

Board of County Commissioners of Lincoln County
Agenda for October 18, 2017

9:00 Call to order and Pledge of Allegiance

9:00 Trey James, Lincoln County Land Use Administrator, to discuss land use matters

9:30 Chris Monks, County Shop Foreman and District 1 Road Foreman, to present an update on equipment repairs

1. Approve the minutes from the October 6, 2017, meeting
2. Review the September, 2017, reports from the County Assessor, County Clerk & Recorder, County Sheriff and County Treasurer
3. Review the September, 2017, Statement of Revenues and Expenditures for County General, Public Health, Road and Bridge and Individual Road Districts
4. Review the September, 2017, reports from the Colorado Counties Casualty and Property Pool and the County Workers' Compensation Pool
5. Review and act upon an Intergovernmental Agreement for use of Lincoln County's solid waste facility by the Town of Hugo and the Town of Limon
6. Review and act upon an Amendment to the Master Road Use Agreement between Lincoln County and Public Service Company of Colorado
7. Discuss the Lincoln County Fairgrounds Improvement and Promotion Enterprise Zone Contribution Project
8. Discuss preliminary plans for construction of a replacement facility at the fairgrounds
9. Discuss status of equipment at the Lincoln County Landfill
10. Review Notice of Filing Application for a Colorado Mined Land Reclamation Permit by Public Service Company of Colorado
11. Review and discuss a pending vacancy in the building custodian position
12. Discuss the vacancy in the Office of the County Surveyor
13. County Commissioners' reports
14. County Attorney's report
15. County Administrator's report
16. Old business
17. New business

The Board of Lincoln County Commissioners met at 9:00 a.m. on October 18, 2017. The following attended: Chairman Doug Stone, Commissioners Ed Schifferns and Steve Burgess, County Administrator Gary Ensign, Administrative Assistant Jacob Piper, County Attorney Stan Kimble, and acting Clerk to the Board Wendy Pottorff. District 1 Road foreman Chris Monks and Land Use Administrator Trey James were also attendees when the meeting was called to order.

Chairman Stone called the meeting to order and asked Mr. James to lead the Pledge of Allegiance.

Mr. James then gave his report on the gravel pits leases that will be up for renewal in February.

The commissioners received a phone call from CDPHE regarding the landfill and informing them that the county could get an extension so that a more comprehensive conversation could be held concerning the agreement and anticipated groundwater monitoring activities. CDPHE had emailed that discussions about the landfill access agreement would be postponed because they cannot answer questions outside of the RFP process until a contract is awarded for the RFP, which should be in December.

Mr. James discussed the resolution to amend Lincoln County Zoning Resolution Number 948 for Construction and Operation of Transmission Lines. The Land Use Board agreed on the changes that Mr. James had made. Mr. Kimble stated that they need to set a hearing date and publish two notices in the paper. The public hearing was set for November 8, 2017, at 10:00 a.m.

Mr. James went over the changes he'd made to the Amendment to the Master Road Use Agreement for the Rush Creek II wind project before he took it to the Land Use Board. The Land Use Board met last night and agreed with what was in the Agreement.

Mr. James said that he and Commissioner Burgess had gone out to the landfill and measured the property to set the new fence in the event that is the way the way the commissioners wish to proceed.

The commissioners then met with District 1 Road Foreman Chris Monks to discuss equipment. The compactor at the landfill is broken down. The repairs were to be done by September, but Caterpillar is saying that there is more wrong and it needs an additional part. The Board discussed whether to continue to put money into it or look for a newer machine. Mr. Monks stated that if they figured the cost per hour it would not be cost effective to replace any other parts. They decided that they would continue to look around and get more prices for something newer.

The commissioners asked Mr. Monks if the Amendment to the Master Road Use Agreement for the Rush Creek II wind project would be acceptable to him. Mr. Monks thought that it had everything that it needed. He also stated that Xcel was talking to their sub-contracting company about what roads they are supposed to be using. They agreed that if the county were to catch any cement trucks using County Highway 63 they would pay a penalty of \$250 per

truck. Chris Monks caught six trucks on one of his Thursday inspections with their manager, and they willingly said they didn't know how many trucks had been using that road. Xcel took responsibility for 85 trucks and offered to pay the \$21,250. Mr. Ensign suggested the county contact Xcel and see if they would be willing to donate the penalty to the Enterprise Zone Contribution Project for the Fairgrounds, as the county needs a \$5,000 annual contribution to stay in the program, and it would offer Xcel a 25% tax credit.

Commissioner Schifferns made a motion to approve the minutes from the meeting held on October 6, 2017, as submitted. Commissioner Burgess seconded the motion, which carried unanimously.

The Board reviewed the September 2017 reports from the County Assessor, County Clerk & Recorder, County Sheriff, and the County Treasurer. There was no discussion.

The Board reviewed the September 2017 Statements of Revenues and Expenditures for the General, Public Health, and Road and Bridge funds, as well as for the individual road districts. The tires on the emergency response trailers at the shop need to be replaced. The trailers need to be safe and ready to hook onto in case of emergency.

The Board reviewed the September 2017 reports from the Colorado Counties Casualty and Property Pool and the County Workers' Compensation Pool. There were no workers' comp claims.

The Board reviewed the Intergovernmental Agreements for use of Lincoln County's solid waste facility by the Town of Hugo and the Town of Limon. The price to charge the towns went up. Commissioner Schifferns made a motion to approve the Intergovernmental Agreements with the Town of Hugo and the Town of Limon for use of the county's solid waste facility. Commissioner Burgess seconded the motion, which carried unanimously.

The Board reviewed the Master Road Use Agreement between Lincoln County and Public Service Company of Colorado for transmission lines. Mr. Kimble will update the agreement and send it off to Xcel Energy Services to be signed.

Commissioner Burgess stated that he talked with Fairgrounds Manager John Palmer about the work that they are doing at the fairgrounds. They are tearing down one building, and even if there is no work done to replace it, the grounds will be good to host the fair next year. Travis Taylor and John Palmer have been talking and will meet with the commissioners about those plans on October 31 at 1:00 p.m. They are also going to talk to KC Electric to see what they should do with the meters.

Commissioner Burgess made a motion to propose to Xcel Energy that they donate the \$21,250 penalty imposed for violating the Road Use Agreement to the Enterprise Zone Project rather than paying the county directly. Commissioner Schifferns seconded the motion, which carried unanimously.

Public Service Company of Colorado has filed a Notice of Filing Application for a Colorado Mined Land Reclamation Permit for a gravel pit for the Rush Creek II wind project.

Mr. Ensign showed the Board the job description for the custodian position. The commissioners said that it looked good and to go ahead and submit it to the paper. They are also working on the advertisement for the Public Health Director position. Mr. Ensign has been in contact with Cathy White of CDPHE for insight.

The Board discussed the vacancy in the office of the County Surveyor. Mr. Ensign was instructed to call and ask Keith Westfall if he would be interested in the appointment.

Mr. Schifferns reported that he attended the Arriba Town Board meeting on October 9. They are discussing zoning and a sales tax for the town. He met with Vista Volunteer James Russell on October 10 to explain what the county's expectations are. On October 11, he attended the Certified Small Business Community initiative (CSBC) award for Lincoln County, and on October 12 he went to a meeting in Limon for the Enterprise Zone. He checked roads on October 16.

Mr. Stone reported checking roads on October 9. He also received a call from a resident to blade his driveway. He, too, met with James Russell on October 10. He also talked with Rick Ashcraft and Chris Monks about trucks tearing up County Road 24. On October 11, he attended the Certified Small Business Community initiative (CSBC) award for Lincoln County. He and Rick Ashcraft went out together to look at County Road 24. They decided that more dirt needs to be hauled in to see if that helps.

Mr. Burgess reported that he picked up a Wallace snow blower on October 7 and delivered it the next day. He also talked to the Safraneks about the fence at the landfill and helped Trey James set the poles to mark where the fence could go. He attended a Town Hall meeting to discuss the Grand Plan for Limon on the evening of October 10, and attended another meeting with Lincoln Community Hospital Administrator Kevin Stansbury on October 11. He also spoke with a resident about the crane business that is going in at Genoa and cleaning up around their property. He missed the Certified Small Business Community initiative meeting and award due to the other conflicts. On October 12, he attended the Centennial Mental Health meeting in Fort Morgan and also talked to Chris Monks about the compactor at the landfill. He attended a meeting at CCI on October 13, and on October 17, he visited with Resources Unlimited to discuss the county's vision for Lincoln County.

Mr. Kimble reported that he has been in contact with two different departments in Xcel and they aren't real good at communicating with one another. He will send a copy of the Master Road Use Agreement for the transmission lines to them once approved by the Board and advised the commissioners to sign the Agreement. Commissioner Burgess made a motion to adopt the Master Road Use Agreement. Commissioner Schifferns seconded the motion, which carried unanimously.

Mr. Kimble attended the solar meeting and passed out some literature for the commissioners to look at.

Mr. Kimble stated that the Order of Abatement on the Patel property was that they were to have that cleaned up. Mr. Ensign was going to have Mr. James go out and check on it and report back to the commissioners.

Mr. Ensign said that the only thing he had to report was the survey on the drainage at the courthouse parking lot would be back to the county by the end of October.

There was no old business, but new business discussed was that the crane company at Genoa has a lot of items around their property. They thought that the Town of Genoa was going to annex them into the town, but if that isn't the case, the commissioners wondered if they would need to obtain a zoning ordinance from the county.

Economic Development has hired a part time employee with the grant funding that Troy McCue had mentioned.

The Board reviewed the September 2017 Statements of Revenues and Expenditures for the remaining funds: Capital Projects, Conservation Trust, E911, Landfill, Library, and Lodging/Tourism and then, with no further business to come before the Board, the meeting was adjourned until 9:00 a.m. on October 30, 2017.

Wendy Pottorff, Acting Clerk to the Board

Doug Stone, Chairman