



BOARD OF COUNTY COMMISSIONERS REGULAR MEETING MINUTES

February 27, 2024 at 10:00 AM

10:00 AM - PUBLIC MEETING

1. PLEDGE OF ALLEGIANCE

Chairman Galusha called for the Pledge of Allegiance.

Chairman Galusha, Commissioner Andreatta and Commissioner Sporleder were present.

2. AGENDA APPROVAL

Motion to approve the Agenda with the following changes: Remove Item 7G Public Works Procedures and Item 7N Facilities Maintenance Operating Procedures. Made by Andreatta, Seconded by Sporleder.

Voting Yes: Chairman Galusha, Commissioner Andreatta, Commissioner Sporleder.

Motion Passes.

3. CONSENT AGENDA

Motion to approve the February 27, 2024 Consent Agenda. Made by Sporleder, Seconded by Andreatta.

Discussion: No positions are new positions.

Voting Yes: Chairman Galusha, Commissioner Andreatta, Commissioner Sporleder.

Motion Passes.

CONSENT AGENDA – Feb 27, 2024

- a.** Minutes from February 13, 2024 Meeting
- b.** Abatement PVR Ranch, LLC
- c.** Abatement St Jacques, Will & Janet Marie
- d.** Margarita Ronquillo Resignation
- e.** Sabina Brink New Hire
- f.** Shelby Ore New Hire
- g.** Terence Bobian New Hire
- h.** Celena Valdez New Hire

4. PUBLIC COMMENT

Michele George Appel – Resident Huerfano County – Member of Huerfano Parks and Recreation District Board - spoke regarding 7A Resolution to Establish a County Parks Board. Ms. Appel said she didn't think the new Resolution to create a Park Board was needed; there is already the Huerfano Parks and Recreation District Board. Ms. Appel invited the Commissioners to come and talk with the HPRD Board.

Jim Littlefield – Resident Huerfano County - stated that he shared Michele George Appel's belief that there wasn't a need for an additional Park Board.

5. APPOINTMENTS

a. Gravel Adventure Field Guide – Huerfano County Gravel Ride, May 4th – Stephen Beneski
Stephen Beneski – Gravel Adventure – was online to promote the Social Gravel Ride.

Mr. Beneski said it would be groups of 5 to 10 people at a time, using the gravel county road and it definitely was not a race. Mr. Beneski estimated it would cost about \$900.00 dollars for gas and food, and to print 3' x 3' banners that say SHOP LOCAL.

Chairman Galusha stated even if the groups are small that there needs to be signs to increase awareness to local drivers of the presence of bike riders. There were suggestions for gathering donations such as asking the Tourism Board and seeking private sponsorship from local businesses.

Ryan Giess – Huerfano County Resident – Asked several questions.

Motion to approve the Gravel Adventure Event with condition if prior signups are over 50 to touch base with the event sponsor and direction for Carl Young Administrator to go to the Tourism Board for donation. Made by Andreatta, Seconded by Sporleder.

Voting Yes: Chairman Galusha, Commissioner Andreatta, Commissioner Sporleder.

Motion passes.

6. LAND USE – None

7. ACTION ITEMS

a. **Resolution 24-14 to Establish a County Parks Board**

Discussion: Request per Chairman Galusha for a meeting with the Huerfano Parks and Recreation District (HPRD) Board.

This was tabled. No action taken.

b. **Cuchara Mountain Park Conditions of Transfer**

Motion to accept the Cuchara Mountain Park Conditions of Transfer with the change in wording to the second part of condition number 2, which should read:

“...in the event the Cuchara Foundation has to pay property taxes and fails to do so for two years, the Park will revert back to the County.” Made by Sporleder, Seconded by Galusha.

Discussion: Commissioner Sporleder would like to see a line in the conditions expressing the interest in non-winter sports activities. The direction now is to determine if transfer of deed is legal without going through a competitive process.

Voting Yes: Chairman Galusha, and Commissioner Sporleder.

Voting No: Commissioner Andreatta

Motion Passes.

c. **Conservation Trust Fund Transfer for Walsenburg Golf Course**

Motion to approve Purchase Order 214, to the City of Walsenburg who will disburse to Walsenburg Golf Association the requested contribution money in the amount of \$5,000. Made by Sporleder, Seconded by Andreatta.

Voting Yes: Commissioner Andreatta, and Commissioner Sporleder.

Voting Abstain: Chairman Galusha

Motion passes.

d. **PO 211 Civic Rec Renewal**

Motion to approve Purchase Order 211, to CivicPlus LLC, in the amount of \$4,725.00, for CivicRec annual maintenance and support fee. Made by Sporleder, Seconded by Andreatta.

Voting Yes: Chairman Galusha, Commissioner Andreatta and Commissioner Sporleder.

Motion Passes.

e. **Strong Communities Planning Grant Application Approval**

Motion to approve submitting the Strong Communities Planning Grant Application which requests up to \$175,000 in grant funds with a maximum County match of \$17,500, for purpose of developing and implementing a multilateral County approach to housing that will help address the Housing Needs Assessment findings. Made by Sporleder, Seconded by Andreatta.

Voting Yes: Chairman Galusha, Commissioner Andreatta, and Commissioner Sporleder.

Motion Passes.

f. **Workforce Resiliency Program Grant Application Approval**

Motion to approve submitting the Workforce Resiliency Program Grant Application which requests up to \$75,000 in Workforce Resiliency Program (WRP) funds, for the purpose of developing and implementing training, recruitment, and retention initiatives across the county, most particularly in Corrections, Patrol Deputies, Dispatch, and Road & Bridge. Made by Andreatta, Seconded by Sporleder.

Voting Yes: Chairman Galusha, Commissioner Andreatta, and Commissioner Sporleder.

Motion Passes.

g. ~~Public Works Procedures~~

h. KLJ Peak View Gravel Pit Boundary Amendment Task Order

Motion to approve that KLJ Engineering LLC perform the work as described in Task Order No. 2403-00312-02, at an amount not to exceed \$12,000, so as to come into compliance with the regulations of the Colorado Division of Reclamation, Mining, and Safety (DRMS). Made by Andreatta, Seconded by Sporleder.

Voting Yes: Chairman Galusha, Commissioner Andreatta, and Commissioner Sporleder.

Motion Passes.

i. Rocky Mountain Employee Ownership Letter of Support for RBDG

Motion to approve the Letter of support for Rocky Mountain Employee Ownership Center (RMEOC) Application for a USDA Rural Business Development Grant. Made by Andreatta, Seconded by Sporleder.

Voting Yes: Chairman Galusha, Commissioner Andreatta, and Commissioner Sporleder.

Motion Passes.

j. El Depot Notice of End of Hauling Arrangement

Motion to approve official notice to El Depot Recycle and Waste Transfer Station that as of the end of day on March 30, 2024 Huerfano County will no longer transport or dump roll-off dumpsters for El Depot. Made by Andreatta, Seconded by Sporleder.

Voting Yes: Chairman Galusha, Commissioner Andreatta, and Commissioner Sporleder.

Motion Passes.

k. Mountain Disposal Lease Agreement for Waste Transfer Station

Motion to approve the contract between Mountain Disposal Inc. and Huerfano County, for a period of five (5) years commencing April 2, 2024, where Mountain Disposal provides waste disposal services, with the following amendments included:

- 1) Internet services may be provided by Huerfano County and
- 2) A map amendment will be included that shows the western part of the property to remain used by the County for storage but be fenced with separate access for the County;

Made by Sporleder, Seconded by Andreatta.

Voting Yes: Chairman Galusha, Commissioner Andreatta, and Commissioner Sporleder.

Motion Passes.

11:15 AM - EXECUTIVE SESSION

Motion to go into 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). **Solano v Board of County Commissioners Next Steps - 11:15AM**

Made by Sporleder, Seconded by Andreatta.

Discussion: No actions will be made during Executive Session.

Voting Yes: Chairman Galusha, Commissioner Andreatta, Commissioner Sporleder.

Motion Passes.

11:36 AM – Out of Executive Session and Reconvene Regular BOCC Meeting.

l. Impact Assistance Grant Request to Apply

Motion to approve the Colorado Parks and Wildlife Impact Assistance Grant Application.

Made by Sporleder, Seconded by Andreatta.

Voting Yes: Chairman Galusha, Commissioner Andreatta, Commissioner Sporleder.

Motion Passes.

m. State Homeland Security Grant Request to Apply

Motion to approve the submission of two grant proposals for the 2024 State Homeland Security Grant, the first one being for deployable dispatch consoles and the second one being for the door access control for Huerfano County buildings, both with zero match requirement as the approved projects would be reimbursed at 100%. Made by Andreatta, Seconded by Sporleder.

Voting Yes: Chairman Galusha, Commissioner Andreatta, Commissioner Sporleder.

Motion Passes.

n. Facilities Maintenance Operating Procedures

o. Energy Performance Contracting Change Order 09 Substantial and Final Date Adjustments

Motion to approve McKinstry Essention LLC, Change Order Request for project # 205435-004, which extends the Substantial Completion date from 02/28/2024 to 2/28/2025, with the final Acceptance date of 04/02/2025. Made by Sporleder, Seconded by Andreatta.

Voting Yes: Chairman Galusha, Commissioner Andreatta, Commissioner Sporleder.

Motion Passes.

p. Gardner CC and Land Access Agreement for Phase 1 Environmental Assessment

Motion to approve the Access Agreement between Geosyntec Consultants, Inc and Huerfano County for the purpose of allowing land access to Gardner Community Center and Surrounding Lands for conducting Environmental Assessment. Made by Sporleder, Seconded by Andreatta.

Voting Yes: Chairman Galusha, Commissioner Andreatta, Commissioner Sporleder.

Motion Passes.

q. **Rio Cucharas Inn Access Agreement for Phase 1 Environmental Assessment**

Motion to approve the Access Agreement between Geosyntec Consultants, Inc and Huerfano County for the purpose of allowing land access to Rio Cucharas Inn, 77 Taylor Blvd, Walsenburg, CO 81089, for conducting Environmental Assessment. Made by Andreatta, Seconded by Sporleder.

Voting Yes: Commissioner Andreatta, Commissioner Sporleder
Voting No : Chairman Galusha

Motion Passes.

r. **Badito Ranch on the River Lease Agreement**

Motion to accept the Farming and Grazing Lease Agreement between Huerfano County (Lessor) and Jared Coulter (Lessee) commencing on March 1, 2024 for a period of 5 years, in the amount of \$4,500 per year. Made by Sporleder, Seconded by Andreatta.

Voting Yes: Chairman Galusha, Commissioner Andreatta, Commissioner Sporleder

Motion Passes.

s. **Shultz Law Office Legal Services Agreement and Hourly Rate Contract**

Motion to approve the Legal Services Contract between Huerfano County and Nathan Shultz, Attorney at Law, Purchase Order 215, limited to \$20,000.00 for the period commencing March 1, 2024 and ending April 30, 2025, as well as, Motion approving the Contract to Employ Attorney at an Hourly Rate between Huerfano County and Shultz Law Office, LLC, at a rate of \$195.00/hr. Made by Andreatta, Seconded by Sporleder.

Voting Yes: Chairman Galusha, Commissioner Andreatta, Commissioner Sporleder.

Motion Passes.

t. **City of Walsenburg Law Enforcement Agreement Extension**

Motion to approve the Law Enforcement Services Intergovernmental Agreement Renewal between the Huerfano County Commissioners and the City Council of the City of Walsenburg, for the amount of \$67,816.00 per month and for the period of six (6) months, starting January 1, 2024 through June 30, 2024, with staff direction to arrange an open session with both Boards to discuss what this looks like for the next 6 months, as soon as possible so everyone can be on the same page. Made by Andreatta, Seconded by Sporleder.

Voting Yes: Chairman Galusha, Commissioner Andreatta, Commissioner Sporleder.

Motion Passes.

u. **February Vendor Run**

Motion to approve the February 2024 Vendor Run in the amount of \$831,469.13. Made by Andreatta, Seconded by Sporleder.

Voting Yes: Chairman Galusha, Commissioner Andreatta, Commissioner Sporleder

Motion Passes.

12:01 PM - EXECUTIVE SESSION

Motion to go into 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). **Foutch v. Newman - 11:45AM**

Made by Sporleder, Seconded by Andreatta.

Discussion: No actions will be made during Executive Session.

Voting Yes: Chairman Galusha, Commissioner Andreatta, Commissioner Sporleder.

Motion Passes.

12:12 PM – Out of Executive Session and Reconvene Regular BOCC Meeting.

CORRESPONDENCE

a. Historical Society Renew Membership

Motion to renew annual membership (Butte Membership of \$100.00) with the Huerfano County Historical Society. Made by Sporleder, Seconded by Andreatta.

Voting Yes: Chairman Galusha, Commissioner Andreatta, Commissioner Sporleder.

Motion Passes.

b. Leave Balance Report as of 2/19/24 CONFIDENTIAL

9. STAFF REPORTS

a. County Administrator – Carl Young updated the following items in his report:

- Airport Master Plan Update
- Energy Performance Contracting Updates
- Airfield Electrical Rehabilitation Project
- Fox Theatre Walsenburg Phase 1 Rehabilitation

b. County Attorney – No Report at this time.

12:20 PM - EXECUTIVE SESSION

Motion to go into Executive Session: To discuss the purchase, acquisition, lease, transfer, or sale of real, personal, or other property interest under C.R.S. §24-6-402(4)(a). **Thorne Ranch Sale**

Made by Andreatta, Seconded by Sporleder.

Discussion: No actions will be made during Executive Session.

Voting Yes: Chairman Galusha, Commissioner Andreatta, Commissioner Sporleder.

Motion Passes.

12:50 PM – Out of Executive Session and convene a Recess.

1:00 PM - EXECUTIVE SESSION

Motion to come out of Recess and into Executive Session: For discussion of a personnel matter under C.R.S. §24-6-402(2)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees. **Sheriff's Office Employee Compensation – 1PM**

Made by Andreatta, Seconded by Sporleder.

Discussion: No actions will be made during Executive Session.

Voting Yes: Chairman Galusha, Commissioner Andreatta, Commissioner Sporleder.

Motion Passes.

2:20 PM – Out of Executive Session.

2:23 PM – Reconvene Regular BOCC Meeting

2:24 PM – Adjourn Regular BOCC Meeting

2:24 PM Meeting Adjourned.

Erica Vigil, County Clerk & Recorder

Clerk to the Board of County Commissioners

COMMISSIONERS:

John Galusha, Chairman

Arica Andreatta

Karl Sporleder