ELBERT COUNTY, COLORADO

BOARD OF COUNTY COMMISSIONERS MEETING AGENDA

Regular Meeting Held in the BOCC Meeting Room
August 23rd, 2017 at 9:00 A.M.

WE VALUE

- ***Honesty, integrity and respect for the rights of all individuals***
- ***Quality service to all***
- ***Respect for our culture and history***
- ***Clear communication and transparency***
- ***Efficiency & fiscal responsibility***
- ***Recognition of employee and citizen contributions***
- ***Partnerships and collaborations***
- ***Planning for the future***
- ***Cooperative leadership and professional development***

VISION: Elbert County is recognized by our citizens and employees as the best place to live, work, and conduct business in Colorado; led in a responsive, effective, transparent, and professional manner.

A. CALL TO ORDER AND ROLL CALL 9: 06 AM

Commissioner Thayer – Here, Commissioner Richardson – Here, Commissioner Willcox - Here

B. INVOCATION/PLEDGE OF ALLEGIANCE: Josiah Matthews

C. APPROVAL OF AGENDA

Motion: Approval of Agenda with the following modifications: moving Item 4 under consent to Discussion later at the 3 PM meeting and adding to Action Items the appointment of Commissioner Chris Richardson to the 2017 Legislative Committee.

	Moved	2nd	Comments
Richardson	x		
Thayer		x	
Willcox			

	AYE	NAY
Richardson	x	
Thayer	x	
Willcox	x	

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D. CONSENT AGENDA:

1. Approval of CDS Mylars as needed
2. Approval of Vouchers as needed
3. Acknowledgement of Monthly Variance Reports
4. ~~Douglas County Jail Contract~~
5. Appoint Commissioner Chris Richardson to the 2017 Legislative Committe

Motion: Approval of Consent Agenda as amended

	Moved	2nd	Comments
Richardson		x	
Thayer	x		

OUR MISSION: Provide essential statutory services and supportive infrastructure to our citizens in a professional, respectful, cost-effective manner while creating a working environment that supports their endeavors, western lifestyle and rights as individuals.

Willcox			
	AYE	NAY	
Richardson	x		
Thayer	x		
Willcox	x		

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Public Hearing - Consideration of 3.2% Beer License for Murphy Oil USA, INC.

Motion: Enter Public Hearing

	Moved	2nd	Comments
Richardson	x		
Thayer		x	
Willcox			
	AYE	NAY	
Richardson	x		
Thayer	x		
Willcox	x		

Kelly Elefant, 1874 S Granite, Denver, CO, Attorney for Murphy Oil.

Ms. Elefant gave a summary of Murphy Oil and the status of Murphy Oil in the Country.

Max Scott, Oedipus, Inc.

Mr. Scott gave a summary of Oedipus and what they do. He explained their processes for circulating their petition. He summarized the petition.

Motion: Approval of 3.2 Beer License for Murphy Oil USA, Inc.

Public Comment:

Michael Buck, Richards Ct, Elizabeth

Mr. Buck asked if 18 year olds may purchase 3.2 beer.

Mr. Scott answered that they may not purchase but they may disperse.

Motion: Move to suspend hearing

	Moved	2nd	Comments
Richardson	x		
Thayer		x	
Willcox			
	AYE	NAY	

Richardson	x	
Thayer	x	
Willcox	x	

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E. ELECTED OFFICIALS/DEPARTMENT HEADS/STAFF REPORTS

Dallas Schroeder, Elbert County Clerk and Recorder

Mr. Schroeder gave an update on the signatures for Public Improvement District for Sun Country. The petition was found sufficient.

F. OPEN PUBLIC COMMENT (See Note 1)

Art Evans, 40820 Madrid Dr

Mr, Evans presented petitions in favor of extending terms for Treasurer and Sheriff He gave the papers to the Commissioners.

Marlene Groves, 33300 Ridge Rd

Ms. Groves asked when the draft budget would be posted on the website.

Commissioner Richardson noted that occurred last year after this meeting.

Linda Krusert, 44683 Lariat Trail

Ms. Krusert gave a collection of signatures to the Commissioners in favor of extending the terms of the current Treasurer and Sheriff for one more term. She said everyone she spoke to was eager to sign and she spoke highly of the current Treasurer and Sheriff.

Christine Ware, 2681 gold Creek Dr.

Ms. Ware disagree and thought there should be term limits all the way up to higher offices. She is against putting it on the ballot.

Tony Baker, 7482 Patrick Trail

Mr. Baker said in principle he is for term limits but the problem is that good people are turned out. He is in favor of placing the issue on the ballot. These are skilled positions and we need to not turn them away just because their time is up.

Frank Reeves, Elizabeth

Mr. Reeves said he is normally opposed to extending term limits pointed out the distinction between this proposal and extending term limits. He said there is no reason to not let the people vote on the issue.

Bob Lewis, 1845 Buttercup

Mr. Lewis stated he is in favor of the resolution to allow the current sheriff and Treasurer to serve for one more term. He outlined past issues in the County when there are unqualified people in office. He spoke highly of both the Treasurer and Sheriff and said they were both an asset to the County.

Josiah Matthews 35427 Welch Trail

Mr. Matthews said he supported the measure to extend the Treasurer and Sheriff for one more term. He spoke highly of the Sheriff and Treasurer.

Marlene Groves, 33300 ridge Rd

Ms. Groves, stated she was not against the two gentlemen but thought the citizens were afraid of change. She is against the proposed measure

Scott Wills, 11953 Lasso Place, Kiowa,

Mr. Wills spoke in favor of the ballot measure. He thought there is a way to get rid of bad officials – it's called an election. He used the illustration that he would not want to have to change his doctor just because his time is up.

Bill Harris, 808 Caribou, Simla\

Mr. Harris is in favor of the measure being placed on the ballot. He said most of Colorado is in favor of extending or eliminating term limit. He is in favor of placing on the ballot and see what happens.

Don Draper 28734 Cty Rd 17

Mr. Draper is in favor of the term limits to be on the ballot. He thinks it is a shame to fire a good person.

Greg Hinds, 36925 Indian Tree

Mr. Hinds spoke about the position. He said the founding Fathers never intended for policy makers to serve forever but these two positions are not policy making positions. He doesn't believe the intention was ever for positions such as these to be termed.

Commissioner Richardson asked for clarification from Clerk and Recorder, Dallas Schroeder. Those questions were answered.

Mr. Richardson said he agreed with Mr. Hinds. He believes citizens should have the final say. He pointed out the Commissioners are the only ones that can place a County measure on the ballot. The petition is not a requirement.

Mr. Thayer stated he has mixed feelings and the easiest way a resolution is to let the citizens decide. He will support on ballot when he sees the resolution. He wants to see what can happen. He said we have two great people.

There were more questions for the Clerk and Recorder.

Commissioner Richardson asked that language be prepared to allow a 3rd term for the two individuals. He noted there is nothing to vote on yet.

Commissioner Willcox stated voting is a constitutional right and it is not his job to stop that right.

Motion: Re-enter public hearing for Murphy Oil.

	Moved	2nd	Comments
Richardson	x		
Thayer		x	
Willcox			
	AYE	NAY	
Richardson	x		
Thayer	x		
Willcox	x		

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Ms. Elefant introduced Tara Renfroe, District Manager for Murphy Oil.

Ms. Renfroe explained the training for making sure that minors do not get alcohol. They only accept 4 kinds of IDs.

There were no further questions.

Motion: Approval of 3.2 % Beer License for Murphy Oil

	Moved	2nd	Comments
Richardson	x		
Thayer		x	
Willcox			
	AYE	NAY	
Richardson	x		
Thayer	x		
Willcox	x		

Motion: Close Public Hearing

	Moved	2nd	Comments
Richardson	x		
Thayer		x	
Willcox			
	AYE	NAY	
Richardson	x		
Thayer	x		
Willcox	x		

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G. DISCUSSION ITEMS: (See Note 2)

1. Update on Subdivision Regulations (Kyle Fenner, CDS Director)
   Ms. Fenner said this should be on all regulations. Not a specific update, but they are scheduled to meet with Baseline on August 30. This will occur at 1 PM.

   Commissioner Thayer requested that other parties be invited. He also instructed that there be some regulations that will address code enforcement.

2. Master Plan Update (Kyle Fenner, CDS Director)
   Ms. Fenner outlined all the steps that have been taken to move the project forward. The next public outreach is September 13.

   Commissioner Thayer asked if it would be on budget. The answer was yes.

3. Budget Update Rick Pettitt (Elbert County Treasurer and Chief Budget Officer)

Mr. Pettitt stated the final numbers from the Assessor have been received so the numbers will change slightly. Road and Bridge and HHS budgets are on track and narrowing down their numbers.

4. Request to Address Extending Term Limits to Allow for a 3rd Term (BOCC)

This happened during the Public Comment time.

H. ACTION ITEMS: (See Note 3)

1. Approval of August 9th, 2017 Minutes

Approval of August 9, 2017 Minutes

	Moved	2nd	Comments
Richardson		x	
Thayer	x		
Willcox			
	AYE	NAY	
Richardson	x		
Thayer	x		

Willcox	x	

2. Approval of August 10th, 2017 Minutes

Motion: Approval of August 10th, 2017 Minutes

	Moved	2nd	Comments
Richardson	x		
Thayer		x	
Willcox			
	AYE	NAY	
Richardson	x		
Thayer	x		
Willcox	x		

3. Motion: Appoint Commissioner Richardson to the CCI Legislative Committee.

	Moved	2nd	Comments
Richardson			
Thayer	x		
Willcox		x	
	AYE	NAY	
Richardson	x		
Thayer	x		
Willcox	x		

I. BOARD PLANNING

1.Agenda Items for Next Meeting

a. Resolution for Term limits on Aug 30

b. Update on Budget

c. Regulation Update

d. Update from Road and Bridge

e. Hiring Process for County Manager

2. Workshops/Study Sessions

3. Pending Hearings -

Consideration of Public Improvement District – Sun Country Meadows. Aug 30

Land Use – Independence Subdivision, Sept 5, Sept 6 and Sept 7 as necessary

J. LAND USE HEARINGS 1:00 P.M. (See Note 4)

ADJOURNMENT

Motion: Adjourn at 10:19

	Moved	2nd	Comments
Richardson	x		
Thayer		x	
Willcox			
	AYE	NAY	
Richardson	x		
Thayer	x		
Willcox	x		

RE-CONVENE AS COUNTY BOARD OF EQUALIZATION 10:51 AM

Roll Call: Commissioner Thayer – Here. Commissioner Richardson – Here, Commissioner Willcox - Here

1. **Approval of minutes**

Motion: Approval of minutes of BOE from 7/31/17 – 8/2/17 as presented

	Moved	2nd	Comments
Richardson	x		
Thayer			
Willcox	x		
	AYE	NAY	
Richardson	x		
Thayer	x		
Willcox	X		

Motion: Approval of minutes from 8/3/17

	Moved	2nd	Comments
Richardson	x		
Thayer			
Willcox		x	
	AYE	NAY	
Richardson	x		
Thayer			Abstain
Willcox	x		

Motion: Adjourn at 10:53

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	Moved	2nd	Comments
Richardson	x		
Thayer		x	
Willcox			
	AYE	NAY	
Richardson	x		
Thayer	x		
Willcox	x		

ADJOURNMENT

Study Session 1:00 PM

Discussion with Forsgren and Associates regarding the Water Supply Study

NOTES ON PUBLIC COMMENT:

Note 1: General Public Comment - *This portion of the agenda is reserved for citizens who wish to comment to the BOCC on items of county interest that are not scheduled for Discussion or Action. This time will not be used to make political speeches nor will personal attacks be tolerated. Individuals will be limited to one opportunity to speak for a period of up to three minutes during this portion of the agenda.*

Note 2: Discussion Items - *This portion of the agenda is intended to introduce items that may require future board action. It allows for shaping of final decisions, and allows for public input to ensure all aspects of the issue are fully considered before decisions are made. After each item, the chair will offer time for public comment limited to three minutes per person.*

Note 3: Action Items - *This portion of the agenda is intended for items requiring a board decision. Prior to taking action, the chair will offer time for any final public input, limited to three minutes per person, prior to a vote.*

Note 4: Land Use Hearings - *Hearings for Land Use Items will be held at 1:00pm on meeting days. If all other agenda items are completed earlier, the chair will recess until this scheduled time. If previous agenda items are not complete by 1:00pm, the land use hearings will be opened and completed before proceeding to any remaining agenda items. Land use hearings will follow the following sequence:*

- *Open Land Use Hearing*
- *Staff Presents Application and Recommendation of Planning Commission*
- *Applicant Presents*
- *Public Input on Application (three minutes per person)*
- *BOCC Questions and Discussion*
- *BOCC Decision*
- *Close Land Use Hearing*

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BOARD OF COUNTY COMMISSIONERS

ELBERT COUNTY, COLORADO

CHRIS RICHARDSON, Vice-Chair, COMMISSIONER District 1

DANNY WILLCOX, Chair, COMMISSIONER District 2

GRANT THAYER, COMMISSIONER District 3

ATTEST: Dallas Schroeder

County Clerk

ELBERT COUNTY SEAL ORG FEB 13, 1874 COLORADO

BY:

Clerk to the Board of County Commissioners