Minutes of the Board of County Commissioners Meeting, held on September 14, 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
                 Michael Yohn, Vice-Chair
                 Helen Sigmond, Commissioner
                 Gigi Dennis, County Administrator
                 Jason Kelly, County Attorney
                 Belina Ramirez, Deputy Clerk

Call the Meeting to Order

Pledge of Allegiance

Additions/Deletions to the Agenda

Approval of the Agenda

Addition of Treasurer Fund for August under Consent Agenda and Statements of Work Chronic Disease to be put under Public Health Departments Report. Also to move Recognition of David Broyles before the Board of Adjustment.

m/s Yohn/Sigmond motion to approve September 14, 2016 Agenda with additions and recognition change.
   Motion was approved unanimously.

Approval of Minutes

August 24, 2016-Regular Meeting

m/s Sigmond/Yohn motion to approve August 24, 2016 Regular meeting minutes
   Motion was approved unanimously

Approval of Bills/Obligations

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

Public Comment

No comments were made.

Consent Agenda

Employment Agreement for Computer Services –WSBCS
2017 Commissioners Meetings & Holidays
OpenGov Software Agreement

JVIAITION Amendment No 6 –AIP Runway Rehabilitation to include Engineering Services

Letter of Support for Majestic Valley Farms –USDA Rural Business Development Grant

County Clerk & Recorder’s Report for July 2016

County Treasurer’s Fund Report for August

Request to pull WSB Employment Agreement and the 2017 Commissioners Meetings & Holidays

m/s Yohn/Sigmond motion to approve Consent Agenda without WSB Employment Agreement and 2017 Commissioners Meetings & Holidays

Motion was approved unanimously.

WSBCS Employment Agreement

Jason Kelly stated on Paragraph 10 Indemnification it states “to the extent permitted by law each county”. They used to be a multi-county agreement so this should change to read “each party”. The fee did increase.

Commissioner Sigmond asked if there is any calculation spent on this in regards to the amount of hours spent here.

Commissioner Allen stated they considered having our own IT person. They are cheaper and we have been happy with their services.

Commissioner Sigmond asked if they prepared this contract or we did.

Jason Kelly stated we have used this same contract for the past few years. They provided the list of services they are providing or not providing in the contract.

Gigi Dennis stated they really do provide us with good service. Almost every day you see their truck out here in our parking lot.

Helen Sigmond asked if they provide us an itemized invoice of their work.

Jason Kelly stated it is mostly flat fee for their service. They would provide an invoice for anything over such as if they have to move offices and have to run cables. if you look at cost of what it would take for an in-house person and you would only have one person where they have a team. You would pay more for salary than you would with this contract.

Commissioner Yohn stated we have considered other costs on this such as to someone as a paid employee. They are beneficial for the County.

m/s Yohn/Sigmond motion to accept the WSBCS Employment Agreement with paragraph 10 corrected per County Attorney Jason Kelly

Motion was approved unanimously.

2017 Commissioners Meetings & Holidays
Commissioner Yohn asked what we have done previously for Good Friday if that is a half a day. Also Veteran’s Day is on a Saturday and he would like to consider putting this on the Friday.

Gigi Dennis stated the Personnel Handbook does state if Holiday falls on a Saturday you get Friday. She was wondering if the Commissioners would consider for the Christmas holiday have the day after Christmas off.

Commissioner Yohn stated he would prefer recognizing Veteran’s Day on Friday and half day on Friday before Christmas.

Commissioner Sigmond stated she believes the employees would like to have the day after Christmas off as opposed to the Friday before. Actually they probably would appreciate either day. Could you do a survey on what day they would prefer?

Gigi Dennis stated they could do a survey. It is ultimate the Boards decision. It is very generous on the number of days you do provide off.

Commissioner Allen stated the Friday before Christmas is a hectic time. If they consider time off of a ½ day Friday before Christmas.

Gigi Dennis stated we should just leave as the personnel handbook says.

**m/s Yohn/Sigmond motion to approve 2017 Meetings & Holidays with Veteran’s on November 10th and Christmas Eve on December 22nd of a half day.**

**Motion was approved unanimously.**

**Local Marketing District Board**

Recognition of Service to David Broyles for almost 10 years on the Local Marketing District Board.

David Broyles stated it has been an honor to serve on the Marketing Board. They have come a long ways. They have done a lot of great things. He has other “Mountains he would like to climb” so he needs to move on. He appreciates the confidence in him in appointing him.

Jeff Woodward spoke. Through the years he has relied on David. He has put his faith in him in many of the aspects that we have done. The leaps and bounds we have done is because of David’s foresight and knowledge. He has the utmost respect of what he has done. He served the County and the people well. It is a great Board. There is going to be a great void without him.

Rob Oringdulph stated he has worked with David for 2 years. He is a man of integrity and vision. He was the President of the Board and he learned a lot from him. He has gotten things done never to procrastinate. It has been a good experience.

Tom Bobicki stated he first met David when he was playing for Antonito and Tom was the referee. He was treated very well when David worked for the Bank. He always was treated very well. He is proud to serve the Board. David brought expertise, information, and he was strong. He wishes David the best of luck.
Commissioner Yohn thanked him for his work and wished him the best. It is not for pay. They appreciate citizens like him stepping up. The Local Marketing District is very important to Alamosa and to the San Luis Valley.

Commissioner Sigmund thanked David and knows his expertise in the banking industry was probably instrumental in helping the Marketing Board.

Commissioner Allen recognized David Broyles with a plaque and thanked him for his services.

**Board of Adjustment**

Rachel Baird and Applicant Mario Curto were present.

Commissioner Yohn stated knowing the trees were planted prior he would hate for them to be removed. He would be in favor of this.

Commissioner Sigmund stated she appreciated then complying and taking the steps necessary.

Pete McGee stated he had no questions and he fully supported this.

Eric VanGeison stated it just makes sense.

Commissioner Yohn stated he appreciate them going through the process.

Mario Curto stated he was glad they see what he wanted to do. He wouldn’t be able to put a hayshed because he wouldn’t want to remove those trees that were put there before 1939.

**List of Exhibits**

1. Variance Application Checklist
2. Staff Report
3. Application
4. Receipt of Payment
5. Site Plan
6. Ownership and Encumbrance Report
7. Deeds
8. Release of Trust
9. Assessor Record
10. Receipt of Taxes Paid
11. Well Information
12. GIS 1500 Foot Boundary Map
13. List of Adjoining Property Owners
14. Letter to Neighbors
15. Public Notice for the Board of Adjustments
16. Notice to Applicant
17. Pre-Application Conference
18. Code of the West
19. Right to Farm and Ranch
m/s Sigmond/VanGeison motion to approve Variance for Mario Curto
Motion was approved unanimously.

BEFORE THE BOARD OF ADJUSTMENTS OF ALAMOSA COUNTY

RESOLUTION NO: 2016 – Z - 1

RE: APPLICATION FOR VARIANCE FILED BY MARIO AND RITA CURTO COVERING
TRACT 2, CURTO DIVISION OF LAND COUNTY OF ALAMOSA, STATE OF
COLORADO.

Commissioner Sigmond moved for the adoption of the following resolution. Board
Member Van Gieson seconded the motion.

WHEREAS:

1. Mario and Rita Curto have submitted an application for a variance to the
following described property:

TRACT 2 OF THE CURTO DIVISION OF LAND, THE PLAT BEING
RECORDED ON JUNE 17, 1988, UNDER RECEPTION NUMBER 245642
COUNTY OF ALAMOSA, STATE OF COLORADO.

said property being zoned Rural (RU) District.

2. Said applicant seeks a variance in order to build a hayshed on the property south
of their home which does not meet the minimum setback requirements for building on the
property.

3. A public hearing was held on the proposed variance on September 14, 2016,
before the Board of Adjustment and testimony in favor of the proposed variance was given or
received. No one spoke in opposition to said request.

4. The Board of Adjustments has determined that this application is pursuant
to 7.3 of the Alamosa County Land Use and Development Code, as amended.

NOW, THEREFORE, BE IT RESOLVED that the Board of Adjustment adopts the
findings and recommendations set forth in the staff report regarding the Variance of the above
described property as submitted by Mario and Rita Curto, and that the request is hereby
APPROVED.

Roll call vote resulting in approval: All in favor, none against.

DATED: September 14, 2016.

BOARD OF ADJUSTMENTS, ALAMOSA COUNTY
Emergency Manager

Francis Song was present.

Alamosa County Emergency Operations Plan

He has some changes to the Alamosa County Emergency Operations Plan. There are some minor revisions here and there. Normally they would do its best to purchase resources and equipment as soon as possible. He wanted to reflect this in the plan. He wanted the ability to get the resources so he included this clause in the plan. This is only in the event of an emergency situation otherwise they would follow normal acquisition process.

Commissioner Yohn stated this was pretty set before so he is unsure of where he is going with this.

Francis Song answered he didn’t see this included so he wanted it to be clear.

Commissioner Yohn stated he doesn’t have a problem with it but he doesn’t want it to be redundant.

Jason Kelly stated on Paragraph 6 it states “district” where it should be “Alamosa County”. You probably have that opportunity to do this anyway in an event of emergency but Francis just wants to make it clear in policy. We don’t have a written procurement process right now. We are working on one.

Commissioner Sigmond stated he refers to paragraph 5 to non-competitive procurement process under certain circumstances and paragraph 6 says under emergency declaration.

Francis Song stated emergency operations plan can be activated for other situations it doesn’t have to be for emergency declarations. It doesn’t have to be actual. Others things can mirror an emergency such as the West Fork fire. It didn’t affect Alamosa but did effect an aspect of it.

m/s Yohn/Sigmond motion to approve additions to the Alamosa County Emergency Operations Plan

Motion was approved unanimously

EMPG #15EM-17-153 Grant

It awards the Alamosa County $7500 with remaining $7500 split within 5 counties to issue ID cards. This is approved with the State Emergency Management. This allows first responders to be recognized by the State when they are deployed in any situation. This is ID credential within the State. They talked with the local Fire Chief, Sheriff, local Police, and Law Enforcement.

Commissioner Sigmond stated this was in your budget for next year.
Francis Song stated yes for next year which is just for annual fees. The ID can be scanned and apps are needed to download this and will require an annual fee. The vast amount was for purchase of ID equipment and ID cards.

Commissioner Yohn asked if we are doing ID cards regionally but who does the equipment belong to.

Francis Song stated the equipment is Regional. It is always available for use by County counterparts. We are the fiscal agent for this project but the idea is to make it Regional.

Commissioner Yohn asked the matching funds have to be nonfederal and Alamosa County has to match these.

Francis Song stated yes all counties pay $1500 each. The $7500 is divided by the 5 Counties.

Commissioner Allen asked if other counties have an Emergency Managers in place.

Francis Song stated only Rio Grande doesn’t have one right now.

Commissioner Allen asked if they are going to appoint one soon.

Francis Song stated he is not sure.

Commissioner Sigmond stated it will be nice to have uniformity around the State.

Francis Song agreed. They can utilize this to track, measure, and to report because grants require this as well.

Commissioner Yohn stated with all the cards it shows who us sharing resources and who is participating.

Francis Song stated hopefully at their next meeting they will train and hope to start issuing in December.

m/s Yohn/Sigmond motion to accept ratification of EMPG special Project #15EM-17-151 Grant Motion was approved unanimously

**Alamosa County Public Health**

Della Cox-Vieira was present.

**VaxCare Contract**

This is for immunization purchase and billing. This is to expand their private care. Years ago they had to restrict to underinsured or uninsured and since that time we have restricted our ability to provide to those who have insurance. This agreement would create a structure where they would purchase the vaccine and they would bill for the price of vaccine and bill insurance. Then the administration fee would be reimbursed to us. They take care of billing to the insurance.

Commissioner Sigmond asked how many vaccines you do in a month.

Della Cox-Vieira stated she doesn’t have numbers but it depends on the season. The most often is during beginning of school season and flu season.

Commissioner Yohn stated it for convenience to others.
Jason Kelly stated on 8h governing law it reads “xyz” but should be corrected to read “Alamosa”.

*m/s Sigmond/Yohn motion to approve VaxCare Contract with adjustment of “Alamosa” from “xyz”
Motion was approved unanimously

*Temple Hoyne Buell Foundation*

This is grant award for Healthy Teen Sexuality. There is a section for BOCC and Director to sign.

Gigi Dennis asked what age groups you are working with.

Della Cox-Vieira stated the high school and Ombudsman.

Commissioner Sigmond asked if you provide the education or the schools do.

Della Cox-Vieira stated we provide materials and the school and they partner with Tu Casa for relationship building.

*m/s Yohn/Sigmond motion to approve Temple Hoyne Buell Foundation
Motion was approved unanimously

*Foundation Management Services*

This was for diagnosis coding system.

Commissioner Yohn stated this was tabled at the last meeting.

Della Cox-Vieira stated the language governed by law of Texas which they wouldn’t change but they are aware.

Commissioner Sigmond asked if she can explain the $25 for home care.

Della Cox-Vieira stated this is a standard contract for Home Care and Hospice but we don’t do Hospice so that doesn’t apply to us.

Jason Kelly stated he is not licensed in Texas just making aware.

*m/s Yohn/Sigmond motion to approve FMS Agreement for Oasis Diagnosis Coding Assessment Services
Motion was approved unanimously.

*Employment contract for HCP with Kelli Robinson-Gonzales*

Jason Kelly stated they need to make sure she can make deliverables being not living here.

Commissioner Allen stated this is good to continue using her since the clients know her eventually this may change.

Della Cox-Vieira stated this is an annual contract.

*m/s Yohn/Sigmond motion to approve Employment Contract for HCP with Kelli Robinson-Gonzales
Motion was approved unanimously.
CDPHE Contract Amendment-Emergency Preparedness & Response

This is an amendment for a clause for a provision of if any regional positions become open they would be notified their office.

**m/s Sigmond/Yohn motion to approve CDPHE Contract Amendment**
  **Motion was approved unanimously**

Office of Public Partnership Block Grant

This is a joint Block Grant for Chronic Disease. Sometimes Boards will allow Director to sign because it wasn’t the main contract but a part of the block grant.

Jason Kelly stated this is really a scope of work. It really doesn’t have to come before the Board.

**m/s Yohn/Sigmond motion to give permission for Della Cox-Vieira to sign block grants**
  **Motion was approved unanimously**

She made the Board aware that we have obtained naloxone for drug overdose. They have put a set of information with it and how to recognize the symptoms of an opioid overdose. If someone was experiencing another drug overdose this wouldn’t necessarily harm them but reduce overdose with any other receptors in body. It helps people to start breathing again until they receive emergency care.

Commissioner Yohn stated on the news we have opioid overdose and everyone is carrying the naloxone but then put an overcharge for the EpiPen.

Della Cox-Vieira stated they are addressing this. These are extremely helpful.

Commissioner Yohn stated he heard there are Zica cases in Utah but we thought we would be protected so should we be concerned.

Della Cox-Vieira stated she is not familiar with those cases. The cases we are experiencing we have in Colorado is from traveling not like Miami. We don’t have the species of mosquitos in Colorado that are transmitting the disease like other countries but we are monitoring. We can expect cases from travel because the Caribbean and South America are popular destinations. We have a little bit of funding to get signage for Airport to notify those who travel what to look at and what to do.

Certificates of Participation (COP)

Jason Kelly stated we had a worksession on COP’s. He contacted Alan with George K Baum and gave him a number of $25 million. One thing we have to have Title Insurance so when we sent out the RFP we discovered the property the jail sits on doesn’t belong to Alamosa County. After 5 years Colorado Title was to issue us a Title. This wasn’t done. This Company has been sold many times so there are one subsidiary to another. Getting a Deed and determining who has the authority to do this can be a problem doing a motion for Quiet Title would be easier.

Commissioner Sigmond asked is the issue the payments were not made.
Jason Kelly stated No we would have heard about that he thinks the final payment was made, there was no follow up was done so no Deed was issued. He is working on this. The deadline to respond for the RFP is Friday at 3pm. Getting a Deed from one subsidiary to another will not be a small process so he thinks a Quiet Title would be easier.

Commissioner Sigmond asked who do you give notice to.

Jason Kelly responded to Colorado Title. They are the initial company. He has checked with Paul Motz and they would be willing to do a Quiet Title.

Commissioner Yohn stated Quiet Titles works ok.

Jason Kelly stated it clears up the title. The COP Face value affects the title insurance because that number we give to them to insure. We can combine into one policy because COP’s are issued together and they need a title policy for the whole project.

Commissioner Sigmond asked what the cost would be for title insurance.

Jason Kelly stated we have to get all the RFP’s to determine.

Brittney DeHerrera stated she has pulled the actual gross sales since 2010 to 2015 of what the 1 percent would generate and took an average which came to $2.8 million over the last 6 years. Looking at borrowing $25 million the amortization runs at 19 years because we have run past the 1st year already it would be $1.7 million in principal & interest leaving $500,000-$600,000 for Justice Center. This is left for utilities for detention, janitorial staff, additional detention staff, additional food service, and supplies. Even if sales come in higher it would be tight.

Commissioner Allen stated sales hadn’t had any real spikes in the last 15 years.

Brittney DeHerrera stated we did have an increase last year but would have contingency. She recommended we don’t want to be put in the same situation before we went to the voters where we were tight. She checked with Alan if we did $23 million it is $200,000 less.

Commissioner Sigmond stated the actual projection in costs might be higher than projected.

Jason Kelly stated they are estimated at $27 million with contingency. They are hoping the number is accurate but they won’t know until they have schematic drawings and then send to cost estimator. You can control with not doing change orders.

Commissioner Sigmond stated they are not planning on changing things. There are some additions they need to make.

Jason Kelly stated they need to take into consideration Reilly Johnson’s fees. Their fee proposal was $1.5 but now they are estimating $1.9. They have to talk about this with them.

Commissioner Yohn stated the sales tax collection of $2.4 our percentage going back would be 70%.

Brittney DeHerrera stated yes we are left with 30% of tax.

Commissioner Yohn asked is this money borrowed going to come at one time and paid immediately or can it be phased in.
Brittney DeHerrera stated it is a one-time disbursement.

Commissioner Yohn stated we are already collecting taxes at this point. It was $676,000 through July. Do we know what the interest rates are now?

Jason Kelly stated we should have locked in at 2.9. We told them the board wants to lock in the rate but might adjust the number.

Brittney DeHerrera stated we have an idea what the average would be depending on what we borrow and what has to be paid back so what is left. Is that enough for the jail expenses and the new Judicial Center expenses.

Commissioner Yohn stated at one time there was an estimate of energy costs.

Jason Kelly stated Reilly Johnson gave us this estimate after having the schematic drawings we can have an estimate of that.

Commissioner Sigmond stated there will be some savings for not having outside housing.

Brittney DeHerrera stated the Sheriff’s department everything is expensive. We will have cost no matter what. It is a matter of what is efficient for the County.

Commissioner Yohn stated the cost is still there the County will be having the cost of keeping them now.

Jason Kelly stated $400,000 will be saved in housing but that doesn’t mean we will have $400,000 available but they will have some savings.

Brittney DeHerrera stated food will increase because they never had to feed them before now they will have to. You are adding to the budget and only so much left after paying premiums.

Commissioner Yohn stated you want to be able to pay the COP’s back. This is long term.

Jason Kelly stated we should not have issue in paying COP’s. It is just operational costs.

Commissioner Yohn stated we started as a $21.1 million project and now we are at $26 million.

Commissioner Allen stated we are extended already in what we should so there will be cuts.

Jason Kelly stated if the overall costs are $24 million plus grants you can pay down the principle.

Brittney DeHerrera stated it saves us in the end but not as we need it.

Gigi Dennis stated we are already paying for 64 inmates because we have the increase.

Brittney DeHerrera stated the budget will go there are always increases in jail.

Commissioner Allen stated the costs should drop with better efficiency but costs with food there will be an increase. It will be a wash not a saving. It just needs to be efficient.

Jason Kelly added changing of the conditions is what needs to be happening.

Gigi Dennis stated Christina Gallegos is working on other grants so that is positive.
Brittney DeHerrera stated the whole reason of the decision for sales tax was $20 million and now we are looking at $25 million.

Commissioner Allen stated this didn’t include what we are getting from grants.

Commissioner Yohn stated it really does put a budget on it so when we continue from here we know where we have to be.

Brittney DeHerrera stated after looking at things $25 million is reasonable but it would be tight. She doesn’t feel comfortable with it. Moving down to $23 you are just bringing in a couple 100,000. Her recommendation would be $23 million and try to get construction costs down and work on getting more grants. She doesn’t want to see us back where we started. The General fund can’t hold it.

Commissioner Sigmoid asked what a reasonable expectation of grants would be.

Gigi Dennis stated DOLA there is not very much left. The Underfunded Grant we are optimistic because we are far ahead than others. They are watching through the Department of Justice for grants.

Jason Kelly stated maybe through Homeland Security to absorb some costs.

Gigi Dennis stated USDA Community facilities they are matching grants for equipment maybe for the kitchen.

Jason Kelly stated they are closer to getting more grants but LEED Certification requirements would add to the cost. You can change the amount but would like a formal declaration today.

Brittney DeHerrera stated the preliminary budget will be delivered soon and will show what the County needs are.

Gigi Dennis stated Brittney is pretty conservative. The positive side is Alamosa will continue to grow. Alamosa will continue to be the hub for shopping,

Commissioner Sigmoid stated it is safer to go at $25 million and we can look at grants.

Commissioner Yohn stated he would suggest $24 million.

Commissioner Allen agreed with $24 million plus $2.2 million of grants. The contingency is high.

m/s Yohn/Allen motion to 24 million in COPs for judicial center at 2.9%

Motion was Sigmoid No, Yohn Yes, Allen Yes

Executive Session

m/s Yohn/Sigmoid motion to go into executive session for a conference with the County Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b);

Motion was approved unanimously.

Board/Staff Updates

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

Michael Yohn, Vice-Chair

Helen Sigmond, Commissioner