

Board of County Commissioners of Lincoln County  
Agenda for April 30, 2015

9:00 Call to order and Pledge of Allegiance

10:00 Human Services Director Colette Barksdale to give her monthly report

11:00 John Craig to ask for an exemption from Subdivision Regulations on a parcel in the NW¼ of the SW¼ in Section 26-T9S-R56W to build a single family residence

1:00 Maye Gene Lee and Darrel Dutro to discuss the Peoples Regional Clinic building

1. Approve the minutes from the April 29, 2015 meeting
2. County Commissioner reports
3. County Administrator's report
4. County Attorney's report
5. Old business
6. New business
7. Approve additional expense vouchers if necessary

The Lincoln County Board of Commissioners met on April 30, 2015, at 9:00 a.m. Those in attendance were Chairman Greg King, Commissioners Doug Stone and Ed Schifferns, County Administrator Roxie Devers, Acting Clerk to the Board Lisa M. Crawford, and Will Bublitz from the Limon Leader. Clerk of the Board Corinne Lengel was absent and excused.

Mr. King called the meeting to order and asked Mr. Schifferns to lead the Pledge of Allegiance. He then called for approval of the April 29, 2015, minutes and Mr. Stone motioned to approve the minutes with Mr. Schifferns seconding the motion which carried unanimously.

Mr. Stone started by giving his monthly report. He advised that on April 21<sup>st</sup> he stopped by the shop and visited with Road Foreman Monty Mattson regarding roads, and mowing the weeds and tumbleweeds along the ditches. On April 22<sup>nd</sup> he and Mr. Mattson checked a road in the west part of the county in which a complaint was voiced from a nearby residence. He and Mr. Mattson had found the road passable. April 28<sup>th</sup>, he received a telephone call from Rob Fager regarding the requirements of using the county landfill. That same day he spoke to Mr. Mattson about hauling gravel on a few muddy spots of a road from recent rains. April 29<sup>th</sup>, he met again with Mr. Mattson and discussed the crack sealer machine.

Mr. Schifferns then stated he had attended the hospital board meeting on April 23<sup>rd</sup>, where the trauma team contract was extended for another 4 years and they discussed the upcoming Incredible History Race to be held on July 4<sup>th</sup> which will benefit Home Health. On April 28<sup>th</sup> he checked roads and met with Chris Monks, District 1 Shop Foreman, to discuss the upcoming project with the helipad and parking at the Lincoln Community Hospital. After a brief discussion, Ms. Devers suggested organizing a meeting with all the involved parties of the project and would schedule a time for all parties to meet with the board.

Mr. King then reported that he had received a call on April 21st from a resident concerning the road maintenance near his home on County Rd 109. He also received a call from Patsie Smith of the VFW advising him that the VFW had received the piece of the *U.S.S. Arizona* that would be housed in the VFW building to honor the Joe Will Post. He checked roads on April 25<sup>th</sup> on his way to the Brent Sale and spoke to Road Foreman Mark McHone about a specific road near Bovina. He also stated that a resident north of Arriba had accidentally left his chisel down when he left the field, damaging the road. The gentleman alerted the Road Foreman and it was repaired the same day.

Ms. Devers then gave her report in which she informed the board that she spoke with Chris Sella to inquire if there was an extra fee for storing the lumber and transporting it from Consolidated Lumber to Spectrum's place of business. He informed her that it was no extra fee. She went on to advise the board that she had received a letter from Greg Smeiens of the Bureau of Land Management regarding a recent MOU between Lincoln County and the BLM. He advised her that Lincoln County needed to have a designated signatory and representative, along with a backup representative. It was decided that Mr. King would be the signatory and representative with the County Administrator being the backup representative.

Ms. Devers then presented a letter from a county resident with concerns over a neighbor's trash blowing into his farmland and causing problems with his machinery. She had brought this to the Land Use Administrator, John Dewitt, who has contacted the landowner and scheduled a time to do an inspection of the property.

With no old or new business to discuss, the meeting moved on to the next appointment, which was the Human Services Director monthly report. Robert Kraxberger accompanied Director Colette Barksdale.

Ms. Barksdale gave an update on the statewide hotline and the supplies from the program that had been handed out to all the public entities throughout the county. The various supplies all have the hotline number listed. She let the board know that they had received a thank you from the Hugo Improvement Partnership for funding the bouncing play house at the Fall Festival. At this time, Mr. King inquired about the possibilities of having this type of activity at the fair. After a few minutes of discussion, it was decided to table that discussion until later in the meeting when they would have Kim Graham, who was familiar with the inflatable play houses, stop in to visit with them. Ms. Barksdale went on to alert the board that she had received a resignation from one of her employees, Nicki Poulos, who is taking a position in Delta County. She also updated the board about the 100 New Child Welfare Caseworker Positions for the state, and that Lincoln County would not participate in this, however our neighboring counties of Kiowa and Cheyenne were using 1 position each.

Next, she passed around Safe Care Colorado information through Baby Bear Hugs and talked about the CKLECC QRIS Summit they recently held which was well attended. She then gave a brief update on the Child Care Committee.

Ms. Barksdale then requested an executive session to discuss a personnel matter in her department. She asked that Lisa M. Crawford be excused from the meeting, with all others remaining. Mr. Stone made a motion to go into executive session, per 24-6-402 (4)(f)(I) C.R.S. Mr. Schiffers seconded the motion and it carried unanimously. After the discussion ended, Mr. Schiffers motioned to end the executive session and Mr. Stone seconded the motion which passed unanimously. The session was recorded and the recording will remain on file in the County Clerk's vault for the statutory ninety days.

At 11:00 a.m., Lincoln County resident John Craig arrived to request an exemption from subdivision regulations on a parcel of land located on Section 26, Township 9 South, Range 56 West. Mr. Craig explained that his daughter would like to build a single family residence on the property. Mr. King inquired as to if there was a sufficient well for water and septic, which Mr. Craig advised him there was. Without further discussion Commissioner Stone made a motion to adopt a resolution granting exemption from subdivision regulations as requested by John Craig. Mr. Schiffers 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 April 30, 2015 there were present:

Greg King, Chairman	Present
Douglas D. Stone, Vice Chairman	Present
Ed E. Schifferns, Commissioner	Present
Stan Kimble, County Attorney	Absent & Excused
Lisa Crawford, Acting Clerk of the Board	Present
Roxie Devers, County Administrator	Present

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

**RESOLUTION #903** It was moved by Commissioner Stone and seconded by Commissioner Schifferns to adopt the following resolution:

**WHEREAS**, application has been made by John and Maggie Hackbarth for exemption from the Lincoln County Subdivision Regulations for a single family residence to be located on a tract of land in Lincoln County described as follows:

A parcel of property located in the Southwest Quarter of Section 26, Township 9 South, Range 56 West of the 6<sup>th</sup> Principal Meridian, Lincoln County, Colorado, being more particularly described as follows:

Commencing at the southwest corner of said Section 26 and considering the west line of said Section 26 to bear N01°31'24" W with all bearings contained herein relative thereto; thence N01°31'24" W along said west line a distance of 2,185.60 feet; thence S67°44'21" E, a distance of 761.09 feet to the point of beginning; thence S67°44'21" E, a distance of 300.00 feet; thence S22°55'07" W, a distance of 255.00 feet; thence N67°44'21" W, a distance of 300.00 feet; thence N22°55'07" E, a distance of 255.00 feet to the point of beginning. Said parcel contains 1.76 acres, more or less.

Together with a 55 foot wide, non-exclusive easement, for the purposes of ingress/egress and utilities, being more particularly described as follows:

Commencing at the southwest corner of said Section 26 and considering the west line of said Section 26 to bear N01°31'24" W with all bearings contained herein relative thereto; thence N01°31'24" W along said west line a distance of 2,185.60 feet to the point of beginning; thence S67°44'21" E, a distance of 1,061.09; thence N22°55'07" E, a distance of 55 feet; thence N67°44'21" W, a distance of 1,085.96 feet to a point on the west line of said section 26; thence S01°31'24" E, along said west line a distance of 60.10 feet to the point of beginning

Said tract of land is subject to any rights-of-way or other easements as granted or reserved by instruments of record or as now existing on said tract of land; and

**WHEREAS**, the request for this exemption did not include a request for a change of use of the property; and

**WHEREAS**, under Section II-27-D-Subdivision, the Board of County Commissioners may exempt from this definition of the terms “subdivision” and “subdivided land” any division of land if the Board of County Commissioners determines such division is not within the purposes of this article;

**NOW, THEREFORE BE IT RESOLVED** by the Board of County Commissioners of Lincoln County that the tract as described in the application be excluded from the provisions of the Lincoln County Subdivision Regulations so long as there is not a change in the present use of the property;

**BE IT FURTHER RESOLVED** that this exemption from the provisions of the Lincoln County Subdivision Regulations excludes any future division of the property without subsequent approval by the Board of County Commissioners.

Upon roll call the vote was:

Commissioner Schifferns, Yes; Commissioner Stone, Yes; Commissioner King, Yes.

The Chairman declared the motion carried and so ordered.

Board of County Commissioners  
of Lincoln County

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ATTEST:

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Acting Clerk of the Board

After the lunch break, Kim Graham, a Hugo High School parent, joined the meeting to inform the board of her knowledge of renting the inflatable bouncing houses, which she does for the High School After-Prom party. LaRay Becker Patton from the Fair Board also joined the meeting and a discussion ensued regarding the possibility of obtaining some of them for the 2015 fair. Ms. Graham expressed that these inflatables are very popular and rent from \$650.00 and up, per day. She said the business she uses is Gravity Play in Colorado Springs and they have different products for various age groups through adults. She gave Ms. Devers and Ms. Patton the website for the rental company and Ms. Patton said she would take the idea to the next Fair Board meeting.

At 1:00 p.m., the meeting reconvened with County Attorney Stan Kimble joining the meeting. Maye Gene Lee and Darrel Dutro of People’s Regional Clinic arrived to discuss the donation of the building to the county for the new Air Life Project at the Lincoln Community Hospital.

Cerina Cunningham, Director of Lincoln County Home Health & Hospice, also attended as representative for hospital administrator Kevin Stansbury, who could not attend.

Ms. Lee began by stating that she and Mr. Dutro were there to inform the board that the late Laura Clagett had filed a promissory note against the building that had been recorded in the real estate records, which she believes will show up as an encumbrance on the property when transferred. At this time, County Attorney Stan Kimble interjected that he has been working with Chris Solze, who was Laura Clagett's personal representative when her estate was closed. He advised everyone involved that he has filed to reopen the estate and once again appoint Mr. Solze as Ms. Clagett's personal representative. He then explained that once this is done, Mr. Solze can release the note in the real estate records, which would rectify the situation.

After Ms. Lee and Mr. Dutro left the meeting, Cerina stayed on to inform the board of the hospital's ongoing work with Air Life who is anxious to complete the project.

Next, Mr. Kimble called for the County Attorney's report and Mr. Kimble started by giving them a release from Harris Systems for the Treasurer's office computers. He then gave them a letter he had sent to Mr. Coates regarding Spectrum General Contractors' progress on the roundhouse project.

Ms. Devers informed him and the board that she had received the easements from the Kraxbergers and Kerry Halde for the proposed lift station at the fairgrounds. Mr. Halde had added a clause at the end, which the commissioners did not have a problem with.

Mr. Kimble then presented the revised Ordinance adopting regulations to abate, control and require removal of nuisance activities. County Land Use Administrator John DeWitt was asked to join the meeting to review the wording changes that Mr. Kimble made to the document.

With no further business to come before the board, the meeting was adjourned until May 7, 2015, at 9:00 a.m.

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Acting Clerk to the Board: Lisa M. Crawford

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Chairman: Greg King