

April 19, 2016

At a regular meeting of the Board of County Commissioners, Washington County Colorado, held at the Courthouse in Akron, Colorado on Tuesday the 19th day of April 2016, there were present:

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

8:00 a.m. Go to Clinic

8:40 a.m. Invocation by Pastor Jon Acker, First Baptist Church

Pledge of Allegiance

9:30 a.m. Nursing Home/Pioneer Haven Report

10:00 a.m. Open Meeting

Approve Consent Agenda

CONSENT AGENDA ITEMS:

1. Schedule of Bills for the County from the General, Road & Bridge, Health Care, TV Translator, Landfill and Justice Center Funds payables for April 19 in the amount \$167,832.98
2. Schedule of Bills for the Nursing Home in the amount of \$11,131.84
3. Ratify the Schedule of Bills for the Nursing Home for April 12 in the amount of \$14,960.56
4. Schedule of Bills for Pioneer Haven in the amount of \$3703.28
5. Minutes from Prior Meetings
 - a. April 12, 2016

It was moved by Commissioner Foy and duly seconded by Commissioner Hart to approve the consent agenda as presented. On roll call vote, all votes being yes, the motion passed.

10:15 a.m. Planning and Zoning

Resolution 81-2016 It was moved by Commissioner Foy and duly seconded by Commissioner Hart to adopt the following resolution; to wit

WHEREAS, an application for a **Use By Special Review** for a new telecommunications tower and equipment was received from **NE Colorado Cellular, Inc. d/b/a Viera Wireless** (Case Number SP16-02), upon property owned by Van and Cherie Craig near the town of Cope in unincorporated Washington County on Section 34, Township 4 South, Range 49 West; and

WHEREAS, the Washington County Planning Commission recommended such use favorably with no stipulations or conditions at their monthly meeting held on April 18, 2016, by adoption of a Motion to that effect; and

WHEREAS, the Board has now considered this Use by Special Review Application, reviewed the recommendations of the Planning Commission and has determined to take the following action.

NOW THEREFORE BE IT RESOLVED, by the Board of County Commissioners of Washington County as follows:

FINDINGS

The Board makes the following findings:

1. The property was properly posted pursuant to County requirements at least 14 days prior to the hearing date. Therefore the Planning Commission had proper jurisdiction to proceed with the application hearing.
2. The Board hereby adopts the recommendation of the Planning Commission with no other additional conditions and / or stipulations to be imposed.

DECISION

3. That the Use by Special Review Permit is approved subject to the following stipulations and or conditions precedent.
 - a. That applicant provide a final Mylar for execution by the County within sixty (60) day of this date which completes the planning process.
4. That the Clerk to the Board is hereby directed to advise the applicant of the action taken by the Board on this date.

The foregoing Resolution was presented at a regular meeting of the Washington County Commissioners held on the 19th day of April 2016, by Commissioner Foy who moved its adoption. The motion was seconded by Commissioner Hart and on roll call vote, all votes being yes, the resolution was adopted.

Resolution 82-2016 It was moved by Commissioner Hart and duly seconded by Commissioner Foy to adopt the following resolution; to wit

WHEREAS, an application for a Use By Special Review for a new telecommunications tower and equipment was received from **NE Colorado Cellular, Inc. d/b/a Viaero Wireless** (Case Number SP16-03), upon property owned by Monico and Elfida Carrillo along Highway 34 near the western border of unincorporated Washington County on Section 2, Township 3 North, Range 54 West; and

WHEREAS, the Washington County Planning Commission recommended such use favorably with no stipulations or conditions at their monthly meeting held on April 18, 2016, by adoption of a Motion to that effect; and

WHEREAS, the Board has now considered this Use by Special Review Application, reviewed the recommendations of the Planning Commission and has determined to take the following action.

NOW THEREFORE BE IT RESOLVED, by the Board of County Commissioners of Washington County as follows:

FINDINGS

The Board makes the following findings:

1. The property was properly posted pursuant to County requirements at least 14 days prior to the hearing date. Therefore the Planning Commission had proper jurisdiction to proceed with the application hearing.
2. The Board hereby adopts the recommendation of the Planning Commission with no other additional conditions and / or stipulations to be imposed.

DECISION

3. That the Use by Special Review Permit is approved subject to the following stipulations and or conditions precedent.
 - a. That applicant provide a final Mylar for execution by the County within sixty (60) day of this date which completes the planning process.
4. That the Clerk to the Board is hereby directed to advise the applicant of the action taken by the Board on this date.

The foregoing Resolution was presented at a regular meeting of the Washington County Commissioners held on the 19th day of April 2016, by Commissioner Hart 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 83-2016 It was moved by Commissioner Foy and duly seconded by Commissioner Hart to approve the **Exemption from Subdivision (Case #EX16-09) for Edward J. and Mary Lou Gorman** as owners and Janet Hill and Aaron Strobel as applicants of a 2.97 acre parcel in the Northeast ¼ of Section 13, Township 3 North, Range 50 West. Said exemption was recommended favorably by the Planning Commission as submitted with no additional stipulations and conditions. The Board hereby approves said Exemption as recommended by the Planning Commission with no additional stipulations and / or conditions precedent except as herein noted and to wit:

1. The Board must receive the completed signed Mylar within 60 days of the date of this Resolution in order to complete the planning process.

On roll call vote, all votes being yes, the Resolution was adopted.

Resolution 84-2016 It was moved by Commissioner Hart and duly seconded by Commissioner Foy to approve the Exemption from Subdivision (Case #EX16-10) for **LaVern Monroe Brown** as owner and Levi Garret Brown as applicant of a 10.00 acre parcel in the Northwest ¼ of Section 12, Township 3 North, Range 51 West. Said exemption was recommended favorably by the Planning Commission as submitted with one additional stipulations and conditions. The Board hereby approves said Exemption as recommended by the Planning Commission with no additional stipulations and / or conditions precedent except as herein noted and to wit:

1. The Board must receive the completed signed Mylar within 60 days of the date of this Resolution in order to complete the planning process.
2. That a note be added to the Mylar that states as follows: "Prior to any construction upon the property, a building permit must be obtained from Washington County."

On roll call vote, all votes being yes, the Resolution was adopted.

Brott Building Permit (BP16-07) for a 20 x 120 building. Annie Kuntz made a call to Brott and the building is a storage unit therefore it may require a Use by Special Review action with Planning and Zoning. Kuntz informed Brott he would have to fill out the proper paperwork.

Resolution 85-2016 It was moved by Commissioner Hart and duly seconded by Commissioner Foy to authorize the Chairman of the Board to execute the Fourth Amendment to the Interpretation Services Agreement which was initially approved by the Board in May of 2011 and reapproved again every year since then by and between **Banner Health's Network** and Washington County, on behalf of the Washington County Clinic relating to the electronic transmission of radiological information between the Clinic and Banner at no contractual cost to Washington County pursuant to the terms as contained therein. This Fourth Amendment is contemplated to be effective for an additional year period, up to and including May 18, 2017. On roll call vote, all votes being yes, the resolution was adopted.

It was moved by Commissioner Hart and duly seconded by Commissioner Foy to authorize the signature of the chairman on the **Multiple Obligator Rider** in relation to the performance bond for the Green House Project. On roll call vote, all votes being yes, the motion passed.

Chris Packer, County Administrator Report:

- Received the Weinberg Agreement. The Agreement states that Harry and Jeannette Weinberg would like naming rights to a building for their contribution of \$350,000.00. Payment will be made within 30 days after we send our substantial completion statement. The County Attorney will remove Carolyn Mickey's name, as Nursing Home Administrator and work on other language issues in the Agreement.
- Randy Benedict would like questions addressed with Washington County Road N a/k/a Morgan County Road 36 addressed. Morgan County said it is not fit for vehicular traffic. Commissioner Hart and interim Road Supervisor Jeremy Wells will look at the road over the lunch break.
- Packer has been receiving calls about the date for the Free Day at the Landfill. It was decided in 2015, while working on the Reorganization Document that there would not be any free days in 2016.

It was moved by Commissioner Foy and duly seconded by Commissioner Hart to approve having a **Free Day at the Landfill on April 30, 2016**. On roll call vote, Commissioners Hart and Foy voted yes, Commissioner Laybourn voted no, motion passed.

Chris Packer, County Administrator Report continued:

- Packer reported on April 6, 2016 inspectors from the Hazardous materials and Waste Management Division of Colorado Department of Public health and Environment showed up at the Landfill. The compliance Advisory listed the following requested action:
 - Provide documentation by 4-29-2016 regarding training of facility personnel to recognize hazardous waste and PCB's

- Provide gas monitor device calibration records by 4-29-2016, Provide random waste screening documentation for March 2016
- Provide documentation that verifies adequate daily/intermediate cover has been appropriately placed at facility by 4-29-2016
- Provide documentation that windblown debris accumulating along and beyond fence line has been collected and properly disposed of by 4-29-2016
- Provide documentation that waste is placed in most dense volume via compaction by 4-29-2016
- Inspection report was not brought to Packer. Foy said there needs to be documentation that CDPHE was at the Landfill.
- Mark McMullen, consultant, will be here April 20, 2016.
- SITO Building Components submitted a quote to replace windows at the Justice Center. It figures out to be \$750 per window.

It was moved by Commissioner Foy and duly seconded by Commissioner Hart to give the right to sign the second draft of the **Agreement for Solid Waste Disposition Utilizing Resolution 70-2016** adopted March 22, 2016. On roll call vote, all votes being yes, the motion passed.

12:00 Commissioner adjourned to attend a Water Discussion at the Akron Town Hall.

2:00 p.m. Work Session

3:00 Public Comment Time

3:30 p.m. It was moved by Commissioner Foy and duly seconded by Commissioner Hart to pay the **Washington County Nursing Home Borrower Vendor Payee List Draw #9** in the amount of \$346,049.90. On roll call vote, all votes being yes, the motion passed.

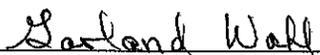
Miscellaneous discussion Items to come before the Board

3:55 p.m. Weatherization NECALG

HJ progression move to new director

Tickler files with deadlines and duties

4:45 p.m. Meeting Adjourned



 Garland Wahl, Clerk of the Board



 Lea Ann Laybourn, Chairman Board of County Commissioners