

**YUMA COUNTY COMMISSIONERS**  
**January 15, 2013**  
**Minutes<sup>1</sup>**

At 8 a.m., the Yuma County Board of Commissioners met in regular session on the 15th of January, 2013 with Chairman Robin Wiley, Commissioners Dean Wingfield and Trent Bushner present.

Administrator Linda Briggs was present throughout the day.

The commissioners reviewed meetings that each attended within the last two weeks.

Employee Exit interview -

**Commissioner Wingfield moved to enter executive session as outlined in CRS 24-6-402 (4)(f) for personnel matters. Commissioner Wiley seconded the motion, which passed unanimously.** At 8:00 a.m., Commissioners Wingfield, Wiley, Bushner, Pat Brophy, and Linda Briggs entered into executive session, for the purpose of holding an employee exit interview. Through a duly made motion executive session ended at 8:27 a.m.

The commissioners did a ten minute phone interview by KSIR, a regional radio station out of Brush, Colorado.

Reorganization of the Board -

**Commissioner Wingfield moved approve Resolution # 01-15-2013 A Reorganizing the Board for 2013. Commissioner Wiley seconded the motion, which passed by unanimous vote.**

This resolution states Robin Wiley will be Chairman of the Board, establishes holidays, appoints administrative staff and makes appointments to regional boards. (Resolution attached.)

Health and Human Services -

The commissioners conducted business with Dave Henson, Director of the Department of Health and Human Services. Also present: Phyllis Williams and Dalene Rogers.

Road & Bridge -

In attendance from the Road and Bridge Department was Supervisor Mark Shaw.

The following were discussed:

- The road crew is working on Road 7. When finished, they will move to Road 23. Road work has been shut down due to the cold temperatures. Work is being done on the equipment, in the parts room, and in updating the sign stock. As soon as the weather warms up they will be on the roads.
- There was discussion on how best to improve the road going to the landfill.
- Shaw presented the HUTF street report for signature. The report states there are 2280.42 miles of Highway User Tax eligible streets in Yuma County. Following the review, **Commissioner Wiley made the motion to approve the December 31, 2012 Mileage Change Report to the Colorado Department of Transportation. Commissioner Wingfield seconded the motion which passed unanimously.**
- Access requests to the Tristate Generation project at the corner of Road 25 and Road FF was presented and reviewed. **Commissioner Wiley moved to approve the access requests, which were seconded by Commissioner Wingfield. The motion passed by unanimous vote.**
- Shaw said he would like to purchase from Phillips County as an offset hitch for \$3,500 and a 12 foot speedy mover for \$900. Following a discussion the commissioners supported the purchase to be made from the road and bridge capital outlay accounts.

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<sup>1</sup> These minutes prepared by Linda Briggs are summarized discussions, not verbatim.

Treasurer's Report -

Dee Ann Stults presented the Treasurer's Report for the month of December, 2012. There were \$ 673.45 in taxes collected, and \$1,874.94 in fees collected.

The semi-annual report, which will be published, was presented and signed by Chairman Robin Wiley.

The fourth quarter Public Trustee's report stated that \$4,085 was taken in from October 1<sup>st</sup> to December 31<sup>st</sup> 2012. The Public Trustee special reserve bank balance as of December 21, 2012, is \$11,557.95.

The amount to be paid to the public trustee for fourth quarter is \$3,125.00.

Stults said the tax notices have not been sent out as the information has not been produced by the CCI program consultants.

Stults presented two information on two mobile homes for which the taxes are uncollectible. **Following the review Commissioner Wiley moved to cancel the taxes on the following two mobile homes:**

Schedule number	Name	Tax Year	Amount
M003218	Tony O'Neil	2010	\$34.08
M002608	Peggy Texter	2010	\$ 3.89

**Commissioner Wingfield seconded the motion, which passed unanimously.**

Richard Birnie -

Richard Birnie, GIS Coordinator; Stan Holmes, Manager for the City of Wray; and Gail Wheaton, Manager of Streets for the City of Wray discussed the GIS mapping project being considered between the two entities.

Sidwell had sent proposals to the City of Wray and to Yuma County. Birnie reviewed the County's proposal stating areas that need clarified. Holmes said he had questions on the city 's proposal also. A representative of Sidwell was called to answer specific questions relating to the proposals. He also gave options of how the data and maps between the two organizations could be connected. Sidwell confirmed that the additional upgrades are paid through the yearly maintenance fees. Birnie will contact other counties that have worked with Sidwell for recommendations.

Marijuana Ordinance -

The board of County Commissioners read the ordinance prohibiting the operation of marijuana in Yuma County and directed staff to publish it in the Wray Gazette and Yuma Pioneer.

Clerk Beverly Wenger -

Also present: Rich Birnie

Clerk Beverly Wenger discussed several items with the commissioners:

Wenger, joined by Rich Birnie, reviewed what other counties were charging for hard paper and/or digital copies of documents. Wenger reviewed how she determined the fee schedule. Following the review, **Commissioner Wingfield moved to pass Resolution #01-15-13 D -Copy and Convenience Fees for Copies of Public Records in A CD Form and Access to the ONLINE Services and Acquiring Scanned Copies of Survey Plat Data Bases. This Resolution approves the fee of \$1425 for the purchase of the initial GIS data bulk images of survey and plat maps that have been scanned up to January 15, 2013. A \$5.00 fee will be assessed for each individual survey or plat there-after. Commissioner Bushner seconded the motion and passed by unanimous vote.** (Resolution attached.)

Wenger presented a resolution relating to elections what would allow a mail ballot for the coordinated election in November of 2013. This would be primarily for special district issues placed on the ballot for the schools, hospitals, and etc. **Commissioner Wingfield moved to approve Resolution 01-15-2013 E giving approval to conduct the Election of November 5, 2013 by mail ballot. Commissioner Bushner seconded the motion. The motion passed unanimously.** (Resolution attached.)

Wenger stated that one of her employees is compensated lower than an employee in a similar position. The issue was discussed. **Commissioner Wingfield made a motion to move Jessica Lippert to a step 7 grade 13 on the salary scale to receive \$2386 a month effective January 1, 2013. Commissioner Bushner seconded the motion. The motion padded by unanimous vote.**

Laurie Clemons, Useful Public Service -

Laurie Clemons, Useful Public Service (UPS) Coordinator, presented a listing of 39 individuals ordered to do public service hours as of January 9, 2013. Clemons reviewed the agencies that were allowing the UPS hours to be worked. A permanent job was offered to a few individuals after they served their community service for the agency. Three individuals were allowed by the court to buy out the hours, due to special circumstances. A general discussion ensued on Useful Public Service operations.

Sheriff Chad Day -

Sheriff Chad Day said an employee had a slip and fall while going between the Sheriff's building and the vehicle building to the north of the sheriff building. When it snows this area is not cleaned for foot traffic, so the employees need to use the walk on the south side of the building.

Day asked what the commissioners were recommending on Marijuana operation facilities as approved state wide through Amendment 64. The commissioners gave Day a copy of the ordinance, prohibiting marijuana operation facilities in Yuma County, which will go through a publication process prior to adoption. A copy of the ordinance will be sent to the Town of Eckley.

Sheriff Day presented the Law Enforcement Agreement Service Contract between the sheriff's office and the City of Eckley. Day informed the commissioner that the fee for service was increased from \$200 to \$400. This is the first increase in 17 years. **Commissioner Wingfield moved to approve the Law Enforcement Agreement between the Board of County Commissioners by and through the Yuma County Sheriff and the Town of Eckley. Commissioner Bushner seconded the motion. During the discussion, Commissioner Bushner stated that this is an increase of 200% and asked if the City of Eckley would take issue with the increase. Day said he did not think this was going to be a problem, as it has been discussed with the town council. The motion passed unanimously.**

Day informed the commissioners of a company that provides an audit of the policy and practices within the sheriff's office. This audit would show where vulnerabilities within the office exist. Day said he is starting a policy revision and stated the need to rely on the policies put in place. He would pay for the policy review from the inmate welfare funds.

There are transmission problems in several of the vehicles. Day expected to have a vehicle lease for consideration but it was not yet received so it will be discussed at a later meeting.

Employee Exit interviews -

**Commissioner Wingfield moved to enter executive session as outlined in CRS 24-6-402 (4)(f) for personnel matters. Commissioner Bushner seconded the motion, which passed unanimously.** At 3:25 p.m., Commissioners Wingfield, Wiley, Bushner, along with Paul Lynch and Linda Briggs entered into executive session, for the purpose of holding an employee exit interview. Through a duly made motion executive session ended at 3:39 p.m.

**Commissioner Bushner moved to enter executive session as outlined in CRS 24-6-402 (4)(f) for personnel matters. Commissioner Wingfield seconded the motion, which passed unanimously.** At 3:58 p.m., Commissioners Wingfield, Wiley, Bushner, along with Rick Schorzman and Linda Briggs entered into executive session, for the purpose of holding an employee exit interview. Through a duly made motion executive session ended at 4:29 p.m.

Land Use -

**Commissioner Wingfield moved to approve resolution 01-15-2013 B approving, with stipulations, the Development Permit # 01212-06 for Wray Hotel, LLC to establish a 35 room hotel on 2.58 acres in the NW/4 NW/4 of Section 6, Township 1N, Range 43 West and NE/4 NE/4 of Section 1, Township 1 North, Range 44 West. Commissioner Bushner seconded the motion, which passed unanimously.**

*Recorded under Reception No.00555892.*

Board Appointment –

**Dean Wingfield made the motion to appoint Darlene Carpio to the Northeast Colorado Revolving Loan Fund for a three year term ending December 31, 2015. Commissioner Bushner seconded the motion which passed unanimously.**

Administrator's Report -

Administrator Linda Briggs reviewed calls, correspondence, and presented the following for action:

**Commissioner Wingfield moved to approve the minutes of December 31 2012. Commissioner Bushner seconded the motion, which passed unanimously.**

**Commissioner Bushner moved to reimburse Louis Torres \$500, as documentation has been provided that the 2012 yearly deductible of \$1000 has been paid and reimburse Shannon Mooney \$1000 as the family deductible of \$2000 for 2012 was paid to the County Health Pool/Anthem Blue Cross. Commissioner Wingfield seconded the motion. The motion passed by unanimous vote.**

Recap of the buyout of 2012 accumulated leave was presented and signed by Commissioner Bushner.

Certification of Accounts Payable for January 15, 2013, drawn on Yuma County funds checks #52965 through #53133 totaling the sum of \$ 586,848.15 and WY checks #6481 through #6485, totaling the sum of \$2,273.58, were approved and signed by Chairman Dean Wingfield.

Certification of Payroll for Personal Leave Buyout dated January 15, 2013 drawn on Yuma County Funds, check # 29625 through 29637 and HHS checks # 15735-15737 totaling \$ 21,469.77.

Commissioner Bushner signed the 2012 leave buyout form.

A check was signed by the commissioners to transfer interest from the accounts payable and payroll clearing account in the amount of \$5.75 for the month of November and \$6.04 for the month of December, 2012.

**Commissioner Bushner moved to approve Resolution #01-15-2013 C, a Supplemental Budget Resolution amending the 2012 budget and appropriating additional money to defray expenses in excess of amounts budgeted in 2012. Commissioner Wingfield seconded the motion. The motion passed unanimously.**

There being no further business, the meeting was adjourned at 5:30 p.m.

The next meeting of the board will be January 31 and February 15, 2013.

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Robin Wiley, Chairman

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Linda Briggs, Administrator

ATTEST: \_\_\_\_\_  
Beverly Wenger, County Clerk