

Board of County Commissioners of Lincoln County
Agenda for May 17, 2018

- 9:00 Call to order and Pledge of Allegiance
- 9:00 Executive Session pursuant to C.R.S. §24-6-402 (4) (f) (I) for personnel matters regarding the conducting of interviews for the Land Use Administrator position
- 9:30 Andy Lorensen to provide updates concerning the Lincoln County Coroner 2018 Budget
- 10:00 Parker Newbanks to present an annual update for the Lincoln County Veterans Office
- 11:00 Public hearing to act upon Hugo Improvement Partnership's special event permit for the Colorado Prairie Music Festival
- 1:00 Executive Session pursuant to C.R.S. §24-6-402 (4) (f) (I) for personnel matters regarding the conducting of interviews for the Land Use Administrator position
1. Approve the minutes from the May 7, 2018 meeting
 2. Review the employee time sheet for Landfill Manager Mickey Jaques
 3. Review the April, 2018, reports from the County Assessor, County Clerk & Recorder, County Sheriff, and County Treasurer
 4. Review the April, 2018, 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
 5. Review the April, 2018, reports from the Colorado Counties Casualty and Property Pool and the County Workers' Compensation Pool
 6. Review and act upon a Public Event Application provided by the Hugo Improvement Partnership for the Colorado Prairie Music Festival
 7. Review and act upon a letter of appreciation for Mortenson Construction concerning the company's efforts and donations towards fighting recent fires in Lincoln County
 8. Further discuss the sale of severed mineral interest owned by Lincoln County
 9. Discuss appointment to the vacancy on the E911 Board
 10. County Commissioner reports
 11. County Attorney's report
 12. County Administrator's report
 13. Old business
 14. New business

The Board of Lincoln County Commissioners met at 9:00 a.m. on May 17, 2018. The following attended: Chairman Doug Stone, Commissioners Ed Schifferns and Steve Burgess, County Administrator Jacob Piper, County Attorney Stan Kimble (until noon), and Clerk to the Board Corinne M. Lengel. Juliet Lundy with the Eastern Colorado Plainsman/Limon Leader attended from 9:30 a.m. until noon.

Chairman Stone called the meeting to order and asked Land Use Administrator Trey James to lead the Pledge of Allegiance.

Mr. Burgess made a motion to go into executive session, per 24-6-402 (4) (f) (I), C.R.S., for personnel matters regarding interviewing for the Land Use Administrator position. Mr. Schifferns seconded the motion, which carried unanimously. Those remaining for the session were Mr. Stone, Mr. Schifferns, Mr. Burgess, Mr. Piper, Mr. Kimble, Mr. James, Mrs. Lengel, and the applicant. The executive session was recorded, and the recording will remain on file in the County Clerk's vault for the statutory ninety days.

When the commissioners came out of executive session at 9:30 a.m., County Coroner Andy Lorensen met with them to provide updates regarding the 2018 coroner budget. Mr. Lorensen informed the Board that he usually budgets for eighteen-to-twenty autopsies per year. To date, he has already had eighteen cases, and there are seven months left in the year. Mr. Lorensen wanted the commissioners to be aware that if the trend continues, the department will most likely go over its budget. He did mention that three of the cases were reimbursable, one of which was already paid in full. The Board thanked him for the update.

Mr. Schifferns made a motion to approve the minutes of the meeting held on May 7, 2018, as submitted. Mr. Burgess seconded the motion, which carried unanimously.

The Board reviewed Landfill Manager Mickey Jaques' employee timesheet as well as the April 2018 reports from the Assessor, Clerk & Recorder, Sheriff, and Treasurer. Also reviewed were the April 2018 Statements of Revenues and Expenditures for the following departments: County General, Public Health, Capital Projects, Conservation Trust, E911, Landfill, Library, Lodging/Tourism, Road & Bridge, and the individual road districts.

At 10:00 a.m., Veterans Service Officer Parker Newbanks, Jr., met with the Board to give his annual report. When he had finished, Mr. Newbanks said he needed a neutral site to meet with clients, so he had spoken with Victim Advocate Katie Preston about using her office. He talked a bit about annual conferences and then mentioned that Richard Johnson had helped him get a computer set up. The state office's in-house IT person came out and spent a day with him to show him the various programs he could use to assist veterans in tracking their benefits. Mr. Newbanks admitted it will be a useful tool.

The Board reviewed the April 2018 reports from the Colorado Counties Casualty and Property and County Workers' Compensation Pools and then discussed the Public Event Application submitted by Hugo Improvement Partnership for the Colorado Prairie Music Festival. Mr. Piper

said they had obtained all the signatures they needed, and Sheriff Nestor and Ken Stroud seemed to be okay with it. Mr. Burgess made a motion to approve the Public Event Application submitted by Hugo Improvement Partnership but to have the chairman of the board sign it rather than the administrator. Mr. Schifferns seconded the motion, which carried unanimously.

Mr. Schifferns made a motion to sign a letter to M. A. Mortensen Co. thanking the company for their efforts and services during the recent Karval fires. Mr. Burgess seconded the motion, which carried unanimously. Mr. Piper commented that the county did receive the payment for fines incurred by Mortensen, which was approximately \$59,000.

Mr. Piper and Mr. Kimble discussed the ad for the newspaper regarding the sale of county-owned severed mineral interest. Mr. Rowan only asked to purchase 7.62 of the 15.24-acre mineral interest, and Mr. Piper said the owner of the other 7.62 surface acres was Karie Hoffman. The Board agreed they would sell the entire fifteen-acre interest for a minimum bid of \$100 per acre, plus advertising costs. Mr. Kimble said he would put the information together and forward it to Mr. Piper for the newspaper.

After placing a call to Sam Emmerling to ask if he would serve on the E911 Board, Mr. Burgess made a motion to appoint Mr. Emmerling. Mr. Schifferns seconded the motion, which carried unanimously.

Mr. Schifferns reported attending the fair board meeting on May 8. He checked roads on May 10, attended the Greg Lopez meeting on May 11, and went to Akron with Mr. Stone for the CDOT meeting on May 14. On the way back, he received a call asking if he could recommend someone who crushes cement. He called Chris Monks and then called the party back with the information. He received calls from Richard Johnson and Ken Stroud on May 16 regarding a meeting later this evening concerning I-70 being a flyover zone.

Mr. Stone reported that he also attended the fair board meeting on May 8. He stopped at the Karval shop on May 10 where they were putting the side glass in on the machines that were damaged by the fires. He and Rick Ashcraft also looked at the area that the road crew planned to overlay on May 14. He also attended the Greg Lopez meeting on May 11 and the meeting in Akron with Mr. Schifferns. On his way home, he stopped to check on the overlay project northeast of Karval on County Road 109. Mr. Stone talked with Rick Ashcraft again on May 15 about putting in a cattle guard. They needed the consent of the landowner, which they got. He spoke with Mr. Ashcraft again on May 16. The purchase price of the new loader is \$117,000, and they will use the \$4,000 credit from District Two. He also checked roads southwest of Karval after the rain.

At 11:00 a.m., the Board conducted a public hearing to act on the Special Event Permit submitted by Hugo Improvement Partnership for the Prairie Music Festival. HIP president Judy Thelen was the only other person who attended the hearing. Since there were no objections, Mr. Burgess made a motion to approve the Special Event Permit for the Prairie Music Festival. Mr. Schifferns seconded the motion, which carried unanimously.

Mr. Burgess reported that he called Mark McMullen on May 7 and checked roads with Bruce Walters on May 8. They also met with Bill Witt about the gravel pit off of County Road 46 and learned they could move the boundaries, so they won't have to do a complete revision and extend it. Mr. Burgess said there is a lot of gravel in the pit, and it should last for many years. He attended the fair board meeting that night and reported that the group accepted the bid for the new building. He took the bid request information to the paper on May 9 but commented he was not happy with the formatting when the ad came out. Chris Monks called to tell him he'd found leakage at the joints of one of the belly dump trailers. Mr. Piper called him on May 10 and said they were scheduled to meet with state representatives at the landfill to designate where the monitoring wells were to go. He met the group, including Land Use Administrator Trey James, at the landfill. Mr. Burgess received another call from Chris Monks letting him know that the hospital bus had over 8,000 miles on it before someone brought it to the shop for an oil change. Mr. Burgess said employees need to be more diligent of when vehicles require maintenance on them. Mick Jaques called Mr. Burgess on May 11 and told him that Mr. Brent no longer wanted the iron that they stockpile at the landfill. Mick was going to see if he could find someone else who would take it, and Mr. Schiffers suggested Jonathan Hart. Mr. Burgess attended the meeting with governor candidate Greg Lopez later that day. He asked Mr. Piper if he'd received the report from the free day at the landfill, but he had not. On May 14, Mr. Burgess attended the Baby Bear Hugs meeting in Yuma, and he went to the Resources Unlimited meeting on May 15. He, Trey James, and Bruce Walters looked at the C & D Pit that afternoon and mapped out the new alignment. He attended the Economic Development meeting on May 16 where they completed Troy McCue's employee evaluation. District Two paved north of the Bethel Church on the Sixteenth, and Mr. Burgess also received a complaint from a resident. He talked to Mark McMullen who felt the county could put plastic over the berm at the landfill to create more airspace. He'd gotten the pictures Mr. Piper sent to him and will talk to the state to see what course of action to take. District Two plans to chip seal north of Arriba on May 23.

Mr. Kimble provided a draft resolution regarding historical registry designation. Mr. Piper said that Mr. Ensign told him there is a lot that goes into such a project. Mr. Kimble responded that statute dictates the county has the authority to provide for it by resolution if the Board is so inclined. They could appoint a board if they wanted to, or the board of commissioners could act as the board. He felt the commissioners would be able to prevent spurious requests more easily if they were the acting board.

Mr. Stone stated that they don't know anything about it and felt that since the building in question is already on school property, and moved from its original location, he wasn't sure what they could even do about it. Mr. Piper put in that Janet Kravig hadn't contacted him again since she met with the Board. He asked if it would be a good idea to adopt the resolution anyway to have the tool available in case it was needed. Mr. Kimble agreed and said he could provide more examples if the commissioners wanted him to. Mr. Piper will re-format the resolution, and the Board will adopt it at the next meeting.

Mr. Piper reported that Captain Yowell had discovered he did not have a master key for the building. He asked the commissioners if he could assign one to the captain, and they agreed. Chris Monks wanted to know if the auditor would have a problem with the districts making deals amongst themselves regarding equipment trade-ins and purchases. Mr. Piper asked Ronny Farmer who said as long as it is all done within the Road & Bridge fund, it would be fine. Mr. Farmer will be out the week of June 6-12 to begin the 2017 audit, and they will also work on the pre-audit as well.

Mr. Piper said that Black Hills Energy did an energy audit on the annex building last year and will do one this year on the Victim's Advocate building. John Mohan will help them, and there is no charge.

Mr. Piper created a generic administrative Facebook page, and although he hasn't posted anything yet, he thought he might put the bid request on it. He also reported speaking with the commissioners regarding a request to hold wild horse races at the fairgrounds. The Board agreed that the party who called wouldn't be able to have the event without the proper insurance. Mr. Schifferns told him to come to a commissioner meeting, and Mr. Piper said he had left him a message but never heard back. He thought John Palmer might have called him too.

Dave Frisch with GMS, Inc., Consulting Engineers had sent Mr. Piper an email regarding the courthouse drainage project, which he shared with the Board. Mr. Burgess asked if they could just cut a slot in the sidewalk and let the water from the roof drain across the parking lot. Mr. Stone felt the project was getting way too technical for a parking lot, and Mr. Burgess agreed, stating it would cost between \$100,000 and \$200,000 just to put in the drainpipes. Mr. Stone asked if they could put a one-inch overlay on it, but Mr. Burgess didn't think the subgrade would hold if they did. His question was whether or not they could legally direct water from the roof back into the ground, and Mr. Kimble said he would check into it. Mr. Piper commented that Mr. Frisch bills the county every time he does something, and the commissioners agreed to put the project on hold.

Mr. Stone called for old business, and Mr. Burgess addressed the new box on the tandem trailer, stating that Chris Monks thinks they need to put a tandem box on another trailer as well. Mr. Burgess told Mr. Stone that he is relying on his trucks while he is having the box put on and asked if future truck purchases like those used for chip-sealing should be charged to District Four. He wanted to know how many trucks the county should try and keep around since there are five in District Three. Mr. Stone said he wouldn't get much for them if they tried to sell the trucks, and they are handy for chip-sealing. It also doesn't cost much for tires and maintenance on them. Mr. Burgess said the districts could all pitch in to help cover the costs, and Mr. Schifferns felt taking the expenses from the District Four budget made the most sense.

Mr. Burgess said he'd received an email from Public Health Director Richard Johnson regarding FAA and Spaceport Colorado proposed rocket plane testing over Eastern Colorado, mainly in Lincoln County above I-70. There is a public hearing at Front Range airport this evening

concerning the matter, and Mr. Johnson planned to attend. None of the commissioners intended to go.

As for new business, Mrs. Lengel informed the Board that she had applied for two separate grants from the new Electronic Recording Technology Fund instituted as a result of SB16-115. The fund was created mainly to assist small, rural counties with equipment replacement, but Mrs. Lengel said she also applied for funds to reimburse the county for the last phase of record digitization in 2017. The county was awarded both grants totaling \$32,077.34.

The group broke for lunch, and when the meeting reconvened at 1:00 p.m., Mr. Burgess made a motion to go into executive session, per 24-6-402 (4) (f) (I), C.R.S., for personnel matters regarding conducting interviews for the Land Use Administrator's position. Mr. Schifferns seconded the motion, which carried unanimously. Those remaining for the session were Mr. Stone, Mr. Schifferns, Mr. Burgess, Mr. Piper, Mr. James, Mrs. Lengel, and the remaining applicants (individually). The executive session was recorded, and the recording will remain on file in the County Clerk's vault for the statutory ninety days.

Upon coming out of executive session, the Board discussed the various applicants. Once the commissioners made a decision, Mr. Burgess made a motion to offer the Land Use Administrator position to David Marx at thirty-five hours a week. Mr. Schifferns seconded the motion, which carried unanimously. Mr. Piper contacted Mr. Marx who accepted the job.

Mr. Burgess had forgotten to report more specifically on the meeting at the landfill and said the state will drill five test holes. The county will provide the water and he suggested that they tie down the barrels. They can only drill one well per day, and samples will be collected three months after the wells are drilled. The state will pay for all of it.

With no further business to come before the Board, Mr. Stone adjourned the meeting until 9:00 a.m. on May 30, 2018.

Corinne M. Lengel, Clerk to the Board

Doug Stone, Chairman