Minutes of the Board of County Commissioners Meeting, held on September 10, 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
Belina Ramirez, Office Manager

Call the Meeting to Order

Moment of Silence in remembrance of 9/11

Pledge of Allegiance

Additions/Deletions to the Agenda

Approval of the Agenda

A correction of Agenda under B.A.C.K. Country “Tax” should be “Taxi” stated Ms. Ramirez.

m/s Allen/Dunne motion to approve Agenda with correction
Motion was approved unanimously.

Consent agenda Items:

Approval of General Business/Minutes

The Following Minutes were presented:
Regular Minutes-August 20, 2014
Public Hearing Minutes –Gary & Jane Smith
Public Hearing Minutes-Solar Star Colorado LLC

Commissioner Dunne requested correction under Solar Star Paragraph 4 should be “rails” instead of “roads” and Mr. Driven introduced Real Estate “experts” should be “expert”.

m/s Dunne/Allen motion to approve minutes as corrected
Motion was approved unanimously.
Approval of Bills/Obligations

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

Public Comment

Larry Crowder State Senator spoke. They had a meeting with the Weed District in Rio Grande County and met with the Monte Vista Wildlife Refuge concerning the weed situation there. They have about 14000 acre Refuge and have treated 1000 acres per year. The Weed District claims that 50% is infested with noxious weeds. The funding has dried up. This is unacceptable for this region. He is working with federal delegation in the State of Colorado. If they are going to have refuges they are going to have to take care of this land. It is a situation in this region that they have been fighting for years. What he has done in conjunction with Rio Grande Weed Control which comes up to $7 an acre pilot program because the situation is so out of hand. A handout was presented to Commissioners on the Federal Noxious Weed Act which has been updated in the Federal Farm Bill Act. The Federal Government doesn’t have a line item for weed control. The Refuge spends at their discretion. It is a responsibility to the wildlife and communities. This is not the way to govern since the federal government has become so partisan.

Also the Governor has a State Water Program and is meeting throughout the state. The Metro area had a meeting and 24% is being lost due to infrastructure. He has inquired to the metro Front Range on what the loss is in metro areas. It needs to be implemented in the State Water Plan. There is an attempt from an individual north to export water to his area. If losing substantial water it needs to be fixed. He doesn’t see a lot of replacement pipes. If the infrastructure doesn’t handle the water supply than it needs to be fixed.

He also will be running some bills one affects Alamosa that would affect the veterans because veterans officers are part-time around the state. He would like to double the amount the state sends because they are sending $100 a month for the counties right now. Counties don’t have the facilities to recover taxes to back the cost of having the veteran’s officers. It is an undue burden on counties if they do not have any revenue coming in. He was a veteran’s advocate and they need to help serve their veterans better. He serves on the Health and Human Services Board. Healthcare is a big issue. They are trying to streamline the current health issues. If you look at GOCO for bikes paths they need to broaden the use of GOCO funds for that. Another bill that he will be running is the health exchange employees attempt to give individual bonuses and if bonuses are offered it should go through the legislation. This is out of realm of what we should be doing. He believes in transparencies and openness. He tries to be very accessible.

Commissioner Dunne appreciated him coming here today. She knows he has worked hard.

Mr. Crowder stated 8 hospitals are in his district and he is talking about Medicaid transition. He did vote for that. They almost eradicated indigent care. Hospitals are a vital part of our society. We cannot let them go broke.

Commissioner Dunne stated she is on the Governor’s task force for Civil Commitment on drug and alcohol. Part of the bill passed and part didn’t. They are working on the definitions. She doesn’t know the house bill number but there is a bill with the issue of civil commitment of people for drug abuse,
alcohol abuse, and mental health. The issue is to combine it a little more. It will help our jails and people’s mental health.

Mr. Crowder stated there is a dire need for individuals for a part-time hold which is a bed situation. This is out of realm for hospitals but not mental health.

Ron Brink spoke. He echoes on weeds on federal land. His whole adult life he has had wildlife as a neighbor. He has fought them on the weeds. He actually has burned their weeds because they were blowing on his property. He would encourage this because it is a huge program. It is not just in the Valley but everywhere. He is going to volunteer helping Mr. Crowder.

Cheryl O’Doud spoke. There is an appeal with Valley Meds. She wanted to bring a comment to surface that has been on her thoughts. Why is it that three residence that are within 200 feet of La Casa Cannabis are less important than three residence that are outside 900 feet of the Kramer property? A resident of Alamosa County should all have the same rights.

Approval of Consent Agenda

RCTCLEARN.NET – Minnesota State Customized Training Income Contract
Temple Hoyne Buell Foundation Grant-Healthy Teen Sexuality
Statement of Intent to establish a Consortium Agreement-Improve Child Health
Chronic Disease Risk Reduction Subcontract – National Jewish Health - Reduce Youth Obesity
Chronic Disease Risk Reduction Subcontract – Lutheran Hospital dba SLV Health
Selection of Auditor
Submittal of CDBG Division of Housing Grant-Rehabilitation
Rielly Johnson Contract Agreement-12th Judicial Task Force

The RCTCLEARN.NET Minnesota Contract he would like to insert in one of the provisions in the contract in terms of indemnification of “to the extent permitted of Colorado Law”. We have done this in the past. You may want to pull the Rielly Johnson Contract for further discussion. They had venue in Pueblo he doesn’t know if this was done in design or if they left this from their previous project.

m/s Allen/Dunne motion to approve Consent Agenda without Rielly Johnson Contract
Motion was approved unanimously.

Reilly Johnson they had a discussion that they wanted to have an exterior drawing. Mr. Kelly asked for clarification. The way it read it didn’t include this. He spoke with Mr. Schreiner and they said they didn’t think that was something they needed pre-election. If this is something you want it is not included. There will be an additional cost. They will try to have a phone conference to get clarification.

m/s Allen/Dunne motion to table until they have a phone conference with them
Motion was approved unanimously.

SLV Fair

Braidynn Leeson was present. She thanked the Commissioners for helping the fair and purchasing her lamb. A picture of her and the lamb was presented to the Commissioners.
SLV Museum

Dorothy Brandt was present. A copy of their budget was presented to the Commissioners. This was presented to the Marketing District as well. They are proud of their art gallery on the outside of their building. They started a program for women veterans. The Medical people are behind them. Already they have changes made for them. Women have special needs. There is a difference between men and women. They are working together. Some of these people are seniors as well. They are putting in for a grant in hopes for a storage archival room which is part of the museum. They are asking to build this storage archival room outside the building which would become part of the museum. It will look like part of the museum. They can move things around from the museum into this room if they for example get a project from Denver to the museum. She was asked to be a judge for the Philanthropy Group.

B.A.C.K. Country Taxi

Bruce & Charlotte Kuhns were present. They are trying to start another taxi company in the San Luis Valley primarily operating in Alamosa. They presented their Business Plan/Proposal to the Commissioners. They owned this business in Michigan for the previous 7 years. They are requesting a letter of support. They need to do this process for Public Utilities. Commissioner Yohn stated they wanted to look over this before making a decision.

Alamosa County Public Health

Della Vieira and Lynnae Rappold were present.

Reports were provided but wanted to discuss a few major points.

Influenza Vaccination Schedule

- Agency Staff Oct 7th & 8th
- County employees Oct 14 7am-5pm
- WSB Oct 16th
- Early Childhood Staff Oct 24th
- City of Alamosa TBD

Commissioner Dunne stated it is interesting that some of the private places such as Walmart already has the vaccine. They have different distribution dates stated Ms. Vieira. Commissioner Dunne asked if seniors should take it early. Yes as early as on hand for them.

A new program for them is an Order to Close Water Recreational Water Facilities for improvements. They are putting together templates for this. This is to protect the public health stated Ms. Rappold. Commissioner Allen stated he got clarification from CTSI yesterday that they are covered. They are not in the business to close their business. Ms. Rappold will be on hand 24 hours to reopen them. Also if this comes to them Ms. Vieira will notify the board.

Employee Vacancy Request

Dawn Arellano will be leaving. She would like to replace her. This is for the Quality Assurance position for Home Health.
m/s Allen/Dunne motion to fill employee vacancy for Home Health
Motion was approved unanimously.

*Environmental Health*

Ms. Rappold spoke. They are working together on SLV Public Partnership with Environmental Health. They are hoping to establish a uniform fee schedule. This is for Retail Food Establishments, Schools, and Childcares. What is Retail Food Establishment? It is a retail operation that stores, prepares, or packages food for human consumption or serves or otherwise provides food for human consumption to consumers directly or indirectly through a delivery service or whether there is a charge for such food. Examples of Food Establishments are restaurants (brick & mortar), grocery stores, mobile units, catering operations, temporary events, and school kitchens (not for profit). Retail Food Establishments, schools, and childcare fees are set in statute CRS 254-1607. The Statute sets license fees for restaurants according to seats. 0-100 seats are $255 and 100-200 seats are $285. Mobile units fees are $255, Temporary events are $255, and mobile units prepackaged foods are $115. There are fees per service such as Plan Review Application fee of $100, Plan Review & Opening inspections are $45/hr with maximum of $580, other requested services $45/hr., and Equipment review $100. Basic Food Safety Training Fees are for 5-14 students $20 per student and Basic Food Safety for 15-40 student class of $325. Childcare and school fees are $45/hr. A revised Master Fee Schedule was presented that she is proposing. She hasn’t see any push back from anyone on the fees. They originally had $35/hr. but they didn’t realize there are more cost associated. She prints the licenses for these and there is also a cost for the financial person. They want to set it the same as state statutes.

Commissioner Dunne inquired about nonprofits such as La Puente and churches. She has had a Basic food safety class for La Puente and the Food Bank at no charge. Churches also asked Commissioner Dunne. She has been busy and hasn’t licensed churches currently. They can inspect and license. Commissioner Dunne asked for a tab of nonprofits they serve. Commissioner Allen asked how many does she think she does that are nonprofit. Schools are nonprofit and she has seven of those as well as, La Puente and Child Cares so about 20 in Alamosa County. Even the VFW and the Senior Center as well. So maybe 25 stated Ms. Rappold.

Ms. Vieira stated they want consistency across the valley so they are proposing the same fees across the counties. This keeps the playing field level for everyone.

*Clerk & Recorder*

*Employee Vacancy Request*

Melanie Woodward was present. Jessie has left and she would like to replace her position.

m/s Allen/dunne motion to approve employee vacancy request
Motion was approved unanimously.

*Clerk & Recorder Report for July*

She has to get military votes out by September 20th.
m/s Dunne/Allen motion to approve Clerk & Recorder’s Report for July
Motion was approved unanimously.

Special Events Permit/Liquor License Permit—SLV Local Foods Coalition

The event is on September 20th from 4-11pm. Liza Marron was present. The event is 5-9pm but she put the extra time for set up and clean up. The main emphasis is the food which is entirely grown from the San Luis Valley. The permit is in the process.

Commissioner Allen asked if this is nonprofit. Yes stated Ms. Marron. They have always waived the Land Use permit fees for them as well stated Commissioner Allen.

m/s Dunne/Allen motion to approve Liquor License for SLV Local Foods Coalition for September 20th
and waive fees for them Land Use permit
Motion was approved unanimously.

Alamosa County Land Use

Jinger Tilden was present.

Address Fee Increase

She is here today to increase the fees from $30-$50.

Commissioner Yohn stated this was tabled from the last meeting.

Commissioner Allen asked if they gave an option to purchase the signs. Ms. Tilden stated it as a courtesy they would pay the fee and receive the sign and if they didn’t want to put up the sign that is fine. Commissioner Yohn stated he was confused they are being charged for a sign. Yes stated Ms. Tilden they are charged for the sign but they don’t have to put up the sign if they don’t want to. The increase for fee is for training for GIS/GPS and in-house paper is a lot more work. It is a benefit for the books to be accurate. They send out notices to E911, GIS, Sheriff, Post Office, Assessor’s Office, and Clerk’s Office. It is time consuming.

m/s Allen/Dunne motion to approve address fee to $50
 Motion was approved unanimously.

“Devils Playground” update

They have completed the abatement and the asbestos project. It is completely vacant except the tanks. They didn’t have the equipment to remove the tanks so they contracted it out. They will be starting on October 6th. They will continue monitoring the wells.

Commissioner Dunne asked about the contest for the new name.

Ms. Tilden stated she had a little contest at Ortega Middle School for names. She has a stack of around 20. They will have to go through them.

Commissioner Dunne asked if Conoco Phillips will be in on this. No stated Ms. Tilden it is just a name we will refer the area to.
US Fish & Wildlife

Update on Management Plan

Suzanne Beachaine and Laurie Shannon were present.

They have a draft CCP and EIS out for public review for a 60 day comment period that will end November 3, 2014. Public meetings are scheduled for September 29th for Alamosa at SLV Conservancy District, September 30th at Monte Vista Coop and October 1st at Moffat High. All meetings are from 6:30-8:30pm. Significant issues from scoping process:

- Habitat and Wildlife
- Water Resources
- Landscape Conservation and Wilderness
- Visitor Services
- Partnerships and Refuge Operation
- Cultural resources and tribal coordination
- Research, science, and protection of the physical environment

They have developed four alternatives. Alternative B is their proposed action: Wildlife Populations, Strategic Habitat Restoration, and Enhanced Public Uses.

Alternative B, Alternative A which is No Action, Alternative C is Habitat Restoration and Ecological Processes, and Alternative D would maximize Public Use. All alternatives meet Refuges mission and process but some would be better than others.

Top Five Issues:

- Water
- Public Use
- Elk and other big game
- Bison
- Wilderness

Looking for the public to go in other than during the hunting season. One idea is to connect the city trail to the Refuge stated Ms. Beauchane. Opportunities to get visitors in quicker and stay connected with wildlife. They are looking at ways to enhance public use in the Monte Vista and Alamosa Refuge. They would like to increase youth engagement. They are proposing to hunt elk on their Refuge. They do not have this in their tool bag right now. Bison is for the Baca Refuge to see if it is feasible to have free ranging bison in this area. July 15 through February. They would like to establish a visitor center on Monte Vista Refuge. Their Alamosa Headquarters Office is hard to get to and the Monte Vista is visited more. Alternative D allows some fishing access.

Commissioner Dunne stated Mr. Crowder was here this morning about noxious weeds on the refuge.

Ms. Beauchane stated they are working with them. Weeds are important. They are limited on funding and staffing.
Commissioner Dunne recommended sheep or goats. Do sheep belong to them or do they rent. They have grazing sheep permiites. There was a time when they had a law suit against grazing and it had stopped. Now they are grazing in a restrictive objective. They have a rider with them 24/7. They pay grazing fees but do get deductions.

Commissioner Dunne inquired about the Trujillo homestead. She is hoping they open it to have tours and open it up to the public. They would like to see it restored. Ms. Shannon stated they were looking at ways where they could partner with the Wildlife Parks.

Commissioner Yohn appreciated them coming in. He is glad they are considering open more to the public. He remembers before the Refuge came of how free it was. Now it is all fenced off and posted. Personally this hurts having the access to the river and such restricted. They are not trying to acquire any more property it would just be nice to have a trail connect with City stated Ms. Beauchaine.

**Alamosa County Department of Human Services**

Catherine Salazar was present.

The last 7 days she has sat with many supervisors. This is a larger staff than she is accustomed to. The key area is to get Affordable Care Act to maximize coding in order to maximize funding to Alamosa County. She plans to meet with each individual units.

**County Administrator**

*Emergency Manager Replacement*

David Osborn was present. One of the problems is sustainability during an incident. His suggesting is for Carol Osborn be Emergency Manager, Chris Mora be Planning Coordinator, and Tony Bobicki be Training Coordinator. Ms. Osborn can do Program Management, Quarterly Reporting, and Training. Chris Mora could do Training Coordination, Training, and Plan Development & Updates. Tony Bobicki could do Training Coordination, Training, and Mutual Aid Group Coordination. They are already familiar with emergency command, ICS, Organization Charts and Response.

Another option:

Jeff is part-time Homeland Security Grant Coordinator and probably will retire in a year. This could be a temporary option.

Or Start over and advertise this position.

Last option: State could provide for a FTE Emergency Manager. He cannot commit to this but this is a possibility.

Commissioner Allen stated his number one recommendation is the Airport Staff.

Commissioner Dunne asked if they have time.

Ms. Osborn stated they do have time and the training they have overlap with what they are already required to have and they are interested. The Airport is required to have tabletop exercises just as the Emergency Manager has to. Mr. Osborn stated they can try for a year and see if it is working out.
The Air show goes on and there hasn’t ever had any planning. This year they teamed together stated Mr. Osborn. He sees this the best option to keep things going.

Commissioner Dunne asked how much time does the quarterly time take. Dave Osborn stated 45 minutes. Chris and Tony will be doing the building and planning.

Commissioner Allen stated he doesn’t mind trying it for 6 months and see how it goes. He doesn’t want to start all over. It is state mandated that they have it.

Mr. Osborn stated next time they have the opportunity to visit with the Commissioners with the other counties involved in the floods and ask what was there most important thing. It is the emergency planning.

Commissioner Yohn stated it can supplement their income but he is concerned with so much demand on Carol. He would have to see how this works.

Mr. Kampfer stated they are currently budgeted at $1200 a month.

m/s Allen/Dunne motion to adopt option 1 with Carol as Emergency Manager, Toni as Coordinator, and Chris Mora as Planner to begin the 15th of the month with a six month re-evaluation.

Motion was approved unanimously.

Reilly Johnson Update

Phone conversation attendees were: Bob Johnson, Patti Swift, Marianne Dunne, Christina Gallegos, Tom Franklin, Peter Kampfer, and Larry Schreiner.

The venue was the first issue they had being Pueblo. This was deliberate because if they had a legal problem he didn’t think the courts of Alamosa would be very objective. He has never had any problems in all the years but it is needed. It is neutral territory. They are ok with that. They included floor plans but what the subcommittee requested was they have a model to show the public. This was not included and reasons were given. The courts decided they needed this so they will pick up this expense which will be over $5,000. They requested them to be interested in renegotiating throughout the process and they said they would.

Mr. Kelly stated he just wanted the Board to realize if they wanted that conceptual drawing it was not included and if they wanted that they would have additional costs. As far as the venue he could see their view of a bias may exist here having the venue in Alamosa. The amount they are agreeing to is $79215 stated Commissioner Dunne.

Commissioner Yohn stated he is concerned when someone else picks the venue it gives them home court advantage. He is not opposed to it. Mr. Kelly stated they are based out of Denver. It is the same distance from both of them. He doesn’t like it but it is ok.

Commissioner Allen stated when we discussed the qualifications was it in there to do the drawing. It was in there stated Mr. Kelly. They looked at it in terms of pre-election and what would be nice pre-election. They were trying to streamline the costs because they knew we are working on limited funding. Because of additional testing on one of the sites they perhaps were going to use the money would be better used somewhere else. Ms. DeHerrera stated they said without knowing the location
they didn’t want to be misleading because it may work against us rather than for us. If we had a site selection they would have included it with a higher cost probably stated Mr. Kelly. Commissioner Yohn stated sometimes you have to cater to the customer and have customer service. It didn’t sound like we were getting that.

m/s Dunne/Allen motion to accept contract for planning of Judicial & Detention Center of first draft contract with Reilly Johnson Contract

Motion was approved unanimously.

Board/Staff Updates

Brittney DeHerrera spoke. Update on the New Annex Building. She met with Keith and Larry regarding project timeline. They are a little tight but sticking with the October move date. They had some issues with the stucco crew. They probably will still be doing this after move in date. They will also have some punch list items that they will be working on after but nothing big.

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