

COMMISSIONERS PROCEEDING 1

BOARD OF COUNTY COMMISSIONERS

Minutes of Meeting

February 23, 2010

The Board of Morgan County Commissioners met on Tuesday, February 23, 2010 at 9:00 a.m. with Chairman Brian McCracken, Commissioner Tony Carlson and Commissioner Laura Teague in attendance. Chairman Brian McCracken called the meeting to order with the Finance and Accounting Director Michelle Covelli leading the Pledge of Allegiance to the Flag.

CONSENT AGENDA

The following items were on the Consent Agenda:

Consideration of Approval of Minutes dated February 16, 2010

Ratify Approval of General Fund Expenditures, Month of January 2010, Warrant No. 9123236 through 9123413

Ratify Approval of Social Services Fund Expenditures, Month of January 2010, Warrant No. 1011772 through 1011857

Ratify Approval of Road and Bridge Fund Expenditures, Month of January 2010, Warrant No. 1104224 through 1104255

Ratify Approval of 911 Emergency Telephone Fund Expenditures, Month of January 2010, Warrant No. 1600705 through 1600711

Ratify Approval of Central Services Fund Expenditures, Month of January 2010, Warrant No. 4109313 through 4109382

Ratify Approval of Ambulance Service Fund Expenditures, Month of January 2010, Warrant No. 4205160 through 4205195

Ratify Approval of Solid Waste Management Fund Expenditures, Month of January 2010, Warrant No. 4402967 through 4402990

Ratify Approval of Lodging and Tourism Fund Expenditures, Month of January 2010, Warrant No. 7200440 through 7200442

Ratify Chairman Brian McCracken's signature for assignment of debt collection to Wakefield & Associates for Morgan County Ambulance Service client accounts

Ratify Managing Commissioner Tony Carlson's signature for the County Veteran's Service Officers Monthly Report and Certification of Pay for the month of January 2010

Ratify Approval of the Lease Agreement with Option to Buy Material between Morgan County and Eugene Vancil, Vancil Gravel Pit, automatic 1 year renewal commencing on 3/1/10 through 2/28/11

Ratify Approval of the Lease Agreement with Option to Buy Material between Morgan County and Gwen Miller, Barbara Wechsler, and James Green, as tenants in common, Green Gravel Pit, automatic 1 year renewal commencing 3/1/10 through 2/28/11

Commissioner Carlson made a motion to approve all items on the Consent Agenda. Commissioner Teague seconded the motion. Motion carried 3-0.

GENERAL BUSINESS AND ADMINISTRATIVE ITEMS

RESOLUTION

2010 BCC 07

A Resolution Interpreting the Eligibility for the Morgan County 401(a) Retirement Plan

The Board of County Commissioners of the County of Morgan, State of Colorado, acting in their capacity as the retirement committee for the Morgan County Government Retirement Plan (the "Plan"), hereby adopt the following Interpretive Resolution Regarding 401(a) Plan Eligibility:

WHEREAS, the September 8, 2009 Adoption Agreement for the Morgan County Government Retirement Plan (the "Adoption Agreement") provides in its Addendum on page 1, paragraph A.1 (a)(1) as follows:

The prior vesting schedule specified below shall apply to the contributions specified below with respect to the participants who satisfy the requirements also specified below: Employees hired prior to 1/1/2008 will be 100% vested in his Employer Contributions.

WHEREAS, there has been some uncertainty by County staff regarding the interpretation of this language. In particular, whether this language is intended to apply to any employee of the County who participated in the Plan at any time prior to 1/1/2008 regardless of their employment status and Plan participant status with the County on 1/1/2008, or whether this language was intended to apply only to employees of the County that were in active employment with the County and also participating in the Plan or earning eligibility service towards participation on 1/1/2008.

WHEREAS, the County did not intend this language to create additional vesting rights in persons who were not both in active employment with the County and also either participating in the Plan on 1/1/2008 or earning eligibility service towards participation.

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NOW BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MORGAN COUNTY COLORADO:

1. The grandfathered vesting provided for by the referenced language from the Adoption Agreement set forth above was and is intended to accelerate the vesting rights only of those County employees that were both in active employment with the County on 1/1/2008 and who were also participating in and contributing to the Plan on 1/1/2008 or earning eligibility service towards participation on 1/1/2008.

DATED this 23rd day of February, 2010.

THE BOARD OF COUNTY COMMISSIONERS MORGAN COUNTY, COLORADO

s/ Brian McCracken
Brian McCracken, Chairman

s/ Tony Carlson
Tony Carlson

s/ Laura Teague
Laura Teague

ATTEST:

(SEAL)

s/ Connie Ingmire
Connie Ingmire, Clerk to the Board

Finance Director Michelle Covelli presented to the Board for approval Resolution 2010 BCC 07. This resolution clarifies that the Morgan County 401 Retirement Plan Document applies to employees that are currently participating in the plan. Covelli noted there has been some confusion regarding the wording for employees that are rehired. There is no change in the plan itself. Commissioner Carlson made a motion to approve Resolution 2010 BCC 07 and Commissioner Teague seconded the motion. Motion carried 3-0.

CONSIDERATION OF APPROVAL-CONTRACT-DIVERSE ASSET MANAGEMENT

Environmental Manager Alberta Naill presented the Alarm Monitoring Contract for the alarm system located at the County Landfill gate office. Naill stressed the alarms were necessary because of the amount of cash receipted throughout the day. The amount of the contract is \$19.95 per month. Finance Director Michelle Covelli stated it would be more effective to pay the amount yearly instead of every month. Commissioner Teague made a motion to approve and authorize the chairman to sign the contract with Diverse Asset Management to be paid in one annual payment of \$239.40. Commissioner Carlson seconded the motion. Motion carried 3-0.

COUNTY OFFICIAL AND DEPARTMENT HEAD REPORTS

Commissioners reviewed the calendar for February 19, 2010 through March 2, 2010 with changes.

UNFINISHED BUSINESS

There was no unfinished business.

CITIZEN'S COMMENT PERIOD

County Surveyor Michael Anderson presented to the Board information on a Morgan County road that has been vacated. The road is located in section 12-4N-56W. Anderson presented information on court cases that have been filed in Morgan County by residents who have property adjoining the road in that area he also had two plat maps he had drafted for the court cases. Anderson questioned why the County would be maintaining the road if it had been vacated by the County. Commissioner Carlson asked to have copies of the information and plat maps so the Board would be able to investigate further.

The meeting recessed at 9:25 a.m.

Respectfully submitted,

Janet Thomas
Deputy Clerk to the Board

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**THE BOARD OF COUNTY COMMISSIONERS
MORGAN COUNTY, COLORADO**

Brian McCracken
Brian McCracken, Chairman

Tony Carlson
Tony Carlson

Laura Teague
Laura Teague

ATTEST:

(SEAL)

Connie Ingmire
Connie Ingmire, Clerk to the Board