

**SAGUACHE COUNTY BOARD OF COMMISSIONERS**  
**REGULAR SESSION MEETING**  
**TUESDAY, JULY 16, 2019**

**MINUTES**

**CALL TO ORDER:**

The Meeting was called to order by Board Chair, Ken Anderson, at 9:00 A.M., with the Following members present:

Ken Anderson, Commissioner, Board Chair  
Jason Anderson, Commissioner  
Tim Lovato, Commissioner  
Ben Gibbons, County Attorney, Arrived at a later time  
Glen Simpson, County Administrator  
Dominique White for Trish Gilbert, Clerk to the Board

**PLEDGE OF ALLEGIANCE:**

Board Chair, Ken Anderson, invited those in attendance to join in reciting the Pledge of Allegiance.

Additions/Deletions to the Agenda:

1. Wendi requested an Executive Session for Legal Counsel

**MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE AGENDA AS AMENDED**

**SECOND BY COMMISSIONER TIM LOVATO**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

Reading and Approval of Minutes:

**MOTION BY COMMISSIONER JASON ANDERSON TO ACCEPT THE MINUTES OF THE JULY 2, 2019, REGULAR SESSION MEETING AS AMENDED**

**SECOND BY COMMISSIONER TIM LOVATO**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

Review of Mail and Other Correspondence: 07/16/2019

1. **The Rio Grande National Forest** sent a letter about the Land Management Plan announcing the Final Environmental Impact Statement and Draft Record of Decision will soon be available. The Forest Plan provides management guidance across the 1.8 million-acre Rio Grande National Forest for the next 15 years. (Received July 8, 2019)
2. **Friends of the SLV National Wildlife Refuges** sent an invitation to The Friends of the SLV Wildlife Refuge Annual Meeting on Saturday, July 13, 2019, at the Pullout on the Monte Vista Wildlife Refuge

on County Road 8S. They will meet at 9:00 A.M. and work until about 12:00 P.M. Lunch will be provided. Volunteers should bring their own gloves and water. (Received July 8, 2019)

3. **Vision** sent a Colorado Livestock Association Annual Report. (Received July 08, 2019)
4. **Colorado Department of Local Affairs, JoAnn Groff, Property Tax Administer** sent a 2019 list of State Assessed Notice of Valuation consisting of State Assessed Companies with value for Saguache County. (Received July 8, 2019)
5. **Upper Arkansas Water Conservancy District** sent the agenda for their Board of Directors Meeting on July 11, 2019, in Salida Colorado at 339 East Highway 50 at 1:00 P.M. (Received July 9, 2019)
6. **Town of Crestone Colorado** sent a letter of appreciation for the \$2,500 Grant Funds to help The Town of Crestone complete their playground and for the Saguache County Government letting them feed their volunteers. (Received July 11, 2019)
7. **Colorado River District** sent a letter informing about their third quarterly meeting on July 16<sup>th</sup> and 17<sup>th</sup> at the Colorado River District Offices in Glenwood Springs. The Board will also host Erin Light, Division Six Engineer, for the Colorado Division of Water Resources at 1:00 P.M. (Received July 11, 2019)
8. **The Upper Gunnison River Water Conservancy District** sent the agenda for Monday, July 22, 2019. (Received July 15, 2019)
9. **The San Luis Valley Ecosystem Council** sent a Thank You Card for supporting the county dump cleanup efforts. (Received July 12, 2019)
10. **The Rio Grande Water Conservation District** sent the July 2019 Ground Water Table Measurements. (Received July 12, 2019)

Introduction of Guests:

Sandia Belgrade  
Kit Hopkins  
Sarah McClelland  
Kitty Stevers  
Gabriel Tipsword  
Maria Loya  
Lidibet Quiala  
Daniel S Johnson  
Cole Durban  
Jim Vanderpool  
Benjamin Antoniewicz  
Christina Lakish

Public Comment:

**COMMISSIONER REPORTS:**

**Jason Anderson:**

7/3 - Met with a group from Crestone that are putting together a treatment center for adults with opioid addiction. They are looking to put a board together.

7/9 - Attended the Commissioners Work Session to revise the County's Cannabis Regulations, especially with variances.

Headed to NACO. A lot of the stuff was repeated. Went to a workshop on Millennial Workforce. In the speaker's opinion, today's generation is much quicker and more willing to call out wrongs, rather than just go with the flow.

**Tim Lovato:**

7/4 – Attended the parade in Crestone; supported the Food Bank and the Library's booth.

7/9 – Attended the Commissioners Work Session. A presentation was given by Pete Magee on the GIS and Mapping Services done for Saguache County.

7/10 – Spoke with Bob Marasco, Director of the Salida Hospital, about the contract that Dr. Arnett has with the County regarding the Clinic.

7/11 – Spoke with Mr. Marasco about the utilities of the clinic and the amount of rent that the hospital would pay. I told him that it is reviewed annually, and that the commissioners would like to expand the services to the residents in the county as well as help the Veterans.

7/15 – Attended the San Luis Valley Commissioners Meeting in Alamosa. Presentations from the public were given from 4-H to Recycling and Noxious Weeds. In the afternoon I attended a presentation on the Single-Entry Point

In the evening I listened to a presentation given by the State Engineer, Kevin Rein, about history and development of groundwater in the Rio Grande Basin. Disappointed that nothing was mentioned about the letter that was sent to well users in the San Luis Valley.

**Ken Anderson:**

Met with Senator Gardner, talked about the Farm Bill and Hemp.

7/9 – Attended the Commissioners Work Session, met with Pete Magee.

Met with the 4-H Extension Service.

Had a good meeting about noxious weeds.

Went to DRG meeting.

The Colorado Department of Agriculture has a new program called CHAMP, having to do with Colorado Hemp. The Office of Executive Development has a program for International Trade.

DRG applied for a \$600,000 Grant; they received \$400,000.

They're also going to move the BLM Office to Grand Junction.

Multiple people have stated that the Sheriff needs more money, which is misinformation.

The Commissioners stated that the Sheriff is fully funded and things are getting done for him.

**Commissioner Jason Anderson stepped out at 9:17 A.M. and returned at 9:25 A.M.**

**MOTION BY COMMISSIONER JASON ANDERSON TO GO INTO EXECUTIVE SESSION FOR LEGAL COUNCIL PER C.R.S. 24-6-402(4)(b)**

**SECOND BY COMMISSIONER TIM LOVATO**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

**Back in session from Executive Session at 10:00 A.M.**

Kit Hopkins, County Road EE Decision

**MOTION BY COMMISSIONER TIM LOVATO TO NOT INCLUDE COUNTY ROAD EE INTO THE COUNTY ROAD SYSTEM, AS IT DOES NOT MEET THE REQUIREMENTS LISTED IN ARTICLE 3 OF THE SAGUACHE COUNTY LAND DEVELOPMENT CODE, RESIDENTS CAN STILL USE THE EASEMENT TO ACCESS THEIR PROPERTY**

**SECOND BY COMMISSIONER JASON ANDERSON**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

LINDA WARSH, DIRECTOR, SOCIAL SERVICES

**MOTION BY COMMISSIONER JASON ANDERSON TO GO INTO THE BOARD OF SOCIAL SERVICES**

**SECOND BY COMMISSIONER TIM LOVATO**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

Warsh presented reports the State sends on behalf of Saguache County.

Warsh presented two bids for the windows and doors in the Center Office.

**MOTION BY COMMISSIONER TIM LOVATO TO COME OUT OF THE BOARD OF SOCIAL SERVICES**

**SECOND BY COMMISSIONER JASON ANDERSON**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

**DEPARTMENT HEAD REPORTS**

RANDAL ARREDONDO, SUPERVISOR, ROAD AND BRIDGE

Arredondo shared that he is getting ready to move someone up to Cochetopa, stating they are planning to have the same agreement as in the past.

Arredondo stated that he is losing employees for better wages; he would like to pay his current employees more, even if he has to sacrifice some of his positions.

Arredondo got the approval to start using the new cell at the Landfill. Road and Bridge got about 95% of the recycling cleaned up.

EVAN SAMORA, HOUSING AUTHORITY

**MOTION BY COMMISSIONER TIM TO GO INTO THE BOARD OF HOUSING**

**SECOND BY COMMISSIONER KEN ANDERSON**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

**MOTION BY COMMISSIONER JASON ANDERSON TO COME OUT OF THE BOARD OF HOUSING**

**SECOND BY COMMISSIONER KEN ANDERSON**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

**BOBBY WOELZ, OEM**

Woelz presented the Emergency Management completed tasks.

2019 Emergency Management Performance Grant.

(EMPG) Quarter 1 & 2 Reports.

Completed EMPG Monitoring Site Visit and submitted Corrective Action Responses.

Created social media public information campaign in line with state and federal campaigns.

Currently 153 followers and 27,000 total people reached.

Participated in the 2019 SLV Regional Flood Task Force.

Developed Job Aid position notebooks for the SLV Regional EOC.

Responded to the 2019 Hinsdale County Flood Issues CO-COEM-1060

Served as Planning Section Chief, 5/19-5/26.

Responded to the Town of Saguache Boil Water Order, 6/13-6/18

Provided bottled water, planning, situational awareness, and public information support to the: Town of Saguache, Saguache County Public Health, and the SLV Region.

Responded to Search and Rescue Mission: Kit Carson/Challenger Peak, 6/26-6/27

Provided Public Information Support and Spot Weather Forecast to Saguache, Custer, & Chaffee County SaR. Requested San Luis Valley DTR Radio repairs.

Completed SLV Regional Salamander Credentialing Training on 3/27.

Hosted Moffat School Functional Exercise on 4/12.

Completed Access & Functional Needs Workshop on 4/16.

Participated in Crestone Fire Department Functional Exercise on 4/20.

Completed MGT-346: EOC Operations & Planning Training on 4/30-5/2.

Participated in Conejos County Full Scale School Evacuation Exercise on 5/7.

Participated in SLV Regional EOC Exercise hosted by BlueCell on 5/15

**OEM's Top Priorities:**

Host two Multi-Agency Coordination Meetings (MAC).

One *tentatively* scheduled for August 8th.

Issue Salamander Credentialing Identification Cards to all County Employees and First Responders.

- Completed Center Fire & EMS.
- Completed most of Baca Grande Emergency Services.

Continue updating the DRAFT Saguache County Emergency Operations Plan (EOP).

- Seek approval and signatures from partners and stakeholders at next MAC Meeting.
- Work on a new Debris Management Annex (Regional / EMPG Goal for 2019).

Continue working with all the schools on their Emergency Operations Plans (EOP).

- Host Reunification Table Top Exercise for Crestone Charter School

Requesting Mr. Gibbon's assistance finalizing Mass Care Shelter MOA with Moffat School.

**LYNNETTE GRANT, PUBLIC HEALTH DIRECTOR**

**MOTION BY COMMISSIONER JASON ANDERSON TO GO INTO THE BOARD OF PUBLIC HEALTH**

**SECOND BY COMMISSIONER TIM LOVATO**

**VOTES IN FAVOR: 3**  
**MOTION CARRIED**

**VOTES AGAINST: 0**

Lynette presented contracts to be signed by the Board.

**MOTION BY COMMISSIONER KEN ANDERSON TO COME OUT OF THE BOARD OF PUBLIC HEALTH**

**SECOND BY COMMISSIONER JASON ANDERSON**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

Back in session from lunch at 1:00 P.M.

WENDI MAEZ, LAND USE ADMINISTRATOR:

1. Eugenio Trujillo, landowner; Maria Loya, applicant, Marijuana Variance Request, Lazy KV Estates, Lot 17, Block BB. 75 plants requested for the purpose of making edibles, topicals and juices. All required documents are on file with the Land Use Office.

**MOTION BY COMMISSIONER JASON ANDERSON TO DENY THE VARIANCE REQUEST FOR MARIA LOYA FOR THE 75 PLANTS AS THE BOARD FEELS MORE THAN 75 PLANTS PER PARCEL IS TOO MANY PLANTS**

**SECOND BY TIM LOVATO**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

2. Eugenio Trujillo, landowner; Lidibet Quiala, applicant, Marijuana Variance Request, Lazy KV, Lot 18, Block BB. 75 plants requested for the purpose of making edibles and concentrates. All required documents are on file with the Land Use Office.

**MOTION BY COMMISSIONER JASON ANDERSON TO DENY THE VARIANCE REQUEST FOR THE 75 PLANTS FOR LIDIBET QUIALA AS THE BOARD FEELS MORE THAN 75 PLANTS PER PARCEL IS TOO MANY PLANTS**

**SECOND BY COMMISSIONER TIM LOVATO**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

3. Sarah McClelland, Lot 3 NW1/4SE1/4 31-44-11. 18388 County Road 65, Moffat. Conditional Use Request for a Recreational Campground.
  - Present use of property - Residential/ Wasteland/ Farmland
  - Proposed use of property - Residential/ Recreational Campground
  - Physical Address of property - 18388 County Road 65
  - Proposed vehicle trips per day - 2 ½ trips each day on County Road 65. Seasonal Use will be May through October
  - Current source of water – Well on property for residence and livestock. Water for campground will be purchased and hauled for Phase 1 until the second well is permitted and installed in Phase 2. Sewage will be handled through porta-potties the first year. A wastewater treatment facility will be installed in Phase 2. Electrical will be installed to allow for hookups and safety lighting. A bath

house will be installed in Phase 2 which will be 20'x30'x12'. All property taxes are paid on this property, and no letters of concern have been received.

The Saguache County Planning Commission recommended unanimous approval of this request during their Regular Meeting held on June 25, 2019, with the following recommendations: Start date of business may not begin until May 1, 2020; must provide proof of water contract; proof of port-a-potty contract; no water may be used for campers; water may only be used for the bathhouse; dry camping with electric hook-ups only.

**MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE CONDITIONAL USE REQUEST FOR SARAH MCCLELLAND**

**SECOND BY COMMISSIONER TIM LOVATO**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

4. Kitty and Wayne Stevers, Conditional Use Request for an additional residence located on NE1/4NE1/4 13-43-7. The tiny house (additional residence) has been delivered to the property. The house is not being lived in at this time
  - o Legal Description – NE1/4NE1/4 – 38 Acres
  - o Physical Address - 46900 County Road 59
  - o Water Well Permit #236804 will allow for three residences to be supplied, permitted for domestic use.

One letter of support has been received. No letters of concern have been received.

Saguache County Planning Commission recommended unanimous approve of this request during their Regular Meeting held on June 25, 2019, with the following conditions: must provide plot plan showing property boundaries and structure footage from lines, must provide proof to show completed water well ownership transfers.

**MOTION BY COMMISSIONER TIM LOVATO TO APPROVE THE CONDITIONAL USE REQUEST FOR KITTY AND WAYNE STEVERS**

**SECOND BY JASON ANDERSON**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

5. Larry L. Edwards Trust 9/28/2009 and Camino Holdings, LLC. Lot Line Adjustment to adjust the lot line between Lots 69 and 70 CCR, Baca Grande Mobile Home Estates. Camino Holdings, LLC constructed a deck that extends 10 feet onto Lot 70 CCR and they are requesting a lot line adjustment in order to bring the structure into compliance to meet the 10-foot setback that is required.

**MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE LOT LINE**

**ADJUSTMENT FOR LARRY L EDWARDS TRUST 9/28/2009 AND CAMINO HOLDINGS LLC**

**SECOND BY COMMISSIONER TIM LOVATO**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

6. Request to release the “hold” placed on Kind Baron, LLC, Barry Sullens Marijuana Conditional Use Permit. The parties have now completed their divorce and Mr. Sullens would like to start his business up again.

**MOTION BY COMMISSIONER TIM LOVATO TO APPROVE THE REACTIVATION OF THE LICENSE FOR KIND BARON, LLC UNDER THE NAME OF BARRY SULLENS  
SECOND BY COMMISSIONER JASON ANDERSON**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

**WENDI MAEZ, SAGUACHE COUNTY AIRPORT**

The Rental Agreement for the “Bogle Hangar” request to remove the liability insurance for this rental  
The Board agreed that there is still some liability there, so they won’t remove the liability insurance requirement.

**GLEN SIMPSON, COUNTY ADMINISTRATOR, ADMINISTRATIVE REPORT**

1. Simpson presented bids for the jail facility. The board presented the bids to the sheriff to look over for the next meeting.

2. Title III Funding Requests

Requests from Daniel Johnson with Fire Wise

Jim Vanderpool with the POA

**MOTION BY COMMISSIONER TIM LOVATO TO APPROVE THE PROPOSED AWARD OF \$33,000 TO DANIEL JOHNSON, \$20,180 TO THE POA, AND \$3,000 TO THE SEARCH AND RESCUE FOR PUBLIC COMMENT WHICH ADDS UP TO \$56,680**

**SECOND BY COMMISSIONER JASON ANDESON**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

1. Two bids for fixing the sewer

**MOTION BY COMMISSIONER JASON ANDERSON TO ACCEPT THE BID FROM HUSSMAN PLUMBING FOR \$1,800 FOR THE REPLACEMENT OF THE 90FT OF SEWER PIPE; NOT RESPONSIBLE FOR CONCRETE**

**SECOND BY COMMISSIONER TIM LOVATO**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

**MOTION BY COMMISSIONER TIM LOVATO TO ENTER INTO THE AGREEMENT WITH RIO GRANDE COUNTY PUBLIC HEALTH FOR THE SAN LUIS VALLEY PREVENTION COALITION NETWORK**

**SECOND BY COMMISSIONER JASON ANERSON**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

**MOTION BY COMMISSIONER JASON ANDERSON TO ENTER INTO THE MOA WITH COSTILLA COUNTY ON BEHALF OF THE COMMUNITY PREVENTION BLOCK GRANT  
SECOND BY COMMISSIONER TIM LOVATO**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**



**MOTION BY COMMISSIONER TIM LOVATO TO ENTER INTO THE SAN LUIS VALLEY  
PUBLIC HEALTH PARTNERSHIP MOU WITH RIO GRANDE COUNTY FOR CHILD  
FATALITY**

**SECOND BY JASON ANDERSON**

**VOTES IN FAVOR: 3**

**VOTES AGAINST: 0**

**MOTION CARRIED**

Seeing no further business, Commissioner Ken Anderson adjourns the meeting at 3:26 P.M.

RESPECTFULLY SUBMITTED:

*D White*

DOMINIQUE WHITE FOR  
TRISH GILBERT, CLERK & RECORDER

DATE MINUTES APPROVED: August 6, 2019

*Ken Anderson*

KEN ANDERSON, COMMISSIONER,  
BOARD CHAIR



*Jason Anderson*

JASON ANDERSON, COMMISSIONER

*Tim Lovato*

TIM LOVATO, COMMISSIONER

*Trish Gilbert*

ATTEST  
TRISH GILBERT  
CLERK & RECORDER