

ELBERT COUNTY, COLORADO

The Board of Elbert County Commissioners (BOCC) met in a regularly scheduled meeting on Wednesday, July 3rd, 2013 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.

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 Schlegel advised they need to remove the June 26, 2013 Meeting Minutes from the Consent Agenda.

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.

Commissioner Ross moved that the BOCC adopt the Agenda as amended.
Commissioner Schlegel seconded, motion passed unanimously.

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 Schlegel advised an employee's husband was killed yesterday on a construction job.



- b. Commissioner Schlegel advised the Clerk and Recorder Diana Hartsough resigned due to health reasons effective July 5, 2013 and as they typically get suggestions from the political party the resigning Official was affiliated with, they will be working with the Republican Party to appoint a replacement. There will be a special study session Tuesday a.m. to discuss this.

Commissioner Ross asked if the BOCC will be discussing this replacement at the Republican Executive Committee Meeting on Friday evening.

Commissioners Schlegel and Rowland advised they will not be there.

Alex Beltz (Attorney to the BOCC) advised against the Commissioners attending but stated it does not violate any law if they do.

Commissioner Ross advised based on those recommendations he also will not be attending the Republican Executive Committee Meeting on Friday.

Commissioner Rowland asked Counsel if there is a time limit to appoint a replacement. Alex Beltz replied no.

Commissioner Ross recognized that there has been a long line of problems impacting the Motor Vehicle Department.

Commissioner Rowland advised the preliminary cost analysis of the evacuation process due to the Black Forest fire was \$21,753 (and the fire did not even involve Elbert County), pointing out the risks and potential for fire to occur within Elbert County. He said they are actively trying to get some money back from the State and Federal Government but there are no promises.

Commissioner Schlegel advised they have received 21 applications for the position of Office of Emergency Management (OEM) Director and are in the process of going through those as the goal is to fill the spot as quickly as possible.

6. Old Business:

- a. Ed Ehmann, Director of Public Works. Mr. Ehmann requested the BOCC to approve the bid from Arrowhead Fencing for the Fairgrounds, reminding them that this is budgeted through the Conservation Trust Fund and will be completed before this year's fair.

Commissioner Ross moved that the BOCC approve the request to purchase 680' of 9 gauge chain link fence, (6) six 24' double drive gates and (4) four 48" man gates from Arrowhead Fencing in the amount of \$14,671.00.

Commissioner Schlegel seconded, motion passed unanimously.



- b.** Sheriff Heap requested the BOCC accept the bid for Elbert County's Website content and management services. He stated they received 9 bids and they recommend Revize LLC for a price of \$7,250.00 for a five year term. Commissioner Ross commented the website is only as good as what is put into it, so IT Director Jen Grote will be responsible for the project. Commissioner Rowland commented only a part of this funding will come from the IT budget. The rest of the \$7,250.00 will come from some savings in the General Fund, as they have identified the WEBSITE as a priority. Commissioner Ross clarified that the \$1,800.00 specified in the bid is an annual maintenance fee.

Commissioner Ross moved that the BOCC approve and execute the proposed Sales Agreement between Elbert County and Revize LLC, regarding the provision of certain website design and content management services for a contract price of \$7,250.00, for a period of five (5) years. Commissioner Schlegel seconded, motion passed unanimously.

7. New Business:

- a.** Jerri Spear, Director Health and Human Services. Ms. Spear requested the BOCC approve the Young Williams Contract for (State required) Child Support Enforcement Services. Ms. Spear advised this is a 6 month contract, to fill in to the end of the year.

Commissioner Ross moved that the BOCC approve and execute the Independent Contractor Agreement between Young Williams Child Support Service, P.C. and the BOCC, on behalf of the Department of Health and Human Services, regarding the provision of certain child support enforcement services for a six (6) month period through December 31, 2013 for a cost of \$39,300.00 plus \$100.00 per hour for attorney costs and \$30.00 per hour for paralegal costs.

Commissioner Schlegel seconded, motion passed unanimously.

- b.** Jerri Spear, Director Health and Human Services. Ms. Spear requested the BOCC approve the Baby Bear Hugs Contract to provide home visitation services. This program uses volunteers and paraprofessionals to fill in for missing significant family members in qualifying households and is paid for with Temporary Assistance for Needy Families (TANF) funds.

Commissioner Ross moved that the BOCC approve and execute the Independent Contractor Agreement between the Elbert County BOCC on behalf of the Elbert County Department of Health and Human Services and Regional



Home Visitation Program DBA Baby Bear Hugs regarding the provision of certain home visitation services for the Department of Health and Human Services, for the period through June 30, 2014, up to a maximum contract price of \$13,126.00 from TANF funding.

Commissioner Schlegel seconded, motion passed unanimously.

- c. Jerri Spear, Director Health and Human Services. Ms. Spear requested the BOCC approve the contract with the Colorado East Community Action Agency (CECAA) for Asset Building Education and Case Management services for qualified Temporary Assistance to Needy Families (TANF) eligible clients.

Norm Happel – Elizabeth. Mr. Happel asked if this program is within the parameters of the non-profit corporation.

Alex Beltz, Attorney to the BOCC. Mr. Beltz advised this is the same contract they have been executing for several years and everything is correct.

Norm Happel – Elizabeth. Mr. Happel asked if this item could be tabled for a week.

Commissioner Schlegel advised he has read their Mission Statement and they are a 501c3, not for profit entity. He stated this is a renewal of an existing contract, they have just added the one-on-one setting instead of a classroom setting only.

Mr. Happel – Elizabeth. Mr. Happel removed his objection to this item.

Commissioner Ross moved that the BOCC approve and execute the Independent Contractor Agreement between the Elbert County BOCC, on behalf of the Elbert County Department of Health and Human Services, and the Colorado East Community Action Agency for the provision of Bootstraps Asset Building Education and Case-Management Services at a rate of up to \$6,500.00, payable out of TANF funding.

Commissioner Schlegel seconded, motion passed unanimously.

- d. Jerri Spear, Director Health and Human Services. Ms. Spear requested the BOCC approve a contract with Heads up Colorado for providing a Para-professional mentoring program for TANF eligible children. Commissioner Schlegel asked if the contract requires them to report services given to illegal aliens in the country. Ms. Spear advised if they do an audit and discover eligibility violations, they can be required to pay back for the services received. Commissioner Rowland asked if there is something in place to verify legal citizenship.



Ms. Spear answered yes, it is in the Federal pre-qualify process and if violations are found, they can't report it due to privacy protections.

Commissioner Ross moved that the BOCC approve and execute the Independent Contractor Agreement between the Elbert County BOCC, on behalf of the Elbert County Department of Health and Human Services, and Heads Up Colorado regarding the provision of a Para-professional mentoring program for the period from July 1, 2013 through June 30, 2014, for a contract price up to \$45,000.00, out of TANF funding.

Commissioner Schlegel seconded, motion passed unanimously.

- e. Jerri Spear, Director Health and Human Services. Ms. Spear requested the BOCC approve an agreement with the Kiowa Creek Community Church for TANF funded Food Bank Services which includes hygiene items and school supplies.

Commissioner Ross moved that the BOCC approve and execute the Independent Contractor Agreement between Elbert County BOCC, on behalf of the Department of Health and Human Services, and the Kiowa Creek Community Church for the provision of certain food bank services for TANF-eligible clients, for the period through June 30, 2014, up to a maximum contract price of \$15,000.00 from TANF funding.

Commissioner Schlegel seconded, motion passed unanimously.

- f. Jerri Spear, Director Health and Human Services. Ms. Spear requested the BOCC approve an agreement with the Elbert County Coalition for Outreach (ECCO) to provide emergency financial assistance services and job readiness assessment and coaching to TANF eligible families. Ms. Spear said this program also provides food and clothing.

Commissioner Ross moved that the BOCC approve and execute the Independent Contractor Agreement between the Elbert County BOCC, on behalf of the Elbert County Department of Health and Human Services, and the Elbert County Coalition for Outreach regarding the provision of certain Emergency Financial Assistance Services and Job Readiness Assessment and Coaching services, for up to a maximum contract price of \$15,000.00 from TANF funding.

Commissioner Schlegel seconded, motion passed unanimously.

- g. Jerri Spear, Director Health and Human Services. Ms. Spear requested the BOCC approve an agreement with the Douglas/Elbert Task Force for providing Emergency Assistance Services to TANF eligible families.

Commissioner Ross moved that the BOCC approve and execute the Independent Contractor Agreement between Elbert County BOCC, on behalf of



the Elbert County Department of Health and Human Services, and the Douglas/Elbert Task Force regarding the provision of certain Emergency Assistance Services, for up to a maximum contract price of \$25,000.00 from TANF funding.

Commissioner Schlegel seconded, motion passed unanimously.

- h.** Alex Beltz, Attorney to the BOCC. Mr. Beltz requested the BOCC approve an agreement with Microsoft to allow Elbert County to acquire Microsoft software licenses at a discounted rate through a software license program.

Commissioner Ross moved that the BOCC approve and execute the proposed Volume Licensing Program Agreement between Elbert County and Microsoft, in order to register Elbert County as an Affiliate to obtain discounted software licenses. Commissioner Schlegel seconded, motion passed unanimously.

8. Land Use: NONE

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

At this time, Commissioner Ross commented this is in reference to Land Use issues; he had received an e-mail from a citizen regarding the difficulty of the general public being able to attend the BOCC Meetings at 9:00 a.m. on Wednesdays. Therefore, he is bringing up in this meeting the idea of having occasional BOCC Meetings in the evening.

Commissioner Rowland said he might put that on the agenda for a future study session.

Commissioner Schlegel also said he thought it was a good idea and had asked Staff about a year and a half ago to come up with an estimate of additional cost. At that time, for a (4) four hour meeting in the evening (without Attorney time) we were looking at about \$1900.00, so there are costs associated with it and we are short staffed, so staff has to be here during the day and they would have to be back again in the evening for the meeting.

- 10. 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.

- a.** Norm Happel – Elizabeth. Mr. Happel reminded the Commissioners that he cautioned the then Commissioners last fall that they were violating Colorado State Statute that states the Elected County Clerk determines the number of people needed to service the people of that County and the BOCC is responsible for funding that number of people. He hopes he does not have to report the County to the State for continuing to violate State Statute. He said let's stop turning our backs to the long lines and get busy next week with Stan to come up with the money because the money is there, it is partly funded by the State through the motor vehicle fees.
- b.** Bill Thomas – NewPlains.Com. Mr. Thomas advised evening BOCC Meetings WOULD be possible and suggested they do it for the July 10, 2013 Oil and Gas Regulations Meeting. Mr. Thomas reminded Commissioners Ross and Rowland that they spoke of having weekend and evening meetings during their campaigning.
- c.** Brad Thompson – Elbert. Mr. Thompson had concerns about the impact of Oil and Gas trucks going over Elbert Road; he also asked what the County's stand on the Oil and Gas Regulations is.
Commissioner Schlegel advised there is a road use agreement with each producer and designated haul routes that address these concerns.
Ed Ehmann, Director Public Works. Mr. Ehmann advised they do a pavement evaluation report bi-annually throughout Elbert County and the designated haul route is videoed before any road use agreement and inspected throughout the project. The County also requires a money bond from the producer and after the project is completed, they video the routes again before releasing any bond money. Mr. Ehmann also advised the County utilizes a mobile scale to make sure the trucks using the designated routes are not overweight.
Commissioner Rowland stated overweight permits for these Oil and Gas vehicles also bring in additional revenue.
Ed Ehmann also advised if they are considering conducting an evening BOCC meeting on July 10, 13 they may need to consider an alternate location as that facility is already booked that evening.



Kyle Fenner, Director of Community and Development Services. Ms. Fenner advised she met with the COGCC earlier and they discussed how the average citizen can follow through if they see a violation by a large truck. She said there is a list of what the County enforces and what the State enforces and there will be available on the Community and Development Services website a mechanism for citizens to log in and report it. If a truck is reported by a citizen that they are obviously dodging the scales on I-25, the State knows all the trucks and their designated routes, and they can deal with it on the State Level. The website will also explain how the eyes of the citizens can help the local Law Enforcement by reporting obvious violations.

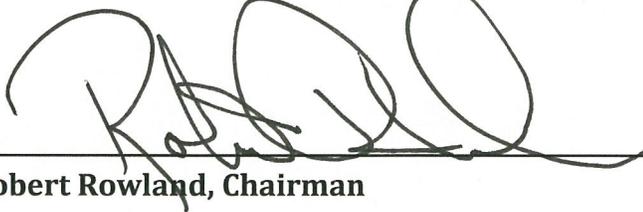
Meeting Adjourned at 10:25 a.m.

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BOARD OF COUNTY COMMISSIONERS

ELBERT COUNTY, COLORADO



Robert Rowland, Chairman



Larry Ross, Vice Chair



Kurt Schlegel, Commissioner

ATTEST: Diana Hartsough

County Clerk

BY: 

Clerk to the Board of County Commissioners

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Recorder, Elbert County, Co

