

Board of County Commissioners of Lincoln County
Agenda for January 7, 2014

9:00 Call to order and Pledge of Allegiance

9:00 Lincoln County Hospital CEO Monika Wilkins to present the medical contract between the hospital and the county jail

9:30 County Treasurer Jim Covington and County Assessor Jeremiah Higgins to present for signature the service agreement with Harris Systems USA Inc. for the computer systems in their respective offices

10:00 Public Health Director Sue Kelly to give her monthly report and present for signature the Core Immunization contract in the amount of \$17,961

1. Approve the minutes from the December 30, 2013 meeting
2. Review and sign the Equitable Sharing Agreement and Certification showing that no Justice or Treasury funds were received by the Sheriff's Office
3. Review the December 2013 report from the Treasurer's Office
4. Review a notice received from the Division of Reclamation, Mining and Safety advising that the application submitted by Pine Bluffs Gravel & Excavating, Inc. is scheduled for consideration on March 24, 2014.
5. Review information prepared by the 18th Judicial District concerning the costs of prosecuting crimes alleged to have been committed by persons in the custody of the Department of Corrections and adopt a resolution certifying those costs
6. Review and act on information received from Berenbaum Weinshienk PC concerning an update of the Lincoln County, Colorado Employees' Pension Plan and Trust
7. County Commissioners' reports
8. County Administrator's report
9. Old business
10. New business
11. Approve additional expense vouchers

The Board of Lincoln County Commissioners met at 9:00 a.m. on January 7, 2014. The following attended: Chairman Ted Lyons, Commissioners Greg King and Doug Stone, County Administrator Roxie Devers, and Clerk to the Board Corinne M. Lengel.

Chairman Lyons called the meeting to order and asked Sheriff Tom Nestor to lead the Pledge of Allegiance.

Lincoln Community Hospital CEO Monika Wilkins then presented the medical contract that the hospital has with the Lincoln County jail. RN Shelley Cochran also attended the meeting. Ms. Wilkins said that the contract for 2014 will actually cost \$18,188 less than it did in 2013, as they have eliminated the LPN and will use one RN who will provide an in-house clinic at the jail eight hours a day, four days a week, and a paramedic for weekend on-call. The mileage and office supply costs have decreased for 2014 as well. Ms. Cochran said that having a paramedic determine if an inmate needs to be taken to the emergency room, rather than automatically transporting them, will save quite a bit of money as well. She added that they do intake screenings on all new inmates to assess their medical history, and each new inmate is tested for TB prior to being placed into general population.

Mr. Lyons asked the sheriff if he is satisfied with the program and the contract, to which he replied that the arrangement is working quite well and he is pleased with the reduction in cost.

Mr. King made a motion to sign the Lincoln Community Hospital and Lincoln County Inmate Healthcare Services 2014 Proposal. Mr. Stone seconded the motion, which carried unanimously.

While the sheriff was still there, Ms. Devers asked the commissioners to review the Equitable Sharing Agreement and Certification showing that no Justice or Treasury funds were received by the sheriff's office. Sheriff Nestor explained that he is required to complete a form each year regardless of whether or not the county is receiving forfeiture funds, which it is not. Mr. Stone made a motion to sign the certification, Mr. King seconded the motion, and it carried unanimously.

Mr. King also asked to give his commissioner report while the sheriff was there, as the question he had concerned growing hemp and whether or not it is legal. He explained that he had received a phone call from a farmer north of Genoa who had asked about it. Sheriff Nestor said that they may need to check with County Attorney Stan Kimble or see what specifically was included when the commissioners passed the ordinance banning marijuana facilities in the county. It is illegal by federal standards and residents would lose any federal benefits, including crop insurance, and would not be eligible for federal programs if they do grow hemp.

County Assessor Jeremiah Higgins arrived at that time and commented that his office has had a few calls asking about it, but since there is no market for it and no means of transport in the area he didn't see how anyone could even consider growing it as a crop.

Sheriff Nestor said that he will be attending a meeting this week where they intend to review the statute and discuss how to go about enforcing it. He added that the way he understands it, each individual can only have six plants for recreational use, so hemp farms or large crops will need to be addressed legally when they are discovered.

Mr. Higgins said he and his staff are not comfortable with how to handle the situation, asking if they should report it to the sheriff if they do come across a large crop. He would like to meet with Sheriff Nestor to discuss it.

The sheriff left and Mr. Higgins said that County Treasurer Jim Covington would not be meeting with the commissioners as the agenda indicated, but he did have both service agreements with Harris Systems USA, Inc. in his possession for the Board's signature. Signing the agreements will void any other contracts that are currently in place, and according to Mr. Higgins, they will be able to terminate this agreement ninety days prior to the end of the year if they send a letter requesting the termination. Since Harris Systems bought out CCI, Mr. Higgins said there may be a possibility that they will be able to retain their equipment. The tax roll was finished and sent to the printer, and although the tax notices may be mailed a week later than usual, Mr. Higgins said that it was a relatively smooth transition from CCI to Harris. Tyler Technologies is moving forward and has provided information to him, which he feels is a good sign.

Mr. King made a motion to approve the service agreements with Harris Systems USA, Inc. for the Assessor's and Treasurer's computer systems. Mr. Stone seconded the motion, which carried unanimously.

Mr. Higgins asked if the Board had discussed the official county road map any further and offered to bring each commissioner a map to give to their road foremen to see if they had any changes to make to it. Once that is done, he said they could overlay the current map in the commissioner's room and adopt it as the official county map. The Board agreed.

The Assessor's office is in need of a new paper shredder, and Mr. Higgins provided a quote on an industrial strength shredder in the amount of \$2,249. Mr. Higgins said he is looking at other options, but wanted the commissioners to be aware that he may need to purchase the shredder.

After the Assessor had gone, Mr. Stone made a motion to approve the minutes from the meeting held on December 30, 2013, as submitted. Mr. King seconded the motion, which carried unanimously.

The Board reviewed the December 2013 report from the County Treasurer, and a notice from the Division of Reclamation, Mining and Safety advising that the application submitted by Pine Bluffs Gravel & Excavating, Inc. is scheduled for consideration on March 24, 2014.

After reviewing information prepared by the 18th Judicial District, Mr. King made a motion to adopt a resolution certifying the costs of prosecuting crimes alleged to have been committed by

persons in the custody of the Department of Corrections. Mr. Stone seconded the motion, which carried unanimously.

At a regular meeting of the Board of County Commissioners of Lincoln County, Colorado held in Hugo, Colorado on January 7, 2014 there were present:

Ted Lyons, Chairman	Present
Greg King, Vice Chairman	Present
Douglas D. Stone, Commissioner	Present
Stan Kimble, County Attorney	Absent & Excused
Corinne Lengel, Clerk of the Board	Present
Roxie Devers, County Administrator	Present

when the following proceedings, among others, were had and done, to-wit:

**A RESOLUTION CERTIFYING COSTS OF PROSECUTING CRIMES
ALLEGED TO HAVE BEEN COMMITTED BY PERSONS IN THE CUSTODY
OF THE DEPARTMENT OF CORRECTIONS**

RESOLUTION #871 It was moved by Commissioner King and seconded by Commissioner Stone to adopt the following resolution:

WHEREAS, C.R.S. § 16-18-101(3) provides that the Colorado Department of Corrections (CDOC), from annual appropriations made by the general assembly, shall reimburse the county or counties in a judicial district for the costs of prosecuting any crime alleged to have been committed by a person in the custody of the department; and

WHEREAS, C.R.S. § 16-18-101(3) provides that the county or counties shall certify these costs to the CDOC; and

WHEREAS, C.R.S. § 16-18-101(3) provides that the provisions of C.R.S. § 16-18-101(3) shall apply to costs that are not otherwise paid by the state; and

WHEREAS, Exhibit A to this resolution describes costs of prosecuting crimes alleged to have been committed by persons in the custody of the CDOC, in matters prosecuted by the Office of the District Attorney for the Eighteenth Judicial District, which serves Arapahoe, Douglas, Elbert and Lincoln Counties; and

WHEREAS, the Office of the District Attorney for the Eighteenth Judicial District has confirmed the accuracy of these costs to Arapahoe, Douglas, Elbert and Lincoln Counties, and the Counties are now forwarding and certifying such costs to the CDOC relying on such District Attorney confirmation.

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Lincoln County as follows:

1. The costs in Exhibit A (Billing Percent) are certified to the department of corrections.

2. The costs in Exhibit A (Billing Percent) have not otherwise been paid by the state.

Upon roll call the vote was:

Commissioner King, Yes; Commissioner Stone, Yes; Commissioner Lyons, Yes.

The Chairman declared the motion carried and so ordered.

Board of County Commissioners
of Lincoln County

ATTEST:

Clerk of the Board

Information received from Berenbaum, Weinshienk, PC concerning an update of the Lincoln County, Colorado Employees' Pension Plan and Trust was also reviewed, Ms. Devers stating that the plan must be updated to comply with federal regulations. She and Mr. Lyons both are required to sign the documentation, and she will have to sign the Power of Attorney. Once approved by the Board, the plan, along with payment of \$2,500, will need to be submitted to the U.S. Treasury for approval.

Mr. Stone made a motion to authorize the proper signatures on the documents updating the Lincoln County, Colorado Employees' Pension Plan and Trust. Mr. King seconded the motion, which carried unanimously.

At 10:00 a.m., Public Health Director Sue Kelly met with the Board to give her monthly report and present for signature the Core Immunization contract in the amount of \$5,987. She said that the contract may be amended, as the state funds only run from January through June, so they may receive additional funding in July.

Mr. King made a motion to sign the Immunization Core Services Project contract with the Department of Public Health and Environment in the amount of \$5,987. Mr. Stone seconded the motion, which carried unanimously.

Ms. Kelly then gave her monthly report, stating that they used up the flu vaccine and she ordered several more doses. The department will not be getting the new medical refrigerator from CDPHE as anticipated, due to lack of funds, but they have been put on a waiting list. They've received authorization to bill Medicare for flu shots, Heike Adams has almost

completed the Level I WIC training, and forty middle and high school students in the Genoa-Hugo School have responded to the tobacco use/attitudes survey. They will offer it in the Limon School next. Ms. Kelly said they finished their EPR deliverables that were due on December 13, and they have been cleaning out old files and completing quarterly reports in preparation for 2014.

When Ms. Kelly left, Mr. Stone reported speaking with Ms. Devers about the FEMA project on January 2. He had tried to contact David Seymour to discuss the discrepancies in figures on the reports, but had gotten no response, so he spoke with the truck drivers who had hauled the materials and discovered that their figures agreed with Ms. Devers'. He concluded that they may just have to forget about submitting the \$800 that it cost the county to put in the culverts and request funding for the hydrology study and reimbursement of the culverts instead. Ms. Devers said that she'd received the proposal for the hydrology study and sent it to Mr. Kimble who had found a couple of items that he didn't particularly like, but she had not gotten his changes back yet. She will submit it to JR Engineering once she receives Mr. Kimble's changes and see if they are acceptable to the company.

Mr. Stone continued his report by stating that they'd gotten some snow in his district, so he checked the areas where the tumbleweeds were the worst along the ditches to see if drifting was a problem, but it wasn't.

Mr. Lyons reported receiving a phone call from Chris Bledsoe asking if there was any way someone from the Flagler area could be on the hospital board, but Mr. Lyons told him state statute dictates that board members must live in the county where the hospital is located. Mr. Bledsoe was going to speak with Representative Tim Dore about it to see if there are any exceptions. Mr. King wanted to know if the representation on the board had to come from different areas of the county, but Mr. Lyons said it does not matter, as there are currently three members from Hugo. He added that the western portion of both Cheyenne and Kit Carson counties tend to use Lincoln Community Hospital, so Mr. Bledsoe was hoping for representation from the Flagler area.

On January 3, Mr. Lyons reported receiving a phone call from Dave Hubbard who asked if anyone had submitted letters of interest for the fair board vacancies. Ms. Devers said she had received none since Tom Lee's.

Mr. Lyons had gone by the landfill and spoken with Mick Jaques, who told him Tony Wernsman projects there are another two-and-a-half to three years of life left in the current cell. Mr. Lyons expressed the need to begin planning for opening a new cell in the 2014 budget, as the new regulations are much stricter and the county may have to do more extensive planning than in the past. He felt that the commissioners also need to be thinking about how much of the courthouse parking lot they want to replace either in the spring and fall, or this summer, since it will require all three road crews working together to get it done.

Ms. Devers asked Mr. Stone if he wanted his new road foreman to have a county credit card, and Mr. King made a motion to allow Monty Mattson to have a county credit card with a \$500 limit. Mr. Lyons seconded the motion, which carried unanimously.

Ms. Devers had received the bill for the courthouse roof and asked Travis Nall if he had inspected it again to his satisfaction. He told her that he and one of the supervisors with Alliance Roofing had looked at it and it was better than before, but the crew had also done further work after the inspection and he hadn't been up there again since.

Lastly, Ms. Devers said that the commissioners had a separate email address and wanted to know if they wanted to keep it or if she should cancel it and use hers for correspondence intended for the commissioners. The Board agreed they did not need the extra email address.

There was no old or new business, so the commissioners approved additional expense vouchers for the month of December and then, with no further business to come before the Board, the meeting was adjourned until 9:00 a.m. on January 14, 2014.

Corinne M. Lengel, Clerk to the Board

Ted Lyons, Chairman