Minutes of the Board of County Commissioners Meeting, held on September 25, 2013 at 8:30 a.m. in the Commissioners Chambers, Alamosa County Services Center, 8900 Independence Way, Alamosa, CO 81101.

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

Call the Meeting to Order

Pledge of Allegiance

Additions/Deletions to the Agenda

Approval of the Agenda

Addition of Boys & Girls Club to Agenda and Clerk & Recorder’s Report to the Consent Agenda.

M/S Dunne/Allen motion to approve the agenda of September 25, 2013 as amended.  
Motion was passed with Yohn absent.

Consent agenda Items:

Approval of General Business/Minutes

The Following Minutes were presented:  
Regular Minutes-September 11, 2013  
Public Hearing –Murleen & Dale Goodrich

M/S Dunne/Allen motion to approve the Minutes of September 11, 2013.  
Motion was passed with Yohn Absent.

Approval of Bills/Obligations

M/S Dunne/Allen motion to approve the Bills/Obligations  
Motion was passed with Yohn Absent.

Public Comment

No one made a Public Comment.
Approval of Consent Agenda
Chronic Disease Risk Reduction Program Subcontract – Lutheran Hospital
VALE Grant Application
EMPG 2014 Contract
August Financial Report
August Clerk & Recorder’s Report

M/S Dunne/Allen motion to approve Consent Agenda
Motion was passed with Yohn Absent.

Public Hearings

Special Use for Single Section Manufactured Home – Sean Studer

Juan Altamirano was present. Barbara McGinnis was present to represent Sean Studer.

Commissioner Dunne asked when they plan on working on it. Right away stated Ms. McGinnis.

Commissioner Allen asked if any comments from neighbors. Just inquiries stated Mr. Altamirano. You do notify the surrounding neighbors asked Commissioner Allen. Yes within 1500 feet stated Mr. Altamirano. For the record it is a 2011 Schultz manufactured home.

List of Exhibits
1. Special Use Application Check List
2. Staff Report
3. Application
4. Receipt of Payment
5. Ownership & Encumbrance Report
6. Deed
7. Assessor Record
8. Receipt of Taxes Paid
9. Well Permit
10. 1500 Foot Boundary Map
11. List of Adjoining Property Owners
12. Site Plan
13. Letter of Authorization
14. Letter to Neighbors
15. Public Notice for the Planning Commission
16. Public Notice for the BOCC
17. Notice to Applicant

Commissioner Allen asked if they could get a copy of the Code of the West.

M/S Dunne/Allen motion to approve Special Use application for Studer
Motion was passed with Yohn absent.
BEFORE THE BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

RESOLUTION NO: 2013 – SUP - 006

RE: APPLICATION OF SEAN C. STUDER FOR A SPECIAL USE PERMIT TO ALLOW A SINGLE SECTION MANUFACTURED HOME FOR RESIDENTIAL PURPOSES IN ALAMOSA COUNTY, COLORADO.

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

WHEREAS, Sean C. Studer has submitted an application for a special use permit to allow the installation and habitation of a single-wide manufactured home for residential purposes in Alamosa County, CO on the following property:

Tract 4, Burns Subdivision, County of Alamosa, State of Colorado, under parcel number 513735200201;

said property being zoned Rural (RU) District; and

WHEREAS, a public hearing was held before the Alamosa County Planning Commission on September 11, 2013, to consider said application

WHEREAS, a public hearing was held before the Board of County Commissioners on September 25, 2013, and no one spoke in opposition to said application;

WHEREAS, proper notice was provided as required by law; and

WHEREAS, the Board of County Commissioners has considered the application, and finds the application meets all requirements of the Alamosa County Land Development Code pertaining thereto as presented by the Land Use Administrator; and

WHEREAS, the proposed use is consistent with the objectives and purposes of the Alamosa County Land Development Code.

IT IS THEREFORE RESOLVED AND ORDERED that the special use permit to allow the installation and habitation of a single-wide manufactured home on the above mentioned property is hereby granted as a special use pursuant to the Alamosa County Land Development Code under Article 7, Section 7.9.

Passed by roll call vote: Allen, Dunne in favor, Yohn absent.

DATED this _____ day of __________, 2013
Boys & Girls Club

Lynn Cotton Executive Director was present. Last week she had a meeting where she locked herself out of the building. Later that day a kindergartner got off at the wrong bus stop but walked to the Boys & Girls Club. They called the school and the dad picked him up. Their population is 6 to 18 years of age. They had a meeting that they are having trouble sustaining. These occurrences make her think what would happen if they can’t keep the doors open for the Boys & Girls Club. They might not be able to continue next year. They are having fundraisers such as their Masquerade Ball and she has been applying for grants like crazy. It takes months to receive word of the acceptance of a grant and then more months to receive the money. They have the greatest staff right now. They have the facility, the staff, the board, & programming. She has doubled the number of children coming there. They have 110 right now and with early release they have up to 150. They get tutoring help and to do their homework. They teach them how to use a computer. When she is filling out grant applications they ask for community support. She came from Mesa County and it is very competitive there. The club has been on the City budget for many years and that is why she is here today to ask if they could get the Club on the County’s budget.

Commissioner Dunne asked how much they will be in the hole. They had to get a line of credit to operate at the end of the year. October 19th is their Masquerade Ball and to sponsor a table it is $750 which is $75 for ten people. Granters are getting very specific where they want to see some results. They need new computer equipment. If kids come to the Boys & Girls Club 3-4 times a week they are 4 times more likely to graduate from high school which has been proven. They have done garage sales and they have Teen Night. Commissioner Dunne asked for an amount. She has asked from the city $30,000 and would request $50,000 from the County. They have never received money from the County so she doesn’t have anything to go by. Their budget is $350,000 a year. Commissioner Allen asked about their population. In the summer they double their attendance. He stated a lot of County funds are nondiscretionary funds which are tied to certain line items. The County cannot use them any place else. When they built the center the County cleared the property for them. It was probably at $150,000 cost. He has a few ideas that may help them.

Commissioner Dunne complimented her on taking on this position when they have been in the red for a few years. Commissioner Allen asked if the schools help them out. The schools offered free lunch for them all summer.
Show Cause Hearing

6850 County R 106 S; 52NW4SW4SW4 6-37-10 5.2 Acres belonging to Irene Smith & Greg Urioste.

Jinger Tilden and Juan Altamirano were present.

Commissioner Dunne asked if they have met him. Ms. Tilden has never met him and Mr. Altamirano has not either. Mr. VanIwarden has met him. He met him and he was sitting in a pickup and he was not in a good way, not for him to decide if he was drunk or on drugs. The conversation was not very good because he could not get through to him. Then he met the two brothers who came in who were “higher than a kite” in his opinion. The conditions are not good. No one should be living like that.

Ron Brink asked if the taxes have been kept up. Yes they have been paid for stated Ms. Tilden.

Ms. Radford hasn’t met him but sees him riding a bicycle. He does carry a bucket but she doesn’t know what is in it. In 2008 he was involved in a motorcycle accident.

Mr. Kelly stated they need to make a decision on the blight.

Commissioner Allen asked if there is a septic system, water, or electricity. There may be some but they are illegal they were not permitted. At one time they had an extension cord from next door stated Mr. VanIwarden. It is on 5 acres stated Ms. Tilden. Why is it in two names? It is listed under Irene Smith but Mr. Urioste lives there. His name is on the mailbox and he made his own address. It is an Airstream Camper that is on the property.

List of Exhibits
1. Staff Report
2. Assessor Record
3. Aerial View and Zoning
4. Project Tracking Record
5. Pictures Dated from 11/2009 to 9/10/2013
6. Stop Work Order from Building Inspector
7. Notice of Violation Letters
8. Violation Notices served Document
9. Posted Notice of Violation 9/18/2013
10. Updated Pictures dated 9/24/2013

They have rules and regulations for everyone else in the County and we expect them to abide by them so they don’t have any other choice to make him abide by them. There has been no response with the notifications the Land Use office has sent so Commissioner Dunne finds no reason to provide them 30 days. Commissioner Allen agreed there have been enough notices and chances.
m/s Dunne/Allen motion that Case #13-034 Irene Smith property is considered blight and authorize County Attorney to file an entry & seizure warrant.
Motion was passed with Yohn absent.

Alamosa Local Marketing District Board
2014 Operating Plan

Jamie Greeman was present. The 2014 Operating Plan needs to be recorded with the County Clerk before September 30th. It is about the same from last year. They have reduced the budget by 10% because they are concerned with the tax collections.

m/s Dunne/Allen motion to approve the 2014 Operating Plan
Motion was passed with Yohn absent.

The plan includes a new stipulation about their funding & the organizations they fund. Their relationship with the Museum has greatly improved. David Broyles sits on their board and the Museum board as well. Also Mary Ann Hoffman sits on the Museum Board now as well. This has helped to get some good structure and organization.

They have the North American Falconeers coming in November around Thanksgiving.

The Fireball Run can be seen on their website now for updates. Neil Hammer told her that he seen the Bloomfield NM starting line and they had nothing compared to ours. They donated around $600 and a pile of toys, books, and toys which will be given to the Boys & Girls Club. They had to go around town solving games. At Fireworks they had to paint a picture about what they thought of Alamosa. They framed the pictures for free. They will be auctioning off the pictures and donating the money to the Boys & Girls Club. Some of the teams painted the picture and bought it for $200-$250 and still donated it back for auction.

Alamosa County Public Health

Yesterday was their finale for their Healthy Walking Competition. Public Health and Admin won. They had 86 people walk. Samantha had calculated the walks from May to September which totaled 3359 walks. They have started giving flu shots. They plan on giving county employees on October 1st and October 10th. They will be participating in the City’s first annual health fair on October 14th, CDOT on October 23rd, and Blue Peaks on October 15th.

They have decided to accept only cash for Flu Shots because they have had such a difficult time billing Medicare and its supplements.

Their Environmental Health Specialist will start working on October 15th.

Alamosa County Home Health

She has made some Policy changes. She will send those changes to them and unless she hears back from them that something is unacceptable she will consider them policies.
They are still trying to figure out how the Accountable Care Act insurance changes will affect them. She knows the nurses make a lot of money so they could buy their own insurance. If they have to pay their health insurance she doesn’t believe she can keep paying them what she does per visit.

Their visit rate is .07%. They are limiting the number of visits the nurses can make a day. Then they are expecting the clinicians make a minimum of 5 visits a week.

With HCBS they have fixed two minor deficiencies and sent the information to the state. Those were accepted and they are now under compliance.

Transportation for their clients is a problem for Options for Long Term Care. They are in charge of Resource Development so Sara is going to contact the churches and maybe the Retired Senior Program for assistance. They are looking for ways to help with transportation.

**Alamosa County Department of Human Services**

Joe Carrica was present. There has been a revision with the Feds for Early Child Care. The children don’t have to be residents to receive child care where before it was a mandate. The second revision is the citizen requirements do not apply to the adults. He believes they have written it wrong.

Medicaid Dollars for August was presented. The total is $2,250,798 compared to July which was $2,737,092. He introduced Nick Barela, Program Manager for TANF. Program Graphs were presented. The Adult Financial Graph shows there is not a lot of fluctuation. The Adult Medical is making another group eligible so you see a little increase in their graphs. Colorado Works Graph shows about the same. Family Medical Graph shows it all over the place. Food Stamps Graph for August is 1742 and is taking the same path as last year. Long Term Care Graph shows it is following last year. Last the Medicare Graph shows them a few cases higher.

HB1451 Contract unused Child Welfare asks who is going to do the administrative services. It pays for the person who coordinates that. They manage the money to fund someone outside the facility. Another HB1451 Contract is for Program Supervisor Facilitator for the Center for Restorative Services. He has a MOU agreeing to participate in the Alamosa Sexual Assault Response team.

Main Core Service program had an increase in the program.

The Food Stamp reduction that the Government is going to cut 20% he believes it will be at a smaller percentage. A few years back there was extra money appropriated by the Feds towards the food stamp program so they raised the funds. Now there is no money so how could we issue more money. Technically it is not a cut but they are going back to what they were doing before the raise. For example before November 1st someone got $200 after November 1st that person will get $189. They lost $11 so this isn’t 10%. A family of 6 was making $952 and will go to $900.
They have an agreement with the Center for Restorative Programs to work with individual families.

Investigation Report showed three cases were investigated. Recovery Collection Comparison Report was presented. Child Support Collection Comparison Report showed they collected $138,000 for August. Child Support Monthly Case Count showed 1139 for 2013 which is close 1140 last year.

He has a Life Skills Agreement with Scott Robinson. They give an hourly rate with a maximum amount of hours for a maximum amount of dollars so they don’t exceed that certain amount. The reason is they had a child placed in a facility in Pueblo for a high need of evaluation. It is cheaper for them to do this then sending someone here to over there or bringing the child here.

He also has an ASU Intervention Program contract for three sessions with kids at $500. It builds trust building.

Expenditures and Revenues Report was presented. Admin they are over but in July they were funded. LEAP they only spend what they give them. The AND program he underestimated and the OAP program they under spent.

Commissioner Dunne asked if the same people are on Food Stamps or is it different people coming on because the Report shows the numbers are staying the same. They can get those numbers stated Mr. Carrica.

Expenditures and Revenues Report was presented. Commissioner Allen stated the State Budget starts in July compared to ours in January.

State Director Reggi Bicha will be here next Thursday and Friday.

**Alamosa County Sheriff**

*Court Security Grant Funds Application*

m/s Dunne/Allen motion to approve the Grant Application for Court Security

Motion was passed with Yohn absent.

*Court Security Grant Polycom Video Arraignment Equipment*

The county agreed to pay $5000 match for this grant. Total cost was for $11,900 and the Court is going to pick up the difference.

m/s Dunne/Allen motion to accept contract with SolutionZ

Motion was passed with Yohn absent.
Alamosa County Road & Bridge

Phil West was present. They completed Conejos County. Steve McCarroll stated the last time Conejos laid oil they took 5 weeks and they did it in 10 days. They are back to hand patching. They are working on the 11 South and the 103 off of Waverly Road. Commissioner Allen asked if they are still mixing asphalt and for how long. Yes and as long as they have work probably until October stated Mr. West. Belly Dumps are needed for the Counties up North to clean up the flood. They are only needing one from every county to pitch in stated Commissioner Allen. Mr. West stated he got the crack pouring stuff for the airport. He ordered half of a load and half a load for Airport. It will come in late December. Commissioner Allen asked with potato harvest how the roads are. They should be good they had a few blades up there and some moisture stated Mr. West.

Commissioner Dunne asked about the entrance on Independence Way if it belongs to the city or the County. It belongs to us. They thought in the future they would put curb and gutters. This isn’t going to happen so maybe they should raise it up stated Mr. West.

Board/Staff Updates

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

Darius Allen, Chairman

Absent

Mike Yohn, Vice-Chair

Marianne Dunne, County Commissioner
Minutes of the Public Hearing for Special Use for Sean Studer was held on September 25, 2013 at 8:30 a.m. in the Commissioners Chambers, Alamosa County Services Center, 8900 Independence Way, Alamosa, CO 81101.

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

Juan Altamirano was present. Barbara McGinnis was present to represent Sean Studer.

Legal Description: Tract 4, Burns Subdivision, County of Alamosa, State of Colorado

Purpose: The applicant is requesting a special use permit to allow the installation and habitation of a single wide manufactured home for residential purposes.

Under the Land Use Development Code under the Use Table they have single section manufactured homes to be placed other than manufactured home zoned districts need a special use consideration. This case the mobile home is a 2012 mobile home which is a newer home. Several years ago they board wanted to make sure they don’t have 1950 or 1960 homes coming into the county. There are no issues. The applicant is putting on a 40 acre parcel that he currently owns. The area does not have an address at this time. The owner is aware that they will need to apply for a septic, an address, and a driveway access. The area has the ability to receive a well from the Division of Water Resources without any issues.

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

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

RESOLUTION NO: 2013 – SUP - 006

RE: APPLICATION OF SEAN C. STUDER FOR A SPECIAL USE PERMIT TO ALLOW A SINGLE SECTION MANUFACTURED HOME FOR RESIDENTIAL PURPOSES IN ALAMOSA COUNTY, COLORADO.

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

WHEREAS, Sean C. Studer has submitted an application for a special use permit to allow the installation and habitation of a single-wide manufactured home for residential purposes in Alamosa County, CO on the following property:
Tract 4, Burns Subdivision, County of Alamosa, State of Colorado, under parcel number 513735200201;

said property being zoned Rural (RU) District; and

WHEREAS, a public hearing was held before the Alamosa County Planning Commission on September 11, 2013, to consider said application

WHEREAS, a public hearing was held before the Board of County Commissioners on September 25, 2013, and no one spoke in opposition to said application;

WHEREAS, proper notice was provided as required by law; and

WHEREAS, the Board of County Commissioners has considered the application, and finds the application meets all requirements of the Alamosa County Land Development Code pertaining thereto as presented by the Land Use Administrator; and

WHEREAS, the proposed use is consistent with the objectives and purposes of the Alamosa County Land Development Code.

IT IS THEREFORE RESOLVED AND ORDERED that the special use permit to allow the installation and habitation of a single-wide manufactured home on the above mentioned property is hereby granted as a special use pursuant to the Alamosa County Land Development Code under Article 7, Section 7.9.

Passed by roll call vote: Allen, Dunne in favor, Yohn absent.

DATED this 25th day of September, 2013

BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

By

Darius Allen, Chairman

ATTEST:

Melanie Woodward, Clerk of the Board

There being no further business, the Public Hearing for Sean Studer was adjourned.

ATTEST:
Belina Ramirez, Office Manager

Carol Osborn, Assistant Administrator

Darius Allen, Chair

Absent

Mike Yohn, Vice-Chairman

Marianne Dunne, County Commissioner