

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
October 5, 2021**

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Tuesday October 5, 2021 at the Montezuma County Administration building in Cortez, Colorado, there were present:

Jim Candelaria, Chairman  
Kent Lindsay, Vice Chairman  
Joel Stevenson, Commissioner of Deeds  
Shalako Powers, County Administrator  
Ian MacLaren, County Attorney  
Kim Percell, County Clerk

**CHAIRMAN, CANDELARIA** opened the meeting of October 5, 2021 with the Pledge of Allegiance.

**MINUTES:** Commissioner Lindsay moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated September 28, 2021 as presented. Motion was seconded by Commissioner Candelaria and carried.

**PUBLIC HEARING:** It being the time set aside a public hearing is held for review and determination of a proposed Single Lot Development and AR3-9 Rezoning Application, submitted by **Leif & Crystal Hollingshead**, on property located at 15428 Road 30, Dolores, CO, consisting of 39.50 acres, more or less, located east of Road 30, north of Road R, situated in Section 27, T.37N., R.15W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Mrs. Hollingshead was present. **Planning Director, Don Haley** with **Assistant, S. Jane Duncan** presented the details of the application and the findings of the Planning and Zoning Commission. Commissioner Candelaria opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. After hearing all the evidence presented Commissioner Lindsay moved to approve the single lot development and AR3-9 rezoning application, submitted by Leif & Crystal Hollingshead, on

property located at 15428 Road 30, Dolores. Second by Commissioner Candelaria and carried. Commissioner Candelaria closed the hearing at this time. (See attached)

**PUBLIC HEARING:** It being the time set aside a public hearing is held for review and determination of a proposed Amendment to the Pickens 2 Lot Moderate Subdivision and AR3-9 Rezoning Application, submitted by **Terry and Larry Pickens**, on property located at 13848 Road 23, Cortez, CO, consisting of 23 acres, more or less, located south of Road P, east of Road 23, situated in Section 4, T.36N., R.16W., N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Mrs. Pickens was present. **Planning Director, Don Haley** with **Assistant, S. Jane Duncan** presented the details of the application and the findings of the Planning and Zoning Commission. Commissioner Candelaria opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. After hearing all the evidence presented Commissioner Lindsay moved to approve the 2 lot moderate subdivision and AR3-9 rezoning application, submitted by Terry and Larry Pickens, on property located at 13848 Road 23, Cortez. Second by Commissioner Candelaria and carried. Commissioner Candelaria closed the hearing at this time. (See attached)

**PUBLIC HEARING:** It being the time set aside a public hearing is held for review and determination of a Special Use Permit Application for the proposal of a solar photovoltaic (“PV”) project, submitted by **Fish Brothers Land & Cattle Co, Agent: Cortez Solar 3, LLC**, on property located at 25506 Road F.6, Cortez, CO, consisting of 39.70 acres, more or less, located south of Road G, east of Road 25, situated in Section 11, T.35N., R.16W., N.M.P.M.. The roll was called, the public notice read, and the proceedings were recorded for the record. Cortez Solar 3, LLC, Agent, **Nathan Stottler**, President of Fish Brothers, Land & Cattle Co., **Glen Fish**, Landfill Manager, **Mel Jarmon** and Road & Bridge Superintendent, **Rob Englehart**, were present. **Planning Director, Don Haley** with **Assistant, S. Jane Duncan** presented the details of the application and the findings of the Planning and Zoning Commission. Commissioner Candelaria opened the hearing to public comment. Hearing no public comment that portion of the hearing was closed. After hearing all the evidence presented Commissioner Lindsay moved to continue the public hearing to October 19th, at 9:00 a.m. Second by Commissioner Candelaria and carried. Commissioner Candelaria closed the hearing at this time. (See attached)

**PLANNING: Planning Director, Don Haley** with **Assistant, S. Jane Duncan** presented for signatures a Mylar for a 3 Lot Minor, submitted by **Jerry & Susan Frye**; agent: **Marc Rosenbaum**, on property located at 25368 Road T.5, Dolores, CO, consisting of 35.90 acres, more or less, located south of Road T.5 and east of Road 25, situated in Section 14, T.37N., R.16W., N.M.P.M..

**PUBLIC COMMENT:** No public comments were made.

**LIQUOR LICENSE: Deputy Clerk, Jerri Frizzell** presented a liquor license renewal application for **Ted R. Lawrence** dba **Log Cabin Liquor**, 41900 Hwy 160, Mancos, CO 81328. Commissioner Lindsay moved to sign the retail liquor license renewal application, for Log Cabin Liquors, at 41900 Hwy 160, Mancos. Second by Commissioner Candelaria and carried. (See attached)

**ROAD & BRIDGE DEPARTMENT: Road Superintendent, Rob Englehart** met with the Commissioners to give the 2022 budget proposal and a monthly report. Superintendent Englehart presented the road and bridge schedule for the dates of October 1, 2021 through October 30, 2021 and gave an overview of the type of work scheduled for each crew. Other topics discussed included; revenues, expenditures, salaries, fringe benefits and reserves. Superintendent Englehart presented purchase pricing for a used replacement broom. Commissioner Lindsay moved to approve the purchase of the broom, for the Road and Bridge at \$23,000.00. Second by Commissioner Candelaria and carried. Superintendent Englehart gave updates on the **McElmo Slip** and the **Alkali Bridge** projects. (See attached)

**NOXIOUS WEED DEPARTMENT: Weed Department Manager, Bonnie Loving** met with the Commissioners to give the 2022 budget proposal. Topics discussed included; salaries, fringe benefits, the cost share program, fuel, insurance and bonds, enforcement, dues, travel and chemicals. Manager Loving discussed the WaterSMART grant application and presented for approval, a letter of support addressed to the Bureau of Reclamation, regarding the **WaterSMART Environmental Water Resources Project and Planning Office**. Commissioner Lindsay moved to sign the letter of support for the Environmental Water Resources Project, WaterSMART. Second by Commissioner Candelaria and carried. (See attached)

**LANDFILL: Landfill Manager, Mel Jarmon** gave the 2022 budget proposal and the monthly report. Topics discussed with the report included; revenues, the proposed BOMAG purchase, expenditures, salaries, the August Landfill budget spread sheet and recyclables. (See attached)

**FAIRGROUNDS: Fairgrounds Manager, Justin McGuire** gave the 2022 budget proposal and the monthly report. Topics discussed included; revenues, salaries, operating expenses and the monthly report. Manager McGuire reported the year to date numbers for income of \$70,184.99 and attendance at 68.901. A discussion was held regarding past and future events scheduled at the Fairgrounds. (See attached)

**ASSESSOR: Assessor, Leslie Bugg** met with the Commissioners to present the 2022 budget proposal. Topics discussed included; salaries, fringe benefits, postage and the three open positions within the department. (See attached)

**COUNTY TREASURER/ TRUSTEE: Treasurer, Ellen Black** met with the Commissioner to present the 2022 budget proposals. Topics discussed included; salaries, a proposed part time position, fringe benefits, expenditures, advertising fees, postage and travel. A discussion was held regarding the on line, tax lien sale, scheduled November 5, 2021. (See attached)

**COUNTY CLERK & RECORDER: County Clerk, Kim Percell** met with the Commissioners to present the 2022 budget proposal. Topics discussed included; salaries, 2022 elections, the digitization project and election equipment. (See attached)

**UNFINISHED BUSINESS:** A discussion was held regarding the Maintenance Supervisor position.

**COUNTY ATTORNEY REPORT:** County Attorney, Ian MacLaren no report given.

**NATURAL RESOURCES, PLANNING & PUBLIC LANDS:** Resource Director, James Dietrich, gave the proposed 2022 budget. Topics discussed included; operational expenses, dues, training and travel, salaries and fringe benefits. Director Dietrich presented for approval a letter addressed to the **San Juan National Forest, Dolores Ranger District** regarding the **Fox Den Salvage Project**. Commissioner Lindsay moved to support the 1950/2400 Fox Den Salvage proposal. Second by Commissioner Candelaria and carried. Director Dietrich presented for approval, a letter of support, addressed to the **San Juan National Forest, Dolores Ranger District**, regarding the **CPW Motorized Trail Grants**. Commissioner Lindsay moved to sign the letter of support for the CPW Motorized Trail Grant. Second by Commissioner Candelaria and carried. Other topics discussed included; the **Paths to Mesa Verde**, the **Black Resources, Inc. State Well #3611** and the **Flodine / Yellow Jacket** grazing permits.. (See attached)

**COUNTY ADMINISTRATOR REPORT:** Administrator, Shak Powers presented for approval the **Colorado Opioids Settlement Memorandum of Understanding**. Commissioner Lindsay moved to sign the MOU on the Colorado Opioids Settlement. Second by Commissioner Candelaria and carried. **PAYABLE EXPENDITURE REPORT:** Administrator Powers presented the August 2021 Accounts Payable Expenditure Reports for approval. Commissioner Lindsay moved to sign the payables for the month of August 2021. Second by Commissioner Candelaria and carried. **FAIRBOARD APPOINTMENTS:** Administrator Powers discussed letters of interest received from **Asialynn Widen** and **Richard Zawistowski** to serve on the Fairboard. Commissioner Lindsay moved to approve these two people to the Fairboard. Second by Commissioner Candelaria and carried. It was agreed that the Fairboard would determine the length of term for the new members. Administrator Powers reported that the local economic development team had been nominated for the Economic Development Community of the Year Award. (See attached)

**COUNTY COMMISSIONER REPORT:** Topics discussed within the Commissioners reports included: **Commissioner Lindsay** discussed; the attended Cortez City Council meeting, constituent phone calls emails and questions. **Commissioner Candelaria** discussed the attended Region 9 Board meeting, an NCA discussion, the attended Local Government Coordination Breakfast, the Monday workshop, the attended Dolores Town Board meeting and constituent phone calls.

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

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

**MEETING ADJOURNED: 11:00 a.m.**

**MONTEZUMA COUNTY BOARD OF HEALTH MEETING: 1:30 p.m.**

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Clerk

October 5, 2021

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Chairman