

YUMA COUNTY COMMISSIONERS

May 28, 2021

Minutes<sup>1</sup>

On May 28, 2021 at 8:00 a.m., the Yuma County Board of Commissioners met in regular session. Commissioner Robin Wiley, Commissioner Scott Weaver, and Administrator Andrea Calhoon were present throughout the day. The meeting was open to the public via teleconference due to the COVID19.

The Commissioners reviewed and signed accounts payable and discussed various meetings attended throughout the prior month.

Financial Reports

Finance Officer Sarah Carwin joined the meeting at 8:30 a.m. to provide financial updates and reports. Carwin discussed various financial topics including audit planning, payables processing updates, revenue and payroll process updates, fair financial topics, updates on the annual cell phone audit, and WY Comm financial updates.

Human Services

The Board of Social Services meeting for May 28, 2021 was vacated.

Road and Bridge

Road & Bridge Blade Foreman Justin Lorimer and Truck Foreman Jeremy Lund joined the meeting at 10:00 a.m. to provide department updates.

- *Cemetery Road Mowing* – The group discussed mowing efforts around cemetery roads currently under way.
- *Staffing* – **Commissioner Weaver moved to approve the job descriptions and salary authorizations for new hires Clinton Jesse and Kavan Smith as presented. Commissioner Wiley seconded the motion, which passed unanimously.**
- *Road Updates* – The group discussed various road maintenance efforts and updates including the delivery schedule for chip rock material for the Eckley Road project, which is scheduled for next month as well as various road issues identified since the last meeting.

County Assessor, Cindy Taylor

At 10:30 am, the Commissioners met with County Assessor Cindy Taylor and Deputy County Assessor Carrie Sharp to discuss various valuation topics including gravel pits leased by the County and the revaluation of agricultural and residential properties. Taylor and Sharp discussed the processes used to value property and the revaluation cycles as well as how new construction and the Assessor's annual inventory can impact valuations. Taylor also provided an update on Omimex Petroleum and the missing declarations for 2021 as well as unpaid 2020 taxes. Taylor reported on her office's efforts to resolve the missing information and work with the Yuma County Treasurer's Office to collect the missing taxes. The group discussed the collection hierarchy of past-due taxes as compared to the recently filed private mechanic's lien.

Facilities Maintenance, Travis Dinsmore

At 11:00 am, Maintenance Supervisor Travis Dinsmore joined the Commissioners to make capital requests and discuss capital planning related to the HVAC system. Dinsmore presented bids from Wern Air for the replacement of the Jail and Human Services Building HVAC units and the addition of a booster fan to the jail clothes dryer vent. Dinsmore will obtain some additional bids for additional project components and return at a future meeting for additional approvals. **Commissioner Weaver moved to approve the bids for HVAC upgrades to the jail, human services building, and jail dryer blower fan as presented to be funded through American Rescue Act funds for the jail project components and Fund 20 for the human services project components.**

<sup>1</sup> Minutes prepared by Andrea Calhoon are a summary of discussions, not a verbatim account.



Land Use

Land Use Administrator Colten Yoast was heard at 1:00 p.m. to review Land Use and GIS business and conduct Land Use Hearings.

- *Land Use Hearings* – Land use hearings opened at 1:00 p.m. Yoast presented the following for signature.
  - **EFS 0521-06 for Thomas Weathers Trust** to divide 5.63 acres, more or less, from 160 acres, more or less, located in the SW ¼ of Sec 27, T2N, R47W for purpose of resale.
  - **DEV 0521-03 for Y-W Electric and Tri-State Energy** to construct a substation located north of the City of Yuma off of County Road C located in Sec 6, T3N, R48W.
  - **DEV 0521-02 for Sheldon Kye Energy** to construct an anaerobic digester located south of Heritage Dairy off of County Road 32, located in Sec 26, T1N, R48W.

Public comment was heard on the applications including additional information from Y-W Electric on the proposed substation. Comment was also heard regarding the anaerobic digester including additional information provided verbally by Brian Johnson and Allan Nackerund who are spearheading the project and public concern over potential water runoff and impacts to the Yuma County water resources. Yoast reported on public comment received prior to the hearing and questions received from the public regarding the project.

Land Use Hearings closed at 2:03 p.m.

**Commissioner Weaver moved to approve Resolution 05-28-2021 C approving exemption from subdivision EFS 0521-06 for Thomas Weathers Trust to divide 5.63 acres, more or less, from 160 acres, more or less, located in the SW ¼ of Sec 27, T2N, R47W for purpose of resale. It passed unanimously.**

**Commissioner Weaver moved to approve Resolution 05-28-2021 D approving Major Land Use permit DEV 0521-03 for Y-W Electric and TriState Energy to construct a substation located north of the City of Yuma off of County Road C located in Sec 6, T3N, R48W. Commissioner Wiley seconded the motion. It passed unanimously.**

**Commissioner Weaver moved to approve Resolution 05-28-2021 E with existing Planning Commission conditions of property taxes being brought current, a restriction of manure processing only, and bonding secured to match the proposed decommissioning plan with the additional conditions of an annual road impact fee of \$5,000 per year for the first five years with review at five years, the addition of four water monitoring wells with quarterly monitoring reports submitted to the County Commissioners office, a Commissioner-approved storm water management plan based on 100 year flood criteria, a Commissioner-approved dust mitigation plan, and full engineering drawings received prior to commencement of any construction including dirt work. The meeting was seconded by Commissioner Wiley and passed by unanimous vote.**

- *Land Use Code* – Yoast reported updates on research conducted regarding a mobile home moved into Yuma County and compliance with existing land use code. The landowner has been contacted regarding the requirement of a \$1,000 deposit based on the age of the trailer or removal of the trailer from Yuma County. Return contact from the landowner is being awaited. Yoast also reported on a public complaint regarding a junkyard in Laird. The Commissioners reviewed that there are no applicable junk ordinances in unincorporated Yuma County but that, given that the resident is selling items from the junkyard, the property must go through a change of use from residential to commercial.

GIS

- *Current Projects* – Yoast reported on various GIS topics including work with the WY Communications Center.

Beer Garden Contract, Knights of Columbus

At 2:30 p.m. Dave Blach representing Knights of Columbus joined the meeting to present an initial beer garden contract for 2021 Yuma County Fair for Commissioner consideration. **Commissioner Weaver moved to approve the beer garden contract with Knights of Columbus for the 2021 Yuma County Fair as amended. Commissioner Wiley seconded the motion. It passed by unanimous vote.**

Fairgrounds Maintenance, Jaden Campbell

At 3:30 p.m. the Commissioners met with Fairgrounds Maintenance worker Jaden Campbell to hear a capital request for arena lighting at the Yuma County Fairgrounds. The previously planned arena lights have increased in price significantly since initial bid and approval due to input material cost increases. Campbell will continue working with the contractor to determine potential updates to the plan to mitigate the costs. Campbell also provided updates on the design and acquisition of tarp covers for the arena grandstands.

Administrator's Report

Administrator Andrea Calhoun reviewed calls, correspondence, and presented the following for discussion and action:


- *Minutes* – The Commissioners reviewed the minutes from the previous BOCC meetings. **Commissioner Weaver moved to approve the minutes from the May 14, 2021 regular meeting and the May 17, 2021 special meeting of the Board of County Commissioners. Commissioner Wiley seconded the motion, which passed unanimously.**
- *CAPP Report & Claim Review* – The Commissioners heard information on pending CAPP and workers' compensation claims.
- *Signatures and Ratifications* –
  - Resolutions/Ordinances/Signatures:
    - **Commissioner Weaver moved to approve Resolution 05-28-2021 A approving Yuma County's acceptance of electronic documents and signatures. Commissioner Wiley seconded the motion, which passed unanimously.**
    - **Commissioner Wiley moved to approve signature on Resolution 05-28-2021 B approving a capital software purchase for the 911 Authority as requested. Commissioner Weaver seconded the motion. It passed by unanimous vote.**
    - **Commissioner Weaver moved to ratify Commissioner Bushner's capital purchase approval of a track groomer for the Yuma County Fairgrounds purchased for \$900 at Miller Auctions in Brush. Commissioner Wiley seconded the motion. It passed unanimously.**
    - **Commissioner Weaver moved to approve signature on the 2021 Avaya phone system maintenance renewal. Commissioner Wiley seconded the motion, which passed by unanimous vote.**
    - **Commissioner Weaver moved to approve signature on the broadcast agreement with Stormy Productions for livestreaming of the 2021 Yuma County Fair livestock sale. Commissioner Wiley seconded the motion. It passed unanimously.**
  - Grant Updates:
    - The Commissioners reviewed information regarding pending and submitted grant applications including: DOLA energy impact funds for chip sealing of the Eckley Road, the finalization of the previously approved DOLA Administrative Planning grant to conduct a feasibility study for the proposed Ag innovation Center, and a status update on Coronavirus federal funds.



- *Department Reports* – The Commissioners heard various department updates including updates on the transition of the WY Communications Center, updates on the dissolution of the Northeast Colorado Bookmobile, the April 2021 TV System Maintenance Log, and the May 2021 Veteran's Service Officer report.
- *Prior Meeting Follow-Up* – Calhoon provided project updates on the status of properties in Eckley.
- *Correspondence* – Calhoon presented correspondence received since the last meeting including a request for a grant request letter of support for Ron Wenger to install an electric vehicle charging station at Ron's Car Care on Main Street in Yuma.
- *CDL Testing Unit* – Calhoon provided updates on the status of the Yuma County CDL testing unit including the 2021 unit renewal documents.
- *IT Updates* – Calhoon presented updates on various IT-related topics.
- *Maintenance Updates* – Calhoon reported on various facilities maintenance topics.
- *HR Updates* – Calhoon reported updates on county Human Resource topics including recruitment and retention, various job description updates, and potential changes to the CRA retirement agreement. **Commissioner Weaver moved to approve the job description and salary authorization for Facilities Maintenance worker Shawn Pratt to move from part-time to full-time as requested. Commissioner Wiley seconded the motion, which passed by unanimous vote.**

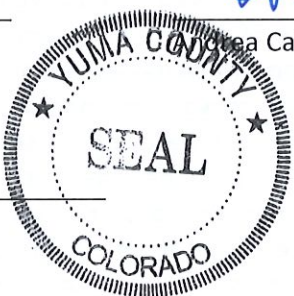
**Commissioner Weaver moved to approve the Lead Dispatch job description as presented. Commissioner Wiley seconded the motion. It passed by unanimous vote.**

There being no further business, the meeting adjourned at 6:25 p.m. The next regular meetings of the Board of County Commissioners will be on June 15, 2021 and June 30, 2021.

  
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Trent Bushner, Chairman

  
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Andrea Calhoon, Administrator

ATTEST:   
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Beverly Wenger, County Clerk



**BOARD OF COUNTY COMMISSIONERS  
COUNTY OF YUMA, STATE OF COLORADO  
RESOLUTION NO. 05-28-2021 A**

**A RESOLUTION TO AUTHORIZE THE RETENTION OF  
ELECTRONIC RECORDS AND THE USE OF ELECTRONIC  
SIGNATURES**

**WHEREAS**, Colorado Revised Statute §24-71.3-117 recognizes that statutory counties in the State of Colorado have the general power, in relation to the administration of the affairs of the county to determine the extent to which the county will create and retain electronic records and signatures; and

**WHEREAS**, Colorado Revised Statute §24-71.3-118(1) grants to a county authority to “determine the extent to which the county will send and accept electronic record and electronic signatures to and from other persons, and otherwise create, generate, communicate, store, process, use and rely upon electronic records and signatures;” and

**WHEREAS**, the Board of County Commissioners for Yuma County, Colorado, after due deliberation, has determined that authorizing the retention of records by electronic means and the acceptance and use of electronic signatures is in the best interest of the public and the best interest of Yuma County;

**NOW THEREFORE, BE IT RESOLVED that:**

1. For the purpose of this Resolution,
  - a. “Electronic” means relating to technology having electrical, digital, magnetic, wireless, optical, electromagnetic, or similar capacities;
  - b. “Electronic Record” means an electronic sound, symbol, or process attached to or logically associated with a record and executed or adopted by a person with the intent to sign or create the record;
  - c. “Electronic Signature” means an electronic sound, symbol, or process attached to or logically associated with a record and executed or adopted by a person with the intent to sign the record and in printed, facsimile or scanned, or other Electronic form;
  - d. “Record” means information that is inscribed on a tangible medium or that is stored in an electronic or other medium and is retrievable in perceivable form; and
  - e. “Transaction” means an action or set of actions occurring between two or more persons relating to the conduct of business, commercial, charitable, or governmental affairs, but shall not include any ballot cast in any election or any petition related to any department, board, commission, authority, institution, or instrumentality of the state or any county, municipality, or of their political subdivisions.
2. The retention of records by Electronic means and the retention of Electronic Records are hereby authorized, if the option is available.
3. Employees who are designated as a department head or director or who are an elected official are hereby authorized to send or receive Electronic Signatures, which shall have the force and effect of an original signature and constitute the official record of Yuma County.
4. The Yuma County Clerk is hereby authorized to certify as authentic any Record Electronic Record, or transaction created or maintained in compliance with the authorizations provided for in this

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Yuma County Recorder, BEVERLY WENGER Page 1 of 2  
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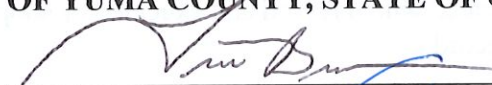
Resolution.

5. If Electronic Records or Electronic Signatures are created or maintained in compliance with the authorization provided for in this Resolution, said Electronic Records and Electronic Signatures shall be preserved in a manner that ensures the integrity of the record, provides for retrieval through the means of a backup or disaster recovery, and ensures the continued usability of the Electronic Record or Electronic Signature.
6. This Resolution applies to any Electronic Record or Electronic Signature maintained in the records of Yuma County after May 28, 2021, and to any Electronic Record or Electronic Signature created, generated, sent, communicated, received, or stored on or after the effective date of this Resolution.
7. This Resolution shall be effective immediately upon its approval and adoption.
8. If any part or parts of this Resolution are for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this Resolution. The Board of County Commissioners declares that it would have passed this Resolution and each part or parts thereof, irrespective of the fact that any one part or parts be declared invalid.
9. This Resolution shall be interpreted and construed as to effectuate its general purposes.

**MOVED, READ AND ADOPTED** by the Board of County Commissioners of the County of Yuma, State of Colorado, at its regular meeting held on the 28<sup>th</sup> day of May, 2021. The above and foregoing Resolution was, on a motion duly made and seconded, adopted by unanimous vote of the Board of Yuma County Commissioners.

**ADOPTED** this 28<sup>th</sup> day of May, 2021.

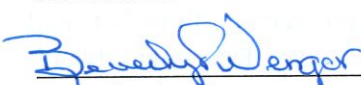
**THE BOARD OF COUNTY COMMISSIONERS  
OF YUMA COUNTY, STATE OF COLORADO**

  
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Trent Bushner, Chairman

  
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Robin Wiley

  
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[Name]

**ATTEST:**

  
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Beverly A. Wenger, County Clerk



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Yuma County Recorder, BEVERLY WENGER Page 2 of 2  
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**BOARD OF COUNTY COMMISSIONERS  
COUNTY OF YUMA, STATE OF COLORADO  
RESOLUTION NO. 05-28-2021 B**

**A RESOLUTION APPROVING THE PURCHASE OF A CAD SYSTEM UPDATE BY  
THE WASHINGTON YUMA COUNTY 911 AUTHORITY BOARD**

**WHEREAS**, the Board of County Commissioners (“Board”) has the authority to exercise all County powers within Yuma County pursuant to Section 30-11-103, C.R.S.; and

**WHEREAS**, the Board of County Commissioners has entered into an intergovernmental agreement for oversight of the Washington-Yuma County 911 Authority Board; and

**WHEREAS**, the intergovernmental agreement requires resolution by the Board approving purchases in excess of \$50,000; and

**WHEREAS**, the 911 Authority Board is in need of updating the existing CAD System; and

**WHEREAS**, the 911 Authority Board has selected a bid from CIS for \$139,399.00 approved by duly made and approved motion by the 911 Authority Board at the May 20, 2021 meeting;

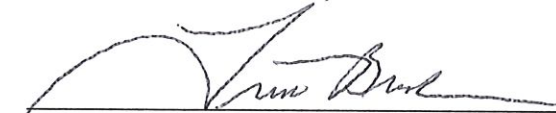
**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF YUMA, STATE OF COLORADO:**

Supports the purchase of an update to the existing CAD system from Motorola for an amount not to exceed \$139,399 as approved by the 911 Authority Board.

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**ADOPTED** this 28<sup>th</sup> day of May, 2021.

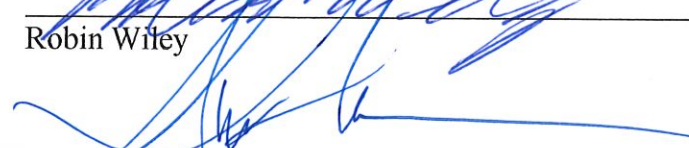
**THE BOARD OF COUNTY COMMISSIONERS  
OF YUMA COUNTY, STATE OF COLORADO**

  
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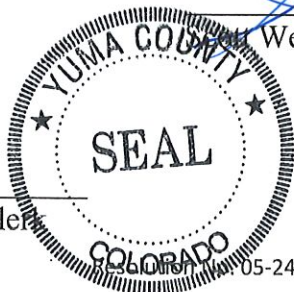
Trent Bushner, Chairman

  
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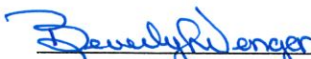
Robin Wiley

  
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[unclear] Weaver



**ATTEST:**

  
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Beverly A. Wenger, County Clerk

