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**CORTEZ CITY COUNCIL
WORKSESSION/SPECIAL MEETING
TUESDAY, MAY 10, 2022
5:30 p.m.**

CALL TO ORDER

- A. 5:30 p.m., Presentation by Patrick Rondinelli, Southwest Regional Manager for the Department of Local Affairs
- B. 7:10 p.m., General Council Discussion
- C. For Your Information
 - 1. Minutes from Board of Commissioners, Montezuma County, Colorado for April 12, 2022.
 - 2. Minutes from Board of Commissioners, Montezuma County, Colorado for April 19, 2022.
 - 3. Minutes from the Board of Commissioners, Montezuma County, Colorado for April 26, 2022.

ADJOURNMENT of Worksession at 7:20 p.m.



CITY OF CORTEZ
123 ROGER SMITH AVENUE
CORTEZ, CO 81321

05/10/2022

Agenda Item: C. 1.

MEMO TO: Honorable Mayor and City Council

FROM: Donna Murphy, Deputy City Clerk

SUBJECT: Minutes from Board of Commissioners, Montezuma County, Colorado for April 12, 2022.

Attachments

BOCC Minutes 04122022

PUBLIC COMMENT: Mike Lynch read excerpts from the third report of the forensic audit for the Mesa County Colorado Voting System. **Nicci Crowley** discussed public safety for County Road L, with consideration to current property developments along the road.

DISCUSSION: City of Cortez Municipal Clerk, Linda Smith, Assistant City Clerk, Donna Murphy, and from the County Clerk & Recorder's office, Clerk, Percell, along with **Election Deputy, Danielle Wells,** and **Miranda Warren** met with the Commissioners to discuss the recently held Municipal elections and the coordinated efforts to conduct such elections.

VEHICLE MAINTENANCE: Road & Bridge Equipment Manager, Shane Higman met with the Commissioners to give a monthly report. Manager Higman reviewed the current Vehicle Replacement Plan. Topics discussed included; a review of the fleet proposal recommendations, current capital funds, the County's total vehicle count, yearly mileage on vehicles and inter-departmental vehicle use. (See attached)

GROUNDS AND BUILDINGS: Maintenance Supervisor, Dustin Sattler met with the Commissioners to give a monthly report. Supervisor Sattler reported on current and completed projects. Projects discussed included; completion of the Road Department's Dolores office, a ditch cleanup project at the Combined Courts Building, the purchase and installation of the Administrative Building's backup generator, a window tint project at the Clerk & Recorder's office and the installation of a vacuum and compressor at the Public Health's Dental office.

GIS MAPPING: GIS Manager, Doug Roth and Mapping Specialist, Rachel Medina met with the Commissioners with a monthly report. Topics discussed included; data quality control, LiDAR data, contour lines, development of a degree slope layer data, sloping aspects, property owner wildfire mitigation assessments, home owner defensible space maps, updates to the snow plow routes, the future presentation of the Official 2022 Road map and an increase in property development within the County. (See attached)

PUBLIC LANDS: Mesa Verde National Park, Kayci Cook Collins, met with the Commissioner to give an update on the Park. Topics discussed included; an increase in visitation numbers, the National Parks Week, the April 16th fee free Saturday event, an updated facility report, the Aramark openings, the Far View Lodge/Metate Room opening, Spruce Tree Terrace, the Far View Terrace, Morefield Campground, Wetherill Mesa, tours and the purchase of tour tickets on <https://www.recreation.gov/>, the Cliff Palace Loop paving project, the future Mesa Top Loop paving project, a closure of the Chapin Mesa Museum, the Fire Management Plan, the Wildfire Emergency Response Plan, the Senior Pass Program and the Wild Mustang Adoption Program.

UNFINISHED BUSINESS: LETTER OF SUPPORT: Commissioner Candelaria presented for approval, a letter of support, addressed to **Senator Michael Bennet,** regarding the **Lower Dolores River National Conservation Area (NCA).** There was a discussion regarding the language to the final document. The Commissioners were in agreement to postpone the approval for the letter of support until the language had been finalized. (See attached)

LETTER OF SUPPORT: Administrator Powers presented for approval, a letter of support, addressed to **Senator Michael Bennet**, regarding the **Support of La Plata County's Congressionally Directed Spending Application**, for converting the Bob Denier Center in Durango, CO into an inpatient substance use treatment facility. Commissioner Lindsay moved to sign the letter of support for the La Plata County's congressionally directed spending application. Second by Commissioner Koppenhafer and carried. (See attached)

COUNTY ATTORNEY REPORT: County Attorney, **Ian MacLaren** reported on a meeting attended with County Assessor, Leslie Bugg, to discuss deeds for property transfers. Attorney MacLaren gave an update on the Carver Landfill title restrictions, discussed development of a Suicide Prevention Coalition Data Analysis Contract and participation in the Judicial Performance Commission process for the 22nd Judicial District.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: Resource Director, **James Dietrich**, no report given.

COUNTY ADMINISTRATOR REPORT: Administrator, **Shak Powers**, no report given.

COUNTY COMMISSIONER REPORT: Topics discussed within the Commissioners reports included: **Commissioner Lindsay** discussed the Suckla Auction, possible electronic road signs for heavy traffic during the auction next year, the attended Home and Garden Show, constituent discussions and the scheduled Cortez City Council meeting. **Commissioner Koppenhafer** discussed the Suckla Auction and the scheduled Montezuma Valley Irrigation meeting. **Commissioner Candelaria** discussed the attended CCI Steering Committee meetings, proposed legislative bills, the attended Home and Garden Show, the attended Kiwanis Banquet, the Monday workshop and the Dolores Town Board meeting.

CORRESPONDENCE: The following correspondence was read and noted:

MOTION TO ADJOURN: was made by Commissioner Lindsay, seconded by Commissioner Koppenhafer and carried.

MEETING ADJOURNED: 10:30 a.m.

Clerk

April 12, 2022

Chairman



CITY OF CORTEZ
123 ROGER SMITH AVENUE
CORTEZ, CO 81321

05/10/2022

Agenda Item: C. 2.

MEMO TO: Honorable Mayor and City Council

FROM: Donna Murphy, Deputy City Clerk

SUBJECT: Minutes from Board of Commissioners, Montezuma County, Colorado for April 19, 2022.

Attachments

BOCC Minutes 04.19.2022

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
April 19, 2022**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Tuesday April 19, 2022 at the Montezuma County Administration building in Cortez, Colorado, there were present:

Jim Candelaria, Chairman
Kent Lindsay, Vice Chairman
Gerald Koppenhafer, Commissioner of Deeds
Shalako Powers, County Administrator
Ian MacLaren, County Attorney
Kim Percell, County Clerk

MINUTES: Commissioner Koppenhafer moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated April 12, 2022, as presented. Motion was seconded by Commissioner Lindsay and carried.

PLANNING: Planning Director, Don Haley along with **Assistant, S. Jane Duncan** reported that the discussion for the approval of a Variance submitted by **Ruben & Pauline Jasso**, Lot #50 of the Summit Lake West Unit I Major Subdivision, at 14517 Road 35.9, Mancos, CO, consisting of 1.21 acres, more or less, located south of Hwy 184, west of Road 35.9, situated in Section 33, T.37N, R.16W, N.M.P.M. was postponed to a future time.

Director, Haley along with **Assistant, S. Jane Duncan** presented an Exemption Application, submitted by **Adam & Shelly Redder**, on property located at 31589 Hwy 160, Cortez, CO, consisting of 2.42 acres, more or less, located south of Hwy 160, situated in Section 23, T.36N, R.15W, N.M.P.M. Commissioner Lindsay moved to accept the exemption application submitted by Adam & Shelly Redder, on property located at 31589 Hwy 160, Cortez. Second by Commissioner Koppenhafer and carried.

Director, Haley along with **Assistant, S. Jane Duncan** presented for signatures, a Mylar for a 2 Lot Minor Subdivision and AR10-34 Rezoning Application, submitted by **Michael Chenard &**

Jerrod Chenard, on property located at 10455 Road 20, Cortez, CO, consisting of 43.34 acres, more or less, located south of Road M and west of Road 20, situated in Section 23, T.36N., R.17W., N.M.P.M..

PUBLIC COMMENT: Mike Lynch discussed the County's Dominion contract and election equipment. **Trent Bishop** and **John Godbout** discussed the Ironwood property. **Ingrid Ward** discussed the Planning and Zoning process. (See attached)

LIQUOR LICENSE: Deputy Clerk, Jerri Frizzell presented a liquor license renewal for **Echo Basin Ranch LLC.**, located at 43747 Road M, Mancos. Commissioner Koppenhafer moved to approve the retail liquor or fermented malt beverage license renewal application for Echo Basin LLC., at 43747 Road M, Mancos, Co. Second by Commissioner Lindsay and carried. (See attached)

COUNTY CORONER: Coroner, George Deavers met with the Commissioners to give a monthly report. Coroner Deavers reported that in 2022, there had been a total of 55 calls. The year to date statistics included: 4 suicides, 4 motor vehicle deaths, 5 overdose deaths, 6 homicides and 69 completed autopsies with another scheduled Thursday. Coroner Deavers reporting that the statistics included 7 children within the last four months, which was a substantial increase from past years. Other topics discussed included; alcohol related deaths and the age range of the children.

COUNTY SHERIFF'S MONTHLY REPORT: Sheriff, Steven Nowlin met with the Commissioners to give his monthly report which included the **Calls for Service Report**, a quarterly calls for service breakdown, the **Jail Report**, the **Year to Date Transport Report**, the **Perdium and Cost for Travel Report**, the **Total Monthly Inmate Report**, the **Monthly Arrests Report**, the **Dolores County Billing Report**, the **City of Cortez Billing Report**, the **DOC Holds Report**, the **July Operational Expense Report** the **Monies Paid to the General Fund Report** and the **Inmate Cost Per Day Report**. Other topics discussed included: booking charges, a proposed increase to hold charges, development of a process to address pay increases for the completion of certification, requests for a culvert and gravel and the attended community meeting with residents to discuss the Ironwood property. (See attached)

EMERGENCY MANAGEMENT: Emergency Manager, Jim Spratlen met with the Commissioner to give a monthly update. Manager Spratlen presented the **Monthly Situational Report** for discussion and review. Topics discussed included: updates on the drought report, McPhee reservoir, the Avian Influenza HPAI, wind advisories, relative humidity, a current fire report, fire protection / evacuation plans, (Prepare, Plan and Practice), moisture and precipitations outlooks, a seasonal temperature outlook, a COVID update, the Ironwood property, training updates, completed certification, burn ban monitoring and the Landfill's cleanup event scheduled for the entire month of May. (See attached)

UNFINISHED BUSINESS:

County Attorney, Ian MacLaren presented for approval, the Fairground's **Race Track Lease** agreement. Commissioner Lindsay moved to accept the changes in the lease agreement and sign it. Second by Commissioner Koppenhafer and carried. (See attached)

Attorney MacLaren presented for approval the **Notice of Environmental Use Restrictions** imposed by the Colorado Department of Public Health and Environment for the **Carver Field** at the Landfill. Commissioner Lindsay moved to approve and accept the Notice of Environmental Use Restrictions imposed by the Colorado Department of Public Health on the Landfill for the Carver Field. Second by Commissioner Koppenhafer and carried. (See attached)

Attorney MacLaren presented for approval the **Easement Agreement for Dolores Bike Trail** for **Richard Gantman** and **Brenda Naish, Legato Investments LLC.,** and **Dry Fork, LLC.** Commissioner Lindsay moved to accept the easement agreements, terms and conditions, with Richard Gantman and Brenda Naish, whose address is PO Box 1493 Dolores, also between Dry Fork, LLC, and Montezuma County, their address is 673 Riverside Ave. Mancos, Legato Investments LLC., and Montezuma County, their address is PO Box 2213 Dolores, Co. Second by Commissioner Koppenhafer and carried. (See attached)

COUNTY ATTORNEY REPORT: County Attorney, Ian MacLaren gave an update on the 2021 Walmart tax appeal, the attended Lower Dolores River NCA meeting and the Planning & Zoning discussions regarding a CDOT access to a Summit Lake subdivision.

COUNTY ADMINISTRATOR REPORT: Administrator, Shak Powers, no report given.

COUNTY COMMISSIONER REPORT: Topics discussed within the Commissioners reports included: **Commissioner Koppenhafer** discussed the attended Lower Dolores River NCA meeting, the attended Mancos Town Board meeting and installation of the new Mancos Town council. **Commissioner Lindsay** discussed the attended Cortez City Council meeting, installation of the new City council, the Monday Workshop and Department Head meetings, along with a reminder to participate in the weekend's scheduled Gun Show at the Fairgrounds. **Commissioner Candelaria** discussed the attended Southwest TPR meeting, a State Transportation Advisory Committee meeting, the Presnell benefit dinner, the Department Head meeting, the Monday Workshop and the installation of the new Town of Dolores council.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: Resource Director, James Dietrich, discussed the attended **Energy and Environment Symposium,** proposed grant funding for the Mesa Verde Trail pathway, a benefit costs analysis, DOLA grant applications, the MMOF funds, proposed alternative routes off the highway corridor and working with the new **Grant Writer, Nichole Glasser.**

COUNTY CLERK & RECORDER: County Clerk, Kim Percell discussed the current Special District, Election for **the Montezuma County Hospital District.** Clerk Percell reported that the District was conducting their own election and ballots were to be dropped off at **Attorney Kelly McCabe's** office at 22 E. Main St. Cortez Co.

CORRESPONDENCE: The following correspondence was read and noted: Fax received from **Steve Morgan.** (See attached)

MOTION TO ADJOURN: was made by Commissioner Lindsay, seconded by Commissioner Koppenhafer and carried.

MEETING ADJOURNED: 10:40 a.m.

Clerk

April 19, 2022

Chairman



CITY OF CORTEZ
123 ROGER SMITH AVENUE
CORTEZ, CO 81321

05/10/2022

Agenda Item: C. 3.

MEMO TO: Honorable Mayor and City Council

FROM: Donna Murphy, Deputy City Clerk

SUBJECT: Minutes from the Board of Commissioners, Montezuma County, Colorado for April 26, 2022.

Attachments

BOCC Minutes 04262022

Director, Haley along with **Assistant, Duncan** presented for signatures of a Mylar for an Exemption submitted by **Adam & Shelly Redder**, on property located at 31589 Hwy 160, Cortez, CO, consisting of 2.42 acres, more or less, located south of Hwy 160, situated in Section 23, T.36N, R.15W, N.M.P.M.

Director, Haley along with **Assistant, Duncan** presented for signatures of a Mylar for an Exemption Resolution submitted by **Gregory Taylor; agent: Eric Taylor**, POA, on property located at 25453 Road T, Dolores, CO, consisting of 5.55 acres, more or less, located south of Road T.5, east of Road 25, situated in Section 14, T.37N, R.16W, N.M.P.M.

Director, Haley along with **Assistant, Duncan** presented for signatures of a corrected Mylar for an Boundary Line Adjustment, submitted by **Curtis Duncan**, on property located at 16323 Road 20, Cortez, CO, consisting of 118.63 acres, more or less, located north of Road S, west of Road 20, and **Linley and Zada Leonard**, on property located at 16281 Road 20, Cortez, CO, consisting of 3.00 acres, more or less, located north of Road S, west of Road 20, both situated in Section 23, T.37N, R.17W, N.M.P.M.

Director, Haley, Assistant, Duncan along with **IT Director, Jim McClain** held a discussion regarding the proposed, public streaming of Planning & Zoning meetings.

PUBLIC COMMENT: Mike Lynch discussed the proposed Senate Bill 22-153. (See attached)

COUNTY SHERIFF: Sheriff, Steven Nowlin met with the Commissioners to present for approval the following grants: the **Montezuma County Sheriff's Firefighter Safety and Disease Prevention Grant (2021-2022) #23576**, the **Montezuma County Sheriff's Firehouse Subs Public Safety Foundation Grant**, the **Montezuma County Sheriff's NRA Range Grant #22CO033**, and the **Montezuma County Sheriff's Post Small Dollar Grant #POGG1-LAAA-GT20220050(2022)**. Commissioner Koppenhafer moved to approve the Firehouse Subs Public Safety Foundation Grant for the Montezuma County Sheriff's office in the amount of \$14,553.00, also move to approve the Montezuma County Sheriff's Firefighter Safety and Disease Prevention Grant #23576 in the amount of \$6977.81, the Montezuma County Sheriff NRA Grant #22CO033 in the amount of \$783.96, and the Montezuma County Sheriff's Post Small Dollar Grant #POGG1-LAAA-GT20220050 in the amount of \$1,700.00. Second by Commissioner Lindsay and carried. Other topics discussed included; Search and Rescue operations, the Court Security Grant, statute requirements for Court security, DOC Hold fees and the culvert and gravel request. (See attached)

BOARD OF SOCIAL SERVICES MONTHLY REPORT: It being the time set aside, the Board of Social Services was conducted. **Director, Gina Montoya** and **Finance Officer, Lori Higgins** were present. (See attached)

VETERANS SERVICE: Veteran Service Officer, Sara Kuhn met with the Commissioners to give a monthly report. A copy of the **Colorado Department of Military and Veterans Affairs, County Veterans Service Officers Monthly Report and Certification of Pay, March 2022** was presented for the record. Other topics discussed included; the March 2022 financial report, a review of office activities, statistical data, the indirect income to Montezuma County and a

Mental Health Resources / Veteran Input Form survey. A discussion was held regarding the local Veteran's Health Care Network. (See attached)

MONTEZUMA COUNTY PUBLIC TRANSPORTATION (MCCO): MCCO Manager, Jennifer Morris met with the Commissioners to give a monthly report. Topics discussed included; current ride statistics, the Meal on Wheels program, current staffing, the award for the Fixed Route Feasibility Study and an IT grant award. Manager Morris reported that they were waiting to hear regarding the new vehicle grant.

SENIOR SERVICES: Director, Jonathon G. Parker was not available to report.

CSU EXTENSION OFFICE: Extension Director, Gregory Felsen met with the Commissioners to give the April, 2022 report. Topics of the discussion included; a scheduled Irrigation Workshop on May 25th, the Native Plant Master's Course, Spanish and Indigenous outreach and engagement, Healthy Living / Food Skills classes, AmeriCorps Vista member **Arlene Colorow**, a developed Stem Summer camp event, the Community Academy, the 4-H Program, the (HPAI) Highly Pathogenic Avian Influenza warning along with biosecurity measures, development for individual Emergency Preparation Plans, the Month of May Landfill yard waste event, the SJ Basin Leadership Camp, a purchased small animal scale and Tag In events for the County Fair, a wash rack Community Benefit project at the Fairgrounds, the development of an employee comp time earned process and the Town of Dolores Community Garden Project.

UNFINISHED BUSINESS:

COUNTY ATTORNEY REPORT: County Attorney, Ian MacLaren discussed the Lower Dolores River NCA tour and future meetings, the Walmart Board of Assessment appeals case, and the Weber Canyon / Road 41 lawsuit.

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: Resource Director, James Dietrich, was not available to report.

COUNTY ADMINISTRATOR REPORT: PAYABLE EXPENDITURE REPORT: Administrator Shak Powers presented the March 2022 Accounts Payable Expenditure Reports for approval. Commissioner Koppenhafer moved to approve the expenditures for Montezuma County, for March 2022, as presented. Second by Commissioner Lindsay and carried.

Administrator, Powers presented for approval the **Master Task Order Contract Number 23 FAA00035 Grant** for the **Montezuma County Public Health Agency** in the amount of \$202,325.00. Commissioner Lindsay moved to approve the grant from the Health Department for #FAA00035, in the amount of \$202,325.00. Second by Commissioner Koppenhafer and carried.

Other topics discussed included; the Drought Disaster Declaration along with developed water conservation videos, outreach and education opportunities, the Community Intervention Program, House Bill 22-1282 along with funds to encourage manufactured housing production, the attended SLFRF / ARPA webinar, County suicide prevention / foster home representatives at the recently held Gun Show, the Opioid Regional Council meeting, a public notice that the

Commissioners would be attending the Cortez City Council meeting and a proposed Empire Electric capacity study for a solar project at the Fairgrounds. (See attached)

COUNTY COMMISSIONER REPORT: Topics discussed within the Commissioners reports included: **Commissioner Koppenhafer** reported that he had held discussions the Dolores County Commissioners regarding the Lower Dolores River NCA. **Commissioner Lindsay** discussed the scheduled Cortez City Council meeting, the Monday Workshop, constituent discussions and the current red flag wind warnings. **Commissioner Candelaria** reported on discussions with fellow County Commissioners regarding the DOC Hold charges, an attended Planning & Zoning process meeting, a discussion with John Whitney regarding the local Veteran’s Health Care Network, a CCI legislative briefing, the attended Gun Show event, participation in the Four Corners Child Advocacy lip-sync fundraiser event, the Monday Workshop, the Dolores Town Board meeting, Mr. Lynch’s public comments and Senate Bill #22-153. Attorney MacLaren read Provisions of Colorado State Constitution, Article 11, section #1.

Commissioner Candelaria presented a joint letter of opposition from the Montezuma County Board of County Commissioner and the **La Plata County Commissioners**, regarding **Senate Bill #22-230**, the Collective Bargaining for Counties. The letter was addressed to **Ann Marie Swan, Opinion Editor**, for the **Durango Herald**. Commissioner Koppenhafer moved to submit to La Plata County for their signatures, also a response to Senate Bill #22-230 the Collective Bargaining for Counties. Second by Commissioner Lindsay and carried. (See attached)

CORRESPONDENCE: The following correspondence was read and noted: Email received from Ingrid Ward. (See attached)

MOTION TO ADJOURN: was made by Commissioner Lindsay, seconded by Commissioner Koppenhafer and carried.

MEETING ADJOURNED: 11:00 a.m.

Clerk

April 26, 2022

Chairman