

ELBERT COUNTY, COLORADO

The Board of Elbert County Commissioners (BOCC) met in a regularly scheduled meeting on Wednesday, September 10, 2014 with roll call of members as follows:

Robert Rowland- PRESENT

Kurt C. Schlegel- PRESENT

Larry D. Ross- PRESENT

The BOCC convened at 9:02 a.m., Chairman Kurt Schlegel called the meeting to order.

Prayer given by Pastor Nathan Smith of Majestic View Church

Pledge of Allegiance

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

1. Agenda:

Commissioner Rowland moved that the BOCC accept the Agenda as presented. Commissioner Ross seconded. All three Commissioners voted AYE. Motion passed.

2. Correspondence:

Commissioner Ross had two (2) items:

- a. Status of Grant for Well Monitoring Program
- b. Draft of South Platte Basin Implementation Plan available and encouraged everyone to review

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. Approval of minutes from Aug. 27, 2014.
- b. Request by Applicant: Mustang Creek LLC to rescind approval of SU 13-0010 for an Oil and Gas Well.
- c. Appointment of Eric Stremel to the Child Protection Team as replacement for Mike Phibbs.
- d. Appointment of Keith Trumbull to Child Protection Team as alternate for Elizabeth Schools.

Commissioner Rowland moved that the BOCC accept the Consent Agenda as presented. Commissioner Ross seconded. All three Commissioners voted AYE. Motion passed.

4. Awards/Recognition:

Ed Ehmman, County Manager recognized Sheriff's Office Sgt. Troy McCoy for receiving the 2014 Safe School Leadership Award from the National Association of School Resource Officers (NASRO) regarding his dedication and efforts to raise funds to create safer schools. Video can be viewed on the Sheriff's Office website. Sgt. McCoy described some of the safety improvements that he has been involved in at the Elbert County Schools.

All three Commissioners thanked Sgt. McCoy and the Sheriff's Office Staff.

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. Ed Ehmman, County Manager gave update on CR 29; they are starting the cementing process which takes 3 to 7 days to set up and requested people stay off of it. They will be doing 4 miles of road in 1 mile segments.
- b. Commissioner Rowland gave a Legislative Water Review Committee update and asked everyone to stay aware and stay engaged.
- c. Ed Ehmman, County Manager provided an update on the 2015 Budget Process, stating it is on schedule and expenses right in line. The Draft Budget will be presented to the BOCC at the Oct. 8, 2014 Regular BOCC Meeting.
- d. Commissioner Schlegel reminded everyone the BOCC will be having Study Sessions after each Regularly Scheduled BOCC Meeting.

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 COMMENT

7. Old Business: NONE

8. New Business:

- a.** Jerri Spear, Director of Health and Human Services requested that the BOCC approve the FY 2014-2015 Title IV-E Waiver Memorandum of Understanding (MOU) with the Colorado Department of Human Services regarding Child Protection/Child Welfare.

Commissioner Schlegel asked Ms. Spear how many of the approximately 23,000 residents of Elbert County are affected by these programs. Ms. Spear advised not sure but will get some information for him.

Commissioner Rowland moved that the BOCC approve the FY 2014-2015 Title IV-E Waiver (MOU) with the Colorado Department of Human Services.

Commissioner Ross seconded.

Commissioner Rowland asked Ms. Spear some questions.

All three Commissioners voted AYE. Motion passed.

- b.** Jerri Spear, Director of Health and Human Services requested that the BOCC approve the Addendum to the FY 2013-2014 Title IV-E Waiver MOU with the Colorado Department of Human Services which will allow Elbert County some extra funding.

Commissioner Rowland moved that the BOCC approve the Addendum to the FY 2013-2014 Title IV-E Waiver (MOU) with the Colorado Department of Human Services.

Commissioner Ross seconded. All three Commissioners voted AYE. Motion passed.

- c.** County Attorney Wade Gateley presented the "Leadership Responsibilities and Code of Conduct of the Elbert County Board of County Commissioners" and requested that the BOCC adopt it.

Commissioner Rowland moved that the BOCC approve the Board of County Commissioners Code of Conduct as presented by Attorney Wade Gateley.

Commissioner Ross seconded.

Commissioner Schlegel spoke in favor of the motion.

Commissioner Rowland spoke in favor of the motion.

Commissioner Ross had some concerns with parts of the document and asked Attorney Gateley several questions, which Attorney Gateley answered.

Commissioner Rowland asked Attorney Gateley for clarification on a couple of items that Attorney Gateley answered.

Commissioner Ross also spoke in favor of the document.



All three Commissioners voted AYE. Motion passed.

- d. Ed Ehmman, County Manager asked the BOCC to approve a resolution for speed and signage changes for County Roads 99, 150, and 101 (Ridge Rd); County Road 5; and County Roads 77, 94, and 81 (Calhan Rd).

Commissioner Rowland moved that the BOCC approve a resolution for speed and signage changes for CRs 99, 150, and 101 (Ridge Rd); County Rd 5; and CRs 77, 94, and 81.

Commissioner Ross seconded.

All three Commissioners asked Mr. Ehmman questions regarding these changes.

All three Commissioners voted AYE. Motion passed.

- e. Ed Ehmman, County Manager asked the BOCC to accept the proposed Intergovernmental Agreement (IGA) between the Elbert County Communications Authority (ECCA) and Elbert County, to allow ECCA to install or relocate their communications equipment from the Elbert County Justice Center to the County owned radio tower located at 9880 CR 134, Kiowa, CO. under a lease agreement.

Elizabeth Fire Chief TJ Steck stated that ECCA was able to utilize grant funding to make this project possible. This will improve the Very High Frequency (VHF) radio systems that are used to notify the Fire Department and Law Enforcement by emergency tones and paging.

Commissioner Rowland moved that the BOCC approve the IGA with ECCA. Commissioner Ross seconded.

Commissioner Ross asked if any major modifications were required for this project. Mr. Ehmman advised no, that is why this particular tower site was chosen.

Commissioner Schlegel commented this will be a definite improvement to the VHF system, and spoke in favor of the motion.

All three Commissioners voted AYE. Motion passed.

9. Land Use:

- a. Carolyn Parkinson, Community and Development Services requested that the BOCC approve a resolution for EP14-0011 Foral Minor Development Amendment 1-Exemption from Platting Lot 1B (16 acre parcel).



Tom Moroney, Representative for the Applicant, stated this is basically cleaning up what resulted from a bank encumbering a house on part of a platted parcel, and the owners eventually lost that house so only a part of the original parcel was repossessed and re-sold.

Commissioner Rowland moved that the BOCC approve a Resolution for Platting Exemption of Lot 1-B on Foral Minor Development Amendment 1. Commissioner Ross seconded.

Commissioner Rowland asked Attorney Wade Gateley if this situation meets the requirements for exemption.

Attorney Gateley: Yes.

All three Commissioners voted AYE. Motion passed.

- b.** Carolyn Parkinson, Community and Development Services requested that the BOCC approve a resolution for EP14-0010 Foral minor Development Amendment 2-Exemption from platting-Lot1A (10 Acre parcel), adding this is the encumbered lot in the same parcel, and the existing driveway relies on a small easement on an adjacent property to gain access, which the adjacent landowner has given approval to use.

Commissioner Rowland moved that the BOCC approve a Resolution for Platting Exemption of Lot 1A on Foral Minor Development Amendment 2, with stated condition, presented by Community and Development Services (CDS). Commissioner Ross seconded.

Commissioner Ross asked for clarification on the zoning component versus the subdivision (or in this case, exemption) component.

Ms. Parkinson advised the zoning establishes the uses of the land and the exemption from platting establishes the boundaries, access etc.

All three Commissioners voted AYE. Motion passed.

10. Wade Gateley, Attorney to the Board of County Commissioners: NONE



Commissioner Schlegel reminded everyone that there is a Study Session today at 10:50 a.m.

Commissioner Rowland moved that the Sept. 10, 2014 BOCC meeting adjourn at 10:33 a.m.

Commissioner Ross seconded. All three Commissioners voted AYE. Motion passed.

Meeting Adjourned at 10:33 a.m.

**BOARD OF COUNTY COMMISSIONERS
ELBERT COUNTY, COLORADO**

Kurt C Schlegel

21 SEPT 2014

Kurt C. Schlegel, Chairman

Robert Rowland

Robert Rowland, Vice Chair

Larry D. Ross

Larry D. Ross, Commissioner

ATTEST: Dallas Schroeder

County Clerk

BY:

Sheryl L Caldwell

Clerk to the Board of County Commissioners

