

COMMISSIONER'S MEETING

Regular Meeting

April 25, 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 April 25, 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 April 25, 2023 Consent Agenda as presented.

Motion: Andreatta

Second: Sporleder

Discussion:

- a. Meeting Minutes from March 21, 2023
- b. Meeting Minutes from March 28, 2023
- c. Meeting Minutes from April 4, 2023
- d. Meeting Minutes from April 18, 2023
- e. Rodney Smircich Seasonal Re-Hire
- f. Sharla Martinez Resignation
- g. Emilee Weniger Resignation
- h. John Rodriquez New Hire

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

10:03 A.M. Public Comment:

Dale Lyons from Gardner spoke.

Shawn McDonald from Gardner spoke.

10:12 A.M. Appointments:

- a. Honoring Elders and Youngers – Sandy Dolak is heading up this project. Congratulations to this month’s nominees, *Juanita Maes* from RedWing who celebrated her 100th birthday on the 21st of April; and *Antonio “Tony” Martinez* who is not here today because she is taking the SAT test. Both recipients get a Letter of Appreciation and a sweatshirt with the county logo on it. Both are appreciated for the lasting effect they have on their community and the lives they touch.

- b. Burn Permits and Air Quality Delegation of Authority Discussion – All three of the Fire Chiefs of Huerfano County and two representatives from the Health Dept were present. The Board requested an extension until July and a future meeting to include Amber Eglund, Colorado Dept of Public health, the county Sheriff, and the county office of Emergency Management, in order to get the clarification they need before making a decision.

- c. Winterfest Funding Request – Carlton Croft and Amanda Korth spoke about the 2024 Winterfest. It is scheduled for February 2 – 4, 2024 and is an economic and tourism driver for Huerfano and Las Animas County. The focus is on Scenic Highway of Legends between La Veta and Monument Lake but will include other events happening from Walsenburg to Trinidad.

Motion to approve granting \$5,000.00 to 2024 Winterfest project, with another \$5,000.00 contingent on receiving matching funding from other sponsors.

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

11:49 A.M. Land Use: NONE

11:49 A.M. Action Items:

County Administrator Carl Young and the Board reviewed Action items.

a. Resolution #23-13 Adopting Roadway Standards into Land Use Codes.

Motion to approve Resolution #23-13 A RESOLUTION ADOPTING HUERFANO COUNTY ROADWAY DESIGN AND CONSTRUCTION STANDARDS INTO THE LAND USE CODE AS SECTION 19.00 AND MAKING CERTAIN AMENDMENTS TO ARTICLE 10.

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

b. On-Call Engineering Award Recommendation.

Motion to approve the award for the On-Call Engineering RFP 2023-03 to GMS Inc. and KLJ Engineering, LLC.

Motion: Sporleder

Second: Andreatta

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

c. Resolution #23-17 appointing County Engineer and On Call Engineers.

Motion to adopt Resolution # 23-17 A RESOLUTION APPOINTING BRUCE ROSCOE AS COUNTY ENGINEER AS WELL AS APPOINTING GMS INC. AND KLJ ENGINEERING, LLC AS ON-CALL COUNTY ENGINEERS WITH TERMS EXPIRING ON MAY 1, 2027.

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

d. KLJ Engineering, LLC On-Call Engineering Master Service Agreement.

Motion to approve the Agreement Between Owner, Huerfano County and Engineer, KLJ Engineering, LLC, for Professional Services, Task Order Edition, effective 4/17/2023.

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

e. Open Burning Delegation of Authority.

See earlier discussion b. under Appointments.

f. Huerfano County Sheriff – Behavioral Health Grant Agreement.

Motion to approve the Contract Amendment between Colorado Department of Human Services Behavioral Health Administration and Huerfano County Sheriff's Department in the amount of \$131,550.00 ending June 30, 2023.

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

g. Ambulance Service License Renewal for Spanish Peaks Regional Health Center.

Motion to approve and sign the five (5) Ambulance Service License Renewals for Spanish Peaks Regional Health Center for period from April 28, 2023 to April 27, 2024, License Number 2023-02.

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

h. Garnett Powell Maximon Barlow (GPMB) Attorney Retention Letter.

Motion to approve Retention Agreement between Huerfano County and Garnett Powell Maximon Barlow. (Same attorney, but new firm and new agreement for continued services.)

Motion: Sporleder

Second: Andreatta

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

i. Public Trustee 1st Quarter 2023 Report.

Motion to approve the Public Trustee 1st Quarter 2023 Report in the amount of \$1,270.00.

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

j. Accounts Payable Vendor Run March 2023.

Motion to approve the Vendor Run March 2023 in the amount of \$264,767.08.

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

k. Wagner CAT Trash Truck Repair Parts.

Motion to approve quote from Wagner CAT for Trash Truck Repair in the amount of \$3,869.58.

Motion: Sporleder

Second: Andreatta

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

l. Fiesta Park Grounds Maintenance Contracts.

Motion to approve two (2) seasonal contracts for Fiesta Park (for Art Cruz and for Jimmy Garcia), effective May 1, 2023 through October 31, 2023.

Motion: Andreatta Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

m. Spanish Peaks Airport Ground Lease for Travis Ruff.

Motion to approve Airport Land Lease and Hangar Development Agreement starting Feb 1, 2023 between Huerfano County and Travis Ruff.

Motion: Andreatta Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

n. Waste Transfer Station Fee Waiver Request for County Road 420 and 421.

Motion to approve request from “Can It, Huerfano” for Huerfano to supply bags and waive Waste Transfer Station fees for trash gathered on April 28, 2023 from county Roads 420 and 421 with a safety talk to precede the trash pickup.

Motion: Andreatta Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

o. Colorado Invasive Species Plant Management Grant Approval.

Motion to approve the *Colorado Invasive Species Plant Management Disaster Supplemental Funding Grant* application for the requested amount of \$25,000 and to authorize the county chairman to sign all related documents.

Motion: Andreatta Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

p. **Noxious Weed Fund 2023 Grant Approval.**

Motion to approve the NWF 2023 funding request provided by the Colorado Department of Agriculture in the amount of \$19,140 and to authorize the county chairman to sign all necessary documents.

Motion: Andreatta Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

q. **Bulk Water Application – Perez.**

Motion to approve Bulk Water Haul Permit for Jose and Lisa Perez for property at 1550 Yellowstone Creek Rd., Gardner, CO 81040.

Motion: Sporleder Second: Andreatta

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

r. **Accounting Update and Funding Request.**

Motion to authorize an additional \$25,000 for accounting services from DMC Auditing and Consulting, to a total not to exceed amount of \$43,000.

Motion: Andreatta Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

s 1) 2023 Community Development Funding Recommendations - \$89,000.

Motion to authorize the following expenditures from the American Rescue Plan State and Local Funds: \$5,000 to Museum of Friends; \$3,000 to La Veta Village, Inc.; \$8,000 to Two Peaks Fitness Inc.; \$5,000 to Huerfano County Youth Services; \$22,000 to Panadero Ski Corporation; \$2,000 to Metro Volunteers; \$1,000 to Huajatolla Heritage Foundation; \$2,000 to The American Legion, Post 16 Huerfano; \$3,000 to La Veta Trails, Inc.; \$4,500 to Walsenburg Downtown Revitalization Committee; \$1,000 to La Clinica; \$2,500 to Rocky Mountain Farmers Union Educational & Charitable Foundation; \$20,000 to Spanish Peaks Community Foundation Inc.; and \$10,000 to Scenic Highway of Legends Inc.

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

s 2) 2023 Community Development Funding Recommendations - \$39,000.

Motion to authorize the expenditure of \$39,000 from the Local and Tribal Consistency Fund for free concerts and outdoor movies to the Spanish Peaks Community Foundation.

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

s 3) 2023 Community Development Funding Recommendations –Remaining \$11,000.

Motion to allocate the remaining \$11,000 of 2023 Community Development Funding to the Scenic Highway of Legends OSO COLD 2024 Winterfest.

Motion: Andreatta Second: Sporleder

Discussion: Administrator confirmed with Commissioners that this \$11,000 includes the funds authorized earlier in the meeting and previous criteria continue to apply.

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

t. Colorado Rhino Plumbing Back Flow Preventer Labor for DHS.

Motion to approve the quote from Colorado Rhino Plumbing, Estimate # 230411-01, in the amount of \$1,156.00 for pressure backflow installation.

Motion: Andreatta Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

u. Federal Mineral Lease District Board Composition Change Request.

Motion to REJECT the request from the Federal Mineral Lease District to both increase the Board Member number to four (4); and to remove an acting County Commissioner to serve on the board.

Motion: Andreatta Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

v. Law Enforcement Services Agreement.

Motion to table this decision until after the May 16th City of Walsenburg Election.

Motion: Andreatta Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

12:43 P.M. Motion to recess for 5 minutes.

12:48 P.M. BOCC Meeting Back in Session

12:48 P.M. Staff Reports:

a. County Administrator: - Carl Young

- Huerfano Water Conservancy Board requested to partner in an effort to supply water for the Colorado Department of Transportation (CDOT) Siete, Inc. construction project on I-25. Chairman Galusha stated that Siete, Inc would need 9 acre feet of water for April, May and June 2023 for a total of 17.8 acre feet.

Motion to appoint John Galusha as the representative for the county to discuss with the Huerfano Water Conservancy Board, for the CDOT Siete, Inc construction project, the terms of 9 acre feet of water to ensure a breakeven point.

Motion: Andreatta Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

- May 8th Legislative Session Ends
- Energy Performance Contracting
- The public hearing regarding redistricting of the Huerfano County Commissioners Districts under C.R.S. 30-10-306 will be at the next regular meeting May 9th at 10 AM.

b. County Attorney – Lisa Powell-DeJong

Nothing to report at this time but several things in Executive Session.

12:55 P.M. Correspondence:

County Administrator Carl Young and the Board reviewed Correspondence.

Motion to give Carl Young, County Administrator, the authority to sign up for 2023 Huerfano County Historical Society Butte Membership for \$100.00.

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

1:05P.M. Recess Regular BOCC Meeting:

Chairman Galusha called to recess meeting at 1:05 P.M. to go into Executive Session.

1:06 P.M. Go into Executive Session:

Carl Young, Administrator called to go into Executive Session at 1:06 P.M.

Motion: Andreatta

Second: Sporleder

Discussion:

- a. 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. **General HR Update**

- b. 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 HCSO and Ramadhani v. Huerfano County**
- c. For the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. §24-6- 402(4)(e). **City Law Enforcement Services Contract**
- d. 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). **Marijuana Excise Tax Enforcement**
- e. For discussion of specialized details of security arrangements or investigations under C.R.S. §24-6-402(4)(d). **Inmate Death Investigation**
- f. No decisions will be made in Executive Session.

Resolved: Motion passed by unanimous vote.

Andreatta: Yes

Sporleder: Yes

Chairman Galusha: Yes

4:30 P.M. Adjourned Executive Session:

Chairman Galusha called to come out of Executive Session at 4:30 P.M.

4:31 P.M. Re-convene Regular BOCC Meeting:

Chairman Galusha called to re-convene to Regular Meeting at 4:31 P.M.

4:32 P.M. Adjourned Regular BOCC Meeting:

Chairman Galusha called to adjourn regular BOCC meeting at 4:32 P.M.

Meeting adjourned at 4:32 P.M.

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

COMMISSIONERS:

John Galusha, Chairman

Arica Andreatta

Karl Sporleder