

MEETING MINUTES
Dolores County
Board of County Commissioners

December 19, 2022

A regular meeting of the Dolores County Board of County Commissioners was held at the Public Service Center in Dove Creek, Colorado on December 19, 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

Sheriff Don Wilson, Extension Agent Gus Westerman, DC Extension via zoom, Commissioner Elect Linda Yellowman, Kendra Cook, DC Treasurer via zoom, DC Assessor Berna Ernst via zoom

Payroll for December 15, 2022

The following is a list of total payrolls by Department:

County Commissioners:	\$ 7,964.64	6 Employees		
County Clerk:	\$ 3,687.78	4 Employees		
County Treasurer:	\$ 2,861.29	2 Employees		
County Assessor:	\$ 2,963.25	3 Employees		
GIS:	\$ 1,235.14	1 Employee		
County Maintenance:	\$ 1,744.00	1 Employee	1 Part Time	
County Sheriff:	\$19, 210.58	10 Employees	2 Part Time	
County Coroner:	\$ 420.77	1 Employee		
EMA:	\$ 1,202.13	1 Employee		
Extension:	\$ 1,351.33	2 Employees		
DCTV:	\$ 1,252.09		3 Part Time	
Veterans Office:	\$ 499.46		1 Part Time	
Fair Board:	\$ 55.41			1 Temp
Senior Services:	\$10,109.09	2 Employees	14 Part Time	
Health & Nurse:	\$ 3,100.85	2 Employees		
Mandatory Weed:	\$ 2,164.47	2 Employees	1 Part Time	
R&B Administration Other:	\$22,747.78	18 Employees		
Social Services:	\$ 7,715.80	5 Employees	2 Part Time	
TOTAL:	\$90,285.86	60 Employees	24 Part Time	1 Temp

Proceedings to the BOCC December 19, 2022 Meeting

Agenda

Commissioner Garchar made a motion to accept the agenda with the change of times for DCTV from 9:15AM to 8:00AM, and the addition of the Mill Levy Assessment.

Commissioner Kibel seconded the motion.

All three Commissioners voted in favor of the motion.

Expenditures

Commissioner Garchar made a motion approving payment of the expenditures.

Commissioner Kibel seconded the motion.

All three Commissioners voted in favor of the motion.

DCTV Discussion

CSU Extension Agent and DCTV Director Gus Westerman started the discussion regarding DCTV. Gus stated that he is not able to give sufficient time to benefit the program, and he would like to remove himself from the position. Mr. Westerman's recommendation was to leave the current staff in place, and move Kendra Cook into the Director role. Mr. Westerman would work with Ms. Cook as she makes the transition into the management position. He further suggested that deadlines be put in place for a timeline of when the program will be running again. County Manager Margret Daves suggested the County suspend the program temporarily until a more efficient program, with all equipment available and a vision for the future is put in place. HR and Finance Manager Lenore Johnson stated the employees could be laid off with job attached, and that they would be eligible for unemployment. The BOCC decided they would prefer to have a workshop with Ms. Cook and get her plans for the program and how she would like to implement them before they decide on the future of DCTV. A workshop will be set up with the BOCC and Ms. Cook for Tuesday December 27, 2022 and will then be discussed again during the December 28, 2022 EOM Meeting.

Executive Session

Attorney Golbricht requested an executive session pursuant to CRS 24-6-402(4)(b) to provide legal advice regarding potential litigation matters. 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 9:01am and ended at 9:25am.

Pete Merkel/Forest Service Roads Contract

Pete Merkel with the US Forest Service was unable to attend the meeting and will meet with the BOCC at a later date.

2023 Dolores County Budget Public Hearing

Commissioner Cook opened the public hearing. Linda Yellowman Commissioner Elect asked where in the County the Lodging tax will be implemented. The town of Rico already has a lodging tax in place so it will not be collected there, but all unincorporated areas of Dolores County and the town of Dove Creek will be subject to the lodging tax. Ms. Yellowman also questioned why the Elections portion of the budget had increased so much for the year 2023. The increase is due to the numerous updates and security equipment and system changes required for 2023. With no further public comment, Commissioner Cook closed the 2022 Budget Public Hearing.

Letter of Budget Transmittal: Notice was given that the 2023 Dolores County proposed budget was submitted to the Dolores County Commissioners. A copy was filed in the Commissioner’s office available for public inspection. A public hearing for the budget adoption was set on December 19, 2023 at a regular meeting of the BOCC. The mill levy certified to the BOCC is 27.867 mills for general operating purposes, subject to statutory limitation: -0- mills for G.O. bonds: 0.146 mills for refund and abatement. Based on an assessed valuation of \$94,519,731 the total property tax revenue is \$2,647,778.00.

<u>Assessed Valuation</u>	<u>Budget</u>	<u>Property Revenue</u>	<u>Mills</u>
\$94,519,731	General	\$1,589,538	16.817
\$94,519,731	Road & Bridge	\$ 378,078	4.000
\$94,519,731	Contingency	\$ 56,712	.600
\$94,519,731	Social Services	\$ 174,861	1.850
\$94,519,731	Library	\$ 94,519	1.000
\$94,519,731	Operation Quality of Life	\$ 340,271	3.600
\$94,519,731	Tax Abatements	\$ 13,799	0.146
	TOTAL	\$2,647,778	28.013

The Dove Creek Mandatory Weed Control District/Dove Creek Pest Control District has their own separate board of Directors, but their budget has been included with the Dolores County budget and is filed separately with the State.

<u>Assessed Valuation</u>	<u>Budget</u>	<u>Property Revenue</u>	<u>Mills</u>
\$69,991,155	Mandatory Weed	91,758	1.311

Commissioner Kibel made a motion approving the Letter of Budget Transmittal.
 Commissioner Garchar seconded the motion.
 All three Commissioners voted in favor of the motion.

Adopt 2023 Budget Resolution # 12-22-08: A Resolution summarizing expenditures and revenues for each fund and adoption of the budget for Dolores County, Colorado for the calendar year beginning on the first of January 2023 and ending on the last day of December 2023.

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Commissioner Kibel made a motion approving Resolution #12-22-08 Adopting the 2023 Budget.
Commissioner Garchar seconded the motion.
All three Commissioners voted in favor of the motion.

Resolution #12-22-09 to Appropriate Sums of Money: A Resolution appropriating sums of money to the various funds and spending agencies, in the amounts and for the budget as set forth below for the County of Dolores, Colorado, for the 2023 budget.

<u>Fund</u>	<u>Total Expenditure</u>
General Fund	\$5,676,476
Road & Bridge Fund	\$3,805,940
Social Services Fund	\$2,884,014
Contingent Fund	\$5,000
Conservation Trust Fund	\$12,000
Library Fund	\$154,284
Clara Ormiston	\$8,000
Senior Services	\$729,192
Mandatory Weed	\$289,347
Public Health	\$1,076,974

Commissioner Garchar made a motion approving Resolution #12-22-09.
Commissioner Kibel seconded the motion.
All three Commissioners voted in favor of the motion.

Resolution #12-22-10 to Set Mill Levy's: A Resolution Levying Property Taxes for the Year of 2022, to help defray the costs of Government for Dolores County, Colorado, for the 2023 budget year.

Commissioner Garchar made a motion approving Resolution #12-22-10.
Commissioner Kibel seconded the motion.
All three Commissioners voted in favor of the motion.

Resolution #12-22-11 to Set Mill Levy's for Tax Abatement: A Resolution Levying Property Taxes for the Year of 2022, to help defray the costs of Government for Dolores County, Colorado, for the 2023 budget year.

Commissioner Garchar made a motion approving Resolution #12-22-11.
Commissioner Kibel seconded the motion.
All three Commissioners voted in favor of the motion.

Eric Hogue/ Courthouse

Eric Hogue, 22nd Judicial Courthouse started by congratulating the BOCC on the presentation and award for the Underfunded Court Security planning Grant. He will be in contact with County Manager Daves to work on the next part of the grant planning process.

Proceedings to the BOCC December 19, 2022 Meeting

Mr. Hogue on behalf of the District Court extended their appreciation for the use of the many offices, and extended times during the Morosco trial.

Mr. Hogue attended the meeting to discuss the Hours of Operations change to the Dolores County Courthouse. The District Court has decided to partner with the County and adopt the same policy and will now be closed on Fridays. Their new hours will be Monday, Tuesday, and Thursday 9:00AM to 4:00PM. The Court Clerks Office will be closed on Wednesday and Friday.

Fair Board Recommendations for Heating at the Fairgrounds

Extension Office Assistant and 4H Director Oma Fleming submitted to the BOCC the recommendation for the Heating Units to be installed at the Fairgrounds. They mailed bid requests to nine business and received two back. Rose Bros from Farmington, NM submitted a bid amount of \$89,645.22 for equipment and installation of a two-unit system, and an amount of \$137,514.53 for equipment and installation of a three-unit system. Tom Dickson/Dickson Electric submitted a bid amount of \$63,291.00. Ms. Fleming also asked for an additional \$2,500.00 for wages to pay an employee to oversee the project. There was much discussion over the need for two or three units, the necessity of this type of system, and the difference in bid proposal presentation regarding the breakdown of the project. No decision was made, and the discussion was tabled until the December 28, 2022 meeting at which time Ms. Fleming will give a more detailed bid proposal from Dickson Electric.

Vacating Roads Discussion

The possible vacating of numerous County Roads was further discussed by the BOCC. All of the roads on the list will continue to be discussed, however, three such roads which serve single properties will be targeted initially for vacating. The BOCC's direction was for Amber Fisher to contact the subject property owners and obtain their position on the vacation proposed.

New Business

Fund Transfer Resolution: #12-22-02 The Dolores County Treasurer made a request to Transfer funds from the ARPA Fund to the General Fund in the amount of \$329,170.00

Commissioner Garchar made a motion approving Resolution #12-22-02.

Commissioner Kibel seconded the motion.

All three Commissioners voted in favor of the motion.

Fund Transfer Resolution: #12-22-03 The Dolores County Treasurer made a request to Transfer Funds from the Cahone Park Grant Fund to the General Fund in the amount of \$400.00

Commissioner Garchar made a motion approving Resolution #12-22-03.

Commissioner Kibel seconded the motion.

All three Commissioners voted in favor of the motion.

Proceedings to the BOCC December 19, 2022 Meeting

Funds Transfer Resolution: #12-22-04 The Dolores County Treasurer made a request to Transfer Funds from the SWRETAC – EMS Fund to the General Fund in the amount of \$4,219.00.

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Commissioner Garchar made a motion approving Resolution #12-22-04.

Commissioner Kibel seconded the motion.

All three Commissioners voted in favor of the motion.

Funds Transfer Resolution :#12-22-05 The Dolores County Treasurer made a request to Transfer Funds from the Road and Bridge Fund to the General Fund in the amount of \$525,491.71

Commissioner Garchar made a motion approving Resolution #12-22-05.

Commissioner Kibel seconded the motion.

All three Commissioners voted in favor of the motion.

Funds Transfer Resolution :#12-22-06 The Dolores County Treasurer made a request to Transfer Funds from the Title III Fund to the General Fund in the amount of \$14,545.00.

Commissioner Garchar made a motion approving Resolution #12-22-06.

Commissioner Kibel seconded the motion.

All three Commissioners voted in favor of the motion.

Funds Transfer Resolution #12-22-07 The Dolores County Treasurer made a request to Transfer Funds from the Search and Rescue Flex Grant Fund to the General Fund in the amount of \$1,282.00.

Commissioner Garchar made a motion approving Resolution #12-22-07.

Commissioner Kibel seconded the motion.

All three Commissioners voted in favor of the motion.

Funds Transfer Resolution: #12-22-12 The Dolores County Treasurer made a request to Transfer Funds from the Yellow Jacket Orchard Fund to the General Fund in the amount of \$5,565.80.

Commissioner Garchar made a motion approving Resolution #12-22-12.

Commissioner Kibel seconded the motion.

All three Commissioners voted in favor of the motion.

Funds Transfer Resolution: # 12-22-13 The Dolores County Treasurer made a request to Transfer Funds from the Dolores County Fairground Fund to the General Fund in the amount of \$36,109.00.

Commissioner Garchar made a motion approving Resolution #12-22-13.

Commissioner Kibel seconded the motion.

All three Commissioners voted in favor of the motion.

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Funds Transfer Resolution: # 12-22-14 The Dolores County Treasurer made a request to Transfer Funds from the Conservation Trust Fund to the General Fund in the amount of \$13,156.08.

Commissioner Garchar made a motion approving Resolution #12-22-13.

Commissioner Kibel seconded the motion.

All three Commissioners voted in favor of the motion.


Keith Keesling Dolores County Emergency Manager presented to the board a new Dolores County Drone Policy, Dolores County Wildfire Protection Plan, and an IGA for Dispatch Services Throughout Montezuma and Dolores Counties, including Federal Agencies. All 3 Policies were tabled for the December 28, 2022 EOM meeting to allow Attorney Golbright time to review them.

Old Business

Martinez Property: During the December 5, 2022 Regular BOCC meeting, Bob and Paula Stewart voiced their concerns over the trash and septic issues on the neighboring property at 5276 CR L, Dove Creek, Co 81324. The property has a current Cease and Desist Order regarding the OWTS that is not compliant with Dolores County or Colorado State regulation. There have also been complaints from the community regarding an existing tire fence and large amounts of trash that continues to pile up. The neighbors are concerned about the health and safety issues brought on by extensive piles of trash and improperly constructed tire fences. During the previous meeting, the BOCC wanted to have time to review the laws regarding a nuisance claim and gather more information before moving forward. The BOCC has decided to request via letter a cleanup of the property by the lessee's before possibly filing an official nuisance claim. The residents of the property are also aware they cannot add to their tire fence at this time. It was suggested that the letter contain a request for property ownership information.

Commissioner Cook adjourned the meeting.


Chair to the Board of County Commissioners


Deputy Clerk to the Board of County Commissioners

