

**MEETING MINUTES  
Dolores County  
Board of County Commissioners**

**October 3, 2022**

A regular meeting of the Dolores County Board of County Commissioners was held at the Public Service Center in Dove Creek, Colorado on October 3, 2022. Present for the meeting were Commission Chair Floyd Cook, Vice Chair Julie Kibel, Commissioner Steve Garchar, Attorney Dennis Golbricht, County Administrator Margret Daves and Deputy Clerk to the Board Shayla Oliver.

The meeting began with everyone reciting the Pledge of Allegiance.

**Guests**

Social Services Director Malynda Evans, DC Treasurer via Zoom, Assessor Berna Ernst via zoom, Linda Yellowman via zoom, DC Extension via Zoom, HR and Finance Lenore Johnson, Ronda Lancaster via zoom, Robert Crane, Marty Crane, Senior Services Director Alisa Schultz, Clifford Baker.

**Payroll for September 30, 2022**

The following is a list of total payrolls by Department:

County Commissioners:	\$ 8,467.21	7 Employees		
County Clerk:	\$ 3,105.75	3 Employees		
County Treasurer:	\$ 2,863.52	2 Employees		
County Assessor:	\$ 3,922.94	4 Employees		1 Temp
GIS:	\$ 1,235.14	1 Employee		
County Maintenance:	\$ 1,473.48	1 Employee		
County Sheriff:	\$13,636.70	9 Employees	2 Part Time	
County Coroner:	\$ 420.77	1 Employee		
EMA:	\$ 1,207.68	1 Employee		
Extension:	\$ 1,473.05	2 Employees		1 Temp
DCTV:	\$ 1,338.01		1 Part Time	
Veterans Office:	\$ 499.46		1 Part Time	
Fair Board:	\$ 138.52			1 Temp
Senior Services:	\$10,944.34	2 Employees	16 Part Time	
Health & Nurse:	\$ 4,779.52	2 Employees	1 Part Time	
Mandatory Weed:	\$ 2,166.97	2 Employees	1 Part Time	
R&B Administration Other:	\$24,113.62	18 Employees	1 Part Time	
Social Services:	\$10,400.14	6 Employees	2 Part Time	
<b>TOTAL:</b>	<b>\$92,186.82</b>	<b>60 Employees</b>	<b>26 Part Time</b>	<b>2 Temp</b>

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**Agenda**

Commissioner Kibel made a motion to accept the agenda with addition of Martinez Septic BOH Discussion.  
Commissioner Garchar seconded the motion.  
All three Commissioners voted in favor of the motion.

**Minutes**

Presented for approval were the regular BOCC minutes from the September 19, 2022 regular meeting.

Commissioner Kibel made a motion approving the above-mentioned minutes.  
Commissioner Garchar seconded the motion.  
All three Commissioners voted in favor of the motion.

**Expenditures**

Commissioner Kibel made a motion approving payment of the expenditures.  
Commissioner Garchar seconded the motion.  
All three Commissioners voted in favor of the motion.

**Social Services Update**

Social Services Director Malynda Evans presented for approval the October 3, 2022 Record of Proceedings and August Financials.

Commissioner Garchar made a motion approving the Social Services Record of Proceedings for October 3, 2022.  
Commissioner Kibel seconded the motion.  
All three Commissioners voted in favor of the motion.

**Davis/Anderson Final Approval for Boundary Adjustment**

Troy and Rita Davis presented a completed plat map for final approval of a Boundary Adjustment regarding a fence built along the property line of their previous home that had failed to be constructed within the property boundaries.

Commissioner Kibel made a motion approving the Final Boundary Adjustment.  
Commissioner Garchar seconded the motion.  
All three Commissioners voted in favor of the motion.

### **FAMLI Public Hearing**

A Public Hearing was held to discuss the FAMLI Leave Program offered by the State of Colorado. The program offers eligible Colorado workers to take paid family and medical leave for up to 12 weeks during a 1-year cycle. The premiums are 0.9% of the employees' wage with employer and employee each paying 0.45%. Dolores County can opt out of the program and employees can still have the option to sign up directly through the State and pay the full 0.9% premium. Robert Crain, Dolores County Road and Bridge Department employee and his wife Marty attended the hearing and discussed their concerns about the program.

Commissioner Kibel made a motion opting out of participation in the FAMLI Leave Program.  
Commissioner Garchar seconded the motion.  
All three Commissioners voted in favor of the motion.

### **Clifford Baker Subdivision Exemption Preliminary Approval**

Clifford Baker presented to the board a preliminary map showing a 15-acre parcel that he would like to sell to Jared Harris, leaving a parcel of over thirty-five acres. The commissioners suggested he contact JUWI regarding his lease for the solar project to make sure the sale does not interfere.

Commissioner Kibel made a motion approving the preliminary Subdivision Exemption  
Commissioner Garchar seconded the motion  
All three Commissioners voted in favor of the motion

### **New Business**

**Resolution: #10-22-05** Search and Rescue Flex Grant Fund Transfer to General fund.  
Unanimously passed.

**Resolution: #10-22-04** A resolution appointing Keith Keesling as one of the Two Allowed Representatives to the Cortez Dispatch Accountability Committee for Dolores County.  
Unanimously passed.

### **Executive Session:**

Attorney Golbricht requested an executive session pursuant to CRS 24-6-402(4)(b) to provide an update regarding ongoing litigation. It was his opinion that the matters constituted privileged attorney communications and therefore no minutes or recordings would be kept. The executive session began at 11:12am and ended at 11:23am.

Commissioner Cook Adjourned the meeting as BOCC and opened as the BOH.

### **Board of Health**

Commissioner Cook opened a meeting of the Board of Health to discuss the OWTS noncompliance regarding the Mark Martinez property located at 5276 Road L Dove Creek, Co 81324. The Board received another complaint about the property and reviewed the timeline of action taken with previous letters,

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site visits, a public hearing and a Cease and Desist order issued on July 5, 2022. On July 18, 2022 Mr. Martinez joined the BOH meeting and requested that he be given 10 days to provide engineered stamped plans from engineer Cap Allen for the expansion of the OWTS sufficient to suit the needs and Regulation 43 requirements for the current use. As of October 3, 2022 Mr. Martinez had not given the requested information. The BOH decided to assess a \$50.00 per day fine for the ongoing violation of the Cease and Desist Order issued on July 5, 2022. In addition to the fines assessed, this matter will be referred to Sheriff Wilson for a possible civil infraction.

Commissioner Kibel made a motion to move forward with the fine of \$50.00 a day and reference of the matter to Sheriff Wilson regarding possible citations for a civil infraction.

Commissioner Garchar seconded the motion.

All three commissioners voted in favor of the motion.

Keith and Faith Rockwell, Trustees of the Homestead Trust/Rockwell Farm came before the BOH with a complaint about a person living in a grain silo on their property without their permission. The BOH directed them to first contact the Sheriff's office to seek eviction.

Commissioner Cook adjourned the meeting.

  
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Chair to the Board of County Commissioners

  
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Deputy Clerk to the Board of County Commissioners