

Board of County Commissioners of Lincoln County
Agenda for August 18, 2015

9:00 Call to order and Pledge of Allegiance

10:00 Colette Barksdale, Human Services Director, to discuss visitation issues and schedule for child welfare

1. Approve the minutes from the August 6, 2015 meeting
2. Review the July, 2015 Statement of Revenues and Expenditures for County General, Public Health, Capital Projects, Conservation Trust, E911, Landfill, Library, Lodging/Tourism, Road and Bridge and Individual Road Districts
3. Review the July, 2015 report from the County Sheriff
4. Review the July, 2015 report from the County Clerk & Recorder
5. Appoint Dennis Kravig to a six year term on the Karval Community Cemetery District Board of Directors
6. Discuss landfill use rates for 2016
7. Review Resolution #914 to certify costs of prosecuting crimes alleged to have been committed by persons in the custody of the Department of Corrections
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 August 18, 2015. The following were in attendance: Chairman Greg King, Commissioners Doug Stone and Ed Schiffers, County Administrators Gary Ensign and Roxie Devers, and Acting Clerk to the Board Lisa M. Crawford. Clerk to the Board Corinne M. Lengel was absent and excused.

Chairman King called the meeting to order and asked Lisa Crawford to lead the Pledge of Allegiance. Commissioner Stone made a motion to approve the minutes from the August 6, 2015, meeting as submitted. Mr. Schiffers seconded the motion, which carried unanimously.

The Board then moved on to review the July 2015 Statement of Revenues and Expenditures for the County General, Public Health, Capital Projects, Conservation Trust, E911, Landfill, Library, Lodging/Tourism, and Road & Bridge funds, as well as for the individual road districts. Without any questions, they moved on to review the July 2015 reports from the County Sheriff and County Clerk & Recorder.

Next, Mr. Stone made a motion to approve Dennis Kravig of Karval to a six-year term on the Karval Community Cemetery District Board of Directors. Mr. Schiffers seconded the motion, which carried unanimously.

Ms. Devers explained that it was time to review the landfill use rates for 2016. She asked if the Board would like to leave the current fees as they are or raise the rates to the towns of Hugo and Limon for the coming year. Mr. King expressed a concern down the road when they will be adding a new cell. After a brief discussion in which it was mentioned that raising the town rates would be passed on down to the town residents as well, the Board agreed to keep rates the same for the coming year. Mr. Stone made the motion to keep the current rates at the landfill, and Mr. Schiffers seconded the motion. It carried unanimously.

Ms. Devers then advised the Board that the Department of Corrections requires that the commissioners pass a resolution to certify costs of prosecuting crimes alleged to have been committed by persons in the custody of the Department of Corrections. Mr. Stone asked how much the county is reimbursed for this and Mr. Ensign stated it was approximately \$98.00. Mr. Schiffers moved to approve certifying the costs and 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 August 18, 2015 there were present:

Greg King, Chairman	Present
Douglas D. Stone, Vice Chairman	Present
Ed E. Schiffers, Commissioner	Present
Stan Kimble, County Attorney	Absent & Excused
Corinne Lengel, Clerk of the Board	Absent & Excused
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 #914 It was moved by Commissioner Schifferns 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 CDOC; 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 summarizes the 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 the County of Lincoln, State of Colorado, as follows:

1. The costs in Exhibit "A" are certified to the CDOC.
2. The costs in Exhibit "A" have not otherwise been paid by the state.

Upon roll call the vote was:

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

The Chairman declared the motion carried and so ordered.

Board of County Commissioners
of Lincoln County

ATTEST:

Next, Chairman King called for commissioner reports and Mr. Stone started by reporting that on August 6, 7, and 8 he attended the Lincoln County Fair. On Monday, August 10, he met with Mike Vaughn with the Demolition Derby to do a walk-through of the arena to check for any metal pieces left from the demolition derby on Saturday night of the fair. The arena was covered with water from recent rains, so they had to postpone it for another day. Mr. Stone then reported that on August 11, he met with Rick Ashcraft, road foreman in District 3, and on August 8, helped to flag while the road crew fog sealed a section of road. On the Thirteenth, he spoke with a resident who was concerned with areas of the roads near the Kendrick Church that needed to have some fill in dirt dispersed. He also heard from county resident Paul Jenkins who called to inquire about who owned the ranch south of him, as he had some concerns with the cattle guards. Mr. Stone advised him to call the ranch manager to discuss the matter. He finished by stating he checked roads again on August 17 after another storm.

Mr. Schifferns reported that he also attended the fair on August 6, 7, and 8. He stated he had received some requests from citizens that they would like to see a carnival return and possibly a grand ole opry performance. He also advised the Board that he felt the PA system was problematic and needed to be fixed or replaced. Ms. Devers explained that it has been repaired in the past and suggested it should be looked at again. On August 8, he attended the fair parade and the Lincoln County Fair Queen's Dinner. He passed along a thank you from the Fair Queen, Cassidy Thompson, for the Board's support throughout the year. He inspected roads on August 11 and on the night of the Seventeenth he was invited to attend the Arriba town board meeting, which he did. He explained that they went into executive session so he was not privy to anything they discussed. Also on August 17, his district borrowed the loader from District 2 to remove debris off the road from the storm that passed through the same day. His district also hauled sand and gravel to a county road to alleviate blowing dirt. He finished by stating he checked on the heli-pad site where Chris Monks and his crew were working to get it ready for upcoming construction.

Mr. King then reported that he attended the fair on August 6, 7, and 8, and attended a Peak Vista Open House on August 11. He was pleased to see that Lincoln Community Hospital Administer Kevin Stansbury and board member Keith James also attended the meeting. Mr. King felt it was a step toward bringing the two entities together for a working relationship. He checked roads on August 12, attended the Foreign Trade Zone meeting on the Thirteenth, and checked roads again north of Limon on the Fourteenth. Mr. King went on to say that he attended the Economic Development meeting on August 15, where he learned that the Stop & Shop grocery store in Limon had come on board and joined the entity. He then informed the commissioners of a new business going into the old family dollar building. Ben Ferree has purchased the building for a new pharmacy and possible physical therapy offices. Troy McCue, Lincoln County Economic Development Executive Director, gave a presentation on the

upcoming Philanthropy Days that will be held in Lincoln County in 2016. Mr. McCue also advised the committee that he had been in contact with the Smithburg's of Arriba regarding reopening the campground in Arriba.

Mr. Stone asked Mr. King how the application process for a new employee was going and he advised him that they had received four applications thus far. Mr. King went on to say he had heard from county resident Brenda Toft who voiced concerns over not having enough to do at the fair and felt the Board should look into some different options. Lastly, he stated he had talked to a representative from Phillips 66 who wants to replace pipeline across County Road 10 and he told the gentleman to visit with Land Use Administrator John DeWitt.

Chris Monks, Road Foreman for District 1, then joined the meeting to advise the Board that he had heard from the Airlife Project Superintendent who was concerned that once the current Home Health building was removed from the site there would be a hole where the building had set. Mr. Monks advised him that his department would dump fill-in dirt to level the site. He wanted to make sure there would be no problems with access to the site; Mr. Ensign assured him there would be no issues with access from the town.

At 10:00 a.m., Human Services Director Colette Barksdale, along with staff members Patricia Phillips and Andy Lorensen, arrived to discuss several items from their department. First, Colette advised the Board that she felt the \$13,262.82 her department owes back to the state for an error in fund dispersments should be paid back all in one year to have it cleared off the books by the end of June when the year is closed out. Mr. King asked if her department would have to make this amount up and Ms. Barksdale advised that it would not, as it would be handled through a reduction of funds in next year's allotments. Mr. Schifferns then motioned to reimburse the state back the \$13,262.82 through a reduction in Lincoln County Human Services allotments from the state by the end of this fiscal year. Mr. Stone seconded the motion and it carried unanimously.

Next, Ms. Barksdale advised the Board of a change to her work schedule as she will taking some medical leave at the end of this month. Ms. Phillips then gave a summary of the CORE Plan for SFY 2015-16. She explained the various services that the department provides under the plan. After a brief discussion, Mr. Stone made a motion to approve the plan as presented. Mr. Schifferns seconded the motion, which carried unanimously. Mr. King then asked Ms. Barksdale if her department was actively involved in the case of a recent domestic altercation resulting in a death. Ms. Phillips then answered they were and were working closely with the state with audits and continued efforts with the family.

Next, Ms. Phillips gave a presentation regarding the possibility of obtaining a building on county land to use as a visitation center for their families with displaced children from the home. She explained that when a child or children are removed from the home, the department has to follow certain procedures to do visitations with both parent and child outside of the parental home, but in a neutral and safe environment. First, she explained that studies show the success rate of unification happens most often with regular visits that happen several times a week. She

went to say that this requires an environment where the case workers could observe the parents interaction with the children in normal daily activities, such as cooking a meal and caring for the child at the same time. Currently, they are using an office in Limon, the resource center when available, and a small back room of their office. None of these are conducive to having an optimal visitation because they do not have kitchens, beds or play areas, and lack confidentiality.

Ms. Phillips then explained her preliminary findings of two different mobile homes that could be purchased and wondered if a piece of land next to the current Resource Center could be used so they could share the playground area. Mr. King then asked how the department would fund the project. Ms. Barksdale explained that the money would come from a contribution of parental fees and other funds in her department. She also advised that she would apply for grants and inquire with the Department of Local Affairs to help get funding in place. Mr. King inquired as to what responsibility the county would play in the project and Ms. Barksdale thought they would be responsible for the land the home would be placed on and the utility hook-ups, but that this was all just a preliminary project and would have to do more work if the commissioners were okay with her proceeding with the project. The Board agreed it would be okay to proceed, but wanted to know more about the funding and how much the county would be involved before they considered it.

Before the Human Services staff left, Mr. Schifferns inquired as to why the school project was not continuing this year. He stated there was some confusion as to whether the commissioners had anything to do with it or not. Ms. Barksdale explained that the money she used for the school project in which her department purchased and dispersed school supplies to all the schools in the county came from excess TANF funding her department had not used over several years. That money is now gone and she will not have it again to use, nor would her department qualify to use this money as the census logistics for Lincoln County have changed, along with new regulations from the state. She reiterated that it was never meant to be an ongoing project.

Mr. King then called for the administrator's report and Ms. Devers started by informing the Board that she received a letter from the Republican River Water District stating that the Lincoln County Representative Will Bledsoe's term was coming to an end. She asked the Board if they would call Mr. Bledsoe to inquire if he was interested in continuing on and Mr. Schifferns volunteered to do so.

She then wanted the Board to know about a policy Mr. Ensign found in the fairgrounds rental policy, which states that the county would only accept cashier's checks or certified funds for the deposit and rental fee. She explained that she had not followed this policy and wondered if the Board would agree to change that policy. Mr. King asked if there had ever been a problem with personal checks, and Ms. Devers said she had not had any problems before. The Board then agreed to change the wording in the policy to accept checks as well.

Ms. Devers also reported that she had a request from LaRay Becker-Patton to open the concessions on the south side of the arena on Adult Night and Kids night at the fair. Mr. Ensign stated that since the concession stand is operated by HIP and the Lions Club, it would be up to them to open the concessions. Mr. Ensign responded that they had a shortage of workers to man the booths this year and did not know if they would open it next year because of the same reason.

Next, Ms. Devers advised that some of the employees at the Department of Human Services had not gotten their due promotions and step raises that they were scheduled to receive. After reviewing it, she found that the proper paperwork for the promotions had not been turned into the commissioners at the time the budget was turned in, which is mandatory. She asked the Board if the employees who were due or overdue could be compensated. It was unanimous that their promotions and step raises not be withheld because of an error made by the director.

Ms. Devers then asked if she could continue with some hours of work in September to finish clearing out some files and working on some necessary projects. The Board agreed to this request. At this time, she presented a worksheet she has been working on to investigate the amounts of money that the Director of Human Services, Colette Barksdale, would owe back to the county after finding discrepancies between her time sheets and expense reimbursements. The Board went over the multiple dates in question and decided the amounts they felt Ms. Barksdale would owe back to the county for each of the time frames in question.

The Board worked through the lunch hour to finish the reimbursements report from Ms. Devers. When they finished, Mr. King added to his report that he had learned that oil prices have gone down and there looked to be no price increases in the near future. He felt that the county should be aware of this and keep in mind that they may not have the oil revenues they had received in previous years, when it came time to look at budgets.

At 1:00 p.m., County Attorney Stan Kimble arrived and advised that he had looked into the problems with two different property owners whom the county had received complaints about having trash and junk accumulating on their property. He explained that the first step in these cases after the land manager had notified them and received no response was to have the sheriff personally deliver an official notice and order to clean up the property. If that is not responded to then the second step is to issue a summons of complaint through the courts. Mr. DeWitt was asked to join the meeting and discuss the problems. Once he arrived, he informed the Board that he had contacted the land owners on several different occasions and visited the residences to take pictures. Neither has responded in a timely manner and thus he has contacted the sheriff's office to serve the notices. Mr. Kimble agreed that this was the correct procedure and that they should not be given more time as Mr. DeWitt has gone over and beyond the limit to give them adequate time to clean up their properties.

Mr. DeWitt then told Mr. Schiffers that a gravel pit in his district has been out of compliance with the area that it has mined accordingly to the size of the pit. He wanted the Board to know that he was working on expanding the area to correspond to the size of the pit and felt this

would rectify the problem. He also mentioned that District 3 also had a pit with a similar problem but that it was no longer in use because of water collection in the bottom of it. Mr. Kimble had no other business to report and left the meeting.

There was no old or new business to report so the Board moved on to a request by Kim Graham, the Lincoln County Court Clerk, who had requested the commissioners visit with her and view some areas of concern she had with the facilities that needed updated and renovated in the combined courts. Once they arrived in the courts, Ms. Graham informed them that the combined courts had not been renovated since the building was built. Some of the areas she pointed out were the jury deliberation room in its entirety, including cabinets, countertops, drywall/paint and carpet, along with padding and stained and broken ceiling tiles. Courtrooms need carpet with padding replaced, drywall repair, paint, and several baseboards replaced. Several other areas of concern were visited and a list of repairs and renovations Ms. Graham felt needed attention was given to the commissioners for review.

With no further business to come before the Board, the meeting was adjourned until 9:00 a.m. on August 28, 2015.

Lisa M. Crawford, Acting Clerk to the Board

Greg King, Chairman