

Board of County Commissioners of Lincoln County
Agenda for August 30, 2021

9:00 Call to order and Pledge of Allegiance

9:30 Tom Nestor, Lincoln County Sheriff, to discuss the 2021 fair

10:00 Andrew Lorensen, Human Services Director, to present the Department of Human Services monthly report

1. Approve the minutes from the August 18, 2021 meeting
2. Review and act upon the County Veterans Service Officer's Monthly Report and Certification of Pay
3. Review and act upon Proposed Resolution #1048, a resolution certifying costs of prosecuting crimes alleged to have been committed by persons in the custody of the Department of Corrections
4. County Commissioner reports
5. County Attorney's report
6. County Administrator's report
7. Old Business
8. New Business
9. Approve Payroll

The Board of Lincoln County Commissioners met at 9:08 a.m. on August 30, 2021. The following attended: Chairman Steve Burgess, Commissioner Ed E. Schifferns, County Administrator Jacob Piper, County Attorney Stan Kimble, and Clerk to the Board Corinne M. Lengel. Commissioner Doug Stone was absent and excused.

Chairman Burgess called the meeting to order and asked Mr. Schifferns to lead the Pledge of Allegiance.

Mr. Schifferns moved to approve the minutes from the meeting held on August 18, 2021, as submitted. Mr. Burgess seconded the motion, which carried.

The Board reviewed the Veterans' Service Officer's monthly report and certification of pay, as well as a resolution certifying costs for prosecuting crimes alleged to have been committed by persons in the custody of the Department of Corrections.

Mr. Schifferns moved to adopt Resolution #1048, and Mr. Burgess seconded the motion, which carried.

At a regular meeting of the Board of County Commissioners of Lincoln County, Colorado, held in Hugo, Colorado, on August 30, 2021, there were present:

Steve Burgess, Chairman	Present
Douglas D. Stone, Vice Chairman	Absent & Excused
Ed E. Schifferns, Commissioner	Present
Stan Kimble, County Attorney	Present
Corinne Lengel, Clerk of the Board	Present
Jacob Piper, County Administrator	Present

when the following proceedings, among others, were had and done, to-wit:

**A RESOLUTION CERTIFYING COSTS OF PROSECUTING CRIMES
ALLEGED TO HAVE BEEN COMMITTED BY PERSONS IN THE CUSTODY
OF THE DEPARTMENT OF CORRECTIONS**

RESOLUTION #1048 It was moved by Commissioner Schifferns and seconded by Commissioner Burgess to adopt the following resolution:

WHEREAS C.R.S. § 16-18-101(3) provides that the Colorado Department of Corrections (CDOC), from annual appropriations made by the general assembly, shall reimburse the county or counties in a judicial district for the costs of prosecuting any crime alleged to have been committed by a person in the CDOC; and

WHEREAS C.R.S. § 16-18-101(3) provides that the county or counties shall certify these costs to the CDOC; and

WHEREAS C.R.S. § 16-18-101(3) provides that the provisions of C.R.S. § 16-18-101(3) shall apply to costs that are not otherwise paid by the State; and

WHEREAS Exhibit A to this resolution summarizes the costs of prosecuting crimes alleged to have been committed by persons in the custody of the CDOC, in matters prosecuted by the Office of the District Attorney for the Eighteenth Judicial District, which serves Arapahoe, Douglas, Elbert and Lincoln Counties; and

WHEREAS, the Office of the District Attorney for the Eighteenth Judicial District has confirmed the accuracy of these costs to Arapahoe, Douglas, Elbert and Lincoln Counties, and the Counties are now forwarding and certifying such costs to the CDOC relying on such District Attorney confirmation.

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of the County of Lincoln, State of Colorado, as follows:

1. The costs in Exhibit "A" are certified to the CDOC.
2. The costs in Exhibit "A" have not otherwise been paid by the state.

Upon roll call the vote was:

Commissioner Schiffers, yes; Commissioner Burgess, yes.

The Chairman declared the motion carried and so ordered.

Board of County Commissioners
of Lincoln County

ATTEST:

Clerk of the Board

Mr. Schiffers reported checking roads on August 20. The District 1 crew put in culverts, graded roads, and did some graveling on August 24 and 25. They were also doing some mowing. On the Twenty-sixth, Mr. Schiffers said one road crewman had a window break out in his road grader. Mr. Schiffers reported checking roads again on August 27. He also spoke with Mr. Burgess about finding sand, and Mr. Burgess said he'd get a sample from the Hoffman Pit.

Mr. Burgess reported going by the landfill after the commissioner meeting on August 18. He took the gravel pit release papers to Bruce Walters. The road crew was fixing holes in County Road 3N and 3R. They were also mowing and grading. On August 19, Mr. Burgess came to Hugo and signed papers at the hospital. He spoke with Sheriff Nestor and John Mohan about the sign for overflow parking. He also talked to Tony Wernsman about shooting grades for the sewer at the roundhouse and Bart O'Dwyer about water and sewer prices. Mr. O'Dwyer gave a rough estimate of \$41 per foot on a three-inch waterline and \$50 per foot for an 8-inch sewer line. Mr. Burgess also talked to Mr. O'Dwyer about the bridge on County Road 33 and replacing the pipe at the landfill. Mr. Burgess ordered overflow parking signs from J & S Supply in Denver on August 20. He also spoke with Mr. Piper about an issue with the hotel from their summer conference. The newspaper wanted \$10,000 to advertise the fair results, so they decided to post them on Facebook or use other sources. Gene Vick called Mr. Burgess on August 23, asking about the fund balance, if the county gets use tax from powerlines, and several questions about the hospital. Mr. Burgess came to Hugo on August 24 and signed paperwork for the assessor. He also helped Tony Wernsman obtain the grades for the sewer lines at the roundhouse. Mr. Burgess also learned that the sheriff had one car ready to pick up. On August 25, Mr. Burgess went to Genoa, and he and Bruce Walters looked at County Road 3S, where they were elevating the road. He met with Taylor Henderson and Alexander Daberko from Starwood Energy on August 26. Bruce Walters, Troy McCue, and Jim Herron also attended the meeting. They discussed the Arriba Wind Farm and when they would start production. Mr. Burgess received a proposal for a bridge on County Road 41, and he set up a meeting with Ewings to discuss the bridge on County Road 33. He also had Rick Ashcraft bring a sample of rock for possible use at the landfill. On August 27, Mr. Burgess went by the C & D Pit and picked up a sample, also to possibly use at the landfill. Earlier this morning, he picked up a sample from the Hoffman Pit and planned to give them to Mark McMullen later today.

At 9:30 a.m., Sheriff Tom Nestor and Emergency Manager Ken Stroud met with the Board to discuss the CPAM Special Event Permit and the subsequent moving of the beer garden during the fair. The sheriff said that regardless of the decision, everyone needed to be on the same page. He felt if the organization amended the permit, they needed to do it fourteen days before the event but later decided five-to-seven days would be sufficient. Mr. Kimble agreed and said it would be best to require a deadline for amending the permit from a liability standpoint.

Mrs. Lengel commented that since the county issues the permits now, amending them wasn't as much of a problem as it used to be when the state did it. A simple, updated map of the new beer garden location would suffice as an amendment, as long as it was okay with the sheriff and emergency personnel. She suggested updating the form that requesters fill out when they submit their applications. Mr. Stroud told her he had the Word Document and would send it to Mrs. Lengel to update with the following verbiage: "If the organization requires a Special Events Alcohol permit, the county will allow no amendments unless the organization makes the request, in writing, seven days before the event and the county sheriff and fair manager approve it. If an emergency, the sheriff, fair manager, commissioners, and emergency

personnel will review the request. If approved, the applicant must file an amended application with the County Clerk and Recorder.”

The group also discussed moving the concert back to June and not having it during the fair. The sheriff said it would help with the problem and better contain the beer garden.

Before leaving, Sheriff Nestor said he and NAPA set up oil change services on department vehicles. They will charge \$20 over the cost of oil and supplies. The sheriff also intended to allow the new Tri-Valley auto shop on South Highway 71 to do low-level maintenance on his vehicles if they need something before the county hires a mechanic.

At 10:00 a.m., Human Services Director Andrew Lorensen met with the Board to give his monthly report. The Board reviewed the monthly financials, employee timesheets, Income Maintenance, Child Welfare and Adult Protection, and director’s reports.

Mr. Lorensen then discussed HB21-1094, the Youth in Transition bill that went into effect in July. If a youth spends one day in foster care after their sixteenth birthday, up to age twenty-one, they can go back to DHS and request assistance. Mr. Schiffers wanted to know how much the state allocated, but Mr. Lorensen said it was too early to tell. He knew it would be a percentage added to the Child Welfare block of funding but had no idea yet how much. Mr. Lorensen said it had been ten years since he’d worked on an independent living stipend, so he had asked for guidance. He felt that it was an excellent to help those in need but that legislators rushed it through without much thought to the logistics.

After Mr. Lorensen left, Mr. Burgess called for the attorney’s report. Since the ad appeared in last week’s paper, Mr. Kimble asked if anyone had received any calls or questions about the hearing to amend the road policy. No one had heard anything at all. Mr. Kimble said he would discuss it this week with the attorneys involved in the land dispute case.

Mr. Kimble also said he’d looked at the email from Gini Pingnot regarding retailer service fees but didn’t understand what it meant. He offered to contact Ms. Pingnot if the commissioners wanted him to, which they did. Mr. Piper had received a CORA request from American Transparency asking for employee names and wages, and after some checking, Mr. Kimble said they’d fulfilled the request.

Mr. Piper reported receiving fifteen applications for the CVRF small business grants; some of those businesses had applied and received money during the first round. The committee planned to review the applications the following day.

As for the other COVID-19 relief funds, the ARP money the county received, Mr. Piper said the commissioners could slate a portion of it for hazard pay or revenue replacement. Mr. Burgess asked if the pandemic was why the HUTF money was lower in 2020, and Mr. Piper was sure of it. The Board agreed they wanted to wait for Mr. Stone before deciding what to do with the money, so Mr. Burgess tabled the discussion until the following meeting.

There was no old or new business to discuss, so the Board approved the August 2021 payroll, and then Mr. Burgess adjourned the meeting until 9:00 a.m. on September 8, 2021.

Corinne M. Lengel, Clerk to the Board

Steve Burgess, Chairman