

September 8, 2015

At a regular meeting of the Board of County Commissioners, Washington County Colorado, held at the Courthouse in Akron, Colorado on Tuesday the 8th day of September 2015, there were present:

Terry Hart, Chairman	present
David Foy, commissioner	present
Lea Ann Laybourn, commissioner	present
Garland Wahl, clerk of the board	present
Peter 'Larry' Vana, county attorney	present

Invocation was given by Pastor Dan Hays, Peace Lutheran Church.

The Pledge of Allegiance was recited by those present.

It was moved by Commissioner Laybourn and duly seconded by Commissioner Foy to approve the **Agenda with addition**. On roll call vote, all votes being yes, the motion passed.

It was moved by Commissioner Foy and duly seconded by Commissioner Foy to approve the **Schedule of Bills for the County** from the General, Road and Bridge, Conservation Trust, Health Care, TV Translator, Landfill, and Justice Center, payables for September 8, 2015 with a value of \$339,504.36. On roll call vote, all votes being yes, the motion passed.

It was moved by Commissioner Laybourn and duly seconded by Commissioner Foy to approve the **Schedule of Bills for the Nursing Home** for September 8, 2015 with a value of \$8176.13. On roll call vote, all votes being yes, the motion passed.

It was moved by Commissioner Foy and duly seconded by Commissioner Laybourn to approve the **Schedule of Bills for Pioneer Haven** for September 8, 2015 with a value of \$3312.33. On roll call vote, all votes being yes, the motion passed.

It was moved by Commissioner Foy and duly seconded by Commissioner Laybourn to approve the **minutes of August 18, 2015**. On roll call vote, all votes being yes, the motion passed.

It was moved by Commissioner Foy and duly seconded by Commissioner Laybourn to approve the **minutes of August 25, 2015**. On roll call vote, all votes being yes, the motion passed.

Larry Vana, County Attorney Report:

- I reviewed the Addendum to the PointClickCare General Ledger: Accounts Payable Software contract and everything is in order. According to the County Administrator, Chris Packer the new software could pull the past history out of the current vendor's (SAGE) software.

It was moved by Commissioner Foy and duly seconded by Commissioner Laybourn to reaffirm that Rhea has the discretion to make the decision to move to the **PointClickCare General Ledger: Accounts Payable software** for the Nursing Home. On roll call vote, all votes being yes, the motion passed.

County Attorney continued:

- I reviewed the Mutual Aid Agreement proposed by Tony Wells that allows the Hillrose/Snyder Ambulance and Logan County Ambulance to respond first in an emergency to the northwest corner of Washington County (Messex Area). The ambulance calls go first to Logan county then Morgan County then Washington County. The first responder would be the Sheriff.

It was moved by Commissioner Laybourn and duly seconded by Commissioner Foy to authorize the **Ambulance** Director to sign the **Mutual Aid Agreement** that allows the Hillrose/Snyder Ambulance and Logan County Ambulance to respond first in an emergency to the northwest corner of Washington County (Messex Area).

Chris Packer, **County Administrative Report:**

- Agreement with Mike (McCaleb) – there is a question about the date in the agreement - Mike will bring it back. (Grant Agreement by and between the State of Colorado – Department of Public Safety – Division of Homeland Security and Emergency Management and Washington County)
- What direction are we going with the Salary Bill and does the attorney need to be involved. The county attorney, Larry Vana, will write a Resolution.
- Does anything need to be done for the Friday meeting? Commissioner Foy said there needs to be a projector there. Packer said Tony Wells and Dennis Kaan both have projectors. Commissioner Hart said he would have the coffee, donuts, ice, etc. there. Packer asked if Jim McCracken was helping to set up. Commissioner Hart said yes.
- Packer stated the 2013 flood statement has been sent in the amount of \$155,138.80. This is only half of the amount. The State is having a hard time coming up with the money.
- When I took the check downstairs the Treasurer said she had \$6000 in aviation fuel sales tax in last three years. Packer would like to discuss the fuel tax at the Friday meeting. Commissioner Foy asked if the sales tax was collected county wide on fuel. Ours is in Town but we get county tax. Foy asked if crop duster planes land at the Eastern Region Airport does he pay tax on fuel. Packer replied that whoever the vendor is probably is paying the sales tax. Packer said the Treasurer doesn't know how she searched. Commissioner Laybourn asked, what are we supposed to do with that money. Packer said it has to be spent on aviation related purposes. Collecting and not using as such may be in violation of statute. We should discuss a remediation plan. We could be penalized for diverting revenues. As a local government we need to submit a plan on how to mediate what we are doing. The fuel tax became effective in 1987. Packer stated that we need proposal about how we remit to municipalities. Commissioner Foy stated the resolution that establishes our sales tax tells what we are using that sales tax for.
- Packer asked if the commissioners want to discuss employee early retirement today.

Val Foutz, **Zoning Official** presentation:

It was moved by Commissioner Laybourn and duly seconded by Commissioner Foy to approve the **Building Permit (BP15-14)** for Marty and Jennie Poos to set a home on S1/2-5-5N-54. On roll call vote, all votes being yes, the motion passed.

Foutz said she had an inquiry about moving a Dairy into the County. The county attorney, Larry Vana suggested doing a pre-meeting.

Jim Evans inquired about changing his job from part time to full time. Commissioner Foy said there could be areas they could use his help such as Road and Bridge reports and time sheets. Evans said he could learn how to use PUB WORKS GPS. Evans could work on vehicle inventory for insurance purposes and work on the phones. Everyone will give it some thought and meet again to discuss it. Evans said he is averaging 21 hours a week right now.

Mike McCaleb, **Emergency Manager** talked to Darrell Groth who stated he wanted to talk to the Army Corp of Engineers. He said the culverts under the railroad track have been bent by the railroad and wouldn't let water through for his irrigation. McCaleb told him this was in Morgan County and the issue is with the Railroad and Groth.

Resolution 104-15 A Resolution To be Submitted to Colorado Counties, Inc. **Relating to Senate Bill 15-288 Expressing the Desire of the Board of County Commissioners to Not Accept a 30% Salary Increase for Washington County Elected Officials** as Permitted by C.R.S. 30-2-102; But Instead Approve a Lesser Amount of 20% as so Allowed by the Aforementioned Statute within Unincorporated Washington County

WHEREAS, by prior action earlier this year Colorado Legislature adopted Senate Bill 288 which was codified as C.R.S 30-2-102; and

WHEREAS, basically this new law provided increases for elected county officials in the amount of 30 per cent beginning in 2016; and

WHEREAS, this legislation also allowed individual counties to reduce the 30 per cent by increments of 10 per cent; and

WHEREAS, the Board of County Commissioners of Washington County, Colorado met with all the elected officials to determine their desires in relation to this legislation; and

WHEREAS, after discussion regarding this matter, it was pointed out that elected officials have not had a salary increase for at least eight years and for all county officials not up for election in 2016, it would be 12 years before any salary adjustment could be implemented as no salary can be raised during the current terms; and

WHEREAS, after discussion a vote was taken regarding the individual position of each elected official; and

WHEREAS, by majority vote it was decided that the maximum amount allowable should be reduced to 20 per cent which reflects an increase of approximately 2 per cent per year and thus the Board of County Commissioners hereby determines that it is in the interest of the citizens of Washington County to only accept a 20 per cent increase as allowed by the aforementioned statute; and

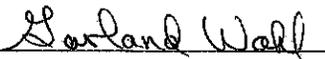
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY, as follows:

1. The County Administrator is hereby directed to inform Colorado Counties, Inc. that it is the decision of the elected officials of Washington County not to accept a 30 per cent increase and to report to the Colorado Legislature that the elected officials of unincorporated Washington County request that their salary adjustment as provided for by statute be set at the 20 per cent increase beginning for those elected officials whom begin their terms in 2017.

The foregoing Resolution was presented at a regular meeting of the Washington County Commissioners held on the 8th of September 2015 by Commissioner Laybourn who moved its adoption. The motion was seconded by Commissioner Foy and on roll call vote, all votes being yes, the resolution was adopted.

Resolution 105-15 It was moved by Commissioner Laybourn and duly seconded by commissioner Foy to authorize the Chairman of the board to execute the **Grant Agreement by and between the State of Colorado – Department of Public Safety – Division of Homeland Security and Emergency Management and Washington County** relating to the receipt of funds from the State in the amount of \$25,000.00. The grant period is for a term ending December 31, 2015 subject to receipt of appropriate funding from the State and Federal governments. The Washington County Emergency Manager is required to formulate work plans in conjunction with the State and the chairman is authorized to sign this Grant pursuant to the terms as contained therein. On roll call vote, all votes being yes, the resolution was adopted.

There being no further business the meeting was adjourned.



Garland Wahl, Clerk of the Board



Terry G. Hart, Chairman Board of County Commissioners