

Board of County Commissioners of Lincoln County
Agenda for April 20, 2015

9:00 Call to order and Pledge of Allegiance

9:00 Kevin Stansbury, CEO of Lincoln Community Hospital and Care Center, to discuss the hospital's strategic plan, to give an update on the helipad and to answer questions the Board may have concerning other issues

10:00 Public Health Director Sue Kelly to give her monthly report

11:00 Gary Lewman to request a free day at the county landfill

1:00 Patrick Addy, who resides in the Falcon Ranch Subdivision, to discuss road access into his property and that for other residents of the subdivision as well

1:45 Sheriff Tom Nestor and Captain Michael Yowell to request a network upgrade and to discuss the Cooperative Wildfire Agreement between the State of Colorado and Lincoln County and the County Sheriff

1. Approve the minutes from the April 6, 2015 meeting
2. Review the March 2015 report from the County Clerk
3. Review the March 2015 reports of revenues and expenditures for Capital Projects, Conservation Trust, County General, E911, Landfill, Library, Lodging/Tourism, Public Health, Road & Bridge and the individual road districts
4. Review the results of a monitoring completed by the Office of Economic Development & International Trade on Community Development Block Grant #F09CDB085
5. Review the final Engineering Report on the proposed sewage lift station at the fairgrounds
6. County Commissioners reports
7. County Administrator's report
8. County Attorney's report
9. Old business
10. New business

The Board of Lincoln County Commissioners met at 9:00 a.m. on April 20, 2015. The following attended: Chairman Greg King, Commissioners Doug Stone and Ed Schifferns, County Administrator Roxie Devers, and Clerk to the Board Corinne M. Lengel. County Attorney Stan Kimble attended in the afternoon.

Chairman King called the meeting to order and asked Mr. Stone to lead the Pledge of Allegiance. Kevin Stansbury, CEO of Lincoln Community Hospital and Care Center, met with the Board to discuss the hospital's strategic plan, to give an update on the helipad, and to answer any questions the commissioners may have.

Mr. Stansbury provided a handout summarizing a list of recent activities, which included the approval of the LCHCC mission and vision statements and values, as well as their key strategic goals: quality, revenue, environment of care, expense management and staff development.

The Hugo town board approved the building permit for the placement of facilities that will support the AirLife helicopter service at their current helipad, so they will move forward with that project. AirLife will be seeking local contractors to place the maintenance building, helicopter hangar, and fuel storage facility on site. There are some outstanding issues; such as, the transfer of property from the school district to the county, the placement of a sidewalk to benefit students (which will be paid for by the hospital), identification of a location for the AirLife crew quarters, negotiation of leases between AirLife and the county to allow LCHCC to receive proceeds from the lease, and fuel storage issues. The old People's Regional Clinic building south of the hospital seems to be an ideal location for the crew quarters, but since the current building is in disrepair, Mr. Stansbury felt the best thing to do would be to tear it down and let AirLife move in a modular. The property would need to be transferred to the county first, and Mr. Stansbury said that this is a preliminary idea but worth pursuing further. The fuel storage issues seem to be worked out, as AirLife is fully aware of the regulations that will need to be followed in order to place the tank. They will do whatever is required and necessary. The plan is to install a 2,000 gallon double-walled tank above ground with a concrete bunker around it to contain spillage. Ms. Devers wanted to know if AirLife will provide documentation showing they are in compliance with the regulations for the county's insurance, and Mr. Stansbury said he would check and provide a copy if so. Ms. Devers also asked that the county be listed as additional insured.

Mr. Stansbury went on to say that they would like to place some billboards along the main thoroughfares in Lincoln County in order to advertise the numerous healthcare services that LCHCC has to offer. He asked for information and Ms. Devers suggested he contact Travis Miller with CDOT. They would also like to improve the environment around the hospital and have several ideas of how to do so; including landscaping and the removal of the Conex containers and storage buildings. The plan is to build a patio or deck and add grass and a possible garden area. Gift of Life has donated some funds and they may also be able to use some lottery money for the project. Mr. Stansbury asked if the county has any surplus road base material they could use to stabilize the area and was told to speak with Chris Monks. They hope to build a better parking area for employees in order to keep them from having to park

along the street, and Mr. Stansbury would also like to develop a place south of the helipad where trucks can park. Ms. Devers told him to be sure and let Chris Monks know that any materials provided by Road and Bridge can be paid for from the Capital Projects budget rather than the Road and Bridge budget.

Lastly, Mr. Stansbury asked about the county's health insurance plan and if there would be a problem with the hospital looking into joining the pool. Ms. Devers told him she would get him contact information.

The Board agreed to meet with Mr. Stansbury on a quarterly basis, and then Mr. Schifferns asked him what would happen to the food bank if they decide to tear down the old People's Regional Clinic. Karen Kovar had contacted him and was concerned with what they would do. Ms. Devers also asked where the current LCHCC staff that uses the building would move to if they build a crew quarters for the AirLife crew. Mr. Stansbury responded that they are looking into leasing the abandoned weather station on State Road 71. The federal government apparently owns the property and currently carries a thirty-year lease with BOCES for \$1. LCHCC is asking for the same terms.

Mr. Stone wanted to know if there were any problems with staffing the hospital, but Mr. Stansbury said they are in pretty good shape right now with certified nurse assistants, nurses, doctors, and emergency room doctors.

Mr. Stansbury left and David Churchwell, the new general manager of K.C. Electric Association, introduced himself to the group and visited briefly with the commissioners.

Mr. Schifferns made a motion to approve the minutes from the meeting held on April 6, 2015, as submitted. Mr. Stone seconded the motion, which carried unanimously.

The Board reviewed the March 2015 report from the County Clerk, the March 2015 reports of revenues and expenditures for the Capital Projects, Conservation Trust, County General, E911, Landfill, Library, Lodging/Tourism, Public Health, and Road & Bridge funds, and the reports from the individual road districts. The results of the monitoring completed by the Office of Economic Development & International Trade on Community Development Block Grant #F09CDB085 were also reviewed.

At 10:00 a.m., Public Health Director Sue Kelly met with the Board to give her monthly report. Ms. Kelly updated the commissioners on vital records, communicable disease, immunizations, WIC, STEPP, and child health, as well as EPR and administrative activities. CDPHE offered an additional \$15,000 for the time period of April 1, 2015, through September 30, 2016, specifically for Ebola containment. Ms. Kelly requested approximately \$11,000 of that amount for appropriate use in Lincoln County, as she felt \$15,000 was simply too much. The funds can be used for PPE (personal protective equipment), for training, and to update their plans. Mr. Schifferns was concerned with first responders and those who transport patients, but Ms. Kelly said they would most likely be aware of the situation beforehand and, if not, normal

precautions should suffice to keep medical personnel and volunteers safe. She added that any information received will be shared with EMS. Ms. Kelly distributed the 2014-2015 Local Public Health Improvement Plan Implementation Progress Report from the Office of Planning and Partnerships and then commented that she will be in search of an EPR Coordinator before the end of the year, as Bill Rusher plans to retire.

Gary Lewman arrived early for his appointment with the Board to request a free day at the landfill, so the commissioners met with him at 10:40 a.m. He informed the group that the town of Limon is having a citywide clean-up this week and they would like to allow people to bring their items to the trucks provided by the town free of charge. He felt the town would provide four or five dump trucks and a roll-off for the project. Mr. King wanted to know why the town didn't just do it and pay the standard fee. Ms. Devers told him that the town of Hugo had done a city clean-up day once and the county had waived the landfill fees at that time. Mr. Lewman said they would, of course, not allow liquids, tires, or hazardous materials, and added that they have been advertising the clean-up in the local papers. Mr. Schifferns said everything would have to be sorted prior to reaching the landfill and wanted to know who would be doing that, but Mr. Lewman did not have that answer. Ms. Devers added that refrigerators are not accepted unless they have a certificate indicating the Freon has been drained. Mr. Schifferns said they would probably have to provide the same service to all of the towns in the county if they do it for Limon, and a call was placed to Limon Town Administrator Dave Stone to discuss the subject.

Mr. Stone indicated that everything will be sorted before being taken to the landfill, they intend to have a manned roll-off located at the skating park on Thursday, and everything will be hauled to the landfill on Friday. He didn't expect a lot of participation and stated that the roll-off and perhaps one other truck would probably be adequate to haul the items away. Ms. Devers explained that old TVs and computers that do not have flat screens would need to be sorted separately and recycled, and that parties dropping them off would have to pay \$10 each for them.

The commissioners thanked Mr. Stone, and Mr. Schifferns made a motion to support the town of Limon citywide clean-up and waive the landfill fees on April 24, 2015, for the town of Limon. Mr. Stone seconded the motion, which carried unanimously.

Ms. Devers had received a call from Mick Jaques asking if the commissioners had chosen a free landfill day, as he would like to schedule his shoulder surgery. A call was placed to Mr. Jaques and the Board agreed to May 16 as the free day, with an alternate date of May 30 should there be inclement weather on May 16. Mick was also informed of the plans just discussed for Limon's citywide clean-up.

Upon reviewing the final Preliminary Engineering Report from GMS, Inc. for the proposed sewage lift station at the county fairgrounds, the Board discussed applying for a DOLA grant and whether or not the time to do so would be worth the effort. Mr. King wanted something in writing from Greg Etl that would guarantee the county's application would at least be looked at,

but Ms. Devers said she didn't think that would be possible. The report indicated the county could conceivably obtain a grant for \$188,000 and Mr. Stone said he felt they should at least apply for it. Mr. Schifferns agreed. Mr. King said they may even be able to save enough money to cover the cost of moving the annex building if they decide to do so.

Mr. Stone made a motion to accept the final preliminary engineering report from GMS, Inc. and that no changes are necessary at this time. Mr. Schifferns seconded the motion, which carried unanimously.

Mr. Stone reported stopping by the county shop on April 6 after the commissioner meeting. On April 7 he met with Monty Mattson and checked roads. The road crew was hauling chipping rock from Limon and someone had piled a bunch of tumbleweeds on one of the county roads in District Three. On April 10, he checked on the oil well at Britten's and stated that Pioneer is going to frack it. He spoke with Monty again on April 14 and was told the oil company is moving from the other well down there. Mr. Stone checked roads on April 15, and then checked on tumbleweeds blowing out onto County Rd T on April 16. Ms. Devers read a letter from Pat Durham commending the commissioners, road foremen, and county for having the best graveled roads in southeast Colorado. He also thanked Mr. Stone, Mr. Mattson, and Chris Monks for employment opportunities. Mr. Stone said he was sorry to see Mr. Durham go, as he was an exceptional employee.

Mr. Schifferns reported receiving a call from Karen Kovar on April 8 regarding the food bank and her concerns for where they would go if the LCHCC tears down the old People's Clinic. Ms. Devers said she would contact MayeGene Lee and see if she may have something available for them. On April 10, Mr. Schifferns checked roads and then stopped in at the fairgrounds to check on the Ellis Allen building. While there, he spoke with Fairgrounds Manager Julie Joffe. On April 13, he spoke with Chris Monks who told him they finished hauling the sand at Jim Smithburg's turnout and also fixed a culvert and straightened out a road in District One. They were also hauling sand on County Rd 2W and had unloaded sixteen ton of chipping rock from the train in Limon that week. On April 15, Mr. Schifferns attended the Southeast & East Central Recycling meeting in Las Animas and relayed some of the information he had obtained regarding dumpsters to the town of Arriba. He also spoke with Chris Monks again and they are extending culverts on County Rd 2W.

Mr. King reported he and some of the road crew attended Balyn Brent's funeral on April 7. He also stopped by Jim Andersen's and picked up the Cooper Clark grant application paperwork for the Karval pre-school, which he dropped off to Ms. Devers. He was asked to inspect the Ellis Allen building on April 8, which he did, and said it looks very nice. He came to the courthouse on April 9 and signed paperwork for Land Use Administrator John DeWitt, and on the Thirteenth, he attended a Lincoln County Economic Development Corporation work session where they worked on the strategic plan. Earlier this morning, he attended an LCEDC meeting. Mr. King said things are going very well for the corporation and he is pleased with Troy McCue's performance as interim director, which is extremely encouraging. Mr. Schifferns said he felt that the town of Hugo may renew their membership in LCEDC next year. Mr. King also reported

that he'd spoken with Mark McHone earlier this morning and Structures Unlimited has finally repaired the damage caused to the Genoa shop building. The *U.S.S. Arizona* artifact was to be shipped last weekend and should arrive soon, and lastly, he spoke with all of the elected officials individually and the majority felt that \$40 would be an adequate increase to the per diem rate.

At 1:00 p.m., County Sheriff Tom Nestor, Jail Captain Michael Yowell, Land Use Administrator John DeWitt, and County Assessor Jeremiah Higgins were in attendance for the discussion with Patrick Addy regarding road access into his property at Falcon Ranch. However, Mr. Addy never arrived for his appointment. The group went ahead and discussed possible options for Falcon Lane that included designating it as an unmaintained county road, which would ensure no one could close it off but which would also turn it into a public road. Mr. Kimble wasn't sure the residents would want that to happen but stated that it would be the only way of making sure no one blocked it off. Sheriff Nestor admitted there is some concern from a law enforcement and medical response perspective as they cannot easily access the property where residents live due to the condition of the road. Not only that, but since there really is no road number, it is difficult for dispatch to determine where a call may be coming from. Mr. Kimble commented that if a petition were brought to the commissioners from *all* of the landowners in that area, the county could easily designate it as a secondary unmaintained county road.

Sheriff Nestor asked if the same problems would occur if someone developed a subdivision now, but Mr. Kimble responded that the county now has regulations to ensure these issues do not happen again. Mr. DeWitt put in that if the Board were to designate it as a county road, he could then assign a road number, such as County Road 1.3, which would help law enforcement and fire and ambulance personnel, as well as those residents along that road.

Mr. Kimble asked Mr. Stone what it would take from the road crew if the Board chose to designate Falcon Lane as an unmaintained county road and was told that they would probably have to elevate portions of it and lay gravel. Without looking at it, he wasn't sure. Mr. Kimble added that something to think about was what kind of precedence it would set for other subdivisions without access roads if the commissioners decide to designate Falcon Lane as a secondary unmaintained county road. He added that the Board could pass a resolution that specified the number of families that were landlocked along Falcon Lane which may help with future requests. Ms. Devers will send Mr. Addy a letter to let him know that he will need to file a petition and Mr. Kimble asked that she make sure to include that the road will become a public road if they petition for it to be opened.

Mr. Higgins left and the sheriff then discussed the Cooperative Wildlife Agreement between the State of Colorado, Lincoln County, and the Lincoln County Sheriff. Sheriff Nestor said there was nothing in the agreement that concerned him and added that other departments are signing without hesitation. Mr. Kimble asked the sheriff if he deals with prescribed burns and Sheriff Nestor responded that he assumed every time they allow a controlled burn it could be considered as a prescribed burn. Mr. Kimble added that it excludes agriculture and burning along ditches, so perhaps there wasn't an issue.

Mr. Stone made a motion to approve the Cooperative Wildlife Agreement between the State of Colorado, Lincoln County, and the Lincoln County Sheriff. Mr. Schiffers seconded the motion, which carried unanimously.

Sheriff Nestor then discussed their request for a network upgrade, stating that the DA's office and courts are now requiring they move to a paperless system, which they cannot do with their current server. He produced a quote from TRIAD Computer Services, Inc. in the amount of \$12,486.11 for an Intel server system and asked for permission to use Justice Benefit funds to pay for it. Currently, there is \$15,000 in the fund. Although James Martin did what he could to integrate the existing server with the system in order to make it compatible, it didn't work, so they have asked a specialist to come in. Captain Yowell spoke up to say that having the right system in place will enable them to log in to any computer in the complex and obtain the information that they need, which they cannot do with the current system. He added that the server they have now can be used in other areas in the department; it just can't be used in the capacity they need to comply with the new legislation.

Mr. Stone made a motion to approve the expenditure of \$12,486.11 from the Justice Benefits fund to purchase an Intel server system from TRIAD Computer Services, Inc. for the sheriff's department. Mr. Schiffers seconded the motion, which carried unanimously.

Captain Yowell updated the group on the Karval tornado siren, stating that there is a problem with the repeater not "talking to" the siren. They are working with Wireless Advanced Communications, but they are extremely busy right now.

Once the sheriff and captain had gone, discussion turned to the changes in the nuisance ordinance. Mr. DeWitt was concerned with the portion about tires and said he would check to see if tires are an issue with the EPA. The group will read through the ordinance and make any other changes as needed.

County Treasurer Jim Covington was asked to come over to discuss mobile homes. Mr. Kimble provided a draft consent form to remove the distrained and abandoned 1974 Century mobile home from the Suzanne Davey and Joshew Brown property at 53691 County Rd 36.4, Genoa, and the Board agreed it would be sufficient. Mr. Covington also said there is still one mobile home in Space 52 at the Limon Mobile Home Park that the county may end up taking title on. He has contacted the owner, Mark Gould, several times but has gotten no response. He will try again and if Mr. Gould still does not respond, the county can take title to the mobile home and assign it to Mr. Willard, the owner of the Limon Mobile Home Park, if Mr. Willard is agreeable to that. There are also four other mobile homes in the Limon Mobile Home Park that Mr. Willard holds the tax sale certificates on. He can get titles for those mobile homes at any time and then do whatever the town of Limon is requiring of him. Mr. Kimble asked if the park owner would still need to obtain a Certificate of Destruction for any mobile homes that he plans to destroy and Mr. Covington said he would assume so. As for the one owned by Mr. Gould, Mr. Covington said he will abate the taxes if the trailer is deeded to the county. At least

that would get clear up one of them and the town of Limon can deal with the other three. The commissioners agreed it was the best way to handle the situation.

Mr. Covington left and discussion turned to the easements between Lincoln County, Kerry Halde, and Robert and Tracie Kraxberger to allow for a wastewater line to travel under their properties to the town of Hugo wastewater system.

Mr. Schifferns made a motion to sign the Agreement and Grant of Easement between Lincoln County and Kerry Halde for the purposes of allowing a wastewater line to travel under property described as a parcel of land in the SE4SE4 of Section 32, Township 10 South, Range 54 West of the 6th P.M. Mr. Stone seconded the motion, which carried unanimously.

Mr. Schifferns also made a motion to sign the Agreement and Grant of Easement between Lincoln County and Robert Lee and Tracie Jo Kraxberger for the purposes of allowing a wastewater line to travel under property described as a parcel of land in the SE4 of Section 32, Township 10 South, Range 54 West of the 6th P.M. Mr. Stone seconded the motion, which carried unanimously.

Mr. Kimble reported speaking with LCHCC CEO Kevin Stansbury about the approval of the building permit for the AirLife helipad facilities. Once the title work is done to put the property into the county's name, Mr. Kimble said they would need to complete an Assignment of Authority to the hospital board.

Ms. Devers reported that the repairs to the Ellis Allen building were actually \$1,101.54 more than originally anticipated, bringing the total to \$35,962.64. The check from the insurance company, less the \$500 deductible, has been received.

The letter the commissioners sent to Rob Fager regarding recyclable materials at the landfill was apparently not what was needed, as Haselden Construction contacted Ms. Devers about it. She revised the letter to reflect that reflect that one hundred percent of the drywall from the Limon School construction site is crushed and used as daily cover. The Board signed the updated letter.

Ms. Devers had received documentation from AFLAC concerning the cafeteria plan, but since AFLAC does not administer the county's cafeteria plan, she did not fill out the necessary paperwork when it was required. Mr. Stone made a motion to accept the Plan & Summary Plan Description from AFLAC. Mr. Schifferns seconded the motion, which carried unanimously.

Mr. King signed the discharge monitoring reports due for the county landfill.

Ms. Devers asked Mr. Kimble to contact the attorney for Spectrum General Contractors regarding the lack of work being done on the roundhouse. There is a meeting on Wednesday to discuss the construction of the windows that Ms. Devers said she would probably not attend, but that Merrill Wilson and Anne McCleave will be there. To her knowledge, Spectrum still has

not ordered the wood. She did email the new project manager, Graham Johnson, but she has not heard back from him. The window coverings have also not been put back on, and she asked Mr. Kimble if he would please call or send them a letter to let them know that the county is not at all happy with the fact that there has been no progress.

There was no old or new business to discuss so the meeting was adjourned until 9:00 a.m. on April 29, 2015.

Corinne M. Lengel, Clerk to the Board

Greg King, Chairman