

YUMA COUNTY COMMISSIONERS

December 13, 2016

Minutes¹

On December 13, 2016 at 8:00 a.m., the Yuma County Board of Commissioners met in regular session. Chairman Robin Wiley, Commissioner Dean Wingfield, Commissioner Trent Bushner, and Administrator Kara Hoover were present throughout the day.

The Commissioners reviewed and signed accounts payable and discussed various meetings attended through the first half of the month.

Liquor License

Nancy Wright presented a Liquor License Renewal Application for Route 36 LLC, dba The Grainery in Idalia. **Commissioner Bushner moved to approve the Liquor License Application for Route 36, LLC, dba The Grainery, 26681 US Hwy 36, Idalia, Colorado. Commissioner Wingfield seconded, Chairman Wiley abstained. The motion passed.**

Department of Human Services

The Board of County Commissioners convened as the Board of Social Services at 8:29 a.m. Human Services Director Phyllis Williams, Eligibility Supervisor Grant Smith, Child Welfare Supervisor Hollie Hillman, Receptionist Robin Barnhart were present. Detailed minutes from this meeting are maintained by the Department of Human Services.

The Board of County Commissioners reconvened at 8:52 a.m.

Road and Bridge

Supervisor J.R. Colden called was present to provide the following updates.

Current Projects

- *County Road PP.5* – Colden reported that crews have been working on County Road PP.5. He shared that they are hauling from the Weis pit and said that it is a long haul, so the roadwork may take a long time.
- *County Road O to QQ* – Colden said crews will begin work on County Roads O to County Road QQ next.
- *County Road H* – Colden relayed that he received word that Ritchey's concrete is planning to haul 50 + loads of concrete up County Road H. He said that Road and Bridge crews will pay close attention to this road to make sure the road holds up to this added traffic.
- *Pickup* – JR presented bids on a new pickup from Bonanza Ford and Korf Continental to be used by Reclamation, Mining, and Safety Coordinator Don Marr. **Commissioner Wingfield moved to purchase a 2017 F-150, extended cab from Bonanza Ford for \$32,551.28, paying from 02-701-8940. Commissioner Bushner seconded; the motion passed by unanimous vote.**
- *Inventory* – Colden reported that a new inventory process is underway. He has had his staff go through each item and believes he has a true accounting of inventory. He is concerned because the actual amount of inventory is less compared to what has been represented in prior audits. He believes that the discrepancy arises when a part or supply was used and not charged out.

¹ Minutes prepared by Kara Hoover are a summary of discussions, not a verbatim account.



- *HUTF Worksheet* -- JR presented the HUTF Mileage Certification for 12-31-2016. **Commissioner Bushner moved to approve and sign the Colorado Department of Transportation Highway Users Tax Fund 12-31-2016 Mileage Certification. Commissioner Wingfield seconded. The motion passed by unanimous vote.**
- *Staffing* -- JR said that he is currently running an ad for a mechanic in the shop. He said that he would like to make some changes in the shop where his staff can make more of the daily repairs instead of taking them to outside sources.
- *Exploration permits* -- JR mentioned that all of the exploration pits have been released from the State.
- *Abarr / Idalia House Carpet* -- JR said that the basement of the Abarr house needs carpet because the family that is moving into the house will utilize the basement as well. The Idalia house needs new flooring throughout. He presented bids for installation and believes the cost of carpet will be approximately \$15 per square foot for carpet and \$4 per square foot for pad. Colden estimates the total cost of carpet with installation in the Abarr house of approximately \$2,500 and the Idalia house of \$3,200. **Commissioner Bushner moved to approve the purchase of flooring and installation for the Abarr house, not to exceed \$2,500 and the Idalia house not to exceed \$3,200. Commissioner Wingfield seconded. The motion passed by unanimous vote.**
- *CDOT Railroad Crossings - CR L* -- Commissioner Bushner noted that the crossing arms at County Road L have been installed. To date the other crossings have not been completed.
- *Underground and Utility Permits*- Colden presented an Underground and Utility Permits for Rodney Salvador, Century Link, and Brett Rutledge.
Commissioner Wingfield moved and Commissioner Bushner seconded to approve the Underground and Utility Permits for:
 - **Rodney Salvador to install a water line under County Road 58, ½ mile between County Roads U and V.**
 - **Century Link to install a 48 fiber line along County Road 41 an under County Road C.**
 - **Brett Rutledge to install a 3" water line trenching across County Road 28 at County Road J.****The motion unanimously passed.**

Sheriff

Sheriff Chad Day, Undersheriff Adam Wills, Jail Sergeant Joe Wells, and Eckley Town Council Member John (Jay) Owens were present to discuss the following:

- *Auction* -- Sheriff Day relayed that the auction, held on December 10, 2016 at Schaffner's went very well. County vehicles sold well. The Command Van brought \$2,600, which had a \$1,000 minimum, the Dodge Charger brought \$4,500, which had a \$4,000 minimum, and the Courthouse Generator brought \$675. Day said Sheriff's Office equipment, trailers, and vehicles also sold well.
- *Salary Authorizations* -- Day presented Salary Authorizations to reflect the reorganization of divisions in the agency, the completion of training or additional duties assigned, for Suzan Weed, CJ Fell, Paul McDaniel, Levi Witte, Robert Covill and a transfer position for Jacob Weaver.
Commissioner Wingfield moved to approve the Salary Authorizations for:
 - **Suzan Weed move to an Administrative G1/S1, effective December 1, 2016,**
 - **CJ Fell to a Patrol Division G2/S4, effective December 1, 2016,**



- Paul McDaniel promotion, POST certification to a Detention Deputy I, Detention Division G1/S4, effective December 10, 2016,
- Levi Witte to a Detention Deputy II, Detention Division G2/S2, effective December 1, 2016,
- Robert Covill, Detention Deputy I, Detention Division G1/S5, effective December 1, 2016, and,
- Jacob Weaver transfer to a Detention Deputy I, Detention Division G1/S2, effective December 16, 2016.

Commissioner Bushner seconded the motion; which passed by unanimous vote.

- *DOC Inmates* – Day shared that to date the Yuma County Jail has housed several El Paso County Department of Corrections' Inmates and are billing over \$21,000. He says housing the inmates has been good and keeps staff busy.
- *2016 Budget Amendments* -- Sheriff Day discussed the 2016 Sheriff budget that will be over budget. He discussed his Jail budget that appears will be under budget. Day requested the Commissioners allow him to move funding around to cover the overages; the Commissioners explained that this cannot be done and cautioned Sheriff Day to make a good faith effort to stay within the approved budget. Day said he certainly will do that and in fact has made it known that spending is to be kept to a minimum for the rest of the year.
- *Camera System Estimates* – Sergeant Wells presented cost estimates from DigaNET, DBA, and KUBL Group to replace the current camera system and DVR, install additional cameras in and outside the courthouse, and replace the system control panel and locks. The Jail has been functioning with loaner cameras and a DVR since the system failed on Thanksgiving Day, with a rental cost of approximately \$100 a day. Wells stated that the estimates were difficult to compare because each company provides different options. The Commissioners reviewed the estimates and asked Wells to do a bit more research. The Commissioners relayed that some funding would be made available in the 2017 budget.
- *Town of Eckley Contract* -- Day relayed that he has had a request from the Town of Eckley to reduce the fees charged for law enforcement provided by the Sheriff's Office. Council member Jay Owens shared that the budget shortfall that the town is experiencing is making funding very tight. He believes this will be an on-going issue. Previously the charge had been \$400 a month, the town is requesting a reduction back to the 2013 rate of \$200 a month. **Commissioner Bushner moved to reduce the Law Enforcement rate for the Town of Eckley to \$200 a month for 2017, revisiting this annually. Commissioner Wingfield seconded. The motion passed unanimously.**

Treasurer

Treasurer Dee Ann Stults presented the following for discussion:

- *Treasurers Report* - Stults presented the Treasurer's report for November 2016. She reported there were \$30,193.39 in Taxes Collected; \$153,582.43 in Specific Ownership taxes collected, and \$4,297.34 in fees collected for the month.
- *Public Trustee Quarterly Payment* – **Commissioner Wingfield moved to approve the 2016 fourth quarter Public Trustee Quarterly Payment of \$3,125.00. Commissioner Bushner seconded the motion; which passed unanimously.**



2017 Budget Hearing

At 11:07 a.m., Chairman Wiley opened the hearing to accept public comment on the proposed 2017 budgets for Yuma County, Yuma County Landfill, Yuma County Water Authority, and the Yuma County Water Authority Public Improvement District. The Commissioners reviewed the budget documents. Landfill Manager Cliff Henry was present. No one else was present to make comments. The Commissioners worked through the budget paying close attention to the amount of funding that will have to be drawn from the Capital Acquisition Fund #20 for major projects within the County. The hearing was closed at approximately 12:15 p.m. Later in the day, **Commissioner Wingfield moved to approve the 2017 Yuma County Budget, the 2017 Yuma County Landfill Budget, and the 2017 Yuma County Water Authority Budget as presented. Commissioner Bushner seconded. The motion passed unanimously.** Formal resolutions will be approved at a subsequent meeting.

Yuma County Water Authority Public Improvement District

At 12:15 p.m., the Commissioners adjourned to conduct the Yuma County Water Authority Public Improvement District business.² The Commissioner's meeting resumed at approximately 12:23 p.m.

Land Use

Rich Birnie was present to conduct Land Use/GIS business.

Land Use Updates

- *Charlotte A and Howard Smith EFS-1116-17* – Birnie said that the application from Charlotte A. and Howard Smith to divide 10.36 acres and 10 acres, more or less, from 160 acres, more or less, in the SW ¼ of Section 10, T1S, R45W, to separate homestead from grazing/farm land for the purpose of resale will be reviewed later this month by the Planning Commission and the hearing is set for December 30, 2016.
- *NB Farms, LLC* – Birnie reported that an Exemption from Subdivision application was received from NB Farms, LLC to divide 10.85 acres, more or less, from 380 acres, more or less, in the E ½ of Section 26, T2N, R45W, to separate homestead from grazing and farm land for the purposed of a land donation to the Plano Trust. Birnie shared that a question arose concerning a 1956 deed from the DesChamps that gave the county a 60' by 3,600 foot long road right-of-way on this property. Birnie said that subsequently a road was built 270' south of the half-section line. The Commissioners relayed that they are willing to do a trade for this property for the road right-of-way. They instructed Birnie to speak with the attorney hired to review this request. The application will be reviewed by the Planning Commission and heard by the BOCC at the December 30, 2016 hearing.
- *Planning Commission* – Birnie reminded the Commissioners about the December 20, 2016 Planning Commission meeting and Christmas Dinner at 4th and Main.
- *M&L Cattle Company* – Birnie said that he is yet to hear from M&L Cattle Company in regards to the three new grain bins being built on Highway 34 east of Yuma.
- *Ordinance 10-17-2016-01, Marijuana Plant/Grow Limit* – Birnie reported that the approved Marijuana Plant, Grow Limit Ordinance, #10-17-2016-01 has been updated in the Land Use Code and is on the website as of the December 1, 2016 effective date.

² Minutes of the Yuma County Water Authority PID are done separately.



- *Solar Project* – Birnie said that he had yet another call about a solar project to be placed near Yuma. He continues to work on the Solar Farm text amendments for the Land Use Codes. This business indicated that they may be ready to apply mid-December for a January hearing.

GIS

- *Digital Map* – Birnie continues to work on adding addresses to the digital map.
- *Mapping Interface* – Birnie reported that the cadastral lines on the interactive map have been updated by Sidwell, but he is still waiting for resolution for the old ownership data.

CHS

John Ptacnik, CHS Managing Director, joined the meeting to discuss the impact fee imposed in Resolution #04-14-2015 E/DEV. Currently the resolution imposes a \$10,000 road impact fee up to 1.2 million bushels. Birnie estimates that there is approximately 2.0 million bushels of grain on site. Ptacnik reported that he estimates only about 1.8 million bushels. He said that he believed that the 1.2 million bushel should be averaged over the 10 years, not based on each year's use. He went on to explain that this year there is over 1.2 million bushels, but next year there may be less grain stored as it varies depending on the growing conditions. He questioned whether the Commissioners would lower the fee based on an amount under the 1.2 million bushels. The Commissioners explained that originally the contract was set up that way, charging a \$0.01 per bushel received, but that previous CHS management renegotiated to the impact fee of \$10,000 a year for up to 1.2 million bushels. The group discussed the road impact due to increased bushels this year. Ptacnik relayed that he would like to review with his board the possibility of \$0.01 bushel instead of the \$10,000 flat rate. In the meantime, Ptacnik shared that CHS will be paying the \$10,000 fee at the end of the year and be back early 2017 to discuss further.

Scott Weaver

The Commissioners met with Scott Weaver about filling a position on a board within the County. Weaver reviewed his qualifications and discussed the position with the Commissioners. **Commissioner Wingfield moved to appoint Scott Weaver to the Planning Commission to fulfill the remainder of Brad Rock's position, ending 12-31-2018. Commissioner Bushner seconded the motion; which passed unanimously.**

Air Med Care Network, Inc.

Tom Beene, from Air Med Care Network, Inc., came in to visit with the Commissioners about the County-wide air ambulance benefit. Beene shared that the rate has not changed remaining at \$50 per employee household for 2017. He shared that an average cost of flight in this area is between \$42,000 and \$48,000. He noted that there have been an average of two flights a month from Yuma. He shared that the Air Med Care Network has aircrafts in Akron, Boulder, Denver, Scottsbluff, and in Kansas. **Commissioner Bushner moved to continue providing the Air Med Care Network, Inc. to all county employees at the cost of \$50 per employee household. Commissioner Wingfield seconded. The motion passed unanimously.**

DOLA

Greg Etl, Area DOLA Representative, stopped in today to visit with the Commissioners about the upcoming Courthouse HVAC project. He shared that there will be a February grant cycle for April hearings, and the contract would be June or July, 2017. The Commissioners believe that the application process may be too lengthy. Etl reported that he understands that this project is imminent and questioned whether the project could be considered on an emergency basis. He said if we decided to go that way, then we would need a letter to submit for consideration. He suggested Yuma County wait until the bids come in to sure up good numbers.



Landfill/Colorado Department of Public Health and Environment

Cliff Henry, Landfill Manager, joined the meeting to hold a conference call with Mark McMullen from ACE Consulting and Colorado Department of Public Health and Environment Solid Waste Permitting Unit members, Jace Driver, Joe Schieffelin, and Jerry Henderson. The call was set up to discuss the placement of water wells and the ability to monitor such at the Landfill. The placement of the water well and the depth of such was discussed. Driver mentioned the concern about a long water channel and utilizing a minimal screen interval in the water table. Chairman Wiley shared that ground water tables have been declining in the area and he stressed the importance of drilling a well that would last for a longer period. Mark mentioned that a low-flow pumping area is the method of choice for the Yuma County Landfill. After a bit of discussion, Jace explained that the well should be drilled as follows: if the static water table is at 100 feet, the well can be drilled to 135 feet with the screen interval at 110 to 135 feet. The plan is to drill the first well in 2017 and the additional wells to be drilled in 2018.

Administrator's Report

Administrator Kara Hoover reviewed calls, correspondence, and presented the following for action:

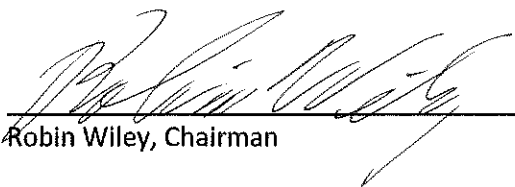
- *Wages Weather Station* – Hoover reviewed the billing for the Haxtun Telephone Company for the Wages Weather Station. Finance Officer Vicky Southards questioned whether this was a needed expense. Hoover will conduct a bit more research to see if this station is being utilized.
- *Minutes* – The Commissioners reviewed the minutes from the previous BOCC meeting. **Commissioner Bushner moved to approve November 28, 2016 Board of County Commissioners minutes. Commissioner Wingfield seconded the motion; which passed unanimously.**
- Certification of Accounts Payable drawn on Yuma County Funds on November 30, 2016 with check # 64041 through #64158 for \$348,867.32 and Fund 16 W-Y Combined Communication accounts payable, with check #7755 through #7771 totaling the sum of \$35,949.88 were signed by Chairman Robin Wiley.
- Certification of Payroll for November 30, 2016 drawn on Yuma County Funds, EFT system #40419 through #40556 and checks #30996 through #30123 totaling the sum of \$242,786.91 and Fund 16 W-Y Combined Communications EFT system number #5578 through #5591 and check #4370 through #4371 totaling the sum of \$39,290.15 were signed by Chairman Robin Wiley.
- Certification of Accounts Payable drawn on Yuma County Funds on December 13, 2016 with check # 64159 through #64282 for \$221,595.60 and Fund 16 W-Y Combined Communication accounts payable, with check #7772 through #7782 totaling the sum of \$3,002.10 were signed by Chairman Robin Wiley.
- *Deputy Coroners* – Per Colorado Revised Statute 30-10-602, a list of Deputy Coroners was presented as received from Coroner Dan Baucke for approval. **Commissioner Wingfield moved to approve Deputy Coroners Javan Jones, Gary Baucke, Gary Snelling, Chad Baucke, Jordan Sprouse, Terry Jay, Jim Schmidt, J.J. Bowman, Allen Jones, and Julie Rus; all of which will be sworn in by the end of the year. Commissioner Bushner seconded the motion; which passed unanimously.** Copies of the Oath of Office, administered by Yuma County Clerk Beverly Wenger, will be submitted to CTSI/CAPP.
- *CCOERA Forfeiture*—Commissioner Wingfield and Commissioner Bushner signed the CCOERA forfeiture check for \$791.83 for an employee's unvested portion of employer paid retirement to be deposited in Fund 1.
- *Mill Levy Certifications* – Finance Officer Vicky Southards reviewed the Mill Levy Certifications for Yuma County and taxing districts within the county. **Commissioner Bushner moved to approve and sign the Mill**

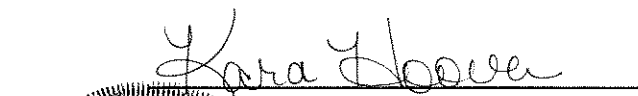



Levy Certifications. Commissioner Wingfield seconded. The motion passed unanimously. Formal resolutions will be approved at a subsequent meeting.

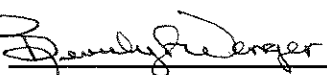
- *Victim & Witness Assistant and Law Enforcement (VALE) Grant #2017-13* - The Commissioners reviewed the revised budget and the contract #2017-13 for the 2017 VALE Grant in the amount of \$23,000 for January 1, 2017 through December 31, 2017. **Commissioner Wingfield moved to approve and sign the Victim & Witness Assistant and Law Enforcement (VALE) Grant #2017-13, for \$23,000 for January through December 31, 2017. Commissioner Wiley seconded. Commissioner Bushner abstained since he serves on this committee. The motion passed.** Grant funds flow through Fund 12-280.
- *2017 EMPG-LEMS Program Paper* – Yuma County Emergency Manager sent the 2017 EMPG-LEMS Annual Program Paper for review. **Commissioner Bushner moved to approve and sign the 2017 EMPG-LEMS Annual Program Paper, total request of \$16,410 which runs January 1 to December 31, 2017. Commissioner Wingfield seconded the motion; which passed unanimously.** Grand funds deposited to Fund 01-406.
- *EIAF #8302-Beecher Island Road* – Hoover shared a letter that was received from the Department of Local Affairs in regards to the Energy and Mineral Impact Assistance grant application, awarding Yuma County \$345,500 for the Beecher Island Road project in 2017. A formal contract shall follow.
- *CDL Training Site* – Hoover presented a letter and a copy of the \$25,000 received from El Pomar for the CDL Training Site. The Commissioners discussed the frigid weather and the need to wait for optimal time before proceeding with concrete. They would like to have this project completed by summer 2017. The final grant report is due by November 30, 2017.
- *Bookmobile Bus - El Pomar Transportation Challenge Grant* – The Commissioners received word that the Bookmobile received a \$25,000 Transportation Challenge Grant to purchase a new Bookmobile. The County will serve as the fiscal sponsor. Members of the Bookmobile Board will attend the 2016 Merit Grants Reception Tuesday, December 20, 2016 at the Penrose House in Colorado Springs to receive the funds.
- *NCEM Ready-Northeast / Office of Emergency Management Website* – Roger Brown reported to Administrator Hoover that he has hired Jeremy Weathers at Stormy Production to set up the Office of Emergency Management website. Weathers will provide the links to the County, Sheriff's, WY Communication Center, City of Wray's and City of Yuma's websites.
- *Casualty and Property Loss Reports* – The Commissioners reviewed the Worker's Compensation and Casualty and Property Loss Reports for the month of November, 2016.

There being no further business, the meeting adjourned at 4:19 p.m. The next regular meetings of the Board of County Commissioners will be on December 30, 2016 and January 16, 2017.


Robin Wiley, Chairman


Kara Hoover, Administrator



ATTEST: 
Beverly Wenger, County Clerk