

COMMISSIONERS PROCEEDINGS 1

BOARD OF COUNTY COMMISSIONERS Minutes of Meeting October 4, 2016

The Board of Morgan County Commissioners met on October 4, 2016 at 9:00 a.m. with Chair Laura Teague, Commissioner Brian McCracken and Commissioner James Zwetzig in attendance. Chair Laura Teague called the meeting to order and asked Morgan County Clerk and Recorder Susan Bailey to lead the meeting in the Pledge of Allegiance to the Flag.

CONSENT AGENDA

- Ratify the Board of County Commissioners approval of Minutes dated September 27, 2016
- Ratify the Board of County Commissioners approval of Contract 2016 CNT 194, Ritchey Brothers Auctioneers, sale of surplus of assets, Term of Contract October 13, 2016 until completed
- Ratify the Board of County Commissioners approval of Contract 2016 CNT 195, Universal Inspections LTD, annual crane inspections, Term of Contract September 14, 2016 until completed
- Ratify the Board of County Commissioners approval of Contract 2016 CNT 196, Shred-it USA LLC, paper shredding, Term Of Contract September 28, 2016 through September 27, 2017
- Ratify the Board of County Commissioners approval of Morgan County Warrants for the month of August 2016
- Ratify the Board of County Commissioners approval of revisions made to the Morgan County Salary Structure dated on October 3, 2016
- Ratify the Board of County Commissioners approval of transfer of debtors to the State Collections Agency, Ambulance Clients #160799, #161030, #160789, #160880, #160955, #16094, #160842, #160984, #160911, #160743, #160855, #160859, #160873, #160738, #161017
- Ratify Chair Laura Teague's signature on VALE grant application 2016 GRA 012 dated on September 29, 2016
- Ratify the Board of County Commissioners approval of waiver of fairgrounds fees for Keep the Beet Alive dated September 26, 2016
- Ratify Chair Laura Teague's signature on the CTSI employer options for 2017 plan year with no changes dated on September 26, 2016
- Ratify Chair Laura Teague's signature on Stormwater Inspection Form dated on September 29, 2016
- Ratify Chair Laura Teague's signature on Quitclaim Deed between Morgan County and Earl S. Williams and Shirley A. Williams dated on September 29, 2016
- Ratify Chair Laura Teague's signature on the Intergovernmental Agreement between Colorado Department of Natural Resources and Morgan County for Cooperative Wildfire Protection dated on September 29, 2016

Commissioner McCracken made a motion to approve all items on the Consent Agenda as presented. Commissioner Zwetzig seconded the motion and the motion carried 3-0.

GENERAL BUSINESS AND ADMINISTRATIVE ITEMS

Consideration of Approval – RIGHT OF WAY PERMIT - 2016 PMT 28 – Xcel Energy

Morgan County Road Supervisor John Goodman presented to the Board for approval, a Right of Way Permit 2016 PMT 28, with Xcel Energy. Mr. Goodman stated this Right of Way is to trench 13 feet on County Road 3 from an existing gas line located 13 feet west of the east Right of Way of County Road 3 at approximately 1400 feet east of the property line for the purpose of installing new service at 11284 County Road 3. He stated the fees are attached in the amount of \$51.30 and the location has been inspected. Commissioner Zwetzig noted the location should indicate 1400 feet north of County Road L.

Commissioner Zwetzig made a motion to approve Right of Way Permit 2016 PMT 28 with Xcel Energy indicating the permit is to allow a trench 13 feet on County Road 3 from an existing gas line located 13 feet west of the east Right of Way of County Road 3 at appropriately 1400 feet north of County Road L for the purpose of installing new service to 11284 County Road 3 and authorized the Chair to sign. Commissioner McCracken seconded the motion and motion carried 3-0.

Consideration of Approval – RIGHT OF WAY PERMIT - 2016 PMT 29 – Wiggins Telephone

Morgan County Road Supervisor John Goodman presented to the Board for approval, a Right of Way Permit 2016 PMT 29, with Wiggins Telephone. Mr. Goodman stated this Right of Way is to bore under County Road P 60 feet starting at an existing cable in the north right of way of County Road P, at a point 1360 feet west of the intersection of County Road 4 and County Road P in the north Right of Way of County Road P, then boring south 60 feet to the south Right of Way of County Road P for the purpose of installing new service at 11284 County Road 3 known as the Kiowa Creek Development. He stated the fees are attached in the amount of \$150.00 and the location has been inspected.

Commissioner McCracken made a motion to approve Right of Way Permit 2016 PMT 29 Wiggins Telephone reading aloud as outlined on the permit and authorized the Chair to sign. Commissioner Zwetzig seconded the motion and motion carried 3-0.

Consideration of Approval – RIGHT OF WAY PERMIT - 2016 PMT 30 – Town of Wiggins

Morgan County Road Supervisor John Goodman presented to the Board for approval, a Right of Way Permit 2016 PMT 30, with Town of Wiggins. Mr. Goodman stated this Right of Way is for two bores running north and south under County Road P, one starting 1100 feet west of the intersection of County Road P and County Road 4, and the other starting 1120 feet west of the intersection of County Road P and County Road 4 both boring County Road P

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for the purpose of installing a new water line and new sewer line. He stated the fees are attached in the amount of \$250.00 and the location has been inspected.

Commissioner Zwetzig made a motion to approve Right of Way Permit 2016 PMT 30 Town of Wiggins reading aloud as outlined on the permit and authorized the Chair to sign. Commissioner McCracken seconded the motion and motion carried 3-0.

Consideration of Approval – RIGHT OF WAY PERMIT - 2016 PMT 31 – Cactus Acres Dairy

Morgan County Road Supervisor John Goodman presented to the Board for approval, a Right of Way Permit 2016 PMT 31, with Cactus Acres Dairy. Mr. Goodman stated this Right of Way is to trench County Road 10 east and west across County Road 10 at approximately 2,300 feet south of County Road Q for the purpose of burying steel pipe one foot deep. He stated the fees are attached in the amount of \$150.00 and the location has been inspected. Chair Teague asked if the information has been specified in the permit that the sleeve pipe will be removed with Mr. Goodman stating it is not indicated in the permit, but they have stated it would be removed.

Commissioner McCracken made a motion to approve Right of Way Permit 2016 PMT 31 Cactus Acres Dairy reading aloud as outlined on the permit and authorized the Chair to sign. Commissioner Zwetzig seconded the motion and motion carried 3-0.

Consideration of Approval – RIGHT OF WAY PERMIT - 2016 PMT 32 – City of Fort Morgan

Morgan County Road Supervisor John Goodman presented to the Board for approval, a Right of Way Permit 2016 PMT 32, with City of Fort Morgan. Mr. Goodman stated this Right of Way is to trench cross Canfield Avenue (Morgan Heights) and County Road U across County Road U from the north Right of Way to the south Right of Way of County Road U lying north of Canfield Avenue and County Road U intersection, then continuing south the length of Canfield Avenue approximately 1,150 feet to the southern end of Canfield Avenue for the purpose of installing an 18 inch RCP to deliver ditch water to Quail Dunes Golf Course. He stated the fees are attached in the amount of \$415.00 and the location has been inspected. Chair Teague noted the Board did meet with the City of Fort Morgan and citizens last week and listened to concerns that were shared regarding this project.

Commissioner Zwetzig made a motion to approve Right of Way Permit 2016 PMT 32 City of Fort Morgan reading aloud as outlined on the permit and authorized the Chair to sign. Commissioner McCracken seconded the motion and motion carried 3-0.

Commissioner Zwetzig noted the City of Fort Morgan met to help provide an explanation of the project to the citizens and the contractors pledged to work with landowners given there will be some inconvenience in regards to this project.

COUNTY OFFICIAL AND DEPARTMENT HEAD REPORTS

Commissioners reviewed the calendar dated September 30, 2016, through October 11, 2016 with changes.

UNFINISHED BUSINESS

There was no unfinished business.

CITIZEN'S COMMENT

There was no citizen's comment.

At this time, the Board recessed until the public hearing scheduled at 9:30 a.m.

PUBLIC HEARING

Application to amend existing Special Use Permit to expand a livestock confinement facility from 7000 animal units to 14,500 animal units primarily consisting of dairy heifers located in the N1/2 NW1/4 and part of the S1/2NW1/4, and part of the N1/2NE1/4 of Section 19, Township 4 North, Range 56 West of the 6th P.M., Morgan County, Colorado, aka 20830 Co Rd 24 and 20570 Co Rd 24, Fort Morgan, CO 80701.

The hearing was called to order by Chair Teague at 9:30 a.m. in the Assembly Room of the Morgan County Administration Building. Present were Chair Laura Teague, Commissioner Brian McCracken and Commissioner James Zwetzig in attendance. Also present were County Attorney Jeff Parker, John Crosthwait, Planning Administrator and AGPROfessionals, the applicants.

APPLICANT: AGPROfessionals

LANDOWNERS: FELDPAUSCH HOLSTEINS LLC

Planning Administrator John Crosthwait presented the file stating this is an application to amend existing Special Use Permit to expand a livestock confinement facility from 7000 animal units to 14,500 animal units primarily consisting of dairy heifers located in the N1/2 NW1/4 and part of the S1/2NW1/4, and part of the N1/2NE1/4 of Section 19, Township 4 North, Range 56 West of the 6th P.M., Morgan County, Colorado, aka 20830 Co Rd 24 and 20570 Co Rd 24, Fort Morgan, CO 80701.

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He stated the application is a request to amend the existing Special Use Permit 2010 BCC 40 and expand the existing facility footprint and associated appurtenances for calves, dairy heifers as well as increases the animal units from 7000 animal units to 14,500 animal units, primarily consisting of Holstein Dairy Heifers. The cattle will range from calves to mature cattle, which will equate to 14,500 animal units, depending on seasonal influx.

The proposed expansion of the feeding operation will consist of constructing additional pens and storm water ponds, commodity and feed storage area and a cattle and processing and loading area to the south and east of the existing facility. The existing facility is within 800 feet of an existing residence, and a Variance to the required setback was granted by the Morgan County Board of Adjustment on August 21, 2000. The new proposed expansion will meet the setback requirements to other existing residences in the area of the feedlot expansion. Access will remain from Morgan County Road 24, and will not require new access. Morgan County Road 24 is an asphalt paved road.

Mr. Crosthwait stated the applicant has indicated the proposed expansion of the feedlot will require approximately 145,000 gallons of water per day for the 14,500 animal units, and that the necessary water resources are available. The facility presently is served by a ¾ inch Morgan County Quality Water Tap, and the file contains a letter of commitment and engineering study to purchase a 1.5 inch tap from the Morgan County Quality Water District to supplement existing well #1-14163. This well is decreed by the Colorado State Water Court for a commercial feedlot use.

Mr. Crosthwait indicated the file contains extensive material regarding the storm water and drainage pond and sediment basins. There are corrals close to the flood plain of the Wildcat Creek. The site plan and drainage report indicate that no runoff from the feedlot will be allowed to run into the Wildcat Creek. The plan for storm water shall also be in compliance with Colorado Confined Animal Feeding Operations Control Regulation 81 and 61. The file also contains extensive material for waste system design for land application of liquid and solid waste. The file also contains a Nuisance Control Plan addressing dust, odor and pests. The file also contains the Nutrient Management Plan and CAFO Permit.

Mr. Crosthwait confirmed that the application thoroughly addresses compliance with the Morgan County Comprehensive Plan. Financial assurance is also included in the file. He further indicated the facility is located within the Fort Morgan Rural Fire District.

Mr. Crosthwait stated that all appropriate notices, posting and publication requirements have been met. Property is zoned "A" Agriculture. Taxes are current. A portion of the extreme south part of the proposed site is within the floodplain; however it appears that no structures will be within this floodplain identified on the site plan.

At this time, Mr. Crosthwait recommended approval of the Feldpausch Holsteins, LLC Amended Special Use Permit.

At this time the applicants from AGPROfessionals introduced themselves, with Mr. Tim Naylor, AGPROfessionals, address being 3050 6th Avenue, Greeley, Colorado who then introduced Erik Morhlang, address being 20830 Morgan County Road 24, Fort Morgan, Colorado, who is here today representing Feldpausch Holsteins, LLC. Mr. Naylor stated they are requesting an additional 7500 animal units to the existing 7,000 head special use permit. He stated this amendment would allow for 14,500 animal units and also expand the footprint to the existing site. He summarized the presentation he provided to the Board explaining the facility does meet the 1,320 feet setbacks for the new facility whereas the nearest residence is more than 1,500 feet away. He stated this facility is located in the ag zone. He summarized the site plan explaining they will be completing this facility in two phases and outlined those phases in detail. He stated that phase two would not be immediate, it would be possibly within the next two or three years.

He further stated the special use requirements have been reviewed by those necessary and it has been determined that all requirements have been met. He further summarized in detail the consistency with the Morgan County Comprehensive Plan and outlined the various areas of the land use plan in place by Morgan County.

He summarized the detailed proposal they have put in place regarding provisions for the protection of health, safety and welfare. He explained the existing facility has had no issues.

Mr. Naylor stated that protecting ground water and surface water is important and he outlined what will be done to ensure water protection.

Chair Teague asked about the run on water with Mr. Naylor stating they do have some run on water that comes from the north and he explained how that will be diverted to ensure compliance with water protection, and confirmed that it will not increase the flow and that it will only be diverted to allow for historical flows into the Wildcat.

Mr. Naylor outlined that the water supply will be provided by Morgan County Quality Water District as well as a well permit that is in place, and existing permitted wells.

Manure and Water Management was outlined with Mr. Naylor stating that all manure and waste water must be tested and sampled and applied to fields and those fields are required to be tested and all must be balanced. He stated that all records must be maintained and provided as necessary.

Mr. Naylor stated they have provided a nuisance management plan which addresses air quality regarding odor and dust control as well as pest habitats. Cleanliness was also summarized and he stated that this has been an existing operation since 2010 and there have been no issues. Traffic will be located on Morgan County Road 24 and he feels that the concerns that have been shared have been adequately addressed.

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At this time, Chair Teague opened the matter for public comment at which there was no public comment.

At this time, Chair Teague moved to discussion and decision. Commissioner Zwetzig commented about the comments made to expand the footprint, and wanted to clarify for the future, that where the measurements come from in expansion of a footprint. He indicated that it is not defined in our regulations. County Attorney Jeff Parker stated that in section 4, 200-A, explains livestock confinement (facilities) shall be 1,320 feet away from residents and also states from the permitted. He feels the facilities, is any facility that is used for the livestock confinement operation, such as drainage ponds, etc. that would be where the measurements should come from. Commissioner Zwetzig asked if there would be a feed store, would that be part of the permitted area, with County Attorney Parker stating that would be included. Commissioner Zwetzig asked about the placement of equipment, with County Attorney Parker stating that could be looked at in two different ways and explained his opinion as being any structure that is used for the facility. Discussion ensued as to the current regulations possibly needing to be further written to clarify this information. County Attorney Parker stated the way it is written now the Board should look at a pond, a structure, and could review the way it is written to clarify it further.

Commissioner Zwetzig stated that the County has ran into issues regarding the defined permitted line and he would like to see the County having a defined permitted area to ensure future matters be easier to review and feels there should be some future clean up on the County regulations. He mentioned the application indicating 256 acres, and what the proposed site plan is indicating, with Mr. Naylor stating the property is 256 acres, but the facility is not.

Mr. Naylor commented that when they did the original special use permit from the Doty Feedlot, permitting it to Feldpausch, the Planning Administrator at that time, the precedent that was set at that time, the 1,320 feet setback was either from the edge of a structure, a pond, etc. The challenge for the future of Feldpausch could be if someone could come in and limit them for any future expansion. Discussion followed as to the difference between Weld County and Morgan County has in place as to residential purposes, with Weld County not having the 1,320 feet setback.

County Attorney Parker summarized regulation #2-510, indicating that the County must provide notice of a project to landowners within 1,320 feet of the proposed site, and clarified that he believes the County should take note of those from a point of the structure and notify landowners.

Mr. Naylor confirmed that the proposed structures will not be built within the same section given the way that section line is in place, and Commissioner Zwetzig stated that he would like to see the application indicate that the proposed facility be permitted in both Sections, 18 and 19. Discussion followed that the area within Section 18 is in a different name, Charles Feldpausch, with County Attorney Jeff Parker, suggesting that the County obtain some type of authorization for this permit to take place in this location.

Chair Teague asked about the proposed resolution, indicating our land use guidelines define animal units, with this resolution being more specific as any she has seen. She stated that as a decision is made, the old permit is for a maximum of 7,000 animal units, operations and associated facilities and what is being considered today, is 14,500 animal units which shall primarily consist of dairy calves, heifers and mature heifers prior to calving and no milking will be on this site and Chair Teague stated that the word "shall" bothers her. She stated that what that tells her as the dairy industry could change that word "shall" will not allow for any different type of operations. She questioned as these resolutions are completed, that the specificity of language not be in the resolution. Commissioner Zwetzig stated the application was submitted in this manner and not written or proposed by Planning Commission or anyone other than the applicant.

Chair Teague also noted that the wording in regards to the number of truck traffic is of concern and feels it is difficult to measure. Commissioner Zwetzig mentioned that conditions regarding road traffic are something to review as well.

Discussion followed regarding there is currently a variance is on the property of Dan Kendrick, and Commissioner Zwetzig asked if this places any of the confinement area closer to this residence with the applicant stating the expansion will place it further away from this residence. Mr. Crosthwait confirmed that the County did not receive any information from the Kendrick's regarding this application.

Commissioner Zwetzig asked about the new facility being constructed with the proper offsets, with Mr. Naylor stating they will match the existing layouts and will match the existing pens and they will remain where they are now. He confirmed that all the traffic within the facility will be on their property, a county road will not be used.

Discussion followed with Mr. Naylor stating he did send a redlined version of the resolution back to Mr. Crosthwait with his concerns. Commissioner Zwetzig asked about the effluent discharge and how it will be applied, with Mr. Naylor stating it will continue to be applied in the same manner as it is now and it will not create any issues. Mr. Naylor stated that feedlots generate a different type of water waste, compared to a dairy facility. He confirmed that no end guns will be utilized.

Commissioner Zwetzig asked about the diversion of historical water flow, with Mr. Naylor stating it will be going to the east. Commissioner Zwetzig stated the County needs to make an attempt to keep this additional flow of water off of the County Roads. Mr. Naylor stated the expansion of the facility will reduce the amount of water that is being released as they will be required to capture a certain amount of water flow.

Commissioner Zwetzig asked if Exhibit A will need to be revised to match where the Board is actually permitting with County Attorney Parker stating a requirement will need to be made to obtain a letter of authorization from the owner of the property in Section 18 which clarifies agreement of this permit being approved. Commissioner Zwetzig stated this could restrict his ability to sell this property, with County Attorney Jeff Parker stating technically

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it would not restrict the sale of the property, as it is a different parcel. Commissioner Zwetzig believes there should be one owner of the facility to avoid future issues.

Mr. Naylor stated that Charles Feldpausch owns the properties in question, and is not sure how he has that set up as to the different entities he owns. He does not believe it is the County's problem given this property to the north and if he should ever need to do something different with that parcel it would be up to him to come back to the County at a later date. As long as the facility is going to operate, he needs this property to continue to operate and Mr. Naylor does not believe it would be an issue for the next twenty years. County Attorney Parker stated that in the future, he could talk further with the Planning Administrator as to how to handle these types of situations, but does not feel it is necessarily a pertinent requirement for this matter.

Commissioner Zwetzig suggested the resolution be rewritten and asked County Attorney Parker how to proceed. County Attorney Parker stated the Board could approve the resolution with amendments to be made and he would assist the Board with those revisions.

County Attorney Parker suggested that the property located in section 18 be included and the County require a notarized letter from the property owner, Charles Feldpausch authorizing the submitted application and indicate that he is in agreement with the permit for his portion of the property. He also stated that removal of the language in reference to a dairy facility and revise this to indicate a confinement facility.

Section 2H was then discussed regarding vehicle restrictions with Commissioner Zwetzig stating he believes it is appropriate to leave it as written in this resolution but would encourage discussions in revising the language in future matters.

Discussion followed with County Attorney Parker reading aloud the condition in 2H, stating it is difficult to calculate traffic control amounts, with Commissioner Zwetzig asking what would the improvements be to the road for additional traffic given it is paved. Chair Teague asked about the number of trucks per day when it is silage season. After discussion, it was agreed to remove Section 2H.

County Attorney Parker reviewed condition 3D stating that it references the number of animal units and what those animal units should consist of, with Chair Teague reading from the old permit feeling that the permit be a maximum of 14,500 animal units with the decision made to change the wording to reflect the old permit: "14,500 animal units, operations and associated facilities, but to leave the statement regarding no commercial milking operations as it is written.

At this time, a motion was made by Commissioner McCracken to approve Resolution 2016 BCC 030, Granting an Amended Use By Special Review for Expanding a Livestock Confinement Facility located in the N1/2NW1/4 and part of the S1/2NW1/4 and part of the N1/2NE1/4 OF Section 19, Township 4 North, Range 56 West of the 6th P.M., Morgan County, Colorado (20830 and 20570 Morgan County Road 24) noting there will be a revision to the property sections mentioned and the resolution will be reviewed upon by all parties given the suggested revisions noted above. At this time, Mr. Naylor asked to interject, stating he would like it placed on record that the applicant is in agreement with the recommended changes as discussed at today's meeting. County Attorney Parker stated the Board can approve the resolution at a future meeting and this matter be reviewed and documented at a future meeting. Commissioner Zwetzig seconded the motion and motion carried 3-0.

RESOLUTION 2016 BCC 30

A RESOLUTION GRANTING AN AMENDED USE BY SPECIAL REVIEW FOR EXPANDING A LIVESTOCK CONFINEMENT FACILITY LOCATED IN THE N1/2NW1/4 AND PART OF THE S1/2NW1/4 AND PART OF THE N1/2NE1/4 OF SECTION 19 AND PORTION OF SECTION 18, TOWNSHIP 4 NORTH, RANGE 56 WEST OF THE 6TH P.M., MORGAN COUNTY, COLORADO, (20830 AND 20570 MORGAN COUNTY ROAD 24)

WHEREAS, Feldpausch Holsteins, LLC and Charles R. Feldpausch (the "Applicant") has applied for an amended special use permit (the "Application") located in the N1/2NW1/4 and part of the S1/2NW1/4 and part of the N1/2NE1/4 of Section 19, Township 4 North, Range 56 West of the 6th P.M., and a portion of Section 18 as more specifically described in the attached **Exhibit A** (the "Property");

WHEREAS, on September 12, 2016, after holding a duly noticed public hearing, the Morgan County Planning Commission recommended that the Application be approved with certain conditions;

WHEREAS, on October 4, 2016 the Board of County Commissioners of Morgan County, Colorado held a public hearing on the Application to amend Resolution 2010 BCC 40;

WHEREAS, notice of the public hearing before the Board of County Commissioners was properly published and the notice was properly posted at the Property;

WHEREAS, during the public hearing the Board of County Commissioners received testimony and evidence from staff, the Applicant and the public; and

WHEREAS, after considering all relevant testimony and evidence, the Board of County Commissioners desires to approve the Application, subject to certain conditions set forth herein.

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

1. APPROVAL.

The Application is hereby granted, subject to the conditions set forth herein. This Resolution shall constitute the amended special use permit (hereinafter referred to as this "Resolution" or the "Permit").

2. FINDING OF FACT.

Subject to the Applicant meeting and complying with all conditions set forth herein, the following findings are made:

- a. The use and its proposed location are in conformance with the Morgan County Comprehensive plan. Specifically:
 - i. The project will broaden the employment opportunities for residents and will further economic growth.
 - ii. The proposed use is compatible with existing land uses and there is access to established public infrastructure.
 - iii. The use will protect existing agriculture operations by allowing them to continue while not restricting private property rights.
- b. The Application is complete and presents a clear picture of how the use is to be arranged on the site.
- c. The site conforms to the district design standards of Sections 4-109 through 4-260 of the Morgan County Zoning Regulations. Specifically:
 - i. A Variance to Section 4-200, which prohibits livestock confinement facilities within 1,320 feet of an existing residence was granted by the Morgan County Board of Adjustment on August 21, 2000.
 - ii. The proposed facilities are located at least 15 feet from any county, state or federal highway right-of-way.
 - iii. The manure management plan submitted to the County as part of the Application meets the requirements of Section 4-225 of the Morgan County Zoning regulations and is approved and is required to be followed by the Applicant.
 - iv. The Applicant will construct the facility in compliance with the Feldpausch Holsteins Hydraulic Summary as included in the Application, and such construction is adequate to contain storm water from a 24 hour 25 year storm event as required by Section 4-225 of the Morgan County Zoning Regulations.
 - v. Rodent and insect control are adequately addressed in the Applicant's nuisance control plan submitted as part of the Application and such plan is approved and must be followed by the Applicant. The rodent and insect control plan meets the requirements of Section 4-235 of the Morgan County Zoning Regulations.
 - vi. The fugitive dust control plan in the Application is approved and is required to be followed by the Applicant. The fugitive dust control plan meets the requirements of Section 4-235 of the Morgan County Zoning Regulations.
 - vii. The odor control plan in the Application is approved and is required to be followed by the Applicant. The odor control plan meets the requirements of Section 4-235 of the Morgan County Zoning Regulations.
- d. The special use is compatible with surrounding uses and is adequately buffered from an incompatible uses by distance and topography. A Variance from residential distance limitations for one occupied dwelling located within the 1,320 foot distance was previously approved by the Morgan County Board of Adjustment on August 21, 2000.
- e. The special use poses no or minimal risk to the public health, safety and welfare.
- f. The special use will not be located on a nonconforming parcel of land.
- g. The Applicant has adequately documented a public need for the project in the form of increased economic development. The Applicant has submitted all pertinent technical information, has demonstrated that it has adequate financial resources to implement the project, and has paid all County fees and review costs.

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3. CONDITIONS.

All on and off-site impacts are determined to be satisfactorily mitigated, provided the following conditions are met:

- a. The Applicant shall rigorously follow and utilize all Best Management Practices for the confined livestock feeding facility to mitigate dust, odor, and water runoff created by the facility.
- b. If the proposed nuisance control methods for the suppression of insects, rodents, odor, and dust fail to adequately control these aspects of the operation, the County may order, after notice to the Property owner and a public hearing, additional and more rigorous measures to control these items.
- c. Access to the facility shall be limited to the two (2) existing driveways each from Morgan County Road 24.
- d. This permit is for a maximum of 14,500 animal units, associated operations and facilities. No milking operations will occur on this site.
- e. The facility shall operate in compliance with Colorado Water Control Commission Regulation 81 (5 CCR 1002-81) and 61 (5 CCR 1002-61) as amended. No manure or waste water shall be discharged to surface water unless permitted by Regulation 81 or by Confined Animal Feeding Operation (CAFO) Colorado discharge permit issued in accordance with Regulation 61.
- f. The results of any water and or soil testing required by the State of Colorado shall be copied to Morgan County Planning and Zoning upon request.
- g. Center pivot sprinklers may be used to dewater lagoons. A low drop sprinkler system shall be used with no end guns utilized for waste water application/effluent.
- h. Any past, existing, or future drainage problems on the Property shall be the responsibility of the landowner, and not that of Morgan County.
- i. A notarized letter from adjacent Section 18 northern property owner, Charles Feldpausch, authorizing the application for this special use permit and agreeing to the application of this special use permit to his property shall be delivered to the County Planning Department. A title commitment shall be delivered to the County Planning Department including the portion of the property in Section 18 that is subject to this special use permit, which must confirm ownership of such property is in the name of Charles Feldpausch.

4. ADDITIONAL CONDITIONS.

This approval is conditioned on compliance with all information and representations contained in the Application and presented by the Applicant, which are incorporated into this Resolution.

5. GENERAL PROVISIONS.

- a. The Board of County Commissioners retains continuing jurisdiction over this Permit to ensure compliance with this Permit and the Morgan County Zoning Regulations. County representatives are authorized to inspect the Property at any reasonable time upon notice to the Applicant.
- b. The Applicant shall comply with all governmental and regulatory agency requirements and permits, including without limitation those promulgated for the protection of health, safety, and welfare of the inhabitants of Morgan County. Such compliance shall include without limitation compliance with the regulations of the Colorado Department of Public Health and Environment, the Colorado Department of Agriculture, and the United States Environmental Protection Agency.
- c. Material alterations to the proposed development as set forth in the Application shall require an amendment to this Permit, after hearings before the Morgan County Planning Commission and the Board of County Commissioners. Nonmaterial alterations may be approved by the Morgan County Planning Administrator, upon receipt of a written application requesting approval of the proposed alterations.
- d. This Application shall comply with all requirements, conditions and design standards set forth herein. Noncompliance shall be grounds for revocation of this permit by the Morgan County Board of Commissioners after notice and hearing.

DATED this 11th day of October, 2016

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

s/ Laura D. Teague
Laura D. Teague, Chair

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s/Brian K. McCracken
Brian K. McCracken, Commissioner

s/ James P. Zwetzig
James P. Zwetzig, Commissioner

(SEAL)

ATTEST:

s/ Susan L. Bailey
Susan L. Bailey

(Resolution ratified October 11, 2016)

Application for a Special Use Permit to expand a grandfathered livestock confinement facility from 2400 animal units to 4000 animal units (up to 5000 head) primarily consisting of dairy heifers along with a composting facility located in the S1/2 of Section 2, T2N, R56W of the 6th P.M., Morgan County, Colorado.

APPLICANT: Weitzel Land LLC

LANDOWNERS: WEITZEL LAND LLC

Chair Teague asked Morgan County Planning Administrator John Crosthwait to present the file and invited the applicants to the front. Chair Teague read aloud the application for a Special Use Permit to expand a grandfathered livestock confinement facility from 2400 animal units to 4000 animal units (up to 5000 head) primarily consisting of dairy heifers along with a composting facility located in the S1/2 of Section 2, T2N, R56W of the 6th P.M., Morgan County, Colorado.

Planning Administrator John Crosthwait presented the file stating this is an application for a Special Use Permit to expand a grandfathered livestock confinement facility from 2400 animal units to 4000 animal units (up to 5000 head) primarily consisting of dairy heifers along with a composting facility located in the S1/2 of Section 2, T2N, R56W of the 6th P.M., Morgan County, Colorado.

Application for Use by Special Review located in the S1/2 of Section 2, Township 2 North, Range 56 West of the 6th P.M., Morgan County, Colorado. Said property is commonly known as 28271 County Road L, Brush, Colorado 80723.

Mr. Crosthwait stated this application is for a request to expand a grandfathered livestock confined feeding operation which presently contains approximately 2400 animal units to 4000 animal units (up to 5000 head). Weitzel Land, LLC originally built three corrals in 2007, and added two engineered and synthetically lined storm water drainage and lagoons. This expansion of the existing grandfathered dairy was designed by USDA Natural Resources Conservation Service, and has been in compliance with their lagoon design with the Colorado Department of Public Health and Environment. The reason for the Special Use application for the Weitzel facility is that there was never a Special Use Permit with Morgan County for the expanded facility, and a complaint was submitted from a neighboring landowner regarding the expansion, and that the expansion encroached on the 1320 foot setback of their residence. Consequently, a Variance to the 1320 foot setback rule was submitted by Weitzel Land, LLC, and the Morgan County Board of Adjustment denied the Variance after a duly posted and published hearing on August 15, 2016.

Mr. Crosthwait indicated that this application is requesting the Special Use to expand their feeding operation to 4000 animal units, up to 5000 head, complete with manure composting area as well as a lined storm water pond. The file contains a new proposed site plan for the facility, and indicated the areas to be removed that were previously within the 1320 foot setback from the neighboring residence. The site plan also shows an area of about 260 feet of concrete feed bunk and stanchion feed area that is within approximately 3 feet of the 60 foot right of way of Morgan County Road L. Morgan County Road L does dead end on the Weitzel property, but does provide access to an adjacent ranch. Morgan County Road and Bridge Department has approved access for the five existing driveways, with the exception of the feeding area on County Road L. The file contains copies of three well permits from the Office of the State Engineer, Colorado Division of Water Resources. These well permit numbers are 266636, 266637, and 266638. The file also contains a letter from Morgan County Quality Water District indicating that they are in the process of designing and developing a supplemental water supply plan for Weitzel Land, LLC.

Mr. Crosthwait indicated the Weitzel family operates a clean and functional certified organic Holstein Heifer growing operation for an offsite organic dairy. The Weitzel's personal home is also located on this subject property. They receive small dairy heifers, grow them to maturity, breed them, and return them to the dairy just prior to calving. The Weitzel facility does not milk any cows. The Weitzels also own about 4400 acres of certified organic land where these heifers graze on pasture, and are minimally fed certified feed as supplement.

Mr. Crosthwait stated the applicant states that their plans for this year is to remodel the three large corrals that were originally built in 2007, expand the number of heifers from 2400 to 2800, and construct the compost site and lagoon. Their plan for the next 3 to 10 years is to add additional corrals to the north and expand their number of heifers up to 5000 head (4000 animal units). The Facility Design Report in the file incorporates best management practices for manure storage and waste water storage to contain the required 25 year – 24 hour storm occurrence. The Design report also contains the calculations for land applications for both the existing facility and the proposed facility. This Design Report has been prepared by an Engineer registered in the State of Colorado. The applicant has also included their Comprehensive Nutrient Management Plan that was prepared in 2006 by the Morgan County NRCS.

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The file also contains the required impact reports from the School District, Fire Department, Sheriff, and financial security from their financial institution. In the back of the file are photographs of the existing facility that were submitted by the applicant to the Morgan County Planning and Zoning depicting their facility.

Mr. Crosthwait confirmed the Weitzels have also submitted zoning permits for the unpermitted livestock structures located on the facility site, as well as the shade and hay shelter structures in land under their ownership. He stated that all appropriate notices, posting and publication requirements have been met. Property is zoned "A" Agriculture. Taxes are current. The facility site is not in the floodplain.

At this time, Mr. Crosthwait recommend approval, with the consideration that there are existing feeding areas of 260 feet that are within the right of Morgan County Road L. Section 4-200 (D) Livestock Confinement facilities shall be located at least fifteen feet (15') from any County, State, or Federal highway right-of-way, and subject to review by the County or the Colorado Department of Transportation. These structures may be required to be removed by the Board of County Commissioners. The Commissioners may require the approval or denial of these feeding structures in their deliberation. The structures previously built within the 1320 foot setback from the existing residence must be removed. Mr. Crosthwait stated that his recommended approval is also conditioned upon the applicant receiving a Variance from the Morgan County Board of Adjustment for a parcel created by Exemption from Subdivision in 1986 containing a residence, and was purchased in March, 2013 by Weitzel Land, LLC. Mr. Crosthwait referenced a letter received September 28, 2016 the Board should have on file.

At this time the applicants from Weitzel Land LLC introduced themselves indicating Julie Padilla, daughter of Curtis and Carlene Weitzel, address being 4 Pine Court, Brush, Colorado. She further indicated who she is here representing today. Ms. Padilla further outlined their application by providing a summary of information to the Board for their review. She explained they are requesting a special use permit for a grandfathered operation and provided a history of the facility to the Board. She indicated that over the last 12 years they have purchased approximately 1,200 acres of dry land farm ground and explained they are running an organic heifer operation. She stated their facility is a registered non-permitted CAFO with the Colorado Department of Public Health Department. She stated that this last summer they decided to reconfigure corrals built in 2006 and future expansion to 5,000 head. She stated that they are requesting this special use permit to improve their facility at this time.

Erin Kress, address being 218 Cypress Circle, Broomfield, Colorado, representing TH Engineering, stated she is currently working with Weitzel Land and is here to focus on the condition of the special use permits request. She outlined the regulatory requirements, explaining the facility is an existing livestock operation and is requesting a special use permit to legalize the existing infrastructure. She indicated the areas being proposed and the details of such request. She indicated the several areas in question, and outlined each. She stated the applicant is also requesting that the feed bunk on County Road L, within the County Right of Way, be allowed to remain in existence.

She further outlined the second phase being proposed, indicating the expansion taking place over several years. She stated the composting area would be located north of the corrals and referenced the maps provided today. She stated the proposed design meets all the requirements necessary. She also indicated that currently there are 1200 acres of tillable ground and 1,200 acres of non-tillable ground. The manure will be placed on the tillable ground only. She further spoke of dust control and pest control. She further summarized that this is a grandfathered livestock confinement facility, whereas the corrals were reconfigured and built in 2006, as well as a compost area was constructed as well as two synthetic lined lagoons.

Chair Teague asked the question, most of the time a site plan is reviewed and approved, but with this application, the Board is not able to consider an application with a specific site plan. There was discussion that variances to an approved site plan often make sense, and the Board agreed there should be an easy route to gain these changes.

Chair Teague opened the matter for public comment at which time Bill Gertner, 18 Saddle Ridge Drive, Fort Morgan, Colorado, stated he works with Farm Premier Credit and works with the Weitzel family and has worked closely with this family for approximately 15 years and indicated his presence at today's meeting is to recommend his approval of this special use permit stating he believes the Weitzel's business practice is as good as anyone he has seen.

At this time, Chair Teague moved to discussion and decision with Commissioner Zwetzig asking County Attorney Parker regarding the proposed resolution, is this a dairy? County Attorney Parker stated it is not, with discussion ensued about the language being a permitted facility, would they lose the grandfathered dairy facility. County Attorney Parker stated he believes they can retain grandfathered status for five year, this will not revoke the grandfathering, it is granting a special use permit. In 1999, the Weitzel's ceased the dairy facility as per Ms. Padilla. Commissioner Zwetzig asked that the language be changed in the resolution.

County Attorney Parker explained that anything that was used in the prior facility would be grandfathered in, but this is a special use permit being proposed. Chair Teague asked about the information about the work which was completed in 2006 and the expansion that took place without Morgan County's assistance and knowledge, with County Attorney Parker stating that the applicant had the understanding they could proceed in this manner since they believed it was considered a grandfathered facility. The 260 foot of bunk space has been there since 1992 that has not changed as per Julie Padilla. It is in the County's right of way, as per County Attorney Parker.

Chair Teague asked when the requirement of a special use permit came into effect with Mr. Crosthwait stating it has been a long time. Commissioner Zwetzig stated the point is the bunk space is an encroachment in the County's right of way, with County Attorney Parker stating that was a matter that should have been dealt with in the past. County Attorney Parker explained the County's options, where the Board could permit so it is authorized and then an executed license agreement be put in place that could be pulled at a later date if there is the need.

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A licensing agreement should not allow an encroachment where there would be any danger, with the County being named as an additional insured, and that would be a part of the license agreement as per County Attorney Parker. The exhibit T3 was reviewed as the feed bunk being the apron which encroaches the right of way.

Chair Teague feels it needs to be clarified in regulations what changes a grandfathered permit. County Attorney Parker stated that any material expansion of use is when a permit is required, something significant to be of material change.

Mr. Crosthwait stated that he could probably find some special use permits that were done in the 1980's, but is not able to give the Board an exact time frame of when special use permits were incorporated in code but feels it was probably in the early eighties.

Commissioner Zwetzig asked the applicant if the line on the map meant the drainage boundary with Mr. Travis Hertnecky, addressing the question, stating his address as 8605 17th Street, Greeley, Colorado, representing TH Engineering, and explained the containment area and part of that going further to the east given the natural topography. He further explained it is not worth to try and divert it off to another direction, and stated this map reflects primarily what is currently going on. Discussion followed as to the area in question, and the area Commissioner Zwetzig asked about will not be used in cattle feeding operations.

Mr. Hertnecky stated there is a hay barn within this radius, which is an existing hay barn, and without a clear definition in the Morgan County regulations, they had deferred back to CDPHE for regulations which basically includes areas used for confining, feeding animals, feed storage, manure storage, the hay storage is something that has come up quite a bit in Colorado and that has been decided that it is not included in this radius area. The question becomes where do you draw the line what is considered confinement area and what is ag area.

Chair Teague asked where the residence with the variance is located on the map, with Mr. Hertnecky showing on the map the two residences in question. He explained the one that is owned by the Weitzel's but it is going to the Board of Adjustments for their review.

Commissioner Zwetzig asked if the Board permits the increased animal units and another structure is built before the pens are built, where the Board would be permitting the pens to be at. Mr. Hertnecky stated they would be happy to provide an updated map which would define the area and he stated he is happy to revise the map provided today and provide the revised map to the Board to have on file. County Attorney Parker stated that if the Board approves an area, it has to be approved as it is presented. Discussion followed if there should be any tweaks made as to the positioning of the corrals, is it necessary to have the applicant come back to the Board for approval. County Attorney Parker stated that the regulations could be written to reflect how the Board would choose to have the applicant report back for minor changes.

Commissioner Zwetzig would like to see the applicant provide detailed information as to where the pens are constructed and approve from there, he would like to see where this permitted area will actually be so the 1,320 feet setback can be defined for future use.

Mr. Hertnecky drew around the parameter of the map indicating what would be permitted, as proposed facility boundary and he would tweak and adjust and submit for approval by the Board. County Attorney Parker stated he would like to see it clarified that the line shown here is the line that is used as the permitted facility to define the 1,320 feet setback.

Chair Teague stated she likes the drawing as the Board is permitted a boundary and the question is how the lines are measured from there. County Attorney Parker stated a survey would need to be completed and define the line that will be utilized for the 1,320 foot setback.

Chair Teague stated that the 1,320 feet setback from the residence is fixed within the lines drawn, with the applicant confirming. The 260 feet of feed bunk is now the big barrier, and explained the apron in the right of way creates a less hazard than the concrete feed bunk. Mr. Hertnecky stated the area of the feed bunk does sit out there as well; the fence concrete line is approximately 27 feet from the centerline of the County Road. He confirmed it is further out north than the REA poles that are placed in this area.

Chair Teague asked about the facilities that were built there that encroached on the neighbor's right of way. Mr. Hertnecky stated there were some feed bunks built in 2006 and those were to be abandoned, he does not believe those will create a nuisance, these are pieces of property that are located on their property. He clarified it is a 14 inch slab, stem wall, and a 14 inch slab with it being approximately 363 feet.

He explained those which were added on the summer of 2006 and where they are located on the map provided.

Commissioner Zwetzig asked based on the request from the adjoining landowner, is there a visible identification where that 1,320 feet setback is on the property, could that be identified. Mr. Hertnecky stated there is not at the moment, but it could be done and they would be happy to measure from their property and provide this visually. He stated as a courtesy factor for the neighbors he would think this could be done.

An additional request was made that they plant some cedar trees, with Ms. Padilla asking for what purpose. Commissioner Zwetzig read aloud the request, explaining the request is for 2 feet in height to negate the view of the facility so close to the landowner's home. Ms. Padilla stated that they did ask for a variance, and they denied this request, they were required to stay so many feet away, so they would not be willing to do this now. Chair Teague stated that she does not believe the apron being a nuisance in her mind. Discussion followed with Commissioner

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McCracken stated that slightly, this is in an agricultural zone and this is something he would be in agreement with Chair Teague.

Another request, as per Commissioner Zwetzig, asked where the proposed newly constructed feeding pens will be, with Mr. Hertnecky stating where he believes it will be outside of the 1,320 feet setback. Commissioner Zwetzig stated that the issues raised in the September 28, 2016 letter have been now addressed.

Commissioner Zwetzig stated that a procedural matter be that the Board receive a revised map drawing with the confirmation of the licensed permitted area and the applicant stated he would be able to provide this to the Board as requested.

County Attorney Parker stated the revisions to the resolution will include the change of language to animal confined facility.

Provide a site plan with dimensions acceptable to the Planning Administrator based on comments today, and the condition that a licensed agreement be prepared regarding the concrete slab in the County's right of way.

Site plan will include the boundary marker and dimensions, section 3D, to read permit shall be for a maximum number of 4,000 animal units, no milking operations will occur on this site.

Zwetzig stated that given the discussions this morning should require individuals to make their request of the County Planning Administrator to avoid these types of issues.

A motion was then made by Commissioner McCracken to approve Resolution 2016 BCC 031 Granting a Use By Special Review for Establishment of a Livestock Confinement Facility Located in the S1/2 OF Section 2, Township 2 North, Range 56 West of the 6th P.M., Morgan County, Colorado with the revisions as noted by County Attorney Jeff Parker and both parties to have the opportunity to review all the revisions and approved at a later meeting. Commissioner Zwetzig seconded the motion, with Commissioner Zwetzig noting that it needs to be understood that the public should be allowed to review these revisions and make comment as appropriate. The motion then carried 3-0.

RESOLUTION 2016 BCC 31

A RESOLUTION GRANTING A USE BY SPECIAL REVIEW FOR ESTABLISHMENT OF A LIVESTOCK CONFINEMENT FACILITY LOCATED IN THE S1/2 AND A PORTION OF THE NW1/4 OF SECTION 2, TOWNSHIP 2 NORTH, RANGE 56 WEST OF THE 6TH P.M., MORGAN COUNTY, COLORADO

WHEREAS, Weitzel Land, LLC (the "Applicant") has applied for a special use permit for a livestock confinement facility (the "Application") located in the S1/2 and a portion of the N1/2 of Section 2, Township 2 North, Range 56 West of the 6th P.M., Morgan County, Colorado, commonly known as 28271 Morgan County Road L, Brush, Colorado 80723, as more specifically described and shown in the attached **Exhibit A** (the "Property");

WHEREAS, on September 12, 2016, after holding a duly noticed public hearing, the Morgan County Planning Commission recommended that the Application be approved with certain conditions;

WHEREAS, on October 4, 2016 the Board of County Commissioners of Morgan County, Colorado held a public hearing on the Application;

WHEREAS, notice of the public hearing before the Board of County Commissioners was properly published and the notice was properly posted at the Property;

WHEREAS, during the public hearing the Board of County Commissioners received testimony and evidence from staff, the Applicant and the public; and

WHEREAS, after considering all relevant testimony and evidence, the Board of County Commissioners desires to approve the Application, subject to certain conditions set forth herein.

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

1. APPROVAL.

The Application is hereby granted, subject to the conditions set forth herein. This Resolution shall constitute the special use permit (hereinafter referred to as this "Resolution" or the "Permit").

2. FINDING OF FACT.

Subject to the Applicant meeting and complying with all conditions set forth herein, the following findings are made:

- a. The use and location are in conformance with the Morgan County Comprehensive Plan. Specifically:

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- i. The project will broaden the employment opportunities for residents and will further economic growth.
 - ii. The proposed use is compatible with existing land uses and there is access to established public infrastructure.
 - iii. The use will protect existing agriculture operations by allowing them to continue while not restricting private property rights.
- b. The application is complete and presents a clear picture of how the use is to be arranged on the site.
 - c. The site conforms to the district design standards of Sections 4-109 through 4-260 of the Morgan County Zoning Regulations with the exception of approximately 260 feet of existing feed bunks which are located approximately three feet within the Morgan County Road L right-of-way.
 - d. A Variance to Section 4-200, which prohibits livestock confinement facilities within 1320 feet of an existing residence (28783 Co Rd L), was denied by the Morgan County Board of Adjustment at after a duly posted and published public hearing on August 15, 2016.
 - e. The proposed facilities will be located at least 15 feet from any county, state or federal right-of-way, with exception of the 260 feet of existing feed bunks.
 - f. The manure management plan as submitted to the County as part of the Application meets the requirements of Section 4-225 of the Morgan County Zoning Regulations and is approved and is required to be followed by the Applicant.
 - g. The Applicant will construct the facility in compliance with the storm water Hydrology and Hydraulics Engineering Summary as included in the Application, and such construction is adequate to contain storm water from a 24 hour 25 year storm event as required by Section 4-225 of the Morgan County Zoning Regulations.
 - h. Rodent and insect control are adequately addressed in the Applicant's nuisance control plan submitted as part of the Application and such plan is approved and must be followed by the Applicant. The rodent and insect control plan meets the requirements of Section 4-235 of the Morgan County Zoning Regulations.
 - i. The fugitive dust control plan in the Application is approved and is required to be followed by the Applicant. The fugitive dust control plan meets the requirements of Section 4-235 of the Morgan County Zoning Regulations.
 - j. The odor control plan in the Application is approved and is required to be followed by the Applicant. The odor control plan meets the requirements of Section 4-235 of the Morgan County Zoning Regulations.
 - k. The special use is compatible with surrounding uses and is adequately buffered from any incompatible uses by distance and topography. A Variance from an existing residential distance limitation for one occupied residence (28783 Co Rd L) was denied by the Morgan County Board of Adjustment at a public hearing on August 15, 2016.
 - l. This special use poses no or minimal risk to the public health, safety and welfare.
 - m. The special use will not be located on a nonconforming parcel of land.
 - n. The Applicant has adequately documented a public need for the project in the form of increased economic development. The Applicant has submitted all pertinent technical information, has demonstrated that it has adequate financial resources to implement the project, and has paid all County fees and review costs.
 - o. The operation of the Property as contemplated in the application will not substantially increase traffic on Morgan County Road L.
 - p. For purposes of future application of the 1,320 foot distance limitation between livestock confinement operations and residences and other restricted facilities pursuant to Sections 4-260 and 4-200(A), as amended, the exterior boundaries demarcated on **Exhibit A** shall be considered the permitted area subject to this special use permit (also referred to as the "facility" as referenced in Sections 4-260 and 4-200(A)), from which the 1,320-foot distance limitation shall be measured.

3. CONDITIONS.

All on and off-site impacts are determined to be satisfactorily mitigated, provided the following conditions are met:

- a. The Applicant shall rigorously follow and utilize all Best Management Practices for the confined livestock feeding facility to mitigate dust, odor, and water runoff created by the facility.

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- b. If the proposed nuisance control methods for the suppression of insects, rodents, odor and dust fail to adequately control these aspects of the operation, the County may order, after notice to the Property owner and public hearing, additional and more rigorous measures to control these items.
- c. Access to the facility has been reviewed and approved for the use of the five driveways in their current location providing access to and from Morgan County Road L. Driveways two and three are permitted for driveways north of each side of corral feed bunks which appear to be in the County Right-Of-Way. Driveways one, four and five are permitted.
- d. This permit is for a maximum of 4,000 animal units (up to 5,000 head) and associated operations and facilities. No milking operations will occur on this site.
- e. The facility shall operate in compliance with Colorado Water Control Commission Regulation 81 (5CCR 1002-81) and 61 (5 CCR 1002-61) as amended. No manure or waste water shall be discharged to surface water unless permitted by Regulation 81.
- f. The results of any water or soil testing required by the State of Colorado shall be copied to the Morgan County Planning and Zoning upon request.
- g. Any past, existing, or future drainage problems on the Property shall be the responsibility of the landowner, and not that of Morgan County.
- h. The Applicant has submitted an application for a variance to permit the occupation of residential structure owned by the Applicant within 1,320 of the livestock confinement facility. The subject residential structure was subdivided by Exemption from Subdivision in April 1986, and therefore, exists on a separate parcel from the Property. The approval of this variance for occupation of the residential structure is a condition of approval of this special use permit. Denial of the variance shall invalidate this special use permit without further action of the Board of County Commissioners.
- i. The existing 260 feet of feed bunks encroaching approximately three feet (3') into the Morgan County Road L right-of-way shall be permitted to remain in place subject to execution of a revocable license agreement between the Applicant and the County, which shall contain indemnification and insurance requirements acceptable to the County in the County's sole discretion. Revocation of the license shall require the removal of the encroaching feed bunks within the time period specified in the license agreement. Failure to comply with the license agreement, including without limitation removal of the feed bunks upon revocation of the license agreement shall be a violation of this condition.
- j. The corral fencing and feed bunks which have been built into the restricted 1,320 foot area denied by the Morgan County Board of Adjustment shall be abandoned, and may not be used for the purpose of a livestock feeding operation. For purposes of this condition, the Applicant may leave such structures in place, provided that any use of the structures involving the livestock feeding operation shall be a violation of this condition. Storage of nonorganic material, such as construction supplies or machinery in this area shall be permitted.
- k. Applicant shall provide an updated site plan with boundary markers and dimensions, which shall constitute **Exhibit A**, to this Resolution.

4. ADDITIONAL CONDITIONS.

This approval is conditioned on compliance with all information and representations contained in the Application and presented by the Applicant, which are incorporated into this Resolution.

5. GENERAL PROVISIONS.

- a. The Board of County Commissioners retains continuing jurisdiction over this Permit to ensure compliance with this Permit and the Morgan County Zoning Regulations. County Representatives are authorized to inspect the Property at any reasonable time upon notice to the Applicant.
- b. The Applicant shall comply with all governmental and regulatory agency requirements and permits, including without limitation those promulgated for the protection of health, safety, and welfare of the inhabitants of Morgan County. Such compliance shall include without limitation compliance with the regulations of the Colorado Department of Public Health and Environment, the Colorado Department of Agriculture, and the United States Environmental Protection Agency.
- c. Material alterations to the proposed development as set forth in the Application shall require an amendment to this Permit, after hearings before the Morgan County Planning Commission and the Board of County Commissioners. Nonmaterial alterations may be approved by the Morgan County Planning Administrator, upon receipt of a written application requesting approval of the proposed alterations.
- d. This Application shall comply with all requirements, conditions and design standards set forth herein. Noncompliance shall be grounds for revocation of this permit by the Morgan County Board of Commissioners after notice and hearing.

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DATED this 11th day of October, 2016

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

s/ Laura D. Teague
Laura D. Teague, Chair

s/Brian K. McCracken
Brian K. McCracken, Commissioner

s/ James P. Zwetzig
James P. Zwetzig, Commissioner

(SEAL)

ATTEST:

s/ Susan L. Bailey
Susan L. Bailey

(Resolution ratified October 11, 2016)

Being no further business, the meeting was adjourned at 11:23 a.m.

Respectfully Submitted,
Susan L. Bailey
Clerk to the Board

(Minutes ratified October 18, 2016)

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

s/ Laura D. Teague
Laura D. Teague, Chair

s/Brian K. McCracken
Brian K. McCracken, Commissioner

s/ James P. Zwetzig
James P. Zwetzig, Commissioner

(SEAL)

ATTEST:

s/ Susan L. Bailey
Susan L. Bailey

MORGAN COUNTY GOVERNMENT
FORT MORGAN, COLORADO
AUGUST 2016

GENERAL FUND

WARRANT NO.	VENDOR	DESCRIPTION	AMOUNT
9135486	ACCESS PRINTER SUPPLIES INC	SUPPLIES	\$124.99
9135487	ACKLEY BUILDING CENTER	SUPPLIES	\$103.14
9135488	AMY J. ELY	FAIR JUDGE	\$75.00
9135489	AMY TURNER	FAIR JUDGE	\$179.90
9135490	BARBARA GARNETT	FAIR JUDGE	\$148.26
9135491	BLOEDORN LUMBER	SUPPLIES	\$575.75
9135492	BLUFFS SANITARY SUPPLY, INC	SUPPLIES	\$337.92
9135493	BRIANN SCHWARTZ	FAIR JUDGE	\$141.60
9135494	BRUSH AREA CHAMBER OF COMMERCE	REFUND	\$425.00
9135495	CHRIS G. BOHLEN	JUL SERV	\$263.15
9135496	CHRISTOPHER TY INGMIRE	FAIR JUDGE	\$130.50
9135497	CINDY CHAPIN	FAIR JUDGE	\$68.50
9135498	CLAIRE DIXON	FAIR JUDGE	\$152.70

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9135499	CMS MECHANICAL SERVICES, INC	REPAIRS	\$6,234.35
9135500	CORI VOLK	FAIR JUDGE	\$75.00
9135501	DARIN SMITH	FAIR JUDGE	\$75.00
9135502	DEBBIE ZWIRN	FAIR JUDGE	\$112.00
9135503	DWIGHT RUS	FAIR JUDGE	\$134.20
9135504	GRAINGER, INC.	SUPPLIES	\$185.52
9135505	GREGORY PETERSON	REFUND	\$500.00
9135506	JACKLYNN ROMINE	FAIR JUDGE	\$253.90
9135507	JANET L. LOWE	FAIR JUDGE	\$100.90
9135508	KACY ATKINSON	FAIR JUDGE	\$103.12
9135509	KEVIN BOWLES	FAIR JUDGE	\$149.00
9135510	LINDA VALENTINE	FAIR JUDGE	\$88.85
9135511	LISA BURNETT	FAIR JUDGE	\$134.20
9135512	MARGARET MARR	FAIR JUDGE	\$114.96
9135513	MARILYN BLUE	FAIR JUDGE	\$50.00
9135514	MARY CHERRILYN WALLACE	FAIR JUDGE	\$114.97
9135515	MORGAN CO DEPT OF HUMAN SERV.	AUG 2016 RENT	\$200.00
9135516	MORGAN COUNTY EXTENSION	REIMB	\$151.26
9135517	MORGAN COUNTY TREASURER	REIMB	\$44.25
9135518	MURDOCHS RANCH AND HOME	SUPPLIES	\$182.92
9135519	OFFICE DEPOT	SUPPLIES	\$327.33
9135520	PRAETORIAN GROUP, INC	POST TRAINING	\$10,696.00
9135521	RANDY BUHLER	FAIR JUDGE	\$92.95
9135522	RICOH AMERICAS CORP	MAINT	\$17.85
9135523	SARAH E. VOGEL	FAIR JUDGE	\$231.40
9135524	SERVICE MASTER	SERVICE	\$6,800.00
9135525	SHARON BLACKHAM	FAIR JUDGE	\$129.02
9135526	SHARON K. KAUFFMAN	FAIR JUDGE	\$82.40
9135527	SHARON RUYLE	FAIR JUDGE	\$95.72
9135528	SHELLY COLUMBIA	FAIR JUDGE	\$83.88
9135529	STEVE CRAMER	FAIR JUDGE	\$212.72
9135530	TAMMY NOE	FAIR JUDGE	\$84.25
9135531	VERIZON WIRELESS	AIR CARD SERV	\$40.01
9135532	VICKI CHRISTIAN	FAIR JUDGE	\$134.20
9135533	WOLF WASTE LLC	TRASH SERV	\$793.00
9135534	XEROX CORP.	MAINT	\$40.90
9135535	A T D - AMERICAN CO.	SUPPLIES	\$326.00
9135536	ACCESS PRINTER SUPPLIES INC	SUPPLIES	\$712.97
9135537	ACTIVE LOCK SERVICE	REPAIRS	\$465.00
9135538	AEGEAN, LLC	POST TRAINING	\$295.00
9135539	ALSCO DENVER INDUSTRIAL	JULY SERVICE	\$216.40
9135540	ARAPAHOE CO SHERIFF	POST TRAINING	\$500.00
9135541	BANKCARD CENTER	ON ACCT	\$68,388.19
9135542	BOB BARKER COMPANY INC	SUPPLIES	\$442.98
9135543	CABERRA SYSTEMS, INC	REPAIRS	\$2,076.44
9135544	CENTENNIAL MENTAL HEALTH	JUN SERV	\$1,000.00
9135545	CENTRAL AUTO PARTS	SUPPLIES	\$33.99
9135546	CITY OF BRUSH	JUL UTIL	\$191.32
9135547	COLORADO DEPT OF HUMAN SERVICE	TBI FEE	\$87.00
9135548	COLORADO JUDICIAL DEPARTMENT	FFCS FEE	\$1,479.00
9135549	EDWARDS RIGHT PRICE MARKET	EMP BEREAVEMENT	\$39.99
9135550	FARMER BROS. CO.	SUPPLIES	\$185.67
9135551	FASTENER HOLDINGS, INC	SUPPLIES	\$178.41
9135552	GALLS, INC.	UNIFORMS	\$501.59
9135553	I P I C D, INC	REGIST	\$395.00
9135554	INTERLINE BRANDS INC	SUPPLIES	\$112.64
9135555	LIFELINE TRAINING	POST TRAINING	\$329.00
9135556	MORGAN CO QUALITY WATER DIST.	JULY WATER	\$47.00
9135557	MORGAN COUNTY AMBULANCE	EMP BENEFIT	\$35.00
9135558	MORGAN COUNTY CENTRAL SERVICES	JULY PHONE	\$46.46
9135559	MR. D S HOME CENTER	SUPPLIES	\$501.64
9135560	OFFICE DEPOT	SUPPLIES	\$95.65
9135561	ROCKY MTN. INFO NETWORK	2017 DUES	\$50.00
9135562	THIRTEENTH JUDICIAL DISTRICT	VALE PYMT	\$870.00
9135563	ACCESS PRINTER SUPPLIES INC	SUPPLIES	\$8.99
9135564	AMY J. ELY	FAIR JUDGE	\$60.00
9135565	APE, INC	SUPPLIES	\$272.92
9135566	BARBARA K MARQUARDT	FAIR JUDGE	\$60.00
9135567	BILL ANNAN	FAIR JUDGE	\$50.00
9135568	BM PROCESSORS LLC	TAX CREDIT	\$33,441.10
9135569	BRYCE FUNK	FAIR JUDGE	\$39.80
9135570	BUCKSKIN BRIGADE	REFUND	\$125.00
9135571	BUSINESS MART	SMALL EQUIP	\$2,309.83

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9135572	CENTURYLINK	PHONE	\$909.12
9135573	CHANNEL 3 TV COMPANY LLC	TOWER LEASE	\$1,166.99
9135574	CHARTER COMM. HOLDING CO LLC	SERVICES	\$74.40
9135575	COLO. BUREAU OF INVESTIGATION	CCW PRINT FEES	\$694.50
9135576	DISTRICT ATTORNEYS TRUST	CONTRIB	\$46,129.42
9135577	DIXIE B. FRICK	FAIR JUDGE	\$121.06
9135578	DON HEER	AUGUST RENT	\$400.00
9135579	GREAT COPIER SERVICE INC	MAINT	\$698.84
9135580	INCONTACT, INC.	PHONE	\$7.55
9135581	KATHRYN C PFALTZGRAFF	FAIR JUDGE	\$116.98
9135582	LEE AND BURGESS ASSOCIATES	SERVICES	\$14,303.00
9135583	MARLENE MASON	FAIR JUDGE	\$89.60
9135584	MATT HUNTER	FAIR JUDGE	\$37.95
9135585	MEDIA LOGIC RADIO LLC	FAIR ADS	\$300.00
9135586	MORGAN CO SHERIFF - NARCOTICS	SHERIFF FEES	\$37.49
9135587	MORGAN CO SHERIFF SPEC. ACCT.	REIMB	\$152.00
9135588	N E C A L G	CONTRIB	\$40,742.00
9135589	NE COLO. TRANS. AUTHORITY	CONTRIB	\$78,117.00
9135590	NE COLORADO CELLULAR, INC	AUGUST PHONE	\$1,984.85
9135591	NORTHEAST COLO BROADCASTING	FAIR ADS	\$300.00
9135592	PRAIRIE MOUNTAIN PUBLISHING CO	LEGAL NOTICES	\$407.14
9135593	PREMIER FIRE PROTECTION , INC.	MAINT	\$1,978.48
9135594	QUAD COUNTY PLUMBING INC	SERVICES	\$3,553.30
9135595	RAYMOND CORNELL	FAIR AWARDS	\$1,376.00
9135596	ROBIN WILTON	FAIR JUDGE	\$149.66
9135597	RUHL DISTRIBUTING	SUPPLIES	\$87.25
9135598	SEAN KAUFFMAN	FAIR JUDGE	\$25.00
9135599	SHEREE BAESSLER	FAIR JUDGE	\$83.68
9135600	TRINITY SERVICES I, LLC	JAIL/STAFF MEALS	\$21,410.27
9135601	UNIQUE EMBROIDERY/ENGRAVING	FAIR AWARDS	\$725.00
9135602	UNITED REPROGRAPHIC SUPPLY INC	MAINT	\$99.00
9135603	WARREN WALKER	FAIR JUDGE	\$25.00
9135604	XCEL ENERGY	JULY UTIL	\$6,109.32
9135605	AIMEE JEAN KANODE	REIMB	\$63.82
9135606	BRADLEY E PARIS	ADVANCED PER DIEM	\$36.00
9135607	BUSINESS MART	SUPPLIES	\$39.95
9135608	CHRISTOPHER GRIGGS	ADVANCED PER DIEM	\$36.00
9135609	CITY OF GREELEY	POST TRAINING	\$257.50
9135610	COLORADO PLAINS MEDICAL GROUP	BLOOD SCREEN	\$8.80
9135611	FORT MORGAN HUMANE SOCIETY	IMPOUND FEES	\$105.00
9135612	FORT MORGAN VETERINARY CLINIC	IMPOUNDS FEES	\$21.00
9135613	HOFFMANN PARKER WILSON	JULY SERVICE	\$3,538.89
9135614	JON B. HOLT	REIMB	\$86.40
9135615	KONICA MINOLTA BUSINESS	MAINT	\$292.58
9135616	KRISTINE SCHOTT	REIMB	\$7.00
9135617	MARLIN EISENACH	REIMB	\$288.00
9135618	MISTIQUE SIOUX DHUYVETTER	ADVANCED PER DIEM	\$36.00
9135619	MORGAN CO SHERIFF PETTY CASH	REIMB	\$19.00
9135620	MORGAN COUNTY CENTRAL SERVICES	JULY REIMB	\$92,180.64
9135621	MORGAN COUNTY CLERK/RECORDER	REIMB	\$60.18
9135622	MORGAN FEDERAL BANK	BOX RENT	\$25.00
9135623	N.A.F.T.O.	POST TRAINING	\$1,650.00
9135624	NICKOLAS ROBERT BOMAR	ADVANCED PER DIEM	\$36.00
9135625	PAUL VOWELL	REIMB	\$104.47
9135626	RANDEE D ALEMAN	REIMB	\$19.00
9135627	REDWOOD TOXICOLOGY LAB, INC.	SUPPLIES	\$313.38
9135628	SECURITY TRANSPORT SERVICES	TRANSPORT	\$533.40
9135629	SUSAN BAILEY	REIMB	\$101.88
9135630	THEODORE CHARLES BOGGESS	REIMB	\$100.00
9135631	VINCE IOVINELLA	ADVANCED PER DIEM	\$36.00
9135632	ZACHARI ALLEN THOMAS	ADVANCED PER DIEM	\$36.00
9135633	AFLAC GROUP INSURANCE	AUG INS	\$1,150.81
9135634	AMERICAN FAMILY LIFE ASSURANCE	AUG INS	\$807.68
9135635	AMERICAN FIDELITY ASSURANCE	AUG INS	\$3,390.22
9135636	AMERICAN FIDELITY ASSURANCE CO	AUG INS	\$1,486.66
9135637	BUREAU FOR CHILD SUPPORT	AUG EMP GARNISH	\$325.37
9135638	C H P	AUG HEALTH/SUPP LIFE	\$92,591.74
9135639	CENTURYLINK	PHONE	\$51.54
9135640	DON HEER	REIMB	\$961.70
9135641	FAMILY SUPPORT REGISTRY	AUG EMP GARNISH	\$381.33
9135642	INCONTACT, INC.	SERVICE	\$33.74
9135643	JUMP IN THE SAUCE	MEETING EXPENSE	\$264.00
9135644	MIKE KRENING	REIMB	\$78.74

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9135645	MORGAN CO TREASURER	AUG FED W/H/FICA	\$88,982.55
9135646	MORGAN COUNTY TREAS	AUG STATE W/H	\$11,631.00
9135647	MORGAN COUNTY	AUG RETIREMENT	\$32,752.56
9135648	MORGAN COUNTY TREASURER/GWRS	AUG EMP CONTRIB	\$600.00
9135649	NACO/SOUTH CENTRAL	AUG EMP CONTRIB	\$50.00
9135650	NEBRASKA CHILD SUPPORT	AUG EMP GARNISH	\$194.00
9135651	PREPAID LEGAL SERVICES	AUG EMP LEGAL INS	\$269.95
9135652	PROFESSIONAL FINANCE CO.	AUG EMP GARNISH	\$263.38
9135653	QUAD COUNTY PLUMBING INC	REPAIRS	\$1,185.86
9135654	RICOH AMERICAS CORP	MAINT	\$38.29
9135655	STERLING COMMUNITY	AUG EMP CONTRIB	\$550.00
9135656	TOWN OF WIGGINS	JULY UTIL	\$97.15
9135657	VERIZON WIRELESS	AIR CARD SERV	\$40.01
9135658	WALMART COMMUNITY	SUPPLIES	\$270.16
9135659	XCEL ENERGY	JULY UTIL	\$44.62

SOCIAL SERVICES FUND

WARRANT NO.	VENDOR	DESCRIPTION	AMOUNT
1017143	ACCESS PRINTER SUPPLIES INC	SUPPLIES	\$891.21
1017144	CHRIS G. BOHLEN	JULY SERV	\$40.00
1017145	COLO. BUREAU OF INVESTIGATION	PRINT FEES	\$39.50
1017146	COLORADO CORRECTIONAL IND.	SUPPLIES	\$444.07
1017147	COLORADO STATE TREASURER	UNEMP INS	\$2,371.00
1017148	FRONT RANGE LEGAL PROCESS	SERVICE	\$95.00
1017149	JEFFREY S. SCHAUERMANN	SERVICE	\$50.00
1017150	LABCORP	LAB FEES	\$304.00
1017151	RECIPIENT	REFUND	\$364.48
1017152	OFFICE DEPOT	SUPPLIES	\$2,272.44
1017153	PATRICIA M CHASE	CONTRACT SERVICE	\$838.13
1017154	PRAIRIE MOUNTAIN PUBLISHING CO	JOB FAIR	\$124.44
1017155	SERVICE MASTER	JUL SERVICE	\$2,825.00
1017156	THE PAPER CHASE	SERVICE	\$84.60
1017157	RECIPIENT	REFUND	\$200.00
1017158	ALSCO DENVER INDUSTRIAL	JULY SERV	\$82.20
1017159	BANKCARD CENTER	ON ACCT	\$11,499.68
1017160	CENTENNIAL MENTAL HEALTH	CLIENT EXPENSE	\$75.00
1017161	EDWARDS RIGHT PRICE MARKET	SUPPLIES	\$83.40
1017162	HILL PETROLEUM	SERVICE	\$746.24
1017163	MARK D. SMITH	CLIENT EXPENSE	\$500.00
1017164	MORGAN COUNTY CENTRAL SERVICES	PHONE	\$863.88
1017165	CENTURYLINK	PHONE	\$51.79
1017166	FRONT RANGE LEGAL PROCESS	SERVICE	\$55.00
1017167	GREAT COPIER SERVICE INC	MAINT	\$357.34
1017168	JOSEPH E. RUDER DBA	CLIENT EXPENSE	\$201.79
1017169	LEXISNEXIS RISK DATA MGMT INC	SUPPLIES	\$130.00
1017170	MORGAN COUNTY GENERAL	AUG RENT	\$7,657.98
1017171	NE COLORADO CELLULAR, INC	PHONE	\$229.58
1017172	RECIPIENT	REFUND	\$92.50
1017173	SUSAN JANE NITZEL	REIMB	\$86.22
1017174	VERIZON WIRELESS	PHONE	\$160.04
1017175	ANITA CORNWELL	REIMB	\$45.00
1017176	ASHLEE HAYES	REIMB	\$483.00
1017177	BABY BEAR HUGS	CONTRIB	\$2,415.00
1017178	CENTURYLINK	PHONE	\$52.06
1017179	DIVERSE ASSET MANAGEMENT	MAINT	\$86.85
1017180	GOODWILL INDUSTRIES OF DENVER	CONTRACT	\$4,000.00
1017181	GREAT COPIER SERVICE INC	SHIPPING	\$105.52
1017182	HEER MORTUARIES AND CREMATORY	CLIENT EXPENSE	\$2,925.00
1017183	LABCORP	LAB FEES	\$76.00
1017184	LANGUAGE LINE SOLUTIONS	SERVICE	\$2,652.54
1017185	LISA NORTHRUP	REIMB	\$15.00
1017186	MARIO E MARTHA-PRO	REIMB	\$152.52
1017187	MARY OPAL KENDRICK	REIMB	\$58.00
1017188	MORGAN CO DEPT OF HUMAN SERV.	REIMB	\$85.50
1017189	MORGAN CO FAMILY CENTER	PSSF GRANT	\$3,698.52
1017190	MORGAN COUNTY CENTRAL SERVICES	JULY REIMB	\$15,674.04
1017191	NE COLORADO CELLULAR, INC	PHONE	\$262.00
1017192	RUTH LAMB	REIMB	\$15.81
1017193	SHARON RUYLE	REIMB	\$91.20
1017194	AFLAC GROUP INSURANCE	AUG INS	\$763.67
1017195	AMERICAN FAMILY LIFE ASSURANCE	AUG INS	\$1,172.49

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1017196	AMERICAN FIDELITY ASSURANCE	AUG INS	\$3,002.12
1017197	AMERICAN FIDELITY ASSURANCE CO	AUG INS	\$928.50
1017198	C H P	AUG HEALTH/SUPP LIFE	\$51,750.75
1017199	CADLEROCK JOINT VENTURE LP	AUG EMP GARNISH	\$507.11
1017200	LAURA M AARGAARD	TRAINING	\$7,984.80
1017201	MORGAN CO FAMILY CENTER	CCR EXPENSES	\$5,197.92
1017202	MORGAN CO TREASURER	AUG FED W/H/FICA	\$45,506.61
1017203	MORGAN COUNTY TREAS	AUG STATE W/H	\$6,132.00
1017204	MORGAN COUNTY	AUG RETIREMENT	\$16,812.48
1017205	MORGAN COUNTY TREASURER/GWRS	AUG EMP CONTRIB	\$200.00
1017206	NACO/SOUTH CENTRAL	AUG EMP CONTRIB	\$100.00
1017207	ONEIDA PETRINO	REIMB	\$11.50
1017208	STERLING COMMUNITY	AUG EMP CONTRIB	\$70.00
1017209	WALMART COMMUNITY	SUPPLIES	\$391.79

ROAD AND BRIDGE FUND

WARRANT NO.	VENDOR	DESCRIPTION	AMOUNT
1106774	ACKLEY BUILDING CENTER	SUPPLIES	\$29.95
1106775	BLOEDORN LUMBER	SUPPLIES	\$4,277.58
1106776	COBITCO, INC.	PATCH MATERIAL	\$233,306.55
1106777	FASTENAL COMPANY	SUPPLIES	\$5,100.10
1106778	LYLE SIGNS, INC.	SIGNS	\$268.52
1106779	MURDOCHS RANCH AND HOME	SUPPLIES	\$782.67
1106780	ROCKSOL CONSULTING GROUP INC	SERVICES	\$11,216.24
1106781	WIGGINS TELEPHONE ASSOC.	PHONE	\$34.67
1106782	WIRELESS ADVANCED COMM., INC.	SMALL EQUIP	\$417.50
1106783	WOLF WASTE LLC	TRASH SERV	\$92.00
1106784	XEROX CORP.	MAINT	\$46.43
1106785	ALSCO DENVER INDUSTRIAL	JULY SERV	\$130.30
1106786	BANKCARD CENTER	ON ACCT	\$4,704.98
1106787	CENTRAL AUTO PARTS	SUPPLIES	\$78.79
1106788	MR. D S HOME CENTER	SUPPLIES	\$123.93
1106789	SAILSBERY SUPPLY	SUPPLIES	\$171.25
1106790	UNITED STATES WELDING, INC.	SUPPLIES	\$108.15
1106791	A - Z SAFETY SUPPLY	SUPPLIES	\$65.60
1106792	CENTURYLINK	PHONE	\$97.08
1106793	COBITCO, INC.	PATCH MATERIAL	\$225,070.60
1106794	COMMERCIAL METALS COMPANY	REINFORCED STEEL	\$12,250.00
1106795	EUGENE VANCIL	JUL GRAVEL	\$1,057.50
1106796	GREAT COPIER SERVICE INC	MAINT	\$118.19
1106797	MATHESON TRI-GAS INC	SUPPLIES	\$178.26
1106798	NE COLORADO CELLULAR, INC	DATA SERV	\$414.25
1106799	NORFOLK IRON AND METAL CO	STRUCTURAL STEEL	\$2,815.76
1106800	HOFFMANN PARKER WILSON	JULY SERV	\$1,800.00
1106801	MORGAN COUNTY CENTRAL SERVICES	JULY REIMB	\$117,248.46
1106802	AFLAC GROUP INSURANCE	AUG INS	\$428.71
1106803	AMERICAN FAMILY LIFE ASSURANCE	AUG INS	\$681.26
1106804	AMERICAN FIDELITY ASSURANCE	AUG INS	\$1,490.21
1106805	AMERICAN FIDELITY ASSURANCE CO	AUG INS	\$825.83
1106806	C H P	AUG HEALTH/SUPP LIFE	\$32,463.27
1106807	DORN READY MIX CORP.	CONCRETE	\$8,650.00
1106808	KANSAS PAYMENT CENTER	AUG EMP GARNISH	\$34.00
1106809	MORGAN CO TREASURER	AUG FED W/H/FICA	\$29,614.84
1106810	MORGAN COUNTY TREAS	AUG STATE W/H	\$4,038.00
1106811	MORGAN COUNTY	AUG RETIREMENT	\$10,088.58
1106812	PREPAID LEGAL SERVICES	AUG EMP LEGAL INS	\$132.50
1106813	STERLING COMMUNITY	AUG EMP CONTRIB	\$160.00
1106814	WAKEFIELD AND ASSOCIATES	AUG EMP GARNISH	\$250.00

911 EMERGENCY TELEPHONE FUND

WARRANT NO.	VENDOR	DESCRIPTION	AMOUNT
1601059	DAVID L. CHRISTIANSEN, PSY. D.	SERVICES	\$375.00
1601060	CENTURYLINK	JUL PHONE	\$927.37
1601061	LANGUAGE LINE SOLUTIONS	JUL SERVICE	\$6.62
1601062	PLATTE VALLEY HEARING CENTER	SUPPLIES	\$107.00

CONSERVATION TRUST FUND

WARRANT NO.	VENDOR	DESCRIPTION	AMOUNT
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2500170 BOB STALEY PLUMBING/HEATING EQUIPMENT \$25,900.00

JAIL CAPITAL IMPROVEMENT FUND

WARRANT NO.	VENDOR	DESCRIPTION	AMOUNT
2600068	MORGAN COUNTY CENTRAL SERVICES	JUL REIMB	\$80.00

CENTRAL SERVICES FUND

WARRANT NO.	VENDOR	DESCRIPTION	AMOUNT
4114723	BANNER HEALTH PHYSICIANS	PRE EMP HIRE	\$120.00
4114724	BRUCKNER TRUCK SALES INC.	NEW EQUIP	\$67,100.00
4114725	C D W GOVERNMENT, INC.	COMP PAPER	\$192.78
4114726	CSI MOTORS, INC	NEW EQUIP	\$32,206.00
4114727	HORIZON LABORATORY, LLC	DRUG SCREEN	\$322.00
4114728	OFFICE DEPOT	SUPPLIES	\$446.88
4114729	PEAK COMMUNICATION LLC	SMALL EQUIP	\$500.00
4114730	TYLER TECHNOLOGIES, INC.	SEPT MAINT	\$4,191.91
4114731	VERIZON WIRELESS	AIR CARD SERV	\$120.03
4114732	A AND R AUTOMOTIVE SERVICE	TOW	\$1,319.12
4114733	ALL PRO AUTOMOTIVE	REPAIRS	\$85.00
4114734	ALSCO DENVER INDUSTRIAL	JUL SERV	\$116.00
4114735	BANKCARD CENTER	ON ACCT	\$69,693.61
4114736	BRUSH AUTO SALVAGE, LLC	PARTS	\$50.00
4114737	CENTRAL AUTO PARTS	FILTERS	\$1,712.86
4114738	EHRlich TOYOTA EAST	PARTS	\$177.10
4114739	FASTENAL COMPANY	SUPPLIES	\$250.43
4114740	FLOYDS TRUCK CENTER INC	PARTS	\$296.91
4114741	INTERSTATE BATTERIES	PARTS	\$322.54
4114742	MIDWEST TRUCK PARTS/SERVIC	PARTS	\$3,471.64
4114743	MORGAN CO QUALITY WATER DIST.	JULY WATER	\$64.78
4114744	NEWCO, INC.	SUPPLIES	\$5.87
4114745	RUDY S GTO	TIRES	\$2,080.36
4114746	SHARE CORPORATION	SUPPLIES	\$245.75
4114747	SHUR-CO	PARTS	\$158.07
4114748	SILL TERHAR MOTORS, INC	NEW EQUIP	\$57,810.00
4114749	STANDARD GLASS CO., INC.	GLASS REPAIRS	\$35.00
4114750	TRANSWEST TRUCKS INC	PARTS	\$22,947.82
4114751	UNITED STATES WELDING, INC.	SUPPLIES	\$85.55
4114752	WIRELESS ADVANCED COMM., INC.	PARTS	\$83.20
4114753	WOLF AUTO CENTER STERLING LLC	PARTS	\$450.25
4114754	AUTOZONE STORES, INC	SUPPLIES	\$95.52
4114755	B AND G EQUIPMENT CO	PARTS	\$208.23
4114756	BANNER HEALTH PHYSICIANS	PRE EMP	\$304.00
4114757	C D W GOVERNMENT, INC.	SMALL EQUIP	\$1,482.36
4114758	CENTURYLINK	PHONE	\$348.27
4114759	DRIVE TRAIN IND. INC.	PARTS	\$947.48
4114760	EAST MORGAN CO HOSPITAL	PRE EMP	\$180.00
4114761	GREAT COPIER SERVICE INC	MAINT	\$44.16
4114762	HORIZON LABORATORY, LLC	PRE EMP	\$23.00
4114763	ILOKA, INC	PHONE	\$826.44
4114764	LIFEMED SAFETY, INC	SAFETY SUPPLIES	\$3,347.40
4114765	MATHESON TRI-GAS INC	SUPPLIES	\$216.85
4114766	MEDTOX LABORATORIES, INC.	PRE EMP	\$45.26
4114767	MHC KENWORTH - GREELEY	NEW EQUIP	\$226,760.00
4114768	NE COLORADO CELLULAR, INC	DATA SERV	\$440.03
4114769	NORTHEAST COLO. HEALTH DEPT.	PRE EMP	\$40.00
4114770	TRIGON CORP	SUPPLIES	\$217.09
4114771	UNIQUE EMBROIDERY/ENGRAVING	SUPPLIES	\$211.25
4114772	WIRELESS ADVANCED COMM., INC.	PARTS	\$2,501.00
4114773	WRIGHT EXPRESS FSC	FUEL	\$1,746.20
4114774	ACCESS PRINTER SUPPLIES INC	SUPPLIES	\$971.05
4114775	C D W GOVERNMENT, INC.	SMALL EQUIP	\$774.20
4114776	CENTURYLINK	PHONE	\$61.96
4114777	FPC FINANCIAL FSB	PARTS	\$74.11
4114778	GILBARCO INC	SUBSCRIPT	\$153.00
4114779	HOFFMANN PARKER WILSON	JULY SERV	\$36.00
4114780	KONICA MINOLTA BUSINESS	MAINT	\$27.75
4114781	ROBERT J FARRIS	REIMB	\$240.00
4114782	AFLAC GROUP INSURANCE	AUG INS	\$239.83
4114783	AMERICAN FAMILY LIFE ASSURANCE	AUG INS	\$184.39

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4114784	AMERICAN FIDELITY ASSURANCE	AUG INS	\$587.34
4114785	AMERICAN FIDELITY ASSURANCE CO	AUG INS	\$141.66
4114786	C H P	AUG HEALTH/SUPP LIFE	\$14,690.30
4114787	FAMILY SUPPORT REGISTRY	AUG EMP GARNISH	\$340.61
4114788	MORGAN CO TREASURER	AUG FED W/H/FICA	\$18,498.45
4114789	MORGAN COUNTY TREAS	AUG STATE W/H	\$2,510.00
4114790	MORGAN COUNTY	AUG RETIRMENT	\$7,307.68
4114791	MORGAN COUNTY TREASURER/GWRS	AUG EMP CONTRIB	\$500.00
4114792	PREPAID LEGAL SERVICES	AUG EMP LEGAL INS	\$12.95
4114793	STERLING COMMUNITY	AUG EMP CONTRIB	\$1,100.00
4114794	VERIZON WIRELESS	AIR CARD SERV	\$120.03

AMBULANCE SERVICE FUND

WARRANT NO.	VENDOR	DESCRIPTION	AMOUNT
4207451	CHRIS G. BOHLEN	JUL SERVICES	\$44.85
4207452	CITY OF BRUSH	JUL UTILITIES	\$173.80
4207453	BANKCARD CENTER	ON ACCT	\$1,046.19
4207454	EAST MORGAN COUNTY HOSPITAL	SUPPLIES	\$158.99
4207455	GREAT COPIER SERVICE INC	JUL MAINT	\$9.74
4207456	LIFE-ASSIST, INC.	SUPPLIES	\$2,356.93
4207457	MORGAN COUNTY CENTRAL SERVICES	JUL PHONE	\$42.78
4207458	MR. D S HOME CENTER	SUPPLIES	\$9.99
4207459	NE COLORADO CELLULAR, INC	JUL PHONE	\$99.86
4207460	QUAD COUNTY PLUMBING INC	REPAIR	\$150.00
4207461	UNIQUE EMBROIDERY/ENGRAVING	UNIFORMS	\$215.52
4207462	XCEL ENERGY	JUL UTILITIES	\$217.48
4207463	BOUND TREE MEDICAL, LLC	SUPPLIES	\$464.92
4207464	CHARTER COMM. HOLDING CO LLC	AUG SERVICE	\$109.00
4207465	DISH	AUG SERVICE	\$65.02
4207466	NORTHEASTERN JUNIOR COLLEGE	TUITION	\$147.77
4207467	JOHN A COLLINS MD PC	AUG MED ADVISORY FEE	\$500.00
4207468	MORGAN COUNTY CENTRAL SERVICES	JUL REIMB	\$11,129.29
4207469	WAKEFIELD AND ASSOCIATES	JUL BILLING FEE	\$6,722.51
4207470	AMERICAN FIDELITY ASSURANCE	AUG INS	\$255.34
4207471	AMERICAN FIDELITY ASSURANCE CO	AUG INS	\$166.66
4207472	C D W GOVERNMENT, INC.	SUPPLIES	\$276.00
4207473	C H P	AUG INS	\$9,980.70
4207474	HUMANA HEALTH CARE PLANS	REFUND	\$31.39
4207475	MORGAN CO TREASURER	AUG FED/FICA W/H	\$12,105.71
4207476	MORGAN COUNTY TREAS	AUG STATE W/H	\$1,680.00
4207477	MORGAN COUNTY	AUG RETIREMENT	\$1,774.22
4207478	WAKEFIELD AND ASSOCIATES	JUL BILLING FEE	\$609.86

SOLID WASTE MANAGEMENT FUND

WARRANT NO.	VENDOR	DESCRIPTION	AMOUNT
4404954	ALSCO DENVER INDUSTRIAL	JUL UNIFORMS	\$48.16
4404955	GOODWILL INDUSTRIES OF DENVER	RECYCLING	\$2,020.40
4404956	INCONTACT, INC.	JUL PHONE	\$7.65
4404957	MORGAN CO QUALITY WATER DIST.	JUL WATER	\$28.12
4404958	MORGAN COUNTY R.E.A	JUL UTILITIES	\$2,313.59
4404959	SWANA	MEMBERSHIP	\$212.00
4404960	XEROX CORP.	JUL MAINT	\$75.76
4404961	BANKCARD CENTER	ON ACCT	\$189.43
4404962	CENTRAL AUTO PARTS	SUPPLIES	\$74.88
4404963	MR. D S HOME CENTER	SUPPLIES	\$291.95
4404964	NE COLORADO CELLULAR, INC	JUL SERVICE	\$134.27
4404965	RECYCLE SYSTEMS LLC	REPAIR	\$3,984.25
4404966	CENTURYLINK	JUL PHONE	\$119.88
4404967	CITY OF BRUSH	JUN RECYCLING	\$68.40
4404968	DONNA L HOFF	REIMB	\$6.60
4404969	WASTE MGMT. OF NE COLO., INC.	JUN RECYCLING	\$451.35
4404970	WOLF WASTE LLC	JUN RECYCLING	\$21.15
4404971	AMERICAN ENVIRONMENTAL	JUL CONSULTING	\$8,684.50
4404972	MORGAN COUNTY CENTRAL SERVICES	JUL REIMB	\$10,326.99
4404973	AMERICAN FIDELITY ASSURANCE	AUG INS	\$148.48
4404974	C H P	AUG INS	\$4,965.85
4404975	CITY OF BRUSH	JUL RECYCLING	\$179.50
4404976	MORGAN CO TREASURER	AUG FED/FICA W/H	\$4,996.67
4404977	MORGAN COUNTY TREAS	AUG STATE W/H	\$648.00

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4404978	MORGAN COUNTY	AUG RETIREMENT	\$1,554.56
4404979	WASTE MGMT. OF NE COLO., INC.	JUL RECYCLING	\$628.00
4404980	WOLF WASTE LLC	JUL RECYCLING	\$157.00

LODGING AND TOURISM FUND

WARRANT NO.	VENDOR	DESCRIPTION	AMOUNT
7200956	BANKCARD CENTER	ON ACCT	\$21.53
7200957	LAMAR COMPANIES	AUG ADVERTISING	\$1,092.00
7200958	MORGAN COUNTY CENTRAL SERVICES	JUL PHONE	\$27.14
7200959	CITY OF FORT MORGAN	ADVERTISING	\$3,000.00
7200960	A T AND T	JUL PHONE	\$50.60
7200961	BAKER COLORADO PUBLISHING LLC	ADVERTISING	\$892.50
7200962	MILE HIGH DISC GOLF CLUB	ADVERTISING	\$2,702.48
7200963	MORGAN COUNTY CENTRAL SERVICES	JUL REIMB	\$368.35
7200964	AMERICAN FIDELITY ASSURANCE	AUG INS	\$22.60
7200965	C H P	AUG INS	\$866.20
7200966	MORGAN CO TREASURER	AUG FED/FICA W/H	\$454.15
7200967	MORGAN COUNTY TREAS	AUG STATE W/H	\$63.00

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

s/ Laura D. Teague

Laura D. Teague, Chair

s/Brian K. McCracken

Brian K. McCracken, Commissioner

s/ James P. Zwetzig

James P. Zwetzig, Commissioner

(SEAL)

ATTEST:

s/ Susan L. Bailey

Susan L. Bailey