

Board of County Commissioners of Lincoln County
Agenda for October 20, 2014

9:00 Call to order and Pledge of Allegiance

9:00 Will Glass to further discuss dismantling of several mobile homes

10:00 Extension Office Director Travis Taylor to discuss the fair royalty and fundraising

10:30 Public Health Nurse Heike Adams to give the September monthly report and to present for signature the Immunization Core Services contract

11:00 Greg Etl, the Department of Local Affairs Regional Manager for the Northeastern Region counties, to discuss the county's application for an Energy/Mineral Impact Assistance grant

1. Approve the minutes from the October 7, 2014 meeting
2. Cancel Road & Bridge check 26890 written to Osborne's Supermarket for \$9.27 on October 8, 2014 since it was paid twice
3. Review the September report from the County Clerk and the report of revenues and expenditures for County General
4. Review the response from the Colorado Division of Water Resources to Gary and Steve Beedy concerning the commercial uses of several of their wells
5. Review the Discharge Monitoring reports for the county landfill for the 3rd quarter of 2014
6. Review the draft of the Revolving Fund Pre-Loan Planning/Design Assistance application prepared by GMS Inc., Consulting Engineers to assist with the cost of the application for a lift station for the county fairgrounds
7. Review the renewal application submitted by Tri-County Fire Protection District/Tri-County Volunteer Fire Department for their ambulance service
8. County Commissioner reports
9. County Administrator's report
10. County Attorney's report
11. Old business
12. New business

The Board of Lincoln County Commissioners met at 9:00 a.m. on October 20, 2014. The following attended: Chairman Ted Lyons, Commissioner Doug Stone, County Administrator Roxie Devers, clerk to the Board Corinne M. Lengel, and commissioner-elect Ed Schifferns. Commissioner Greg King was absent and excused, and County Attorney Stan Kimble attended in the afternoon.

Chairman Lyons called the meeting to order and led the Pledge of Allegiance. Dave Smith with HIP (Hugo Improvement Partnership) attended a portion of the meeting, and County Treasurer Jim Covington attended the first two discussions.

At 9:00 a.m., Will Glass and Ron Jolly met with the Board to further discuss dismantling mobile homes. They provided several estimates for clearing property, replacing wheels and/or axles, disconnecting water and sewer lines, and possible permits for transport of the mobile homes: Travers property, \$5,000; Gould property, \$5,000; Fields property, \$5,000 (possibly more depending on the condition of the house); and the Dine property, \$12,000 or more, based on clearing the property of trees and bushes and splitting the double wide trailer and addition.

Mr. Covington said that the landowner has considered redeeming the Travers mobile home, adding that he had called Stan Kimble to ask if any of the landowners had responded to his letter, but he hadn't been able to get in touch with him.

Mr. Lyons said the estimate was far more than he had anticipated and felt they should hold off on doing anything further at this time. Mr. Covington asked if that meant that he should not go forward with the deed process to put the mobile homes in the county's name, stating that if it isn't done, the mobile homes will simply remain on the tax rolls as tax lien sale items. Since the 2014 tax lien sale is November 15, he added that the commissioners would have to wait until after that time to proceed since there is still time for property owners to redeem the taxes. Ed Schifferns asked if the landowners could require that the county do something with the trailers, but Mr. Covington responded that the county would not be responsible unless the mobile homes are actually deeded to Lincoln County.

Mr. Glass and Mr. Jolly left and Ms. Lengel said she had asked Mr. Covington to stay as she wanted the Board to be aware of circumstances that arose the previous week regarding a county check from the Road & Bridge fund to Martin Marietta Materials. Although the check had been sent to Texas, someone in a bank in New Jersey had tried to deposit it in their personal account. Mr. Covington said he believed it was likely mail fraud and said he would speak with the Hugo Postmaster about it, as well as stop payment on the check since it was for a large amount. Ms. Lengel said she would also inform Mr. Kimble later in the day, as well as Sheriff Nestor.

Mr. Stone made a motion to approve the minutes from the meeting held on October 7, 2014, as submitted. Mr. Lyons seconded the motion, which carried.

Mr. Stone made a motion to cancel Road & Bridge check #26890 in the amount of \$9.27, issued to Osborne's Supermarket on October 8, 2014, since it was paid twice. Mr. Lyons seconded the motion, which carried.

Mr. Stone also made a motion to cancel Road & Bridge check #26888 in the amount of \$23,608.64 issued to Martin Marietta Materials on October 8, 2014, due to mail fraud. Mr. Lyons seconded the motion, which carried.

The Board reviewed the September reports from the County Clerk, the reports of revenues and expenditures for the County General and Public Health departments, and the response from the Colorado Division of Water Resources to Gary and Steve Beedy concerning the commercial uses of several of their wells.

Ms. Devers stated that there was no discharge from the three different locations that the county is required to monitor, so Mr. Lyons signed the Discharge Monitoring reports for the county landfill for the third quarter of 2014.

After reviewing the draft of the Revolving Fund Pre-Loan Planning/Design Assistance application prepared by GMS, Inc., Consulting Engineers to assist with the cost of the application for a lift station for the county fairgrounds, Mr. Stone made a motion to sign the application. Mr. Lyons seconded the motion, which carried.

The Board reviewed the renewal application submitted by Tri-County Fire Protection District/Tri-County Volunteer Fire Department for their ambulance service, and Mr. Stone made a motion to adopt a resolution approving the renewal application. Mr. Lyons seconded the motion, which carried.

At a regular meeting of the Board of County Commissioners of Lincoln County, Colorado held in Hugo, Colorado on October 20, 2014 there were present:

Ted Lyons, Chairman	Present
Greg King, Vice Chairman	Absent & Excused
Douglas 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:

RESOLUTION #890 It was moved by Commissioner Stone and seconded by Commissioner Lyons to adopt the following resolution:

WHEREAS, pursuant to the Colorado Emergency Medical Services Act, Section 25-315.101, et seq., C.R.S., the Board of County Commissioners has the authority to establish requirements for the

inspection, licensure, and operation of ambulance services, ambulance personnel, and ambulance vehicles operating in the county; and

WHEREAS, the Lincoln County Commissioners adopted Resolution #651 and thereby established rules and regulations governing the licensure of ambulance services operating within Lincoln County; and

WHEREAS, the Tri-County Fire Protection District has presented the Board of County Commissioners with an application to license the ambulance service and to permit their ambulance as a basic life support vehicle; and

WHEREAS, upon review the Board of County Commissioners determined that the documentation presented met the rules and regulations established under Resolution #651;

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Lincoln County that the Tri-County Fire Protection District is hereby authorized to provide ambulance service in Lincoln County with a basic life support ambulance.

Upon roll call the vote was:

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

At 10:00 a.m., Extension Office Director Travis Taylor met with the Board to discuss the fair royalty and fundraising. He asked if there are regulations regarding fundraising for the queen and her court if they want to attend non-required events. Some of the court would like to attend events such as Cheyenne Frontier Days or the National Western Stock Show, but since those events are not a requirement, there is no travel money budgeted for them. Ms. Devers told him that the county auditor does not allow various departments to have their own checking accounts, so unless people donate to the queen personally, there would be no place to keep any money or to spend the funds from. She suggested using the 4-H Foundation as a pass-through to hold any funds they raise, but added that she wasn't sure if that was even a possibility. Mr. Taylor said the topic was discussed at the last fair board meeting. He asked if the commissioners had decided to increase the Royalty line item in the 2015 budget as requested and when Mr. Lyons said they had agreed to do so, Mr. Taylor stated that he has a problem with the royalty soliciting funds in the name of the county. Ms. Devers said the option

that would best protect the girls would be for them to incur the expenses themselves, keep track of all of their receipts, and then seek donations for reimbursement.

Mr. Taylor said they had discussed forming a Queen's Foundation at one time so that they could raise funds for the future, but Ms. Devers told him they would then have to form a 501c3, which would not be worth it for the small amount of money that would be raised.

Mr. Taylor asked how things were progressing with the annex building and Ms. Devers said that John Mohan is working on getting quotes. She also called the engineer for a soil sample, but he was on vacation.

Ms. Devers asked Mr. Taylor some questions about the 2015 budget and when they would expect the new county agent to start since that person will be a county employee. Mr. Taylor said he would contact CSU to find out if they are definitely planning on him rolling into the CSU agent position. If so, the Board agreed that June would be the best time for the county agent to start.

After Mr. Taylor left, Mr. Stone reported checking roads on October 8, adding that they were putting in the new culverts on County Rd T. On the Ninth, he checked the progress and they finished the work, opened the road, and graveled. After receiving two inches of rain in the area, Mr. Stone again checked the road on October 9 to make sure that the culverts were working properly. On October 13, he received a complaint that the road by Scot Oliver's was washed out, so the road crew fixed it on the Fourteenth. Mr. Stone said he also spoke with Road Foreman Monty Mattson about the tumbleweeds, stating that something must be done with them before wintertime as they are piled twelve feet high in areas. Mr. Schiffers asked if they have received enough moisture that they could be burned but Mr. Stone responded that the majority of them are in a ditch directly under a power line. On October 15, Mr. Stone again stopped by the county shop to speak with Monty Mattson about flu shots, and some of the road crew came to Hugo to get them.

At 10:30 a.m., Public Health Nurse Heike Adams met with the Board to give the monthly report and to present the Immunization Core Services contract for their signature. Mr. Stone made a motion to sign the contract in the amount of \$8,785, and Mr. Lyons seconded the motion, which carried. Ms. Adams then gave the department's report and answered several questions about the Ebola virus. She is very impressed with Colorado for being proactive and feels that the state is way ahead of other states in that respect. She is posting facts regarding Ebola on the Public Health Facebook page, and has also developed a fact sheet for the local newspaper regarding the virus. Mr. Schiffers asked about wearing protective gear and Ms. Adams' response was that if nurses are not given enough time to properly remove the gear, they should not be given new patients to see immediately following the process. Unfortunately, she added, healthcare has become a business rather than a public service and there needs to be more commitment toward training and education of healthcare professionals in how to manage Ebola cases.

At 11:00 a.m., Greg Etl, the Department of Local Affairs Regional Manager for the northeastern region counties, met with the Board to discuss the county's application for an Energy/Mineral Impact Assistance grant. He stated he was there to ask the commissioners to withdraw the grant application based on the county's high fund balance and the 12 mill property tax credit given to county property owners, adding that there is no way the grant will be approved. Mr. Stone made a motion to withdraw the Energy/Mineral Impact Assistance grant application submitted for work on County Road 109. Mr. Lyons seconded the motion, which carried. Mr. Etl added that it looked like a piecemeal project, and for future projects they should keep in mind that improving the entire road may get them further than trying to improve certain sections of a road.

Ms. Devers explained that Emergency Manager John DeWitt was having trouble getting any further payment from FEMA regarding the flooding in the southern portion of the county last year because he was told they were out of funds. Mr. Etl said that CDBGDR funds may be available, which are Community Development Block Grant Disaster Recovery funds. He added that if those funds aren't available, there may be some emergency funds that could be applied for since the damage was caused by flooding.

John DeWitt was asked to come down and give further information and said that he was asked to do a site inspection and damage assessment and had found 125 different sites. He estimated \$156,000 in damages and told Mr. Etl that he could forward the IDA he put together. Mr. Etl said that he would look at the CDBGDR funds first since they are distributed through OEM and would then look into the emergency funds if the former were no longer available.

Mr. DeWitt left and Mr. Etl asked the commissioners if the county would be interested in the alternative fuel program. CDOT, through the Governor's Energy Office, is paying for alternative fuel stations along the Front Range corridor. They would like to put stations along I-76 and I-70 as well. He has mentioned it to town of Limon Manager Dave Stone and wanted the commissioners to know that there is currently money available if they would like to consider it.

After Mr. Etl left, Mr. Lyons reported meeting with Chris Monks on October 9 and they talked about spraying the same material on County Road 26 that they used on Raines Road in Limon several years ago. He attended the Hugo town board meeting on October 13 where they discussed the fairgrounds and tying into the town's sewer system. One of the town trustees would like to see the engineer's report when it is completed, and another wanted to make sure that six inch pipe is used. On October 17, Mr. Lyons drove out by the windbreaks that were planted along County Rd 2W, stating that they have done very well and look good. He commented that if there is ever another opportunity to plant more of them, the commissioners should keep it in mind.

Ms. Devers stated that each year the Department of Revenue requires that a county representative be appointed to receive confidential information concerning local sales tax collected and administered by the Department on behalf of the county. In the past, she has been designated to receive that information. Mr. Stone made a motion to sign the

Memorandum of Understanding for Control of Confidential Data with the Colorado Department of Revenue, designating Roxie Devers as the county representative to receive confidential information concerning local sales tax collected. Mr. Lyons seconded the motion, which carried.

Since the DOLA grant application was pulled, Ms. Devers said they will have to do further work on the 2015 budget. She asked the commissioners to check with their road foremen to see if they had any particular equipment or other purchases that they will want to reconsider. She suggested they meet with the road foremen again on November 7.

Ms. Devers reported that the county will be getting two new railroad cars for the roundhouse and Dee Ann Blevins with RPI asked the Tourism board if they would donate \$7,000 to pay for the installation of the cars, which will require trucking and crane operations. Lodging/Tourism will only contribute \$4,000 of the requested amount, so Ms. Devers said she would contact Jeff Wiepking to see if he would consider also providing some of the funding.

As for old business, Ms. Devers said that Wayne Nestor with the town of Hugo had called and said that if the town digs the holes for the urns at the cemetery, they will charge \$50 for each urn. However, the county is welcome to dig the holes once the town designates the spots.

When the meeting reconvened at 1:00 p.m., Ms. Lengel said she had asked Sheriff Nestor to come over so that he and Mr. Kimble could both hear the discussion regarding the county check presented for deposit in a New Jersey bank account. Once she had explained the situation, the sheriff suggested filing a local report and asked Ms. Lengel to provide copies to him.

Mr. Kimble brought up the overweight permits for trucks while the sheriff was there, stating that he had received information from other counties regarding passing an ordinance. Since several of the counties do not have the resources where enforcement is concerned, they do not have ordinances. The sheriff said he would have to ask for the state's portable scales if he were to try and enforce overweight limits, adding that he has no problem doing that if the Board wants him to. Mr. Kimble said that they could go ahead and pass an ordinance but Sheriff Nestor said they could get the scales any time without having to pass an ordinance. Mr. Kimble asked if the road damage is extensive or just aggravating, and Mr. Lyons said he wasn't sure how anyone could pin all the damage on the oil companies, especially since many farmers use the routes as well. The sheriff repeated that there isn't much enforcement he can do without scales, but they could have them set up on County Road 109 and County Road 3X if the commissioners are so inclined. He asked them to let him know what they decide and added that he didn't feel an ordinance would help much. Mr. Stone agreed. Ms. Devers suggested contacting the oil companies and asking them to help pay for the damages, as it certainly couldn't hurt.

Sheriff Nestor left and the group discussed procedures for the road policy hearing coming up on October 30.

Mike Kelly with Black Hills Energy stopped in to ask if the new meter for the backup generator should be included on the courthouse bill or with the resource center and Ms. Devers told him to include it with the courthouse.

Mr. Kimble reviewed the estimate Will Glass presented earlier in the day and said he'd spoken with the manager at the Limon Mobile Home Park who told him that he would like to get the Gould mobile home out of the park. He will move forward with that particular trailer and Ms. Devers asked him if road crews could haul the others off if the county were to take title of them. Mr. Kimble affirmed that it would not be a problem, adding that he should hear more this week regarding the trailer in Limon. Mr. Stone felt they should get rid of the mobile homes in Limon and Genoa and not worry about the others at this time.

Ms. Devers had received a letter and questionnaire from GMS regarding sewer data for the fairgrounds and Mr. Lyons helped answer what questions he could. She had also received a check from Cascade Petroleum in the amount of \$1,570.40 for the lease of 39.26 acres of county-owned mineral interests and asked if the Board remembered if \$40 per acre was the agreed-upon amount. Both Mr. Lyons and Mr. Kimble said that it was correct.

With no further business to come before the Board, the meeting was adjourned until 9:00 a.m. on October 30, 2014.

Corinne M. Lengel, Clerk to the Board

Ted Lyons, Chairman