

YUMA COUNTY COMMISSIONERS

July 16, 2009

Minutes¹

At 8 a.m., the Yuma County Board of Commissioners met in regular session on the 16th of July, 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.

Health and Human Services -

The commissioners conducted business with Dave Henson, Director of the Department of Health and Human Services. Also present: Jerri Spears, Health and Human Services Field Administrator.

Road & Bridge -

In attendance from the Road and Bridge Department were: Supervisor Mark Shaw, Truck/Mining Foreman Howard McGinnis, and Administrative Assistant Ken Monk. Road and Bridge personnel updated the commissioners on road department activities.

In addition to operations the following were discussed:

- The chip seal on Road 35 is complete. Shaw said he would like to put on another chip-seal if the grant is approved.
- A request to chip seal the parking lot at the Liberty School was discussed. The commissioners said if the grant is received they could consider doing the lot with these stipulations: 1) the Liberty School District would pay for the cost of the oil with Yuma County providing the labor. 2) It would need to be worked into the county's schedule, which means it may be after the start of the school year.
- Briggs showed the request, which will be taken through the "Yuma County Land Use" process, to close County Road LL between County Road 30 and 29, along with photos of trash that had been dumped along Road LL. If the county right-of-way is retained for county use, the commissioners felt closing the road was warranted.
- Shaw reviewed the equipment recently purchased and listed equipment he felt was no longer needed. A partial listing includes pickups, road conditioner, two semi tractors, dump truck that does not run, water tanker and wood chopper. He was asked to put a complete list together of the items he wants to advertise for sell.
- A county employee may be needed to run county equipment during fair week.
- McGinnis said a state inspector was on site to look at the fueling facilities of the county. The inspector did not give any written violations, but there are several smaller issues that need to be done. The major things were for an operations/safety plan, training, and increase the capacity of the bunkers. The Yuma site needs to be updated with an emergency shutoff and phone installed for emergency purposes. The department will respond as the items get completed, with photos of the improvements sent to the inspector.

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

- **The CenturyTel Company submitted the following road crossing request:**
 1. To install a telephone line 2322' along CR 38 at vicinity between Hwy 34 & CR D.
- **The Petroleum Development Corporation submitted the following road crossing request:**
 1. To install an electric line across CR 15 at 1340' west of the SE corner of Sec 17, T3S, R42W.
(This request was previously submitted and approved on 2/17/09.)
- **The WAPITI Energy Services, LLC submitted the following road crossing requests:**
 1. To install a 6" poly gas line across CR 21.5, just west of the Sec 18 line, T2S, R46W.
 2. To install a 6" poly water line across CR 21.5, just west of the Sec 18 line, T2S, R46W.

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

Commissioner Wingfield seconded the motion, which passed unanimously.

Commissioner Wiley moved to sign the Lease Agreement between Witherbee Ranch, LLC and Yuma County for the purpose of acquiring a mining permit in N1/2 NE1/4 of Section 25, T5N, R43W.

Commissioner Wingfield seconded the motion, which passed unanimously.

Mark Shaw requested executive session to discuss personnel. **Commissioner Wiley moved to enter executive session as outlined in CRS 24-6-402 (4)(f) for personnel matters. Commissioner Bushner seconded the motion.** At 10:30 a.m., Commissioners Wingfield, Wiley, and Bushner with Mark Shaw, Howard McGinnis, Ken Monk, and Linda Briggs entered into executive session. Through a duly made motion executive session ended at 10:37 a.m.

Northeastern Colorado Bookmobile -

Rhonda Gronewold and Roberta Helling requested support for construction of a building for the bookmobile. Currently they are leasing from the City of Wray. The city has donated land and services for construction of a new building out near the golf course. Discussion centered for the need of support from the counties that financially contribute to the bookmobile. There was discussion of the agencies to which grants could be requested. They have a preliminary sketch of the building, but have asked a local contractor for an estimate of the construction cost. The commissioners said they would be the fiscal agent and provide a letter of support.

Assessor Cindy Taylor -

Cindy Taylor presented and reviewed the personal property listing. A comparison of the 2008 and 2009 assessed valuation was presented. The 2009 valuation totals \$419,795,390, an increase of \$92,892,000 over the 2008 assessed value. Majority of the increase came from the Oil & Gas in the amount of \$74,274,400. Production numbers of the oil and gas industry came from the sale of gas from January through December of 2008, a higher rate than they are currently receiving.

Clerk Beverly Wenger -

Clerk Beverly Wenger informed the commissioners that the State will be giving four furlough days before the end of the year. The county will not be able to issue drivers licenses, as there will not be any state resources available. The Tuesday following Labor Day, will be the first furlough day.

Wenger said the grant received for refinishing the Election Center is approximately \$6,000 short of the quote. The commissioners said a bidding process should take place on the project.

Liquor License -

The Liquor License application for Ballyneal had been approved by the Commissioners on July 8, 2009, by contacting each one individually.

Treasurer's Report -

Dee Ann Stults presented the Treasurer's Report for the month of June, 2009. There were \$3,008,774.46 in current taxes collected, and \$56,924.84 in fees collected. As of the end of June, 96% of the taxes have been received.

The semi-annual statement will be sent to the papers. The commissioners confirmed that the delinquent list should be placed in the Yuma Pioneer and the Wray Gazette. She will make the print as small as possible to save on the advertising fee.

Stults requested to add the Point & Pay program, which a lot of counties are going to. It will allow a tax payer to pay taxes at the counter by credit card. The tax payer will be charged a convenience fee, which is assessed by the company. This could be used for the public to pay for maps, permits, and make other payments.

The commissioners did not object to the request as long as the company purges the information after every transaction. Stults will check into their policy.

Stults said she is on the State Elected Official Salary Committee and asked if the commissioners had any comments for her to carry to the committee.

Stults had checked with the Treasurer's Association of how the Public Trustee payment should be processed. He said a W2 was not correct and a 1099 was not correct. The earnings should be added on the tax return as additional income. Stults will continue with the process of payment as has been done for years. She pays all of the salary amounts directly from her account, but she was not to receive a 1099 at the end of the year.

Briggs requested a written document stating the 1099 was not to be issued.

Later in the day the Commissioners requested a 1099 be issued unless directed by the Yuma County Auditor not to do so.

Administrator's Report -

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

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

Commissioner Wiley moved to sign the "Request for Extension of Time to File Audit" to the State of Colorado for Yuma County. Commissioner Wingfield seconded the motion. The motion passed unanimously.

Commissioner Wingfield moved to adopt Resolution #07-16-2009 A approving the Northeast Colorado Regional Debris Management Plan with the stipulation that the Board of County Commissioners must approve implementation on a case-by-case basis. Commissioner Wiley seconded the motion. The motion passed unanimously. (Resolution attached)

Certification of Accounts Payable for July 16, 2009, checks #42837 through #42985 and checks #5305 through #5315, totaling the sum of \$489,910.77, were approved and signed by Chairman Trent Bushner.

There being no further business, the meeting was adjourned at 4:15 p.m.

The next meeting of the board will be July 31 and August 14, 2009.

Trent Bushner, Chairman

Linda Briggs, Administrator

ATTEST: _____
Beverly Wenger, County Clerk