

YUMA COUNTY COMMISSIONERS

January 17, 2017

Minutes¹

On January 17, 2017 at 8:00 a.m., the Yuma County Board of Commissioners met in regular session. This meeting was originally scheduled for January 16, 2017, but due to an ice and snow storm, County Offices and Courthouse were closed and the meeting was postponed to the following day, January 17, 2017. Chairman Robin Wiley, Commissioner Trent Bushner, Commissioner Dean Wingfield, and Administrator Kara Hoover were present throughout the day.

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

Reorganization of the Board

The Commissioners discussed the revisions for 2017 to establish: the Chairman of the Board, the holiday schedule, the appointments of administrative staff, and the designees of the Board of County Commissioners to regional boards. **Commissioner Wingfield moved to approve Resolution #01-17-2017 A which names Commissioner Dean Wingfield as Chairman of the Board of County Commissioners; Kara Hoover as the Yuma County Administrator; Phyllis Williams as the Human Service Director; J.R. Colden as the Road and Bridge Supervisor; Vicky Southards as the Finance Officer; and Rich Birnie as the Land Use Administrator; designates the 2017 holiday schedule, and defines the appointments to regional boards. Commissioner Bushner seconded the motion; which passed by unanimous vote.** (Resolution attached)

Liquor License

Nancy Wright presented a Liquor License Application for Hillbilly Heaven, Inc. in Wray, Colorado. Nancy made note that there was an error with the address on the application stating County Road 39, which should have been County Road 35. County Clerk Bev Wenger spoke with the state which gave approval to make a correction to the address and proceed with application. **Commissioner Wiley moved to approve the Liquor License Application for Hillbilly Heaven, Inc., located at 29231 County Road 35, Wray, Colorado. Commissioner Bushner seconded. The motion was unanimously 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.

- *Northeast Child Care Resource and Referral Contract Addendum* – Williams presented an addendum to the Northeast Child Care Resource and Referral Contract explaining there was a greater than predicted success in recruiting child care providers for Yuma County and mini grant funds were depleted. **Commissioner Wiley moved to approve the addendum to the Northeast Colorado Child Care Resource and Referral Contract for an additional \$2,400 to be added to contract period July 1, 2016 through June 30, 2017; which will be used for mini grants only and will not be invoiced if not needed. Commissioner Bushner seconded the motion; which passed by unanimous vote.**
- *Ray Ann Brammer / Legal Service Agreement* – Williams presented an Agreement for Services from Ray Ann Brammer, Attorney at Law, to provide legal services for the Yuma County Department of Human Services from January 1, 2017 through December 31, 2017. Williams stated that the case load in 2016 had increased significantly. Commissioner Bushner made note that the increase seemed exorbitant compared to last year. **Commissioner Wiley moved to approve the Agreement for Legal Services with Ray Ann Brammer, Brammer**

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



Law Office, P.C., in the amount of \$140 per hour, or approximately \$3,700 per month, \$44,400 aggregately, for January 1, 2017 through December 31, 2017. Commissioner Bushner seconded. The motion passed unanimously.

- *Adult and Child Protection Team Rosters for 2017* – Commissioner Wiley moved to approve and Commissioner Bushner seconded to approve the 2017 Adult and Child Protection Team Roster. The motion passed by unanimous vote.
- *Employee Evaluation* – At 9:06 a.m., Commissioner Wiley moved to enter into Executive Session to conduct an employee evaluation under C.R.S. Section 24-6-402(4)(f)(I)&(II). The motion was seconded by Commissioner Bushner; which passed unanimously. Present were Chairman Dean Wingfield, Commissioner Trent Bushner, Commissioner Robin Wiley, and Yuma County Department of Human Service Director Phyllis Williams. Executive Session concluded at 9:25 a.m.

The Board of County Commissioners reconvened at 9:25 a.m.

Road and Bridge

Supervisor JR Colden was present to provide the following updates.

- *Current Projects*
 - *Unit #29 -1999 Dodge Pickup* – Colden reported that Unit #29, a 1999 Dodge Pickup was damaged in an accident on January 4th, 2017. He believes the frame and the body sustained significant damage. The pickup has a value of about \$2,000. The consensus was not to repair this pickup and to possibly scrap the pickup.
 - *Fuel* – Colden has completed preliminary work on contracting fuel. He is concerned that fuel prices will continue to increase. Road and Bridge has several projects bid out this summer that could be adversely affected by higher gas prices. He is requesting approval to lock in fuel prices. **Commissioner Wiley made a motion to contract fuel with Stratton Equity COOP for up to \$2.00 per gallon for approximately 50% of fuel needs for 2017. Commissioner Bushner seconded. The motion passed unanimously.**
- *Staffing*
 - *Mechanic Position* - Colden mentioned that he made an offer for the Mechanic position, but has not heard back from the applicant.
 - *Hill* – Colden shared that the he would like to bring current part-time employee, Lauren Hill on full time. He stated that Bradley Nickols would like to fill one of the open positions in the Equipment Operators staff. Colden stated that Hill would be made responsible for the day-to-day inventory work that Nickols just updated along with her other part-time office duties. **Commissioner Bushner moved to change employment status for Lauren Hill to full-time, beginning February 1, 2017, at G3/S4. Commissioner Wiley seconded the motion; which passed by unanimous vote.**
- *Iron* – Colden reported that he has an offer for \$50 per ton for scrap iron, picked up at the yard. The Commissioners suggested that Colden check with additional scrap companies before a decision is made.
- *Drinking Water at County Houses* – Colden mentioned that there has been an increase in water usage at the Wauneta House. He presented a spreadsheet showing an increase from two, 5-gallon containers a month to nine used during the last month. Colden mentioned that this is more water than is being used at the Wray shop in a month's time. The group agreed that this seems to be an excessive amount. The Commissioners discussed water at County houses and whether a new test for nitrates should be considered to determine if drinking water is required. **Commissioner Bushner moved to approve testing the water at County Houses; if the test shows that drinking water is necessary then moving forward approved paying**



for two 5 gallon containers of water per month, anything above the two 5 gallon containers would be the responsibility of the tenant. Commissioner Wiley seconded the motion; which passed unanimously.

- *Idalia/Abarr House Lease* – The Commissioners reviewed a lease for the Idalia House with Gabe Schwartzkopf, to begin February 1, 2017. Revisions were made to the pet portion. An additional \$250 pet deposit will be required as well. Next, the Commissioners reviewed a lease for the Abarr House with Sean Malay, to begin March 1, 2017. He noted that there was a new cook stove just installed, as well as new flooring throughout. Revisions were made to the pet portion of the lease. An additional \$250 pet deposit will be required as well.

Commissioner Wiley moved to approve:

- **the Idalia House Lease with Gabriel Schwartzkopf, beginning February 1, 2017, allowing one pet with the additional \$250 deposit.**
- **the Abarr House Lease with Sean Malay, beginning March 1, 2017, noting the new Amana Range and allowing one pet with the additional \$250 deposit.**

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

- *10 hour work day* – Colden presented his comparisons for working a 10-hour day versus an 8-hour day. He believes that there is more production during a 10-hour work day and would like to continue that schedule year round. Commissioner Bushner voiced his concern about employees attitudes in regards to thinking they can always have Friday off. Colden shared that this is not his intent and he will reiterate the fact that the 10-hour-day means that work will be completed within a five-day-a-week schedule; depending on storms or projects may include a Friday. After continued discussion, **Commissioner Wiley approved beginning the 10-hour-day, 6:30 a.m. to 5:00 p.m. on February 1, 2017. Commissioner Bushner seconded the motion; which passed unanimously.**
- *Benton Pit* – The Commissioners reviewed the formal notice from the Colorado Division of Reclamation, Mining and Safety, in regards to the Performance Warranty Release for the Benton Pit, Permit No. M-2003-054. The letter states, “on November 23, 2016, the Division of Reclamation, Mining and Safety release Yuma County from further responsibility for the Benton Pit...This is released in its entirety.”
- *Area Signs* – Colden stated that he has had all of the operators review their area for signage. He has maps that are now completed with all of the signage in the county.
- *Underground and Utility Permit Cancellation* – It was noted that the Underground and Utility Permit that was approved at the 12-30-216 BOCC meeting, for Y-W Electric Association, Inc., to install a 480 v 3 ph line under County Road 34, approximately 1125 feet East of County Road L, was cancelled and the permit fee of \$50 was refunded.
- *CDL Training Center Concrete Bid* – The Commissioners reviewed the bid specifications for the CDL Training Center advertising. Ads will be placed in the Yuma County papers.
- *Employee Evaluation* – **At 10:23 a.m., Commissioner Bushner moved to enter into Executive Session to conduct an employee evaluation under C.R.S. Section 24-6-402(4)(f)(I)&(II). The motion was seconded by Commissioner Wiley; which passed unanimously.** Present were Chairman Dean Wingfield, Commissioner Trent Bushner, Commissioner Robin Wiley, and Yuma County Road & Bridge Supervisor JR Colden. Executive Session concluded at 10:32 a.m.

Treasurer

Treasurer Dee Ann Stults presented the following for discussion:

- *Treasurers Report* - Stults presented the Treasurer's report for December 2016. She reported there were; \$142,267.48 in Specific Ownership taxes collected, \$2,609.42 in fees collected, but no taxes were collected for the month.



- *Treasurer Deposit and Invest Funds Authorization* – Stults reviewed the 2017 authorization for deposit and investing funds. **Commissioner Wiley moved to approve and sign Resolution #01-17-2017 B authorizing Dee Ann Stults, Yuma County Treasurer, to deposit and invest funds in qualifying local banks. Commissioner Bushner seconded the motion; which passed unanimously.**
- *Uncollectable Property* – Stults reported that she does not have any uncollectable property as of 12-31-2016.
- *Semi Annual Report* – Stults presented the semi-annual report that for July through December, 2016. The Commissioners Office Staff will be responsible for forwarding the semi-annual reports to the Yuma County papers for publication. Funds for this are included in the 2017 Commissioner's Budget, line item #01-01-6330.

Quest Services

Paul and William Ross, Quest Services, were in to visit with the Commissioners about their recycling program. They requested a bit more information about Electronic Recycling and working with the County Landfill. Cliff Henry, Landfill Manager, joined the meeting as well. Ross's reported that they are currently breaking the electronic items down, recycling the plastics as well. They also said that they can recycle ag bags with other plastics. They report that they are planning to move their operations to Otis; but will still supply a means for such recycling in Yuma County. They would like to work with the Yuma County Landfill to enhance the electronic recycling processes in Yuma County.

Maintenance

Travis Dinsmore, Maintenance Sergeant, presented the following updates for discussion.

- *Courthouse* – Travis reported that there are a few items within the current HVAC system that he is having problems with. The inline strainer at the low point of the system was plugged due to the lines being flushed prior to placing the glycol in the system. He also reported the actuators on each air handling unit are giving way to age and he is having difficulties finding parts.
- *HHS* – Dinsmore reported the combustion blower on the HHS air handling unit has failed. Wern Air reports that they cannot find a replacement for this part and the only option that they are giving us is to replace the unit. He said that the baseboard units are working fine. The unit would still function for air conditioning. The Commissioners asked Travis to find quotes for replacement of the boiler and possibly do his own research for the part.
- *DRMO Updates* – Travis gave a quick update to the recent items received from the DRMO and their uses. He stated that a more detail report will be presented by Sheriff Day at the next BOCC meeting.

Land Use

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

Land Use Updates

- *Evans EFS 1216-19* – Birnie reminded the Commissioners of the exemption from subdivision submitted by James W. and Linda J. Evans to divide 5.71 Acres, more or less, from 295.43 acres, more or less, in SW ¼ of Section 14, T5S, R44W, to deed to Richard W. Evans for a residence. This application will be reviewed by the Planning Commission and heard by the Commissioners this month.
- *Floodplain Ordinance* -- Birnie relayed that he has been working on the Floodplain Ordinance. He hopes to have a draft to present at next month's meeting. He reported issues with the electronic overlay from a very old floodplain map. He will continue to work on this.



- *Solar and Wind Text Amendments* – Birnie also said that he continues to work on the Solar and Wind Text Amendments for the Yuma County Land Use Code.
- *Ortner EFS 0117-01* – Birnie shared that Stuart C. Ortner, on behalf of D&A Fix, LLC, has applied for an Exemption from Subdivision, EFS 0117-01 to divide 3.12 acres, more or less, from 185.89 acres, more or less, in the NW ¼ of Section 3, T1S, R43W, for the purpose of resale for a residence. This will be reviewed by the Planning Commission on February 21, 2017 and heard at the Land Use Hearing on February 28, 2017.
- *Dickson Trust* – Birnie reported that the Dickson Trust is applying for an Exemption from Subdivision for Patricia Wood, to divide 1.65 acres, more or less, from 150 acres, more or less, in the NW ¼ of Section 28, T1N, R44W, for the purpose of resale. He hopes that they have their application in so that it may be reviewed in February as well.

GIS

- *Digital Map* – Birnie shared that he is still working, when he can, 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 the old ownership data remains.
- *2017 Plat Book* – Birnie said he hopes to release the updated book by the third week in January.
- *Employee Evaluation* – **At 1:20 p.m., Commissioner Wiley moved to enter into Executive Session to conduct an employee evaluation under C.R.S. Section 24-6-402(4)(f)(I)&(II). The motion was seconded by Commissioner Bushner; which passed unanimously.** Present were Chairman Dean Wingfield, Commissioner Trent Bushner, Commissioner Robin Wiley, and GIS/Land Use Administrator Rich Birnie. Executive Session concluded at 1:35 p.m.

Courthouse HVAC and Piping Project

The Commissioners took a phone call from contractor Rasmussen Mechanical: Brian Sobnosky, Business Development Manager, Rod Vannordstrand, COO, and Anthony Chullino, Denver Location Manager, requesting additional information in regards to their potential bid on the HVAC piping and controls project that is slated for 2017 completion.

Kenny Helling- Republican River Water Conservation District

Kenny Helling provided an update on water issues from the Republican River Water Conservation District. He thanked the Commissioners for the opportunity to serve as the Yuma County representative on the RRWCD board. Helling reviewed the following:

- *Cheyenne Ground Water District* – Helling stated that there are issues with 300 wells in the South Cheyenne Ground Water District (Colorado). These wells count against Colorado for compact compliance but were left out of the boundaries of the district.
- *Yuma County Water Authority Board* -- He volunteered to be the representative on the Yuma County Water Authority from the RRWCD.
- *CREP* -- Helling relayed that the State of Colorado and the Federal Government have different opinions on the Federal program CREP on how the land is used and whether a retired irrigation well can be converted to a stock well.
- *Federal Delegation* -- He informed the Board that a committee from the RRWCD are planning a trip to Washington DC to talk to our Federal Delegation and other Federal agencies about water issues. Members



of the RRWCD that will be traveling to D.C. will be Rod Lenz, Greg Larson, Aaron Sprague, Wil Bledsoe, Steve Kramer, Tim Pottler, Deb Daniel, and Legal Counsel.

- *Ogallala Initiative* -- Helling said he would like to see additional funds go toward the Ogallala Initiative so a program could be offered to retire irrigated land back to dry land farm ground at a higher rate.
- *Irrigated Acreage Certification* -- He also informed the Commissioners that the RRWCD was considering a requirement that all farmers certify their irrigated acres to be eligible to use the compact pipelines for augmentation.
- *Water Usage* -- Helling said that the RRWCD Board had a very nice presentation from Chad Godsey on water usage on irrigated acres. He feels that programs like Mr. Godsey's could be used to produce an Aquifer Management Plan for producers.

Financial Office

Employee Evaluation – At 3:03 p.m., Commissioner Bushner moved to enter into Executive Session to conduct an employee evaluation under C.R.S. Section 24-6-402(4)(f)(I)&(II). The motion was seconded by Commissioner Wiley; which passed unanimously. Present were Chairman Dean Wingfield, Commissioner Trent Bushner, Commissioner Robin Wiley, and Finance Officer Vicky Southards. Executive Session concluded at 3:47 p.m.

2016 Personal Leave Buyout – The Commissioners reviewed the Personal Leave Buyout for 2016 as presented. Commissioner Bushner moved to approve the 2016 Personal Leave Buyouts. Commissioner Wiley seconded the motion; which passed

Administrator's Report

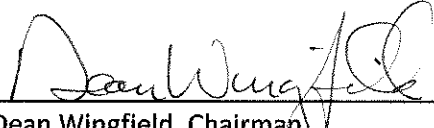
Administrator Kara Hoover reviewed calls, correspondence, and presented the following for action:

- *Minutes* – The Commissioners reviewed the minutes from the previous BOCC meeting. Commissioner Bushner moved to approve December 30, 2016 Board of County Commissioners minutes. Commissioner Wiley seconded the motion; which passed unanimously.
- Certification of Accounts Payable drawn on Yuma County Funds on January 17, 2017 with check # 64492 through #64539 for \$271,835.40 and Fund 16 W-Y Combined Communication accounts payable, with check #7803 through #7810 totaling the sum of \$2,233.87 were signed by Chairman Dean Wingfield.
- Certification of 2016 Personal Leave Buyouts drawn on WY Combined Communication funds on January 17, 2017, with check #4375 through #4378, system# 5606-5609 for \$3,730.29 were signed by Chairman Dean Wingfield.
- *CCOERA Forfeitures*–Chairman Wingfield and Commissioner Wiley signed the CCOERA forfeiture check for 4,240.56 for an employee's unvested portions of employer paid retirement, to be deposited \$1,410.56 in Fund 1 and \$2,830.00 in Fund 2.
- *Vernon Community Center* – Charlotte Smith visited with Chairman Wingfield in regards to repairs needed to the water well owned by the County at the Vernon Community Center. A bill for these services was presented for \$526.09. Commissioner Wiley moved to approve the payment to Wellstone Industries for repairs to the Vernon Community Center Water Well in the amount of \$526.09 from Fund 6. Commissioner Bushner seconded the motion; which passed unanimously.

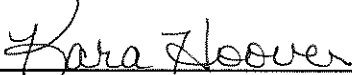


- **CCI Dues** – Hoover presented the invoice that was paid in December for the 2017 CCI Dues in the amount of \$13,500. **Commissioner Bushner moved to approve the payment of the 2017 CCI Dues of \$13,500. Commissioner Wiley seconded the motion; which passed by unanimous vote.**
- **CCI Public Land Dues** – Hoover presented the annual dues for 2017 for the Public Lands. **Commissioner Bushner moved to approve and pay the CCI 2017 Public Lands dues of \$150.00. Commissioner Wiley seconded. The motion passed unanimously.**
- **El Pomar – NE Colo Bookmobile** – The Commissioners reviewed the final grant report for the El Pomar Regional Transportation Challenge Grant. **Commissioner Wiley moved to approve and sign off on the El Pomar Regional Transportation Challenge Grant final report. Commissioner Bushner seconded the motion; which passed by unanimous vote.**
- **KFTM Media Logic Radio Request** – Hoover presented a request from Noah Johnston, KFTM 1400 Media Logic Radio News Director, to receive up-to-date Commissioner meeting information. Johnston was added to the emails that receive the BOCC agenda and would like Chairman Wingfield to provide the written meeting notes as he does for the Yuma County papers. Chairman Wingfield reported he would be happy to forward the same information to Johnston.
- **Colorado Counties 2017 Federal Issue Priorities Ballot** – Each of the Commissioners were given the CCI 2017 Federal Priorities Issue Ballot to complete and return by the January 27, 2017 deadline.
- **Casualty and Property and Workers Compensation Loss Reports** – The Commissioners reviewed the December 2016 CAPP and Workers Compensation Loss Reports.
- **Random Acts of Kindness** – The Commissioners reviewed January's Random Act of Kindness presented by the County Extension Office. The office set up a "pay it forward" wall and are asking employees to share their acts of kindness by writing what they did on a note card and hanging it on the wall.
- **Employee Evaluation** – **At 3:58 p.m., Commissioner Bushner moved to enter into Executive Session to conduct an employee evaluation under C.R.S. Section 24-6-402(4)(f)(I)&(II). The motion was seconded by Commissioner Wiley; which passed unanimously.** Present were Chairman Dean Wingfield, Commissioner Trent Bushner, Commissioner Robin Wiley, and County Administrator Kara Hoover. Executive Session concluded at 4:12 p.m.

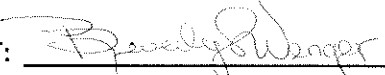
There being no further business, the meeting adjourned at 4:25 p.m. The next regular meetings of the Board of County Commissioners will be on January 24, 2017 and February 14, 2017.



Dean Wingfield, Chairman



Kara Hoover, Administrator

ATTEST: 

Beverly Wenger, County Clerk

