

YUMA COUNTY COMMISSIONERS

June 14, 2017

Minutes¹

On June 14, 2017 at 8:00 a.m., the Yuma County Board of Commissioners met in regular session. Chairman Dean Wingfield, Commissioner Trent Bushner, and Administrator Kara Hoover were present throughout the day. Commissioner Robin Wiley phoned in for the Administrator's Report, from 8:12 am to 9:00 am. Eckley Town Councilman Jessie Vance was present throughout the day.

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

Department of Human Services

The Board of County Commissioners convened as the Board of Social Services at 9:02 a.m. Human Service Director Phyllis Williams, Receptionist Robin Barnhart, Child Welfare Supervisor Hollie Hillman, and Bookkeeper Liz Tuttle were present. Detailed minutes from this meeting are maintained by the Department of Human Services.

Annual Contracts – Williams presented the following contracts for approval:

- *Signal Behavioral Health Network* – Commissioner Bushner moved and Commissioner Wingfield seconded the motion to approve the agreement with Signal Behavioral Health Network for substance abuse treatment services for child welfare clients from June 1, 2017 to June 30, 2018 in the amount of the anticipated State allocation of \$12,150. The motion passed.
- *Baby Bear Hugs Core Contract* – Commissioner Bushner moved to accept the Baby Bear Hugs Contract from June 1, 2017 to May 31, 2018 allowing up to \$35,000 of billable expenses utilizing PA3/CORE funding. Commissioner Wingfield seconded the motion; which passed.
- *WRAC-Kid PHIT* – Commissioner Wingfield moved to approve the TANF funding for the Wray Rehabilitation & Activities Center, Inc. Kid PHIT program for the period of July 1, 2017 to June 30, 2018 in the amount of \$5,000. Commissioner Bushner seconded. The motion passed.
- *WRAC-MY PHIT* – Commissioner Bushner moved to approve the PA3 Core Contract with the Wray Rehabilitation & Activities Center, Inc. MY PHIT youth mentoring program, allowing up to \$15,000 of billable expenses, for August 1, 2017 to June 30, 2018. Commissioner Wingfield seconded the motion; which passed.
- *Northeast Child Care Resource and Referral*—Commissioner Bushner moved to approve the contract with Northeast Colorado Child Care Resource and Referral for July 1, 2017 through June 30, 2018, not to exceed \$10,000. Commissioner Wingfield seconded. The motion passed.
- *The Cubs Den*—Commissioner Bushner moved to approve the Cubs Den for \$7,500 for Child Care Services from July 1, 2017 to June 30, 2018. Commissioner Wingfield seconded. The motion passed.

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

- **Yuma County Sheriff's Office Memorandum of Understanding** – Commissioner Bushner moved to accept the Memorandum of Understanding with the Yuma County Sheriff's Office from July 1, 2017 to June 30, 2018 to provide the commercial kitchen, worksite referrals, and work within the Colorado Works/Workfare Work Experience Program. Commissioner Wingfield seconded the motion; which passed.
- **Early Childhood Council** – Commissioner Bushner moved to approve the contract with the Early Childhood Council for \$10,000 for TANF eligible families from July 1, 2017 to June 30, 2018. Commissioner Wingfield seconded the motion; which passed.
- **Yuma Children's Academy**— Commissioner Bushner moved to approve the Yuma Children's Academy Contract for \$7,500 for Child Care Services from July 1, 2017 to June 30, 2018. Commissioner Wingfield seconded. The motion passed.
- **Wray Community Learning Center Contract** – Commissioner Wingfield moved to approve the Wray Community Learning Center Contract for \$7,500 for Child Care Services from July 1, 2017 to June 30, 2018. Commissioner Bushner seconded. The motion passed.
- **Renee Ruhlman/Clarity and Solutions Counseling, LLC** – Commissioner Wingfield moved to accept the contract with Renee Ruhlman/Clarity and Solutions Counseling, LLC for therapy services from June 1, 2017 to May 31, 2018, total contractual payments not to exceed \$15,000 annually, using PA3/CORE funding. Commissioner Bushner seconded. The motion passed.
- **Field of Opportunity Contract** – Commissioner Bushner moved to accept the contract for the Field of Opportunity Counseling for therapy services from June 1, 2017 to May 31, 2018 using PA3/CORE funding, annual payments not to exceed \$3,000. Commissioner Wingfield seconded the motion; which passed.
- **Maria Moellenberg Core Contract** – Commissioner Bushner moved to accept the contract with Maria Moellenberg for therapy services from June 1st, 2017 to May 31st, 2018 at \$80 per hour, not to exceed \$25,000 per year, using CORE funding. Commissioner Wingfield seconded the motion; which passed.

Staffing – Liz Tuttle, Bookkeeper resigned effective July 13, 2017. Williams reported that ads are being placed.

The Board of County Commissioners reconvened at 9:44 a.m.

Road and Bridge

Supervisor JR Colden was present to provide the following updates.

Current Projects

- **County Roads** – Colden shared that Road and Bridge Crews are reworking County Roads R, 39 and Q. He said that the road is solid and the repairs look very good.



- *Meeks Material* – Colden stated that material is being used from the Meeks pit for County Roads JJ and 15. JR said that after the heavy rains in the southern part of the county roads were washed away and were very slick. He believes this will improve with additional gravel.
- *Beecher Island Road, EIAF # 8302* – Colden stated that crews should have the crack sealing complete on the Beecher Island Road today. He reminded the Commissioners, as he reported before, that there was additional work required to complete the pre-work for the crack seal.
- *Unit #046-07, D7 Dozer* – Colden said that the D7 Dozer is in need of extensive repairs for the final drive. He said that the final drive blew. He presented the repair estimate from Wagner CAT of \$32,719.74. The Commissioners were in consensus to get the repairs completed.
- *CDOT Highway 385 / County Road 33.6 Turning Lane Project* – Colden reported that additional dirt work was required on the Turning Lane Project. He said CDOT did not complete the mitigation work on the hillside and lost over 25 loads of dirt in the recent rains. He said that he had his crews pull 24 loads of dirt back up but additional work needs to be completed by CDOT to fix this issue. Colden said that there is no other work that Road and Bridge can do at this point.
- *Unit # 0115-95, Cat IT28F Loader* – Colden told the Commissioners that the bucket for the Cat IT28F Loader is showing excessive wear and has cracks in the quick attachment. He researched and was not able to find a used or refurbished replacement. He found a new bucket for approximately \$7,360.
- *Salary* – JR presented for approval a Salary Authorization for Part-time Office Assistant Kellie Curtis. After discussion, **Commissioner Bushner moved to approve the Salary Authorization for Part-time Office Assistant, Kellie Curtis at a G1/S4. Commissioner Wingfield seconded the motion; which passed.**

Treasurer

Treasurer Dee Ann Stults presented the following:

Treasurer's Report -- Treasurer Stults presented the Treasurer's report for May 2017. She reported there were; \$2,055,214.43 in taxes, \$181,720.30 in Specific Ownership, and \$50,231.34 in Treasurer Fees collected for the month. She reported that taxes are 93% to 94% collected.

County Auction – Stults reported that she spoke with John Schaffner Auctioneer and Saturday, September 23, 2017 is the date set for the County Auction. Stults relayed that she is working with Sheriff Day to secure a better rate from Schaffner auctions. She again reminded the group that the City of Wray would like to participate with the auction as well.

June RAK Ice Cream Social– Stults reminded the Commissioners of the upcoming Ice Cream Social in the afternoon of June 30, 2017 at 4:00 pm. She stated she had seven people signed up to bring ice cream and would encourage everyone else in the Courthouse to bring their favorite topping or treat to share.

East Yuma County Historical Society

Museum Director Ardith Hendrix, East Yuma County Historical Society Members BJ Wilson, and Bev Tracy joined the meeting to discuss a project that the East Yuma County Historical Society has recently started. The project includes locating all of the country schools in Eastern Yuma County. Once found, a marker will be placed, directing the person to the museum for additional information. They have been working closely with administrative staff that provided them with a map. Hendrix mentioned that they are working with the Wray School District and are conducting coffee hours inviting community members for their knowledge of the schools. They would like to have access to county school records to scan or copy for a brochure that they would like to make. **Commissioner Bushner moved to allow volunteers from the East Yuma County Historical Society access to the County school information for research purposes, ensuring that they will refrain from obtaining any private information. Commissioner Wingfield seconded the motion; which passed by vote.**

Eckley Community Center

Jeannie Leerar and Terry Oestman from the Eckley Community Center came to the Commissioners requesting funding for assistance with the building updates for the Eckley Community Center. They are requesting assistance with the updates. **Commissioner Bushner moved and Commissioner Wingfield seconded to provide \$10,000 assistance to the Eckley Community Center for updates paying from Conservation Trust Funds. The motion passed.**

Land Use

Rich Birnie was present to review Land Use and GIS business.

- *Chamberlain EFS 0517-09* – Birnie shared that Mason and Corie Chamberlain have applied for an Exemption from Subdivision, to divide 5.97 acres, more or less, from 21.41 acres, more or less, in the SE ¼ of Section 3, T1N, R44W, to separate a future home site from the existing homestead. This application will be reviewed by the Planning Commission at their June 20, 2017 meeting and heard by the BOCC on June 30, 2017.
- *Solar and Wind Text Amendments* – Rich reported that the Solar and Wind draft text will be reviewed by the Planning Commission at next meeting on June 20, 2017. He will keep the BOCC up-to-date.
- *Floodplain Ordinance* – Birnie shared additional information concerning floodplain development he received from the State of Colorado. The Commissioners discussed the proposed regulation and the definition of Development.
- *Cargill/Green Plains Cattle Company, LLC* -- Rich shared a "Structure Agreement" received from the State of Colorado, Division of Reclamation, Mining, and Safety in conjunction with a gravel pit permit in the SE ¼ of Section 23, T3N, R47W. This pit was originally approved as a Major Land Use Development Permit, #1016-16 for Cargill Cattle Feeders, LLC, on November 28, 2016, Resolution # 11-28-2016 B. Cargill Cattle Feeders, LLC sold their feedlot to Green Plains Cattle Company, LLC on May 16th, 2017. The State is requiring a structure agreement be signed with Yuma County and Cargill Feeders, now Green Plains Cattle Company, stating that Green Plains Cattle Company, LLC will provide compensation for any damage to Yuma County Road N. **Commissioner Bushner moved and Commissioner Wingfield seconded to sign the Structure Agreement as required by the State of Colorado, Division of Reclamation, Mining, and Safety, with Green Plains Cattle Company, LLC for a mining operation located on approximately 10**



acres, at the intersection of County Roads 44 and N, in the SE ¼ of Section 23, T3N, R47W, File Number M-2016-040, originally approved on November 28, 2016, Resolution #11-28-2016 B, Reception No. 00568426. The motion passed. See Attached

- *Excessive Noise* – Birnie relayed that he received a call in regards to a water well pump located South of Joes on County Road G, that is very noisy. The Commissioners discussed the fact that this is an agricultural area and there really isn't anything the County can do. The Commissioners suggested the person continuing talking with the land owner to resolve.

GIS

- *Electronic Information / Interactive Map* -- Birnie says that Teryx, Inc., our IT Consultants, discovered the issue with updates to the interactive map. Sidwell ran the new tax roll data and it seems to have solved the problem. The drivers have been changed and are now rectified. He is still very frustrated that Harris was not able to diagnose the issue.

Sheriff

Sheriff Chad Day, Sergeant James Thomson, and Deputy Chantel Lowe presented the following for discussion:

- *Investigations* – Sheriff Day provided general information on two cases that the Sheriff's Office is actively working on.
- *Staffing* – Day shared that there has been two additional resignations from the Sheriff's Office; Robin Prentice, Jail Detention Deputy, and Chantel Lowe, Patrol Deputy. They have already started the process for finding replacements for the two jail positions, the first position vacated last month by the resignation of Kellie Curtis and the other now with Prentice. He stated that they have also started the hiring process on the Patrol side too. Day also reported that Austin Clapper has returned as a temporary intern.
- *CDOT Hi-Visibility Grant* – Chad presented information on a grant that the Sheriff's Office obtained from CDOT, named the "High Visibility Impaired Driving Enforcement." Day stated that the \$5,000 has already been approved to be used for overtime salaries to officers for the enforcement of Colorado's impaired driving laws for July 4th, Sturgis Rally, Labor Day, Fall Festivals, Halloween, Thanksgiving, Holiday Parties, New Year's Eve, Winter Blitz, Super Bowl Weekend, St. Patrick's Day, Spring Events, Memorial Day, and Summer Blitz.

Wern Air, Inc.

HVAC Contractor and Project Manager Frank Wernlein joined the Commissioners to discuss the following:

- *HVAC project* -- Frank noted that there has been a few minor hiccups along the way but his staff has been addressing each. The chiller and the roof-top unit for HHS have arrived and will be installed on the 28th of June when the crane is available. There will be at least two-days during this time that no cool air will be available. Frank mentioned that there is a bit of lead time on the air handling unit for the administration office for the Sheriff's Office.

- **Basement Bathroom Exhaust System** – Wernlein discussed with the Commissioners the need for a basement bathroom exhaust system to draw the air to the outside. The exhaust system is somewhat extensive because a core drill will be required for the hole through the East wall of the chemical room. After discussion, **Commissioner Bushner moved to approve the installation of an exhaust system for the basement bathrooms from Wern Air, Inc. in the amount of \$4,993.78, paying from 20-910-8920. Commissioner Wingfield seconded the motion; which passed.**

CDL Testing Site

The Commissioners discussed the painting and certification of the CDL Testing Site at the Fairgrounds in Yuma. They spoke with Matt Miesner, CDL Testing Consultant, who relayed that he plans to paint the site and work on a road test map in July. *Matt contacted the Commissioner's office the day after the meeting, reporting that he will be meeting with Patrick Scheer, Department of Revenue CDL Compliance Officer, to go through the site on June 21, 2017 at 10:00 am.*

Administrator's Report

Commissioner Wiley called in for this portion of the meeting.

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

- **Minutes** – The Commissioners reviewed the minutes from the previous BOCC meetings. **Commissioner Bushner moved to approve the May 31, 2017 Board of County Commissioners minutes. Commissioner Wiley seconded the motion; which passed unanimously.**
- **Certification of Accounts Payable** drawn on Yuma County Funds on June 14, 2017 with check #65512 through Check #65637 for \$485,012.76 and Accounts Payable drawn on WY Communications Funds with check #7928 through #7934 in the amount of \$1,772.48 were signed by Chairman Dean Wingfield.
- **Painting** – The Commissioners looked at bids for painting and repairing areas in the Commissioners, Administrative, and Extension Offices. Hoover reported that there are many areas that are in need of additional repairs, status post demolition for HVAC work. **Commissioner Bushner moved and Commissioner Wiley seconded to approve the bid from Terry Andrews for the labor to paint the walls, trim, and ceiling, walls in the offices, and the hard ceiling in the entry way of \$4,785.00. The motion passed by unanimous vote.**
- **Turn N' Burn Cancer Fundraiser** – Kindi Kirchenschlager submitted a request to use the fairgrounds on August 10-13, 2017 for a cancer benefit barrel race, called the Turn N' Burn. Previous years the Commissioners have waived the deposit and fees associated with this fundraiser. After discussion, **Commissioner Wiley moved to waive the fees for the cancer benefit fundraiser, Turn N Burn, to be held on August 10-13, 2017 at the Yuma County Fairgrounds; noting the following: the \$250 deposit will be held and returned if the fairgrounds are cleaned up appropriately, rent of RV stalls, \$15 for full service and \$7.50 for electrical only will be collected and submitted by Kirchenschlager to Yuma County for anyone utilizing these services, and obtaining appropriate liability insurance for this event. Commissioner Bushner seconded. The motion passed unanimously.**

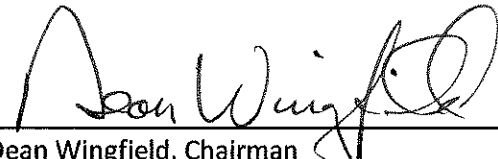


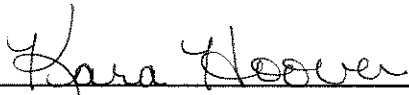
- *Kinnon Entertainment* – The Commissioners reviewed the estimate provided by Kinnon Entertainment for the stage and sound for the entertainment at the 2017 Yuma County Fair. They would like to visit with Mark Murphy and ask for a renegotiation of this bid.
- *Mike Cervi Championship Rodeo Company, LLC* – The Commissioners reviewed a contract with Mike Cervi Championship Rodeo Company, LLC to stage and produce two PRCA approved rodeo performances for the 2018, 2019, 2020. The three-year contract will be reviewed by the Fair Board at the June 19, 2017 meeting for their recommendations.
- *Cost Allocation Approval* – The Commissioners reviewed the 2016 Consolidated Cost Allocation Plan as prepared by Paul Backes, CPA, McMahan and Associates, LLC. **Commissioner Wiley moved and Commissioner Bushner seconded to approve the Yuma County Colorado Consolidated Cost Allocation Plan for year ending December 31, 2016. The motion passed unanimously.**
- *HVAC Piping Project* – Hoover presented a change order request from Risk Management Services for approval. The change, in the amount of \$920, was for additional time spent with air quality testing when the old steam pipes were removed from the Custodial/Maintenance Office. Such removal and testing was not included in the first bid. **Commissioner Bushner moved to approve the change order for Risk Management Services. Commissioner Wiley seconded the motion; which passed.**
- *Electronic Recycling Project*—Hoover reported that she just completed a final report for the 2014 Electronic Recycling grant for the Colorado Department of Public Health. She mentioned that she spoke with Yuma City Manager Scott Moore, who relayed that the City of Yuma is no longer using the storage container that was placed for electronic recycling. Landfill Manager Cliff Henry reported that there is a place for the container at the Landfill for Electronic Recycling storage. The Commissioners will discuss at the next Landfill meeting.
- *District Attorney's 3rd Term Ballot Question* – The Commissioners discussed District Attorney Brittny Lewton's request to place a ballot question to allow a 3rd term for the District Attorney in the 13th District. Logan County Commissioner Jim Zwetzig reported that the Eastern District discussed this at CCI Summer Conference and most counties were in favor of supporting the ballot issue. The Commissioners discussed the high cost to Yuma County in 2017 since it would be the only question on the ballot and decided to speak to area counties before making a decision.
- *Auditor Review* – The Commissioners reviewed the information from Paul Backes on the 2016 Audit
- *Wray Community Child Care Center – Property Tax Exemption Revocation* – The Commissioners reviewed a notice from the Division of Property Taxation advising that the Wray Community Child Care Center's property tax exemption has been revoked, effective January 1, 2015. The Child Care Center Board is working on a resolution to this issue and will follow up with the Commissioners at a later meeting date.
- *Appeal Values* – Deputy Assessor Carrie Sharp provided the Commissioners with the latest value changes report. The Commissioners will sit as the County Board of Equalization from July 1 through August 5, 2017 to hear appeals.

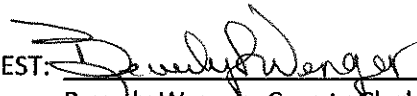


- *Pioneer Ditch* – The Commissioners reviewed a letter from the Pioneer Ditch that was sent to land owners, Boyd Arnold and Dick Gelvin. The letter requested that their fences be in good repair to prevent cattle from drinking and crossing the ditch. The land owners were given 30 days to restore the fence.
- *CCI Summer Conference* – Commissioner Bushner was unable to attend summer conference and CCI noted that they would refund one-half of the registration fee to the County. There was one night of hotel charged because of the late cancellation.
- *Attorney Monks* – Hoover shared email correspondence between the Commissioners' Attorney Ken Fellman and the office of Stephen Monks, Esq. regarding the substitution of counsel from Monks to Fellman for the CCI Bankruptcy Case. No decision has been made at this time. Fellman will continue to monitor and report back to the Commissioners at a later date.
- *CHP Preliminary Renewal Input* – A memo was received from CHP Benefits Manager regarding any input from the counties for plan design changes. The Commissioners discussed the current County Health Pool Benefits and had no changes.
- *Y-Time – Sheriff's Contract* – Hoover shared that the Sheriff's Office elected to include the Y-Time Complete HRIS module to their part of the time-keeping system and presented the signed contract. The cost for the Sheriff's Office is an additional \$1,000 one-time set-up fee, and monthly licensing fees of \$5.40 per user and \$15.00 per open posting fee for applicant tracking and recruitment.
- *CAPP/Worker's Compensation Monthly Loss Reports* – The Commissioners reviewed the monthly CAPP and Worker's Compensation loss reports.
- *Ground Water Sampling Analysis at Landfill* – The Commissioners reviewed the Groundwater Sampling and Analysis Plan for the Yuma County Landfill as prepared by American Environmental Consulting, LLC.

There being no further business, the meeting adjourned at 3:18 p.m. The next regular meetings of the Board of County Commissioners will be on June 30, 2017 and July 14, 2017.


Dean Wingfield, Chairman


Kara Hoover, Administrator

ATTEST: 
Beverly Wenger, County Clerk

