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**CORTEZ CITY COUNCIL
WORKSESSION/SPECIAL MEETING
TUESDAY, NOVEMBER 8, 2022**

CANCELLED

A. For Your Information

- a. Minutes for the Board of Commissioners, Montezuma County, Colorado for October 11, 2022.
- b. Minutes for the Board of Commissioners, Montezuma County, Colorado for October 25, 2022.



CITY OF CORTEZ
123 ROGER SMITH AVENUE
CORTEZ, CO 81321

11/08/2022

Agenda Item: 2. A. a.

MEMO TO: Honorable Mayor and City Council

FROM: Donna Murphy, Deputy City Clerk

SUBJECT: Minutes for the Board of Commissioners, Montezuma County, Colorado for October 11, 2022.

Attachments

BOCC Minutes 10.11.2022

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
October 11, 2022**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Tuesday October 11, 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
Travis Anderson, County Administrator
Ian MacLaren, County Attorney
Kim Percell, County Clerk

CHAIRMAN, CANDELARIA opened the meeting of October 11, 2022 with the Pledge of Allegiance

MINUTES: Commissioner Lindsay moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated Tuesday, October 4, 2022, as presented. Motion was seconded by Commissioner Koppenhafer and carried.

PUBLIC HEARING: It being the time set aside a public hearing is held for review and determination regarding a proposed Subdivision Amendment and AR3-9 Rezoning Application to Lot #2 of the **Hover Family Tracts** 3 Lot Moderate Subdivision, submitted by **Glen & Ruth Hover**, on property located at 29621 Road M, Dolores, CO, consisting of 12.44 acres, more or less, located east of Road 29, north of Road M, situated in Section 9, T.36N, R.15W, N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Mr. and Mrs. Hover were present. **Planning Director, Don Haley** with **Assistant, S. Jane Duncan** presented the details of the application and the findings of the Planning and Zoning Commission. Commissioner Lindsay moved to continue the public hearing to November 1, 2022 at 9:00 a.m. Second by Commissioner Koppenhafer and carried. (See attached)

PUBLIC HEARING: It being the time set aside a public hearing is held for review and determination regarding a proposed 2 Lot Minor Subdivision & Rezoning Application, submitted by **Keith & April Gray**, on property located at 18255 Road DD, Pleasant View, CO, consisting of 40 acres, more or less, located east of Road 18, north of Road DD, situated in Section 27, T.39N, R. 17W, N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Mr. Gray was present. **Planning Director, Don Haley** with **Assistant, S. Jane Duncan** presented the details of the application and the findings of the Planning and Zoning Commission. Commissioner Lindsay moved to continue the public hearing for Keith and April Gray, to November 15, 2022 at 9:40 a.m. Second by Commissioner Koppenhafer and carried. (See attached)

Planning Director, Don Haley along with **Assistant, S. Jane Duncan** reported that the Mylar for a Subdivision Amendment and AR3-9 Rezoning to Lot #2 of the Hover Family Tracts 3 Lot Moderate Subdivision, submitted by **Glen & Ruth Hover**, on property located at 29621 Road M, Dolores, CO, consisting of 12.44 acres, more or less, located east of Road 29, north of Road M, situated in Section 9, T.36N, R.15W, N.M.P.M. was postponed to a later date.

Planning Director, Don Haley along with **Assistant, S. Jane Duncan** presented for approval and signatures of a Mylar and Exemption for **Montezuma County**, on property located at 10459 Road 42, Mancos, Colorado, consisting of 49.47 acres, more or less, owned by Montezuma County, located east of Highway 184, West of Road 42, situated in in Sections 21 & 22, Township 36N, Range 13W, N.M.P.M. Commissioner Lindsay moved to sign Exemption Resolution #4-2022, for the County gravel pit to the Town of Mancos, and also the quit claim deed, there in. Second by Commissioner Koppenhafer and carried. (See attached)

Planning Director, Don Haley along with **Assistant, S. Jane Duncan** presented for signature of an application for the Vacation of a section of **Road Y**, located along the eastern boundary of Government Lot 13, situated in Section 31, Township 38N, Range 18W, N.M.P.M. Commissioner Koppenhafer moved to proceed with the hearing to vacate the end of Road Y, basically in the Canyon of Ancients National Monument. Second by Commissioner Lindsay and carried. (See attached)

PUBLIC COMMENT: No public comment was made.

VEHICLE MAINTENANCE: Road & Bridge Equipment Manager, Shane Higman met with the Commissioners to give a monthly report. Topics discussed included; delivery of the new Maintenance pickup, the old Maintenance vehicle transfer to the Landfill, the order cancellation of the Emergency Manager and Coroner vehicles, the 2023 units that had been ordered, vehicles to be sold, the Departmental Vehicle Share Program, and current staffing.

GROUNDS AND BUILDINGS: Maintenance Supervisor, Dustin Sattler reported on the grounds and buildings. Topics discussed included the Detention Center Cooler and Freezer Condenser and Evaporator Replacement, the County Procurement Policy, the installation of a split system for MOCO Transportation, filter changes at the Combined Courts Building, the Annex III / Assessor's office project, winterizing water systems and the Combined Court landscaping project. (See attached)

IT: IT Director, Jim McClain met with the Commissioners to present his monthly report. Topics discussed included; computer refresh programming for Social Services and the Health Department, wiring for a door at Annex I, a camera replacement project at the Sheriff's Office, and future intercom replacements at the Sheriff's office. Director McClain gave an update on the Broadband project.

GIS MAPPING: GIS Manager, Doug Roth and Mapping Specialist, Nolan Notah met with the Commissioners to give a monthly report. Specialist, Notah introduced himself to the board. Other topics discussed included; a departmental tour for Specialist Notah, the Landfill GPS unit, placing red road signs in the Lost Canyon Ranch area and notices mailed to land owners regarding the proposed Road Y vacate. (See attached)

UNFINISHED BUSINESS:

DISCUSSION: Fairgrounds Manager, Justin McGuire met with the Commissioner to discuss the cost of the **Fairgrounds Suppression System** and the **Montezuma Water Company** membership fees. The Commissioners were in agreement to postpone the discussion until the October 18, 2022 Commissioner meeting.

LETTER OF SUPPORT: From the **City of Cortez, Grant Administrator, Scott Baker** met with the Commissioner to request a letter of support addressed to the **United States Department of Transportation**, regarding the **City of Cortez, Reconnecting Communities Pilot Discretionary Grant** application. Commissioner Lindsay moved to sign the letter of support for the City of Cortez, Reconnecting Communities Pilot planning project. Second by Commissioner Koppenhafer and carried. (See attached)

DISCUSSION: A supplemental letter addressed to **Eric Bergman, Colorado Counties Inc.** regarding the **Supplemental Funding Request, BRO C320-004 (22521)** was presented for approval. Commissioner Koppenhafer moved to sign the supplemental funding request BRO C320-004. Second by Commissioner Lindsay and carried. (See attached)

EXECUTIVE SESSION: Pursuant to Attorney MacLaren's suggestion, Commissioner Lindsay moved to go into executive session for a conference with the attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b) and to include Commissioners Candelaria, Lindsay and Koppenhafer, Administrator Anderson, Attorney MacLaren and Clerk Percell, seconded by Commissioner Koppenhafer and carried. Topics for the executive session were legal tactics of negotiation, legalities and procedure regarding the Ironwood litigation. Commissioner Lindsay moved to go out of executive session, seconded by Commissioner Koppenhafer and carried. (See attached)

COUNTY ATTORNEY REPORT: County Attorney, Ian MacLaren discussed the Mancos gravel pit Resolution and civil cases.

COUNTY COMMISSIONER REPORT: Topics discussed within the Commissioners reports included: **Commissioner Lindsay** discussed the attended CCI legislative meeting, the scheduled

Cortez City Council meeting and offered congratulations to the Plewe family. **Commissioner Koppenhafer** gave an update on the Groundhog water project. **Commissioner Candelaria** discussed the Statewide Transportation Advisory Committee (STAC) meeting, the CCI legislative meeting, the Dolores Town Board meeting and a Public Health Department document to sign. Commissioner Candelaria discussed a request to sign a **Proclamation** for the **Catholic Daughters of the Americas**. Commissioner Koppenhafer moved to have Commissioner Candelaria sign the proclamation. Second by Commissioner Lindsay and carried. (See attached)

NATURAL RESOURCES, PLANNING & PUBLIC LANDS: Resource Director, James Dietrich, met with the Commissioner to give a weekly report. Director Dietrich reported that **Bureau of Land Management, Connie Clementson** had retired. Other topics discussed included; the attended (RMRI) Rocky Mountain Restoration Initiative field trips to the Reddert Ranch near Chicken Creek and Summit Lake, the attended BLM Gunnison Sage Grouse meeting, the kick off meeting for the Affordable Housing Grant, the attended Mancos Source Watershed Protection Plan meetings, the Combined Court Building landscaping project and the Outdoor Recreation Grant award.

COUNTY ADMINISTRATOR REPORT: County Administrator, Travis Anderson, discussed the Outdoor Recreational Grant phone call and the attended Road & Bridge / Vehicle Maintenance Departmental visit.

PAYABLE EXPENDITURE REPORT: Administrator Anderson presented for approval, the July 2022 Accounts Payable Expenditure Reports in the amount of \$4,270,487.89. Commissioner Lindsay moved to authorize the July payable expenditures in the amount of \$4,270,487.89. Second by Commissioner Koppenhafer and carried. (See attached)

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

CORRESPONDENCE: The following correspondence was read and noted:

MEETING ADJOURNED: 11:05 a.m.

Clerk

October 11, 2022

Chairman



CITY OF CORTEZ
123 ROGER SMITH AVENUE
CORTEZ, CO 81321

11/08/2022

Agenda Item: 2. A. b.

MEMO TO: Honorable Mayor and City Council

FROM: Donna Murphy, Deputy City Clerk

SUBJECT: Minutes for the Board of Commissioners, Montezuma County, Colorado for October 25, 2022.

Attachments

BOCC Minutes 10.25.2022

**PROCEEDINGS OF THE BOARD OF COMMISSIONERS
MONTEZUMA COUNTY, COLORADO
October 25, 2022**

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Tuesday October 25, 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
Travis Anderson, County Administrator
Ian MacLaren, County Attorney
Kim Percell, County Clerk

CHAIRMAN, CANDELARIA opened the meeting of October 25, 2022 with the Pledge of Allegiance

MINUTES: Commissioner Koppenhafer moved to approve the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated Tuesday, October 18, 2022, as presented. Motion was seconded by Commissioner Lindsay and carried.

PLANNING: Planning Director, Don Haley along with **Assistant, S. Jane Duncan** presented for signatures of a Mylar for an Amendment and AR3-9 Rezoning to the **Mesa Foothills** 2 Lot Minor Subdivision, Lot #2, submitted by **Jeff Oakey**, on property located at 30214 Road H, Cortez, CO, consisting of 18.10 acres, more or less, located south of Hwy 160, east of Road 27 situated in Section 34, T.36N., R.15W., N.M.P.M.

PLANNING: Planning Director, Don Haley along with **Assistant, S. Jane Duncan** presented for signatures of a Mylar for a 2 Lot Minor Subdivision & Rezoning, submitted by **James Shaner**; agent: **Logon Vogt**, on property located at 7601 Road 37, Mancos, CO, consisting of 35.03 acres, more or less, located south of Hwy 160, west of Road 37, situated in Section 3, T.35N., R.14W., N.M.P.M.

PLANNING: Director, Haley along with **Assistant, S. Jane Duncan** reported the Mylar for a Boundary Line Adjustment of the Simmons Single Lot Development, submitted by **Patsy Lou Simmons**; agent: **Dennis Giesler**, on property located at 25409 Road H, Cortez, CO, consisting of 21.16 acres, more or less, situated east of Road 25, north of Road H, situated in Section 35, T.36N, R.16W, N.M.P.M., was not available at this time.

PUBLIC COMMENT: No public comment was made.

UNFINISHED BUSINESS:

DISCUSSION: It was reported that **Maintenance Supervisor, Dustin Sattler** and **Sheriff Nowlin** will review the Detention Center cooler & freezer bids and then will present recommendations to the Board during the October 31st Workshop meeting.

DISCUSSION: Emergency Manager, Jim Spratlen met with the Commissioners to present for approval the **Local Share Commitment Letter for Montezuma County COOP Generator Project**. Commissioner Lindsay moved to sign the grant application commitment letter, for Montezuma County COOP Generator Project, in the amount of \$162,368.00, which our match will be \$16,237.00. Second by Commissioner Koppenhafer and carried (See attached)

DISCUSSION: Sheriff Nowlin met with the Commissioners to discuss the **Southern Health Partners Proposal**. The Commissioners were in agreement to postpone the decision until the November 15, 2022 meeting for further contract review.

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**, September 2022 was presented for the record. Other topics discussed included; the September 2022 financial report, a review of office activities, statistical data and the indirect income to Montezuma County. Officer Kuhn gave an overview of scheduled Veteran's Day events. (See attached).

ADDITIONAL UNFINISHED BUSINESS:

DISCUSSION: Lieutenant, Rick Spencer met with the Commissioners to discuss the **Montezuma County Fire Chiefs Association**, County Fairground fee waiver request. Commissioner Lindsay moved to waive the fees for the Montezuma County Fire Chiefs Association, for use of the Fairgrounds, on the 11th and 12th of March 2023. Second by Commissioner Koppenhafer and carried.

DISCUSSION: A discussion was held regarding the **BOCC Appointed Board Positions**. The list will be reviewed for further discussion. (See attached)

EXECUTIVE SESSION: Pursuant to Attorney MacLaren's suggestion, Commissioner Lindsay moved to go into executive session for a conference with the attorney for the purpose of

receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b) and to include Commissioners Candelaria, Lindsay and Koppenhafer, Administrator Anderson, Attorney MacLaren and Clerk Percell, seconded by Commissioner Koppenhafer and carried. Topics for the executive session were legal tactics of negotiation, legalities and procedure regarding potential litigation that the County may be facing. Commissioner Lindsay moved to go out of executive session, seconded by Commissioner Koppenhafer and carried. (See attached)

COUNTY ATTORNEY REPORT: County Attorney, Ian MacLaren discussed the mailed Land Use Code violation letters.

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

COUNTY ADMINISTRATOR REPORT: County Administrator, Travis Anderson, reported on the attended Grand Opening for the Montezuma County Historical Society Museum, an attended meeting with Cortez City Manager, Drew Sanders and the Ute Mountain Ute Tribe regarding the Lake Nighthorse water project and a proposed draft budget / finance policy.

PAYABLE EXPENDITURE REPORT: Administrator Anderson presented for approval, the September 2022 Accounts Payable Expenditure Reports in the amount of \$3,337,738.50. Commissioner Lindsay moved to accept the financials for the month of September, 2022, in the amount of \$3,337,738.50. Second by Commissioner Koppenhafer and carried. (See attached)

COUNTY COMMISSIONER REPORT: Topics discussed within the Commissioners reports included: **Commissioner Lindsay** discussed the attended grand opening for the Montezuma County Historical Society Museum, the scheduled Cortez City Council meeting and constituent discussions. **Commissioner Koppenhafer** gave an update on the Groundhog project and discussed constituent phone calls. **Commissioner Candelaria** discussed the monthly check in with the US DOT Infrastructure Law Implementation and the attended (WUI) Wildland Urban Interface Code Board deep dive meeting, a tour of the Groundhog project, a review of the Monday Workshop, and the attended Dolores Town Council meeting.

Chairman Candelaria announced the meeting would reconvene at 1:30 p.m., as the **E-911 Board Meeting**

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

MEETING ADJOURNED: 10:40 a.m.

1:30 p.m. E-911 Board

E-911 BOARD MEETING: From the City of Cortez, **Police Chief, Vernon Knuckles, CFO Kelly Koskie, IT Manager Shay Allred, Attorney Patrick Coleman**, along with **Eric Simmons** and the County, **GIS Manager, Doug Roth** met with the Commissioners to discuss the **Revcore**, the **Eventide Logger** (\$102,755.00) and the **Vesta 911 Phone System**

(\$421,009.97). Commissioner Lindsay moved to set aside the funds from the E911 fund for the Vesta System and the Eventide System. Second by Commissioner Koppenhafer and carried.

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

CORRESPONDENCE: The following correspondence was read and noted:

MEETING ADJOURNED: 2:20 p.m.

Clerk

October 25, 2022

Chairman