

**COUNCIL WORKSHOP/SPECIAL MEETING  
TUESDAY, JUNE 8, 2021  
5:45 p.m.  
Hybrid Meeting/In-person and Virtual Contact by ZOOM**

**CALL TO ORDER**

- A. Interview Candidates for Open City Council Seat
  - 5:45 p.m., Houston Frizzell
  - 6:00 p.m., Matthew Keefauver
  - 6:15 p.m., Alan Rolston
  - 6:30 p.m., Mitchell Toms
  
- B. 6:45 p.m., Marijuana Regulations Discussion
  
- C. 7:00 p.m., Discussion on “Rotary Forum” Panels in the Park System  
(Director of Parks and Recreation Dean Palmquist)
  
- D. 7:15 p.m., Budget Adjustment Presentation  
(Director of Finance Kelly Koskie)
  
- E. 7:25 p.m., General Council Discussion
  
- F. For Your Information
  - 1. Montezuma County Minutes of May 18, 2021

**ADJOURN**

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**Houston Frizzell**

506 Amanda Lee Lane  
Cortez, CO 81321  
(970) 739-4583  
hfrizzell2000@yahoo.com

May 22, 2021

**City of Cortez**

City Clerk's Office  
123 Roger Smith Ave.  
Cortez, CO 81321

To Whom It May Concern:

This is my letter of interest to serve on the Cortez City Council. I want to be on the Cortez City Council as a way to give back to the community. Cortez really is a great community, and the residents of Cortez and southwest Colorado have allowed me to have a successful career here while raising our family.

I am a Montezuma county native born in Cortez and raised in Montezuma County just outside of town. After graduating from M-CHS I moved into the City of Cortez. Shortly after getting married, my wife and I moved to Arizona for approximately a year and a half. After the birth of our son in 2002, we decided to move back to Cortez to raise our family here. It was never an option for us to raise a family in a large city. Since then, our daughter was born in 2005. Cortez is, without a doubt, our home.

After moving back to Cortez in 2002, I started my career selling cars. Initially I went to work for New Country Auto Center. I worked my way into the finance office and ultimately to the position of General Sales Manager. Throughout my time with New Country I was involved in the community. At the dealership I was involved with countless sponsorships and donations to community groups and organizations over the years.

I went to work for Durango Motor Company in 2018. Initially I went to work as a Finance Manager but ultimately I was in charge of their used car departments. I commuted the entire time I worked there, about 100 miles per day. Many people asked me if I would relocate to Durango to be closer to work. That was never an option in my mind. Cortez is home, the kids were in the schools here, our house is here, and our family is here.

In 2019 I was offered a job as General Sales Manager for Steve Keetch Motors, in Cortez. It was time to be back in Cortez full time. My son was starting his senior year at M-CHS among other things and it just made sense.

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Covid hit and we were able to get our son through his graduation from M-CHS and our daughter transitioned from the Middle School to the High School. In addition, we fought through my wife being out of work due to the shut down as she teaches at the Children's Enrichment Program at the First United Methodist Church in Cortez, as well as the challenges I faced having the dealership forced into shutdown early in the pandemic.

Through it all, we got our son off to college in the fall and we got our daughter into her freshman year of high school in person at M-CHS. They both did well in spite of the challenges Covid created throughout the school year.

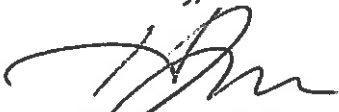
Aside from work and family, I have been involved in other community organizations and groups over the years. As a teenager I was the first youth board member for Montezuma County Partners in the 1990's. They wanted a youth perspective on the board since they were serving local youth and they invited me to join which I did for a couple of years during high school. During that time I learned quite a bit more about how a non-profit works, including income and expenses, budgets, etc.

Later I was invited to join the board of High Altitude Steel, a local car club that coordinated the annual car show in City Park, now Veterans Park on Main Street every Memorial Day Weekend. I was ultimately elected as treasurer for the final few years of the car show. The final show was the George Geer Memorial Car Show in 2005, named after a club member who lost his life fighting with the US Army in Iraq earlier that year.

In 2018, after a few years of being asked to help, I finally gave in and applied to be a board member for the Four Corners Child Advocacy Center. They interviewed me and gave me a spot on the board. In addition, I was asked to be a part of the board's Finance Committee overseeing the Center's budget including income from fundraising as well as expenses including facilities, personel, outside contracts, office supplies, etc. Unfortunately I had to leave the board later that year due to my full time commitments working in Durango and being unable to participate in the regular board meetings in Cortez.

Now that we are starting to see and feel a bit of normalcy returning to our community I feel that I have the time to grow myself and learn more about our community and about local government. I want to be a part of helping Cortez to grow and move forward as a great place to live, work and play. I appreciate your consideration.

Sincerely,



**Houston Frizzell**

April 28th, 2021

Dear Cortez City Councilors and City of Cortez Staff-

Please consider this a letter of interest regarding the recent city council vacancy. I have a long history serving the City of Cortez in various capacities and feel as if I am uniquely qualified to fill the position until the end of its term.

I previously was elected to the city council in 2004 and again in 2008. In each election, I received the second highest number of votes and was selected by the other city council members to serve as the Mayor Pro-Tem. In this position, I supported the Mayor and other City Councilors by chairing various committees including the medical marijuana task force for a 6 month period. I also had an outstanding record of attendance at meetings and often acted as a community liaison in both formal and informal capacities. I feel as if I had a positive working relationship with the Cortez City Staff, as well. I am most proud of the time that I spent working with the Orton Family Foundation in exploring the best methods to receive feedback regarding planning and zoning. I consider the 8 years serving as a City Councilor as some of the most civically involved periods of my life.

In addition to being a small business owner in the City of Cortez, I have been an educator in Colorado for the past 26 years. As an educator in the Montezuma-Cortez School District for the past 17 years, I feel that I have a pulse on the priorities of the citizens of Cortez and Montezuma County. I have met with and listened to the people of the City of Cortez in a variety of ways. My desire is to continue to be a voice of the people and to listen to the citizens of Cortez, representing them in the issues that are most important to them. If selected to fill this vacancy, I pledge to continue the long tradition of working hard for the Citizens of Cortez.

Please feel free to contact me at [matthewkeefauver@netscape.net](mailto:matthewkeefauver@netscape.net) or 970-739-8085 if you have any questions for me.

Sincerely,

  
Matt Keefauver

Alan Rolston 1706 Rampart St. Cortez, CO 81321

May 20, 2021

Letter of Interest for the Cortez City Council Vacancy

Dear Cortez City Council Members:

I am very interested in the City Council vacancy and feel my background in water and waste water management, both in Montana and Colorado would be useful to the City.

From 2005 to 2009 I served as the lead water treatment operator for a subdivision north of Durango. The last year there I was also head sewage treatment operator.

As Public Works Director in Forsyth, MT., my job duties encompassed budgeting and operations, installation of new water and sewer line, street maintenance, water and waste water treatment and collecting overdue water bills! I served over a year as a trustee for the Town of Mancos, advocated for an additional water storage tank and participated in the budget process there.

My youthful years were spent growing up horseback in rural eastern Montana where my family had a small irrigated farm and ranch operation. Somehow the University of Montana allowed me to attend school and attain a degree. Later on, I owned a farm and ranch store in my hometown for twenty years.

As an informed city council member, you must express your views and ideas and listen respectfully to the views of the other members and especially to citizens' voices. Over the years I have learned to disagree with being disagreeable and that age does confer wisdom if you learn from your mistakes. As a Cortez resident for almost 4 years, I have noted that the city is a well run operation. My interest would be to keep it that way.

My major interests are water conservation, implementing steps to adapt to a future of drier weather, improving internet services and exploring the possibility of public transportation among the towns in Montezuma County and possibly Dove Creek.

Thank you for your consideration for this position. I look forward to hearing from you.

Respectfully,

Alan Rolston  
970-946-9071



Linda Smith &lt;lsmith@cityofcortez.com&gt;

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## Interest in Completing the Term of City Council Member

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**Mitchell Toms** <cmtomsjr@gmail.com>

Wed, May 26, 2021 at 6:12 PM

To: Linda Smith &lt;lsmith@cityofcortez.com&gt;, Mitchell Toms &lt;cmtomsjr@gmail.com&gt;

To Whom It May Concern:

I am a local businessman living in Cortez, Colorado, since January 2005.

I am giving notice of intent to serve the remaining term of a City Council member.

I served for three years as Chairperson of the Montezuma Community Economic Development Association, served five years on the Board and President of the Cortez Cultural Center, served eight years as a founder, Board member and President of Habitat for Humanity of Montezuma County, serve on the Board of the local Trout Unlimited, served for five years on the City Mural Art Committee and presently serve on the Board of the City Historic Preservation Committee.

I served in different branches of the military for over twenty years retiring a major. I have been a sports official for over forty years for college and high school. I am a member of the Conquistador Golf Association. I have five adult children, one of whom graduated from Montezuma-Cortez High School. I am married to the former Diana Marie Francisco and we reside in the City of Cortez. I am 72 years of age and in excellent health.

If you have any more questions of me, my contact is:

Mitchell Toms  
434-981-9446  
201 East main Street  
Cortez, Colorado 81321

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AGENDA ITEM: WORKSHOP B.  
AGENDA DATE: 06/08/2021

Linda Smith &lt;lsmith@cityofcortez.com&gt;

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**RE: Workshop agenda item - Marijuana Discussion**

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**Heather Alvarez** <halvarez@mancoscolorado.com>

Wed, Jun 2, 2021 at 10:40 AM

To: Linda Smith &lt;lsmith@cityofcortez.com&gt;, Tammy &lt;tammy@townofdolores.com&gt;, Donna Murphy &lt;dmurphy@mancoscolorado.com&gt;

Hello Linda – we imposed an occupation tax to comply with TABOR. Attached is the ordinance with the ballot language we placed before voters at a regular election. This was drafted by our Town Attorney and by Blake Jordan at Sherman & Howard for the TABOR side. It's pretty solid, however, I would still highly recommend you have a firm such as Sherman & Howard or similar review for Cortez due to the finance side of it. For example, in the first year, if Mancos collected more than \$50,000 through this occupation tax, we would have had to refund any dollars over that amount back to the businesses. Sherman & Howard has finance/bond counsel available to work with your finance department to ensure first year compliance and drafting of this ordinance since it's pretty specialized.

I'm happy to discuss in detail with you if you would like. Just let me know.

Thank you,

Heather Alvarez

Town Administrator

Town of Mancos

P.O. Box 487

Mancos, CO 81328

(970) 533-7725 Phone

(970) 533-7727 Fax

[www.mancoscolorado.com](http://www.mancoscolorado.com)

Gateway to Mesa Verde®

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**ORDINANCE NO. 680 Series 2014**

**AN ORDINANCE OF THE TOWN OF MANCOS AUTHORIZING A TABOR ELECTION ON APRIL 1, 2014; FIXING THE BALLOT TITLE AND QUESTION; PROVIDING FOR THE USE OF CERTAIN PROVISIONS OF THE UNIFORM ELECTION CODE FOR SUCH ELECTION; SETTING FORTH OTHER DETAILS RELATING THERETO; AND DECLARING AN EMERGENCY**

**WHEREAS**, the Town of Mancos, Colorado (the "Town"), is a municipal corporation duly organized and existing as a statutory town under the Constitution and laws of the State of Colorado; and

**WHEREAS**, the members of the Board of Trustees of Town (the "Board") have been duly elected and qualified; and

**WHEREAS**, pursuant to §31-15-501(1)(c), C.R.S., the Town is authorized to license, regulate, and tax, subject to any law of the state and with certain exceptions relating to oil and gas wells, any lawful occupation, business place, amusement, or place of amusements; and

**WHEREAS**, Article X, Section 20 of the Colorado Constitution ("TABOR") requires voter approval for, among other things, any new or increased tax; and

**WHEREAS**, TABOR requires the Town to submit ballot issues (as defined in TABOR) to the Town's electors on limited election days before action can be taken on such ballot issues; and

**WHEREAS**, April 1, 2014, is the date of the regular municipal election in the Town and one of the election dates at which ballot issues may be submitted to the eligible electors of the Town pursuant to TABOR; and

**WHEREAS**, the Board hereby determines that it is necessary to submit to the electors of the Town, at the regular election to be held on April 1, 2014, the question of imposing an occupation tax pertaining to the business of selling retail marijuana and marijuana products in the Town, in the event that the sale of such items is permitted by the Town; and

**WHEREAS**, the Town Clerk (the "Clerk") will conduct the election as an independent mail ballot election (the "election"); and

**WHEREAS**, it is necessary to set forth certain procedures concerning the conduct of the election.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF MANCOS, COLORADO:**



Section 1. Ratification of Previous Actions. All action heretofore taken by the Town and the officers thereof, not inconsistent with the provisions of this ordinance (the "Ordinance") and directed towards the election and the objects and purposes herein stated is hereby ratified, approved, and confirmed.

Section 2. Definitions. Unless otherwise defined herein, all terms used herein shall have the meanings defined in the Uniform Election Code of 1992, Title 1, Articles 1 through 13, C.R.S., as amended (the "Uniform Election Code") and Title 31, Article 10, C.R.S., as amended (the "Municipal Election Code").

Section 3. Uniform Election Code. Pursuant to §31-10-102.7, C.R.S., the Board elects to utilize certain provisions of the Uniform Election Code with regard to the conduct of its regular Town Election. The Board hereby determines that the regular election of the Town to be held on April 1, 2014, shall be conducted as a mail ballot election pursuant to Article 7.5 of the Uniform Election Code; however, to the extent that procedures for the election are not provided in Article 7.5 of the Uniform Election Code, the Municipal Election Code shall apply. The Board hereby determines that at the regular election to be held on April 1, 2014, there shall be submitted to the eligible electors of the Town the ballot question set forth in this Ordinance. Because the election will be held as an independent mail ballot election, the Board hereby determines that the Town Clerk shall conduct the election on behalf of the Town.

Section 4. Ballot Issue. The following ballot issue, certified in substantially the form set forth below, is hereby referred to the registered electors of the Town and shall appear on the ballot of the Town at the election with the following ballot title which is set pursuant to §31-11-111, C.R.S.

SHALL THE TOWN OF MANCOS TAXES BE INCREASED BY \$50,000 IN 2015 (FIRST FULL FISCAL YEAR OF SUCH TAX INCREASE), AND BY WHATEVER ADDITIONAL AMOUNTS ARE RAISED ANNUALLY THEREAFTER BY IMPOSING, EFFECTIVE JANUARY 1, 2015, A NEW OCCUPATION TAX ON THE OCCUPATION OF SELLING WITHIN THE TOWN RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS PERMITTED BY ARTICLE XVIII, SECTION 16 OF THE COLORADO CONSTITUTION (BUT NOT ON THE SALE OF MEDICAL MARIJUANA PURSUANT TO ARTICLE XVIII, SECTION 14 OF THE COLORADO CONSTITUTION), SUCH TAX TO BE IMPOSED AT A MAXIMUM RATE OF TEN DOLLARS PER SINGLE RETAIL TRANSACTION FOR THE SALE OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS WITHIN THE TOWN (WHICH TAX MAY BE ADJUSTED FROM TIME TO TIME BY THE BOARD OF TRUSTEES WITHOUT FURTHER ELECTIONS SO LONG AS IT DOES NOT EXCEED TEN DOLLARS PER RETAIL TRANSACTION) IN ACCORDANCE WITH ANY ORDINANCES HEREAFTER APPROVED BY THE BOARD OF TRUSTEES, PROVIDED THAT ANY SUCH TAX SHALL BE IMPOSED ONLY IF THE SALE OF RETAIL MARIJUANA IS PERMITTED WITHIN THE TOWN, AND NOTHING HEREIN SHALL BE CONSTRUED AS APPROVING THE SALE WITHIN THE TOWN OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS; AND SHALL

THE PROCEEDS OF ANY SUCH TAXES AND INVESTMENT INCOME THEREON BE COLLECTED AND SPENT BY THE TOWN AS A VOTER-APPROVED REVENUE CHANGE, WITHOUT REGARD TO ANY SPENDING, REVENUE-RAISING, OR OTHER LIMITATION CONTAINED WITHIN ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION, AND WITHOUT LIMITING IN ANY YEAR THE AMOUNT OF OTHER REVENUES THAT MAY BE COLLECTED AND SPENT BY THE TOWN?

Section 5. Designated Election Official. The Town Clerk is hereby appointed as the designated election official of the Town for purposes of performing acts required or permitted by law in connection with the election.

Section 6. Election Contests. Pursuant to §31-10-1308(2), C.R.S. and §1-11-203.5, C.R.S., any election contest arising out of a ballot issue or ballot question election concerning the order of the ballot or the form or content of the ballot title shall be commenced by petition filed with the proper court within five days after the title of the ballot issue or ballot question is set.

Section 7. Authorization of Other Actions. The officers of the Town are hereby authorized and directed to take all action necessary and appropriate to effectuate the provisions of this Ordinance.

Section 8. Severability. If any section, paragraph, clause, or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall in no manner affect any remaining provisions of this Ordinance, the intent being that the same are severable.

Section 9. Repealer. All ordinances, resolutions, acts, or parts thereof inconsistent herewith are hereby repealed to the extent only of such inconsistency.

Section 10. Recording and Authentication. Upon adoption hereof, this Ordinance shall be recorded in a book kept for that purpose and shall be authenticated by the signatures of the Mayor and the Town Clerk.

Section 11. Emergency Declaration. It is hereby found and determined by the Board that: (i) in order to provide citizens time in which to prepare and submit TABOR comments, the ballot question should be substantially final no later than January 31, 2014; and (ii) if this Ordinance was not an emergency measure the effective date of this Ordinance would be after January 31, 2014. As a result of the foregoing, the Board hereby declares that an emergency exists, and that this Ordinance is necessary to the immediate preservation of the public health and safety, all in accordance with §31- 16-105, C.R.S.

Section 12. Effective Date. This Ordinance shall take effect upon adoption by the affirmative vote of three-fourths (3/4) of the members of the Board and if required by §31-16-104, C.R.S., the approval and signature by the Mayor or, in the absence of such approval, upon subsequent approval by the Board in accordance with §31-16-104, C.R.S.

**PASSED AND ADOPTED AS AN EMERGENCY MEASURE** on January 22, 2014; and published in full in accordance with law on January 29, 2014.

(SEAL)

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Mayor

ATTESTED:

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Town Clerk



City of Cortez  
City Council  
Agenda Memorandum

Item No: C.

Meeting Date: 06/08/21

**TITLE:** Discussion on "Rotary Forum" Panels in Veterans Park and 4 Corners Art Walk

**SUBMITTING DEPARTMENT:** Director of Parks and Recreation

**ATTACHMENT:** Cortez Rotary Club Letter, Panel Diagram, Veterans Park Map, and Logo

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**BACKGROUND**

The Cortez Rotary Club and City's Public Arts Advisory Committee have been working together on a concept to provide Art in Public Places by attaching artwork to metal panels that can be situated around different City parks and other public spaces.

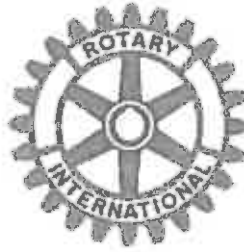
**DISCUSSION**

For this evening, the Cortez Rotary Club is requesting placement of "Rotary Forum" panels at Veterans Park, as depicted on the attached panel diagram and Veterans Park map with the bigger panels placed along Highway 160 and the smaller chalkboard panels within the playground. Cortez Rotary Club President, Bill Teetzel, and I have been in a preliminary discussion with two representatives from the VFW to make sure the "Rotary Forum" fits within the vision of the future memorial project that will be happening in the coming years which will be funded by the various Veterans Associations and other community partners. One of the positive attributes of the "Rotary Forum" panels is that they will be portable and not permanent, if they need to be moved to another location.

For future consideration, the Cortez Rotary Club and the City's Public Arts Advisory Committee are working on a concept to provide an Art Walk along the perimeter of the Parque de Vida sidewalk to encourage visitors to walk around the park and view public art. I have discussed the conceptual idea with the City's Parks, Recreation, and Forestry Advisory Board, and they are very supportive of the concept and see the local and economic impact this project will have. One other very important point moving forward is to identify projects that can cultivate unity within our community in today's polarized climate.

Prepared By: Dean Palmquist, Director of Parks and Recreation

City Manager



## Cortez Rotary Club

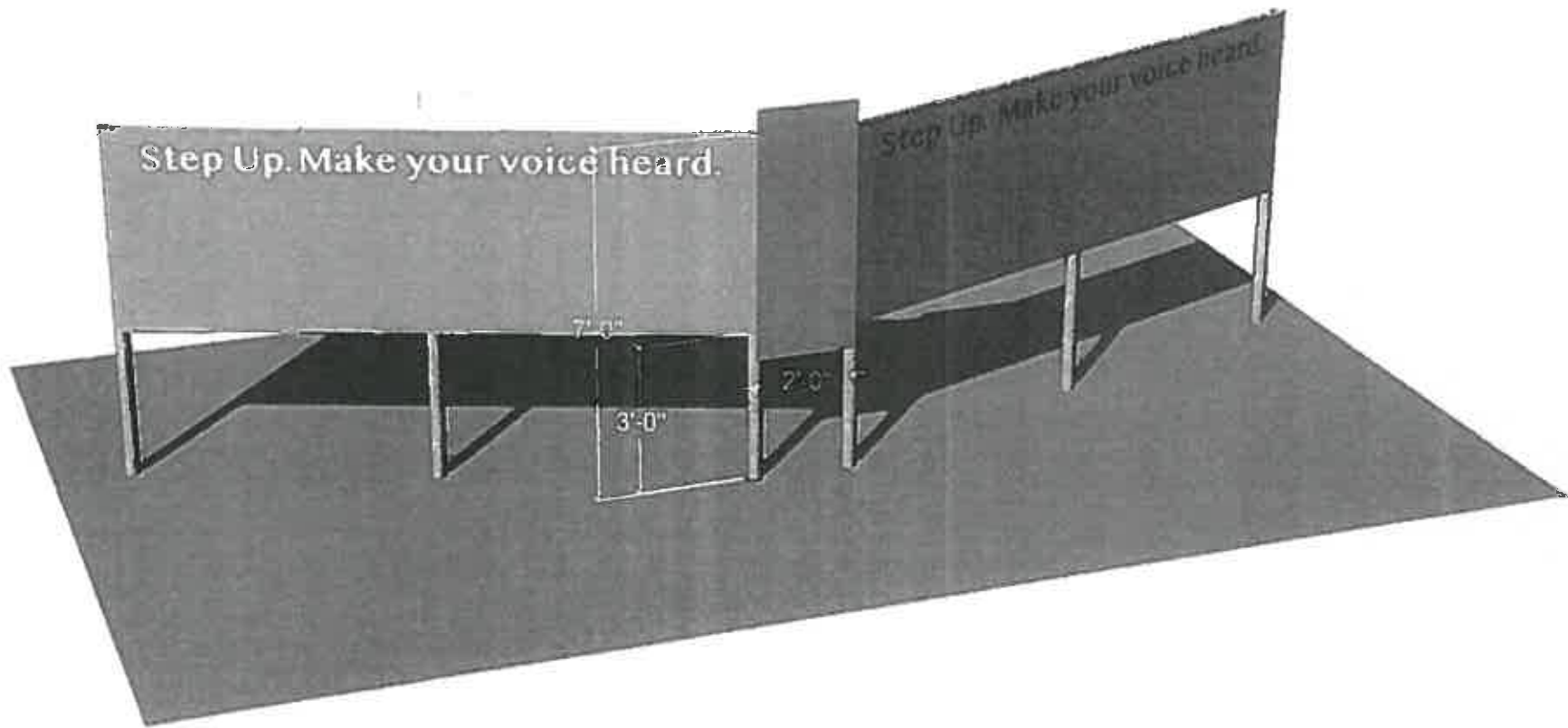
May 19, 2021

Cortez Public Arts Advisory Committee

Dear CPAAC Members,

The Cortez Rotary Club, in collaboration with the Cortez City Parks Dept., is embarking on an initiative, called the "Rotary Forum." We are writing to seek out the partnership of the CPAAC. The first steps have already been taken to secure donations of materials and labor, and now we are asking for your support in a donation of \$400. This project is the beginning of a series of endeavors the Club is interested in facilitating creative public spaces. In this initial construction, there will be two objects fabricated; the Rotary Forum Board (see attached mock up), which is designed to encourage public discourse, and a smaller chalkboard adjacent to the playground for children to enjoy (see attached maps).

Sincerely yours,



F.



y School

E Montezuma Ave

E Montezuma Ave

E Montezuma Ave

E Montezuma Ave

N Fillmore St

N Park St

N Mildred Rd

CHPC Nephrology  
Cortez

ChargePoint  
Charging Station

Veterans Park Bathrooms

Robin Rice and Kelly  
Comisky Cortez

Veterans Park  
Play Ground

Long Tr

Buffalo Bob's Co-op  
Home goods store

Veterans Park  
Outdoor Stage

Cortez Colorado  
Welcome Center

Inns Of The Southwest

Dolores State Bank

Antiques & Artisans  
Delivery

Rotary Forum

N Mildred Rd

E Main St

160

Aneth Lodge Budget 6  
313-1142  
2 star hotel

Speedway

S Mildred

Colorado Hydroponics

Mi Mexico

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City of Cortez  
City Council  
Agenda Memorandum

Item No: Workshop D.

Meeting Date: June 8, 2021

**TITLE: 2021 Budget Reset**

**SUBMITTING DEPARTMENT: Finance**

**ATTACHMENTS: Approved Ordinances & Income Comparison**

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**BACKGROUND**

Several significant cuts were included in the 2021 budget as approved by City Council. Those items include:

City Manager	Down two positions (Intern & Executive Assistant) and will not fill; travel and training	\$80,000	27%
Library	Delay backfilling of one part-time open position	\$17,000	3%
HR	Reduce use and engagement of Employers Council for consulting work; reduction in city-wide training	\$12,000	9%
General Services	Travel & training; vehicle fuel and oil; tires; vehicle repair and maintenance; operating supplies	\$200,000	10%
Police	Travel & training; miscellaneous; advertising; vehicle detailing; clothing; kennel operating supplies; under \$5k; jail	\$128,450	3%
Parks & Rec	Golf course advertising; golf course maintenance; travel & training; trees & park maintenance; contract services; general advertising; clothing; operating supplies; recreation center: recreation; recreation center: repairs and maintenance	\$97,619	5%
Public Works	Travel & training; advertising; city-wide clean-up; personnel; under \$5k;	\$47,758	4%
Marketing	Promotional and events funding	\$30,598	21%
Courts	Travel & training; professional services (fill in for judge)	\$2,182	1%
Finance	Reduced HCM functionality solution to payroll only; materials & supplies; office supplies	\$72,000	25%
City Clerk	Employee wellness benchmarking; travel & training	\$17,000	12%
City Council	Reduce contingency	\$65,572	10%
<b>TOTAL</b>		<b>\$770,179</b>	



**FISCAL IMPACTS**

In reviewing the increased revenue the City has received for the 12-month period ending May 2021, it is clear these deep budget cuts were not necessary. Budget cuts of this magnitude make it virtually impossible to run a department such the City Manager or General Services. As the COVID 19 pandemic eases and citizens are expecting full services to be reinstated it is crucial each department has the necessary items to fulfill those needs.

Attached is the Sales Tax Comparison graph for the prior 17 months.

**RECOMMENDATION**

I recommend the 2021 budget be reset to include the unnecessary budget cuts approved in the 2021 budget.

Prepared By: Kelly Koskie, Finance Director

  
Drew Sanders, City Manager

### Sales Tax Comparison 2019-2020



### Sales Tax Comparison 2020-2021



**PROCEEDINGS OF THE BOARD OF COMMISSIONERS  
MONTEZUMA COUNTY, COLORADO  
May 18, 2021**

STATE OF COLORADO        )  
  ) ss.  
COUNTY OF MONTEZUMA    )

At a regular meeting of the Board of Commissioners, Montezuma County, Colorado, held on Tuesday May 18, 2021 at the Montezuma County Administration building in Cortez, Colorado, there were present:

- Jim Candelaria, Chairman
- Kent Lindsay, Vice Chairman
- Joel Stevenson, Commissioner of Deeds
- Shalako Powers, County Administrator
- John C. Baxter, County Attorney
- Kim Percell, County Clerk,

**CHAIRMAN, CANDELARIA** opened the meeting of May 18, 2021 with the Pledge of Allegiance.

**MINUTES:** Commissioner Stevenson moved to accept the minutes of the Proceedings of the Board of Commissioners Montezuma County, Colorado dated May 11, 2021 as presented. Motion was seconded by Commissioner Lindsay and carried.

**PLANNING:** **Planning Director, Don Haley** with **Planning Assistant, S. Jane Duncan** reported that the proposed Boundary Line Adjustment Application, submitted by **Wray Boswell**, on property located at 36800 Road P.1, Mancos, CO, consisting of 5.45 acres, more or less and **Ellis Lewis**, on property located at 14171 Road 36.75, Mancos, CO, was cancelled.

**Director Haley** with **Assistant Duncan** presented a proposed amendment to **Exemption P-23-95E, Ertel Ranches**, submitted by **Keenan G. and Beverly B. Ertel** on property located on Road 26, Cortez Co. Commissioner Stevenson moved to amend the plat of Resolution P-23-95E for Keenan G. and Beverlee B. Ertel. Second by Commissioner Candelaria and carried.

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**PUBLIC HEARING:** It being the time set aside a public hearing is held regarding a proposed 4 Lot Moderate Subdivision and Rezoning Application and Variance Applications, submitted by **Ellis Lewis**, on property located at 14171 Road 36.75, Mancos, CO, consisting of 40 acres, more or less, located south and west of Hwy 184, situated in Section 34, T.37N, R.14W, N.M.P.M. The roll was called, the public notice read, and the proceedings were recorded for the record. Mr. Lewis was present. **Planning Director, Don Haley** with **Assistant, S. Jane Duncan** presented the details of the application and the findings of the Planning and Zoning Commission. Commissioner Candelaria opened the hearing to public comment. Public Comments were made by **Attorney, Bryson McCabe** on behalf of **Brent Graham** and **Wray Boswell**. **Michael Gostlin** also made comment. Hearing no further public comment that portion of the hearing was closed. After hearing all the evidence presented Commissioner Lindsay moved to approve the 4 lot moderate subdivision that is already there and to include the contingencies by the P&Z, that no new additional residences on lots #1, #2 and #3 and the plat notes on lot #4 that no new residences be built without the approval of CDOT. Second by Commissioner Stevenson and carried. Commissioner Stevenson moved to grant the after the fact exemption on the North property line of Lot #1, from a 30 foot to a 15 foot setback for the residence. Second by Commissioner Lindsay and carried. Commissioner Lindsay moved to deny the after the fact variance for the individual shared leach field located on Lot #1. Second by Commissioner Stevenson and carried. Commissioner Candelaria closed the hearing at this time. (See attached)

**MEMORIAL DAY PROCLAMATION:** **Veteran Service Officer, Rick Torres** presented the Memorial Day Proclamation for signatures. Commissioner Lindsay moved to proclaim Memorial Day on behalf of Montezuma County. Second by Commissioner Stevenson and carried. (See attached)

**PUBLIC LANDS:** **Assistant Field Manager for the Bureau of Land Management, Joseph Manning** met with the Commissioners to provide an update on the implementation of the **Travel and Access Plan** and to discuss a donation of gravel for the parking lots at the **Summit** area and the new **Aqueduct Trail Head**.

**Forrest Service District Ranger, Derek Padilla** met with the Commissioners to give a monthly update. Topics discussed included; public access to the office, purchasing fuel wood permits, the Prescribed Fire Program, road work on the Ormiston Road, the Saulter Environmental Analysis and logging operations on the Dolores Norwood Road.

**SPECIAL EVENT LIQUOR LICENSE:** **Deputy Clerk, Jerri Frizzell** presented a special event liquor license application from the **True Western Roundup Rodeo**, with **Santa's Special Forces**, for the 2021 events to be held on June 19th, July 3rd, August 21st, September 18<sup>th</sup> and October 9th, at the Montezuma County Fairgrounds. Commissioner Stevenson moved to approve the application for True Western Roundup with Santa's Special Forces, for the dates of, June 19th, July 3rd, August 21st, September 18<sup>th</sup> and October 9<sup>th</sup>. Second by Commissioner Lindsay and carried. (See attached)

**PUBLIC COMMENT:** **Jennifer Singer** discussed the proposed 30x30 legislation and support of the legislation by the Commissioners.

**GRAVEL GRINDER RACE:** Susan Thomas, Coordinator with Trail of the Ancients National Scenic Byways, Diane McBride with Associate Director for Southwest Colorado Canyons Alliance, and Natural Resource Director, James Dietrich met with the Commissioners to give an overview of the June 26, 2021 scheduled event and made a request for funding. (See attached)

**DISCUSSION:** Haley Leonard Saunders, with Axis Health Systems, Mancos Marshall, Justen Goodall and Cortez Fire Protection District Chief, Jay Balfour met with the Commissioner to discuss the development of a **Community Intervention Program**. Topics of the discussion included: grant funding for the pilot program, the program design to assist citizens with substance abuse, social or, behavioral health issues, a dedicated response team, State Representative support, the County Coordination of the program, a contract for a clinician, Cortez Fire for EMTs, proposed grant applications, current ambulance jurisdictions, possible program coordination with the County's Public Health or Emergency Management Department, program funding from local Municipalities, the mobile unit, housing of the vehicle and office space, hours of operations, call volumes, incident reporting systems, and County owned jurisdiction of the program. The discussion was tabled until the June 1, 2021 Commissioner meeting,

**COUNTY CORONER:** Coroner, George Deavers met with the Commissioners to give a monthly report. Topics discussed included; service calls, motor vehicle fatalities, suicides, overdose deaths and a yearly call numbers comparison.

**EMERGENCY MANAGEMENT:** Emergency Manager, Jim Spratlen met with the Commissioners and gave a monthly update. Manager Spratlen presented for discussion and review; the updated **Forest Service Fire Report**, the **Situational Report** and a map of the recent Hawkins Fire. Other topics discussed included; the water report, the COVID statistics report, a hospital update, a visit from Mike Willis from the **Director of Homeland Security Emergency Management** and **Field Manager, Trevor Denny**. Manager Spratlen reported that the Hazard Mitigation Plan is complete. (See attached)

**COUNTY SHERIFF'S MONTHLY REPORT:** Sheriff, Steven Nowlin met with the Commissioners to give his monthly report which included the **Calls for Service Report**, the **Transport Report**, the **Total Inmates Report**, the **Jail Report**, the **April Total Monthly Arrests** report, the **DOC Holds Report**, the **April Operational Expense Report**, and the **Monies Paid to the General Fund Report**. Sheriff Nowlin presented the **Police Officer Counseling Support Program Grant #20007 (2021-2022)**. Commissioner Lindsay moved to allow the Sheriff to expend the monies for the Police Officer Counseling Support Grant for 2021-2022. Second by Commissioner Stevenson and carried. Sheriff Nowlin presented for approval the **Forest Service LEO Contract 2021**. Commissioner Stevenson moved to sign the agreement between the Montezuma County Sheriff's and the Forest Service LEO Contract for 2021. Second by Commissioner Lindsay and carried. Other topics discussed included; vehicle vin verification inspections, traffic contacts, auto thefts, the Sheriff office answering system, the FPPA retirement discussion, an update on the Dispatch Services discussion and the draft IGA. (See attached)

**DISTRICT ATTORNEY:** District Attorney, Matt Margeson and Office Manager, Clarisa Feuilly met with the Commissioners to give a monthly report. Manager, Feuilly discussed jury trials, public education on the acts of domestic violence and State training on sexual assaults. District Attorney Margeson discussed; required in person court appearances starting in June, the proposed DA legislation, a proposed ordinance regarding marijuana cultivation in rural areas of the County and the jury selection process.

Chairman Candelaria announced the adjournment of the meeting for the LUNCH break. Chairman Candelaria announced the meeting would reconvene

**WATER ISSUES:** Southwest Basin Round Table, Montezuma County Representative, Ed Millard, reviewed a power point presentation regarding Demand Management.

**ONWARD A LEGACY FOUNDATION:** Karen Sheek, Vangi McCoy, Chuck Forth, Joanie Howland, Lisa Bunker and from the Public Health Department Kathi Marler met with the Commissioner with a request to help fund the **Imagination Library** for Montezuma County. Commissioner Lindsay moved to participate in the program with a funding number at a later date, utilizing the SRS funding. Second by Commissioner Stevenson and carried. (See attached)

**UNFINISHED BUSINESS:** Administrator Powers presented the June 1, 2021, scheduled, Public Hearing notice for the Mesa Sky Estates Subdivision. A discussion was held regarding the requested letter of support for the Gun Club regarding the shooting range. (See attached)

**COUNTY ATTORNEY REPORT:** County Attorney, John Baxter discussed the recent fire at the local Hong Kong restaurant, dependency neglect trials and updates on the Weber Canyon / Pax LLC case, and the Kinder Morgan CO2 case.

**NATURAL RESOURCES, PLANNING & PUBLIC LANDS:** Resource Director, James Dietrich, no report given.

**COUNTY ADMINISTRATOR REPORT:** Administrator Shak Powers presented for approval a letter of support addressed to Honorable Gina M. Raimondo the Secretary of Commerce, U.S. Department of Commerce Economic Development Administration regarding support for the **Colorado State University, Co, Broadband Plan and Feasibility Study**. Commissioner Stevenson moved to write a letter of support for the Colorado State University, to do the feasibility study for broadband. Second by Commissioner Lindsay and carried. Administrator Powers reported that there would not be a Commissioner meeting on May 25, 2021. (See attached)

**COUNTY COMMISSIONER REPORT:** Topics discussed within the Commissioners reports included: Commissioner Lindsay discussed constituent emails, visits and phone calls and virtual attendance to the Cortez City Council meeting. Commissioner Stevenson discussed the attended Mancos Town Board meeting the Dolores Chamber fund raiser event and constituent phone calls. Commissioner Candelaria discussed the attended Forest Health meeting and the Dolores Chamber fund raiser event.

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**CORRESPONDENCE:** The following correspondence was read and noted:

**MOTION TO ADJOURN:** was made by Commissioner Stevenson seconded by Commissioner Lindsay and carried.

**MEETING ADJOURNED: 4:40 p.m.**

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Clerk

May 18, 2021

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Chairman