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YEAR 134

THE OFFICIAL NEWSPAPER OF RIDGWAY, OURAY AND OURAY COUNTY, COLORADO

NO. 11

AUG. 12-18, 2011



Greg Foy of Ouray descends a waterfall in Portland Creek Canyon just outside of downtown Ouray. It is a route he knows well, as one of the adventurous locals in town who has been bit by the canyoning bug. Foy will be participating in the upcoming Ouray Canyon Festival which kicks off this weekend, by offering free guided tours of Portland Creek Canyon to locals throughout this weekend. Wetsuit and nerves of steel required. See story, p. B1.

Plaindealer photo by Samantha Wright

EDUCATION

Think on CSAP

By SAMANTHA WRIGHT
samantha@ouraynews.com

While it remains to be seen whether Ouray and Ridgway School Districts will once again win Accreditation with Distinction from the Colorado Department of Education as they did last year, standardized 2011 test scores of Colorado students released last week show that both of Ouray County's school districts were among the 40 percent in Colorado which made "AYP" (Adequate Yearly Progress).

This is a measure of a school's compliance with the federal No Child Left Behind Act, which requires all students to be proficient or advanced in their core areas of study by the year 2014.

About 485,000 students across the state took the Colorado Student Assessment Program tests in April 2011. The tests cover math, reading, writing and science. It was a lackluster year in general, regarding CSAP scores, for school districts across the state.

Not so for Ridgway School District, where students scored proficient or advanced in larger numbers than the state average in every subject. The largest changes between last year and this year were improvements in writing scores among sixth and ninth graders and math scores among seventh graders, and declines in the writing scores of third and 10th graders as well as math scores of third and eighth graders.

Especially strong scores showed up in fourth grade math, where the percentage of students testing at proficient to advanced levels over the past three years has been 100 percent, 83 percent, and 96 percent proficient respectively.

"Overall, the results are very positive," said Ridgway School District superintendent Cheryl Gomez this week. "We want to celebrate and recognize the hard work of our talented faculty and students to achieve so well on these tests. At the same time, we still have work to do: we still have students who are struggling to become proficient in these core subject areas."

Historically, Gomez said, Ridgway students have met or exceeded the state average for percentage of students who are proficient or advanced in almost every grade level and subject area tested.

"Because our students collectively perform well, the growth gains needed to maintain our state ranking becomes all the more challenging," Gomez said. "We have areas that need our attention and care."

In Ouray, low scores showed up in a few areas. Third grade reading and 10th grade math, for example, were both only roughly 40 percent proficient and slightly below the state average, reflecting similar low points at Ridgway school which scored in the 50s in these two categories. There were also surprising dips in eighth grade reading and writing in Ouray, where students were applauded just a year ago for earning the rare status of "100 percent proficient" in both areas.

Ouray School Superintendent Scott Pankow was philosophical about the newly

DISTRICT SCORES

For complete CSAP results see our website at ouraynews.com

CSAP A10

OURAY COUNTY

Tires teetering on the edge

By JESSI MARLATT
jessi@ouraynews.com

The origin of the tires that flowed into the Uncompahgre River on July 26 is currently under investigation.

The Ouray County Sheriff's Department conducted a flyby on Aug. 9 and found what appeared to be an illegal landfill on private land. The Sheriff's Department was unable to take any aerial photos, but Deputy Shane Schmalz reported that some tires are buried

and more are teetering close to the river's edge.

According to County Commissioner Lynn Padgett, "There were reports of a truck from a Montrose tire company heading up Cow Creek Road with another load of tires on Saturday, Aug. 6."

Padgett said, "They could be going to the same dump. Or there might be other dump sites up there."

TIRES A2

CITY OF OURAY

Few so far in council contest

By SAMANTHA WRIGHT
samantha@ouraynews.com

Ouray Mayor Bob Risch, elected in November 2008, is seeking a third two-year mayoral term. He made his bid official last Wednesday, Aug. 3, by taking out a petition at the Ouray City Hall. As of press time this week, no other candidates have entered the mayoral contest, which will be on the ballot this November.

Nor have any candidates taken out petitions for two four-year city council positions, which will also be up for vote. One of those positions is currently being filled by interim Councilman Sandy Stuller, who was appointed to serve the remaining half-year of former councilman Betty Wolfe's four-year term when Wolfe resigned in May 2011. Stuller made it clear from the time of her appointment that she does not intend to

ELECTIONS A5

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TOWN OF RIDGWAY

Motion carried in 3-2 vote for weekly curbside recycling

By JESSI MARLATT
jessi@ouraynews.com

The Ridgway Town Council voted to increase the town recycling pickup from biweekly to weekly at the regular meeting on Wednesday, Aug. 10.

Members of the community were present with concerns that the recycling is already picked up too often with the current biweekly visits from S.U.N.R.I.S.E. Inc., the Illium-based recycling company. Other members of the community stated concerns of the increase in cost, the extra trips, wasted fuel and overages in their neighbors' blue bins.

A resident of Vista Terrace was concerned because only

a third of his neighbors put out biweekly recycling; he couldn't understand the need for more days.

Jonathan Greenspan, owner of S.U.N.R.I.S.E., explained that the current system requires multiple trips by the recycling truck and the last load is rarely full. With weekly recycling, people will remember to put out, and the trucks would be full when leaving town.

Councillor Eric Johnson stated, "In order to benefit the entire community we need to spread the cost among everyone."

The price of recycling on monthly bills will increase for all community members. "To me, it is worth the \$2.50 to promote recycling on the planet. The community members

I spoke to were in favor of weekly recycling," said Councillor Jim Kavanaugh.

Mayor Pro Tem John Clark said, "We are talking about \$30 a year but that is too much for some."

Councillor Ellen Hunter agreed that roughly \$2.50 was worth having recycling for the town. "But we need to increase education. There are so many things that can be recycled now that we couldn't recycle before, like flat board. There are so many people that don't know you can recycle cereal and cracker boxes."

Greenspan offered an education program for the community about what S.U.N.R.I.S.E. can recycle. The date for this has yet to be determined.

TIRES Investigation of tires origin underway

FROM A1

The reports of tire trucks heading up Cow Creek are nothing new. According to Padgett these reports have been coming in for years. Padgett contacted the state about the issue and found, "the state said it was a federal issue, but the federal government said it was an issue for local police."

The Ouray County Sheriff's Department has not filed charges yet.

Sheriff Junior Mattivi said, "We would like to go right up the ladder because the higher we go, the more teeth we have." If local charges are filed, then this is a local issue, but if the state is involved there will be state charges filed as well."

Barbara Sharrow of the Bureau of Land Management said, "We

have had problems with people dumping tires on public land, but never anything this big."

According to Joe Lewandowski with the Department of Wildlife, there are "hundreds of tires in the Billy Creek State Wildlife Reserve. Eventually we will want to clean the tires up off the state land portion." Those tires are on Cow Creek, Billy Creek, the Uncompahgre, as well as in many smaller streams. There has not been a cleanup plan drafted for this area yet.

"We are assisting the county anyway we can with the investigation," said Lewandowski.

According to the Colorado Department of Public Health and Environment (CDPHE) waste tires website, Section 10 of the Solid Waste Regulations covers waste

tire facilities and waste tire haulers. Any company hauling more than 10 waste tires must register with the state. There is only one registered tire hauler in Montrose.

According to Section 10, all transportation of waste tires must go to a registered waste tire collection facility, a waste tire monofill, an end user of waste tires, a waste tire processing facility, a beneficial user of waste tires that has been approved by CDPHE or a municipal or privately owned solid waste landfill site in compliance with Section 16.3.

"The disposal of tires is a big expense," said Tom King, owner of Sunset Automotive, "I play by the rules and wish other people would play by the rules too."

"If the tire company is collect-

ing fees for recycling or disposal and they are being dumped on private land, that money is going into someone's pocket," said Padgett.

The issue of tires in the river was brought up at the Tri-County Commissioners' meeting on Aug. 8 at the Ouray County 4-H Event Center, as well as at the BOCC meeting on Aug 9.

"How horrendous would it be if the tires were ignited by a lightning strike? How expensive would it be to put out?" asked Padgett at the Tri-County meeting.

According to Ben Tisdell, Chair of the Board of Directors of Friends of the River Uncompahgre (FORU), their organization pushes to have the river recognized as an asset rather than treated like an industrial wasteland. The mission

of FORU is to "preserve, protect and enhance the river corridor."

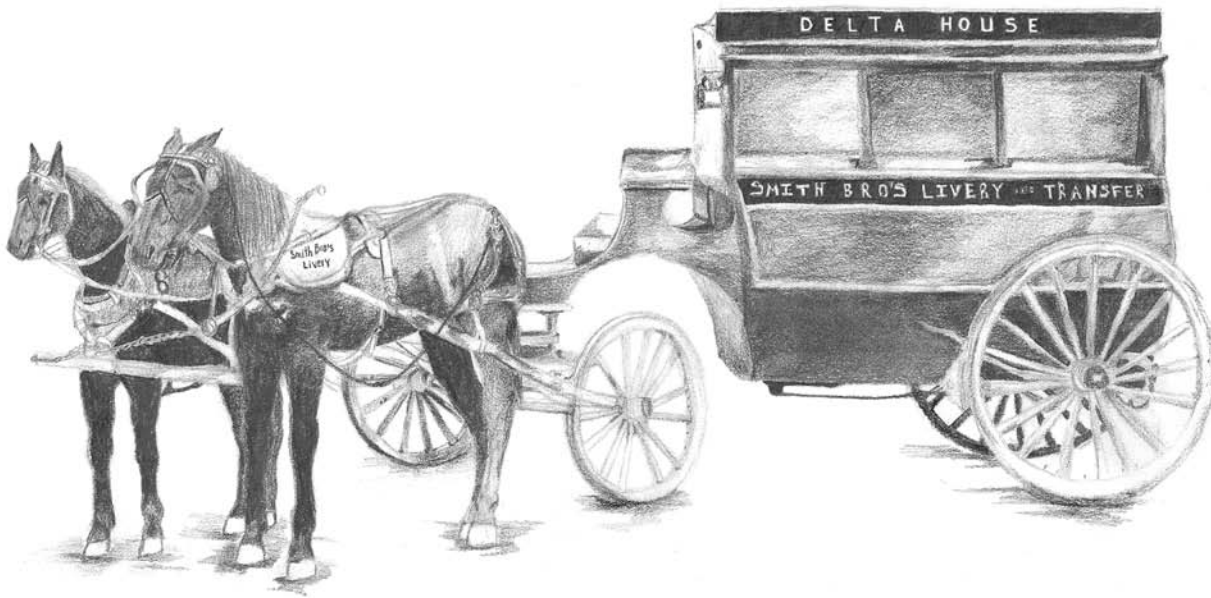
Tisdell said, "We will do what we can to encourage that the tires are cleaned up and continue to advocate for a clean and beautiful river corridor." He added that FORU may be able to provide volunteers to help with the cleanup effort.

Jeff Emmons of the Solid Waste Unit of the State of Colorado said, "The Ouray County Sheriff's Department is trying to gain voluntary access to the property we think the tires are coming from, and I am trying to gain involuntary access, but the legal side of things might take a little longer."

Emmons is inspector for the area's Solid Waste Unit of CDPHE.

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COUNTY COMMISSIONERS

Redistricting lines will set proportions evenly

By JESSI MARLATT
jessi@ouraynews.com

The Board of County Commissioners fielded redistricting questions from the public on Aug. 9 at the Ouray County 4-H Event Center. Four members of the public were in attendance.

For the past eight years, the BOCC has felt that the current districts misrepresent the population distribution within Ouray County, but the boundaries can be redrawn only in the year after a census.

Michelle Nauer, Ouray County Clerk and Recorder, said, "The new lines will be easier for voters to understand." The current boundaries run along the rivers, while the proposed boundaries will follow roads. Another change that will come if the proposed new districts are accepted is that the towns of Ridgway and Ouray will no longer be split down the middle, and the North End will be its own district.

This means there can be only one commissioner from the Ouray area, one from

Ridgway area and one from the North End (Log Hill and Colona). In the past, there have been elections in which two people from Ridgway were elected or two from Ouray. The new divisions will eliminate this possibility.

According to Heidi Albritton, District 3 County Commissioner and board chair, the new numbers will even out the populations.

If accepted, the new districts will not affect voters, only potential candidates. "The only meaning they truly have is who is eligible to run for an electoral office," explained Albritton.

Each district will have less than one percent population difference from the others.

Digital maps of the proposed and current boundaries, as well as legal descriptions of the districts, are available on the Ouray County website.

No decision was made regarding redistricting and the public hearing was left open until the Aug. 23 regular board meeting, when the public is invited to attend with questions and concerns. All inquiries before the next hearing should be directed to Linda Munson-Haley, Clerk of the Board at (970) 325-7320 or emailed to lmhaley@ouraycountyco.gov.

BOCC questions Sheriff about response to tires

By BEECHER THREATT
beacher@ouraynews.com

The Board of County Commissioners' meeting had barely started when Sheriff Junior Mattivi and Road and Bridge Supervisor Chris Miller reported to the board on the tire situation in two creeks and the Uncompahgre River. The matter was not on the board's agenda but was taken up during the regular Call to the Public.

The Ouray County Plaindealer reported last week that hundreds of tires were floating or mired in Cow Creek, but at that time the source was unknown. Mattivi reported that he was pretty certain what property the tires washed down

from during a July 26 flash flood.

A flyover Tuesday morning revealed thousands of tires on the property and activity that appeared to be tires being buried. The property is located above Burro Creek and Cow Creek. "It's been going on for quite some time without anyone's knowledge," Mattivi said.

Mattivi said estimates are that about 1,000 tires washed into the two creeks and the river, possibly reaching Lake Powell.

He speculated the tires were coming from one or more automotive businesses in Montrose.

Under questioning from the board as to action he had taken in response to the tires, Mattivi said he was working

with the Department of Wildlife, but "I don't know if the county has an ordinance against it."

Mattivi's comments did not sit well with Commission Chair Heidi Albritton and Commissioner Lynn Padgett. "Isn't this criminal?" Albritton asked. "I don't even have words I'm so mad right now."

Padgett told Mattivi the county has regulations regarding landfills and a specific state law regulates dumping of tires. She asked if Mattivi had contacted the state Department of Health, specifically the inspector for this area. She immediately forwarded the "waste tires" website and the name to Mattivi's email. The website is cdphe.state.co.us/hm/wastetires/index.htm, and the compliance assurance contact is Jeff Emmons. Mattivi said he would follow up with Emmons.

"These are petroleum products that are highly flammable," said Padgett. She said the cost to the county of controlling a fire would be extremely high.

Albritton and Padgett also were not encouraged by Mattivi's statement that volunteers from Sleepy Indian Ranch, downstream from the tire property, were cleaning up the creeks. They told him the cleanup would take more than volunteer action, the property owner should be cited and state officials should be brought in. Commissioner Mike Fedel commented, "There are lots of unanswered questions."

LEGAL NOTICES

Legal Notice No. 1340527

CITY OF OURAY EXPENDITURES: July, 2011

Adams, Heather	Net Pay 7/1, 7/15, 7/29	1,359.37
Arrington, Donette E.	Net Pay 7/1, 7/15, 7/29	3,259.92
Bain, James	Net Pay 7/1, 7/15, 7/29	953.05
Barr, Deb	Net Pay 7/1, 7/15, 7/29	1,676.03
Benke, Tyler	Net Pay 7/1, 7/15, 7/29	1,469.31
Bledsoe, Marcella	Net Pay 7/1, 7/15, 7/29	818.03
Brendle, Charles A.	Net Pay 7/1, 7/15, 7/29	1,140.18
Briggs, Kathryn A.	Net Pay 7/1, 7/15, 7/29	3,284.27
Castle, Donald	Net Pay 7/1, 7/15, 7/29	3,926.16
Castle, Paul M.	Net Pay 7/1, 7/15, 7/29	2,867.05
Charles, Kendra	Net Pay 7/1, 7/15, 7/29	2,040.75
Crandall, Justin	Net Pay 7/1, 7/15, 7/29	3,031.23
Deger, Carla L.	Net Pay 7/1, 7/15, 7/29	1,100.35
Doone, Mary Emily	Net Pay 7/1, 7/15, 7/29	1,313.86
Elmont, Kathryn H.	Net Pay 7/1, 7/15, 7/29	4,905.41
Evarts, Lauren	Net Pay 7/15, 7/29	1,104.77
Fedel, Frank M.	Net Pay 7/1, 7/15, 7/29	1,281.33
Ferguson, John F.	Net Pay 7/15	188.70
Ferguson, Vivian	Net Pay 7/1, 7/15, 7/29	785.15
Fossey, Daniel P.	Net Pay 7/1, 7/15, 7/29	5,134.42
Franz, Naomi	Net Pay 7/1, 7/15, 7/29	598.82
Fritz, Rebecca S.	Net Pay 7/1, 7/15, 7/29	4,614.24
Gardner Jr., Corwin	Net Pay 7/15, 7/29	697.61
Hales, Peter	Net Pay 7/1	419.07
Hansen, Christine E.	Net Pay 7/1, 7/15, 7/29	1,480.98
Hansen, Gary	Net Pay 7/15	188.70
Hodge, Rodney F.	Net Pay 7/1, 7/15, 7/29	2,931.17
Hollenbeck, Hannah	Net Pay 7/1, 7/15, 7/29	1,733.32
Holmes, Jane E.	Net Pay 7/15	183.98
Irvine, Paul	Net Pay 7/1, 7/15, 7/29	1,803.12
Jacobson, Wendy G.	Net Pay 7/1, 7/15, 7/29	1,103.12
Johnson, Mark E.	Net Pay 7/1, 7/15, 7/29	2,143.91
Kavanaugh, Thomas E.	Net Pay 7/1, 7/15, 7/29	3,616.13
King, William	Net Pay 7/1, 7/15, 7/29	1,527.39
Kunz, Adam	Net Pay 7/1, 7/15	699.96
Lance, Nancy D.	Net Pay 7/1, 7/15, 7/29	1,263.06
Masker, Samantha A.	Net Pay 7/1, 7/15, 7/29	734.83
McCullough, Daniel R.	Net Pay 7/1, 7/15, 7/29	1,717.44
McCullough, Matthew	Net Pay 7/1, 7/15, 7/29	1,544.58
Meinders, Amanda	Net Pay 7/1, 7/15, 7/29	1,119.46
Miller, Robert	Net Pay 7/1, 7/15, 7/29	2,848.90
Moyer, Dennis D.	Net Pay 7/1, 7/15, 7/29	1,386.17
Noll, Rick S.	Net Pay 7/1, 7/15, 7/29	5,263.30
Olin, Mitchell E.	Net Pay 7/1, 7/15, 7/29	1,559.42
Pasek, Kentee	Net Pay 7/1, 7/15, 7/29	189.06
Pike, Christopher	Net Pay 7/1, 7/15, 7/29	689.79
Rasmusson II, Leo V.	Net Pay 7/1, 7/15, 7/29	4,937.67
Reigan, Garrett R.D.	Net Pay 7/1, 7/15, 7/29	1,558.14
Richards, R. Douglas	Net Pay 7/1, 7/15, 7/29	1,550.83
Rilling, Chad	Net Pay 7/1, 7/15, 7/29	3,152.74
Risch, Robert E.	Net Pay 7/15	414.37
Rondinelli, Patrick M.	Net Pay 7/1, 7/15, 7/29	7,141.63
Rueschhoff, Torey	Net Pay 7/15, 7/29	474.51
Schmidt, Anthony J.	Net Pay 7/1, 7/15, 7/29	4,055.08
Schroeder, Scott M.	Net Pay 7/1, 7/15, 7/29	3,395.94
Spaar, Sherry	Net Pay 7/15, 7/29	678.54
Stovicek, Sarah T.	Net Pay 7/1, 7/15, 7/29	1,626.02
Stuller, Sandra	Net Pay 7/15	170.78
Van Dijk, Britta M.	Net Pay 7/1, 7/15, 7/29	1,978.36
Webb, Felicia	Net Pay 7/1, 7/15, 7/29	1,886.41
West, Mitchell	Net Pay 7/1, 7/15, 7/29	1,602.86
Westfall, David S.	Net Pay 7/15	183.98
Williams, Christopher	Net Pay 7/15, 7/29	652.13
Williams, Clark	Net Pay 7/1, 7/15, 7/29	2,619.68
Williams, Eric	Net Pay 7/1, 7/15, 7/29	2,529.11
Williams, Glynn	Net Pay 7/1, 7/15, 7/29	316.50
Witherspoon, George	Net Pay 7/1, 7/15, 7/29	5,599.10
Wolfe, Fredrick C.	Net Pay 7/1, 7/15, 7/29	4,443.30
Wurst, Connie L.	Net Pay 7/1, 7/15, 7/29	2,820.99
Zimmerman, Blake	Net Pay 7/1, 7/15, 7/29	1,433.71
Zimmerman, Clay	Net Pay 7/1, 7/15, 7/29	880.83
Citizens State Bank	Federal PR taxes	37,885.33
Colo. State Treasurer	State PR taxes	5,165.00
Payroll Dept, The	State Unemployment Taxes	528.38
Payroll Dept, The	Processing fees	935.42
CCOERA	Pension	8,408.07
P. Scott Lowery P.C.	Garnishment	1,144.29
AFLAC	Supplemental Insurance	1,959.07

Alpine Bank	Due to Flex Plan	13,724.88
Alpine Lumber Co.	City Shop, Parks Materials	584.80
Alsco	CC/City Hall Mats/Cleaning	59.77
Arrington, Donette	Red Cross Class - Reimb.	104.00
Avalanche Graphics	Poster - Rotary Ice Rink	99.80
Basin Nursery & Garden	Plants & Flowers	3,691.40
Blackfords Welding	Equip. Rental, Vehicle Repair	1,662.95
California Contractors	Safety Expense	220.06
Canvas Products	Pool Facilities Maintenance	195.00
Canyon Cleaners	Comm. Center Laundry	105.00
Central Distributing	Cleaning Supplies	2,333.28
CIRSA	Workers' Comp. Coverage	21,463.25
CIRSA	Property/Casualty Coverage	12,530.25
Citizen's State Bank	VISA Payment	4,982.65
CO Dept. of Revenue	2nd Quarter Sales Tax	637.00
Colton Truck Supply	Vehicle Repair & Maintenance	324.88
Confident	Dental & Vision Insurance	1,717.30
Creations by Ja-Mel	PD Uniforms	164.97
Daily Sentinel	RFPs - Water Tank, Rotary	147.17
Flex One	Service/Admin. Fees	60.00
FSH Communications	Pay Phone Service	140.00
George T. Sanders Co.	Pool Supplies	82.52
Globe Pequot Press	Box Canon Concessions	132.92
Grand Junction Pipe	Distribution System Supplies	2,683.82
Hartman Brothers Inc.	City Shop Expense	129.50
Highline Automation	Elec. Engineering - Micro-Hydro.	1,833.83
Hinkson Development	City Shop Expense	200.00
James, Denise F.	Swim Team Expense	5,348.85
Jay-Max Sales	Vehicle Maint. & Repair	99.00
John Deere Financial	Parks Maintenance Supplies	714.12
Jossi, Dick	Beautification Flowers - Reimb.	594.35
Kansas City Life	GTL & LTD Insurance	840.69
Kersen Electric	Electrical Work - pumps	243.84
Masters Law Firm LLC	Legal Fees	11,670.00
MCC Drug & Alcohol	Testing - Pool, PW	753.00
McCord, Cindy	Beautification Flowers - Reimb.	84.25
McMillon Engineering	Engineering - Rotary Park	1,485.00
Megahee, Victoria	Swimming Lesson Ref.	40.00
Montrose Cnty. Sheriff Fire Dept.	Dispatch Services	1,771.00
Montrose Ford Nissan	Vehicle Repair & Maintenance	265.94
Montrose Memorial Hosp.	Police Dept. Expenses	20.00
Mountain Medical	Fire Dept. Physicals	320.00
Moyer, Dennis	Building Inspector Mileage	30.60
Mr. Lock	City Hall Door Locks	22.80
Munro Supply, Inc.	Parks Maintenance Supplies	501.77
New Community Coalition	GHG Inventory contribution	1,000.00
OCRA	May Lodging Activity	8,688.89
Office Depot	Office Supplies	204.02
Olathe True Value	Vehicle Repair, Parks Maint.	568.62
Ouray Hardware & Merc.	Vehicle / BC Maintenance	1,966.60
Ouraynet Inc.	Network Access & Service	131.25
Pepsi Cola Box Canon	Concessions	272.25
Pioneer Sand Co. Inc.	Parks Maintenance Supplies	1,170.00
Qualification Targets	Police Shooting Targets	72.87
Qwest	Telephone/T-1 Line Charges	486.81
Randall Industries	Chemicals	3,917.00
Respond First Aid	Safety/First Aid Supplies	122.15
Ridgway Hardware	Supplies-Parks/Fire Dept./PW	702.08
Rocky Mtn. Health Plan	Health Plan Premium	17,828.24
Rocky Mtn. Scenics	Box Canon Concessions	1,032.45
Russell Planning & Engrg.	Engineering Svcs. - Ouray Vista	1,000.00
Sako Excavation	Distribution System Supplies	297.50
San Juan Motors Inc.	Vehicle Repair & Maintenance	1,148.38
San Miguel Power Assoc.	Electric Utilities	6,862.65
Sani Serv	Sanitation - Rotary Pk.	29.28
Scott's Printing	Pool Passes	99.31
Schmueser Gordon Meyer	Engineering Services-water tank	25,635.00
Smith, Rachel	Refund Comm. Center Deposit	250.00
Snap-On Tools	City Shop Expense	489.95
Sprint	Long Distance Phone Service	48.20
UNCC	RTL Transmissions	40.25
USABlueBook	City Shop Exp., Pool Supplies	365.87
Verizon Wireless	Cell Phone Charges	657.82
Waste Management	Residential Trash & Recycle	11,611.60
William B. Love Appraisals	Ice Park Appraisal	3,500.00
Wired Computer Consult.	Computer Support	470.00
Zep Sales & Service	Vehicle Oil & Gas	895.67

Total 382,206.56

Published:Ouray County Plaindealer: August 12, 2011

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