

October 13, 2015

At a regular meeting of the Board of County Commissioners, Washington County Colorado, held at the Courthouse in Akron, Colorado on Tuesday the 13h day of October 2015, there were present:

Terry Hart, commissioner	excused (hunting)
David Foy, commissioner	present
Lea Ann Laybourn, chairman pro-tem	present
Garland Wahl, clerk of the board	present
Peter 'Larry' Vana, county attorney	present

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

It was moved by Commissioner Foy and duly seconded by Commissioner Laybourn to approve the **Schedule of Bills for the County** from the General, Road and Bridge, Health Care, TV Translator, Landfill, and Justice Center, payables for October 6, 2015 with a value of \$99,782.51. On roll call vote, all votes being yes, the motion passed. Commissioner Hart was absent and excused.

It was moved by Commissioner Foy and duly seconded by Commissioner Laybourn to approve the **Schedule of Bills for the County** for new Nursing Home Construction \$234,153.51. On roll call vote, all votes being yes, the motion passed. Commissioner Hart was absent and excused.

It was moved by Commissioner Foy and duly seconded by Commissioner Laybourn to approve the **Schedule of Bills for the Nursing Home** for October 6, 2015 with a value of \$8983.48. On roll call vote, all votes being yes, the motion passed. Commissioner Hart was absent and excused.

It was moved by Commissioner Foy and duly seconded by Commissioner Laybourn to approve the **Schedule of Bills for Pioneer Haven** for October 6, 2015 with a value of \$1234.03. On roll call vote, all votes being yes, the motion passed. Commissioner Hart was absent and excused.

Chris Packer, **County Administrator Report:**

- Commissioner Foy asked Packer, PIO, to write a press release about the referred question put on the ballot explaining that it would Exempt Washington County from SB 152 and allow them to discuss with other governmental entities the possibilities of getting broad band communication in Washington County and apply for grants to help with such. Packer stated there needs to be the statement that no tax dollars are involved.
- Tree proposal is for several jobs.
- Surprise survey at Washington County Clinic. Packer will have report later.
- Repair step at bottom of stairs leading to the basement. Packer said he has heard nothing.
- Nothing in budget about current Nursing Home expenses for next year.
- Waste Management Contract

It was moved by Commissioner Foy and duly seconded by Commissioner Laybourn ratify a letter signed by Commissioner Terry Hart to support **M-12 arts organization goals** of developing and implementing the artist/community engagement in projects in Washington County. On roll call vote, all votes being yes, the motion passed. Commissioner Hart was absent and excused.

County Administration Packer reviewed the **initial draft of the budget** with Commissioners Laybourn and Foy. Packer reported that the auditor will come right after the first of year and review the Treasurer's paperwork on switching banks.

Val Foutz, Zoning Official presentation:

It was moved by Commissioner Foy and duly seconded by Commissioner Laybourn to approve the **Road Cut/Right of Way Permit for Y-W Electric Association, Inc.** at the intersection of County Roads 7 and YY to install 7.2 KV and do an underground bore in the SW1/4SW1/4-26-4S-49W. On roll call vote, all votes being yes, the motion passed. Commissioner Hart was absent and excused.

Present at the **Elected Officials and Department Heads meeting** were: commissioners – Lea Ann Laybourn and David Foy; Clerk and Recorder – Garland Wahl; Ambulance Director – Tony Wells; Emergency Manager – Mike McCaleb; County Attorney – Larry Vana; County Administrator – Chris Packer; Assistant to the Board of County Commissioner – Val Foutz; IT – Jim Evans; and Area Director Golden Plains – Dennis Kaan.

Wells: busy, busy, busy, state change over in software, waiting on grants for equipment, waiting for purchase order for a rapid response vehicle. This would allow Medic I or II to determine who to call once they get on scene. We are ahead in the number of calls from last year at this time. There were 362 calls for the whole year and there are 328 so far this year. There are six students taking EMT training that has been going for two weeks. I will be gone for three weeks in November but I have things lined up and covered for the period I'm gone. I will be on a mission trip to Paraguay for two weeks and will have sinus surgery upon my return home.

Wahl: working on Coordinated Election.

Foutz: permitting Tri State Substation next week. Y-W Electric Association submitted their paperwork today. I'm working reorganization document for 2016. Renee Koch, Garland Wahl and I attended a Planning workshop put on by Department of Local Affairs (DOLA) in Sterling. We asked if DOLA had a Master Plan template that could be used to update ours.

Evans: Larimer County had meltdown in their computer servers and they have been working around the clock to get it going. They still can't retrieve information from servers but are still working on it. Evans said he talked to the commissioners about the space left on our servers. Evans said he also has other backups in the building. The commissioners gave Evans permission to purchase six hard drives. Evans said there only needs to be one fax machine in the courthouse. Evans said he could tweak telephones differently and get rid of some phone lines. Commissioner Foy said there's been some discussion about a full time position for Evans.

Kaan: we held the extension 4-H achievement program Sunday. October 1 marked the start of the 4-H year. October 16th will start new enrollment. There were 7-8 clubs and at least one representative per club with over 100 people at the achievement program. From the administration standpoint - Golden Plains is fully staffed as of Thursday (10-8). Sedgwick County has full staff. We are getting ready for winter meetings. October 28th will be the ag lenders meeting, Ron Myers will hold crop planting meeting December 1 and 2, pesticide meeting will be in February and Ag tillage will be in the spring.

McCaleb: a Presidential Declaration estimates Washington County qualifies for \$16,379 for the 2013 South Platte Flood – 75% FEMA funds paid for actual costs. 2015 South Platte Flood there was not as much damage. We've been awarded a grant from State of Colorado, Department of Public Safety, Division of Homeland Security and Emergency Management to help with clearing the ground around the 800 MHz tower at Last Chance to prevent fires. There is meeting tomorrow (10-14-2015) in Sterling to discuss the I-76 corridor. Exercise in Holyoke. McCaleb met with Amtrack and they are interested in cooperating with Washington County for a derailment exercise. McCaleb had a meeting with the owner of Viaero about cell phone coverage in the southern part of the county. Viaero owner said he understands the problem. They are proposing to put towers in Cope and south of Anton as their budget allows.

Vana: we haven't heard of any decision after the hearing on the August 18th relating to the RR crossing in Messex. I'll be making some changes to the personnel manual to change the language relating to the Affordable Health Care Act and our 90 day probationary period.

Packer: reviewed the 2016 budget with commissioners Foy and Laybourn this morning. The project at the new Nursing Home is moving along. There needs to be discussion about what to do with the current building. The health insurance increased 7%. I don't know when Donna Morris will want to do open enrollment. We have an owner operator weekly meeting on the Nursing Home. We will visit with representatives from Weinberg folks on October 19, 2015 about a grant for the Nursing Home.

Foy: Question the ballot is to de-SB05-152 that would allow unincorporated Washington County to participate in a consortium with other counties for broad band. Prior to SB05-152 local governments are precluded from participating in broad band. Emergency Management communication may be allowed to have all computer based broad band.

Vana: government can't get into private competition unless or until local government takes it to the people.

Foy: elected officials asked commissioners to not increase their salaries by 30%. CCI has sponsors to ask the legislation to allow a 20% increase. The elected official's salary increases will be figured on the Denver Boulder Greeley Consumer Pricing Index (CPI) and will be figured every two years from now on so the legislators don't have to deal with salaries. The last raise the elected officials saw was in 2006. The two people elected in 2016 will see the increase when they take office in 2017. All other elected officials will see the increase in 2019 when the new terms start. The elected officials would like to see employees receive raises.

Vana: elected officials salaries are set by statute.

Foy: I've spent a lot of time on this bill and I believe the officials are worth 30%. The budget is going along - not too much different from last year. Salaries for employees – we gave salary increase at first of the year but not on anniversary date in 2015.

Laybourn: we are conducting employee reviews and working on the budget. Thank you for submitting your information.

Foy: we've had questions about the landfill. Waste Management has not fulfilled their contract. There is a group in Fort Morgan going with a Pyro Energy Generating concept. Morgan County Commissioner asked if we are interested. I talked to Jason Lockard and we discussed things may have to change at the landfill in the future such as how many days we stay open. Waste Management was our largest contributor. We drilled monitoring wells at the Landfill.

Foutz: I've left messages but haven't received any responses from Waste Management about meeting with us.

Foy: Washington County deputy Sean Stohlman reported there was vandalism on vehicles at the fairgrounds. Commissioner Foy asked if we have everything settled with Spelts Roofing and repairs after hail damage. Packer replied yes.

Val Foutz, Zoning Official presentation:

It was moved by Commissioner Foy and duly seconded by Commissioner Laybourn to approve the **Road Cut/Right of Way Permit for Y-W Electric Association, Inc. (RW15- 121)** at the intersection of County Roads 7 and 44 to install 7.2 KV and do an underground bore in the SW1/4SW1/4-26-4S-49W. On roll call vote, all votes being yes, the motion passed. Commissioner Hart was absent and excused.

It was moved by Commissioner Foy and duly seconded by Commissioner Laybourn to approve the **Special Transport Permit – Not Drilling Rig (TP15-17)** for Sterling Construction to travel down county roads. On roll call vote, all votes being yes, the motion passed. Commissioner Hart was absent and excused.

It was moved by Commissioner Foy and duly seconded by Commissioner Laybourn to approve the **Special Transport Permit – Not Drilling Rig (TP15-18)** for Sterling Construction to travel down county roads. On roll call vote, all votes being yes, the motion passed. Commissioner Hart was absent and excused.

Foutz sent an email to Waste Management to see if they could meet with the Commissioners but hasn't received a response.

Foutz reported the following information will be changed in the reorganization document for 2016:

Mike McCaleb, Emergency Manager gave changes on Hazardous Material Operations Board. Bryant McCall is still the Otis Fire representative. Lonnie Knudsen will not be replaced on the Haz Mat response team. A person has to have special training to be on the team.

Foutz said she was told Steve Marshall resigned from the W-Y Communication Board. Trent Alexander from the Otis Fire Department was recommended to take his place.

Foutz hasn't sent anything to the Fair Board to see if there are changes there.

Commissioner Foy will send Gene Thomas email address to Foutz so she can get Foundation Board members checked.

Commissioner Laybourn asked Foutz to contact Jeremy Shook and see if he wants to serve on the Noxious Weed Board.

Foutz asked the Commissioners to review the committees they serve on.

Packer said he received a Request for Capital Purchase from the Extension Office to replace a desktop computer.

It was moved by Commissioner Foy and duly seconded by Commissioner Laybourn to approve the **Request for Capital Purchase** for the **CSU Extension Office** for a Desktop Computer at a cost of \$933.00. On roll call vote, all votes being yes, the motion passed. Commissioner Hart was absent and excused.

Vana: I'll make the changes to the personnel manual in the language relating to the Affordable Health Care Act and our 90 day probationary period.

Gary Beers, environmental consultant and business owner - Industrial Water Permitting and Recycling Consultants, LLC and **David C. Peterson**, owner of several small companies with numerous oil/gas wells in Washington County and neighboring counties and president Diamond Operating, Inc. discussed current issues that deal with impacted soil.

- Washington County has asphalt base oil that doesn't move very far. In 2008 the oil commission didn't like skim pits so they had them replaced with above ground tanks.
- When these pits are closed all the contaminated soil has to be removed and operators today have been hauling the soil to the front-range.
- It is very expensive and the haul cost is becoming prohibitive. We are looking at a better way to dispose of the soil rather than haul to Aurora Waste Management.
- There is a lack of soil handlers in Washington County.
- Some operators may abandon well and walk away.
- The liquid is drained off the skim pit and the first two feet of ground is excavated around the pit and hauled off. The issue is the transportation of the soil is expensive and we would like to get a Soil Recycling Center closer or set up an industrial landfill in another county.

- Beneficial uses of recycled soils could be:
 - General fill (including landfill cover)
 - Haul road improvements (private roads)
 - Backfill for skim pit closures
 - Feedstock for construction materials

Initial concept for Soil Recycling Center would be an office and equipment shed, storage bins for different types of recycled soil mixtures (i.e., general fill, road materials, backfill for skim parts, etc.), wind row area for excavated soil, processing area for recycled soils, stockpile areas for gravel and native soils.

- Some of the possible benefits to the County
 - Small operators do not start to shut-in wells – thus tax and royalty payments continue and facilities remain operational and available for expansion
 - New business provides jobs and lends support to local trucking businesses
 - Private haul roads are improved
 - Ample supply of soil for use as cover at landfill
 - Increased availability of road building and construction-related aggregate
 - Options – (1) Soil Recycling Center could lease county-owned land, including portion of land adjoining landfill and (2) Soil Recycling Center’s expertise could help setup industrial cell at landfill for soils from first excavation phase at skim pits.

Beers said they

1. Expect to receive approval from Colorado Department of Public Health and Environment for recycling and beneficial project (mid-November?).
2. Seek land use and other county approvals (January?).
3. Acquire land for Soil Recycling Center, prepare site for operation, and secure heavy equipment.
4. Hire/train contractors
5. Open for business (February?)

Resolution 116-2015 It was moved by Commissioner Foy and duly seconded by Commissioner Laybourn to authorize the Chairman Pro-tem of the Board to execute the State of Colorado Department of Public Safety Division of **Homeland Security Grant** documents relating to fire suppression at the **Last Chance 800 MHz Tower** site. The project has been completed and the total grant to Washington County is in the amount of \$5624.00 of which the County’s share is \$626.00. On roll call vote, all votes being yes, the motion passed. Commissioner Hart was absent and excused.

There being no further business the meeting was adjourned.

Garland Wahl Garland Wahl
Clerk of the Board

Lea Ann Laybourn Lea Ann Laybourn
Chairman Pro-tem Board of County Commissioners