

**Dolores County
Board of County Commissioners**

March 15, 2021

A regular meeting of the Dolores County Board of County Commissioners was held at the Public Service Center in Dove Creek, Colorado on March 15, 2021. Present for the meeting were Commission Chairperson Floyd Cook, Commissioner Steve Garchar, Attorney Dennis Golbricht, County Administrator Margaret Daves and Deputy Clerk to the Board Jody Gardner. Vice Chair Julie Kibel was unable to attend.

The meeting began with everyone reciting the Pledge of Allegiance.

Guests

Kinder Morgan Representatives Michael Hannigan and Jenna Emerick, Dolores Water Conservation District Representatives Ken Curtis and Eric Sprague, Assessor Berra Ernst, Community Voice Representatives Ronda Lancaster and Anita Fernandez, DCPress Owner Kathleen Keesling, BLM Representatives Connie Clementson and Shawn Reinhardt, Monument Manager Ray O'Neil, County Residents Lyle Rice and spouse, Dolores River Angler/Trout Unlimited Conservation Chair Duncan Rose, Sheriff Don Wilson, Town Code Enforcement Officer Miranda Elliot and Forest Service District Ranger Derek Padilla

Payroll for March 15, 2021

The following is a list of total payrolls by Department:

County Commissioners:	\$7,761.93	6 Employees	
Commissioner Other	\$659.93		1 Part Time
County Clerk:	\$3,100.20	3 Employees	
County Treasurer:	\$2,769.84	2 Employees	
County Assessor:	\$4,050.18	4 Employees	
GIS:	\$1,206.83	1 Employee	
County Maintenance:	\$1,414.98	1 Employee	
County Sheriff:	\$13,990.96	10 Employees	2 Part Time
County Coroner:	\$371.30	1 Employee	
EMA:	\$1,645.39	1 Employee	
Extension:	\$1,242.90	2 Employees	
DCTV:	\$1,297.49		5 Part Time
Veterans Office:	\$480.22		1 Part Time
Senior Services:	\$8,259.95	3 Employees	13 Part Time
Health & Nurse:	\$3,380.39	2 Employees	
Mandatory Weed:	\$2,058.41	2 Employees	1 Part Time
R&B Administration Other:	\$23,421.39	19 Employees	1 Part Time
Social Services:	\$6,368.29	5 Employees	1 Part Time
TOTAL:	\$83,480.58	62 Employees	25 Part Time 1 Temp

Proceedings to the Board of County Commissioners Meeting on March 15, 2021

Agenda

Commissioner Garchar made a motion to accept the agenda.
Commissioner Cook seconded the motion.
Both Commissioners voted in favor of the motion.

Minutes

Presented for approval were the BOCC regular meeting minutes for February 16, 2021 and for March 1, 2021.

Expenditures

Commissioner Garchar made a motion approving the expenditures.
Commissioner Cook seconded the motion.
Both Commissioners voted in favor of the motion.

Dolores Water Conservancy District Update

Dolores Water Conservation District Representatives Ken Curtis and Eric Sprague gave an update on the snowpack after the weekends recent snow fall. At this time, they are predicting a 50% water allocation for farmers for the upcoming season. April and May moisture will determine the final availability of irrigation water. Last year's summer and fall monsoon rains missed our area. Farmers are facing a tough year with the analogy of the 2013 year as a comparison to what this summer's allocations will be. The McPhee water elevation is currently at approximately 68%.

Kinder Morgan Permit Updates

Michael Hannigan and Jenna Emerick were present to discuss permitting projects that will lead to 2022 new drills. The DC-24 was fully permitted in 2020 and is ready to go.

The DE-1 (Doe Canyon East) well is being permitted this year. Two on-site visits were conducted last year with the Forest Service and CPW. The new pad will be in a meadow to prevent any vegetation removal such as the Gamble Oak. Surveys still need to be conducted. The area is considered a critical habit for the elk during the winter months and calving season. The COGCC permitting process will take place over the summer.

The DW-1 (Doe Wedge) project is a new well permit that will be sought. It will be on the east side of the river with a long reach from the west side of the river between County Road 16 and the Dolores River Canyon. There will be approximately 2000 feet of lateral separation between the surface hole and the bottom hole target that will then go under the river. The proposed well site location is being on BLM.

An application packet is planned for submittal to the County in May.

A request was made for a letter from the County as the local government designee that can be sent to the COGCC during the application process.

District Attorney Accountability Bill Discussion

District Attorney Matt Margeson and assistant Clarisa Fueilly were present to discuss a bill recently proposed by legislation that requires each district attorney to collect data regarding defendants related to demographics, charges filed, pretrial release results, and sentencing. The district attorney is required to create an annual report with the data collected and make the data collected available to the public upon request. The proposed bill will include significant additional requirements for the DA's office intended to assist and accommodate defense counsel. Smaller workloads would need to be assigned to current staff due to the additional paperwork and discovery requirements.

Mr. Margeson estimates that three new attorneys would be needed to fulfill the case workloads for Montezuma and Dolores Counties. Two data entry clerks would also need to be hired. A full-time investigator would be necessary to investigate claims. Also factored in would be the need for additional office and storage space. Approximately \$400,000.00 in additional costs for staffing alone could potentially come to the 22nd Judicial District.

Mr. Margeson requested that the County oppose the bill. Ms. Fueilly will provide financial figures that Commissioner Cook will share will CCI during their upcoming legislative meetings.

Road and Bridge Pickup Bid Opening

Road and Bridge Supervisor Steve Davis was present for the bid openings for a new pickup for the Road and Bridge Department.

One bid was received. It was from Martin's Dove Creek Implement.

Martin's Dove Creek Implement submitted a bid of \$43,689.00 with a government concession discount that brought the total to \$38,189.00.

The bid was for a 2021 F150 Supercrew 4x4 with a 6.5' box.

Commissioner Garchar made a motion to accept the bid from Martins Dove Creek Implement. Commissioner Cook seconded the motion.

Both Commissioners voted in favor of the motion.

Public Health and Safety Code Enforcement Discussion

Sheriff Don Wilson and Town Code Enforcement Officer Miranda Elliot were present to ask how involved the Board of Health would like to be in the enforcement of the Town ordinance regarding property maintenance within the Town of Dove Creek. Having previously reviewed the ordinance, Attorney Golbricht suggested that since the ordinance is free standing and does not reference the BOH, code enforcement should be left solely to the Town to handle the process as deemed necessary. The BOH could have a role if asked to assist by the Town. Clean up assistance may be available through the Montezuma County jail system.

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Outstanding Water Designation Discussion

Duncan Rose shared a slide show presentation listing local waters that are being considered for Outstanding Waters designations. The presentation is attached in printed form.

BLM Update

Bureau of Land Management Tres Rios Field Office Manager Connie Clementson introduced the new Southwest District Public Affairs Officer Shawn Reinhardt. Mr. Reinhardt gave a brief explanation of his work history and provided the BOCC with contact information.

Ms. Clementson discussed the multi-county NCA legislation that is being presented by Congresswoman Boebert. An upcoming meeting is scheduled with the Montezuma County Commissioners to go over water rights with the State Water Board presenter Roy Smith on March 23 at 1:30pm.

A field trip walk-through will be held as soon as conditions allow at Bradfield Bridge. The Road and Bridge department is seeking private water truck access to the river for the purpose of hauling water for road maintenance purposes during the summer months. The road is an existing overgrown access to the Dolores River. The NEPA process will begin as soon as the walkthrough is completed.

Ms. Clementson has asked BLM Law enforcement officers to wear body cams for the past 9 years. Now, body cams are state mandated. The BLM bought new body cams last year; however, they are again required to be updated per regulation standards. The BLM would like to donate two body cams to the Dolores County Sheriff's office. Both body cams are only one year old.

Commissioner Cook asked about the status of the Box Elder contract. Ms. Clementson said it has been forwarded to Engineer Chow for review. The County will be informed as soon as it is awarded.

Commissioner Cook also asked about the status of the Disappointment gravel pit. Ms. Clementson said the mineral contract is under review.

Ray O'Neal gave an update on the plans to move forward with opening the visitor center and museum in approximately one month.

Forest Service Update

Derek Padilla said March 12 was the closing date for the Salter Vegetation Management Environmental Assessment comment period. There were 110 comments received. The majority of the letters were in support of the project as long as the Buggy Draw trail system was considered during implementation. The USFS may consider developing an alternative if the review process necessitates it.

After conducting a search, Mr. Padilla stated that no FS records were found declaring dates when streams across the district go dry as was asked earlier in the day during the Outstanding Water designation discussion.

The FS is considering the purchase of property for sale near Flat Top Mountain. Mr. Padilla asked if the BOCC had any concerns in regards to the loss of taxable income. The amount would be minimal. No concerns were voiced.

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New Business:

Planning Commission Referral: Commissioner Cook read a referral letter from Planning Commission President JP Funk, in regards to the usage of County Roads for a Community Voice sponsored OHV fundraiser in June. The BOCC will hold a hearing on the Special Event Permit at the April 5, 2021 BOCC meeting at 10 a.m.

Old Business:

There was no old business to discuss.

Commissioner Cook closed the meeting.

Royd R. Cook

Chair of the Board of County Commissioners



Barbara Gardner

Deputy Clerk to the Board of County Commissioners