



**ARCHULETA COUNTY
BOARD OF COUNTY COMMISSIONERS**

Meetings are conducted in person at the Administration Building located at 398 Lewis Street. Whenever possible, meetings will be broadcast online via Zoom, which can be accessed from a computer or phone with internet access. The County does not and cannot guarantee internet service or online broadcasting. Remote attendance is at the risk of the attendee as public meetings will continue in person regardless of the County's broadcast capability. View the Zoom Meeting

at <https://zoom.us/j/91609048375?pwd=dIFFV0J1cGVKa1NHWHFsa2taeGxtZz09> - Meeting ID 916 0904 8375 - Passcode 4141885

CALL TO ORDER THE REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS OF APRIL 5, 2022 AT 1:30 P.M.

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

DISCLOSURES AND/OR CONFLICT OF INTEREST

APPROVAL OR ADJUSTMENTS TO AGENDA

* Executive Session - Specific Agenda Topic

EXECUTIVE SESSION

Pursuant to C.R.S. 24-6-402(4): The Board reserves the right to meet in executive session for any purposes allowed and announced prior to voting to enter into executive session.

PUBLIC COMMENTS FROM THE FLOOR

This is an opportunity during the session for the public to address the Commissioners. Please complete the Public Comment Request Form and submit to an Administrative Staff member prior to the beginning of the meeting. Please keep your comments to three (3) minutes. The Board is not required to discuss or reply to your comment.

Documents:

[PUBLIC COMMENT REQUEST FORM.PDF](#)

PROCLAMATIONS

A. Sexual Assault Awareness Month

This is a proclamation declaring the month of April 2022 as Sexual Abuse Awareness Month in Archuleta County, Colorado.

Presenter

Ashley Wilson

Presenter's Title Rise Above Violence

Documents:

[SEXUAL ASSAULT AWARENESS MONTH 2022.PDF](#)

B. National Library Week

This is a proclamation declaring April 3-9, 2022 as National Library Week in Archuleta County, Colorado.

Presenter Cindi Galabota

Presenter's Title Ruby M. Sisson Memorial Library Executive Director

Documents:

[NATIONAL LIBRARY WEEK 2022.PDF](#)

C. National Public Safety Telecommunicators Week

This is a proclamation declaring April 10-16, 2022 as National Public Safety Telecommunicators Week in Archuleta County, Colorado.

Presenter Kati Harr

Presenter's Title Emergency Communications Director

Documents:

[NATIONAL PUBLIC SAFETY TELECOMMUNICATORS WEEK.PDF](#)

ABATEMENT HEARING

A. Petition For Abatement Or Refund Of Taxes - Darren And Sariah Ellsmore

Owners Darren and Sarah Ellsmore of 2324 County Road 400 have petitioned for Abatement in the amount of \$6,849.60 for Account R019215. This abatement exceeds the limit of \$5,000.00 that authorizes the county assessor to sign off on per Resolution 2021-47. Mr. Ellsmore has been on the Forest AG program since 2016. In 2021, he was not recommended for the Forest AG program because he missed paying the fee that is due every year. For 2022, he is back on the Forest AG program and has met all the requirements for the Forest AG program. There was no lapse in his intentions as he did continue to maintain the land with the requirements, therefore staff recommends approval of this abatement

Presenter Johanna Tully-Elliott

Presenter's Title County Assessor

Documents:

[ELLSMORE ABATEMENT.PDF](#)

B. Petition For Abatement Or Refund Of Taxes - Pagosa Peak Open School

Owner Pagosa Peak Open School, of 7 Parelli Way has petitioned for Abatement in the amount of \$6,739.88 for 2020 and \$43,698.24 for 2021 for Account R007834. This abatement exceeds the limit of \$5,000.00 that authorizes the county assessor to sign off on per Resolution 2021-47. Pagosa Peak

Open School purchased this building and land in May of 2020. The County Assessor's office thought they had to go through the Department of Taxation (DPT) for exempt status, so the exemption was removed for a part of the year in 2020 and the full year in 2021. The DPT notified the County Assessor's office on March 11, 2022 that this is a local exemption and they should have not lost the exempt status. Therefore, staff recommends approval of this abatement

Presenter Johanna Tully-Elliott
Presenter's Title County Assessor

Documents:

[PAGOSA PEAK ABATEMENT.PDF](#)

LAND USE REGULATION HEARING

A. Public Hearing Of Proposed Amendments To The Land Use Regulations

Amendments to the Land Use Regulations are being proposed regarding standards for personal use and caregiver medical use marijuana cultivation (Secs 3, 5, and 11), building on slopes (Sec 5 and 11), and enforcement options outlined in the regulations (Sec 1). These proposed amendments have been through the Planning Commission and have all been recommended to be brought forth the BoCC for final approval.

Presenter Pamela Flowers
Presenter's Title Development Director

Documents:

[RESOLUTION 2022-___ AMENDING THE COUNTY LAND USE REGULATIONS.PDF](#)
[PROPOSED LUR AMENDMENTS, 220405.PDF](#)

B. Public Meeting To Consider And Approve The Martinez Mountain Estates Amendment 2022-01 (PLN22-003)

This proposed plat amendment to the Martinez Mountain Estates Subdivision Plat will very slightly reconfigure the property line between two parcels owned by Kurt and Allison Beckman, allowing them to meet setbacks when building their home without having to remove several mature trees from the parcel.

Presenter Pamela Flowers
Presenter's Title Development Director

Documents:

[22-003, BECKMAN MLLA, MARTINEZ MTN EST AMND 2022-01, FINAL PLAT, BOCC STAFF REPORT, 220331.PDF](#)

C. Public Meeting To Consider And Approve The Fairgrounds Minor Impact Subdivision Amendment 2022-01 (PLN22-017)

This proposed plat amendment to the Fairgrounds Minor Impact Subdivision further codifies the transfer of ownership of the Hughes Pavilion and Event Center to the Board of County Commissioners from Western Heritage Event Center Inc, in accordance with the Rodeo Grounds and Fairgrounds Joint Use and Development Agreement between the parties.

Presenter Pamela Flowers
Presenter's Title Development Director

Documents:

[22-017, ARCHCO MLLA, FAIRGROUNDS MINOR IMPACT SUBDIVISION AMND 2022-01, FINAL PLAT, BOCC STAFF REPORT, 220331.PDF](#)

LIQUOR BOARD

A. Consideration Of A Special Events Permit For The Ruby M. Sisson Memorial Library Foundation

This is an application for a Special Events Permit for the Ruby M. Sisson Memorial Library Foundation to sell Malt, Vinous and Spirituous Liquor at the PLPOA Clubhouse located at 230 Port Ave. Pagosa Springs, CO 81147 for the Ruby M. Sisson Memorial Library Foundation Fundraiser on April 9th, 2022. The Sheriff has been notified of this event. The proper fees were collected and the premises was posted for the required ten (10) days prior to today's hearing. The financial impact to the County is the fees paid per the County Fee schedule and Staff recommends approval of this Special Events Permit.

Presenter Jamie Jones
Presenter's Title Administrative Assistant

Documents:

[BOCC - RUBY M. SISSION MEMORIAL LIBRARY APPLICATION.PDF](#)

CONSENT AGENDA BY BOCC/LIQUOR BOARD

A. Consideration And Approval Of A Liquor Store License Renewal For Pagosa Liquor Inc. DbA Pagosa Liquor

This is a renewal of a Liquor Store license for Pagosa Liquor, Inc. dba Pagosa Liquor located at 30-B North Pagosa Blvd. in Pagosa Springs, Colorado, with an additional Storage Permit at 1339-B CR 200 in Pagosa Springs, Colorado. This renewal includes no changes. The application is complete and the proper fees have been paid. The Sheriff's Office and the County Building Department have completed their inspections and found no issues. The financial impact to the County is the fees paid per the County Fee Schedule and staff recommends approval of this liquor license renewal. Responsible Staff: Mary Helminski, Liquor Licensing Agent.

Documents:

[PAGOSA LIQUOR RENEWAL APPLICATION.PDF](#)
[COUNTY LICENSE.PDF](#)

B. Consideration And Approval Of A Liquor Store License Renewal For Piedra Peak General Store LLC DbA Piedra Peak General Store

This is a renewal of a Liquor Store license for Piedra Peak General Store LLC dba Piedra Peak General Store located at 53 County Road 982 in Arboles, Colorado. This renewal includes no changes. The application is complete and the proper fees have been paid. The Sheriff's Office and the County Building Department have completed their inspections and found no issues. The financial impact to the County is the fees paid per the County Fee Schedule and staff recommends approval of this liquor license renewal. Responsible Staff: Mary Helminski, Liquor Licensing Agent.

Documents:

[PIEDRA PEAK GENERAL STORE RENEWAL APPLICATION.PDF](#)
[COUNTY LICENSE.PDF](#)

CONSENT AGENDA

A. PAYABLE WARRANTS AND PURCHASE CARDS

March 16, 2022 - April 5, 2022

B. REGULAR MEETING MINUTES

Regular Meeting Minutes 03/15/2022

Draft of the Regular Meeting Minutes from March 15, 2022 for approval.

Documents:

[03-15-2022R.PDF](#)

C. Ratification Of The Commissioners' Signatures On A Certificate Of Appreciation For MaryAnn Foutz

On March 22, 2022, the Board of County Commissioners recognized MaryAnn Foutz on her 25 1/2 years of service to Archuleta County.

Documents:

[FOUTZ CERT OF APPRECIATION.PDF](#)

D. Consideration Of Resolution 2022- ____ Appointing Dallas Weaver To The Tourism Board

This is a resolution to appoint Dallas Weaver to the open Chamber of Commerce seat on the Pagosa Springs Area Tourism Board for a two (2) year term.

Documents:

[RESOLUTION APPOINTING MEMBER TO TOURISM BOARD.PDF](#)
[AGENDA BRIEF - APPOINTING TOURISM BOARD MEMBER.PDF](#)

E. Consideration Of Resolution 2022- ____ Appointing Tim Hatch As The Chief Building Official

This is a resolution to appoint Tim Hatch as the Chief Building Official for Archuleta County.

Documents:

[RESOLUTION APPOINTING THE CHIEF BUILDING OFFICIAL.PDF](#)

F. Consideration Of Resolution 2022- ____ To Consolidate 2 Lots Into 1 Lot In Holiday Acres Subdivision Unit 3, Owned By William E. And Janice K. Berger Mgmt Trust.

This request is to consider a Resolution authorizing the consolidation of Lots 16 and 17, in Holiday Acres Subdivision Unit No. 3, to become Lot 17X, owned by The William E. and Janice K. Berger Management Trust. This consolidation has been reviewed and is recommended for approval by the Development Services Director. The impact to the County budget includes fees paid per the County Fee Schedule, generally balanced by reduction in property taxes. Responsible Staff Member: Brandon Wolff, Planner.

Documents:

G. Consideration Of Resolution 2022-_____ To Consolidate 3 Lots Into 1 Lot In The Reserve At Pagosa Peak Phase 4, Owned By M&C Mountain Retreat LLC.

This request is to consider a Resolution authorizing the consolidation of Lots 92, 93, and 94, in The Reserve at Pagosa Peak Phase 4, to become Lot 93X, owned by M&C Mountain Retreat LLC. This consolidation has been reviewed and is recommended for approval by the Development Services Director. The impact to the County budget includes fees paid per the County Fee Schedule, generally balanced by reduction in property taxes. Responsible Staff Member: Brandon Wolff, Planner.

Documents:

[M AND C MOUNTAIN RETREAT LLC RESOLUTION.PDF](#)

H. Consideration And Approval Of Letters Of Support For The County Administration Project

These are two letters to the Senate Appropriations Committee providing the Board of County Commissioners' support for the construction of a County Administration Building. Staff recommends approval of these letters of support. Responsible Staff: Laura Vanoni, Transportation Coordinator.

Documents:

[LETTER OF SUPPORT FOR COUNTY ADMINISTRATION BUILDING.PDF](#)

I. Consideration And Approval Of Letters Of Support For The San Juan River Emergency Slope Stabilization Project

These are two letters to the Senate Appropriations Committee providing the Board of County Commissioners' support for the Emergency Slope Stabilization Project on County Road 500. Staff recommends approval of these letters of support. Responsible Staff: Laura Vanoni, Transportation Coordinator.

Documents:

[LETTER OF SUPPORT FOR SAN JUAN RIVER EMERGENCY SLOPE STABILATION PROJECT.PDF](#)

J. Consideration And Approval Of Joint Letters Of Support To Senate Appropriations Committee For Build Pagosa

These letters to the Senate Appropriations Committee provides joint support of the Board of County Commissioners and the Town Council of Pagosa Springs for Build Pagosa's grant application for construction of a Career Technical Education facility. Staff recommends approval of these letters of support. Responsible Staff: Derek Woodman, County Manager.

Documents:

[LETTER OF SUPPORT - BUILD PAGOSA - BENNET.PDF](#)
[LETTER OF SUPPORT - BUILD PAGOSA - HICKENLOOPER.PDF](#)

K. Consideration And Approval Of Letter Of Support To Colorado Parks And Wildlife For Southern Ute Indian Tribe's No-Release Position

This letter to Colorado Parks and Wildlife provides the Board of County Commissioners' support of the Southern Ute Indian Tribe's No-Release position on gray wolves in the Brunot Area. Staff recommends

approval of this letter of support. Responsible Staff: Derek Woodman, County Manager.

Documents:

[LETTER OF SUPPORT FOR SOUTHERN UTE NO RELEASE POSITION.PDF](#)

L. Consideration And Approval Of Intergovernmental Agreement With La Plata County Regarding Social Services

Archuleta County and LaPlata County had a previous and substantially similar Intergovernmental Agreement dated August 6, 2019 that by its terms expired on June 30, 2020. This IGA only differs from the 2019 version with a few exceptions related to billing and payment, and providing for an extension period.

Documents:

[FAMILY MEETING IGA.PDF](#)

M. Consideration And Approval Of First Amendment To Independent Contractor Agreement With Wasteline, Inc.

This First Amendment for consulting services with Wasteline, Inc. extends the termination date to December 31, 2022. Staff recommends approval of this Amendment. Responsible Staff: Tim Hatch, Interim Road & Bridge Manager.

Documents:

[FIRST AMENDMENT TO WASTELINE CONTRACT.PDF](#)

OLD BUSINESS

A. Consideration Of Proposals To Purchase 449 San Juan Street Building

The Board of County Commissioners received multiple offers to purchase the 449 San Juan Street Building. At their regular meeting on March 1, 2022, the BoCC directed staff to have a financial analyst run a comparison of the bids and provide an analysis at the April 5th work session, prior to a possible decision at their April 5th regular meeting.

| | |
|-------------------|----------------|
| Presenter | Derek Woodman |
| Presenter's Title | County Manager |

Documents:

[449 SAN JUAN ANALYSIS - MEMO.PDF](#)
[449 SAN JUAN ANALYSIS - TABLE.PDF](#)

NEW BUSINESS

A. Consideration And Selection Of Archuleta County's Employee Of The Month For April 2022

On March 1, 2022, the Board of County Commissioners ("BoCC") heard a proposal by the Human Resources Director to initiate an Employee of the Month program as a way to show county employee's how much they are appreciated. All county employees were invited to nominate a co-worker who provides service above and beyond the call of duty and/or exhibits core values that other employees observe and aspire to emulate. The nomination forms were shared with the BoCC and this agenda item is for the BoCC to select the April Employee of the Month, who will be presented with a Certificate of Appreciation at the next BoCC work session on April 12, 2022.

Presenter Tina Woodman
Presenter's Title Human Resources Director

B. Consideration Of A Special Events Use Park Permit For Wolf Song Adventures, LLC

This is an application for a Special Use Park Permit for Wolf Song Adventures, LLC's use of Cloman Park for the Cloman Kicker 5K Trail Race on June 18th, 2022 from 8:00 am to 12:00 pm (4 hours). Wolf Song Adventures is requesting a waiver of the damage deposit of (\$200). The proper fees for the application and park use were collected and the financial impact to the County is the fees paid per the county fee schedule. Staff recommends approval of this park permit, contingent on the applicant providing a proper Certificate of Insurance prior to the event date.

Presenter Jamie Jones
Presenter's Title Administrative Assistant

Documents:

[APPLICATION 6-18-2022 - 4-5.PDF](#)

C. Consideration And Approval Of Contract For Reclamation Of Asphalt On CR 982

The project would consist of milling and pulverizing the existing asphalt on CR 982. The milled materials would then be shaped and sprayed with a polymer (RoadLoc) provided by Desert Mountain. The cost of the polymer material, shipping and labor to apply the RoadLoc is not included with Strohecker's bid. Strohecker's proposed bid amount is \$35,000.00 for their portion of the work. I would like to propose adding an additional amount of \$10,000.00 as a contingency for adding additional reclaimed asphalt materials provided by Strohecker if it is determined we do not have enough material to provide a quality product.

Presenter Tim Hatch
Presenter's Title Archuleta County Interim R&B Manager

Documents:

[STROHECKER 382 BID.PDF](#)
[STROHECKER CONTRACT.PDF](#)

D. Consideration And Approval Of Grant Subrecipient Agreement

On September 21, 2021, the Board of County Commissioners approved funding from the American Rescue Plan Act to certain eligible entities. This agenda item is requesting approval of the Grant Subrecipient Agreement for Archuleta Housing Corp.

Presenter Todd Weaver
Presenter's Title County Attorney

Documents:

[ARCHULETA HOUSING CORP SUBRECIPIENT AGREEMENT.PDF](#)

E. Consideration Of Resolution 2022-____ Revising The Parameters For Awarding Grant Funding From The Community Marijuana Offset Impact Fund

This is a resolution to revise the award parameters from this fund to allow Pagosa resident college

students to apply, as well as revisions to the allocation of the annual funding amounts.

Presenter Todd Weaver
Presenter's Title County Attorney

Documents:

[RESOLUTION 2022-___ REVISING THE PARAMETERS FOR MARIJUANA OFFSET IMPACT FUND AWARDS.PDF](#)

F. Consideration Of Resolution 2022-___ Adopting The Archuleta County Policy And Procedures Regarding Public Records Under The Colorado Open Records Act

This is a resolution providing the policy and procedures for inspection and reproduction of public records under the Colorado Open Records Act.

Presenter Todd Weaver
Presenter's Title County Attorney

Documents:

[RESOLUTION FOR CORA POLICY.PDF](#)
[PUBLIC INFORMATION \(CORA\) REQUEST FORM 2022.DOC](#)

G. Consideration And Approval Of Funding Request From Upper San Juan Watershed Enhancement Partnership

In 2021, the Board of County Commissioners approved funding of \$10,000 from the Conservation Trust Fund for the South Yamaguchi Park improvement project, specifically for enhanced river access points and channel features to the San Juan River. The Upper San Juan Watershed Enhancement Partnership has requested additional funding of \$10,000-\$20,000 to help defray the costs involved in this project.

Presenter Derek Woodman
Presenter's Title County Manager

Documents:

[YAMAGUCHI FUNDING REQUEST.PDF](#)

EXECUTIVE SESSION

Pursuant to C.R.S. 24-6-402(4): The Board reserves the right to meet in executive session for any purposes allowed and announced prior to voting to enter into executive session.

COMMISSIONER COMMENTS

ADJOURNMENT OF THE REGULAR BOCC MEETING

All meetings to be held in the Archuleta County Administration Offices
398 Lewis Street, unless otherwise stated.
All Regular and Special BoCC Meetings are recorded.

