Minutes of the Board of County Commissioners Meeting, held on January 28, 2015 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  
Michael Yohn, Commissioner  
Jason Kelly, County Attorney  
Peter Kampfer, County Administrator  
Carol Osborn, Assistant Administrator  
Brittney DeHerrera, Chief Financial Officer  
Belina Ramirez, Office Manager

Call the Meeting to Order

Pledge of Allegiance

Additions/Deletions to the Agenda

Approval of the Agenda

M/S Dunne/Yohn motion to approve the agenda of January 28, 2015.  
Motion was passed unanimously.

Consent agenda Items:

Approval of General Business/Minutes

The Following Minutes were presented:  
Regular Minutes-December 17, 2014  
Public Hearing Minutes-Ordinance #18  
Regular Minutes-January 13, 2015

Commissioner Dunne asked for a correction in the December 17th minutes under the Clerk & Recorders report. Under the discussion of the handicap doors it states “leaving the doors messes”. It should state “leaving the doors open messes”. Also in the January 13th meeting under the Consent Agenda the motion does not reflect Commissioner Darius Allen was absent.

m/s Yohn/Allen motion to approve December 17th minutes with corrections  
Motion was passed unanimously with Dunne abstaining due to her being absent.

m/s Yohn/Dunne motion to approve January 13th minutes with corrections  
Motion was passed unanimously with Allen abstaining due to him being absent
Approval of Bills/Obligations

M/S Dunne/Yohn motion to approve the Bills/Obligations
  Motion was passed unanimously.

Public Comment

Ron Brink spoke. Update on water plan. Submitted draft to Governor. Well accepted and good
feedback from public statewide with some negative. Spend a lot of time on executive summary
cutting down to 9-12 pages. Another phase to finish for final in September 2015.

Approval of Consent Agenda
Colorado Division of Criminal Justice SLV Victim Response
WSB Audit Engagement Letter

M/S Dunne/Yohn motion to approve Consent Agenda
  Motion was approved unanimously.

Public Hearings

Supplemental Budget-Resolution 2015-F-1

SEE PUBLIC HEARING MINUTES FOR MORE INFORMATION

Rachel Baird was present.

BEFORE THE BOARD OF COUNTY COMMISIONERS OF ALAMOSA COUNTY

RESOLUTION NO: 2015 - F - 1

RE: A RESOLUTION APPROPRIATING ADDITIONAL SUMS OF MONEY
TO DEFRAY EXPENSES IN EXCESS OF AMOUNTS BUDGETED FOR THE
COUNTY OF ALAMOSA, COLORADO.

WHEREAS, on the 18th day of December, 2013 the Board of County
Commissioners adopted its 2014 calendar year budget; and

WHEREAS, Alamosa County has: a) had an increase in costs with
unexpected repairs & maintenance and delay in Construction costs that were
incurred in current year; b) an increase in the family health insurance
census; c) & d) additional need for services; e) increased costs in the Mosca
General Improvement district with an aging system
WHEREAS, Alamosa County has received unanticipated revenue or revenues not assured at the time of adoption of the budget, or will utilize available undesignated fund balances as hereinafter set forth.

NOW THEREFORE BE IT RESOLVED, by the Board of County Commissioners, Alamosa County, Colorado as follows:

Section 1.
That the FY2014 appropriation for the a) Capital Projects Fund is hereby increased from $2,838,200 to $3,463,200; b) Health Insurance Fund is hereby increased from $1,607,586 to $1,657,586; c) Local Marketing District Fund is hereby increased from $402,745 to $406,745; d) Lodging Tax Fund is hereby increased from $300,000 to $304,000; e) Mosca General Improvement District Fund is hereby increased from $51,800 to $56,800.

BE IT FURTHER RESOLVED that a certified copy of this resolution be filed with the Division of Local Government and the Department of Local Affairs by the Clerk of the Board.

ADOPTED this 28th day of January, 2015.

The roll having been called, the vote was as follows:

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<tr>
<th>Commissioner</th>
<th>Yes</th>
<th>No</th>
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<tr>
<td>Allen</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Dunne</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Yohn</td>
<td>X</td>
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The foregoing resolution passed by a roll call vote resulting in a 3-0 vote.

BOARD OF COUNTY COMMISSIONERS
ALAMOSA COUNTY, COLORADO

Darius Allen, Chairman

(SEAL)
ATTEST:

Melanie Woodward, Clerk of the Board
m/s Dunne/Yohn motion to approve Supplemental Budget Resolution 2015-F-1 with correction

Motion was approved unanimously.

Minor Subdivision-Darrell & Amanda Jackson

SEE PUBLIC HEARING MINUTES FOR FURTHER INFORMATION

Rachel Baird & Applicant Amanda Jackson were present.

Commissioner Dunne welcomed her. They are not changing the land just wanting to refinance. She appreciates the applicants following the rules of the County.

Commissioner Yohn asked if case number is changing from the application. It was a typo stated Ms. Baird. Commissioner Yohn also clarified if approved should be with waivers of #3 and #6.

Commissioner Allen asked for elaboration of the County Master Plan and why they would like a waiver on #3 and #6. He knows it is consistency with the Wildlife. They analyze the wildlife and flood areas so they want these areas to subdivide but put restrictions on subdividing. It is a contradiction. This is not a major subdivision. These specifications are really geared towards major subdivisions. Technically we have to waive it. They know finance companies don’t want anything over certain amount of acres stated Commissioner Allen. If it wasn’t for the irrigation pulling water from the river he wonders how much habitat would be there.

List of Exhibits
  1. Minor Subdivision Application Check List
  2. Staff Report
  3. Pre-Application Conference
  4. Application
  5. Receipt of Payment
  6. Ownership and Encumbrance Report
  7. Deed
  8. Assessor Record
  9. Receipt of Taxes Paid
  10. Water Documents
  11. Letter from Lien Holder
  12. Survey
  13. GIS Aerial View
  14. List of Adjoining Property Owners
  15. Letter to Neighbors
  16. Public Notice for the Planning Commission
  17. Public Notice for the BOCC
  18. Notice to Applicant
Commissioner Yohn commented on the roads out there that they maintain the roads but they had to cut the willows. Commissioner Dunne stated they do have habitat meetings and Ms. Jackson is welcome to attend. Maybe she could get help or collaboration regarding her property.

m/s Dunne/Yohn motion to accept Minor Subdivision for Darrell & Amanda Jackson with waivers of #3 and #6
Motion was approved unanimously.

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

RESOLUTION NO: 2015 – S - 1

RE: APPLICATION FOR MINOR SUBDIVISION FILED BY DARRELL AND AMANDA JACKSON, COVERING PROPERTY LOCATED IN THE EAST 1/2 SOUTHEAST 1/4 of SECTION 19, TOWNSHIP 38, RANGE 10 EAST, N.M.P.M., IN ALAMOSA COUNTY, COLORADO.

Commissioner Dunn moved for the adoption of the following resolution. Commissioner Yohn seconded the motion.

WHEREAS:

1. Darrell and Amanda Jackson, have submitted an application for a minor subdivision covering the following described property:

   A tract of land situated in the East 1/2 Southeast 1/4 of Section 19 Township 38, Range 10 East of the N.M.P.M., and being known as parcel No. 528519400174, and recorded under Reception No. 338352, of the Alamosa County Clerk and Recorder's Office.

   said property being zoned Rural (RU);

2. Said applicant seeks to divide the above-described property into two parcels as follows:

   Tract 1 = 65.26 acres  Tract 2 = 6.62 acres

3. The Alamosa County Planning Commission reviewed the application for a minor subdivision on December 10, 2014, following proper notice to the public and recommended approval of the application with certain waivers regarding the Alamosa Master Plan.

4. A public hearing was held on the proposed minor subdivision on January 28, 2015, before the Board of County Commissioners of Alamosa County, following proper notice to the public, and no adverse testimony was given or received.
5. The Board of County Commissioners has determined that this application is pursuant to Article 5, Section 5.8 of the Alamosa County Land Use Development Code and is a division of land not within the purposes of Part 1 of C.R.S., 1973, Section 30-28-101, et seq. and is therefore exempt from the definition of a "subdivision" contained therein.

6. That the proposed use is consistent with the objectives and purposes of the Alamosa County Land Development Code, specifically that:

1. The minor subdivision is found to be consistent with the adopted plans and policies of the county as the property is in a Rural (RU) zoned district and the proposed subdivision does not change the agricultural use of the property.

2. The plat does not comply with all the standards of Article 5, Subdivision Standards, however, there is good cause to waive the requirements regarding compatibility with the Alamosa Master Plan and the Geological Hazard Area, the floodplain, and a Critical Wildlife Habitat Area.

3. The parcel has not been subdivided in the last 15 years;

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

5. The Plat shows the frontage on County Road 107 South.

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.

IT IS THEREFORE RESOLVED AND ORDERED that the minor subdivision is hereby granted upon the above-described property pursuant to Alamosa County Land Development Code as adopted on July 15, 2009, as amended.

Roll call vote resulting in approval: Commissioner Yohn, Commissioner Dunne, and Commissioner Allen all in favor.

DATED: January 28, 2015.

(Seal)

BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

By Darius Allen, Chairman

ATTEST:
Development Code Text Amendments

SEE PUBLIC HEARING MINUTES FOR FURTHER INFORMATION

Rachel Baird was present.

Mr. Kelly stated the amendments were already approved but the changes were not made in the LUDC and not actually published that he could tell. They wanted this to be retroactive to 2009 at that time but he felt they couldn’t now go back to 2009 just to 2012 when it was actually accepted. Mr. Garcia Administrator at that time asked if Juan Altamirano checked with Mr. Kelly if there was a problem with this. He was never asked because this would have been an issue.

Commissioner Yohn asked if we accept this how we accept this to go retroactive because how could the board present override what was done with a previous board at that time. The Hearing was held in 2012 and what is presented today is what was approved in 2012. The issue was when it would become effective was the question then in 2012 to go back to 2009 but there was not mechanism to go back to 2009. Ms. Baird said she is not asking to retro back to 2009 just make it effective. Mr. Kelly stated they can just make this effective from here forward actually 30 days from January 16th so it would be effective February 16th. Only one 1041 has been approved and technically that is the same applicant that pointed this out.

m/s Yohn/Dunne motion to accept Text Amendments effective February 16, 2015. Motion was approved unanimously.

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

RESOLUTION NO: 2015 – G – 2

RE: A RESOLUTION ADOPTING TEXT AMENDMENTS TO THE ALAMOSA LAND USE DEVELOPMENT CODE ON MAY 9, 2012 FOR THE COUNTY OF ALAMOSA, COLORADO.

Commissioner Yohn moved for the adoption of the following Resolution. Commissioner Dunne seconded the motion.

WHEREAS, §29-20-101 of the Colorado Revised Statutes, provides that each local government is provided broad authority to plan for and regulate the use of land within their jurisdiction; and

WHEREAS, §30-11-101(2) of the Colorado Revised Statutes, provides that Counties have the authority to adopt and enforce ordinances and resolutions regarding, health, safety, and welfare issues as proscribed by law; and
WHEREAS, §30-11-107 of the Colorado Revised Statutes, provides various powers to the Alamosa County Board of County Commissioners; and

WHEREAS, §30-28-113 of the Colorado Revised Statutes, provides authority to Alamosa County Board of County Commissioners to regulate the use of certain structures within the unincorporated area within said county; and

WHEREAS, pursuant to Section 7.3 of the Alamosa County Land Use Code, the County may make text amendment changes to the Alamosa County Land Use Code; and

WHEREAS, a public hearing was held before the Board of County Commissioners on May 9, 2012, after proper notice; and

WHEREAS, the Alamosa County Land Use Manager presented for the Board’s consideration certain text amendments to the Alamosa County Land Use Development Code for the purpose of clarifying discrepancies between the Land Use Development Code and requirements under the 1041 Regulations of Alamosa county; and

WHEREAS, there was no opposition to adoption; and

WHEREAS, the Board of County Commissioners considered the recommendation of the Alamosa County Land Use Manager, and found that said amendments were in the best interest of Alamosa County and approved said amendments; and

WHEREAS, there was no written resolution memorializing the changes approved by the Alamosa Board of County Commissioners on May 9, 2012, this resolution is adopted to confirm said changes.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That Alamosa County Land Use Development Code shall be changed according to the changes approved on May 9, 2012 as set forth in the attached Exhibit A; said amendments shall be made effective on February 16, 2015 (thirty days from the date of publication).

2. That said changes are consistent with the remainder of the Alamosa Land Use Development Code; advances the public health, safety, or general welfare; and is consistent with the policies of the county and the specific intent of this Land Use Development Code.

Passed by roll call vote: three (3) in favor, none against.

SIGNED this 20th day of January, 2015.
They have a lot of Land Use applications coming up in the next couple of months. They had a lot of interest from Solar Facilities. The Code Enforcer just finished all the state reporting for noxious weeds last week. This week she is working on HUTF reporting through GIS. Their Building department is picking up. They have a training session for on-site wastewater next month.

Alamosa County Treasurer

December 2014 Fund Report

m/s Dunne/Yohn motion to approve 2014 Fund Report
Motion was approved unanimously.

Semi Annual Report

This is from July 1st through December 31st. This will be published Saturday. Under Treasurer’s fees this represents the fees that will be transferred to the County General fund of $222,042.66. They keep a $3000 balance which is what is generally done out of this total.

m/s Yohn/Dunne motion to accept Semi-Annual report
Motion was approved unanimously.

Public Trustee Quarterly Report


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<td>Beginning Balance</td>
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<tr>
<td>Foreclosure Processing</td>
<td>10,840.83</td>
<td></td>
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<tr>
<td>And Misc Fees Collected</td>
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<td></td>
<td></td>
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<tr>
<td>PT Fees-Foreclosures/Releases</td>
<td>2,810.00</td>
<td>Total Receipts</td>
<td>$13,650.83</td>
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<tr>
<td>Transfer to County</td>
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<td></td>
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<tr>
<td>Foreclosure Disbursement</td>
<td>11,889.91</td>
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Release Disbursement 415.00
Disbursement for PT/Staff 5,000.00
17,304.91 Total Disbursements
Fund Balance $138,253.02 Fund Balance as of 12/31/14
Encumbered Expenses 136,155.68 Total Encumbrances
Actual PT Fund Balance 2,097.34 Actual Balance as of 12/31/14

26 Current Active Foreclosures (19) + Bankruptcies (7)
7 New Foreclosures (Oct 2, Nov 4, Dec 1)
5 Completed Foreclosures (Oct – Dec, 2014)
  2 Conf Deeds; 3 Withdrawal; 0 Redemption/Lienor; 0 Redemption/Owner
106 Releases (Oct – Dec, 2014)

m/s Yohn/Dunne motion to approve Public Trustee Quarterly Report
Motion was approved unanimously.

Commissioner Dunne stated they had a conversation with the Sheriff of funds they have. Are
they transferred to the Treasurer’s Office? Ms. Widhalm stated she has not had a conversation
with the Sheriff regarding protocol. It involves Brittney with the Sheriff’s budget which is
related to all funds of the Sheriff’s Office. They are represented in the report by being
incorporated into it. It is something that needs to be addressed. Brittney stated the commissary
and other accounts are included. They are incorporated into the General Fund.

2014 Tax Warrant Modification Report

Under provisions of CRS 39-10-114(2)(a), she is presenting a report of taxes that are determined
to be uncollectable. The report she has provided them shows Uncollectable Mobile Home taxes,
uncollectible Personal Property Taxes, Outed Parcels that were outed by County Assessor, and
Outed State Assessed Parcels which were also outed by the Assessor.

Per speaking to Mr. Kelly. What was presented was a prior resolution which has been on record
with the County she will prepare a new resolution to represent today’s report showing that they
do have a total of $4,024.70 to be removed from the tax roll. Mr. Kelly’s recommendation was
to do a resolution each year.

Commissioner Allen asked a lot of these mobile homes have disappeared. Ms. Widhalm stated
they have disappeared or no longer liveable. Whatever the reason the Assessor has determined it
to be outed. She is looking together with the Assessor to determine which are to be outed.

Commissioner Dunne asked what Outed of State Assessed parcels means. For example the State
of Colorado gave a report to the Assessor a portion of the railroad was not going to be assessed
because they were exempt and they would have to assign a new number to it the old one would
be outed and after so many years they can no longer collect the tax.

m/s Yohn/Dunne motion to accept 2014 Tax Warrant Modification Report
Motion was approved unanimously.
All of the property tax notices have gone out. They do receive returned mailing and they try to resend to try and get those taxes collected.

**CSU Extension**

Marvin Reynolds Area Director and Mary Ellen Fleming Extension Agent were present. In two weeks the Southern Ag Conference is coming up. It has really picked up because of the water changes. It is February 10th, 11th, & 12th. Another project is Energy Masters patterned after the Colorado Master Garden program. There is a fee for this but they can get signed up as an Energy Master and provide back to the community for a decrease in fees. This year their registration closes February 10th. Teachers can get graduate credits for this program. They can make friendships and connections that last here. They have a legacy planning. December last year they had a program called Agrobility for people who want to work in agriculture or are working with a disability. They provide resources. This program isn’t just for the producer but for their spouse, children, workers or workers families.

Commissioner Yohn asked in which way they can help.

They are a referral that they recommend to Agrobility. Example one person needed gates to operate easier for disability. One person needed a van that is accessibility for wheelchair and one was found for them. One example a UTV was donated because he couldn’t get in his truck to look at his fields. It is not always big things they help things such as hearing aids. Also lifts where it lifts from a vehicle to the tractor it is not done here in the Valley but other areas. They have resources for mental assistance as well. The big resources they refer to are Easter seals, Salvation Army, and Colorado Rehabilitation.

Mary Ellen Fleming asked when you think of 4H what do you think of. Darius Allen stated the first thing that pops up are kids.

Commissioner Dunne stated Amy inspires youth and create leadership. Ms. Fleming stated leadership is what she was looking for. It is not just agriculture.

Commissioner Yohn stated Ag life.

They took 9 kids to the leadership conference. The State officers lead the workshop and present skits of what they learned and developed. They each gave a few thoughts of what the conference was about so they teach public speaking. In two weeks there is Youth fest where they have 5 registered from the Valley. In the valley they have 4 councils. There are different opportunities for them to develop leadership. Parliament procedures they learn. Consumer choices they have a judging contest. They train, learn, and decide. Their team got 1st place. They got to attend the National Conference for this. Out of 12 teams they placed 4th. Out of 48 kids her daughter got 5th place. Last year they placed as well. Amy has started a Robotics club. She worked with a team in Rio Grande County and Conejos County. It is expensive because they have to order robot kits from LEGO’s. She has got grants to purchase these. They are trying to bring technology to 4H. Ms. Fleming asked what they think she does.
Commissioner Allen stated his kids have been in 4H so he knows what it is all about. He knows it is more than livestock.

Commissioner Dunne stated work with the seniors with the bone density program. You teach and train others to teach this program.

4H does teach cake decorating. She has four sites for strong bones in Alamosa at The Bridge, Presbyterian Church, Sacred Heart Church, and at the seniors. They do hand washing for food safety. Seniors are more prone to food borne illnesses. She goes to schools and Head Starts.

Commissioner Allen stated he sits on the State Fair board. They have remodeled dorms by raising funds privately. Every year they have a fundraiser and this year they raised $50,000. Their goal for this year is to raise $150,000. They have participation across the whole state. He hopes kids from the Valley use the facilities.

Ms. Fleming stated they do. This reminds her of community service which is part of 4H. They instill this so they could continue this as adults.

Mr. Reynolds stated Ms. Fleming also has a brain wise class. It teaches to think before you act. An MOU had been requested at the previous meeting but he hasn’t located this yet.

**Alamosa County Clerk & Recorder**

*Clerk & Recorder’s Report for December*

Melanie Woodward was present. They have changed the dates for the Saguache County Center School Board recall to March 17th. They had their Conference last Monday, Tuesday and Wednesday. It was geared more to the new clerks. They had 17 new clerks. The Southern region lost 4 clerks. The Secretary of State came this morning to audit the equipment.

Commissioner Dunne asked if the state auditor was excited about the new facility. He thought it was very nice. Stated Ms. Woodward.

**m/s Yohn/Dunne motion to accept Clerk & Recorder Report**

**Motion was approved unanimously.**

*Employee Vacancy Request*

Carmen is leaving so she needs to get this position filled. She was the recording supervisor. She has made some moves in the office. Stephanie is moving into that position so they need to hire a motor vehicle clerk. They have to be bilingual.

**m/s Yohn/Dunne motion to approve Employee Vacancy Request**

**Motion was approved unanimously.**
Commissioner Yohn asked about ADA accessible that there was talk about putting a button and then someone in her office could assist them in getting the door for them if this would be accessible. Yes stated Ms. Woodward.

**Alamosa County Public Health**

Della Vieira and Lynnea Rappold were present.

The Resolution for increasing Environmental rates to match other counties will be brought at the next Commissioners meeting. It should be in front of the Board of Health stated Mr. Kelly.

**Intergovernmental Agreement**

She waited until she got all five counties signatures before bringing it before this board.

**m/s Yohn/Dunne motion to approve the Intergovernmental Agreement**

*Motion was approved unanimously.*

Commissioner Allen stated at the CCI Steering Committee they talked about Fees and that passed unanimously.

**Regional Environmental Health**

In terms of the Environmental Health Specialist that will work under Lynnea she would like to advertise in February and may need to advertise for an extended time to get someone qualified. She would like to identify that person in April and bring on board in May.

Is this something for Alamosa County or the region asked Commissioner Yohn? As signing the agreement it is built for funding for this position. They will be an Alamosa County employee. They will manage this person but they will be located in Rio Grande County Public Health. Lynnea will supervise that position. Chris Heffernan is leaving next month. He will introduce her and leave inventory 70% achieved. Will other counties be part of interview process asked Commissioner Allen? Yes she would like to invite the other County’s Directors just like they did for Lynnea’s position. She doubts the other counties will chose to participate. When Lynnea’s position was interviewed Della was the only other county that participated at that time.

Lynnea provided an on-site food safety class. Both Lynnea and Diedra have processed 180 out of 313 retail food inspection licenses. Ms. Rappold stated they have 45 outstanding licenses. They are calling those facilities that are outstanding and ask them to pay by the end of the month. Ms. Rappold attended a food borne illness training in Salida.

This is Radon Awareness month. They are offering free vouchers for radon kits. Giving the vouchers allow them track the results.
CHAMP they are working together to piece funds to get this done. Everyone felt it was a valuable activity.

They are advertising for an OLTC Case Manager when one case manager went to Home Health to do Quality Control. They had an internal posting for lead Case Manager and promoted her this month. She already filled in when the Case Manager Supervisor was gone. They are advertising for another Physical Therapist position. One retired in December that was covering the western side. They are turning down referrals from this area at this time until they hire one. It is difficult to hire a Physical Therapist. This is a contract position. They get paid a flat rate for different services. There is just not enough therapists for all the work that is out there.

They did review policies and procedures for Public Partnership yesterday and they approved the changes that she recommended.

Financial Reports through October 2014 were presented. Their Personal Care Provider numbers are in the black.

**Alamosa County Sheriff**

Sheriff Robert Jackson, Shawn Woods, and Kristy Duarte were present.

They have restructured the entire Sheriff’s Office to function better. He introduced Shawn Woods the new Undersheriff. He has an extensive law enforcement experience over 8 years with the DA as investigator. He has experience with the City police and with County law enforcement. This is mandated by State Statute to name an undersheriff. His area is the patrol division. Court security is his responsibility as well.

They had an arson last night and have one investigator in town who works with the City and he was out of town. This is a critical position. There is a need for an investigator. Field training takes 14 weeks to train. This is a huge responsibility. He will also be the PIO in his absence. All three of them are certified in FBI crisis and hostage criteria.

Kristy Duarte is going to be sworn in as captain Monday. She had 20 years with the police department. She is evidence custodian certified. Post brings money into the valley and she is on that board. She is also on the VALE board. Her husband is Captain with the Fire department. She is a native of the valley.

They have identified critical areas that are not funded by his budget. The main one is the policy manual. They would like to go with a company called Lexipole. They create a policy manual for law enforcement specific for Colorado and they can customize it for themselves. They have 46 full-time employees. It is an expensive start up at $14,000. $8800 for patrol division and $5200 for detention. Mr. Kelly understands the huge liability there because they do not have a good solid policy and procedure manual. Patrol vehicles half of them have over 200,000 mileage and some have dents. They need 5 new vehicles. They can get help from Jefferson County. They get rid of theirs at 100,000 miles and run very well. It is $25,000 for these vehicles. They
need to have dependable and reliable vehicles. He wants to make them all black and white with light bars so the community knows they are sheriff. There is some costs to this of $5,000.

He would like an Investigative position. He has enough in his salary budget. It would be tight but it can work. They would open it up in office first. They would assume drug intel coming in. This can be a huge savings on overtime. The investigator would handle all the calls. Salary range could be from $37,668-$42,284.

They have the 2015 budget already presented and budgeted stated Commissioner Yohn. They collect $3,148,000 million from Property Taxes. $29,000 goes to Road & Bridge and $3 million goes to Sheriff’s Department. When they do these expenditures they have to check with their finance officer. He knows there are areas that need improvement. They appreciate his enthusiasm.

**m/s Yohn/Dunne motion to approve position of investigator**

**Motion was approved unanimously.**

Commissioner Allen stated let’s keep the doors open in regards to Lexipole and more patrol cars. He has some ideas.

Shawn Woods it is a privilege for him to take this position. The last few weeks have been intense. Policies and procedure scares him the most. How extreme the liability can be without these in place. He instituted a new in-house policy to inspect vehicles before each shift. In the past he has been told three vehicles were driven without oil and then the transmission burned out. That is not acceptable. They need to use plain common sense which has been lax in the past.

Commissioner Dunne stated she would like to discuss Lexipole because we won’t have another meeting until two weeks. Commissioner Allen stated they need to find some money for this.

Mr. Woods stated he was forced to deal with incident where an officer doesn’t wear a vest. In policy it states they can if they want to. If they are bound by policy and procedure this would help.

Sheriff Jackson stated maybe if they had more of an official proposal on cost. They are exploring grant possibilities. Post has a grant but it is very minimal compared to $14,000. Other counties go with Lexipole because it makes sense.

**Alamosa County Department of Human Services**

Catherine Salazar was present.

Statement of Revenue and Expenditures for November 2014 were presented. Revenues showed they have collected $1,179,447. Year to Date shows they have collected $12,929,526. Expenditures showed they have spent $12,719,512 year to date.
The Ongoing Workload Summary Report was presented. As of December 2014 they had 278 cases for Adult Financial, 142 cases for Colorado Works, 2130 cases for Food Stamps/Food Assistance, and 3536 cases for Medical Assistance. Medical Assistance has grown from last year at 2508 cases to 3536 cases. This has grown by 1,028 cases.

The Monthly Food Assistance Issuance Report was provided. It shows December issuance of $549,929. Their year to date issuance was $6,123,124. They increased their food dollars by $70,604.

The Recovery Collection Comparison Report, Child Support Collection Comparison, and the Child Support Monthly Case Count was presented.

You may have seen through the legislation Senate Bill 15-12 which talks about the Child Support pass through. They have asked the Counties to weigh in on a position regarding the pass through of Child Support dollars. Right now what is happening if a family is on TANF and is getting Child Support or their office is able to facilitate a monthly support order to get Child Support the Department takes their part and whatever is left passes through to the custodial parent. The bill proposes to pass through the entire amount of child support to the custodial parent. In some cases they may be able to capture the TANF grants also. The problem is the Counties have already paid their 20% of MOE for that TANF grant. Depending on arrears or current support the County gets that back at some point. The thought is to backfill the revenues lost in the MOE. Right now the position is to monitor with concerns. Some cases they may still be able to capture TANF dollars as well. The ability for them to have both can be problematic for counties.

Medicaid Summary of Benefits Paid report was provided. This is a summary of all Medicaid dollars paid to Alamosa. The total for the year to date of 2014 was $35,821,800.03. Last years the total was $31,276,954.11. Coming from Las Animas County which is comparable to Alamosa County but in Alamosa it is double than in Las Animas.

Commissioner Dunne stated the reason must be because we have the hospital here. This report is for Alamosa citizens. This is data from the Department of Health Care & Policy who handle the Medicaid Program. The access to medical care is higher the citizens here utilize it more here. We do have more clinicians and services that people utilize here.

Commissioner Allen stated the Assessed Valuation is double in Las Animas than here.

Commissioner Yohn asked about Senate Bill 15-12. His concern of the amount of child support they receive will not be included as income. It could impact their eligibility for Food Stamps and Medicaid. Ms. Salazar stated her position is strongly oppose this Bill.
Alamosa County Administrator

Preliminary Engineer Report

Martin Reynolds with Reynolds Engineering and Ken VanIwarden were present. Mr. Kampfer stated they have been presented a report funded by USDA which is a Preliminary Engineering report as it applies to the septic system for Mosca. Any concern or comments for final acceptance will be allowed. This is to quantify what is going on there to engage components such as funding what is available, resolution for years to come, legal for what is good for the County and the community, and to the citizens’ health and safety.

Commissioner Allen asked Mr. Reynolds to recap this report.

Martin Reynolds spoke. He followed the guidelines from USDA to develop the report. They had site visits and looked at septic tanks and tried to determine the aspects of their outline. They propose to do a brand new system pretty much get rid of everything except for the pipelines that are in the alleys. The pump stations that are there they don’t think are worth salvaging. Also the septic tanks and leach fields. They are proposing to put a new gravity collection system to a new lift station and to a packaged treatment plant. This report has to go to the State Health Department and to the State for approval. They have identified costs which are at $1.4 million which includes doing away with what is there and get new equipment. They submitted this as a Draft report.

Commissioner Allen stated he wanted to know about the existing facilities. You have evaluated each one of the tanks and determined they are deteriorating to where they have to be replaced. Is there enough capacity for growth for that area. Mr. Reynolds stated yes they have planned it for the whole town. They planned it every four lots of 25 people a house on every 100 feet. Ultimately this is designed to operate for what there is now and what it could ultimately build to.

Mr. VanIwarden stated the system is deteriorating. They have problems with the wells being too close to the septic system. They offered sample water kits at one of the meetings they had. They have not had any contamination problems as he is aware of. He doesn’t know any history of these systems they are proposing but there is a model in the metro area that they could visit. At this point something needs to be done because they are spending a lot of money to pump the systems.

Commissioner Allen stated they are needing to approve the draft presented today. The draft doesn’t mean they can’t make changes down the road. They need to find funding.

Don Clair Mosca resident spoke. Their concern would not only be how you would install it but the continued cost of this system. For example his property is $60,000 and if he gets a $40,000 assessment he might as well make a storage shed out of it. They want it to be affordable. Another of their concerns is where everybody has to pay their fair share. Right now it is a voluntary pay. They would like to see a permanent solution.
Mr. Kelly stated he sent the Board a memo some different issues to determine. The biggest part is financial. The more grant the lower initial burden on the home owners.

Commissioner Allen stated this is a start we can look at all the grants but they would ask where these figures came from, they needed a report to present.

Commissioner Yohn stated he wanted the citizens input. They notified everyone by going door to door, put notices at pit stop almost every location there. This board is willing to address the problem where the previous boards thought it wasn’t their problem. There was water samples offered did they get any results.

Lynnae Rappold stated they couldn’t get a report because it is sort of confidential. If we paid for the tests we could have got signed waivers to get the results.

Commissioner Yohn stated they had a supplement to the budget and every year Mosca General Improvement District is on it. He looked at our 2015 Budget and $59,000 is going for Mosca General for just pumping. If there are any repairs they have to supplement that. It is paid through all of Alamosa County. How do we sustain this once a new system is put in that is very important. It should be minimal to maintain according to Reynolds Engineering. Property owners will be responsible with that.

Mr. Reynolds stated they tend to be on the high side but wanted to get enough.

Mr. Vanlwarden stated the County wants to get out of the septic business. Ultimately the community is going to have to take it. Once it is completed the community has to step up and take over it. They will have to have someone run it. This plan will put in place so they can take care of it.

Mr. Clair stated he understands the County wants to get out of the septic business. That is not very palatable with the community. He would suggest not to use that approach. He worked in Adams County where they were trying to get rid of animal control business and 44 greyhound buses showed up showing the Commissioners there that $200,000 wasn’t that much for them.

Mr. Kampfer stated the State of Colorado disbursed lots of money to small communities. They didn’t make the timeline to get that money. With in-kind contribution they could do this construction to help the grant. To maintain about $22,000 a year which is cheap compared to where we are now. If they could finance a year from now and get into 2017 for construction. The Commissioners will have good options for the community. He sees a lot of good solutions.

Mr. Clair stated he understands the $59,000 but sees on the other end you writing off $20,000 a year because you cannot collect the money. This is frustrating. They can cover the $59,000 if everyone would pay their fair share.

Commissioner Dunne asked for suggestions from Mr. Clair on how to motivate those who don’t want to pay.

Mr. Clair stated his opinion he would like to see tax liens or some type of liens.
m/s Dunne/Yohn motion to accept the Preliminary Engineering Report
Motion was approved unanimously.

12th Judicial Center location

Mr. Kampfer stated there was a recommendation from the 12th Judicial Task Force Committee to
go to the Board of County Commissioners as a basis to get a consensus of specific to the location
to where the new court building will be. The options are the old Road & Bridge location across
the jail and People Place that is located next door. The Task Force recommended People’s Place.
The architect has an inability to design based upon right now we have a split view. They are
trying to come up with an architectural rendering and a perception of where the new court
building will be. The style and architecture would be at play into where the location is. There
are dynamics into this also such as they would have more room across from this vicinity. There
is also some potential environmental concerns at the old Road & Bridge.

Commissioner Allen stated he has had a couple meetings with part of the Committee and also
with Judge Swift. He was set on the location of the old Road & Bridge but after talking with
them he is not opposed to People’s Place. If we ever decide to expand that detention facility that
would be better here.

Commissioner Yohn stated there are benefits to have it at either place. He spoke with the public
and the preference was to be here. He would like them to consider if does have to be here that
they have 1 story instead of several stories to lower the price of the building.

Commissioner Dunne stated that is an interesting thought but she thought they were told it was
more economical to build up than out. She thinks this is the proper place. A Historical
Courthouse should be the center of the People’s Place. It will closer for other people in the
County that have business with the courthouse, more convenient, shovel ready, and room for
expansion. The best use for the other property would be for expansion of the jail, Road &
Bridge, or maintenance.

Commissioner Yohn stated one of the aspects of that other location was the clean-up aspect.
You take a bad blighted area and help clean it up.

m/s Dunne/Yohn motion to accept the location at Independence Way also known as
People’s Place for future County Courthouse and consider a one-story versus a two-story
and work with Land Use to considering water, gas, and sewer capacity.

Motion was approved unanimously.

Board/Staff Updates

Mr. Kelly followed up on an issue of an inmate that was flown out, the bill from Eagle Air Med
was approximately $40,000 and after talking to them and explaining to them they could only bill
them the Medicaid amount. It was reduced to $1,858.55. They could not make him Medicaid
eligible so if they would like to pay this amount. He called them to confirm that amount and they said yes because they are not allowed to bill Medicaid for mileage.

m/s Yohn/Dunne motion to pay Eagle Air Med $1,858.55
Motion was approved unanimously.

Adjourn

2:00 pm SLV Regional Airport New Terminal Walkthrough

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

ATTEST:

Belina Ramirez, Office Manager

Carol Osborn, Assistant Administrator

Darius Allen, Chairman

Marianne Dunne, Vice-Chair

Mike Yohn, County Commissioner

20
Minutes of the Public Hearing for Supplemental Budget Resolution 2015-F-1 was held on January 28, 2015 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
Peter Kampfer, County Administrator
Jason Kelly, County Attorney
Carol Osborn, Assistant Administrator
Brittney DeHerrera, Chief Financial Officer
Belina Ramirez, Office Manager

Brittney DeHerrera was present.

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

RESOLUTION NO: 2015 - F – 1

RE:  A RESOLUTION APPROPRIATING ADDITIONAL SUMS OF MONEY TO DEFRAY EXPENSES IN EXCESS OF AMOUNTS BUDGETED FOR THE COUNTY OF ALAMOSA, COLORADO.

WHEREAS, on the 18th day of December, 2013 the Board of County Commissioners adopted its 2014 calendar year budget; and

WHEREAS, Alamosa County has: a) had an increase in costs with unexpected repairs & maintenance and delay in construction costs that were incurred in current year; b) an increase in the family health insurance census; c) & d) additional need for services; e) increased costs in the Mosca General Improvement district with an aging system

WHEREAS, Alamosa County has received unanticipated revenue or revenues not assured at the time of adoption of the budget, or will utilize available undesignated fund balances as hereinafter set forth.

NOW THEREFORE BE IT RESOLVED, by the Board of County Commissioners, Alamosa County, Colorado as follows:
Section 1.

That the FY2014 appropriation for the a) Capital Projects Fund is hereby increased from $2,838,200 to $3,463,200; b) Health Insurance Fund is hereby increased from $1,607,586 to $1,657,586; c) Local Marketing District Fund is hereby increased from $402,745 to $406,745; d) Lodging Tax Fund is hereby increased from $177,300 to $178,800; e) Mosca General Improvement District Fund is hereby increased from $51,800 to $56,800.

BE IT FURTHER RESOLVED that a certified copy of this resolution be filed with the Division of Local Government and the Department of Local Affairs by the Clerk of the Board.

ADOPTED this 28th day of January, 2015.

The roll having been called, the vote was as follows:

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<th>Commissioner</th>
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The foregoing resolution passed by a roll call vote resulting in a 5-0 vote.

BOARD OF COUNTY COMMISSIONERS
ALAMOSA COUNTY, COLORADO

Darius Allen, Chairman

(SEAL)
ATTEST:

Melanie Woodward, Clerk of the Board
Commissioner Yohn questioned the Lodging Tax Fund amounts on the Resolution compared to the amounts on the line items. The Resolution listed the Revenues instead of the Expenditures so the Resolution for the Lodging Tax Fund should be an increase from $177,300 to $178,800 stated Ms. DeHerrera which is an error on her part.

Commissioner Allen asked if anyone is in favor of or opposition to this Resolution.

There being no further business, the Public Hearing for Supplemental Budget Resolution 2015-F-1 was adjourned.

ATTEST:

Belina Ramirez, Office Manager  

Carol Osborn, Assistant Administrator  

Darius Allen, Chair  

Marianne Dunne, Vice-Chairman  

Mike Yohn, County Commissioner
Minutes of the Public Hearing for Darrell & Amanda Jackson Minor Subdivision was held on January 28, 2015 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
Peter Kampfer, County Administrator
Jason Kelly, County Attorney
Carol Osborn, Assistant Administrator
Brittney DeHerrera, Chief Financial Officer
Belina Ramirez, Office Manager

Rachel Baird and applicant Amanda Jackson were present.

Proposal: The applicants are proposing to divide a 73.17 acre parcel into two tracts: Tract 1, a larger parcel of 65.26 acres and Tract 2, a smaller parcel of 6.62 acres. Road 107 South requires 1.229 acres set aside out of the total acreage.

Project History and Background: The applicants are proposing to divide an existing ranch into two parcels. The larger parcel, Tract 1, would remain ranchland and retain some agricultural sheds as well as a well and the associated surface water rights. The smaller parcel, Tract 2, would retain some agricultural sheds as well as a well and the associated surface water rights. The smaller parcel, Tract 2, would retain the residential home, some small outbuildings, and the well associated with the house. The applicants are requesting this subdivision with the intention of refinancing their home.

Public Notice: Adjacent land owners within 1500 feet of the subject property have been notified by mail and notice was published in the Valley Courier.

Compatibility: The proposed subdivision is located in a Rural (RU) zoned district and is compatible with four of the six standards set forth in the Minor Subdivision Standards of Section 5.8.1 of the Alamosa County Land Use and Development Code (LUDC).

1. It is compatible in that it has not been subdivided in at least 15 years;
2. It is compatible in that it will not create more than three (3) additional lots;
3. This property is compliant with the LUDC but is not completely compatible with policies of the Alamosa County Master Plan;
4. It is compatible in that both parcels have access to public maintained roads;
5. It is compatible in that both parcels have access to potable water;
6. It is not compatible in that both parcels are located within a Geologic Hazard Area, the floodplain, and a Critical Wildlife Habitat Area.
Findings:

1. This minor subdivision is not found to be entirely consistent with the Alamosa County Master Plan. The property is within the floodplain and an area of critical wildlife habitat which infringes upon Policy 6.1 that states that “Whenever possible conserve riparian habitat and maintain habitat connectivity.” It goes on to state in Chapter 8: Agricultural Resources that “Preservation of these lands in large tracts is necessary to maintain the agricultural economy. Development of agricultural properties is a concern in both the agricultural and residential communities.” Conversely, the property is compliant in that the proposed subdivision does not change the agricultural use of the property and that the property is approximately 1-mile from the City of Alamosa which places it in the 3-mile area of urbanization that was identified in the master plan for development.

2. Technically, the plat is not in compliance with two of the six Subdivision Standards of Section 5.8 of the LUDC as noted under compatibility.

3. This minor subdivision complies in that the parcel has not been subdivided in at least 15 years.

4. This minor subdivision complies in that the applicants received the Right to Farm and Ranch Policy and the Code of the West.

5. This minor subdivision complies in that the plat shows the frontage on County Road 107 South.

6. This minor subdivision complies in that 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. This minor subdivision complies in that there is no need or plan requiring major extension of public sewer lines.

8. This minor subdivision complies in that both parcels have access to a public maintained road.

9. This minor subdivision does not comply in that waivers would have to be requested in order to satisfy requirements #3 and #6 of the Subdivision Standards of Section 5.8 of the LUDC.

Department Recommendation: The applicants have submitted all the necessary paperwork but have not entirely met all submittal requirements for a Minor Subdivision and would need certain requirements waived. There is no foreseen major impact to the land because no major subdivision are planned and the residential home is expected to stay tied to the ranchland. The Land Use Staff has reviewed the proposal application and hereby recommends approval of the Minor Subdivision application based on the information provided by the applicant.

Planning Commission Recommendation: The Planning Commission met on December 10, 2014 to discuss this application. They questioned the applicant regarding their water rights and verified there was no intention of changing the agricultural use of the property. After
determining that the historical use of the ranchland wasn’t changing, the Planning Commission voted unanimously to recommend approval of the Minor Subdivision with waivers for #3 and #6 of the Subdivision Standards of Section 5.8 of the LUDC.

Commissioner Allen asked if anyone is in favor of or opposition to this Minor Subdivision application by Darrell & Amanda Jackson.

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

RESOLUTION NO: 2015 – S - 1

RE: APPLICATION FOR MINOR SUBDIVISION FILED BY DARRELL AND AMANDA JACKSON, COVERING PROPERTY LOCATED IN THE EAST ½ SOUTHEAST ¼ of SECTION 19, TOWNSHIP 38, RANGE 10 EAST, N.M.P.M., IN ALAMOSA COUNTY, COLORADO.

Commissioner Dunn moved for the adoption of the following resolution. Commissioner Yohn seconded the motion.

WHEREAS:

1. Darrell and Amanda Jackson, have submitted an application for a minor subdivision covering the following described property:

   A tract of land situated in the East ½ Southeast ¼ of Section 19 Township 38, Range 10 East of the N.M.P.M., and being known as parcel No. 528519400174, and recorded under Reception No. 338352, of the Alamosa County Clerk and Recorder’s Office.

   said property being zoned Rural (RU);

2. Said applicant seeks to divide the above-described property into two parcels as follows:

   Tract 1 = 65.26 acres  Tract 2 = 6.62 acres

3. The Alamosa County Planning Commission reviewed the application for a minor subdivision on December 10, 2014, following proper notice to the public and recommended approval of the application with certain waivers regarding the Alamosa Master Plan.
4. A public hearing was held on the proposed minor subdivision on January 28, 2015, before the Board of County Commissioners of Alamosa County, following proper notice to the public, and no adverse testimony was given or received.

5. The Board of County Commissioners has determined that this application is pursuant to Article 5, Section 5.8 of the Alamosa County Land Use Development Code and is a division of land not within the purposes of Part 1 of C.R.S., 1973, Section 30-28-101, et seq. and is therefore exempt from the definition of a “subdivision” contained therein.

6. That the proposed use is consistent with the objectives and purposes of the Alamosa County Land Development Code, specifically that:

1. The minor subdivision is found to be consistent with the adopted plans and policies of the county as the property is in a Rural (RU) zoned district and the proposed subdivision does not change the agricultural use of the property.

2. The plat does not comply with all the standards of Article 5, Subdivision Standards, however, there is good cause to waive the requirements regarding compatibility with the Alamosa Master Plan and the Geological Hazard Area, the floodplain, and a Critical Wildlife Habitat Area.

3. The parcel has not been subdivided in the last 15 years;

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

5. The Plat shows the frontage on County Road 107 South.

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.

IT IS THEREFORE RESOLVED AND ORDERED that the minor subdivision is hereby granted upon the above-described property pursuant to Alamosa County Land Development Code as adopted on July 15, 2009, as amended.

Roll call vote resulting in approval: Commissioner Yohn, Commissioner Dunne, and Commissioner Allen all in favor.

DATED: January 28, 2015.
(S E A L)

BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

By Darius Allen, Chairman

ATTEST:
Melanie Woodward, Clerk of the Board

There being no further business, the Public Hearing for Darrell & Amanda Jackson Minor Subdivision was adjourned.

ATTEST:
Belina Ramirez, Office Manager

Carol Osborn, Assistant Administrator

Darius Allen, Chair
Marianne Dunne, Vice-Chairman
Mike Yohn, County Commissioner
Minutes of the Public Hearing for Text Amendments was held on January 28, 2015 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
Peter Kampfer, County Administrator
Jason Kelly, County Attorney
Carol Osborn, Assistant Administrator
Brittney DeHerrera, Chief Financial Officer
Belina Ramirez, Office Manager

Rachel Baird was present.

On May 9, 2012, Juan Altamirano, the Land Use Manger, presented several text amendments regarding utility-scale solar facilities. Specifically, he was seeking to resolve a conflict between requirements in the Land Use and Development Code and the 1041 Permit Guidelines and Regulations for Areas and Activities of State Interest. The intent was to assure that a facility that was required go through the requirements set forth in the 1041 guidelines was not also required to apply for a Special Use Permit. The Board of County Commissioners voted unanimously to approve the text amendments and Mr. Altamirano was instructed to make the changes retroactive to the original acceptance of the LUDC in 2009. On December 11, 2014, a prospective 1041 permit applicant requested a copy of our LUDC and brought to our attention that the May 2012 text amendments were never included in the current version of the LUDC. After discussion with the County Attorney, he recommended that we publish the full text of the amendments and present the text amendments at a public hearing. I have published the amendments and I am respectfully requesting the Board of County Commissioners sign a resolution formally adopting them.

The amendments read as follows:

Alamosa County Land Use & Development Code-Text Amendments May 9, 2012

1. Section 2.3.2B Permitted uses
**Subject to Alamosa County 1041 Regulations Indicates that a use may be allowed subject to review and approval by the board of county commissioners; unless otherwise set forth herein, such uses shall be subject to all other applicable regulations of the LUDC. All uses that consist of an Energy Generation Facility or a Utility, Major, shall comply with the submittal and review requirements contained in the Alamosa County
Guidelines and Regulations for Areas and Activities of State Interest, whether such use is proposed by a regulated public utility or by a commercial developer.

2. Section 2.4.3B Utility, Major
   Major utility and appurtenant facilities shall be reviewed and approved in accordance with the requirements contained in the Alamosa Guidelines and Regulations for Areas and Activities of State Interest, whether such use is proposed by a regulated public utility or by a commercial developer.

3. Section 3.5 Industrial Use Standards
   The standards of this section shall apply to all permitted and special uses, except those that are reviewed in accordance with the Alamosa County Guidelines and Regulations for Areas and Activities of State Interest as set forth in the permitted use table (see Section 2.3.2). All uses shall meet or exceed applicable standards.
   3.5.1 Energy generation facilities
   Energy generation facilities not subject to review in accordance with the Alamosa County Guidelines and Regulations for Areas and Activities of State Interest shall, at a minimum, comply with the following standards: Energy generation facilities shall comply with the following standards:

Commissioner Allen asked if anyone is in favor of or opposition to these Text Amendments.

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

RESOLUTION NO: 2015 – G – 2

RE: A RESOLUTION ADOPTING TEXT AMENDMENTS TO THE ALAMOSA LAND USE DEVELOPMENT CODE ON MAY 9, 2012 FOR THE COUNTY OF ALAMOSA, COLORADO.

Commissioner __________ moved for the adoption of the following Resolution. Commissioner __________ seconded the motion.

WHEREAS, §29-20-101 of the Colorado Revised Statutes, provides that each local government is provided broad authority to plan for and regulate the use of land within their jurisdiction; and

WHEREAS, §30-11-101(2) of the Colorado Revised Statutes, provides that Counties have the authority to adopt and enforce ordinances and resolutions regarding, health, safety, and welfare issues as proscribed by law; and
WHEREAS, §30-11-107 of the Colorado Revised Statutes, provides various powers to the Alamosa County Board of County Commissioners; and

WHEREAS, §30-28-113 of the Colorado Revised Statutes, provides authority to Alamosa County Board of County Commissioners to regulate the use of certain structures within the unincorporated area within said county; and

WHEREAS, pursuant to Section 7.3 of the Alamosa County Land Use Code, the County may make text amendment changes to the Alamosa County Land Use Code; and

WHEREAS, a public hearing was held before the Board of County Commissioners on May 9, 2012, after proper notice; and

WHEREAS, the Alamosa County Land Use Manager presented for the Board’s consideration certain text amendments to the Alamosa County Land Use Development Code for the purpose of clarifying discrepancies between the Land Use Development Code and requirements under the 1041 Regulations of Alamosa county; and

WHEREAS, there was no opposition to adoption; and

WHEREAS, the Board of County Commissioners considered the recommendation of the Alamosa County Land Use Manager, and found that said amendments were in the best interest of Alamosa County and approved said amendments; and

WHEREAS, there was no written resolution memorializing the changes approved by the Alamosa Board of County Commissioners on May 9, 2012, this resolution is adopted to confirm said changes.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That Alamosa County Land Use Development Code shall be changed according to the changes approved on May 9, 2012 as set forth in the attached Exhibit A; said amendments shall be made effective on February 16, 2015 (thirty days from the date of publication).

2. That said changes are consistent with the remainder of the Alamosa Land Use Development Code; advances the public health, safety, or general welfare; and is
consistent with the policies of the county and the specific intent of this Land Use Development Code.

Passed by roll call vote: three (3) in favor, none against.

SIGNED this 28th day of January, 2015.

BOARD OF COUNTY COMMISSIONERS OF
ALAMOSA COUNTY

(SEAL)

By
Darius Allen, Chairman

ATTEST:

By
Melanie Woodward, Clerk of the Board

There being no further business, the Public Hearing for Text Amendments was adjourned.

ATTEST:

Belina Ramirez, Office Manager

Darius Allen, Chair

Carol Osborn, Assistant Administrator

Marianne Dunne, Vice-Chairman

Mike Yohn, County Commissioner