

# COMMISSIONERS PROCEEDINGS 1

## BOARD OF COUNTY COMMISSIONERS Minutes of Meeting July 19, 2016

The Board of Morgan County Commissioners met on July 19, 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 Communications Director Danette Martin to lead the meeting in the Pledge of Allegiance to the Flag.

### CONSENT AGENDA

Ratify the Board of County Commissioners approval of Minutes dated July 12, 2016  
Ratify the Board of County Commissioners approval of Contract 2016 CNT 132, Don's Maintenance Service Inc, repairs to main fuel site, Term of Contract June 16, 2016 until completed  
Ratify the Board of County Commissioners approval of Contract 2016 CNT 133, SRI Incorporated, tax sale internet auction services, Term of Contract June 16, 2016 until completed  
Ratify the Board of County Commissioners approval of Contract 2016 CNT 134, Shiloh House, therapy services, Term of Contract May 1, 2016 until completed  
Ratify the Board of County Commissioners approval of Contract 2016 CNT 135, Kerr Forensic Accounting, P.C., forensic consulting, Term of Contract July 1, 2016 until completed  
Ratify the Board of County Commissioners approval of 2016-MOU-001, Colorado Division of Child Welfare, Title IV-E Wavier Demonstration Project, July 1, 2016 through June 30, 2017  
Ratify the Board of County Commissioners approval of changes to 2016 Morgan County Fee Schedule; Clerk and Recorder Office fees

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 – BID AWARD – 2016-0616-001 – Emergency Communications Dispatch Console Furniture & Employee Lockers**

Morgan County Communications Director Danette Martin presented to the Board for approval Bid Award 2016-0616-001 Emergency Communications Dispatch Console Furniture & Employee Lockers. Ms. Martin stated she received seven bids from five vendors XYBIX Systems submitted two options, Watson Furniture, Evans Consoles, Adapta Space submitted two options and Forecast-Consoles. Ms. Martin summarized each bid by indicating the individual bids submitted, the pricing and their respective specifications being offered. Chair Teague asked if all vendors were given the opportunity to provide a bid for a five console setting versus the six consoles setting with Ms. Martin explaining she did not, she only requested the five bid setting from the two lower bidders, with those being Watson Furniture and Evans Console. She stated from the three bids she reviewed, her opinion is that Watson Furniture and Evans Console seem to be providing the higher quality consoles and she recommended the board award the five consoles setting to Evans Console in the amount of \$109,958.00 and summarized the breakdown of each cost. She stated there was no post warranty offered in the submitted bid.

Further discussion ensued to explain the number of hours staff is currently working and Ms. Martin stated she is currently short staffed and her staff is required to be onsite for at least twelve hour shifts, they are not allowed to leave the office and her primary focus for staff is to ensure a positive comfort level. Commissioner Zwetzig asked if the County would be required to redesign the Justice Center, will these console units be adaptable with Ms. Martin stating they are not attached to anything so that could be done. Commissioner Zwetzig asked about the console units being compliant with ergonomic requirements with Ms. Martin stating they meet ADA standards as well as ergonomic requirements. Commissioner Zwetzig spoke about the comfort level being important but also feels the ergonomics is just as important and staff at times is required to deal with stressful situations. Ms. Martin stated that Evans Console provides for mainly Emergency Operation Center settings, so they have taken these issues into consideration in their designs. Ms. Martin stated there is customer service available within Colorado.

Commissioner McCracken asked when the last time furniture was purchased for the Communications Center, with Ms. Martin stating the last time furniture was purchased was fourteen years ago. Commissioner McCracken stated he understands the cost seems expensive but this is specialized equipment that is necessary for this type of environment.

Commissioner Zwetzig stated that the communications needs are changing and the fact they will be moving towards texting and using different technology, and are these units able to accommodate these changes. Ms. Martin stated that she realizes eventually the center will be required to accept media that comes from all sources and this proposed setup should be able to accommodate these changes.

Ms. Martin stated given the age of the furniture they have experienced some difficulties and issues and believes it is starting to wear out. Chair Teague asked how the transition will take place with Ms. Martin stating she has spoken with both Wireless Advanced and Intrado who will be on site to assist with the transition and believes it will only take about three days to place the console systems and everything connected to continue operations.

Commissioner McCracken made a motion to approve the bid 2016-0616-001 Emergency Communications Dispatch Console Furniture & Employee Lockers to Evans Consoles for five consoles in the amount of \$109,958.00 as outlined by Director Martin and authorized the preparation of the appropriate contract documents. Commissioner Zwetzig seconded the motion and motion carried 3-0.

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## COUNTY OFFICIAL AND DEPARTMENT HEAD REPORTS

Commissioners reviewed the calendar dated July 15, 2016, through July 26, 2016 with changes.

Commissioner Zwetzig stated that due to miscommunication between consultants and the Commissioner's office, the broadband meeting was not held as originally planned and this presentation has been scheduled for Monday, July 25, 2016 at 2:00 p.m., location being at the Administration Building Assembly Room.

## UNFINISHED BUSINESS

There was no unfinished business.

## CITIZEN'S COMMENT

There was no citizen's comment.

## PUBLIC HEARING

**Application for Variance to Zoning Regulations for a proposed replacement home located in the E1/2NW1/4NE1/4 Section 35, Township 4 North, Range 58 West of the 6<sup>th</sup> P.M., also known as 115 Cedar Street, Log Lane Village, Colorado. The applicant is requesting a variance to minimum Front Yard setback from 30' to 19' and a Side Yard Setback from 25' to 14'.**

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 with Chair Laura Teague absent. Also present were John Crosthwait, Planning Administrator and Harold W. Schreiner and Pamela K. Schreiner, the applicants.

**APPLICANT: Harold W. Schreiner and Pamela K. Schreiner**  
**LANDOWNERS: Harold W. Schreiner and Pamela K. Schreiner**

Chair Teague asked Morgan County Planning Administrator John Crosthwait to present the file and invited the applicants to the front. Chair Teague presented the file noting the applicants have submitted an application for Variance to Zoning Regulations for a proposed replacement home located in the E1/2NW1/4NE1/4 Section 35, Township 4 North, Range 58 West of the 6<sup>th</sup> P.M., also known as 115 Cedar Street, Log Lane Village, Colorado. The applicant is requesting a variance to a minimum Front Yard setback from 30' to 19' and a Side Yard Setback from 25' to 14'.

Planning Administrator John Crosthwait presented an application for Variance to Zoning Regulations for a proposed replacement home located in the E1/2NW1/4NE1/4 Section 35, Township 4 North, Range 58 West of the 6<sup>th</sup> P.M., also known as 115 Cedar Street, Log Lane Village, Colorado. The applicant is requesting a variance to a minimum Front Yard setback from 30' to 19' and a Side Yard Setback from 25' to 14'.

Mr. Crosthwait stated the applicant is requesting this variance as the existing home they live in is in very poor condition, and they want to replace it with a new manufactured home. The established lot is 125' x 125' or 1.45 acres. The reason for requesting this variance is because of the present location of the existing potable water supplied by a well, and the present location of the existing septic system. The applicant states that the placement of the new home on the same footprint of the old home will create an exceptional hardship for them as they would have to relocate the well and septic tank. The applicant also states that they are raising their grandson who has a history of medical conditions, feel that the old home is contributing to allergies and asthma. The requested variance will not impair the vision of people accessing the driveway. Property is zoned "A" Agriculture. Site is not in the floodplain. All appropriate notices, posting and publication requirements have been met. Taxes are current and at this time Mr. Crosthwait recommend to the Board approval of this application. Mr. Crosthwait stated he did conduct a site visit with James Wessels, Log Lane Public Works Director and has spoken with a neighbor, Kay Knaub and there have been no objections to this proposed plan.

At this time Harold W. Schreiner and Pamela K. Schreiner, the applicants, stated their names and address as 115 Cedar Street, Log Lane Village, Fort Morgan. Chair Teague asked about the roadway located near their home if it is being maintained with Mr. Schreiner stating they maintain this roadway on their own. Further discussion ensued with no objections being made by the Board.

Chair Teague opened the matter for public comment in which there was no public comment.

At this time, Chair Teague moved to discussion and decision. Commissioner Zwetzig noted the property has an address of Log Lane but it is not an actual address within this entity, that it is within the County jurisdiction and spoke about the process whereas landowners receive a letter of notification of the proposed action. He also stated he has visited the proposed site and did not have any objections to what is being planned.

A motion was then made by Commissioner Zwetzig to approve Resolution 2016 BCC 018 Granting Variance to Minimum Front Yard Setback from 30' to 19' and a Side Yard Setback from 25' to 14' - Zoning Regulations for a proposed replacement home located in the E1/2NW1/4NE1/4 Section 35, Township 4 North, Range 58 West of the 6<sup>th</sup> P.M., also known as 115 Cedar Street, Log Lane Village, Colorado. Commissioner McCracken seconded the motion and motion carried 3-0.

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## RESOLUTION 2016 BCC 18

### A RESOLUTION APPROVING A VARIANCE TO MINIMUM FRONT YARD AND SIDE YARD SETBACKS LOCATED IN THE E1/2NW1/4NE1/4 SECTION 35, TOWNSHIP 4 NORTH, RANGE 58 WEST OF THE 6<sup>TH</sup> P.M., MORGAN COUNTY, COLORADO

**WHEREAS**, the Board of County Commissioners of Morgan County, Colorado held a properly noticed and published hearing on July 19, 2016 on the application of Harold W. Schreiner and Pamela K. Schreiner as applicants and landowners for a Variance to Minimum Front Yard Set Back from 30 feet to 19 feet, and a Variance to Minimum Side Yard Set Back from 25 feet to 14 feet. The purpose of the Variance request is to replace their old home with a new home in its present location located in the E1/2NW1/4NE1/4 Section 35, Township 4 North, Range 58 West of the 6<sup>th</sup> P.M., Morgan County, commonly known as 115 Cedar Street, Log Lane Village, Colorado, and

**WHEREAS**, the Board of County Commissioners heard testimony from the applicant regarding the application in which the applicant stated that the Variance was necessary to prevent exceptional and undue hardship, and

**WHEREAS**, the Board of County Commissioners heard testimony from the Morgan County Planning Administrator who recommended approval, and

**WHEREAS**, there was no public comment on the application.

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

1. The application of Harold W. Schreiner and Pamela K. Schreiner as applicants and landowners for a variance to minimum front yard setback from 30 feet to 19 feet, and a variance to minimum side yard setback from 25 feet to 14 feet for the purpose of replacing their old home with a new home on the property they own located in the E1/2NW1/4NE1/4 Section 35, Township 4 North, Range 58 West of the 6<sup>th</sup> P.M., Morgan County, Colorado, aka 115 Cedar Street, Log Lane Village, Colorado, is hereby granted.
2. Any past, present or future drainage problems on this property are the responsibility of the landowner and not that of Morgan County.

Dated this 19<sup>th</sup> day of July, 2016.

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

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s/ Laura D. Teague  
Laura D. Teague, Chairman

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

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

(SEAL)

**ATTEST:**

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s/ Susan L. Bailey  
Susan L. Bailey

Being no further business, the meeting was adjourned at 9:36 a.m.

Respectfully Submitted,  
Susan L. Bailey  
Clerk to the Board

**(Minutes ratified July 26, 2016)**

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

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s/ Laura D. Teague  
Laura D. Teague, Chairman

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

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

(SEAL)

**ATTEST:**

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s/ Susan L. Bailey  
Susan L. Bailey