

**YUMA COUNTY COMMISSIONERS**  
**November 14, 2008**

**Minutes<sup>1</sup>**

At 8 a.m., the Yuma County Board of Commissioners met in regular session on the 14th of November 2008 with Chairman Dean Wingfield, Commissioners Robin Wiley, and Trent Bushner present.

Administrator Linda Briggs was present throughout the day.

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

Social Services -

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

Road & Bridge -

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

Also present: John Snider / Colorado Machinery; Rick May / Wagner Equipment; Jim Koeltfia and Andy Remmo / Power Equipment Co.

Chairman Wingfield reviewed the quotes received from the three companies for two new road graders. There was discussion and comments from the company representatives on the graders options, service, fuel usage, and delivery time. The commissioners said they would make a decision after a more detailed comparison and cost evaluation.

The following were discussed

- The commissioners confirmed they would like to clean up any overtime at the end of 2008.
- The paving on County Road 35 was finished on Saturday, November 8. Those employees working on the road, worked on Saturday, but took off Monday.  
The Crack seal project on Vernon and Lone Star highways will start the 17<sup>th</sup>. Laborers from the Sterling prison are lined up to do the crack seal work. The county will flag. If the weather allows, other paved roads will have the cracks sealed. The Vernon and Lone Star highways should be chip sealed in 2009.
- McGinnis gave an update on the gravel pit permits. The permit on the Deterding property has been sent to the State.
- Stults said it looked as though neighbors have been encroaching onto the Idalia Shop property. The survey markers will be located and clearly marked. They will also talk to the neighbors.
- Stults recommended removing the deteriorating asphalt in the alley north of the Health and Human Services building and replacing with base material and gravel. The commissioners supported this change.
- Contractors making improvements to the Idalia Sewer Pond have been getting water from the County. Stults said the county tanks and water line is not covered and can freeze if the tanks and lines are not drained every night. Stults asked if the company should pay a deposit to cover any expense for acquiring water from this location. Discussion pursued. The commissioner supported a deposit from \$1,000 to \$2,000 to cover possible damages.

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

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<sup>1</sup> These minutes prepared by Linda Briggs are summarized discussions, not verbatim.

- **Rosewood Resources, Inc. submitted the following road crossing requests:**
  1. To install a 2" gas line across CR RR at approx. 300' north of the south line of Section 16.
  2. To install a #2 electric line across CR 13 at approx. ½ mile west of CR RR.

**Commissioner Bushner seconded the motion, which passed unanimously.**

Later in the day the commissioners placed a call to Weld County inquiring about their view of the graders purchased from different vendors. Discussion centered on the model preference relating to the operation, maintenance, and the value of the used graders in the future when the county would be replacing the units. **Commissioner Wiley moved to order two Cats from Wagner at a cost of \$224,423 which includes all options on the list. Commissioner Bushner seconded the motion. The motion passed by unanimous vote.**

George K. Baum & Company -

Don Diones and Joshua Magden, from George K. Baum & Company are providing the underwriting and marketing the tax-exempt municipal securities approved by the voters on November 4<sup>th</sup>. The Commissioners were congratulated on getting the bond question passed for Yuma County in order to purchase the water rights. This was one of the few approved by the electorate.

Diones said they came today to give an overview of the bond market and procedures of selling bonds. They will look at getting a credit rating for the Public Improvement District. A higher bond rating will give a better interest rate. Bond insurance will be considered, but will depend on what it will cost. They will be looking at packaging the bonds with the least interest rate to the tax payer. They are in the process of gathering information from county offices for the purpose of drafting the Preliminary Official Statement ("POS") for the Yuma County Water Authority Public Improvement District. The POS will be used by George K. Baum & Co. to market the bonds to the initial purchasers. They would like to have the bond rating by the first week of December so marketing the bonds could take place the week of December 8<sup>th</sup> or 15<sup>th</sup>. Diones said they have talked to local bankers and individuals in the community and there seems to be a lot of interest within the county for purchase of the bonds. All agreed that first choice of the bonds should be to the residents of Yuma County. Notices will be placed in the papers. The remainder of the discussion centered on when the tax revenue collection would start and how the payments would be made. It was recommended that the county collect a little more each than what is needed to make the bond payments. This would establish a reserve amount, should something unexpected happen.

**Following the discussion, Commissioner Wiley moved to approve Resolution No. 11-14-08 A, a Resolution declaring The Yuma County Water Authority Public Improvement District organized. Commissioner Bushner seconded the motion. The motion passed by unanimous vote. (Resolution attached.)**

Colorado Department of Transportation –

Wes Templeton and Jerry Buchanan, CDOT representatives from the Brush office, informed the commissioners that due to budget constraints, this winters maintenance will not be the same as in the past. The winter policy will be according to the classification of the highway. They will first maintain class A and B highways which include Hwy 385, Hwy 34, and Hwy 59. Hwy 36 will be plowed from 5 a.m. to 7 p.m. They will be allowing some snow accumulation prior to pulling out the snowplows. They will work with the schools and all emergency services as needed. Templeton said every year their budgets get smaller.

Whitey Seward –

Whitey Seward informed the commissioners on how he called the Federal Veterans Office to get assistance in making a medical appointment. Ralph Spellman got the paperwork started, but 13 months later Seward made the appointment after contacting the Federal office. Seward said Spellman should be replaced as Yuma County's Veterans Officer. Discussion centered on the position and appointment structure. The commissioners

said until now there have not been any complaints, but they would check into the situation.

Sheriff Sam McCoy –

Sheriff Sam McCoy requested that the purchase of two vehicles be included in the 2009 budget for use in the Sheriff's department. The two new 2009 chargers are in and are in the process of getting the lights and striping packages. One of the cars being replaced will remain in service for use as a spare vehicle. The other car can be liquidated. The City of Wray has indicated interest in purchasing one or two cars when the county is ready to sell one. McCoy will contact Stan Holmes at the City of Wray.

Treasurer's Report -

Administrator Briggs presented the Treasurer's Report on behalf of Treasurer Dee Ann Stults for the month of October 2008. There were \$26,460.58 in current taxes collected and \$5,121.71 in fees collected.

Administrator's Report -

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

**Commissioner Bushner moved to approve the minutes of October 31, 2008. Commissioner Wiley seconded the motion, which passed unanimously.**

**Commissioner Wiley moved to approve the first amendment to the Purchase Sale Agreement between Yuma County and individuals and entities selling water rights in the North Fork of the Republican River drainage basin. Commissioner Bushner seconded the motion. The motion passed unanimously.**

**Chairman Dean Wingfield signed the Veterans Report for October 2008.**

**Commissioner Bushner moved to submit a grant due December 1, 2008 to the Energy and Mineral Impact Assistance Program requesting \$200,000 to assist with the cost of purchasing 2 road graders with an expected cost of \$225,000 each. Commissioner Wiley seconded the motion. The motion passed unanimously.**

**Commissioner Wiley moved to give all Yuma County employees a holiday certificate in the amount of \$40.00 to be used at the food stores in Yuma County. Commissioner Bushner seconded the motion. The motion passed unanimously.**

**Commissioner Bushner moved to approve Yuma County Permit Ordinance 1982-1 for the following:**

- 1 Coleman Oil & Gas, Inc. wells:**  
Moellenberg 33-41                      Wingfield 25-32
- 2 Petroleum Development Corporation wells:**  
Robert & Joann Klie 23C-34
- 3 Rosetta Resources Operating, LP wells:**  
Kiser 3-3
- 4 Vista Operating, Inc. wells:**  
Roth 31-17

**Commissioner Wiley seconded the motion. The motion passed by unanimous vote.**

Certification of Accounts Payable for November 14, 2008, warrants #40965 through #41060 and warrants #4986 through #4993 totaling the sum of \$244,333.85 were approved and signed by Chairman Dean Wingfield.

There being no further business, the meeting was adjourned at 5:30 p.m.

The next meeting of the board will be November 26 and December 15, 2008.

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Dean Wingfield, Chairman

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Linda Briggs, Administrator

ATTEST: \_\_\_\_\_  
Beverly Wenger, County Clerk