

COMMISSIONERS PROCEEDINGS 1

BOARD OF COUNTY COMMISSIONERS

Minutes of Meeting

March 5, 2019

The Board of Morgan County Commissioners met Tuesday, March 5, 2019 at 9:00 a.m. with Chairman Pro Tem Mark Arndt and Commissioner Jon Becker in attendance with Commissioner James Zwetzig being absent. Chairman Pro Tem Mark Arndt asked Morgan County Information Systems Manager Karol Kopetzky to lead the meeting in the Pledge of Allegiance.

CITIZEN'S COMMENT

There was no citizen comment provided.

ADOPTION OF THE AGENDA

Commissioner Becker made a motion to adopt the agenda as presented with Chairman Pro Tem Arndt seconding the motion. Motion carried 2-0.

CONSENT AGENDA

Ratify the Board of County Commissioners approval of meeting minutes dated February 12, 2019
Ratify the Board of County Commissioners approval of meeting minutes dated February 19, 2019
Ratify the Board of County Commissioners approval of meeting minutes dated February 26, 2019
Ratify the Board of County Commissioners approval of Contract 2019 CNT 030, Steel City Forensic & Behavioral Health, Evaluation Services Term of Contract till Scope of Services Completed
Ratify the Board of County Commissioners approval of Contract 2019 CNT 031, D & J Electric Inc., Annual Electrical On Call, Term of Contract February 13, 2019 through February 12, 2020
Ratify the Board of County Commissioners approval of Contract 2019 CNT 032, Quad County Plumbing and Heating, Annual HVAC on Call, Term of Contract April 1, 2019 through March 31, 2020
Ratify the Board of County Commissioners approval of Contract 2019 CNT 033, Bearcom, Annual Master Agreement-Emergency Lighting, Term of Contract January 1, 2019 through December 31, 2019
Ratify the Board of County Commissioners approval of Contract 2019 CNT 034, Wagner Equipment, Annual Master Agreement for Service and Repairs, Term of Contract January 1, 2019 through December 31, 2019
Ratify the Board of County Commissioners approval on Stormwater Inspection report dated February 22, 2019
Ratify the Board of County Commissioners letter of support for funding the Upper Platte And Beaver Canal Company diversion structure replacement project dated February 27, 2019

Commissioner Becker made a motion to approve items 1-10 as presented, Chairman Pro Tem Arndt seconded the motion and motion carried 2-0.

GENERAL BUSINESS AND ADMINISTRATIVE ITEMS

There was no general business or administrative items.

UNFINISHED BUSINESS

There was no unfinished business.

LIQUOR LICENSES

At this time, the Board of County Commissioners convened as the Morgan County Liquor License Authority in the matters of:

Liquor License or 3.2 Beer License Renewal Application – 3.2 Beer On/Off Premises (County)

Licensee: Schiel, Roger P. – Hamlin, John H. dba The Last Stand

Operating Manager: Roger Schiel

Chairman Pro Tem Arndt opened the matter for public comment at which time no comment followed.

Morgan County Clerk Chief Deputy Clerk, Randee Aleman presented to the Board a Liquor License Renewal Application submitted by Roger P. Schiel and John H. Hamlin, dba The Last Stand for a Fermented Malt Beverage On/Off Premises (County). Ms. Aleman stated that she has received the necessary documents and all fees have been submitted. Ms. Aleman stated that with Senate Bill 19-028 passing allowing businesses to keep their on/off premises licenses. The Last Stand is located in a rural area with town population of less than 7,500 people. Ms. Aleman stated she has had no issues with this licensee and then asked the Morgan County Sheriff's Department to report at which time Sheriff Martin indicated he had nothing to report. Ms. Aleman then asked the Board for approval of this license renewal.

Commissioner Becker asked if the current liquor license will move across and if they to be able still serve the to go six packs and serve in the bar as well, with Ms. Aleman stating that was correct.

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At this time, Chairman Pro Tem Arndt moved into discussion and decision.

A motion was made by Commissioner Becker to approve the liquor license renewal for Roger P. Schiel and John H. Hamlin, dba The Last Stand for a Fermented Malt Beverage On/Off Premises (County), and authorized the Chair to sign noting the fees are attached. Chairman Pro Tem Arndt seconded the motion. Chairman Pro Tem Arndt thanked Commissioner Becker for helping Mr. Schiel through this process. At this time the motion passed 2-0.

Liquor License or 3.2 Beer License Renewal Application – Liquor Store (County)

Licensee: Eby, Stephan E. and Eby, Betty J dba East Platte Avenue Liquors

Operating Manager: Stephen Eby

Morgan County Clerk Chief Deputy Clerk, Randee Aleman presented to the Board a Liquor License Renewal Application submitted by Stephen E. Eby and Betty J. Eby, dba East Platte Avenue Liquors for a Liquor Store (County) along with a tasting application. Ms. Aleman stated that she has received the necessary documents and all fees have been submitted. Ms. Aleman stated she has had no issues with this licensee and then asked the Morgan County Sheriff's Department to report at which time. Sheriff Martin indicated he had nothing to report. Ms. Aleman then asked the Board for approval of this license renewal.

Chairman Pro Tem Arndt opened the matter for public comment at which time no comment followed.

At this time, Chairman Pro Tem Arndt moved into discussion and decision.

A motion was made by Commissioner Becker to approve the liquor license renewal for Stephen E. Eby and Betty J. Eby, dba East Platte Avenue Liquors for a Liquor Store (County), and authorized the Chair to sign noting the fees are attached. Chairman Pro Tem Arndt seconded the motion and motion carried 2-0.

Liquor License or 3.2 Beer License Renewal Application – Hotel & Restaurant/Optional (County)

Licensee: City of Fort Morgan, A Municipal Corporation dba Quail Dunes Golf Course

Operating Manager: Ty Hamer

Chairman Pro Tem Arndt opened the matter for public comment at which time no comment followed.

Morgan County Clerk Chief Deputy Clerk, Randee Aleman presented to the Board a Liquor License Renewal Application submitted by City of Fort Morgan, A Municipal Corporation dba Quail Dunes Golf Course, operating manager is Ty Hamer for a Hotel & Restaurant/Optional (County). Ms. Aleman stated that she has received the necessary documents and all fees have been submitted. Ms. Aleman stated she has had no issues with this licensee and then asked the Morgan County Sheriff's Department to report at which time. Sheriff Martin indicated he had nothing to report. Ms. Aleman then asked the Board for approval of this license renewal.

Fort Morgan City Clerk John Brennan stated that they are present today to answer any questions the board may have.

At this time, Chairman Pro Tem Arndt moved into discussion and decision.

A motion was made by Commissioner Becker to approve the liquor license renewal for City of Fort Morgan, A Municipal Corporation dba Quail Dunes Golf Course, operating manager is Ty Hamer for a Hotel & Restaurant/Optional (County) and authorized the Chair to sign noting the fees are attached. Chairman Pro Tem Arndt seconded the motion and motion carried 2-0.

COUNTY OFFICIAL AND DEPARTMENT HEAD REPORTS

Commissioners reviewed the calendar dated March 1, 2019 through March 12, 2019 with changes.

Commissioner Becker stated that he has been getting numerous calls on the Red Flag or Extreme Risk Protection Order Bill, House Bill 1177. He explained that the Commissioners have not spoken on this, there was to be a Second Amendment Group to speak to the Board today however they are not here. He explained that he has reservations when counties start passing resolutions to say that they will follow the Constitution, when all elected officials take an oath stating they will uphold the federal and state constitutions. He stated he is disappointed in the State Legislature regarding the bill which is being presented is way different than what was proposed last year. Commissioner Becker stated that the current version of the bill violates numerous Constitutional laws that citizens are protected under. He stated that if the State of Colorado is worried about mental health they should use the billion dollar surplus they have and start putting it towards addressing of mental health issues.

Sheriff Martin stated he voted against this bill through the County Sheriffs of Colorado Association to not support it as a County Sheriff. He stated that the Colorado County Sheriff's Organization is split fifty-fifty so they are taking a neutral stance on the bill. He agrees with Commissioner Becker that this bill is a violation of citizens' rights. He stated that if this bill passes it will not only put a burden on the Sheriffs office but also local law enforcement offices as well.

Chairman Pro Tem Arndt stated he agreed with Commissioner Becker that they have taken their oath and swear to uphold the Constitution and this is clearly a violation of that and hopes that the State of Colorado and the Attorney General challenges this bill.

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Being no further business the meeting was then adjourned at 9:16 a.m.

Respectfully Submitted,

Randee Aleman
Deputy Clerk to the Board

(Minutes ratified March 12, 2019)

**THE BOARD OF COUNTY COMMISSIONERS
MORGAN COUNTY, COLORADO**

s/Mark A. Arndt
Mark A. Arndt, Chairman Pro Tem

s/ Jon J. Becker
Jon J. Becker, Commissioner

(SEAL)

ATTEST:

s/ Susan L. Bailey
Susan L. Bailey