

Board of County Commissioners of Lincoln County

Agenda for April 30, 2012

9:00 Call to order and Pledge of Allegiance

10:00 Human Services Director Colette Barksdale to give her monthly report

11:00 Bob Stovall and Rosanne Gain of Gain-Stovall, Inc., representatives of Pioneer Exploration, to gather some information and discuss communicating with locals

1:30 Morgan Honea, CEO of Plains Medical Center, to discuss the groundbreaking for Lincoln Community Hospital's new clinic and a long-term plan for health care services in Lincoln County

1. Approve the minutes from the April 27, 2012 meeting
2. Review and act on an application from Nighthawk Production, LLC to have a charge account at the county landfill
3. Review and act on a proposal from Plains Heating for replacement of two air conditioning units for the Sheriff's Office
4. County Commissioners' reports
5. County Administrator's report
6. County Attorney's report
7. Old business
8. New business
9. Approve additional expense vouchers if necessary

The Board of Lincoln County Commissioners met at 9:00 a.m. on April 30, 2012. The following attended: Chairman Steve Burgess, Commissioners Gary Beedy and Ted Lyons, County Administrator Roxie Devers, and Clerk to the Board Corinne M. Lengel. County Attorney Stan Kimble attended in the afternoon.

Chairman Burgess called the meeting to order and led the Pledge of Allegiance. Mr. Burgess had asked Chris Monks to come by, explaining that District Two will be purchasing a new tandem axle bottom dump trailer. District One will pay \$14,000 for the old trailer, rather than trading it in.

Mr. Lyons made a motion to allow District Two to purchase a 2012 Ranco 40' tandem axle bottom dump trailer from IMCO in the amount of \$36,925. Mr. Beedy seconded the motion, which carried unanimously.

Mr. Beedy reported that one of the road crew in District Three had been in a minor accident where a truck door on a 2000 International tandem axle dump truck was damaged. Ms. Devers had received a couple of quotes from DJ Bodyworks; one for a new door in the amount of \$4,249.75, and one for an old door in the amount of \$2,339. Mr. Beedy thought that Steve's Auto Body was also going to send a quote, so said he would contact David Seymour to see if he had gotten anything. Mr. Burgess felt that Mr. Beedy may need to go ahead and accept the lowest bid, whatever that may be, before the next commissioner meeting, so suggested that he be allowed to use his own discretion should a lower estimate be submitted. Mr. Beedy made a motion to accept the estimate from DJ Bodyworks in the amount of \$2,339 for a used door for a 2000 International truck, unless a lower quote is received. Mr. Lyons seconded the motion, which carried unanimously.

Mr. Beedy made a motion to approve the minutes from the meeting held on April 27, 2012, as submitted. Mr. Lyons seconded the motion, which carried unanimously.

The Board reviewed an application from Nighthawk Production, LLC for a charge account at the county landfill, and then Mr. Beedy made a motion to approve the application. Mr. Lyons seconded the motion, which carried unanimously.

Also reviewed was a proposal from Plains Heating to replace two air conditioning units at the Sheriff's office. To replace just the compressors in the old units, with a one-year warranty, would cost \$5,200; whereas, total replacement of the old units with new units would be \$12,384. Ms. Devers advised that it was for five-ton, rather than six-ton units, but Lisa Yowell told her that Leon Kelly felt the five-ton units would be adequate. If the commissioners chose to replace the current six-ton units with new six-ton units, the cost would increase by \$1,500. After discussing the fact that the units are the original ones put in the courthouse twenty years ago, Mr. Beedy made a motion to approve the replacement of two air conditioning units in the Sheriff's office with new units, in the amount of \$12,384. Mr. Lyons seconded the motion, which carried unanimously.

Mr. Beedy reported attending CCI on April 20, stating that there is a possibility of about \$60 million in grant funding becoming available in 2013 for impact fees, if the budget passes. He felt it would be a good idea to apply, if possible, stating that County Road 109 between Hugo and Genoa could use chipseal again, and will be even worse after all of the impact from oil production. On April 23, he attended the Economic Development board meeting, and on the Twenty-fourth, he worked some at the fairgrounds and attended the Ag-Fest, which he said is a very beneficial program. On April 26, he attended the Eastern Colorado Services for the Developmentally Disabled meeting via phone.

Mr. Lyons reported attending the hospital board meeting on April 26, and also touring County Road 25 after the meeting on April 27, admitting that Mr. Jolly did have some legitimate complaints. However, Mr. Lyons also commented that Mr. Jolly needed to realize that a great majority of the problem was caused by the heavy rain. There were some ridges in the road, as Mr. Jolly had reported, and Mr. Lyons said he spoke with Chris Monks about it this morning.

Mr. Burgess reported attending the hospital board meeting on April 26, as well, and then stated he'd gone by the old Coleman Packing Plant after the meeting on the Twenty-seventh, and Mr. Beedy was correct; parts of the walls are falling down. He stopped by Parker Ag and was told that they had turned the claim in to their insurance company and Roy Brossman is supposed to be fixing it. On the Twenty-eighth, Mr. Burgess attended the mountain plover festival in Karval, and on the Twenty-ninth, he toured roads due to a complaint he had received about one of them. He contacted Chris Monks about it.

Ms. Devers reported being contacted by Becky Carter, Executive Director of Colorado East Community Action Agency, asking if the county would consider helping to fund the Northeast Rural Philanthropy Days event in Fort Morgan, June 20 through June 22, 2012. The commissioners couldn't remember if they had contributed to the event in 2008 and asked Ms. Lengel to see if she could find it in previous minutes.

At 10:00 a.m., Human Services Director Colette Barksdale met with the Board to give her monthly report. Robert Kraxberger attended as well. After reviewing the monthly reports and employee time sheets, Ms. Barksdale stated that the TANF transfer to Gilpin County was approved and the Board should have received a letter, which they did. She added that Kit Carson and Weld counties have also requested funding from Lincoln County, but stated that Weld will not be getting any. There is a possibility that they will need to transfer some funding in Child Welfare, but Ms. Barksdale said there is another county that may also need money, so she will put them on the list. She informed the commissioners that she would be keeping a close eye on it once their own projects were completed. Ms. Barksdale also informed the Board that she had approved two grants in the amount of \$1,500 each; one to Plains Medical Center and one to Gordon Clinic for pregnancy prevention. Project School Supply is moving along and they plan on getting letters out to the vendors beginning May 1. Mr. Burgess asked how much they will be spending on the project, and Ms. Barksdale told him it would be around \$30,000.

Ms. Barksdale went on to report that she had reviewed seven applications for the Account Clerk position and had interviewed four of the prospective parties. They hired Shawn Sprowls from Bennett, as he is an actual accountant, and will start his salary at a Clerk IV position. They will move him up to Level V next year if he has proved to be the asset she believes he will be.

The results of this year's LEAP audit was 100%, and Ms. Barksdale also reported that Erica Nestor will be the summer intern and will help with several of their summer projects. A portion of her salary will come from TANF funds.

Ms. Barksdale stated that their state fiscal year close-out is coming along, although they will be over budget on the Administrative side. She believes that they may get bailed out for at least a portion of it, and they also get thirty percent in federal pass-through dollars if they don't get bailed out as they hope to.

On May 8, Human Services will have their annual review of policies and procedures, and although the office will not be closed, most of the staff will be offsite but available by phone. Ms. Barksdale did not yet know where they would be going.

Ms. Devers continued with her report once Human Services had gone, stating that Dave Whitman, Merrill Wilson, and Anne McCleave, who is with the State Historical Society, were out on April 24 looking at the roundhouse. They discussed ideas for the RPI Vision Committee. On April 28, Ms. Devers had gone out to the fairgrounds and noticed that the baffles on the walls of the Ellis Allen building need to be cleaned and asked if Sheree Miller could at least vacuum them. The Board agreed.

Mr. Burgess brought up the painting of the bookmobile, stating that the bookmobile board approved the estimate from DJ Bodyworks in the amount of \$3,816. They will also put the decals on for an additional \$1,240. Since there is currently \$1,700 in their donation fund, and they are applying for a \$3,000 grant from Cooper-Clark, Mr. Burgess wanted to know if the county could pay the rest if they go over the total amount. Mr. Beedy made a motion to approve paying any difference in the amount owed to DJ Bodyworks once the bookmobile has been painted and the decals put on, should there be any additional charges. Mr. Lyons seconded the motion, which carried unanimously.

Ms. Devers asked how they would be handling the payment of the bills and if the "Friends of the Bookmobile" organization has a non-profit status. Mr. Burgess placed a call to Mary Andersen and left her a message.

Mr. Burgess asked if the county had a provision, or should make a provision, for disposing of old homes and/or trailer houses if people are trying to clean up their communities. Mr. Lyons felt they should leave well enough alone unless there is a specific request, which they can deal with at the time.

Mr. Burgess also told the others that the bridge on County Road 3T at Walks Camp is in serious need of repair or replacement, and he would like to know if it should be done this year or if they should wait. It is a steel structure, so someone would have to remove it, but Mr. Burgess felt that the salvage value would most likely pay the cost to have it done. No decision was made at this time.

Mr. Lyons was asked if the county could spray the weeds along the walking path owned by the town of Hugo, but Ms. Devers thought that it might require a special license that Wayne Shade does not have since there would be people and pets using the path.

Mr. Burgess called for old business, and Ms. Devers said she'd received a phone call from Michelle McKinney with ASCAP, who left her a message asking if the county had made a decision regarding the \$320 annual license to publicly perform copyrighted music at county-sponsored events. Ms. Devers called her back and left her a message that the county didn't feel it pertains.

Ms. Devers had received an estimate in the amount of \$885 from Kenny Mills for five door closures in the Ellis Allen building at the fairgrounds. Since Mr. Burgess had priced them at the lumber yard for \$97 each, he suggested contacting Travis Nall to see if he could actually put them in if they were purchased at Hugo Lumber. Mr. Burgess called Travis and asked him to stop by when he had time.

Ms. Devers had also checked with the Assessor's office to see if the county owns the property south and east of the Resource Center at the courthouse, and determined that county property stretches to the gas plant. Mr. Burgess felt they should be able to put in a pipe and temporary access to the courthouse while work is being done on the parking lot.

County Auditor Ronny Farmer stopped in to ask the commissioners if they felt there were any instances of fraudulent activity to report. When he was told that there were not, he gave them a brief update on fund balances.

At 11:00 a.m., Bob Stovall and Rosanne Gain with Gain-Stovall, Inc., representatives of Pioneer Exploration, met with the Board to gather information and discuss communicating with local residents. Mr. Stovall explained that the company wants to be open and honest with members of the county and do things right, hoping to find out the best way to communicate with the residents of Lincoln County.

Along with the local newspaper and community meetings, Mr. Lyons suggested they contact the CARR board and meet with them.

Since most of the activity seems to be concentrated in the southern and southeastern portions of the county, the suggestion was made to hold a public meeting in Karval, either at the school or the community building.

Mr. Lyons wanted to know if they would be drilling or fracking and Mr. Stovall said that, unfortunately, he could not answer those types of questions, which would be the questions that residents would want answered as well.

Mr. Beedy cautioned that they would need to work with the county regarding the use of county roads, helping to upgrade or maintain the county infrastructure, if necessary. He added that the commissioners would also appreciate having contact information for who would be able to give them the quickest response to their questions. Mr. Burgess agreed, citing an example of a recent problem where roads were badly damaged after the rains when one of the oil crews removed their equipment. He commented that if a road is damaged, one of the commissioners or a road foreman should be notified so that they can take care of it, and Mr. Stovall agreed.

Mr. Stovall also commented that they hope to support local fire departments, and possibly the schools, and added that they hope to come to local activities such as the county fair or ranch rodeo to shape relationships and further communication.

Mr. Beedy said that he appreciated the company making the initial efforts and agreed that the commissioners and communities want to remain open and friendly, but do not want to be taken advantage of. Also, he made the request that if they plan on laying any kind of cable across the road, it would be appreciated if they would contact a commissioner or the road foreman about that, as well.

Mr. Stovall said that they are aware of Lincoln County land use regulations and fully intend to follow county rules.

Travis Nall stopped in at that time and Mr. Stovall gave him his information, repeating what he had said about supporting local fire departments.

Once Mr. Stovall and Ms. Gain had gone, Mr. Burgess asked Travis about replacing the door closures at the Ellis Allen building, which Travis thought he could find time to do. Mr. Burgess also told him that if he had to do it on a weekend, the county would be sure to pay him.

Ms. Lengel had located the minutes where the county approved a \$500 donation for the Philanthropy Days event in 2008, so Mr. Beedy made a motion to contribute \$500 to the Northeast Rural Philanthropy Days event in Fort Morgan, June 20 through June 22, 2012. Mr. Lyons seconded the motion, which carried unanimously.

Mary Andersen had called Mr. Burgess back to tell him that all funding will go through the "Friends of the Bookmobile," so they will pay DJ Bodyworks directly and then will have them submit a bill to the county for any excess.

Mr. Kimble reported receiving a request to develop a policy regarding CORA requests from Ms. Lengel while she was attending the Eastern District conference in Sterling the middle of the month. He had sent her some information from other counties and agreed that it was probably

time to develop a policy since requests seem to be getting more complicated, especially when email is involved.

The only other thing Mr. Kimble had to report was that he had sent the final paperwork to the Dyers on their last land purchase and should have the money for the property by the next meeting.

Mr. Burgess asked about the 1041 regulations and Mr. Kimble said that it may be time to schedule a meeting with the Land Use board and get something accomplished. The Board agreed.

Mr. Lyons stated that he'd spoken with Jim Humphrey, who had called Mike Albright about the vending machine, but he had not yet heard back from them. Jim and Tony Bandy are definitely interested in buying the machine.

Mr. Burgess said they need to make a decision as to what they will pay a fairgrounds manager, especially since they have now hired someone to do the cleaning and Ms. Devers has taken over the scheduling again. He didn't feel that paying \$1,600 a month would be right, particularly when not much would need to be done in the winter months. Mr. Lyons said he didn't think anyone would want a job for much less than that, even part time, and Mr. Beedy felt it might average out in the end.

At 1:30 p.m., Morgan Honea, CEO of Plains Medical Center, met with the Board to discuss the groundbreaking for Lincoln Community Hospital's new clinic and a long-term plan for healthcare services in Lincoln County. Also present were Lincoln Community Hospital board members Keith James, Chopper McCue, and Gordon Hollowell, LCH Director Herman Schreivogel, and staff members Catherine Sage and Monica Wilkins. Limon Leader and Eastern Colorado Plainsman reporter Will Bublitz also attended the discussion.

Mr. Honea began by stating that the last time he met with the commissioners he had gotten the sense that there was agreement to develop a collaborative plan for working together, and Mr. Lyons told him that he thought he was there at the time to specifically develop their dental services. Mr. Honea agreed to that, adding that they must focus on mental and behavioral health as well.

Mr. Burgess stated that he took great offense to the letter to the editor that Mr. Honea had printed in the previous week's newspaper, explaining that, although county-owned, the hospital is a separate entity working on their own budget, which comes from mills designated through a statutory petition and passed by county residents. Mr. Lyons put in that his letter gave the impression that the county had given over one million dollars to the hospital, which was not true at all.

Mr. Honea commented that it certainly proves there is no communication going on, adding that he would be happy to retract his statement if it would help. He added that his point is that

there is an expectation to develop a plan for future healthcare, asking what the role of Plains Medical Center is in that plan. He felt it will be extremely difficult to support two clinics in the town of Limon and asked if anyone had any idea what the roles of LCH, the new clinic, and PMC would be over the next several years. Mr. Lyons asked him what *he* felt the role of PMC is, to which he responded that at this time, they take care of the underserved. He added that he would like to know if PMC is here to serve *only* the uninsured, or to *only* provide dental services, or what exactly those present see for PMC's future. He also asked how many providers would be placed at the new clinic in Limon, as that would have a huge effect on his business.

Ms. Devers commented that one of the biggest problems arose when Dr. John Fox was terminated from Plains Medical Center, as the majority of his patients followed him. The same thing happened when Dr. Mark Olson and Glenda Kinkel left PMC as well. She added that in a rural community, patients tend to follow the provider that they are most comfortable with.

Mr. Honea stated that he was not at the meeting to criticize; he understands that Mr. Schreivogel is responsible for LCH and he is responsible for PMC, but his question addressed what would happen when Dr. Fox and Dr. Olson no longer practiced. He added that if the community sees healthcare focused around Lincoln Community Hospital, then so be it.

Mr. Beedy remarked that the hospital has always tried to keep continuity of care, and it would benefit PMC to try and follow that example, as that is what residents want. PMC has lost some of their patient base for that very reason, due to the fact that they always seem to have a new provider there.

Keith James, chairman of the LCH board, stated that he believes competition is good for everyone, and it is certainly not their plan for the hospital to be the sole provider. He added that he had asked Mr. Honea to come to one of their meetings, but he has not ever done so.

Herman Schreivogel spoke up to say that he took extreme offense to the letter printed in the newspaper, addressing the comment that "healthcare services in Lincoln County are at risk" by listing the multitude of things that LCH has to offer, including seventy-five years of combined provider experience, physical, occupational and speech therapy, home health and hospice care, 24-hour ER coverage, a multitude of specialty doctors, a complete GI lab as well digital radiology, mammography and MRI equipment, and two ambulances, which are more than capable of providing adequate and exceptional healthcare in Lincoln County. He added that he also took great offense to the comment "...when actions are taken that create incredible risks to the entire delivery system."

Mr. Honea responded by stating that when he read LCH was going to finance the new clinic, he felt that it was a huge risk, which was what he meant by the comment. He then asked if anyone felt that providing services to one group of patients, such as underinsured, uninsured, and Medicaid in one clinic, while providing services to those who could afford to pay for their care

in another was a possible option, adding that he didn't believe PMC could support itself with only those patients.

Mr. Schreivogel stated that the portion of Mr. Honea's letter that made him the angriest was the insinuation that the county had given money to the hospital. He quoted 29-1-109 C.R.S., which allows for supplemental appropriations; exactly what was done last November when unanticipated revenues were received because of the bond issue. He went on to say that he didn't understand why they should need public input to tell them how to run their business.

When Ms. Devers asked, Mr. Honea stated that PMC is a federally qualified community health center, meaning federal funding is received because the organization accepts underinsured, uninsured, and Medicaid patients. Mr. Honea agreed, adding that funding is received not only based on a medically underserved population, but a medically underserved area as well. When she asked if the funding will be in jeopardy if PMC loses the Flagler clinic, he admitted that it could be. Mr. Honea went on to say that, clearly, a lot of improvements need to be made, and he will submit a retraction of his statement to the newspaper.

Keith James put in that discussions need to involve more people than just Mr. Honea and Mr. Schreivogel, and Mr. Hollowell added that he didn't believe there was a board member there that didn't want to see PMC succeed, which Mr. Honea appreciated. Mr. James added that LCH also has their share of undercompensated patients, and they are not going to divide them up and tell them that if they cannot pay for care they will have to go to PMC. They agreed that both boards need to communicate better to resolve their differences.

Mr. Honea asked what would happen if the environment simply cannot support two clinics and wondered if everyone there was willing to see PMC go away. Mr. Schreivogel stated that the new clinic in Limon will be completed and gave an indication of staffing options.

Will Bublitz asked if everyone present would be happy with Mr. Honea's retraction in the newspaper, or if they preferred that he write something else, adding that he would rather not cause a further rift since the dispute is really between the two agencies. He suggested that Mr. Schreivogel be allowed to read what Mr. Honea writes before he publishes it, and Mr. Schreivogel agreed that it would be a start.

Further discussion was held on how to handle the fairgrounds manager salary, and Ms. Devers said they may just want to wait and see who applies for the job before they decide.

With no further business to come before the Board, the meeting was adjourned until 9:00 a.m. on May 7, 2012.

Corinne M. Lengel, Clerk to the Board

Steve Burgess, Chairman