

**Proceedings of the Dolores County board of
County Commissioners
Special Meeting
July 22, 2010**

A special meeting of the board of County Commissioners was held in their boardroom in Dove Creek, Colorado, July 22, 2010. Present for the meeting were Chairman of the Board, Julie Kibel, Commissioners Ernie Williams and Doug Stowe. Also present for the meeting was, Margret Daves, Commissioner Secretary, & Dennis Golbricht, County Attorney.

Guests

Doug Funk, Dove Creek Press, Dan Fernandez, County Extension Agent.

Agenda

Commissioner Stowe made a motion to approve the agenda. Commissioner Williams seconded the motion. All three Commissioners voted yes.

Pledge

Commissioner Kibel called the meeting to order at 3:00P.M.
The meeting was started by everyone standing and saying the Pledge of Allegiance.

Resolution

The Commissioners needed to sign a resolution to sign to authorize application to the Department of Local Affairs for funds for a Dolores County Senior/Community Center. Commissioner Stowe made a motion to sign Resolution # 07-10-04. Commissioner Williams seconded the motion. All three Commissioners voted yes.

Dennis Golbricht, County Attorney said Dan Fernandez, County Extension agent who is working on this grant, requested a written opinion letter from him regarding the County's ability to utilize grant funds in relation to TABOR restrictions. The letter states that in 2000 a ballot issue was approved by the voters of Dolores County allowing the County to obtain and spend excess funding each year, including grant monies.

This is a new requirement by DOLA for any grant applications.

Dolores County Senior Center/Community Center Issue

Commissioner Williams said we are looking at other options for this project since the Town of Dove Creek is not going to be helping with this project. He said we could apply for a loan which would be for about \$500,000 for construction costs. He said we are considering asking for a sales tax for the purpose of paying back this loan.

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Dan Fernandez, County Extension Agent is working on the grant package to DOLA. He said part of the grant information needs to state that we are going to do a ballot issue for a 1% County wide sales tax to help pay for this senior center/community center. Dan said we can make any number of addendums after the initial grant is sent in. If this doesn't pass, and also if 60, 61, & 101 are passed this will be a done deal.

There was much discussion on the wording for the ballot question.

Dennis Golbricht, County Attorney, said the statute says you can do sales taxes for capital improvements, and operating expenses.

They estimated annual income from the sales tax should be approximately \$100,000.00.

Commissioner Stowe said his feeling is, if we continue with the sales tax after the loan is paid off, it could help sustain this building.

Commissioner Williams asked if we can use this sales tax money after the loan is paid, to pay back the money that the county is putting in for this project. There was much discussion on this issue.

Dan said we are looking at an 8 to 12 year payback for the original loan. If we add another \$500,000 to that we will not be able to use any of the sales tax money for 20 years.

There was some discussion on doing a general sales tax instead of a special tax.

Dennis said there could be a way to do this, depending on the wording.

Commissioner Kibel asked about the foundations coming on board.

Judy Woods, County Intern, said the foundations prefer these projects be an intergovernmental cooperative project. Since the Town is not on board with us it makes it more difficult for foundations to want to give money.

Dan said the grant application to DOLA is due by the 1st of August.

Dennis wondered if we are counting the town out too soon. Commissioner Stowe told Dennis there have been three meetings with them. They asked for us to move the building to the Weber Park area, and we agreed. But at their last meeting they would not even vote on it.

Commissioner Kibel wanted a summary on the wording from Dennis: He started to word this and then said he would have to work on it.

Commissioner Williams said he is glad to see it go to the voters.

There was much discussion if the sales tax passes, and the 3 amendments pass, this project would be on hold, but could we continue collecting the sales tax until this project could be built.

Dan said right now all we are asking for is support for the grant, and the wording for this can be worked out later. The Commissioners agreed with that.

Dennis said we have to have a final version of the wording before the Commissioners vote to put it on the ballot.

The Commissioners asked Dennis to put together some wording for a sales tax referendum.

He said he would like their permission to ask other attorney's for advice.

They said certainly he could.

Dan said there will also have to be a pro/con statement included.

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Executive Session

Commissioner Williams made a motion to go into executive session to receive legal advice from council. Commissioner Stowe seconded the motion. All three Commissioners voted yes. Dennis Golbricht, County Attorney said Pursuant to CRS- 24-6-402b to obtain legal advice from council pertaining to the DCDC Business Park sales tax issue. No minutes will be taken. It began at 3:58P.M.

Commissioner Williams made a motion to come out of Executive Session. Commissioner Stowe seconded the motion. All three Commissioners voted yes. It ended at 4:13P.M.

The meeting was adjourned at 4:15P.M.

Chairperson of the Board of County Commissioners

LaRita Randolph

Clerk

Clerk to the Board of
County Commissioners