

YUMA COUNTY COMMISSIONERS
March 17, 2009

Minutes¹

At 8 a.m., the Yuma County Board of Commissioners met in regular session on the 17th of March, 2009 with Chairman Trent Bushner, Commissioners Robin Wiley, and Dean Wingfield present.

Administrator Linda Briggs was present throughout the day.

The commissioners reviewed meetings that each attended within the last two weeks.

Economic Development - Grant support for the Corner Closet Clothing Store.

Pat Duran, Yuma County Economic Development Director, requested support for a grant being submitted for the Corner Closet Clothing Store being proposed in the City of Yuma. This grant request is for an outside third party to do a \$21,000 feasibility study by compiling data through a community survey. The grant request is for \$10,000 with the remainder being paid by Economic Development and Corner Closet funds. Discussion of the project took place. **Commissioner Wiley moved to draft a letter to support the USDA Grant request for the Corner Closet Clothing Store. Commissioner Wingfield seconded the motion. The motion passed unanimously.**

Duran and the commissioners discussed what progress the Yuma Children's Academy has been making in finding a location to open a day care facility in the City of Yuma.

KSIR -

The commissioners did a fifteen minute phone interview by KSIR, a regional radio station out of Brush, Colorado. Dave Henson was present and participated in the interview.

Human Services -

The commissioners conducted business with Dave Henson, Director of the Department of Health and Human Services. Also present: Hollie Hillman and Micki White.

During the Human Services discussion, April Bullard and Jerrad Sick, representing Narcotics Anonymous, discussed the proposed Building Use Agreement allowing NA to hold meetings in the Health and Human Services Building. Bullard and Sick explained the program and the need to be self supporting, so something needs to be paid toward the rent. Payment can also be provided through in-kind; through custodial services; or grounds maintenance. The Building Use Agreement will be changed, which will be reviewed by NA members prior to final approval.

Road & Bridge -

In attendance from the Road and Bridge Department were: Supervisor Mark Shaw and Administrative Assistant Ken Monk. Road and Bridge personnel updated the commissioners on road department activities.

The following were discussed:

- Shaw said he had been checking into the costs for the grant to be submitted for the chip seal projects this year. Vendors will price the emulsion cost no more that 30 days out, as the price fluctuates too much. The roads to be included in the grant were reviewed. Shaw said he would put the cost estimates for the estimated 26 miles of roads together, for consideration.

¹ These minutes prepared by Linda Briggs are summarized discussions, not verbatim.

- Shaw brought to the board's attention that the Laird Ditch has also served as drainage for the Laird Community when it rained. Following discussion of how the water flows through the community, it was decided that the road department would look at where the water could leave the ditch at the east of the community, without causing a problem.
- The county has been contacted about using a county truck when the rock is removed from the HHS roof. The rock could be used to benefit the Road and Bridge department.
- Shaw said there are 15 to 20 pieces of equipment no longer needed and could be sold by the department. The commissioners requested a list of the equipment being considered for disposal.
- Property owners that farm too close the road ditch have caused the road bed to deteriorate and the road is also used to turn tractors around. Discussion pursued. The commissioners requested that the farmer be contacted on a case by case basis, rather than approving a policy to address the road problem. The commissioners supported placing the notice in the papers again.
- The Yuma County Weed and Pest District will be spraying the road ditches in the south 1/3 of the county this year.
- Shaw informed the board of the three new employees hired and what position they would hold within the department.

Commissioner Wingfield moved to approve the Underground and Utility Permits for the following:

- **Rosewood Resources, Inc. submitted the following road crossing requests:**
 1. To install a 2" poly water line diagonally across CR L & CR 41.
 2. To install a 2" poly water and gas line across CR 0 (zero), west of KC CR 52. (3 ½ miles west of Hwy 385.)

Commissioner Wiley seconded the motion, which passed unanimously.

Treasurer's Report -

Dee Ann Stults presented the Treasurer's Report for the month of February 2009. There were \$1,518,675.42 in current taxes collected and \$43,343.36 in fees collected.

Other items discussed:

- Stults said that the special assessment fee placed on the irrigated land by the Republican River Water Conservation District is to be included with the property tax. If it is not included with the payment, the check is returned to the property owner requesting that the full amount be paid.
- She has had no further action on the liquor store that was distrained, because the taxes on the personal property had not been paid. August 11th is the deadline for advertising the property for sale for non-payment of taxes.
- Stults gave an update on the foreclosures being processed.

Sheriff Sam McCoy -

Also present: Dee Ann Stults

Sheriff Sam McCoy and Kate George discussed a proposed courthouse security resolution. Judge Penny has stated he wants all knives removed from anyone in the courtrooms. Discussion centered on where the security system should be located. If located in the south lobby, everyone doing business in any of the offices would not be allowed to bring in a pocket knife. Only the south entrance door would be open for public access. All other doors would be locked. Stults said the tax sales she handles are located at the west entrance. It would be difficult to hold the sale at that location if that door were locked. Following the discussion, it was decided to take the security walk through system up by the courtroom, even though space is limited.

Sam informed the commissioners of a Statewide Court Security Conference in Montrose on June 11th & 12th. Judge Penny has recommended that everyone on Yuma County's Security Team attend the conference. Sam said he would be attending.

McCoy said a CPR Class will be offered through his department. He asked if the county would pick up the \$8.00 fee for any county employee wanting to take the class offered on a Saturday. The commissioners confirmed they would pick up the fee for those employees. This will be paid from the recreation fund.

Cedardale Health Care Centre -

Cindy Tapphorn and Kathy Wood informed the commissioners that they were going to pursue every option possible to keep Cedardale open. Should the facility close, there are not enough available rooms in other Yuma County health care homes. Just the thought of moving is stressful to the residents. Discussion centered on how the facility got into the current situation. Medicaid / Medicare residents were not always able to be admitted, due to certification requirements. That problem has been resolved, but was not in time to assist the financial situation. Other rest homes have been contacted about taking this facility over. The Wray Hospital has been approached about having health entities under one umbrella. Tapphorn said she would be doing everything possible to keep the facility from closing and to keep control within the community. The commissioners voiced support for their efforts.

Calls:

Greg Etl was called to clarify that the rock and trucking costs could be considered as in-kind, for the road chip seal application due April 1st.

Yuma Ethanol -

Dave Kramer, President and General Manager of Yuma Ethanol, LLC, discussed the company's employee data in order for the company to receive the tax incentive reimbursement as agreed in Resolution 06-15-2006 B, which approves an Economic Development Incentive for Yuma Ethanol, LLC under specific employment and capital expenditure requirements. The commissioners said they reviewed the information to make sure it complied with the incentive policy. The commissioners agreed that Yuma Ethanol would receive the maximum amount allowed, which is one-half of the taxes. Kramer said the taxes would be paid by the deadline requirement of April 30th. Following payment of the total tax amount, Yuma County would reimburse back to Yuma Ethanol ½ of the taxes paid. A resolution will be drafted, which will state the data was accepted and how the reimbursement would be made. This employee assessment will need to be done each year in order to receive the tax refund. Other discussion centered on the Yuma Ethanol plant operations.

Honeywell Building Solutions -

Brad Stevens and Gary Bergard, from Honeywell Building Solutions, reviewed the contract and attachments required by the Governor's Energy Office for Honeywell to do the Energy Performance Contracting Services relating to the New Energy Communities Grant which Yuma County and the City of Wray received last fall. Following the discussion, **Commissioner Wiley moved to sign the Contract for Technical Energy Audit and Project Proposal with Honeywell Building Solutions, in a sum not to exceed \$7,357, contingent on review of Attorney Rob Dee. Commissioner Wingfield seconded the motion. The motion passed unanimously.**

The energy audit was awarded to Honeywell on February 27, 2009.

Kenny Mitchell –

Also present: Mark Shaw

Fair Grounds Manager Kenny Mitchell said he has received a quote of \$21,000 for concrete to improve drainage around the open beef barn. Discussion centered on the need to remove dirt in order to make the water drain to the south east of the fair grounds. Mitchell recommended removing the add-on construction hooked to the south side of the east bleachers. It was agreed to remove that structure. Shaw said the county would assist in relocation of the dirt where needed. The commissioners confirmed that the drainage needs to be improved and to proceed with the project. Other discussion centered on who was to be handling grounds maintenance and trash removal during the fair.

Administrator's Report -

Administrator Linda Briggs reviewed calls, correspondence, and presented the following for action:

Commissioner Wingfield moved to approve the minutes of February 27, 2009, with correction of the dates when Old Threshers is held. Commissioner Wiley seconded the motion, which passed unanimously.

Chairman Trent Bushner signed the Veterans Report for February, 2009.

Commissioner Wiley moved to approve resolution 03-17-2009 A, which authorizes opening a checking account at the First Pioneer National Bank to be used as an Accounts Payable and Payroll clearing account. Commissioner Wingfield seconded the motion. The motion passed unanimously. By opening this account, Yuma County will start using checks. County warrants will no longer be submitted to the Yuma County Treasurer for payment.

Commissioner Wingfield moved to donate to the four area high school proms, 8 tickets to "Jack Ingram". Each night show ticket to "Jack Ingram" may be exchanged for 2 rodeo tickets. Commissioner Wiley seconded the motion. The motion passed unanimously.

Commissioner Wiley moved to reimburse Shelly Ritchey \$296.05, as documentation has been provided that the yearly deductible amount to both CEBT/PacifiCare and to County Health Pool/Anthem Blue Cross has been paid for her. Commissioner Wingfield seconded the motion. The motion passed by unanimous vote.²

Commissioner Wingfield moved to advertise for bid, the 0.17 acres located on South Hill to the West of Hwy 385, with the county's right to refuse any and all bids. Commissioner Wiley seconded the motion. The motion passed unanimously.

Certification of Accounts Payable for March 17, 2009, systems/warrants #41958 through #42083 and systems/warrants #5115 through #5121 totaling the sum of \$257,123.95 were approved and signed by Chairman Trent Bushner.

The day ended by the commissioners doing a walk-through of the county house located at 311 Birch Street in Wray.

There being no further business, the meeting was adjourned at 5:45 p.m.

The next meeting of the board will be March 31 and April 16, 2009.

Trent Bushner, Chairman

Linda Briggs, Administrator

ATTEST: _____
Beverly Wenger, County Clerk

² See related motion in April 30, 2008 minutes.