

COMMISSIONER'S MEETING

Regular Meeting

February 28, 2023

Chairman Galusha called the meeting to order followed by the Pledge of Allegiance.

Commissioners John Galusha, Arica Andreatta and Karl Sporleder were present.

Commissioner Andreatta made a motion to approve the February 28, 2023 Agenda as presented.

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

Commissioner Andreatta made a motion to approve the February 28, 2023 Consent Agenda with exception of moving: j. Abatement #23-10 Randy Daugherty, to Action Items.

Motion: Andreatta

Second: Sporleder

Discussion:

- a. Meeting Minutes for February 14, 2023
- b. Abatement #23-02 Steve & June Buchanan – 2021 \$28.48/2022 \$28.54-348951-approved.
- c. Abatement #23-03 Kenneth Brown- 2022 \$263.63 – 429279 – approved.
- d. Abatement #23-04 Kenneth Brown – 2022 \$1,127.34 – 429275 – approved.
- e. Abatement #23-05 Kenneth Brown – 2022 \$1,118.47 – 429271 – approved.
- f. Abatement #23-06 Elmo Suazo – 2022 \$1,313.88 – 429264 – approved.
- g. Abatement #23-07 Stuart Whitmore – 2022 \$501.82 – 1713731 - approved

- h. Abatement #23-08 DB Properties – 2022 \$124.28 – 147246 – approved.
- i. Abatement #23-09 Rocky Ridge West LLC – 2022 \$0.31 – 70366 – approved.
- k. Maria Dominguez PT to FT Deputy
- l. Scott Hawkenson for Insurance reimbursement.

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

10:08 A.M. Public Comment:

- 1. Mr. Jose Baros had suggestions for the maintenance and upkeep of Lascar Road.

10:12 A.M. Appointments:

- 1. Tracy Gutierrez of South Central Economic Development District (SCEDD), wanted to introduce herself. SCEDD is based out of Pueblo and serves 13 counties in the region, including Huerfano County.
- 2. County Treasurer Debra Reynolds stated office is doing well and recommended approval to keep Blanca Morales on her team full-time. Chairman Galusha thanked her for taking on Gardner Public Improvement District (GPID).

Commissioner Sporleder made a motion to make Blanca Morales a fulltime employee in the Treasurer’s Office.

Motion: Sporleder

Second: Andreatta

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

10:23 A.M. Land Use:

Public hearing & discussion

- a. #22-61 Temporary Assembly Permit Application. Sky Tallman, County Land Use Director recommended to approve the Permit #22-61. This application for Hummingbird Ranch, LLC requests to host a single night of camping prior to the Sonic Bloom Festival. The event is capped at 2,500 people. Per Jess Gries, the temporary assembly permit is a solution to traffic back up & early arrivals & it has proven effective. There was a letter from Parks & Wildlife making everyone aware of the BEAR issues this can create. The event is on June 14, 2023. The following people spoke: Jess Gries, Erica Tomsic, Don Lovering, Jose Baros, Ryan Gies, Lonnie Brown. Chairman Galusha would like to get attorneys opinion on this. Chairman Galusha would like this conversation to be continued until March 13, 2023. Chairman Galusha would like Cheri Chamberlain, Land Use, to review previous camping permits to see what further questions on the conditions, might be answered.

Motion to continue this discussion until the March 14, 2023 meeting, to receive opinion from legal council and in addition, to receive the conditions that will be added.

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

- b. #23-01 Permit Plat Amendment on Tract 6, Panadero Filing #3 (Parcel Number 1218703). Sky Tallman, County Land Use Director recommended approval of Permit #23-01 requesting to split one (1) parcel into two (2) parcels for Todd D.

and Sandra Houseman. Planning and Zoning approved with the additional note to be put on the Settlement page.

Commissioner Andreatta made a motion to approve Permit #23-01 with condition of all filings be completed within 60 days.

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

Joint Public Hearing

- c. #22-59 Vacation of property line that separates lot 10 and 12A. The site is located at 581 Ponderosa Rd. Parcel Number 42376. Sky Tallman, Land Use Director stated that Planning has approved and land use recommends approval of vacation Permit #22-59. Chairman Galusha recommended naming new lot something other than 12A or 10, so as not to cause confusion.

Commissioner Andreatta made a motion to approve Permit #22-59 with conditions of: all filings be completed within 60 days & the new number of the parcel be something other than the original lot number to avoid confusion.

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

Joint Public Hearing

- d. Permit #23-06 Conditional Use Permit (CUP) Gravel Pit Siete. Issues discussed were amount of traffic on Lascar Rd, hours of operation, access, road improvements for the first mile stretch, dust suppression, signage, weed control, etc. The following people participated in the discussion: Myrna Falk,

Dale Lyons, Sandy White, Jose Baros, Erica Tomisic, Jodi Schreiber, Lonnie Brown. Chairman Galusha submitted to include the CDOT agreement contract in the paperwork. Dale Lyons suggested access to the permit issued by Mine Land Reclamation Board (MLRB). Administrator Carl Young is concerned about more questions than answers.

Commissioner Sporleder made a motion to continue this hearing until we have all the additional information about items including weed control, dust abatement, flagging and the effects opening the gravel pit will have on traffic.

Motion: Sporleder

Second: Andreatta

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

A Planning Commission Rollcall vote was taken regarding whether to continue this hearing until we have all the additional information. The results are as follows:

Dale Lyons – Yes;

Myrna Falk – Yes;

Sandy White – Yes;

Lonnie Brown – Yes;

Motion passed by Planning Commission.

11:52 A.M. Action Items:

County Administrator Carl Young and the Board reviewed Action items.

- a. Spanish Peaks Airfield Engineering Services Agreement Amendment 2. This amendment adds a project to the list included within the Master Agreement.

Motion to approve Contract Amendment No. 2, to the Garver Master Agreement, Project No. 21A25200.

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

b. Updated software for Gardner Water.

Motion to approve purchase order #59 to Core & Main for Gardner Water new Software system, in the amount of \$3,750.00.

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

c. 2023 Opioid Settlement Participation Forms.

Motion was made, regarding the 2023 Opioid Settlement, to sign and submit the five (5) Participation Forms, (for Teva, Allergan, Walmart, CVS and Walgreens), due by April 7, 2023.

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Sporleder: Yes

Andreatta: Yes

Chairman Galusha: Yes

d. 2023 February Vendor Run.

Motion to approve 2023 February Vendor Run with Grand Total of \$250,204.54.

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Sporleder: Yes

Andreatta: Yes

Chairman Galusha: Yes

e. Letter of Support for Huerfano County Tourism Board (HCTB) Tourism Management Grant Application.

Motion to approve the letter of support for the Huerfano County Tourism Board (HCTB) Tourism Management Grant Application.

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

f. ESRI Software Renewal.

Motion to approve the quote from ESRI for GIS Software Maintenance Renewal, starting 03/27/2023 and ending 03/26/2024, in the amount of \$10,200.00.

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

g. Emergency Operations Center (EOC) Printer Purchase.

Motion to approve the purchase order #65 for HP DesignJet Postscript Printer for the Emergency Operations Center (EOC), in the amount of \$4,800.00.

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

h. Approval to Apply for Veterans Assistant Grant (VAG).

Motion to approve the application for a Colorado Veterans Assistance Grant (VAG).

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

i. Liquor License Renewal for Cuchara Dog Bar & Grill.

Motion to approve the Liquor License Renewal for Cuchara Dog Bar & Grill.

Motion: Andreatta

Second: Sporleder

Discussion: County Clerk, Erica Vigil, stated business is in good standing

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

j. Liquor License Renewal for Cuchara Spirits LLC.

Motion to approve the Liquor License Renewal for Cuchara Spirits LLC.

Motion: Sporleder

Second: Andreatta

Discussion: County Clerk, Erica Vigil, stated business is in good standing

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

- k. Abatement #23-10 Randy Daugherty – Chairman Galusha questioned the Value of Property going from \$80,000 to zero. Suggestion was made to keep the “value” on the books with the note of assessed “zero” value due to tax exemption for being a school (Goal Academy).
Abatement #23-10 Randy Daugherty – 2021 \$1,1147.47 / 2022 \$2,068.26 – 336751 – approved.

12:12 P.M. Staff Reports:

1. County Administrator - None
2. County Attorney – Need for Executive session

12:13 P.M. Correspondence:

County Administrator Carl Young and the Board reviewed Correspondence.

Huerfano County Fair Board has the funds available to proceed with the 4-H barn kitchen remodel.

A motion was made for Huerfano County to contribute \$15,000.00 to the Huerfano County Fair Board 4-H Kitchen Remodel project.

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Approved by unanimous vote

Andretta: Yes

Sporleder: Yes

Chairman Galusha: Yes

12:20 P.M. Executive Session

Commissioner Andreatta made a motion to go into Executive Session.

Motion: Andreatta

Second: Sporleder

Discussion:

- a. **Executive Session for a conference with a County Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. § 24-6-402(4)(b). Water Rights (1 PM), as well as,**
- b. **CORA Lawsuit for the purpose of receiving legal advice on specific legal questions under C.R.S. § 24-6-402(4)(b).**
- c. **No decisions will be made in Executive Session.**

Resolved: Motion passed by unanimous vote.

Sporleder: Yes

Andreatta: Yes

Chairman Galusha: Yes

2:30 P.M. Adjourned Executive Session:

Chairman Galusha called to come out of Executive Session at 2:30 P.M.

2:30 P.M. Re-convene Regular Meeting:

Chairman Galusha called to re-convene to Regular Meeting at 2:30 P.M.

3:40 P.M. Adjourned Regular Meeting.

Chairman Galusha called to adjourn meeting.

Meeting adjourned at 3:40 P.M.

DocuSigned by:

Erica Vigil

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Erica Vigil, County Clerk & Recorder
Clerk to the Board of County Commissioners

COMMISSIONERS:

DocuSigned by:

John Galusha

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John Galusha, Chairman

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Arica Andreatta

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Arica Andreatta

DocuSigned by:

Karl Sporleder

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Karl Sporleder