

**ARCHULETA COUNTY PROCEEDINGS
BOARD OF COUNTY COMMISSIONERS**

The Board of County Commissioners held a Regular Meeting on March 15, 2022 noting County Commissioners Alvin Schaaf, Ronnie Maez and Warren Brown, County Administrator Derek Woodman, County Attorney Todd Weaver and County Clerk and Recorder Kristy Archuleta present.

Chairman Schaaf called the meeting to order at 1:30 p.m. with the Pledge of Allegiance and a moment of silence.

Chairman Schaaf provided notice of the policy for Public Comments. He stated the Board would hear public comments on any topic during the Public Comment portion of the regular meeting. Public comments would no longer be heard at the end of each meeting. A Request for Public Comment form must be completed and handed to an Administrative Staff member before the meeting begins.

Disclosures and/or Conflicts of Interest

Chairman Schaaf asked for any disclosures or conflicts of interest between the Board and the agenda. There were none.

Approval or Adjustments to Agenda

Executive Session per C.R.S. 24-6-402(4) the Board reserves the right to meet in executive session for any purpose allowed and announced prior to voting. **Commissioner Maez moved to approve the agenda as adjusted. Commissioner Brown seconded the motion and it carried unanimously.**

Public Comments

Mary Beth Snyder, 40 Birch Bay Ct., stated she was on the investigative committee for the health department. She did not understand why the Basin Health was putting pressure on the Board of County Commissioners to make a decision to stay with the department or not. She believed it was a good idea to create another committee but thought it would be better to have a smaller group. She made it clear she was available to assist with another task force.

Wayne Bryant, 235 Rim View Ct., stated he believed the people should have an input about what happens with the old courthouse. He was also concerned with the health department. He encouraged the Board of County Commissioners to make a vote today to depart with the health district.

Dwight Vilhouer, 173 Shadow Pl., stated he was encouraged during the work session with the conversation regarding the health district. He believed there was more work to be done prior to making a decision. He thought maybe a consultant would be beneficial to do a cost analysis what the cost would be to the county to operate their own district. He feels the BoCC is on the right track and thought they should continue the route they are going down.

Bethany Cole, PO Box 5976, stated she would like to see more communication regarding the health

district. She stated she sent an article to the Board of County Commissioners regarding the way the health district was deceiving the county for the lack of services it was providing. She asked if staying with the San Juan Basin Public Health District after learning of their deceit was something the county wanted to do.

Bill Hudson, 446 Loma St., stated there was a question on the Town Ballot and thought there should be a “yes” vote. He had questions regarding a pamphlet that was circulating and whether the Board of County Commissioners thought there was incorrect information in it. He stated the ballot question does not include the tourism industry and thought there was some confusion.

Shalene Zarate, 11 N Emissary Ct., understood there was a deadline to stay with the Basin Health and knew it was crunch time. She asked the Board of County Commissioners to continue on to Phase 2 of the investigative committees regardless of the choice that was made today. Ms. Zarate believed there were many aspects that were unable to be investigated to date and did not think that was a good thing. She believed there needed to be more communication between the Board of County Commissioners and the health district. Health safety concerns were a big part of her concern and the lack of communication from the San Juan Basin Public Health District.

Dani Blaisch, 172 Wilderness Dr., wanted to echo what the previous speakers had stated. She thought the San Juan Basin Public Health District went along with their own agenda when handling the pandemic and did not agree with it. She could not communicate with the health district by email or in any form and thought communication needed to be more open to the public.

Proclamations

A. National Agriculture Week

Becky Jacobson, 4-H Coordinator, presented a proclamation declaring March 20-26, 2022 as National Agriculture Week in Archuleta County. **Commissioner Brown moved to proclaim March 20-26, 2022 as National Agriculture Week in Archuleta County as presented. Commissioner Maez seconded the motion and it carried unanimously.**

B. National Vietnam Veterans Day

Rick Walker, President of Vets for Vets, and Tanice Ramsperger presented a proclamation to declare March 29, 2022 as National Vietnam Veterans Day in Archuleta County. **Commissioner Maez moved to proclaim March 29, 2022 as National Vietnam Veterans Day in Archuleta County as presented. Commissioner Brown seconded the motion and it carried unanimously.**

Reports

A. DHS 4th Quarter 2021 Departmental Report

Isabel Vita, DHS Director, presented the 4th Quarter Report for 2021.

Chairman Schaaf recessed the Regular Meeting and convened the Land Use Regulation Hearing at 2:11 p.m.

Land Use Regulations Hearing

Chairman Schaaf swore in Pamela Flowers for testimony.

A. Public Hearing for the De Cordova Estates Minor Subdivision Final Plat Review (PLN22-

004)

Pamela Flowers, Development Director, stated Richard Gonzales has applied for approval of the De Cordova Estates Minor Subdivision Final Plat subdividing his approximately 20-acre parcel into 3 parcels at 3700A County Road 600. Staff recommended conditional approval of the plat.

Chairman Schaaf opened the floor for public comment In Favor of the Final Plat.

Chairman Schaaf opened the floor for public comment Opposed to the Final Plat.

Chairman Schaaf closed public comment.

Commissioner Brown moved to approve the De Cordova Estates Minor Subdivision Final Plat at 3700A County Road 600 with Findings A and B, and with Conditions 1-8 as presented. Commissioner Maez seconded the motion and it carried unanimously.

Chairman Schaaf adjourned the Land Use Regulation Hearing and convened the Liquor Board at 2:18 p.m.

Liquor Board

Chairman Schaaf swore in Jamie Jones for testimony.

A. Consideration of a Special Events Permit for the Humane Society of Pagosa Springs

Jamie Jones, Administrative Assistant, presented an application for a Special Events Permit for the Humane Society of Pagosa Springs to sell Malt, Vinous and Spirituous Liquor at the PLPOA Clubhouse located at 230 Port Ave. in Pagosa Springs, Colorado. The event was for the Shelter Baby Shower on April 2, 2022. The Sheriff had been notified of the event and the proper fees had been collected. The property was posted the required 10 days prior to the event. **Commissioner Maez moved to approve a Special Events Permit for the Humane Society of Pagosa Springs for their event on April 2, 2022 as presented. Commissioner Brown seconded the motion and it carried unanimously.**

B. Consideration of a Special Events Permit for the Pagosa Fire Auxiliary, Inc.

Jamie Jones, Administrative Assistant, presented an application for a Special Events Permit for the Pagosa Fire Auxiliary, Inc. to sell Malt, Vinous and Spirituous Liquor at the PLPOA Clubhouse located at 230 Port Ave. in Pagosa Springs, Colorado. The event was for the Pagosa Fire Volunteer Appreciation Dinner on April 3, 2022. The Sheriff had been notified of the event and the proper fees had been collected. The property was posted the required 10 days prior to the event. **Commissioner Brown moved to approve a Special Events Permit for Pagosa Fire Auxiliary, Inc. for their event on April 3, 2022 as presented. Commissioner Maez seconded the motion and it carried unanimously.**

Liquor Board Consent Agenda

A. Consideration and Approval of a Hotel & Restaurant Liquor License Renewal for Ho's Shanghai Corp. dba Shang Hai Restaurant

Derek Woodman, County Administrator, read the Liquor Board Consent Agenda.

Commissioner Maez moved to approve the Liquor Board Consent Agenda as presented. Commissioner Brown seconded the motion and it carried unanimously.

Chairman Schaaf adjourned the Liquor Board and reconvened the Regular Meeting at 2:21 p.m.

Consent Agenda

A. Payable Warrants and Purchase Cards

Payable Warrants for dates of March 2nd thru March 15th, 2022:	
General Fund Payable	224,110.22
Road and Bridge Fund Payable	32,052.05
Department of Human Services Fund Payable	90,713.22
1A Fund	-
All Combined Dispatch Fund Payable	18,557.73
Conservation Trust	-
Justice System Capital Fund	-
Solid Waste Fund Payable	8,625.53
Airport Fund Payable	6,491.12
Fleet Fund Payable	155,706.35
Total	536,256.22
Payable Wire Transfers for dates of March 2nd thru March 15th, 2022:	
General Fund Payable	3,250.15
Road and Bridge Fund Payable	
Department of Human Services Fund Payable	
1A Fund	
All Combined Dispatch Fund Payable	
Conservation Trust	
Justice System Capital Fund	
Solid Waste Fund Payable	
Airport Fund Payable	
Fleet Fund Payable	
Total	3,250.15

General Fund Payable	
Road and Bridge Fund Payable	
Department of Human Services Fund Payable	
1A Fund	
All Combined Dispatch Fund Payable	
Conservation Trust	
Justice System Capital Fund	
Solid Waste Fund Payable	
Airport Fund Payable	
Fleet Fund Payable	
Total	-

B. Regular Meeting Minutes
03/01/2022

C. Consideration of Resolution 2022-19 Assigning a Name to an Unnamed Road in Located in Aspen

Springs Subdivision No. 1

D. Consideration of Resolution 2022-20 Lot Consolidation in Aspen Springs Subdivision No. 5 Owned by Bradley and Glenda Foust

E. Consideration of Resolution 2022-21 Lot Consolidation in Lake Pagosa Park Owned by Dennis F. Uhl and Cheryl A. Uhl

F. Consideration and Approval of Revised Airport Minimum Standards for Commercial Airport Development

G. Ratification of the Chairman’s Signature on a Letter of Support to DOLA

Derek Woodman, County Administrator, read the Consent Agenda for the record.

Commissioner Brown moved to approve the consent agenda as presented. Commissioner Maez seconded the motion and it carried unanimously.

Old Business

Chairman Schaaf swore in Mary Helminski for testimony.

A. Public Hearing on Second and Final Reading of Amended and Restated Ordinance 20-2018 of the Archuleta County Noxious Weeds Ordinance

Mary Helminski, Paralegal/Executive Assistant, presented the final reading of the Amended and Restated Ordinance 20-2018. This ordinance was approved for the first reading on January 18, 2022 at the Regular Meeting of the Board of County Commissioners. The ordinance was published in the Pagosa Sun on January 27, 2022 and there were no changes since the first reading except for the Certification page.

Chairman Schaaf opened the floor for comment In Favor of the ordinance.

Chairman Schaaf opened the floor for comment Opposed to the ordinance.

Chairman Schaaf closed public comment.

Commissioner Maez moved to adopt Amended and Restated Ordinance 20-2018, the Archuleta County Noxious Weeds Ordinance and order it published one time by title only in the Pagosa Sun and on the county website as presented. Commissioner Brown seconded the motion and it carried unanimously.

New Business

A. Consideration to Remain or Separate from the District Public Health Agency

Derek Woodman, County Administrator, stated following numerous discussions and presentations, the Board of County Commissioners would consider whether the San Juan Basin Public Health should or should not remain as the District Public Health Agency for Archuleta County.

Commissioner Schaaf asked for a motion and none was made.

B. Consideration and Approval of Amendment No. 1 to Contract with Jviation

Chris Torres, Airport Manager, presented an amendment to the contract dated October 19, 2021 between Archuleta County and Jviation. The amendment added fees for engineering services. If approved, the Amendment would be signed by Commissioner Schaaf via DocuSign.

Commissioner Maez moved to approve Amendment No. 1 to the Contract as dated October 19, 2021 between Jviation and Archuleta County as presented and authorize Chairman Schaaf to electronically sign the amendment. Commissioner Brown seconded the motion and it carried unanimously.

C. Consideration and Approval of Funding Request from Pagosa Springs History Museum

Derek Woodman, County Administrator, stated in October 2021, the Pagosa Springs History Museum requested an annual allotment of \$10,000 to help the museum sustain operations.

Commissioner Brown moved to approve a funding request from the Pagosa Springs History Museum for an amount not to exceed \$10,000 as presented. Commissioner Maez seconded the motion and it carried unanimously.

D. Consideration and Approval of Funding Request from Ruby M. Sisson Memorial Library Foundation

Derek Woodman, County Administrator, stated in July 2021 the Ruby Sisson Library Foundation requested funding from the Board of County Commissioners to assist with the costs for the expansion of the library. The request was for \$20,000 per year for five years.

Commissioner Maez moved to approve a funding request from the Ruby M. Sisson Memorial Library Foundation for an amount not to exceed \$20,000 as presented. Commissioner Brown seconded the motion and it carried unanimously.

E. Consideration and Approval of Funding Request from Veterans Memorial Park Charitable Foundation

Derek Woodman, County Administrator, stated at the work session on March 8, 2022 the Veterans Memorial Park Charitable Foundation requested \$50,000 to assist in funding the completion of the parking lot at the park. **Commissioner Brown moved to approve a funding request from the Veterans Memorial Park Charitable Foundation for an amount not to exceed \$50,000 out of**

the Conservation Trust Fund as presented. Commissioner Maez seconded the motion and it carried unanimously.

F. Consideration and Approval of Fee Waiver Request from Habitat for Humanity

Derek Woodman, County Administrator, stated Habitat for Humanity requested a waiver of the building permit and landfill fees for the two homes they were constructing on North Pagosa Blvd. The request was expected to not exceed \$3,000. **Commissioner Maez moved to approve a waiver of building permit and landfill fees for Habitat for Humanity for the two homes being built on North Pagosa Blvd. in an amount not to exceed \$3,000 as presented exempting the fee for the state if required. Commissioner Brown seconded the motion and it carried unanimously.**

G. Consideration and Approval of an Intergovernmental Agreement with CDOT

Laura Vanoni, Transportation Coordinator, presented an Intergovernmental Agreement between CDOT and Archuleta County for the rehabilitation or replacement of the bridge located on County Road 500 at Pagosa Junction. The contract total was \$266,000 with a 20% match of \$53,200. **Commissioner Brown moved to approve an Intergovernmental Agreement with the Colorado Department of Transportation related to the Pagosa Junction Bridge as presented and authorized Chairman Schaaf to electronically sign the Agreement. Commissioner Maez seconded the motion and it carried unanimously.**

H. Consideration and Approval of Letter of Opposition to Governor Polis

Derek Woodman, County Administrator, presented a letter providing the Board of County Commissioners opposition to the proposed collective bargaining bill. **Commissioner Maez moved to approve a letter to Governor Polis opposing the proposed collective bargaining bill as presented. Commissioner Brown seconded the motion and it carried unanimously.**

I. Consideration and Approval of Contract Award for Cloman Blvd. Asphalt Surfacing Project

Derek Woodman, County Administrator, stated bid were advertised in the Pagosa Sun and three were received for the Cloman Blvd. Asphalt Surfacing Project. The project entailed surfacing 1.2 miles of Cloman Blvd. with conventional construction including reclamation and 4.5" of asphalt. There would also be a large amount of new gravel supplementing the existing to raise the road for protection from flooding. Kilgore Company dba Elam Construction was the lowest bidder. **Commissioner Brown moved to award the Cloman Blvd. asphalt surfacing project to Kilgore Company dba Elam Construction in an amount not to exceed \$1,149,850.10 as presented and direct the County Attorney to coordinate the drafting of the contract documents with Davis Engineering. Commissioner Maez seconded the motion and it carried unanimously.**

Commissioner Comments

With no further business coming before the Board, the meeting adjourned at 2:52 p.m.

Kristy Archuleta

Approved this 5th day of April 2022.

March 15, 2022

Archuleta County Clerk & Recorder

Alvin Schaaf, Chairman