The board met in regular session on Monday September 12, 2016 at 9:08 A.M.

Present were:

Liane "Buffie" McFadyen, Chair
Sal Pace, County Commissioner
Terry Hart, County Commissioner
Greg Styduhar, County Attorney
Peggy Pleasant, Deputy Clerk

Patsy Cresswell: Led the Pledge of Allegiance.

The minutes for August 15 and 29, 2016 were approved.

Commissioner Pace: Moved to approve the minutes for August 15 and 29, 2016.
Commissioner Hart: Seconded the motion.
Commissioner McFadyen: Confirmed motion and second. Seeing no objection, that passes unanimously.

The Agenda for September 12, 2016 was approved.

Commissioner Hart: Moved to approve the Agenda for September 12, 2016.
Commissioner Pace: Seconded the motion.
Commissioner McFadyen: Confirmed motion and second. Seeing no objection, that passes unanimously.

NO PUBLIC COMMENTS

NO COMMISSIONERS COMMENTS

NO SPECIAL ISSUES OF PUBLIC INTEREST

NO PROCLAMATIONS

REPORTS

1. *Pueblo County Clerk & Recorder Fees Collected – July 2016*

Commissioner Pace: Moved to receive and file this Report.
Commissioner Hart: Seconded the motion.
Commissioner McFadyen: Confirmed motion and second. Seeing no objection, that passes unanimously.

2. *Pueblo County Monthly Investment Report – July 2016*

Commissioner Pace: Moved to receive and file this Report.
Commissioner Hart: Seconded the motion.
Commissioner McFadyen: Confirmed motion and second. Seeing no objection, that passes unanimously.

CONSENT AGENDA ITEMS

CONTRACTS/RESOLUTIONS

RESOLUTION NO. 16-217

THE BOARD OF COUNTY COMMISSIONERS
OF PUEBLO COUNTY, COLORADO

CANCELLING UNCOLLECTIBLE REAL ESTATE TAXES

WHEREAS, C.R.S. § 39-10-114(1)(a)(I)(A), provides that any taxes levied erroneously or illegally, whether due to erroneous valuation for assessment, irregularity in levying, clerical error, or overvaluation, the treasurer shall report the amount thereof to the board of county commissioners, which shall proceed to abate such taxes in a manner provided by law; and

WHEREAS, C.R.S. § 39-10-114(2)(b), provides that when any property has been stricken off to a county by virtue of a tax sale and there has been no transfer by the county of a certificate of purchase thereon, the taxes on such property may be determined to be uncollectible after a period of six (6) years from the date of becoming delinquent, and they may be cancelled by the board of county commissioners; and

WHEREAS, the Pueblo County Treasurer has submitted the attached list of real estate taxes totaling $10.65, which he has determined to be uncollectible pursuant to C.R.S. § 39-10-114(1)(a)(I)(A) and C.R.S. § 39-10-114(2)(b), and therefore requests this Board cancel such taxes; and

WHEREAS, this Board believes that it is in the best interests of the citizens of Pueblo County to cancel said taxes, thereby allowing the Pueblo County Treasurer to close the books on these taxes and eliminating the need to incur further administrative costs with respect to such taxes.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pueblo County, Colorado, that the uncollectible real estate taxes contained in the attached list, which list is incorporated herein by this reference, are hereby cancelled pursuant to C.R.S. § 39-10-114(1)(a)(I)(A) and C.R.S. § 39-10-114(2)(b), and that the Pueblo County Treasurer is hereby authorized and directed to add these cancelled real estate taxes to his record of uncollectible taxes and to include them in his report to the Property Tax Administrator pursuant to C.R.S. § 39-10-114(3).

PASSED AND ADOPTED this 12th day of September 2016, in Pueblo County, Colorado.

THE BOARD OF COUNTY COMMISSIONERS
OF PUEBLO COUNTY, COLORADO

By: _____
Liane "Buffie" McFadyen, Chair

ATTEST:

By: _____
Gilbert Ortiz, County Clerk

RESOLUTION NO. 16-218

THE BOARD OF COUNTY COMMISSIONERS
OF PUEBLO COUNTY, COLORADO

CANCELLING UNCOLLECTIBLE MOBILE HOME TAXES

WHEREAS, C.R.S. § 39-10-101(2)(b)(I) provides that the taxes for any period, together with interest thereon, shall not be assessed, nor shall any lien be filed or distraint warrant issued or suit for collection be instituted or any other action to collect the same be commenced, more than six (6) years after the date on which the tax was payable; and

WHEREAS, C.R.S. § 39-10-114(2)(a) provides that any taxes levied on personal property, including, but not limited to mobile homes, which are determined to be uncollectible after a period of one year after the date of their becoming delinquent, may be cancelled by the Board of County Commissioners; and

WHEREAS, the Treasurer has submitted the attached list of mobile home taxes totaling $308.90, which he has determined to be uncollectible because they have been destroyed or moved illegally or are uninhabitable, pursuant to C.R.S. § 39-10-114(2)(a).

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pueblo County, Colorado, that the uncollectible mobile home taxes contained in the attached list, which list is incorporated herein by this reference, are hereby cancelled pursuant to C.R.S. §§ 39-10-114(2)(a) and 39-10-101(2)(b)(I), and the Pueblo County Treasurer is hereby authorized and directed to add these cancelled personal property taxes to his record of uncollectible taxes and to include them in his report to the Property Tax Administrator, pursuant to C.R.S. § 39-10-114(3).

PASSED AND ADOPTED this 12th day of September 2016, in Pueblo County, Colorado.

THE BOARD OF COUNTY COMMISSIONERS
OF PUEBLO COUNTY, COLORADO

By: _____
Liane "Buffie" McFadyen, Chair

ATTEST:

By: _____
Gilbert Ortiz, County Clerk

ABATEMENTS

a. *Russell J. Dowling; Parcel No. 04-060-00-087; 2014 and 2015 Tax Years; 2014 Original Value: $18,718.00; 2014 Abated Value: $3,411.00; 2014 Abated Taxes: $266.48; 2015 Original Value: $19,015.00; Abated Value: $3,563.00; Abated Taxes: $279.36; Corrected error in first floor square footage.*
b. *Pablo C. Mora; Parcel No. 04-183-14-006; 2015 Tax Year; Original Value: $8,142.00; Abated Value: $1,455.00; Abated Taxes: $129.90; 2016 Protest review; adjust to market. Adjust base year value to same as protest year.*
c. *Lynn J. Nickel aka Lynn J. Steffens; Parcel No. 06-072-05-009; 2015 Tax Year; Original Value: $6,525.00; Abated Value: $1,015.00; Abated Taxes: $99.72; Land reviewed and adjusted to comparable lots in tract.*

d. *Ricardo C. & Cheryl A. Gonzales; Parcel No. 13-060-20-002; 2015 Tax Year; Original Value: $32,272.00; Abated Value: $4,014.00; Abated Taxes: $412.12; Corrected value for 2016 protest per comparable sales.*
e. *S J P, LLC; Parcel No. 05-254-55-001; 2015 Tax Year; Original Value: $336,596.00; Abated Value: $55,439.00; Abated Taxes: $4,949.36; State lease of 15% was accounted for in 2015 values, but County lease of 14% was not. Total should have been 29% for 2015.*
f. *Flower Aviation; Parcel No. 03-300-21-040; 2015 Tax Year; Original Value: $47,565.00; Abated Value: $47,565.00; Abated Taxes: $4,472.88; Lease expired. Parcel was owned by City of Pueblo and should have been exempt.*
g. *Flower Aviation; Parcel No. 04-250-04-018; 2015 Tax Year; Original Value: $97,423.00; Abated Value: $97,423.00; Abated Taxes: $9,161.38; Lease expired. Parcel was owned by City of Pueblo and should have been exempt.*
h. *Colorado Bluesky Enterprises, Inc.; Parcel No. 13-060-00-085; 2014 and 2015 Tax Years; 2014 Original Value: $21,933.00; 2014 Abated Value: $14,361.00; Abated Taxes: $1,470.50; 2015 Original Value: $28,055.00; 2015; Abated Value: $28,055.00; 2015 Abated Taxes: $2,880.46; Exemption granted per Division of Property Taxation, effective May 7, 2014. Taxable 126 days in 2014, fully exempt for 2015.*
i. *SGFCO LLC; Parcel No. 91-000-00-087; 2014 and 2015 Tax Years; 2014 Original Value: $26,301.00; 2014 Abated Value: $6,318.00; 2014 Abated Taxes: $487.66; 2015 Original Value: $27,625.00; 2015 Original Value: $27,625.00; 2015 Abated Value: $13,647.00; 2015 Abated Taxes: $1,057.14; Two outbuildings were destroyed by weather on July 7, 2014.*
j. *West Cost Peddlers c/o Gary Furbee; Parcel No. 78-000-10-480; 2015 Tax Year; Original Value: $340.00; Abated Value: $340.00; Abated Taxes: $30.36; Vendor did not attend the 2015 Colorado State Fair.*
k. *Kansas City Catholic Network, Inc.; Parcel No. 05-330-00-018; 2014 and 2015 Tax Years 2014 Original Value: $600.00; 2014 Abated Value: $600.00; 2014 Abated Taxes: $44.30; 2015 Original Value: $600.00; 2015 Abated Value: $600.00; 2015 Abated Taxes: $44.20; Exemption granted per the Division of Property Taxation, effective January 1, 2014. File No. 51-01619-01.*
l. *American Towers Corp.; Parcel No. 14,001; 2015 Tax Year; Original Value: $23,767.00; Abated Value: $23,767.00; Abated Taxes: $1,714.56; The parcel was double assessed with parcel 436,200.*
m. *David F. & Marie O. Smith; Parcel No. 05-223-04-012; 2014 and 2015 Tax Years; 2014 Original Value: $3,879.00; 2014 Abated Value: $2,236.00; 2014 Abated Taxes: $200.02; 2015 Original Value: $3,945.00; 2015 Abated Value: $2,302.00; 2015 Abated Taxes: $205.52; After review, building needs to be adjusted back for 2014 and 2015 values. Very poor condition.*
n. *Peak Evangelical Free Church c/o Craig Chambers; Parcel No. 06-114-11-012; 2015 Tax Year; Original Value: $68,310.00; Abated Value: $32,003.00; Abated Taxes: $3,144.04; Exemption granted per the Division of Property Taxation, effective July 14, 2015. File No. 51-01620-01; Taxable 194 days.*

TOTAL ABATED VALUE: $ 338,114.00
TOTAL ABATED TAXES: $ 31,049.96

Greg Styduhar: Noted that Abatements were approved at the September 7th BOCC meeting with incorrect total and above are the corrected amounts.
Commissioner Hart: Moved to approve the Consent Agenda.
Commissioner Pace: Seconded the motion.
Commissioner McFadyen: Confirmed motion and second. Seeing no objection, that passes unanimously.

NO WARRANT CANCELLATIONS

REGULAR AGENDA ITEMS

NO CONTRACTS/RESOLUTIONS

NO ORDINANCES

NO OTHER ISSUES

The next meeting will be Wednesday September 14, 2016.

Attest: _____
Pueblo County Clerk and Recorder

By: _____