

YUMA COUNTY COMMISSIONERS

March 18, 2013

Minutes¹

At 8 a.m., the Yuma County Board of Commissioners met in regular session on the 18th of March, 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.

Health and Human Services -

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

Bally Neal-

Present: Garrett Gordon, Ross Brinkema, Mark Shaw, and Howard McGinnis

Mark Shaw showed the commissioners the options for a road from Hwy 385 to County Road FF for easier access to the Ballyneal facility. The route is 2.75 miles with some difficulty of construction for each location. Garrett Gordon, representing, Ballyneal said they expect 8058 people coming to Ballyneal this season. Gordon stated the road is needed for safety issues as there have been rollovers on the current roads. It would also serve as a fire break.

A new road receives 400 to 500 loads of road material per mile. Mark said it would take three months to construct. The commissioners asked what Bally Neal could contribute and said the cost should be considered as being contracted, for the county can't take three months away from other road work. Brinkema said Phillips County may contribute toward the road and volunteered to talk to their board. The commissioners said they would consider a partnership between Ballyneal, Phillips County, and Yuma County. Gordon said he will check with the owner of Ballyneal to find out what they could contribute.

Brinkema requested a portion of CR 57.25 be improved to Hwy 385. The road department will haul approximately 20 loads of material to make the improvement.

Road & Bridge -

In attendance from the Road and Bridge Department were: Supervisor Mark Shaw and Truck/Mining Foreman Howard McGinnis. Road and Bridge personnel updated the commissioners on road department activities.

The following were discussed:

- Trucks are hauling out of the Deterding Pit to Road U between Road 30 to Road 35.
- Dozers are working in three pits; Deterding, Brandt, and Knodel
- The permit for the Dreher Pit should be approved by the state this week. The only remaining piece is signing the performance warranty documents.

¹ These minutes prepared by Linda Briggs are summarized discussions, not verbatim.

Commissioner Wingfield moved to approve the Underground and Utility Permits for the following: Augustus Energy Partners, LLC to install a 3" water line under the following roads:

- **County Road 21 at County Road CC (diagonally across intersection).**
- **County Road T at ½ mile north of County Road 54.**
- **County Road Z at 6/10 mile north of County Road 26.**
- **County Road 26 at approximately 50 feet West of County Road Z.**
- **County Road 25 at approximately 50 feet West of County Road Z.**
- **County Road 24 at County Road Z (diagonally across intersection).**
- **County Road 23 at approximately 50 feet East of County Road Z.**
- **County Road 22 at approximately 30 feet East of County Road Z.75.**

Y-W Electric Association, Inc to install a 7.2/12.5 KV electric line under Road 11 approximately 130 feet west of County Road LL.

Commissioner Bushner seconded the motion, which passed unanimously.

Tim Stulp / Old Threshers Group –

Tim Stulp, representing the Old Threshers Group, requested use of the fair grounds for the 33rd Old Thresher's Show on September 6th through the 8th of 2013. Stulp said the event will be the same as last year. Everything went well and the attendance was up last year. They need to have access to the grounds a week before the show to get ready and a week after the show to clean up. Yuma County will receive a Certificate of Insurance with Yuma County listed as additional insured. Following the discussion, **Commissioner Bushner moved to approve of allowing the Old Threshers Group use of the fair grounds for holding the Old Thresher's Show in September 6 to 8, 2013. Commissioner Wingfield seconded the motion. The motion passed unanimously.**

Assessor Cindy Taylor –

Assessor Cindy Taylor presented the 2013/2014 Yuma County Agricultural Land Valuation Narrative prepared by Value West. Value West is contracted for doing commercial reappraisals for the Yuma County Assessor's Office. Taylor pointed out that the report stated that the irrigated land increased by 11%, the dryland increased by 14%, and the grazing land increased by 4%. In conclusion, Yuma County's agricultural land increased 10% overall for the 2013/2014 reappraisal with dryland increasing the most. The yields used for base crops found in each county are compared to published acres and yields from the Colorado Agricultural Statistical Service (CASS) collected for a ten-year average. The 2013 ten-year average includes the years 2002-2011. Taylor said the residential values vary according to the location. Some areas have increased 5% while others have gone down 11%. The small town residential areas have gone down 30%.

Western Sugar –

Allen Welp and Tyler Deganhart presented a written statement which the beet growers would accept instead of the condition currently established by the commissioners where a certified scale report would be submitted to Yuma County. Western Sugar Cooperative proposed a 'three strikes and you are out' policy with these rules:

1. All growers will be notified and it will be posted at the scale house that incoming truck weights are to be under 105,000 pounds.
2. If a truck comes in over 105,000 pounds, the driver will be issued a warning for the 1st and 2nd offense. On the third offense, their contract card will be pulled for the rest of the day.
3. Any truck that has their card pulled for being overweight three days in a row will not be allowed back to the receiving station for the rest of the year.

The commissioners said, if this becomes part of Western Sugar's policy, it would be acceptable by the county. Discussion centered on the road impact fee. Welp and Deganhart stated that instead of the fifteen cents per ton assessment delivered to the site, they felt the growers would pay a set fee at the end of each year. The

commissioners stated that they estimated that \$15,000 would be produced through the fifteen cents per ton assessment. This will be presented to the beet growers for consideration. The commissioners asked that a written request be submitted to amend the current approved permit Resolution #7-31-12A. Once the written request is submitted to the county, it will be taken through the process as recommended by Land Use Attorney Barbara Green.

Roberta Helling –

Roberta Helling, President of the Fifty-five and Over Club, discussed insurance coverage for the Wray Community Center building. The building can become property of the Fifty-Five and Over Club in April. Insurance reasonability of the building was discussed, with the decision made to transfer ownership in June of 2013 for the county's insurance renewal report will be due at that time. Helling concurred, as the Fifty-Five and Over Club's insurance responsibility will be June 1st.

Helling said she was going to request some US Community Investment Gift Program grant funds from Pioneer for operations of the Wray Community Senior Center and Linda Briggs has agreed to assist in writing the grant request. The commissioners had no problem with Briggs helping.

Richard Birnie -

Richard Birnie, GIS Coordinator, informed the commissioners he received a request from the Colorado State Forest Service for the county's shapefiles. They want to use the county parcels for tracking the spread of the Emerald Ash Bore in the trees. This is already being documented in the Western parts of Nebraska and Kansas. The commissioners approved of giving the Colorado State Forest Services the files, containing the written disclaimer, with no charge.

Birnie said the City of Wray has signed the Contract for Mapping Services with Sidwell. Sidwill will be billing the county monthly after the work is completed up to \$40,000 in 2013 with the remainder due in 2014.

JoLynn Midcap -

Youth Extension Agent JoLynn Midcap discussed several items with the commissioners:

Phillips County Livestock Judging Team would like to use the beef building at the fair grounds for a regional event to judge breeding heifers and market beef as a fund raiser for their 4-H program. The commissioners said the facility could be used if there is a \$300 deposit. All of the set up and cleaning up of the event, which includes all livestock panels being put away, is to be done by the Phillips County Livestock Team. If there is no expense to the county for holding the event, other than use of the restroom facility, \$200 of the deposit will be returned.

Drivers transporting youth to events in Denver have used the toll road. Midcap asked if the funds committed from the commissions could be used for the toll road fee. The commissioners said they would allow the funds to be used for the fee, but recommended, when possible, to take an alternative route.

Midcap asked if the 4-H display area in the courthouse could be used to sell items made by 4-H members. Items that might be sold are leather craft and wood work projects. The youth would set the price with all of the funds going back to the youth that make the project. Midcap did not know if anyone would be interested but wanted approval from the commissioners prior to mentioning this as a possibility to the 4-H members. The commissioners had no objection, but felt the display time should be limited. Midcap agreed and felt one month out of the year would be adequate.

Other discussion centered on how to engage FFA organizations to become more active and involved with the fair.

Sheriff Chad Day –

Sheriff Chad Day presented the costs for fixing the current Panic Alarm Security System and for purchase of a new updated system. A comparison of the two options ensued. Later in the day, following the department head meeting, **Commissioner Bushner moved to purchase the new panic alarm system for the courthouse that allows for 90 virtual icons on desktop computers in addition to 20 duress buttons at a cost of \$13,350. This option includes a new repeater and set-up and will allow cell phones to receive text messages, voice mail and email alerts when the system is activated. The system being removed from the courthouse is to be offered to the City of Yuma at a reduced amount. Commissioner Wingfield seconded the motion. The motion passed by unanimous vote.**

Day said he has placed Joye Devlin in charge of fair security. She will be attending the next fair board meeting.

Other items discussed were the calls for assistance when a semi was stolen in Nebraska, and other types of calls to which sheriff deputies respond. Day said it will be impossible to enforce legislation that limits gun magazine capacity, for it will be impossible to prove when the magazine was manufactured or purchased.

Department Head Meeting -

In addition to the commissioners, the following department heads were present: Cindy Taylor, Chad Day, Mark Shaw, David Henson, Cliff Henry, Joy Akey, Linda Briggs, Rich Birnie, and Vicky Southards.

Briggs said the employee manual review continues. The meetings were not scheduled over the busy winter months, but have resumed. Notice of the meetings with the redline changes will be sent to all department heads with encouragement to attend when possible.

Briggs read an overview of auto insurance and how vehicle coverage applies in 6 different scenarios depending on whom was driving; an employee or non-employee, and if they were on county business or not on county business.

Commissioner Wiley requested comments on the panic system. The current system can be updated and continued in service, or a new system at a higher cost can be purchased that would allow an icon on a desktop. Discussion pursued with several saying they would like the desktop option and the capability of receiving a text message, voice mail, and email alerts when the system is activated.

Rich Birnie said our Web Designer Trish Coberly has suggested that our website be updated. He showed some websites that included a slider and Google calendar. Dave Henson and Cindy Taylor volunteered to assist. Mark Shaw said he would ask Deborah Logue to participate in the web committee update led by Rich Birnie.

Sheriff Chad Day said those employees that would like to receive a concealed-carry permit would have the \$100 permit fee waived, but the CBI fingerprint fee of \$52.50 would still need paid.

Treasurer's Report -

On behalf of Dee Ann Stults, Administrator Briggs presented the Treasurer's Report for the month of February, 2013. There were \$2,308,105.49 in taxes collected, and \$57,890.66 in fees collected.

Administrator's Report -

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

Commissioner Wingfield moved to approve the minutes of February 28, 2013 with the correction of inserting the statement that Commissioner Bushner did not participate in the Western Sugar discussion. Commissioner Bushner seconded the motion, which passed unanimously.

Chairman Wiley signed the Veterans Report for February, 2013.

A check was signed by the commissioners to transfer \$ 17.08 for interest from the accounts payable and payroll clearing account in the amount of \$11.60 for the month of January and \$5.48 for the month of February, 2013.

Briggs informed the commissioners that Angel Earl had purchased and installed some shelves in the county house at 311 Birch Street. These were left when Earl moved out. **Commissioner Bushner moved to reimburse Angel Earl \$100 for the shelving. Commissioner Wingfield seconded the motion. The motion passed by unanimous vote.**

Certification of Accounts Payable for March 18, 2013, for Yuma County checks #53469 through #53584, totaling the sum of \$243,921.73, and Fund 16 W-Y Combined Communications check #6535 through #6542, totaling the sum of \$1,469.57 were approved and signed by Chairman Robin Wiley.

There being no further business, the meeting was adjourned at 6:00 p.m.

The next meeting of the board will be March 29 and April 15, 2013.

Robin Wiley, Chairman

Linda Briggs, Administrator

ATTEST: _____
Beverly Wenger, County Clerk