

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
January 4, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday January 4, 2016 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 Absent
John C. Baxter, County Attorney
Kim Percell, County Clerk

CHARIMAN Ertel opened the meeting of January 4, 2016 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 21, 2015 as amended. Motion was seconded by Commissioner Suckla and carried.

Election of Officers:

Commissioner Ertel moved to appoint Commissioner Suckla as Chairman, Commissioner Lambert as Vice Chairman and Commissioner Ertel as the Commissioner of Deeds for the year of 2016. Seconded by Commissioner Lambert and carried.

CHAIRMAN: Commissioner Suckla

VICE CHAIRMAN: Commissioner Lambert.

COMMISSIONER OF DEEDS: Commissioner Ertel

2016 OFFICE APPOINTMENTS:

APPOINTMENTS: Commissioner Suckla moved to appoint the following for the year 2016 with the exception to postpone the Legal Publications appointment and an amendment to the Club 20 appointments as Keenan Ertel and James Lambert as alternate. Second by Commissioner Lambert and carried. (See attached)

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

Emergency Manager: Paul Hollar

Legal Publications:

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: 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: Keenan Ertel

Alternate: James Lambert

PUBLIC COMMENT: Terry and Toni Branson met with the Commissioners to discuss their county directed address change. The Branson's have had their mailing address changed incorrectly by the Postal Service. GIS specialist Doug Roth will work with the Branson's to correct the address issue. **Gala Pock** held a discussion regarding the 2016 Legal publication appointment, appealing to the Commissioners that they continue to post Legal publications within a local newspaper. **Clayton Tillia** met with the Commissioners to discuss citizen protection, gathering criminal evidence and the surveillance options for local law enforcement on entrance roads within the county.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of December 30, 2015 through January 15, 2016. Roads scheduled for work included Road G, 25, 22, 15, 18, 19 and road 42. Superintendent Englehart reported that snow removal, clean up and sanding has been the priority for work crews and will continue through the current storms. Other topics of discussion included the new shift hours, the recent multi car accident on Hwy 491, the cooperative snow removal efforts with Kinder Morgan on Road 12, replenishment of the sand supply, and a future work plan for replacement of material on Road 10. (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 Emergency Control Operations room, a video matrix for the Jail, a new phone system, the City / County broadband plan and the design of a wireless infrastructure for outlying county buildings. (See attached)

FAIRGROUNDS: Fairgrounds Manager **Tanner Young** gave his monthly report which included to date income of \$68,815.00 and to date fairgrounds attendance of 64,555. Manager Young reported that future events included; two 4 States Jr. Rodeos, a Sheriff's training session, a Hunter Education class, the Fair Steer weigh in, the Jordan World Circus and the CSU Beef Symposium. Other topics of discussion included the rain gutter project, snow removal, the Fairgrounds maintainer, the restrooms grant, the Blackwell's Ultimate Outdoor Gun Show and the Four States Agriculture Expo. (See attached)

Four States Agriculture Expo: Board members **Shay Allred, Radiance Beals, Tom Crawford** and Fairgrounds Manager **Tanner Young** met with the Commissioners to discuss the Ag Expo Calf Educational program and a funding request for said program. Other topics discussed included the Vendor appreciation dinner, a two day Ranch Rodeo and a special event liquor license for said events. Commissioner **Lambert** moved to approve the sale of liquor at the Four States Agriculture Expo's Venders appreciation dinner with the completion of a special events liquor license application. Second by Commissioner **Suckla** and carried. (See attached)

Sheriff's Department: **Wanda Martin** with the Sheriff Department met with the Commissioners to present the **2016 Firefighter Safety and Disease Prevention Grant** application (**The Wildland Fire Grant**). Said grant covers fire protection gear for Sheriff Officers. Commissioner **Suckla** moved to approve the Wildland Fire grant in the amount of \$3037.00 as presented. Second by Commissioner **Lambert** and carried. (See attached)

GIS MAPPING: **GIS Specialist Doug Roth** along with **Rex Robichaux** met with the Commissioners to give a Semi-annual report. Topics of discussion included; Departments served by the GIS Department, the 2016 goals, the County Broadband project, a biking trail system map and the gathering of new data for County economic development. (See attached)

PLANNING:

Planning Director LeeAnn Milligan presented a request for an extension of time of Vested Rights from the Board of County Commissioners to submit a final plat as requested by **Jeff and Dee Booten** for a proposed 7-Lot Major Development on property located at 37973, 37975, 38031 Hwy 184, Mancos, CO, consisting of 41 acres, more or less; located in S.11, T.36N., R.14W., N.M.P.M. Commissioner **Suckla** moved to approve the 3 year extension for Doc's Rest Subdivision as presented. Second by Commissioner **Lambert** and carried.

Planning Director LeeAnn Milligan presented a Final Plat for an Exemption on properties owned 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. and a Final Plat for a 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. for signatures.

COUNTY ATTORNEY REPORT: Attorney **Baxter** presented a contract for the new part time Attorney for signatures along with an introduction of Attorney **Ian McClaren**. (See attached) Other topics of discussion included the draft 1041 proposal displayed on the county website, timing and frequency of executive sessions, an increase in Social services trials

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

COUNTY ADMINISTRATOR REPORT: Administrator Brunner: No report given

COUNTY COMMISSIONER REPORT: Commissioner Ertel presented a Mutual Aid agreement between Montezuma County Landfill and Bob's Place. Commissioner Suckla moved to approve the Mutual Aid agreement between Montezuma County Landfill and Bob's Place for the year 2016 as presented. Second by Commissioner Lambert and carried. (See attached) Other topics of discussion included the occupied Oregon National Wildlife preserve.

CORRESPONDENCE: The following correspondence was read and noted:

Letter: Colorado Department of Local Affairs Re: E1AF 08097- Montezuma Goodman Point Truck Route Reconstruction Grant in the amount of \$1,347,879.00.

Letter: Colorado Department of Local Affairs Re: disillusion of the Montezuma County Mosquito Control District.

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

MEETING ADJOURNED: 12:05 p.m.

County Clerk January 4, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
January 11, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday January 11, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of January 11, 2016 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 January 4, 2016 as amended. Motion was seconded by Commissioner Ertel and carried.

OWNERS REPRESENTATIVE APPOINTMENT: Commissioner Suckla discussed the application process for this appointment and then introduced **Monty Giles** as the new **Owners Representative** for the Combined Courthouse Facility project. Commissioner Ertel moved to appoint Monty Giles with Circle Zebra as the Owners Representative for the Montezuma County Combined Court House project from start to finish. Second by Commissioner Lambert and carried. (See attached)

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

PUBLIC COMMENT: **Gala Pock** presented cookies to Road Department Supervisor Englehart as appreciation for the road work the department had completed on Road 8, during the recent inclement weather. **Betty Ann Kohlner** met with the Commissioners to discuss her concerns with the scheduling of Executive Sessions and the 2016 Legal Publications designation. **Chris Easton** suggested a review of best practices from other counties regarding the scheduling of executive sessions. **Dexter Gill** was also appreciative of the Road

Departments priority of county roads during the recent inclement weather. **James Andrus** discussed the **Free Press** as a possible 2016 County Legal publications appointment.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of January 6, 2016 through January 22, 2016. Roads scheduled for work included Road G, 25, 22, 15, 18, 19 and road 42. Superintendent Englehart presented a video of the recent snow removal from County roads, a Road Department memo regarding School Bus and Road side assistant protocol and the End of Year 2015 Summary. Superintendent Englehart presented for review, a Memorandum of Understanding between the County and Bureau of Land Management. (See attached)

SHERIFF'S MONTHLY REPORT: Sheriff Steven Nowlin, met with the Commissioner to give has monthly report. Topics of discussion included the new Sheriff Department policies, the posting and the tracking of said policies for deputy review, a free collection service program "**Pay My Jailer**" that will be implemented, the Sheriff deputies response to Fire department calls, the EOC room remodeling project, a recent county home invasion and capture of said suspects, a fencing issue on a private road and the new deputy uniforms.

LANDFILL: Landfill Manager Shakalo Powers presented the Montezuma County Landfill Tonnage and Charge Summary comparison from January 1, 2014 through December 31, 2015 along with the County Landfill funding report from the Montezuma County Treasurer's office. Other topics of discussion included required state reports, the EDOT certification, the Storm Water Permit, a paperless scale system for drivers, the effects of the cold weather on the compactor and snow removal efforts. (See attached)

VETERANS SERVICE: Veteran Service Officer Rick Torres presented the County Veterans Service Officers - Monthly Report and Certification of Pay, the 2015 Activity Service Activity Summary and his 2015 year in review. The year in review report included the December 2014 and December 2015 comparison of assistance to veterans / clients, the client visit increase for the year and indirect income to the county. Officer Torres also discussed the Veteran Service Goals achieved in 2015 and his goals for 2016 which included establishment of a You Tube channel, recertification trainings and the hosting of the VE Vet Center with their PTSD seminar. Other topics discussed were more service numbers he wanted to track and the Veterans Day parade. Commissioner Lambert moved to approve the **County Veterans Service Officers** monthly report and Certification of pay for December 2015, seconded by Commissioner Ertel, motion carried. (See attached)

PUBLIC HEALTH: Public Health director Bobbi Lock met with the Commissioners to give her Bi-Monthly Report. Topics of Discussion included the Nurse Family partnership expansion approval and the City of Cortez grant received for the Dental Program. **Karen Dickson** presented a slide show regarding a scheduled CDPHE Functional Exercise scheduled for January 20, 2016, in preparation for a state wide Full Scale Exercise in June of 2017. Miss Dickson and Emergency Manager Paul Hollar discussed the required participants, an overview, the objectives, the Public Health Emergency Disaster Declaration and a look ahead to the 2017 event. (See attached)

GROUNDS AND BUILDINGS REPORT: Maintenance Director Robert Smith presented the monthly report update for December 2015. Topics of discussion included a ceiling repair, bathroom counter tops, a door swap, a sewage pump replacement, concrete heat tape, the EOC room remodeling project and a roof seal. Director Smith reported that the priority for Maintenance Department the past couple weeks had been snow removal and most scheduled projects required postponement. (See attached)

KSJD – Sunflower Theatre: Jeff Pope and Shawn Collins met with the commissioners to request a letter of support regarding an Enterprise Zone Application. Commissioner Ertel moved to approve a letter of support for the Community Radio Project through the Sunflower Theater and KSJD as a contributing project for the enterprise zone as presented. Second by Commissioner Lambert and carried (See attached)

ASSESSOR: County Assessor Scott Davis presented an Agreement for contract services between the Montezuma County Assessor's office and **Total Assessment Solutions Corporation "TASC"** for review and approval. Commissioner Lambert moved to approve the oil and gas "TASC" contract for services as presented. 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 C.R.S.§24-65.1-101 designation consisting of properties which make up the **"Phil's World"** trail system, located 2 miles, more or less, east of Cortez, CO, consisting of 730 acres, more or less, of State owned leased property, and 2,400 acres, more or less, of Bureau of Land Management, situated in Sections: 3, 4, 9, 10, 11, 14, 15, 21, 22, 23, 26, 27, 28, Township: 36, Range: 15, N.M.P.M. 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 1041 designation. Commissioner Suckla opened the hearing to public comment. Public Comments were made from: **Gala Pock, M.B. McAfee, Linda Larson, Stan Mattingly, Sandy Simons, Betty Ann Kohlner, Chris Eastin, Dennis Giesler, Dennis Attwater, Ellen Foster, Shawn Gregory and Chuck McAfee.** Hearing no further public comment that portion of the hearing was closed. Commissioner Lambert moved to continue the public hearing to February 22, 2016 at 1:30 p.m. 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 review and determination of an AR3-9 rezoning request and Sketch Plan for a proposed Single Lot Development consisting of 4.43 acre, more or less, tract on property owned by **Ertel Ranches, LLC**, located at 26812 Road N, Cortez, CO, situated in Sec. 12, T.36N., R.16W., N.M.P.M. Commissioner Ertel recused himself from the hearing at this time. Agent Keenan Ertel 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 request. Commissioner Suckla requested the findings from the Planning and Zoning Commission. Director Milligan reported the vote was unanimously in favor of approval from the Planning and Zoning Board. Commissioner Suckla 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 4.43 acre, more or less, tract on property owned by **Ertel Ranches, LLC**, located at 26812 Road N, Cortez 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 for review and determination of an AR3-9 rezoning request and Sketch Plan for a proposed amendment to **Resolution P-28-89** consisting of 11.15 acres, more or less, whereby creating a 2 Lot Moderate Development consisting of two 5.57 acre, more or less, tracts on property owned by **Daniel Hebert**, 7211 Road 25.3 and 7215 Road 25.4, Cortez, CO, located in Sec. 2, T.35N., R.16W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Agent Ernie Maness was present. **LeeAnn Milligan Planning Director** gave an overview of said request. Commissioner Suckla requested the findings from the Planning and Zoning Commission. Director Milligan reported the vote was unanimously in favor of approval from the

Planning and Zoning Board Commissioner Suckla opened the hearing to public comment. Public Comments was made by Connie Wright. Hearing no further public comment that portion of the hearing was closed. Commissioner Ertel moved to grant the AR3-9 rezoning request and Sketch Plan for a proposed amendment to **Resolution P-28-89** whereby creating a 2 Lot Moderate Subdivision with restrictions as presented regarding established outbuildings, on property owned by **Daniel Hebert**, 7211 Road 25.3 and 7215 Road 25.4, Cortez. 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 a proposed amendment to High Impact Permit #652, YG-1 **Kinder Morgan CO2 Well**, on property owned by **Wesley & Christine Wilson** located at 17677 Road 14, Yellow Jacket, CO, situated in Sec.14, T.37N., R.18W., N.M.P.M., wherein Applicant is proposing the installation and operation of one mobile temporary separation skid on the YG-1 well pad, related pipeline and fiber optic communications line both consisting of an estimated 3,500 ft. from the well to the Yellow Jacket Central Processing Facility. 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 Suckla opened the hearing to public comment. Public Comments were made by **Bob Clayton**. Hearing no further public comment that portion of the hearing was closed. Commissioner Lambert moved to approve the proposed amendments to High Impact Permit and the Special Use Permit 652 to include installation and operation one mobile temporary separation skid on the YG-1 well pad, related pipeline and fiber optic communications line both consisting of an estimated 3,500 ft. from the existing well to the Yellow Jacket Central Processing Facility and collocated overhead electrical lines contingent upon the following: All other local, state and federal permits are obtained; and, Applicable Road Impact Fees be paid based on square footage of the skid. Second by Commissioner Ertel and carried. (See attached)

SERVICE AWARD: Chairman Suckla presented a service award to **Dennis Atwater** for his work with the Planning & Zoning Commission.

CORTEZ FIRE PROTECTION DISTRICT: Chief **Jeff Vandevoorde** and Health Department **Melissa Mathews** met with the commissioners to discuss a Fire hazard concern on a property located at 5608 Hwy 160 in Cortez. Miss Mathews and a State inspector will evaluate the property.

DISCUSSION: A discussion was held regarding the **Legal Publication appointment**. Topics included in said discussion included; the County requirements of publications, the estimated fees associated with legal publications, the frequency requirements of publications, the Planning & Zoning public notice requirements and the recent move of the Journal's publishing to New Mexico. Attorney Baxter will research requirements and report back to the Commissioners.

SOUTHWEST REGIONAL EMERGENCY MEDICAL & TRAUMA ADVISORY COUNCIL: **Matt Lindsey** presented the county representation validation for approval. Commissioner Lambert moved to approve the Southwest Regional Council County Representation validation as presented. Second by Commissioner Ertel and carried (See attached)

COUNTY ATTORNEY REPORT: No report.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich presented a letter of support to Madeline West Assistant Director- Parks, Wildlife & Lands regarding the Paths to the Mesa Verde Trail for the Colorado Beautiful 16 in 2016 trail projects. Commissioner Lambert moved that the letter of support to Madeline West Assistant Director of Parks, Wildlife and Lands be approved. Second by Commissioner Ertel and carried. Other topics of discussion included the Flume project, the selection of the CSU Extension Service Rangeland Stewardship specialist, and a visit to Montezuma County from said specialist. (See attached)

COUNTY ADMINISTRATOR REPORT: Administrator Brunner presented for review the Montezuma County Departments Organizational chart and the 2016 County Departments / Elected Officials Funding Sources list. Said charts and lists will be posted on the County Web site. (See attached) Administrator Brunner also presented the Revised Montezuma County Handbook for approval. Commissioner Ertel moved to amend the current Employee Handbook with the recommended revisions. Second by Commissioner Lambert and carried.

COUNTY COMMISSIONER REPORT: No report

CORRESPONDENCE: The following correspondence was read and noted:

A Letter from David Grenoble regarding the Internet service in McElmo Canyon.

A letter of support to BLM-TRES Rios Field office regarding the Phil's World Expansion.

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

MEETING ADJOURNED: 4:15 p.m.

County Clerk January 11, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
January 25, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday January 25, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of January 25, 2016 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 January 11, 2016 as presented. Motion was seconded by Commissioner Ertel and carried.

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

PUBLIC COMMENT: **Chris Eastin** read a letter to the Commissioners that discussed his concerns regarding the appointment of the Owners Representative for the New Combined Court Facility project and the contractors proposed submittal. (See attached)

ROAD DEPARTMENT: **Road Superintendent Rob Englehart** presented the road and bridge schedule for the time period of January 20, 2016 through February 5, 2016. Roads scheduled for work included Road G, 25, 22, 15, 18, 19 and road 42. Superintendent Englehart reported the priority for all crews will be snow removal as weather requires. Crews will also be working on brush removal and ditch cleaning. A discussion was held regarding the purchase of a Model 7400, 4x4, 2009 International plow truck. Commissioner Lambert moved to

approve the Road Department purchase of a 2009 International plow truck with the maximum amount of \$52,000.00 for said purchase. Motion was second by Commissioner Ertel and carried. Other topics of discussion included a mutual trade of gravel chips for sand, the DOLA contract, and the City of Cortez Easement for the Montezuma County Shop Building. (See attached)

Superintendent Englehart and **GIS SPECIALIST DOUG ROTH** discussed the **HUTF** Road updates and the Colorado Department of Transportation Mileage Certification. It was decided to table said discussion to a future date. (See attached)

PUBLIC LANDS: **Derek Padilla** with the **Forest Service** presented the Commissioners with a 2016 project list. Mr. Padilla discussed the conclusion of the Glade Environmental Impact Study comment period scheduled for February 2, 2016 and the hope to have a DRAFT Environmental Impact Study and a decision for said project by April or May. Other topics of discussion included the Recreation Site Analysis, Secure Rules Schools funding, the McPhee boat inspection management, the Environmental Impact Statement for the Rico / West Dolores Travel Management Plan, release for public viewing, the McPhee archeological sites evaluations, a joint effort to hire an expert historical witness for the Dolores Norwood Road, the Forest Service funding of the weeds management program and the Canadian thistle issue at McPhee. (See attached)

PARKS & WILDLIFE: No report given.

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

COUNTY TREASURER: **Treasurer Sherry Dyess** presented the Public Trustee Quarterly Report along with the 6 month Treasurer's report. Commissioner Lambert moved to approve the schedule of receipts and disbursements for the time period of July 1, 2015 through December 31, 2015 as presented. Second by Commissioner Ertel and carried. (See attached)

COUNTY ATTORNEY REPORT: Attorney Baxter presented the Quit Claim Deed from the Montezuma Valley Irrigation Company to Montezuma County for a portion of the Highline Canal. Commissioner Ertel moved to accept the quit claim deed from the Montezuma Valley Irrigation Company to Montezuma County as presented. Second by Commissioner Lambert and carried. (See attached)

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: **James Dietrich** discussed a letter received from Ray McCarty to Randee Reider with CDOT Region 5 traffic and Safety Unit regarding property located on Highway 160. Other topics of discussion included the attended Upper Valley Water Shed workshop and the use of County GIS Department to assist with the GIS analysis, the Glade EIS, the Mesa Verde Trail and the Oil and Gas symposium meeting scheduled in April. (See attached)

COUNTY ADMINISTRATOR REPORT: **Administrator Brunner** presented for signatures the 2016 **Cooperative Service Agreement for Wildlife Specialist with USDA** annual agreement and the **CTSI County Health Pool Representative Designation**. Commissioner Ertel moved that the Montezuma County Health Pool designates for representation be Melissa Brunner, Lynette Reece and alternate Billye Morgan. Second by Commissioner Lambert and carried. Administrator Brunner presented the **Colorado Judicial Department Underfunded Courthouse Facilities Commission Grant** award 2016. Commissioner Ertel moved to authorize Commissioner Suckla as the signatory for the Colorado Judicial Department Underfunded

combined Courthouse facilities grant. Second by Commissioner Lambert and carried. Other topics of discussion included the Region 9 dues and a request for a presentation form the representative. (See attached)

COUNTY COMMISSIONER REPORT: Commissioner Ertel reported on a Riewgen Solar Company presentation he had attended in Santa Fe. Commissioner Suckla reported that he would be running for the CCI Public Lands Vice chairmanship.

CORRESPONDENCE: The following correspondence was read and noted:

A Cortez Sanitation District list of board members and map of district.

Special District Transparency Information for Pleasant View Fire Protection District.

A letter of support of the draft resolution for the Phil's world designation from Jeff Fox, President, Southwest Colorado Cycling Association.

UTE MOUNTAIN FARM TOUR

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

MEETING ADJOURNED: 11:50 a.m.

County Clerk January 25, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
February 1, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday February 1, 2016 at the courthouse in Cortez, Colorado, there were present:

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

VICE CHARIMAN Lambert opened the meeting of February 1, 2016 with the Pledge of Allegiance.

MINUTES: Commissioner Ertel moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated January 25, 2016 as amended. Motion was seconded by Commissioner Lambert and carried.

LIQUOR LICENSE: Clerk's Deputy Lynn Dorenkamp presented a liquor license renewal for G Whil Liquors. Commissioner Ertel moved to grant the renewal license for G Whil Liquors located at 24001 Road G.2, Cortez, Co. for the year 2016. Second by Commissioner Lambert and carried. (See attached)

BOARD APPOINTMENTS:

Montezuma County Lodgers Tax Committee: Administrator Brunner presented letters of interest from **Kathy Hands, Curtis Henderson** and **Lee Cloy** for the Lodgers Tax Committee. Commissioner Ertel moved to appoint Curtis Henderson and Kathy Hands to a 3 year term to the Lodgers tax committee and to appoint Lee Cloy for the remainder of a 1 year term for resigned committee member Christopher Page. Second by Commissioner Lambert and carried. (See attached)

Dolores / Mancos Cemetery Districts: Administrator Brunner presented letters of interest from Gary Allen for the Dolores Cemetery and Kathy Graf for the Mancos Cemetery District. Commissioner Ertel moved to appoint Gary Allen to the Dolores Cemetery for a 6 year term and Kathy Graf to the Mancos cemetery for a 6 year term as presented. Second by Commissioner Lambert and carried. (See attached)

PUBLIC COMMENT: No comments were made.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of January 27, 2016 through February 12, 2016. Roads scheduled for work included Road G, 25, 22, 15, 18, 19 and road 42. Superintendent Englehart reported that snow removal remains to be the priority for crews at this time. He also discussed the crusher schedule, production of products, the Weeminuche chips swap, and general maintenance work scheduled on Roads 33, 34 and Road M. It was reported that **ADDRESSING, Ken Gallegos** has moved his office to the Road Department offices. This move will create opportunities for utilization in multiple areas within the Road Department. The Montezuma County Goodman Point Truck Route Reconstruction Grant Agreement between the State of Colorado Department of Local Affairs and Montezuma County was presented for signature. Commissioner Ertel moved to approve the grant agreement between the State of Colorado Department of Local Affairs and Montezuma County for the reconstruction of the Goodman Point truck route in the amount of \$1,347,879.00 as presented. Second by Commissioner Lambert and Carried (See attached) Superintendent Englehart and **GIS SPECIALIST Doug Roth** discussed the **HUTF** Road updates and the Colorado Department of Transportation Mileage Certification. Commissioner Ertel moved to approve the HUTF funds for Montezuma County based on the Road Department information for the year 2016 as presented. Second by Commissioner Lambert and carried. (See attached)

EMERGENCY MANAGER REPORT: Emergency Manager Paul Hollar met with the Commissioner and gave a bi-monthly update. Topics discussed were meetings attended, a pandemic training exercise with the Public Health Department, a regional pandemic exercise, the County Wildfire AOP, the EOC construction, IPAWS certification, and future meetings scheduled. A discussion was held regarding the Montezuma County Wildland Fire Agreement. It was decided that Attorney Baxter would review the Wildland Fire Agreement. Manage Hollar reported that he was ready to move forward with the establishment of the County MAC/LEPC. Commissioner Ertel moved to approve the establishment of the Montezuma County MAC/LEPC organization. Second by Commissioner Lambert and carried. (See attached)

FAIRGROUNDS: Fairgrounds Manager Tanner Young gave his monthly report. He reported the attendance to date at the Fairgrounds was 1155 and to date income was \$9705.00. Manager Tanner discussed the events schedule for the Fairgrounds through the month of March. Other topics of discussion include snow removal and a recent accident on the Fairground's parking lot. (See attached)

COUNTY CORONER: George Deavers met with the Commissioners for his Semi-Annual Report. Coroner Deavers presented the 2015 graphs that discussed the busiest months, day of the week, time period of a day, the manner of deaths and the types of death. (See attached)

SENIOR NUTRITION / TRANSIT QUARTERLY REPORT: Sue Fletcher and Mary Holaday met with the Commissioner to give their quarterly update on the senior nutrition and Transit programs. Topics of discussion included the commodity distribution requirements, the commodity allocation of distribution, the number of applicants within different municipalities, and the Senior Food Box program, a caved in ceiling issue, the meal delivery program, the Colorado Nutrition Director Service membership, a new inventory process, the bus schedule and the staffing needs for the Transit program.

FOUR CORNERS RECYLCING INITIATIVE: John Stramel and Casey Simpson met with the Commissioners to discuss a shortfall of \$1700.00 in funding for the year 2016. The Four Corners Recycling Initiative is a volunteer program and will work on ideas to ensure the future of the program. (See attached)

HEALTH DEPARTMENT: PUBLIC HEALTH DIRECTOR Bobbie Lock, Allison Duran and Regional Oral Health Specialist, Kerry Plant met with the Commissioners to discuss the **Montezuma County Oral Health Coalition**. Specialist Plant discussed their targeted areas, awareness, healthy community standards, water fluoridation and available reference websites. (See attached)

LUNCH:

MONTEZUMA COUNTY FAIRBOARD: Chairman Brandy Simmons and Board Member **D.R. Janz** met with the Commissioners to report **Kaytlyn Alexander** had resigned as a Fair Board member. It was reported the alternate **Kathy Marler** will move into that appointment to complete the term through 2016. Other topics of discussion included future plans for a concert at the 2016 fair, the donation of a building, and alcohol sales during the demolition derby. Fairground Manager Young stated with the success of the fair in recent years it may require the movement of the event to the outdoor arena in the future.

PLANNING:

Planning Director LeeAnn Milligan presented a final plat for signatures, an approved 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.

Planning Director LeeAnn Milligan presented a final plat for signatures, an approved 2 Lot Moderate Development consisting of two 5.57 acre, more or less, tracts on property owned by **Daniel Hebert**, 7211 Road 25.3 and 7215 Road 25.4, Cortez, CO, located in Sec. 2, T.35N., R.16W., N.M.P.M

Planning Director LeeAnn Milligan presented for signatures, a final plat and **Resolution P-08-2015** an After the Fact Exemption for **Kenneth Beisswanger** on property located at 16980 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. (See attached)

Planning Director LeeAnn Milligan held a discussion regarding **High Impact Permit 14-000004, Casey McClellan, Richard McClellan and David E. Nelsen, Agent Nathan Barton with Wasteline, Inc.**, allowing a hot-mix asphalt plant to be set up on the site for road improvement projects on property located at 32429 Road S, Dolores, CO; consisting of 290 acres, more or less, wherein 5 acres, more or less, would be used for the asphalt plant set up and operations. The property is situated in Sec.14, T.37N. R.15W., N.M.P.M. Topics included within the discussion were; notification of neighbors, the air and noise requirements for said plant for said expansion. (See attached)

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich reported to the Commissioners regarding a possible applicant for an expert historical witness for the Dolores Norwood Road and the funding of said research.

COUNTY ADMINISTRATOR REPORT: No report given

COUNTY COMMISSIONER REPORT: No report given

COUNTY ATTORNEY REPORT:

EXECUTIVE SESSION: Pursuant to Attorney Baxter's suggestion, Commissioner Ertel 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 and to include Planning Director Lee Ann Milligan and James Dietrich. Seconded by Commissioner Lambert and carried. Topics for the executive session were creation of a Historical Preservation Commission, the Dolores Norwood Road RS2477 designation and a non-compliance complaint. Commissioner Ertel moved to go out of executive session, seconded by Commissioner Lambert and carried. (See attached)

Commissioner Lambert re-opened the public meeting to conduct time sensitive material.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich presented a letter to **Derek Padilla**, District Manager Dolores Public Lands Office regarding **Comments on Draft Environmental Impact statement for Glade Rangeland Management**. Commissioner Ertel moved to approve the letter from the Montezuma County Board of County Commissioners regarding the comments on the Draft Environmental Impact statement for the Glade Rangeland Management to Derek Padilla as presented. Second by Commissioner Lambert and carried. (See attached)

CORRESPONDENCE: The following correspondence was read and noted:

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

MEETING ADJOURNED: 3:45 p.m.

County Clerk February 1, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
February 8, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday February 8, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of February 8, 2016 with the Pledge of Allegiance.

MINUTES: Commissioner Ertel moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated February 1, 2016 as amended. Motion was seconded by Commissioner Suckla and carried.

Administrator Brunner presented the following for approval:

Order 1-2016 A transfer from General Fund to LEA to correct 2015 Expenditures. Commissioner Ertel moved to approve a transfer of \$30,136.00 from the General Fund to the LEA fund for January- December 2015 LEA expenditures for the Town Of Dolores. Second by Commissioner Suckla and carried. (See attached)

Order 2-2016 A transfer to return money from Bus Replacement to Transit Operating (General Fund). Commissioner Ertel moved to approve a \$7,500.0 transfer to the General Fund from the Bus Replacement to reverse Order #8-2015 as presented. Second by Commissioner Suckla and carried. (See attached)

Resolution 1-2016: A resolution authorizing the **Paths to Mesa Verde Trail Planning Phase**. Commissioner Ertel moved to approve Resolution 1-2016 authorizing the Paths to Mesa Verde Trail planning phase for Montezuma County. Second by Commissioner Suckla and carried (See attached)

Resolution 2-2016: A designating of the Location of Posted Agenda(s). Commissioner Ertel moved to approve Resolution 2-2016 a resolution designating the location of posted agendas. Second by Commissioner Suckla and carried (See attached)

Resolution 3-2016: A resolution to amend the 2015 Budget. Commissioner Ertel moved to approve resolution #3-2016 to amend the Public Health Fund and Fleet Management Internal service fund budget as presented. Second by Commissioner Suckla and carried. (See attached)

COOPORATIVE WEATHER OBSERVER, NOAA, NWS representative **James Andrus** presented the precipitation report through the month of January, 2016.
(See attached)

PUBLIC COMMENT: No comments were made.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of February 3, 2016 through February 19, 2016. Roads scheduled for work included Road G, 25, 22, 15, 18, 19 and road 42. Superintendent Englehart reported that the recent snow removal schedules had resulted in 467 overtime hours, the new plow truck had arrived and that a different plow would need the transmission repaired or the vehicle would need to be replaced. Other topics of discussion included the current policies regarding private work contractors for red roads, pothole repair, ditch cleaning and maintenance, the Road Department expansion and utilization of said land and possible FLAP funds for future road projects. Superintendent Englehart reported that they were waiting for the **Montezuma County Goodman Point Truck Route Reconstruction DOLA Grant** to be returned, and then they could start on that project. (See attached)

SHERIFF'S MONTHLY REPORT: Sheriff Steven Nowlin, met with the Commissioner to give his monthly report. Topics of discussion included the new uniforms, the policy manual, daily training bulletins, interceptors and decals for vehicles, Fleet management and a transmission repair, a yearly employee schedule, the completion of the EOC room, the Education center enrollment, an updated security procedure, future trainings, and maintenance issues. Sheriff Nowlin discussed the end results of the 2015 budget and the Town of Dolores Contract regarding unexpended funds in the amount \$40,486.30 that need to be reimbursed to the Town of Dolores. Commissioner Ertel moved that the Montezuma County Sheriff Department reimburse the Town of Dolores for unexpended funds for the fiscal year 2015 in the amount of \$40,486.30 as presented. The motion was seconded by Commissioner Suckla and carried.

LANDFILL: Landfill Manager Shakalo Powers presented for comparison the Montezuma County Landfill Tonnage and Charge Summary for the months of January 2015 and the month of January 2016. Manager Powers reported there would be a new format for the report in the future. Other topics of discussion included the electric bill, fixture replacement to LED, rebates for said replacement, future meetings and a trip to Albuquerque for training. Manager Powers presented the **Revised Carton Council of North America, Inc. Agreement**. Commissioner Ertel moved to approve the revised agreement with the Carton Council in regards for assistance in the Landfill recycling program. Second by Commissioner Suckla and carried. (See attached)

VETERANS SERVICE: Veteran Service Officer Rick Torres presented the County Veterans Service Officers - Monthly Report and Certification of Pay and the Activity Service Summary for the month of January 2016. Commissioner Ertel moved to approve the **County Veterans Service Officers** monthly report and Certification of pay for January 2016, seconded by Commissioner Suckla, motion carried. Officer Torres reported on the veterans/ clients assists, and the indirect income to the county in the month of January 2016. (See attached)

PLANNING: Planning Director, LeeAnn Milligan and **Robin Worrel** met with the Commissioner to give their semi-annual report. Director Milligan discussed current projects which included; mapping updates, the COMP plan, the Land Use code, the new court house, Planning Commission applicants, the county wide internet project, the development of a Solar project, a MECEDA starter packet, HB 1041, the Addressing Department, future Planning and Zoning projects, the M&M Truck stop property development and the BLM easement request. Director Milligan reported that her department deals with citizen complaints and the infrastructure within different County departments. She also reported that a solid working relationship had been created between the County and the City Planning departments. (See attached)

JAG GRANT – Wanda Martin from the Sheriff's Office along with **Cindy Ramsey Grant Writer** presented the **Colorado Justice Assistance Grant 2016**. A grant for the mounted patrol project named **"Do you ever see anyone pet a patrol car?"** in the amount of \$66,673.00. Commissioner Ertel moved to approve the Montezuma County Sheriff department application for the 2016 Colorado Justice Assistance Grant in the amount of \$66,673.00 for the mounted patrol program. Second by Commissioner Ertel and carried. Grant writer Cindy Ramsey presented the following grant applications for approval; **The Ballentine Family Fund**, in the amount of \$4,829.80, the **TRAILS Grant through Polaris** for an off highway vehicle, and the **Walmart Corporate Community Grant** for medical bags. Commissioner Ertel moved to approve the application for the Ballentine Family Grant as presented. Second by Commissioner Suckla and carried. Commissioner Ertel moved that the Sheriff's Department apply for the Trails Grant through Polaris for an off highway vehicle. Second by Commissioner Suckla and carried. Commissioner Ertel moved that the Sheriff's Department apply for the Walmart Community Grant Program for medical bags. Second by Commissioner Suckla 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 AR10-34 rezoning request on property owned by the **Van Keuren Living Trust, Agents, Danny & Judy Van Keuren**, on property located at 12403 Road 22, Cortez, CO, consisting of 35.14 acres, more or less, of which through a proposed Exemption, 12 acres, more or less, will be deeded to an adjacent property owner. Property is situated in S.7, T.36N. R.16W., N.M.P.M.. Agents Danny and Judy Van Kuren 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 Suckla opened the hearing to public comment. Hearing no public comments that portion of the hearing was closed. Commissioner Ertel moved to grant the AR10-34 rezoning request on property owned by Van Keuren Living Trust, Agents, Danny & Judy Van Keuren, on property located at 12403 Road 22, Cortez, 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 recommendations to be made to the Board of County Commissioners regarding a Sketch Plan for a proposed 15 Lot Major Development on properties owned by **Greene, LLC**, located at TBD Road J.75, 41670 Road J.75 and TBD E. Sunset Dr., Mancos, CO, consisting of 60 acres total, more or less; situated north of Hwy 160, east of Hwy 184, located in Sec. 28, T.36N., R.13W., 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 the sketch plan. Commissioner Suckla requested the findings from the Planning and Zoning Commission. Director Milligan reported that the plan had been recommended unanimously by the Commission. Commissioner Suckla opened the hearing to public comment. Hearing no

public comments that portion of the hearing was closed. Commissioner Ertel moved that the sketch plan for a 15 Lot Major Development on properties owned by Grene, LLC, located at TBD Road J.75 in Mancos 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 a Heavy Industrial (INDHZ) rezoning request for a proposed amendment to High Impact Permit #214 on property owned by **Belt Salvage, Agents Chris Belt & Barbara Stagg**, located at 6786 Hwy 160/491, Cortez, CO., consisting of 2.54 acres, located in S.9, T.35N. R.16W. N.M.P.M Agents Chris Belt & Barbara Stagg 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 Commissioner Suckla requested the findings from the Planning and Zoning Commission. Director Milligan reported the Planning and Zoning Board Member Belt had recused himself from the vote on this request and that the plan had been recommended unanimously by the Commission. Commissioner Suckla opened the hearing to public comment. Public Comments made included: Greg Kemp was in favor of the amendment to the high impact permit. Hearing no further public comment that portion of the hearing was closed. Commissioner Ertel moved to approve the amendment to High Impact permit #214 a rezoning request on property owned by Belt Salvage, located at 6786 Hwy 160/491, Cortez, as presented. Second by Commissioner Suckla and carried. (See attached)

LANDFILL DESIGNATION: Landfill Manager Shakalo Powers, County Sanitarian, Melissa Mathews and Planning Director, LeeAnn Milligan met with the Commissioners to discuss the Certificate of Designation from the Colorado Department of Public Health and Environment. A Public Hearing will be set to begin the process.

PLANNING COMMISSION WORKSHOP: Planning & Zoning Board Member, Kelly Belt and Planning Director, LeeAnn Milligan met with the Commissioners to discuss the results a recent attended workshop to discuss ideas for future County revenue sources. Topics of discussion included a new County wide sales tax, Industrial Hemp production, and expanding the County Master Recreation Plan.

FAIRBOARD: The previously tabled discussion regarding alcohol sales during the 2016 County Fair was held with Fair Board Member LeeAnn Milligan. Both Commissioners Ertel and Suckla reported that they had not had any calls of support for the sales of alcohol at the County Fair but many calls to deny the sales of alcohol at the County Fair. Commissioner Ertel moved to deny the request for alcohol sales during the Demolition Derby at the 2016 Montezuma County Fair. Second by Commissioner Suckla and carried.

COUNTY ATTORNEY REPORT: Attorney Baxter discussed the development of a Historical Commission Advisory Committee and a set court date for a Planning non-compliance issue.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich discussed future scheduled meetings, the Expert Historian, and the Trail to Mesa Verde.

COUNTY ADMINISTRATOR REPORT: Administrator Brunner presented the 2015 activity statement for the **Legacy Foundation Onward, Montezuma County Sheriff's Office Employee Fund** and the **Senior Service Foundation Fund**. The Commissioners would like to meet with the Legacy Foundation in the future. (See attached)

COUNTY COMMISSIONER REPORT: Commissioner Ertel reported on a recent TPR meeting he had attended and upcoming State road projects. Commissioner Suckla reported that he had won his bid to be Vice Chairman for Public Lands at the recently held CCI meeting in Denver.

CORRESPONDENCE: The following correspondence was read and noted:

A Letter from the Colorado Department of Public Health & Environment regarding the 2014 Financial Assurance Review-Approved Montezuma County Landfill.

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

MEETING ADJOURNED: 3:45 p.m.

County Clerk February 8, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
February 22, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday February 22, 2016 at the courthouse in Cortez, Colorado, there were present:

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

VICE-CHARIMAN Lambert opened the meeting of February 22, 2016 with the Pledge of Allegiance.

MINUTES: Commissioner Ertel moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated February 8, 2016 as amended. Motion was seconded by Commissioner Lambert and carried.

ACCOUNTS PAYABLE: Administrator Brunner presented the January 2016 Accounts Payable and the January 2016 Financial Statements for approval. Commissioner Ertel moved to approve the Accounts Payable for January 2016 as presented. Second By Commissioner Lambert and carried. Commissioner Ertel moved to approve the January 2016 Financial Statements as presented. Second by Commissioner Lambert and carried. (See attached)

LIQUOR LICENSE: Deputy Clerk, Malinda Fuller presented a liquor license renewal for **Spirit Wind Inc., DBA Sophia Retreat and Event Center**, 19581 Road 31, Dolores, CO 81323. Commissioner Ertel moved to approve the liquor license renewal for **Spirit Wind Inc., DBA Sophia Retreat and Event Center**, 19581 Road 31, Dolores as presented. Second by Commissioner Lambert and carried. (See attached)

PUBLIC COMMENT: M.B. McAfee requested weekly updates from the **Owners Representative, Monty Guiles** for the Combined Courthouse Facility project be included as an agenda item.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of February 17, 2016 through March 4, 2016. Roads scheduled for work included Road G, 25, 22, 15, 18, 19 and road 42, the crusher will be making chips for projects on roads 33, 34 and Road M. Topics of discussion included, pothole road repairs, culvert cleaning, scheduled preparatory work, a Forrest Service request for blade work at Transfer Park, and future FLAP and LTAP grant applications. (See attached)

WEED DEPARTMENT: Bonnie Loving, along with Road Department Superintendent Rob Englehart presented the **Bare Ground Project** bid openings. Bids presented were: **Tres Mesas Spraying LLC** at \$52.46 per mile, **Southwest Weed Control** at \$53.75 per mile, **Pride Weed Control** at \$66.22 per mile and **Horizon Environmental Services Inc.** at \$ \$77.00 per mile. Commissioner Ertel moved to award the 2016 Bare Ground project noxious weed bid to Tres Mesa Spray LLC for esplanade and perspective spray at \$52.46 per mile as presented. Second by Commissioner Lambert and carried. (See attached).

Rod Cook and **Ron Mabry** from the **Cooperative Weed Management Area (CWMA)** met with the Commissioners to discuss the **San Juan Mountains CWMA Memo of Understanding**. Commissioner Ertel moved that Montezuma County enter into the Memo of Understanding between San Juan Mountains CWMA and Montezuma County and to have Bonnie Loving a member of their steering committee. Second by Commissioner Lambert and carried. (See attached)

PUBLIC LANDS: Derek Padilla, Marietta Eaton and Connie Clementson met with the Commissioners to give their monthly update. Topics of discussion from Mr. Padilla included the funding of the McPhee rehabilitation site, the historical researcher cost share, a required 2-3 week closure for a road project on the **West Mancos Road** and the **Dolores Norwood Road**. Miss Eaton reported on the **Flodine** and **Yellow Jacket** leases, the Environmental Assessment for the **Sand Canyon** parking lot and possible funding for said project. Miss Clementson discussed future projects that may qualify for FLAP funding, which included Road 15, between Roads BB and CC and the access road to **Phil's World**. A discussion was held regarding the SW RAC meetings previously held and a future one set for March 16, 2016. Miss Clementson stated for scheduling the time use of the meeting room, it would be helpful for speakers to sign up prior to the meeting.

WILDLIFE SERVICES: Clinton Wilson, met with the Commissioners to give his quarterly update. Topics of discussion included: spring issue calls and the population of the beavers, coyotes, lions and bears. Mr. Wilson is the Montezuma County representative and his contact information will be included on the county web site.

BOARD OF SOCIAL SERVICES MONTHLY REPORT: It being the time set aside, the Board of Social Services was conducted. **Josiah Forkner, Lori Higgins and Crystal Hollingshead** were present. Director Forkner gave an overview of the Adult Protective Services Program. (See attached)

MECDA/ MONTEZUMA: Rescheduled.

CORTEZ SANITATION: Tim Krebs Jr. met with the Commissioners to request the termination of the 2003 Intergovernmental Agreement for Construction and Operation of Septage Receiving Facility between the Cortez Sanitation District, A Colorado Special District and Montezuma County, and waive the two month notification requirement for termination. Commissioner Ertel moved that the Montezuma County Board of Commissioners relinquish their rights with the 2003 Intergovernmental Agreement for the construction and operation of a septage receiving facility prior to the 2 months as required within said agreement. Second by Commissioner Lambert and carried. (See attached)

11:50 a.m. Commissioner Lambert adjourned the meeting for lunch.

1:30 p.m. Commissioner Lambert reconvened the meeting.

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining a C.R.S. §24-65.1-101 designation consisting of properties which make up the “Phil’s World” trail system, located 2 miles, more or less, east of Cortez, CO, consisting of 730 acres, more or less, of State owned leased property, and 2,400 acres, more or less, of Bureau of Land Management, situated in Sections: 3, 4, 9, 10, 11, 14, 15, 21, 22, 23, 26, 27, 28, Township: 36, Range: 15, N.M.P.M.M.. The roll was called, the public notice read, and the proceedings were recorded for the record. **Attorney Baxter** gave an overview of the designation request. Commissioner Lambert opened the hearing to public comment. Public Comments included: **MB. McAfee** stated the designation was invalid as it did not meet the statute criteria. (See attached) **Gala Pock** stated that a Recreation designation would not meet the required statutes for 1041. **Dexter Gill** expressed his concerns of future resources needs of said acreage and that the process of changing said designation could be complicated. Hearing no further public comment that portion of the hearing was closed. A determination of said designation was postponed until the March 7, 2016 Commissioner’s meeting for all 3 Commissioners to be present for the vote. (See attached)

PLANNING: Planning Department, Robin Worrell met with the Commissioners and reported a postponement was needed for the presentation of the **Planned Unit Development RV Park** review of fees for **Darin and Kathy Stone** until March 7, 2016. The Planning Department would like more research to be completed. Miss Worrell also presented a request for preliminary review an exemption request made by **Poe Family Partnership LLLP, Agent Bud Poe** on property located at TBD Road 19, Cortez, CO consisting of 62.8 acres, more or less, situated in Sec. 2, T.36N., R.17 W., N.M.P.M. The request will be taken to the Planning and Zoning for recommendations.

COUNTY BROADBAND: Jim McClain, Montezuma County IT Department and Rick Smith, City of Cortez met with the Commissioners to discuss the County wide Broadband project. Topics of discussion included a ballot question, Senate Bill 152, E Rate, reimbursement of funding possibilities, the engineering plan and a feasibility study. Commissioner Ertel moved to approve funding, not to exceed \$65,000.00 for the Feasibility Study and Engineering Plan for the County wide broad band to the company of **ofs** to include the municipalities of Dolores, Mancos, Towaoc and unincorporated Montezuma County. Second by Commissioner Lambert and carried. (See attached)

EXECUTIVE SESSION: Pursuant to Attorney Baxter’s suggestion, Commissioner Ertel moved for the Board of County Commissioners to go into executive session pursuant 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), for the discussion of personnel matters under C.R.S. 24-6-402 (4) (f), and 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) and to include Sheriff Nowlin. Seconded by Commissioner Lambert and carried. Topics for the executive session included Sheriff Department Personnel issues, and a land purchase. Commissioner Ertel moved to go out of executive session, seconded by Commissioner Lambert and carried. (See attached)

COUNTY ATTORNEY REPORT: Attorney Baxter discussed the draft Resolution for a **Montezuma County Historic Registry Designation** and the payment of Colorado Bar Association dues for his Assistant Attorney Ian McClaren. (See attached)

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: **James Dietrich** met with the Commissioners and gave updates. Topics of discussion included the Rico West Dolores, the upper Dolores Water shed, the Mesa Verde Trail IGA, a change order for the McElmo Flume project, the approval of an extension for a special use permit with CDOT and future grant application deadlines.

COUNTY ADMINISTRATOR REPORT: **Administrator Brunner** discussed the RFP for Contractors for the Combined Court Facility and a presentation of said project to the City of Cortez.

COUNTY COMMISSIONER REPORT: **Commissioner Ertel** reported he would be attending a Club 20 meeting in Grand Junction with a stop in Montrose for a workforce planning discussion regarding the Workforce Investment Opportunity Act. **Commissioner Lambert** reported he had attended the Sub-Rac committee meeting in Mancos.

CORRESPONDENCE: The following correspondence was read and noted:
A letter from student Shayna Neighbors regarding (POW) Protect Our Winters.
A letter from High Desert Conservation District regarding a thank you for financial support.

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

MEETING ADJOURNED: 4:15 p.m.

County Clerk February 22, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
March 7, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday March 7, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of March 7, 2016 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 22, 2016 as amended. Motion was seconded by Commissioner Ertel and carried.

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles reported on meetings he had attended with the State Court System, the Architects, the Sherriff's Department and the Cortez Planning and Zoning. He reported that the Combined Courthouse Project presentation to the City of Cortez Planning and Zoning committee was given approval on March 1, 2016.

LIQUOR LICENSE RENEWAL: Deputy Clerk Malinda Fuller presented a liquor license renewal application for **Triple H & J Inc., DBA Smitty's Liquors**, located at 10255 Hwy 491, Cortez, CO 81321. Commissioner Ertel 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 Lambert and carried. (See attached)

GRANT APPLICATION: Administrator Brunner presented the **Colorado Parks and Wildlife Impact Assistance Grant Application** for approval. Commissioner Ertel moved to approve the Colorado Parks and Wildlife Impact Assistance Grant for the tax year 2015 as presented. Second by Commissioner Lambert and carried. (See attached)

PUBLIC COMMENT: Timothy Ferguson met with the Commissioners with a request for support for Montezuma County to receive Denver Television Stations. **Greg Kemp** reported on a recent Free Press article regarding national awards received by Montezuma County Fire Wise Ambassadors. **Dexter Gill** discussed his appreciation of a completed culvert replacement project done by the Road department.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of March 2, 2016 through March 18, 2016. Roads scheduled for work included Road G, 33, 34, M, 26, T.5 and road 18. Superintendent Englehart reported that projects had been completed on Roads 15, 16.5, W and the culvert replacement on Road 22. Other topics of discussion included; a safety meeting presentation for driving awareness by **State Patrol Officer Saunders**, the DOLA grant and the approval of a Quit Claim Deed for the purchase of land from **AMC Developing, LLC**. Said Land purchase is for \$65,000.00 and a like trade up to \$35,000.00 for an access lane (to be completed in the next five years). Commissioner Lambert moved that the land purchase from AMC Developing, LLC be approved. Second by Commissioner Ertel and carried. (See attached)

IT: Jim McClain gave a monthly update for the IT Department. Topics discussed included; a transfer of office space, a new marquee sign, the Broadband project, membership with the Council of Governments (COG), the EOC room, a video Matrix for the Jail, a new phone system for the Sheriff's Department, meetings scheduled and attended, and a ballot question for the November 8, 2016 ballot. (See attached)

FAIRGROUNDS: Fairgrounds Manager Tanner Young gave his monthly report which included \$14,457.05 income and fairgrounds attendance of 4290 to date. Tanner reported on past events and scheduled future events. Other topics discussed included; preparation of the arena for the Ag Expo and the light replacement in the beef barn. Manger Young also discussed the unsuccessful grant results for the portable restroom trailers and future grant possibilities. (See attached)

RESOLUTION 4-2016: Attorney Baxter presented **Resolution 4-2016** a designation of **Phil's World Trail System** as an Area and Activity of State Interest. Commissioner Lambert moved to approve Resolution 4-2016 the designation of Phil's World Trail system as an area and activity of state interest pursuant to C.R.S. 24-65.1-401 as presented. Second by Commissioner Ertel and carried. (See attached)

MONTEZUMA COUNTY WEED PROGRAM: Bonnie Loving and **Brandon Johnson** with **MVIC** presented a slide presentation of the Montezuma County Noxious Weed Management Plan for comparative changes and approval. Mr. Johnson will take suggested changes back to his Board for discussion. Miss Loving gave her 2016 report that included Enforcement, Mapping, Cost-share, Education, the Great Cut Dike project, Colorado Department of Transportation, US Forrest Service, Bureau of Land Management, the Bareground Road project and the 2016 Montezuma County Weed Program Cost-Share Application and Instruction Sheet. (See attached)

TV STATION PETITION: A discussion was held regarding a request of support for a Petition for Denver TV Stations in Montezuma County. It was decided that additional information would be required prior to the decision. Commissioner Ertel moved to table the decision for the petition regarding Denver TV for Montezuma County to a future date. Second by Commissioner Lambert and carried.

EMPLOYEE OF THE MONTH: Administrator Brunner along with the Commissioners presented the January Employee of the Month to **James Dietrich Natural Resources, Planning & Public Lands Coordinator**.

SENATE BILL 16-97: James Dietrich presented a letter of support addressed to Senator Ray Scott for Senate Bill 16-97 Use mineral Severance Revenue for Local Governments. Commissioner Lambert moved to approve a letter of support for SB16-97 a use mineral severance revenue for local government as presented. Second by Commissioner Ertel and carried. (See attached)

SOUTHWEST COLORADO COUNCIL OF GOVERNMENTS (SWCCOG) RECYCLING GRANT: Administrator Brunner presented a letter of support to **RREO Grant Review Committee** regarding the SWCOG application for a recycling resources economic opportunity grant. Commissioner Ertel moved to approve the letter of support for the SWCOG to apply for a recycling grant as presented. Second by Commissioner Lambert and carried. (See attached)

MONTEZUMA LAND CONSERVANCY: John Leibowitz and Amber Clark met with the Commissioner to request a letter of support for the **Montezuma Land Conservancy's** request for funding from the **Great Outdoors Colorado Trust Fund Board**. Commissioner Ertel moved to approve a letter of support for the Montezuma Lands Conservancy, for a request to assist with funding to help defray the costs with conveying a conservation easement as presented. Second by Commissioner Suckla, with a vote in favor from Commissioners Suckla and Ertel and one vote against from Commissioner Lambert the motion carried. (See attachment)

McELMO FLUME: Linda Towle along with James Dietrich met with the Commissioners to give an update on the Flume project and to request approval to apply for grant funding for the wooden structure, final part of the project. Miss Towle will present said grant applications at a future date.

MONTEZUMA COUNTY HISTORIC PRESERVATION: Dale Davidson, Ann Brown, Joyce Lawrence and David Everett met with the Commissioner to discuss a DRAFT Resolution establishing the **Montezuma County Historic Preservation Advisory Board**. It was decided to table the discussion for a comparison study of the Historic Preservation Advisory Board's Draft Resolution and the County **RESOLUTION 5-2016**, a Creation of the **Montezuma County Historic Registry** for a possible combination of the two resolutions.

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

Commissioner Suckla announced the meeting would reconvene.

GIS MAPPING: GIS Specialist Doug Roth met with the Commissioners to discuss the revisions and adoption of the County Road Map. A public hearing will be set for discussion of said changes. (See attached)

PLANNING: Planning Director LeeAnn Milligan, along with Developers Darren and Kathy Stone met with the Commissioners to discuss the Mobile Home / RV Park Unit development fees. Director Milligan gave an

overview of other Colorado County guidelines. Commissioner Ertel moved that the **RV Planned Unit Development Road Impact Fees** be assessed at the residential accessory rate of \$1,000.00 plus \$25.00 per space per mile off the nearest State Highway. Second by Commissioner Lambert and carried (See attached)

REGIONAL HOUSING ALLIANCE: Karen Iverson gave a presentation regarding the expansion of the **Homebuyer Assistance Program** in to Montezuma County. Topics of discussion included a homebuyer education class presentation scheduled, April 16th at Southwest Memorial Hospital Annex Community Room, available Loan programs, to date statistics, and the 2016 Goals and budget for the program. (See attached)

REGION 9: Deputy Director Laura Lewis Marchino met with the Commissioners to discuss the 2016 **Community Development Action Plan for Montezuma County**. Commissioner Lambert moved to approve the 2016 (CDAP) Community Development Action Plan for Montezuma County that Region 9 presented. Second by Commissioner Ertel and carried. Deputy Director Marchino reported on the Southwestern Enterprise Zone-2015 Annual Report. (See attached)

MONTEZUMA INSPIRE COALITION (MIC): Jon Liebowitz and Gabi Mowry met with the Commissioners to discuss the **Montezuma County Inspire Coalition**. Topics of discussion included participating organizations, planning grants from (GOCO) Great Outdoors Colorado, the facets of the GOCO planning grant, the vision of the program “No child left inside in Montezuma County!”, the plan for the implementation grant, the Organizations contributing matching funds and a request of \$4,000.00 matching funds from Montezuma County for the program. The Commissioners did not act on the funding request at this time. (See attached)

PLANNING: Planning Director LeeAnn Milligan, review and determination of a Variance Application request on property owned by **Clifford and Donna Darland**, located at 6240 Road 24.2, Cortez, CO, consisting of 1 acre, more or less, situated in S.10, T.35N., R.16W., N.M.P.M. Said request is for a variance to residential setback requirements to be relaxed from the 50’ requirement to 10’ in order to place a second residence on the property. Director Milligan gave an overview of said application. Agents Donna Darland and Ronda Pilegard were present. Commissioner Lambert moved that a temporary variance for Clifford and Donna Darland, for the placement of a second residence for the care of their mother for the remainder of her life be approved with 6 month expiration thereafter. Second by Commissioner Ertel and carried. (See attached)

DISCUSSION: Rex Olin, met with the Commissioners to discuss a property located at 30550 Road H and the lien placement on said property. Attorney Baxter offered the contact information to Colorado Legal Services.

COUNTY ATTORNEY REPORT: Attorney Baxter reported that the Supreme Court granted certiorari on the Kinder Morgan law suit and that briefs were due over the next several months. He believes oral arguments will be late this year.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich gave the Commissioners updates on the West Slope Roads Meeting and possible funding for Montezuma County projects, the Mesa Verde Trail project and the McElmo Flume parking lot project.

COUNTY ADMINISTRATOR REPORT: Administrator Brunner presented a request for the **City Of Cortez** to waive the Landfill tipping fees for the **City Clean-up Day** scheduled April 23, 2016. Commissioner

Lambert moved to waive the fees at the Landfill for the City Clean-up day April 23, 2016 as requested. Second by Commissioner Ertel and carried. Other Topics discussed included a Leed Accredited Profession Designation for the Owners Representative, Monty Guiles and the Denial of the DOLA grant for the Fairground restrooms. (See attached)

COUNTY COMMISSIONER REPORT: **Commissioner Ertel** reported on the Glade and the Workforce Innovation Opportunity meetings he had attended and reported he would be in Washington D.C. next week. **Commissioner Suckla** reported on his Washington D.C. visit. There was no report from **Commissioner Lambert**.

CORRESPONDENCE: The following correspondence was read and noted:
 Water Protection Work Group Recommendations and Minimum requirements for the Lower Dolores River NCA Legislation.
 Cortez Sanitation District written acknowledgement of termination of IGA.
 A Thank You note from Sherriff Nowlin and family for flowers sent for his fathers funeral.

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

MEETING ADJOURNED: 4:55 p.m.

 County Clerk March 7, 2016

 Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
March 14, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday March 14, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of March 14, 2016 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 7, 2016 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 2016. (See attached)

PUBLIC COMMENT: **Greg Kemp** thanked the Commissioners for allowing the use of county resources to help with the (Dwarf) Dolores Watershed and Resilient Forest Wildfire Project.

ROAD DEPARTMENT: **Road Superintendent Rob Englehart** presented the road and bridge schedule for the time period of March 9, 2016 through March 24, 2016. Roads scheduled for work included Road G, 33, 34, M, 26, T.5, 18, U, X, BB, CC, and road 20. Other topics of discussion included; production of chips for the upcoming DOLA Grant project, the TPR meeting, an inspection report for the Division Reclamation of Mining, options with the Bedrock historical bridge and the Amendment #1 – EIAF 8097 Montezuma County Goodman Point Truck Route Reconstruction. (See attached)

SHERIFF'S MONTHLY REPORT: Sheriff, Steve Nowlin, met with the Commissioner to give his monthly report. Topics of discussion included: deputies traveling to a fallen officer funeral in Arvada, the Advent Financial Collections agency, the Empowering Through Change program, the Department policies placed on the web site, the beginning of in house training, a School Safety meeting scheduled with the local School districts, the Sand Canyon parking lot, the scheduled Water Law 101 class, the Detox center, patrol officers, the fleet management program and a Commissioner visit to the Jail.

LANDFILL: Landfill Manager Shakalo Powers presented the Montezuma County Landfill Tonnage and Charge Summary comparison from February 2015 through February 2016 along with the County Landfill 2016 Landfill Budget spread sheet. Other topics of discussion included; City of Cortez clean up, lead paint disposal, market prices for recycling, usage of the landfill compactor, the new cell construction start date of June 16th, the development of the compost stock pile and a upcoming visit next Tuesday and Wednesday from Weaver Consultants. (See attached)

VETERANS SERVICE: Veteran Service Officer Rick Torres presented the County Veterans Service Officers - Monthly Report and Certification of Pay and the Activity Service Summary for the month of January 2016. Commissioner Lambert moved to approve the **County Veterans Service Officers** monthly report and Certification of pay for February 2016, seconded by Commissioner Suckla, motion carried. Officer Torres reported on the veterans/ clients assists, and the indirect income of \$12,380.93 to the county in the months of January and February 2016. Other topics of discussion included a VA Claims Clinic, a PTSD Seminar and the consideration of a State Funded additional Part Time position. (See attached)

SOUTHWEST COLORADO SMALL BUSINESS DEVELOPMENT CENTER: Rescheduled.

CLERK & RECORDER: Clerk & Recorder, Kim Percell met with the Commissioners to give a semi-annual report. Topics of discussion included; registered voters, the 2016 election schedule and participation in said elections and the 2015 Recording and Motor Vehicle department statistics. (See attached)

SOUTHWEST WATER CONSERVATION DISTRICT: Rescheduled

Commissioner Suckla announced the adjournment of the meeting for the LUNCH break.
Commissioner Suckla announced the meeting would reconvene.

AG EXPO: Shay Allred met with the Commissioners to give an annual update of the scheduled Ag Expo at the County Fairgrounds. Shay presented a thank you letter to the commissioners for their support of the calf program. An invitation to the vendor appreciation dinner and day passes were also given to the commissioners by Shay.

MCEDA SOLAR PRESENTATION: Chelsea Jones and Dave Hart. Chelsea discussed her trip to Denver for the COSEIA Solar Conference and what she brought away from the conference. She has had several meetings with Empire Electric, LeeAnn Milligan and James Dietrich. MCEDA's annual meeting Tuesday, April 19, 2016 12:00 to 2:00 at the Dolores Community Center.

LEWIS ARRIOLA FIRE DEPARTMENT: George Deavers and LeeAnn Milligan discussed expanding the Lewis Arriola Fire Departments, Goodman Point fire station. George asked the commissioners if they were ok with his plan to take out the current single bay station and build a new 4 bay station. Commissioner Suckla and Lambert had no problems with this course of action.

MONTEZUMA COUNTY PLANNING DEPARTMENT: LeeAnn Milligan and Robin Scott presented the Planning Department updated Fee Schedule for review and determination. Commissioner Lambert motioned to approve the changes to the Planning and Zoning Fee Schedule for 2016, seconded by Commissioner Suckla. Motion carried. (See attached)

MONTEZUMA COUNTY HISTORIC PRESERVATION: Dale Davidson, Ann Brown, Joyce Lawrence and David Everett met with the Commissioner to continue their discussion from last week. Montezuma County Attorney, John Baxter, went over the resolution he drew up with those present. Commissioner Lambert motioned to approve the **Resolution No. 5-2016** for the creation of Montezuma County Historic Registry Designating Historic Landmarks or districts, seconded by Commissioner Suckla. Motion carried. (See attached)

DOLORES WATERSHED and RESILIENT FOREST (DWARF): Wildfire Project. Doug Roth, LeeAnn Milligan, James Dietrich and Rex Robichaux all discussed multiple agency information regarding fire mitigation, water protection, timber availability and that information being layered on a map with those multiple agency information and utilizing that information to the multiple agencies benefit.

COUNTY ATTORNEY REPORT: Attorney Baxter spoke with the attorney for MVI on working out a weed plan. Other topics discussed were; claims with the Sheriff's Department and the Sheriff's position on those claims. Attorney Baxter was asked if he was comfortable with the Sheriff's position regarding the claims in which he answered that he was comfortable with the Sheriff's position regarding the claims.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich went over meetings that are scheduled for the week. Mr. Dietrich also went over the Bedrock historic bridge project, the Planning Commission meeting project and a feasibility study. Mr. Dietrich reported that the RFQ would go out in the morning to go over cost figures, maintenance, and that a solar contact from North Carolina would be in touch with Empire Electric. Other topics of discussion included the Timber sales/water shed.

COUNTY ADMINISTRATOR REPORT: Administrator Brunner reported the members included within the NCA Water Protection District were, DWCD, MVI, Montezuma County, Dolores County, Montrose County and San Miguel County. A discussion was held regarding the writing of a ballot question for the November 2016 General election.

COUNTY COMMISSIONER REPORT: Commissioner Suckla reported on his testimony at the Colorado State Senate regarding SB16-97.

CORRESPONDENCE: None.

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

MEETING ADJOURNED: 4:02 p.m.

County Clerk March 14, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
March 21, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday March 21, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of March 21, 2016 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 14, 2016 as amended. Motion was seconded by Commissioner Ertel and carried.

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles reported on the CM/GC interviews. Representative Guiles reported that all of the applicant contractors were qualified but one of them stood out. There was a unanimous decision from the Commissioners. Commissioner Ertel moved that the Jaynes Contracting of Colorado be the construction company for the Combined Court facility contingents on the pricing negotiations. Second by Commissioner Lambert and carried.

Order 3-2016 A transfer from Road and Bridge Fund to the General Fund for \$150.00, check #69720 for cleaning that was paid out of the wrong bank account. Commissioner Lambert moved to approve Order 3-2016 a transfer of \$150.00 from the Road and Bridge Fund to the General Fund as presented. Second by Commissioner Ertel and carried. (See attached)

ACCOUNTS PAYABLE: Administrator Brunner presented the February 2016 Accounts Payable and the February 2016 Financial Statements for approval. Commissioner Ertel moved to approve the Accounts Payable

for February 2016 as presented. Second By Commissioner Lambert and carried. Commissioner Lambert moved to approve the February 2016 Financial Statements as presented. Second by Commissioner Ertel and carried. (See attached)

PUBLIC COMMENT: **Gala Pock** held a discussion regarding the standardization and assessment of road impact fees for oil and gas productions. **M.B. McAfee** presented comments and questions concerning a recently attended Public Land Access Association meeting. (See attached)

ROAD DEPARTMENT: **Road Superintendent Rob Englehart** presented the road and bridge schedule for the time period of March 16, 2016 through March 31, 2016. Roads scheduled for work included Road G, 33, 34, M, 23.5 and road 24. Superintendent Englehart reported that work had been completed on roads 26, T.5 BB, CC, 20 and Road U. Other topics of discussion included; mag chloride, the Dolores Norwood Road, a Forest Service FLAP grant application, Road 39.5 the AMC land purchase, and 2016 pricing for materials required. (See attached)

PUBLIC LANDS: **Bureau of Land Management, Marietta Eaton and Connie Clementson** met with the Commissioners to give updates. Miss Eaton introduced the new **BLM Supervisor Park Ranger, Chuck Lassitor** who gave an overview of his previous work history. Other topics discussed included the Sand Canyon Parking lot, the Flodine and Yellow Jacket Land Health Assessments, the Basket display at the Anasazi Heritage Center, amendments to the Resource Management Plan or the Master Leasing plan and the Fire Management Plan. Miss Clementson presented the Tres Rios Areas of Critical Environmental Concern packet for review and discussion. (See attached)

BOARD OF SOCIAL SERVICES MONTHLY REPORT: It being the time set aside, the Board of Social Services was conducted. **Josiah Forkner, Lori Higgins, and Kelly Unrein** were present. Director Forkner and Miss Unrein gave an overview of HB 1451 the **Collaborative Management Program (CMP)**. Commissioner Ertel moved to approve the Collaborative Management Program for the Department of Social Services for the year of 2017 as presented. Second by Commissioner Lambert and carried. (See attached)

EMERGENCY MANAGER REPORT: **Emergency Manager Paul Hollar** met with the Commissioner and gave a bi-monthly update. Topics discussed included a meeting schedule, training and exercises, notables, current projects and the **Salamander ID/Credential** presentation. Manager Haller presented the **2016 Nixel Contract** the **2016 Montezuma County Annual Operating Plan.**, and the **2016 Montezuma County Wildland Fire Agreement.** Commissioner Lambert moved to approve the payment of the NIXEL bill with a maximum amount of \$6056.40 for the year of 2016 as presented. Second by Commissioner Ertel and carried. Commissioner Ertel moved to approve the 2016 Montezuma County Annual Operating Plan as presented. Second by Commissioner Lambert and carried. Commissioner Lambert moved to approve the Wildland Fire Agreement with the County Sheriff and the 5 fire protection districts within the County as presented. (See attached)

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

Commissioner Suckla announced the meeting would reconvene.

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining a **Certificate of Designation** for the operation of a solid waste disposal, recycling and composting facility on four separate properties owned by Montezuma County, located at 26090, 26100 and TBD Road F and TBD Road 26.5, Cortez, CO, situated east of Road 25, south of Road G, located in Sections: 11, 12, 13 & 14, Township: 35, Range: 16, N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. **Landfill Manager, Shalako Powers** gave an overview of the certification. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Ertel moved to grant the Certification of Designation for the Montezuma Landfill as presented. Second by Commissioner Lambert and carried. (See attached)

PLANNING:

Planning Assistant Robin Worrell presented for review and determination of a Variance Application submitted by **Benjamin Castillo** on property located at 12677 Road 25, Cortez, CO, situated in Section: 10, Township: 36, Range: 16W, N.M.P.M. consisting of 15 acres, more or less, wherein Applicant proposes to remove and reconstruct a shed which currently exceeds setback requirements per the Land Use Code. Agent Benjamin Castillo was present. Commissioner Ertel moved to grant the variance application for Benjamin Castillo located at 12677 Road 25, Cortez, as presented. Second by Commissioner Lambert and carried. (See attached)

Planning Director Milligan presented for review and determination of a Variance Application submitted by **Daren and Kathy Stone** on property located at 12110 Highway 145, Cortez, CO, situated in Section: 7, Township: 36, Range: 15W, N.M.P.M. consisting of 25.44 acres, more or less, wherein Applicants are requesting to amend requirements per the Land Use Code which require one toilet and one shower for each sex for each 15 RV park spaces for their Planned Unit Development to 12 for their current 120 spaces. Agent Kathy Stone was present. After much discussion the decision was postponed to a future date for additional information from **COUNTY SANITARIAN: Melissa Mathews**.

SOUTHWEST WATER CONSERVATION DISTRICT: John Porter met with the Commissioners to give the Annual report. Topics of discussion included the budget, revenues, county involvement, directors, and the 75th anniversary of the Southwest Water Conservation and a seminar scheduled April 1, 2016. (See Attached)

BROAD BAND: IT Manager, Jim McLain, City Of Cortez Manager, Shane Hale and Rick Smith met with the Commissioners to discuss the collaboration of involved entities with the creation of a Broad Band Authority Group as well as the deployment and finance of the project. Other topics of discussion included meetings with Empire Electric, the Town of Dolores, the possible creation of an Intergovernmental Agreement (IGA) or a Memo of Understanding (MOU) and the Southwest Colorado Council of Governments (SWCCOG) meeting to gather feedback for local broadband planning. (See attached)

COUNTY ATTORNEY REPORT: Attorney Baxter discussed the preparations and shared responsibilities for Attorney Ian McClaren's first jury trial.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich presented a letter to Congressman Tipton regarding the Commission's adamant opposition and areas of concern to a proposal for a National Monument Proclamation in the Dolores River Corridor. Commissioner Ertel moved to approve the letter to Congressman Tipton from Montezuma County Commissioners regarding the collaborative work with federal land manager as presented. Second by Commissioner Lambert and carried. (See attached)

COUNTY ADMINISTRATOR REPORT: Administrator Brunner left the meeting at the lunch break.

COUNTY COMMISSIONER REPORT: Commissioner Suckla reported on the Ag Expo judging the Commissioners had participated in. Commissioner Ertel reported on his recent trip to Washington D.C. and meetings attended. No report from Commissioner Lambert.

CORRESPONDENCE: None.

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

MEETING ADJOURNED: 3:50 p.m.

County Clerk March 21, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
March 28, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday March 28, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of March 28, 2016 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 21, 2016 as presented. Motion was seconded by Commissioner Ertel and carried.

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles reported that Jayne's Construction was working on their guaranteed maximum price for presentation at a future date.

SENIOR TRANSIT: Mary Holaday met with the Commissioners to present the **FTA Federal Fiscal Year 2016 Certifications and Assurances** grant. Commissioner Ertel moved to approve the FTA 2016 Certifications and Assurances grant for Montezuma County Senior Services as presented. Second by Commissioner Lambert and carried. (See attached)

PUBLIC COMMENT: No Comments were made.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of March 23, 2016 through May 8, 2016. Roads scheduled for work included Roads G, 33, 34, M, 23.5, 24 and road U. Superintendent Englehart held discussions on the following; ditch / culvert cleaning and

replacement, the renewal of the John Deer Lease, coordination of the equipment replacement for the Fairgrounds, chip sealing on Roads 33 and 34, the Sand Canyon parking lot, the Forest Service plans for the Echo Basin and the Dolores / Norwood roads, the summer workers for pothole repair and the Annex parking lot. (See attached)

FLEET MANAGEMENT: Clint Watson Fleet Manager met with the Commissioners to give his quarterly update. Topics of discussion included; the employee schedule adjustments for maximum coverage, compiled vehicle / equipment information, monthly mileage readings, a new fuel card program, 9 purchased vehicles, completed repairs and maintenance. Manager Watson reported on projects in progress that included; the wash rack and shop completion, updated vehicle registrations, the liquidation of 4 vehicles, consolidation of parts and inventory into a record base, the 2017 replacement and liquidation schedule and the 2017 budget. (See attached)

HEALTH DEPARTMENT: Public Health Director Bobbie Lock along with **Allison Duran** met with the Commissioner to give a Bi-monthly report. Director Lock presented a revenue report for the months of January and February. Topics of discussion included the Community Health Worker, the current Dentist's maternity leave and a replacement Dentist, the Dental-Hygienist, Cholesterol screenings (free to the public), the EPR Core program, the Food Serv. Licensing, the OPP program, the Baby and Me Tobacco Free program, the Tobacco / Stepp program, the Waste Tire grant the Fleet management program and the EBOLI Funding Grant. Director Lock reported on the Health Department fund raiser for the MIPC Arrive Alive, a coalition promoting safe driving in Montezuma and Dolores Counties. (See attached)

ASSESSOR: Montezuma County Assessor, Scott Davis met with the Commissioners to give his Semi-annual report: Topics of discussion included; a list of employees and their duties, the status of the Kinder Morgan suite, Residential and Commercial accounts, the Annex building office signs, the handicapped elevator, records stored out at the Armory, the software conversion and coordination with the Treasurer's office, the Doe Canyon facility inspection, building permits, May field visits and appeals, the current statute changes and the counties property re-evaluation next year. (See attached)

GROUNDS AND BUILDINGS QUARTERLY REPORT: Maintenance Supervisor, Robert Smith reported on the ongoing projects that included the Sherriff's Office bathroom counter tops, a District Court Judge door swap, replacing a sewage pump at the Annex 3, the remodel project of the EOC. New projects scheduled included a Road department shop roof leak, the Health Department Office painting, a bathroom removal at the Justice Building, the Sherriff's Office gym lockers, the Planning department door placement and new televisions in the jail pods. (See attached)

UTE MOUNTAIN UTE RODEO Board representatives **Marti Spitzer, Bradley Yates, Slim McWilliams, Cindy Green** and **Ranette Karo** met with the Commissioners to request a letter of approval for a special event liquor license application to be used during the rodeo. Commissioner Lambert moved to approve a letter of support for alcohol sales for the 2016 Ute Mountain Ute Rodeo as presented. Second by commissioner Ertel and carried. (See attached)

STEVE BLACKWELL'S ULTIMATE OUTDOOR & GUNSHOW: Steve Blackwell and Fairgrounds Manager Tanner Young met with the Commissioners to discuss the scheduled Gun Show. Topics of discussion included the sponsors list, participants, advertisements, pricing, county and city impacts, the morning colors presentation and the usage of the County Fairgrounds. (See attached)

MONTEZUMA COUNTY FAIRBOARD Members Brandy Simmons and Lee Ann Milligan met with the Commissioners to request support for a Concert event at the County Fairgrounds. Topics of discussion included the entertainer requirements, booking dates, concession sales, parking fees, sponsor packages and monetary support from the County. It was decided to table the discussion to a future date for additional information.

COUNTY ATTORNEY REPORT: Attorney Baxter reported that a meeting had been scheduled Wednesday March 30, 2016 with the Hospital attorneys and Administrator Brunner to discuss the special district tax and the costs of the hospital expansion project.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich presented a letter from the Commissioner to BLM State Director, Ruth Welch regarding the Master Leasing Plan (MLP) analysis. With Carbon copies sent to BLM Tres Rios Field Office Manager, Connie Clementson, BLM SWRAC, Janice Schneider, Assistant Secretary for Land and Minerals Management, Congressman, Scott Tipton, Senator Cory Gardner, Senator Michael Bennet, Representative Don Coram, and Senator Ellen Roberts. Commissioner Ertel moved to approve and send the letter prepared by James Dietrich, to BLM State Director, Ruth Welch and all the other entities, pertaining to comments from the Board of County Commissioners regarding the Master Leasing plan, as presented. Second by Commissioner Lambert and carried. Other topics of discussion included the Trail to Mesa Verde and a proposed (ACEC) Areas of Critical Environmental Concern (See attached).

COUNTY ADMINISTRATOR REPORT: Administrator Brunner discussed a meeting set Wednesday March 30, 2016 from 12:00-2:00 with **Ken Charles, Regional Representative for DoLA**. Mr. Charles is bringing the new **Director from DoLA, Irv Halter** with him.

COUNTY COMMISSIONER REPORT: Commissioner Ertel reported on meetings attended and scheduled

CORRESPONDENCE: Southwest Colorado Council of Governments meeting announcement.

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

MEETING ADJOURNED: 12:20 p.m.

Tour of **FLEET MANAGEMENT** scheduled for afternoon.

County Clerk March 28, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
April 4, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday April 4, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of April 4, 2016 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 28, 2016 as amended. Motion was seconded by Commissioner Suckla and carried.

SPECIAL EVENT LIQUOR LICENSE: **Deputy Clerk Malinda Fuller** presented a special event liquor license application to be used during the Ute Mountain Roundup Rodeo. Commissioner Lambert moved to approve the special event liquor license application for the Ute Mountain Roundup Rodeo for 2016 as presented. Second by commissioner Suckla and carried. (See attached)

PUBLIC COMMENT: **M.B. McAfee** discussed the recently attended DOLA County Meeting. Topics included the Regional Broad Ban Plan, the Regional Council of Governments and the outreach done by Jim McClain with the IT Department for the participants in the Broad ban project.

ROAD DEPARTMENT: **Road Superintendent Rob Englehart** presented the road and bridge schedule for the time period of March 30, 2016 through April 15, 2016. Superintendent Englehart reported that the Cortez crew would be working on ditch cleaning and culverts on road 23, build up chip stock piles pads for the DOLA project, water, blade and compact on roads 23, L, 22, and road P. The Mancos and Dolores crews will be working together

on chip preparation, culverts and ditches on roads 33, 34, and M. The Round-up area crew will be working on ditches, culverts and gravel for roads 23.5, 24, U and road 18, as well as the blade work on dirt roads, and culvert installation on roads 33, 34, and road M. Other topics of discussion included a safety meeting, repairs needed on road BB, the ATMOS pipe replacement project on road L and job advertisement for contractors on the DOLA project. **Planning Director Milligan** joined the conversation to discuss a waiver for a High Impact permit for a separation of adjoining business and agriculture property for the Crowley lot, located on Road 24.3. Both Superintendent Englehart and Director Milligan discussed the previously constructed road by property owners and reported that no actual development would be made. They felt no further impact fees should be required. Commissioner Lambert moved to waive the impact fees on the division of land for the Crowley Brothers doing business as High Country Transportation for property located on Road 24.3. Second by Commissioner Suckla and carried. (See attached)

FAIRGROUNDS: Fairgrounds Manager Tanner Young gave his monthly report which included \$22,185.80 income and fairgrounds attendance of 13,735 to date. Manager Young reported on the scheduled events for the Fairgrounds which included the **Home and Garden Show**, the County appreciation dinner, the **Cortez Gun Show**, the **Fair** livestock weigh in, the **12 Hours of Mesa Verde**, **Steve Blackwell's, Ultimate Outdoor & Gun Show**, car racing, sheriff office trainings, the monthly commodity give away and the **Ag Expo Ranch Rodeo** and the **Ute Mountain Roundup Rodeo / Frazier Carnival**. A discussion was held regarding the Fairgrounds equipment, a new LED light project and the bid process and rebates for said project. (See attached)

AUDIENCE INPUT: At this time **Commissioner Suckla** opened up discussion from the audience to voice their thoughts or concerns to the Commissioners.

FOREST SERVICE: Dolores Public Lands Office Manager, Derek Padilla met with the Commissioners for a quarterly discussion. Topics of discussion included; maintenance on roads within the Forest Service jurisdiction, a compilation of road issues and the creation of a formal plan, Road X, the West Mancos Road, the Dolores Norwood Road, RS247 designations, FERTA easements, Grant funding, the Forest Land Access Program, the Forest Transportation Program, a Research National Area, Federal Mineral Leasing, forest industry, power generation, treatment plants and Montezuma County natural resources.

CSU EXTENSION OFFICE: Tom Hooten met with the Commissioners to give a slide presentation for his semi-annual report. Topics included; the Mission statement, Agriculture workshops, the Demonstration Orchard at Yellow Jacket, the Montezuma Orchard Restoration Project, Specialty Crops, the Colorado Master Gardner program, the Cortez Farmers Market, the Four States Agriculture event, the Montezuma School to Farm program, the Colorado Agriculture Ability program for the handicapped, the office fact sheets for the public, the 4H Stem Resources, a Range specialist and the Rangeland stewardship meeting. (See attached)

SOUTHWEST HEALTH SYSTEM, INC.: Kent Rogers and Haley Leonard presented the quarterly update for Southwest Health Systems Inc. which included the monthly operating report and balance sheet. Other topics of discussion included the Critical Access status, People; staff increases, payroll impact, CEO updates, Service; provider recruitment and clinical integration, outpatient services growth, Quality: the DNV Accreditation Survey, College of American Pathologists Survey, Antibiotic Stewardship, Quality Re-alignment, Financials: gross revenues, contractual allowances, operating income, operating cash flow, days cash on hand and a financial audit, Growth; strategic plan, Mancos EMS and building projects. (See attached)

12 HOURS OF MESA VERDE: **Tonya Wynes** and **Cap Allen** met with the Commissioners to give an update of the scheduled event at the Montezuma County Fairgrounds and to request approval for serving alcoholic beverages to participants. It was reported that this was the 10th year for the event, they average around 950 racers every year, and that it takes 120-130 volunteers to put the event on. Ska Brewery donates beer for the event and is handed out after daily events. Commissioner Lambert moved to approve the request from the 12 Hours of Mesa Verde to serve liquor at the 2016, 12 Hours of Mesa Verde event. Second by Commissioner Suckla and carried.

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

Commissioner Suckla announced the meeting would reconvene.

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**, Agents, **Andy Weygant** and **Ecosphere Environmental Services**, for the construction and operation of a CO2 well (CX-14) and associated gathering lines on property owned by Kinder Morgan CO2 Company, 12390 Road BB, Pleasant View, CO, east of Road 12, south of Road BB, located in Section: 10, Township 38, Range 18, N.M.P.M.. The roll was called, the public notice read, and the proceedings were recorded for the record. Agents **Phil Kennedy** and **Andy Weygant** were present. Commissioner Suckla requested the findings from the Planning and Zoning Commission. Director Milligan reported the following contingency recommendations from the Planning and Zoning Commission;

- 1) Kinder Morgan is required to provide air monitoring specific to LEL, H2S, CO2 and O2, at the residence of Tom Hayden, 24990, Road 12, Pleasant View, CO, for H2S and CO2 as well as provide monitoring between the Hayden property and the proposed CX-14 well during construction;
- 2) Kinder Morgan will be responsible for immediately repairing any irrigation leaks and/or damages within a close proximity if a leak does occur;
- 3) Road CC will be used as the designated truck route;
- 4) Kinder Morgan is required to notify neighbors of flaring activities at their earliest convenience;
- 5) Kinder Morgan is required to notify traffic traveling in both directions of County Road BB in the event of an H2S release;
- 6) All local, state and federal permits are obtained.

Commissioner Suckla opened the hearing to public comment. Public comments made included; **Ellen Foster** read a letter stating her 3 major concerns about the permit application. **Gala Pock** discussed the Commissioners responsibility to protect the rural character of the area. **Tom Hayden** discussed his concerns for safety and emergency procedures, as well as the contingencies discussed at the Planning and Zoning meeting. **M.B. McAfee** discussed the limitation of time for public comments. Hearing no further public comment that portion of the hearing was closed. Commissioner Lambert moved to approve the High Impact and Special Use Permit #671 application submitted by Kinder Morgan CO2 Company, Agents, Andy Weygant and Ecosphere Environmental Services with the contingencies that have been recommended by the Planning and Zoning Commission. Second by Commissioner Suckla and carried. (See attached)

PLANNING:

Planning Director Milligan presented for review and determination Final Exemption signature for an 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. (See attached)

LANDFILL: Landfill Manager Shakalo Powers met with the Commissioners to discuss Commercial Haulers bulk discount for quantity charges at the Landfill. Manager Powers reported that there would no longer be 2 commercial haulers within the county. Commissioner Lambert moved to discontinue the quantity discount that has been allowed the trash haulers effective April 4, 2016. Second by Commissioner Suckla and carried.

MONTEZUMA COUNTY HOSPITAL DISTRICT: Attorney, Kelly McCabe met with the Commissioners to discuss potential bonding assistance from the County and requested the County be a Conduit Issuer for a revenue bond to save the Hospital District money. Attorney McCabe reported that a Conduit Issuer could not benefit nor be responsible for repayment of the bond. Attorney McCabe will return to the Commissioners with additional information on the subject.

COUNTY ATTORNEY REPORT: Attorney Baxter reported on the meeting held with the Hospital Attorneys, a Denver Bonding Council and Administrator Brunner. A discussion was held regarding the afternoon scheduled executive sessions and the need for said topics to be discussed within the open meeting or as executive sessions.

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

COUNTY ADMINISTRATOR REPORT: Administrator Brunner reported that she had received the resignation from the Maintenance Supervisor.

COUNTY COMMISSIONER REPORT: Commissioner Suckla reported on a Town Hall meeting he had attended and held a discussion regarding the Theodore Roosevelt Conservation Partnership. **Commissioner Lambert** reported on a Club 20 meeting he had attended, topics of discussion included proposed Amendment 69, proposed legislature regarding a tax increase for Colorado roads and the Universal Voting systems.

CORRESPONDENCE:

Letter from Don McCartney regarding a written response.

Letter from the United States Department of the Interior Bureau of Land Management regarding the completion of the environmental assessment.

Letter from the State of Colorado Department of Military and Veterans Affairs Colorado Division of Veterans Affairs regarding the increase of the dollar amount paid to counties.

Hospice of Montezuma flyer regarding golf tournament, Healthcare decision day.

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

MEETING ADJOURNED: 3:45 p.m.

County Clerk April 4, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
April 11, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday April 11, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of April 11, 2016 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 4, 2016 as amended. Motion was seconded by Commissioner Ertel and carried.

COOPORATIVE WEATHER OBSERVER, NOAA, NWS representative **James Andrus** presented the precipitation report through the month of March 2016. (See attached)

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles reported on a meeting attended with the Jaynes Contractors regarding the guaranteed maximum pricing and a presentation to the City of Cortez for Final approval.

SCHOOL COMMUNITY YOUTH COLLABORATIVE TEEN MAZE: Administrator Brunner presented a request for Funding in the Amount of \$4000.00 for the 2016 Teen Maze event. A discussion was held regarding the budgeted \$3500.00 amount previously approved for the Teen Maze event. Commissioner Ertel moved to approve the Board of County Commissioners donation to the Teen Maze, 2016 event the amount of \$3500.00 as approved in the County Budget. Second by Commissioner Lambert and carried. (See attached)

ORDERS: Administrator Brunner presented the following Orders # 4-2016, #5-2016 and #6-2016 for approval. **ORDER #4-2016** is to reverse Order #16-2012, to take \$41,825.00 from the Road Fund and return to the Road Impact Fees Fund. **Robin Worrel** Planning Department Assistant discovered an error in the transfers. The records showed that the second order was the correct amount and therefore the first order needed to be reversed. Order # 16-2012 for \$41,825 for County Road K.3 Improvements was completed on August 27, 2012 and Order #2-2013 for \$45,280.00 for County Road K.3 Improvements was completed on February 19, 2013. **ORDER #5-2016** is to reverse order # 3-2012 to take \$105,345.00 from the Road Fund and return to the Road Impact Fees Fund. Order #17-2011 for \$112,145.00 for County Road 25 Improvements was completed on December 14, 2011. (Correct) Order #3-2012 for \$105,345.00 for County Road 25 Improvements was completed on March 8, 2012 (Incorrect) Administrator Brunner explained that records in the Planning Department show that the second order was the correct amount and therefore the first orders needed to be reversed. **ORDER #6-2016** is a transfer of \$1,000.00 from the Lodger's Tax Fund to the Capital Fund. Administrator Brunner explained that Check #222 from the Lodger's Tax account for \$1,000.00 was taken from the Capital Fund. Commissioner Lambert moved to approve Orders # 4-2016, #5-2016 and #6-2016 as presented. Second by Commissioner Ertel and carried. (See attached)

PUBLIC COMMENT: Chris Eastin discussed the Master Leasing Plan and the possible impact of seismic activity to County dams. (See attached) **Ann McCoy Harold** with **Senator Cory Gardner's** office introduced herself to the Commissioners and arranged for a future agenda time for open discussion. **Dennis Giesler** met with the Commissioners to discuss an expansion to the **Phil's World** parking lot and to request a donation of gravel for said project. Commissioner Ertel moved to donate 5 loads of ¾ inch gravel for the Phil's World parking lot expansion, provided the transportation for said gravel is provided. Second by Commissioner Lambert and carried. **M.B. McAfee** discussed the difference between the (MLP) Master Leasing Plan being specific and the (RMP) Resource Management Plan being general.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of April 6, 2016 through April 22, 2016. Superintendent Englehart reported that the Cortez crew would be working on water, blade and compact on roads 22, L, P, 31 and Road 32. The Mancos and Dolores crews will be working together on chip preparation, culverts and ditches on roads 33, 34, and M, in preparation for a culvert replacement on Road 34. The Round-up Area Crew will be working on ditches, culverts and gravel for roads 23.5, 24, U and Road 18. Other topics of discussion included a road closure on the April 18th for the Road 34 culvert replacement, the stockpiling of gravel in the Round-up area, the crusher maintenance and repairs, a future meeting set with the Forest Service regarding road work, the bid process for the DOLA project and the Sand Canyon parking lot project. (See attached)

EMPLOYEE OF THE MONTH: The Commissioners along with Sheriff Nowlin presented the Employee of the month to Dolores School Officer **Dave Van Bibber**.

SHERIFF'S MONTHLY REPORT: Sheriff Steven Nowlin met with the Commissioners to give his monthly report which included the 2016 Training Coordinator Organizational changes. Other topics of discussion included creation of evacuation procedures, work needed for the EOC room completion, the next scheduled Emergency Management meeting, the stolen livestock report, the scheduled officer physical assessment, a currency seizure within the county, the deputy presence and the department boat for Mc Phee Reservoir. Sheriff Nowlin presented the **Cooperative Law Enforcement Annual Operating Plan & Financial Plan** between the Montezuma County Sheriff's Department and the USDA, Forest Service San Juan National Forest for approval. Commissioner Ertel moved to approve the 2016 Cooperative Law Enforcement Annual Operating

Plan & Financial Plan between the Montezuma County Sheriff's Department and the USDA, Forest Service San Juan National Forest as presented. Second by Commissioner Lambert and carried. (See attached)

LANDFILL: Landfill Manager Shakalo Powers gave his monthly report which included the March 2015 and March 2016 Tonnage and Charge Summary for comparison along with the County Landfill 2016 Landfill Budget spread sheet. Other topics of discussion included advertising requirements and a possible fee assessment for the transfer of a container from all Transfer stations that have burned the contents within said container. This fee would be in effort to prevent fire hazards within the Landfill. Said discussion will continue with the Landfill report next month. (See attached)

VETERANS SERVICE: Veteran Service Officer Rick Torres presented his monthly services update which included client visits, indirect income to Montezuma County, upcoming events, a new part time position within his department, participation at the scheduled gun shows and training. Commissioner Lambert moved to approve the **County Veterans Service Officers** monthly report and Certification of pay for March 2016, seconded by Commissioner Ertel, motion carried. (See attached)

SHERIFF'S OFFICE CLEANING BID OPENING: Administrator Brunner presented service bids for the cleaning at the Sheriff's Office. Commissioner Suckla opened said bids. Bid #1 was from **CARE** for 52 weeks at \$150.00 per week for a total of \$7800.00 annual fee. Bid #2 was from **CASA Cleaning** at \$1800.00 per month. Commissioner Lambert moved to accept the bid from CARE Cleaning Service for the cleaning at the Sheriff's office at \$150.00 per week for the remainder of 2016. Second by Commissioner Ertel and carried. (See attached)

LODGERS TAX COMMITTEE: Lee Cloy and Curtis Henderson met with the Commissioners to give their recommendations for the **Tax Funds Disbursements** and the reasoning of their recommendations of said disbursements. Recommendations included: the **Cortez Cultural Center** \$22,500.00, the **Galloping Goose** \$1000.00, **Crow Canyon** \$1,000.00, the **Mancos Chamber** \$35,000.00, the **Dolores Chamber** \$33,400.00 and the **Mesa Verde Country** \$55,000.00. 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)

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

Commissioner Suckla announced the meeting would reconvene.

PUBLIC HEARING: It being the time set aside a public hearing was held to review and determine the adoption of an updated **Official County Road Map**. The roll was called, the public notice read, and the proceedings were recorded for the record. **GIS Specialist Doug Roth** presented the map and discussed changes to said map. Commissioner Suckla opened the hearing up to public comment. Public comments included: **Catherine Baudoin** discussed a private road within her subdivision and requested that her land parcel have a Road G address rather than the assigned address of Road 17.7. **Planning Director Lee Ann Milligan** discussed the previous discussions held regarding the road requirements on Road 17.7 and the precedent for future subdivisions that could be set. **Tris Downer** discussed that the road through the subdivision was a private road and all of the properties were attached to the Road G frontage road. Mr. Downer would like to keep the entire property address on Road G. Hearing no further comments that portion was closed. After hearing all the evidence presented Commissioner Ertel moved to adopt the proposed 2016 Official County Road

Map presented by the GIS department. Second by Commissioner Lambert and carried. Commissioner Suckla closed this hearing at this time. (See attached)

PLANNING:

Planning Director Milligan presented for review and determination of a Variance Application submitted by **Daren and Kathy Stone** on property located at 12110 Highway 145, Cortez, CO, situated in Section: 7, Township: 36, Range: 15W, N.M.P.M. consisting of 25.44 acres, more or less, wherein Applicants are requesting to amend requirements per the Land Use Code which requires one toilet and shower for each sex per 15 RV park spaces for their 120 space RV Park Planned Unit Development. Applicants propose a total of 12 units versus the 18 required. Agents Darren and Kathy Stoner were present. Director Milligan gave an overview of said application. **County Sanitarian, Melissa Mathews** discussed state codes and requirements and was supportive of the application. Commissioner Lambert moved to grant the Variance for applicants Darren and Kathy Stone on the 120 space RV Park Planned Unit Development located at 12092 Highway 145 Dolores, for the amendment to requirements per the land use code which requires one toilet and one shower for each sex per 15 RV park spaces to the proposed 12 units versus the 18 required. Second by Commissioner Ertel and carried (See attached)

Planning Director Milligan presented Preliminary review and determination of a proposed lot line adjustment within the Mildred Estates Subdivision on properties owned by **Sociel and Linda Foster**, 25970 Road P, and **Randolph Allen West and Kathleen McGinley-West**, 25582 Road N.6 Loop, Cortez, CO, situated in Section: 2, Township: 36, Range: 16W, N.M.P.M. wherein 4 acres, more or less would be conveyed from the West property to the Foster property. Agents Linda Foster and Kathleen McGinley West were present. Commissioner Ertel moved to approve the Foster's and West's proposed lot line adjustment on property located on Road N. 6 Loop as presented. Second by Commissioner Lambert and carried.

Director Milligan reported that she had received questions regarding the removal of ground on property owned by **D&L Construction, Dave and Lana Waters** located at 25716 Road L, Cortez. Director Milligan reported that part of the parcel would remain agriculture and that she had a letter on file from the CDPHE that no Storm Water permit was required.

COUNTY ATTORNEY REPORT: Attorney Baxter reported that both County Attorneys will be in separate courts this week. Attorney Baxter discussed an update received from the hired Historian on the Dolores Norwood Road.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich,
No Report given

COUNTY ADMINISTRATOR REPORT: Administrator Brunner discussed a flyer delivered by Jeff Byerly regarding "The Raising of America" a film screening scheduled at the Sunflower Theater. Other topics discussed included the scheduled Oil and Gas Symposium, the Employee Appreciation Dinner, the Mosquito District, and the Road 15 FLAP grant application. Administrator Brunner reported she had received a letter from the South West Open High regarding the parking area at the Geer Memorial Trail. Administrator Brunner will respond to said letter explaining the property belongs to the City of Cortez. (See attached)

COUNTY COMMISSIONER REPORT: Commissioner Suckla reported on a recent CCI Legislative meeting that he had attended and a discussion held regarding the Colorado Counties Child allocations. Commissioners Lambert and Commissioner Ertel had no report.

AUDIENCE INPUT: At this time Commissioner Suckla opened up discussion from the audience to voice their thoughts or concerns to the Commissioners.

PUBLIC COMMENT: City of Cortez Clerk, Linda Smith met with the Commissioners to discuss the collaboration between the County Clerk Election Department and the City of Cortez in the recent April 5, 2016 Municipal elections.

CORRESPONDENCE: None.

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

MEETING ADJOURNED: 3:00 p.m.

County Clerk April 11, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
April 18, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday April 18, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of April 18, 2016 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 11, 2016 as amended. Motion was seconded by Commissioner Ertel and carried.

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles reported that the City of Cortez Council unanimously approved the project and that he and Humphries Poli architects had attended a meeting with the project construction company Jaynes Contractors. Representative Guiles reported that Jaynes was not able to present their guaranteed maximum price by the April 12th deadline. That the numbers presented at this time were 3 million more than they had originally presented, and that they had not done any value engineering designs. Representative Guiles recommended that the County work with FCI Contractors and a scope change to complete the project within the requested county numbers. The Commissioners were in agreement with said recommendations.

PUBLIC COMMENT: 4H Junior Leader Cassidy Leonard discussed a County Fair Board rule change regarding parent involvement in participant's Fair projects. **Jarred Simmons, Fair Lamb Superintendent** discussed the comparison of the old rule and the new changed rule. **Fair Board President, Brandee Simmons** and **Fair Board Member, Jacklynn Romine** discussed the Board's presentations of the said rule change at Fair

and 4H meetings. **Andrea Jeter, Fair Poultry Superintendent** discussed the timing of the rule change decision and the inclusion of interested parties on the discussion for said rule change. Commissioner Suckla requested the opinion of the **CSU Extension Office Manager, Tom Hooten**. Manager Hooten discussed the County funding involved with the County Fair and stated that the rule change could have been a more collaborative effort. It was the recommendation of the Commissioners that the Fair Board work with the CSU Extension Office Manager, Tom Hooten to resolve the ruling.

MONTEZUMA MOSQUITO CONTROL DISTRICT: Commissioner Suckla discussed a Department of Local Affairs (DOLA) letter received at the first of the year regarding the **Montezuma Mosquito Control District**. Said letter was notification to the Commissioners of a 30 day deadline with the intent to dissolve the district for failure to perform statutory and service responsibilities. After numerous requests for a report from the District the Commissioners appeared at a District meeting. Topics of discussion included the lack of elections, the bid process for services, the District's location at the Montezuma County Road Department building and improvements to said building paid for by the District. Commissioner Suckla moved that in a timely matter the Montezuma County Mosquito District relocate off of the Montezuma County Road Department premises. Second by Commissioner Lambert and carried. (See attached)

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of April 13, 2016 through April 28, 2016. Superintendent Englehart reported that the Cortez crew would be working on water, blade and compact on roads 32, P, and Road 24.4. The Mancos and Dolores crews will be working together on chip preparation, culverts and ditches on roads 33, 34, and Road M. The Round-up Area Crew will be working on ditches, culverts and gravel for roads 23.5, 24, U and Road 18 and that all crews would be working on the culvert replacement on Road 34. Superintendent Englehart presented the Echo Basin Road maintenance **Forest Service Modification of Grant or Agreement #15-RO-11021300-042**. The modification adds an additional \$20,334.64 of the Secure Rural Schools funding to complete additional work. Commissioner Ertel moved that the modification #1 to the Forest Service agreement #15-RO-11021300-042 for the Echo Basin road maintenance be approved. Second by Commissioner Lambert and carried. Other topics of discussion included the DOLA Grant Contractors meeting, addendums considered from said meeting and changing the FLAP application focus from Road BB to a project for the Dolores Norwood Road. (See attached)

PUBLIC LANDS: Marietta Eaton, Canyon of the Ancients National Monument Manager and **BLM Supervisor Park Ranger, Charles Lassitor** met with the Commissioners to give updates. Topics of discussion included the Sand Canyon Parking Lot, Road 10 repair project, Gate closures, the Flodine and Yellow Jacket monitoring schedule and the Phil's World expansion project. (See attached)

PARKS & WILDLIFE: Matt Thorpe representing the **Colorado Division of Parks** met with the Commissioners to give updates. Topics of discussion included an eagle nest at Phil's World, hunting season percentages, yearly budgets, the Theodore Roosevelt Conservation Partnership and the Twin Spruce project.

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)

MONTEZUMA COUNTY HISTORIC REGISTRY BOARD APPOINTMENT: This discussion was tabled to a future date.

MONTEZUMA COUNTY HAZARD MITIGATION PLAN: Emergency Manager, Paul Hollar met with the Commissioners to present the final **Montezuma County Hazard Mitigation Plan** for approval. Commissioner Ertel moved to approve **Resolution 6-2016** the adoption of the Hazard Mitigation Plan for Montezuma County as presented. Second by Commissioner Lambert and carried. (See attached)

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

Commissioner Suckla announced the meeting would reconvene.

INSURANCE POOL: Cancelled

SOUTHWEST COLORADO COUNCIL OF GOVERNMENTS (SWCCOG): Director Miriam Gillow-Wiles and Jim McClain with the County **IT Department** met with the Commissioners to discuss the Southwest Colorado Council of Governments. Topics of discussion included participating local governments, what the COG actually does, goals, the broadband project, recycling, shared services, transportation and transit, benefit for members, the Montezuma County Financials and the SWCCOG 2016 annual budget. (See attached)

COUNTY ATTORNEY REPORT: Attorney Baxter discussed the Southwest Health bonding project and the non-compliant high impact permit litigation with regards to property located at 11524 Hwy. 491, Cortez Co.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich, presented a letter of support to **Matt Muraro** for the proposed CDOT US Highway 160 improvement project, a multi county letter of opposition to the US Department of the Interior regarding the proposed **Waste Prevention, Production Subject to Royalties and Resource Conservation Rule** and the list of agenda items for a meeting with **Senator Gardner**. Commissioner Ertel moved to send the letter of support to Matt Muraro at CDOT, for the proposed improvements on Highway 160 as presented. Second by Commissioner Lambert and carried. Commissioner Lambert moved to join with the multi counties on the letter of opposition as presented. Second by Commissioner Ertel and carried. Other topics of discussion included a funding request from the BLM for the completion of surveys at Phil's World and the eagle nest there. (See attached)

COUNTY ADMINISTRATOR REPORT: Administrator Brunner discussed a letter received regarding the **Clara Ormiston Cancer Fund**, and letters received from students at the Open High School regarding their concerns within the county. A discussion was held regarding handicap access doors to several county buildings. Administrator Brunner reported that several locations did not include wireless push plates for the access doors. She presented a bid from **Sun Glass** proposal to install said push plates. Commissioner Lambert moved to approve the proposal to install handicap push plates for 4 different doors on County buildings. Second by Commissioner Ertel and carried. Other topics of discussion included a scholarship to Fort Lewis College, and standardized county building signs. (See attached)

COUNTY COMMISSIONER REPORT: Commissioner Suckla reported on an attended **Dolores Chamber of Commerce** meeting and a traffic issue discussion for the intersection of Mildred Road and Empire Street. **Commissioner Ertel** reported on his attendance at the **Southwest TRP** meeting. Topics of discussion included a FLAP grant discussion for a section of Highway 491. **Commissioner Lambert** reported on his attendance of the **Basin Round Table** meeting. Topics of discussion included a bill presented by **Colorado House Representative J. Paul Brown** regarding a location study for water storage and a funding grant for repairs on an irrigation ditch.

PUBLIC COMMENT: M.B. McAfee discussed referencing people to the **Work Force Center** or **Day Labor Center** and the importance of offering more than first year scholarships.

CORRESPONDENCE: Letter from Joe Kanter, regarding appreciation to Rick Torres, County VA Consultant.

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

MEETING ADJOURNED: 3:30 p.m.

County Clerk April 18, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
April 25, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday April 25, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of April 25, 2016 with the Pledge of Allegiance.

MINUTES: Commissioner Ertel moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated April 18, 2016 as presented. Motion was seconded by Commissioner Lambert and carried.

LIQUOR LICENSE: Deputy Clerk Malinda Fuller presented a liquor license renewal for **Schroeder Colorado Inc. dba Eagle Claw Trading Post & Liquor Store**. Commissioner Lambert moved to approve the liquor license renewal for Eagle Claw Trading Post & Liquor Store. Second by Commissioner Ertel and carried. (See attached)

ACCOUNTS PAYABLE: Administrator Brunner presented the March 2016 Accounts Payable and Financial Statements for approval. Commissioner Lambert moved to approve the Accounts Payable for March 2016 as presented. Second by Commissioner Ertel and carried. Commissioner Ertel moved to approve the Financial Statements for March 2016 as presented. Second by Commissioner Lambert and carried. (See attached)

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles reported that FCI Contractors and Humphries Poli have been working together on preliminary design changes on the Combined Courthouse project. A time for discussion will be set with Mr. Guiles, Administrator Brunner and Commissioner Ertel.

PUBLIC COMMENT: No comments were made

COUNTY ATTORNEY REPORT: Attorney Baxter discussed the filing of a Motion to Dismiss for a non-compliant high impact permit litigation with regards to property located at 11524 Hwy. 491 and a notice of relocation sent to the Montezuma County Mosquito District.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich presented for discussion a draft letter of comments for the BLM, Area of Critical Environment Concerns. (ACEC) Other topics included scheduled meetings for the Rangeland Stewardship and the EPA, the Phil's world expansion survey and the Mesa Verde Trail.

COUNTY ADMINISTRATOR REPORT: Administrator Brunner presented to the Commissioners, the disbursements statement from the Treasurer, county maps from the County GIS department and the County abstract from the County Assessor. Administrator Brunner discussed a presentation she had made at the Leadership Montezuma meeting. Topics of said presentation included the 2016 County Departments / Elected Officials funding sources and County Department contact information. (See attached)

COUNTY COMMISSIONER REPORT: Commissioner Suckla reported on the Economic MECADA meeting he had attended and a demographer presentation of Montezuma County statistics. **Commissioner Lambert** and **Commissioner Ertel** reported on the recently held Oil & Gas Symposium. Topics of discussion included the number of working drilling rigs in Colorado, the effects of oil and gas on the economy, methane leak percentages, the Colorado wage growth, the crude production increase and the price decrease, a comparison of oil barrels from 2008 and 2015, a field trip to a well pad, rule changes for well pad reclamation, future crude and natural gas prices and a pipeline from Pieance Basin to Jordan's Cove Oregon.

PUBLIC TRUSTEE REPORT: Sherry Dyess Montezuma County Public Trustee presented the quarterly Trustee reports. A discussion was held regarding the responsibilities of the Trustee. Commissioner Suckla moved to approve the Public Trustee's first quarterly report for the year of 2016 as presented. Seconded by Commissioner Ertel and carried. (See attached)

SENIOR NUTRITION / TRANSIT QUARTERLY REPORT: Sue Fletcher and Mary Holaday gave the quarterly update on the Senior Nutrition and Transit programs. Topics of discussion included a nutrition comparison, a marketing plan, a recent driver accident, the Bingo program, the Nail it Down program, yearly Transit mileage increase, guest speakers, food programs, funding options and a 15 month report of the Transit statistics. (See attached)

COLORADO SMALL BUSINESS DEVELOPMENT CENTER: Liz Ross gave a slide show presentation to the Commissioners. Topics of said presentation included: the background information for Miss Ross, the programs development and outreach, the history of the program, the programs purpose, partnership emphasis, network locations, topics of client sessions, attendees for trainings, 2015 statewide impact, grants, consulting

expertise, updates, Small Business Week, a Women's Small Business Conference, and contact information. (See attached)

DISCUSSION: Jeff and Lois Carlson met with the Commissioners to discuss a concern with a neighbor who has accumulated trash on said property. Mrs. Carlson gave an overview of the efforts they have made on behalf of the trash cleanup, which included the Sheriff's Department, Social Services, and letters from the **County Sanitarian, Melissa Mathews** and civil court. Attorney Baxter suggested that civil action litigation would be the most effective course of action for the Carlson's. A discussion was held regarding the adoption of a county ordinance to address the subject for future issues.

CSU EXTENSION OFFICE: Tom Hooten, and **Colorado Western Region Extension Director, CJ. Mucklow** met with the Commissioners to introduce the new **Rangeland Specialist, Rhett Bruegger**. Topics of discussion included a scheduled Rangeland Stewardship meeting, a Rangeland Specialist internship, the interpretation of collected data and studies, weed management, native grasses, Canadian thistle, cattle distribution, grazing permits, transparency in collected data and grant funding.

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

Commissioner Suckla announced the meeting would reconvene.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of April 20, 2016 through May 6, 2016. Superintendent Englehart reported that the Cortez crew would be working on placing mag chloride on roads D, 24, R, 26, 31, P, 22, and Road N. The Mancos, Dolores and Round-up crews will be working together on chip preparation, culverts and ditches on roads 33, 34, and M, in preparation for a culvert replacement on Road 34. Other topics of discussion included a meeting with the Forest Service and interested parties to discuss the Dolores Norwood Chip sealing project, a culvert study, the Rural Schools funding disbursements, the Mosquito District buildings, a driveway permit, and the Road Department fencing. (See attached)

GOODMAN POINT DOLA PROJECT: Chairman Suckla presented the bids from subcontractors for the Goodman Point DOLA project. Bids presented were:

Williams Construction at \$1,952,103.76

Canyon Construction \$1,214,838.84

D&L Construction \$1,185,268.80

Bids will be reviewed and a decision announced on May 2, 2016 at 9:30 a.m.

LANDFILL: Landfill Manager Shakalo Powers met with the Commissioners to discuss a fee assessment for roll offs at the transfer stations that have been set on fire. Manager Powers gave an overview of recent instances of roll offs that had been delivered from transfer stations to the Landfill that have been on fire. Commissioner Ertel moved to approve a Landfill fine of \$5000.00 for any roll off or waste container that is delivered to the Landfill on fire, with the discretion from the Landfill Manger or his designee. Second by Commissioner Lambert and carried.

DISCUSSION: Southwest Health System's / Montezuma County Hospital District, Attorney Kelly McCabe and Keenan Lovett, met with the Commissioners to discuss a request for the county to be the Conduit for bonding. Topics of the discussion included the earmark of tax payer revenues, old bond payoffs,

savings of interest percentages, hospital services, DOLA grant funds, property or administrative responsibility, a sample bond sent to Attorney Baxter for review and a county participant to the Montezuma County Hospital district Board.

PUBLIC COMMENT: No comments were made

CORRESPONDENCE: A letter was received from the Cortez Cultural Center regarding a donation of support, a letter of thanks from the Mesa Verde Country for recent Lodgers Tax funding, a letter from Southwest Open High School student Dyllan Padilla regarding drought within Montezuma County and a Letter from Colorado Coroner's Standards and Training Board regarding coroner training requirements.

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

MEETING ADJOURNED: 3:00 p.m.

County Clerk April 25, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
May 2, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday May 2, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of May 2, 2016 with the Pledge of Allegiance.

MINUTES: Commissioner Ertel moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated April 25, 2016 as amended. Motion was seconded by Commissioner Lambert and carried.

DOLORS HIGH SCHOOL: Students, **Zenda Olsen, Sarah Cochran, Courtney Corbitt** and parent **Sandy Corbitt** from the Dolores High School met with the Commissioners to give an overview of the program, to present a **Destination Imagination** skit and request a donation of funds for their expenses to a Global competition. Commissioner Ertel moved to contribute \$500.00 for expenses for the Dolores High School Destination Imagination presentation at the Global competition. Second by Commissioner Lambert and carried. (See attached)

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles reported on a meeting held with FCI, Administrator Brunner, Commissioner Lambert and Humphries Poli regarding the guarantee price for the Combined Courthouse project. Representative Guiles will return to discuss said project during an executive session later in the afternoon.

PUBLIC COMMENT: Becky Barber and Ivy Tu met with the Commissioners to request a letter of support for the renovation of the **Calkins Historical Building** project. Commissioner Lambert moved to approve a letter of support for the renovation project for the Calkins Historical Building as presented. Second by Commissioner Ertel and carried. (See attached)

ROAD DEPARTMENT: Road Superintendent **Rob Englehart** presented a letter from **Russell Planning & Engineering** regarding the **Montezuma County 2016 Road Improvement Project (Goodman Point Truck Route)** bid award and the bid analysis of said project. It was recommended to the Commissioners that they award the bid contract to **D&L Construction** in the amount of \$1,185,268.80 for the base bid. Commissioner Ertel moved to award D&L Construction to be the construction contractors for a bid of \$1,185,268.80 for the Montezuma County 2016 Road improvement project (Goodman Point Truck Route). Second by Commissioner Lambert and carried. (See attached) A discussion was held regarding the road and bridge schedule for the time period of April 27, 2016 through May 13, 2016. Superintendent Englehart reported that the Cortez crew would continue with the mag chloride projects and then will help the Roundup crew. The Mancos and Dolores crews will be working together on preparation for the May 16th chip sealing on Road 42. Other topics of discussion included the current appraisal in the amount of \$1,097,000.00 for the Road Department properties done by **Sharon Wallace** and the scheduled Forest Service meeting regarding a chip seal project for the Dolores Norwood Road. (See attached)

ROAD IMPACT FEE MAP: Road Superintendent **Englehart**, Planning Director **Milligan**, Planning Assistant **Robin Worrell** and GIS Mapping, **Doug Roth** met with the Commissioners to present the Current Road Impact Fee Map. Said map represents available impact fees for road projects, and a data base for previous fees applied to county road projects. (See attached)

FAIRGROUNDS: Fairgrounds Manager **Tanner Young** gave his monthly report which included \$24,493.30 income and fairgrounds attendance of 20705 to date. Manager Young discussed previous events and future scheduled events that included the Valentine Circus, the 12 hours of Mesa Verde bike event, the Steve Blackwell's Ultimate Outdoor & Gun Show, car races, barrel racing, NMCHA horse cutting, a Fair board Livestock Clinic, Back Country Horseman Tack Sale, the Frazier Carnival, the Ute Mountain Roundup Rodeo and the Four States Ag Expo Ranch Rodeo. Other topics of discussion included a proposal for a Horse Cutting event during Memorial weekend, and a future Light project for the entry way to the Fairgrounds. (See attached)

HOSPICE OF MONTEZUMA: Executive Director **Wendy Weyandt** met with the Commissioners to request a waiver of Annex fees for the Hospice of Montezuma's Annual Pancake Dinner to be held on November 4, 2016. Commissioner Lambert moved to grant the request to waive the Annex fees for the Hospice annual Pancake Dinner scheduled on November 4, 2016 as presented. Second by Commissioner Ertel and carried. Miss Weyandt also presented a flyer for a Golf Tournament scheduled May 14, 2016. (See attached)

EMPLOYEE OF THE MONTH: The Commissioners along with Administrator Brunner presented **Emergency Manager, Paul Hollar** the Employee of the Month Award.

IT MONTHLY REPORT: **Jim McClain** with the IT Department met with the Commissioners to present his monthly updates. Topics of discussion included the EOC room, the Video Matrix for the jail, a new phone system, the new sign at the Annex building, the wireless redundancy link project, information on Senate Bill 152 (SB-152), and the Broadband coverage map. Mr. McClain reported on meetings attended which included the Broadband Summit and the CDOT Broadband discussion. (See attached)

MONTEZUMA COUNTY HOSPITAL DISTRICT / SOUTHWEST HEALTH SYSTEMS BONDS:

Attorney Kelly McCabe met with the Commissioners to discuss the Conduit Bonding. Topics discussed included the wording of said document, bond percentage rates, a resolution for said bond conduit and the support of the Commissioners. All three Commissioners are in general support for the County to be the Bond Conduit but would not take action without an actual agreement to look at. Concerns included the monetary amount of the bond and county obligations included within said Bond.

PLANNING: Planning Director Milligan presented for signature a final plat for an approved Single Lot Development consisting of 4.43 acre, more or less, tract on property owned by **Ertel Ranches, LLC, Agent Keenan Ertel**, located at 26812 Road N, Cortez, CO, situated in Sec. 12, T.36N., R.16W., N.M.P.M.

Commissioner Suckla announced the adjournment of the meeting for the LUNCH break.
Commissioner Suckla announced the meeting would reconvene

Planning Assistant Robin Scott presented for review and determination a variance request presentation and discussion for property located at 13138 Road 41.9, **Jackson Gulch Reservoir West Subdivision**, by **Arthur and Carol Van de Harten**, proposed property purchasers. Property is currently owned by the **Ardis J. Wulf Revocable Trust**, situated north of Road N, east of Road 41.9, Sec. 4, T.36N., R.13W., N.M.P.M. Mrs. Worrell gave an overview of said request. Said decision was tabled to a further date for additional information from Attorney Baxter and the Planning Department.

Planning Director Milligan presented for review and determination a proposed amendments, specific to access mitigation, to the previously approved Sketch Plan for a 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. Planning Director Milligan gave an overview of said project. Agent Ernie Maness was present. Commissioner Ertel moved to approve the boundary adjustment and exemption to the previously approved sketch plan for a single lot development for property owners Hancock and Mahaffey at 19244 Road 16 Yellow Jacket. Second by Commissioner Lambert and carried.

MCEDA: Chelsea Jones, Warren Gaspar and Jim McClain met with the Commissioners to give the working group updates regarding the proposed County wide fiber project. Topics of discussion included the survey results, a statistical analysis, a broadband authority, education for SB152, marketing, the restrictions for Tabor ballot questions and municipality participation. (See attached)

Planning Director Milligan presented for review and determination of an After-the-Fact Exemption request on property owned by the **Darrel D. and Mary I. Mott Family Trust**, Agents **Vanessa Velasquez** and **Diana Velasquez**, 13886 Road 33, Mancos, CO, consisting of 4.99 acres +/-, north of Road P, east of Road 33, situated in S.6, T.36N. R.14W, N.M.P.M. Director Milligan gave an overview of said request. Agents **Vanessa** and **Diana Velasquez** were present. Commissioner Ertel moved to approve the Mott Family Trust preliminary plat and after the fact exemption for property located at 13886 Road 33, Mancos, Co. as presented. Second by Commissioner Lambert and carried. (See attached)

Planning Director Milligan presented a final plat for signatures on an approved 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, Sec. 20, T.35N., R.16W., N.M.P.M.

NATIONAL RESOURCES, PLANNING & PUBLIC LANDS: No report given.

COUNTY ADMINISTRATOR REPORT: **Administrator Brunner** discussed scheduled meetings that included the Tri City Breakfast, the Dolores Water Meeting, and the CCI convention in June. A discussion was held regarding the letter of comments for the BLM, Area of Critical Environment Concerns (ACEC). Commissioner Lambert moved to approve the letter to the BLM regarding the ACEC comments with including amendments. Second by Commissioner Ertel and carried. (See attached)

COUNTY COMMISSIONER REPORT: **Commissioner Suckla** reported on a **Four Corners Trail Club** meeting attended with Planning Director Milligan. Topics of discussion at said meeting included the county wide representation present at the meeting, a GIS county wide map of trails, the beginning of the planning process, new trails, multiuse trails, closed trails and reimplementation of trails. **Commissioner Lambert** reported on an attended Rangeland Stewardship meeting. Topics of discussion in said meeting included the need for a full or part time Rangeland Technician or intern for this area, the funding for the technician, a study analysis of the current data collected from the BLM, the collection of new data and monitoring collection sites. **Commissioner Ertel** reported on the attended Planning and Zoning meeting. The Planning and Zoning Department is working on a county wide loss of revenue and recommendations to present to the Commissioners to replace said loss. Topics of discussion included the marijuana moratorium, and the implementation of a \$.01 county wide sales tax. Commissioner Ertel also reported on the EPA and Water Source meeting attended with Emergency Manager Paul Hollar and an ARCO presentation given regarding the emergency mitigation plan.

PUBLIC COMMENT: **Ellen Foster** reported to the Commissioners that she considered the Forest Service and Bureau of Land Management lands as her church.

COUNTY ATTORNEY REPORT: Attorney Baxter

EXECUTIVE SESSION: Pursuant to Attorney Baxter's suggestion, Commissioner Ertel moved for the Board of County Commissioners to go into executive session pursuant to and 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) and 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 Owners Representative Monty Guiles in said discussion. Seconded by Commissioner Lambert and carried. Topics for the executive session included the Combined Courthouse Project, the Bond Conduit discussion and a general employee handbook concern. Commissioner Ertel moved to go out of executive session, seconded by Commissioner Lambert and carried. (See attached)

CORRESPONDENCE: An Invitation to the Southwest Open School, Spring Mingle Fling was received.

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

MEETING ADJOURNED: 4:25 p.m.

County Clerk May 2, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
May 9, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday May 9, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of May 9, 2016 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 2, 2016 as amended. Motion was seconded by Commissioner Ertel and carried.

COOPORATIVE WEATHER OBSERVER, NOAA, NWS representative **James Andrus** presented the precipitation report through the month of April 2016. (See attached)

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles reported on discussions held with Humphries Poli, Jaynes Construction and FCI Contractors. Representative Guiles will return to discuss said project during an executive session later in the afternoon.

PUBLIC COMMENT: No comments were made.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of May 4, 2016 through May 20, 2016. Superintendent Englehart reported that the Cortez crew would work on mag chloride, on roads CC, 16, DD, and 15, and that all crews would be working on the Road

42 chip seal project starting on May 16, 2016. Superintendent Englehart wanted to publically thank the Water Commissioner for the State of Colorado Division of Water Resources, Marty Robbins, David Hume and the local McElmo Canyon farmers regarding the cooperative work accomplished on the McElmo Canyon ditch cleaning. Other topics of discussion included the delivery of the DOLA project culverts, a tour and quote request for overlay and paving projects, repairs needed on Road S, the upcoming meeting with the Forest Service to discuss the Dolores Norwood Road and a pre-construction meeting for the DOLA grant project. Superintendent Englehart discussed the Triad Construction Equipment sale and requested the authority to purchase a Vermeer chipper for \$11,000.00, an Ingersoll Rand 185 CFM Compressor for \$5,000.00, traffic signs, stands, cones, barrels, barricades and a van trailer for a combined amount of \$5,000.00 with the total purchase price of \$21,000.00. Commissioner Lambert moved to approve the Road Department purchase of a chipper, compressor, the sign bundle and a van trailers from Triad Constructors for a combined amount of \$21,000.00 as requested. Second by Commissioner Ertel and carried. (See attached)

SHERIFF'S MONTHLY REPORT: Sheriff Steven Nowlin met with the Commissioners to give his monthly report which included, the completion of the employee physical assessments, the inmate numbers for the jail, community agencies involvement in the creation of a Detox center, updates on the Empowering Through Change program, staff training, Pre Trial participation and tracking fees, an employee survey, a marijuana per plant fee, inmate work for the Road Department and the Landfill and a future Commissioner visit to the jail. A discussion was held regarding the Mounted Patrol program and the housing options for said program. Sheriff Nowlin presented an option to house the program on land owned by the County. Other topics discussed included recent service calls that included a deputy assault with a knife and a reverse narcotic sale arrest. (See Attached)

LANDFILL: Landfill Manager Shakalo Powers gave his monthly report which included the April 2015 and April 2016 Tonnage and Charge Summary comparison and the 2016 Landfill Budget. Other topics of discussion included the rural recycling program, the Carton Council and the preparation of a new working cell at the Landfill. (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 April 2016. Second by Commissioner Ertel and carried. Other topics of discussion included; monthly statistical data, indirect income to the County, completed annual County VSO training, and Officer Torres's participation at local gun shows. Officer Torres read the approved Memorial Day Proclamation. (See attached)

FIREWISE: Rebecca Samulski presented the Firewise semi-annual update to the Commissioners. Topics of discussion included the monthly ambassador meetings held, Wildfire Mitigation Innovation Awards, the May 7, 2016 National Wildfire Community Preparedness event and the Americore volunteers that participated, after school programs, education opportunities, the Neighborhood risk assessment surveys, property access roads, future events and presentations , kick start grants, a 2015 Kernan Fire private land and BLM land comparison, incentive motivations, the Colorado Wood Utilization working group, a scheduled wood utilization conference, cooperation with the County Landfill regarding chipping and an invitation to the Wildfire Collaboration Conference. (See attached)

Four States Agriculture Expo Ranch Rodeo: Board members **Radiance Beals, Spark Reed** and Fairgrounds Manager Tanner Young met with the Commissioners to discuss alcohol sales at a scheduled Ranch Rodeo at the Fairgrounds. Commissioner Ertel moved to approve beer sales at the June 25, 2016 Four States Ag Expo Ranch Rodeo at the Montezuma County Fairgrounds. Second by Commissioner Lambert and carried. (See attached)

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

Commissioner Suckla announced the meeting would reconvene

PLANNING:

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining proposed amendments to the **Heaven Sent Acres Subdivision** and an AR3-9 and two separate AR10-34 rezoning requests on property owned by **Steve & Deborah Anderson**, located at TBD Road Y, consisting of 61.66 acres +/-, **Alan & Shirley Story**, located at 15104 Road Y, consisting of 9.1 acres +/-, and **Elliot & Wendy Anderson**, located at 15308 Road Y, consisting of 3.21 acres +/-, Yellow Jacket, CO, , situated south of Road Y, east of Road 15, S.30, T.38N. R.17W, N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. **Planning Director Milligan** gave an overview of said application. Commissioner Suckla requested the findings from the Planning and Zoning Commission. Director Milligan reported that the application was approved unanimously at Planning and Zoning. Commissioner Suckla opened the hearing to public comment. Public comments included: **Wyatt Lancaster** discussed the additional water line requirements for said amendments. **Alan Story** and **Steve Anderson** discussed recent water tap purchases for their lots within the subdivision. Hearing no more public comment that portion of the hearing was closed. Commissioner Ertel moved to grant the amendments to the **Heaven Sent Acres Subdivision** and an AR3-9 and two separate AR10-34 rezoning requests on properties owned by **Steve & Deborah Anderson, Alan & Shirley Story** and **Elliot & Wendy Anderson**, located on Road Y in Yellow Jacket Co. 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 amendment to the **Crowley Subdivision**, in which Lot 1 would be split creating two separate parcels, on property owned by **Dewayne and Donald Crowley**, located at 6762 Road 24.3, Cortez, CO, consisting of 21.53 acres, more or less, situated south of Road G, east of Road 24.3, S.10, T.35N. R.16W, N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. **Planning Director Milligan** gave an overview of said application. Commissioner Suckla requested the findings from the Planning and Zoning Commission. Director Milligan reported the application was approved unanimously at Planning and Zoning. Commissioner Suckla 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 an amendment and to waive the impact fees for the **Crowley Subdivision**, on property owned by **Dewayne and Donald Crowley**, located at 6762 Road 24.3, Cortez, CO,. Second by Commissioner Ertel and carried. (See attached)

DISCUSSIONS:

Planning Director Milligan gave an update on the State Hwy 145 Improvements. Topics included a 3 month project, an undetermined start date, the McClellan perpetual permit and repairs needed on Road S.

Planning Director Milligan gave a report on a 6 county infrastructure meetings she had attended. Topics of said meeting included, networking opportunities, transportation, phone and broadband services, quarterly or semi-annual meeting schedules and a request for Montezuma County to participate within the coalition.

Planning Director Milligan requested direction from the Commissioners regarding a land use, specific to the storage of vehicles for resale, on property owned by **Dennis and Donna Brace, 10554 Road 23, Cortez, CO**, consisting of 35.32 acres, more or less, located east of Road 23, north of Road K, situated in S.21, T.36N. R.16W, N.M.P.M.. Director Milligan gave an overview for the discussion, stating she had received citizen concerns regarding the storage and towing of vehicles on said property. The current Brace application did not exceed the threshold standards for rezoning. Commissioner Suckla allowed public comments at this time. Comments made included, **John Calendar** discussed the property zoning classifications included in the land use code and recommended that the issue be sent to the Planning and Zoning for their recommendations. **Hal Shepherd** suggested a Commissioner visit to the property to witness the view from the County Road stating that the vehicles should not be seen from the road. **Glen Brace**, owner of the vehicles being stored, addressed the Commissioners. Topics discussed included; the vehicle storage business adventure, zoning, the natural vegetation preserved on the property, harassing phone calls, the Planning and Zoning application, sites and signs from neighboring properties, placed gravel and the property owners rights to use the property. Commissioner Lambert moved that this matter concerning property owned by **Dennis and Donna Brace, 10554 Road 23, Cortez, CO** be sent to the Planning & Zoning for recommendations. Second by Commissioner Ertel and carried.

COUNTY ATTORNEY REPORT: Attorney Baxter discussed the executive session held last week regarding the Employee handbook, the Kinder Morgan law suit, and the Hospital Bond Conduit.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich, gave updates to the Commissioners regarding the draft Environment Statements, closure of Calico Trail to motorized vehicles, more temporary road closures, and the creation of new loop trails, the FLAP grant narrative, a requested on site visit to the Phil's World expansion, a Covenant signature required through the State Historic Fund, the Lower Dolores River Group /Native Fish Monitoring Group, interpretative panels for the Flume Parking lot and the RFQ deadline on the Trail to Mesa Verde.

COUNTY ADMINISTRATOR REPORT: Administrator Brunner discussed an updated County Organizational Chart that included Emergency Manager Paul Hollar and the designs for the County Department signs.

COUNTY COMMISSIONER REPORT: Commissioner Suckla reported on a meeting held with Senator Cory Gardner and the points of discussion in said meeting that included the Dolores River Working Group, the NCA proposal the Sage Hen Recreational area transfer and Montezuma County water protections.

Commissioner Lambert reported on the DWCD meeting attended. **Commissioner Ertel** reported on the Waters Group meeting he had attended.

PUBLIC COMMENT: Ellen Foster requested a report regarding the Combined Courthouse project from the May 2, 2016 executive session from Attorney Baxter. Attorney Baxter reported that there was nothing to report and that there would be another executive session for said topic later in the afternoon. **Casey McClellan** discussed a County created non-compliant parcel of land and the process to make it compliant. It was decided that Mr. McClellan will present his issue with Planning & Zoning.

EXECUTIVE SESSION: Pursuant to Attorney Baxter's suggestion, Commissioner Lambert moved for the Board of County Commissioners to go into executive session pursuant 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) and 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 Owners Representative Monty Guiles in said discussion. Seconded by Commissioner Ertel and carried. Topics for the executive session included the Combined Courthouse project and the legal fees for David Robinson. Commissioner Ertel moved to go out of executive session, seconded by Commissioner Lambert and carried. (See attached)

CORRESPONDENCE: None.

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

MEETING ADJOURNED: 4:30 p.m.

County Clerk May 9, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
May 16, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday May 16, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of May 16, 2016 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 9, 2016 as amended. Motion was seconded by Commissioner Suckla and carried.

HEALTH DEPARTMENT: Public Health Director Bobbie Lock along with Doris Jay-Pang Freeman presented the **Colorado Department of Public Health and Environment FHHA-TOB, Tobacco Education & Prevention Program (TEPP)** contract task order amendment #1 with routing number 17-90110. Commissioner Lambert moved to approve the TEPP task order amendment #1 contract with the Colorado Department of Public Health and Environment in the Amount of \$68,818.00 as presented. Second by Commissioner Suckla and carried. (See attached)

Director Lock presented the **Colorado Department of Public Health and Environment, DCEED-IMM**, amended immunization contract, task order amendment #2 with routing number #17 FHHA 90346. Commissioner Lambert moved to approve the Immunization Contract task order amendment #2 between Montezuma County and the Colorado Department of Public Health and Environment in the Amount of \$2,394.00 as presented. Second by Commissioner Suckla and carried. (See attached)

Director Lock presented the **Colorado Department of Public Health and Environment Office of Planning, Partnerships and Improvement** task order amendment #4 with routing number #17-87067. Commissioner Lambert moved to approve task order amendment #4 contract with the Colorado Department of Public Health and Environment Office of Planning, Partnerships and Improvement in the Amount of \$98,159.00 as presented. Second by Commissioner Suckla and carried. (See attached)

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles reported on the Jaynes Driven Scope Changes and a discussion held with FCI. Representative Guiles presented for review a schedule for the combined court project. Other topics of discussion included the Institute of Architects contracts presented for review to Attorney Baxter. (See attached)

PUBLIC COMMENT: No comments were made.

ROAD DEPARTMENT: Road Superintendent Rob Englehart along with **D&L Construction owner Lana Waters** presented a **Contract Agreement** and **A Notice to Proceed** for the **Montezuma County 2016 Road Improvement Project (Goodman Point Truck Route)**. Commissioner Lambert moved to approve the agreement between D&L Construction and Montezuma County for the road construction project at Goodman Point. Second by Commissioner Suckla and carried. Commissioner Lambert moved to approve the Notice to Proceed to D&L Construction for the Montezuma County 2016 road improvement project. Second by Commissioner Suckla and carried. **Superintendent Englehart** presented the road and bridge schedule for the time period of May 11, 2016 through May 27, 2016. Superintendent Englehart reported that the crews would be working on water, blade and mag on various county roads and then Thursday they would begin on the chip seal. Other topics of discussion included the crusher screen, a fiber optic project on Road L from Hwy 491 through Road 25, the DOLA project and the reclamation progress for the Hay Camp, Mancos and the Ormiston gravel pits. (See attached)

PUBLIC LANDS: Derek Padilla with the **Forest Service** met with the Commissioners to give updates on the Dolores Norwood Road FLAP Grant and the usage of the Beaver Rim gravel pit for material on said project, the comment period for the Draft Environmental Statements, level 1 roads and recreational site analysis. Mr. Padilla stated that the Forest Service focus for the Secure Rules School Funding would be the Road X gravel and maintenance project, the Weed treatment at McPhee project, and the inspection testing program at McPhee Reservoir. Other topics of discussion included the McPhee weed program funding, the House Creek - Dolores Trail working volunteer days, and Dr. Gilliford's historian report for the Dolores Norwood Road. **Marietta Eaton, Canyon of the Ancients National Monument Manager** gave an update on the Flodine and Yellow Jacket Rangeland Assessments. **Connie Clementson, Justin Abernathy, and Ryan Joyner** from the **Bureau of Land Management** gave a slide show presentation regarding the February 2017 Oil and Gas Lease sale. Other topics of discussion included the ACEC amendment scoping and 18 nominated parcels, a frequently asked questions handout regarding the ACEC process and management, the Mesa Verde entrance, the Mesa Verde Trail, and the eagles nest at Phil's World.

USDA COOPERATOR SERVICE WILDLIFE SPECIALIST: Specialist Clinton Wilson did not make it to the meeting.

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. Other topics of discussion included the

Montezuma County 2015 Annual County C-Stat Performance Review and the County C-Stat dash board report. (See attached)

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

Commissioner Suckla announced the meeting would reconvene

PLANNING:

PUBLIC HEARING: It being the time set aside a public hearing is held the purpose of reviewing and determining an AR10-34 rezoning request for a proposed Exemption on property owned by the **Poe Family Partnership, LLLP**, located at TBD Road 19, Cortez, CO, consisting of 62.8 acres, more or less, situated north of Road N, east of Road 18, S.2, T.36N. R.17W, N.M.P.M.. The roll was called, the public notice read, and the proceedings were recorded for the record. **Planning Director Milligan** gave an overview of said application. Agent **Bud Poe** was present. Commissioner Suckla requested the findings from the Planning and Zoning Commission. Director Milligan reported that the application was approved unanimously at Planning and Zoning. Commissioner Suckla opened the hearing to public comment. Hearing no public comments that portion of the hearing was closed. After hearing all the evidence presented Commissioner Lambert moved that the proposed exemption and AR10-34 rezoning request on property owned by the Poe Family Partnership, LLLP, be approved. Second by Commissioner Suckla and carried. Commissioner Suckla closed this hearing at this time. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining a Light Industrial (INDLZ) rezoning request and a proposed amendment to High Impact Permit #163 on property owned by **DKG Investments, LLC**, Agent **Michael Jason Krobe**, located at 11524 Hwy 491, Cortez, CO, located east of Hwy 491, south of Road L.5, consisting of 2 acres, more or less situated in S.15, T.36N. R.16W, N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. **Planning Director Milligan** gave an overview of said application. Agents **Jason and Melody Krob** were present. Commissioner Suckla requested the findings from the Planning and Zoning Commission. Director Milligan reported the application was approved by the Planning and Zoning contingent on the resolution of Health Department and CDOT access permits. Director Milligan reported that both issues had been mitigated. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. A discussion was held regarding small business economic development and incentives within Montezuma County. After hearing all the evidence presented Commissioner Lambert moved to approve a rezoning request and amendment to High Impact Permit #163 on property owned by DKG Investments, LLC, as presented. Second by Commissioner Suckla and carried. Commissioner Suckla closed this hearing at this time. (See attached)

Planning Director Milligan presented for signatures a final plat for an approved lot line adjustment within the **Mildred Estates Subdivision** on properties owned by **Seciel and Linda Foster**, 25970 Road P, and **Randolph Allen West and Kathleen McGinley-West**, 25582 Road N.6 Loop, Cortez, CO, situated in Section: 2, Township: 36, Range: 16W, N.M.P.M. wherein 4 acres, more or less would be conveyed from the West property to the Foster property.

Planning Director Milligan presented a variance clarification and discussion for property located at 13138 Road 41.9, **Jackson Gulch Reservoir West Subdivision**, by **Arthur and Carol Van de Harten**, proposed property purchasers. Property is currently owned by the **Ardis J. Wulf Revocable Trust**, situated north of Road N, east

of Road 41.9, Sec. 4, T.36N., R.13W., N.M.P.M. Commissioner Lambert moved to deny the variance clarification for property located at 1318 Road 41.9 Jackson Gulch Reservoir West Subdivision by proposed purchasers Arthur and Carol Van de Harten. Second by Commissioner Suckla and carried.

DISCUSSIONS:

Planning & Zoning Commission Board Members, Kelly Belt, Raymond Boyd and Bob Clayton along with **Planning Director Milligan** held a discussion regarding future Economic development possibilities for Montezuma County. Topics included in the discussion were: a proposed 1.5% county sales tax, a state wide sales tax by zip code report, information gathered from the recent hospital tax potentials, Montezuma Counties 2013-2015 Abstract of Assessments, information for local Governments entities implementing a new tax or changed tax rate, understandable ballot language, sample of municipal sales tax ordinances and ballot questions, presentation of proposed sales tax to involved entities, fund allocation of said proposed sales tax, the real estate owners tax burden, county wide broad band, the Mesa Verde trail maintenance, agricultural hemp, a sawmill and a county solar farm. Administrator Brunner presented a 1994-2012 ballot question history of sales tax initiatives, bond issues and other ballot questions with the yes and no vote percentages for said ballot questions. Commissioner Suckla indicated he would not support a County sales tax question for the November ballot at this time. Commissioner Lambert stated that he felt the county would end up with a county sales tax eventually. Mr. Belt stated that creating and capturing a stream of income into the county to replace the Kinder Morgan tax deficit will be difficult.

COUNTY ATTORNEY REPORT: Attorney Baxter discussed the David Robbins, MVIC fee agreement and the draft proposals for the NCA proposed legislation. Commissioner Lambert moved to commit to MVIC to pay Montezuma Counties share up to \$4167.00 for David Robbins legal counsel. Second by Commissioner Suckla and carried. Other topics of discussion included the Kinder Morgan brief filed, the Hospital Bond Conduit and the relocation of the Mosquito District.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich discussed the scheduled Mesa Verde Trail, RFQ preliminary meeting and the June 3rd due date for proposals of said project. Other topics included the \$263,000.00 Forest Service cap for matching funds on the FLAP grant for the Dolores Norwood Road, a combined meeting with the Dolores County Commissioners, the attended field trip regarding the Phil's World expansion and the completion of the Flume financials.

COUNTY ADMINISTRATOR REPORT: Administrator Brunner discussed the registration for the CCI conference schedule June 6-8 2016, a scheduled breakfast meeting in Dolores and earned Comp time at the Fairgrounds. Administrator Brunner presented the **2016 Secure Rural Schools** payment allocations as follows; 2016 payment amount \$205,082.05, allocation to **Montezuma County** at 25% in the amount of \$51,270.51, the School allocations being 75% of said payment, with a payment to **Montezuma-Cortez Re-1 School District** in the amount of \$107,055.38, a payment to **Dolores RE4-A School District** in the amount of \$28,645.71 and payment to the **Mancos 6-J School District** in the amount of \$18,110.45. Commissioner Suckla moved to approve the Secure Rural Schools allocation in the amount of \$205,082.05 as presented. Second by Commissioner Lambert and carried. (See attached)

COUNTY COMMISSIONER REPORT: Commissioner Suckla discussed the community involvement at a recently held spaghetti dinner and pie action for a community member in need. **Commissioner Lambert** reported on the attended MCEDA meeting. Topics of said meeting included business support, county wide broad band and solar energy. Commissioner Lambert also reported on the Public Lands of the West Summit

meeting he attended. Presentations at said meeting included; “Where public Lands came from”, “How to Inform the public about public lands”, “The value of using photos as a monitoring process on rangelands” and “Ways to engage the Federal officials and be effective.”

PUBLIC COMMENT: **Greg Kemp** discussed the County Broad Band project and the economic benefits of it for County small business opportunities. **David Long** discussed the non-supportive economic development comments regarding the Mesa Verde Trail made at a recent Planning and Zoning meeting.

TOUR: The tour of the Road Department chip seal project was cancelled.

CORRESPONDENCE: Veteran Service Customer Satisfaction Surveys.

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

MEETING ADJOURNED: 3:30 p.m.

County Clerk May 16, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
May 23, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday May 23, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of May 23, 2016 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 16, 2016 as amended. Motion was seconded by Commissioner Ertel and carried.

LIQUOR LICENSE: Deputy Clerk Malinda Fuller presented a liquor license modification for **Double R Liquors** located at 18794 Hwy 491, Lewis Co. 81327. Commissioner Lambert moved to approve the liquor license modification request for Double R Liquors located at 18794 Hwy 491, Lewis. Second by Commissioner Ertel and carried. (See attached)

ACCOUNTS PAYABLE: Administrator Brunner presented the preliminary April 2016 Accounts Payable and April 2016 Financial Statements for approval. Commissioner Ertel moved to approve the Financial Statements for April 2016 as presented. Second by Commissioner Lambert and carried. (See attached)

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles met with the Commissioners to give an update on the project. Representative Guiles reported that Jaynes Construction has been working on the value engineering process. Jaynes Construction has brought the price down from 10.8

million to 8.5 million and did not have to sacrifice square footage for the project. Representative Guiles presented a letter of appreciation along with a \$16,500.00 compensation agreement to FCI for their efforts regarding the Courthouse project. Commissioner Lambert moved to approve the letter of appreciation and send a check for \$16,500.00 in compensation to FCI for their cost estimates and project suggestions of value engineering on the Combined Courthouse Project. Second by Commissioner Ertel and carried. (See attached)

PUBLIC COMMENT: Monty Guiles reported on the Mancos Graduation stating there were 24 graduates that received a combined scholarship amount of \$550,000.00 and reported that the Mancos boys had won the 4x800 track event at the State Championship.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of May 13, 2016 through June 3, 2016. Superintendent Englehart reported that all crews would be working on roads 42, 33, 34, and road M chip seal projects. Other topics of discussion included: the pot hole crew, the culvert extensions on the Goodman Point DOLA project, additional funding opportunities for said project, a needed irrigation pipe replacement in Mancos, the mag chloride program, the joint effort on the new cell development at the County Landfill, the completion of the FLAP application, and the resignation of an employee. (See attached)

HEALTH DEPARTMENT: Public Health Director Bobbie Lock, Karen Dickson and Allison Duran met with the Commissioners to present the **Public Health Emergency Preparedness Program (PHEP)**. Commissioner Ertel moved to approve the Public Health Emergency preparedness program contract task order amendment #5 with routing number 17-86739 in the amount of \$103,315.00 dated July 1, 2016 through June 31, 2017 as presented. Second by Commissioner Lambert and carried. Director Lock presented the Bi-monthly report from the following Health Departments and programs; Adult Preventative Health Services, Baby and Me Tobacco Free, Communicable Disease, Consumer Protection, the Dental Program, Emergency Preparedness and Response, Health Care Program for Children with Special Needs, Home and Community Based Services, Immunizations, Montelores Occupant Protection Project, Nurse Family Partnership, SafeCare Colorado, Tobacco Education & Preventive Program, Women, Infant & Children and the Young Parents Plus program. (See attached)

WEED DEPARTMENT: Weed Department Office Manager, Bonnie Loving presented a slide show of updates on the weed program. Topics of discussion included the Bareground Road Project, the CDA Grant, the USFS / County Agreement, Gravel pit inspections, U-Ditch inspections, a county map with an outline of the weed whitetop and the yearly cost shares. (See attached)

RESOLUTION 7-2016: This discussion was tabled at this time until the Commissioners can meet with the irrigation companies in the county.

FLEET MANAGEMENT: Fleet Manager, Clint Watson met with the Commissioners to give a quarterly report. Manger Watson reported on the completion of the wash bay, the new vehicle replacement report, the new fleet motor pool vehicle, the budget figures, the increase of work and county gas cards with affiliation discounts. (See attached)

SMART RE-ENTRY GRANT: Cindy Ramsey and Fred Blackburn met with the Commissioners to discuss the 2016 Smart Re-Entry grant application. Topics included; the current JAG grant, building trust with the mentees, research statistics, classroom rules, help with addictions, teaching life skills, a GED diploma, the size

of the current classroom, the number of participants, a planning grant, confidential surveys, a detox center, the needs required when mentees are released, and a letter regarding the match waiver for said grant. Commissioner Ertel moved to approve the application of the Smart Re-entry Grant and a match waiver letter to be written by County Attorney Baxter and Administrator Brunner for the Montezuma County Sheriff's Department. Second by Commissioner Lambert and carried.

BID OPENING: Fleet Manager, Clint Watson presented the bids for County vehicles that were up for sale.

- 1) Gary Fisher bid \$1100.00 for vehicle #5 the 2003 Dodge Caravan.
- 2) Gary Fisher bid \$1850.00 for vehicle #3 the 2001 Dodge Dakota.
- 3) Gary Fisher bid \$1700.00 for vehicle #1 the 2000 Dodge Dakota.
- 4) Amanda Fulcher bid \$2000.00 for vehicle #3 the 2001 Dodge Dakota.
- 5) Amanda Fulcher bid \$2000.00 for vehicle #2 the 2001 Dodge Dakota.
- 6) Amanda Fulcher bid \$2000.00 for vehicle #1 the 2000 Dodge Dakota.
- 7) Billye Morgan bid \$1700.00 for vehicle #1 the 2000 Dodge Dakota.
- 8) Jay Kibel bid \$1600.00 for vehicle #2 the 2001 Dodge Dakota and \$1600.00 for vehicle #3 the 2001 Dodge Dakota.
- 9) Harold Foster bid \$2016.00 for vehicle #4 the 2002 Chevy Pickup.
- 10) Donald Harwood bid \$2527.00 for vehicle #2 the 2001 Dodge Dakota.
- 11) Candelaria Construction bid \$3500.00 for vehicle #7 the 2008 Ford Expedition.
- 12) Chris Garner bid \$2025.300 for vehicle #4 the 2002 Chevy Pickup.
- 13) Billye Morgan bid \$1800.00 for vehicle #2 the 2001 Dodge Dakota.
- 14) Steven Hampton bid \$2000.00 for vehicle #2 the 2001 Dodge Dakota and \$1650.00 for vehicle #3 the 2001 Dodge Dakota.
- 15) Joe Jarburg bid \$2350.00 for vehicle #4 the 2002 Chevy Pickup.
- 16) Joe Jarburg bid \$2150.00 for vehicle #2 the 2001 Dodge Dakota.
- 17) Fadi Mansour bid \$5100.00 for vehicle #7 the 2008 Ford Expedition.

Winning bids included: **A. Fulcher** for vehicle #1, **D. Harwood** for vehicle #2, **A. Fulcher** for vehicle #3, **J. Jarburg** for vehicle #4, **G. Fisher** for vehicle #5, no bids were received for vehicle #6, **F. Mansour** for vehicle #7 and no bids were received for vehicle #8. (See attached)

Commissioner Suckla announced the adjournment of the meeting for the LUNCH break.
Commissioner Suckla announced the meeting would reconvene.

PLANNING: Planning Director LeeAnn Milligan presented for preliminary review an Exemption and Subdivision request on property owned by **Keith Evans**, located at 10659 and TBD Road 26, Cortez, CO, consisting of 68 acres, more or less, total, situated west of Road 26, south of Road L, S.23, T.36N. R.16W, N.M.P.M. The proposed Exemption and Subdivision would be for the purpose of the expansion of the **Geer Natural Area**, hiking and biking trails. The expansion, consisting of 50 acres, more or less, would be entered into a Conservation Easement leaving a remaining 3 acre, more or less tract, and one 15 acre, more or less, tract. Commissioner Ertel moved that preliminary approval of an exemption and subdivision request on property owned by Keith Evans located at 10659 Road 26 be forwarded to the Planning & Zoning Board for review and recommendations. Second by Commissioner Lambert and carried. (See attached)

COUNTY-WIDE FIBER PROJECT: Montezuma County IT Manager, Jim McClain, Planning Director LeeAnn Milligan and Rick Smith from the **City of Cortez**, met with the Commissioners to discuss the County Wide Broad band project. Topics of discussion included a developed survey, the creation of a tax authority and

the appointment process for said authority, the gathered feasibility results, a ballot question's time frame and wording, MCEDA involvement, education, advertisement ideas through county entities, the project time frame and the funding variables for said project. (See attached)

COUNTY ATTORNEY REPORT: Attorney Baxter presented a Mental Health Consultant Memo of Understanding (MOU) between the **Montezuma County Health Department** and **Della Pock** for approval. Commissioner Ertel moved that the Montezuma County Health Department engage Della Pock as the Mental Health Consultant. Second by Commissioner Lambert and carried. Attorney Baxter discussed a proposed ordinance regarding storage of trash or junk on county property owners land. (See attached)

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich presented a letter to Neil Kornze, Director of the Bureau of Land Management regarding the comments on proposed Resource Management Planning Rule, also known as "**Planning 2.0**" for approval. Commissioner Lambert moved to approve a letter from the County to BLM Director Kornze in Washington D.C. regarding comments on "CFR Part 1600 Resource Management Planning; Proposed Rules" as presented. Second By Commissioner Ertel and carried. Mr. Dietrich along with Planning Director Milligan and Administrator Brunner reported on an attended field trip to meet with business owner and land owner **J.R. Ford** in Pagosa Springs regarding forest thinning operations, wildfire mitigation, sawmill and **Bio Char** processes. Topics discussed from said field trip included; power purchase agreements, renewable energy resources, timber sales, the public perception, community support, Stewardship agreements, the Bio Char process, lumber treatments, fire hazards, the San Juan Citizens Alliance support and various uses for bio char. A discussion was held regarding the **Mesa Verde Trail** project. Topics included a previous Contractors interest and field trip for said project, the 3 phases of the project, and a project phase time schedule. (See attached)

COUNTY ADMINISTRATOR REPORT: Administrator Brunner discussed ideas for a silent auction basket to take to the CCI Conference the first week of June.

COUNTY COMMISSIONER REPORT: Commissioner Suckla, Commissioner Lambert and Commissioner Ertel reported on the attended Tri-City breakfast meeting. Topics discussed in said meeting included the county wide broad band project, various city / town projects and the introductions of the newly elected Mayors, **Santiago O. Lopez**, Town of Dolores and **Ellen "Quennie" Barz** for the Town of Mancos.

PUBLIC COMMENT: Ellen Foster discussed the proposed county wide sales tax, the county wide fiber Broad Band project and the creation of a permanent funding. Chris Eastin discussed the questions and the wording on the county wide fiber project survey. M.B. McAfee suggested the future inclusion of citizens within the initial RFQ process to broaden the discussions.

CORRESPONDENCE: None.

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

MEETING ADJOURNED: 3:20 p.m.

County Clerk May 23, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
June 13, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday June 13, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of June 13, 2016 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 23, 2016 as amended. Motion was seconded by Commissioner Ertel and carried.

ACCOUNTS PAYABLE: Administrator Brunner presented the April 2016 Accounts Payable Statements for approval. Commissioner Ertel moved to approve the Financial Statements for April 2016 as presented. Second by Commissioner Lambert and carried. (See attached)

HEALTH DEPARTMENT: Public Health Director Bobbie Lock along with County Sanitarian, Melissa Mathews presented the **CDPHE Approved Task Order Contract – Waiver #154** for approval. Said contract will provide environmental health services to achieve the uniform statewide administration, implementation and enforcement of standards and rules established by the CDPHE for retail food establishments. Commissioner Lambert moved to approve the Task Order Contract – Waiver # 154 as presented. Second by Commissioner Ertel and carried. (See attached)

COOPORATIVE WEATHER OBSERVER, NOAA, NWS representative **James Andrus** presented the precipitation report through the month of May, 2016. (See attached)

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles met with the Commissioners to give an update on the project. **Representative Guiles** reported that Jayne's had a proposed maximum guaranteed price of 8.26 million or \$250.00 a square foot and recommended that the Commissioners wait for conformation from Humphreys Poli before taking action on the contract. Other topics of discussion included the LEED certification, cameras, parking issues, mobile shelving, the City of Cortez Planning and Zoning meeting and caveats to the contract.

PUBLIC COMMENT: Gala Pock discussed the County anticipated reduction of future oil and gas revenues and the county financial position with said reduction.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of June 8, 2016 through June 24, 2016. Roads scheduled for work included; chip seal preparations and chip seal on roads 33, 34, M, and road G. Other projects scheduled included; culvert work, mag chloride and ditch shoulder repair. Superintendent Englehart discussed road sign replacements, truck / axel restrictions, the John Deer Agreements, the Dolores Norwood Road, the Kinder Morgan usage of Road 15, the 2017 chip seal project schedule and the Cedar Mesa Ranches subdivision roads. Superintendent Englehart presented a letter to **Ken Charles** with the **Colorado Department of Local Affairs** regarding an additional grant request for the **EIAF 8097- Montezuma County Goodman Truck Route Reconstruction** project. Said addition included in kind materials contributed from the county in the amount of \$177,037 with a total additional cash contribution estimated to be \$407,756. The county is requesting a 50/50 split between DOLA and Montezuma County of \$203,878 each. Commissioner Ertel moved to approve the Road Department application to DOLA for an additional cash contribution for \$203,878.00 as presented. Second by Commissioner Lambert and carried. (See attached)

EMPLOYEE OF THE MONTH: Sheriff Nowlin presented the Employee of the Month award to Detention Deputy, **Cameron Braveheart** for the second year in a row.

SHERIFF'S MONTHLY REPORT: Sheriff Steven Nowlin met with the Commissioners to give his monthly report. Topics of discussion included a the recent Road F fire, the Dolores Riverfest, the Ute Mountain Rodeo, the mounted patrol, department personnel changes, personnel processing and testing, department openings, special event coverage, benefit package appeal for new hires and interest in a new E-Force data base. Sheriff Nowlin wanted to thank the Landfill crew that helped with the Road F fire.

DISCUSSION: Ann McCoy-Harold from **Senator Cory Gardner's** office met with the Commissioners to update and discuss County topics of concern previously reported to Senator Gardner. Topics included: Colorado television coverage within the county, the ACEC, the Phil's World project, the NCA, the 2477 designation of the Dolores Norwood Road, the McPhee - Sage Hen camp ground exchange, the Muscles inspection program, the invasive species and the vacant cattle grazing permits.

FAIRGROUNDS: Fairgrounds Manager Tanner Young gave his monthly report which included \$49,784.55 income and fairgrounds attendance of 52,975 to date. Manager Young reported on past and future events. Events discussed included scheduled circus's, the 12 hours of Mesa Verde bike event, gun shows, car races, the

commodity give away, NMCHA cutting, a tack sale, a chuck wagon dinner, rodeos, barrel racing, and the SW Livestock Association Meeting. (See attached)

Vern Peterson along with Manager Young held a discussion regarding a proposed event to be held at the Fairgrounds. **Camp in Entertainment** and merchant bazaar is a trade show and advertising event held to promote local businesses and to help raise funds for various organizations. This event would be a scheduled monthly event for a 24 hour period that would include overnight campers, movies, car and motorcycle shows, an indoor flea market, vendors, entertainment and video games. Other topics discussed included: Fairground usage and event entry fees, security, liability coverage and the restriction of alcohol and marijuana merchandise. (See attached)

EMERGENCY MANAGER REPORT: Emergency Manager Paul Hollar met with the Commissioner and gave a monthly update. Topics discussed included meetings attended, and training/ exercises. Manager Hollar presented notables that included the FEMA adoption and approval of the County Mitigation Plan, the scheduled Rico Mine presentation and the completion of the EOC. Manager Hollar reported he was currently working on the Dolores River Emergency Alert Plan, the MCICS 200 Mass casualty training exercise scheduled for June 17-18, 2016, the ID/Credentialing presentation, , the County Animals in Disaster plan The (JIC) Joint Information Center and the County (PIO) Public Information Officer Group. (See attached)

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

Commissioner Suckla announced the meeting would reconvene.

FIREWISE: Rebecca Samulski along with Planning Director Lee Ann Milligan met with the Commissioners to discuss a proposed collaboration between Firewise Director Samulski and the planning department for proposed sub division fire mitigations.

COUNTY-WIDE FIBER PROJECT: Montezuma County IT Manager, Jim McClain, Planning Director LeeAnn Milligan, Chelsea Jones, MCEDA and Rick Smith, City of Cortez, met with the Commissioners to discuss the County Wide Broad band project. Miss Jones presented an informational video from the MCEDA website at www.montezumaceda.org/mceda-news/. Other topics of discussion included a design presentation, House Bill 152, financing, the proposed county sales tax, a survey and the statistics compiled from said survey.

PLANNING:

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining proposed amendments to Lots 1 & 2 of the **Joyce Reed Subdivision**, on properties owned by **Richard and Dixie Lee**, located at 16635 and 16941 Road Y, Yellow Jacket, CO, each consisting of 5 acres, more or less, situated north of Road Y, west of Road 17, S.20, T.38N. R.17 W, N.M.P.M.. The roll was called, the public notice read, and the proceedings were recorded for the record. Agents Richard and Dixie Lee were present. **Planning Assistant Robin Scott** gave an overview of the application. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. After hearing all the evidence presented Commissioner Lambert moved that amendments to lots 1 and 2 on property located at 16635 and 16941 Road Y, Yellow Jacket owned by Richard and Dixie Lee be approved as presented. Second by Commissioner Ertel and carried. Commissioner Suckla closed this hearing at this time. (See attached)

DISCUSSIONS: Planning Director Lee Ann Milligan, property owner, **Duncan Rose** along with **Home Owners Association President Diane Cherbek** met with the Commissioners to discuss the **Cedar Mesa Ranches Subdivision** road jurisdiction. Topics of said discussion included; county road standards, county maintenance, traffic regulation, plat definitions, Home Owner Association Covenants and access for the public, oil and gas production vehicles and the BLM. (See attached)

Director Milligan presented an update of recommendations made by the Planning and Zoning Commission regarding land use, specific to the storage of vehicles for resale and the operation of a towing business, on property owned by **Dennis and Donna Brace**, 10554 Road 23, Cortez, CO, consisting of 35.32 acres, more or less, located east of Road 23, north of Road K, situated in S.21, T.36N. R.16W, N.M.P.M.. Director Milligan reported a site visit to said property was scheduled for all entities to visit a new location for the vehicles that would be out of public view. This move would require a new driveway location and Director Milligan recommended the \$125.00 driveway permit fee be waived. Other topics discussed included the rezoning of said property to commercial, the parameters, site plan and specifics of said permit and the definition of the Land Use Code's "Use for Home Occupation". (See attached)

Director Milligan along with **City of Cortez, Tracie Hughes, County Surveyor, Ernie Maness and Ken Tarr, Empire Electric** held a discussion regarding proposed amendments to property owned by Empire Electric Association wherein an additional tract is being requested. The properties are located at 801 N. Broadway, Cortez, CO, and TBD Hwy 491, Cortez, CO, consisting of 15 acres combined, more or less, located west of Highway 491, south of Road K.3, S.22 & 23, T.36N. R.16 W, N.M.P.M. wherein portions of the properties are located within the City Limits and the County. The proposed amendments request for the property owned by Empire Electric will be required to be presented to both the City of Cortez and County Planning and Zoning Boards. (See attached)

Director Milligan gave updates on the site plans for the Osprey Pack and the Calkins Building projects. (See attached)

Jon Wagner with **CTSI Insurance** was scheduled to give the Insurance Pool Update and Loss Analysis. This report will be rescheduled for a future meeting.

GIS MAPPING: Doug Roth introduced new employee **Rachel Medina** to the Commissioners.

COUNTY ATTORNEY REPORT: Attorney Baxter reported that Dr. Gilliford's historian report on the Dolores Norwood Road is almost complete.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich discussed the scheduled Rangeland Stewardship meeting, the scheduled RFQ interviews, the reconstruction cost for the free bridge from Paradox and the attended SW RAC meeting.

COUNTY ADMINISTRATOR REPORT: Administrator Brunner reported that a resolution had been achieved regarding the Extension Office employee scheduling and comp time pay.

COUNTY COMMISSIONER REPORT: The Commissioners reported on the recently attended CCI conference sessions. **Commissioner Suckla** attended sessions that discussed Amendment #69 "Colorado

Cares”, and the “The transfer of public lands to the states” amendment. Other topics discussed included the (WIR) Western Interstate Region, BLM 2.0, public lands, and an available position for NACO.

Commissioner Lambert attended sessions that discussed Landfill compliance, county wide sales tax, the county role in a declaration of a public health emergency, opioids and prescription drug overdoses and marijuana. **Commissioner Ertel** attended sessions that discussed Aging Services, population, economic, work force, and health services demographics.

PUBLIC COMMENT: **Ellen Foster** discussed the RMP, the overwhelming disappointment felt in the process of citizen’s participation at meetings and citizen concerns not addressed by the Commissioners in the past with the hope the Commissioners would be addressing them more in the future. **M.B. McAfee** discussed the RAC meeting held in Mancos, the working group opportunities to make recommendations to the Sub-RAC and county actions that could take care of concerns with the MLP. **Dexter Gill** discussed the MLP process, the county participation within said process and the Procedures Act. **Keenan Lovett** discussed the proposed Montezuma County Hospital District bonding conduit.

CORRESPONDENCE: The ONWARD Senior Service Foundation Fund activity statement for the first quarter of 2016. The City of Cortez 2016 Drinking Water Quality Report for Calendar year 2015. A letter and pictures from the Cortez Historic Preservation regarding the inclusion of County owned property at 140 W. Main St. in the City of Cortez’s Historic Building Survey.

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

MEETING ADJOURNED: 4:30 p.m.

County Clerk June 13, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
June 20, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday June 20, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of June 20, 2016 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 13, 2016 as amended. Motion was seconded by Commissioner Ertel and carried.

RESOLUTION 9-2016 Fire Ban: Emergency Manager Paul Hollar presented Resolution 9-2016 a resolution cancelling the suspension of the ban on open fires and the use of fireworks. Commissioner Ertel moved to approve Resolution 9-2016 cancelling the suspension of the Fire Ban and use of fireworks. Seconded by Commissioner Lambert and carried. Manager Hollar reported on the Sage Hen Fire. His report included the current 80% containment, the fire acreage at 175 acres, the \$220,000.00 suspension cost with the estimated current direct cost to the county at \$2500.00, that there had been no structural damage and no evacuations required. (See attached)

LIQUOR LICENSE: Deputy Clerk Malinda Fuller presented for approval a special event liquor license permit for the **For Pets Sake Inc.** event located at Cliffrose, 27885 Hwy 160, Cortez Co. 81321 on July 23, 2016 from, 5:30 p.m. to 8:30 p.m. Deputy Fuller stated this was an annual event. Commissioner Ertel moved to approve the special event permit for the For Pets Sake Inc. July 23, 2016 event to be held at Cliffrose as presented. Seconded by Commissioner Lambert and carried. (See Attached)

ACCOUNTS PAYABLE: Administrator Brunner presented for approval the May 2016 Accounts Payable and Financial Statements. Commissioner Ertel moved to approve the Accounts Payable for May 2016 as presented. Second by Commissioner Lambert and carried. Commissioner Lambert moved to approve the Financial Statements for May 2016 as presented. Second by Commissioner Ertel and carried. (See attached)

HEALTH DEPARTMENT: Public Health Director Bobbie Lock presented the **CDPHE Task Order Amendment #4 13 FAA0035**. A one year renewal contract in the amount of \$32,756.00, to perform air pollution monitoring activities including PM 2.5 monitoring and ozone monitoring, ending June 30, 2017. Commissioner Ertel moved to approve the **CDPHE Task Order Amendment #4** for air pollution monitoring at the Health Department. Second by Commissioner Lambert and carried. (See attached)

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles met with the Commissioners to give an update on the project. Topics of discussion included the Humphreys Poli itemized list of adjustments, the \$8.26 guaranteed maximum, the square footage price and the City of Cortez approval of the VE list.

PUBLIC COMMENT: James Snyder discussed his concerns regarding an intersection on roads U and 20.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of June 8, 2016 through June 24, 2016. Roads scheduled for work included roads 33, 34, M, G, 31, 38, 20, 21, W and road 39. Superintendent Englehart reported that general maintenance and pot hole repair was scheduled for various roads within the county. Superintendent Englehart gave an update on the D&L Construction work on the DOLA truck route project. Other topics of discussion included; a list of property requests, county web site updates on the DOLA Truck route project, the mosquito district buildings, purchases from the Triad Construction Auction, the Road U and 20 intersections, asphalt options and the Road BB intersection. (See attached)

PUBLIC LANDS: Forrest Service, Tom Rice met with the Commissioners to give updates on various projects. Topics of discussion included the Sage Hen Fire, the McPhee overlook trail, the extension of the Rico West Dolores comment period, the temporary closure of the Calico trail, the overflow parking area at McPhee marina, and the Historical analysis report on the Dolores Norwood Road.

Canyon of the Ancients National Monument Manager, Marietta Eaton reported to the Commissioners on the Sand Canyon parking lot environmental assessment process, the Ranger Programs, a rock slide clean up, the Flodine and Yellow Jacket data collection, the 4 Corners lecture series and new technology regarding a 7000 year old basket display.

Bureau of Land Management, Connie Clementson gave updates to the Commissioners on the following topics; the Resource Advisory Council tour, the Master Leasing Plan, Phil's World, the Planning 2.0, the Travel Management plan, the S. W. Colorado Canyons Alliance, the Path to Mesa Verde Trail, the ACEC and the Dolores River NCA.

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)

ASSESSOR: Montezuma County Assessor, Scott Davis met with the Commissioners to present the Kinder Morgan Assessed Values for Tax years 2015 and 2016. Topics of the discussion included the yearly difference in production of \$144,630,750 with a loss amount of \$122,298,780 and a County revenue loss of; General Fund

\$1,271,561, Road and Bridge \$321,765, Social Services \$159,898 and Law Enforcement Authority \$147,599. Other topics discussed included the DOLA grants cycle and the proposed County sales tax. (See attached)

Commissioner Suckla announced the adjournment of the meeting for the LUNCH break.
Commissioner Suckla announced the meeting would reconvene.

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining proposed amendments to Lots 1 & 2 of the Ahmonto Vista Subdivision as well as a proposed additional lot (Lot 3), on properties owned by **Karen Lovelien**, located at 43842 and 43850 Hwy 160, Mancos, CO, consisting of 10 acres, more or less, situated south of Hwy 160, east of Road 43, S.23, T.36N. R.13W, N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. **Planning Assistant Robin Scott** gave an overview of the application. Agents Karen Lovelien and Fred Boshardt were present. Commissioner Suckla requested the findings from the Planning and Zoning Commission. Assistant Scott reported the application was approved with a contingency regarding noxious weeds. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. After hearing all the evidence presented Commissioner Ertel moved to approve the amendments to Lots 1 & 2 of the Ahmonto Vista Subdivision as well as a proposed additional lot (Lot 3) for property owner Karen Lovelien, contingent on the weed performance report as presented. Second by Commissioner Lambert and carried. Commissioner Suckla closed this hearing at this time. (See attached)

PLANNING: **Planning Director Milligan** presented for Preliminary review of a Light Industrial (INDHZ) rezoning request and High Impact Permit request on property owned by **Western Slope Holding Co.**, Agent **Greg Munson**, located at 17602 Hwy 145, Dolores, CO, consisting of 6.24 acres, more or less, situated south of Hwy 145, north of Road T.5, located in S.17, T.37N., R.15W., N.M.P.M. Said requests are for the operation of a watercraft and snow machine rental / storage business. After much discussion a variance request with contingencies will be presented for approval at the next Commissioner meeting.

DISCUSSIONS: NO SPRAY POLICY: **Laurie Hall** and **Montezuma County Noxious Weed Department Director, Bonnie Loving** met with the Commissioner to discuss the Counties "No Spray Policy". Topics of the discussion included the Southwest Farm Fresh Co-op, homemade "No spray" signs, wording on the Montezuma County Noxious Weed program's 2016 No Spray agreement form, communication to county farmers, public service announcements, county road right of way weed spraying, non-toxic weed spray solutions, and a moratorium period from spraying for farmers to become compliant. (See attached)

COUNTY-WIDE FIBER PROJECT: **Montezuma County IT Manager, Jim McClain, Planning Director LeeAnn Milligan** and **Rick Smith** from the **City of Cortez**, met with the Commissioners to discuss the County Wide Broad band project and the proposed county wide sales tax. Topics included; Ute Mountain Ute Tribe and Empire Electric involvement, design and structure of said project, a designated percentage of a county wide sales tax to the project, the inclusion of unknown specifics in the project and the power pole verses fiber options.

PATH TO MESA VERDE TRAIL: **James Dietrich** along with **City of Cortez Administrator, Shane Hale** met with the Commissioners to make a recommendation and request the approval to begin negotiations with **Loris & Associates** as the consultant for the Path to Mesa Verde Trail project. Commissioner Lambert moved to authorize negotiations with Loris and Associates to develop a contract for the Path to Mesa Verde Trail project. Second by Commissioner Ertel and carried.

MONTEZUMA COUNTY HOSPITAL DISTRICT Attorney Keenan Lovett, along with **MCHD Board Members, Brad Wayt and Fred Dewitt** met with the Commissioners to request a temporary release of the County required \$800,000.00 MCHD emergency funds. This temporary release would allow the district to pledge said funds to the bond conduit. Attorneys may draft and present a resolution regarding a MCHD bond conduit.

COUNTY ATTORNEY REPORT: Attorney Baxter discussed the payment of the Dolores Norwood Road Historical report invoice.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich, No Report

COUNTY ADMINISTRATOR REPORT: Administrator Brunner reported that the County Auditor requested a separate bank account for the Montezuma County Capital Fund. Commissioner Ertel moved that administration open a bank account for the Montezuma County Capital Fund separate from all other accounts. Second by Commissioner Lambert and carried. Administrator Brunner presented a revision to the County Employee Handbook regarding the policy for the payout of sick leave and bereavement leave. Commissioner Ertel moved to approve the revision to the County Employee handbook sick leave and bereavement leave policies effective January 1, 2017 as presented. Second by Commissioner Lambert and carried. (See attached)

COUNTY COMMISSIONER REPORT: The Commissioners presented **Resolution 8-2016**, a resolution by the Montezuma County Board of Commissioners to support of **Raise the Bar, Protect our Constitution Initiative**, a measure that makes it harder to amend the Colorado Constitution. Commissioner Ertel moved to approve Resolution 8-2016 Support of Raise the bar constitution initiative as presented. Second by Commissioner Lambert and carried. (See attached)

Commissioner Suckla held a discussion in regards to the development of **Quarterly Night Town Hall** meetings. Administrator Brunner will develop a schedule for said meetings.

Commissioner Lambert reported on his attendance to the Rangeland Stewardship meeting.

Commissioner Ertel reported on his attendance to the Dolores River Emergency Planning meeting.

PUBLIC COMMENT: Chris Eastin discussed the benefits of the development of a business plan for the Broad Band project. **Greg Kemp** discussed a recently attended presentation to Firewise by County Noxious Weed Manager, Bonnie Loving and support expressed for the proposed sales tax for the county wide broad band project at a recent MCEDA meeting. **Gala Pock** discussed the proposed county wide sales tax. **Ellen Foster** discussed the Assessor's report on the Kinder Morgan Assessed Values for Tax years 2015 and 2016.

CORRESPONDENCE: A letter was received from the United States Department of Agriculture Forest Service, Mancos Dolores Ranger District regarding a vegetation management proposal on the Dolores Ranger district of the San Juan National Forest.

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

MEETING ADJOURNED: 4:40 p.m.

County Clerk June 20, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
June 27, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday June 27, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of June 27, 2016 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 20, 2016 as amended. Motion was seconded by Commissioner Ertel and carried.

ORDER # 7-2016: Administrator Brunner presented for approval, Order #7-2016 a transfer of \$1,300.00 from the Fleet Fund to the General Fund (for the Treasurers operations.) Said transfer is for a 2006 Chevy Impala purchased by the Treasurer's Office and sold by the Fleet Department. Commissioner Ertel moved to approve Order #7-2016 to transfer \$1,300.00 from the Fleet Fund for the sale of a vehicle to the General Fund for the Treasurer's operations fund as presented. Second by Commissioner Lambert and carried. (See attached)

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles presented the Commissioners with the AIA Document A133-2009 Exhibit A, Guaranteed Maximum Price Amendment (GMP) for approval. Commissioner Lambert moved to approve the Guaranteed Maximum Price for the Combined Courthouse project of \$8,267,783.37 contingent on the acceptance of the amended wording in Exhibit A to include negotiate. Second by Commissioner Ertel and carried. (See attached)

PUBLIC COMMENT: **Greg Kemp** discussed the completed Flume parking lot and the absence of historical signs.

ROAD DEPARTMENT: **Road Superintendent Rob Englehart** presented the road and bridge schedule for the time period of June 22, 2016 through July 8, 2016. Superintendent Englehart reported roads scheduled for work included roads 31, W, 38, 39, 20, 21, 33 and G. Other topics of discussion included the Sage Hen Fire, the posting of the D&L work schedule on the County web site, the intersection on Roads U and 20, the purchase of the mosquito district buildings, a water leak on Road 22, the additional DOLA funds request and the combined efforts between the Landfill and Road departments on the new 3A Cell at the Landfill. (See attached)

EMERGENCY MANAGER REPORT: **Emergency Manager, Paul Hollar** met with the Commissioner to present the Cost Share Agreement for the Sage Hen Fire. Commissioner Ertel moved to approve the Cost Share Agreement between Montezuma County and the San Juan National Forest as presented by Emergency Manager Hollar for the Sage Hen Fire, not to exceed \$10,000.00. Second by Commissioner Lambert and carried. (See attached)

VETERANS SERVICE: **Veteran Service Officer Rick Torres** presented his monthly services update which included the newly hired **John Johnson** as a part time employee, client visits and the indirect income to Montezuma County. Commissioner Lambert moved to approve the **County Veterans Service Officers** monthly report and Certification of pay for May 2016, seconded by Commissioner Ertel, motion carried. (See attached)

NOXIOUS WEED CONTROL: **Montezuma County Noxious Weed Department Director, Bonnie Loving** met with the Commissioners to discuss the management responsibilities regarding noxious weeds along county water ways. Director Loving gave an overview of the management plan. Discussion regarding the plan from Advisory Committee members included: **Eddy Lewis, Walter Henes** and **Steve Miles**. Landowner, **Vern Harrell** stated he wanted to be responsible for his own land. Discussion from Water Companies included **Attorney John Justus** with **Montezuma Valley Irrigation Co. (MVIC)** and **Frank Green** from **Dolores Water Conservation District (DWCD)**.

LANDFILL: **Landfill Manager Shakalo Powers** gave his monthly reports which included the 2016 Landfill budget spread sheet, the May, 2015 and May, 2016 Tonnage and Charge Summary for comparison. Other topics of discussion included stockpiles, replacement of the scales, the chipper, and compost. Manager Powers presented approval documents for the construction of Cell 3A. (See attached)

FAIRGROUNDS: **Fairgrounds Manager Tanner Young** presented for approval the revised Master Contract Rules and Regulations for the Montezuma County Fairgrounds. Commissioner Ertel moved to approve the revised Master Contract Rules and Regulations for the Montezuma County Fairgrounds dated 06-2016 as presented. Second by Commissioner Lambert and carried. (See attached)

Commissioner Suckla announced the adjournment of the meeting for the LUNCH break.
Commissioner Suckla announced the meeting would reconvene.

DISCUSSIONS:

The **Planning Commission Board** members **Kelly Belt, Bob Clayton, Mike Gaddy** and **Raymond Boyd** met with the Commissioners to discuss the proposed county wide sales tax and the County Wide Broadband project. Topics within the discussion included; internet options for county schools, potential economic drivers, the passage

of a sales tax ballot question, the county lodgers tax, internet business opportunities and the cost of the broadband fiber project. E-mails were presented for the record from **M. Rosso** and **Michael Gaddy**. (See attached)

COUNTY-WIDE BROAD BAND PROJECT: Montezuma County IT Director, Jim McClain, City Of Cortez, Rick Smith and Chelsea Jones from **MCEDA**, met with the Commissioners to report on the fiber optic survey results and the estimated costs of the project. Other topics of discussion included the formal notice of participation in the November 8, 2016 General election, retention and recruitment business opportunities, marketing, and education of the proposed sales tax ballot question. Commissioner Ertel moved that the Montezuma County Broad Band project be funded by a county wide sales tax. Second by Commissioner Lambert and carried. (See attached)

COUNTY ATTORNEY REPORT: Attorney Baxter presented for approval letters addressed to **DIRECTV, LLC** and **Ms. Alison A. Mines, Director & Senior Counsel Regulatory Affairs Dish Network**, regarding a request for a feasibility certification for Montezuma County Market Modification. Commissioner Ertel moved to approve letters created by Attorney Baxter to Direct TV and Dish Network for Montezuma County to receive local television stations. Second by Commissioner Lambert and carried. (See attached) Attorney Baxter presented **Resolution 10-2016** a resolution regarding the temporary release of Hospital District Reserve funds. Commissioner Lambert moved to approve Resolution #10-2016 concerning the use of the Hospital District's \$800,000.00 reserve funds. Second by Commissioner Ertel and carried. (See attached)

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich gave updates on the Trail to Mesa Verde and the Flume projects. Other topics of discussion included the addition of the Historical Report for the Dolores Norwood road to the County web page.

COUNTY ADMINISTRATOR REPORT: Administrator Brunner presented for review a summary of State & Counties - Colorado comparisons of DOI- payments in lieu of taxes. (PILT) (See attached)

COUNTY COMMISSIONER REPORTS: Commissioner Suckla had no report to give. **Commissioner Lambert** reported on the attended community meeting regarding the County Roads U and 20 intersections. **Commissioner Ertel** had no report to give.

PUBLIC COMMENT: Ellen Foster discussed the visual appeal of a county filled with oil rigs.

CORRESPONDENCE: None.

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

MEETING ADJOURNED: 3:30 p.m.

County Clerk June 27, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
July 11, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday July 11, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of July 11, 2016 with the Pledge of Allegiance.

MINUTES: Commissioner Ertel moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated June 27, 2016 as presented. Motion was seconded by Commissioner Lambert and carried.

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles met with the Commissioners to give an update on the project. Topics discussed included the guaranteed maximum price, payment performance bonds, a mass grading permit and dirt removal options. (See attached)

COOPORATIVE WEATHER OBSERVER, NOAA, NWS representative **James Andrus** presented the precipitation report through the month of June, 2016. (See attached)

PUBLIC COMMENT: Gala Pock requested a published County Department Directory.
Joe Bakula discussed the driveway to his property and a road gate.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of July 6, 2016 through July 22, 2016. Superintendent Englehart reported roads scheduled for work included roads 38, BB, W, 10, 18, 20, 21, and road DD. Superintendent Englehart reported that D&L Construction will be hauling and spreading gravel on Roads 20 and U. Other topics of discussion included the 2016 Equipment proposal, John Deere annual lease and the posting of the D&L schedule on the county web site. GIS Manager Doug Roth along with Superintendent Englehart discussed the verified documentation of County Road N boundaries and the placement of a gate on said road. Property owner **Joe Bakula** was unable to drive trucks and trailers through a narrow gate placed at the base of his driveway. **Ed Reynolds** gave a history of the property owner's driveway. (See attached)

IT MONTHLY REPORT: IT Director, Jim McClain met with the Commissioners to present his monthly updates. Topics of discussion included the Wireless Redundancy Link project, the completion of the new phone system, the installation of messenger service, upcoming meetings concerning the broadband project, the completion of the EOC room, and the Town Hall meeting message on the county marquee signs. (See attached)

GIS MAPPING: GIS Manager Doug Roth along with **GIS Assistant Rachel Medina** met with the Commissioners to give his semi-annual report. Projects currently working on include a Landfill GPS unit, Southwest Memorial Ambulance maps, the fiber design numbers and the mapping of the County recreational facilities. Other topics discussed included the last valid Forest Service map, the GIS web site disclaimer and property owner easements. (See attached)

GROUND AND BUILDINGS BI-MONTHLY REPORT: Maintenance Supervisor, Mike Chenard reported on the grounds and buildings. Topics of discussion included the Annex 1 repaving project, hail damage to condensers, a cement wall repair, a tool inventory, and sprinkler head replacements at the jail. Supervisor Chenard presented a list of current maintenance requests. (See attached)

EMPLOYEE OF THE MONTH: The Commissioners along with **Public Health Director Bobbie Lock** presented the Employee of the month to **Doris Jay-Pang Freeman**.

HEALTH DEPARTMENT: Public Health Director Bobbie Lock along with **Jane Duncan** met with the Commissioner to request the addition of a Case Manager to the Health Department's Long Term Care program. Commissioner Lambert moved to approve the hiring of an additional case manager for the long term care program at the Health Department. Second by Commissioner Ertel and carried (See attached)

PLANNING:

Planning Director Milligan presented for clarification of commercial zoning as per Resolution P- 5-1994 on property located at 17602 Hwy 145, Dolores, CO doing business as Doc's Rest. It was decided that commercial zoning was not designated in Resolution P-5-94 therefore rezoning of the property through the Public Hearing process would be required. (See attached)

DISCUSSIONS: Bureau of Land Management Access Roads. CANCELLED

COUNTY ATTORNEY REPORT: Attorney Baxter discussed the Dolores Norwood Road, a marijuana question for the November ballot and the attorney briefs for the Kinder Morgan suit. Attorney Baxter along with **City of Cortez Manager, Shane Hale** presented the (RFP) Requests for Proposals regarding a bonding authority for the proposed broadband project. Commissioner Ertel moved to submit the RFP to Bonding

authorities for proposals for the Broadband project, subject to the addition of statistical and demographic information on Montezuma County. Second by Commissioner Lambert and carried. (See attached)

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: **James Dietrich** presented a letter to Derek Padilla Manager, Dolores Public Lands Office regarding the Rico / West Dolores Travel Management Plan. Commissioner Lambert moved to approve the letter to Derek Padilla of the Dolores Public Lands Office regarding the Rico West Dolores Management plan as presented. Second by Commissioner Ertel and carried. Mr. Dietrich gave the commissioners updates on the Rangeland Stewardship meeting, the Bedrock Bridge and the Trail to Mesa Verde. (See attached)

COUNTY ADMINISTRATOR REPORT: No report given.

COUNTY COMMISSIONER REPORT: **Commissioner Suckla**, no report given.

Commissioner Lambert reported on the telecommunications and transportation presentations at the recently attended **Club 20** meeting. **Commissioner Ertel** reported on the Club 20 sessions he had attended. Sessions included discussion on the broadband project, Proposition 69, the Raise the Bar initiative and a new satellite nursing program.

PUBLIC COMMENT: **M.B. McAfee** made a request to read the letter to Mr. Padilla.

CORRESPONDENCE: Veteran Service satisfaction surveys and the Air Pollution Control Division, Field Inspection Report for the Montezuma County Landfill,

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

MEETING ADJOURNED: 11:40 p.m.

County Clerk July 11, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
July 18, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday July 18, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of July 18, 2016 with the Pledge of Allegiance.

MINUTES: Commissioner Ertel moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated July 11, 2016 as amended. Motion was seconded by Commissioner Lambert and carried.

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles met with the Commissioners to give an update on the project. Topics discussed included the mass grading permit, boundary fencing and the fill dirt options.

LIQUOR LICENSE: Deputy Clerk, Malinda Fuller presented Liquor license renewal applications for EB Dude and Guest Ranch, LLC, dba Echo Basin Ranch, 43747 Road M, Mancos, CO 81328 and Lim Kong V, dba Hilltop Liquors, 27963 Hwy 184, Dolores, CO 81323. Commissioner Ertel moved to renew liquor licenses for E.B. Dude and Guest Ranch LLC located at 43747 Road M, Mancos and Hilltop Liquors located at 27963 Hwy 184, Dolores. The motion was seconded by Commissioner Lambert and carried. (See attached)

PUBLIC COMMENT: Mary Ann Brenner met with the Commissioners to discuss the current road construction on Road 20 and a driveway on her property.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of July 13, 2016 through July 29, 2016. Superintendent Englehart reported work was scheduled for roads 38, 44, BB, W, 10, 18, 20, 21 and DD. Other topics of discussion included possible Southwest Basin Roundtable grants for culvert replacement, the pot hole repairs, the Mancos gravel pit acreage release request sent June 30, 2016 and notice of receipt from the Colorado Division of Reclamation Mining and Safety for the Reclamation Permit Partial Acreage Release Request Consideration for the Hay Camp gravel pit. (See attached)

PUBLIC LANDS: Forrest Service, Derek Padilla and Regional Fire Manager, Patrick Seekins met with the Commissioners and gave a power point presentation of the recent Long Draw Fire and the resource management of said fire. Other topics discussed included the Boggy Draw Travel Management area road closure locations, the McPhee marina overflow parking area and campgrounds, the Sand Canyon parking lot, prescribed burns scheduled in the fall, a wilderness mountain bike proposal and the Dolores Norwood Historical report. (See attached)

PARKS & WILDLIFE: MATT THORPE representing the Colorado Division of Parks met with the Commissioners to give a quarterly update. Mr. Thorpe presented a “Wild Not Free” Colorado Parks and Wildlife funding informational handout. Other topics of discussion included the elk herd expansion and a decline study, funding of the 2017 A&S prevention program, eagle nest regulations and the numbers of fish stocked in Narraguinnep, McPhee, Totten, and Twin Spruce reservoirs. (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)

HIGH DESERT CONSERVATION DISTRICT: Judy Garrigues, Steve Miles and Montezuma County Noxious Weed Department Director, Bonnie Loving met with the Commissioners to discuss the collaboration with the weed management program between High Desert Conservation District, Mancos Conservation District and Montezuma County. An informative meeting schedule to help control cheat grass, jointed goat grass and medusa head was presented for the record Mr. Miles and Miss Garrigues gave updates on past and future High Desert Conservation District projects. Topics discussed included the Master Stewardship program, retail sales, a scheduled field trip to the Yellow Jacket research area, the South West Agriculture seminar, and the DOLA annual and long range plans. (See attached)

SHERIFF OFFICE: Wanda Martin presented the Sheriff’s Office Local Government Limited Gaming Impact Fund application for approval. This year the application would include the purchase of new E-Force tracking software. Commissioner Ertel moved that the Sheriff’s Department proceed with the Local Government Limited Gaming Impact fund application for the fiscal year of 2017. The motion was seconded by Commissioner Lambert and carried. (See attached)

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

Commissioner Suckla announced the meeting would reconvene.

MONTEZUMA COUNTY FAIRBOARD: Chairman Brandy Simmons, Kathi Marler and Jacklynn Romine met with the Commissioners to give updates on the County Fair. Topics of discussion included the Fair booklet, musical entertainment, fair royalty, scholarships, a Fair Board credit card, leader background checks, payment of participant enrollment fees, fair seating options, printed rule books, booked vendor spaces, county marquees notices, daily event themes, a large screen movie presentation and a scheduled Fair Board meeting. (See attached)

ASSESSOR: Montezuma County Assessor, Scott Davis met with the Commissioners to give the Statutory Reports for Personal Property. Assessor Davis reported that the notification of the assessed value of the County was \$735,054.000 as of July 15, 2016. The assessed value in July of 2015 was \$862,126,176. Assessor Davis presented the list of Best Information Available (BIA's) and the 2016 protests as of 7/13/2016. Other topics included the attorney billing for the Kinder Morgan law suit, the assessment rates, the mill levy process and the completion of new property assessments. (See attached)

2015 AUDIT: Chris Majors with **Majors and Haley** presented the 2015 audit for review. Mr. Majors gave an overview of the audit. Administrator Brunner will review the audit and return with it for the Board approval.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich reported on the Trail to Mesa Verde project, the Bedrock bridge project, a scheduled Rangeland Stewardship meeting and the ordered signs for the Flume.

COUNTY ADMINISTRATOR REPORT: Administrator Brunner discussed a request for a Commissioner as a judge for the Mancos Days parade, the audit presentation, the Annex parking lot project and the justice building.

COUNTY COMMISSIONER REPORT: Commissioner Suckla discussed a phone conference for CCI resolutions and reported he would be attending the Annual Commissioners Conference. **Commissioner Lambert** reported on a MACEDA meeting where the primary discussion concerned the Broad Band Project and the quarterly meeting of the San Juan Basin Round Table. **Commissioner Ertel** reported on the attended Work Force Board and the AAA (Area Agency for Aging) meeting.

PUBLIC COMMENT: M.B. McAfee discussed the Assessor report requesting it be more clear and cohesive.

COUNTY ATTORNEY REPORT: Attorney Baxter discussed a letter form Sheriff Nowlin regarding a requested acceptance and waiver letter for the donation of detention facility camera equipment from Arapahoe County. Attorney Baxter will contact the Arapahoe County Attorney to discuss said letter. Other topics discussed were the county wide marijuana moratorium, the SB152 and the possible sales tax ballot questions for the November election. (See attached)

EXECUTIVE SESSION: Pursuant to Attorney Baxter's suggestion, Commissioner Lambert moved for the Board of County Commissioners to go into executive session pursuant to C.R.S. Section 24-6-402(4)(b) for a conference with the attorney for the purpose of receiving legal advice on specific legal questions. The Motion was second by Commissioner Ertel and carried. Topics for the executive session were legal tactics of negotiation, legalities and procedure regarding the Broad Band project. Commissioner Lambert moved to go out of executive session, seconded by Commissioner Ertel and carried. (See attached)

CORRESPONDENCE:

A memorandum from Colorado Department of Local Affairs regarding the 2016 State assessed Notice of Valuation. A performance bond from the American Institute of Architects for Jaynes Corporation of Colorado. A letter from DISH regarding the STELAR Feasibility Certification, Market Modification Pre-filing Coordination Letter for Montezuma County.

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

MEETING ADJOURNED: 3:45 p.m.

County Clerk July 18, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
July 25, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday July 25, 2016 at the courthouse in Cortez, Colorado, there were present:

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

VICE CHARIMAN Lambert opened the meeting of July 25, 2016 with the Pledge of Allegiance.

MINUTES: Commissioner Ertel moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated July 18, 2016 as presented. Motion was seconded by Commissioner Lambert and carried.

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles met with the Commissioners to give an update on the project. Representative Guiles reported that they had received the mass grading permit, that fencing on the project would begin this week, he was preparing for the August 2nd Planning and Zoning meeting, the August 9th City of Cortez Council Meeting and a August 15th at 3:00 p.m. date was set for a ground breaking ceremony.

ORDERS: Administrator Brunner presented the following transfers for approval. **Order 8-2016 A** \$7,500.00 transfer from the Bus Replacement to the General Fund, to roll over half of the funds given for extended transportation for January 2016 to June 2016 (Reverse order #8-2015) Commissioner Ertel moved to

approve Order #08-2016 a transfer of \$7,500.00 from the Bus Fund to the General Fund. Second by Commissioner Lambert and carried. **Order 9-2016** A transfer of \$804.20 from the Jail Bond to the General Fund for jail operations. Commissioner Ertel moved to approve Order #9-2016 a transfer of \$804.20 from the Jail Bond to the General Fund for jail operations. Second by Commissioner Lambert and carried.

Order 10-2016 A transfer of \$39,577.50 from County General Fund to Public Health Fund for the 2016 per capita calculations. Commissioner Ertel moved to approve Order # 10-2016 a transfer of \$39,577.50 from County General Fund to Public Health Fund for the 2016 per capita calculations. Second by Commissioner Lambert and carried. (See attached)

ACCOUNTS PAYABLE: Administrator Brunner presented the June 2016 Accounts Payable and Financial Statements for approval. Commissioner Ertel moved to approve the Accounts Payable for June 2016 as presented. Second by Commissioner Lambert and carried. Commissioner Ertel moved to approve the Financial Statements for June 2016 as presented. Second by Commissioner Lambert and carried. (See attached)

PUBLIC COMMENT: No comments were made.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of July 20, 2016 through August 5, 2016. Superintendent Englehart reported roads scheduled for work included Road 38, 44 and that various county roads will have pot hole repair, mow intersections, blade patching, culverts and general maintenance done to them. Other topics of discussion included the **D&L Construction** update on the DOLA truck route, the Road L **Atmos** gas line project, a **Four Corners Materials** paving quote, the reclamation process for the Mancos and Hay Camp gravel pits and the **Russell Planning & Engineering** report on the roads U and 20 intersection project. (See attached)

LANDFILL: Landfill Manager Shakalo Powers gave his monthly report which included the 2016 Landfill budget spread sheet June, 2014 and June, 2015 Tonnage and Charge Summary for comparison. Other topics of discussion included the Road Department help and the progress on Cell #3, the future increase of compost and the CDPHE Integrated Management plan public comments. (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 Ertel moved to approve the **County Veterans Service Officers** monthly report and Certification of pay for June 2016. Second by Commissioner Lambert and carried. Officer Torres discussed the E-Fax capability set up for the Veterans services and introduced **John Johnson** the new Veteran Services Counselor. (See attached)

USDA COOPERATOR SERVICE WILDLIFE SPECIALIST: Clinton Wilson met with the Commissioners to introduce the new **District Superintendent, Shane Koyle** and to discuss the annual **Cooperative Service Agreement for Wildlife Specialist with USDA**.

COUNTY TREASURER/ TRUSTEE: Treasurer Sherry Dyess presented the Public Trustee Quarterly Report along with the 6 month Treasurer's report. Commissioner Ertel moved to approve the January 1, 2016 through June 30, 2016 schedule of receipts and disbursements as presented by Treasurer Sherry Dyess. Second by Commissioner Lambert and carried. Commissioner Ertel moved to approve the Public Trustee reports for April, May and June 2016, along with the quarterly report ending June 30, 2016 as presented. Second by Commissioner Lambert and carried. A discussion was held regarding a lien sale of a local gravel pit permit. (See attached)

HEALTH DEPARTMENT: Public Health, Allison Duran presented the July 2016 Montezuma County Public Health Department update. Topics of discussion included the following programs; Adult Preventative Health Services, Baby and Me Tobacco Free, Communicable Disease, Consumer Protection, the Dental Program, Emergency Preparedness and Response, Health Care Program for Children with Special Needs, Home and Community Based Services, Immunizations, Montelores Occupant Protection Project, Nurse Family Partnership, SafeCare Colorado, Tobacco Education & Preventive Program, Women, Infant & Children and the Young Parents Plus program. Miss Duran presented the Health Department revenue report and the Centers for Disease Control and Prevention Tularemia handout. (See attached)

Four States Agriculture Expo: Board members **Radiance Beals, Shay Allred** and **Fairgrounds Manager, Tanner Young** met with the Commissioners to discuss the Agriculture Expo CALF Educational program and a funding request for said program. Other topics discussed included the sale of alcohol at the 2017 Agriculture Expo and the June 24, 2017 scheduled Ranch Rodeo.

Montezuma County Noxious Weed Department Director, Bonnie Loving met with the Commissioner to discuss **Resolution 7-2016**, an update to the Noxious Weed Plan. Topics of the discussion included, shareholder representation, responsibilities between the ditch companies and land owners, a letter to the ditch companies regarding their annual meetings, the Sheriff Department's "Water 101" class and weed inspections of local gravel pits.

Commissioner Lambert announced the adjournment of the meeting for the LUNCH break.

Commissioner Lambert announced the meeting would reconvene.

PLANNING:

Planning Assistant, Ranette Karo presented for signature a Final Plat for an approved 15 Lot Major Development on properties owned by **Grene, LLC**, located at TBD Road J.75, 41670 Road J.75 and TBD E. Sunset Dr., Mancos, CO, consisting of 60 acres total, more or less; situated north of Hwy 160, east of Hwy 184, located in Sec. 28, T.36N., R.13W., N.M.P.M.

Planning Assistant, Ranette Karo presented for signature a Final Plat for an approved 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.

DISCUSSION: Jim Farrier and **Kinder Morgan CO2 Company**, Agent **Andy Weygant** met with the Commissioners to discuss a surface use agreement. Topics of the discussion included the reclamation process, the original agreement, the building of a barn, the minimum setback approval, county road access, a driveway permit and planning approval. (See attached)

COUNTY ATTORNEY REPORT: Attorney Baxter discussed the final language for the SB152 Ballot question. Commissioner Ertel moved to adopt the language in the document for the question to be placed on the November ballot for the opting out of SB152. Second by Commissioner Lambert and carried. Commissioner Ertel amended his motion to include the wording "opting out" within the document. Second by Commissioner Lambert and carried. Other topics discussed included the Kinder Morgan Law suit and the Dolores Norwood road. (See attached)

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

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner recommended the acceptance of the **2015 Montezuma County Financial Audit** as presented. Commissioner Ertel moved to accept the 2015 Montezuma County Financial Audit. Second by Commissioner Lambert and carried. Administrator Brunner presented a funding request from the **Senior Little League Team** to attend a regional tournament. Commissioner Ertel moved to give \$500.00 to the Senior Little League Team for traveling expenses to San Antonio for a regional tournament. Second by Commissioner Lambert and carried. Administrator Brunner presented the amended **AAA Contract 16-SFYMC101** for approval. Commissioner Ertel moved to approve the contract amendment #1 to the AAA#17-SFYMC102 Contract as presented. Second by Commissioner Lambert and carried. Other topics of discussion included scheduling a visit from Representative Bennett's office, regarding television transmission to Montezuma County and a liability waiver request from **(TOTA) Trail of the Ancients**, regarding the Mesa Verde 100 year anniversary celebration. (See attached)

COUNTY COMMISSIONER REPORT: Commissioner Lambert had not report to give. **Commissioner Ertel** reported on the successful Town Hall meeting held and a Communications meeting attended.

PUBLIC COMMENT: David Long and **M.B. McAfee** discussed the proposed sales tax increase. Jim Mimiaga discussed the 2477 designation of the Dolores Norwood Road.

CORRESPONDENCE: A letter from DISH regarding the STELAR Feasibility Certification, Market Modification Pre-filing Coordination Letter for Montezuma County.
A letter from Colorado Division of Reclamation Mining and Safety regarding the Mancos gravel pit.
A letter from Colorado Community Action Association (CCAA) regarding the 2014-2015 CSBG Annual report.

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

MEETING ADJOURNED: 2:45 p.m.

County Clerk July 25, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
August 1, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday August 1, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of August 1, 2016 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 25, 2016 as presented. Motion was seconded by Commissioner Ertel and carried.

EMPLOYEE OF THE MONTH: The Commissioners along with Josiah Forkner Director of Montezuma County Social Services Department named Natalie Sackett as employee of the month.

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles met with the Commissioners to give an update on the project. Representative Guiles reported that he is meeting with Planning and Zoning tomorrow only issue is the driveway coming off of Driscoll and the possibility of having to move it. Fencing is going up today around the project site.

PRESENTATION: Senior Little League Team, members present were Payton Langston, Beck Anderson, Dakota Smith, Andrew Medina, Brittany Chavez. Commissioners congratulated the team on their successful trip to San Antonio, Texas and Commissioner Ertel presented the check to help offset traveling expenses.

PUBLIC COMMENT: M. B. McAfee spoke with Shawn Bolton, a commissioner of Rio Blanco County, regarding broadband. Mrs. McAfee had a good visit and thanked Commissioner Suckla for the suggestion of checking out Rio Blanco County.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of July 27, 2016 through August 12, 2016. Superintendent Englehart reported roads scheduled for work included roads Echo Basin Rd 44, Rd S and 17. Other topics of discussion included were, his first DOLA application has been turned in and has not heard back anything yet. Atmos is finished with the work they were doing and CenturyLink is working on repairs on Co Rd L. Colorado Division of Reclamation, Mining and Safety denied the Mancos Gravel Pit, Permit no. M-1985-031, Acreage Reduction due to noxious weeds and reseeded. (See attached)

IT MONTHLY REPORT: IT Director, Jim McClain met with the Commissioners to present his monthly updates and discussed broadband. (See attached)

FAIRGROUNDS: Fairgrounds Manager Tanner Young gave his monthly report which included \$68,015 income and fairgrounds attendance of 64,555 to date. Additional topics were the Handicap Issue that was discussed during the Town Hall meeting has already been resolved and the possibility of putting up a sign in one of the two spots open for Farmers in appreciation of the internet service provided by them at no fee at the fairgrounds . (See attached)

COUNTY CORONER: Coroner George Deavers met with the Commissioners to give his semi-annual report. He reported fatality number for the year to date and a medical examiner coming into the local area.

EMERGENCY MANAGER REPORT: Emergency Manager Paul Hollar met with the Commissioner and gave a Bi- monthly update. Topics discussed meetings attended and coming up, notables and items in work. Commissioner Lambert moved to sign the 2016 EMPG Special Project Grant Application. Second by Commissioner Suckla and carried. Commissioner Ertel moved to sign the EMPG Grant Agreement. Second by Commissioner Suckla and carried. Commissioner Lambert moved to approve the Montezuma County: Dolores River Emergency Alert and Notification Plan. Second by Commissioner Ertel and carried. (See attached)

SENIOR NUTRITION / TRANSIT QUARTERLY REPORT: Sue Fletcher and Mary Holaday gave the quarterly update on the Senior Nutrition and Transit programs. (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 for the hearing. **Assessor Scott Davis** and **Deputy Staci Hunt** discussed the petition for appeal. After hearing the evidence presented, Commissioner Ertel 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)

Commissioner Suckla announced the adjournment of the meeting for the LUNCH break.
Commissioner Suckla announced the meeting would reconvene.

Jon Leibowitz – GOCO Grant Letter of Support. Commissioner Ertel moved to sign the GOCO Grant Letter of Support. Second by Commissioner Suckla and carried with a 2 to 1 vote. Commissioner Lambert voted nay. (See attached)

PLANNING:

Planning Director Milligan and Kelly Belt presented review and determination of High Impact Permit or Certification of Use requirements regarding land use, specific to the storage of vehicles for impound / resale, on property owned by **Dennis and Donna Brace**, 10554 Road 23, Cortez, CO, consisting of 35.32 acres, more or less, located east of Road 23, north of Road K, situated in S.21, T.36N. R.16W, N.M.P.M. Commissioner Lambert moved to do a Certification of Use by the Planning and Zoning Department. Second by Commissioner Ertel and carried.

Planning assistant, Ranette Karo and Kris Miller presented for review and determination of a Variance request for property owned by **Kris and Christina Miller**, located at 12247 Road 40, Mancos, CO, known as the **Wild Turkey** Single Lot Development, situated north of Highway 184, west of Road 40, Sec. 8, T.36N., R.13W., N.M.P.M. Applicants are requesting a variance to construct a shop within 5" of their northern property line. County Setback Requirements for auxiliary structures are 25" per the Land Use Code. Commissioner Ertel moved to approve the Variance for property owners Kris and Christina Miller. Second by Commissioner Suckla and carried.

PRESENTATION: Broadband Design- OFS Consultants Jeff Bush and Geoff Thumma presented a slide show regarding fiber optics and design set up.

COUNTY ATTORNEY REPORT: Attorney Baxter gave an update on the Dolores-Norwood Road. He also discussed an employment issue and a trash complaint, which has been resolved.

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

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner informed the Commissioners that she had a conversation with both the County Assessor and County Treasurer regarding a property tax/transfer issue and what her recommendation would be to the Commissioners. Administrator Brunner is working on budget for the upcoming year and will be getting together with the Fleet Department to help put together some Rules and Regulations. An email she received from Pam Wilson informing that Rebecca Samulski will no longer be with Firewise, she is going to DWARF.

COUNTY COMMISSIONER REPORT:

Commissioner Suckla: Spoke about his trip to L. A. for NACO, a lot of hot topics, BLM, AUC policies and water issues, along with his tour of the Port of L. A.

Commissioner Lambert: Attended a Region 9 meeting. Spoke with a resident regarding trespassing issue.

Commissioner Ertel: No report given.

PUBLIC COMMENT: Jim Mimiaga requested confirmation that all the Commissioners were in agreement that the Broadband Tax question would not be on the November 2016 Election ballot.

CORRESPONDENCE: Letter from U.S. Army Corps of Engineers.

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

MEETING ADJOURNED: 4:23 pm

County Clerk August 1, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
August 8, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday August 8, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of August 8, 2016 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 8, 2016 as amended. Motion was seconded by Commissioner Ertel and carried.

COOPORATIVE WEATHER OBSERVER, NOAA, NWS representative **James Andrus** presented the precipitation report through the month of July, 2016. (See attached)

LIQUOR LICENSE: **Deputy Clerk, Malinda Fuller** presented a liquor license renewal for **Kelly Place Inc.** located at 14537 Road G. Cortez. Commissioner Ertel moved to approve the liquor license renewal application for Kelly Place Inc. located at 14537 Road G. Cortez as presented. Second by Commissioner Lambert and carried. Deputy Fuller also presented a special event liquor license application for a one day event scheduled September 24, 2016 for **Operation Second Chance** to be held at **Medicine Horse Center, 40700 Road J. Mancos Co. 81328**. Commissioner Ertel moved to approve the special event liquor license for the Operation Second Chance event scheduled September 24, 2016 at Medicine Horse Center, 40700 Road J. Mancos as presented. Second by Commissioner Lambert and carried. (See attached)

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles met with the Commissioners to give an update on the project. Representative Guiles reported that approval from the Cortez City Council was contingent on an adjustment to the entry way into the project. Topics of said discussion included the scope change to the project of an additional 180 feet of pavement, possible cost difference of \$30,000.00 to \$50,000.00, the line of sight distance for the entry way, a city developed pedestrian crossway, possible options for the requested change and the previous City Council approval of the project.

PUBLIC COMMENT: Cortez Fire Chief, Jeff Vandevoorde discussed citizen phone calls received at the Fire Department concerning the County Wide Fire Ban.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of July 27, 2016 through August 12, 2016. Superintendent Englehart reported roads scheduled for work included the Echo Basin Road, roads 44, S and 17. Other topics of discussion included; road patching, roundabouts for the entry way at the Combined Courthouse facility, culverts and general road maintenance, tree trimming, a bus turn around project on Road B.6, support from DOLA with mag chloride, drain rock at the Landfill, the 2017 chip seal projects, the DOLA truck route schedule, the FLAP grant application, the Dolores Norwood Road, and a pavement project for Road CC. Superintendent Englehart requested approval for the purchase of a 1992 end dump Peterbilt truck. Commissioner Ertel moved to approve the Road Department purchase of the 1992 Peterbilt. Second by Commissioner Lambert and carried. A Forest Service agreement for the Transfer Park, road chip seal program was presented for approval. Commissioner Ertel moved to approve the 2017 Forest Service Agreement for the Transfer Park 5 mile chip seal project as presented. Second by Commissioner Lambert and carried. (See attached)

SHERIFF'S MONTHLY REPORT: Sheriff Steven Nowlin met with the Commissioners to give his monthly report which included; the inmate per day totals, inmate education degrees through the Empowering Through Change program, remote teacher equipment, patrol schedules, a deputy assault, the CDOT right of way mowing, the county wide Fire ban, the JAG grant, inmate created damage to the jail fire sprinklers, the McPhee boat patrol, The County Fair coverage, the department trucks purchased and the State training requirements. A discussion was held regarding the Mounted Patrol program that included a JAG grant for funding, the construction of the stables and tack room and the City of Cortez approval for the placement of the stables. Sheriff Nowlin presented for review a detailed drawing of the County jail that included the mounted patrol program on the west side of the building.

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 July 2016, seconded by Commissioner Ertel, motion carried. Other topics of discussion included, Veteran Medical Health Care, the time frame for health care claims, qualifications and adaptation of a clinic within Montezuma County, a comparison of veterans within La Plata and Montezuma County, the development of a U-Tube channel and the feasibility of obtaining a Humvee. (See attached)

LAND ROVER BID OPENING: Bids to the Fleet Department for the sale of a 2002 Military Land Rover were presented. A single bid from **Joe Jaburg** in the amount of \$3050.00 for the Land Rover was opened. Fleet Manager Clint Watson will verify the bid. (See Attached)

TEEN MAZE: School Community Youth Collaborative, Angela Horvath, Ellen Shinkle and Kelly Mathews gave a slide presentation regarding the School Community Youth Collaborative Teen Maze. Topics of discussion included an overview of the program, the past events, the 2016 event, the cost and benefits of the event, volunteers, participants, funding, the Youth Commentary and a possible community commitment for the maintenance for the Trail to Mesa Verde. (See attached)

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

Commissioner Suckla announced the meeting would reconvene.

PLANNING:

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining an AR3-9 and AR10-34 rezoning request and Sketch Plan for a proposed 2 Lot Minor Subdivision on property owned by **Kim Lipe**, located at 38801 Hwy 184, Mancos, CO, consisting of 38.27 acres, more or less, situated north of Hwy 184, west of Road 39.2, located in S.13, T.36N., R.14W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Agent Kim Lipe was present. Commissioner Suckla requested the findings from the Planning and Zoning Commission from Director Milligan. **Planning Director Milligan** gave an overview of the application and reported that the request had received approval from the Planning & Zoning Commission contingent on compliance of the easement requirements. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. After hearing all the evidence presented Commissioner Lambert moved that the AR3-9 and AR10-34 rezoning request and sketch plan for a proposed 2 Lot Minor Subdivision on property owned by **Kim Lipe**, located at 38801 Hwy 184, Mancos is approved as presented. Second by Commissioner Ertel and carried. Commissioner Suckla closed this hearing at this time. (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 and AR3-9 rezoning request and Sketch Plan for a proposed 2 Lot Moderate Subdivision on property owned by **Keith Evans**, located at 10659 Road 26, Cortez, CO, consisting of 28.39 acres, more or less, situated north of Cottonwood Street, west of Road 26, located in S.23, T.36N., R.16W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Agents Keith Evans and Jon Liebowitz were present. Commissioner Suckla requested the findings from the Planning and Zoning Commission from Director Milligan. **Planning Director Milligan** gave an overview of the application and reported unanimous approval from the Planning & Zoning Commission. Commissioner Suckla opened the hearing to public comment. Public comments included; **John Howard** and **Cecelia Kuykendahl** had concerns with the easement into said property, **Keith Hutchinson** was in favor of the request, and a letter regarding a buffer between adjoining properties from **D&L Construction, Dave and Lana Waters** was presented for the record. Hearing no further public comment that portion of the hearing was closed. After hearing all the evidence presented Commissioner Ertel moved to grant the AR10-34 and AR3-9 rezoning request and Sketch Plan for a proposed 2 Lot Moderate Subdivision on property owned by **Keith Evans**, located at 10659 Road 26, Cortez as presented. Second by Commissioner Lambert and carried. Commissioner Suckla closed this hearing at this time. (See attached)

Planning Director Milligan gave an overview of the Dolores County Commissioner meeting, regarding a Music Festival / Marijuana friendly event that she and **County Sanitarian, Melissa Mathews** had attended.

COUNTY ATTORNEY REPORT: Attorney Baxter No report

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

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner presented for approval a letter to Senator Cory Gardner regarding support for H.R. 4313 the Historic Routes Preservation Act. Commissioner Ertel moved to approve a letter of support for H.R. 4313 the Historic Routes Preservation Act as presented. The motion was seconded by Commissioner Lambert and carried. Commissioner Ertel made an addendum to his previous motion to send an additional letter to Senator Michael Bennett. Second by Commissioner Lambert and carried. (See attached)

COUNTY COMMISSIONER REPORT: Commissioner Suckla reported on the success of the County Fair.

Commissioner Lambert: No report given.

Commissioner Ertel reported on the TPR meeting he had attended. Topics of said meeting included the FLAP grant denials for Region 5, the future Interstate 70 corridor rebuild, and the continuation of the 491 cement project. Commissioner Ertel also discussed the Mancos Food Pantry meeting he had attended.

PUBLIC COMMENT: M.B. McAfee discussed the local and commercial vendor displays at the County Fair.

CORRESPONDENCE:

MOTION TO ADJOURN to the tour of the **MONTEZUMA COUNTY JAIL** was made by Commissioner Lambert, second by Commissioner Ertel and carried.

MEETING ADJOURNED: 2:30 pm

County Clerk August 8, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
August 15, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday August 15, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of August 15, 2016 with the Pledge of Allegiance.

EXECUTIVE SESSION: EXECUTIVE SESSION: At the request of the employee, Commissioner Ertel moved to go into executive session for the purpose of a discussion of personnel matters under C.R.S. 24-6-402 (4) (f), and to include Josiah Forkner, Amy Branson, Natalie Sackett and Regina Schaack, seconded by Commissioner Lambert and carried. After hearing all the evidence presented, pursuant to Attorney Baxter's suggestion, Commissioner Lambert moved for the Board of County Commissioners to change the executive session to 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), and excused everyone except the Commissioners, Ms. Brunner, and Mr. Baxter. Commissioner Lambert moved to go out of executive session. Second by Commissioner Ertel and carried. Commissioner Ertel moved to follow the Social Service Director Forkner's decision. Second by Commissioner Lambert and carried. (See attached)

MINUTES: Commissioner Ertel moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated August 8, 2016 as presented. Motion was seconded by Commissioner Lambert and carried.

RESOLUTION 11-2016: A resolution suspending the Ban on open fires and the use of fireworks was presented for approval. **Sheriff Nowlin** reported to the Commissioners that the local fire chiefs were in agreement of the suspension of the Fire Ban. Commissioner Lambert moved that Resolution 11-2016 suspending the ban on open fires and the use of fireworks be approved. Second by Commissioner Ertel and carried. (See attached)

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles met with the Commissioners to give an update on the project. Representative Guiles reported on the ground breaking ceremony set for today, a scheduled pre-construction meeting and the entry way design approval from the City of Cortez.

PUBLIC COMMENT: Chris Eastin discussed the BLM, Master Leasing Plan. **Ellen Foster** held a discussion regarding a noise situation at the Kinder Morgan booster station on Road BB east of Road 12. (See attached)

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of August 10, 2016 through August 26, 2016. Superintendent Englehart reported roads scheduled for work included roads 20, 21, 22, 23, K.3, N, X and 44. Other topics of discussion included the Echo Basin Road, completion of forest service agreements, drain rock at the Landfill, attendance to the Snow and Ice conference, Road 33 and 34 signs, the FLAP grant, the Combined Courthouse ground breaking ceremony, Kinder Morgan and roads BB and CC. Superintendent Englehart presented for approval a Criteria to be used in the consideration for acceptance of a red road into Montezuma County Green Road designation. Commissioner Ertel moved to approve the document presented by the Road superintendent to establish the criteria for consideration of acceptance of a red road into a Montezuma County green road designation with discussed amendments. Second by Commissioner Lambert and carried. (See attached)

PUBLIC LANDS: Bureau of Land Management, Connie Clementson and Forrest Service, Derek Padilla met with the Commissioners to give updates on various projects. Topics of discussion included the Sand Canyon parking lot, the scheduled RAC decision on the Master Leasing Plan, the Preliminary Environmental Analysis for Phil's World, Bureau of Reclamation water jurisdiction, the Road N abandonment, the comments received on the Rico West Dolores, the prescribed fire burn schedule, noxious weed programs in wilderness areas, the Dolores Norwood Road and the Sage Grouse recommendations.

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 for approval the CORE Services Program for the year 2016- 2017. Commissioner Lambert moved to accept the CORE Services Program plan for the Social Services Department for the year 2016-2017 as presented. Second by Commissioner Ertel and carried. (See attached)

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

Commissioner Suckla announced the meeting would reconvene.

PLANNING:

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining a proposed High Impact Permit on property owned by **Montezuma Water Co.**, Agent **Steve Bowman**, located at 28024 Road T, Dolores, CO, consisting of 5 acres, more or less, situated west of Hwy 145, south of Road T, located in S.20, T.37N., R.15W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Agent **Steve Bowman** was present. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed.

Planning Director Milligan discussed "A Notice to proceed" as an amendment to the process. Commissioner Ertel moved to continue the public hearing for a proposed High Impact Permit on property owned by **Montezuma Water Co.**, Agent **Steve Bowman**, located at 28024 Road T, Dolores, until Monday August 22 at 1:50 p.m... Second by Commissioner Lambert and carried. Commissioner Suckla closed the hearing at this time. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining a Light Industrial (INDLZ) rezoning request and a proposed High Impact Permit on property owned by **Western Slope Holding Co.**, Agent **Robert Folsom**, located at 17602 Hwy 145, Dolores, CO, consisting of 6.24 acres, more or less, situated south of Hwy 145, north of Road T.5, located in S.17, T.37N., R.15W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Commissioner Suckla requested the findings from the Planning and Zoning Commission. **Director Milligan** reported the application received unanimous approval from the Planning and Zoning Commission. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. After hearing all the evidence presented Commissioner Ertel moved to grant the Light Industrial rezoning request and High Impact Permit on property owned by **Western Slope Holding Co.**, Agent **Robert Folsom**, located at 17602 Hwy 145, Dolores as presented. Second by Commissioner Lambert and carried. Commissioner Suckla closed this hearing at this time. (See attached)

DISCUSSION: Planning Director Milligan held a discussion regarding the boundary line adjustment for, **Mancos Hills Subdivision**, a 15 Lot Major Development on properties owned by **Greene, LLC**, Agent **Maness & Associates**, located at TBD Road J.75, 41670 Road J.75 and TBD E. Sunset Dr., Mancos, CO, consisting of 60 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. Agent Ernie Maness was present. Commissioner Lambert moved to approve the property line adjustment for, **Mancos Hills Subdivision** as presented. Second by Commissioner Ertel and carried.

Director Milligan presented for signatures, a Final Plat for a 2 Lot Minor Subdivision on property owned by **Kim Lipe**, located at 38801 Hwy 184, Mancos, CO, consisting of 38.27 acres, more or less, situated north of Hwy 184, west of Road 39.2, located in S.13, T.36N., R.14W., N.M.P.M.

Director Milligan also presented for the record a Certification of Use, for High Impact Permit No. 676 for **Dennis, Donna and Glen Brace**. (See attached)

COUNTY ATTORNEY REPORT: Attorney Baxter discussed a meeting held with **Montezuma County Assessor, Scott Davis** regarding a confidentiality agreement with Kinder Morgan.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich, met with the Commissioner and discussed the scheduled RAC meeting, the sub- RAC committee MLP recommendations, an attended Rangeland Stewardship meeting, the Trail to Mesa Verde and the Historical Flume Project.

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner no report given.

COUNTY COMMISSIONER REPORT: Commissioners Suckla, Lambert and Ertel discussed recently attended meetings with Congressman Scott Tipton.

PUBLIC COMMENT: Ellen Foster discussed the Colorado Gas Commission.

EXECUTIVE SESSION: Commissioner Lambert 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) and to include Planning Director Milligan and Planning Assistant Ranette Karo, seconded by Commissioner Ertel and carried. Topics for the executive session were legal tactics of negotiation for a recent incident that occurred in the Planning Department. Commissioner Lambert moved to go out of executive session, seconded by Commissioner Suckla and carried. (See attached)

CORRESPONDENCE: Correspondence received included; a letter from the Montezuma County Historical Society regarding their annual meeting and Veteran Services Customer Satisfaction reports.

MOTION TO ADJOURN: to the Combined Courthouse ground breaking ceremony was made by Commissioner Ertel, second by Commissioner Lambert and carried.

MEETING ADJOURNED: 2:20 pm

County Clerk August 15, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
August 22, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday August 22, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of August 22, 2016 with the Pledge of Allegiance.

MINUTES: Commissioner Ertel moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated August 15, 2016 as amended. Motion was seconded by Commissioner Lambert and carried.

HEALTH DEPARTMENT: Public Health Director Bobbie Lock presented the Colorado Department of Public Health and Environment Task order Amendment #16-80367. The purpose of this funding is to prepare for challenges related to public health and response to the Ebola Virus Disease. Commissioner Lambert moved that task order #16-80367 for the Ebola funding be approved as presented. Second by Commissioner Ertel and carried. (See attached)

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles met with the Commissioners to give an update on the project. Representative Guiles reported on progress for the mass grading permit. Other topics discussed included the project water source, a project progress web page, and the underfunded grant possibilities.

PUBLIC COMMENT: No comments made.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of August 17, 2016 through September 2, 2016. Superintendent Englehart reported County roads scheduled for work included roads J, 41, 22, 23, X, EE, and road 44 (Echo Basin Rd.). Other topics discussed included culvert replacements, the completion of fencing at the Dolores shop, maintenance and clean up on various county roads, gravel for road 44, road signs, crushing for future road base and a tour of the FLAP funding application project. Superintendent Englehart presented for approval the amended Criteria to be used in the consideration for acceptance of a red road into a Montezuma County Green Road Designation. Commissioner Ertel moved to accept for consideration and requirements of a green road designation, the amended 6 proposals as presented. Second by Commissioner Lambert and carried. (See attached)

FLEET MANAGEMENT: Clint Watson, Fleet Manager along with **Fleet Office Manager, Faedra Grubbs** met with the Commissioners to give a quarterly report. Topics of the discussion included; the Projected 2017 Maintenance cost report, the 2017 Maintenance Cost @ \$500.00 per vehicle including insurance report, the Projected 2016 Mileage or Maintenance cost comparison report, the 2017 True Replacement for 2017 report and the Replacement comparison costs of 2016 and 2017 report. Mrs. Grubbs reported to the Commissioners that she had researched previous sales tax charges on fuel receipts and as a result of the research the County had received sales tax refunds from the State in the amount of \$6400.00 for the Sheriff's department and \$8900.00 for the County on fuel charges. Manager Watson presented a draft copy of the Montezuma County Fleet Department Policies for discussion. Said policies will be presented for approval at a future date. (See attached)

PLANNING: Planning Director, LeeAnn Milligan and **Ranette Karo** met with the Commissioner to give a semi-annual report. Director Milligan gave an overview the department. The department handles all County land development. They are the liaison between the property owner applicants and the Planning & Zoning Commission. The department is currently working on new and amended subdivisions, permits, rezoning, planned unit developments, exemptions, variances and boundary line adjustments. The department also works on special projects assigned by the Commissioners, special events and financial grants. Other topics of discussion included staffing, the county address program, interaction within county departments, the County Land Use Code, County Comprehensive Plan and the creation of working relationships with other entities.

LANDFILL: Landfill Manager Shakalo Powers gave his monthly report which included the 2016 Landfill budget spread sheet and the July, 2015 and July, 2016 Tonnage and Charge Summary for comparison. Other topics discussed included a response to the request for public comment to the **Colorado Integrated Solid Waste & Materials Management Plan** post on the county web page, an adjustment to the yearly budget, the \$245,248.36 final cost of the new cell project and the savings on the project from work completed in house. (See attached)

CHFA 2016 Bond Allocation Request: CHFA Western Slope Community Relationship Manager, Karen Harkin met with the Commissioner to discuss a request for a 2016 bond allocation transfer. Miss Harkin presented a slide show. Topics included in the slide show were, Private Activity Bonds (PAB), allocation of PAB, eligible activities, local issuers control how to use PAB, common affordable multifamily housing financing options, multifamily housing bonds, previously multifamily transactions, single family mortgage revenue bonds, mortgage credit certificates (MCC), MCC- how it works, effective interest rates with an MCC, CHFA production in Montezuma County, qualified small issue bonds, exempt facilities bonds, 501 (c) 3 & qualified redevelopment bonds, and CHFA contacts. The discussion will be continued at the next Commissioner meeting. (See attached)

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

Commissioner Suckla announced the meeting would reconvene.

PLANNING: Director Milligan presented for signatures a Final Plat for an After-the-Fact Exemption on property owned by the **Darrell D. and Mary I. Mott Family Trust**, Agents **Vanessa Velasquez** and **Diana Velasquez**, 13886 Road 33, Mancos, CO, Consisting of 4.99 acres, more or less, located north of Road P, east of Road 33, situated in S.3, T.36N. R.14 W, N.M.P.M.. (See attached)

Director Milligan presented for signatures a Final Plat for amendments to Lots 1 & 2 of the **Joyce Reed Subdivision**, on properties owned by **Richard and Dixie Lee**, located at 16635 and 16941 Road Y, Yellow Jacket, CO, each consisting of 5 acres, more or less, situated north of Road Y, west of Road 17, S.20, T.38N. R.17 W, N.M.P.M..

Director Milligan requested a continuation of a Review and determination of a Notice to Proceed for a High Impact Permit on property owned by **Montezuma Water Co.**, Agent **Steve Bowman**, located at 28024 Road T, Dolores, CO, consisting of 5 acres, more or less, situated west of Hwy 145, south of Road T, located in S.20, T.37N., R.15W., N.M.P.M. Commissioner Ertel moved to table the review and determination of a Notice to Proceed for a High Impact Permit on property owned by **Montezuma Water Co.**, Agent **Steve Bowman** until Monday, August 29, 2016. Second by Commissioner Lambert and carried.

Director Milligan presented for signatures a Final Plat for the **Keith Evans 3 Lot Moderate Subdivision** on property owned by Keith Evans, located at 10659 and TBD Road 26, Cortez, CO, consisting of 68 acres, more or less, total, situated west of Road 26, south of Road L, S.23, T.36N. R.16W, N.M.P.M..

Director Milligan presented for preliminary review and determination of an Exemption amendment request (P-18-96) on properties owned by **Allum Properties, LLC**, Agent **Maness & Associates, LLC**, located at 36011 Hwy 160, Mancos, CO, consisting of 590.14 acres, more or less, and property owned by **Never Too Late, LLC**, located 35303 Hwy 160, Mancos, CO, located north of Hwy 160, west of Road 37, situated in S.33, T.36N. R.14W, N.M.P.M. The proposed Exemption amendment would be for the purpose of the expansion of the Mesa Verde RV Park, said expansion would consist of 3.68 acres, more or less. Agent Ernie Maness was present. Commissioner Ertel moved to grant the exemption request (P-18-96) on properties owned by Allum Properties, LLC, located at 36011 Hwy 160, Mancos, CO for the 3.68 acres transfer to the Never Too Late, LLC, located 35303 Hwy 160, Mancos, CO as presented. Second by Commissioner Lambert and carried.

McELMO FLUME: Linda Towle met with the Commissioner to discuss updates on the Flume project and to request approval of a financial assistance application. Miss Towle reported that the project had received the final grant for the project, that they would be creating a Flume fund raising plan for the required \$60,000.00 matching funds and that the display panels are not complete. Miss Towle presented for approval the **Southwestern Water Conservation District** request for financial assistance. Commissioner Ertel moved to sign the grant application to the Southwestern Water Conservation District request for financial Assistance as presented. Second by Commissioner Lambert and carried. (See attached)

COUNTY ATTORNEY REPORT: Attorney Baxter discussed a meeting held with the municipal attorneys regarding a 2017 ballot question, the creation of a Broad Band commission and a document to finalize the Dolores Norwood Road designation.

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

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner presented a notification of voting designation for CCI. Commissioner Ertel moved that Larry Don Suckla, Chairman of the BOCC be the Montezuma County voting designee for CCI. Second by Commissioner Lambert and carried. Other topics discussed included a Club 20 meeting, a senior homestead appeal, and the decision process for the Bond Issue company.

COUNTY COMMISSIONER REPORT:

Commissioner Suckla: No report given

Commissioner Lambert: reported on the Housing Solutions meeting.

Commissioner Ertel: No report given.

PUBLIC COMMENT: M.B. McAfee discussed a previous executive session, a comparison of authorities and commissions and the outsourcing for the update to the County Comprehensive Plan. **David Long** discussed the position of Empire Electric in regards to the Broad Ban proposal.

CORRESPONDENCE: None

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

MEETING ADJOURNED: 2:40 pm

County Clerk August 22, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
August 29, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday August 29, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of August 29, 2016 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 22, 2016 as amended. Motion was seconded by Commissioner Ertel and carried.

GOCO GRANT: Montezuma Land Conservancy, Jon Leibowitz met with the Commissioner to discuss a letter of support for a Montezuma Land Conservancy request for funding to assist two landowners with the costs associated with conveying a conservation easement on their properties. The **Schultz Elk and Cattle Ranch**, and the **Fassett** property have both requested funding assistance with their transaction fees. Commissioner Ertel moved to not sign the letter of support for the land owners to use GOCO grant monies for the land transaction fees. Second by Commissioner Lambert and carried. A discussion was held regarding a Letter of Non Objection. Mr. Liebowitz will return at a future date to present the letter of Non Objection. (See attached)

BALLOT RESOLUTION: Mancos Public Library Director, Lee Hallberg along with **Amy Getz, J. A. Doyle**, and **Maddy Butcher** met with the Commissioners to discuss a ballot question resolution. **Resolution**

12-2016 the Mancos Library Board Ballot Question is a resolution requesting that the Board submit to the registered electors of the District a ballot question authorizing the County, on behalf of the District, to increase the mill levy to finance the cost of operation and maintenance of the District. Commissioner Ertel moved to approve Resolution #12-2016, that the Mancos Library ballot question be submitted to the electors of the Mancos Library district. Second by Commissioner Lambert and carried. (See attached).

BROAD BAND: Administrator Melissa Brunner gave an overview of the Requests for Proposals (RFP) from Bonding Companies for Financing the Broadband Project. The County received company proposals from Stifel (rate of \$8.15/\$1000 issued), George K. Baum (rate of \$5.10/\$1000 issued) and UMB (rate of \$5.00/\$1000 issued with additional upfront public policy fees). The involved Entities, Town of Mancos, Town of Dolores, City of Cortez and Montezuma County were in unanimous agreement to approve the RFP from George K. Baum. Commissioner Lambert moved that if and when required the County accept the proposal from George K. Baum as the Bonding Company. Second by Commissioner Ertel and carried.

FLEET MANAGEMENT: Clint Watson Fleet Manager met with the Commissioners to present the Montezuma County Fleet Policies. Topics of the discussion included aggregated per mile rates, insurance adjustments to County department's yearly budgets and Fleet Department repair and maintenance services. Commissioner Lambert moved that the Fleet Policies that have been presented with discussed amendments be activated and put in effect. Second by Commissioner Ertel and carried. (See attached)

ACCOUNTS PAYABLE: Administrator Brunner presented the July 2016 Accounts Payable and Financial Statements for approval. Commissioner Ertel moved to approve the Accounts Payable for July 2016 as presented. Second by Commissioner Lambert and carried. Commissioner Lambert moved to approve the Financial Statements for July 2016 as presented. Second by Commissioner Ertel and carried. (See attached)

PLANNING: Planning Director Lee Ann Milligan presented a Review and determination of a Notice to Proceed for High Impact Permit #674 on property owned by **Montezuma Water Co.**, Agent **Steve Bowman**, located at 28024 Road T, Dolores, CO, consisting of 5 acres, more or less, situated west of Hwy 145, south of Road T, located in S.20, T.37N., R.15W., N.M.P.M. Commissioner Ertel moved to approve the Notice to Proceed for High Impact Permit #674 on property owned by Montezuma Water Co., agent Steve Bowman as presented. Second by Commissioner Lambert and carried. (See Attached)

Planning Director Milligan presented for signatures a review and determination of a Final Plat for a 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.

DISCUSSION: A discussion was held regarding the vacant building options at the **County Justice Building** and **County Annex 2** once the new Courthouse is complete. Commissioner Suckla opened the discussion to public comment. Public Comments made included: **Doug Green** with the Bridge Emergency Shelter discussed the current financial arrangements between the County and the Bridge Emergency Shelter at the Justice Building. Mr. Green also thought the Justice Building could be used as a hub for other non-profit organizations. The **Bridge Emergency Shelter Director, Laurie Knutson** gave a Board report that included statistics regarding clients served per night and per month, demographics of clients and requests for Police or Emergency responses for the 2015-2016 seasons at the Justice Building shelter. (See attached) **Montezuma County, Sheriff Steve Nowlin** discussed the current utilization of an impound yard and evidence room at the Justice

building by his department. **Children's Kiva Montessori School Board President, Nathaniel Seeley** reported that the Charter School would like to purchase the Justice Building for permanent placement of the Children's Kiva Montessori School. **M.B. McAfee** discussed the need for recognition that a Shelter in our community is important and that the Bridge Emergency Shelter had earned a position within the community.

COUNTY ATTORNEY REPORT: Attorney Baxter discussed scheduled meetings with Kara Chadwick regarding the designation of the Dolores Norwood road and the municipal attorneys regarding the Broad Band issue.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich gave the Commissioner's updates on the Sub- RAC, Master Leasing Plan decision, a letter sent to Senator Bennett, the RS247 designation and the Trail to Mesa Verde Contract.

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner no further report given.

COUNTY COMMISSIONER REPORT:

Commissioner Suckla: discussed the Montezuma County Commissioner's support for the reversal of the BLM decision on redistricting.

Commissioner Lambert: reported on the Western District CCI meeting.

Commissioner Ertel: discussed a presentation at the CCI meeting with BLM State Director, Ruth Welch.

PUBLIC COMMENT: Gala Pock brought cookies for the Road department for their efforts to maintain a county road. **Greg Kemp** discussed the road signs and enforcement on Road 34. **M.B. McAfee** requested clarification of the Notice to Proceed, the High Impact Permit process and the Land Use Code.

CORRESPONDENCE: None

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

MEETING ADJOURNED: 11:30 a.m.

County Clerk August 29, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
September 12, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday September 12, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of September 12, 2016 with the Pledge of Allegiance.

MINUTES: Commissioner Ertel moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated August 29, 2016 as presented. Motion was seconded by Commissioner Lambert and carried.

ORDER 11-2016: Administrator Brunner presented for approval Order #11-2016 an order to reverse Order # 8-2016 as it was a duplicate of Order # 2-2016. Commissioner Ertel moved that Transfer Order #11-2016 is placed in effect to cancel order #8-2016 as presented. Second by Commissioner Lambert and carried. (See attached)

COOPERATIVE WEATHER OBSERVER, NOAA, NWS representative **James Andrus** presented the precipitation report through the month of August, 2016. (See attached)

LIQUOR LICENSE: Deputy Clerk, Malinda Fuller presented for approval two special events applications, one for **United Way of Southwest Colorado**, an event to be held at **Four Seasons Greenhouse & Nursery**, 26650 Road P, Dolores CO 81321 on Dec. 1, 2016 and the second event by **Southwest Memorial Hospital**

Foundation, an event to be held at **Trail Canyon Ranch**, 18501 Road J, Cortez CO 81321 on Oct 5, 2016. Commissioner Ertel moved to approve the special event applications for the Southwest Memorial Hospital Foundation and the United Way of Southwest Colorado as presented. Second by Commissioner Lambert and carried. (See attached)

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles met with the Commissioners to give an update on the project. Representative Guiles reported on the owners meeting attended last week. Topics of the discussion included a re-submittal plan presented to the City, a verbal notice from the Contractor regarding the permit issue and the effects of said issue on the time frame of the project.

PUBLIC COMMENT: No comments made.

HEALTH DEPARTMENT: On behalf of the Health Department **Administrator Brunner** presented the Continuation Grant #FJAEPR1341910, an Emergency Preparedness Grant. Commissioner Ertel moved to approve the Colorado Department of Public Health and Environment's Continuation Grant #FHJA-OEPR for funding of Karen Dickson's Emergency Preparedness position at the Health Department. Second by Commissioner Lambert and carried. (See attached)

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of September 7, 2016 through September 23, 2016. Superintendent Englehart reported roads scheduled for work included roads 16, 20, 22, 23, L, P, CC, and road 44 (Echo Basin Rd.). Other topics discussed included a 3 week chip seal schedule, the Kinder Morgan road maintenance on Road CC, culvert replacements, a \$10,638.00 Forest Service Grant received for Road X, the arrival of new equipment, a request for information regarding a land purchase by CDOT, an issue with a property owner complaint of foot traffic and permits to the Park Service for directional signs to a ruin. (See attached)

EMPLOYEE OF THE MONTH: The Commissioners along with Road Superintendent, Englehart presented the Employee of the month award to **Kirk Stauffer**.

IT MONTHLY REPORT: IT Director, Jim McClain met with the Commissioners to present his monthly report. Topics of the discussion included Senate Bill 152, the draft (RFI) Request for Information and financial options for the infrastructure and upkeep of the Broad Band project. (See attached)

SHERIFF'S MONTHLY REPORT: Sheriff Steven Nowlin met with the Commissioners to give his monthly report which included a scheduled (DUI) Driving under the influence check point, the court room security numbers, mandates of certified training within HB1287, an in-service training done at the Fairgrounds, Colorado Bureau of Investigations (CBI) audits, the E-FORCE grant funding request, the City construction permit for the Mounted patrol program, the per day inmate numbers, Tele-medicine, and the 2017 budget. Sheriff Nowlin presented a video created by the Montezuma County Sheriff deputies. (See attached)

MONTEZUMA COUNTY NOXIOUS WEED DEPARTMENT: Budget presentation will be rescheduled for a future meeting.

GROUNDS AND BUILDINGS QUARTERLY REPORT: Maintenance Supervisor, Mike Chenard reported on the grounds and buildings. Topics of discussion included current and future projects, the Grounds and Building Supervisor office, the draft 2017 budget, county property landscaping, standard thermostat settings

and staff training certifications. A discussion was held regarding the County Annex 1 parking lot paving project. (See attached)

Commissioner Suckla announced the adjournment of the meeting for the LUNCH break.
Commissioner Suckla announced the meeting would reconvene.

COLORADO WATER CONSERVATION BOARD –Forest Service; Russ Bacon, Anthony Medina and Jeff Baessler along with **Executive Director for Southwest Conservation District, Bruce Whitehead** met with the Commissioners to present a slide show and discuss the recommendations of the Instream Flow Program & Rio Lado Creek. Topics of discussion included data collection, reserved water rights, existing user impacts, methods of data collection, a Memo of Understanding between the Forest Service and the State, Instream Flow process and legislation, the history of the program, the Rule 5 procedure, statutory requirements, stream gauges and stream statistics. (See attached)

PLANNING: Planning Director LeeAnn Milligan presented for review and determination a proposed Public Hearing for the vacation of a 75 foot, more or less, portion of County Road N as submitted in an Application to Abandon and Vacate Public Right-of-Way by GTOE, LLC, Agent Tara Olson, located at 29554 Road N, Dolores, CO. Agents Tara and Chip Olson were present. **Bureau of Land Management, Connie Clementson** presented and read a letter of request to not vacate this County Road. (See attached) Other public comments opposed to the action were made by **Monica Noland, Carol Reynolds, Phillip Ayers and Elda Bakula**. Commissioner Lambert moved that the application be set for a public hearing. The motion died for lack of a second. (See attached)

DISCUSSION: Planning Director Milligan held a discussion of dedication of Right-of-Ways for plat maps as proposed by County Surveyor and the Planning Department. Director Milligan will do research on the proposal for a future discussion with the Commissioners.

LETTER OF SUPPORT: Planning Director Milligan presented for approval, a letter of support for **Reflections in Metal**, a business owned by **DKG Investments, LLC, Agents Jason & Melody Krob**. Said letter of support was tabled to the next Commissioner meeting. (See attached)

GOCO GRANT: Montezuma Land Conservancy, Jon Leibowitz met with the Commissioner to discuss a letter of Non Objection. Said letter is to assist the **Schultz Elk and Cattle Ranch**, and the **Fassett** property with the costs associated with conveying a conservation easement on their properties. Commissioner Ertel moved to approve the letter of non-objection for the GOCO grant money to assist with the costs associated with the Schultz Elk and Cattle Ranch, and the Fassett land conservation easements as presented. Second by Commissioner Suckla, with two votes in favor by Commissioners Ertel and Suckla and one vote against from Commissioner Lambert the motion carried. (See attached)

CONNECT 4 BROAD BAND FIBER PROJECT: City Of Cortez Manager, Shane Hale, and Chelsea Jones from **MCEDA** along with **Andrea Phillips** from the **Southwest Colorado Council of Governments (SWCCOG)** met with the Commissioners to discuss the project and give updates. Topics in the discussion included; the exploration of all options for the project, clear communication between all entities involved, a meeting with Empire Electric to discuss the project, the draft Request for Information (RFI), regional funding for the project, SWCCOG membership, the 6 points for DOLA grant funding and a broadband discussion dinner meeting.

COUNTY ATTORNEY REPORT: Attorney **Baxter** discussed the RS2477 Dolores Norwood Road designation, a Sheriff's Department/ Social Services law suit, the Kinder Morgan law suit, and changing Assistant Attorney, Ian McClaren from part time to full time with benefits.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: **James Dietrich**, met with the Commissioner and reported that the comment periods for Phil's World and the Gunnison Sage Grouse had been extended. Other topics discussed included a regional trail map and possible trail proposals and a trail bike ride during a future visit by the **State of Colorado Lt. Governor Donna Lynn**. Mr. Dietrich presented for approval a letter to **BLM State Director, Ruth Welch** regarding the **Master Leasing Plan**. Commissioner Ertel moved to send the Board of County Commissioner's letter to Ruth Welch, State Director of the BLM and the "cc's included, Connie Clementson, Janice Schneider, Congressman Scott Tipton, Senator Michael Bennett, Representative Don Coram, and Senator Ellen Roberts as presented. Second by Commissioner Lambert and carried. (See attached)

COUNTY ADMINISTRATOR REPORT: Administrator **Melissa Brunner** presented **Resolution 13-2016** Authorizing the Assignment of **Colorado Housing and Financing Authority**. Commissioner Ertel moved to approve Resolution 13-2016 authorizing assignment to the Colorado Housing and Finance Authority of Private Activity bond allocations of Montezuma County as presented. Second by Commissioner Lambert and carried. (See attached) Administrator Brunner also presented a **Memorandum of Understanding** between the **State of Colorado Department of Human Services** and the **Montezuma Board of County Commissioners**. Commissioner Lambert moved to approve the Memorandum of Understanding between the State of Colorado Department of Human Services and the Board of County Commissioners to supervise the administration of the human services programs listed in CRS26-1-201 as presented. Second by Commissioner Ertel and carried. (See attached)

COUNTY COMMISSIONER REPORT: **Commissioner Suckla** reported on a meeting attended with the local League of Women Voters. **Commissioner Lambert** reported on the Club 20 meeting. **Commissioner Ertel** reported on the Triple A and the Durango Phoenix Recycling initiative meeting.

PUBLIC COMMENT: **Greg Kemp** discussed the recent First Time Home Buyers Class requirement for Habitat for Humanities and his report on SB152 at the Cedar Mesa Home Owners Meeting.

CORRESPONDENCE: A letter from the US Department of Interior BLM regarding the final Environmental Assessment of the Tri-State Montrose-Nucla-Cahone Transmission Line Improvement Project. A letter from the DOLA regarding the Montezuma County Goodman Point Truck Route Reconstruction- Supplemental. A letter from Direct TV regarding the results if request for preliminary evaluation. A 2016 Senior Tax Denial.

MOTION TO ADJOURN: was made by Commissioner Ertel second by Commissioner Lambert and carried.
MEETING ADJOURNED: 5:10 p.m.

County Clerk September 12, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
September 19, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday September 19, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of September 19, 2016 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 12, 2016 as amended. Motion was seconded by Commissioner Ertel and carried.

LIQUOR LICENSE: **Deputy Clerk, Malinda Fuller** presented for approval a liquor license renewal application for **Colorado's Own Liquor, LLC, DBA- Colorado's Own**, 26029 Hwy 491, Pleasant View, CO 81331. Commissioner Lambert moved that the renewal application for Colorado's Own Liquor, LLC, DBA- Colorado's Own located at 26029 Hwy 491, Pleasant View be approved as presented. Second by Commissioner Ertel and carried. (See attached)

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles met with the Commissioners to give an update on the project. Representative Guiles reported the expected City Permit had not been issued. Representative Guiles also discussed the future presentation of the Underfunded grant application and the inclusion of a priority list in said application.

PUBLIC COMMENT: No comments made.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of September 14, 2016 through September 30, 2016. Superintendent Englehart reported that chip seal is scheduled for roads 16, P, 17, and gravel is scheduled for road 44 (Echo Basin Rd.). Superintendent Englehart discussed a **Mid America** gas line crossing repair on Road 42, the **Four Corners Materials** asphalt overlay on roads 25/ M to P and the **Branson Paint Striping** on roads 22, 25, N and road U. Other topics of discussion included equipment exchanges, County road signs, a request from the Forest Service for road management on the Dolores Norwood Road and a future discussion regarding the 2017 Forest Service agreement. Superintendent Englehart along with **Fleet Manager, Clint Watson** presented a purchase option of two Chevy Crew cab pick-ups for the Road Department. These pick-ups would be buying ahead of schedule and using the 2017 allocation. The Road Department has money savings in their current budget to cover the costs of this purchase. Commissioner Ertel moved to approve the Road Department and Fleet Department purchase of 2 Chevy pickups through the coordination of funding within the two departments. Second by Commissioner Lambert and carried (See attached)

PUBLIC LANDS: Cancelled

MONTEZUMA COUNTY HISTORICAL SOCIETY: County **Historical Society President Ann Brown** and **Secretary Julie Paige** met with the Commissioners to give updates on the Montezuma County Historical Society. Topics of discussion included; combining the County Historical Society Board and the County Historic Registry Board, water and mercantile museum displays, the museum fund, storage for museum items, the Flume dedication, and location options for a County Museum.

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

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

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

DAV CRAFT FAIR: **Dana Sanders** met with the Commissioner to discuss a fee waiver for a DAV Christmas Craft Fair event scheduled for November 26, 2016. Commissioner Ertel moved to waive the Annex 1 building fee for the 5th annual DAV Christmas craft fair event scheduled November 26, 2016. Second by Commissioner Lambert and carried. (See attached)

Commissioner Suckla announced the adjournment of the meeting for the LUNCH break.
Commissioner Suckla announced the meeting would reconvene.

PLANNING: **Planning Director Lee Ann Milligan** met with the Commissioners to discuss a few waiver request for the Keith Evans 3 Lot Moderate Subdivision, on property owned by Keith Evans, located at 10659 and TBD Road 26, Cortez, CO, consisting of 68 acres, more or less, total, situated west of Road 26, south of Road L, S.23, T.36N. R.16W, N.M.P.M.. Said discussion was tabled for a later date.

FIBER PROJECT RFI: Planning Director Lee Ann Milligan and GIS Manager Doug Roth met with the Commissioners to discuss the proposed RFI. Suggested changes will be included for further review.

Planning Director Milligan presented the post event report and annual review of a perpetual High Impact and Special Use Permit HIP13-000016 for the purpose of conducting an off-road OHV vehicle rock race on property located at 5740 Road G, Cortez, CO, owned by Sheldon Zwicker, Agent Krehbiel. Said property is situated south of Road G and west of Highway 160/491 approximately 18 miles, located in Sec.33, T.36N., R.19W., N.M.P.M. An attempt to phone Agent Miss Krehbiel was unsuccessful. Director Milligan reported that the August 13, 2016 event had all required pre-event approvals, was successful and had no complaints or issues to report.

GIS MAPPING: GIS Manager Doug Roth and GIS Assistant, Rachel Medina met with the Commissioners to discuss the **Hartman Draw** addressing. Manager Roth made a request to begin conversations with property owners to correct addresses included within the Hartman Draw area. (See attached)

COUNTY ATTORNEY REPORT: Attorney Baxter reported on the RS2477 Dolores Norwood Road designation and a meeting attended to discuss the Justice Building options. Other topics discussed included an appraisal / evaluation of the Justice Building and draft contracts for the Public Policy Service Engagement Agreement and the Underwriter Engagement Agreement. (See attached)

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich, met with the Commissioner and discussed the Lieutenant Governors visit, a county wide trail map and future trail projects. Trail Topics discussed included; connecting Dolores to Mancos, a trail to Moab Utah, the Trans-American Trail and historic train track trails.

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner discussed the October 6, 2016 meeting with Senator Cory Gardner to address the regional television issue, the scheduled presentation of **Resolution 7-2016**, an update to the Noxious Weed Plan, the **Commissioner Town Hall** meeting set for October 3, 2016 at 7:00p.m. at the Dolores Town Hall, and a scheduled NCA Water Legislation meeting on October 6, 2016. Administrator Brunner gave the 2017 budget presentations for the **Administration Department**.

COUNTY COMMISSIONER REPORT: Commissioner Suckla reported on the Leadership Montezuma meeting he had attended. Commissioner Lambert discussed SB152 fliers. Commissioner Ertel had no report to give.

PUBLIC COMMENT: No Comments made.

CORRESPONDENCE: There was no correspondence presented for the record.

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

MEETING ADJOURNED: 2:40 pm

County Clerk September 19, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
September 26, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday September 26, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of September 26, 2016 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 19, 2016 as presented. Motion was seconded by Commissioner Ertel and carried.

ACCOUNTS PAYABLE: Administrator Brunner presented the August 2016 Accounts Payable and Financial Statements for approval. Commissioner Ertel moved to approve the Accounts Payable for August 2016 as presented. Second by Commissioner Lambert and carried. Commissioner Lambert moved to approve the Financial Statements for August 2016 as presented. Second by Commissioner Ertel and carried. (See attached)

COMBINED COURTHOUSE PROJECT: Judicial District Administrator, Eric Hogue met with the Commissioners to present the **Colorado Judicial Department Underfunded Courthouse Facility Commission** grant application for approval. Commissioner Lambert moved to approve the grant application for the Underfunded Courthouse Facility Commission in the amount of \$513,137 as presented. Second by Commissioner Ertel and carried. (See attached)

SHERIFF DEPARTMENT: Cindy Ramsey, Grant Writer presented the **City of Cortez Grant** in the amount of \$4320.00 and the **Corner Stone Grant** in the amount of \$1000.00. Commissioner Lambert moved to approve the \$4320.00 City Of Cortez and \$1000.00 Corner Stone grant application with suggested changes. Second by Commissioner Ertel 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 September 21, 2016 through October 6, 2016. Superintendent Englehart reported that the chip seal scheduled for roads 16, P, 17, had some rain delays last week but would continue this week, that the **Mid America** gas line crossing repair on Road 42 was complete, that the **Four Corners Materials** asphalt overlay project had been postponed and the **Branson Paint Striping** on roads 22, 25, N and road U is still scheduled. Other topics of discussion included; invoicing the Forest Service for road maintenance completed on the Dolores Norwood Road, a scheduled meeting with CDOT and a request from **Lavina Saunders** regarding a Road Department delivery of donated materials from the Haycamp gravel pit. (See attached)

Montezuma County Noxious Weed Department Director, Bonnie Loving met with the Commissioners to give a department update, her budget presentation and to present **Resolution 7-2016** an amendment to the County Weed Plan for approval. Commissioner Ertel moved to approve Resolution 7-2016 the amended Montezuma County Weed plan as presented seconded by Commissioner Lambert. Commissioners Ertel and Lambert voted in favor of the resolution and Commissioner Suckla was opposed. With two votes in favor the motion carried. (See attached)

LANDFILL: Landfill Manager Shakalo Powers gave his 2017 budget presentation, the monthly report which included the 2016 Landfill budget spread sheet and the July, 2015 and July, 2016 Tonnage and Charge Summary for comparison. Other topics of discussion included the development of an Up-cycle store, the retirement of an employee, a Road Department tractor trade and funding for future cell developments and equipment. (See attached)

VETERANS SERVICE: Veteran Service Officer Rick Torres presented his 2017 budget presentation along with the monthly services update, which included monthly statistical data and indirect income to Montezuma County. Commissioner Ertel moved to approve the **County Veterans Service Officers** monthly report and Certification of pay for August 2016, seconded by Commissioner Lambert, motion carried. **Veteran James Starks** discussed the exceptional customer service received from Veteran Service Officer Rick Torres. (See attached)

HIGH DESERT CONSERVATION DISTRICT: Steve Miles and Judy Garrigues met with the Commissioners to give an update on past and future High Desert Conservation District projects. Topics discussed included an Agriculture Seminar, aerial seeding, Irrigation Water management, coordination with the County Weed program, CSU research and a CSU Dryland Cover crop grant. (See attached)

HEALTH DEPARTMENT: Public Health Director Bobbie Lock gave the 2017 budget presentations for the Health Department along with the Bi-monthly report from the following departments and programs; Adult Preventative Health Services, Baby and Me Tobacco Free, Communicable Disease, Consumer Protection, the Dental Program, Emergency Preparedness and Response, Health Care Program for Children with Special Needs, Home and Community Based Services, Immunizations, Montelores Occupant Protection Project, Nurse

Family Partnership, SafeCare Colorado, Tobacco Education & Preventive Program, Women, Infant & Children and the Young Parents Plus program. Topics discussed included employment interviews, department vehicles, Social Services referrals and the new EWIC program. (See attached)

SOUTHWEST COLORADO CYCLING ASSOCIATION: **Kevin Barlow, Dennis Giesler, Quinn Swope** and **Phillip Ayers** met with the Commissioners to request a letter of support for the Phil's World Trail expansion project, CPW Non-Motorized Trail Large construction grant. The Cycling Association made a request for an estimated donation of in-kind match. Topics of the discussion included installation of gravel, equipment usage, culverts and donations from other local gravel companies. (See attached)

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

Commissioner Suckla announced the meeting would reconvene.

COLORADO COUNTY OFFICIALS AND EMPLOYEES RETIREMENT ASSOCIATION

(CCOERA): Director of Client Services Tom Krushensky met with the Commissioners to give the CCOERA Retirement plan annual update. Topics included within the presentation included, what makes CCOERA unique, the CCOERA advantage, the Montezuma County plan facts and trends, individual participant services and the service strategy for the County employees. (See attached)

PLANNING:

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining the proposed revocation of a Certificate of Designation for **49 Square Ventures, Agents, Matt Bradshaw** and **Matt Fuller**, which would prohibit the operations of the Class II composting facility which accepts organic waste including straw, aspen wood chips and coconut fiber from Western Excelsior in Mancos. Said property is located at 9294 Road 39, Mancos, CO, situated in Sec.30; T.36N., R.13W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Agent Matt Bradshaw was present. **County Attorney Baxter** along with **Planning Assistant Ranette Karo** gave an overview of the certification. **David Banice** from the **Attorney General** office was included in the hearing by phone. After hearing all the evidence presented Commissioner Ertel moved that the Board of County Commissioners revoke the certificate of designation for 49 Square Ventures as of November 30, 2016, and upon receipt of a compliance letter to the County from the CDPHE by December 19, 2016 to rescind the revocation. Second by Commissioner Lambert and carried. Commissioner Suckla closed the hearing at this time. (See attached)

Planning Assistant Karo presented for review and determination Road Impact Fee determination for proposed amendments to Lots 1 & 2 of the **Ahmont Vista Subdivision** as well as a proposed additional lot (Lot 3), on properties owned by **Karen Lovelien**, located at 43842 and 43850 Hwy 160, Mancos, CO, consisting of 10 acres, more or less, situated south of Hwy 160, east of Road 43, S.23, T.36N. R.13W, N.M.P.M. Commissioner Ertel moved that the road impact fees for a proposed amendment at the Ahmont Vista Subdivision located at 43842 and 43805 Hwy 160, Mancos remain the original subdivision impact fees of \$1400.00. 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 AR10-34 rezoning requests and a Sketch Plan for proposed amendments to the **Heaven Sent Acres Subdivision** on property owned by **Steve & Deborah Anderson**, located at TBD Road Y, consisting of 61.66 acres +/-, **Alan & Shirley Story**, located at 15104 Road Y, consisting of 9.1 acres +/-, and **Elliot & Wendy Anderson**, located at 15308 Road Y, consisting of 3.21 acres +/-, Yellow Jacket, CO, , situated south of Road Y,

east of Road 15, S.30, T.38N. R.17W, N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Agents Steve and Deborah Anderson were present. **Planning Assistant Karo** gave an overview of the application. Commissioner Suckla requested the findings from the Planning and Zoning Commission. Assistant Karo reported the vote was unanimously in favor of approval from the Planning and Zoning Board. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. After hearing all the evidence presented Commissioner Lambert moved that the AR10-34 rezoning requests and sketch plan for the Heaven Sent Acres Subdivision located at 15450 Road Y be approved as presented. Second by Commissioner Ertel and carried. Commissioner Suckla closed this hearing at this time. (See attached)

PUBLIC HEARING: Cancelled

DISCUSSION: Bureau of Land Management's, Connie Clementson and Justin Abernathy met with the Commissioners to discuss the final decision made regarding the **Bureau of Land Management's, Master Leasing Plan**. **Acting District Manager, Barbara Sharo** joined the discussion by phone. It was reported that the Bureau of Land Management would be sending a proposed amended Master Leasing Plan to Washington for approval. Topics included within the discussion were; the advisory RAC sub group, the typical community involvement process, the focus of the new proposed Master Leasing Plan and the funding of the proposed plan.

Planning Assistant Karo presented for signatures a Final Plat and Sketch Plan for amendments to the **Heaven Sent Acres Subdivision** on property owned by **Steve & Deborah Anderson**, located at TBD Road Y, consisting of 61.66 acres +/-, **Alan & Shirley Story**, located at 15104 Road Y, consisting of 9.1 acres +/-, and **Elliot & Wendy Anderson**, located at 15308 Road Y, consisting of 3.21 acres +/-, Yellow Jacket, CO, situated south of Road Y, east of Road 15, S.30, T.38N. R.17W, N.M.P.M.

2017 EMPLOYEE HEALTH INSURANCE: Benefits committee members **Billye Morgan** and **Virginia McKinney** met with the Commissioners to present for review and determination the 2017 Employee Health Insurance recommendations. The committee reviewed 4 different plans and made the recommendation to go with the CIGNA proposal. Commissioner Ertel moved to accept the financial proposal from Cigna Healthcare for the 2017 Employee Healthcare, except for dental and eye coverage for better rates. Second by Commissioner Lambert and carried. (See attached)

COUNTY ATTORNEY REPORT: No report given.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: No report given.

COUNTY ADMINISTRATOR REPORT: **Administrator Melissa Brunner** presented a letter from the Colorado Department of Health and Environment increase in Retail Food establishment License fees along with a request from **Chloe Wiebe** of the **Southwest Colorado Workforce Development Board** to appoint **Scott Baker** to a 2 year term on the Southwest Workforce Development Board. Commissioner Ertel moved that the Montezuma County Board of County Commissioners send a letter to the Southwest Colorado Workforce Development Board to support the appointment of Scott Baker for a two year term. Second by Commissioner Lambert and carried. (See attached)

COUNTY COMMISSIONER REPORT: No reports given.

PUBLIC COMMENT: M.B. McAfee discussed law suits with the County.

CORRESPONDENCE: Thank you note from the Senior Little League Allstar team.
Email, Fully executed CDPHE option Letter 17 FHLA93383 Prevention services WIC program.
Colorado works guide toolkit, Information Memorandum IM-EBD-2015-0003

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

MEETING ADJOURNED: 4:25 p.m.

County Clerk September 26, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
October 3, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday October 3, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of October 3, 2016 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 26, 2016 as presented. Motion was seconded by Commissioner Ertel and carried.

SOUTHWEST OPEN HIGH SCHOOL: **Ashley Lopez, Holly Ford** and **Dyanna Hunt** students from the high school met with the Commissioner to invite them to a Fall Festival and Chili cook off at the school, the event is scheduled for October 13, 2016. (See attached)

COMBINED COURTHOUSE PROJECT: **Owners Representative, Monty Guiles** met with the Commissioners to give an update on the project. Representative Guiles reported the City of Cortez permit has been issued. Other topics discussed included a billing received from the City of Cortez for the building permit and water tap fee, the foundation, fill dirt removal, drainage, and a Cortez Sanitation and City of Cortez easement document to be reviewed by Attorney Baxter.

FLEET MANAGEMENT: Fleet Manager, Clint Watson met with the Commissioners to present a request to purchase a Ford F550 truck. Commissioner Ertel moved to approve the Fleet Department purchase of a 2004 Ford F550 truck with an attached crane. Second by Commissioner Lambert and carried. (See attached)

PUBLIC COMMENT: Greg Kemp discussed the future completion date of the Flume project.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of September 28, 2016 through October 13, 2016. Superintendent Englehart reported that the chip seal scheduled for roads 16, P, and 17 will be completed this week. That the **Four Corners Materials** asphalt overlay project on Road 25 from road M-P is scheduled for October 10, 2016 and that there would be a road closure on Road 25 on October 25th and 26th for the Hwy 491 project. Superintendent Englehart gave his 2017 budget presentation. Topics discussed included; full time and part time employees, benefits, equipment, and future proposed projects. (See attached)

IT MONTHLY REPORT: IT Director, Jim McClain met with the Commissioners to present his 2017 budget presentation along with his monthly update. Topics discussed included maintenance contracts, Tyler Technology, individual servers, the City Network costs, and the wireless redundant link. Director McClain presented for approval the **(RFI) Request for Information for Broadband Public Private Partnerships**. Commissioner Ertel moved to approve the RFI for the Information for Broad Band Public Private Partnerships with the changed due dates of October 21st for deadline to submit a letter of intent, October 31st for the deadline for submitting questions, and the final submission date of November 15, 2016. Second by Commissioner Lambert and carried. (See attached)

COUNTY CORONER: Coroner, George Deavers met with the Commissioners to present his 2017 budget presentation. Other topics discussed included deputies, autopsies, suicides, motor vehicle accidents, deputies and the use of black market drugs and over dose fatalities. (See attached)

EMERGENCY MANAGER REPORT: Emergency Manager Paul Hollar met with the Commissioner to give a monthly update and his 2017 budget presentation. Other topics discussed included an EMAC deployment to Maryland and a scheduled meeting with the Bureau of Reclamation. (See attached)

CSU EXTENSION OFFICE: Tom Hooten met with the Commissioners to give his 2017 budget presentation. Topics discussed included employees, the County Fair, the 4H Program and a Colorado county budget and employee comparison. (See attached)

MONTEZUMA COUNTY FAIRBOARD: Board Members; Brandy Simmons and Jacklynn Romine met with the Commissioners to present their 2017 budget presentation. Commissioner Ertel moved to appoint 3 new Board members, Marc Garlinghouse, T.W. Gilliland and Allen Higgins to a 4 year term along with Randy McKnight to a 1 year term as the alternate. Second by Commissioner Lambert and carried. (See attached)

FIREWISE: Rebecca Samulski, Pam Wilson and Amanda Brenner presented the 2017 Firewise budget, a list of accomplishments, and to invite the Commissioners to a regional workshop. (See attached)

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

Commissioner Suckla announced the meeting would reconvene.

PUBLIC HEARING: It being the time set aside a public hearing is held as required by Section 147(f) of the Internal Revenue Code of 1986, as amended, will be held by the Board of County Commissioners of Montezuma County, Colorado (the “County”), with respect to the proposed issuance by the County of its **Revenue Bonds (Southwest Memorial Hospital Project)** in one or more series and in an aggregate amount not to exceed \$40,000,000 (the “Bonds”). The hearing will provide a reasonable opportunity to be heard for persons wishing to express their views on the merits of the Project, its location, the issuance of the Bonds or related matters. The roll was called, the public notice read, and the proceedings were recorded for the record. Attorneys Kelly McCabe and Keenan Lovett were present. Attorney Lovett gave an overview of the public hearing process. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Ertel moved to approve the proposed issuance by Montezuma County of its Revenue Bonds (Southwest Memorial Hospital Project) in one or more series and in an aggregate amount not to exceed \$40,000,000 as presented. The motion was second by Commissioner Lambert. Commissioners Ertel and Lambert voted in favor of the motion while Commissioner Suckla was opposed. With two votes in favor the motion carried. Commissioner Suckla closed the hearing at this time. (See attached)

PLANNING: Planning Assistant Ranette Karo presented for Review and determination, a Variance Application on property owned by **Jesse & Cassidy Parks** located at 25552 Road N.6 Loop, Cortez, CO, consisting of 3.27 acres, more or less, total, located east of Road N.6, south of Road P, situated in S.2, T.36N. R.16W, N.M.P.M. Said request is for a variance to 25 foot setback requirement per the County Land Use Code for auxiliary structures to be relaxed to 5 feet in order to place a shed near the Applicant’s fence line. Commissioner Ertel moved to grant the variance application on property owned by Jesse & Cassidy Parks located at 25552 Road N.6 Loop, Cortez as presented. Second by Commissioner Lambert and carried. (See attached)

FAIRGROUNDS: Fairgrounds Manager Tanner Young gave his 2017 budget presentation along with his monthly report which included past and future events, year to date income and Fairground attendance. Topics discussed included a tractor lease, a man lift purchase, lighting upgrades, new sand in the outdoor arenas, utilities, portable facilities, funding options and a Colorado county budget and employee comparison. Commissioner Lambert moved that the Fairground department be authorized to purchase a boom sky lift for a maximum amount of \$21,000.00. Second by Commissioner Ertel and carried. (See attached)

GIS MAPPING: GIS Manager Doug Roth and Assistant, Rachel Medina met with the Commissioners to give the GIS department budget presentation. (See attached)

PLANNING: Planning Director Lee Ann Milligan and Assistant Ranette Karo met with the Commissioner to give the Planning Department 2017 budget presentation. Topics of discussion included permanent and part time employees, driveway permits, road impact fees and publication fees. (See attached)

ASSESSOR: Montezuma County Assessor, Scott Davis met with the Commissioner to give his budget presentation. Topics of discussion included maintenance contracts and a Colorado county budget and employee comparison. (See attached)

COUNTY TREASURER/TRUSTEE: Treasurer / Trustee, Sherry Dyess met with the Commissioner to give her budget presentations. Topics of discussion included a department salary comparison, collected fees and advertising. (See attached)

DISCUSSION: Planning Director Lee Ann Milligan met with the Commissioners to discuss a request to amend existing Exemption P-18-96 on property owned by **Never Too Late, Inc., Agent Maness & Associates, Inc.**, located at 35303 Hwy 160, Mancos, CO, consisting of 12 acres, more or less, total, located east of Road 35, north of Hwy 160, situated in S.33, T.36N. R.14W, N.M.P.M. Said request is to increase the existing acreage by 3.68 acres, more or less, creating a 15.68 acre, more or less tract. Said discussion was included for full disclosure of a future expansion of the existing camp ground.

COUNTY ATTORNEY REPORT: Attorney Baxter presented a Colorado county budget and employee comparison, his 2017 budget and line item descriptions associated with the 2017 budget. Topics discussed included the Assistant County Attorney change from part time contract employee to full time employee with benefits and the County Attorney for Social Services. (See attached)

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich met with the Commissioners to give project updates. Topics of discussion included a phone conversation from CDOT regarding documentation of the Dolores Norwood Road, a discussion with a representative from the Back Country Horseman and the Mesa Verde Trail.

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner discussed the 2017 budget presentations for the following departments; Surveyors, Commissioners, Purchasing and the Health Department General Fund Budget. Other topics of discussion included the elected official cost of living increase the meeting schedule and the (SWCCA) **Southwest Colorado Cycling Association's** grant request letter for a donation of 300 tons of aggregate materials. Commissioner Ertel moved that the Montezuma Board of County Commissioners donate 300 ton of aggregate materials with an estimated value of \$2800.00 for the parking lot project at the proposed Phil's world expansion. Second by Commissioner Lambert and carried. (See attached)

COUNTY COMMISSIONER REPORT: Commissioner Suckla reported on the CCI meeting attended. **Commissioners Lambert and Ertel** reported on the attended Broadband presentation by Diane Cruse.

PUBLIC COMMENT: No comments were made

CORRESPONDENCE: Email from Assessor Scott Davis regarding a State Board of Equalization hearing for Southwest Intertribal Voice. Veteran Services Customer Satisfaction survey.

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

MEETING ADJOURNED: 4:05pm

County Clerk October 3, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
October 10, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday October 10, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of October 10, 2016 with the Pledge of Allegiance.

MINUTES: Commissioner Ertel moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated October 3, 2016 as presented. Motion was seconded by Commissioner Lambert and carried.

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles met with the Commissioners to give an update on the project. Representative Guiles reported on the delivery of supplies, the main beams had been dug, that forming and pouring the concrete would start this week. Other topics discussed included the schedule, and the easements applications for Attorney Baxter's review.

COOPORATIVE WEATHER OBSERVER, NOAA, NWS representative **James Andrus** presented the precipitation report through the month of September, 2016. (See attached)

PUBLIC COMMENT: No comments were made.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of October 5, 2016 through October 21, 2016. Topics discussed included; road closures, culvert replacements, the Dolores Norwood Road, movement of the crusher, aggregate stock piles, equipment sales, the Highway 184 closure, an Energy Impact Grant, the Sun Corp billing, future asphalt projects and the Road CC and Hwy 491 intersection. (See attached)

SHERIFF'S MONTHLY REPORT: Sheriff Steven Nowlin met with the Commissioners to give his 2017 budget presentations. Topics discussed within the **Sheriff's Department** budget included; dispatch, contract services, Sheriff's Posse, United Search and Rescue, Fleet, vehicle expense, permanent salaries, software, gaming impacts and new positions. Topics discussed for the **Detention** Budget included; food, fuel, janitorial supplies, insurance and bonds, vehicle expense, training, transports, part time salaries and new positions. Topics discussed for the **LEA** budget included; deputy overtime expenses, post deputy salaries, fuel, vehicle expense and the Mounted Patrol. Topics discussed for the new **Pre Trial** budget included overtime, fringe benefits, training and vehicle expenses. Other Topics discussed by Sheriff Nowlin included the **Dolores** budget, the **Grant Budget**, the **Casino Contract**, additional deputies, county calls for service, the inmate population, E-FORCE and the Deputy to population ratios in Montezuma County. (See attached)

MONTEZUMA COUNTY SEARCH AND RESCUE: Kirk Underwood met with the Commissioners to give an update on the program. Mr. Underwood reported that the program was manned completely by volunteers and works directly under the Sheriff's Department. Other topics included evidence searching, support during local bicycle races, special event emergency medical services, contributions, funding, equipment, storage, training grant opportunities, the Search and Rescue line item within the Sheriff's budget and a scheduled Search and Rescue exercise.

VETERANS SERVICE: Veteran Service Officer Rick Torres presented his monthly services update which included monthly statistical data and indirect income to Montezuma County. Commissioner Lambert moved to approve the **County Veterans Service Officers** monthly report and Certification of pay for September 2016. Second by Commissioner Ertel and carried. Officer Torres reported he would be working on the annual Veterans Day Parade scheduled November 11, 2016. (See attached)

SENIOR NUTRITION / TRANSIT QUARTERLY REPORT: Sue Fletcher and Mary Holaday gave their 2017 budget presentations. Topics of discussion included meal reimbursement from the State, the Home Delivery program, the Home Chore program, city grant opportunities, part time salaries, current reservation requirements for the transportation program, drivers, vehicles, future county Transit demands and needs and a comparison study with other Colorado County transit programs. (See attached)

FLEET MANAGEMENT: Fleet Manager, Clint Watson along with **Fleet Office Manager, Faedra Grubbs** met with the Commissioner to give their 2017 budget presentation. Topics of the discussion included; salaries, expenditures, per department replacement and insurance costs, estimated maintenance costs, yellow iron repairs, fuel taxes, drive way permits and County sign installation. (See attached)

COLORADOCARE.ORG PRESENTATION: Montezuma County resident and retired nurse Retha Williams presented Talking Points for the Colorado Care ballot question. (See attached)

Commissioner Suckla announced the adjournment of the meeting for the LUNCH break.
Commissioner Suckla announced the meeting would reconvene.

DISTRICT ATTORNEY: Will Furse and Assistant, Clarisa Feuilly met with the Commissioners to discuss the 2016 budget requests for the District Attorney's office. Topics included; case loads, salaries, benefits, a new position, leased and future office space, a paid intern position, the Fleet program, vehicle expense and the requested Colorado county budget and employee comparison. (See attached)

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 Pre-Sketch Plan for a proposed 5 Lot Major Subdivision on property owned by **Ralph Cellar** and **Gyanne Cellar**, et al, located at 20507 Road S, Cortez, CO, consisting of 21.46 acres, more or less, situated north of Road S, east of Road 20, located in S.24, T.37N., R.17W., N.M.P.M. 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. Agent Ralph Cellar was present. Commissioner Suckla opened the hearing to public comment. **John Duran** discussed a surveyed boundary line extending into his property. Hearing no further public comment that portion of the hearing was closed. Commissioner Suckla requested the findings from the Planning and Zoning Commission. Director Milligan reported the vote was unanimously in favor of approval from the Planning and Zoning Board contingent upon agency updates completed. After hearing all the evidence presented Commissioner Ertel moved to approve the AR3-9 rezoning request and Pre-Sketch Plan for a proposed 5 Lot Major Subdivision on property owned by **Ralph** and **Gyanne Cellar**, located at 20507 Road S, Cortez. Second by Commissioner Lambert and carried. Commissioner Suckla closed the hearing at this time. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining a Sketch Plan for a proposed 5 Lot Major Subdivision on property owned by **Ralph Cellar** and **Gyanne Cellar**, et al, located at 20507 Road S, Cortez, CO, consisting of 21.46 acres, more or less, situated north of Road S, east of Road 20, located in S.24, T.37N., R.17W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. **Planning Director Milligan** gave an overview of the request. Agent Ralph Cellar was present. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Suckla requested the findings from the Planning and Zoning Commission. Director Milligan respectfully requested that the previously mentioned Planning Commission Findings be submitted for this public hearing. After hearing all the evidence presented Commissioner Lambert moved to approve the Sketch Plan for a proposed 5 Lot Major Subdivision on property owned by **Ralph** and **Gyanne Cellar**, located on 20507 Road S, Cortez, as presented. Second by Commissioner Ertel and carried. Commissioner Suckla closed the hearing at this time. (See attached)

Planning Director Milligan presented for review and determination of a Certification of Use versus a High Impact Permit for a home business of a small commercial kitchen which would produce snack mixes to be sold to retail stores as submitted by **Dana & Dorthey Phillips** on property located at 6452 Road 24.2, Cortez, CO, consisting of 2.68 acres, more or less, situated south of Road F.5, east of Road 24.2, S.10, T.35N., R.16W., N.M.P.M. Agent Dorthey Phillips was present. Commissioner Ertel moved to treat this as a certification of use for a home business of a small commercial kitchen located at 6452 Road 24.2 as long as it was not used as a residence. Second by Commissioner Lambert and carried.

COUNTY ATTORNEY REPORT: No report given.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: **James Dietrich**, met with the Commissioners to give project updates. Topics of discussion included an Environmental Scan report / Paths to Mesa Verde, the funding plan for the Flume project, and the Rangeland Stewardship meeting.

COUNTY ADMINISTRATOR REPORT: **Administrator Melissa Brunner** discussed future budget presentations and the CCI conference.

COUNTY COMMISSIONER REPORT: The Commissioners reported on the attended National Conservation Area Legislative Water meeting held at the Dolores Water Conservation District. Montezuma Valley Irrigation Attorney Dave Robbins is assisting in writing proposed NCA water legislation. They also discussed attendance at the 2nd Town Hall meeting held October 3, 2016 in Dolores. **Commissioner Ertel** reported on the attended Southwest TPR meeting.

PUBLIC COMMENT: No comments were made.

CORRESPONDENCE: No correspondence presented.

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

MEETING ADJOURNED: 2:55 p.m.

County Clerk October 10, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
October 17, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday October 17, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of October 17, 2016 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 10, 2016 as presented. Motion was seconded by Commissioner Ertel and carried.

LIQUOR LICENSE: Deputy Clerk, Malinda Fuller presented for approval a liquor license renewal application for **Ted R. Lawrence dba Log Cabin Liquor**, 41900 Hwy 160, PO Box 272, Mancos, CO 81328. Commissioner Lambert moved to approve the liquor license renewal application for Log Cabin Liquor, located at 41900 Hwy 160 in Mancos. Second by Commissioner Ertel and carried. (See attached)

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles met with the Commissioners to give an update on the project. Representative Guiles discussed footers for the stem wall, concrete, weather conditions and a Sanitation District permit. A discussion was held regarding the designs for the roof and the restrooms.

PUBLIC COMMENT: Greg Kemp discussed current construction work in front of the new Mesa Verde Visitors Center.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of October 12, 2016 through October 28, 2016. Superintendent Englehart discussed a culvert replacement on Road D that would require a road closure, the Road 25 road closure, work completed on the Dolores Norwood Road and a missing County sign, the Echo Basin Road, a Forest Service agreement on Road X, a discussion with Russell Engineering regarding a future DOLA application for work on Roads BB, CC, 15, and 10 and the delivery of donated gravel. (See attached)

PUBLIC LANDS: Canyon of the Ancients National Monument Manager, Marietta Eaton gave the Commissioners updates on the Sand Canyon parking lot project and assessments done on the Flodine and Yellow Jacket allotments. Other topics discussed included a Culture resource survey and a scheduled Fee / Free Friday event at the Heritage Center.

Bureau of Land Management, Connie Clementson, Jeff Christianson, Mike Schmidt and Nathaniel West met with the Commissioners to give updates on the Phil's World Expansion project. Mr. Christianson held a discussion regarding the comment analysis process. He reported that there were 180 to 200 comments included from the 65 letters submitted. Ms. Clementson, Mr. Smith and Mr. West held a discussion regarding the eagles nest within the Phil's World expansion project. Topics in the discussion included; the placement of the nest, nationwide monitoring standards, disturbance thresholds, territory ranges, available habitat, Parks and Wildlife recommendations, buffers around the eagles nest, eagle reproduction and the summary included in the Environmental Assessment. Other topics discussed included the ACEC, the Mexican Meadow Jumping Mouse and a portion of the Stinky Springs OHV trail included on private property. At this time Chairman Suckla allowed questions from the audience. Audience members; **Phil Ayers, Kevin Barlow and M.B. McAfee** discussed the Colorado Parks and Wildlife report, the Biological Assessment timing and possible adjustments for approved routes and the time frame for a decision.

PARKS & WILDLIFE: MATT THORPE representing the **Colorado Division of Parks** presented status fact sheets on Golden Eagles, the Bald and Golden Eagle Protection Act, the Utah Field Office Guidelines for Raptor Protection from Human and Land Disturbances, Recommended Buffer Zones and Seasonal Restrictions for Colorado Raptors. Other topics discussed included; legislative support for an increase on residential license fees, funding, possible program cuts, population statistics for the mountain lion, bear and deer, a Private Contract Outfitter and private land hunting. (See attached)

BOARD OF SOCIAL SERVICES MONTHLY REPORT: It being the time set aside, the Board of Social Services was conducted. **Josiah Forkner, Lori Higgins and Roger Trembly** were present. Director Forkner presented his 2017 budget presentation. (See attached)

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

Commissioner Suckla announced the meeting would reconvene.

HEALTH DEPARTMENT: Public Health Director, Bobbie Lock presented for approval, a letter of commitment to the Communities That Care for an application of funding. Commissioner Ertel moved to support a letter of commitment from the Board of County Commissioner's for the Montezuma County Public Health Department's application for the Communities That Care funding program as presented. Second by Commissioner Lambert and carried. (See attached)

PLANNING:

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 amendment to the **Duehsrren** Single Lot Development consisting of 10.33 +/- acres, owned by **Glen R. Terlizzi**, located at 23780 Road X, Lewis, CO, whereby 7 +/- acres of adjacent property, owned by **Peter Hold**, located at 23784 Road X, Lewis, CO, would be combined whereby creating a 17 +/- acre development. These properties are situated south of Road X, east of Road 23, located in S.33, T.38N., R.16W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. **Planning Director Lee Ann Milligan** gave an overview of the request. A telephone call to Agent, Terlizzi was unanswered. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Suckla requested the findings from the Planning and Zoning Commission. Director Milligan reported that at the Planning and Zoning meeting, Montezuma County Noxious Weed Department Director, Bonnie Loving presented concerns for said property regarding noxious weed issues, but said issues would be addressed and that the vote was unanimously in favor of approval from the Planning and Zoning Board. After hearing all the evidence presented Commissioner Ertel moved that Montezuma County grant the proposed amendment to the Duehsrren Single Lot Development on property owned by Glen R. Terlizzi, located at 23780 Road X, Lewis as presented. Second by Commissioner Lambert and carried. Commissioner Suckla closed this hearing at this time. (See attached)

Planning Director Milligan presented for preliminary review and determination an Exemption Application and Variance Application on property owned by **Roland Hobbs** located at 12265 Road 40, Mancos, CO, consisting of 6.29 acres, more or less, situated south of Road M.5, west of Road 41, located in S.8, T.36N., R.13W., N.M.P.M. Applicant proposes to divide his 6.29 acre, more or less, into two 3 +/- acre tracts of land as the property is bisected by County Road 40; the Variance request would allow for the dedication to public, that portion of Road 40 which could create tract(s) slightly less than 3 acres. Commissioner Lambert moved to grant the exemption and variance application on property owned by Roland Hobbs, located at 12265 Road 40 Mancos as presented. Second by Commissioner Ertel and carried.

Planning Director Milligan presented for preliminary review and determination of a Boundary Line Adjustment Application on property owned by **Cortez Hospitality, LLC** located at 2121 Hawkins Street, Cortez, CO, consisting of 3.81 acres, more or less, and property owned by **Jane Zubrzycki**, located at TBD Road 27, Cortez, CO, situated south of Hawkins, St., west of Road 27, located in S.25, T.36N., R.16W., N.M.P.M. Agent **Ryan Griglak** was present. Director Milligan and GIS Manager, Doug Roth brought up concerns that the plat does not show easement or dedicate a right of way for that portion of Hawkins St that is within the County. Commissioner Lambert moved that the preliminary boundary line adjustment application on property owned by Cortez Hospitality located at 2121 Hawkins St, Cortez be approved. Second by Commissioner Ertel and carried.

Planning Director Milligan presented for signatures a final plat for Exemption P-18-96 1st Amended on property owned by **Never Too Late, Inc.**, Agent Maness & Associates, Inc., located at 35303 Hwy 160, Mancos, CO, consisting of 12 acres, more or less, total, located east of Road 35, north of Hwy 160, situated in S.33, T.36N. R.14W, N.M.P.M. Said request is to increase the existing acreage by 3.68 acres, more or less, creating a 15.68 acre, more or less tract. (See attached)

COUNTY TECHNICAL SERVICES INSURANCE (CTSI): **Jon Wagner** met with the Commissioners to give the County loss analysis and an insurance pool update.

COUNTY ATTORNEY REPORT: Attorney Baxter discussed a meeting he had attended with the Planning & Zoning Board and the research request from Commissioner Suckla on Defined Standing.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich, met with the Commissioners to give project updates. Topics of discussion included a prescribed burn in Doe Canyon, the McElmo Flume signs and funding, the Paths to Mesa Verde, the Muscle inspection program and a meeting with Ann McCoy Harold from Senator Cory Gardner's office regarding the Sage Hen / House Creek campground transfer.

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner discussed the **USDA Cooperator Service Wildlife Specialist Contract**, a request from Ed Archuleta for a design review meeting regarding the future Road CC, BB, 10, and Road 15 project, the CCI Fall conference registrations, the vehicle line item included within the District Attorneys budget presentation, adjustments to the Road Department's proposed budget and the Maintenance Department bid process for required services at County buildings. Administrator Brunner presented the following 2017 proposed budgets: the **Lodgers Tax Fund**, the **Conservation Trust Fund**, the **Clara Ormiston Fund**, the **Capital Fund**, the **Emergency Telephone Service**, the **LEA Fund** and the **General Fund**. (See attached)

COUNTY COMMISSIONER REPORT:

Commissioner Suckla reported on a mobile workshop he had attended in Oregon. Other topics discussed included marijuana excise taxes, and the proposed NCA.

Commissioner Lambert gave a report on a recent CCI legislative discussion. Topics of the Discussion included marijuana excise taxes, restaurant inspection fees, Child Welfare Services, Child care allocations, enforceable protection orders, state funding for required courthouse buildings, County wide broad band, the SW COG, Department of Revenue taxations, and SB152. Other topics included the attended local 4H achievement night. **Commissioner Ertel** reported on the attended Southwest Open High School open house.

PUBLIC COMMENT: No Comments were made.

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 October 17, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
October 24, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday October 24, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of October 24, 2016 with the Pledge of Allegiance.

MINUTES: Commissioner Ertel moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated October 17, 2016 as presented. Motion was seconded by Commissioner Lambert and carried.

SENIOR TRANSIT: **Mary Holaday** presented for approval the **2017 FASTER Grant** with (CDOT) Colorado Department of Transportation Division for the purchase of a bus in 2018. Commissioner Lambert moved that the grant application for the FASTER grant for the Senior Transit program to purchase a bus in 2018 be approved. Second by Commissioner Ertel and carried. (See attached)

ACCOUNTS PAYABLE: Administrator Brunner presented the September 2016 Accounts Payable and Financial Statements for approval. Commissioner Ertel moved that the Board of County Commissioners approve the Accounts Payable for September 2016. Second by Commissioner Lambert and carried. Commissioner Lambert moved to approve the Financial Statements for September 2016 as presented. Second by Commissioner Ertel and carried. (See attached)

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles met with the Commissioners to give an update on the project. Representative Guiles discussed the footings, fill dirt, concrete, a tap permit, the Sanitation easement, a future drone video presentation, potential partial funding, the owners meeting and a scheduled walk through of the project.

PUBLIC COMMENT: No comments were made.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of October 19, 2016 through November 4, 2016. Superintendent Englehart discussed; general mowing, blade work, gates on Road 37, the Echo Basin Road, Road X, and culvert projects on Roads D, 22, H.6, and CC. Other topics discussed included; gravel stock piles, the paint striping project, Road 25, Road 34, cold mix, the Hwy. 184 culvert replacement, the DOLA grant application, pavements quotes, and the Dolores Norwood Road. (See attached)

Road Impact Transfer: said discussion was postponed to a future date.

ORDER #12-2016: A transfer from the General Fund to the Capital Fund for the Combined Courthouse project per the 2016 approved budget. Commissioner Lambert moved to approve a transfer of \$3,000,000.00 from the General Fund to the Capital Fund for the Combined Courthouse project. Second by Commissioner Ertel and carried. (See attached)

GIS MAPPING: GIS Manager Doug Roth met with the Commissioners to give a comparison of his GIS department with other counties in Colorado. (See attached)

PLANNING: Planning Director, Lee Ann Milligan and Planning Assistant, Ranette Karo met with the Commissioners to give a comparison of the Planning Department with other counties in Colorado. (See attached)

VFW: David Johnson met with the Commissioners to request a waiver of County Annex usage fees for a Pearl Harbor Day event. Commissioner Ertel moved that the usage fees for the County Annex for the VFW Pearl Harbor day event be waived. Second by Commissioner Lambert and carried. (See attached)

COUNTY TREASURER/ TRUSTEE: Treasurer, Sherry Dyess met with the Commissioners and gave a Montezuma County department employee salary comparison. The Commissioners requested a comparison with other counties, rather than an internal comparison. (See attached)

LANDFILL: Landfill Manager Shakalo Powers gave his monthly report which included the 2016 Landfill budget spread sheet and the September, 2015 and September, 2016 Tonnage and Charge Summary for comparison. Other topics discussed included; cardboard, paper and plastic recycling, compost and an employee retirement. (See attached)

DISCUSSION: A discussion was held for proposed **Employee Handbook** changes. Topics discussed included Sick Leave, Court Leave, Bereavement, the Appeal process and Workers Comp. (See attached)

DISCUSSION: Ken Curtis, Dolores Water Conservation District, along with Colorado Water Conservation Board, District 32 Water Commissioner, Marty Robbins met with the Commissioner to discuss the Instream

Flow reach on the Dolores River between McPhee Reservoir Dam and the San Miguel River. Topics discussed included priority rights, Senior Rights, the Colorado Water Conservation Board's Administrative "On Call Report" and the current Montezuma Valley Irrigation, refill schedule for the Ground Hog Reservoir. Mr. Robbins reported that the Montezuma Valley Irrigation Company was allowed to fill the Ground Hog Reservoir once per year and would not be able to refill until the new fiscal year started. Mr. Robbins reported the Ground Hog Reservoir fill season begins in May 1st and continues through November 1st. (See attached)

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

Commissioner Suckla announced the meeting would reconvene.

DISCUSSION: Montezuma County Hospital District, Attorneys Kelly McCabe and Keenan Lovett met with the Commissioners to discuss the **Montezuma County Hospital District Bonds Issuance**. Other entities present included; **Montezuma County Hospital Director, Kent Rogers, District Board Members, Fred Dewitt, Bradley Wayt and Bill Thompson**. Montezuma County Attorney John Baxter discussed requested financial clarification changes to the Bond Conduit Issuance documentation. Attorneys Lovett and McCabe discussed said clarifications. Commissioners Ertel moved to prepare to execute the Loan and Indenture agreements for the Montezuma County Hospital District Bonds issuance, subject to legal counsel approval. The motion was second by Commissioner Lambert. With a NO vote from Commissioner Suckla and two YES votes from Commissioners Ertel and Lambert the motion carried.

GIS MAPPING: GIS Manager, Doug Roth, Assistant, Rachel Medina, along with **Planning Director Lee Ann Milligan** met with the Commissioners to discuss a duplicate address issue at 13525 Hwy 491. Property owner **Rebekah Mumbower** was present. Said property includes seven residences with the same driveway. Topics discussed included, beginning dialog with all property owners, future subdivisions and a red road designation. (See attached)

PLANNING: Planning Director Lee Ann Milligan, Planning Assistant Ranette Karo and GIS Assistant, Rachel Medina met with the Commissioners to discuss a site visit to the **Stone RV Park**.

PUBLIC HEARING: It being the time set aside a public hearing is held for review and determination of an AR10-34 rezoning request and Sketch Plan for a proposed Single Lot Development consisting of 12 acres, more or less, on property owned by **Wagon Rod Ranch, LLC**, Agent **Joyce McHenry**, 15655 Road 30 Dolores, CO, consisting of 309.83 acres, more or less, located south of Road S, east of Road 30, situated in S.28 T.37N., R.15W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. **Planning Director Milligan** gave an overview of the request. Agent Joyce McHenry was present. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Suckla requested the findings from the Planning and Zoning Commission. Director Milligan reported that Firewise mitigations had been discussed, that there were no concerns from the Montezuma County Noxious Weed Department and that the vote was unanimously in favor of approval from the Planning and Zoning Board. After hearing all the evidence presented Commissioner Ertel moved to grant the AR10-34 rezoning request and Sketch Plan for a proposed Single Lot Development on property owned by Wagon Rod Ranch, LLC, located at 15655 Road 30 Dolores as presented. Second by Commissioner Lambert and carried. Commissioner Suckla closed this hearing at this time. (See attached)

DISCUSSION: Planning Director Milligan met with the Commissioners to request direction regarding a **Kinder Morgan Booster Station** and an Independent noise study associated with said Booster station. Kinder Morgan agent **Andy Weygant** along with property owners **Tom** and **Shawna Hayden** were present for said discussion.

DISCUSSION: Planning Director Milligan along with **GIS Manager Roth** met with the Commissioners to discuss the adoption of a policy in regards to the County Road right-of-way for future development projects.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich, met with the Commissioners to give project updates. Topics of discussion included the Sage Hen and House Creek campgrounds, the Stinky Springs Trail and signs at the McElmo Flume.

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner discussed the attended meeting with the City of Cortez and Bridge Shelter regarding the current Justice Building ownership. Topics of said meeting included an appraisal of the building, a sale of the building, block grants for the Bridge Shelter, Targeted Brownfields Assessment and the combination of The Bridge Shelter and the KIVA school.

COUNTY COMMISSIONER REPORT:

Commissioner Suckla: Reported on a visit to the Salazar Farm.

Commissioner Lambert: Reported on a tour taken of the Great Cut Dike.

Commissioner Ertel: Reported on the attended Water Working Group meeting.

PUBLIC COMMENT: Ellen Foster, Tom Hayden, and M. B. McAfee discussed the Kinder Morgan Booster station and the Independent Noise study. Topics in said discussion included the State Statute noise decimal allotments, the County High Impact Permit noise decimal allotments and the measurement of the Booster Station noise.

COUNTY ATTORNEY REPORT: Attorney Baxter

EXECUTIVE SESSION: Commissioner Lambert 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) and to include James Dietrich, seconded by Commissioner Ertel and carried. Topics for the executive session were legal tactics of negotiation, legalities and procedures regarding the Dolores / Norwood RS2477 road designation. Commissioner Ertel moved to go out of executive session, seconded by Commissioner Lambert and carried. (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: 3:55 p.m.

County Clerk October 24, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
October 31, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday October 31, 2016 at the courthouse in Cortez, Colorado, there were present:

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

VICE-CHARIMAN Lambert opened the meeting of October 31, 2016 with the Pledge of Allegiance.

PLANNING: Planning Director Lee Ann Milligan and Assistant Ranette Karo met with the Commissioners to present for signatures a final Plat for a Single Lot Development consisting of 12 acres, more or less, on property owned by Wagon Rod Ranch, LLC, Agent Joyce McHenry, 15655 Road 30 Dolores, CO, consisting of 309.83 acres, more or less, located south of Road S, east of Road 30, situated in S.28 T.37N., R.15W., N.M.P.M.

MOTION TO ADJOURN: Commissioner Ertel moved to adjourn the Commissioner meeting and go into a Budget work session. Second by Commissioner Lambert and carried.

MEETING ADJOURNED: 9:20 a.m.

County Clerk October 31, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
November 7, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday November 7, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of November 7, 2016 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 24, 2016 as amended. Motion was seconded by Commissioner Ertel and carried.

MINUTES: Commissioner Ertel moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated October 31, 2016 as presented. Motion was seconded by Commissioner Lambert and carried,

EMPLOYEE OF THE MONTH: The Commissioners along with **Fleet Manager, Clint Watson** presented the Employee of the Month to **Fleet Office Manager, Faedra Grubbs**.

SHERIFF OFFICE: **Cindy Ramsey, Grant Writer** met with the Commissioners to discuss the **Great Outdoors Colorado Grant (GOCO)** application for the Mounted Patrol program. Topics of discussion included an arena, a turn out area, the tack shed, stables, training, bleachers and holding areas. A discussion was held regarding opportunities for a county wide educational program. This discussion was tabled to November 14, 2016 for further discussion.

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles met with the Commissioners to give an update on the project. Representative Guiles discussed the stem walls, the addition of another concrete crew, the Underfunded presentation and the Sanitation District easement. Commissioner Ertel moved to approve the Line Extension Agreement between the Montezuma County Combined Courts and Cortez Sanitation District dated November 7, 2016 as presented. Second by Commissioner Lambert and carried. (See attached)

PUBLIC COMMENT: M.B. McAfee discussed the completion of grant applications prior to presentation to the Commissioners for approval. **Don Wilson** discussed a proposed County address change to his property.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of November 2, 2016 through November 17, 2016. Roads scheduled for work included roads CC, 22, 23, L, 37, 40, H.6, S, and road Z. Superintendent Englehart turned over a portion of his time to **Lewis Arriola Community Center Board** members, **Chan Chaffin** and **Bob Yates** for a donation request of gravel for the Community Center parking lot expansion project. Commissioner Ertel moved to donate 20 loads of three quarter inch road base material, to be hauled by the Community Center Board for the Center's parking lot expansion project. Second by Commissioner Lambert and carried. Other topics discussed included; the paint striping project, a coordinated fence and meter project for Road 22 donated material for Bauer Lake, box culverts on the Hwy 184 project and the purchase of a CTS Belly dump trailer. Commissioner Lambert moved to approve the Road Department purchase of a CTS Belly dump trailer with a maximum purchase amount of \$25,500.00. Second by Commissioner Ertel and carried. (See attached)

IT MONTHLY REPORT: IT Director, Jim McClain met with the Commissioners to present his monthly updates. Topics discussed included the wireless redundancy link, the General Election support, RFI letters, completion of the wireless project at the Fairgrounds, wireless replacement at the Landfill, the fiber project, resolution of the Assessor's Tyler Technologies program, the county share point server, cameras at the Sheriff's department and the extension office network. (See attached)

FAIRGROUNDS: Fairgrounds Manager Tanner Young gave his monthly report which included yearly income of \$62,359.05 and Fairground's yearly attendance of 76,220. Other topics of discussion included the event schedule, installation of LED lights and a purchase of a Boom Lift. Manager Tanner along with **Sue, McWilliams, Slim McWilliams** and **Bob Yates** met with the Commissioners to discuss **Resolution #15-2016**, a resolution supporting the grant application for a **Locals Park** and **Outdoor Recreation Grant** from the **State Board of the Great Outdoors Colorado Trust Fund** and the completion of the Montezuma County Fairgrounds Restroom Improvement Project. Commissioner Lambert moved to approve Resolution #15-2016 in support of the Great Outdoors Colorado Trust Fund grant application for the Montezuma County Fairgrounds Restroom Improvement project. Second by Commissioner Ertel and carried. (See attached)

FEE WAIVER: Alexia Hudson, from the **Kiva Montessori Group** met with the Commissioner to request a Montezuma County Annex usage fee waiver for the December 1st, Dinner – Stone Soup event. Commissioner Ertel moved that for the use of the Montezuma County Annex, for the Stone Soup event, scheduled on December 1, 2016, the usage fees be waived and contingent on the cleanup conditions that the deposit fees be returned. Second by Commissioner Lambert and carried.

HEALTH DEPARTMENT: Public Health Director Bobbie Lock presented the Bi-monthly report from the following Health Departments and programs; Adult Preventative Health Services, Baby and Me Tobacco Free, Communicable Disease, Consumer Protection, the Dental Program, Emergency Preparedness and Response, Health Care Program for Children with Special Needs, Options for Long Term Care, Immunizations, Nurse Family Partnership, SafeCare Colorado, Tobacco Education & Preventive Program, Women, Infant & Children and the Young Parents Plus program. Director Lock presented a 2016 revenue report and the **Colorado Department of Public Health and Environment DCEED-IMM Task Order Amendment #3** for approval. Commissioner Lambert moved that Task Order #3 to the original task order routing number 15-FHA 74636 be approved. Second by Commissioner Ertel and carried. (See attached)

SENIOR NUTRITION: Director, Sue Fletcher along with **Dolores Community Center Board Members Shawna Valdez** and **Ed Merritt** met with the Commissioners to discuss a rental fee increase for the Dolores Senior Nutrition program. Topics of said discussion included a town meal count comparison, budget constraints, adjustments to the schedule and transportation of seniors to Cortez for their meals. No decision was made at this time. (See attached)

HEALTH DEPARTMENT: County Sanitarian, Melissa Mathews met with the Commissioners to discuss an experimental Septic System. Topics of the discussion included; sand requirements, treatment levels, home owner environmental awareness, and oversight of experimental systems. Commissioner Ertel moved to approve the Health Department Sanitarian, Melissa Mathews grant approval of the Presby experimental Advanced Enviro- Septic System as presented. Second by Commissioner Lambert and carried (See attached)

BUDGET DISCUSSION: Montezuma County Administrator, Melissa Brunner discussed the 2017 budget. Topics of the discussion included the findings of the October 31, 2016 budget workshop, a history of Property Tax receipts, a County history of expenditures, and a revenue vs. expenditures comparison for the General Fund, Road and Bridge Fund and Social Services Fund. (See attached)

COUNTY TREASURER: Treasurer, Sherry Dyess met with the Commissioners to discuss the requested employee/ budget comparison with other counties.

Commissioner Suckla announced the adjournment of the meeting for the LUNCH break.
Commissioner Suckla announced the meeting would reconvene.

PLANNING: PUBLIC HEARING: It being the time set aside a public hearing is held 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 **Gary Fox Nielson Family Trust**, located at 19905 Road 19 Lewis, CO, situated north of Road V and east of Road 19 and located in Sec. 3, T.37N., R.17W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. **Planning Assistant Ranette Karo** gave an overview of the request. Agents **Gary and Dawn Nielson** were present. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Suckla requested the findings from the Planning and Zoning Commission. Assistant Karo reported the vote was unanimously in favor of approval from the Planning and Zoning Board. After hearing all the evidence presented Commissioner Ertel moved to approve the AR3-9 rezoning request and sketch plan for a proposed single lot development, on property owned by **Gary Fox Nielson Family Trust**, located at 19905 Road 19 Lewis. Second by Commissioner Lambert and carried. Commissioner Suckla closed this hearing at this time. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for review and determination of recommendations to be made to the Board of County Commissioners regarding an **AR3-9** rezoning request and Pre-Sketch Plan for proposed amendments to the **Poff Subdivision** wherein Lot 1 would be divided into one 3 acre and one 7 acre tract. Existing Lot 2 would be removed from the subdivision as it exceeds 35 acres. Property is owned by the **Gay & Judy Balfour Trust**, 11963 Road 26, Cortez, CO, located west of Road 26, south of Road M, situated in Sec. 14, T.36N., R.16W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Agents Gay and Judy Balfour were present. **Planning Director Lee Ann Milligan** gave an overview of the request. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Suckla requested the findings from the Planning and Zoning Commission. Director Milligan reported the vote was unanimously in favor of approval from the Planning and Zoning Board. After hearing all the evidence presented Commissioner Lambert moved that the AR3-9 rezoning request and Pre-Sketch Plan for proposed amendments to the Poff Subdivision, wherein Lot 1 would be divided into one 3 acre and one 7 acre tract be approved. Second by Commissioner Ertel and carried. Commissioner Suckla closed the hearing at this time. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for review and determination of recommendations to be made to the Board of County Commissioners regarding a **Sketch Plan** for proposed amendments to the **Poff Subdivision** wherein Lot 1 would be divided into one 3 acre and one 7 acre tract. Existing Lot 2 would be removed from the subdivision as it exceeds 35 acres. Property is owned by the **Gay & Judy Balfour Trust**, 11963 Road 26, Cortez, CO, located west of Road 26, south of Road M, situated in Sec. 14, T.36N., R.16W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Agents Gay and Judy Balfour were present. **Director Milligan** gave an overview of the request. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. After hearing all the evidence presented Commissioner Ertel moved to that Balfour property located at 11963 Road 26, with the all access driveway easement be approved Second by Commissioner Lambert and carried. Commissioner Suckla closed the hearing at this time. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for reviewing and determining an **AR10-34** rezoning and Pre-Sketch Plan for a proposed 3 Lot Minor Subdivision on property owned by **Warner Homes, LLC**, located at TBD Hwy 160, Mancos, CO, consisting of 39.07 acres +/-, situated south of Hwy 160, west of Road 37, S.3, T.35N. R.14W, N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Agent Ernie Maness was present. **Director Milligan** gave an overview of the request. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Suckla requested the findings from the Planning and Zoning Commission. Director Milligan reported the Planning and Zoning Board discussed the designation of the road as a Red Sign Road, building the road to the Road and Bridge standards, weed and fire mitigation requirements. After hearing all the evidence presented Commissioner Ertel moved to grant the AR10-34 rezoning and pre-sketch plan for a proposed 3 Lot Minor Subdivision on property owned by Warner Homes, LLC, located at TBD Hwy 160, Mancos as presented. Second by Commissioner Lambert and carried. Commissioner Suckla closed this hearing at this time. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for reviewing and determining a **Sketch Plan** for a proposed 3 Lot Minor Subdivision on property owned by **Warner Homes, LLC**, located at TBD Hwy 160, Mancos, CO, consisting of 39.07 acres +/-, situated south of Hwy 160, west of Road 37, S.3, T.35N. R.14W, N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. **Planning Director Lee Ann Milligan** gave an overview of the request. Commissioner Suckla opened the hearing to public

comment. Hearing no public comment that portion of the hearing was closed. Commissioner Suckla requested the findings from the Planning and Zoning Commission. Director Milligan requested the consideration of the previous findings for the continuation of the public hearing and that the Fire mitigation had been completed. After hearing all the evidence presented Commissioner Ertel moved to approve the sketch plan for a proposed 3 Lot Minor Subdivision on property owned by Warner Homes, LLC, located at TBD Hwy 160, Mancos as presented. Second by Commissioner Lambert and carried. Commissioner Suckla closed this hearing at this time. (See attached)

RESOLUTION 14-2016: MONTEZUMA COUNTY HOSPITAL DISTRICT Attorney Keenan Lovett, along with **MCHD Board Members, Brad Wayt, Bill Thompson and Fred Dewitt** met with the Commissioners to discuss Resolution 14-2016. A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE BY MONTEZUMA COUNTY, COLORADO, OF ITS REVENUE BONDS (SOUTHWEST MEMORIAL HOSPITAL PROJECT), TAX-EXEMPT SERIES 2016A, AND ITS REVENUE BONDS (SOUTHWEST MEMORIAL HOSPITAL PROJECT), TAXABLE SERIES 2016B, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$40,000,000, AND THE LOAN OF THE PROCEEDS OF THE BONDS TO SOUTHWEST HEALTH SYSTEM, INC., FOR THE PURPOSE OF FINANCING AND REFINANCING VARIOUS IMPROVEMENTS AND EQUIPMENT COMPRISING SOUTHWEST MEMORIAL HOSPITAL LOCATED WITHIN THE COUNTY; AND APPROVING VARIOUS DOCUMENTS AND OTHER MATTERS IN CONNECTION THEREWITH. Commissioner Lambert moved to approve Resolution #14-2016 a resolution authorizing the issuance and sale by Montezuma County of its revenue bonds, Southwest Memorial Hospital project tax exempt series 2016A and its revenue bonds Southwest Memorial Hospital project taxable series 2016B in an aggregate principal amount not to exceed \$40,000,000 as presented. Second by Commissioner Ertel and with two votes in favor by Commissioners Lambert and Ertel and one vote against by Commissioner Suckla the motion carried. (See attached)

CONNECT 4 BROAD BAND FIBER PROJECT: Chelsea Jones from MCEDA met with the Commissioner to present for approval an Engagement Agreement with Bonding Company, George K. Baum. Topics of the discussion included requested changes to said agreement by County Attorney Baxter, agenda items for a scheduled meeting with Empire Electric, a membership survey, and the passage of the November 8th General election ballot question #1A.

COUNTY ATTORNEY REPORT: Attorney Baxter discussed the misprint of a Commissioner District on the November 8th General election ballots.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich, met with the Commissioners to give project updates. Topics of discussion included an employee/ budget comparison with other counties, a BLM travel management coordination session, the Dolores Communication Tower, the Pathways to Mesa Verde trail project, a ribbon cutting ceremony at the Flume and letters of support for the Colorado State Parks and Wildlife OHV Grants; BC Rim trail project, the Good Management Grant and the Dozer Mini-ex trail maintenance crew. Commissioner Ertel moved to approve the letters of support for the Colorado State Parks and Wildlife OHV Grants for the BC Rim trail project, the Good Management Grant and the Dozer Mini-ex trail maintenance crew as presented. Second by Commissioner Lambert and carried. (See attached)

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner discussed the scheduled budget hearing on December 12, 2016 and the County web site posting of said budget.

COUNTY COMMISSIONER REPORT:

Commissioner Suckla: discussed a scheduled meeting with Montezuma Valley Irrigation regarding the Ground Hog reservoir. **Commissioner Lambert** had no report to give. **Commissioner Ertel** reported on the Underfunded Court Hearing presentation and the withdrawal of the County support for the proposed NCA. Commissioner Ertel moved that the Montezuma County Board of County Commissioners withdraw their support of the NCA presented by David Robinson on October 4 and to discontinue financial support after the October 28, 2016 billing for \$1483.76 is paid. Second by Commissioner Lambert and carried.

PUBLIC COMMENT: None

CORRESPONDENCE: The following correspondence was read and noted: None

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

MEETING ADJOURNED: 4:05pm

County Clerk November 7, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
November 14, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday November 14, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of November 14, 2016 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 7, 2016 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 October, 2016. (See attached)

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles met with the Commissioners to give an update on the project. Representative Guiles discussed the concrete contractor, project plumbing, and stem walls, location of a fiber line, weather conditions, the scheduled completion date and solar power options for the current design. Representative Guiles reported that the County had been awarded a grant in the amount of \$513,137.00 from the Underfunded Courthouse Facility Fund for the Combined Courthouse project. A progress video was presented for review. (See attached)

PUBLIC COMMENT: No comments were made.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of November 9, 2016 through November 24, 2016. Superintendent Englehart reported roads scheduled for work included Roads L, H, 22, 23, 41, S, Z, CC, 22, 25, N, and road U. Other topics discussed included; repairs on road 40, the gravel pit stock piles, the scheduled road striping, the completion of a built fence on road 22, the closure of the detour on Hwy 184, and the department blade equipment inventory. Superintendent Englehart presented a request to purchase 3 Walk N Rolls from Honnen Equipment Co. for the combined price of \$75,685.71. Commissioner Lambert moved that the Road and Bridge Department be authorized to purchase 3 Walk n Rolls for the combined amount of \$75,687.71 as presented. Second by Commissioner Suckla and carried. A discussion was held regarding the John Deer Lease purchase agreement. Topics of the discussion included the guaranteed buy back and a no debt clause. (See attached)

SHERIFF OFFICE: Wanda Martin from the Sheriff's Office along with **Cindy Ramsey, Grant Writer** met with the Commissioners to discuss the **Great Outdoors Colorado Grant (GOCO)** application for the Mounted Patrol program. Topics of the discussion included future maintenance costs, community relations, the public education program "**Show & Tail**", a material cost comparison, drainage, and the number of participating horses. Administrator Brunner presented the required **Resolution #16-2016** for the grant application. Commissioner Lambert moved that resolution #16-2016, in support of the grant application for a Local Parks and Outdoor Recreation grant from the State Board of the Great Outdoors Colorado Trust Fund and the completion of "Show & Tail" public program for the Montezuma County Sheriff's Office Mounted patrol be approved. Second by Commissioner Suckla and carried. (See attached)

VETERANS SERVICE: Veteran Service Officer Rick Torres presented his monthly services update which included monthly statistical data, indirect income to Montezuma County along with past and current events. Commissioner Lambert moved to approve the **County Veterans Service Officers** monthly report and Certification of pay for October 2016, seconded by Commissioner Suckla, motion carried. A discussion was held regarding the local Veterans Day events and future parade ideas. (See attached)

GROUND AND BUILDINGS QUARTERLY REPORT: Maintenance Employees, Casey Fuller and Rich Fleming met with the Commissioners to give updates on current maintenance projects. Topics of discussion included shower boxes and a water heater at the Jail, a roof repair for a Road and Bridge building, paint and cleanup at the Dolores Communication Tower, a remodel at the extension office, weekend call outs, lawn care, a compressor, and outside power pressure washes on the County buildings. A discussion was held regarding the completed Western Detention Correctional Facility Lock training by Mr. Fuller and the completed the Back Flow Prevention Certificate training by Mr. Fleming.

BID OPENINGS: Chairman Suckla opened the 2017 County Building cleaning bids.

- 1) **Wagner Enterprises:** Annex 3 at \$1700.00 per month.
- 2) **Laurel Schafer Cleaning Services:** Annex 1 at \$1387.50 per month.
- 3) **Busy "B" Janitorial:** County Courthouse at \$2,200.00 per month, Annex 2 at \$1,505.00 per month, Annex 3 at \$1,350.00 per month and small office \$200.00 per month.
- 4) **Superior Services LLC:** Court House at \$4,170.80 per month, Annex 2 at \$1,668.33 per month, Annex 3 at \$2,200.00 per month, Road and Bridge \$27.50 per hour, Fleet \$433.33 per month, Sheriff Department \$220.00 per week and the Justice Center \$2,085.42 per month.
- 5) **Bravo Cleaning & Restoration:** Road and Bridge Department, \$30.00 per hour.

Commissioner Lambert moved that with the exception of the Fleet Department building, to accept for 2017 County building cleaning services the lowest bids from Busy "B" Janitorial for the Courthouse building at

\$2,200.00 per month, the Annex 2 building at \$1,505.00 per month, Annex 3 building at \$1,350.00 per month and the small office at \$200.00 per month, Laurel Schafer Cleaning Services for the Annex 1 building at \$1387.50 per month and Superior Services LLC for the Road and Bridge building at \$27.50 per hour as presented. Second by Commissioner Suckla and carried. (See attached)

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

Commissioner Suckla announced the meeting would reconvene.

DOLORES WATER CONSERVANCY DISTRICT: Ken Curtis along with Derek Padilla, Matt Thorpe, Tom Rice and Vern Harrell met with the Commissioners to discuss the **Invasive Zebra & Quagga Mussel Management Plan** for the McPhee Reservoir. Topics of the discussion included the history of the invasion, transportation of the mussel on watercrafts, the cost of the invasion, the stake holders relative to McPhee Reservoir, watercraft inspections, no motorized craft exemptions, villager tests, watercraft inspection schedules for the McPhee and House Creek boat ramps, inspection options at the Sage Hen and below Dolores launch sites, state law inspection requirements, program funding options and the recommended management plan. Mr. Curtis reported that the visit with the Commissioners was the beginning implementation of a Public Outreach program. More conversations will be held with the Town of Dolores, Dolores County, City of Cortez, Montezuma Water Company, Montezuma Valley Irrigation, and the Bass Masters Club. Commissioner Suckla instructed Attorney Baxter to request the CWCB to file on an Instream flow on the stream going into Ground Hog based on the interest of the fish and the wetlands. Said request would be a potential partnered effort with Trout Unlimited.

PLANNING:

Planning Director Lee Ann Milligan reported that the scheduled Richard E. O'Brien, Ray M. O'Brien & Janet Reider, discussion would be rescheduled for a future time.

Planning Director Lee Ann Milligan presented for Preliminary Review of Amendments to Exemption P7 1972 and Resolution P69-77 on properties owned by **Janis Nowlin & Ned Harper**, located at 34100 Hwy 184 Mancos CO, consisting of 9.77 acres, more or less, **David A. Plubell** located at 34088 Hwy 184 Mancos, CO, consisting of 5 acres, more or less, and **John C. Whitaker & Julianne Van Buskirk**, located at 34054 Hwy 184 Mancos, CO, consisting of 4.77 acres, more or less, situated in S.32, T.37N, R. 4W, N.M.P.M. Said request is due to a recent survey showing that lot lines were off by approximately 26.4 ft. This amendment will clean up the current lot lines. Commissioner Lambert moved to approve the amendments to exemption P 7-1972 and resolution P69-77 for property owned by Janis Nowlin & Ned Harper, David A. Plubell, John C. Whitaker Julianne Van Buskirk all located on Hwy 184 in Mancos as presented. Second by Commissioner Suckla and carried.

COUNTY ATTORNEY REPORT: Attorney Baxter discussed the implementation of a County procurement policy and the RS2477 designation for the Dolores Norwood Road.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich, met with the Commissioners to give project updates. Topics of discussion included the Dolores Communication Tower Lease Agreement, a proposed trail projects open house meeting, and the BLM travel management plan coordination meeting.

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner discussed the Justice Building assessment and appraisal, the changes to rules and regulations for the State Auditor report, the budget adjustment notification to the USDA for Wildlife Specialist, Clinton Wilson, the confirmation of participate in the Fleet management program by the District Attorney and a Historical Society request of membership. Administrator Brunner presented a request to waive the Annex usage fees for the Annual Christmas Dinner. Commissioner Lambert moved that the County Annex fees be waived for the Community Christmas Dinner event contingent upon the cleaning deposit is paid. Second by Commissioner Suckla and carried.

COUNTY COMMISSIONER REPORT: No Reports given.

PUBLIC COMMENT: No comments were made.

CORRESPONDENCE: The following correspondence was read and noted: Letter of informational material submitted to the Empire Electric Association's Board of Directors pertaining to "Smart Meters"., A letter from County Technical Services Inc. regarding personnel actions., A Region 9 update for October 2016.

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

MEETING ADJOURNED: 2:15pm

County Clerk November 14, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
November 21, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday November 21, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of November 21, 2016 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 14, 2016 as presented. Motion was seconded by Commissioner Suckla and carried.

BID REVIEW: Administrative Assistant Billye Morgan met with the Commissioners for review and determination of presented bids for the 2017 cleaning services for the Fleet Management building. Commissioner Lambert moved that the 2017 cleaning services for the Montezuma County Fleet management building be done by Super Services LLC. Second by Commissioner Suckla and carried. (See attached)

MONTEZUMA COUNTY BROAD BAND RFI: IT Director, Jim McClain met with the Commissioners to discuss a received Broad Band Request for Information (RFI) from **Data Safe Services** and the RFI process. Topics of the discussion included; a meeting held with Empire Electric, inclusion of Fast Track and the existing tower space. Director McClain will distribute the information to all involved entities for future discussion. (See attached)

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles met with the Commissioners to give an update on the project. Representative Guiles discussed the awarded Underfunded Courthouse Facility grant and the future presentation of a change order for the scope of work included within the project from said grant. Other topics discussed included; slab pours, electrical installation, rock removal, the parking lot, landscape water lines, the utility installations, flow fill, solar panels and the delivery of the building.

PUBLIC COMMENT: Ellen Foster met with the Commissioners to discuss the usage of fossil water for dust suppression on county roads. (See attached)

LIQUOR LICENSE: Deputy Clerk Malinda Fuller presented a liquor license renewal for **Woody's Enterprise LTD.** Commissioner Lambert moved to approve the renewal liquor license application for Woody's Food store as presented. Second by Commissioner Suckla and carried. (See attached)

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of November 16, 2016 through December 2, 2016. Roads scheduled for work include roads L, H, 31, 32, 22, 23, 39, 40, 41, S, 30.5, S.5, Z, X, W, CC, 25, N, and road U. Topics discussed included; pot hole repairs, blading, general maintenance, gravel, culverts, mowing operations, and paint striping. Superintendent Englehart presented for approval the **Colorado DOLA Energy and Mineral Impact Assistance Program Application** for the **County Road CC Reconstruction Project.** Commissioner Lambert moved that the application to DOLA for project funds for the improvements to Roads CC, BB and 15 be approved as presented. Second by Commissioner Suckla and carried. Other topics of discussion included an invoice for completed work on the Dolores Norwood Road and a letter from the Colorado Department of Public Health & Environment regarding the approval for the beneficial use of produced water for dust suppression on gravel roads. (See attached)

PUBLIC LANDS: Canyon of the Ancients National Monument Manager, Marietta Eaton gave the Commissioners updates on the Flowdine and Yellow Jacket allotments, the Sand Canyon Parking lot and the Mesa Verde luminary event. **Forrest Service, Derek Padilla** met with the Commissioners to discuss a request from Governor Hickenlooper for a use exemption to the Resource Advisory Committee. Other topics discussed included an update on the Knolls Fire, an Environmental Impact Statement for the Glade grazing, the West Dolores Travel Management plan, the Forest Service minimum road system, the Red arrow mine road and the Ground Hog water call. **Bureau of Land Management, Connie Clementson** gave updates to the Commissioners on the following topics; Transportation planning, the ACEC, the Master Leasing Plan and the Phil's world expansion. Other topics of discussion included a trail to Moab Utah, the Stinky Springs trail, the Pathway to Mesa Verde, the Dolores River NCA and a request for a letter of support for a grant application. (See attached)

USDA COOPERATOR SERVICE WILDLIFE SPECIALIST: Set discussion was canceled for today.

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)

LANDFILL: Landfill Manager Shakalo Powers gave his monthly report which included the 2016 Landfill budget spread sheet and the October 2015 and October 2016 Tonnage and Charge Summary for comparison. Other topics discussed included the recycle credits, paper sales, OCC sales and the loading dock. Manager Powers presented two bids for the loading dock concrete project. A bid from L&L Construction Inc. for #5 rebar in the amount of \$8,695.00 and a bid from Daniels Concrete for #4 rebar in the amount of \$7850.00. Commissioner Lambert moved to approve the L&L Construction Inc. bid in the amount of \$8,695.00 for the landfill loading dock concrete project. Second by Commissioner Suckla and carried. (See attached)

Commissioner Suckla announced the adjournment of the meeting for the LUNCH break.
Commissioner Suckla announced the meeting would reconvene.

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining a proposed amendment to High Impact Permit #492 submitted by **Verizon Wireless, Agent Lisa Kiland**, for the addition of a garage unit at their existing tower location at 11930 Hwy 491, Cortez, CO, situated east of Hwy 491, south of Road M, located in Sec. 16, T.36, R.16, N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Agent Lisa Kiland joined the discussion by phone. **Planning Assistant, Ranette Karo** gave an overview of the proposed amendment. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Suckla requested the findings from the Planning and Zoning Commission. Assistant Karo reported the vote was unanimously in favor of approval from the Planning and Zoning Board. After hearing all the evidence presented Commissioner Lambert moved that the amendment to high impact permit #492 submitted by Verizon Wireless, located at 11930 Hwy 491, Cortez is approved as presented. Second by Commissioner Suckla and carried. Commissioner Suckla closed this hearing at this time. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for review and determination of an AR 3-9 rezoning request and Sketch Plan for a proposed Single Lot Development consisting of 5 acres, more or less, on property owned by **Robert and Michelle Reed**, 6453 Road 25 Cortez, CO, located north of Road F, west of Road 25, situated in S.10 T.35N., R.16W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Agent Michelle Reed was present. **Planning Assistant, Ranette Karo** gave an overview of the request. Commissioner Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. Commissioner Suckla requested the findings from the Planning and Zoning Commission. Assistant, Ranette Karo reported the vote was unanimously in favor of approval from the Planning and Zoning Board. After hearing all the evidence presented Commissioner Lambert moved to approve the AR 3-9 rezoning request and sketch plan for a proposed single lot development, on property owned by **Robert and Michelle Reed**, 6453 Road 25 Cortez, CO. Second by Commissioner Suckla and carried. Commissioner Suckla closed this hearing at this time. (See attached)

Planning Assistant, Ranette Karo presented for signatures a final plat for Amendments to Exemption P-7-1972 and Resolution P-69-77 on properties owned by **Janis Nowlin & Ned Harper**, located at 34100 Hwy 184 Mancos, CO, consisting of 9.77 acres, more or less, **David A. Plubell** located at 34088 Hwy 184 Mancos, CO, consisting of 5 acres, more or less, and **John C. Whitaker & Julianne Van Buskirk**, located at 34054 Hwy 184 Mancos, CO, consisting of 4.77 acres, more or less, situated in S.32, T.37N, R. 4W, N.M.P.M. Said request is due to a recent survey showing that lot lines were off by approximately 26.4 ft. This amendment will clean up the current lot lines. (See attached)

Planning Assistant, Ranette Karo presented for preliminary review for proposed amendments to Highland Terrace Subdivision, Lots 1-4 and 6-9. Properties are owned by **Jim & Puff Bridgewater, J & D Bridgewater Properties, LLC, and Craig B. Thomas**. Said properties are addressed as “To Be Determined” (TBD) Road K.8, Cortez, CO, consisting of 0.5 acres each, more or less, situated in S.22, T.36N, R.16W, N.M.P.M. Applicants propose to combine Lots 1 & 2, Lots 3 & 4, Lots 6 & 7, Lots 8 & 9, and a proposed boundary line adjustment to Lot 5. Commissioner Lambert moved to give preliminary approval to the proposed amendments to Highland Terrace Subdivision, lots 1-4 and 6-9, properties owned by Jim & Puff Bridgewater, J & D Bridgewater Properties, LLC, and Craig B. Thomas as presented. Second by Commissioner Suckla and carried.

Planning Assistant, Ranette Karo presented for signatures the final plat for the **Trent Nielson** Single Lot Development consisting of 3 acres, more or less, on property owned by **Gary Fox Nielson Family Trust**, located at 19905 Road 19 Lewis, CO, situated north of Road V and east of Road 19 and located in Sec. 3, T.37N., R.17W., N.M.P.M.

COUNTY ATTORNEY REPORT: Attorney Baxter was absent.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich met with the Commissioners to give project updates. Topics of discussion included the Moab Trail and a letter of support of the Tres Rios Field Office’s grant application to the State of Colorado’s Off Highway Vehicle (OHV) program for the Tres Rios Trail Crew. Commissioner Lambert moved to approve a letter of support to the OHV program manager of the Colorado Parks & Wildlife for the Tres Rios Field Office grant application. Second by Commissioner Suckla and carried. (See attached)

COUNTY ADMINISTRATOR REPORT: Administrator Brunner was absent.

COUNTY COMMISSIONER REPORT: Commissioner Lambert and Commissioner Suckla discussed the attended **Broad Band, Empire Electric** meeting and the Ground Hog field trip with **Greg Black, James Dietrich** and a **Trout Unlimited** representative.

PUBLIC COMMENT: No comments were made.

CORRESPONDENCE: The following correspondence was read and noted:

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

MEETING ADJOURNED: 2:00 p.m.

County Clerk November 21, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
December 12, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday December 12, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of December 12, 2016 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 21, 2016 as presented. Motion was seconded by Commissioner Ertel and carried.

SENIOR TRANSIT: Mary Holaday presented for approval the 2017 CDOT **Colorado Department of Transportation Division of Transit and Rail Grant Agreement** for general expenses. Commissioner Ertel moved to approve the Colorado Department of Transportation Division of Transit and Rail FTA Section 5311 Grant Agreement with Montezuma County for 2017 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 November, 2016. (See attached)

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles met with the Commissioners to give an update on the project. Representative Guiles reported that they were pouring the slabs of concrete in thirds, that the building was now on location and that they were required to do some blasting for

the sewer lines and light pole placements. Representative Guiles discussed the Underfunded Courthouse Facility grant and the pricing exercise to include some solar projects within the project.

PUBLIC COMMENT: **Dick Randolph** read a memo regarding concerns with the donated Bedrock Bridge. **Merle Root, Richard Kipp, Gaye Alexander, Greg Black, Angela Rohwer, Jenifer Lanier, Darrell Lancaster, Tony Herrmann** and **Clark Root** discussed their concerns of the possible closure of Road BB off Hwy 491 by the Colorado Department of Transportation. Topics of the discussion included: accident occurrences, rerouting to Road CC, farm tractor access, truck usage, Kinder Morgan traffic, Pleasant View EMT techs, sight limits, the Federal Hazmat route, speed limits, turning lanes, traffic levels, school student safety, road signs and CDOT funding. Road Superintendent Englehart discussed the available county options. (See attached)

ROAD DEPARTMENT: **Road Superintendent Rob Englehart** presented the road and bridge schedule for the time period of December 7, 2016 through December 23, 2016. Superintendent Englehart presented for review a 2016 End of the year Summary and a Montezuma County Road and Bridge gravel pit testing report. Superintendent Englehart reported that he had received a citizen request for guard rail on Road 32. A bid from **Gonzales Construction** in the amount of \$7,800.00 was presented for said project. It was not conclusive that the reported portion of road was deemed to require guard railing. Other topics discussed included; icy road condition signs for Road G, the permit income, the safety program and the accident free record for the department. (See attached)

SHERIFF'S MONTHLY REPORT: **Sheriff Steven Nowlin** met with the Commissioners to present the **Town of Dolores-Law Enforcement Contract**, the previously approved **Montezuma County Gaming Service Tracking Software Contract #16-955** and **Resolution 20-2016 (FPPA Retirement Resolution)**, a resolution for the inclusion of Law Enforcement officers whose employers provide Social Security. Commissioner Lambert moved to approve the Town of Dolores Resolution #366-Series 2017 Town of Dolores 2017 law enforcement contract. Second by Commissioner Ertel and carried. Commissioner Ertel moved that Resolution #20-2016, a resolution for the inclusion of Law Enforcement officer whose employers provide Social Security for post certified officers at the Sheriff's Department be approved. Second by Commissioner Lambert and carried. Other topics of discussion included the secure areas for District and County court within the new Combined Courthouse. (See attached)

EMERGENCY MANAGER REPORT: **Emergency Manager Paul Hollar** met with the Commissioner and gave a bi-monthly update. Topics discussed included meetings, training exercises, and scheduled projects. Manager Hollar presented the Emergency Management Program Grant (EMPG) for approval. Commissioner Lambert moved to approve the 2017 Emergency Management Program Grant, Local Emergency Manager Support (LEMS) program funding application as presented. Second by commissioner Ertel and carried. (See attached)

MILL LEVY CERTIFICATION **County Administrator Brunner** presented **Resolution #17-2016**. A resolution levying **General Property** taxes for the year 2016. Commissioner Ertel moved to approve Resolution #17-2016 a resolution levying the general property taxes for the year 2016 to help defray the costs of government for Montezuma County for the 2017 budget, Second by Commissioner Lambert and carried. Administrator Brunner presented **Resolution #18-2016**, a resolution Levying General property taxes for the year 2016 to help defray the cost of the **Law Enforcement Authority** of Montezuma County. Commissioner Lambert moved to approve Resolution #18-2016 a resolution levying the general property taxes for the year 2016 to help defray the

cost of the **Law Enforcement Authority** of Montezuma County for the 2017 budget. Second by Commissioner Ertel and carried. (See Attached)

2017 BUDGET ADOPTION: It being the time set aside a public hearing is held for the purpose of adoption of the 2017 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 Suckla opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. After hearing all the evidence presented Commissioner Ertel moved to approve **Resolution #19-2016** a resolution adopting a budget for Montezuma County, Colorado for the calendar year beginning the first day of January 2017 and ending on the last day of December 2017. Second by Commissioner Lambert and carried. Commissioner Suckla closed the hearing at this time. (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.

IT MONTHLY REPORT: IT Director, Jim McClain met with the Commissioners to present his monthly updates. Topics of the discussion included; current projects, security audits and the Broadband RFI and RFP procedures. Director McClain presented draft documents for the Montezuma County Security Policies and Procedures for review. Documents included were an Acceptable Use Policy, Data Breach Response Policy, Email Policy, Ethics Policy, Password Construction and Guidelines, Remote Access Policy and a Security Response Plan Policy. Said documents will be reviewed by Attorney Baxter and presented for approval at a later date. (See attached)

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

Commissioner Suckla announced the meeting would reconvene.

PLANNING AND ZONING COMMISSION APPOINTMENTS: Planning Director **Lee Ann Milligan** and Planning Assistant **Ranette Karo** presented vacancy applications from **Janine Denney** and **John J. Hernandez** along with reappointment requests from **Mike Gaddy** and **Mike Rosso**. A discussion was held in regards to the appointment of an alternate member. Commissioner Ertel moved to reappoint Mike Gaddy and Mike Rosso for 3 year terms to the Planning and Zoning Commission. Second by Commissioner Ertel and carried. (See attached)

PLANNING:

Director Milligan and **Assistant Karo** presented for signatures a final plat for a Single Lot Development consisting of 5 acres, more or less, on property owned by **Robert and Michelle Reed**, 6453 Road 25 Cortez, CO, located north of Road F, west of Road 25, situated in S.10 T.35N., R.16W., N.M.P.M..

Director Milligan and **Assistant Karo** presented for review and determination of a proposed sound study on the Kinder Morgan Cow Canyon Booster Pump Station on property owned by Kinder Morgan CO2 Co., 12356 Road BB, Pleasant View, CO, Sec.10 T.38N., R.18W., N.M.P.M. Both the complainant and Kinder Morgan representatives were present for the discussion. Both parties were in agreement to table this discussion until February 1, 2017. (See attached)

This is a review and determination of a request to operate a fabrication shop “home business / occupation” on property owned by **Steven Hurst**, located at 26601 Hwy 184, Dolores, CO, consisting of 37.22 acres, more or less, within the Homestead Subdivision, located south of Hwy 184, east of Road 26.4, situated in S.12, T.37N., R.16W., N.M.P.M.. **CANCELLED**

FAIRGROUNDS: Fairgrounds Manager Tanner Young gave his monthly report which included \$66,419.05 income. Manager Young reported the year to date fairgrounds attendance was 78,095 up from 64,555 in 2015. Other topics discussed included scheduled events, an Empire Electric/ Tri State rebate for completed light projects, High school rodeo fees, the CDOT highway lights, proposed archery range usage fees, and the yearly 4H archery and storage building Memo of Understanding (MOU). Manager Young along with **Ute Mountain Roundup Rodeo Board** members; **Bentley Colbert, Bob Yates, Charlie Blackmer** and **Ranette Karo** held a discussion with the Commissioners in regards to the purchase and replacement of the Fairgrounds bucking chutes and load alley. (See attached)

FAIRBOARD DISCUSSION: Board members, Brandy Simmons, Randy McKnight, and Don Janz met with the Commissioners to discuss the reconciliation of the Fair Board budget. The County Fair had a deficit amount in 2014 of (\$7565.63). The Commissioners will require the deficit to be paid back to the County. It was agreed upon that payments would be made for the next five (5) years starting in 2016 through 2020 in the amount of \$1500 each year (balance will be absorbed) A discussion was held regarding the inclusion of alcohol sales for the 2017 County Fair. The Committee requested time to do a cost analysis for the alcohol sales due to the \$4500 reduction to the budget (given as a replacement for alcohol sales) and the \$200 per day costs paid to the Fairgrounds and the costs of security by the Sheriff's Office. The topic will be brought back after the analysis has been completed but no decision was made at this time. Other topics discussed included; new programs for the 2017 County Fair, a carnival, tent rentals, the motorcycle / car shows, the fair royalty program and the closure of a checking account. (See attached)

FEE WAIVER REQUEST: Lu Anne Herman, Salvation Army fee waiver request for craft fair. **CANCELLED**

TV BROADCAST OF MEETINGS: Jedekiah Coy and Steven Coy met with the Commissioners to discuss the broadcast of weekly Commissioner and monthly Planning & Zoning meetings over the local TV airwaves. **Wayne Johnson** from the **Southwestern Colorado Television Translator Association** and **Montezuma County IT Director, Jim McClain** were present to answer questions. For the past year the trial broadcast of the Commissioner meetings have been free. Mr. Coy made a request that the County pay \$800.00 per month for the broadcast of the weekly Commissioner Meetings and an additional \$200.00 per month for the broadcast of the Planning & Zoning meetings. This decision was tabled to a future date. Other topics of the discussion included the current broadcast programs; including the local news and the City Council meetings, adding additional broadcasting times, editing options, the counties included in the TV coverage, the number of available channels, advertising and the household participation percentage for antenna TV.

COUNTY ATTORNEY REPORT: Attorney Baxter discussed the George K. Baum Contracts, complaints filed against Montezuma County Transportation and Social Services and the new Voting Rights Act - Ute Language Requirements on future County ballots. A discussion was held regarding the County Procurement Policy.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: **James Dietrich**, met with the Commissioners to give project updates. Topics of discussion included the McElmo Flume Presentation, a Bureau of Land Management (BLM) request for a Memo of Understanding regarding budgetary support, the BLM lease sale, a BLM scoping report on the ACEC, Winter Wildlife road closures by the Forest Service, a scheduled Rangeland Stewardship meeting, and a scheduled public meeting for discuss the Pathway to Mesa Verde project. Mr. Dietrich presented a letter of support to the President-elect Donald Trump, for the appointment of Rio Blanca's County Commissioner, Shawn Bolton for the position of Bureau of Land Management (BLM) Director. Commissioner Ertel moved that the letter to the Interior Team in support for Shawn Bolton for the position of Bureau of Land Management Director be approved as presented. Second by Commissioner Lambert and carried. (See attached)

COUNTY ADMINISTRATOR REPORT: ACCOUNTS PAYABLE: Administrator Brunner presented the October 2016 Accounts Payable and Financial Statements for approval. Commissioner Ertel moved to approve the Accounts Payable for October 2016 as presented. Second by Commissioner Lambert and carried. Commissioner Lambert moved to approve the Financial Statements for October 2016 as presented. Second by Commissioner Ertel and carried. (See attached)

VETERANS SERVICE: In the absence of **Veteran Service Officer Rick Torres**, Administrator Brunner presented the monthly Certification of pay for November 2016. Commissioner Ertel moved to approve the **County Veterans Service Officers** monthly report and Certification of pay for November 2016, seconded by Commissioner Lambert, motion carried. (See attached)

2017 HOLIDAY SCHEDULE: Administrator Brunner presented for approval the Montezuma County Official County Holidays for 2017. Commissioner Lambert moved that the Montezuma County Holiday schedule for 2017 be approved as presented. Second by Commissioner Ertel and carried. (See attached)

CERTIFICATE OF ELECTION: Administrator Brunner presented the Certificate of Election for the November 8th 2016, General Election County Question 1A. (See attached)

USDA COOPERATOR SERVICE WILDLIFE SPECIALIST: Administrator Brunner presented the adjusted Work and Financial Plan between Montezuma County and the Department of Agriculture, Animal and Plant Health Inspection Service, Wildlife Services and Montezuma County for the 2017 services of Wildlife Specialist **Clinton Wilson**. (See attached)

Other topics discussed included the Animal Shelter budget, the Justice Building appraisal, the Commissioner Town Hall Meetings, the Tri City Breakfast schedule, coordinated meetings with the Dolores County Commissioners, scheduled meetings and the 2017 CCI voting proxy appointment. Commissioner Ertel moved that for the 2017 Voting proxy the Board of County Commissioners (BOCC) appoint Administrator Melissa Brunner as the designated proxy. Second by Commissioner Lambert and carried.

COUNTY COMMISSIONER REPORT: Commissioner Suckla reported on the recently attended CCI Conference. Commissioner Lambert had no report. Commissioner Ertel reported on his recently attended TPR and Tres Rios Field Office meetings.

PUBLIC COMMENT: **Ellen Foster** discussed crowd control activities included in the Emergency Managers report. **Greg Kemp** discussed Veteran Service Officer, Rick Torres's participation in the Veterans Day parade and the TV broadcasting options.

CORRESPONDENCE: The following correspondence was read and noted:
Letter form the Ute Mountain Ute Tribe.

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

MEETING ADJOURNED: 4:25 p.m.

County Clerk December 12, 2016

Chairman

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
December 19, 2016**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Monday December 19, 2016 at the courthouse in Cortez, Colorado, there were present:

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

CHARIMAN Suckla opened the meeting of December 19, 2016 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 12, 2016 as presented. Motion was seconded by Commissioner Ertel and carried.

ACCOUNTS PAYABLE: Administrator Brunner presented the November 2016 Accounts Payable and Financial Statements for approval. Commissioner Ertel moved to approve the Accounts Payable for November 2016 as presented. Second by Commissioner Lambert and carried. Commissioner Lambert moved to approve the Financial Statements for November 2016 as presented. Second by Commissioner Ertel and carried. (See attached)

COMBINED COURTHOUSE PROJECT: Owners Representative, Monty Guiles met with the Commissioners to give an update on the project. Representative Guiles discussed the Jaynes Construction holiday work schedule, concrete pours, free standing and furniture solar options, erected beams, concrete curing and the next billing statement to be presented to the county.

PUBLIC COMMENT: No comments were made.

ROAD DEPARTMENT: Road Superintendent Rob Englehart presented the road and bridge schedule for the time period of December 14, 2016 through December 30, 2016. Roads scheduled for work included roads 22, 23, L, N, 32, 41, 30.5, S, S.2 and road CC. Superintendent Englehart reported that the crews were out last weekend taking care of the icy roads from the recent storm and were expecting more snow next weekend. A discussion was held regarding the Pleasant View, Road BB and Hwy 491 intersection. Said discussion included an entry way into corrals, the scheduling of community meetings, the CDOT options, funding issues and options, safety signs for the Pleasant View School area, future and past traffic counts, and Road CC traffic expectations. (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 for approval, **Resolution #22-2016** a resolution to change the 2016 Social Services budget. Commissioner Lambert moved that Resolution #22-2016 a resolution to change the Social Services budget is approved as presented. Second by Commissioner Ertel and carried. (See attached)

VETERANS SERVICE: Veteran Service Officer Rick Torres presented his monthly report which included the monthly statistical data and indirect income to the County. Officer Torres discussed new automobile decals, and proposed changes in the hours of operation. The Commissioners and the administrator were in support of the change in hours of operation. The approved hours of operations starting January 2, 2017 will be Monday through Thursday 8:15 a.m. to 4:30 p.m. and Fridays 8:30 a.m. to 12:30 p.m... (See attached)

PUBLIC LANDS: Bureau of Land Management, Connie Clementson met with the Commissioners to present the approved BLM Colorado-Tres Rios Master Leasing Plan (MLP) map. Other topics of discussion included the acreage within the MLP for Montezuma and La Plata Counties, the ACEC, the Jumping Mouse, the Spotted Owl, the Phil's World trail and the Heritage Center luminaries' event. (See attached)

LANDFILL: Landfill Manager Shakalo Powers gave his monthly report which included the 2016 Landfill budget spread sheet and the November 2015 and November 2016 Tonnage and Charge Summary for comparison. Manager Powers discussed a State grant application and presented bids for the purchase of a shredder. Other topics included the usage of shredded materials, State approval requirements for asbestos removal, the High School demolition and removal of the school's asbestos. (See attached)

4-H PROGRAM: Montezuma County Extension Officer, Tom Hooten met with the Commissioners to present a Memo of Understanding (MOU) between the **Montezuma County**, the **Montezuma County 4-H Stakeholders** and the **Cortez FFA**, regarding the provision of storage space located at the County Fairgrounds. Officer Hooten also presented a Memorandum of Understanding between the **Montezuma County** and the **4-H Shooting Sports Program** regarding the Archery Range located at the County Fairgrounds. Commissioner Ertel moved to approve the MOU between the Montezuma County, the Montezuma County 4-H Stakeholders and the Cortez FFA, regarding the provision of storage space and the MOU between Montezuma County and the 4-H Shooting Sports program for the archery range located at the Fairgrounds. The motion was seconded by Commissioner Lambert and carried. (See attached)

MILL LEVY CERTIFICATION County Administrator Brunner presented for approval the 2017 Budget Year, Certification of Levies and Revenue. Commissioner Lambert moved that the certification of levies and revenue by Montezuma County budget year 2017 be approved as presented. Second by Commissioner Ertel and carried. (See attached)

PUBLIC HEALTH: Director Bobbie Lock along with County Sanitarian, Melissa Mathews presented for approval the **Montezuma County Public Health Department Fee Schedule for 2017**. Topics discussed included additional charges to immunizations and Retail Food Establishment Fees. Commissioner Ertel moved to approve the Montezuma County Public Health Department's, 2017 Fee Schedule as presented. Second by Commissioner Lambert and carried. (See attached)

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

Commissioner Suckla announced the meeting would reconvene.

PUBLIC HEARING: It being the time set aside a public hearing is held for the purpose of reviewing and determining a proposed amendment to **High Impact Permit #101** submitted by **Basin Coop, Inc., Agent Lynn Forssberg**, for the purpose of expanding the existing use to include two (2) 60,000 pound propane storage tanks on property located at 11722 Hwy 491, Cortez, CO, consisting of 5 acres, more or less, located north of Road L.5, east of Hwy 491, situated in S.15 T.36N., R.16W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Agents Lynn Forssberg and Bentley Colbert were present. **Planning Director, Lee Ann Milligan** gave an overview of the request. Commissioner Suckla opened the hearing to public comment. **Greg Kemp** discussed a previous application that was similar to the proposed amendment but had been denied and the issues that caused that application to be denied. Hearing no further public comment that portion of the hearing was closed. After hearing all the evidence presented Commissioner Lambert moved to approve the amendment to High Impact Permit #101 submitted by Basin Coop, Inc., Agent Lynn Forssberg, for property located at 11722 Hwy 491, Cortez, CO, as presented. Second by Commissioner Ertel and carried. Commissioner Suckla closed this hearing at this time. (See attached)

PROPERTY / CASUALTY INSURANCE RENEWAL: Bentley Colbert representing **Wolcott Insurance Services, Inc. and Travelers Companies** met with the Commissioners to discuss the renewal of the County Property / Casualty insurance. Topics of the discussion included increased deductible options, Employee practice Liability, auto physical damage, a 5.5 rate increase, the addition of more county vehicles, a history of presented claims, price comparisons, equipment replacement costs, and the County departments payment of assessed deductibles. Commissioner Lambert moved to renew the County insurance with Travelers and raise the deductibles on Deluxe Property and General Liability by \$5000.00 each. Second by Commissioner Ertel and carried. Commissioner Ertel moved to accept the Montezuma County Public Health Department's Liability coverage renewal from **Markel** at \$6138.80 as presented. Second by Commissioner Lambert and carried. (See attached)

COUNTY ATTORNEY REPORT: Attorney Baxter reported that the County had received a compliance letter from the CDPHE regarding the revocation of a Certificate of Designation for **49 Square Ventures**. Commissioner Lambert moved to formally rescind the motion to revoke the 49 Square Ventures, Certificate of Designation. Second by Commissioner Ertel and carried. Other topics discussed included the Dolores Norwood Road designation and the Kinder Morgan lawsuit at the Supreme Court.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: James Dietrich, met with the Commissioners to give project updates. Topics of discussion included the public meeting held to discuss the Path Way to Mesa Verde, the scheduled Rangeland Stewardship meeting, a phone call with Darlene Marquez regarding the BLM 2.0 Planning, a future agreement discussion regarding the Sage Hen area, the approved Master Leasing Plan, the Phil's World expansion and the Lease Sales.

COUNTY ADMINISTRATOR REPORT: Administrator Melissa Brunner presented **Resolution #21-2016**, a resolution to amend the 2016 budget. Commissioner Ertel moved that Resolution #21-2016 an amendment to the 2016 budget be approved as presented. Second by Commissioner Lambert and carried. Administrator Brunner presented for approval, **Order #13-2016**, a transfer of \$92,471.60 from the Conservation Fund to the General Fund for the Operations of the County Fairgrounds from January- December 2016, **Order #14-2016**, a transfer of \$913,800.00 from the LEA Fund to the General Fund for estimated January – December 2016 LEA expenditures, **Order #15-2016**, a transfer of \$9,657.38 from the Road & Bridge Fund to the General Fund for 25% of Addressing Salaries and benefits for 2016, and **Order #16-2016**, a transfer of \$44,668.74 from the ETA Fund to the General Fund for 2016 salaries and benefits. Commissioner Ertel moved the passage of Orders #13-2016, #14-2016, #15-2016 and #16-2016 transfers are approved for the year end 2016. Second by Commissioner Lambert and carried. Other topics discussed included the holiday meeting schedule and the replacement of the HVAC unit at the County Annex 1. Commissioner Lambert moved that the Maintenance Department be authorized to purchase a HVAC unit for \$9175.00 from Comfort Air. Second by Commissioner Ertel and carried. Administrator Brunner presented 3 letters of interest for nomination to the **Southwest Water Conservancy District Board** by **John Porter, Donald Schwindt** and **Danny Wilkin**. Commissioner Ertel moved to nominate Donald Schwindt to a 3 year term on the Southwest Water Conservation Board. Second by Commissioner Lambert and carried. (See attached)

COUNTY COMMISSIONER REPORT:

Commissioner Suckla: No report given.

Commissioner Lambert reported on the attended MCEDA meeting.

Commissioner Ertel reported on the attended joint meeting to discuss the options for the Bridge Shelter to purchase the old Justice building.

PUBLIC COMMENT: **Ellen Foster** discussed the relocation of doctors to the area because of the Phil's World bike trails as opposed to their general value of public lands.

CORRESPONDENCE: The following correspondence was read and noted:

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

MEETING ADJOURNED: 3:04 p.m.

County Clerk December 19, 2016

Chairman