

# Board of County Commissioners of Lincoln County

Agenda for June 29, 2012

9:00 Call to order and Pledge of Allegiance

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

1. Approve the minutes from the June 28, 2012 meeting
2. Review and sign a letter to the FSA County Committee requesting a disaster declaration for Lincoln County and the implementation of emergency haying and grazing
3. County Commissioners' reports
4. County Administrator's report
5. County Attorney's report
6. Old business
7. New business
8. Approve additional expense vouchers if necessary

The Board of Lincoln County Commissioners met at 9:00 a.m. on June 29, 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.

Chairman Burgess called the meeting to order and led the Pledge of Allegiance. Mr. Lyons had spoken with Mike Leonard, Supervisor with the Oil and Gas Conservation Commission, and had asked him to come in to address a noise complaint from Mike Cook on one of the oil wells near his residence. Land Use Administrators Ken Morrison and Ben DeWitt, and Assessor's office employee Renita Thelen, as well as Greg Shalberg with Wiepking Fullerton were also in attendance.

Mr. Leonard said he'd received the complaint and was obligated to investigate it, so he took some readings early this morning. They are required to read from 350 feet away, and he did find that the processing plant and one of the individual pumping units were out of compliance. The reading on the pumping unit was sixty, while that of the plant was fifty-seven. Mr. Leonard said for agriculturally zoned property, the reading should be fifty or under. If the property was zoned industrial, the level would increase to seventy-five.

Mr. Shalberg said that Wiepking would like to request that the county change the zoning classification to industrial and Mr. Leonard said that might work for the processing plant, but would be difficult for each individual pumping unit. Mr. Shalberg said he will fix the pumping unit, but that it would be quite expensive to fix the plant as he may need to put up sound walls, and/or insulate the building. The problem with putting up walls is that the snow then piles up. Mr. Shalberg said that he would re-direct the generator, since the exhaust is what is causing the noise, but it shouldn't be too difficult to do.

Ms. Thelen said that taxes on ground zoned agricultural is \$1.60 a year, whereas an industrial classification would make the taxes \$246.11 for a year. Not only would the property owner need to agree to the change in zoning, but the increase in property taxes as well; unless he would consider selling the property. Mr. Burgess wanted to know if the zoning could be changed on just the five acres the plant is located on, but Mr Leonard reminded them that they would have to change zoning to cover the 350' buffer, which still would not solve the problem of the pumping unit. Mr. Morrison said that the county's regulations are actually more restrictive when it comes to industrial zoning than what the state's regs are, and Mr. Beedy added that trying to change the zoning really wouldn't be beneficial at all. Mr. Shalberg said that he would redirect the muffler system and then Mr. Leonard will take another reading.

After Mr. Leonard, Mr. Shalberg, and Ms. Thelen left, discussion turned to the fact that an error was made and the Ravenkamp pit lease expired in 2010. Mr. Morrison said that the entry of the access road isn't on the section line, and the commissioners decided the county may need to put in a new road on the section line, fence at least once side of it, and designate it as an unmaintained county road. Mr. Morrison said they would need to do a technical revision on the pit at a cost of \$216. He added that the lease should be sent to Lyle Ravenkamp, since it's actually in the name of Ravenkamp Farms.

Mr. Beedy made a motion to approve the minutes from the meeting held on June 28, 2012, as submitted. Mr. Lyons seconded the motion, which carried unanimously.

After reviewing a letter to the FSA County Committee requesting a disaster declaration for Lincoln County and the implantation of emergency haying and grazing, Mr. Beedy made a motion to sign the letter. Mr. Lyons seconded the motion, which carried unanimously.

Mr. Beedy reported attending the Transit & Rail Advisory Committee meeting on June 8 by conference call. He also attended the Colorado East Community Action Agency board meeting on June 12 and mentioned that there is still talk about moving the office to Limon; however, the grant they applied for was denied, so they are still working on it. Mr. Beedy had also spoken with Bart O'Dwyer about the new Karval shop and was told they will start work on it the week of July 9.

Mr. Lyons reported stopping by the landfill on June 25. The air conditioning on the loader and on the compactor weren't working. Mr. Burgess put in that he had spoken to Mike Smithson about them, and Mr. Lyons said he'd also talked with Chris Monks. He also stopped by and talked to Kerry Halde, drove down by Wilma Mosher's, and took Hwy 63 to check the area, commenting that it is just hot and dry everywhere. Yesterday afternoon, he spoke with Mr. Leonard about the noise complaint, and later attended the hospital board meeting. The Flagler clinic will reopen on July 9, and the new clinic in Limon is expected to open on August 9.

At 10:00 a.m., Human Services Director Colette Barksdale and Robert Kraxberger met with the Board to give the monthly report. The Board reviewed her employee's time sheets and the financial reports for the month of May, while Ms. Barksdale said that they will begin delivery on Project School Supply next week. The time reporting system her department and Public Health are using seems to be working fine. She then submitted a proposal from Travis Nall to build the deck and change the doorway in their Conex container, stating that he had given two options; one with a wood deck and ramp and one with Trex decking and ramp. The latter would be approximately \$500 more. Mr. Burgess said it would cost around \$3,300 to build the same thing for both containers and since they had other questions, Mr. Burgess called Travis and left him a message to stop by when he could.

Ms. Barksdale presented the CMHC CORE Regional MH Contract from Centennial Mental Health, stating that it was for core services for the next fiscal year and was in the amount of \$43,670. She added that it would probably be the last year for the contract, as the formula is being changed. Mr. Beedy made a motion to sign the contract, Mr. Lyons seconded the motion, and it carried unanimously.

Ms. Barksdale said they have added Cheyenne County to the Early Childhood Council. She received an e-mail stating they have been awarded \$25,000 for CKLECC, which comes from the Department of Education, Human Services, and CDPHE. They are very specific about what the funds can be spent on, and Ms. Barksdale said they would have to hire a half-time person with a Bachelor's degree. They would most likely put the person in the Limon office.

Ms. Barksdale has been working with Real Colorado to change the statutes regarding the Child Protection Team, stating that their hope is to strike much of the language that should actually be in rule instead.

Also, she had sent in a Differential Response letter of intent and is hoping to be approved, as it would be very beneficial to Lincoln County. She gave a little background, stating that it would allow the department a bit of leeway in determining a case of actual child abuse from what may have been an honest, one-time mistake. They would work with people so that they would not have records of child abuse following them for the rest of their lives. Ms. Barksdale said that Cheyenne and Kit Carson counties also put in for the funding, so she didn't know if Lincoln County would be selected or not. If so, staff will have to attend training in Denver the week of August 13.

Ms. Barksdale updated the Board on the LINCing Dads programs, and then mentioned the 1451 Project when Mr. Burgess asked about a voucher to Elbert County the commissioners had noticed the previous day in the amount of \$17,220. She explained that her department had agreed to pay for the coordinator until the money comes in, adding that Lincoln County will actually receive \$75,000, but that it will be sent to cover the contract with Weld Adolescent Resources that helps keep kids in school and out of jail.

Once Ms. Barksdale left, Mr. Burgess reported attending the candidate forum on June 20, speaking with Ms. Barksdale about an employee issue on the Twenty-first, and receiving a phone call from Willy at the fairgrounds on June 26. Paul Jenkins had called him that same day to let him know that there will be a CARR meeting in either Karval or Ordway on July 9 and they would like a commissioner to attend. Ms. Devers said she felt that would be a conflict of interest, as the Board would eventually have to act on the pipeline, and the commissioners agreed. On June 27, Mr. Burgess talked with someone at Farm Service Agency about the disaster declaration. He will also help with the gymkhana this evening, as Julie Joffe is retiring from her other job today and will be unavailable. Lastly, Mr. Burgess said that Sheriff Nestor is going to contact Elbert County about the traffic message boards, as Travis Miller had no idea where they had gotten them.

A call was placed to County Attorney Stan Kimble for his report. He stated that all he needed to know was whether or not the commissioners wanted to move forward with the 1041 regulations and, if so, when they wanted to set the hearing date for. The Board agreed that they do want to proceed with adopting the regulations, so Mr. Kimble said he would get with Mr. Morrison and Ms. Devers and come up with a date.

Mr. Lyons mentioned the earlier discussion they'd had regarding the Ravenkamp pit so that Mr. Kimble was aware of the situation.

Ms. Devers reported attending the Rural Philanthropy Days event, stating that there was some good information, although most of the funding emphasis seemed to be related to healthcare.

Mr. Burgess called for old business, and then said they had all received an e-mail from Ms. Devers as to whether or not any changes need to be made to the health insurance. Yuma County went with a higher deductible that they have the employees pay, and then the county reimburses them. He said that so far they have had good luck with it and seem to have saved some money. Mr. Lyons said he thinks the county's insurance is one of the best he has ever seen the way it is, and wasn't sure if he was in favor of changing anything, especially when some employees seem to barely get by. He felt it may be a hardship on some to have to pay the initial deductible and then wait to get reimbursed. Ms. Devers said she could look into it some, but thought that the county may have just locked in to the new three-year plan last year.

As for new business, Ms. Devers had received the official letter from RC & D that they had disbanded, adding that as a sponsor of the organization, Lincoln County had been sent a refund of \$2,860.

She also had a request from Heartland Express to pay the annual \$500 fee and the commissioners agreed to the expenditure.

After the Board reviewed the 2011 audited financial statements for the 18<sup>th</sup> Judicial District Attorney, Ms. Lengel informed the commissioners that the accounting computer system has been experiencing some major issues. They had intended to have James Martin wipe the system in August when the support technician, Jim Brummett, comes out to install some program updates, but she is afraid it may not last until then. She will get prices for a replacement system and bring it back to the meeting in mid-July.

Travis Nall stopped in to discuss the storage units in the parking lot, and after some discussion, it was decided to replace the doors on the Human Services unit and leave the doors the way they are on the other unit. Travis will build a deck and ramps on both. Mr. Beedy made a motion to spend up to \$2,500 to replace the doors on one unit, and build decks and ramps on both units, as Travis has time. Mr. Lyons seconded the motion, which carried unanimously.

After Travis left, Mr. Burgess asked if it would be wise to consider having him do even more maintenance of all county buildings since hiring outside entities is sometimes much more expensive.

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

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Corinne M. Lengel, Clerk to the Board

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Steve Burgess, Chairman