Minutes of the Board of County Commissioners Meeting, held on September 26, 2012 at 8.30 a.m. in the Commissioners Chambers, Alamosa County Services Center, 8900 Independence Way, Alamosa, CO 81101.

| Members Present: | George Wilkinson, Chair |
|                 | Mike Yohn, Vice-Chair   |
|                 | Darius Allen, Commissioner |
|                 | Jason Kelly, County Attorney |
|                 | Brittney DeHerrera, Chief Financial Officer |
|                 | Carol Osborn, Assistant Administrator |
|                 | Belina Ramirez, Administrative Secretary |

Call the Meeting to Order

Pledge of Allegiance

Additions/Deletions to the Agenda

Approval of the Agenda

Correct Agenda to read September 26th and correct Minutes to read September 12th.

M/S Allen/Yohn motion to approve the agenda of September 26, 2012 with corrections. Motion was passed unanimously.

Consent agenda Items:

Approval of General Business/Minutes

The Following Minutes were presented:
Regular Minutes-, September 12, 2012

M/S Yohn/Allen motion to approve the Minutes of September 12, 2012. Motion was passed unanimously.

Approval of Bills/Obligations

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

Public Comment

Approval of Consent Agenda

Treasurer's Report for August
Tax Sale Internet Auction Services Agreement
County Clerk and Recorder's Report for August
Victim Assistance and Law Enforcement Grant Application
Nurse Consultant Agreement for HCP for Children with Special Needs-Kelli Robinson Gonzales
Bent County Intergovernmental Agreement – Inmate Housing
Federal Forest Payment & Secure Rural Schools & Community Self Determination Act Election Form

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

Public Hearings
Minor Subdivision - William McKinley

Commissioner Yohn stated the checklist had a different case number so is this the same case.
Yes stated Mr. Altamirano.

Commissioner Wilkinson asked if they received any correspondence regarding this application.
No stated Mr. Altamirano. Commissioner Allen asked about the Driveway easement. Mr. McKinley is working on that with the Road & Bridge Department but he sees no reason why they would need another easement because there are already two easements. They are going to share a well so augmentation is required. Mr. McKinley asked John Skinner how deep he would have to drill and he said 25 feet but he opted not to go that way because he didn’t want his son drinking out of a 25 foot well. He is going to the 210 ft well. The letter attached is if they were going to dig the 25 feet. They may do something in the future but something that would allow more than 25 feet deep.

Commissioner Yohn asked why the application is showing ten conditions. Mr. Altamirano stated there was no reason to include the others because the shared well agreement was executed so it was going to be part of the packet anyway. The reason he did not include the final easement on the final plat because he was under the assumption that would be done by the surveyor today but it wasn’t so this could be the 11th condition.

List of exhibits
1. Minor Subdivision 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. Water Documents
10. Survey
11. GIS Aerial View
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. Shared Well Agreement
18. Letter of Authorization

M/S Allen/Yohn motion to approve McKinley Subdivision with conditions
Motion was approved unanimously.

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

RESOLUTION NO: 2012 - S - 008

RE:  APPLICATION FOR MINOR SUBDIVISION FILED BY WILLIAM MCKINLEY,
COVERING PROPERTY LOCATED IN THE WEST 1/2 OF SECTION 3,
TOWNSHIP 36 NORTH, RANGE 10 EAST, OF THE N.M.P.M., IN ALAMOSA
COUNTY, COLORADO.

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

WHEREAS: William McKinley has submitted an application for a minor subdivision covering the following described property:

TRACT E AS SHOWN ON REPLAT OF TRACT D & E LOCATED
UNDER RECEPTION NO. #348719 IN THE WEST 1/2 OF
SECTION 3, TOWNSHIP 36 NORTH, RANGE 10 EAST, OF THE
N.M.P.M., IN ALAMOSA COUNTY, COLORADO. IDENTIFIED AS
PARCEL NO. 555703300130

said property being zoned Rural; and

WHEREAS, Said applicant seeks to subdivide the above described property into two (2) tracts as follows:

Tract E1 = 37.416 acres more or less   Tract E2 = 2.00 acres more or less

WHEREAS, The Alamosa County Planning Commission reviewed the application for a minor subdivision on September 12, 2012, following proper notice to the public and recommended approval of the application; and

WHEREAS, A public hearing was held on the proposed minor subdivision on September 26, 2012, before the Board of County Commissioners of Alamosa County, following proper notice to the public, and where no adverse testimony was given or received; and
WHEREAS, the Board of County Commissioners has considered the application, finds the application meets all requirements of the Alamosa County Land Development Code pertaining thereto and that the minor subdivision is appropriate; and

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

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 subject to the following conditions.

1. The Final Plat map shall be in substantial compliance with Alamosa County Subdivision Regulations, including, but not limited to: Lot Size and Road Frontage etc.

2. This action does not relieve the applicant of the obligation to comply with all ordinances, statutes, regulations and procedures. Any required subsequent procedural actions shall take place prior to any physical disturbance on the subject property associated with the proposed subdivision;

3. Prior to the issuance of a building permit, an individual sewage disposal system permit shall be required, if an individual sewage disposal system is not currently present; and

4. Prior to the certification of the final plat map, the applicant shall pay the necessary fees associated mapping and recording fee to the Alamosa County Land Use Department;

5. Prior to the Certification of the final plat map, the applicant shall pay the Alamosa County Treasurer necessary property taxes due;

6. Any existing and/or proposed parcel(s) shall have permanent road access to a legally dedicated public/private road or highway. Access shall be built to county road standards;

7. The applicant shall record the approved final plat in the office of the County Clerk and Recorder for recording within 60 days after the date of approval. The administrator, upon receipt of a written request, may extend this date an additional 30 days, if the request is received prior to the original expiration date and the final plat meets all applicable provisions of this LDC

8. The approval of the final plat shall not be deemed to constitute or affect the acceptance by the County of the dedication of any street or other ground, public utility line, or other public facility shown on the plat. However, the Board of County Commissioners may, by resolution, accept any dedication made to the public of lands or facilities for streets, parks,
public utility lines, or other public purposes, when the land or facilities are located within the county; and

9. Approval of this permit is contingent upon compliance with the above conditions. In the event that the conditions set forth here are not met, the land use office reserves the right to revoke the approved permit until the applicant becomes compliant with said conditions.

10. The Applicant shall have water available for all parcels, including but not limited to Tract E2, of the proposed subdivision.

11. The Final Plat submitted shall reflect the all easement agreements in connection with this application.

Roll call vote resulting in approval: Commissioner Yohn, Commissioner Wilkinson, and Commissioner Allen all in favor. None opposed

DATED: September 26, 2012.

BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY

(SEAL)

By George Wilkinson, Chairman

ATTEST:

Melanie Woodward, Clerk of the Board

Alamosa School District RE11-J

Robert Alejo Superintendent and Mark Myer Assistant Superintendent were present.

They wanted to talk to them in regard to their upcoming ballot initiative. A Memorandum from the School Board was presented. It gives an outline of what they are proposing. He also presented a Resolution that the City passed. The bond question is in the amount of $4,990,000, there is required language for the ballot. The overview of what is going before the voters.

Commissioner Wilkinson asked where the money of the sale of the other school buildings went.

To date stated Mr. Alejo the district sold Boyd building and property also sold Evans building and property. The revenue generated has been earmarked for capital improvements. If necessary the Board declared they will utilize the revenue from the two building sales to offset costs and if the initiative would go down they would see where that money is needed within the district.
Commissioner Allen asked what has changed from this ballot initiative from the last time. The funding mechanism has changed because they are two years paid off and the sell of the buildings to offset the costs if necessary.

Commissioner Yohn stated it would show the voters a good buy in if necessary the sale of the properties and the related capital improvement to the grounds where there is no set amount. Mr. Alejo also stated the BOE said in the event that construction costs would not exceed the $4.9 million they would not use the bond.

Ms. DeHerrera asked how they are going to get this information out to the public. They are relying on other liaisons and current Maroon Pride to hold meetings to get this information out.

Commissioner Allen stated on the picture he wants to know where the Agriculture building would be. The Ag building would be built across the street from the southside of the campus between the building and the solar farm. Commissioner Yohn asked why they would want to isolate this. There was some cost associated with it and they would like to round out that property. Also consideration to keep fumes away if any associated.

Commissioner Wilkinson asked how big it is. He is not sure of the square footage; he did not bring that along with him. It would be a great addition and it is well needed stated Commissioner Wilkinson.

Commissioner Yohn stated the transfer back and forth is difficult he stated the timing is right and it would be a great addition.

Commissioner Allen asked if they could put in a prospective for them of a homeowner of $213,000 what it would be. Commissioner Allen stated the facility was to be completed years ago, there was always talk of this, he is all for this and would like this to be done. Sometimes some people think of the 30% of children that are not proficient or are not doing well but what about the other 70% that are how are they going to be awarded.

M/S Allen/Yohn motion to propose a resolution in support
Motion was approved unanimously.

**Local Marketing District**
*2013 Operating Plan*

Jamie Greeman was present. They have updated the financial page, under the narrative for Museum Development they made it clear that they can be used for any Museum development.

They are excited to be given the opportunity to bid on the Pro Cycling Challenge. The RFP will come out this week and they will work on it and get it submitted. They might see Ride the Rockies this summer. Commissioner Allen asked if anything new in the Operating Plan. They also included some additional wording on organizations they support over $25000 found on Section 8.
M/S Yohn/Allen motion to approve the 2013 Operating Plan
Motion was approved unanimously.

**Department of Human Services**

Joe Carrica was present. They have a grant they apply for every year that runs around $2000 - $5000 a year to help people who are adopting children. He also has an agreement from Adams State University for their ropes course for confidence building for some of their clients. This is around $600 for two sessions and twelve children. He is asking permission to sign these documents. Commissioner Yohn asked if they usually use the rope course from ASU. Yes stated Mr. Carrica.

M/S Yohn/Allen motion to allow Joe Carrica to sign these documents
Motion was approved unanimously.

Reports were presented showing AND/Adult Financial down 41 cases, Adult Medical went up 37 cases, Colorado Works TANF are 10 under, Family Medical is 31 down, Food Stamps has jumped in the last month, Long Term Care has a 6 case shift, and other medical up 17. They don’t put any county dollars into medical except for administration. The July financial showed they should be at 58.33% and anything over is overspent. Child welfare is spent at 65.8% but that doesn’t mean they are overspent; they over bill the first month. Alive E is a fixed amount they get they will not over spend that amount. This can be midyear adjustments because state gives allocations based on July to June. They give additional monies so they are not overspending. The Child support report tells how many cases they do about a month. Child Support Collections shares year to date so if you compare 2011 to 2012 they are $4500 more than that year. Recoveries show if you compare actuals they are up $7700. The Investigation Report shows the investigations active cases, all three were for food assistance. They had four other investigation cases. Commissioner Allen asked about Colorado Works/Child Welfare Committees when is there next meeting. October there is a district meeting so he may hear more there. He hasn’t heard anything of who is on the committees.

**Alamosa County Sheriff**

Sheriff Stong was present. The total is $218,871 in which the biggest bulk is for the 3 FTE in the court security system. They are asking for remodeling Courtroom C it doesn’t cost us anything, video teleconferencing is with the $5000 match, and another portion is remodeling Courtroom C. The courts will pay 20% it would come out of courts money not county’s. The remodeling is for an escape route in the room for the Judge. It is not due until October 6th Commissioner Wilkinson stated. Sheriff Stong stated the document has to be to Stefan today so they could look at it. Judge Swift has to sign, Commissioner and Sheriff Stong. Commissioner Allen asked what is going on they couldn’t have just got it and it has to get done. Sheriff Stong stated he got a letter from them Friday that they got this grant and it is going to cost them $5000. They submit the grant and they sign off on it on the computer. Commissioner Wilkinson stated it was a surprise to Judge Swift and them and there is an explanation in there that the County doesn’t have the money for the match. This has to go before the board. Is it a cost saving for us Commissioner Allen asked? Sheriff Stong stated yes it is rather than bring inmates back and
forth they could do video teleconference. Does Alamosa County own the video equipment asked Commissioner Allen? He is not sure stated Sheriff Stong. Commissioner Yohn stated they appreciate all the information but there is a concern of approving something that is not on the agenda. Sheriff Stong believed it was on the Agenda. It was just for the VALE Grant which stands for Victims Advocate and Law Enforcement. Mr. Kelly stated this is just the application process not for approval of the grant.

M/S Yohn/Allen motion to approve the application submission
Motion was approved unanimously.

BREAK

Alamosa County Road & Bridge
Employee Vacancy Request

Phil West was present. He lost a blader operator he retired. He does have Bill Simmington in mind for part time without benefits. He might possible work three days a week. He has four blades for harvest he can bring one back. It doesn’t take two full time people to do Deer Valley and Northeast of town. Commissioner Yohn stated they do have good equipment and need operators and if part time doesn’t cut it they should look for a full time operator. Mr. West thinks he may lose a couple people next year. Commissioner Allen stated he could try it but they are not obligated to it. Commissioner Wilkinson stated he doesn’t have a problem trying this out. Mr. West would like someone qualified.

M/S Yohn/Allen motion to fulfill the request to fill the vacancy request
Motion was approved unanimously.

Commissioner Wilkinson asked if they got a letter regarding the time change work schedule. They will change October 9th back to five days a week.

Commissioner Yohn understands the repeater on Zapata has been updated and 50% of their radios can be narrow banded. He doesn’t believe it has been updated. They will still work if they are not narrow banded. They need to be in compliance stated Commissioner Yohn.

Worksession
Gerri Wegrzyn –Outhouse Property
Habitat Conservation Plan
Medical Marijuana

Board/Staff Updates

Adjourn

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

Belen Ramirez, Administrative Secretary  
Carol Osborn, Assistant Administrator

George Wilkinson, Chairman

Mike Yohn, Vice Chair

Darius Allen, County Commissioner