Minutes of the Board of County Commissioners Meeting, held on February 10, 2016 at 8:30 a.m. in the Commissioners Chambers, Alamosa County Services Center, 8900 Independence Way, Alamosa, CO 81101.

Members Present: Darius Allen, Chair  
Marianne Dunne, Vice-Chair  
Mike Yohn, Commissioner  
Gigi Dennis, County Administrator  
Jason Kelly, County Attorney  
Belina Ramirez, Deputy Clerk

Call the Meeting to Order

Pledge of Allegiance

Approval of the Agenda

Addition of Intergovernmental Agreement with Road & Bridge Dept and the City of Alamosa and deletion of CTSI report.

m/s Dunne/Yohn motion to approve February 10, 2016 Agenda with amendments  
Motion was approved unanimously.

Approval of Minutes  
-January 27, 2016

m/s Yohn/Dunne motion to approve January 27, 2016 minutes  
Motion was approved unanimously.

Approval of Bills/Obligations

m/s Yohn/Dunne motion to approve Bills/Obligations  
Motion was approved unanimously.

Public Comment

Consent Agenda

Underfunded Courthouse Grant Award  
Clerk & Recorder’s Report for December  
Treasurer’s Fund for January  
Intergovernmental Agreement with Road & Bridge Dept and the City of Alamosa

Commissioner Dunne requested to remove Underfunded Courthouse Grant to discuss further and Commissioner Yohn requested removal of Intergovernmental Agreement with the City of Alamosa to discuss further.
m/s Dunne/Yohn motion to approve Clerk and Recorder’s Report and Treasurer’s Report
Motion was approved unanimously.

Underfunded Courthouse Grant Award

Gigi Dennis read the Underfunded Courthouse Award letter.

Commissioner Dunne stated it was a lot of work that was done by Judge Pattie Swift and Sheriff Robert Jackson. Also that the voters stood up and voted for this. It is a reflection of our beautiful County.

Commissioner Yohn stated it wasn’t the full amount but it was a nice amount.

Commissioner Allen stated he sits on this Committee but he had to leave the room when they presented.

Jason Kelly stated there are issues there is an end date to the award which is the last day of this year. This means you have to spend all the money by the end of the year. This could be a little difficult of where we are at in the process. You can extend that for a good cause. We also agreed that the contributing funds are ready and available which is not the case. We do have sales tax coming but saying it is ready and available is not the case. Every contract we enter into has to be a competitive bid process. He just wanted the Board to be aware of these.

Commissioner Allen stated he visited with Marty with the same concerns and was told they could ask for an extension. He was told they were 99% sure there would be no problem.

Jason Kelly stated if they would authorize Gigi Dennis to sign since Darius is on the committee.

m/s Yohn /Dunne motion to approve Underfunded Courthouse Grant Award with Gigi Dennis’ signature
Motion was approved unanimously.

Intergovernmental Agreement

Jason Kelly stated this an Agreement to allow Road & Bridge to let the City of Alamosa use the tire shredder. The set price was agreed as well as a set labor price. They already signed with Pat. It is ready to go just ordered some parts to get started. The City will be shredding tree branches behind the recycling center.

Commissioner Yohn stated it should be if it comes in less we would charge less.

Jason Kelly Stated Tim DeHerrera contacted the manufacturer of what it would cost so they passed this on to the City depending on the hours used.

Commissioner Dunne stated she appreciated a contract being done. Usually we do things by the “shake of the hand” with them.

Commissioner Allen stated he had no concerns. They can opt out of it anytime.

m/s Dunne/Yohn motion to approve Intergovernmental Agreement with the City of Alamosa with Tim DeHerrera to sign
Motion was approved unanimously.
Public Hearing

Minor Subdivision

Commissioner Dunne stated she has no problem. It has a beautiful view of Mt Blanca there.

Commissioner Yohn stated the Code of the West is information for you where they have had some expect roads to be maintained at a certain level. Road & Bridge does what they can. Page 73 of our packet the letter to the neighbors said create 4 parcels instead of six.

Rachel Baird stated there were a few mistakes with the first letter sent out. Also the correction of the date of the Commissioners meeting. A correction letter was sent out on December 28th.

Commissioner Yohn stated the date of the next letter was that corrected as well.

Rachel Baird stated yes.

Commissioner Allen asked if there was any mention of the Airport from the neighbors.

Rachel Baird stated Planning Commission asked if it was in the area of influence for the Airport. Although it is a zoning overlay they haven’t deviated it. They don’t enforce because it doesn’t exist.

Commissioner Allen stated he had some calls from them saying “they are flying planes above them”, well they live close to the Airport and that is what goes on there.

Rachel Baird stated some people came in mostly Bob Vanlwaarden who was just concerned of what buildings go out there.

List of Exhibits

1. Minor Subdivision Application Checklist
2. Staff Report
3. Pre-Application Conference
4. Application
5. Receipt of Payment
6. O&E
7. Deed
8. Assessor Record
9. Receipt of Taxes Paid
10. Water Documents
11. Survey
12. GIS Aerial View
13. List of Adjoining Property Owners
14. Letter to Neighbors
15. Public Notice for the Planning Commission
16. Public Notice for the BOCC
17. Notice to Applicant
18. Code of the West
19. Right to Farm and Ranch
20. Email from the Division of Water Resources
21. Corrected letter dated December 28th

Jason Kelly asked if any written response was received.

Rachel Baird stated just a walkin from Bob Vanlwaarden.

Commissioner Yohn stated the timeline is ok.

Rachel Baird stated it was postponed until February because of the corrections in the letter to have adequate time.

**m/s Dunne/Yohn motion to accept Minor Subdivision Application for Jimmy Quirico**

**Motion was approved unanimously.**

**Rio Grande/Del Norte National Monument**

Lewis Entz was present. He is a Board member on the Rio Grande Water Conservation District. He is concerned of a local group out of Durango that wants to extend the National Monument that is in the northern part of New Mexico to extend to Conejos County. Board members are really concerned of what could happen if that goes into effect. A letter was presented that they sent to legislation that states all their concerns. Greg Higel, Attorney, and lobbyist are meeting with legislation right now with Senator Gardner, Senator Bennet and Congressman Tipton. There are three towns in Conejos are in favor but the County Commissioners are against this. Ken and John Salazar are in opposition of this. He wants to make sure Alamosa Commissioners are aware of this. His main concern is what can happen with Rio Grande River and Conejos River with our water situation above this National Monument. It could cause a new water conservation. We don’t want this to affect our water rights. He would like the Commissioners to oppose this.

Lewis Entz stated he would like to serve another term of the Rio Grande Water Conservation District. What is the deadline?

Commissioner Allen asked if he knew which towns in Conejos are for this.

Lewis Entz stated he doesn’t know.

Commissioner Allen stated he talked to Steve McCarroll who wanted to present letter to the SLV Commissioners. The Water Conservancy Board he sits on is in opposition of this too and are going to write a letter. It might be good for tourism but they are not aware of the water concerns. It would be good to talk to those towns who are in favor to tell them about the water concerns.

Gigi Dennis stated this was written by an Antiquities Act designating as a National Monument the President did. It caused bigger problems than with water but with transmission lines. Congressman Tipton will be in town next week maybe we could talk about this with him.

Lewis Entz stated Northern New Mexico affects our transmission line.

Commissioner Dunne stated one of the things is to preserve petroglyphs along the river. You don’t need to make it an extension of the National Monument. This was presented to the Sangre de Cristo National Heritage Area to be in favor of this. They didn’t make any decision but maybe they could present this at
the next meeting on the 24\textsuperscript{th}. People don’t understand the consequences with the water. Transmission lines are another thing.

Gigi Dennis stated the designation did say existing corridors would be left for opportunities. Those who fought for this get fired up when you discuss changes.

Commissioner Yohn stated although being 30 miles away they realize everything affects them water definitely affects them. Ever Rio Grande Cutthroat Trout authority wants to cut off parts of the river that would affect them.

Commissioner Allen asked if we would want to write a letter in opposition.

Commissioners agreed.

\textit{m/s Yohn /Dunne motion for Alamosa County write a letter in opposition for expansion of Rio Grande National Monument}

\textit{Motion was approved unanimously.}

\textbf{Board of Health}

Beverly Strnad and Lisa Dupcnnt were present.

1. Core services update.
   a. Submitted a contract change for CORHIO to remove Home Health users and leave Epidemiologist as only user. They had this contract for a while and determined they only needed one user so this is reason of contract revision. They are no longer reimbursed the $300 a month so they prefer to access one user for $25 a month.

Jason Kelly reviewed the contract and it is ok.

Commissioner Dunne stated in order to remove the Home Health users don’t you need to communicate with other health professionals because the records are supposed to be electronic.

Beverly Strand stated it allows them to use records for SLV Health but they can utilize another mechanism so if we are not utilizing them all now why pay for that. We can add later on if needed.

\textit{m/s Yohn/Dunne motion to approve CORHIO agreement for amendment for only a single user at $25 a month}

\textit{Motion was approved unanimously.}

b. Vital Records and Statistics: No updates at this time
c. Communicable Disease Prevention, Investigation, and Control:
   i. Started to see influenza in valley not concerning amounts of influenza. Just continue to recommend to get a flu shot.
d. Prevention and Population Health Promotion:
   i. They have had an opportunity to start Alamosa County Prevention Coalition. They had a strong turnout at their first meeting. It was excellent conversation. They will meet monthly for a while.
e. Emergency Preparedness and Response:
We are working as healthcare coalition to ensure that we are incorporating vulnerable populations in our emergency planning. First annual meeting is 2/11/16.

2. Home Health Program
   a. HH Program had a total of 213 patients in January: 180 active, 33 prospective.

3. Options for Long-Term Care Program
   a. Program served a total of 440 clients in December, 15 of those pending.

4. PCP Program
   a. PCP’s serving 95 clients with personal care and homemaking services; 3 are pending.

5. Financial Reports

Lisa Dupont presented Financial Reports. She included Balance Sheet and Cash Trial Balance of $2,208,902. The Profit and Loss showed profit of $184,384 for year with fund balance of $2.7 million. The Statement of Revenue and Statement of Expenditures were provided for each program. Home Health showed a profit of $186,271.

Gigi Dennis asked why such an overage.

Lisa Dupont stated originally Della prepared the budget it was her first time doing a budget so she went high on expenses. Home Health is the money maker and they physical therapy wasn’t in there until the end of the year. They are trying to break things down more. The prior years were not broken out. They are giving the program directors more control over their own budgets and code their own items. Some were shocked because this was never provided to them before.

Commissioner Allen stated he looks at the Summary of Revenues and Expenditures the most so he appreciates this. Is it difficult the way you have it now to report for each month.

Lisa Dupont stated we are a month behind because Brittney doesn’t post from Treasurer until now.

Commissioner Allen stated some of the programs don’t break even but others do offset difference.

Lisa Dupont stated grants don’t cover indirect costs so the others do cover those costs.

Marianne Dunne stated the Rabies notification they have done a good job advertising she appreciates this. She recommended the reports if they could write the programs on top since they don’t know the codes.

Gigi Dennis stated the title is on the top.

Gigi Dennis asked what Population Prevention is.

Beverly Strand stated primarily it is about substance abuse, alcohol, tobacco but not limited to that. Also Tu casa is doing work on healthy relationships and domestic violence. As a Prevention Coalition they hope to support each other’s work and not duplicate. They work closely with middle school and high school nurses.

Gigi Dennis asked if this is just for Alamosa County.
Beverly Strnad stated it is through the Coalition grant where Costilla County is the fiscal agent and Rio Grande houses the employee who is the regional coordinator. Each county should be doing something similar and the coordinator keeps them all in track.

Commissioner Yohn asked when we have a power outage you have vaccines how much value of inventory do you have. He knows the emergency generator did come on.

Beverly Strnad stated the sensaphone on vaccine refrigerator programed to start on the call list. If a power outage or excursion outside the temperature ranges if too hot or too cold it will trigger an alert. They have set a threshold to allow for time to respond. The generator kicked on and she doesn’t know what happened because when it went back on she got the call. She contacted Andrew and he was kind enough to check for her and reset the alarm. The value varies on the inventory. At any given time $18,000 of vaccine. The Sensaphone is worth cost to prevent loss. They have a protocol in the event of loss.

Commissioner Allen stated if the $2.7 fund balance includes assets.

Lisa Dupont stated yes it consists of Assets, accounts receivable, inventory of Home Health and vaccines.

**Alamosa County Land Use**

Ken Vanlwarden was present. Activities Report was presented.

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Commissioner Dunne mentioned that every time she goes to his office the customers always comment how helpful the staff is. She asked if they have hired another person yet.

Ken Vanlwarden stated they hired Donna Gonzales who works at DHS currently.

**Community Solar Gardens**

On January 20, 2016 he was invited to a luncheon by Clean Energy Collective also referred to as Community Solar Arrays.

A solar garden is a community shared solar array with multiple subscribers connecting to a utility grid.
Xcel requires a minimum of 1 kilowatt or approximately 4-5 panels for a subscriber to purchase and you must live in the territory of the servicing provider. An average single family dwelling would offset 100% of its electricity usage with about 2-5 kilowatts. 1000 watts equals 1 kilowatt.

Each subscriber receives a credit on their electric bill for the power that the panels produce.

Clean Energy Collective pays for the garden to be built using a power purchase agreement from Xcel Energy and maintains and repairs the garden as needed.

Maybe you are interested in a solar garden to support County buildings or for the proposed Judicial Center.

The Town of Antonito recently installed a solar for their water treatment plant so we could connect with them.

The advantage is it reduces the carbon and the savings in electric anywhere to 25%. It takes awhile to get a payback usually 6-20 yrs.

Where can you put a solar garden they have thought of “Devil’s Playground” and some of the closed landfills which depends on the closeness of a power line. They have been looking at regulations on this. They are considering if it fails they have to have some way for decommission.

Commissioner Dunne appreciated him exploring this. Have you presented this to the Planning Commission?

Ken Vanlwarden stated they are going to.

Commissioner Dunne stated the one on the County Rd 8 which could be an option.

Ken Vanlwarden Deer Valley Meadows unit 3 is a potential. It doesn’t have any appropriate water.

Commissioner Dunne stated it would be more logical than having next to a building.

Ken Vanlwarden stated those who live in apartments can subscribe to this as well.

Commissioner Dunne asked how much a subscription is.

Ken Vanlwarden stated it varies depending on your power usage is. They ask for a release to get your usage from Xcel to determine the costs. They are promoting carbon; green energy.

Commissioner Yohn stated he is all for renewable energies. The complex here might be a great fit. The most consumption is in daylight. It is also LEED points for construction. Transmission of solar energy on location or somewhere else would be more beneficial to have next to you instead of on a grid.

Ken Vanlwarden stated if interested he can call the company to discuss more with them.

Commissioner Yohn stated we promote a lot of solar if we could have a facility here to tour rather than in Mosca.

Ken Vanlwarden stated a 2 watt array would take 15-16 acres for ground mount.

A Utility Scale Solar Quick Reference Sheet was presented. They have 5 in operation right now and 3 they have issued permits for. 136.7 mgw producing enough to power 22,000-23,000 homes. When they
get all permitted it would be around 40,000-50,000 homes. A rule of thumbs is 1mgw would supply 260-270 homes.

They did final a check on Sun Power. They took a tour. It was very interesting. The Solar Company is satisfied. They can even generate electricity with a full moon but this won’t go into convertor boxes. Someday someone will figure out how to capture this. They didn’t have an evacuation plan but they are in the middle of changing personnel. They have 3 full time employees and 1 to navigate facilities. They can control the whole facility from Austin, Texas. They are tied in with the Weather Bureau for example if there are wind alerts they are aware of it.

Commissioner Allen asked what the capacity is left on the transmission line.

Ken Vanlwarden stated we are limited but Xcel is supposedly coming out with a new RFP sometime in 2018 or 2020. Xcel is upgrading their lines.

Commissioner Yohn asked how many solar farms are in the City.

Ken Vanlwarden stated he is not aware of any just in Antonito.

Commissioner Yohn stated there is one by the high school.

Ken Vanlwarden stated those are dedicated to a certain facility such as the hospital, the City for the Rec center, the High school, Division of Wildlife for the fish hatchery, and the Wildlife Refuge. They have a lot of individuals putting solar. Solar installations have UL ratings and if the power goes off grid those unit have to shut off. This has to be done. They make sure they are grounded properly.

COOP Landfill is in compliance. It required 2 years of testing. The report was submitted to the State of Colorado from Golder Associates in November. They won’t have results from the report for 6 months. Two things are controversial but they are letting the State decide whether it’s good or not. It cost us $42,628.

**OWTS-Onsite Wastewater Treatment Systems**

They are working with the State Department to modify parts of the septic requirements. They use c33 soil composition which causes a problem of availability. It is a specialized type of sand. There are 3 suppliers right now. 1 has a water pit and the other has 2 dry pits which have to be screened twice. They are charging $25/yd now the 1 reduced to $15/yd because of this. He is trying to get some relief of what is available to reduce the cost. Also the cost of transporting. They are competing with metro areas. A $5,000 system is now $10,000.

Commissioner Yohn asked if the city glass crusher could be used for this if they can get to the specs.

Ken Vanlwarden stated probably not. With c33 they have to dose the system with c33 so this adds another cost. They won’t back off of this. Some Amish don’t have electricity so they have to buy a generator to operate the c33. He can call and find out if they can use glass.

**Alpine Vet Clinic/Humane League**

The City is willing to pay for a new septic system to support the dog pound. When they construct a new facility they are going to demo the old facility. Right now they are in violation with the new regulations.
They were not aware they have to put a bathroom in the dog pound. This will be a requirement if they want to use this building for the dog pound.

Commissioner Allen asked if they are going to donate the building to Valley Humane League who is going to be the owner.

Ken Vanlwarden stated he is not sure he was just looking at the structural integrity. They need double the space of what they have right now. Mr. Ratzlaff isn’t willing to put any money into it but he doesn’t know who will own it. Somebody has to pay for the restroom. It is estimated $10,000 for a sewer system.

Gigi Dennis stated Heather Brooks asked if the Commissioners were interested in a short term or long term fix. They are wanting to cost share in whatever they want to do. They are regulated with the Department of Agriculture so she was unaware they could be shut down.

Ken Vanlwarden stated his opinion is there are a lot of violations.

Commissioner Dunne asked if Mr. Ratzlaff would let them expand.

Ken Vanlwarden stated that is not an option but he told them of other areas available to build a facility.

*Airport Manager/Emergency Manager*

*2016 Alamosa County Annual Operating Plan*

Francis Song and Paul Duarte were present.

The EFF there is a slight increase from last year due to Hinsdale County has pulled out. They have a single engine air tanker that will be coming back in May. This contract is already in place.

Paul Duarte presented a Quick Reference guide of the 8 critical topics. These are what we would really focus on. This hasn’t changed from last year. The contact information mostly. This was created in 1967 and last year was the first year dollars were taken out the first time ever. These fees will build upon this usually they have to ask for more funding. They are here to support the counties. They had 175 incidents last year. These are not all wildfires but structural, EMTs, and hazardous material. If they exceed the local fire department, then the responsibility falls on the Sheriff so this is where they would ask the State for assistance.

Commissioner Allen asked if the Sheriff has looked at the plan.

Paul Duarte stated they all were present at the fire meeting and they went through it and they have all looked at it.

Jason Kelly stated it is substantially the same as last year.

Commissioner Dunne stated she appreciated the 8 topics provided. It is a great summary.

Commissioner Yohn stated he doesn’t see a cost.

Paul Duarte stated Hinsdale used to pay and they opted out so they spread that amount amongst the rest throughout the State which is minimal.
Commissioner Yohn stated he thinks of the cooperation with the Sand Dunes and it is in there.

Paul Duarte stated they are definitely involved in this. The SLV is interesting because everyone works together well not like in the big cities. Which makes it nice.

Commissioner Yohn stated the Sheriff is responsible for posting fire conditions in 5 different areas per Colorado Statute, is that adhered to.

Paul Duarte stated this is something counties could do better. He plans to help facilitate with this. He will get Sheriff’s on the phone call for data to make some recommendations. Then the EM and Sheriff could post. The main posting is on EOM and the press.

Gigi Dennis stated as she looked at the directory of personnel and if you call after hours there won’t have anyone here to pick up.

Paul Duarte stated they have a call down list so the Sheriff should call the Commissioners. For signature these numbers would be used. The document is weak for after-hours contacts.

Francis Song stated at the meeting last week they asked if there were any changes. His phone number is listed there for 24hr notice and dispatch.

**m/s Dunne/Yohn motion to adopt 2016 Annual Operating Plan**

**Motion was approved unanimously.**

It was brought to his attention there is a significant population that speak Q’anjob’al. During the Salmonella incident they had to bring a translator from Denver because we didn’t have an agreement in place for someone on hand. This is crucial. He was referred to Francisco Lucas. He was very receptive to it and had no problem if he is needed. This is for translating services. This is to save time in an event of any emergency. He spoke with Jason Kelly for a contract.

Commissioner Dunne stated she appreciated reaching out for Q’anjob’al. We could have easily found someone here to help translate so she is surprised they did this for Salmonella.

Commissioner Yohn stated he doesn’t have a problem with it but he just doesn’t want to use for non-emergency purposes and paying someone to translate. Then requiring a Spanish speaking translator, then a deaf translator, and so on. How far are we going to go?

Commissioner Dunne stated the women do not speak Spanish nor English. They used to have 250 families here.

Francis Song stated he tried to access census and the CDC but there isn’t published data on this to find the translators that maybe needed. Mr. Lucas stated one or two families don’t speak Spanish or Q’anjob’al but he is able to communicate with the Native Guatemalan Community. This is for emergency communications.

Commissioner Yohn stated he can’t understand how they communicate with the hospitals or DHS.

Commissioner Dunne stated the courts have a problem with this.

Jason Kelly stated a few years ago they had to hire someone from California for a court hearings.
Commissioner Dunne stated we have a local man trying to get certified.

Commissioner Yohn stated he does not want to abuse this having to have a permanent translator on staff.

Francis Song stated there is a process of who declares emergency services so we could include this in that.

**m/s Dunne/ Yohn motion to approve Independent Contractor Agreement with Francisco Lucas**

**Motion was approved unanimously.**

There are two aircrafts currently considered for COA’s the Falcon UAV and Swift Engineering X-blade. These could be added to the ongoing COA’s we already have. The characteristics and the purpose for usage are in line with those already approved. We are the sole responsible operator so we have control of how and when we use.

Commissioner Yohn asked if the COA would be under UAS Colorado.

Francis Song stated this is through Alamosa County but UAS Colorado filled out the application where we give our approval.

Commissioner Yohn asked Jason Kelly if there is any concern.

Jason Kelly stated no.

Francis Song stated we are the owners but how much they would perform/provide us is a question. The Falcon is in use by Mesa County now.

**m/s Yohn/Dunne motion to approve two UAV’s**

**Motion was approved unanimously.**

**Board/Staff Updates**

Kristy Duarte and John Vasquez were present.

They were contacted by the City Manager regarding a Sexual Violent Offender that was going to be paroled to Alamosa. A City Council meeting will be held February 17th.

John Vasquez stated this person will be paroled into the City/County of Alamosa. The City will pass an Ordinance restricting a Sexual Violent Offender within City limits. Then it will fall to the County. There are certain Statute requirements they would have to meet such as public meetings to advice citizens this person is coming into Alamosa. He will be on GPS monitoring.

Gigi Dennis asked if they can discuss Comp Core.

John Vasquez stated the City has authority when they pass this Ordinance to exempt Comp Core then he can reside there but they will still have to have a public meeting.

Commissioner Dunne asked if this person is a citizen.
John Vasquez stated they have to be released where the offenses were committed. The offenses were committed here so he has to parole here.

Commissioner Allen asked how they can pass an Ordinance restricting anyone from living in the city.

John Vasquez stated it is restricting the person but a Sexual Violent Predator. City Municipalities can.

Jason Kelly stated this came from a Supreme Court case where a person had sexual relationship with a teenager in the school and was released to the community. An adjoining city passed the Ordinance where the jurisdiction was put in certain areas such as we do for Marijuana. This disqualifies 99% of the community. It came back it doesn’t conflict with State law. As a county we can’t do this because we are part of the State. He doesn’t think the city can either they will have to tie it to something such as locations like they did in this case.

Commissioner Allen asked if they are allowed to go into a grocery store.

John Vasquez stated they are not barring them in the City just taking residency in the City.

Commissioner Dunne stated East Alamosa is within the county not the city and we have a lot of day cares there would you recommend us passing an Ordinance.

John Vasquez stated he doesn’t know the County legalities but municipalities govern their own which are different. So this is where community awareness comes in. The State Statutes require this. He will be paroled and will be monitored by them.

Kristy Duarte stated he will be homeless.

Commissioner Yohn asked we already have sex offenders here so is this because he is considered violent.

John Vasquez stated yes, also being homeless they meet a different criteria. You have one year to register as a Sex Offender but being homeless you go into a different register where you have to check quarterly or monthly depending on what type of violence he has. They will be checking quarterly.

Commissioner Yohn stated he is on the Community Corrections board. Sometimes they request to be released to La Puente Homeless shelter, is this the case.

John Vasquez stated the information he has he did offend here within the City limits. We don’t have a homeless shelter in the County. Do we have to supply him residence.

Commissioner Dunne stated if you are on parole you have to have a place to live and a job.

John Vasquez stated he can’t answer for Parole they have their own rules. They can get that information during the Community Awareness meeting.

Commissioner Dunne asked if the Sheriff is responsible or the County.

John Vasquez stated they will if tasked by the County.

Kristy Duarte stated the Sheriff will be at the City meeting. February 19th the Community Meeting has been set up by the City. They will help us if it falls upon the County.
Jason Kelly stated we should keep the Meeting date either way.

Gigi Dennis stated she will attend the City meeting as well as Jason Kelly. Her concern is this limits the opportunities to work. If located here does that mean he has to work in this community?

John Vasquez stated this will be covered under Parole which they will be present at the Community Meeting. He doesn’t want to misrepresent Parole.

Commissioner Dunne stated Parole is strict so she is not sure they would parole a violent person.

John Vasquez stated they have evaluated this individual already.

Jason Kelly stated February 23rd he will be paroled.

*Colorado State Fair Foundation*

They have requested a donation of $1,000. She would request to take this out of Conservation Trust Fund dollars.

Commissioner Allen stated this is what we have done for the last two years taken out of the Conservation Trust Funds.

**m/s Yohn/Dunne motion to take $1000 out of Conservation Trust Funds for State Fair Motion was approved unanimously.**

Gigi Dennis stated Lewis Entz misspoke a little Ken Salazar is supporting this Rio Grande National Monument only if language is inserted regarding water rights. John Salazar is strongly opposed.

*Adjourn*

There being no further business, the Regular Meeting of the Board of Alamosa County Commissioners was adjourned.

*ATTEST:*

Belina Ramirez, Deputy Clerk

Darius Allen, Chairman

Marianne Dunne, Vice-Chair

Mike Yohn, County Commissioner
Minutes of the Public Hearing for Jimmy Quirico Minor Subdivision was held on February 10, 2016 at 9:00 a.m. in the Commissioners Chambers, Alamosa County Services Center, 8900 Independence Way, Alamosa, CO 81101.

Members Present: Darius Allen, Chair
Marianne Dunne, Vice-Chair
Mike Yohn, Commissioner
Gigi Dennis, County Administrator
Jason Kelly, County Attorney
Brittney DeHerrera, Chief Financial Officer
Belina Ramirez, Deputy Clerk

Rachel Baird and applicant Jimmy Quirico were present.

Proposal: The applicant is proposing to survey two tracts into smaller parcels. The proposed Tract 1 is a 36.37 acre parcel to be divided into three parcels of 17.18 acres, and 7.72 acres. The proposed Tract 2 is a 36.37 acre tract to be divided into three parcels of 14.42 acres, 9.68 acres, and 9.63 acres.

Legal Description: A tract of land lying and being situated within the NE ¼SW ¼ and the NW1/4SE1/4 of Section 21, Township 37 North, Range 10 East, N.M.P.M.

Project History and Background: The applicant is proposing to subdivide two 36.37 acre tracts into six smaller parcels of: 17.18 acres, 14.42 acres, 9.68 acres, 9.63 acres, 8.02 acres, and 7.72 acres. The land is currently vacant and there are no improvements on the property. The applicant is proposing to sell the lots for residential purposes.

Public Notice: Adjacent land owners within 1,500 feet of the subject property have been notified by mail and notice was published in the Valley Courier. Two neighbors within the Sierra Grande subdivision, where all development is governed by covenants, are worried that the new development will impinge on the character of the neighborhood and injure property values. Bob VanIwaarden, whose father developed the Sierra Grande subdivision, has also expressed concern about how the proposed subdivision will affect property values as well as his ability to sell remaining lots within his subdivision.

Compatibility: The proposed subdivision is located in a Rural (RU) zoned district and is consistent with the regulations of the county. Specifically, it meets five of the six Minor Subdivision Standards of Section 5.8.1 of the LUDC in that it:
1. Has not been subdivided in at least 15 years;
2. Will not create more than three (3) additional lots on either parcel;
3. Is in Conformance with the goals, objectives, and policies of the County Master Plan, LUDC, and/or other County Guidelines specifically Section 1.3.L of the LUDC in that it seeks to “Promote development that is consistent and compatible with that of the City of Alamosa within the Urban Influence Area.”
4. Each parcel has access to public maintained roads;
5. Each parcel has access to adequate to potable water in that each parcel has an existing domestic well. According to correspondence with the Division of Water Resources regarding this case, “the existing domestic wells... are both drilled into the confined aquifer. Augmentation of those wells is not currently available. So, pursuant to Policy 2011-1, the wells would have to be downgraded to in-house use only.” They went on to state that the “subdivision of 35+ acre tracts results in loss of the full domestic well permit. Augmentation of shallow aquifer wells through the SLVWCD would be an option for a buyer who wants more than household use only.”

6. Although the parcels are not in a Geologic Hazard Area or Critical Wildlife Habitat Area, they are within Zone A of the floodplain where no base flood elevations have been established.

Findings:

1. The Minor Subdivision is found to be consistent with the adopted plans and policies of the County. The property is in a Rural (RU) zoned district where residential development is allowed by right. Furthermore, the lots are located within a half mile of the City of Alamosa, otherwise known as the three mile area of urbanization. This area is set aside for higher density development and encourages residential uses closer to the City.

2. The plat complies with five of the six Subdivision Standards of Section 5.8 of the LUDC. The parcels are located within the floodplain and all development will be regulated by Section 7.4.3 D that states: “When base flood elevation data has not been provided... the administrator shall obtain, review and reasonably utilize any base flood elevation and floodway data available from any federal, state, or other source, as criteria for requiring that new construction, substantial improvements, or other development in Zone A, are administered in accordance with the specific standards of Section 4.6.5.” which addresses Residential Construction by requiring that: “New construction and substantial improvement of any Residential structure shall have the lowest floor (including basement), electrical, heating, ventilation, plumbing, and air conditioning equipment and other service facilities (including ductwork), elevated to one foot above the base flood elevation. Upon completion of the structure, the elevation of the lowest floor, including basement, shall be certified by a registered Colorado Professional Engineer architect, or land surveyor. Such certification shall be submitted to the Floodplain Administrator.”

3. The parcels have not been subdivided in at least 15 years.

4. The applicant received the Right to Farm and Ranch Policy and the Code of the West.

5. The new lots will have frontage on private roads within the subdivision but each subject lot and the proposed subdivision entrance is accessible from Johnson Road which is an existing, approved street maintained by County.

6. The new parcels are in conformance to the LUDC in terms of setbacks; density; lot coverage; lot dimensions; yards and separations; and scale, massing, and coverage.

7. There is no need or plan requiring any extension of public sewer or water lines.

8. The parcels have access to publicly maintained roads, Johnson Road and South County Road 109.

9. The applicant has requested a waiver for No. 6 of the Minor Subdivision Standards of Section 5.8.1 of the LUDC so that he may subdivide within the floodplain.
Department Recommendation: The applicant has met all submittal requirements for a Minor Subdivision and there is no foreseen major impact to the land. The Land Use Staff has reviewed the proposed application and hereby recommends approval of the J.B. Quirico Division of Land for Jimmy B Quirico with a waiver for No. 6 of the Minor subdivision standards regarding subdividing within the floodplain area.

Planning Commission Recommendation: The Planning Commission met on December 9, 2015 to hear this application. They had questions about the existing wells and the roads within the proposed subdivision. John Stump, a neighbor within the Sierra Grande subdivision, wanted to verify that the lots would be used for stick-built, single family residences. The applicant responded that the development would be under deed restrictions to control the quality and type of housing. John Stump as well as another neighbor, John Meyers, had complaints about a fence on the applicant’s property made of tires. Staff responded that Mr. Quirico had been under a code enforcement case regarding the tire fence but had resolved the issue by pulling a building permit. Alamosa County requires building permits for fences over six feet but does not dictate which materials are allowed for fence construction. The Planning Commission voted unanimously to approve the J.B. Quirico Division of Land for Jimmy B Quirico.

Commissioner Allen asked if anyone is in favor of or opposition to this Minor Subdivision

No one made comment.

There being no further business, the Public Hearing for Jimmy Quirico Minor Subdivision was adjourned.

ATTEST:

Belina Ramirez, Deputy Clerk

Darius Allen, Chair

Marianne Dunne, Vice-Chairman

Mike Yohn, County Commissioner