

May 29, 2018

At a regular meeting of the Board of County Commissioners, Washington County Colorado, held at the Courthouse in Akron, Colorado on Tuesday the 29th day of May, 2018, there were present:

Lea Ann Laybourn, chairman	present
Terry G. Hart, commissioner	present
Leland Willeke, commissioner	present
Garland Wahl, clerk of the board	present
Madeline Meacham, county attorney	excused

8:00 Invocation

Pledge of Allegiance

Work Session

8:15 Dist 2 Road Supervisor – Jason Lockard

9:15 Congressman Ken Buck’s Representative – Daniel Butherus

9:45 CSU Extension – McKensie Harris (Educational Programs)

10:15 Planning and Zoning – Annie Kuntz

1. Eric and Harvey Shaffer – RW18-02
2. Back Hills Energy – RW 18-03 – 18-07

10:30 Business Meeting Convenes

Approve Consent Agenda

1. Schedule of bills for the County from the General, Road & Bridge, Health Care, TV Translator, Landfill, Capital Expenditure, and Justice Center Fund payables for May 29, 2018 in the amount of \$122,191.22
2. Nursing Home bills for May 29, 2018 in the amount of \$ 5,704.64
3. Pioneer Haven bills for May 29, 2018 the amount of \$712.90
4. Minutes from Prior Meeting
 - a. May 22, 2018

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

Additional Items added to the Agenda

Resolutions 57 and 58

Request for Capital Purchases from Road and Bridge District 3 and Sheriff

Construction Contract to overlay County Road 54 with asphalt

Fence for Road and Bridge District 1

RESOLUTION 57-2018

WHEREAS, McCartney Engineering made an offer for settlement of **delinquent taxes on property** identified as **SJ Warren #1 well**, located in the NWSW section 11-T2N-R49W, previously owned and operated by C&M Productions; and

WHEREAS, delinquent taxes on the property for 2015-2017 equaled \$1407.32 and McCartney Engineering offered to pay \$680.00;

WHEREAS, the C&M Productions did not have the ability to pay delinquent taxes; and

WHEREAS, Board has authority to cancel uncollectible delinquent taxes pursuant to C.R.S, 39-10-114(2)(a).

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

1. The Board accepts the offer of \$680.00 in settlement of delinquent taxes on the property identified as SJ Warren #1 well, located in the NWSW section 11-T2N-R49W, and
2. The Board directs the Treasurer and Assessor to take the necessary steps to implement the Board's acceptance of McCartney Engineering's offer.
3. The foregoing Resolution was presented at a regular meeting of the Washington County Commissioners held on the 29th of May 2018 by Commissioner Willeke 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 58-2018

WHEREAS, **OneOK Elk Creek Pipeline, LLC**, 100 West Fifth Street, Tulsa OK 74103 submitted an **application for Special Use Approval** to build, own and operate a portion of a 20 inch diameter natural gas liquids pipeline crossing Washington County ("pipeline"), and

WHEREAS, the pipeline will require obtaining easements from multiple property owners and approval of road cut/right of way permits for 30 county roads and 2 state highways; and

WHEREAS, the route of the pipeline parallels the Overland Pass Pipeline; and

WHEREAS, the applicant makes numerous representation concerning the construction and operation of the pipeline in their application; and

WHEREAS, Notice of Public Hearing was duly published, pursuant to C.R.S. 30-28-110; and

WHEREAS, the complete application and maps were available for review at the Washington County Commissioners Office, and

WHEREAS the Washington County Planning Commission reviewed the proposal and recommended approval on May 21, 2018; and

WHEREAS, the Board of County Commissioners held a public hearing on May 22, 2018 and took testimony from the applicant's representatives and a member of the public;

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

1. The OneOK application is taken under advisement for 60 days.
2. If the following conditions are met, on before July 24, 2018, the application will be placed on the consent agenda for approval:
 - a. All required easements shall be obtained
 - b. All required road cut/right of way permits shall be signed off by the appropriate road supervisor; and all building permit approvals will be obtained;
 - c. Applicant will comply with Washington County's Special Use permit fee requirements.
3. The foregoing Resolution was presented at a regular meeting of the Washington County Commissioners held on the 29th of May 2018 by Commissioner Hart who moved its adoption. The motion was seconded by Commissioner Willeke and on roll call vote, all votes being yes, the Resolution was adopted.

It was moved by Commissioner Hart and duly seconded by Commissioner Willeke to approve the **Request for Capital Purchase for Road and Bridge District 3** to purchase **Wylie 200 gallon sprayer** from Fairbank Equipment at a cost of \$3675. On roll call vote, all votes being yes, the motion passed.

It was moved by Commissioner Willeke and duly seconded by Commissioner Hart to approve the **Request for Capital Purchase for the Sheriff** to purchase a **copier** from Journal Office Supply at a cost of \$8899. On roll call vote, all votes being yes, the motion passed.

It was moved by Commissioner Willeke and duly seconded by Commissioner Hart to approve a construction contract with **Simon Construction**, Sterling, CO for furnishing and installing a **3" asphalt overlay on County Road 54**, also known as the Lone Star Highway extending from the Yuma county line west approximately 5.5 miles at an approximate cost of \$900,000 including traffic control! The intention would be to overlay the remainder in 2019. Contract document will be developed and executed with Simon Construction. On roll call vote, all votes being yes, the motion passed.

It was moved by Commissioner Hart and duly seconded by Commissioner Willeke authorize the building of an **enclosure fence that will border the existing track on the fairgrounds for storage of District 1 equipment**. Funds will come from Conservation Trust for half of the cost and the other half from Road and Bridge District 1. On roll call vote, all votes being yes, the motion passed.

It was moved by Commissioner Hart and duly seconded by Commissioner Willeke that the County will cover the cost for Colorado Department of Transportation (CDOT) **Commercial Driver's License (CDL) physicals** one per year, per employee as they are needed. On roll call vote, all votes being yes, the motion passed.

It was moved by Commissioner Hart and duly seconded by Commissioner Willeke to approve the **Road Cut / Right of Way Permit (RS-18-02)** for **Eric Shaffer / Harvey Shaffer** for Installation type – water – on the SW1/4-10-5S-50W (County Roads RR and 4). On roll call vote, all votes being yes, the motion passed.

It was moved by Commissioner Hart and duly seconded by Commissioner Willeke to approve the **Road Cut / Right of Way Permit (RS-18-03 through RS 18-07)** for **Black Hills Energy** install natural gas distribution on property located in:

Sections 4 & 9-2N-49W (install 2 miles along east side of CRWW at back side of Right of Way),

Section 9-2N-49W (cut County Road 41 at the intersection of CRWW and WR 41),

Section 21-2N-49W (half mile north of CR32 and CRWW),

Section 21-2N-49W (cut county Road 39 one mile west of CRXX and CR39),

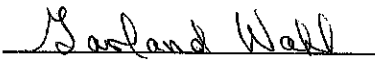
Section 21-2N-49W (install 6300 feet along east side of CRWW and the north side of CR38 at back side of Right of Way)

On roll call vote, all votes being yes, the motion passed.

11:05 It was moved by Commissioner Willeke and duly seconded by Commissioner Hart to adjourn the business the meeting. On roll call vote, all votes being yes, the motion passed.

11:05 Health and Human Services

Miscellaneous Discussion Items to come before the Board



Garland Wahl, Clerk of the Board



Lea Ann Laybourn, Chairman Board of County Commissioners