Minutes of the Board of County Commissioners Meeting, held on March 26, 2014 at 8:30 a.m. in the Commissioners Chambers, Alamosa County Services Center, 8900 Independence Way, Alamosa, CO 81101.

Members Present: Mike Yohn, Chair
Marianne Dunne, Vice-Chair
Darius Allen, 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

Addition of Division of Transportation Agreement for Transfer of Entitlements to Consent Agenda.

M/S Allen/Dunne motion to approve the agenda of March 26, 2014 with addition.
Motion was passed unanimously.

Consent agenda Items:

Approval of General Business/Minutes

The Following Minutes were presented:
  Regular Minutes-March 12, 2014
  Public Hearing-Text Amendments

M/S Allen/Dunne motion to approve the Minutes of March 12, 2014.
Motion was passed unanimously.

Approval of Bills/Obligations

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

Public Comment
Approval of Consent Agenda
Scope of Work – Alamosa County Jail-DEC Preventive Maintenance Contract-Sierra Detention
Alamosa State Bank Lease for Alamosa County Sheriff’s Vehicles
County Government Month Proclamation
Energy & Mineral Impact Program Administrative Grant Request for Justice Master Plan
Agreement for Transfer of Entitlements

Pull County Government Month Proclamation, Agreement for Transfer of Entitlements, and the
Energy & Mineral Impact Program.

M/S Allen/Dunne motion to approve Consent Agenda without those asked to be pulled and
discussed further.

Motion was approved unanimously.

County Government Month Proclamation

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

RESOLUTION NO: 2014 – P – 2

APRIL IS NATIONAL COUNTY GOVERNMENT MONTH –
Ready and Resilient Counties: Prepare. Respond. Thrive

WHEREAS, Commissioner Allen made the motion to adopt April as National County
Government Month and Commissioner Dunne seconded the motion.

WHEREAS, the nation’s 3,069 counties serving more than 300 million Americans provide
essential services to create healthy, safe, vibrant and economically resilient communities; and

WHEREAS, counties build infrastructure, maintain roads and bridges, provide health care,
administer justice, keep communities safe, run elections, manage solid waste, keep records and
much more; and

WHEREAS, ALAMOSA COUNTY
and all counties take pride in their responsibility to protect and enhance the health, welfare and
safety of its residents in sensible and cost effective ways; and

WHEREAS, in order to remain healthy, vibrant, safe, and economically competitive, America’s
counties must be able to anticipate and adapt to all types of change; and

WHEREAS, through National Association of Counties President Linda Langston’s Resilient
Counties initiative, NACo is encouraging counties to focus on how they prepare and respond to
natural disasters and emergencies or any situation that the counties may face, such as economic recovery or public health and safety challenges; and
WHEREAS, each year since 1991 the National Association of Counties has encouraged counties across the country to actively promote their own programs and services to the public they serve; and

NOW, THEREFORE, BE IT RESOLVED THAT THE BOARD OF ALAMOSA COUNTY COMMISSIONERS
does hereby proclaim April 2014 as National County Government Month and encourage all county officials, employees, schools and residents to participate in county government celebration activities.

Adopted this 26th Day of March, 2014.

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

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<tr>
<th>Commissioner</th>
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<td>Commissioner Yohn</td>
<td>X</td>
<td>Yes</td>
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<td>Commissioner Dunne</td>
<td>X</td>
<td>Yes</td>
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<tr>
<td>Commissioner Allen</td>
<td>X</td>
<td>Yes</td>
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The foregoing resolution passed by roll call vote resulting in a 3-0 vote.

ATTEST:

BOARD OF COUNTY COMMISSIONERS OF
THE COUNTY OF ALAMOSA, STATE OF COLORADO

Clerk of the Board

(SEAL)

m/s Allen/Dunne to accept County Government Month Proclamation Motion was approved unanimously.

On 16th of April they are coordinating with the Principal and faculty at Ortega Middle School to have a County Awareness Day for the eighth graders stated Commissioner Dunne.
Energy & Impact Program Administrative Grant

This Grant is for Planning Funds for a new Judicial Center. Brittney DeHerrera stated she has an email in to Christy Culp with DOLA to see if these funds are still available. We did this for our Annex Building. We need to have a good solid cost because DOLA gives us only on a pro rata of costs so we cannot low ball it. They are looking at $55,000 estimate. They can take this out of Facilities Expansion Fund for these matching funds. This is a go ahead for us to move forward.

Commission Dunne stated one of the concern is one of the sites is the old Road & Bridge Department, she doesn’t know if environmental impact for demolition of that building is included in this. It is something we can look at as in-kind. We may apply for a Brownfield Grant stated Commissioner Allen. They are looking at a three year spread with the Brownfield Grant stated Mr. Kampfer. This is a good idea.

Ms. DeHerrera stated it is important that we stick to the budget and get what we expect from this since an extra cost to the County.

Mr. Kampfer stated he has written a Brownfield Grant before and it will require an engineer to do a Phase 1 Assessment.

Commissioner Allen stated the total cost is estimated. This is to write a letter to DOLA to notify them we are interested in this grant.

m/s Allen/Dunne motion to instruct Brittnay DeHerrera to proceed with DOLA to request $55000

Motion was approved unanimously.

US Transportation Agreement for Transfer of Entitlements

Ms. Osborn stated the airport is involved in a program called Non Primary Entitled Program and it involved four airports. Each year each of these airports gives their $150,000 entitlement to an airport in need. This year is our turn to contribute to Huerfano. Commissioner Dunne stated the $150,000 is per year for the next three years. Ms. Osborn stated it helps airports do larger projects. Commissioner Allen stated each airport rotate the funds to each airport for three years.

m/s Dunne/Allen motion to approve the Agreement for Transfer of Entitlements

Motion was approved unanimously.

Public Hearings
Minor Subdivision-Burlin & Edna Franke
Ken Vanlwarden and Rachel Doyle were present. Applicants Burlin & Edna Franke were present.

Commissioner Dunne asked if they will be ranching half and farming half. One is strictly residential and the other is ranching stated Mr. Franke. Commissioner Allen stated we have seen these before.

List of Exhibits
1. Minor Subdivision Application Checklist
2. Staff Report
3. Application
4. Receipt of Payment
5. Deed
6. Ownership and Encumbrance Report
7. Assessor Record
8. Receipt of Taxes Paid
9. Water Documents
10. Survey
11. 1500 ft Boundary
12. List of Adjoining Property Owners
13. Letter to Neighbors
14. Public Notice for the Planning Commission
15. Public Notice for the BOCC
16. Notice to Applicant
17. Right to Farm Signature Sheet
18. Code of the West Signature Sheet

m/s Dunne/Allen motion to accept the Minor Subdivision Burlin & Edna Franke
Motion was approved unanimously.

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

RESOLUTION NO: 2014 – S - 1

RE: APPLICATION FOR MINOR SUBDIVISION FILED BY BURLIN W. & EDNA L FRANKE, COVERING PROPERTY IN THE NORTHWEST ¼, SECTION 18, TOWNSHIP 38 NORTH, RANGE 10 EAST, N.M.P.M., IN ALAMOSA COUNTY, COLORADO.

Commissioner Dunne moved for the adoption of the following resolution. Commissioner Allen seconded the motion.

WHEREAS:
1. Burlin W. & Edna L. Franke, have submitted an application for a minor subdivision covering the following described property:

NW ¼, Section 18, Township 38 North, Range 10 East, N.M.P.M, County of Alamosa, State of Colorado, 81101, Less and except that portion deeded to Carlos Martin Medina and Martha F. Medina in Book 246 Page 107 County of Alamosa, State of Colorado

said property being zoned Rural (RU);

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

   Tract 1 = 130.69 acres          Tract 2 = 1.11 acres

3. The Alamosa County Planning Commission reviewed the application for a minor subdivision on February 12, 2014, following proper notice to the public and recommended approval of the application.

4. A public hearing was held on the proposed minor subdivision on March 26, 2014, 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 7 Section 7.6.6 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. Consistency with the adopted plans and policies of the county exist;

   2. The plat complies with the standards of Article 5, Subdivision Standards, and any other applicable requirements of this LDC;

   3. If located within or adjacent to the Rural Planning Area, the plat includes a plat note reciting the Right to Farm and Ranch Policy; and

   4. The plat indicates that all subject lots will have frontage on existing approved streets;

   5. New or residual parcels conform to the requirements of this LDC and other applicable regulations;
6. No new streets are required or are likely to be required for access to interior property;

7. No drainage or utility easements will be required to serve interior property;

8. No extension of public sewage or water lines will be required;

9. The proposed subdivision will not adversely affect permissible development of the remainder of the parcel or of adjoining property; and

10. No waivers from Article 5, Subdivision Standards, have been requested.

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, Article 7 Section 7.6.6, as adopted on July 15, 2009, as amended.

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

DATED: March 26, 2014.

BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

(SEAL)

By Michael Yohn, Chairman

ATTEST:

Melanie Woodward, Clerk of the Board

Amendment to Zoning-Matt Norton

Ken Vanlwarden and Rachel Doyle were present. Applicant’s brother Kip Norton was present.

Commissioner Allen asked about the deed because it states three names do they all need to sign off. If we don’t have signatures from all owners this needs to happen stated Mr. Kelly. Commissioner Allen appreciates them doing everything properly.

Commissioner Dunne asked if natural fertilizer is organic. They haven’t gotten an organic label because it is sometimes a hassle to get that label. Natural is a man made process. Commissioner Dunne asked if there will be odors because she knows how Rahkra Mushroom Farm was. The
product is organic certified. They do have liquid chick manure but that is all kept in tanks so there is no smell in that.

The Phosphate is 2 points away from being in your coke or Pepsi.

List of Exhibits
1. Amendment to Zoning Checklist
2. Staff Report
3. Application
4. Receipt of Payment
5. Ownership & Encumbrance Report
6. Deed
7. Assessor Record
8. Receipt of Taxes Paid
9. Water Documents
10. Site Plan
11. 1500 Ft Boundary
12. List of Adjoining Property Owners
13. Letter to Neighbors
14. Public Notice for the Planning Commission
15. Public Notice for the BOCC
16. Notice to Applicant
17. Notification to the Agencies

m/s Dunne/Allen motion to accept the Amendment to Zoning from Rural to Industrial upon consideration of authorization signatures of the three owners

Motion was approved unanimously.

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

RESOLUTION NO: 2014 – Z – 1

RE: APPLICATION FOR ZONING MAP AMENDMENT FILED BY MATT NORTON, COVERING A TRACT OF LAND LOCATED IN THE SOUTHWEST ¼ OF SECTION 18 AND THE NORTHWEST ¼ OF SECTION 19, TOWNSHIP 38 NORTH, RANGE 9 EAST OF THE N.M.P.M., COUNTY OF ALAMOSA, STATE OF COLORADO.

Commissioner Dunne moved for the adoption of the following resolution. Commissioner Allen seconded the motion.

WHEREAS:
A tract of land located in the SW ¼ of Section 18 and the NW ¼ of Section 19, Township 38 North, Range 9 East of the N.M.P.M. more particularly described as follows:

Beginning at the Northwest corner of the tract herein described, a pin and cap, PE-LS13389, from whence the Northwest corner of said section 18, a pin and cap, LS 5442 bears North 00° 27' 02" West a distance of 4097.94 feet; thence South 62° 03' 13" East, along the south line of a tract of land described in Book 284 at page 674 of the Alamosa County, Colorado records, a distance of 1386.20 feet to the Northeast corner of the tract of land herein described, a pin and cap, LS 23891; thence South 00° 05' 05" East, along a line parallel with the East right-of-way of Alamosa County South Road 100, as fenced, a distance of 1246.00 feet to the South east corner of the tract herein described, a pin and cap, LS 23891; thence North 62° 03'13" West, along a line parallel with the said South line, a distance of 1386.20 feet to a point on the said east right-of-way line, as fenced, a pin and cap, LS 23891; thence north 00° 05'05" west, along the said east right-of-way line, as fenced, a distance of 1246.00 feet to the place of the beginning containing an area of 35.00 acres, more or less with all it appurtenances, and warrants the title to the same, subject to the following:

1. Real property taxes and assessments for 2001 and subsequent years and taxes for the year 2002 which are not yet due and payable.
2. Any existing right of way of easements, and existing roads, ditches and utilities, including the easements and conveyances therefore.
3. Reservation in Morris F. Grimwood and Kathleen D. Grimwood of an undivided ½ interest in and to a non-participating royalty for the oil, gas and minerals in and under said property as set forth in the warranty deed recorded in Book 181 at Page 99 of the Alamosa County, Colorado, records

In Alamosa County, Colorado.

Said property being zoned Rural (RU).

2. Said applicant originally brought this request before the Alamosa County Planning commission on March 12, 2014 for consideration and the recommendation of the Planning Commission was to approve said Application;

3. A public hearing was held on the proposed amendment to rezone on March 26, 2014, before the Board of County Commissioners of Alamosa County, following proper notice to the public, Applicants appeared and spoke in favor of the application and no one spoke in opposition to said application.

4. The Board of County Commissioners has determined that this application is consistent with County policies and is pursuant to Article 7, Section 7.4 of the Alamosa County Land Use Development Code.
NOW, THEREFORE, BE IT RESOLVED that the zoning map of Alamosa County, 1975, as amended, is AMENDED as follows:

5. That the zoning for the above mentioned property shall be changed from Rural (RU) to Industrial (I).

The above resolution was passed by roll call vote on March 26, 2014 on the condition that authorization by all property owners is provided. Commissioner Dunne, Commissioner Yohn and Commissioner Allen in favor

DATED: Effective March 26, 2014

BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

(S E A L)

By Michael Yohn, Chairman

ATTEST:

Melanie Woodward, Clerk of the Board

Amendment to Zoning-Dan Russell

Ken Vanlwarden and Rachel Doyle were present. Applicant Dan Russell was present.

Commissioner Dunne stated her concern is the river. It is the most precious thing we have in the valley. She doesn’t know in his request the plaintiffs against said this would benefit them. She doesn’t know if it does or not but she wishes someone was here to address this. Mr. Vanlwarden stated the reason this would benefit them is they would be allowed to put in a parking lot and that is only in a commercial area. Commissioner Dunne asked about zoning in commercial you are allowed to grow as well so there wouldn’t be a conflict. She has a deep feeling that rural protects the river better than commercial. Mr. Russell stated he didn’t know her basis for her comment but they are not proposing to build anything in the river. This is just a zoning change because they don’t know if they will continue being the property owner come June 27th. According to the court stipulation he read the mitigated stipulation as follows: “Mr. Russell may continue to pursue his rezoning application with Alamosa County”. He doesn’t believe the KPP group would have agreed to that if they didn’t feel it was beneficial to them. They are quite aware of them being in the process of rezoning. It increases the value of the property so it would be beneficial to them in raising the money for looking at an appraisal.

Commissioner Allen stated they want to see the county grow but they are here to look at what the application is in front of them today. We are not to perceive what could happen to the property. If it meets the regulations and criteria set forth by the Land Use then that is what we have to
carry through. Does this application meet all the rules, regulations, and criteria for Land Use asked Commissioner Allen. Yes it does stated Mr. Vanlwarden which he read as follows:

ZONING MAP AMENDMENT APPROVAL CRITERIA

Amendments to the Zoning Map shall be approved only when the decision-making body finds that all of the following conditions exist:

1. Consistency with the adopted plans and of policies of the county.
2. Suitability of the subject property for uses permitted by the current versus the proposed district;
3. Whether the proposed change tends to improve the balance of uses, or meets a specific demand in the county;
4. The capacity of adequate public facilities and services including schools, roads, recreation facilities wastewater treatment and water supply facilities and storm water drainage facilities for the proposed use.
5. It has been determined that the legal purposes for which zoning exists are not contravened;
6. It has been determined that there will be no adverse effect upon adjoining property owners unless such effect can be justified by the overwhelming public good or welfare; and
7. It has been determined that no one property owner or small group of property owners will benefit materially from the change to the detriment of the general public.

Commissioner Allen stated it has to come back to us for an RV Park it still has to be whether Rural or Commercial under a Special Use Permit.

List of Exhibits

1. Amendment to Zoning Checklist
2. Staff Report
3. Application
4. Receipt of Payment
5. Title Insurance
6. Deed
7. Assessor Record
8. Receipt of Taxes Paid
9. Water Documents
10. Lis Pendens
11. Site Plan
12. 1500 FT Boundary
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. Letters to the Plaintiffs
19. Letters to the Agencies
20. Polston Lawsuit Stipulation
Commissioner Yohn stated there was a late arrival so he would like to go back into the Public Hearing for Public Comment.

m/s Allen/Dunne motion to go back into the Public Hearing for Public Comment
Motion was approved unanimously.

m/s Allen/Dunne motion to approve Amendment to Zoning for Dan Russell Alamosa RV Resort
Motion was approved unanimously.

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

RESOLUTION NO: 2014 – Z – 2

RE: APPLICATION FOR ZONING MAP AMENDMENT FILED BY ALAMOSA RV RESORT ON THE RIO GRANDE LLC, COVERING SOUTHEAST ¼ SOUTHEAST ¼ OF SECTION 3, TOWNSHIP 37, RANGE 10 EAST N.M.P.M., COUNTY OF ALAMOSA, STATE OF COLORADO.

Comissioner Allen moved for the adoption of the following resolution. Commissioner Dunne seconded the motion.

WHEREAS:

1. Alamosa RV Resort on the Rio Grande LLC, has submitted an application for an amendment to the Alamosa County Zoning map covering the following described property:

   A tract of land located in the Southeast ¼ Southeast ¼ of Section 3, Township 37 North, Range 10 East, N.M.P.M., more particularly described as follows: Beginning at a point on the South line of said section 3 from which the Southeast corner of said Section 3 bears North 88°49'59" East 46.00 feet; thence South 88°49'59" West along the South line of said Section 3 a distance of 1,246.55 feet; thence North 00°11'10" West 1,326.78 feet; thence North 89°10'50" East, 1,239.74 feet to the West right-of-way line of Colorado State Highway 17; thence South 00°07'53" West along said right-of-way to a point which is North 20°51'15" East from the point of beginning; thence South 20°51'15" West along said right-of-way 31.05 feet to the point of beginning.

In Alamosa County, Colorado.

Said property being zoned Rural (RU).

2. Said applicant originally brought this request before the Alamosa County Planning commission on February 12, 2014 for consideration and the recommendation
of the Planning Commission was to approve said Application. Comments were made in favor of and adverse to the proposed application;

3. A public hearing was held on the proposed amendment to rezone on March 26, 2014, before the Board of County Commissioners of Alamosa County, following proper notice to the public, Applicants appeared and spoke in favor of the application and the Board heard comments in favor of said application.

4. The Board of County Commissioners has determined that this application is consistent with County policies and is pursuant to Article 7, Section 7.4 of the Alamosa County Land Use Development Code and adopts the findings as set forth in the Staff Report.

NOW, THEREFORE, BE IT RESOLVED that the zoning map of Alamosa County, 1975, as amended, is AMENDED as follows:

5. That the zoning for the above mentioned property shall be changed from Rural (RU) to Commercial (C).

The above resolution was passed by roll call vote on March 26 2014.
Commissioner Dunne, Commissioner Yohn and Commissioner Allen in favor

DATED: Effective March 26, 2014

BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

(SEAL)

By Michael Yohn, Chairman

ATTEST:

Melanie Woodward, Clerk of the Board

Sustainable Energy Development Company

Commissioner Allen asked about Transmission line. Xcel Energy has given up on their Transmission lines but Tri-State has decided to go south. It probably will take many years to get this done. Right now Xcel is projecting a 50mgw with a project in the Valley and once that is done there will be 50mgw left. The lack of Transmission is the biggest problem in the Valley.

Commissioner Dunne asked if they have any influence with Xcel that the Valley could use the solar energy ourselves. This is conversation you need to have with local cooperative and Tri-
State stated Mr. Guinness. The current policies in place only allow the local coops to produce 3% or 5% of their own load so those policies have to change first. Tri-State is becoming more open to Solar because pricing has dropped significantly which it is now competitive with natural gas. LEAP is the government subsidizing in a sense for the heat service but she believes they produce enough heat through solar to take care of our own community. Mr. Guinness stated the local coops are in favor of this. Alamosa is with Xcel stated Commissioner Dunne.

Commissioner Yohn stated before they can go forward they have to have a purchase agreement so why are you considering downsizing before you are producing anything. The reason is below 30mgw they can negotiate deals bilaterally with utility versus going through a request for proposal process. In 2009 the only option was to make proposals through RFP’s. Xcel now has more knowledge of solar so they are more apt to negotiation. Is it based on actual production asked Mr. Kelly? It is based on actual production but the request is up to 30mgw but they would hover just below that to meet the requirement. They would pay on the permit based on a 30mgw and would want to produce as much as they can stated Mr. Guinness.

List of Exhibits
1. Staff Report
2. Letter from Applicant
3. 1041 Permit LRE Alamosa LLC
4. Resolution No 2010-G-013
5. Resolution No 2012-G-007
6. Decommission and Community Development Agreement
7. San Luis Valley LLC Registration
8. Public Notice for the BOC
9. Alamosa Repurchase Option Exercise Agreement

m/s Dunne/Allen motion to approve authorization of transfer, reduction of decommissioning and 1041 Permit Extension with Condition of new entity being subject to terms and conditions of 1041 Permit as amended.
Motion was approved unanimously.

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

RESOLUTION NO: 2014 – G – 3

RE: A RESOLUTION AUTHORIZING THE EXTENSION OF A 1041 PERMIT; THE TRANSFER OF A 1041 PERMIT; AND REDUCTION IN DECOMMISSIONING SECURITY AND COMMUNITY DEVELOPMENT FUND AGREEMENTS.

WHEREAS, pursuant to the Guidelines and Regulations for Areas and Activities of State Interest of the County of Alamosa, State of Colorado, Permittee Lincoln Renewable Energy “LRE,” has requested the Alamosa County Permit Authority to consider a request to extend their permit to allow the construction of a solar facility; to
transfer the permit to a newly formed entity; and for a reduction in the Decommissioning Security and Community Development Fund Agreements; and

WHEREAS, a public hearing was held before the Alamosa County Board of County Commissioners on March 26, 2014, at the Alamosa County Administrative Services Building, 8900 Independence Way, Alamosa, CO 81101, for the purpose of taking evidence and testimony concerning the Applicant’s request; and

WHEREAS, the Permittee Lincoln Renewable Energy “LRE,” is requesting an extension of their Permit pursuant to Section 6 of the original permit; and

WHEREAS, the Permittee LRE, is requesting authorization by Alamosa County to transfer the 1041 Permit to a separate entity; and

WHEREAS, the Permittee LRE, is requesting a reduction in the Decommissioning Security and Community Development Fund Agreements; and

WHEREAS, the basis of said request is that LRE has been unable to initiate construction for the project due to its inability to secure a power purchase agreement for the project’s electrical output.; and

WHEREAS, LRE believes that the project may be able to secure the necessary power purchase agreements during the permit extension period and initiate construction; and

WHEREAS, the Alamosa County Land Use Department has made a recommendation that said request be granted and said recommendations as set forth in the Staff Report are hereby adopted by the Board.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF ALAMOSA, COLORADO, that:

1. LRE is hereby granted an extension on the original permit which was authorized by Alamosa County Resolution 2010 – G – 13, until December 31, 2016

2. LRE is hereby authorized to transfer its 1041 Permit to the newly established entity San Luis Valley, LLC. The Transferee shall be subject to the same terms and conditions as LRE except as modified herein.

3. The Decommissioning Agreement and the contribution to the Community Development Fund is hereby reduced to $266,010.00 and $51,780.00 respectively.

4. The Permit is hereby amended to approve the development of a 30MW facility.
5. All other conditions of the Original Permit shall remain in effect.

ADOPTED THIS 26th day of March, 2014.

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

- Commissioner Yohn x Yes ☐ No
- Commissioner Allen x Yes ☐ No
- Commissioner Dunne x Yes ☐ No

The foregoing resolution passed by roll call vote resulting in a 3-0 vote in favor.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ALAMOSA, STATE
OF COLORADO

Michael Yohn, Chairman

(SEAL)

Melanie Woodward, Clerk of the Board

Alamosa County Land Use

Ken VanIwarden and Jinger Tilden were present.

Temporary Use Permit Application

This is for Motocross for Dwight Catalano to be held on July 12-13, 2014. They haven’t had any trouble with it. They get calls sometimes but he handles them stated Mr. VanIwarden. Commissioner Yohn asked last year they had a beer garden are they going to have one this year. He doesn’t know that is handled through the Clerk’s office stated Mr. VanIwarden. They are aware they will be having a band.

Blight Code Enforcement

A Summary Log of current cases on file was presented. Ms. Tilden spoke. There are twenty cases starting January 1st. 7 cases are pending and 6 cases are closed. They have mobile home campground licenses listed on this summary. There are three that are expired. These are due at the beginning of the year. They sent out invoicing at end of the year and they are due at the 1st of the year. They do give a little bit of lei way but these three have been delinquent for some time.
One came in and made pending. They decided to start issuing tickets for these mobile home parks. One received a courtesy call because they learned the owner was in the hospital. The other received a $50 ticket. After 20 days if no payment is received then a $100 ticket will be issued and given 20 days as well. If no payment is received then another $300 ticket will be issued. The license fee of $200 will have to be paid along with the ticket fees. They are trying this and see how this goes. Due to the snowfall they were in kind of a hold for a while which in that time they were doing things in the office. They are making process in the “Devil’s Playground”. Conoco-Phillips started surface debris clean up on their property. She presented some after and before pictures of the site. They met with Becky Kessler with Conoco on the scope of work that needs to be done. On April 14th they will start their ground testing. May 5th they will be doing their second phase of the cleanup which will be clean up of the asbestos. They will also be removing the train cars and tanks. They are having the Road & Bridge Department spot weld the doors closed on the train cars so no one will be sleeping in there or bringing in blight there. This project looks like it will be completed in 2015. Commissioner Allen asked if we could get a release from Conoco because we don’t own the cars.

When a builder or property owner comes in to submit their building plans they have to apply for a new address. They have decided within their office to start issuing signs with the numbers of the address to be posted on the property before the first building inspection. This will help them in doing inspections and for the Post Office. Anyone can come in for these signs for the cost of the sign.

At one of the meeting it was suggested they find a more positive name for “Devil’s Playground”. If they have any suggestions asked Mr. Vanlwarden. Ms. Tilden stated the west side ditch goes through there so she thought of “West Point Park”.

Activities Report was presented. One thing he would like to point out is they did submit their 4th water sample. They are expecting the results within 10 days. They expect all requirements to be completed by March 2015.

Summary of Activities
Retention Pond on Tremont
On March 5, 2014, he was asked to visit a site South of Tremont Ave in the County to determine the outcome of the relocation of a retention pond. The developer built this because they thought that property was on their property but it didn’t it belonged to Dell Duran. Mr. Duran would like to replace the retention pond Exhibit A to another location Exhibit B. Exhibit A is within City limits of Alamosa and Exhibit B is within the County. He did meet with Don Koskelin, Dell Duran, and some of his employees.

Coop Landfill
On March 17th they completed their 4th groundwater sampling at the COOP landfill. Everything went well this time around with no obvious problems. We did receive confirmation that the samples arrived at the lab on time and in good condition. He should receive the sample results in about ten days, but I do not expect any changes from the previous sampling. He expects the next sampling to take place in July. All the required sampling should be complete by March 2015.
Roads
The staff has been in discussion with the Road & Bridge Department on a couple of complaints about some roads. The staff is investigating some issues about easements and ROW’s on Lane 2 and Rd 108 N to allow access to homes located between Ln 1 and Ln 2 North. We were approached about moving a manufactured home to a lot that did not have a legal access. However, there is a legal access but the access is not accessible. The staff is working on a solution and has been in contact with the adjoining property owners and the Road & Bridge Department. The bridge burnt and is no longer there. They discovered it wasn’t on their road inventory so they can have a legal access to get that subdivision. Right now he cannot issue in good conscience this because there is no access.

Also our staff is working on a solution concerning Rd 9 S; mainly the road accessing the Cool Sunshine Ranches. The problem in question is whether the road is a county or private road and has to do with the school bus routes. Years ago the County did maintain that road. Someone put up No Trespassing signs but they have been removed. School wants to know if it is a county road or not because they cannot travel on it if not a County maintained Road. Mr. Kampfer asked it is not specifically getting into subdivision but the road. It is not an access question it is if it is a county maintained road. They would like to get this on the road inventory.

Mushroom Farm

After considerable research the staff has determined that it is a go for the farm to begin operations as soon as possible without any other requirements from our office. Commissioner Dunne asked they didn’t need a Special Use Permit. No he has been advised by Mr. Kelly County Attorney. There is nowhere in those Special Use Permits that they would expire or in case they debunk. Issued in 1975 the road was adopted stated Kelly where there were provisions if ended the county shall give notice that. No notice was ever given so the permit hasn’t expired unless the board wants to say they were not operating correctly and expire. Was the Special Use Permit for them specifically for a Mushroom Farm? No this was strictly for a growing/farming operation under a conditional use at the time. The code said stated Mr. Kelly “When a conditional use has been granted and said Use is initiated on certain properties but later terminated and the nonuse continues for a period of six months notice shall be given of the record owner of said property that the Conditional Use previously granted shall terminate on a date fixed that they indicate not less than 30 days from after the date of notification”. No notification was submitted so that Conditional Use is still valid. Mr. VanIwarden asked if a notice needs to go out on this. Mr. Kelly stated no. Commissioner Yohn asked with a new owner don’t they review the use. Current code does allow substantial deviation stated Ms. Doyle. If you make a big or major change you do go before the board. This is under the new code stated Mr. Kelly. Commissioner Yohn stated one concern with State of Colorado of everything growing above ground will be considered agricultural. Mr. VanIwarden stated since there is no legislation right now but when this comes up we will address this.

Alamosa County Assessor

Sandra Hostetter was present.
She has a Petition for Abatement for NE Colorado Cellular Inc known as Viarero Wireless. They are a state assessed company and it was thought in 2012 that they hadn’t filed with the state for their assessment so she picked them up for local assessment. Their reporting data came in late so they were basically double assessed. The proper place for them is with the state assessment so she has an abatement of $14,030.

m/s Allen/Dunne motion to approve abatement
Motion was approved unanimously.

Alamosa County Department of Human Services

Joe Carrica and Laurie Rivera were present.

Child Abuse Prevention Month Proclamation

A Proclamation: April 2014
National Child Abuse Prevention Month

As a Nation and as a community, it is our responsibility to build a safe and nurturing society so that our young people can realize their full potential. During National Child Abuse Prevention Month, we renew our commitment to preventing child abuse and rededicate ourselves to working together to ensure that all children can have a bright and hopeful future.

Whereas, preventing child abuse and neglect is a community problem that depends on involvement of all people throughout the community;

Whereas, child abuse and neglect not only directly harms children, but also increases the likelihood of long term physical and mental health problems, alcohol, and substance abuse, continued family violence, and criminal behavior;

Whereas, child maltreatment occurs when people find themselves in stressful situations, without community resources and don’t know how to cope;

Whereas, the majority of child abuse cases stem from situations and conditions that are preventable in an involved and supportive community;

Whereas, child abuse and neglect can be reduced by making sure that each family has the support they need in raising their children in a safe and nurturing environment;

Whereas, effective child abuse prevention programs succeed because of partnerships created among social service agencies, schools, faith-based communities, civic organizations, law enforcement agencies and the business community;

Therefore, we do hereby proclaim
April 24 as Child Abuse Prevention Month in the County of Alamosa and call upon all citizens, community agencies, faith-based groups, and businesses to increase their participation and commitment in our efforts to support families and protect our children from abuse and neglect, helping to ensure that each child can grow up in a secure and loving environment.

Done this 25th day of March, 2014
The Alamosa County Board of Commissioners

Michael Yohn, Chairman Marianne Dunne Darius Allen

As a community they haven’t been proactive enough. They appreciate the work they do on this stated Commissioner Dunne. Commissioner Allen and Commissioner Yohn stated they appreciate their work and staff and they support them.

m/s Dunne/Allen motion to approve Child Abuse Prevention Month Proclamation
Motion was approved unanimously.

Alamosa County Department of Human Services

Joe Carrica was present.

The Medicaid Dollars Spent Report was presented. These will go up as people get on the Affordable Care Act.

The Ongoing Caseload Summary Graphs were presented. Their TANF allocations have been going down every year. There was a request at a meeting he attended in January of Fremont County saying that there was a rule in the allocation formula that said if you overspent your allocations two years in a row and you used 70% of those client dollars you can ask to have your allocation dollars amended. No one has ever done anything with that. It looked good to him so he requested Alamosa County for that. There was a review committee and they were approved. They got $60,855 that will go into the next allocation for them. This is his way to backfill so he will have the same next year. They are going to review that formula next year.

They have added a component to their TANF with the Extension Office for Nutritional Classes. The TANF clients will be required to attend this 8 week program. They will try to run 10-12 people in this first class.

Investigation Report, Recovery Collection Comparison, and Child Support Collection Comparison Reports were given.

ACEDC & City of Alamosa

Heather Brooks City Manager for City of Alamosa and Randy Wright Executive Director of ACEDC were present. Originally there were many discussions with different partners, with the
city, with ACEDC, and significant amount of community support to do something with this corner known as the Pink Elephant Building. This was to deal with a rundown building and create economic development in a critical part of the downtown. City Council is still very much interested in this project being successful and continue discussions on if the County can be a partner.

Randy Wright spoke. They appreciate their support so far with this project. When they first started Sic N' Twisted wasn't on the table because they were a little bit high in what they wanted for their building. They have become a little more reasonable and initiating conversation. If they get this it will change the scope of the project. The $85,000 is the appraised value of Sic N Twisted building. Project Costs were presented. He will be having a meeting this afternoon to start the design of the project and they will put this out to bid for asbestos cleanup. Demolition and disposal they have some money with Brownfield Grant. The Landfill is getting close to full and he is working on getting another cell approved from the state. They have a lot of community support on this. They don't know what they will sell this property for or what they are going to do with this when the project is done.

Ms. Brooks stated they want to make sure they are in good with the grant to keep receiving grants in the future. This is one of the reasons the City wants this to be a successful project. Also when they have partners in this they want this to be successful. An Expected Tax Revenues per Year chart was presented. He would like to ask the County for is help with Landfill fees. If they could help with cost of fees by a waiving or decrease in fees in Landfill, in-kind with demolition fees, and possibility of fuel costs. He realizes this would be cash. City Council has been interested in helping but would like other agencies involved before they come back.

Charles Greigo Mayor Pro Tem spoke. During their Breakfast they talked about getting different cooperation on this project. The train has been successful bringing tourism but they see this big building falling apart. City is constantly after economic development.

Rusty Johnson City Council Ward 2 spoke. The importance of Sic n Twisted opens up the parking lot which doubles the property size. This is important even if we have to pay a little bit more. They have to be seen co-exist and working as team with the County. He would appreciate any help you can give us.

Michael Stefano City Council spoke. This is a big eyesore coming from the west. It would benefit the City a lot. It can expand their economic development process to make Alamosa a better place to live. Please consider this and they appreciate everything they can do.

Randy Wright stated one consideration is this has occupied all his work time. One of the concerns has been that we don't need to be in the business of economic development for the downtown of Alamosa. They got the Brownsville Grant to redevelopment of downtown. If they can get this cleaned up others will follow. Two businesses nearby are already sprucing up their property. The Train attracts 20,000 visitors a year. These are not all Alamosa residents. If they clean up that corner property they can begin the revitalization of downtown.
Commissioner Allen stated he agreed it is an eyesore. He has some concerns. He sits on Landfill Board also the city has a member on this board. They have a strict rule of not waiving any fees for anyone. They are in the process of building another cell. This is going to cost 200-300,000 a cell. They have never offered anybody free dumping. They have done something for the entire community. The schools had to pay. This would open a can of worms if they open this up to government. We are in the same situation, CSU Extension came in requesting more funds, Boys & Girls Club is asking for funds, and the seniors are hurting. They have their Road & Bridge needs, a new Annex Building, Airport building, and the Courts are asking for help with a building. Fuel Costs they can help. They have a loader that they could donate or spray water to keep dust down. They helped knock down the old golf course pro shop. Everyone pitched in to do that. What are you going to do with the property once it is done use as a retail space, a Motel or the newspaper reported a Kohl’s? There is some concern about this. He doesn’t want to see any direct competition of what we already have.

Ms. Brooks stated they want the public aware of what they are looking at. They are just not wanting anyone for downtown. Sometimes it is hard for people to understand even if you have some of the retail here there can still be leakage. Additionally if you can bring something in town that can serve as an anchor that can further help those that are already here. If you are not having leakage than those are not the ones to bring in. People think if a store comes in that has similar products then it is automatically going to hurt them. This isn’t necessarily the case for the larger communities you see the stores group together to draw a bigger pool. There is no way a Kohl’s would fit at this location. It would be nice for a national chain at a smaller level but it is hard to get them downtown. They are more interested in the traffic that is generated by Safeway or Wal-Mart in that area. Their efforts for economic development will be to help the existing community or something they don’t have at all.

Commissioner Dunne stated something they should look at is production. There has to be ways to employee our people in nice environments. Maybe a phone call center they make beautiful buildings. The City is part of the County they are in the heart of the city. They really do want to help.

Commissioner Allen asked what their timeframe is. Randy Wright stated he has had some challenges working with federal requirements. There were recent questions asked that may take a little bit longer. They are waiting from Tribal and State Historical Society. They are meeting with the oversight contractor this afternoon for project design. Within a few weeks they will have bids. He is thinking the abatement can be done in a month to a month and half. They should be shovel ready by summer is his goal. Commissioner Allen asked if they can postpone until this winter because that is their busiest time. The City has a loan and they would like to take care of this. Rocky Southway has been awarded with some bids which will keep him busy during the summer. They don’t know how long this will take.

Commissioner Yohn stated anything that helps cleans that up helps Alamosa County. They want to be partners and help them with this. He looks at the demolition and disposal at $100,000 maybe they can help with that. When you talk about fuel this is a touchy topic because of taxes. They can’t put fuel in someone else’s vehicle. They are going to have an auction for some of the things in these buildings stated Mr. Wright. If the sale of Sic n Twisted doesn’t sell is there
another option. It really needs to go; it can be done around it but will cost them more. To be used in the economic development it doesn’t seem very likely. This doubles the size of the project. They cannot afford paying Sic n Twisted a lot of money.

Commissioner Allen stated they are not against this but sometimes they over extend themselves. He has some ideas that they can work on. They can talk with Road & Bridge. Mr. Wright stated the demolition can be paid by Brownfield.

Commissioner Dunne asked if the Brownfield can pay landfill. No he doesn’t think so. It doesn’t typically pay demolition but it depends on the state.

Mr. Griego stated the sooner they get this place cleaned up it would benefit the County as far as property tax. This also shows the community that we are partners.

Mr. Kampfer stated there is a company that has developed a Veneer tub grinder. You load everything in, it sorts it out, and puts it out into a small size space.

Tour
Colorado Malting Company

Board/Staff Updates

April 26th is the Sangre de Cristo Heritage Fundraiser in San Luis.

Adjourn

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

Mike Yohn, Chairman

Marianne Dunne, Vice-Chair

Darius Allen, County Commissioner
Minutes of the Public Hearing for Alamosa RV Resort Amendment to Zoning was held on March 26, 2014 at 9:00 a.m. in the Commissioners Chambers, Alamosa County Services Center, 8900 Independence Way, Alamosa, CO 81101.

Members Present:  
Mike Yohn, Chair  
Marianne Dunne, Vice-Chair  
Darius Allen, Commissioner  
Peter Kampfer, County Administrator  
Jason Kelly, County Attorney  
Carol Osborn, Assistant Administrator  
Belina Ramirez, Office Manager

Ken Vanlwarden and Rachel Doyle were present. Applicant Dan Russell was present.

Proposal: The applicant is proposing to change the zoning on a 38.18 acre parcel from Rural (RU) to Commercial (C).

Project History and Background: The applicant Alamosa RV Resort on the Rio Grande LLC is proposing to change the zoning of the 38.18 acre parcel of land from Rural (RU) to Commercial (C). The parcel was formerly the site of the Polston Elementary School but the school has been demolished and the property is now vacant land with some alfalfa and small-scale farming plots. Historically, this property was not zoned because it was a school and therefore exempt from zoning. When the school left the ownership of the school board the zoning automatically reverted to the Alamosa County’s default zoning of Rural (RU).

The proposed amendment to zoning will change the permitted uses of the property. The applicant intends to use the property to build a high-end RV Resort that would include appurtenant structures and amenities. According to the Alamosa County Land Use and Development Code, RV parks are allowed on both Rural (RU) and Commercial (C) zoned parcels but require a Special Use Permit for both. The applicant is not applying for a Special use Permit at this time.

There is currently a pending lawsuit on this property and the Alamosa RV Resort on the Rio Grande LLC is the defendant. A lies pen dens has been included in this packet and courtesy letters were sent to the plaintiffs as well as their attorneys.

Since appearing before the planning commission, the two parties in the Polston lawsuit attended mediation. Per court ordered mediation agreement, the plaintiffs have the option to purchase the Polston property until June 27, 2014. The mediation agreement stipulates that the defendant must discontinue the Annexation process with the City of Alamosa but does not prohibit continuing the zoning change with Alamosa County. Commercial zoning would be beneficial for both parties.

All public notices were sent. James B Horn, Traffic Resident Engineer/Access Manager from the Colorado Department of Transportation responded by email stating "I reviewed the proposed zoning change request for the Polston School Tract and have the following comments: 1. CDOT
does not have a position regarding the proposed zoning change request as CDOT does not regulate land use. 2) CDOT will require the property owner/developer to submit an access permit application for CDOT's review prior to any land use approval. CDOT will review this application for access in a timely manner and make a determination regarding permit issuance. An access permit may require highway improvements such as turn lanes depending upon the size of the proposed development. CDOT also has the authority to determine the access location to this property.

Compatibility: The parcel is bordered by Commercial (County) to the south and east; Agriculture (City) to the north; and Residential Medium (City) to the west. The parcel falls within the Urban Influence Area which is the unincorporated area within three miles of the City of Alamosa which is designated on the comprehensive plan for urbanization.

Findings: T

1. The Amendment to zoning is found to be consistent with the adopted plans and of policies of the County according to the economic development goals as stated in the Alamosa County Land Use and Development Code Article 1, Section 1.3:
2. The suitable uses permitted by current zoning versus the proposed zoning are found to have significant differences
3. The proposed change tends to improve the balance of uses, or meets a specific demand in the county;
4. The change should not be detrimental to the capacity of adequate public facilities and services for the proposed use.
5. The legal purposes for which zoning exists are not contravened.
6. There should be no adverse effect upon adjoining property owners unless such effect can be justified by the overwhelming public good or welfare:
7. No one property owner or small group of property owners will benefit materially from the change to the detriment of the general public.

Department Recommendation: The applicant has met all submittal requirements for an Amendment to Zoning 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 Amendment to Zoning application based on the information provided by the applicant.

Planning Commission Recommendation: The Planning Commission met on February 12, 2014 to hear this application. The only question they had for Mr. Russell was in regard to the Colorado Department of Transportation’s requirements for AC/DC lanes. The chairman allowed public comment and there were community members for and against the application.

Support of the application included Stan Crowder owner of Hogue’s Glass located across the street from the proposed RV Park who feels that the RV Park is positive for Alamosa. Leroy Martinez Alamosa business owner who was also in favor of the application; he feels that it will bring growth and tourism to Alamosa.

Opposition of the application included Bill Baker a Cascade Avenue resident who was concerned with commercial zoning because of the potential sale of the land in the future and the possibility
it would be used for something other than an RV Park. Gilbert Garcia Sunnyside Lane resident felt that there was not a high enough demand for an RV Park in Alamosa and that Alamosa is not a destination. Jamie Kretz McKinney Ave resident was concerned with the fumes and sewage disposal of an RV Park.

After public comment Mr. Russell was allowed to address some of the concerns of the public; he stated that he wants Commercial zoning to install a parking lot which is only allowed in a Commercial Zoned District under the Land use and Development Code. Mr. Russell clarified it will be a high end park and the septic system will be an engineered system so that it does not contaminate the river or the wetlands.

The Planning Commission recommended the approval of the Amendment to Zoning for the Alamosa RV Resort on the Rio Grande.

The Healthy Living Park also had a parking lot designated on their plan.

Commissioner Yohn asked if anyone is in favor of or against this Amendment to Zoning.

Ron Brink spoke. He is a commercial property owner in east Alamosa. He is very much in favor of this rezoning for RV Park. This would help Alamosa as a whole. He would like to see some development in East Alamosa. Dan Russell has done a good job in research.

Public Hearing was adjourned and reopened for one final comment.

Dr. Bill Brinton Alamosa resident spoke. He supports the application for the Zoning change.

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

RESOLUTION NO: 2014 – Z – 2

RE: APPLICATION FOR ZONING MAP AMENDMENT FILED BY ALAMOSA RV RESORT ON THE RIO GRANDE LLC, COVERING SOUTHEAST ¼ SOUTHEAST ¼ OF SECTION 3, TOWNSHIP 37, RANGE 10 EAST N.M.P.M., COUNTY OF ALAMOSA, STATE OF COLORADO.

Commissioner Allen moved for the adoption of the following resolution. Commissioner Dunne seconded the motion.

WHEREAS:
1. Alamosa RV Resort on the Rio Grande LLC, has submitted an application for an amendment to the Alamosa County Zoning map covering the following described property:

A tract of land located in the Southeast ¼ Southeast ¼ of Section 3, Township 37 North, Range 10 East, N.M.P.M., more particularly described as follows: Beginning at a point on the South line of said section 3 from which the
Southeast corner of said Section 3 bears North 88°49'59" East 46.00 feet; thence South 88°49'59" West along the South line of said Section 3 a distance of 1,246.55 feet; thence North 00°11'10" West 1,326.78 feet; thence North 89°10'50" East, 1,239.74 feet to the West right-of-way line of Colorado State Highway 17; thence South 00°07'53" West along said right-of-way to a point which is North 20°51'15" East from the point of beginning; thence South 20°51'15" West along said right-of-way 31.05 feet to the point of beginning.

In Alamosa County, Colorado.

Said property being zoned Rural (RU).

2. Said applicant originally brought this request before the Alamosa County Planning commission on February 12, 2014 for consideration and the recommendation of the Planning Commission was to approve said Application. Comments were made in favor of and adverse to the proposed application;

3. A public hearing was held on the proposed amendment to rezone on March 26, 2014, before the Board of County Commissioners of Alamosa County, following proper notice to the public, Applicants appeared and spoke in favor of the application and the Board heard comments in favor of said application.

4. The Board of County Commissioners has determined that this application is consistent with County policies and is pursuant to Article 7, Section 7.4 of the Alamosa County Land Use Development Code and adopts the findings as set forth in the Staff Report.

NOW, THEREFORE, BE IT RESOLVED that the zoning map of Alamosa County, 1975, as amended, is AMENDED as follows:

5. That the zoning for the above mentioned property shall be changed from Rural (RU) to Commercial (C).

The above resolution was passed by roll call vote on March 26 2014. Commissioner Dunne, Commissioner Yohn and Commissioner Allen in favor

DATED: Effective March 26, 2014

BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

(SEAL)

By Michael Yohn, Chairman

ATTEST:
There being no further business, the Public Hearing for Alamosa RV Resort was adjourned.

ATTEST:

Belina Ramirez, Office Manager
Carol Osborn, Assistant Administrator

Mike Yohn, Chair
Marianne Dunne, Vice Chairman
Darius Allen, County Commissioner
Minutes of the Public Hearing for Sustainable Energy Development Company Extension of HB 1041 was held on March 26, 2014 at 9:00 a.m. in the Commissioners Chambers, Alamosa County Services Center, 8900 Independence Way, Alamosa, CO 81101.

Members Present: Mike Yohn, Chair
Marianne Dunne, Vice-Chair
Darius Allen, Commissioner
Peter Kampfer, County Administrator
Jason Kelly, County Attorney
Brittney DeHerrera, Chief Financial Officer
Carol Osborn, Assistant Administrator
Belina Ramirez, Office Manager

Ken Vanlwarden and Rachel Doyle were present. Applicant Patrick Guinness was present.

Proposal: The applicant is seeking an extension of an HB 1041 permit for the Site Selection and Construction of a Major Facility of a Public Utility as set forth in the Alamosa County Guidelines and Regulations for Areas and Activities of State Interest. The applicant is also seeking to transfer the permit assigned to a new entity, San Luis Valley LLC. Finally the applicant seeks to reduce the Decommissioning Security and Community Development fund to reflect a reduction in Megawatt capacity.

Location: The 255 acre site is bounded by County Road 9 South to the south, County Road 8 South to the North, and private lands to the east and west. The legal description is the NW1/4 of and a fraction of the SW1/4 of Section 16, T.37N, and R.10E.

HB 1041 Permit Extension: The applicant Sustainable Energy Development Company LLC (SEDCo) is seeking a second extension of an HB 1041 permit. The original permit was issued by Resolution No. 2010-G-013 on November 23, 2010. The permit was valid until November 23, 2012. As provided in Section 6.1 of the original permit, the applicant was afforded the option of requesting a permit extension from the Board of County Commissioners during a Public Hearing. That extension was granted through Resolution No. 2012-G007 on October 24, 2012 and was amended March 27, 2013. Said extension is set to expire on November 23, 2014. The applicant is requesting another 24-month extension. The applicant is requesting the extension because they have been unable to initiate construction of their facility due to their inability to secure a power purchase agreement from the Public Utility Commission.

HB 1041 Permit Transfer: The applicant, Sustainable Energy Development Company LLC is seeking to transfer the permit to a newly established entity, San Luis Valley LLC. The original permit issued by Resolution No 2010-G-0013 states on the final page that: “Any transfer of this permit to a non-related corporation, company, or person shall require approval of the Board of County Commissioners, which shall not be unreasonably withheld.”

Decommissioning Security and Community Development Adjustment: The applicant Sustainable Energy Development Company LLC is seeking to adjust the amount of the Decommissioning security and Community Development Fund donation. The Decommissioning Security and
Community Development Fund donation are based on the capacity of the project. This project was originally permitted with a proposed capacity of 37.4 Megawatts. The capacity has been reduced and is now projected to be 30-megawatts.

According to the Decommission and Community Development Agreement approved on August 23, 2010 the decommissioning security was listed as $282,234 to be paid before the development of the project and the Community Development Fund donation was voluntarily agreed upon at $62,300 to be paid annually.

Based on historic calculations, on average, for utility-scale solar projects in Alamosa County, the Decommissioning Security is $8,867 per megawatt and the Community Development fund contribution is $1,726 per megawatt. The Decommission Security average is based on facilities with traditional Photovoltaic technology and excludes the decommission security amount that was required for the County’s Concentrating Photovoltaic facility.

Department Recommendation: Regarding the HB 1041 permit extension, the Alamosa County Attorney has advised us that because there is no language in the original permit, Resolution, or permit extension Resolution specifically barring a second extension of the permit, then it is at the discretion of the Board of County Commissioners as the Permit Authority to decide whether to approve another extension. The documentation required for the first permit extension was a letter from the applicant. The applicant has submitted a letter and has therefore met all submittal requirements for a permit extension. In the Alamosa County Guidelines and Regulations for Areas and Activities of State Interest, under Section 2.403 Revocation or Suspension of Permits, Section 2.a states that “The applicant has failed to take substantial steps to initiate the permitted development or activity ., or, if such steps have been taken, the applicant has failed to complete the development or activity or any condition of permit approval with reasonable diligence. “Substantial steps” do not require construction activity and may include, among other things, legal or administrative proceedings and activities directly associated with the Applicant’s project. An extension of the time within which substantial steps to initiate the permitted development or activity need be taken may be granted by the Permit Authority upon the request of the applicant and a showing of good cause therefore.” Utility-Scale projects have few significant impacts on County services and the proposed site has already been subjected to public scrutiny and approved for this use. It is therefore recommended that the permit be extended for another 24 month period December 31, 2016.

Regarding the HB 1041 permit transfer, the applicant has submitted documentation from the State of Colorado showing the registration of San Luis Valley LLC. The transference of HB 1041 permits by the Alamosa Board of County Commissioners has been made at the request of several other Utility-Scale Solar facilities, and there appears to be no reason for a permit transfer to be withheld in this case.

A representative from SEDCo Patrick Guinness appeared before the Board of County Commissioners on December 11, 2013 to provide an update on the project and to request an adjustment of the Decommissioning Security and Community Development Fund donation based on the megawatt capacity reduction. The Board of County Commissioners agreed to reduce the amount of each to reflect the capacity of the facility. Based on the historic average calculations,
it is recommended that the new Decommission Security amount based on a 30-Megawatt facility would be $266,010 and the Community Development Fund donation would be $51,780.

Patrick Guinness spoke. One of the reasons for the transfer of SEDCo to San Luis Valley LLC is he is separating his development assets such as the 1041 Permit and the Interconnection agreement into one entity San Luis Valley LLC and maintaining ownership of the land in SEDCo. He is in the last stages of negotiating a partnership with one of the largest solar development companies but he is not able to disclose their name. They are finally in negotiation with Xcel on an Interconnection Agreement. It has taken since 2009 to do this.

Commissioner Yohn asked if anyone is for or against the 1041 Permit Extension.

No comment was made.

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

RESOLUTION NO: 2014 – G – 3

RE: A RESOLUTION AUTHORIZING THE EXTENSION OF A 1041 PERMIT; THE TRANSFER OF A 1041 PERMIT; AND REDUCTION IN DECOMMISSIONING SECURITY AND COMMUNITY DEVELOPMENT FUND AGREEMENTS.

WHEREAS, pursuant to the Guidelines and Regulations for Areas and Activities of State Interest of the County of Alamosa, State of Colorado, Permittee Lincoln Renewable Energy “LRE,” has requested the Alamosa County Permit Authority to consider a request to extend their permit to allow the construction of a solar facility; to transfer the permit to a newly formed entity; and for a reduction in the Decommissioning Security and Community Development Fund Agreements; and

WHEREAS, a public hearing was held before the Alamosa County Board of County Commissioners on March 26, 2014, at the Alamosa County Administrative Services Building, 8900 Independence Way, Alamosa, CO 81101, for the purpose of taking evidence and testimony concerning the Applicant’s request; and

WHEREAS, the Permittee Lincoln Renewable Energy “LRE,” is requesting an extension of their Permit pursuant to Section 6 of the original permit; and

WHEREAS, the Permittee LRE, is requesting authorization by Alamosa County to transfer the 1041 Permit to a separate entity; and

WHEREAS, the Permittee LRE, is requesting a reduction in the Decommissioning Security and Community Development Fund Agreements; and
WHEREAS, the basis of said request is that LRE has been unable to initiate construction for the project due to its inability to secure a power purchase agreement for the project’s electrical output.; and

WHEREAS, LRE believes that the project may be able to secure the necessary power purchase agreements during the permit extension period and initiate construction; and

WHEREAS, the Alamosa County Land Use Department has made a recommendation that said request be granted and said recommendations as set forth in the Staff Report are hereby adopted by the Board.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF ALAMOSA, COLORADO, that:

1. LRE is hereby granted an extension on the original permit which was authorized by Alamosa County Resolution 2010 – G – 13, until December 31, 2016

2. LRE is hereby authorized to transfer its 1041 Permit to the newly established entity San Luis Valley, LLC. The Transferee shall be subject to the same terms and conditions as LRE except as modified herein.

3. The Decommissioning Agreement and the contribution to the Community Development Fund is hereby reduced to $266,010.00 and $51,780.00 respectively.

4. The Permit is hereby amended to approve the development of a 30MW facility.

5. All other conditions of the Original Permit shall remain in effect.

ADOPTED THIS 26th day of March, 2014.

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

Commissioner Yohn x Yes □ No
Commissioner Allen x Yes □ No
Commissioner Dunne x Yes □ No

The foregoing resolution passed by roll call vote resulting in a 3-0 vote in favor.

ATTEST: BOARD OF COUNTY
COMMISSIONERS OF
THE COUNTY OF ALAMOSA, STATE
OF COLORADO
(SEAL)

Michael Yohn, Chairman

Melanie Woodward, Clerk of the Board

There being no further business, the Public Hearing for Sustainable Energy Development Company Extension of HB 1041 was adjourned.

ATTEST:

Belina Ramirez, Office Manager

Mike Yohn, Chair

Carol Osborn, Assistant Administrator

Marianne Dunne, Vice-Chairman

Darius Allen, County Commissioner
Minutes of the Public Hearing for Matt Norton Amendment to Zoning was held on March 26, 2014 at 9:00 a.m. in the Commissioners Chambers, Alamosa County Services Center, 8900 Independence Way, Alamosa, CO 81101.

Members Present:  
Mike Yohn, Chair  
Marianne Dunne, Vice-Chair  
Darius Allen, Commissioner  
Peter Kampfer, County Administrator  
Jason Kelly, County Attorney  
Brittney DeHerrera, Chief Financial Officer  
Carol Osborn, Assistant Administrator  
Belina Ramirez, Office Manager

Ken Vanlwarden and Rachel Doyle were present. Applicant’s brother Kip Norton was present.

Proposal: The applicant is proposing to change the zoning on a 35.00 acre parcel from Rural (RU) to Industrial (I).

Legal Description: A tract of land located in the sw1/4 of Section 18 and the nw1/4 of Section 19T, 38N, Range 9 east of the NMPM

Project History and Background: The applicant Matt Norton is proposing to change the zoning of the 35.00 acre parcel of land from Rural (RU) to Industrial (I). The parcel is adjacent the Rio Grande County Line off South County Road 100 and US Highway 160. Most of the acreage is vacant land but it is the site of a truck scale and two Quonset huts that are used for storage of soft rock phosphate fertilizer.

Public Notices and Courtesy letters were sent to Alamosa County Public Health Department, the Alamosa-Monte Vista National Wildlife Refuges, the Colorado Department of Transportation, the Rio Grande County Land Use Department, the Alamosa Fire Protection District, and the Rio Grande Water Conservation District.

He is basically proposing to do a store for natural fertilizers. It is a manufacturing or finisher that includes mixing, bottling, and shipping. There will be no explosive materials. Wholesale storage and sales are according the Alamosa County Land Use and Development Code are only allowed in industrial zoned parcels.

Findings:

1. The Amendment to zoning is found to be consistent with the adopted plans and policies of the county according to the purposes of the Alamosa County Land Use and Development Code (LUDC) Article 1, Section 1.3:
   A) Preserve and enhance the long-term viability of the agricultural economy;  
   J) Maintain opportunities for development and redevelopment to respond to changes in the marketplace, while respecting the character of surrounding areas;
2. The suitable uses permitted by current zoning versus the proposed zoning are found to have significant differences but the parcel is located in a portion of the County that already has several Industrial (I) zoned parcels. Figure 1, the Permitted Use Table from the LUDC, shows the instances where Industrial (I) zoning is less restrictive than Rural (R) zoning.

3. The proposed change tends to improve the balance of uses, or meets a specific demand in the county in that the proposed change is in congruence with surrounding parcels, stays within the Industrial character of the neighborhood, and meets specific demands of the county by encouraging economic development. This fertilizer facility, concentrating primarily on natural fertilizers, would be the first fertilizer wholesale operation in the County.

4. The change should not be detrimental to the capacity of adequate public facilities and services for the proposed use because the property is located off two major roads. The expected traffic increase could be as much as 20-30 trucks per day and a courtesy letter has been sent to the Colorado Department of Transportation regarding this application.

5. The legal purposes for which zoning exists are not contravened because the applicant has filed an application in compliance with the County's zoning regulations.

6. There is no expected adverse effect upon adjoining property owners that would need to be justified by the overwhelming public good or welfare because that portion of the County on US Highway 160 is already used for Industrial purposes and the nearest residence is almost a mile away. The proximity of waterways and the Monte Vista National Wildlife Refuge is a potential concern but is somewhat ameliorated because the Rocky Mountain Septic Parcel is closer to those sensitive areas but was found by the State to be an acceptable location.

7. No one property owner or small group of property owners is expected to benefit materially from the change to the detriment of the general public because the increased industry in the area may actually improve business to adjacent owners but is not expected in a quantity that would significantly affect traffic on either of the roads.

Department Recommendation: The applicant has met all submittal requirements for an Amendment to Zoning 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 Amendment to Zoning application based on the information provided by the applicant.

Planning Commission Recommendation: The Planning Commission met on March 12, 2014 to hear this application. The only discussion was the potential benefits of a natural fertilizer wholesale/storage facility and to confirm the fertilizer posed no risk of explosion. The chairman allowed public comment and there were no comments. The Planning Commission recommended the approval of the Amendment to Zoning for Matt Norton.
Commissioner Yohn asked if anyone is for or against this Amendment to Zoning.

No comments were made.

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

RESOLUTION NO: 2014 – Z – 1

RE:  APPLICATION FOR ZONEING MAP AMENDMENT FILED BY MATT NORTON, COVERING A TRACT OF LAND LOCATED IN THE SOUTHWEST ¼ OF SECTION 18 AND THE NORTHWEST ¼ OF SECTION 19, TOWNSHIP 38 NORTH, RANGE 9 EAST OF THE N.M.P.M., COUNTY OF ALAMOSA, STATE OF COLORADO.

Commissioner Dunne moved for the adoption of the following resolution. Commissioner Allen seconded the motion.

WHEREAS:

1. Matt Norton has submitted an application for an amendment to the Alamosa County Zoning map covering the following described property:

A tract of land located in the SW ¼ of Section 18 and the NW ¼ of Section 19, Township 38 North, Range 9 East of the N.M.P.M. more particularly described as follows:

Beginning at the Northwest corner of the tract herein described, a pin and cap, PE-LS13389, from whence the Northwest corner of said section 18, a pin and cap, LS 5442 bears North 00° 27’ 02” West a distance of 4097.94 feet; thence South 62° 03’ 13” East, along the south line of a tract of land described in Book 284 at page 674 of the Alamosa County, Colorado records, a distance of 1386.20 feet to the Northeast corner of the tract of land herein described, a pin and cap, LS 23891; thence South 00° 05’ 05” East, along a line parallel with the East right-of-way of Alamosa County South Road 100, as fenced, a distance of 1246.00 feet to the South east corner of the tract herein described, a pin and cap, LS 23891; thence North 62° 03’13” West, along a line parallel with the said South line, a distance of 1386.20 feet to a point on the said east right-of-way line, as fenced, a pin and cap, LS 23891; thence north 00° 05’05” west, along the said east right-of-way line, as fenced, a distance of 1246.00 feet to the place of the beginning containing an area of 35.00 acres, more or less with all it appurtenances, and warrants the title to the same, subject to the following:

1. Real property taxes and assessments for 2001 and subsequent years and taxes for the year 2002 which are not yet due and payable.
2. Any existing right of way of easements, and existing roads, ditches and utilities, including the easements and conveyances therefore.
3. Reservation in Morris F. Grimwood and Kathleen D. Grimwood of an undivided ½ interest in and to a non-participating royalty for the oil, gas and minerals in and under said property as set forth in the warranty deed recorded in Book 181 at Page 99 of the Alamosa County, Colorado, records

In Alamosa County, Colorado.

Said property being zoned Rural (RU).

2. Said applicant originally brought this request before the Alamosa County Planning commission on March 12, 2014 for consideration and the recommendation of the Planning Commission was to approve said Application;

3. A public hearing was held on the proposed amendment to rezone on March 26, 2014, before the Board of County Commissioners of Alamosa County, following proper notice to the public, Applicants appeared and spoke in favor of the application and no one spoke in opposition to said application.

4. The Board of County Commissioners has determined that this application is consistent with County policies and is pursuant to Article 7, Section 7.4 of the Alamosa County Land Use Development Code.

NOW, THEREFORE, BE IT RESOLVED that the zoning map of Alamosa County, 1975, as amended, is AMENDED as follows:

5. That the zoning for the above mentioned property shall be changed from Rural (RU) to Industrial (I).

The above resolution was passed by roll call vote on March 26, 2014 on the condition that authorization by all property owners is provided. Commissioner Dunne, Commissioner Yohn and Commissioner Allen in favor

DATED: Effective March 26, 2014

BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

(SEAL)

By Michael Yohn, Chairman

ATTEST:

Melanie Woodward, Clerk of the Board
There being no further business, the Public Hearing for Matt Norton Amendment to Zoning was adjourned.

ATTEST:

Belina Ramirez, Office Manager

Carol Osborn, Assistant Administrator

Mike Yohn, Chair

Marianne Dunne, Vice-Chairman

Darius Allen, County Commissioner
Minutes of the Public Hearing for Burlin & Edna Franke Minor Subdivision was held on March 26, 2014 at 9:00 a.m. in the Commissioners Chambers, Alamosa County Services Center, 8900 Independence Way, Alamosa, CO 81101.

Members Present:  
Mike Yohn, Chair  
Marianne Dunne, Vice-Chair  
Darius Allen, Commissioner  
Peter Kampfer, County Administrator  
Jason Kelly, County Attorney  
Carol Osborn, Assistant Administrator  
Brittney DeHerrera, Chief Financial Officer  
Belina Ramirez, Office Manager

Ken Vanlwarden and Rachel Doyle were present. Applicants Burlin & Edna Franke were present.

Proposal: The applicants are proposing to divide the 131.80 acres into two tracts. Tract 1, of 130.69 will include an existing manufactured home, accessory buildings and will continue to be used as ranch land. Tract 2, a smaller parcel of 1.11 acres, will include an existing site built home.

Legal Description: Northeast ¼ of Section 18, Township 38 North, Range 10 East of the NMPM County of Alamosa, State of Colorado, Less and Except that portion deeded to Carlos Martin Medina and Martha F Medina in Book 246 Page 107, County of Alamosa, State of Colorado.

Compatibility: The proposed subdivision is located in a Rural District and is consistent with the regulations and the Master Plan of the county. Specifically, it fulfills the Alamosa County Land Use Development Code Minor Subdivision Standards of Article 5, Section 5.8.1 in that the subdivision;

1. Has not been subdivided since 1996;
2. Will not create more than three (3) additional lots;
3. Is in conformance with the goals, objectives, and policies of the Alamosa County Master Plan, Land Use and Development Code, and/or other county guidelines;
4. Both parcels have access to a public maintained road: South County Rd 107
5. Both parcels have access to adequate to potable water
6. Neither parcels are within a Geologic Hazard area, the floodplain, or Critical Wildlife Habitat Area.

Findings:

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 complies with the Subdivision Standards of Article 5, Section 5.8 of the Alamosa County LUDC
3. The parcel has not been subdivided since 1996.
4. The applicant received the Right to Farm and Ranch Policy Notice and a copy of the Code of the West.
5. The plat shows the access to South County Road 107 and the utility easements for both proposed parcels.
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 major extension of public sewer or water lines.
8. Both parcels have access to a public maintained road which is South County Road 107.
9. No waivers from the Subdivision Standards have been requested.

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 Minor Subdivision application based on the information provided by the applicant.

Planning Commission Recommendation: The Planning Commission met on February 12, 2014 to hear this application. The only discussion was regarding the placement of the two wells on the respective parcels. The chairman allowed public comment and there were no comments. The Planning Commission recommended the approval of the Minor Subdivision for Burlin W and Edna L Franke.

Commissioner Yohn asked if anyone is for or against this public hearing.

No comment was made

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

RESOLUTION NO: 2014 – S - 1

RE: APPLICATION FOR MINOR SUBDIVISION FILED BY BURLIN W. & EDNA L FRANKE, COVERING PROPERTY IN THE NORTHWEST ¼, SECTION 18, TOWNSHIP 38 NORTH, RANGE 10 EAST, N.M.P.M., IN ALAMOSA COUNTY, COLORADO.

Commissioner Dunne moved for the adoption of the following resolution. Commissioner Allen seconded the motion.

WHEREAS:

1. Burlin W. & Edna L. Franke, have submitted an application for a minor subdivision covering the following described property:

   NW ¼, Section 18, Township 38 North, Range 10 East, N.M.P.M, County of Alamosa, State of Colorado, 81101, Less and except that portion deeded to Carlos Martin Medina and Martha F. Medina in Book 246 Page 107 County of Alamosa, State of Colorado
said property being zoned Rural (RU);

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

   Tract 1 = 130.69 acres       Tract 2 = 1.11 acres

3. The Alamosa County Planning Commission reviewed the application for a minor subdivision on February 12, 2014, following proper notice to the public and recommended approval of the application.

4. A public hearing was held on the proposed minor subdivision on March 26, 2014, 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 7 Section 7.6.6 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. Consistency with the adopted plans and policies of the county exist;

   2. The plat complies with the standards of Article 5, Subdivision Standards, and any other applicable requirements of this LDC;

   3. If located within or adjacent to the Rural Planning Area, the plat includes a plat note reciting the Right to Farm and Ranch Policy; and

   4. The plat indicates that all subject lots will have frontage on existing approved streets;

   5. New or residual parcels conform to the requirements of this LDC and other applicable regulations;

   6. No new streets are required or are likely to be required for access to interior property;

   7. No drainage or utility easements will be required to serve interior property;

   8. No extension of public sewage or water lines will be required;

   9. The proposed subdivision will not adversely affect permissible development of the remainder of the parcel or of adjoining property; and

   10. No waivers from Article 5, Subdivision Standards, have been requested.
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, Article 7 Section 7.6.6, as adopted on July 15, 2009, as amended.

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

DATED: March 26, 2014.

BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

(SEAL)

By Michael Yohn, Chairman

ATTEST:

Melanie Woodward, Clerk of the Board

There being no further business, the Public Hearing for Burlin & Edna Franke Minor Subdivision was adjourned.

ATTEST:

Belina Ramirez, Office Manager  Mike Yohn, Chair

Carol Osborn, Assistant Administrator  Marianne Dunne, Vice-Chairman

Darius Allen, County Commissioner