

# ELBERT COUNTY, COLORADO

The Board of Elbert County Commissioners (BOCC) met in a regularly scheduled meeting on Wednesday, January 8, 2014 with roll call of members as follows:

**Robert Rowland- PRESENT**

**Kurt Schlegel- PRESENT**

**Larry Ross- PRESENT**

The BOCC convened at 9:00 a.m., Chairman Robert Rowland called the meeting to order.

Prayer given by Elbert County Assessor, Billie Mills

Pledge of Allegiance

**The Board of County Commissioner's meetings are streamed live via the Internet and are recorded for later use**

## **1. Agenda:**

### **a. Commissioner Ross requested to:**

Remove item J from New Business: Planning Commission Appointment.

Commissioner Schlegel requested to:

Add item a under Old Business: Request for final payment to Asphalt Specialties for paving of CR 194, CR 17 and CR 29.

Add item j to New Business: Department Of Corrections cost of prosecution and enforcement resolution.

Commissioner Ross moved to approve the Agenda as amended. Commissioner Schlegel seconded. All three Commissioners voted AYE. Motion passed.

## **2. Correspondence: NONE**

### **3. Consent Agenda:** All matters listed on the Consent Agenda are considered routine by the Board and will be enacted by one (1) motion in the form below. There will be no separate discussion of these items. If discussion is desired on any item(s) and permitted by the Board, those items will be considered separately.

#### **a. Commissioner Rowland advised item a. under Consent Agenda needed to be removed.**

Commissioner Ross moved that the BOCC remove item a. from the Consent Agenda. Commissioner Schlegel seconded. All three Commissioners voted AYE. Motion passed.

**4. Awards/Recognition: NONE**

**5. Elected Official/Department Heads/Staff Report:** The Elected Officials, Department Heads and Staff Report comments is a time when any elected official or department head may bring forth items of interest or concern.

- a.** Commissioner Rowland advised everyone there is a sign-up sheet for public comment on a specific item; it is not required for general public comment, only if they wish to be called on when that specific item is being discussed.
- b.** Update from Dallas Schroeder, Clerk and Recorder on recent elections cost.
- c.** Update from Kyle Fenner, Director of Community and Development Services on recent vote of approval by Planning Commission on amendment to zoning regulations. The Document will come before the BOCC on Feb.12, 2014 and the notice will be in the paper tomorrow. Drafts will be available to the public by noon tomorrow. Ms. Fenner also gave an update on the Building Dept. whose permits have nearly doubled every year for last 2 yrs.

**6. Public Comment:** The public comment period is a time when any citizen may bring forth items pertaining to County business. During this time each individual will have three minutes to present their view(s) on County matter(s). In the interest of time, please have your comments prepared for presentation as each person will be allowed one (1) opportunity to approach the podium. Please keep your comments to a three (3) minute maximum. No formal action will be taken on these items during this time due to open meeting provision; however, the items may be placed on a future posted Agenda if action is required. The public comment portion of the BOCC meeting is not to be used for political or campaign purposes; comments and questions should be limited to matters of current County affairs and business. When you approach the podium please identify yourself, spell your last name and give your address.

**NO PUBLIC COMMENTS**

**7. Old Business:**

- a.** Ed Ehmann, Director of Public Works requested approval of final payment to Asphalt Specialties for the construction and paving of CR 194, CR 17 and CR 29.

Commissioner Ross moved that the BOCC approve the release of the final payment to Asphalt Specialties Company for the construction and paving of CR 194, CR 17, and CR 29 in the amount of \$266,672.76. Commissioner Schlegel seconded. All three Commissioners voted AYE. Motion Passed.

**8. New Business:**

- a.** Ed Ehmann, Director of Public Works requested approval of speed limit and passing zone changes to Delbert Road as recommended by Kimley-Horn in their report dated December 18, 2013.

Commissioner Ross moved that the BOCC approve the passing zone changes to Delbert Road as recommended in the study completed by Kimley-Horn dated December 18, 2013

- b.** Ed Ehmann, Director of Public Works requested approval of speed limit and signing changes to Legacy Circle based upon information and recommendation provided by Kimley-Horn.

Commissioner Ross moved that the BOCC approve the speed limit and signage changes to Legacy Circle as recommended in the study completed by Kimley-Horn dated December 20, 2013. Commissioner Schlegel seconded. All three Commissioners voted AYE. Motion passed.

- c.** Ed Ehmann, Director of Public works requested, as part of their annual motor grader replacement program, permission to go out to bid for four (4) Motor Graders to replace 4 Motor Graders coming up for replacement throughout this year but won't take delivery of each Motor Grader until the specified replacement time throughout the year.

Commissioner Ross moved that the BOCC approve the request to go out for bid for four (4), 5 year/7,500 hour lease purchases on a 2013 or 2014 Model 140M, 772GP, 772G, G946 or equivalent motor grader. Commissioner Schlegel seconded. All three Commissioners voted AYE. Motion passed.

- d.** Ed Ehmann, Director of Public Works requested approval of the 2013 Highway Users Tax Fund (HUTF) Mileage Certification, based on the annual Road and Bridge review of all roads within Elbert County.

Commissioner Ross moved that the BOCC approve the 2013 State HUTF Mileage Certification. Commissioner Schlegel seconded. All three Commissioners voted AYE. Motion passed.



- e. Alex Beltz, Attorney to the BOCC and Ed Ehmann, Director of Public Works gave a background for the proposed Agreement between Elbert County and Spring Valley Metro District 1 and Fidelity National Title Company (as Escrow Agent) for road repairs prior to final acceptance of the road by the County.

Mr. Ehmann then requested that the BOCC approve the Agreement for road repairs with Spring Valley Metro District 1.

Commissioner Ross moved that the BOCC approve and execute the proposed Agreement regarding Road Repairs between Spring Valley Metropolitan District No. 1, Elbert County and Fidelity National Title Company. Commissioner Schlegel seconded. All three Commissioners voted AYE. Motion passed.

- f. Jerri Spear, Department of Health and Human Services requested that the BOCC approve the Colorado Works/Child Care Assistance Program MOU with Colorado Department of Human Services

Commissioner Ross moved that the BOCC approve and execute the proposed Memorandum of Understanding between Elbert County and the State of Colorado Department of Human Services, regarding the Colorado Works Program and the Colorado Child Care Assistance Program, through June 30, 2015. Commissioner Schlegel seconded. All three Commissioners voted AYE. Motion passed.

- g. Jerri Spear requested that the BOCC approve the Baby and Me Tobacco Free MOU with the Rocky Mountain Health Plans Foundation.

Commissioner Ross moved that the BOCC approve and execute the proposed Memorandum of Understanding between Elbert County and the Rocky Mountain Health Plans Foundation, regarding implementation of the Baby and Me Tobacco Free Program, through June 30, 2014, with compensation up to \$5,600.00 to the County for expenses related to the implementation of the program. Commissioner Schlegel seconded. All three Commissioners voted AYE. Motion passed.

- h. Jerri Spear requested that the BOCC approve the Task Order Contract with the Department of Public Health and Environment for providing core immunization services.

Commissioner Ross moved that the BOCC approve and execute the Task Order Contract #14 FHA 64333 between the State of Colorado, on behalf of the Department of Public Health and Environment, and the Board of County Commissioners for Elbert County, on behalf of Elbert County Health and Environment, regarding the provision of core immunization services through December 31, 2017 for a contract price not to exceed \$49,160.00 of state and federal funding.



Commissioner Schlegel proposed an amendment to the motion to include "taxpayer" in the last sentence after state and federal and before funding. No second. Motion died.

Commissioner Rowland seconded the original motion. All three Commissioners voted AYE. Motion passed.

- i. Dallas Schroeder, Clerk and Recorder requested that the BOCC approve the new Elbert County voting precinct map that details the new precinct lines for county election precincts for all general, primary, and congressional vacancy elections and reminded everyone these are precincts, not Commissioner Districts.

Commissioner Ross moved that the BOCC approve and adopt a Resolution to effect the new Elbert County Voting Precinct Map as submitted by the Elbert County Clerk and Recorder in accordance with the provisions of C.R.S. 1-5-101. Commissioner Schlegel seconded.

Commissioner Ross asked the Clerk how this information can be disseminated to the affected public. Mr. Schroeder advised postcards will be sent out to all affected parties.

Commissioner Rowland asked if all three Commissioner Districts had 6 precincts before and were all three affected since the map went from 18 precincts to 15. Mr. Schroeder advised no.

Commissioner Schlegel asked if the new precinct map could be turned into a pdf file and uploaded to the website. Mr. Schroeder advised yes.

All three Commissioners voted AYE. Motion passed.

- j. Alex Beltz, Attorney to the BOCC requested that the BOCC approve the Resolution for the owed reimbursement to Elbert County by the Colorado Department Of Corrections, concerning costs of prosecution relating to the 2012-2013 Fiscal Year.

Commissioner Ross moved that the BOCC approve and execute the proposed Resolution certifying to the Colorado Department of Corrections the costs of prosecuting a crime or crimes alleged to have been committed by persons in the custody of the Department of Corrections, in matters prosecuted by the Office of the District Attorney for the 18<sup>th</sup> judicial District. Commissioner Schlegel seconded. All three Commissioners voted AYE. Motion passed.



**9. Land Use: NONE**

**10. Alex Beltz, Attorney to the Board of County Commissioners: NONE**

**Meeting Adjourned at 1001 a.m.**



**BOARD OF COUNTY COMMISSIONERS**

**ELBERT COUNTY, COLORADO**

**Robert Rowland, Chairman**

**Larry Ross, Vice Chair**

**Kurt Schlegel, Commissioner**

**ATTEST: Dallas Schroeder**

**County Clerk**

**BY:**

**Clerk to the Board of County Commissioners**

