



YUMA COUNTY COMMISSIONERS

February 14, 2018

Minutes¹

On February 14, 2018 at 8:00 a.m., the Yuma County Board of Commissioners met in regular session. Chairman Trent Bushner, Commissioner Dean Wingfield, Commissioner Robin Wiley, and Administrator Andrea Calhoon were present throughout the day.

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

Department of Human Services

The Board of County Commissioners convened as the Board of Social Services at 8:28 a.m. Human Service Director Phyllis Williams, Child Welfare Supervisor Hollie Hillman, Eligibility Supervisor Grant Smith, and Bookkeeper Melanie Fisher were present. Detailed minutes from this meeting are maintained by the Department of Human Services.

- *Core Services Contracts* – The Commissioners reviewed contracts with Field of Opportunity Counseling for provision of sexual offense treatment services for a term of January 1, 2018 through May 31, 2018 and a total amount not to exceed \$5,000 and Community Safety 1st Inc. for provision of treatment services for a term of February 1, 2018 through May 31, 2018 and a total amount not to exceed \$5,000.
Commissioner Wiley moved to sign the contract with Field of Opportunity Counseling for provision of sexual offense treatment services for the period of January 1, 2018 through May 31, 2018 for a total expense not to exceed \$5,000. Commissioner Wingfield seconded. The motion passed unanimously.
Commissioner Wingfield moved to sign the contract with Community Safety 1st Inc. for provision of treatment services for the period of February 1, 2018 through May 31, 2018 for a total expense not to exceed \$5,000. Commissioner Wiley seconded the motion which passed unanimously.

The Board of County Commissioners reconvened 8:57 a.m.

Road and Bridge

Road & Bridge Supervisor JR Colden joined the meeting at 9:27 a.m. to provide the following updates:

Current Projects

- *Truck Purchase* – Colden reported that no trucks were purchased from Akron Auto as approved at the January 16, 2018 meeting.
- *Bridge Deck Resurfacing* – Colden discussed with the Commissioners laying 2" of asphalt vs chip sealing bridge decks as well as prioritization of work on bridge decks. Colden will begin work based on his prioritization of need.
- *Electric for Bathroom at Eckley Shop* – Colden reported having electricity added to the Eckley shop and provided estimates from AC Electric for \$350 and Brophy Electric for \$675. Colden reported that he has had the work completed.

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



- *FHWA Road Safety Workshop in Wisconsin* – Colden provided information on a workshop being held in Wisconsin during which a Road Safety Plan will be developed with the goal of zero deaths. Travel is paid by the Federal Highway Administration. Colden will be sending Don Marr to the conference on April 22.
- *CAT Benchmark Report* – Colden presented a benchmark report for CAT equipment showing efficiency of productivity of CAT equipment owned by Yuma County Road & Bridge.
- *4D Acquisition & Consulting Drawing of Typical Road Bore* – Colden provided information received from 4D Acquisition regarding road bore plans for the OneOK natural gas pipeline to be installed during 2018.
- *Safety Protocol Disciplinary Procedures* – Colden presented a draft procedure for progressive disciplinary procedures for violation of safety protocols for review by the Commissioners. The group discussed paid vs unpaid leave criteria and Colden's safety program requirements.

Wayne Weyerman

At 10:05 a.m., the Board of County Commissioners met with Mr. Wayne Weyerman to discuss a road right-of-way crossing for a water line needed to provide water to cattle. The request for permit is being considered with restrictions that the water is to be used for emergency water provisions for animals when no other water options are available. The Commissioners reviewed with Mr. Weyerman all existing private land owner options for acquisition of rights to lay a water line and expressed the expectation that all private options be exhausted before the line is run.

Commissioner Wiley moved to approve the permit dated April 2017 from Walking A Grazing Association for an emergency livestock water line to be placed in the road right-of-way after all efforts to acquire rights from private property owners were exhausted for a fee of \$50 for digging plus \$.50 per rod running approximately ½ mile south from CR 20 to CR 19.5 on CR R.5 and 1/8 mile west on CR 19.5 for a total of \$150. Commissioner Wingfield seconded the motion which passed unanimously.

Fair Districts Colorado

Mr. Alan Philip of Fair Districts Colorado joined the Board of County Commissioners' meeting at 10:29 a.m. to discuss Congressional redistricting efforts underway by Fair Districts Colorado. Mr. Philip reported on participating agencies and pending initiatives undertaken by the organization. The Commissioners provided feedback on presented ideas and the Commissioners' priority for fair distribution of districting as well as concerns related to prior similar efforts. Mr. Philip requested a resolution of support from the Yuma County Board of County Commissioners. The Commissioners will reserve decision pending review of the ballot provision.

Weed & Pest Control District

The Commissioners were joined by Mike Foor, Yuma County Weed & Pest Control District Supervisor, at 10:55 a.m. Mr. Foor reported on a new product that will be used to control weeds along roadsides that will control a wider range of weeds for up to 5 years called Esplanade by Bayer. The product is more expensive than the product previously being used but will require a lower application level and will have control of a wider range for a longer period. The cost is expected to be approximately \$18-19 per acre as compared to approximately \$20 an acre on the current product. The new product will be applied either in spring or fall. The long-acting nature of the product will allow the Weed & Pest Control District to focus attention in other areas as opposed to repeating applications. The product has been tested on a CSU test plot that Mr. Foor has trained on and has been used in other regional states with great success. Mr. Foor also requested use of localized water sources in the southern part of the county and was directed to Road & Bridge Supervisor JR Colden for coordination.



Beecher Island Battle 150th Anniversary Celebration

Mr. Jeff Hurlburt was heard at 11:32 a.m. to discuss planning concerns for the 150th anniversary of the Beecher Island Battle Memorial Association Celebration. Mr. Hurlburt reported expecting a larger crowd than normal given the scope of the reunion for this year, scheduled for September 15 and 16 at Beecher Island. Mr. Hurlburt discussed the additional foot traffic crossing the road those days and options for ensuring pedestrian safety. The Commissioners discussed posting ample signage and closing roads through the area to through and truck traffic for the days of the event. Sign placement will be coordinated with the Yuma County Road and Bridge Department.

Land Use

Yuma County Land Use Administrator/GIS Coordinator Rich Birnie was heard at 1:00 p.m. to review Land Use and GIS business.

Land Use Updates

Birnie reported no hearings for February 2018.

Pending Land Use Activity –

- Another Zoning Determination Letter request came in from Innovative Solar Systems, Ashville, NC. This one is for 160 acres owned by Monte and Peggy Willeke on CR 56 in Township 5 North, Range 48 West, Section 21, SE ¼.
- Birnie reported that Michelle Martin, Planning Manager from Weld County, has shared their biogas facility information. She sent the Signed Administrative Approval, Request to Modify, Resolution, and two plat files.
- Administrator Andrea Calhoon and Birnie were contacted this month by Annabelle Berklund of the CSU Rural Energy Center. Berklund is conducting an economic feasibility assessment for solar energy at animal feeding operations and wondered if Yuma County has opted out of a property assessment on commercial renewable energy systems per Colorado SB 07-145.
- Birnie reported that Dick Mekelberg called last week and asked what the County procedure would be to increase his feedlot size in T3N, R47W, Section 14. He wants to increase the feedlot from 1000 head to 1800 head of cattle. His present feedlot is not registered with the state. Birnie reported sending him a package that included Regulation No. 81 and Thaine Kramer's contact information.

GIS

- *2018 Yuma County Plat Book* – Birnie reported work on the 2018 Plat Book has been interrupted and is proceeding slower than expected.
- *Software Updates* – Mark Kemper of Sidwell was on site February 9 to perform updates on ESRI and Sidwell softwares.

Apparel Committee Report

At 1:59 p.m., the Commissioners were joined by Jared Josh to discuss the committee assignment for the development of Yuma County apparel and other items. Jared will develop some recommendations with the help of a committee and will bring those recommendations back. The Commissioners will work to develop a concept and review any legal implications of the development of a new logo. Mr. Josh will prepare an estimate of the cost of his time as a contract employee for art design services to present to the Commissioners.



OneOK Pipeline Updates

The Commissioners met with Michael Gillespie & Steve Johnson of OneOK at 2:23 p.m. to discuss issues related to the planned natural gas pipeline intended to be installed in Yuma County over the next year. Mr. Johnson reviewed OneOK as an organization and previous projects. Mr. Johnson reported on the scope of the Elk Creek Pipeline project timeline and goal completion by the end of 2019. Mr. Gillespie reviewed the Elk Creek Pipeline project outline and necessary steps to completion. The Elk Creek Pipeline is planned as a 20-inch diameter pipeline with capacity to transport 240,000 barrels per day of unfractionated Natural Gas Liquids. Approximately 45 miles of pipeline will be located in Yuma County. No new pumping stations will need to be added in Colorado initially with one potentially planned for expansion purposes at a future date.

The Commissioners discussed the road impact of a 20-inch bore with Mr. Johnson and reviewed the semantics of drilling for and securing the pipeline along and across roadways. They also discussed the remediation made to the ground damaged by the placement of the pipeline including return of vegetation and compacting of ground as well as reclamation requirements.

The Commissioners inquired as to condemnation authority for such projects and Mr. Gillespie reported that, while they have the ability, they work diligently to work through fair compensation agreements and alternative routes to avoid using condemnation. The group discussed local economic impact and presence of contractors and work crews with overall project budget set at approximately \$1.2 billion.

Exemption from Subdivision Survey Requirements

The Commissioners met with Mr. Blaine Johnson at 3:15 p.m. to discuss survey requirements for exemption from subdivision requests in Yuma County. Mr. Johnson discussed his attempt with a neighbor to clean up property lines and put in fence to differentiate the properties. By ordinance, the division transfers 10 acres to Mr. Johnson requiring an exemption from subdivision. The ordinance definition requires a survey for exemptions from subdivision. The parcel in question is located in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of the section in question and, given that a legal description exists, Mr. Johnson requested the Commissioners consider waiving the need for a survey. The Commissioners discussed location, historical application of the requirement, and potential implications of the waiver of requirements. After review with Land Use Administrator Rich Birnie, the Commissioners determined that the appropriate path is to complete a lot line adjustment and advised as such.

CDL Testing Site

Mr. Matt Meusborn joined the Commissioners at 3:43 p.m. to discuss use of the Yuma County Fairgrounds CDL Testing site. Joining Mr. Matt Meusborn was Mr. Travis Miller who is interested in starting a CDL training program and is interested in utilizing the Yuma County CDL testing site for training. The Commissioners discussed the purpose of the CDL site as being for community benefit and training local CDL drivers. The Commissioners discussed insurance for the operation and Meusborn noted that each truck should be individually insured which would cover damages created by that truck, and Miller noted that he is looking into bonding and insurance for his business.

County Clerk's Office Updates & Closings

Yuma County Clerk and Recorder Beverly Wenger joined the meeting at 4:13 p.m. to discuss office updates as well as planned office closures for 2018. Wenger reported that her team will be training on a new motor vehicle program on April 11 and 13 and her office will need to be closed for training. Wenger presented Resolution 2-14-18 A authorizing closure of the Clerk & Recorder's Office on April 11 for training. **Commissioner Wiley moved to sign Resolution 2-14-18 A authorizing the Yuma County Clerk & Recorder's Office to close on April 11, 2018 and April 13, 2018 for purposes of staff training. The motion was seconded by Commissioner Wingfield and passed by unanimous vote.**



Administrator's Report

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

- **Minutes** – The Commissioners reviewed the minutes from the previous BOCC meeting. **Commissioner Wiley moved to approve the minutes from the January 31, 2018 Board of County Commissioners meeting. Commissioner Wingfield seconded the motion; which passed unanimously.**
- **Certification of Accounts Payable** drawn on Yuma County Funds on February 14, 2018 with Check #67400 through 67523 for \$272,658.59 and WY Comm Center Funds with Check #8131 through 8138 for \$3,342.75 were signed by Chairman Trent Bushner.
- **CAPP Report & Claim Review** – The Commissioners heard information on pending CAPP claims and an audit of the current status of the 2017 hail storm claim.
- **Signatures and Ratifications** –
 - **Liquor License Signature Ratification, The Grainery** – The Commissioners reviewed the previously approved liquor license for The Grainery which was signed by Commissioner Wiley due to internal processing delays.
 - **Letter of Support, Fernando Milan Citizenship** – The Commissioners reviewed a request to provide an updated letter of support for the citizenship application for Mr. Fernando Milan. The Commissioners have previously provided such a letter; however, the former letter date is currently considered outdated by citizenship application standards and an updated letter has been requested. **Commissioner Wiley moved to approve a letter of support for the citizenship application of Mr. Fernando Milan. Commissioner Wingfield seconded the motion which passed by unanimous vote.**
 - **Old Thresher's Fairground Use Fee Review** – A request for Old Threshers to use the Yuma County Fairgrounds Concession Building on February 18 due to weather was presented for consideration. **Commissioner Wiley moved to allow the Old Threshers use of the Yuma County Fairgrounds Concession Building with all fees waived for a meeting on February 18, 2018. Commissioner Wingfield seconded. The motion passed unanimously.**
 - **2018 Wildlife Department PILT Application** – County Assessor Cindy Taylor presented the 2018 Wildlife Department PILT Application for the 2017 tax year for review and approval with estimated funds of \$6,835.97. **Commissioner Wiley moved to approve the 2018 Wildlife Department PILT Application based on the 2017 tax year. Commissioner Wingfield seconded the motion, which passed unanimously.**
 - **Fair Queen Trailer Bid** – The Commissioners reviewed a bid for a new Yuma County Fair Queen Trailer provided by Tri Corners Trailer Sales & Service for the purchase of a 2018 Titan Avalanche III in trade for the currently owned 2012 Titan Avalanche III for a net cost of \$3,000. **Commissioner Wiley moved to accept the bid from Tri Corner Trailer Sales for the purchase of a 2018 Titan Avalanche III for a total of \$3000 after \$6000 trade-in allowance on a 2012 Titan Avalanche III to be paid from Conservation Trust Fund funds. Commissioner Wingfield seconded the motion, which passed unanimously.**
 - **CCOERA Plan Forfeitures** – The Commissioners approved payment of \$4,582.04 for forfeiture of vested CCOERA funds.
 - **Invoices/Finance Requests:**



- **Veteran's Officer Budget Overage** – The Commissioners reviewed a budget overage in the Veteran's Officer 2018 budget in the office supply account. The overage was created by the purchase of printer ink in the month of January.
 - **Tallgrass License Legal Fee Review** – The Commissioners reviewed invoices for the summation of legal fees for the granting of licensure for the Tallgrass license approved at the January 31, 2018 meeting. The Commissioners approved the invoicing of Tallgrass Energy for legal fees incurred from Kissinger & Fellman associated with the license.
- **Grant Contracts and Updates** – The Commissioners reviewed the following grant updates:
 - **EIAF 8302 Beecher Island Change of Scope Agreement.** Calhoon reported no update on the execution of the grant contract signed and sent following the January 31, 2018 meeting.
 - **EMS Grant Applications.** Calhoon reported on the status of County EMS ambulance grant applications for Wray Ambulance Service, South Y-W Ambulance Service, and Idalia Ambulance Service and presented for review letters of support written for Wray Ambulance Service and South Y-W Ambulance Service. The Commissioners also reviewed a cost estimate provided by Idalia Ambulance Service.
 - **2018 Homeland Security Grant Proposal.** The Commissioners discussed the 2018 Homeland Security Grant Proposal.
- **Department Reports** – The Commissioners reviewed the January 2018 Clerk & Recorder's Report, the January 2018 Treasurer's Office Report, and discussed the EMS and Trauma System Assessment meeting recently held in Yuma County. The Commissioners scheduled a Yuma County Water Authority Public Improvement District meeting to review and resolve end-of-year business for February 28, 2018.
- **Prior Meeting Follow-Up** – Calhoon provided updates on prior meeting discussion and action items. The Commissioners heard updates on building security, the Yuma 1 and Idalia Tower site updates, online fair ticket sales, Yuma County website upgrades, and the implementation of Financial Edge, Yuma County's new accounting software package.

The Commissioners reviewed a draft civil protection order filing against Mr. Robbie Peery completed by Paul Godec, Esq. of Kissinger & Fellman and approved it's filing with input from the Yuma County Sheriff and Undersheriff.

- **Correspondence** – Calhoon presented a letter received regarding snow removal in Laird. Additionally, a request from Margaret Marr to utilize the County van to transport Western Heritage students to Kansas was presented and approved by the Commissioners, as well as a past-due RV rental space at the Yuma County Fairgrounds.
- **Oil & Gas Updates** – Calhoon reported no updates from OneOK on the proposed pipeline nor inquiries for new oil or gas wells since the last meeting beyond the updates provided by today's visit from OneOK staff.
- **Maintenance Updates** – Calhoon provided updates on facilities maintenance projects.
- **HR Updates** – Calhoon reported updates on County Human Resource topics including the minimum wage impact on the 2018 salary scale and strategic planning for salary scale adjustment in light of statutory wage changes expected in 2019 and 2020, recruitment efforts for a new Land Use Administrator/GIS Coordinator,

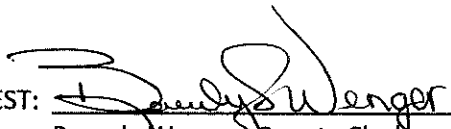


and employee training programs. The Commissioners also considered the statutory reappointment of the Yuma County Veteran's Officer.

There being no further business, the meeting adjourned at 5:57 p.m. The next regular meetings of the Board of County Commissioners will be on February 28, 2018 and March 16, 2018.


Trent Bushner, Chairman


Andrea Calhoon, Administrator

ATTEST: 
Beverly Wenger, County Clerk



