

YUMA COUNTY COMMISSIONERS
April 28, 2017
Minutes¹

On April 28, 2017 at 8:00 a.m., the Yuma County Board of Commissioners met in regular session. Chairman Dean Wingfield, Commissioner Trent Bushner, Commissioner Robin Wiley, and Administrator Kara Hoover were present throughout the day.

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

Road Concerns

Barb Wheaton phoned with concerns about a side street east of Arcola Street in Laird. She reported that there is no gravel on the road and the caliche is very slick. The road sits on an incline and people use the road consistently to get to their Post Office Boxes. The Commissioners told Wheaton that they would alert Road and Bridge Supervisor JR Colden of the issue. JR reported he would take a look at the road.

Department of Human Services

The Board of County Commissioners convened as the Board of Social Services at 8:29 a.m. Human Service Director Phyllis Williams was present to provide her report. Detailed minutes from this meeting are maintained by the Department of Human Services.

The Board of County Commissioners reconvened at 8:53 a.m.

Executive Session

At 8:56 a.m., Commissioner Bushner moved to enter into Executive Session for an Exit Interview under C.R.S. Section 24-6-402(4)(f)(I)&(II). The motion was seconded by Commissioner Wiley; which passed unanimously. Present were Commissioners Wingfield, Wiley, and Bushner, Road and Bridge Employee Derrick Bassnett and Administrator Kara Hoover. Executive Session ended at 9:31 a.m.

Road and Bridge

Supervisor JR Colden was present to provide the following updates.

Current Projects

- *CDOT Highway 385 / County Road 33.6 Turning Lane Project* – Colden shared that the work on CDOT Highway 385, County Road 33.6 Turning Lane Project is on schedule.
- *Gravel* – Commissioner Wiley mentioned to JR of the need to get product on County Road BB between County Road 10 and County Road 11, County Road 5 between County Road V and County Road W, and the Laird Road as mentioned above. Wiley told JR that the roads have a good base, but need the gravel placed on top.
- *County Road SS* – Colden mentioned that crews are re-working 9 miles of County Road SS. This rework should take another week to complete.

¹ Minutes prepared by Kara Hoover are a summary of discussions, not a verbatim account.

- *Beecher Island Road, EIAF # 8302 –*
 - *Timeline -- JR shared the timeline for the Beecher Island Road Project as follows:*
 - 4/17 – 5/17, Crack seal*
 - 4/19, Take bids for chip rock*
 - 4/28, Award chip rock bid*
 - 5/1 – 7/31, Receive chip rock*
 - 8/28 – 9/1, Chip Seal of Beecher Island Road*
 - 9/1 -- 9/5, Fog Seal*
 - 9/5 – 9/15, Stripe Beecher Island Road*
 - He said that they have already started on the crack seal work and he hopes to have this project completed by September 15, 2017.
 - *Chip-Rock Bids-Beecher Island Road, EIAF # 8302 –* Colden shared three bids for chip rock and freight received. Colden shared that only one of the bids has had the rock specification verified. The rock for the other two bids were yet to be verified. Colden requested action on the bids today based on information received. **Commissioner Wiley moved to approve the lowest bid of the chip rock that meets the requirements for the Beecher Island Road. Commissioner Bushner seconded the motion; which passed by unanimous vote.**
- *Staffing*
 - *Resignations/Terminations –* JR reported that Derrick Bassnett, Kenny Rose, and Bruce Latoski tendered their resignations or were terminated in the month of April; leaving him short-handed in several areas.
 - *Out on Leave –* Colden also stated that he has three other employees out on various types of leave, Tom Hartman, Al Oshiro, and Jay Owens. Coupled with the before mentioned resignations/terminations, Colden reported that it is increasingly more difficult to keep crews up and running.
 - *New Hires –* Colden presented Salary Authorizations for newly hired truck drivers Michel Moreno and Randy Weinstein.
 - Commissioner Bushner moved to approve the Salary Authorizations for:**
 - **Randy Weinstein, Truck Driver, at G5/C1/L1, with a start date of May 1, 2017, and**
 - **Michel Moreno, Truck Driver, at a G5/C1/L2, with a start date of May 15, 2017.**
 - Commissioner Wiley seconded the motion; which passed by unanimous vote.**
- *Permits*
 - *Underground and Utility Permits –* Colden presented Underground and Utility Permits for:
 - Jim Hendrix/Wellstone to install a water line under County Road PP; and
 - Walking A Grazing Association-Marvin McDonald/Wellstone to install a water line by trenching along County Road 19.5 and boring under County Road 20. Discussion was held about the Walking A Grazing Association / Wellstone application. This application was tabled asking Colden to speak with Wellstone about installing in the ditch.
 - *Special Transport Permit –* Colden also presented a Special Transport Permit for Elite Builders / Whitney Koons to transport a building from Highway 34 to County Road FF.
 - Commissioner Wiley moved to approve the Underground and Utility Permit from Hendrix/Wellstone to install a water line under County Road PP, and the Special Transport Permit from Elite Builders/Whitney Koons to transport an 18' wide by 62' long, and 15'9" high**



building from Highway 34 to 35191 County Road FF on May 2, 2017. Commissioner Bushner seconded the motion; which passed unanimously.

Road Concerns

Sandra Crossland and Danny Cumley joined the meeting to discuss Yuma County Road 39 from Highway 385 to County Road KK. Sandra presented and read a letter from Launa Garton. The group voiced their concerns about the condition of the road, citing the dangerous and treacherous ruts, washboards, and pot holes that narrow the road to one-lane traffic. She mentioned that this is the time of the year when the potato trucks are ramping up; which only further deteriorates the road that experiences heavy truck traffic all year long. Crossland is very frustrated that Road and Bridge has not changed the care of the roads to adjust to the heavy use. Colden relayed that once he was alerted to the road issue he sent a grader out to resolve the issue. He also mentioned that he plans to send additional graders to the area to rebuild the road. Commissioner Bushner asked Crossland and Cumley to allow Colden and his staff to rework the road. The Commissioners thanked them both for sharing their concerns.

Rural Philanthropy Days

WRAC Grant Writer and Financial Assistant Cathy Walp joined the meeting to report on the interim activities of the Northeast Rural Philanthropy Days. Cathy told the Commissioners about the happenings of the Northeast Rural Philanthropy Days and the grant funding resulting from the last RPD event held in Phillips County. Interim activities include professional development, training, and networking. She is here today requesting funds to assist with these activities. **Commissioner Wiley moved to donate \$100 for the Interim Activities of the Northeast Philanthropy Days to be paid from 01-101-6352. Commissioner Bushner seconded the motion; which passed unanimously.**

Land Use

Rich Birnie was present to conduct a Land Use Hearing and review additional Land Use and GIS business.

Land Use Hearing

Chairman Wingfield opened the Land Use hearing at 1:02 p.m. Alice Tuell was present for the hearing.

Exemptions from Subdivision

Rich Presented staff reports for Exemptions from Subdivision for:

- Harvey and Mary Allen, EFS0317-03, to divide 5.74 acres, more or less, from 160 acres, more or less, in the N1/2N1/2 of Section 17, and 0.4 acres, more or less from 320 acres, more or less, in the SE1/4 of Section 8, T3S, R43W, to deed the homestead to Jeff & Kristy Hurlburt. Birnie reported that there were no written objections or phone calls received about this application.
- Harvey and Mary Allen, EFS0317-04, to divide 16.95 acres, more or less, from 321.48 acres, more or less, in the SW1/4 of Section 19, T4S, R43W, to deed the homestead to Perry & Jessica Allen. Birnie shared that there were no written objections or phone calls received on this application.
- Shana L. Gardner, EFS0317-05, to divide two parcels, one 30.20 acres, more or less, and one 8.85 acres, more or less, from 78.32 acres, more or less, in the N1/2NW1/4 of Section 35, T2N, R45W, the larger of the two parcels for resale purposes. Birnie stated that there were no written objections or phone calls received.



- Tuelland, Inc., EFS0317-06, to divide 9.5 acres, more or less, from 440.15 acres, more or less, in the NW1/4 of Section 3, T3N, R46W, for the purpose of separating homestead from agricultural land. Birnie reported that there were no written objections or phone calls received about this application.
- Roger D. Kamla & Bonnie J. Stuart, EFS0317-07 to divide 7.48 acres, more or less, from 640 acres, more or less, in the NW1/4 of Section 22, T3S, R43W, for the purpose of resale. Birnie said that this application received no written objections or phone calls.

The Land Use Hearing closed at 1:28 p.m.

Commissioner Wiley moved to approve the following Exemptions from Subdivisions:

- **Resolution 04-28-2017 A-EFS, Harvey and Mary Allen, EFS0317-03, to divide 5.74 acres, more or less, from 160 acres, more or less, in the N1/2N1/2 of Section 17, and 0.4 acres, more or less from 320 acres, more or less, in the SE1/4 of Section 8, T3S, R43W, to deed the homestead to Jeff & Kristy Hurlburt, with the following stipulations:**
 - The Applicant shall be responsible for complying with all Federal, State, and Local regulations, rules, codes, conditions, and design standards.
 - The Applicant shall record, with the Yuma County Clerk & Recorder's office, an access easement from the end of County Road JJ to the proposed property line.
 - The new owners of this parcel shall contact the Colorado Division of Water Resources, Department of Natural Resources, to change the owner name on the existing well permit. *Recorded under Reception No. 00569689*
- **Resolution 04-28-2017 B-EFS, Harvey and Mary Allen, EFS0317-04, to divide 16.95 acres, more or less, from 321.48 acres, more or less, in the SW1/4 of Section 19, T4S, R43W, to deed the homestead to Perry & Jessica Allen, with the following stipulations:**
 - The Applicant shall be responsible for complying with all Federal, State, and Local regulations, rules, codes, conditions, and design standards.
 - The new owners of this parcel shall contact the Colorado Division of Water Resources, Department of Natural Resources, to change the owner name on the existing well permit. *Recorded under Reception No. 00569690*
- **Resolution 04-28-2017 C-EFS, Shana L. Gardner, EFS0317-05 to divide two parcels, one 30.20 acres, more or less, and one 8.85 acres, more or less, from 78.32 acres, more or less, in the N1/2NW1/4 of Section 35, T2N, R45W, the larger of the two parcels for resale purposes, including the following stipulations:**
 - The Applicant shall be responsible for complying with all Federal, State, and Local regulations, rules, codes, conditions, and design standards.
 - The new owner of parcel #1 shall be responsible for contacting Yuma County Road & Bridge for site access approval.
 - The new owner of parcel #1 shall apply to the Northeast Colorado Health Department for a septic system permit and the Colorado Division of Water Resources for a water well permit. *Recorded under Reception No. 00569691*
- **Resolution 04-28-2017 D-EFS, Tuelland, Inc., EFS0317-06, to divide 9.5 acres, more or less, from 440.15 acres, more or less, in the NW1/4 of Section 3, T3N, R46W, for the purpose of separating homestead from agricultural land, following these stipulations:**



- **The Applicant shall be responsible for complying with all Federal, State, and Local regulations, rules, codes, conditions, and design standards.**
 - **Applicant shall record, with the Yuma County Clerk & Recorder's office, an access easement from County Road S, as shown on the survey. Recorded under Reception No. 00569693**

 - **Resolution 04-28-2017 E-EFS, Roger D. Kamla & Bonnie J. Stuart, EFS0317-07 to divide 7.48 acres, more or less, from 640 acres, more or less, in the NW1/4 of Section 22, T3S, R43W, for the purpose of resale, with the following stipulations:**
 - **The Applicant shall be responsible for complying with all Federal, State, and Local regulations, rules, codes, conditions, and design standards.**
 - **The Applicant shall record, with the Yuma County Clerk & Recorder's office, a water line easement from the existing, permitted water well to the boundary line of the homestead parcel. Recorded under Reception No. 00569692**
- Commissioner Bushner seconded the motion; which passed unanimously.**

Land Use

- *Floodplain Ordinance* – Birnie presented the second draft of the Floodplain Ordinance. He shared that this draft followed the Colorado model very closely. He shared that any mention of a separate floodplain permit and inspections were removed from the text. The Ordinance will be placed at the end of Article 5 in the Land Use Code Book. The Planning Commission will review again in May.
- *Solar and Wind Text Amendments* – Rich reported that the Solar and Wind draft text now includes the same setbacks from boundary and right-of-way for solar equipment, not panels, as required for industrial and commercial structures. The Planning Commission will also review this draft in May.
- *Private Land Burial* – Birnie is working on draft language for human burial on private property. He hopes to have this prepared for review by the Planning Commission in May.
- *Lot Line Adjustments* – Birnie shared that he is still waiting on the completed Lot Line Adjustment applications for Newbanks/Leslie Family Trust, Renzelman/Rose, and Hendrix/Circle 3 Farms, LLC.
- *Brophy, Exemption from Subdivision* – Birnie stated that he has one Exemption from Subdivision, EFS0417-08 for Martin D. Brophy, to divide 25 acres from 160 acres, for the purpose of resale of homestead. This will be heard in May by both the Planning Commission and the BOCC.

GIS

Birnie reported that he finished adding addresses to the unincorporated part of Yuma County to the digital map. He will now begin work on the Cities of Wray and Yuma and the Town of Eckley.

Executive Session

At 1:42 p.m., Commissioner Bushner moved to enter into Executive Session for discussion of specialized details of security arrangements or investigations under C.R.S. Section 24-6-402(4)(d); The motion was seconded by Commissioner Wiley; which passed unanimously. Present were Commissioners Wingfield,



Wiley, and Bushner, Sheriff Chad Day, Under Sheriff Adam Wills, and Administrator Kara Hoover. Executive Session ended at 2:18 p.m.

Administrator's Report

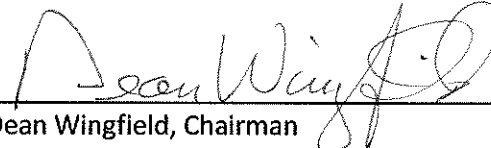
Administrator Kara Hoover reviewed calls, correspondence, and presented the following for action:

- *Minutes* – The Commissioners reviewed the minutes from the previous BOCC meeting. **Commissioner Bushner moved to approve the April 14, 2017 Board of County Commissioners minutes. Commissioner Wiley seconded the motion; which passed unanimously.**
- *Certification of Accounts Payable* drawn on Yuma County Funds on April 28, 2017 with check #65191 through Check #65277 for \$594,237.17 and Accounts Payable drawn on WY Communications Funds with check #7890 through #7905 in the amount of \$32,506.36 were signed by Chairman Dean Wingfield.
- *Certification of Payroll* drawn on Yuma County Funds on April 28, 2017, with check #31137 through #31165, system #41120 through #41261 for \$242,144.94 and payroll drawn on WY Communications funds with check #4381, system #5647 through #5660 for \$31,562.70 were signed by Chairman Dean Wingfield.
- *Veterans Report* -- The Veterans Report for April 2017 as signed by Chairman Wingfield.
- *Temporary Change-Official Bulletin Board* – The Commissioners discussed the need to change the official bulletin board while the Commissioners and Administrative staff relocate to Suite H in the basement of the Courthouse, during a portion of the HVAC project. **Commissioner Wiley moved to temporarily change the official location for posting meeting dates, agendas, notices, and information relating to the Commissioner activities to the bulletin board located to the south side of Suite H, in the Courthouse basement, while the offices are relocated for the HVAC project. Commissioner Bushner seconded. The motion passed by unanimous vote.**
- *Temporary BOCC Meeting Space* – The Commissioners considered an alternative meeting space while they are displaced from their office during the HVAC project. **Commissioner Wiley moved to try using the vault room in Suite H for a meeting space, and set up the Human Service Conference Room as a backup. Commissioner Bushner seconded the motion; which passed unanimously.**
- *Financial Software* – Administrative staff shared an email from Blackbaud about extending the special pricing on the Financial Edge NXT until the end of June. Staff is requesting additional time for research due to moving offices and audit preparation. The Commissioners just do not feel as if they have enough information to commit to software at this point. They instructed Administrative staff to continue to research with other governmental offices so that the best, informed decision can be made.
- *Shipping Container Variance* – Hoover reported that the City of Wray phoned concerning the Storage Containers currently placed on County property. She presented City of Wray Variances for Storage Containers that are placed behind the Sheriff's Shop, 303 Ash Street, and North of the 311 Birch St. County House at 240 3rd Street. **Commissioner Wiley moved to approve and sign the City of Wray Variance Applications; permanent variance for two storage containers at 303 Ash Street, and 12-month temporary variance for five storage containers being placed at 240 3rd Street. Commissioner Bushner seconded the motion; which passed by unanimous vote.**




- *HVAC Piping Project* – Hoover reviewed the HVAC project with the Commissioners, reporting the piping is nearly complete in the courts, abatement is complete in the jail, sheriff's office, basement corridor and main floor north, boilers have been removed, a few new air-handling units have been installed. The public has handled the entry closures fairly well. Hoover relayed how much she appreciated the Elected Officials and staff's patience with this project.
- *CCI Summer Conference* — Hoover reminded the Commissioners about CCI Summer Conference to be held June 5-7, 2017 in Keystone. Commissioner Bushner relayed that he plans to attend. She mentioned the county-basket for Tuesday evenings' dinner.
- *County Auction* – Hoover relayed that Treasurer Dee Ann Stults spoke with other auctioneers but none of them have Saturday dates available this summer. The Commissioners believe that the County has too many other projects going on this summer and are requesting they consider a fall date. They will ask Stults if she can pick a date in late September or early October and put it out to bid with area auctioneers.
- *Communities That Care* –The Commissioners reviewed an invitation from Maria Foy regarding a community-wide project called Communities That Care. This project focuses on prevention-planning to promote the health development of youth and reduce health behavior problems. There will be a leader orientation on May 8, 2017, from 1:00 to 5:00 p.m. at Quintech Center in Yuma.

There being no further business, the meeting adjourned at 3:07 p.m. so the Commissioners could pack and move their offices to Suite H in the Courthouse basement. The next regular meetings of the Board of County Commissioners will be on May 15, 2017 and May 31, 2017.


Dean Wingfield, Chairman


Kara Hoover, Administrator

ATTEST: 
Beverly Wenger, County Clerk

