

YUMA COUNTY COMMISSIONERS
March 29, 2013

Minutes¹

At 8:00 a.m., the Yuma County Board of Commissioners met in regular session on the 29th 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 with each other on affiliated 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.

Road & Bridge -

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

The following were discussed:

- The road crew is finishing the base on Road U. After they gravel this road they will move to Road R south of the landfill.
- On May 8 & 9 there is a demonstration of using dry crystal mag-chloride for stabilization when building up a road. This will be near Bennett.
- Snow from the recent storm ranged from 6 to 14 inches with the heaviest south of Yuma and in the Bonny areas.
- They had trouble getting the blade low enough on the paved roads. Some grader operators will be out tomorrow (Saturday 3-30) to work the roads when there is moisture.
- One of the new graders is in with the other three to be delivered next week.
- They had a routine visit from an MSHA inspector. The paper work is being done correctly. There were a few things on the crusher that need corrected. Shaw said the inspector was helpful.
- Shaw will find out who the City of Akron used to crush their stored concrete.
- Shaw will be attending the spring MSHA conference on April 16..
- All road department employees have a photo ID card as required by FEMA and Home Land Security.
- Shaw recommended employee Kevin Ritchey to be the lead equipment operator with an increase in pay. This position would be responsible and give direction when the crew is working in the field. Following the discussion, the commissioners said this would be acceptable. This promotion will be effective April 1, 2013.
- The dozer is still in the Knodel pit but would be moving to the Dreher pit soon. The core sampling has not been done at the Shively location.
- Shaw discussed filling open positions and of implementing a light duty policy.

Mark Shaw requested executive session to discuss personnel. **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 10:03a.m., Commissioners Wingfield, Wiley, and Bushner with Mark Shaw, Howard McGinnis, and Linda Briggs entered into executive session. Through a duly made motion executive session ended at 10:23 a.m.

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

Clerk Beverly Wenger –

Clerk Beverly Wenger requested approval to notify the state of the proposed change of office locations within the City of Yuma's office complex. Wenger will be approaching the Yuma City Council about needing a larger office area for operating the branch office for Motor Vehicle and Driver License in Yuma. If approval is received from the City of Yuma to relocate to a different area in the building, it will take time for renovating the area, but the state needs ample lead time for moving the computer equipment. **Commissioner Bushner moved to sign the letter to the CARS Committee for this possible move and request for another workstation. Commissioner Wingfield seconded the motion, which passed by unanimous vote.**

Wenger said the Clerk's offices will be closed for the annual election training in Sterling on April 10th and 12th.

Marlene Miller -

Marlene Miller, the Ombudsman for Yuma County, informed the commissioners that the current treasurer will no longer be handling the books for the Yuma County Council on Aging and Linda Briggs has volunteered to take this over. There are only three or four payables each month running through this 501 (c) (3) organization.

Miller said she hopes to hear soon on her funding request to the Schlichenmayer foundation for renovating the office space allowed by the City of Yuma for the Area Agency on Aging. The space is greatly appreciated, but she will be talking to the new manager at Yuma to see if a different location within the facility would be better, as the city had to turn on a boiler just to heat her office area and her elderly clients have to walk quite a distance to her current office location.

Other discussion centered on County Express transportation operations, which provides services to the elderly.

Land Use –

At 1:00 p.m., Chairman Robin Wiley opened the hearing for public comment on three Applications for Exemption from Subdivision Regulations:

Blach and Company, LLP / Exemption from Subdivision:

Briggs presented her staff report on Blach and Company's request to separate 3.37 acres from the surrounding property for the purpose of selling the tract for a home site. Briggs said no written comments or calls were received at the administrative office relating to this request.

Randall K. & Jacqueline L. Haarberg / Exemption from Subdivision:

Briggs presented the staff report on Haarberg's request to separate 5 acres for combining with the property of an adjoining property owner. Briggs said no written comments or calls were received at the administrative office relating to this request.

Louis E. McCasland / Exemption from Subdivision:

Briggs presented the staff report on McCasland's request to divide 14.41 acres from 71.63 in order to sell the tract containing an existing home. Briggs said some calls were received asking about the application but when they were informed of what was happening, no one had a problem with the request.

The commissioners reviewed the planning commission recommendations to approve all three of the applications. Through a duly made motion at 1:34 p.m. the hearing was closed.

Commissioner Bushner made a motion to approve Resolution #03-29-2013 A/EFS an Exemption from Subdivision for Louis E. McCasland to divide 14.41 plus or minus acres from 71.63 plus or minus acres in the NE/4 of Section 2, T4N, R48W. Commissioner Wingfield seconded the motion. The motion passed unanimously. Recorded under Reception No. 00556765.

Commissioner Wingfield made a motion to approve Resolution #3-29-2013 C/EFS an Exemption from Subdivision for Randall K. & Jacqueline L. Haarberg to divide 5.0 plus or minus acres from 12.59 plus or minus acres in the NW/4 of Section 6, T5S, R47W. Commissioner Bushner seconded the motion, which passed unanimously. Recorded under Reception No. 00556766.

Commissioner Bushner made a motion to approve Resolution #3-29-2013 B/EFS an Exemption from Subdivision for Blach and Company, LLP to divide 3.37 plus or minus acres from 80, plus or minus acres in the SW/4 of Section 5, T1N, R46W. Commissioner Wingfield seconded the motion. The motion passed by unanimous vote. Recorded under Reception No. 00556764.

Colorado Department of Transportation –

Representing the CDOT: Karen Schneiders, Aaron Greco, Tim Miles, Long Nguyen, Brett Locke, Steve Hofmeister, Myron Hora, Wes Templeton. Yuma County Road & Bridge: Kent Twiss

Representatives of the Colorado Department of Transportation said they were visiting all of the counties within the transportation region. Newly appointed Transportation Commissioner Steve Hofmeister was introduced. CDOT representatives reviewed how the agency was going to leverage the funding to start as many projects as possible. Their mission is to provide the best transportation system that most effectively moves people, goods and information. Several of the department's focus areas will be on improving business' processes for better customer service, improve management to get more money to construction, partner with the private sector to augment public funding. They want to make sure they are listening to commissioners of the region to find out if they can be of help.

The Yuma County Commissioners thanked them for the assistance in allowing the improved access to Hwy 36 to allow school busses entry to the restaurant where lunch was being provided to the students. This will continue through the 2012/2013 school year, while the new school building is being constructed.

The commissioners appreciated the work done in replacing the bridge west of Laird along with the deck replacement on the bridge at the state line. These projects went well.

Funds have been set aside for a state wide competitive grant process where projects can be completed through joint funds. A 20% match is expected for the local agency. This will allow funding for possibly a county, municipality, and state partnerships of a specific project. Applications for this pool of funds are due May 1st.

The Yuma County Commissioner reviewed several intersections where turning lanes are needed. The meeting concluded discussing the need to get rid of the "red-tape and strings attached," that hinder the projects from being completed efficiently, adequately, and at the lowest cost.

Earl Wernlein -

Earl Wernlein, owner of Wen Air Inc., dropped in to inform the board that he was pricing a heat/cooling unit for the GIS space in the basement of the courthouse. General discussion of the county's needs relating to the HVAC systems ensued.

Sheriff Chad Day –

Sheriff Chad Day asked if he could park an enclosed trailer at the fairgrounds. The board recommended talking to Fred Raish to see if the trailer could be parked inside the fence surrounding the Weed & Pest building and the Yuma County Shop.

Day confirmed he would like to be involved in the multi-agency discussion to review services received from

Centennial Mental Health.

Sheriff Day signed the 2013 Certification of Compliance confirming cooperation with Federal Officials regarding immigration status.

Phillips County Commissioners -

A phone call was taken from the Phillips County Commissioners. They had been requested to assist with constructing a road from Hwy 385 to allow easier access to the Ballyneal Golf Course. Phillips County confirmed that it would benefit them, as there would be less maintenance on the gravel road currently used by patrons of Ballyneal. All agreed feasibility of a new road would depend on what financial support Ballyneal was going to provide. Once this is received from Ballyneal, both sets of commissioners would consider what they could provide.

Administrator's Report -

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

A motion was made by Commissioner Bushner and seconded by Commissioner Wingfield to approve the minutes of March, 18, 2013. The motion passed unanimously.

Discussion of Western Sugar's proposed changes to the permit.

During review of the meeting with Western Sugar, as noted in the minutes of March 18, 2013, the commissioners said their understanding of the verbal discussion was not the same as the written statement presented by Western Sugar's representatives, Allen Welp and Tyler Deganhart, on March 18th.

Calls were made to Welp and Deganhart to clarify the wording on item #3. It was concluded that the statement should read:

Any truck that has their card pulled for being overweight FOR THE THIRD TIME ~~three days in a row~~ will not be allowed to deliver beets to the Yuma receiving station for the rest of that year.

Commissioner Wingfield moved to sign the Yuma County Annual Wildfire Operating Plan to coordinate wildfire protection activities between the Yuma County Commissioners, the Yuma County Sheriff and the Colorado Division of Fire Prevention and Control. Commissioner Bushner seconded the motion, which passed by unanimous vote.

Chairman Wiley signed the Yuma County Public Trustee request for Payment in the amount of \$3,364.06 for the 1st quarter of 2013.

Certification of Accounts Payable for March 29, 2013, drawn on Yuma County Funds, with check #53585 through #53682 totaling the sum of \$307, 246.40 and Fund 16 W-Y Combined Communications check #6543 through #6560, totaling the sum of \$25,258.32 were approved and signed by Chairman Robin Wiley.

Certification of Payroll for March 29, 2013, drawn on Yuma County Funds, EFT system #34450 through #34575 and checks #29677 through #29697 totaling the sum of \$214,652.17 along with Fund 16 W-Y Combined Communication EFT system number #4976 through #4989, totaling the sum of \$27,686.27 were approved and signed by Chairman Robin Wiley.

The commissioners made their routine inspection of the jail.

There being no further business, the meeting was adjourned at 6:00 p.m. The next meeting of the board will be April 15 and April 30, 2013.

A listing of meetings attended by the commissioners during the month of March 2013 is attached.

Robin Wiley, Chairman

Linda Briggs, Administrator

ATTEST: _____
Beverly Wenger, County Clerk