

Board of County Commissioners of Lincoln County
Agenda for June 16, 2023

- 8:00 Call to order and Pledge of Allegiance
- 8:00 Jeremiah Higgins, County Assessor, to discuss property values
- 9:15 Gary Knutson to discuss a Subdivision Exemption
- 9:30 Public Hearing to act upon Resolution #1095; a resolution to adopt the 2018 International/Residential Building Codes
- 10:00 Glen Marciniak, Veterans Affairs Regional Veterans Service Officer, to discuss the Lincoln County Veterans Service Officer position
- 11:00 Trisha Herman, Community Relationship Manager for the Colorado Housing and Finance Authority, to discuss the CHFA

-To be completed as time permits-

1. Approve the minutes from the June 7, 2023, meeting
2. Review May 2023 reports from the County Assessor, County Clerk & Recorder, County Sheriff, and County Treasurer
3. Review May 2023 Statement of Revenues and Expenditures for County General, Public Health, Capital Projects, Conservation Trust, E911, Landfill, Library, Lodging/Tourism, Human Services, Road & Bridge and Individual Road Districts
4. Review and act upon Resolution #1094; a resolution for an exemption from the Lincoln County subdivision regulations for Donald and Della Knutson
5. Review the May 2023 reports from the Colorado Counties Casualty and Property Pool and Workers' Compensation Pool
6. Review and act upon Resolution #1096; a resolution to adopt Commissioner district boundaries
7. Review and act upon a Lincoln County Event Application for the Colorado Championship Ranch Rodeo
8. County Commissioner reports
9. County Attorney's report
10. County Administrator's report
11. Old Business
12. New Business

The Board of Lincoln County Commissioners met at 8:00 a.m. on June 16, 2023. Chairman Doug Stone, Commissioners Steve Burgess and Wayne Ewing, County Administrator Jacob Piper, and Clerk of the Board Corinne M. Lengel attended. County Attorney Stan Kimble arrived at 9:00 a.m., and Limon Leader reporter Stephanie Zwick attended until 12:15 p.m.

Chairman Stone called the meeting to order and asked County Assessor Jeremiah Higgins to lead the Pledge of Allegiance. Mr. Higgins and his deputy, Renita Thelen, then gave a PowerPoint presentation regarding property values. Each county assessor is responsible for locating, identifying, and valuing all taxable property within their respective counties' boundaries, creating tax rolls, and delivering them to their county treasurers for tax collection. Assessors use mass appraisal standards to value all comparable or "like" properties. When a buyer gets a loan appraisal, the lending company generally uses three comparable houses for the subject property. The Sales Comparison Approach, or Market Value, considers how other similar properties sell and determines typical value, not the cost to build or construct. Local real estate markets identify influences in value, meaning buyers and sellers set the prices. To determine the property taxes, the assessor takes the actual (market) value and multiplies it by the current assessment rate to create the assessed value. He then multiplies the assessed value by the mill levy to determine the property tax amount. The assessment rate is a statutory rate or percentage which, when multiplied by the actual property value, results in the assessed value used for property tax purposes. Assessment rate changes and mill levy adjustments are the cause of fluctuating taxes. Entities set mill levies, and the assessors must use whatever numbers they received, regardless of the assessed value. Supply and demand highly influence the market, so when a buyer raises their bid on a house because another potential buyer outbid them, it drives the "market value" up beyond what the home is "worth." Because the assessor must use that same "market value," the actual value is no longer relevant.

Mr. Higgins explained that the Assessors' Association felt entities should wait to set mill levies until legislation stops pushing temporary bills with hidden agendas, such as SB23-303. If it passes, Mr. Higgins said his office would have to track all owner-occupied residences in the county and classify certain roads and wind tower pads as wasteland. He felt that coming up with a common ground solution could fix the problem and said that even if "replacement costs" drove house values, it would help. The bottom line was keeping entities accountable for the mill levies they set.

The commissioners briefly discussed the negative impacts should Proposition HH pass, and then Mr. Ewing asked if they should consider adopting a resolution opposing it.

Mr. Higgins said he was finished with his presentation and had to go but asked Mrs. Thelen to update the Board on the number of protests they'd received. They had twenty protests, mainly because the landowners felt their property was overvalued; however, one withdrew their protest. Mrs. Thelen said they should know by July 5 if they were moving forward. She also provided the projected values, without the state-assessed properties they should receive on July 1, and reminded the Board they were preliminary figures only.

After Mrs. Thelen left, Mr. Ewing moved to approve the minutes from the meeting held on June 7, 2023, as submitted. Mr. Burgess seconded the motion, which carried unanimously.

The Board reviewed the May 2023 reports from the Assessor, Clerk & Recorder, and Sheriff. Mr. Piper said he hadn't received the Treasurer's report. Mr. Kimble arrived while the commissioners reviewed the May 2023 Statements of Revenues and Expenditures for the General, Public Health, Capital Projects, Conservation Trust, E911, Landfill, Library, Lodging/Tourism, Human Services, and Road & Bridge funds, and the individual road districts.

Mr. Stone skipped Agenda Item #4 until the 9:15 appointment, and the Board reviewed the May 2023 Colorado Counties Casualty and Property and Workers' Compensation Pool reports.

Land Use Administrator Ty Stogsdill and Don and Ronald Knutson arrived at 9:15 a.m. to discuss an exemption from subdivision regulations. Mr. Stogsdill said they recorded the survey on Monday, and everything appeared to be in order. Mr. Burgess asked if the exemption covered all improvements, which it did. The commissioners had no other questions, and Mr. Burgess moved to adopt a resolution granting an exemption from subdivision regulations to Donald and Della Knutson on a parcel of land, roughly 22.94 acres, in the NW4 of Section 32, Township 7 South, Range 54 West of the 6th Principal Meridian. Mr. Ewing seconded the motion, which carried unanimously.

At a regular meeting of the Board of County Commissioners of Lincoln County, Colorado, held in Hugo, Colorado, on June 16, 2023, there were present:

Douglas D. Stone, Chairman	Present
Steve Burgess, Vice Chairman	Present
Wayne Ewing, 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:

RESOLUTION #1094 It was moved by Commissioner Burgess and seconded by Commissioner Ewing to adopt the following resolution:

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF LINCOLN COUNTY, COLORADO, ACKNOWLEDGING THE CREATION OF AN APPROXIMATELY TWENTY-THREE (23) ACRE PARCEL OF REAL PROPERTY AND EXEMPTING THE PROPERTY FROM THE SUBDIVISION EXEMPTION PROCESS DEFINED IN THE LINCOLN COUNTY SUBDIVISION REGULATIONS

WHEREAS, an application has been made by Donald and Della Knutson from the Lincoln County Subdivision Regulations on a parcel of land, approximately twenty-two and ninety-four one hundredths (22.94) acres in size more or less, in Lincoln County described as follows:

A PARCEL OF LAND SITUATION IN THE NORTHWEST ¼ OF SECTION 32, TOWNSHIP 7 SOUTH, RANGE 54 WEST OF THE 6TH PRINCIPAL MERIDIAN, LINCOLN COUNTY, COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWEST CORNER OF SAID SECTION 32, TOWNSHIP 7 SOUTH RANGE 54 WEST OF THE 6TH PRINCIPAL MERIDIAN, AND CONSIDERING THE NORTH LINE OF SAID SECTION 32 TO BEAR NORTH 90° 00' 00" EAST; THENCE NORTH 90° 00' 00" EAST ALONG THE NORTH LINE OF SAID SECTION 32, A DISTANCE OF 1589.83'; THENCE SOUTH 00° 00' 00" EAST, A DISTANCE OF 636.91'; THENCE SOUTH 89° 45' 08" WEST, A DISTANCE OF 590.55'; THENCE NORTH 83° 20' 38" WEST, A DISTANCE OF 161.27'; THENCE NORTH 89° 52' 41" WEST, A DISTANCE OF 842.71' TO A POINT ON THE WEST LINE OF SAID SECTION 32; THENCE NORTH 00° 20' 02" EAST ALONG THE WEST LINE OF SAID SECTION 32, A DISTANCE OF 618.99' TO THE POINT OF BEGINNING, SAID PARCEL CONTAINING 22.94 ACRES, MORE OR LESS.

WHEREAS, the request for this exemption did not include a request for a change of use of the property; and

WHEREAS, under Section II-27-D-Subdivision, the Board of County Commissioners may exempt from this definition of the terms "subdivision" and "subdivided land" any division of land if the Board of County Commissioners determines such division is not within the purposes of this article.

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Lincoln County that the above described parcel be excluded from the provisions of the Lincoln County Subdivision Regulations so long as there is not a change in the present use of the property.

BE IT FURTHER RESOLVED that this exemption from the provisions of the Lincoln County Subdivision Regulations excludes any future division of the property without subsequent approval by the Board of County Commissioners.

Upon roll call the vote was:

Commissioner Ewing, Yes; Commissioner Burgess, Yes; Commissioner Stone, Yes.

The Chairman declared the motion carried and so ordered.

Board of County Commissioners
of Lincoln County

ATTEST:

Clerk of the Board

Mr. Burgess moved to approve the Colorado Championship Ranch Rodeo event application. Mr. Stone seconded the motion. Mr. Burgess and Mr. Stone voted to approve the application, and Mr. Ewing abstained due to a conflict of interest.

Mr. Burgess reported attending the Centennial Mental Health meeting in Fort Morgan on June 8. Bruce Walters told him that the new blade's lift kit was \$15,000 since they didn't take them off when they traded for the John Deere blades. District 2 helped District 3 haul asphalt. Mr. Burgess toured County Roads 3T, 3R, and 3S on June 10. He also looked at the culvert pipes on County Road 27, north of 3T. On June 12, Mr. Burgess went to Genoa, where he and Mr. Walters discussed which spots to pave on County Highway 109. They also discussed that the price of a new CAT motor grader was \$223,000. Since there had been a lot of rain in spots, the road crew worked on equipment. Mr. Burgess checked out the area north of Genoa where the crew used the new mower, and then he picked up the plans for the Genoa and Karval shops from Structures Unlimited. Bart O'Dwyer asked about replacing the roof on the Karval shop. Mr. Burgess attended the Baby Bear Hugs meeting in Yuma on June 14, a joint meeting of staff and the board of directors. He and Greg Etl discussed the bridge north of Genoa. They needed to design it according to state specs, but if the county could prove it could build it cheaper, then DOLA would get involved. Mr. Burgess said they needed to design it by August, and they would have to ask Mr. Etl if it qualified. They could apply for DOLA funds to design it. Mr. Burgess and Mr. Etl also discussed declaring an emergency in the county due to flooding. He contacted Emergency Manager Ken Stroud, discussed it with Mr. Stone and Mr. Ewing, and said they would have to track all costs. Mr. Burgess checked on County Road 38, north of County Road 4C, where the rain had washed out part of the road. The washout was fifty feet by forty feet and eight feet deep on the front side and even more on the east side, facing north. There was only one six-foot pipe left. Mr. Burgess said they'd need more pipe and a lot of dirt to fix it, and he didn't know where they would get it. The road crew paved part of County Highway 109 north of Genoa. Mr. Burgess attended the county picnic on June 15, where he talked with Mr. Stroud about the emergency declaration for rain damage to county roads. Mr. Burgess mentioned that the county had a West Nile Grant through Public Health approximately ten years ago, where the director purchased mosquito dunks to hand out to county residents. Mosquitoes were bound to be a problem again because of all the rain, and Mr. Burgess suggested asking Kelly Meier if she had any helpful information. Lastly, Landfill Manager Allen Chubbuck reported that the new radiator hose for the packer cost \$530.

Mr. Ewing reported checking roads and paving projects after the meeting on June 7. He also discussed road signs with Chris Monks. The county received good moisture from June 9 through June 11, with some areas getting a little too much. Mr. Ewing talked to Chris Monks about DEF. On June 12, Mr. Ewing spoke with Mr. Monks about road closures and a sinkhole by the Big Sandy bridge, which they discussed further on June 13. They also discussed a weed discovered growing along County Road 2W. After researching it, Mr. Ewing said it was Curly Dock, a perennial best controlled with Tordon and Amine 2,4-D. He said mowing would spread it. On June 14 and 15, Mr. Ewing attended and participated as the only commissioner at an assessors' and appraisers' Zoom meeting. He also attended the county picnic on June 15, after which the commissioners and Mr. Piper met with Mr. Stroud about flood disaster funding.

At 9:35 a.m., Mr. Stone opened the public hearing to adopt the 2018 International/Residential Building Codes. No public attended. Mrs. Lengel recorded the hearing, which will remain on file in the county clerk's vault for the statutory ninety days. Mr. Piper said they had advertised the hearing for the required fourteen days in the local papers. Mr. Stogsdill said no one had come to his office to review the proposed codes.

Mr. Ewing moved to adopt a resolution adopting the 2018 International/Residential Building Codes. Mr. Burgess seconded the motion, which carried unanimously.

At a regular meeting of the Board of County Commissioners of Lincoln County, Colorado held in Hugo, Colorado on June 16, 2023, there were present:

Douglas D. Stone, Chairman	Present
Steve Burgess, Vice Chairman	Present
Wayne Ewing, 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:

RESOLUTION #1095 It was moved by Commissioner Ewing and seconded by Commissioner Burgess to adopt the following resolution:

2018 INTERNATIONAL/RESIDENTIAL BUILDING CODE ADOPTION RESOLUTION

WHEREAS, Lincoln County has adopted resolution 909 and which adopted and implemented the 2006 Universal Building Code, and

WHEREAS, international/ residential building codes are updated every three years, and

WHEREAS, Lincoln County is opting to update to the 2018 International/Residential Building Code, and

WHEREAS, Lincoln County has attached amendments to the 2018 International/Residential Building Code to better suit the residents of Lincoln County, and

WHEREAS, the Lincoln County Land Use Administrator's building inspector's certification is required to coincide with the 2018 International/Residential Building Code.

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Lincoln County that the 2018 International /Residential Building Code with the attached amendments is hereby adopted and said code is effective immediately upon adoption of this resolution.

Upon roll call the vote was:

Commissioner Ewing, Yes; Commissioner Burgess, Yes; Commissioner Stone, Yes.

The Chairman declared the motion carried and so ordered.

Board of County Commissioners
of Lincoln County

ATTEST:

Clerk of the Board

Mr. Burgess asked Mr. Stogsdill for an update on the Anthony Johnson residence on State Highway 71, asking if Mr. Johnson did anything with the mobile home as instructed the previous year. Mr. Johnson claimed he would convert the trailer to an office and applied for a building permit on May 15. Mr. Johnson still hadn't paid for the permit, even though Mr. Stogsdill had emailed him, so Mr. Stogsdill took it to the Treasurer's office. He also checked at the clerk's and assessor's offices and discovered that Mr. Johnson never titled the trailer in his name and didn't legally own it.

Mr. Kimble asked if the mobile home was habitable, but Mr. Stogsdill said it wasn't. Mr. Burgess thought the county had the right to remove the trailer, and Mr. Kimble clarified that they could do it under the county's nuisance ordinance. Like the Cameron property, Mr. Kimble said they could file a warrant for seizure and due process and have it removed. Mr. Stogsdill said they couldn't determine who owned it, and Mr. Johnson would have to go through the bond title process to find out. Mr. Kimble asked if Mr. Johnson owned the property and if it complied with the county's ordinances, to which Mr. Stogsdill responded that he did and everything else was up to code.

Mr. Ewing asked if they had to wait until June 29 to act on it since that was the date they'd given Mr. Johnson to comply. Mr. Kimble said that was correct.

Mr. Stogsdill brought up the property on County Highway 109, and Mr. Kimble said he saw two approaches to the problem, either following the county's nuisance ordinance or the zoning ordinance. The nuisance ordinance dictated no more than fifty tires, which the owner violated with numerous vehicles, and, under the zoning ordinance, the property was considered agricultural. He felt the Board could start with a strict letter stating violations of both ordinances and explaining that if the landowner didn't want to follow the state's guidelines for a junkyard, they were out of compliance and couldn't run that type of business on the ag-zoned ground.

Mr. Ewing asked if there were acreage stipulations or if the county could change the zoning, but Mr. Kimble said there weren't, and they couldn't because changing the regs had to make sense for the entire county. He asked Mr. Stogsdill if the owner could reapply for the junkyard permit, but they never submitted the application to the state. Mr. Kimble noted the county regulations list junkyards as a special use. Mr. Ewing stated that he liked property rights, so if there was a way to let landowners use their property as they wanted, they should. Mr. Stogsdill commented that the party starts projects and stops them but never finishes anything. He has called, emailed, and sent numerous reminders, but the landowner doesn't respond.

At 10:00 a.m., Regional Veterans Service Officer Glen Marciniak met with the Board to discuss the position of Lincoln County Veterans Service Officer. He'd been the Kit Carson County VSO since 2014 but joined the state last year as the Northeast Regional VSO. Due to negligence in fulfilling state statutes, the Colorado Board of Veterans Affairs created a department that, in turn, formed an audit division. David Callahan then joined the unit and helped correct many of the discrepancies discovered in the audit. One of the problems was how they handled accreditation and certification of VA officers, but Mr. Marciniak said everything would change when the new policies and procedures came out, and how they conducted business going forward would help them better comply with C.R.S. He highly suggested that the commissioners read the manual when the state released it.

David Callahan implemented regional VSOs to support the county VSOs and initiated a reference guide on processing claims and performing various other job duties. The new document would give the commissioners better ideas of the county service officer's responsibilities. Mr. Marciniak noted that the annual GDX report was a detailed county report showing the number of veterans receiving benefits. Unfortunately, the document didn't reflect how many vets *didn't* receive benefits, and those were the people they wanted to reach. Currently, 356 vets receive benefits in Lincoln County, and they paid over \$3.9 million in FY 2022/2023. Mr. Ewing asked if the number included the prison population, and Mr. Marciniak said it did, but incarcerated vets only received ten percent of their benefits.

Mr. Marciniak stated he hadn't supported Joy Johnson's decision to step down from her position as the Lincoln County VSO, especially since she'd received her accreditation, which took a lot of time and money to obtain. Not only that, but she did an excellent job and would have continued to be a tremendous asset to the county. Female VSOs were rare, so having one was an enormous asset, particularly to female vets who often didn't want to discuss personal claims with male officers. Mr. Marciniak said he'd tried to contact Mrs. Johnson numerous times to try and change her mind about the job, but she'd not responded to his emails. Mr. Piper told him it might have been because Mrs. Johnson had turned in her computer equipment when she quit. Mr. Marciniak cautioned the Board to ensure the next CVSO was well aware of how hard incarcerated individuals work to manipulate outsiders if the officer planned to visit the correctional facility.

Mr. Stone asked if vets knew who to contact now that the position was vacant. Mr. Piper said he'd gone through Mrs. Johnson's list and contacted those who were active, and Mr. Marciniak

said some had reached out to him. He warned the group to be extremely careful to understand and follow the confidentiality requirements.

Mr. Marciniak said the pay would increase based on the required accreditation hours, which would soon go to one thousand hours. The Colorado Board of Veterans Affairs received more money after the last legislative session, and it planned to ask for more again during the next session. The state hoped to take over more expenses and wanted to raise VSO wages since they made roughly \$3.72 per hour.

Mr. Piper asked if that meant the county should indicate a higher pay rate when advertising for the CVSO position. Mr. Marciniak said to stick with the county's current pay, as they could reevaluate and increase it after thirty, sixty, or ninety days. He said the incentive helped encourage the CVSO to obtain their accreditation, which, purposefully, was not easy.

The Board had no further questions for Mr. Marciniak and thanked him for his time. Mr. Marciniak left at 10:45 a.m.

Mr. Stone gave his commissioner report, stating that he checked out the District 3 paving location on June 7. They finished at noon on June 8, and Mr. Stone looked at it again. On June 13, Mr. Stone attended the Colorado East Community Action Agency meeting and went to the county picnic on June 15.

The Board reviewed a resolution regarding commissioner redistricting, and Mr. Kimble clarified that the main reasons for not changing boundaries were lack of time and no GIS expertise. Mr. Burgess moved to adopt a resolution regarding commissioner redistricting. Mr. Ewing seconded the motion, which carried unanimously.

At a regular meeting of the Board of County Commissioners of Lincoln County, Colorado held in Hugo, Colorado on June 16, 2023, there were present:

Douglas D. Stone, Chairman	Present
Steve Burgess, Vice Chairman	Present
Wayne Ewing, 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:

RESOLUTION #1096 It was moved by Commissioner Burgess and seconded by Commissioner Ewing to adopt the following resolution:

WHEREAS, C.R.S. 30-10-306(4) states that after each federal census of the United States each Commissioner district shall be established, revised or altered to assure that such districts

shall be as nearly equal in population as possible based on such census, minus the number of persons serving a sentence of detention or confinement in any correctional facility in the county as indicated in the statistical report of the department of corrections for the most recent fiscal year. The establishment, revision or alteration of districts required by this subsection shall be completed by September 30th of the odd-numbered year following such census; and

WHEREAS, the Board of County Commissioners of Lincoln County reviewed population data from 1970, when the last redistricting of the County Commissioner districts occurred, and the census counts from 1980, 1990, 2000, 2010 and 2020; and

WHEREAS, after this review of historical and current data the Board of County Commissioners of Lincoln County decided that the county is lacking in the appropriate geographic information system (GIS) technology to accurately create new districts without outside support which is not readily available; and

WHEREAS, C.R.S. 30-10-306 (5) requires boards of commissioners to hold a public hearing on the proposed commissioner district boundaries no less than thirty days before adopting a resolution to change commissioner district boundaries; and

WHEREAS, although the county is currently implementing GIS, time constraints will not allow for an accurate redistricting process to occur before the September 30, 2023 deadline in order to comply with the 2023 Coordinated elections.

NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners of Lincoln County hereby declares that the current Commissioner district boundaries will remain the same, with no changes, and are as follows:

District Number One: All that part of Lincoln County lying east of the range line Between Range 54 West and Range 55 West of the 6th Principal Meridian.

District Number Two: Sections seven, eight and nine, and that part of sections sixteen, seventeen and eighteen, all in Township 9 South, Range 55 West of the 6th Principal Meridian, lying north of the Chicago Rock Island (now abandoned) and Union Pacific Railway Company right of way.

District Number Three: All that part of Lincoln County lying west of the range line between Range 54 West and Range 55 West of the 6th Principal Meridian, except that part which is District Number 2.

Upon roll call the vote was:

Commissioner Ewing, Yes; Commissioner Burgess, Yes; Commissioner Stone, Yes.

The Chairman declared the motion carried and so ordered.

ATTEST:

Clerk of the Board

At 11:00 a.m., Trisha Herman, the Community Relationship Manager for the Colorado Housing and Finance Authority, met with the Board to discuss the CHFA. Economic Development Director Troy McCue arrived shortly after. Ms. Herman said that while most people thought of CHFA as affordable housing, her job was to provide homeownership resources, often to help first-time homeowners obtain funding. They also cover multi-family financing and business development and have a low-income tax credit program. Mr. McCue noted CHFA provided a technical assistance grant program that helps entities move toward the shovel-ready stage. Ms. Herman said that while CHFA couldn't pay for designs, it did cover housing studies to help areas get to a point where they could apply for funding. The Board had no questions for Ms. Herman or Mr. McCue, and they left.

Jail Captain Michael Yowell arrived at 11:17 a.m. to inform the Board that an inmate had assaulted four sheriff's deputies the night before. He was working on transferring the inmate again but wanted the commissioners to be aware of possible Workers' Compensation claims from the deputies.

Mr. Kimble reported receiving the judgment for the Cameron property and sending a letter to the county treasurer to put the lien on the tax roll. He also completed the Statement of Lien for public notice, but before he could record it, Mr. Cameron filed for Chapter 7 bankruptcy, automatically staying any actions against him. Mr. Kimble felt it might not be an issue since the lien was on the property but said he would check to see if he could still record the lien.

Mr. Kimble asked for further updates on the Karval Water Authority situation, and Mr. Stone said that KWU had a meeting the night before, but he'd missed it. Mr. Piper had talked to Dawn with GMS, who planned to attend the meeting. Mr. Kimble said he thought they were establishing a contract, and since the water authorities owned their assets, the county had no financial obligation. Mr. Piper noted that GMS was looking into what it would cost to form the organization and that KWU had gotten a \$10,000 grant. He asked if the Board wanted to meet with the Karval Water Users and the Crowley County commissioners to ensure they were still planning to be the second signer on the documents. Mr. Stone said he thought they could ask one of the municipalities to be the second government organization listed. Mr. Kimble responded that since the southern counties had far more water authorities, it would be best to use Crowley County, which was aware of the situation.

Mr. Kimble said he'd received information from RockSol Consulting, who wanted a basic contract approved by the Board. Mr. Burgess noted that since the commissioners already approved it, Mr. Piper could sign the contract.

At Mr. Kimble's attorney's conference, he'd learned that any new bathrooms or renovations to existing restrooms would have to be non-gender, affecting the repairs to the restrooms in the jury assembly room. He also learned that the November conferences would be via Zoom, which was disappointing as he liked the in-person format much better. They also discussed mediation for employees who file complaints with the state, but most counties don't. Lastly, Mr. Kimble said that Mr. Burgess brought him an email from Casey Wiersma that LaRay Patton gave the Board at their last meeting.

Mr. Piper asked the commissioners if they wanted GMS on the call with the Karval Water Users and Crowley County commissioners, and they agreed it would be a good idea.

Mr. Piper asked how he should respond to the email regarding the county's bridge failures, and Mr. Burgess said District 2 would try and replace the bridge on County Road 33 over Hell Creek. They would also clean out the trash under the bridge on County Road 27 when the weather permits. Mr. Stone said District 3 had one where the pilings were rotting, but fixing it was beyond their expertise. He noted that the other bridge has too low of a railing, but every time they fix it, the cows knock it back down, or someone hits it with a tractor. Mr. Ewing said District 1 had a bridge needing a load limit sign, but it was on private property. Mr. Stone told Mr. Piper that the commissioners were aware of the issues but had to wait until the water receded or they got instructions on how to proceed with repairs.

Mr. Piper shared copier quotes for the Extension office. The Xerox lease option (done by the other courthouse departments) was \$228 monthly with a maintenance contract. To buy it outright with no maintenance contract was \$11,700. The Ricoh model, without ink, was \$9,300 to purchase with \$250 shipping. They didn't offer a lease option, and the ink cartridges would run \$930. The additional maintenance agreement was \$100+ per month but didn't cover paper, toner, or network support. It would also cost \$.03 per black copy and \$.07 per colored copy, with an 18,000 copy minimum.

Mr. Stone said they should do what the other departments did and lease a Xerox, and Mr. Burgess and Mr. Ewing agreed. Mr. Piper said he'd let them know.

Mr. Kimble provided the updated Intergovernmental Agreement regarding road maintenance with the Town of Hugo for County Road 32, aka Third Avenue, aka County Highway 109. Mr. Burgess moved to sign the IGA, and Mr. Ewing seconded the motion, which carried unanimously.

Mr. Stone called for other business, and Mr. Burgess said that he, Steve Noble, Chris Monks, Travis Miller, and Bruce Walters met at the bridge on County Road 33 on June 13. It was 27' wide x 45' long, and Mr. Noble estimated \$241,000 to fix it, not including the concrete. Since

they'd need an engineer, RockSol agreed to estimate their engineering costs. Mr. Burgess said they could return to DOLA later with the consulting firm's input. The group then met at the bridge south of the courthouse on County Highway 109 but learned that Mr. Noble's system wouldn't work for it.

Mr. Piper asked if the commissioners wanted to adopt the local emergency disaster declaration resolution. Bruce Walters and Ken Stroud planned to meet the following Monday to compute repair estimates on the damaged county roads. Mr. Burgess moved to adopt a resolution declaring a local disaster emergency, and Mr. Ewing seconded the motion, which carried unanimously.

At a regular meeting of the Board of County Commissioners of Lincoln County, Colorado, held in Hugo, Colorado on June 16, 2023, there were present:

Douglas D. Stone, Chairman	Present
Steve Burgess, Vice Chairman	Present
Wayne Ewing, 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:

RESOLUTION #1097 It was moved by Commissioner Burgess and seconded by Commissioner Ewing to adopt the following resolution:

LOCAL DISASTER EMERGENCY DECLARATION

WHEREAS, pursuant to C.R.S. § 24-33.5-709, a local disaster may be declared only by the principal executive officer of a political subdivision; and

WHEREAS, Lincoln County suffered or there is an imminent threat that Lincoln County will suffer from widespread or severe damage, injury or loss of life or property resulting from unusually large amounts of rain and hail during a flash flood like event that occurred from June 11, 2023 through June 13, 2023; and

WHEREAS, the damage caused by the before mentioned rain and hail have left vast parts of the county in a state where normal amounts of precipitation could abnormally negatively affect Lincoln County roads and other property; and

WHEREAS, the magnitude of responding to and recovering from the impact of the thunderstorms/hailstorms is far in excess of the County's available resources.

NOW, THEREFORE BE IT RESOLVED, there is hereby declared a local disaster.

Upon roll call the vote was:

Commissioner Ewing, Yes; Commissioner Burgess, Yes; Commissioner Stone, Yes.

The Chairman declared the motion carried and so ordered.

Board of County Commissioners
of Lincoln County

ATTEST:

Clerk of the Board

Mrs. Lengel said she'd received quotes from Automatic Access, Inc. for ADA access to the two doors in the new secure election room but had decided against it on the server room door. The estimate for the exit from her office into the election room was \$3,305.05. The commissioners agreed that all offices should have access. Mrs. Lengel said she would take pictures of the administrator's, assessor's, commissioners, and DHS office doors and send the photos to Automatic Access.

Mrs. Zwick left, and Mr. Stone asked what the others wanted to do about the Land Use Administrator, who still hadn't passed his test. Mr. Piper said that Mr. Stogsdill told him he had one more attempt. Mr. Burgess asked how much they cost, but Mr. Piper wasn't sure. The commissioners agreed that Mr. Stogsdill should have to pay for future tests since they made Road & Bridge employees pay for subsequent CDL tests. Mr. Stone said they had to give Mr. Stogsdill a deadline, and they agreed on the end of the month. Mr. Piper called Mr. Stogsdill, who met with the Board at 12:34 p.m.

Mr. Stogsdill said he could get back into the system and would retake the test. He'd disputed his last score and contacted ICC, but they had fifteen days to respond with their decision. Mr. Stone told him he had until June 30 to pass the test, or they would have to let him go. He also told Mr. Stogsdill that he would have to pay for additional tests that he took. Mr. Ewing said the county had invested a lot in him and hated to lose the investment, and Mr. Burgess asked Mr. Stogsdill to let them know the outcome at their meeting on June 29.

Mr. Stogsdill left, and Mr. Stone adjourned the meeting at 12:42 p.m. The next meeting will be at 9:00 a.m. on June 29, 2023.

Corinne M. Lengel, Clerk of the Board

Doug Stone, Chairman