

**ARCHULETA COUNTY PROCEEDINGS
BOARD OF COUNTY COMMISSIONERS**

The Board of County Commissioners held a Regular Meeting on May 17, 2022 noting County Commissioners Alvin Schaaf, Ronnie Maez and Warren Brown, County Manager 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 explained 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

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. Chairman Schaaf moved Item M from the Consent Agenda to New Business. **Commissioner Maez moved to approve the agenda as amended. Commissioner Brown seconded the motion and it carried unanimously.**

Public Comments

Heidi Tanner, 53 Jubilee Ct., stated her and her husband own and operate Elite Recycling. She wanted to comment on comments that were printed in the Pagosa Sun from the last work session. She stated their company does not empty their recycling in the Archuleta County Landfill and submitted receipts from the company they take their recyclables to.

Chris Tanner, 53 Jubilee Ct., stated he would like to discuss the rates at the Archuleta County Landfill. He did not believe the fees should go up because the residents would have to cover the increase on their monthly bill. He did some research and checked surrounding counties in Colorado and thought we were already at the highest price Archuleta County citizens could afford at this time.

Wayne Bryant, 233 Rim View Ct., stated a few weeks ago he was introduced to 2000 Mules and he believed the show brought to light a lot of information regarding voter fraud. He stated he believed the Board of County Commissioners should make the decision to require the Clerk & Recorder to go back to a hand count and not utilize Dominion equipment.

Roger Sanchez, 1034 Hills Cir., stated he has been recording 90% of these sessions for the last two years and he stated there is never any engagement between the Board and leaving San Juan Basin Public Health District. He stated the Board interacts with people on certain topics and did not think it was fair to interact with some speakers and not others. He stated he spoke with Commissioner Schaaf and he had said outside of this room he wanted to leave the Health District but has never mentioned it during a public meeting. He asked for more transparency from the Board.

Bethany Cole, PO Box 5976, wanted to highlight some county procedures. She wanted to clarify if there was a Service Process and Request for servicing papers. She did not see if there was any requirements within Title 30 that required “permission” to be asked to do a service.

Chairman Schaaf recessed the Regular Meeting and convened the Land Use Regulations Hearing at 1:51 p.m.

Land Use Regulations Hearing

Chairman Schaaf swore in Pamela Flowers, Development Director, for testimony.

A. Public Hearing of Application PLN22-022 Pagosa Hills Subdivision No. 4 Amendment 2022-01 Final Plat

Pamela Flowers, Development Director, stated Darlene Peterson had applied for approval of PLN22-022 Pagosa Hills Subdivision No. 4 Amendment 2022-01 Final Plat being a Replat of Lot 8X, creating Lot 4Z and Lot 8XZ. The plat amendment was required due to a new designated lot line. The Planning Commission reviewed the proposal and recommended conditional approval.

Chairman Schaaf opened the floor for public comment in favor of the amendment.

Chairman Schaaf opened the floor for public comment opposed to the amendment.

Chairman Schaaf closed the floor for public comment.

Commissioner Brown moved to approve PLN22-022, the Pagosa Hills Subdivision No. 4 Amendment 2022-01 Final Plat for Darlene Peterson, being a Replat of Lot 8X to create Lot 8XZ and Lot 4Z, with Finding A, and Conditions 1-13 as presented. Commissioner Maez seconded the motion and it carried unanimously.

B. Public Hearing of Application PLN22-025 Lake Forest Estates Amendment 2022-01 MLLA Final Plat

Pamela Flowers, Development Director, stated Frank Estes and the Foster Family Trust applied for approval of PLN22-025 Lake Forest Estates Amendment 2022-01 Final Plat being a Minor Lot Line Adjustment of Lots 510X and 512 creating Lot 510XZ and Lot 512Z. This was a land swap between parties. The Planning Commission reviewed the proposal and recommended conditional approval.

Chairman Schaaf opened the floor for public comment in favor of the amendment.

Chairman Schaaf opened the floor for public comment opposed to the amendment.

Chairman Schaaf closed the floor for public comment.

Commissioner Maez moved to approve PLN22-025, the Lake Forest Estates Amendment 2022-01 Final Plat for the Frank Estes and the Foster Family Trust, being a Minor Lot Line Adjustment of Lots 510X and 512 to create Lot 510XZ and Lot 512Z, with Finding A, and

Conditions 1 and 2 as presented. Commissioner Brown seconded the motion and it carried unanimously.

Chairman Schaaf adjourned the Land Use Hearing and convened the Local Licensing Authority at 2:02 p.m.

Local Licensing Authority

Chairman Schaaf swore in Mary Helminski, Executive Assistant/Paralegal, for testimony.

A. Consideration and Approval of a Retail Optional Premises Cultivation Center License Renewal for J and J Enterprises, Inc., dba Random Precision

Mary Helminski, Executive Assistant/Paralegal, presented a renewal of a Retail Optional Premises Cultivation Center marijuana license for J and J Enterprises, Inc. dba Random Precision located at 235 Bastille Drive in Pagosa Springs, CO. This renewal included no changes. The application was complete and the proper fees had been paid. The Sheriff's Office, Fire District, County Building and Planning Departments had all completed their inspections and found no issues. **Commissioner Brown moved to approve a Retail Optional Premises Cultivation Center license renewal for J and J Enterprises, Inc. dba Random Precision as presented. Commissioner Maez seconded the motion and it carried unanimously.**

Chairman Schaaf adjourned the Local Licensing Authority and convened the Liquor Board at 2:03 p.m.

Liquor Board

Chairman Schaaf swore in Jamie Jones, Administrative Assistant, for testimony.

A. Consideration of a Special Events Permit for Burris and Sons Bucking Bulls LLC

Jamie Jones, Administrative Assistant, presented an application for a Special Events Permit for Burris and Sons Bucking Bulls, LLC to sell Malt, Vinous and Spirituous Liquor benefit on behalf of the Colorado Council on Problem Gambling at the Western Heritage Event Center at 244 Hwy 84, Pagosa Springs, CO. The event would take place on June 2nd, 9th, 16, 23rd and July 14th, 21st, 28th and August 11th. The proper fees were paid and the premises had been posted for the required 10 days prior the today's hearing. The Sheriff had been notified of this event. **Commissioner Maez moved to approve the Special Events Permit for Burris and Sons Bucking Bulls, LLC for their rodeo events in June, July and August as presented. Commissioner Brown seconded the motion and it carried unanimously.**

Liquor Board Consent Agenda

- A. Consideration and Approval of a Hotel and Restaurant License with Optional Premises Renewal for PSGC, LLC dba Pagosa Springs Golf Club**
- B. Consideration and Approval of a Brew Pub License with Optional Premises Renewal for Tony's Taps LLC dba Pagosa Brewing Co.**

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

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

Chairman Schaaf adjourned the Liquor Board and reconvened the Regular Meeting at 2:06 p.m.

Consent Agenda

A. Payable Warrants and Purchase Cards

Payable Warrants for dates of May 4th to May 16th:	
General Fund Payable	225,613.23
Road and Bridge Fund Payable	145,949.85
Department of Human Services Fund Payable	11,505.52
1A Fund	120.00
All Combined Dispatch Fund Payable	13,129.05
Conservation Trust	
Justice System Capital Fund	
Solid Waste Fund Payable	6,586.13
Airport Fund Payable	2,287.13
Fleet Fund Payable	50,398.32
Total	455,589.23
Payable Wire Transfers for dates of May 4th to May 16th:	
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	-

Payable Purchase Card Items for dates of May 4th to May 16th:	
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
05/03/2022
- C. Special Meeting Minutes
04/29/2022
- D. Resolution 2022-37 Lot Consolidation in Rio Blanco Subdivision “A” Amended Owned by Leslie, Darren and Darrel Davis
- E. Resolution 2022-38 Lot Consolidation in Loma Linda Subdivision Unit 5 Owned by Rebecca H. & Robert O Endres Living Trust
- F. Resolution 2022-39 Lot Consolidation in North Village Lake Owned by The Mashburn Family Trust Dated 3/27/00
- G. Resolution 2022-40 Lot Consolidation in Pagosa Peak Estates Owned by The Jim Harvey Living Trust Dated January 31, 2014
- H. Resolution 2022-41 Lot Consolidation in Aspen Springs Subdivision No. 6 Owned by Douglas & Deborah Roberts
- I. Resolution 2022-42 Lot Consolidation in Aspen Springs Subdivision No. 3 Owned by Zhena & Shanta D’Alaonza/Tucker
- J. Consideration and Approval of the Upper San Juan Hospital District Emergency Medical Services Ambulance Licenses
- K. Consideration and Re-Approval of Intergovernmental Agreement with Hinsdale County for Jail Services
- L. Consideration and Approval of a Letter of Support for the San Juan Water Conservancy District

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

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

Chairman Schaaf called a recess at 2:09 p.m.

Chairman Schaaf reconvened the Regular Meeting at 2:11 p.m.

Old Business

A. Consideration and Approval of Eleven Quit Claim Deeds for Property Donations to Habitat for Humanity

Todd Weaver, County Attorney, stated at the April 19, 2022 Regular Meeting the Board of County Commissioners approved the donation of eleven vacant lots owned by the county through foreclosure of delinquent tax liens to Habitat for Humanity. This item approved the Quit Claim Deed for each lot. **Commissioner Brown moved to approve eleven Quit Claim Deeds to deed the parcels to Habitat for Humanity as presented. Commissioner Maez seconded the motion and it carried unanimously.**

B. Consideration and Appointment of Negotiator for Sale of 449 San Juan Street Building

Derek Woodman, County Manager, stated at the April 19, 2022 Regular Meeting the Board of County Commissioners accepted a bid from Ronnie Urbanczyk for the sale of the 449 San Juan Street building. The Board of County Commissioners may appoint an individual to negotiate a final contract and staff recommended the County Attorney, Todd Weaver be appointed. **Commissioner Maez moved to appoint Todd Weaver as negotiator for the sale of the 449 San Juan Street building and to appoint Commissioner Schaaf to participate in critical discussions as presented. Commissioner Brown seconded the motion and it carried unanimously.**

New Business

A. Consideration and Approval of 13 Applications for Treasurer Deeds

Todd Weaver, County Attorney, stated at the Work Session on April 5, 2022 the Board of County Commissioners were given a proposal for putting certain county-held lien properties through the process of Treasurer's Deed and quiet title in order to auction the parcels to the highest bidder. Phase II of the proposal was for 13 properties in the Pagosa Trails Subdivision. **Commissioner Brown moved to approve 13 separate Applications for Treasurer's Deeds as presented. Commissioner Maez seconded the motion and it carried unanimously.**

B. Consideration and Approval of a Letter of Support for an Early Childhood Council in Archuleta County

Chairman Schaaf stated this was a joint Letter of Support between Archuleta County and the School Board. Commissioner Brown recommended an odd number of members to this Council. Marcie Mitchell was present to represent the School Board. She stated there is a state requirement of 10 members for the Board. **Commissioner Maez moved to approve a Letter of Support for an Early Childhood Council in Archuleta County as presented. Commissioner Brown seconded the motion and it carried unanimously.**

Commissioner Comments

With no further business coming before the Board, the meeting adjourned at 2:21 p.m.

_____ Approved this 7th day of June 2022.

May 17, 2022

Kristy Archuleta
Archuleta County Clerk & Recorder

Alvin Schaaf, Chairman

DRAFT