

Board of County Commissioners of Lincoln County  
Agenda for March 30, 2017

9:00 Call to order and Pledge of Allegiance

10:00 David R. Frisch, P.L.S., representing GMS, Incorporated, Consulting Engineers, to discuss storm water drainage and parking lot improvements at the Lincoln County Services Complex

1. Approve the minutes from the March 17, 2017, meeting
2. Review the monthly management report from the First National Bank Omaha
3. Review and act upon a request for a letter of support with respect to the Colorado Opportunity Scholarship Initiative for fiscal year 2016-17
4. Review and act upon a request for a letter to change the venue for the June 30, 2017, Colorado Prairie Music Festival sponsored by the Lincoln County Tourism Board
5. Review and act upon a letter to the Colorado Department of Local Affairs requesting a budget amendment to EIAF #8037 regarding funding for the completed fairgrounds wastewater improvement project
6. Review and act upon an extension of an Employment Agreement with Michael W. Nestor as the certified operator of the county's wastewater collection system at the county fairgrounds
7. Old business
8. New business
9. Approve payroll and expense vouchers

The Board of Lincoln County Commissioners met at 9:00 a.m. on March 30, 2017. The following attended: Chairman Doug Stone, Commissioners Ed Schiffers and Steve Burgess, County Administrator Gary Ensign, Clerk to the Board Corinne M. Lengel, and Will Bublitz with the Limon Leader and Eastern Colorado Plainsman.

Chairman Stone called the meeting to order and asked Ms. Lengel to lead the Pledge of Allegiance.

Warren Cummings met with the Board to voice his concerns with the upcoming Colorado Prairie Music Festival concert scheduled for June 30. He stated that while he is extremely delighted to see Tourism taking on a project of this size, there are many issues that he and the neighboring community see in regard to the concert venue. First, there was no previous opportunity for community members to provide input or voice their concerns; in fact, many of them just learned about it. They are also worried that there will not be enough law enforcement, security, or EMS for a safe event, while maintaining coverage for the rest of the county. Mr. Cummings asked if there were emergency contingency plans in place. Other areas of concern include traffic control in and out of the event, litter and who will be responsible for cleaning it up, trespassing and parking issues in the neighborhood, dust from heavy traffic on the dirt roads, noise, and the cost to taxpayers. Mr. Cummings felt there would be better places to hold the event, such as north of the Limon school in the area where the bonfire is usually held at homecoming. Another concern, Mr. Cummings said, was alcohol consumption and marijuana usage, which may result in DUI or drug arrests or other related problems.

Mr. Burgess interjected that he had spoken with Sheriff Nestor the evening before and was told that he does have plans to hold meetings with EMS agencies prior to the concert. He has also spoken with CSP and the Limon PD, and plans to hire additional outside law enforcement if necessary.

Mr. Cummings said residents of the area are also concerned with their ability to come and go as they normally do from their homes, and even though he applauds the Tourism Board's efforts and the entire concept, he would prefer to see the venue moved from south Limon. Mr. Stone said he felt that he had very legitimate concerns.

Mr. Cummings left and Mr. Schiffers made a motion to approve the minutes from the meeting held on March 17, 2017. Mr. Burgess seconded the motion, which carried unanimously.

The Board reviewed the monthly management report from the First National Bank of Omaha and a request for a letter of support with respect to the Colorado Opportunity Scholarship Initiative through the Colorado Department of Higher Education for fiscal year 2016-17. Mr. Ensign said a similar request was approved the previous year but had never been completed. The funding is allocated to each county based on certain formula elements, such as the free lunch program, and would provide \$4,227 for Lincoln County students if matched. Morgan Community College has agreed to provide that match. Mr. Burgess made a motion to send a letter of support for a Colorado Opportunity Scholarship Initiative application granting MCC

permission to serve as the fiscal and administrative agent. Mr. Schifferns seconded the motion, which carried unanimously.

After a brief discussion regarding Mr. Cummings' concerns about the concert, Mr. Burgess made a motion to approve the change of venue for the June 30, 2017, Colorado Prairie Music Festival sponsored by the Lincoln County Tourism Board. Mr. Schifferns seconded the motion, which carried unanimously.

Dave Frisch with GMS, Inc., Consulting Engineers, arrived at 9:40 a.m. to discuss storm water drainage and parking lot improvements at the courthouse. He stated there are really not a lot of great solutions but they felt it would be best to get the water underground, where hopefully it won't freeze. Mr. Burgess said he didn't think the heat tape was necessary in the downspouts, since there haven't been any issues since the elbows were removed and the downspouts were routed straight down several years ago. Mr. Frisch said the heat trace system could be added at a later time if the commissioners decided it was necessary. Mr. Ensign clarified that since the system is designed for low flow, runoff will flow onto the ground in the event of a heavy rain. Mr. Frisch stated that is the case, and when asked if the project could be completed in sections, as budget funds allow, he responded that was also possible. Mr. Ensign said the Board had budgeted \$250,000 for the project this year and asked if the east parking lot at the front of the building, as well as drainage, could be completed for that price. Mr. Frisch said he would have to check and put together an estimate, and the group went outside to look at the parking lot. When they returned, Mr. Burgess commented that he felt county employees could be utilized for much of the work. Mr. Ensign said they would just have to look at the figures when they come in and decide from there.

The Board reviewed a letter to the Colorado Department of Local Affairs requesting a budget amendment to EIAF #8037 regarding funding for the completed fairgrounds wastewater improvement project. Mr. Ensign said the modification is a formalization to move funds around, since the engineering costs were actually less than originally budgeted but the construction costs were more. Mr. Burgess made a motion to approve the contract amendment to EIAF #8037. Mr. Schifferns seconded the motion, which carried unanimously.

Also reviewed was an Employment Agreement with Michael W. Nestor as the certified operator of the county's wastewater collection system at the fairgrounds. Mr. Ensign said that although it is still John Palmer's intention to become certified on the system, he hasn't done it yet, and recommended extending the agreement with Mr. Nestor. Mr. Stone stated that Mr. Palmer does need to plan on obtaining his certification, as he feels someone else needs to be able to take care of the system when Mr. Nestor can't. Mr. Schifferns made a motion to approve the Employment Agreement with Michael W. Nestor for a term beginning April 1, 2017, through April 1, 2018, at an hourly rate of \$25. Mr. Burgess seconded the motion, which carried unanimously.

There was no old business, but Mr. Burgess said he would like to bring up new business in the form of a complaint he'd received regarding a Limon resident dumping straw and cow manure

into the Big Sandy upstream from the bridge on State Road 71 south. Since the commissioners also act as the Board of Health, he felt it may be their responsibility to take care of the matter. Mr. Ensign said that if there is waste being dumped into a waterway, there may be other issues than that, but added that it may fall under the county's nuisance regulations. He suggested speaking with Mr. Kimble about it the following day.

Mr. Burgess also said he'd been with Wayne Shade the previous day and they had discussed the weed truck. There is \$50,000 in the 2017 Weed Control budget to replace it, and Mr. Burgess asked the others if they wanted to start looking. The truck has 90,000 miles on it and will be out of warranty when it reaches 100,000 miles. Mr. Stone commented that the truck turbos have been nothing but trouble and added that it was their intention to replace it this year. Mr. Schifferns suggested starting with TransWest to see if they would have something available, and Mr. Stone agreed. They also agreed that the old truck should be traded in.

Mr. Burgess said he'd spoken with Carl Tudor about the problems they are having at the landfill with getting the work completed. Mr. Tudor said that he is only allowed to work twenty hours per week, but if he is needed more he could work something out. The commissioners also discussed the fact that landfill employees do not submit time sheets like other departments and felt they need to begin doing so. They also agreed that it would be good to have Mr. Tudor put in more hours if he is willing, particularly on Saturdays when Mick Jaques has to work alone.

Mr. Schifferns said he had been contacted by a resident who would like to move a portion of his fence closer to the county road. His current fence runs through a draw and the posts keep washing out. Mr. Schifferns told the landowner he doesn't want it to end up in a land dispute, as he does not own the property on both sides. They rent the other ground from a landowner who has it in CRP, but FSA told him he needs to maintain the fence. Mr. Stone stated that it would be easier if it were an unmaintained county road and suggested to Mr. Schifferns that he and Chris Monks go look at it.

The commissioners approved the March 2017 payroll and expense vouchers and then, with no further business to come before the Board, the meeting was adjourned until 9:00 a.m. on March 31, 2017.

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Corinne M. Lengel, Clerk to the Board

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Doug Stone, Chairman