

## UNOFFICIAL MINUTES FOR AUGUST 28, 2014

The Regular Meeting of the Kiowa County Commissioners was called to order at 9:00 a.m. by Chairman Richard Scott on August 28, 2014. Scott opened the meeting with prayer and Pledge of Allegiance. Those attending were:

Richard Scott, Commissioner  
William E. Koehler, Commissioner  
Donald Oswald, Commissioner  
Debra C. Lening, County Clerk  
Peggy Dunlap, Administrator

Cindy McLoud attended as a visitor.

Minutes from the August 13, 2014 Regular Meeting was presented. Koehler made the motion, seconded by Oswald, to approve the Minutes as presented. All Commissioners voted affirmative.

The agenda was reviewed. One addition was made to the agenda, to wit: Old Business - #10 – Extension Interviews. Scott made the motion, seconded by Koehler, to approve the agenda with the addition. All Commissioners voted affirmative.

Rachel Wallace, the new Director of Southeast Small Business Development Center (SBDC), who replaced Bill Dutro, met with the Commissioners to introduce herself to the Commissioners and to present information on new programs SBDC is offering. Wallace started her new position in May. Clients consulted in 2013 totaled 922. Jobs created in 2013 in the 6 county area totaled 305 with 244 jobs retained. The capital formation for the area was \$14,882,807 in 2013. One of the new programs is SBDC Advanced, which is a new business development program that focuses on helping Colorado counties to grow by providing customer-fit market research and corporate-level tools that might otherwise be out of reach for small to mid-sized businesses. These businesses can then use this data to make informed strategic growth decisions. There are three levels available in this program – gold, silver, and copper. Another program is titled Connect for Health Colorado to help small businesses understand the healthcare insurance exchange. The third program is Connect2DOT. This program is an innovative partnership between the SBDC and Colorado Department of Transportation (CDOT) designed to help small businesses in the transportation industry become more competitive and successful in contracting with CDOT and other local transportation agencies.

The vouchers were reviewed. No vouchers were questioned. Oswald made the motion, seconded by Koehler, to approve and sign all of the vouchers. All Commissioners voted affirmative.

The contract with the hospital for the Public Health building was reviewed. The County Attorney made some changes to the contract, so the hospital needs to amend the contract before it can be approved and signed.

There was continued discussion regarding pricing on generators for the old day care where Public Health will be located. The size of generator needed was discussed. Estimates will continue to be gathered.

V&S Railroad activity was discussed. KCVN, LLC (the firm that offered to buy the railroad) is going to District Court in Crowley County for a temporary restraining order to stop the dismantling of the railroad. Scott stated the Commissioners have been in contact with Rail Attorney Tom McFarland to do some legal work on behalf of Kiowa County. Oswald made the motion, seconded by Koehler, to authorize Attorney Tom McFarland to expend up to \$1,100 in county funds for battling the railroad dismantling. All Commissioners voted affirmative. Crowley County has done the same in authorizing McFarland to represent them in this battle. KCVN, LLC has now stepped in to take over the battle to preserve the line.

Bill Wilcox entered the meeting at 9:45 a.m. as a visitor.

The landfill was discussed. The meeting with CDPHE will be October 1<sup>st</sup> at 10:00 a.m. in Denver. The Commissioners will ask Scott Pieratt with ALTUS and Keith Seimsen with Southeast Environmental Health to go with them.

Colorado Tire Recycling LLC was discussed. Until the Commissioners meet with CDPHE regarding the landfill, no decisions can be made with regard to Colorado Tire Recycling.

DSS Director Dennis Pearson met with the Commissioners regarding several items. The Core Services Plan for 2014-2015 was presented. Oswald made the motion, seconded by Koehler, to approve the Core services Plan for 2014-2015. All Commissioners voted affirmative. The GED Contract (for the TANIF program) was presented. Oswald made the motion, seconded by Koehler, to approve the GED Contract between Richard Medina and DSS, and to include the purchase of three laptop computers not to exceed \$1,600. All Commissioners voted affirmative. Pearson said he has been working on the DSS budget. Pearson asked for an executive session for personnel matters. Scott made the motion, seconded by Koehler, to go into Executive Session pursuant to C.R.S. 24-6-402(4) (f) for personnel issues at 10:35 a.m. All Commissioners voted affirmative.

The Regular Meeting resumed at 11:05 a.m.

Terry Koehn with Wagner Equipment and the three Road & Bridge foremen met with the Commissioners. The V-Plows were ordered and will be delivered in October. The foremen discussed the truck tractor issue.

Koehler made the motion, seconded by Oswald, to authorize the purchase of the 2008 Mack Truck Tractor at Bruckner's in Lubbock, Texas in the amount of approximately \$52,000 with trade-in. All Commissioners voted affirmative.

Amy Kelley with the Extension office met with the Commissioners to present the CSU Extension Quarterly Report. They discussed Extension interviews and who might be invited to sit in on the interviews. Due to a conflict with the interview date, Koehler made the motion, seconded by Oswald, to move the Regular Commissioner Meeting date from September 9<sup>th</sup> to September 12<sup>th</sup>, 2014. All Commissioners voted affirmative. Kelley asked for an executive session for personnel matters. Koehler made the motion, seconded by Oswald, to go into Executive Session pursuant to C.R.S. 24-6-402(4) (f) for personnel issues at 11:35 a.m. All Commissioners voted affirmative.

The Regular Meeting resumed at 11:55 a.m. The Commissioners recessed for lunch.

Catherine Anderson met with the Commissioners to request help from Road & Bridge on a project started years ago. Anderson needs a backhoe to fill in the Arlington church basement. The Commissioners told her she would have to hire a private business to do the work; that R&B no longer does that sort of service per policy and the County will not compete against private business.

There was discussion regarding camper hook-ups at the fairgrounds. National Parks Service (NPS) was requesting parking for some campers at the fairgrounds for an event on September 21<sup>st</sup>. Commissioners said campers can park out there but hook-ups will not be available. All units must be self contained. Restrooms will not be available for use either.

The Sheriff's report was signed and filed.

The Veterans report was reviewed.

The TV tower SAGE, SEBREA, SCEDD and SECED reports were given.

The Towner Bus Tragedy report was given. The kiosk will have four panels for information.

There were no time-off requests.

Oswald made the motion, seconded by Scott, to send a letter of support for the Regional Tourism Brochure from SEBREA. All Commissioners voted affirmative.

There will be a tour at the Correction Industries in Canon City September 15<sup>th</sup> for the fish farm idea.

Betsy Barnett with CLCEC and Weston Crow-Tucker with the Fair Board met with the Commissioners regarding the dance during the Fair to be held at the American Legion Hall. It's being advertised as the Kiowa County Fair Dance but it is not being sponsored by the Fair Board or the County. The CLCEC Beer Garden on Maine Street is licensed by the State and has liability insurance. The question was who covers the liability for this other dance? It is not a Fair event and is being misrepresented. Barnett stated that the proceeds will not go to the County and this has caused the community to be divisive. The Commissioners said they would not take a stand on this. Scott said he really doesn't like how it was done but there really isn't anything the Commissioners can do about it. Anyone can rent the American Legion Hall and that's out of their control. Barnett asked if the Commissioners would allow the Fair Board to request the "Kiowa County Fair" be removed from the fliers. The Commissioners said they could do whatever they wanted, but it would not be a directive from the Commissioners. Barnett stated that the discussion needs to be for next year for combining an event at the fairgrounds with the Fair Board and CLCEC, but it's too late this year. However, the Fair Board has endorsed the CLCEC Beer Garden and dance, which is one of two money making events for CLCEC. The Fair Board receives no funds from this event, only advertising.

Janet Frederick with NPS met with the Commissioners regarding the DOLA grant for the Murdock Building. The grant was awarded. The contract will be written up. GSA can not write a lease until the building is finished. Koehler and Oswald are still concerned about the County having to come up with \$300,000. Frederick said she is still willing to go to Philanthropy Days to help find more funding for this project. Scott feels this is the best shot the County has for having a rate of return with their investment on this project. He said the County also has an agreement with the Senior Citizens and they've worked hard to bring in funds for this project. This is something positive for the County! Scott feels this is a rare opportunity and the County can afford it. Oswald said the valuation is down so that will be a problem. Scott said this is a revenue stream that won't cost the taxpayers. Koehler stated again that this should be a private business, not government. Scott said that's not an option at this point. After further discussion, Oswald made the motion, seconded by Scott, to accept the DOLA Energy and Mineral Impact Assistance grant in the amount of \$846,750. Scott and Oswald voted aye; Koehler voted nay. Motion carried.

Lower Arkansas Water Shed (LAWA) will be meeting September 12<sup>th</sup> at 6:15 p.m. in Las Animas. The Commissioners have a Commissioner Meeting that day and won't be able to attend.

The Kiowa County Personnel Policy Manual states on Page 9, Item 7, Paragraph 3, "Employees who do not return to work following the expiration of their FMLA leave will be considered to have resigned effective the last day of their approved FMLA leave period." Based on this policy, Scott made the motion, seconded by Oswald, to accept the resignation of Charlotte Phillips, thanking her for her many years of service. All Commissioners voted affirmative.

Terry Rook with American Fidelity Insurance (AFI) met with the Commissioners. AFI is an associate member with CCI to help counties and municipalities save time and money. They do nothing with health insurance. They do consulting with employees to find out what their needs are and help steer them in that direction. They have an association plan to offer the employer, which is a group plan that includes, but is not limited to accident insurance, disability insurance, dental insurance, and vision insurance. Rook will come out during open enrollment to visit with the employees.

The next Regular meeting will be September 12<sup>th</sup>, 2014.

With no further business, Oswald made the motion, seconded by Scott, to adjourn the meeting at 3:38 p.m. All Commissioners voted affirmative.