

ELBERT COUNTY, COLORADO BOARD OF COUNTY COMMISSIONERS

MINUTES

**\*\*\*Please Note Special Meeting Location\*\*\***

**Elbert County Fairgrounds, Agricultural Building, New Conference Room**

*We welcome all of our visitors today, we appreciate your participation. If you need to have personal conversations if you would please step outside, we would appreciate it. Also if you have cell phones, we would ask that you put them on silent during today's meeting.*

**CALL TO ORDER ROLL CALL:**

Robert Rowland - Here

Kelly Dore - Here

Larry D. Ross - Here

With a quorum present I call to order this meeting of the Elbert County Board of County Commissioners, convening this 15th day of June, 2016 at 9:00 a.m.

**INVOCATION:** Pastor Roger Miller, Elbert Christian Church

**PLEDGE OF ALLEGIANCE:**

**AGENDA:**

Commissioner Dore moved to add Item O to Consent Agenda, MOU Division of Environmental Health Sustainability; Item P, Approve Task Order Contract Waiver 154 and under New Business to add Item H, CCCAP Reimbursement Rates Resolution for Elbert County Department of health and Human Services and Item I, New Employee Job Posting for CDS.

Commissioner Dore moved to approve the Agenda as amended.

Commissioner Ross 2<sup>nd</sup>.

**ALL IN FAVOR**

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Dallas Schroeder Recorder, Elbert County, Co



**CONSENT AGENDA:** The consent agenda consists of matters that occur in the normal course of business between BOCC meetings. These items are summarized and available to citizens, and are approved and enacted at this time by the BOCC



in one (1) motion.

- a. Vouchers/Warrants/Mylar signing
- b. Approval of Minutes from 5/25/16
- c. Approval of CDS Vouchers
- d. Temporary Construction Easement Agreement TE-2a, Temporary Construction Easement Agreement TE-2, Non-Exclusive Permanent Easement PE-2, and Memorandum of Understanding for Holtwood Road Bridge Replacement Project
- e. GIS Digital Data License Agreement with May Resources, LLC
- f. Grant Application with the State of Colorado Department of Public Safety, Division of Homeland Security and Emergency Management, and Elbert County
- g. Application for Grant for On-Call Victim Advocate (Amount of \$6,878.00)
- h. Application for Grant for ECSO Victims Assistance Unit (Amount of \$27,000.00)
- i. Approval of Special Event Perming for Elbert Town Committee (Elbert Day)
- j. Approval of 3.2% Beer License Renewal for Walmart Store #4639
- k. Approval of Liquor License Renewal for Dotson Industries, LLC; DBA Meadows Market
- l. Ratification of Temporary Contract between CDS and Code Consultants International, Inc. for Building Inspection and Plan Review Services
- m. Approval of MOU – Title IV-E Waiver with CDHS
- n. Colorado Childcare Assistance Program Rate Structure
- o. MOU Division of Environmental Health Sustainability
- p. Approve Task Order Contract Waiver 154

Commissioner Dore moved to approve the Consent Agenda as amended.  
Commissioner Rowland 2<sup>nd</sup>  
ALL IN FAVOR

#### **CORRESPONDENCE:**

Commissioner Dore shared that she was able to attend the Commissioners Conference and was able to get some recognition with the state into the Child Welfare issues in Elbert County.

#### **AWARDS & RECOGNITION:**

**ELECTED OFFICIALS/DEPARTMENT HEADS/STAFF REPORT(S):** This is the time when any county elected official, department head or employee may use the podium to report on any matter of interest to the citizens and the BOCC. This is an open format and does not require prior approval or disclosure of the subject matter to be discussed and therefore cannot be added to the agenda at this time, but may be added at a later time for follow up or consideration by the BOCC if appropriate.

Dallas Schroeder, Elbert County Clerk and Recorder

Mr. Schroeder shared that the Primary Election was going smoothly. The department conducted an Election Procedures Evening for the Public to understand the election processes. He also pointed out that citizens must affiliate in order to get a ballot and thanked the commissioners for the use of the BOCC Hearing Room for the Election.

Sheila Kelley, CSU Extension Director

Ms. Kelley shared that planning for the fair is in full swing and things are going well. They are planning lots of activities

for the kids and hopes that people will start planning now to attend.

Brandon Linderink, Director, Office of Emergency Management

Mr. Linderink shared that the Kiowa Conservation District has struggled to maintain the levies in the district. They have received a grant for \$183,000 for repairs and believes there is a state match and the district only has to come up with 3% matching funds. He said this was of critical importance.

There was an ongoing discussion with Commissioner Rowland and Mr. Linderink over the details of the grant.

Commissioner Rowland moved to allow public comment on Item F.

No Second. Motion Died.

**PUBLIC COMMENT(s):** The public comment is a time when any citizen may bring forth items of interest or concern. During this time each individual will have three minutes to present view(s) on County matters(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. If you have comments on a regular Agenda item(s), please hold your comments until that item is up for consideration. The public comment portion of the BOCC meeting is not to be used for political or campaign purposes; comments/questions should be limited to matters of current County affairs and business. When you approach the podium please identify yourself and spell your last name and give your address.

**OLD BUSINESS:**

- a. Resolution for Fee Schedule Changes (Kyle Fenner, CDS Director) (Previously Approved)  
Commissioner Dore moved to approve the Resolution for Fee Schedule Changes.  
Commissioner Ross 2<sup>nd</sup>.

Commissioner Dore – AYE  
Commissioner Ross – AYE  
Commissioner Rowland - Recuse

- b. Resolution Amending Impact Fees Imposed Under Resolution 08-17 and Resolution 04-01 (Kyle Fenner, CDS Director) (Previously Approved)  
Commissioner Dore moved to approve the Resolution Amending Impact Fees Imposed Under Resolution 08-17 and Resolution 04-01.  
Commissioner Ross 2<sup>nd</sup>  
ALL IN FAVOR

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**NEW BUSINESS:** (Public comment may be provided for items as deemed appropriate)

- a. Presentation and Letter of Support for AERUX Broadband  
Commissioner Dore stated she has been working for two months looking for a grant to expand broadband access and this is a letter of support for the grant.

Dustins Surran of AERUX Broadband explained that the state is allowing expansion of Broadband. The state wants to see community support to warrant the Boards approval of the Grant.

Commissioner Dore moved to accept and support the Letter of Support for AERUX Broadband. Commissioner Ross 2<sup>nd</sup>.

ALL IN FAVOR

- b. Report from the Elbert County Sheriff's Office and Correct Care Solutions regarding medical services contract for Elbert County Jail

Tony Scheffelbein, Elbert County Undersheriff, presented recent legal changes that no longer allow nurses to pre-package medicines for inmates. Each deputy must now dispense medications during the weekends. This increases the County's chances of ER visits and creates an unsafe atmosphere for the deputies and the County.

Sergeant Bovinas stated that he has been in Elbert County for 33 years and the deputies are asked to do more and more. They must meet State and Federal mandates. He believes the current situation leaves the County open for a lawsuit.

The Sheriff's Office presented representatives from their current provider of health assistance to discuss adding staffing at the jail to alleviate these concerns.

There was a long discussion with all involved and ended with a desire to hear more about this issue at a Study Session.

- c. Letter regarding conveyance of streets and open space property to the town of Elizabeth as exempt from land use approval by Elbert County

Ed Ehmann, County Manager explained that this is a standard sub-division exemption done with other governmental agencies.

Commissioner Dore moved to accept and approve the Letter regarding conveyance of streets and open space property to the town of Elizabeth as exempt from land use approval by Elbert County. Commissioner Ross 2<sup>nd</sup>.

ALL IN FAVOR

- d. Contract between Elbert County and Double R Excavating, Inc. in the amount of \$2,632,608.00 for Construction of County Road 9-15

Ed Ehmann, County Manager, explained what the project entails. Bids were opened on March 10. There were 3 bids and Double R had the best bid is a company the county has used before.

Commissioner Dore moved to approve the Contract between Elbert County and Double R Excavating, Inc. in the amount of \$2,632,608.00 for Construction of County Road 9-15.

Commissioner Rowland 2<sup>nd</sup>



There was discussion and questions for Mr. Ehmann, which he answered.

ALL IN FAVOR

- e. One year extension of CWCB Rural Water Supply Study Grant (approval of Ed Ehmann signature)  
Ed Ehmann, County Manager, gave a brief history of the Water Supply Study Grant and why an extension was necessary.

Commissioner Dore moved to approve a One year extension of CWCB Rural Water Supply Study Grant.  
Commissioner Ross 2<sup>nd</sup>

Commissioner Rowland stated that the Master Plan and this study work together. The Board has selected a vendor and encouraged the Board to execute the contract.

Commissioner Ross moved to Call the Question.

Commissioner Dore 2<sup>nd</sup>

Commissioners Dore ad Ross – AYE

Commissioner Rowland – NAY

Commissioner Rowland moved to allow Public Comment on Item E.

Commissioner Dore 2<sup>nd</sup>.

ALL IN FAVOR

No Public comment.

Vote on original motion:

Commissioner Ross – AYE

Commissioner Dore – AYE

Commissioner Rowland – NAY

- f. Approval of Outside counsel for Personnel Related Matters  
Commissioner Dore moved to approve the contract for Outside Counsel for Personnel Related Matters.  
Commissioner Ross 2<sup>nd</sup>.

There was extensive discussion between all three commissioners to help understand the scope and clarify the duties of outside counsel.

Commissioners Dore and Ross – AYE

Commissioner Rowland - NAY

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- g. Transcription of the recording of the 11/18/15 BOCC meeting.

Commissioner Dore moved to authorize a full transcription of the November 18, 2015 BOCC meeting.

Commissioner Ross 2<sup>nd</sup>.

Commissioner Ross – AYE

Commissioner Rowland – NAY

Commissioner Rowland asked for comments from the Clerk to the BOCC.

Dallas Schroeder, Elbert County Clerk and Recorder, stated that he did not have the staff, time or budget to conduct a full transcription of the meeting. He suggested putting the full audio on the website instead, especially since the audio is the authorized record of the meeting.

Commissioner Dore withdrew her original motion.

Commissioner Dore moved to put the full audio of the November 18<sup>th</sup> meeting on the Website.

Commissioner Ross 2<sup>nd</sup>

ALL IN FAVOR

Commissioner Ross moved to seek cost estimates for transcribing.

Commissioner Dore 2<sup>nd</sup>.

Commissioners Ross and Dore – AYE

Commissioner Rowland – NAY

Susan Schick, 4122 Downwest Ride

Ms. Schick said she has 22 pages of transcription done and would be willing to share. She gave a website where the document was located. She is willing to help.

Jim Whistler, 36123 County Rd 17, Elizabeth

Mr. Whistler believes a transcription should be considered so everyone can see how everyone behaved.

Paula Wilderman, Silver Fir, Parker

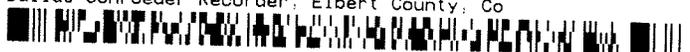
Ms. Wilderman suggested that limitations are set as to how long to get feedback if the public still want a transcription.

- h. CCCAP Reimbursement Rates Resolution for Elbert County Department of health and Human Services

Commissioner Dore moved to approve the CCCAP Reimbursement Rates Resolution.

Commissioner Ross 2<sup>nd</sup>.

ALL IN FAVOR



i. **New Employee Job Posting for CDS**

Commissioner Dore moved to approve new employee job posting for CDS.  
Commissioner Ross 2<sup>nd</sup>.

Kyle Fenner, CDS Director, summarized the need for the position and is satisfied that this represents what is needed.

ALL IN FAVOR

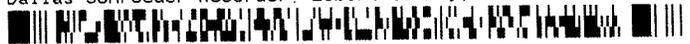
**LAND USE:**

**ATTORNEY TO THE BOCC:**

**ADJOURNMENT 11:11 AM**

**CONVENE AS ELBERT COUNTY BOARD OF EQUALIZATION -1:00 pm**

**Hearing on Petition of Brett F and Corrine W Parmenter for Abatement or Refund of Taxes on Parcel NO. 9535201011,  
Account NO. R110430**



BOARD OF COUNTY COMMISSIONERS

ELBERT COUNTY, COLORADO



Robert Rowland

ABSTAIN

Danny Willcox, Vice Chair



Larry D. Ross, Chairman

ATTEST: Dallas Schroeder

County Clerk



BY:



Clerk to the Board of County Commissioners

