 2015 as presented. Motion was seconded by Commissioner Suckla and carried.

SPECIAL EVENT LIQUOR LICENSE: Chief Deputy Clerk Lynn Dorenkamp presented a special event liquor license application for the **Southwest Memorial Hospital Foundation** to be used at **Trail Canyon Ranch** located at 18051 Road J. Cortez on September 27, 2015. Lynn also presented a liquor license renewal for **Kelly Place Inc.** located at 14537 Road G. Cortez. Commissioner Suckla moved to approve both the special event liquor license for the Southwest Memorial Hospital Foundation event scheduled September 27, 2015 at Trail Canyon Ranch and the liquor license renewal application for Kelly Place Inc. located at 14537 Road G. Cortez as presented.. Second by Commissioner Lambert and carried. (See attached)

PUBLIC COMMENT: **Greg Kemp** discussed the Commissioner meeting agenda and the heading of Natural Resources, Planning and Federal Lands Report stating he felt that it might need to be changed to the Public Lands Report rather than Federal Lands. **Dexter Gill** presented maps and held a discussion regarding the County resources and the development of new jobs to utilize said resources. (See attached) **Terry and Toni Branson** met with the Commissioners to discuss their possible future county address change and the placement of a road sign on their driveway. It was decided that Addressing will provide a sign to designate their driveway as a private drive.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of August 26, 2015 through September 10, 2015. Rob reported that work is scheduled on roads 20, 21, 26, 31 42, U.6 the USFS 566 Echo Basin road and the USFS Schedule A on the Dolores Norwood road. Rob held a discussion regarding the Dolores Norwood road Schedule A service specifics, HUFT funding, a future mutual agreement between Montezuma County and Kinder Morgan regarding potential flood zones, and the 7th street expansion project. (See attached)

MONTEZUMA COUNTY FAIRBOARD Members **Brandy Simmons, Shelly Thorkelson, Lee Ann Milligan** and **Jacklyn Romine** met with the Commissioners to present the Montezuma County Fair Board 2015 Financial Spreadsheet. The Commissioners reported to the board that they received several compliments regarding the recent County Fair. Brandy reported that **Sammy Coulon** will be retiring from the Fair board this year and Katlyn's term is up. Commissioner Lambert moved to appoint Katlyn Alexander, Jacklyn Romine to 4 year terms and Kathi Marler as the alternate for the Montezuma County Fair Board. Second by Commissioner Suckla and carried. (See attached)

IT MONTHLY REPORT: Jim McClain with the IT Department met with the Commissioners to present his monthly updates. Topics of discussion included: the internet pipe change with the City, a new firewall installation, a phone system replacement, a future contract with Century Tel, the 2016 budget, a county network schema map, a 10GB switch at the Sheriff's office, the jail Smart TV system, new Facebook pages, a data backup system, fixed wireless to Fairgrounds, and future vacation times for employees. (See attached)

FLEET OPERATIONS MANAGER RECOMMENDATIONS: Administrator Brunner presented her recommendations for a new **Fleet Management Department** and the manager position within said department. Commissioner Lambert moved to form a Fleet Management Department for Montezuma County and to appoint Clint Watson as the new Manager for the Fleet Management department. Second by Commissioner Suckla and carried. (See attached)

PUBLIC HEALTH DIRETOR Bobbie Lock and **Colette Wyatt** met with the Commissioner to present the **WIC (Women Infant Children)** contract with the CDPHE for approval. Commissioner Suckla moved to approve the WIC contract for \$116,421.00 with the CDPHE for the Health Department for the year 2016 as presented. Second by Commissioner Lambert and carried. (See attached)

QUARTERLY PUBLIC TRUSTEE REPORT: Sherry Dyess Montezuma County Public Trustee presented the June 2015 quarterly report for the Public Trustees Office. Commissioner Lambert moved to approve the quarterly report for the Public Trustees Office for June 2015 as presented. Second by Commissioner Suckla and carried. (See attached)

EMPLOYEE OF THE MONTH: The Commissioners along with Sheriff Officer **Vici Pierce** presented the Employee of the Month award to Detention Deputy **Cameron Braveheart**.

ANNUAL ASSESSOR ABSTRACT: Assessor Scott Davis presented the Annual Abstract for signatures. A discussion was held regarding mill levies, special districts, Tabor, and the abstract report. Commissioner Suckla moved to approve the preliminary Assessors annual abstract of 2015 as presented. Second by Commissioner Lambert and carried. (See attached)

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

LUNCH:

PLANNING

Planning Director LeeAnn Milligan presented for review and determination, a proposed amendment to High Impact Permit **HIP14-000018** and Special Use Permit **SUP14-000013** by **Empire Electric Assn.**, Agents **Scott Ehmke** and **Ken Tarr** discussed said project. Said request is for the retention of a portion of the temporary construction power facility. Property is owned by Roxie Rupe, located at 8087 Road BB, Pleasant View, CO; located in Sec.1, T.38N., R.19W., N.M.P.M. LeeAnn's concern was with the property owner and the previous temporary status of the permits. She requested documentation of approval from said landowner. Attorney Baxter felt that a Public Hearing was needed for public discussion. Planning Director LeeAnn will schedule a public hearing.

Planning Director LeeAnn Milligan presented a Final Plat for a Single-Lot Development on property owned by **George Sievers**, located at 20569 Road 21.5, Lewis, CO, consisting of 25 acres, more or less, situated west of Road 21.5, north of Road W, located in S.31, T.38N., R.16W., N.M.P.M for signatures.

Planning Director LeeAnn Milligan presented a Final Plat for an Exemption request and existing subdivision common lot line adjustment on property owned by **Jacklyn Berdzar**, located at 13495 Road 21, Cortez, CO, and Lewis and Nancy Schultz, located at 20590 Road P, Cortez, CO, within the L & N Subdivision for signatures.

ADDRESSING: Ken Gallegos, GIS Specialist Doug Roth, and Planning Director LeeAnn Milligan met with the Commissioner to discuss the County Address Program. Address issue areas discussed were: area range one included roads, P, P.5, 29, 29.2, 29.6 and 29.75, area range two included roads H and H.25, area range three included roads U.6 and 20. The discussion included the origination of the address program, number sequence changes, the odd / even designation of said properties within these area ranges and the notification of other County entities regarding the address changes made. (See attached)

COUNTY ATTORNEY: Attorney Baxter

EXECUTIVE SESSION: Pursuant to Attorney Baxter's suggestion, Commissioner Suckla moved for the Board of County Commissioners to go into executive session pursuant to C.R.S. statutes 24-6-402 (4)(b) for a conference with the attorney for the purpose of receiving legal advice on specific legal questions regarding the Candelaria, Anderson sewer line. Seconded by Commissioner Ertel and carried. Commissioner Suckla moved to go out of executive session, seconded by Commissioner Lambert and carried. (See Attached)

COMMUNITY SERVICES REPORT: James Dietrich gave the Commissioners updates on the McElmo Flume parking area, The Mesa Verde Trail and Break Water. He reported that there would be a Rangeland Stewardship meeting Wednesday September, 2, 2015 here in the Commissioners room. Mr. Dietrich presented the draft prepared Comments regarding the proposed Tres Rios 2016 Oil and Gas Lease sale 7379 for approval. Commissioner Suckla moved to approve the Comments letter with proposed amendments to the Tres Rios 2016 Oil and Gas Lease sale DOI-BLM-S010-2015-0020-DNA parcel sale #7379. Second by Commissioner Lambert and carried. (See attached)

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner discussed the future meeting schedule and the attendees of said meetings. Meetings discussed were: the Great Divide movie showing, the Axis Health Meeting, the Master Leasing Plan workshop, the SW Health System barbeque, the CDOT Annual Meeting, the Club 20 Caucus and the Upper Dolores Water Shed meeting.

COUNTY COMMISSIONER REPORT: No reports given

CORRESPONDENCE: The following correspondence was read and noted:
Thank you from the Montezuma County Historical Society.

MOTION TO ADJOURN was made by Commissioner Lambert, second by Commissioner Ertel and carried.

MEETING ADJOURNED: 4:35 p.m.

County Clerk August 31, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
September 14, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday September 14, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHAIRMAN Ertel opened the meeting of September 14, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated August 31, 2015 as presented. Motion was seconded by Commissioner Suckla and carried.

LIQUOR LICENSE: Chief Deputy Clerk **Lynn Dorenkamp** presented for approval a special event liquor license application for **United Way of SW Colorado**, said event is scheduled for December 3, 2015 at **Four Seasons Greenhouse and Nursery**. Commissioner Suckla moved to approve the United Way of SW Colorado special event liquor license permit for an event scheduled a Four Season Greenhouse and Nursery dated December 3, 2015. Second by Commissioner Lambert and carried. (See attached)

HISTORICAL SOCIETY: **David Everett** from the Montezuma Historical Society presented a donation check of \$1500.00 for the McElmo Creek Flume Project. Mr. Everett stated the Montezuma County Historical Society was proud to partner with Montezuma County Board of County Commissioners in supporting the McElmo Creek Flume project and Interpretive Site through a donation of fifteen hundred dollars. (See attached)

COOPORATIVE WEATHER OBSERVER, NOAA, NWS representative **James Andrus** presented the precipitation report through the month of August, 2015. (See attached)

PUBLIC COMMENT: **Gala Pock** presented a letter and map with her concerns regarding the proposed lease sale of Parcel 7379 and the Plateau Creek anticline on the McPhee Reservoir. (See attached) **Matt Rambow** owner of **Colorado Norton Works Inc.** presented a letter discussing his personal and business owner concerns,

along with a petition from address owners regarding the proposed address changes for County Road P and P.5 within Montezuma County. **Laurie Mountjoy** also stated her concerns for said changes. County employees **Ken Gallegos Addressing** and **GIS Mapping Doug Roth** discussed said concerns and the County needs for the proposed address changes. (See attached)

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of September 9, 2015 through September 24, 2015. Rob reported that work is scheduled on roads 20, 21, 26, 31, 37, U.6 the USFS 566 Echo Basin road and the USFS Schedule A on the Dolores Norwood road. Rob held a discussion regarding the purchase of a new Walk 'n Roll WR75 Series 3 Packer/Roller. Rob presented bids for the equipment with the best bid price of \$24,803.00 each. Commissioner Lambert moved that the Road Department be authorized to buy 3 Walk -n- Roll Compactors from Honnan Equipment at the purchase price of \$24,803.00 each. Second by Commissioner Suckla and carried. (See attached) Other topics of discussion included the Road G pavement project, the Road P and Hwy 145 project, and the proposed reduction of a posted speed limit.

FAIRGROUNDS: Fairgrounds Manager Tanner Young gave his monthly report. He reported the 2015 attendance to date was 59,735 and the income to date was \$61,822.50. Tanner reported that future events included; night barrel racing, an auction in the indoor arena, Four Corners Dressage and Combined Show, HS Cross Country Meet, 4H Day, 4 States Jr. Rodeo and the LEPC Exercise. Other topics of discussion were rain gutters, landline phone problems, possible future concert events, and the movement of the Fairgrounds sign. A discussion was held regarding an obsolete MVI easement through the Fairgrounds and a Quit Claim Deed to transfer said easement to the County.

SHERIFF'S MONTHLY REPORT: Sheriff Steven Nowlin met with the Commissioners to give his monthly report which included a discussions regarding the organization of the Emergency Operations Center, funding and expenses involved with the Pre Trial Services program, insurance liabilities with the Useful Public Services program, the required body cameras for officers, the completion of the Livestock Law training class, the security gates, two detention officers working on Sherriff office maintenance issues, the usage of the Road department message board for a DUI check point, and the County employee ID card program. Sherriff Nowlin also discussed the progress of House Bill (HB) 3009.

VETERANS SERVICE: Administrator Brunner presented the monthly certification of pay for approval. Commissioner Suckla moved to approve the **County Veterans Service Officers** monthly report and Certification of pay for August 2015. Seconded by Commissioner Lambert, motion carried. (See attached)

GROUNDS AND BUILDINGS QUARTERLY REPORT: Robert Smith Maintenance Supervisor reported on the grounds and buildings. Robert discussed completed projects that included the removal of shrubs from the Annex 1 parking lot, an office for the new Fleet Manager, weed removal, HVAC filter changes, annex floor buffed, plumbing problems, exterior window replacement and a water heater repair. Future projects include restriping the parking lots, shrub replacement at Annex 1, remodeling at the Armory, Emergency Operation Center and Training room switch, mezzanine bore holes, and to swap day room lights over to LED. (See attached)

EMERGENCY MANAGER REPORT: Emergency Manager Paul Hollar met with the Commissioner and gave a monthly update. Paul reported meetings he had attended a meeting to discuss the Doppler Radar site within the region, a Town of Dolores Board of Trustee meeting, a meeting to discuss the creation of the landfill

emergency response manual, a state credential workshop meeting, and a meeting with the SWTV for a discussion in the Burn Ban Ordinance. Paul reported that he had been deployed to the Gold King Mine as a safety officer from August 13-19. Future projects discussed included a planning meeting for the County Mitigation Plan, the organization of the Emergency Operation Center, the future municipal Emergency Operation plans; develop a Hazmat Functional exercise, attend the LEPC Conference and the Dolores Water Conservancy workshop. Paul presented the EMPG Grant Contract for signature. Commissioner Lambert moved to approve the Emergency Management Planning Grant Contract between the State of Colorado Department of Safety Emergency Management and Montezuma County as presented. Second by Commissioner Suckla and carried. (See attached)

AG EXPO: Board members **Radiance Beals** and **Shay Allred** met with the Commissioners to give an annual update of the scheduled Ag Expo at the County Fairgrounds. A discussion was held regarding the sale of alcohol at future Ag Expo events and the special event liquor license application requirements. Other topics of discussion included the purchase of sand for the outdoor arena, and lights for the Beef Barn.

LUNCH:

DISCUSSION: James Conway with Kinder Morgan CO2 Company along with Planning Director **LeeAnn Milligan** met to discuss a County request for a Kinder Morgan operational map. Mr. Conway reported that for operations security, and proprietary information containing trade secrets, Kinder Morgan would require a Confidentiality Agreement between Kinder Morgan CO2 Company and Montezuma County. If Montezuma County signed the confidentiality agreement the map would be for county use only and not allowed to be released to the public.

PLANNING

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of a requested reduction in the posted speed limit on a one mile portion, more or less, of County Road M, located west of Road 44 and South of Road 43.5, located in Sections 11 & 12, Township 36 N., Range 13 W., N.M.P.M. The current posted speed limit is 35 mph; the proposed new speed limit would be 25 mph. The roll was called, the public notice read, and the proceedings were recorded for the record. **Montezuma County Sheriff Steve Nowlin** gave an overview of said request. Commissioner Ertel opened the hearing to public comment. Public Comments were made by Steven Lyon, Lynn Lewis, M.B. McAfee and Retha Williams. Hearing no further public comment that portion of the hearing was closed. Commissioner Lambert moved that the speed limit for Road 44 to the end of Road M be reduced to 25 mph. The motion was second by Commissioner Suckla. With two (2) votes in favor from Commissioners Lambert and Ertel and one (1) vote against from Commissioner Suckla, the motion carried. (See attached)

A Final Plat for a Single Lot Development on property owned by **Eugene and Janet Story**, consisting of 15 acres, more or less, located at 28067 Road N, Dolores, CO; situated east of Hwy 145, north of Road N, Sec. 5, T.36N., R.15W., N.M.P. was presented for signatures.

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of review and determination of an AR3-9 rezoning request and Sketch Plan for a proposed Single Lot Development consisting of 5 acres, more or less, on property owned by **Kendall Allen and Calyn Allen**, consisting of 55.86 acres, more or less located in Sec. 12, T.37N., R.16W., N.M.P.M. Agents Kendall and Calyn Allen were present. The roll was called, the public notice read, and the proceedings were recorded for the record. **LeeAnn Milligan**

Planning Director gave an overview of said request. Commissioner Ertel requested the findings from the Planning and Zoning Commission. LeeAnn reported the Planning and Zoning Commission had voted in favor of said request. Commissioner Ertel opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Suckla moved to approve an AR3-9 rezoning request and Sketch Plan for a proposed Single Lot Development for property owned by **Kendall Allen and Calyn Allen** as presented. Second by Commissioner Lambert and carried. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of for review and determination of a Sketch Plan for a proposed 2 Lot Moderate Development on property owned by **Charlene Smith**, consisting of 9.73 acres, more or less, located at 22511 Road D.6, Cortez, CO; situated north of Road D, west of Hwy 491, located in Sec. 20, T.35N., R.16W., N.M.P.M. Agent Ernie Maness was present. The roll was called, the public notice read, and the proceedings were recorded for the record. **LeeAnn Milligan Planning Director** gave an overview of said request. Commissioner Ertel requested the findings from the Planning and Zoning Commission. LeeAnn reported the Planning and Zoning Commission had voted in favor of said request. Commissioner Ertel opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Lambert moved that the Sketch Plan for a proposed 2 Lot Moderate Development on property owned by **Charlene Smith**, consisting of 9.73 acres, more or less, located at 22511 Road D.6 be approved as presented. Second by Commissioner Suckla and carried. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of review and determination of a Pre-Sketch Plan for a proposed amendment to the Hill 3 Lot Moderate Subdivision by amending Lot 2, which consists of 6.65 acres, more or less, and creating two 3 acre, more or less tracts, whereby creating a 4 Lot Moderate Development on property owned by **Robert D. and Nancy E. Hill**, located at 12797 Road 25, Cortez, CO; situated west of Road 25, south of Road N, Sec. 10, T.36N., R.16W., N.M.P.M. Agent Nancy Hill was present. The roll was called, the public notice read, and the proceedings were recorded for the record. **LeeAnn Milligan Planning Director** gave an overview of said request. Commissioner Ertel requested the findings from the Planning and Zoning Commission. LeeAnn reported the Planning and Zoning recommend the Board of County Commissioners approve the proposed Third Amended Hill Moderate Subdivision request and Pre-Sketch Plan contingent that the Board of County Commissioners review 1302.1 (**All phases Considered**. If a project is to be phased over time, it cannot be segmented to avoid the requirements of these regulations) in segmenting as relates to their 3rd amendment of this subdivision from 2 lots to 4 lots.

- a) The Hill Moderate Subdivision was originally approved by the Board of County Commissioners on January 19, 2004 and consisted of a 5 acre and a 9.65 acre tract, more or less.
- b) On October 18, 2004, the Board of County Commissioners approved the Applicant's first amendment of Lot 2 whereby creating an additional 3.27 acre, more or less tract (Lot 3) and a 3 Lot Moderate Development.
- c) September 28, 2009, the Board of County Commissioners approved the Applicants second amended plat of the Hill 3 Lot Moderate which amended the location and property lines of Lot 3.
- d) The Applicant's proposed third amendment would exhaust the possibilities of further development as maximum density would be reached.

Commissioner Ertel opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Suckla moved to approve the Pre-Sketch Plan for a proposed amendment to the Hill 3 Lot Moderate Subdivision by amending Lot 2, which consists of 6.65 acres, more or less, and creating two 3 acre, more or less tracts, whereby creating a 4 Lot Moderate Development on property owned by **Robert**

COUNTY ATTORNEY: Attorney Baxter reported that he had held a discussion regarding the Dolores Norwood Road and the FERTA easement with Darlene Marcus from Congressman Tipton's office. Attorney Baxter also reported that Social Service Director, Josiah Forkner had cancelled a contract with Dolores County regarding services provided to them by Montezuma County Social Service.

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner presented a Hawkins Street warranty deed for signatures. It was decided to table the signing of said document at this time. Administrator Brunner also presented a request from Chuck Trice from Montrose County be appointed to the Montezuma County Arbitrator list. Commissioner Suckla moved to appoint Chuck Trice to the beginning Arbitrator list. Second by Commissioner Lambert and carried. Administrator Brunner presented a request to waive the Landfill fees for the National Public Lands Day. Commissioner Lambert moved to waive the Landfill fees for the National Public Lands day on September 26, 2015 as presented. Seconded by Commissioner Suckla and carried. Other topics of discussion included a comparison of the County Flex spending plan and future high deductible HAS plans as an additional option for employees plan, a weed issue with a land owner on Road 23 and future scheduled Commissioner meetings.

Letter from USDA Forest Service Derek Padilla, re: Non- motorized trail approval in the Boggy –Glade area.
 Invitation from Cortez Lodge #133 A.F. & A.M. for Cornerstone Laying Ceremony at Montezuma Cortez HS
 Thank you note from Colorado Treasurer Walker Stapleton

MOTION TO ADJOURN was made by Commissioner Lambert, second by Commissioner Suckla and carried.
MEETING ADJOURNED: 4:35 p.m.

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
September 21, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday September 21, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHAIRMAN Ertel opened the meeting of September 21, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated September 14, 2015 as amended. Motion was seconded by Commissioner Suckla and carried.

ACCOUNTS PAYABLE: Administrator Brunner presented the August 2015 Accounts Payable and August 2015 Financial Statements for approval. Commissioner Suckla moved to approve the Accounts Payable for August 2015 and to approve the August 2015 Financial Statements as presented. Second by Commissioner Lambert and carried. (See attached)

PUBLIC COMMENT: No Comments made

ROAD DEPARTMENT: Road Superintendent Rob Englehart reported to the Commissioners that County Employee **Jason Burton** had won first place at the Snow and Ice Backhoe Competition. Superintendent Englehart presented the road and bridge schedule for the time period of September 16, 2015 through October 2, 2015. He reported that work is scheduled on roads 20, 21, 37, U.6 the USFS 566 Echo Basin road and Dolores Norwood road. Rob reported that the Scheduled A/ USFS required work had been completed. Other roads and topics discussed were; blade and asphalt on Road 22, a culvert replacement on Road L between Road 25 and Road 26, spring weed spraying on all county roads, a request for a public hearing on a reduction of a speed limit on Road 44 from Hwy 160 to Road M, a City Of Cortez sign on Roads L and 26, a proposed perpetual easement between the City of Cortez and Montezuma County, and the CDOT highway access concern on Road S. (See attached)

COUNTY CORONER: Coroner George Deavers met with the Commissioners to present the Colorado Counties Coroners and Medical Examiners Mutual Aide Agreement. Commissioner Lambert moved to approve the Intergovernmental Agreement for Colorado Counties Coroners and Medical Examiners Mutual Aide Assistance as presented. Second by Commissioner Suckla and carried. (See Attached)

MONTELORES EARLY CHILDHOOD COUNCIL: Vangi McCoy and **Geof Byerly** topics of discussion included an invitation to “The Raising of America” a free film screening, an invitation to the 2015 Kids Count presentation and a future visit to tour local preschools from the Colorado Lieutenant Governor. (See attached)

CORTEZ CHAMBER OF COMMERCE: Board Chairman Kenzie Ertel met with the Commissioners to introduce the new **Chamber Director Michelle Rojas**. **Director Rojas** held a discussion regarding future plans and the direction the Cortez Chamber would like to implement for the benefit of the Montezuma County business owners. Topics of discussion included a survey for current members, a future Ambassador Roundup meeting, the business after hours meeting, a local news program with local radio station KSJD and efforts to combine county groups to work together on future projects.

EMERGENCY MANAGER: Paul Hollar along with **IT Department Jim McClain** met with the Commissioners to present the EMPG Special Projects Grant application. Said Grant is for the replacement of the County message sign at Annex 3. Commissioner Suckla moved to approve the EMPG Special Grants application as presented. Second by Commissioner Lambert and carried. (See attached) A discussion was held regarding the remodeling of the Emergency Operations Center.

LANDFILL: Landfill Manager Shakalo Powers gave his monthly report which included the August, 2014 and August, 2015 Tonnage and Charge Summary for comparison. Topics of discussion included a separation of waste classifications on the monthly reports, a new process for glass waste that can be used to develop hydroponics, and the repair or replacement of the current scale system. (See attached)

HISTORIC PRESERVATION: Rebecca Goodwin, Linda Towle, Dave Everett, Dale Davidson, and Ann Wilson Brown met with the Commissioners to discuss Historical Society training opportunities, the creation of a Montezuma County Historic Preservation Board, a museum, possible grant funds, historical brochures, site nomination standards and processing and the establishment of a register within Montezuma County for endangered places. (See attached)

LUNCH:

OUTDOOR EVENT COMMITTEE: M.B. McAfee, Attorney Erin Johnson and Scott Garlid presented to the Commissioners an **Outdoor Event Permit Review Procedure** as an addition to the current County Land Use Code. Attorney Johnson presented the **Proposed Outdoor Event Permit Regulations** along with a letter of support from **Gail** and **Ernest Rogers**. Other letters of support received in the mail included; **Don** and **Sandra Cope, Cheryl** and **Art Zahn, Ron** and **Dianne Louis, Susan** and **Murray White** and **Martha Kaldenbaugh**. Said proposal was forwarded to the Planning and Zoning Department for review. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing a proposed amendment to an existing High Impact Permit (HIP14-000018) and Special Use Permit (SUP14-000013) submitted by Empire Electric Assn., Agent Scott Ehmke. Said request is for the reduction in footprint

of the substation and the retention of a portion of the permitted temporary construction power facility. Property is located east of Road 8, north of Road BB, owned by Roxie Rupe, 25136, Road 8, Pleasant View, CO; located in Sec.1, T.38N., R.19W., N.M.P.M. Agents **Scott Ehmke** and **Isaac Murphy** were present. The roll was called, the public notice read, and the proceedings were recorded for the record. **LeeAnn Milligan Planning Director** gave an overview of the application. Commissioner Ertel requested the findings from the Planning and Zoning Commission. LeeAnn reported as the application was a reduction said application was not presented to the Planning Department. Commissioner Ertel opened the hearing to public comment. Public Comments made included: Gala Pock expressed that the application was an increase in time not a decrease and should be sent through the same process requirements as the original application. Hearing no further public comment that portion of the hearing was closed. Commissioner Suckla moved to approve the amended findings on High Impact Permit (HIP14-000018) and Special Use Permit (SUP14-000013) submitted by Empire Electric Assn. as presented. Second by Commissioner Lambert and carried. (See attached)

ASSESSOR: Assessor **William Scott Davis** met with the Commissioner to discuss a letter received from the Colorado Department of Local Affairs Division of Property Taxation, regarding the State Board of Equalization review of the blanket abatement motion made by the Commissioners during the July 20, 2015 Commissioner Board meeting. (See attached)

MASTER LEASING COORDINATING PLAN: **Connie Clementson** and **Justin Abernathy** from the **Bureau of Land Management** presented a power point presentation that discussed the Resource Management Plan and the Master Leasing Plan process. The discussion was recorded by request of the Planning Director LeeAnn Milligan for future reference. (See attached) Ms. Clementson presented a letter for review from **Monument Manager, Marietta Eaton** regarding the 10 year grazing permits for the **Flodine Park** and **Yellow Jacket Allotments** (See attached)

COUNTY ATTORNEY: No report given

COMMUNITY SERVICES REPORT: **James Dietrich** gave a weekly report that included future scheduled meetings with the Rangeland Stewardship and the SW Alliance Transportation Committee. Other topics of discussion included the McElmo Flume project, a Cortez connection the bike trail from Mesa Verde to Mancos, the funding of said trail and signs for the McPhee Marina.

COUNTY ADMINISTRATOR REPORT: No report given

COUNTY COMMISSIONER REPORT: No report given

CORRESPONDENCE: The following correspondence was read and noted:

A follow up letter from Montezuma County Housing Authority, the Pinon Project and the Bridge Emergency Shelter regarding the use of the current Justice building.

MOTION TO ADJOURN was made by Commissioner Suckla, second by Commissioner Lambert and carried.

MEETING ADJOURNED: 4:25 p.m.

County Clerk

September 21, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
September 28, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday September 28, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHAIRMAN Ertel opened the meeting of September 28, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated September 21, 2015 as presented. Motion was seconded by Commissioner Suckla and carried.

Administrator Brunner presented for approval **Resolution #4-2015** a creation of the Fleet Management Fund, **Resolution 5-2015** the Dissolution of the Jail Bond Interest Fund, **Order # 7-2015** the transfer of funds for Fleet Management and **Order # 8-2015** the transfer of funds to the Bus Replacement for 2016 operations of extended hours for the Transit Dept. Commissioner Lambert moved to approve Resolution #4-2015 the creation of the Fleet Management Internal Service Fund. Second by Commissioner Suckla and carried. Commissioner Suckla moved to approve Resolution #5-2015 the dissolution of the Jail Bond Interest Fund. Second by Commissioner Lambert and carried. Commissioner Suckla moved to approve Order # 7-2015 transfer of funds from the Road and Bridge Fund to the Fleet Management Fund for \$2,000,000.00 for startup of the Fleet Fund. Second by Commissioner Lambert and carried. Commissioner Lambert moved to approve Order #8-2015 to transfer \$7500.00 in funds from the General Fund to the Bus Replacement fund to roll over half of the funds given for extended transportation for January 2016 to June 2016 as presented. Second by Commissioner Suckla and carried. (See attached)

SHERIFF OFFICE: **Wanda Martin** from the Sheriff's Office along with **Cindy Ramsey Grant Writer** met with the Commissioners to discuss the \$5000.00 **Mounted Patrol Program Grant**, the \$72,165.00 **El Pomar Grant** and the **Ballatine Family Fund Grant** applications. Commissioner Suckla moved that the Montezuma County Sheriff's office move forward with the grant applications. Second by Commissioner Lambert and carried. (See attached)

PUBLIC COMMENT: Neal Hollingsworth met with the Commissioners to discuss his concerns on the intersection of Road 29 and Road L. Mr. Hollingsworth requested a safety review be done on the intersection. **Terry Branson** met with the Commissioners to further discuss the new address changes being made to his property, stating he had been given three (3) addresses for two (2) parcels of land. Mr. Branson explained that several years ago the third parcel was changed to a vacant lot and had been included in an adjacent parcel that then created one larger parcel.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of September 23, 2015 through October 9, 2015. He reported that work is scheduled on roads G, 20, 21 and 37. Superintendent Englehart reported that blade patching and tree mowing was scheduled for various roads throughout the county. Other topics discussed were a visit with DOLA regarding a grant application, the progress on the Road P and Hwy 145 intersection project, future equipment needs, the Annex 1 parking lot and the reclamation of the Mancos gravel pit. (See attached)

ASSESSOR: Assessor, William Scott Davis met with the Commissioner to give his budget presentation. (See attached)

COUNTY TREASURER/ TRUSTEE: Treasurer, Sherry Dyess met with the Commissioner to give her budget presentations. (See attached)

CLERK AND RECORDER: Kim Percell, Clerk and Recorder met with the Commissioners to give her budget presentations. (See attached)

PLANNING DEPARTMENT: LeeAnn Milligan, Planning Director met with the Commissioners to give her budget presentation. (See attached)

GIS MAPPING: Doug Roth met with the Commissioners to give his budget presentation. (See attached)

NATURAL RESOURCES, PLANNING AND PUBLIC LANDS: James Dietrich met with the Commissioner to give his budget presentation. (See attached)

EMPLOYEE OF THE MONTH: Administrator Brunner along with the Commissioners presented the September Employee of the Month to **Izik Shepherd** in the IT Department.

IT DEPARTMENT: Jim McClain gave his budget presentation and his monthly report. Topics discussed were an upgrade on the Internet pipe, the installation of a firewall, the Network Schema map, a new 10GB switch installed at the Sheriff's office and the finishing of the EOC modifications at the Sheriff's office. (See attached)

BOARD OF SOCIAL SERVICES MONTHLY REPORT: It being the time set aside, the Board of Social Services was conducted. Josiah Forkner and Lori Higgins were present. A Memorandum of Understanding between the **State of Colorado Department of Human Services** and the Board of County Commissioners was presented for the record. (See attached)

USDA COOPERATOR SERVICE WILDLIFE SPECIALIST: Clinton Wilson met with the Commissioners to give a quarterly update. Mr. Wilson reported that he was out of available work hours for this year and that he would have a new supervisor to introduce at the next quarterly report.

LUNCH:

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of the consideration of a Hotel and Restaurant License. The application for a Hotel and Restaurant License was received from **Colorado's Own** 26029 Highway 491 Pleasant View, Colorado. Agent representative **Alan Bleak** was present. The roll was called, the public notice read, and the proceedings were recorded for the record. **Lynn Dorenkamp, Chief Deputy Clerk** gave an overview of said application. Deputy Clerk Dorenkamp stated that at this time there was not a designated manager for said restaurant. Commissioner Ertel opened the hearing to public comment. Public Comments made included: **Gala Pock** who stated she was in support of the application. Hearing no further public comment that portion of the hearing was closed. Commissioner Suckla moved to approve the application for a Hotel and Restaurant License from Colorado's Own, located at 26029 Highway 491 with the contingencies that owner **Jason Currie** be the manager of said restaurant and that he pass the background check. Second by Commissioner Lambert and with a vote in favor by Commissioners Ertel and Suckla and a vote against from Commissioner Lambert the motion carried. (See attached)

GIS MAPPING: Doug Roth along with **Rex Robichaux** presented to the Commissioners an Online GIS Applications Preview Demonstration. (See attached)

PLANNING: Planning Director LeeAnn Milligan presented a preliminary review and determination of an Exemption Application submitted by **Sheri Tingey, Yellowfish Productions**, 41675 Hwy 160, Mancos, CO, and Grene, LLC, situated north of Hwy 160 west of Road 42.5, Section: 28, Township: 36, Range: 13, N.M.P.M. wherein applicants propose to add 2 acres, more or less, from the Grene, LLC property to the Tingey property whereby creating a 4 acre, more or less, tract. Commissioner Lambert moved to grant preliminary approval of an Exemption request for Yellowfish Productions as presented. Second by Commissioner Suckla and carried.

Director Milligan also presented for signatures a Final Plat for an approved Single Lot Development consisting of 5 acres, more or less, on property owned by **Kendall Allen** and **Calyn Allen**, consisting of 5.05 acres, more or less located in Sec. 12, T.37N., R.16W., N.M.P.M.

DISCUSSIONS:

Steve Kelly met with the Commissioners to discuss his concerns with the county subdivision property owners **Wildfire Mitigation Plans**. Mr. Kelly reported that in the past mitigation plans were required on new subdivisions but implementation had not been completed on most. Mr. Kelly encouraged the Commissioners to create a process that home owners be required to complete the defensible space work for fire safety on their own property.

FLEET MANAGEMENT: Clint Watson Fleet Manager met with the Commissioners to discuss the Fleet building costs for work required, and a 90 day activity schedule. The schedule included employee applicant interviews, bids for required work, a visit to Montrose County Fleet, replacement of lights and heaters, the installation of lifts, a shop door, a steam cleaner and the installation of the shop equipment. Additionally they will be building a storage addition, a wash rack and the Fleet management software program. (See attached)

HIGH DESERT CONSERVATION DISTRICT: **Steve Miles and Travis Custer** met with the Commissioners to present a funding request of \$15,000.00, a 2012 Census of Agriculture County profile showing a comparison between the years 2007 and 2012 and a 2012 Census of Agriculture Colorado 3rd District Congressional District Profile. (See attached)

COUNTY ATTORNEY: **Attorney Baxter** presented the finalized **Kinder Morgan** Confidentiality agreement for signature. Commissioner Lambert moved to sign the Confidentiality Agreement between Kinder Morgan and Montezuma County as presented. Second by Commissioner Suckla and carried. (See attached)

EXECUTIVE SESSION: Commissioner Suckla moved for the Board of County Commissioners to go into executive session pursuant to C.R.S. statutes 24-6-402 (4)(b) for a conference with the attorney for the purpose of receiving legal advice on specific legal questions regarding the Dolores Norwood Road and the BLM Master leasing plan. Second by Commissioner Lambert and carried. Commissioner Lambert moved to go out of executive session, second by Commissioner Suckla and carried. (See Attached)

COMMUNITY SERVICES REPORT: **James Dietrich** gave his weekly report which included a report on the closure of the Little Bean Canyon Road, the future Rangeland Stewardship Meeting, McElmo Flume bids received and a letter to BLM State Director Ruth Welch regarding the Master Leasing Plan. Commissioner Lambert moved to approve the letter to BLM director Ruth Welch as presented. Second by Commissioner Suckla and carried. (See attached)

COUNTY ADMINISTRATOR REPORT: **Administrator Melissa Brunner** presented the names of **Vic Romano** and **Sharon Wallace** to be added to the Montezuma County 2015 Arbitrator list. Commissioner Suckla moved that Vic Romano and Sharon Wallace be added to the 2015 Montezuma County Arbitrator List. Second by Commissioner Lambert and carried. Administrator Brunner also discussed the ICS300 Emergency Management training that she had attended and a future summary report from the Benefit Committee. (See attached)

COUNTY COMMISSIONER REPORT: No Report given

CORRESPONDENCE: The following correspondence was read and noted:
Letter of Support regarding the Montezuma County Outdoor Event Committee.

MOTION TO ADJOURN was made by Commissioner Suckla, second by Commissioner Lambert and carried.

MEETING ADJOURNED: 5:45 p.m.

County Clerk September 28, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
October 5, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday October 5, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman Absent
Larry Don Suckla, Vice-Chairman
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

VICE-CHARIMAN Suckla opened the meeting of October 5, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated September 28, 2015 as amended. Motion was seconded by Commissioner Suckla and carried.

VETERAN'S MONTHLY REPORT: Administrator Melissa Brunner presented the monthly report for September 2015. Commissioner Lambert moved to approve the **County Veterans Service Officers** monthly report and Certification of pay for September 2015, seconded by Commissioner Suckla. (See attached)

COOPORATIVE WEATHER OBSERVER, NOAA, NWS: No report given.

PUBLIC COMMENT: Fiona King presented a letter and discussed her concerns with the Commissioners endorsement of the American Lands Council and their participation in the Master Leasing Plan. (See attached) Betty Ann Kolner presented her comments regarding the Master Leasing plan presentation from Connie Clementson. (See attached) A discussion was held regarding local participation in the development of the BLM, Master Leasing Plan. Commissioner Suckla moved to request a public hearing to discuss a 1041 request for Phil's World and the Phil's world expansion. Second by Commissioner Lambert and carried. The public hearing will occur after the planning commission reviews potential 1041 powers for Phil's World. Sarah Hardie questioned Attorney Baxter on his representation of a previous County case. M. B. McAfee held a discussion with the Commissioners regarding the executive session process.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of September 30, 2015 through October 16, 2015. He reported that work is scheduled on roads G, 20, 21 and road 22. Superintendent Englehart reported that blade patching and tree mowing was scheduled for various roads throughout the county. Other topics discussed were; the Hay Camp and Ormiston Gravel pits, the Road L culvert, the intersection on road S and Hwy 491, the progress on the intersection on Hwy 145 and Road P and future 2016 chip seal road projects. Superintendent Englehart presented his 2016 budget presentation. (See attached)

MONTEZUMA COUNTY WEED PROGRAM: Bonnie Loving met with the Commissioner to give her 2016 budget presentation. (See attached)

FAIRGROUNDS: Fairgrounds Manager Tanner Young gave his monthly report which included the year to date totals of \$62,675.00 income and attendance of 60,430. Manager Young reported that scheduled events included a Cross Country Meet, the San Juan College Camping event, a 4H Day, the Four States Jr. Rodeo and an LEPC Exercise. Other topics of discussion included a Baker Sanitation bin, an update of the progress for the Fairgrounds sign, and tractor lease options. Manager Young presented his 2016 budget presentation. (See attached)

SHERIFF'S MONTHLY REPORT: Sheriff Steven Nowlin met with the Commissioners to give his monthly report which included discussions on recent theft recoveries, completed Search and Rescue operations, the organization of the Emergency Operations Center (EOC) and the denial of Grant funds. Sheriff Nowlin presented the 2016 budget presentations for the following departments; Montezuma County Sheriff's Office the Dolores Sheriff's Office, The Law Enforcement Authority (LEA), the 2016 Grants Fund, the Detentions Department and the Conservation Trust Fund. (See attached)

EMERGENCY MANAGER REPORT: Emergency Manager Paul Hollar met with the Commissioner and gave a monthly update. Topics of discussion included meetings attended, training and exercises hosted, an EMPG Special Projects Grant, the (EOC) Emergency Operation Center reorganization, the County Mitigation plan, the development of municipality Emergency Operations Plan (EOP) and the development of the MAC/LEPC group. Manager Hollar presented his 2016 budget presentation for his department. (See attached)

BENEFITS COMMITTEE: Administration Assistant Billye Morgan, Road Department Virginia McKinney and Chief Deputy Assessor Leslie Bugg met with the Commissioners to present the Benefits Committee, Health Insurance recommendations. Commissioner Suckla moved to approve the recommendations of the Benefits Committee for the County Health Insurance for 2016 as presented. Second by Commissioner Lambert and carried. (See attached)

GROUNDS AND BUILDINGS: Robert Smith Maintenance Supervisor presented his 2016 budget presentation for his department. (See attached)

FLEET DEPARTMENT: Clint Watson Fleet Manager met with the Commissioners to present the following quotes for the new County Fleet shop. For the construction of various projects that included the west side shop door, attachment to the north side of shop, an oil containment area, and a wash pad. Bids received from **Cruzan Construction** \$34,350.00 and **Mr. Concrete** \$ 45,700.00. Commissioner Lambert moved to approve the bid for construction projects from Cruzan Construction in the amount of \$34,350.00 as presented. Second by Commissioner Suckla and carried. Manager Watson also presented bids for a 72,000 pound lift; NAPA

\$37,290.00, Car Quest \$41,485.00 and Rotary Lifts \$34,468.00. Bids for a 14,000 pound 4 post alignment machine; NAPA \$16,776.00, Car Quest \$20,161.00 and McGee Company \$16,840.00. Bids for an air conditioning machine; NAPA \$3,515.00 and Car Quest \$3,688.00. Bids for an alignment system; NAPA \$12,483.00, Car Quest \$12,684.00 and JACCO \$11,160.00. Bids for an automotive scanner; Car Quest \$2,249.00 and NAPA \$2,350.00, and a bid on floor replacement from Top Line Floors of \$8,632.00. Commissioner Lambert moved to approve the quotes from Rotary Lifts \$34,468.00, from NAPA \$16,776.00, \$3,515.00 \$12,483.00, from Car Quest \$2,249.00 and from Top Line Floors \$8,632.00 as recommended. Second by Commissioner Suckla and carried (See attached)

LUNCH:

PLANNING: Planning Director LeeAnn Milligan presented a Final Plat for an approved Exemption request made by **Katherine Milligan** on property located at 2351 N. Dolores Road, Cortez, CO, consisting of 1.58 acres, more or less, and the **Kautz Family Living Trust**, on property located at TBD Alamosa Street, Cortez, CO, consisting of 52.55 acres, more or less, **Agent Keenen Lovett**, situated in Sec. 13, T.36N., R.16W., N.M.P.M. Applicant proposes to add 3 acres, more or less, to the Milligan property from the Kautz property for signatures.

HOSPITAL FOUNDATION: Ashley Carelock, Susan Thomas and Diane McBride met with the Commissioners to present the details for the **Ride of the Ancients** bike ride scheduled October 11, 2015. Topics discussed; number of attendees and volunteers, cash flow, required permits, event insurance, ride details, aid stations, the mileage and ride schedule and the sponsors for said event. (See attached)

DISCUSSION: GIS Doug Roth, Addressing Ken Gallegos and Planning Director LeeAnn Milligan met with the Commissioners to discuss the Montezuma County Addressing Project and the direction the Commissioners would like the program to go. Options presented were to continue with correcting non-sequential addresses, addresses on the wrong side of the road, the wrong road or a significant distance off or to only address new developments and accesses. The request from emergency services on September 22nd for address corrections on Road 30 from was also discussed. Commissioner Suckla asked for a review and possible amendment or repeal of the previous Resolutions regarding the County Address System (Resolutions 22-2008 and 6-2009). It was decided to only assign new address and not to correct any addresses at this time. A report on the number of incorrect addresses will be completed by staff.

COUNTY ATTORNEY: County Attorney, John Baxter met with the Commissioner to give his 2016 budget presentation. (See attached)

ADMINISTRATION: Administrator, Melissa Brunner, met with the Commissioners to give the 2016 budget presentations for the **Administration Department**, the **Board of County Commissioners**, the **County Surveyor** and the **Veterans Department**. (See attached)

COUNTY ATTORNEY: Attorney Baxter held a discussion regarding House Resolution #3336.

NATIONAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich presented for approval, a letter to Ruth Welch, Bureau of Land Management State Director regarding the Master Leasing Plan. Commissioner Suckla moved to approve a letter written to BLM Director Ruth Welch regarding the Master Leasing Plan as presented. Second by Commissioner Lambert and carried. Mr. Dietrich also presented a letter

of support for Canyon of the Ancients National Monument Manager Marietta Eaton. Commissioner Lambert moved to approve the letter to BLM Director Welch in support for Marietta Eaton as presented. Second by Commissioner Suckla and carried. (See attached) Mr. Dietrich gave an update on the McElmo Flume project and bids received for said project work.

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner presented a letter from Chris Paige regarding his resignation from the Lodgers Tax Committee and a letter of support to Axis Health. Commissioner Lambert moved to accept the resignation of Chris Paige from the Montezuma County Lodgers Tax Committee. Second by Commissioner Suckla and carried. Commissioner Lambert moved to sign the letter of support to Axis Health dated October 5, 2015 as presented. Second by Commissioner Suckla and carried. (See attached)

COUNTY COMMISSIONER REPORT: Commissioner Suckla gave an overview of the NCA discussion held last week.

CORRESPONDENCE: The following correspondence was read and noted:
Letter from Colorado Counties, Inc. re: CCI proposed budget and 2016 dues schedule.
Region 9 Economic Development Corporate Annual Report

MOTION TO ADJOURN was made by Commissioner Lambert, second by Commissioner Suckla and carried.

MEETING ADJOURNED: 4:25 p.m.

County Clerk October 5, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
October 19, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday October 19, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHARIMAN Ertel opened the meeting of October 19, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated October 5, 2015 as amended. Motion was seconded by Commissioner Suckla and carried.

DOLORES WATER CONSERVANCY DISTRICT: **Administrator Brunner** presented a resolution in support of the Dolores Water Conservancy District 2015 Ballot question 4A. The Commissioners, as a group, did not feel comfortable as a non-tax paying entity to support an increase in taxes of another entity. With this situation and possible future requests of similar support, they unanimously decided to respectfully decline.

COOPORATIVE WEATHER OBSERVER, NOAA, NWS representative **James Andrus** presented the precipitation report through the month of September, 2015. (See attached)

PUBLIC COMMENT: **Commissioner Ertel** stated that Public Comments will be accepted within the Public Comment Time or Public Hearing / Public comment time but not accepted during any other time within the Commissioner meetings. **Dexter Gill**, presented a letter of support to the Commissioners for their stance on the BLM and land management decisions. (See attached) **Gala Pock** discussed recent rains and Road Department work on Road 8. She then requested that the Road Department schedule include the grading of a half mile section of dirt between roads BB and CC. **M.B. McAfee** discussed Commissioner Ertel's announcement concerning the public comment time stating that she had concerns for the minority voices to be heard by the Commissioners. She suggested that the Commissioners adopt regular work sessions to offer the opportunity of public discussions with their constituents. **James Andrus** stated that the Commissioners decision regarding the Dolores Water Conservancy District ballot question 4A resolution may be misunderstood by the public and give the impression of nonsupport or disapproval.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of October 14, 2015 through October 29, 2015. He reported that work is scheduled on roads F, G, J, L, M, 18, 20, 22, 31, 33, 34, 41 and FS road 526. Superintendent Englehart discussed a scheduled meeting with ATMOS energy regarding the road L culvert, a proposed additional stop sign for the intersection of roads L and 29 and a public meeting he had attended regarding the Highway 491 and Road BB intersection project. Superintendent Englehart also presented a billing from the Montezuma County Road Department to the US Forest Service regarding the Dolores / Norwood Road, for completed blade work that was beyond the contractual obligation. (See attached)

PUBLIC LANDS: Marietta Eaton, Canyon of the Ancients National Monument Manager met with the Commissioners to give updates. Topics of discussion included; a designation comparison of a National Conservation Area and a Monument, motorized vehicles in Sand Canyon and grazing permits. Manager Eaton reported that she would be leaving our area as she had taken a 90 day detail in New Mexico. She reported that she would send Administrator Brunner the new detailers name and email address.

COUNTY CORONER: Coroner George Deavers met with the Commissioners to present his 2016 budget presentation. Topics of discussion included the retirement of the pathologist, an incinerator, drug use within the county and a new vehicle for the department. (See attached)

LANDFILL: Landfill Manager Shakalo Powers gave his monthly report which included the September, 2014 and September, 2015 Tonnage and Charge Summary for comparison. Topics of discussion included an increase in Landfill charges, a comparison of other counties charges, glass recycling and a draft Carton Council Of North America, Inc. agreement. Manager Powers also gave his 2016 budget presentation. (See attached)

SENIOR NUTRITION: Sue Fletcher gave the 2016 Senior Nutrition budget presentation. Other topics of discussion included the home delivery percentages verses meals in house, a cook in Dolores and contacts with local soup kitchens to advertise the Senior Nutrition program. (See attached)

SENIOR TRANSIT: Mary Holaday gave the 2016 Senior Transit budget presentation. Other topics of discussion included the new evening transit schedule and ideas of notification to the local citizens for their transit opportunities. (See attached)

PUBLIC HEALTH DIRETOR Bobbie Lock along with **Laurel Schafer** presented the 2016 Health Department budget presentation. Topics discussed included the WIC program, Emergency preparedness, and the future retirement of an employee. (See attached)

FIRE WISE: Rebecca Samulski with Fire Wise gave the 2016 Fire Wise budget presentation. Topics of discussion included the source budget breakdown, the Fire Wise partners, and the 2015 Montezuma County coordinator accomplishments. (See attached)

LUNCH:

PLANNING:

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of a proposed amendment to an existing High Impact Permit (HIP13-000012) submitted by **Sheri Tingey**, Agent **John Baker**. Said request is for the existing and proposed increase of more than 10% in original building footprint of the business. Property is located west of Road 42.5, north of Hwy 160, 41675 Hwy 160, Mancos, CO; located in Sec.28, T.36N., R.13W., N.M.P.M.. Sheri Tingey and Agent John Baker were present. The roll was called, the public notice read, and the proceedings were recorded for the record. LeeAnn Milligan Planning Director gave an overview of said request. Commissioner Ertel requested the findings from the Planning and Zoning Commission. LeeAnn reported that there were no contingencies required and the request was approved unanimously. Commissioner Ertel opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Suckla moved to approve High Impact Permit #HIP13-000012 for Sheri Tingey on property located at 41675 Hwy 160, Mancos Co. along with a reduction of fees to the \$.43 per square foot. Second by Commissioner Lambert and carried.
(See attached)

Director Milligan presented for signatures a letter to Hearing and Regulatory Affairs Manager Julie Murphy regarding a request for party status for the forthcoming Governor's Oil and Gas Tax Force rulemaking hearings.
(See attached)

The Final Plat on an After-the-Fact Exemption request for Gordon Steves, Agent Bob Durant, was postponed to a later date.

MCEDA Montezuma Community Economic Development Association: **Dave Hart** and **Chris Burkett** met with the Commissioners to present their 2016 budget presentation. Topics of discussion included a historical background in development, the 2015 members list, a local business's contacted list, achievements, an economic base analysis and a solar energy farm. (See attached)

MONTEZUMA COUNTY HOSPITAL DISTRICT/ SOUTHWEST HEALTH: **Kent Rogers**, **Sue McWilliams**, **Brad Wayt** met with the Commissioners to present an update. Mr. Rogers discussed the nine month operations ended financial statements for September 2015. Mr. Wyat along with Mr. Rogers gave an update on the Montezuma County Hospital District 2015 Ballot question 5A. Said question is a request to increase tax and the proposed changes for the Montezuma County Hospital were discussed. Sue McWilliams discussed the employment numbers for the Southwest Health Systems and presented a request to be included in the Montezuma County 2016 budget cycle. The panel also requested a resolution of support for their ballot initiative and were given the same answer from the Commissioners as above. (See attached)

SHERIFF DEPARTMENT: **Wanda Martin** from the Sheriff's Office along with **Cindy Ramsey Grant Writer** met with the Commissioners to present the **JAG Grant** for signatures as well as the **NRA Shooting Range Grant** application for discussion. (See attached)

ASSESSOR: **Assessor Scott Davis** met with the Commissioners to discuss the Agriculture Land Assessment meeting that Commissioner Ertel had attended. Commissioner Ertel reported that the State Board of Equalization had voted to uphold the original Agriculture assessment.

ATTORNEY: **County Attorney, John Baxter** No report given

NATIONAL RESOURCES, PLANNING & PUBLIC LANDS: **James Dietrich** discussed a scheduled field trip with the Rangeland Stewardship Committee, the Flume project, the coordination of public comment letters regarding the BLM Master Leasing plan, the Mesa Verde trail and a future visit from a representative from the Wilderness Society.

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner presented the 2016 budget presentations for the **Purchasing Department**, and the **Animal Control Department**. Other topics discussed included the CCI registration, a County working group representative with the Town of Mancos, the CSU evaluations, a future State 911 meeting in Denver, and the recently attended Alpaka Raft tour. (See attached)

COUNTY COMMISSIONER REPORT: Commissioner Lambert discussed a recently attended 4H achievement program and the National Conservancy Area. Commissioner Suckla reported on the recently attended National RAC conference in Ouray, Colorado. Commissioner Ertel reported on a training workshop for the Work Force Innovative Opportunity Act that he had attended.

CORRESPONDENCE: The following correspondence was read and noted:

Thank you letter from Marietta Eaton, Canyon of the Ancients National Monument Manager.

Thank you letter from La Plata County regarding Rick Torres Veterans assistance.

Letter from Housing Solutions for the Southwest Re: thank you for \$1500.00 donation.

Letter from Community connections regarding funding report and request.

Letter from the Colorado Commission on Higher Education regarding the Colorado Opportunity Scholarship Initiative.

MOTION TO ADJOURN was made by Commissioner Lambert, second by Commissioner Suckla and carried.

MEETING ADJOURNED: 4:20 p.m.

County Clerk October 19, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
October 26, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday October 26, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHARIMAN Ertel opened the meeting of October 26, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Suckla moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated October 19, 2015 as amended. Motion was seconded by Commissioner Lambert and carried.

LIQUOR LICENSE: Chief Deputy Clerk Lynn Dorenkamp presented a liquor license renewal for **Log Cabin Liquors** and **Woody's Enterprise LTD.** Commissioner Lambert moved to approve the liquor license renewal for Log Cabin Liquors in Mancos Co. as presented. Second by Commissioner Suckla and carried. Commissioner Lambert moved to approve the renewal liquor license application for Woody's Enterprise LTD. as presented. Second by Commissioner Suckla and carried. Chief Deputy Clerk Dorenkamp also presented an amendment to an existing liquor license for the addition of a manager to the **Sophia Retreat** and **Event Center** liquor license. Commissioner Lambert moved to approve the addition of a manager to the Sophia Retreat and Event Center liquor license as presented. Second by Commissioner Suckla and carried. (See attached)

ACCOUNTS PAYABLE: Administrator Brunner presented the September 2015 Accounts Payable and September 2015 Financial Statements for approval. Commissioner Suckla moved to approve the September 2015 Financial Statements as presented. Second by Commissioner Lambert and carried. Commissioner Suckla moved to approve the Accounts Payable for September 2015 as presented. Second by Commissioner Lambert and carried. (See attached)

PUBLIC COMMENT: No Comments made.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of October 21, 2015 through November 5, 2015. He reported that work is scheduled on roads G, J, L, 18, 20, 22, 42, and FS road 526. Superintendent Englehart held discussions on a brush trimming project on Road J in Mancos, the closure of Road 41 for the culvert replacement project, repaving and sidewalks for the Annex parking lot, the 7th Street expansion project, the Armory Road Easement between the City of Cortez and Montezuma County, gravel placed on Road 12 and the completion of road painting on Road G. Administrator Brunner presented **Order #9** a transfer from the Road Impact fees to Road and Bridge Fund in the amount of \$33,618.00 for improvements done for County Road G. Commissioner Lambert moved to approve Order #9-2015 to transfer from the Road and Impact fees to the Road and Bridge Fund in the amount of \$33,618.00 as presented. Second by Commissioner Suckla and carried. (See attached)

IT MONTHLY REPORT: Jim McClain with the IT Department met with the Commissioners to present his monthly report. Topics of discussion included: the completion of the new Fleet program, repairing the County sign at the Annex 3, placement of lightning rods at the Sheriff Office, the Emergency Operations Center, set up of a Dental Lab and new WIC computers at the Health Department, Montezuma County computer trainings and a County wide public internet service. (See attached))

EXTENTION OFFICE: Tom Hooten met with the Commissioners to give his 2016 budget presentation. Topics of discussion included an employee retirement, future part time positions, time spent working on the County Fair, the CSU services provided, the STEM's Education programs, weed management, the 4H program and the Range Management Specialist position. (See attached)

MONTEZUMA COUNTY FAIRBOARD: Board Members; Brandy Simmons, D. R. Janz and Jacklynn Romine met with the Commissioners to present their 2016 budget presentation. Topics of discussion included advertising, the event restroom facilities, future animal clinic presentations, Fairground fees, a future CASS conference, a new logo, and event ideas for the 2016 County Fair. Their request for 2016 was to add an additional \$4,250 to the current budget of \$17,000 for a total of \$21,250. (No written documentation of this request was given.) (See attached)

DISTRICT ATTORNEY: Will Furse and Clarisa Folsom met with the Commissioners to discuss the 2016 budget requests for the District Attorney's office. Topics included a new Attorney position, the misdemeanor and District Court case numbers, the budget percentage provided and case numbers within Dolores County, IT expenses and support, Pre Trial services, the current office space and the need of expansion for said office. (See attached)

BOARD OF SOCIAL SERVICES MONTHLY REPORT: It being the time set aside, the Board of Social Services was conducted. **Josiah Forkner** and **Lori Higgins** were present. Director Forkner presented his 2016 budget presentation. (See attached)

OCTOBER EMPLOYEE OF THE MONTH: Director Forkner presented the October Employee of the month to Lueann Everett.

FLEET MANAGEMENT DEPARTMENT: Administrator Brunner presented the 2016 budget presentation for the Fleet Management Department. (See attached)

LUNCH:

U.S. FOREST SERVICE: Derek Padilla met with the Commissioners to give updates on Forest Service projects. Mr. Padilla discussed the release of the McPhee Recreation Site Analysis review, stating the impact to Montezuma and Dolores County will be the closure of restrooms at Sage Hen and Dry Canyon and the closure of the Farris campground. Mr. Padilla stated that Dolores County has shown an interest in maintaining the Ferris campground. Other topics of discussion included the future Glade Environmental Impact Statement meeting, the Rico West Dolores Travel Management Plan, the McPhee Marina, and the RS2477 designation of the Dolores Norwood Road. The Commissioners made a request for the resolution of the RS2477 Dolores Norwood transfer. Mr. Padilla will report back his findings to the Commissioners regarding the RS2477 transfer to Montezuma County.

ASPEN GROUP LLC: Richard Dembowski met with the Commissioners to present a business plan and operational overview for a County-Industry Economic Development partnership. (See attached)

NATIONAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich gave updates on the McElmo Flume projects, the Rangeland Stewardship and a scheduled field trip with the BLM. Mr. Dietrich presented letters for approval and signatures to Mrs. Janice M. Schneider Department of Interior, Assistant Secretary Land and Minerals Management and BLM State Director, Ruth Welch. Commissioner Suckla moved to approve the letters to both Directors Welch and Schnieder as presented. Second by Commissioner Lambert and carried. (See attached)

ATTORNEY: County Attorney, John Baxter discussed the Farm Bureau response letter regarding the development of a working group for the proposed National Conservation Area. Commissioner Suckla moved to support the position of the Farm Bureau and the contents of their stance regarding the NCA. Second by Commissioner Lambert and carried.

EXECUTIVE SESSION: Commissioner Suckla moved to go into executive session for a conference with the attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b) for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiations under C.R.S. Section 24-6-402(4)(e) and for the discussion of personnel matters under C.R.S. 24-6-402 (4) (f), and to include James Dietrich, seconded by Commissioner Lambert and carried. Topics for the executive session were legal tactics of negotiation, legalities and procedure regarding BLM's Master Leasing Plan and the Work Group, and procedure for appointments to SW RAC BLM Community Work Group members and disclosure to BLM. Commissioner Lambert moved to go out of executive session, seconded by Commissioner Suckla and carried. (See attached)

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner discussed the DOLA grant Hearings scheduled for November 17 and 18, 2015.

COUNTY COMMISSIONER REPORT: Discussion was held regarding the applications and appointments to the SW RAC BLM Community Work Group. Commissioner Suckla moved to appoint **Christi Zeller** as the **Industry** member to the SW RAC BLM Community Work Group contingent on a coordination response from letters sent to the BLM. Second by Commissioner Lambert and carried. Commissioner Lambert moved to appoint **Dale Davidson** as the **Conservation** Community member to the SW RAC BLM Community Work Group contingent on a coordination response from letters sent to the BLM. Second by Commissioner Suckla and carried. Commissioner Ertel moved to appoint **Commissioner James Lambert** as the Montezuma County

Commissioner member to the SW RAC BLM Community Work Group contingent on a coordination response from letters sent to the BLM. Second by Commissioner Suckla and carried. Commissioner Suckla moved to **appoint Carla Hoehn, Pete Eschallier and Brad White** as the **Public at Large** members to the SW RAC BLM Community Work Group contingent on a coordination response from letters sent to the BLM. Second by Commissioner Lambert and carried. Commissioner Lambert moved to appoint Tim Lanier as the Private Surface Owner Member to the SW RAC BLM Community Work group. Motion dropped for lack of second. Commissioner Lambert moved to appoint **Rod Oliver** as the **Private Surface Owner Split Estate** member to the SW RAC BLM Community Work Group contingent on a coordination response from letters sent to the BLM. Second by Commissioner Suckla and carried.

Commissioner Lambert discussed an addition of a Commissioner corner to the county Web site. He suggested this be a place for the Commissioners to have opportunity to discuss matters with the public. Commissioner Suckla suggested in addition to the Web page that an open forum public hearing be set for the Commissioner to have an opportunity to hear what the public regarding the Master Leasing Plan.

CORRESPONDENCE: The following correspondence was read and noted: Veteran Services Customer Satisfaction Surveys.

MOTION TO ADJOURN was made by Commissioner Suckla, second by Commissioner Lambert and carried.

MEETING ADJOURNED: 4:45 p.m.

County Clerk October 26, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
November 2 , 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday November 2, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHARIMAN Ertel opened the meeting of November 2, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated October 26, 2015 as amended. Motion was seconded by Commissioner Ertel and carried.

HEALTH DEPARTMENT: Public Health Director Bobbie Lock, presented a letter for approval regarding the Montezuma County's **WIC** budget for FY 2015-2016 and discussed the shortfall of funds within said budget, creating a decrease in nurse's time for the year 2016. Commissioner Lambert moved that the letter from Montezuma County Health Department to the Director of the WIC program be approved and signed. Second by Commissioner Ertel and carried. (See Attached)

PUBLIC COMMENT: Chip Tuthill presented a request for a letter in support of a Clean Power Plan. Ellen Foster presented a letter stating her concerns regarding a letter sent from the Board of Commissioners to BLM State Director Ruth Welch regarding the opposition to the Master Leasing Plan and her thoughts on the presentation from the October 26, 2015 Commissioner minutes by Rich Dembowski of the Aspen Group. **Greg Kemp** held a discussion regarding Firewise and emergency response from authorities with the new county addressing project. (See attached)

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of October 28, 2015 through November 13, 2015. He reported that work is scheduled on roads

G, J, 12, 20, 22, 31, 32, 41, 42, and Forest Service Road 526. Superintendent Englehart held discussions regarding an employee retirement, the Road P and Hwy. 145 intersection project, a future agreement with the Forrest Service regarding the Ormiston gravel pit, the agenda to the Colorado Department of Local Affairs (DOLA) Energy & Mineral Impact Fund – Committee Hearings, a meeting with the Town of Mancos he had attended and a letter received from the Mancos Town Board of Trustees regarding the mowing and brush removal on County Road J and Road 41/ Spruce Street. (See attached)

VETERANS SERVICE: Veteran Service Officer Rick Torres presented his monthly services update which included client visits, indirect income to Montezuma County and Upcoming events. Commissioner Lambert moved to approve the **County Veterans Service Officers** monthly report and Certification of pay for October 2015. Second by Commissioner Ertel, and carried. Other topics of discussion included the scheduled 2015 Veterans Day events, the average age and war served in for the clients that Veteran Service Officer Torres represents. (See attached)

GROUND AND BUILDINGS QUARTERLY REPORT: Robert Smith Maintenance Supervisor reported on the grounds and buildings. Projects discussed included; the remodeling of the Armory, the EOC and Training room remodel estimates, the County Health Department Door, the Hold 5 ceiling repair, the Sheriff's Office bathroom counter tops, and carpet cleaning at the Courthouse. (See attached)

FOUR STATES AGRICULTURAL EXPOSITION: Board Members, Shay Allred and Radiance Beals met with the Commissioners to discuss the sale of Malt liquor at the 2016 Four States Ag Expo. Topics discussed were the participation of local breweries, security, and identification verification, allowed vending boundaries and hours the vending will be available. (See attached)

RAIN GUTTER BIDS: Commissioner Ertel opened the Fairgrounds Rain Gutter project bids. Bids presented were; **Cruzan Construction** total bid \$37,488.00, and **Mr. Concrete & Construction**, RFP option total bid \$40,755.00. Commissioner Suckla moved to present the rain gutter project to Cruzan Construction contingent of the recommendations of Manager Young and that the bid meets the RFP requirements. Commissioner Suckla withdrew his motion to give Manager Young time to verify the RFP within the bids presented. Commissioner Suckla moved to approve the Cruzan Construction bid of \$37, 800.00 for the rain gutter project at the Fairgrounds, seconded by Commissioner Lambert and carried. (See attached)

Fairgrounds Manager Tanner Young gave his monthly report. He reported the year to date income and the attendance at the Fairgrounds. A discussion was held regarding the sign moving date, an ordered tractor, winterizing the Fairgrounds and upcoming events. (See attached)

LUNCH:

PLANNING: Planning Director LeeAnn Milligan presented for signatures a Final Plat for the approved amendment to the Hill 3 Lot Moderate Subdivision by amending Lot 2, which consists of 6.65 acres, more or less, and creating two 3 acre, more or less tracts, whereby creating a 4 Lot Moderate Development on property owned by **Robert D. and Nancy E. Hill**, located at 12797 Road 25, Cortez, CO; situated west of Road 25, south of Road N, Sec. 10, T.36N., R.16W., N.M.P.M.

Planning Director LeeAnn Milligan held a discussion regarding the noncompliance of the High Impact Permit process on a property located at 11524 Hwy 491. It was decided that a letter to address the issue will be mailed

to the owners. Said letter will include a deadline to meet the requirements of compliance and the consequences of failure to comply.

BLM COORDINATION WORKSHOP: **Connie Clementson, Megan Stouffer, Justin Abernathy** and **Bruce Kickbaum** met with the Commissioners to discuss the formal aspects of the Resource Management Plan and the Master Leasing Plan. Branch Chief Megan Stouffer presented a slide show that discussed the Cooperating Agencies and Coordination Federal Land Policy and Management Act (FLPMA) and BLM Regulations. (See attached)

ATTORNEY: **County Attorney, John Baxter** presented **Resolution #6-2015**, a resolution to request Congress to release all Wilderness study areas in Colorado and opposition to H.R. 3336 the Colorado Wilderness Act of 2015. Commissioner Lambert moved to approve Resolution #6-2015 as presented. Second by Commissioner Suckla and carried. (See attached)

NATIONAL RESOURCES, PLANNING & PUBLIC LANDS: **James Dietrich** presented a formal letter of response from BLM State Director Ruth Welch regarding letters sent to her from the Board of Commissioners and the community process which will consider the Bureau of Land Management's Master Leasing Plan Area of interest in southwestern Colorado. (See attached) Other topics discussed included the Flume construction projects, the Mesa Verde trail, and the Region 9/Dolores Water Conservancy District involvement to the Flume projects.

COUNTY ADMINISTRATOR REPORT: **Administrator Melissa Brunner's** topics of discussion included the award of funding for the marquee replacement at Annex 3, the scheduling of the Tri City breakfast meeting, the 911 Authority conference call and the Tri State webinar schedule on November 20, 2015.

COUNTY COMMISSIONER REPORT: Commissioner Lambert reported on the field trip to the Flodine allotment that he had attended. Commissioner Suckla discussed a future House Bill sponsored by Colorado House Representative J. Paul Brown regarding the recycling of glass and the Wilderness Society's mission statement included within their web page.

CORRESPONDENCE: The following correspondence was read and noted:

Findings and order of the State Board of Equalization State review of Colorado Montezuma County abstract of assessment. (See attached)

MOTION TO ADJOURN was made by Commissioner Lambert, second by Commissioner Suckla and carried.

MEETING ADJOURNED: 4:10 p.m.

County Clerk November 2, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
November 9, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday November 9, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk-Absent
M. Lynn Dorenkamp, Chief Deputy

CHARIMAN Ertel opened the meeting of November 9, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated November 2, 2015 as amended. Motion was seconded by Commissioner Suckla and carried.

Hawkins Street Warranty Deed: No action was taken at this time.

COOPORATIVE WEATHER OBSERVER, NOAA, NWS representative **James Andrus** presented the precipitation report through the month of October, 2015. (See attached)

PUBLIC COMMENT: **Deborah Gangloff** from Crow Canyon offered her viewpoint, if needed, as an Archeologist during the Master Lease Plan process. **Dennis Atwater** held a discussion regarding Coordination. (See attached)

ROAD DEPARTMENT: **Road Superintendent Rob Englehart** presented the road and bridge schedule for the time period of November 4, 2015 through November 20, 2015. He reported that work is scheduled on roads 32, L, 41, 21, CC, 16, 15, 20, and Dolores-Norwood Road 31/526. Superintendent Englehart held discussions regarding a meeting he went to with the City of Cortez pertaining to the road to the Armory, road G & 22 are done and he would like to paint road 22. He also asked for a signature for a Special Use Permit for the Ormiston gravel pit. Commissioner Lambert moved to sign the Special Use Permit with the U.S. Department of

Agriculture Forest Service to mine gravel at the Ormiston Pit. Motion was seconded by Commissioner Suckla and carried. Rob gave the Commissioners a copy of the bill he sent to the U. S. Forest Service for Dolores/Norwood Road. Commissioner Ertel discussed the city meeting he went to regarding the 7th Street Expansion and it seemed they do not want to participate in that project. Rob believes that the county should at least finish the planning process that's already been started and when the right day comes along to proceed with the project at least they have a plan. Commissioner Suckla said he has spoken with the School District and they would like to see the 7th Street expansion happen, and he feels that this should be a community effort. (See attached)

SHERIFF'S MONTHLY REPORT: Sheriff Nowlin met with the Commissioners to give his monthly report. He held discussions regarding records Retention Schedule, Search and Rescue meeting, Fleet cost, upcoming training for Administration Personal, upcoming town meeting tonight with the Town of Dolores, and a form pertaining to an Intoxicated Subject for release. (See attached)

Laura Jane Mussner Fund Grant: Mrs. Ramsey with the Sheriff's Office presented the application along with letters of support for the **Laura Jane Mussner Fund Grant** which can go up to \$25, 000 for mounted patrol equipment. **Attorney Baxter** and Commissioners asked for some clean up and clarification/approval in writing for acceptations being made for qualifications required from the **Laura Jane Mussner Fund Grant**.

VFW Waiver of fees: David S. Johnson from the **VFW Montezuma County Post 5231** asked that the annex fee be waived for the Pearl Harbor Day-December 7, 2015 luncheon for Veterans. Commissioner Suckla moved to waive the annex fee for the VFW Pearl Harbor Day luncheon for Veterans on December 7, 2015. Second by Commissioner Lambert and carried.

LANDFILL: Landfill Manager Shakalo Powers gave his monthly report which included the October, 2014 and October, 2015 Tonnage and Charge Summary for comparison. Topics of discussion included October 2015 Recycle Income, signature for the Storm water permit, 2016 Landfill Budget without price increase and with a 5% and 10% increase in prices to help with cost of replacing scale. **John Stramel and Loren Workman from BSI** voiced their comments and concerns to the commissioner regarding the possible price increase at the Landfill. Commissioner Lambert moved to increase the Tipping fees by 5% for 2016. Second by Commissioner Ertel. Commissioner Suckla opposed. (See attached)

EMERGENCY MANAGER REPORT: Emergency Manager Paul Hollar met with the Commissioner and gave a monthly update. Topics discussed were meetings he had attended, training/exercises, Notables and November's agenda. (See attached)

EXECUTIVE SESSION: **Attorney Baxter** did not think the topic discussion warranted an executive session. **Scott Davis County Assessor** discussed the Kinder Morgan Lawsuit and **Attorney Baxter** asked Scott to have whomever he was speaking with has Kinder Morgan's Attorney contact him.

LUNCH:

WILDERNESS SOCIETY: Nadia Culver held a conversation with the Commissioners regarding why a Master Leasing Plan is needed.

PLANNING: Planning Director LeeAnn Milligan presented for Preliminary review of a proposed lot line adjustment within the Baker 2 Lot Minor Subdivision on properties located at 25450 Road N and TBD Road N, Cortez, CO, situated south of Road N, east of Road 25, Sec. 11, T.36N., R.16W., N.M.P.M. submitted by Harvey and Marilyn Baker proposing 4 acres, more or less, of Tract 1 be added to Tract 2 whereby creating one 15 acre, more or less and one 26 acre, more or less, tract. Commissioner Suckla moved to allow the lot line adjustment within the Baker 2 Lot Minor Subdivision. Second by Commissioner Lambert and carried.

HEALTH DEPARTMENT: Melissa Mathews had to reschedule.

Southwest Center for Independent Living: A representative from Southwest Center for Independent Living talked about the organization she works for and the Commissioners regarding December 19, 2015 Christmas Bazaar. Southwest Center for Independent Living asked to have the annex fees waived for this event. Commissioner Lambert moved to waive the annex fee for the Southwest Center for Independent Living Christmas Bazaar on December 19, 2015. Second by Commissioner Suckla and carried.

DISCUSSION: Elected official pay increase those present were; **County Assessor Scott Davis, County Treasure Sherry Dyess, County Coroner George Deavers, County Sheriff Steve Nowlin, and County Commissioners Keenan G. Ertel, Larry Don Suckla, and James Lambert.** Set a decision date for November 23, 2015.

2016 Budget Workshop: County Administrator Melissa Brunner went over 2016 Budget. Commissioner Lambert requested Administrator Brunner to put together a comparison list along with her suggestions regarding the 2016 budget before the end of the week.

COUNTY ATTORNEY REPORT: None

NATIONAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich presented a map for upcoming community process with the Bureau of Land Management's Master Leasing Plan Area of interest in Southwest Colorado. **Rex Robichaux** demonstrated the map's ability and options available. James touched on upcoming events, RAC meeting on the 19th, Flume project, Range Land Management meeting on November 17th at 7 p.m..

COUNTY ADMINISTRATOR REPORT: None

COUNTY COMMISSIONER REPORT: None

CORRESPONDENCE: None

MOTION TO ADJOURN was made by Commissioner Lambert, second by Commissioner Ertel and carried.

MEETING ADJOURNED: 4:38 p.m.

County Clerk November 9, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
November 16, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday November 16, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHARIMAN Ertel opened the meeting of November 16, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Suckla moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated November 9, 2015 as presented. Motion was seconded by Commissioner Lambert and carried.

PUBLIC COMMENT: **Ellen Foster** read a statement that thanked Commissioner Suckla for pursuing solar energy. Ms. Foster stated that the County should actively look for opportunities for small scale solar energy projects. (See attached) **Dave Dove** held a discussion regarding the Commissioners efforts towards federal agencies over reach on County lands. Mr. Dove stated that the closure of the road that is partially contained in the Landfill should be an easy correction for the Commissioners to make. **Greg Kemp** thanked Commissioner Ertel for his efforts on the placement of the Fairgrounds sign. Mr. Kemp stated the sign was now much more readable and much more visible.

ROAD DEPARTMENT: **Road Superintendent Rob Englehart** presented the road and bridge schedule for the time period of November 11, 2015 through November 27, 2015. He reported that work is scheduled on roads L, 41, 33, 34, 39, 21, 42, 15, 20, and Dolores-Norwood Road 31/526. Superintendent Englehart held discussions regarding truck usage on the intersection of Road BB and Hwy 491, the sign usage on road projects, snow removal completed on the Veterans Day holiday, the Hwy 160 Flume project, the Road P and Hwy 145 intersection project, the AMC sewer line and work completed on the Dolores Norwood Road. Superintendent Englehart discussed equipment he may be interested in purchasing at a future auction and the purchase of a new Loader. Also presented was the Montezuma County Tier II DOLA Grant slide show. (See Attached)

PUBLIC LANDS: Brad Pietruszka from the **Bureau of Land Management** discussed Fire management and the minimum action requirement process within the Wilderness Study Areas. Topics of discussion included; proposed fire management areas, nature made / man made fire management, road usage during a wildfire, the communication towers on Weber Mountain, Congressional designation of Wilderness Study Areas and the fire management for privately owned land. **Derek Padilla** with the Forest Service held a discussion regarding the RS2477 designation of the Dolores Norwood road. Topics included a **FRTA** easement, a quiet title action, and the **Forest Roads and Trails Act**. Mr. Padilla stated that the Forest Service was cautious at this time but with the FRTA easement a resolution could be quick, otherwise, a quiet title action will take time and while the USFS does not oppose Montezuma County in its request, there is no guarantee as to the outcome. (See attached)

PARKS & WILDLIFE: **MATT THORPE** representing the **Colorado Division of Parks** met with the Commissioners to give his quarterly report. Topics discussed included: hunting season results, the fulfillment of kids either sex hunting license, a proposed new mountain lion management process, the spring opening of the Twin Spruce /Tibbits pond, the Animas River spill, and the Phil's world 1041 designation.

HEALTH DEPARTMENT: **Director Bobbi Lock** cancelled

FOUR STATES AGRICULTURAL EXPOSITION: Board Members, Shay Allred met with the Commissioners to discuss the sale of Malt liquor at the 2016 Four States Ag Expo. Commissioner Lambert moved to not allow malt liquor sales at the 2016 Agricultural Exposition. Second by Commissioner Suckla and carried.

NATIONAL PARK SERVICE: **Cliff Spencer** met with the Commissioners to update them on the **Yucca House Land Donation** stating originally they proposed to accept the donation as a minor boundary revision but because of the size of the donation it was not considered a minor boundary revision. Mr. Spencer reported that to accept the donation as a boundary change will require Congressional approval.

UTE MOUNTAIN UTE RODEO: Representatives **Slim McWilliams, Sue McWilliams, Bentley Colbert, Fairgrounds Manager Tanner Young** and **Health Department Melissa Matthews** met with the commissioner to discuss a DOLA Grant application for the purpose of purchasing Portable Restroom Trailers to be used at the Fairgrounds. Commissioner Suckla moved to approve the DOLA Grant application for the purchase of portable restrooms for the Fairgrounds. Second by Commissioner Lambert and carried.

LUNCH:

PLANNING:

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining an AR3-9 Rezoning request and Sketch Plan for a proposed amendment to the Reed Single Lot Development whereby creating a 2 Lot Moderate Subdivision on property owned by **Brett & Taylor Oliver**, consisting of 12.98 acres, more or less, located at 16078 Road X, Yellow Jacket, CO; situated south of Road X, east of Road 16, located in Sec. 32, T.28N., R.17W., N.M.P.M. Agent Brett Oliver was present. The roll was called, the public notice read, and the proceedings were recorded for the record. Commissioner Ertel requested the findings from the Planning and Zoning Commission. **Planning Director LeeAnn Milligan** reported that there were no concerns from the Planning and Zoning Commission. Commissioner Ertel opened the hearing to

public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Lambert moved that the AR3-9 rezoning request and sketch plan for a proposed amendment to the Reed single lot development on property owned by Brett and Taylor Oliver be approved. Second by Commissioner Suckla and carried. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining recommendations to be made to the Board of County Commissioners regarding an AR3-9 Rezoning request and Pre-Sketch Plan for a proposed 15 Lot Major Development on properties owned by **Grene, LLC**, TBD Road J.75, **Greken, LLC**, 41670 Road J.75 and **Mancos Sunrise, LLC**, TBD E. Sunset Dr., Mancos, CO, consisting of 60 total acres, more or less; situated north of Hwy 160, east of Hwy 184, located in Sec. 28, T.36N., R.13W., N.M.P.M. Agents **Ernie Maness** and **Susan Underwood** were present. The roll was called, the public notice read, and the proceedings were recorded for the record. Agent Ernie Maness gave an overview of said project. Commissioner Ertel requested the findings from the Planning and Zoning Commission. **Planning Director LeeAnn Milligan** reported that the Planning and Zoning Commission gave unanimous approval of the project. Commissioner Ertel opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner-Suckla moved to approve the AR3-9 Rezoning request and Pre-Sketch Plan for a proposed 15 Lot Major Development on properties owned by Grene, LLC, TBD Road J.75, Greken, LLC, 41670 Road J.75 and Mancos Sunrise, LLC, as presented. Second by Commissioner Lambert and carried. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of for review and determination of an AR3-9 rezoning request and Sketch Plan for a proposed Single Lot Development consisting of 3 acres, more or less, on property owned by the **Hancock Family Trust, Agent, John Hancock**, 19244 Road 16, Yellow Jacket, CO, consisting of 333.19 acres, more or less located in Sec. 5, located south of Road W, east of Road 16, T.37N., R.17W., N.M.P.M. Agent John Hancock was present. The roll was called, the public notice read, and the proceedings were recorded for the record. **Planning Director LeeAnn Milligan** gave an overview of the request. Commissioner Ertel requested the findings from the Planning and Zoning Commission. Director Milligan reported there were no concerns from Planning and Zoning. Commissioner Ertel opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Lambert moved to approve the AR3-9 rezoning request and Sketch Plan for a proposed Single Lot Development consisting of 3 acres, more or less, on property owned by the Hancock Family Trust as presented. Second by Commissioner Suckla and carried. (See attached)

CROW CANYON ARCHEOLOGICAL CENTER: **Planning Director LeeAnn Milligan** presented for review an Exemption request which would combine a non-compliant 30 acre, more or less, tract of land with an adjacent 40 acre, more or less tract which would bring the tract into compliance as it would exceed 35 acres. There was additional discussion regarding road impact fees made by Crow Canyon Archeological Center on properties located at 23390 Road K, consisting of 30 acres, more or less, and TBD Road K, consisting of 40 acres, more or less, Cortez, CO. Properties are located south of Road K, and east of Road 23, Sec. 28, T.36N., R.16 W., N.M.P.M. **David Fraley, Debbie Fish and Debra Miller** from **Crow Canyon** gave an overview of the request. Topics discussed included the student and adult programs, class room numbers, available ADA requirements, and student accommodation requirements. Commissioner Suckla moved to approve the reduction request of road impact fees for the new Crow Canyon facilities to a total of \$8700.00 as recommended. Second by Commissioner Lambert and carried

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of the review and determination of a High Impact Permit Application and Commercial (COMZ) Rezoning request submitted by **Veronica Currie, Agent, Allan Bleak**, for the operation of a small restaurant on property located at 15451 Road CC, Pleasant View, CO, consisting of 0.44 acres, more or less, located west of Hwy 491 north of Road CC, Section: 31, Township: 39, Range: 17, N.M.P. Agent **Allan Bleak** was present. The roll was called, the public notice read, and the proceedings were recorded for the record. Agent Bleak gave an overview of said application. Commissioner Ertel requested the findings from the Planning and Zoning Commission. **Planning Director LeeAnn Milligan** reported that the only concern was a CDOT access that had been resolved. Commissioner Ertel opened the hearing to public comment. Public Comments made included: **Lon Ashenfelder** an employee of said establishment stated the place had a nice family atmosphere and that he felt the traffic was not a concern. Hearing no further public comment that portion of the hearing was closed. Commissioner Lambert moved to approve High Impact Permit # 669 for the purpose of permitting the operation of a small restaurant in Pleasant View known as Colorado's Own as presented. Second by Commissioner Suckla and carried. (See attached)

Planning Director LeeAnn Milligan presented for preliminary review and determination a proposed amendment to Exemption P-61-87 as submitted by **Mark and Anita Rogers** on property located at 27285 Highway 145, consisting of 4.95 acres, more or less, and the **Bradley Family Trust, Barbara Bradley**, on property located at 27315 Highway 145, consisting of 14.48 acres, more or less, located south of Hwy 145, Section: 39, Township: 38, Range: 12, N.M.P.M. Said request would add an additional 2 acres, more or less, to the Rogers property from the Bradley Family Trust property. Mark Rogers gave an overview of the request. Commissioner Suckla moved to give preliminary approval for exemption # P-61-87 submitted by Mark and Anita Rogers as presented. Second by Commissioner Lambert and carried.

Planning Director LeeAnn Milligan presented for signatures the Final Plat for the Nelson Single Lot Development for property owned by **Jacquelyn Nelson**, consisting of 12 acres, more or less, located at 13106 Hwy 491, Cortez, CO; situated south of Road P, east of Road 23, located in Sec. 4, T.36N., R.16W., N.M.P.M

EXECUTIVE SESSION: Commissioner Suckla moved to go into executive session for a conference with the attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b) for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiations under C.R.S. Section 24-6-402(4)(e) and to include Assessor Scott Davis and Leslie Bugg, seconded by Commissioner Lambert and carried. Topics for the executive session were legal tactics of negotiation, legalities and procedures regarding negotiations and the legal action with Kinder Morgan.. Commissioner Ertel moved to go out of executive session, seconded by Commissioner Lambert and carried. (See attached)

COUNTY ATTORNEY REPORT: Attorney **Baxter** reported to the Commissioners that he had received a Summons regarding **Harrison Mann Begay**. Attorney Baxter also held discussions regarding the filing of the AMC complaint and the road transfers to the City of Cortez. .

NATIONAL RESOURCES, PLANNING & PUBLIC LANDS: **James Dietrich** presented for approval a letter of support to **Tom Metsa**, the **OHV Program Manager** with the **Colorado Parks and Wildlife** regarding the Colorado State Parks and Wildlife OHV Grants. Commissioner Suckla moved to approve and sign a letter of support to the Colorado State Parks and Wildlife, regarding the OHV Grants as presented. Second by Commissioner Lambert and carried. (See attached) Mr. Dietrich discussed the future Rangeland

Stewardship, the Dolores Water Shed Restoration Workshop, the County Oil and Gas and a Region 9 workshop meetings.

COUNTY ADMINISTRATOR REPORT: Administrator Brunner held a discussion regarding the 2016 budget.

COUNTY COMMISSIONER REPORT: None

CORRESPONDENCE: The following correspondence was read and noted:

MOTION TO ADJOURN was made by Commissioner Suckla, second by Commissioner Lambert and carried.

MEETING ADJOURNED: 4:45 p.m.

County Clerk November 16, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
November 23, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday November 23, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHARIMAN Ertel opened the meeting of November 23, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated November 16, 2015 as amended. Motion was seconded by Commissioner Suckla and carried.

ACCOUNTS PAYABLE: Administrator Brunner presented the October 2015 Accounts Payable and October 2015 Financial Statements for approval. Commissioner Suckla moved to approve the Accounts Payable for October 2015 as presented. Second by Commissioner Lambert and carried. Commissioner Lambert moved that the October 31, 2015 Financial Statements be approved as presented. Second by Commissioner Suckla and carried. (See attached)

LIQUOR LICENSE: Chief Deputy Clerk, Lynn Dorenkamp presented a Beer license renewal for **Maverick Inc. Store # 275** located at 10223 U.S. Hwy 491 Cortez, Co. 81321. Clerk Dorenkamp reported the renewal application was in order. Commissioner Lambert moved to approve the liquor license renewal for Maverick Inc. Store # 275 located at 10223 Hwy 491 in Cortez as presented. Second by Commissioner Suckla and carried. (See attached)

COUNTY TRUSTEE: Administrator Brunner presented the Public Trustee's Quarterly report for the months of July, August and September 2015. (See attached)

PUBLIC COMMENT: **Grant Curry** discussed a Perma Culture meeting that was held within Montezuma County and a program to address waste tire recycling within Montezuma County. Dennis Atwater held a discussion regarding RS2477 Roads, historic newspaper articles that discussed the Dolores Norwood Road dated from 1901- 1917, and the Forest Service Manual procedures regarding an RS2477 road designation. (See attached)

ROAD DEPARTMENT: **Road Superintendent Rob Englehart** presented the road and bridge schedule for the time period of November 18, 2015 through December 4, 2015. He reported that work is scheduled on roads L, G, 41, 33, 34, 39, 26, 27, 29, P.4, 15, 20, 42, and the Hwy 160 flume. Superintendent Englehart held discussions regarding the Road 41 culvert, the Road P intersection, the DOLA Grant presentation, a billing for work completed on the Dolores Norwood Road and a City of Cortez / Montezuma County written agreement regarding a dual usage of the golf course shop road. (See attached)

BOARD OF SOCIAL SERVICES MONTHLY REPORT: It being the time set aside, the Board of Social Services was conducted. **Josiah Forkner** and **Lori Higgins** were present. (See attached) Director Forkner presented 2 agreements for Legal Service Reimbursement between the Montezuma County Department of Social Services and Montezuma County, effective January 1, 2016 to provide legal services relating to **Child Support Enforcement Services** and for **Child Welfare Services**. Commissioner Lambert moved to approve the legal service reimbursement agreements between the Montezuma County Department of Social Services and Montezuma County as presented. Second by Commissioner Suckla and carried. (See attached)

NEW WINGS EXPANSION: **Social Services, Director Forkner, Alex Carter, Superintendent for Montezuma-Cortez School District RE-1 and Scott Cooper, Superintendent for Dolores School District RE 4-A** met with the Commissioners to request financial support for the **New Wings** expansion initiative. Director Forkner and Superintendent Carter gave an overview of the collaboration between the three Montezuma County School districts and the Montezuma County Social Services. Said expansion will provide additional space, paraprofessionals, classroom furniture/ computers, increase of BOCES social worker time for services of additional students and increase in case load for current social worker through Social Services. Commissioner Suckla moved to approve a transfer of funds from Social Services in the amount of \$110,000.00, to the Expansion initiative for the New Wings program. Second by Commissioner Lambert and carried. (See attached)

IT MONTHLY REPORT: **Jim McClain** met with the Commissioners to give his monthly update. Topics discussed included the EOC modifications, the new Fleet Department program, the BOCC video streaming, a dial tone changeover, educational technology for the jail and computer classes offered to county employees.

FOUR CORNERS RECYCLING INITIATIVE: **Casey Simpson** met with the Commissioners to discuss a financial shortfall with the current recycling program. Mr. Simpson will return to a future meeting with a proposal of funding to present to the Board.

FLEET DEPARTMENT: **Clint Watson Fleet Manager** along with **Assistant Faedra Grubbs** met with the Commissioners to discuss the progress, responsibilities, goals, assets, guidelines for replacements, light fleet vehicle purchases, labor/repair rates, labor/repair cost comparisons and the motor pool program and advantages. Commissioner Suckla moved to approve a County wide memorandum requiring all county employees use a Fleet or a pool vehicle if available for all county business and to not allow smoking within county vehicles, because of the Counties vehicle insurance, liability and the Workers Compensation Insurance. Second by Commissioner Lambert and carried. (See attached)

SWTV/ MESA TV- FCC: Jedidiah Coy, Charles Boyd, and County IT Manager Jim McClain met with the Commissioners to discuss the FCC “must carry” requirements for a local TV Channel 17 to acquire cable access and the counties support of said request. Topics discussed included advertising, county emergency notifications, funding, and tower usage. It was decided that the issue pertained more to the City of Cortez. No action was taken at this time.

COUNTY ATTORNEY REPORT: Attorney Baxter reported on a discussion he held with the San Miguel Attorney regarding the designation of RS2477 roads, and a future meeting regarding negotiations on the AMC development.

NATIONAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich presented a letter for approval addressed to **Garth Nelson** with the **BLM Tres Rios Field Office**, regarding the 4100 scoping comments of **Flodine Park** and **Yellow Jacket** allotments. Commissioner Lambert moved to approve the letter to Garth Nelson at the BLM Field Office regarding the scoping comments on the Flodine Park and Yellow Jacket allotments as presented. Second by Commissioner Suckla and carried. (See attached) Other topics discussed included the future Oil and Gas meeting, the Flume project, the Break Water transfer, and the Mesa Verde trail. (See attached)

COUNTY ADMINISTRATOR REPORT: Administrator Brunner reported on an email received regarding the availability of Christmas tree permits on the San Juan National Forest. This information will be added to the County website.

COUNTY COMMISSIONER REPORT: Commissioner Lambert reported on the MLP sub-group meeting he had attended, expressing two points: 1) that the group would be focused strictly on oil and gas productions and 2) their efforts would be used to verify that there were no gaps in the RMP and to see if it is necessary for the MLP to cover any gaps found. Commissioner Ertel asked Administrator Brunner to copy and distribute a brochure he had received regarding a tire recycling program. Commissioner Ertel also discussed on an event he had attended at the Sunflower Theater for AAA (Area Agency for Aging). Commissioner Suckla discussed the open position of the Owners Representative for the courts project and the funding of said position.

CORRESPONDENCE: The following correspondence was read and noted: Colorado Rural Water Association conference announcement, My Public Lands (BLM magazine), Archaeology Southwest letter regarding invitation to a public forum.

MOTION TO ADJOURN was made by Commissioner Suckla, second by Commissioner Lambert and carried.

MEETING ADJOURNED: 12:00 p.m.

County Clerk November 23, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
December 7, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday December 7, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHARIMAN Ertel opened the meeting of December 7, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated November 23, 2015 as amended. Motion was seconded by Commissioner Suckla and carried.

MONTEZUMA COUNTY SHERIFF: Sheriff Steve Nowlin met with the Commissioners to discuss **Resolution #356- Series 2015 Town of Dolores 2016 Law Enforcement Contract** and the **Town of Mancos Temporary Additional Law Enforcement Coverage Contract for Services**. Commissioner Suckla moved to approve the contract for temporary additional law enforcement coverage for the Town of Mancos and Resolution #356 for the Town of Dolores, 2016 Law Enforcement Contract as presented. Second by Commissioner Lambert and carried. (See attached)

Administrator Brunner presented a **Grant with Department of Public Safety, Division of Homeland Security and Emergency Management** and a **DOLA Grant Agreement** for the **Montezuma County Courts Consolidation** project for approval. Commissioner Lambert moved to approve the Grant agreement between the State of Colorado Department of Public Safety Division of Homeland Security and Emergency Management and Montezuma County as presented. Second by Commissioner Suckla and carried. (See attached) Commissioner Suckla moved to approve the grant agreement between the State of Colorado Department of Local Affairs and Montezuma County regarding the construction of a new Court House structure. Second by Commissioner Lambert and carried. (See attached)

4-H PROGRAM: Tonya Yates and Kathy Harris met with the Commissioners to present a Memo of Understanding (MOU) between the Montezuma County and the Montezuma County 4-H Stakeholders and FFA, regarding the provision of storage space in county-owned premises. Commissioner Suckla moved to approve the Memorandum of Understanding (MOU) between Montezuma County and the 4-H Stakeholders to provide storage space on Montezuma County premises as presented. Second by Commissioners Lambert and carried. Tonya also presented a Memorandum of Understanding between the Montezuma County and the 4-H Shooting Sports Program regarding the Archery Range on the County-owned premises. Commissioner Lambert moved to approve the Memorandum of Understanding between Montezuma County and the 4-H Shooting Sports program as presented. Second by Commissioner Suckla and carried. (See attached)

PUBLIC COMMENT: Vickie Paxton discussed a plugged culvert near her house on Road 25. Gala Pock discussed her concerns with scheduled public meeting announcements and cancellations of said meetings.

EMPLOYEE OF THE MONTH: Administrator Brunner along with the Commissioners presented the November Employee of the Month to Brett Likes from the Road Department.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of December 2, 2015 through December 18, 2015. He reported that work is scheduled on roads L, G, 41, 15, 20, and Road 42. Superintendent Englehart held discussions regarding the Road L Culvert, the Flume parking lot, the Armory road easement, a possible future land purchase and the recent CCI meeting he had attended.

VETERANS SERVICE: Veteran's Officer Rick Torres presented the November Monthly report and certification of pay and gave his monthly Veteran Services report. Officer Torres stated that within the month of November 2015 the office served 194 veterans/ clients which is an increase of 57 veterans /clients served from November 2014. Officer Torres discussed a new legislation that will increase the dollar amount paid to Colorado Counties in support of their County Veterans Service officers. Commissioner Suckla moved to approve the County Veterans Service Officers monthly report and Certification of pay for November 2015. Second by Commissioner Lambert and carried. (See attached)

SENIOR TRANSIT: Mary Holaday presented for approval the 2016 CDOT Colorado Department of Transportation Division of Transit and Rail Grant Agreement for general expenses. Commissioner Suckla moved to approve the (CDOT) Colorado Department of Transportation Division of Transit and Rail grant agreement for 2016 as presented. Second by Commissioner Lambert and carried. (See attached)

GROUND AND BUILDINGS: Robert Smith Maintenance Supervisor presented his monthly report. He reported that ongoing projects included a ceiling repair at the jail, bathroom counter tops, a door swap, a replacement of a sewage pump, concrete heat tape at Annex 3, the EOC remodel and roof sealing. Other topics of discussion included the communications tower, a door replacement at the Health Department and the Annex I parking lot. (See attached)

PUBLIC HEALTH: Director Bobbie Lock met with the Commissioners to give a quarterly report and to present the Colorado Department of Public Health and Environment DCEED-IMM contract pertaining to the Immunization Core Services Project. Commissioner Lambert moved to approve the Contract with the Colorado Department of Public Health and Environment for Core Public Health immunizations as presented. Second by Commissioner Suckla and carried. (See attached) Commissioner Suckla moved to approve the

Health Department quarterly report. Second by Commissioner Lambert and carried. (See attached) Other topics of discussion included the 2016 budget, Dental services, Bike helmets, the Dolores County Consumer protection annual contract, a tobacco program and a tire recycle event. **Melissa Mathews** met with the Commissioners to discuss the approval of an experimental septic system design application. Miss Mathews gave an overview of the application and the design. Commissioner Suckla moved to approve the application for the experimental septic system by **Presby Advanced Enviro-Septic** as presented. Second by Commissioner Lambert and carried. (See attached)

BID OPENINGS: Administrator Brunner along with Grounds and Building Supervisor Robert Smith presented the Commissioners the following bids for services.

2016 Cleaning services: 3-D Services: Justice Building Office cleaning, Monday through Friday 1600.00 per month. **Busy “B” Janitorial:** County Court House \$2,200.00, Annex II \$1,050.00, (Office \$200.00) and Annex III \$1,350.00 for a total of \$4,800.00 per month. **Laurel Schaeffer Cleaning Services:** Annex I \$1,387.50 per month. It was decided to re-bid for the cleaning services at the Road and Bridge Department and Armory as the bid from **Janie Gilliland** was unclear.

2016 Electrical services: Mathews Electric of Southwest Colorado Inc.: \$39.00 per hour for licensed electrician and \$29.00 for apprentice electrician, after hours/ holidays \$58.00 licensed electrician and \$43.50 apprentice electrician. **Cortez Electric, Inc.:** \$40.00 per hour licensed electrician and \$30.00 for apprentice electrician.

2016 HVAC services: Brett’s Heating and Sheet Metal, LLC. : \$45.00 per hour per person, after hours/ holidays \$67.50 per hour per person and licensed refrigeration work \$85.00 per hour, after hours/ holidays \$127.50 per hour. **JNL Mechanical LLC.:** \$55.00 per hour for journey man, \$27.50 per hour for apprentice.

Comfort Air Mechanical Inc.: \$76.00 per hour per person.

2016 Pest Control services: No bids returned.

2016 Window Cleaning services: No bids returned

2016 Lawn Care services: Sprinkler Pros. LLC.: \$400.00 per month for 7 months total \$2,800.00

2016 Plumbing services: Corky’s Plumbing: Plumber \$70.00 per hour, Helper \$20.00 per hour.

Commissioner Suckla moved that on the recommendations of Administrator Brunner the following bids for 2016 services be awarded to; 3-D Services for cleaning services at the Jail, Busy “B” Janitorial for cleaning services at the Court House, Annex II and Annex III buildings, Laurel Schaeffer Cleaning Services for cleaning services at the Annex I building, Mathews Electric for electrical services, JNL Mechanical LLC for HVAC services, Sprinkler Pros LLC for lawn care services and Corky’s Plumbing for plumbing services as presented with the Road and Bridge Department / Armory bid from Janie Gilliland be denied. Second by Commissioner Lambert and carried. (See attached)

Administrator Brunner presented to the Commissioners the following bids for **Geotechnical Services**.

These bids will be examined to see which ones fit with the Architects requirements.

Geomat Inc: 17 bores \$9,770.00 and 12 bores \$7,630.00.

Western Technologies Inc.: Total \$3,600.00 questions \$120.00 per hour.

Yeh and Associates Inc: Total bid \$30,251.00.

Terracon: Total bid \$20,600.00

Trautner Geotech LLC.: Study \$4,940.00

LUNCH:

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining a proposed stop sign installation at the intersection of County Road 29 (Toten Lake Road) and County Road L. The stop sign could be located on Road 29 affecting north bound traffic; area is located in Cortez, CO, Sec.16 & 17, T.36N., R.15W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Road Superintendent Rob Englehart gave an overview of the options for said intersection. Commissioner Ertel opened the hearing to public comment. Public Comments were made by; **Rowdy Suckla, Neil Hollingworth, Don McCarty, Dave Samulski and Lloyd Galyon**, Topics discussed included sign usage and upgrades, speed, law enforcement, the history of and the potential for accidents. Hearing no further public comment that portion of the hearing was closed. It was decided to use sign upgrades for said intersection at this time.

REGION 9: Deputy Director Laura Lewis Marchino met with the Commissioners to discuss the 2015 Community Development Action Plan for Montezuma County. Topics of discussion included: a list of the Community input on the 2015 Community Development Action Plan, the Economic Base Analysis, Livable wages, Housing, Completed CDAP projects from 2001- 2014, the draft Montezuma County Community Development Action Plans for 2015, the community involvement process and the Commissioners priority rating and inclusion of public interest projects. (See attached)

PLANNING: Planning Assistant Robin Worrell presented for approval a variance request by **Richard and Marie Swanner** on property located at TBD Road 24.8, Lebanon Town site, Dolores, CO, Sec.22 & 37, T.16N., wherein Applicants are asking for residential building setbacks be relaxed from the required 50 feet to 30 feet for the east side of their property. Applicants have provided Non-Opposition Letters from the affected neighbors. Commissioner Lambert moved that the variance request by owners Richard and Marie Swanner on property located on Road 28 be granted. Second by Commissioner Suckla and carried.

COUNTY ATTORNEY REPORT: No report

NATIONAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich discussed the Flume rehabilitation project, the Flume parking lot, the scheduled Oil & Gas meeting, and a Road Historian research project estimate.

COUNTY ADMINISTRATOR REPORT: Administrator Brunner discussed a requested letter of support from Bonnie Loving with the Montezuma County Weed Department regarding the noxious weed issue at the McPhee Reservoir, also discussed was the proposed Owners Representative position qualifications. A discussion was held regarding the **Salary Classification** bill for **Elected Officials**. Topics included in the discussion were: the classification ranges from a 0% increase up to a 30% increase for elected officials, the start date of said increase, the no cost of living increase for elected officials, salaries that are significantly out of line for internal department heads and future budget considerations. Commissioner Suckla moved to approve option sub-category D with a 0% increase to the Elected Official salaries. The motion was second by Commissioner Ertel and with two votes in favor by Commissioners Ertel and Suckla and one vote against from Commissioner Lambert the motion carried. Administrator Brunner held a discussion regarding the final set up costs for the new Fleet Department. Expenses included a wash bay and a tire balancer. Commissioner Suckla moved to approve the expenditures for a wash bay and the tire balancer to complete the Fleet management budget for the 2015 year budget. Second by Commissioner Lambert and carried. (See attached)

COUNTY COMMISSIONER REPORT: Commissioner Suckla reported on a recent Rangeland Stewardship meeting he had attended. Commissioner Lambert reported on a TPR meeting he had attended, projects discussed included the West Fork to Rico road, Hwy 184, and Hwy 491 to Road M. Commissioner Lambert reported that MECADA's new director was Chelsea Jones. Commissioner Ertel reported on the grant presentation made by Judge Walker and himself to the Supreme Court.

CORRESPONDENCE: The following correspondence was read and noted:

MOTION TO ADJOURN was made by Commissioner Suckla, second by Commissioner Lambert and carried.

MEETING ADJOURNED: 4:30 p.m.

County Clerk December 7, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
December 14, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday December 14, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHARIMAN Ertel opened the meeting of December 14, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated December 7, 2015 as presented. Motion was seconded by Commissioner Suckla and carried.

COOPORATIVE WEATHER OBSERVER, NOAA, NWS representative **James Andrus** presented the precipitation report through the month of November, 2015. (See attached)

COMMUNITY CHRISTMAS DINNER: Volunteer Greg Kemp met with the Commissioner to request the fees for the use of the Annex be waived for the annual Christmas Dinner. Mr. Kemp explained that the set up was Christmas Eve and the dinner was served on Christmas day. Commissioner Suckla moved to waive the Annex fees for the 2015 Christmas Dinner. Second by Commissioner Lambert and carried.

PUBLIC COMMENT: Chris Eastin gave suggestions to the Commissioners regarding the process and tracking of the New Court Facilities Owner Representative applicants.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of December 9, 2015 through December 25, 2015. Roads scheduled for work included Road G, 25, L, 20, 12, and road 42. Superintendent Englehart held discussions regarding the trading of gravel for services with various gravel pits, the Dolores Norwood Road maintenance during a recent rescue mission at

Groundhog, the possible land purchase and the Paxton culvert drainage issue. Superintendent Englehart presented **The Access Road Maintenance Agreement** between Montezuma County and the City of Cortez regarding a road access easement for the City's golf course maintenance and the County road department. Commissioner Lambert moved that the Access Road Maintenance Agreement between Montezuma County and the City of Cortez regarding the road up to the Armory be approved. Second by Commissioner Suckla and carried. (See attached)

FAIRGROUNDS: Fairgrounds Manager Tanner Young gave his monthly report which included to date income of \$67835.00 and Fairgrounds attendance of 64,415. Manager Young discussed previous events, the rain gutter project and the Dog Show event being moved to Farmington. Other topics discussed included future Region 9 projects; stall upgrades, potential usage of grant funds and new events that included barrel racing, and an Ultimate Outdoor and Gun show. Tanner Young discussed his support of the 2015 Race Track Promoter Leroy Hartsfield. (See attached)

SHERIFF'S MONTHLY REPORT: Sheriff Steven Nowlin gave his monthly report. Topics of discussion included the completion of training, agency policies and the posting of said policies on the Sheriff's website, a harassment training class for county employees, the remodeling of the (EOC) Emergency Operations Center, the Fleet management program, the display of the Ben Whatcott gun collection, deputy positions, and the new court facilities plans.

LANDFILL: Landfill Manager Shakalo Powers gave his monthly report which included the November, 2014 through November, 2015 Tonnage and Charge Summary for comparison. A discussion was held regarding, Manger Powers help drafting a glass recycling House Bill with Representative J. Paul Brown.

MILL LEVY CERTIFICATION County Administrator Brunner presented **Resolution #7-2015**. A resolution levying **General Property** taxes for the year 2016. Commissioner Suckla moved to approve Resolution #7-2015 a resolution levying the general property taxes for the year 2015 to help defray the general operating expenses of Montezuma County for the 2016 budget, Second by Commissioner Lambert and carried. Administrator Brunner presented **Resolution #8-2015**, a resolution Levying General property taxes for the year 2015 to help defray the cost of the **Law Enforcement Authority** of Montezuma County. Commissioner Lambert moved to approve Resolution #8-2015 a resolution levying the general property taxes for the year 2015 to meet all general operating expenses for the Law Enforcement Authority for Montezuma County for the 2016 budget. Second by Commissioner Suckla and carried. A discussion was held regarding the special district mill levies and the percentage of taxes redistributed to the county special districts. (See Attached)

2016 Official County Holiday Schedule: Administrator Brunner presented the 2016 Official County Holidays schedule. Commissioner Suckla moved that the County work on Columbus Day. October 10, 2015. Commissioner Suckla retracted said motion and the discussion was tabled until a future time. (See attached)

BOARD OF SOCIAL SERVICES MONTHLY REPORT: It being the time set aside, the Board of Social Services was conducted. Josiah Forkner and Lori Higgins were present. Director Forkner presented the 2016 **CDHS Certification of Compliance County Merit** system for signatures. Commissioner Suckla moved to approve the CDHS Certificate of Compliance, County Merit for employee Josiah Forkner for the year 2016. Second by Commissioner Ertel and carried. (See attached)

EMERGENCY MANAGER REPORT: Emergency Manager Paul Hollar met with the Commissioner and gave a monthly update. Topics of discussion included meetings attended, trainings exercises, the EOC Development, the Town of Mancos Emergency Ordinance Draft, development of a MAC/LEPC group, review the mitigation plan draft and the 2016 EMP Grant application. Commissioner Suckla moved to approve the EMPG Grant for Emergency Manager for 2016. Second by Commissioner Lambert and carried. (See attached)

LUNCH:

PLANNING:

Planning Director LeeAnn Milligan presented for review and determination a course of action regarding a non-compliant High Impact Permit on property located at 11524 Hwy. 491, Cortez Co. Director Milligan and Attorney Baxter will work on the issue and report back to the Commissioners.

Planning Director Milligan reported that there were 3 expiring positions to the **Montezuma County Planning and Zoning Commission** in December 2015. Commissioner Suckla moved to appoint **Bob Clayton** for a two year term, **Kelly Belt** and **Raymond Boyd** to a three year term to the Montezuma County Planning and Zoning Board. Second by Commissioner Lambert and carried. Director Milligan reported that effective January 1, 2016 the regular monthly Planning and Zoning meetings will be moved to the second Tuesday of each month. (See attached)

Split Jurisdiction Roads: GIS Doug Roth, City of Cortez Phil Johnson and City Manager Shane Hale met with the Commissioners to discuss the Quit Claim deeds for split jurisdiction roads around the City of Cortez. **Janice Christiansen, George Buck** and **Ryan Griglak** discussed their concerns regarding **Hawkins Street** and parking along said street. Other streets discussed included **7th Street, Empire Street** east of Hwy 145 and **Alamosa Street**. Commissioner Suckla moved to approve the 7th Street, Empire Street east of Hwy 145 and the Alamosa Street Quit Claim deeds to the City of Cortez as presented, seconded by Commissioner Lambert and carried. (See attached).

COUNTY ATTORNEY REPORT: No Report given

NATIONAL RESOURCES, PLANNING & PUBLIC LANDS: No report given

COUNTY ADMINISTRATOR REPORT: Administrator Brunner presented a letter that awarded the **Montezuma County Goodman Point Truck Route Reconstruction DOLA Grant**. Commissioner Suckla moved to accept the EIAF- Montezuma County Goodman Point Truck Route Reconstruction grant in the amount of \$1,347,879.00 as presented. Second by Commissioner Lambert and carried. Administrator Brunner also presented a letter that awarded the **Underfunded Courthouse Facility Commission** grant funds to Montezuma County. Commissioner Lambert moved to accept the Underfunded Courthouse Facility Grand funds in the amount of \$586,300.00 to apply to the New Court Facility. Second by Commissioner Suckla and carried. A letter from GOFF Engineering Surveying Inc. determined that **Trautner Geotech LLC** provided the better bid for the **Geotechnical** services for the Montezuma County Combined Court House Facility. Commissioner Suckla moved to accept the Trautner Geotech LLC bid in the amount of \$4940.00 for the new Montezuma County Court House. Second by Commissioner Lambert and carried. **Administrator Brunner** presented a letter from **Bonnie Loving** with the Montezuma County Weed Department regarding the **Noxious Weed Waterways Project** and the escalating weed issue at the McPhee Reservoir. Commissioner Suckla moved to sign the letter of support regarding the noxious Weed Waterways project as presented. Second by

Commissioner Lambert and carried. Other topics discussed included the County Handbook, Employee Compensation, a substance abuse policy and the Southwest Water Conservation District. (See attached)

COUNTY COMMISSIONER REPORT: No report given

CORRESPONDENCE: The following correspondence was read and noted:

History Colorado Center regarding National register of Historic places / Hovenweep National Monument.
Southwest Open School / Gallery Night invite.

MOTION TO ADJOURN was made by Commissioner Suckla, second by Commissioner Lambert and carried.

MEETING ADJOURNED: 3:45 p.m.

County Clerk December 14, 2015

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
December 21, 2015**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday December 21, 2015 at the courthouse in Cortez, Colorado, there were present:

Keenan Ertel, Chairman
Larry Don Suckla, Vice-Chairman
James Lambert, Commissioner of Deeds
Melissa Brunner, County Administrator
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHARIMAN Ertel opened the meeting of December 21, 2015 with the Pledge of Allegiance.

MINUTES: Commissioner Lambert moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated December 14, 2015 as amended. Motion was seconded by Commissioner Suckla and carried.

LIQUOR LICENSE: **Chief Deputy Clerk, Lynn Dorenkamp** presented a liquor license renewal for Double R Liquors located at 18794 Highway 491 Lewis, Co. Commissioner Suckla moved to approve the liquor license renewal for Double R Liquors located at 18794 Hwy 491 Lewis Co. Second by Commissioner Lambert and carried. (See attached)

ACCOUNTS PAYABLE: Administrator Brunner presented the November 2015 Accounts Payable and the November 2015 Financial Statements for approval. Commissioner Lambert moved to approve the Accounts Payable for November 2015 as presented. Second By Commissioner Suckla and carried. Commissioner Suckla moved to approve the November 2015 Financial Statements as presented. Second by Commissioner Lambert and carried. (See attached)

PUBLIC COMMENT: No comments made.

ROAD DEPARTMENT: **Road Superintendent Rob Englehart** presented the road and bridge schedule for the time period of December 16, 2015 through December 25, 2015. Roads scheduled for work included road G,

25, L, 12, 15, 18, 19 and road 42. Superintendent Englehart reported that snow removal will be the priority for the next few weeks. Other topics of discussion included a future CDOT road closure and sign usage for said closure, a land purchase options, and a recent newspaper article regarding landowners plowing driveways into the County road way. Said information will be posted on the County website. (See attached)

PLANNING AND ZONING: Planning Director Lee Ann Milligan met with the Commissioners to discuss the **Montezuma County Outdoor Events Committee's** request to implement a process for event permits within the Montezuma County Land Use Code. Commissioner Suckla moved to take the events permit off the table and proceed with the current policies in place. Second by Commissioner Lambert and carried.

PUBLIC LANDS: Connie Clementson from the **Bureau of Land Management** met with the Commissioners to give updates. Topics of discussion included the lease parcel protest process, a closure of the Anasazi Heritage Center from January 18- February 18, 2016 for upgrades, the approval of the Federal budget, the RAC and scheduled meetings, the recent County Oil and Gas meeting and the Sand Canyon parking lot project. A discussion was held on the Phil's world expansion project as to when a decision would be made and the March deadline for grant funding for said project. Miss Clementson stated she did not feel that March was enough time for a decision to be made on said project.

USDA COOPERATOR SERVICE WILDLIFE SPECIALIST: Douglas Ehberg, District Superintendent and Clinton Wilson met with the Commissioners to discuss the **Cooperative Service Agreement for Wildlife Specialist with USDA** annual agreement and the funding request for 2016. A discussion was held regarding state wide issues and identification of specific county issues and the Federal funding of said project.

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of adoption of the 2016 Budget. The roll was called, the public notice read, and the proceedings were recorded for the record. **Administrator Brunner** gave an overview of the proposed Budget. Commissioner Ertel opened the hearing to public comment. Public Comments in support of a budget request from **Firewise** were made by **Catherine Kraus, Leila Hanson, Leslie Hayes, Greg Kemp** and **Firewise Director, Rebecca Samuliski**. Hearing no further public comment that portion of the hearing was closed. One letter of Support for Firewise from **Mike Zion** was read for the record. Commissioner Lambert moved to approve **Resolution # 9-2015** a resolution adopting a budget for Montezuma County, Colorado for the calendar year 2016 as presented. Second by Commissioner Suckla and carried. (See attached)

SHERIFF'S DEPARTMENT: A discussion was held regarding the **Sheriff Department** pay of comp time with Administrator Brunner stating the department had been short staffed and the funds were available within the current budget.

2016 HOLIDAY SCHEDULE: Administrator Brunner presented the 2016 Montezuma County Holiday schedule for approval. Commissioner Suckla moved to approve the 2016 Montezuma County Holiday schedule with the exclusion of the October 10, 2016 Columbus Day holiday. Second by Commissioner Lambert and carried. (See attached)

Administrator Brunner presented **Order #10-2015** a transfer from the Conservation Trust Fund to the Montezuma County General fund \$90,150.73 for operations of the County Fairgrounds from January – December 2015, **Order # 11-2015** a transfer from the ETA Fund to the General Fund \$60,844.52 for 2015 Salaries and benefits, **Order #12-2015** a transfer from the LEA Fund to the General Fund \$920,925.00 for

January- December 2015 LEA expenditures and **Order #13-2015** a transfer from the Road & Bridge Fund to the General Fund \$13,555.78 for 25% of Addressing Salaries and Benefits for 2015. Commissioner Suckla moved to approve order #10-2015, #11-2015, #12-2015 and #13-2015 as presented. Second by Commissioner Lambert and carried. (See attached)

Administrator Brunner presented **Resolution #10-2015** a resolution amending the 2015 budget and **Resolution #11-2015** a resolution to change the budget. Commissioner Lambert moved to approve Resolution #10-2015 a resolution to amend the 2015 budget and the corrected Resolution #11-2015 a resolution to change the 2015 budget. Second by Commissioner Suckla and carried. (See attached)

Administrator Brunner presented the **2016 Certification of Levies and Revenue**. Topics of discussion included the School District, Cities and Town and Special districts summaries. Commissioner Suckla moved to approve the Certification of Levies & Revenue for the year 2016 as presented. Second by Commissioner Lambert and carried. (See attached)

LUNCH:

Cleaning services: **Administrator Brunner** presented a Re-Bid for approval for Cleaning Services at the Road& Bridge and Fleet Department buildings. One bid was presented from Janie Gilliland for \$12.50 per hour. There was a question of the ownership of the required insurance. The decision was tabled at this time for verification of insurance.

PLANNING:

Planning Director LeeAnn Milligan and **Robin Worrell** met with the Commissioners to discuss fire concerns that had been brought to the attention of the Planning Department from **Cortez Fire Chief, Jeff Vandevoorde** regarding County properties which appear to create a fire hazard. It was decided Director Milligan will send a letter to address the issue to the current owners of said property. (See attached)

Director Milligan presented for preliminary review and determination to forward review and recommendations to the Planning & Zoning Commission of a proposed Commercial Planned Unit Development on property owned by **Douglas Kinsey** located at 27078 Road N, Dolores, CO, consisting of 3.78 acres, more or less, situated in Sec.7, T.36N., R15W., N.M.P.M. Commissioner Lambert moved that the proposed Commercial Planned Unit Development request from property owner Douglas Kinsey located at 27078 Road N, Dolores be forwarded to the Planning and Zoning for review and recommendations. Second by Commissioner Suckla and carried.

Director Milligan presented for review and determination of a Certification of Use for a small business, **Back Country Solar**, on property owned by **Joseph and Julie LaVenture** located at 17455 Hwy 491, Cortez, CO, consisting of 10 acres, more or less, situated in Sec.18, T.37N., R16W., N.M.P.M. Commissioner Suckla moved to approve the Certification of use for Back Country Solar as presented. Second by Commissioner Lambert and carried.

Director Milligan presented for review and determination an After-the-Fact Exemption request made by **Kenneth Beiswanger** on property located at 16080 Highway 145, Dolores, CO, consisting of 2.61 acres, more or less, which is proposed to be combined with property located at 17100 Highway 145, Dolores, CO, consisting of 33.25 acres, more or less, situated in Sec. 20 , T.37N., R.15 W., N.M.P.M. Agent Ernie Maness was present and discussed said project. Commissioner Lambert moved to approve the After the Fact exemption request made by Kenneth Beiswanger on property located at 16800 Hwy 145 as presented. Second by Commissioner Suckla and carried.

SOLAR SITE UPDATE: James Dietrich, Lee Ann Milligan and Dough Roth met with the Commissioners and gave an update on the determination process for the County solar site location. Topics discussed included the ownership and position identification of current County wide substations, Co-Generation, battery backup, connection to other entities, system analysis studies and costs of said studies and solar tax credits.

WIRELESS INTERNET: Jim McClain Director of IT presented the MZC IT Infrastructure and Services Plan. A plan to implement a Fiber to home (FTTH) solution within Montezuma County and the deliverance of modern high speed broadband, cellular, and emergency services to residents of the county. Topics of discussion included the Vision Statement, an overview of said project, county interest in project, staff requirements, preliminary cost estimates, funding opportunities, implementation process of the program, partner development and the initial scheduling of a joint meeting to discuss said project. (See attached)

EMPLOYEE OF THE YEAR: The employee of the year award was presented by IT Director Jim McClain to Izik Shepherd with the IT department.

SHERIFF DEPARTMENT GRANTS: Cindy Ramsey Grant writer with the Sheriff Department met with the Commissioners to discuss a Medical Bag grant with Wal-Mart and Walgreens. Commissioner Lambert moved that the Sheriff Department be authorized to pursue the Grants with Walgreens and Wal-Mart for medical bags as presented. Second by Commissioner Suckla and carried. (See attached) Also discussed was a donation request to Dick's Sporting Goods for two tread mills, one squat rack and a bench. Commissioner Suckla moved to approve the request to Dick's Sporting Goods for donated goods. Second by Commissioner Lambert and carried. (See attached)

EMPLOYEE HANDBOOK REVIEW: Administrator Brunner presented for review and discussion a revised Employee Handbook. Topics of discussion included earned Comp time, holiday pay, vacation time earned, insurance, employee reimbursement for phone usage, funeral leave, retirement, drug testing, a paid time off designation and an organizational department head chart.

COUNTY ATTORNEY REPORT: Attorney Baxter held a discussion regarding the designation of 1041 lands within the county.

NATIONAL RESOURCES, PLANNING & PUBLIC LANDS: No report given

COUNTY ADMINISTRATOR REPORT: Administrator Brunner presented for approval a letter of support from the Montezuma County Public Health Department regarding the proper disposal of waste tires throughout the county. Commissioner Suckla moved to approve the letter of support regarding the proper disposal of waste tires as presented. Second by Commissioner Lambert and carried. (See attached).

COUNTY COMMISSIONER REPORT: No report given

CORRESPONDENCE: The following correspondence was read and noted: Proposals for Owner's Rep. Serv.

MOTION TO ADJOURN was made by Commissioner Lambert, second by Commissioner Suckla and carried.

MEETING ADJOURNED: 4:45 p.m.

County Clerk December 21, 2015

Chairman