

YUMA COUNTY COMMISSIONERS

December 31, 2014

Minutes¹

On December 31, 2014 at 8:00 a.m., the Yuma County Board of Commissioners met in regular session with Chairman Dean Wingfield; Commissioners Robin Wiley and Trent Bushner were present. Administrator Kara Hoover was present throughout the day.

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

Oath of Office

Re-elected officials: Yuma County Treasurer Dee Ann Stults and Yuma County Clerk Beverly Wenger took their Oath of Office for the upcoming term; Chairman Dean Wingfield was the presiding official.

Liquor Licenses

Nancy Wright presented a Retail Liquor License for signature. Chairman Wingfield signed the Retail Liquor License for Bill Carpenter, DBA Road House Liquors in Idalia, as approved on November 17, 2014.

Department of Health & Human Services

The commissioners conducted business with Dave Henson, the Director of the Department of Health and Human Services. Also present: Hollie Hillman and Robin Barnhart.

Road and Bridge

Supervisor Mark Shaw and Truck and Mining Foreman Howard McGinnis, were in attendance to give Road and Bridge department updates. The following items were discussed:

- *Snow Reports* – Shaw reported that there is snow all about. The south part of the county has been a tougher area to plow due to blowing snow. Shaw reported that east of Highway 385 on CR 33 has a lot of snow that Road & Bridge has pushed off of the road. Commissioner Wingfield asked Shaw to make sure to keep CR 33 open as he was told that Home-Health was not able to pass down the road by car and had to get a pickup to get to their patient.
Commissioner Bushner reported he had a complaint from Mark Coffield about the roads not being cleared well enough from this last storm. Shaw reported that he will check into this complaint. Commissioner Bushner reported that he drove the roads in the North part of the county and the roads were in good shape. Bushner reported that he was very pleased with the work that Road & Bridge have completed.
- *Equipment Repairs* – Shaw reported that a grader had to have a tire replaced due to damage when removing snow.
- *Snow Removal* – The Commissioners thanked Road & Bridge Staff for removing snow at the court house. Shaw reported that the Extension's Office vehicle is creating a problem when removing snow from the parking lot. He reported that he will speak to the Extension Office. Shaw also reported that there is another vehicle that is in the way, he believes this may be a vehicle owned by a prisoner; he will speak to the Sheriff about this vehicle.



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¹ Minutes prepared by Kara Hoover-summary of discussions, not verbatim



- **CDOT/RAMP Grant Road Projects** – The combined CDOT and Yuma County staff scoping meeting is set for January 20th at 10:00 a.m. in Fort Morgan. The group discussed the road projects for 2015; which include Highway 34 and CR H and CR J turning lanes.
- **Staffing** – Shaw requested the ability to provide a year-end bonus, not to exceed a total of \$1,500 to three Road & Bridge employees that he feels have went above and beyond in 2014. The Commissioners reviewed the salary budget lines for Road & Bridge and gave approval by consensus, ensuring that this does not go over the salary budgeted amount for 2014.
- **Underground and Utility Permits**- Shaw presented Underground and Utility Permit for Stomberger Farms. **Commissioner Bushner moved to approve the Underground and Utility Permit for Stomberger Farms to install a water line under County Road QQ at NE ¼ Section 24, Township 5, Range 43. Commissioner Wingfield seconded. The motion passed.**

2014 Supplemental Budget Review

Financial Officer Vicky Southards and Administrator Kara Hoover reviewed the areas that will require a supplemental budget for 2014. **Commissioner Wiley moved to approve Resolution #12-31-2014 E, a Supplemental Budget Resolution amending the 2014 budget and appropriating additional money to defray expenses in excess of amounts budgeted in 2014. Commissioner Bushner seconded the motion. The motion passed unanimously. (Resolution attached.)**

2015 Budget

The following resolutions relating to the 2015 budget were made:

Commissioner Wiley moved to approve Resolution 12-31-2014 B: setting Yuma County's Mill Levy for the year 2014 to defray costs for the 2015 budget year. The total Yuma County Mill Levy is set at 21.722 mills with the General Fund receiving 16.693 mills, plus an abatement of .008 mills. The Road and Bridge is to receive 2.529 mills; Human Services 1.000 mill; Insurance Fund 0.500 mill; and Recreation Fund 1.000 mill. The total tax revenue expected to be collected for all County Funds is \$5,450,709. The 2014 County Assessed Valuation is \$250,930,420.

And to approve Resolution 12-31-2014 C: a Resolution to Adopt the 2015 budget which summarizes expenditures and revenues for each fund and adopts a budget for the County of Yuma, Colorado, for the calendar year beginning the first day of January 2015 and ending on the last day of December 2015. Total Expenditures approved \$20,319,857.

And to approve Resolution 12-31-2014 D: which appropriates sums of money to the various Yuma County funds and spending agencies for the 2015 budget year. Commissioner Bushner seconded the motion; which passed unanimously. (Resolutions attached.)

Land Use

Rich Birnie, Land Use/GIS Coordinator was present for a Land Use hearing and Department updates.

Land Use Hearing

Chairman Wingfield opened the hearing at 1:00 pm. The following items were heard:

- **Administrative Lot Line Adjustment** between Jeremy C. Fix and VDDMNJ Farms, LLC. Birnie presented his staff report on the request from Jeremy C. Fix and VDDMNJ Farms, LLC for a line adjustment in the



Northeast ¼ of Section 33, Township 1 North, and Range 43 West. This request will change the boundary line between the two property owners so the 0.40 acres, more or less, will become part of the VDDMNJ Farms, LLC and be removed from the Jeremy C. Fix Property. No one from the public was present to make comment, and Birnie reported no written comments or calls were received in his office relating to this request.

- Application for Exemption from Subdivision for VDDMNJ Farms, LLC. Birnie presented his staff report on the request from VDDMNJ Farms, LLC to divide 6.03, plus or minus acres, from 311.11, plus or minus acres, in the NW1/2 of Section 33, T1N, R43W, for exchange with a family member. No one from the public was present to make comment, and Birnie reported no written comments or calls were received in his office relating to this request.

Through a duly made motion the Land Use hearing closed at 1:06 p.m.

Fix/VDDMNJ Farms, LLC –Commissioner Wiley moved to approve Resolution #12-31-2014 F/ADM for an Administrative Lot Line Adjustment between Jeremy C. Fix and VDDMNJ Farms, LLC in the Northeast ¼ Section 33, Township1 North, and Range 43 West. Commissioner Bushner seconded the motion; which passed unanimously. Recorded under Reception No. 00562522

VDDMNJ Farms, LLC –Commissioner Bushner moved to approve Resolution #12-31-2014 G/EFS for the Exemption from Subdivision Request #1114-22 from VDDMNJ Farms, LLC to divide 6.03, plus or minus, acres from 311.11, plus or minus acres, in the N1/2 of Section 33, T1N, R43W for exchange with a family member. Stipulations include:

- The applicant shall be responsible for complying with all Federal, State, and Local regulations, rules, codes, conditions, and design standards, and;
- If additional access from County Road 31 is desired, the Applicant shall contact Yuma County Road & Bridge for access permission.

Commissioner Wiley seconded the motion; which passed unanimously. Recorded under Reception No. 00562521

Pending Land Use – Birnie reported that he is still awaiting an application on the Franson Partnership Gravel Pit. He also reported that he has received another survey for Dillon and Kiley Rose, but no application has been submitted at this time. He reports no other Land Use applications to date.

Sheriff's Office

Undersheriff Adam Wills presented the following items to discuss:

County House Carport Use – The Commissioners mentioned to Undersheriff Wills that the carport installed at the Kirk house was set up for use of county vehicles. They noted that the County-owned Sheriff's Pickup is sitting out and the carport is being used as a barn, storing hay. The Commissioners asked that Wills speak to the employee, and that he use the carport for the Sheriff's vehicle.

Executive Session - Sheriff Day through Undersheriff Wills requested an executive session. Commissioner Wiley moved to enter executive session for discussion of a matter required to be kept confidential by the following federal or state law, rule, or regulation under C.R.S. Section 24-6-402(4)(c). Motion was seconded by Commissioner Bushner and passed unanimously. At 1:30 p.m. Commissioners Wingfield, Wiley, and Bushner with: Sheriff Chad Day, via telephone, Undersheriff Adam Wills, and Administrator Kara Hoover entered into executive session. Executive session ended at 1:51 p.m.



Emergency Management

Roger Brown, the Emergency Manager, was in to visit with the Commissioners. The following items were discussed:

Mass Casualty Incident (MCI) Emergency Trailer – Brown reported that the Mass Casualty Incident trailer, owned by the NE All-Hazards Region, had been stored in the Ambulance Barn in Wray. Due to space issues at the Ambulance Barn, it has been relocated and is currently being stored outside at the Wray Fire Department. He is working on the details to get this trailer back in storage. He plans to complete a thorough inventory of the contents prior to storing.

Dundy County Ambulance Service – Roger was notified by a Dundy County Commissioner that Haigler, Nebraska will no longer have ambulance service. The Commissioner from Dundy County requested that Wray's Ambulance serve this area. Roger is working out the details with the Wray Ambulance Service and Dundy County officials.

NOAA Weather Transmitter – Brown reported that he is in receipt of the new NOAA Weather Transmitter to be installed in Wray. He reported that this will be installed soon.

Old Radios – Brown reported that he has several old radios in his storage shed and asked how to dispose of them. Commissioner Bushner asked Brown to contact Encore Life about electronic recycling.

Schramm Road, between CR 41 and CR 42 – Brown reported that he has had complaints from the Fire departments in regards to the Schramm Road, between CR 41 and CR 42 being too narrow. The Commissioners are not sure where the road would be narrow as it is a well-maintained and recently elevated road that they feel is in good condition. The Commissioners requested that the agencies with the complaint notify the Road and Bridge Department, or come in and speak to the Commissioners.

2015 EMPG-LEMS Grant -- Roger Brown presented the 2015 Work Plan for the EMPG-LEMS Grant for review. Brown reported that he has completed many of the items listed in the work plan already and ensures the Commissioners that all areas will be completed by the end of 2015.

Coroner

Jim Schmidt came in to visit with the Commissioners about an incident at a funeral for a young person in Wray. Schmidt relayed to the Commissioners that the Sheriff's Office came to the funeral on a Sunday afternoon in their full-gear; which he felt was very distasteful and off-base. The Commissioners asked Jim to speak to Sheriff Day.

Administrator's Report

Administrator Kara Hoover reviewed calls, correspondence, and presented the following for action:

- *Minutes* – Commissioner Bushner moved to approve the December 16, 2014 Board of County Commissioners minutes. Commissioner Wiley seconded the motion; which passed unanimously.
- Certification of Accounts Payable for December 31, 2014, drawn on Yuma County Funds, with check #58451 through #58658 for \$555,382.42, check #58715 through #58732 for \$12,051.55, check #58819 through #58825 for \$6,730.16 and check #58950 through #58960 for \$13,330.45, totaling \$587,494.58 and Fund 16 W-Y Combined Communication accounts payable for December 31, 2014, check #7124 through #7151 totaling the sum of \$38,691.82 were signed by Chairman Dean Wingfield.
- Certification of Payroll for December 31, 2014, drawn on Yuma County Funds, EFT system #37211 through #37350 and checks #30257 through #30293 totaling the sum of \$237,388.04 and along with Fund 16 W-Y Combined Communications EFT system number #5271 through #5285 totaling the sum of \$32,313.58 were approved and signed by Chairman Dean Wingfield.



- **Quit Claim Mineral Deeds** – The Commissioner's reviewed Quit Claim Deeds to transfer mineral rights deeded to Yuma County on December 9, 2014, Reception #562263 to the land owners Lanny Noble and Barbara Noble, Ryan W. Noble, and Ronella M. Noble and Midnight Sun, Inc.

Commissioner Wiley moved to approve and sign the Quit Claim Deeds for mineral interest acquired by Yuma County:

- 1) in and to the North Half and the Southeast Quarter of Section 30, Township 1 South, Range 47 West, 6th P.M., by virtue of that certain Treasurer's Deed dated December 9, 2014, Reception #562263, being to the best of Grantor's information, knowledge, and belief an undivided 1.5/400 mineral interest in and to said lands for Lanny Noble and Barbara Noble, an undivided one-half interest, and Ryan W. Noble and Ronella M. Noble, as joint tenants, an undivided one-half interest. *Recorded Under Reception Number 00562491*

And

- 2) in and to the following real property by virtue of that certain Treasurer's Deed dated December 9, 2014, Reception #562263, being to the best of Grantor's information, knowledge and belief an undivided 1/200 mineral interest in and to said lands: Township 1 South, Range 48 West of the 6th P.M. Section 27: SE ¼, W ½; Section 28: SE1/4NE1/4, E1/2SE1/4; Section 33: NE1/4; and Section 34: NW 1/4 for Midnight Sun, Inc., a Delaware corporation, doing business in Colorado as Midnight Sun I, Inc. *Recorded Under Reception Number 00562490*

Commissioner Bushner seconded the motion; which passed unanimously. A copy of the deed and a letter will be forwarded to the land owners once recorded.

- **Soehner Water Rights Lease Revenue** – The Commissioners reviewed the Soehner water right lease revenue for 2014. The Board of County Commissioners revisited the fact that Yuma County is the only entity that holds interest in the Soehner Water rights; therefore it is resolved that lease revenue should be transferred to the Yuma County General Fund. Lease revenue in 2014 totals \$29,412.50. **Commissioner Wiley moved to approve and sign Resolution #12-31-2014 A to transfer \$29,412.50 from the Yuma County Water Authority Fund #10 to the General Fund #1. Commissioner Bushner seconded. The motion passed unanimously.**
- **Wray Chamber of Commerce** – Hoover presented the 2015 Wray Chamber of Commerce membership invoice in the amount of \$360.00 for approval. **Commissioner Bushner moved to approve and pay the 2015 Wray Chamber of Commerce membership invoice in the amount of \$360. Commissioner Wiley seconded the motion; which passed unanimously.**
- **Clinton Metzler Invoice** – Hoover presented an invoice from Clinton Metzler, Yuma County Employee in the amount of \$1,100 for DOT Inspections for payment approval. **Commissioner Bushner moved to approve and pay the invoice in the amount of \$1,100 for DOT Inspections to Clinton Metzler. Commissioner Wiley seconded the motion; which passed unanimously.** Commissioner Bushner mentioned that he would like the vendor list of employees performing work for Yuma County updated.
- **FSA Report of Commodities Farm Summary** – The Commissioners reviewed the Report of Commodities Farm Summary for program year 2015, showing 130.99 acres of grassland. The report includes grassland as follows: 7.64 acres in the N2NE4 20 5N 47 (Clarksville Scale House); 33 acres in N2NE4 16; 1N46 (Landfill); and 90.35 acres in Sec 7; N2NE4, Sec 18; 1N43 (Road & Bridge Department). **Commissioner Bushner moved to approve and sign the Report of Commodities Farm Summary Report, Farm #7532, reporting 130.99 acres of grassland for program year 2015. Commissioner Wiley seconded. The motion passed unanimously.**



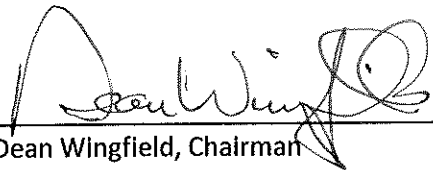
- **Grainery Invoice** – Commissioner Wingfield reported that the Grainery, in Idalla, had food spoil that was to be used for the Christmas party on December 15, 2014 for the Economic Development and the Fair Board that were both postponed due to inclement weather. After discussion, **Commissioner Wiley moved to pay the Grainery \$300 for food reimbursement. Commissioner Bushner seconded the motion; which passed unanimously.**
- **Bookmobile** – A letter was received from the Bookmobile reporting that the service will be available in 2015. Commissioner Wiley mentioned that the Bookmobile will not have enough funds as it stands right now to provide the same service as they have in the past. The Bookmobile Board has mentioned that they may change the number of months that they will be provide service, cutting down throughout the summer months. The Commissioners discussed the Bookmobile budget and ways to provide additional funding for 2015. After discussion, **Commissioner Wiley moved to provide a one-time financial assistance of \$5,000 to be paid to the Bookmobile from the Recreation Fund #5 in 2015. Commissioner Bushner seconded. The motion passed unanimously.**
- **CCOERA Forfeitures**–Chairman Wingfield and Commissioner Wiley signed the CCOERA forfeiture check for \$1,295.68 for an employee's unvested portion of employer paid retirement, to be deposited in Fund 1 and a check for \$800.00 for the Economic Development employer portion for 2014.
- **Elevator Maintenance/Inspection** – Hoover reviewed information that she had reviewed with past Administrator Linda Briggs in regards to the elevator in the Court House. She reported that it is time to conduct routine preventive maintenance checks and inspection for the elevator. Briggs had quotes from one business to do this. Hoover presented elevator maintenance and inspection information she gathered from Phillips County Administrator Randy Schafer. The Commissioners instructed her to obtain bids to complete this work.

Chairman Wingfield signed the Veterans Report for December 2014.

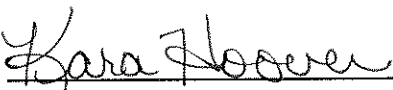
The Commissioners made their routine inspection of the jail.

There being no further business; the meeting was adjourned at 3:20 p.m. The next regular meetings of the Board of County Commissioners will be January 13, 2015, and January 23, 2015.

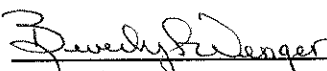
A listing of meetings attended by the Commissioners during the month of December 2014 is attached.



Dean Wingfield, Chairman



Kara Hoover, Administrator

ATTEST: 

Beverly Wenger, County Clerk

