

Board of County Commissioners of Lincoln County
Agenda for January 30, 2018

9:00 Call to order and Pledge of Allegiance

9:00 Conference call with Heather Barbare with the Colorado Department of Public Health & Environment to discuss the landfill ground water and access agreement

10:00 LJ Dickens with Benesch to review the Lincoln County Bridge Reports and the Executive Summary

12:00 Review and act upon proposed Resolution Number 963; A Resolution authorizing a Supplementary Budget Appropriation for the Lincoln County Lodging/Tourism Fund Budget

1:00 Jennifer Kovarik from the Colorado Center for Community Development to meet with the Board of County Commissioners at the Lincoln County Fairgrounds to discuss potential building designs

1. Approve the minutes from the January 24, 2018 meeting
2. Review the monthly management report from the First National Bank of Omaha
3. Old business
4. New business
5. Approve payroll and expense vouchers

The Board of Lincoln County Commissioners met at 9:00 a.m. on January 30, 2018. The following attended: Chairman Doug Stone, Commissioners Ed Schiffers and Steve Burgess, County Administrator Jacob Piper, and Clerk to the Board Corinne M. Lengel.

Chairman Stone called the meeting to order and led the Pledge of Allegiance.

Mark McMullen with American Environmental Consulting, LLC, attended the discussion/conference call regarding the landfill groundwater and access agreement with CDPHE representatives Heather Barbare, Joe Pieterick, and Jerry Henderson at 9:00 a.m.

Mr. Burgess wanted to know how to determine the number of groundwater monitoring wells and was told they recommend drilling up to five for the size of the landfill. In response to Mr. Schiffers' question regarding the depth of the wells, Ms. Barbare said they would develop a site-specific work plan that would include all the pertinent information. Mr. McMullen asked if they had already determined where the proposed well sites would be located and was told the information is in the RFP. He explained that the county would need to look at that document to see if the proposed locations fit into the county's current expansion plans. Ms. Barbare said they would want to meet with the commissioners and do a site walk before they determine the final well locations, adding that she would provide the figure in the RFP for the Board ahead of time. She asked for the county's expansion plans, and Mr. McMullen said he could do a rough draft of the area once he receives the RFP documentation. There were no questions regarding the CDPHE Access Agreement, and Mr. Schiffers asked if they knew when they would start drilling. He was told that the field work would most likely begin during the summer months, but they will visit the site, finalize the work plans, and then move to the field, once they obtain the drillers' schedules. They will not prioritize counties but may take a regional approach so that the drilling rig can stay in one general area as long as possible. The consultants will hire environmental drilling rigs with expertise in sampling. Mr. Schiffers again asked how deep the wells would be. Ms. Barbare said that three of them will be forty feet deep and the other two will be one hundred feet deep. They propose to use one or two different drilling companies to install all monitoring wells across the state. Mr. McMullen asked if the county pays for any split sampling and was told that was correct. Ms. Barbare asked that the Board fill out and submit the Access Agreement as soon as possible, and the conference call ended.

Mr. McMullen said the state uses drilling rigs that can obtain good soil samples and don't drill with fluid. The real issue for selecting the rig is actually the type of drilling it does; the ability to identify any groundwater and perform soil tests are extremely important. He was concerned that the state may be trying to create template language for the Design and Operations Plan so that they don't have to tailor each plan for every county or landfill.

Mr. Burgess said in a year and a half or two years the current cell will be full, so the county needs to begin looking at creating a new cell now. He added that the other problem is that there is no more dirt, so digging the new cell would also help to alleviate that issue.

Mr. McMullen said he would design the new cell consistent with Cell 3 and believes it can be lined with clay as well. He felt that much of the old data cannot be trusted and that the county will have to meet the permeability test requirements. He suggested figuring out the plan and then submitting it to the state, as they don't want to do something and then have the state say it isn't acceptable. He would be happy to work with landfill personnel regarding their filling sequence, which would help with the amount of dirt needed for cover each day. It would require pushing trash and building slopes but would help to rectify the dirt problem.

As for the Waste Characterization and Acceptance Plan, Mr. McMullen said it is the first time that he has had a staff member refuse to review the plan because of waste streams. The plan is generally submitted to determine what waste streams to accept, so if the state doesn't want a landfill to accept certain waste streams he felt they should say so, not simply refuse to review the plan. Since environmental sampling is touchy, according to Mr. McMullen, he suggested that the county should pay to have the split sampling done. It requires taking a separate set of samples and sending them to a different lab than what the state uses, which may cost between \$300 and \$400. He said they should do it at least once and someone should be present during the sampling.

Mr. McMullen asked if the Board wanted him to send the Waste Characterization and Acceptance Plan in to have it reviewed. Mr. Schiffers asked if he knew what it would cost. Ms. Barbare charges \$128 per hour but they are usually fair regarding the amount of time it takes them to review something. Mr. McMullen felt it may take three or four hours and guessed that it should be less than \$1,000. The Board agreed to have Mr. McMullen send in the WCAP.

At 10:00 a.m., L. J. Dickens with Benesch met with the Board to review the Lincoln County Bridge Reports and Executive Summary. District Two Foreman Bruce Walters and District Three Foreman Rick Ashcraft also attended the discussion. District One Foreman Chris Monks arrived around 11:00 a.m. Of the fifty-seven bridges inspected in May of 2017, twenty-one of them do not meet the Colorado legal load standards. Inspections are done every two years and are federally mandated across the nation. Mr. Dickens explained that CDOT has chosen a certain software program that determines the criteria used for the load ratings. They look at the most recent load rating summary and then inspect the bridges to determine deficiencies. After reviewing the document with the group, Mr. Dickens stated that the county would need to acknowledge that certain postings have changed and submit the proper form within ninety days. Should any repairs be made the condition of the bridges will be raised and the load ratings will go up.

After a short break, Mr. Burgess made a motion to approve the minutes from the meeting held on January 24, 2018, as submitted. Mr. Schiffers seconded the motion, which carried unanimously.

The Board reviewed the monthly management report from the First National Bank of Omaha, and then Mr. Burgess said he had not yet heard back from Mr. Hilzer regarding the fence at the

landfill. As for new business, Mr. Burgess said that he had heard at CCI that the Executive Director for DHS is trying to increase the Child Welfare match from twenty percent to thirty percent. He would like to follow up with Patricia Phillips when she meets with them again.

Mr. Stone said he's spoken with the other commissioners already, but for the record, he would like to trade the 2008 CAT 950h loader that was finally repaired for the one they have been using while it was in the shop. They had thought they might get about \$80,000 out of the 2008 as a trade-in, but they were told they could get \$105,000 for it, making the total cost of the one they'd had on loan \$1,006.50 if they buy it.

Mr. Burgess made a motion to allow District 3 to trade in a 2008 CAT 950h loader for a 2017 CAT 950GC loader with 230 hours on it for \$1,006.50. Mr. Schifferns seconded the motion, which carried unanimously. Mr. Stone added that he didn't even think they would have to pay the repair bill on the 2008 since CAT had it in the shop for so long.

Since it wasn't quite noon, the Board approved a few expense vouchers for the month of January 2018.

Dan Merewether arrived for the public hearing regarding a supplemental appropriation to the 2017 Lincoln County Lodging/Tourism Fund budget. No other members of the public were present, and Mr. Burgess made a motion to adopt a resolution approving a supplemental appropriation to the 2017 Lincoln County Lodging/Tourism Fund budget in the amount of \$7,783.08, making the total 2017 Lodging/Tourism Fund budget \$156,983.08. Mr. Schifferns 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 January 30, 2018, there were present:

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| Douglas D Stone, Chairman | Present |
| Ed E. Schifferns, Vice Chairman | Present |
| Steve Burgess, Commissioner | Present |
| Stan Kimble, County Attorney | Absent and Excused |
| Corinne Lengel, Clerk of the Board | Present |
| Jacob Piper, County Administrator | Present |

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

RESOLUTION #963 It was moved by Commissioner Schifferns and seconded by Commissioner Burgess to adopt the following resolution:

WHEREAS, C.R.S. §29-1-109(1)(b) allows supplementary budget appropriations by the governing body when unanticipated revenues not assured at the time of the adoption of the budget are received from any source other than the local government's property tax mill levy; and

WHEREAS, Lincoln County Lodging/Tourism received funds of \$7,783.08 in unanticipated operating revenues which were used to pay \$7,783.08 in general operating expenses; and

WHEREAS, Lincoln County Lodging/Tourism has unappropriated fund balances and sufficient cash to meet its expenses; and

WHEREAS, this income was not anticipated at the time of the preparation of the 2017 budget; and

WHEREAS, whatever increases were made in the expenditures, like increases were added to the revenue so the budget remains in balance as required by law.

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Lincoln County, Colorado, that \$7,783.08 be appropriated into the 2017 Lincoln County Lodging/Tourism Fund budget;

BE IT FURTHER RESOLVED that the 2017 Lincoln County Lodging/Tourism Fund budget be increased by \$7,783.08, thus making the total Lincoln County Lodging/Tourism Fund \$156,983.08.

Upon roll call the vote was:

Commissioner Stone, Yes; Commissioner Schifferns, Yes; Commissioner Burgess, Yes.

The Chairman declared the motion carried and so ordered.

Board of County Commissioners
of Lincoln County

ATTEST:

Clerk of the Board

The Board broke for lunch and then met Jennifer Kovarik from the Colorado Center for Community Development at the fairgrounds to discuss potential building designs. Others present were Mr. Piper, Fairgrounds Manager John Palmer, CSU Extension Agent Travis Taylor, Land Use Administrator Trey James, District One Road Foreman Chris Monks, Mike Mosher, and Robert Rueb with K.C. Electric Association. Once the Board returned to the meeting room at

2:45 p.m., Mr. Burgess reported to Ms. Lengel that they had decided to build an L-shaped building; 80' x 130' and 70' x 100'. Ms. Kovarik will put together a design and submit it to the Board.

The commissioners approved the January 2018 payroll and several expense vouchers for the month, and then, with no further business to come before the Board, the meeting was adjourned until 9:00 a.m. on January 31, 2018.

Corinne M. Lengel, Clerk to the Board

Doug Stone, Chairman