

COMMISSIONERS PROCEEDINGS 1

BOARD OF COUNTY COMMISSIONERS Minutes of Meeting July 5, 2016

The Board of Morgan County Commissioners met on July 5, 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 Sheriff James Crone to lead the meeting in the Pledge of Allegiance to the Flag.

CONSENT AGENDA

- Ratify the Board of County Commissioners approval of Minutes dated June 21, 2016
- Ratify the Board of County Commissioners approval of Contract 2016 CNT 115, Peregrine Services Inc, mailing services, Term of Contract June 30, 2016 through June 29, 2017
- Ratify the Board of County Commissioners approval of Contract 2016 CNT 116, Jon A. Yamamoto, photography for Tourism Panel, Term of Contract June 26, 2016 through December 31, 2016
- Ratify the Board of County Commissioners approval of Contract 2016 CNT 117, Haas Rock Publications LLC, tourism print advertising, Term of Contract June 27, 2016 through July 30, 2016
- Ratify the Board of County Commissioners approval of Contract 2016 CNT 118, MJ's Garage Service, Repair Fleet door, Term of Contract June 24, 2016 until completed
- Ratify the Board of County Commissioners approval of Contract 2016 CNT 119, Winstead Construction Inc, remodel of booking area, Term of Contract June 1, 2016 until completed
- Ratify the Board of County Commissioners approval of Contract 2016 CNT 120, All Pro Automotive, reflash transmission control module, Term of Contract June 27, 2016 until completed
- Ratify the Board of County Commissioners approval of Contract 2016 CNT 121, Larry's Auto Body, repair rear bumper due to accident, Term of Contract June 23, 2016 until completed
- Ratify the Board of County Commissioners approval of Contract 2016 CNT 122, Standard Glass Company, replace rear glass pickup #274, Term of Contract June 15, 2016 until completed
- Ratify the Board of County Commissioners approval of Contract 2016 CNT 123, S & B Refrigeration, repairs to cooler, Term of Contract March 11, 2016 until completed
- Ratify the Board of County Commissioners approval of Contract 2016 CNT 124, Language Line Services, Inc., language translation services, Term of Contract April 29, 2016 through April 28, 2019
- Ratify the Board of County Commissioners approval of Contract 2016 CNT 125, Carmin Welding & Pipeline, rental equipment, Term of Contract July 5, 2016 through July 7, 2016
- Ratify the Board of County Commissioners approval of Contract 2016 CNT 126, Stewart & Stevenson, diagnosis and repair freightliner truck, Term of Contract June 28, 2016 until completed
- Ratify the Board of County Commissioners approval of Contract 2016 CNT 127, EC Power Systems, service & maintenance on generator at Jess Tower site, Term of Contract July 1, 2016 through June 30, 2018
- Ratify the Board of County Commissioners approval of Contract 2016 CNT 128, EC Power Systems, service & maintenance on generator at Pawnee Tower site, Term of Contract July 1, 2016 through June 30, 2018
- Ratify the Board of County Commissioners approval of the appointment of Robin Northrup on the Board of Morgan County Tourism Panel
- Ratify the Board of County Commissioners approval of waiver of fairground fees for Morgan County Democrats
- Ratify the Board of County Commissioners approval of waiver of fairground fees for Living by Grace Ministries
- Ratify the Board of County Commissioners approval of waiver of fairground fees for Colorado Junior Rodeo Association
- Ratify the Board of County Commissioners approval of the change to the PA equipment deposit to the Morgan County Fairground Lease Agreement
- Ratify the Board of County Commissioners approval of Department Meeting Minutes for the month of June 2016.

Commissioner McCracken made a motion to approve all items on the Consent Agenda as presented. Commissioner Zwetzig seconded the motion. Commissioner Zwetzig commented about the approval of the agreement with photographer Jon Yamamoto stating he seen him in action this past weekend at various events. At this time a vote was taken and the motion carried 3-0.

GENERAL BUSINESS AND ADMINISTRATIVE ITEMS

Consideration of Approval – RESOLUTION 2016 BCC 16 – In Support of the Cassidy Letter to Delay the 2015 Ozone Standards

RESOLUTION 2016 BCC 16

A RESOLUTION IN SUPPORT OF THE CASSIDY LETTER TO DELAY THE 2015 OZONE STANDARDS

WHEREAS, the Board of County Commissioners have reviewed the Cassidy letter to delay the 2015 ozone standards.

NOW THEREFORE, be it resolved in support of the Cassidy letter to delay the 2015 ozone standards by the Morgan County Board of County Commissioners as follows:

1. EPA initially established NAAQS for ozone in 1971, and subsequently revised them in 1979, 1997, and 2008. EPA did not publish implementing regulations for the 2008 ozone NAAQS until March 2015, and states are

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just beginning to implement those NAAQS. EPA again revised the ozone NAAQS in October 2015, states now face the reality of simultaneously implementing two ozone NAAQS at the same time.

2. EPA's current implementation schedule for the 2015 ozone NAAQS unnecessarily pushes regions of our states into nonattainment, leading to the loss of industry and economic development, including federal highway and transit funding.

APPROVED this 5th day of July, 2016

THE BOARD OF COUNTY COMMISSIONERS MORGAN COUNTY, COLORADO

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

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

Chair Teague presented to the Board for approval, Resolution 2016 BCC 16, a Resolution In Support of the Cassidy Letter to Delay the 2015 Ozone Standards. Chair Teague stated the County has been asked to sign a letter opposing this matter, explaining the real issue with this is the EPA imposed standards in 2008 which did not go into effect until 2012 and states are just now starting to see the consequences of these standards which were implemented in 2008. She stated to implement a new standard could be costly and devastating to the State of Colorado and the Board is signing this resolution to encourage Senator Cory Gardner to support the Cassidy Letter to Delay the 2016 Ozone Standards. Commissioner Zwetzig asked this be sent to Senator Bennett as well.

Commissioner Zwetzig made a motion to approve Resolution 2016 BCC 16, a Resolution in Support of the Cassidy Letter to Delay the 2015 Ozone Standards as outlined by Chair Teague and authorized the Chair to sign. Commissioner McCracken seconded the motion and motion carried 3-0.

Consideration of Approval – BID AWARD – 2016-0623-001 – Cooper Bridge Deck Replacement

Morgan County Public Works Director Bruce Bass presented to the Board for approval Bid Award 2016-0623-001 Cooper Bridge Deck Replacement. Mr. Bass stated he received six bids TLM Constructors, Inc., Structures, Inc., R L Wadsworth, Lobato Construction, LLC, LLC, Myers and Sons Construction, LP and Zak Dirt, Inc. Mr. Bass summarized each bid by indicating the individual bids submitted, the pricing and their respective specifications being offered. Mr. Bass explained after the bids were opened, he, Dick Early, Bridge Supervisor, and Martin Merklinner from RockSol Consulting Group reviewed each bid and determined the lowest bid would meet the County's needs explaining the criteria used for determining the evaluation of each bid. Mr. Bass recommended to the Board to award the bid to the lowest and responsive bidder being Lobato Construction, LLC in the amount of \$1,878,039.48 and stated that Lobato Construction, LLC does meet the State of Colorado criteria. Chair Teague asked given Lobato Construction, LLC was the contractor who completed the Long Bridge Project, if there had been any issues the County should be aware of with Mr. Bass stating the only issue he was aware of was the quality of asphalt with this having been discussed and Lobato Construction, LLC will be subcontracting with a different contractor to provide the asphalt services. Further discussion followed as to the requirements in the bid as to performance bonds and the issue of compliance for quality control.

Martin Merklinner approached the podium stating he is here today to represent RockSol Consulting Group, the contractor who designed this project. He stated they will enforce the plans in the specifications, identify the extent of the work as to concrete, asphalt, and construction management will verify that the contractor performs according to the plan specifications. Commissioner Zwetzig stressed the importance of the quality control and the cost of this project to the County and the fact it needs to meet the utmost highest standards as expected in the contract.

Commissioner Zwetzig made a motion to approve the bid 2016 0623 001 Cooper Bridge Deck Replacement to Lobato Construction, LLC in the amount of \$1,878,039.48 as outlined by Public Works Director Bruce Bass and authorized the preparation of the appropriate contract documents. Commissioner McCracken seconded the motion and at this time Commissioner Zwetzig clarified the time schedule as the project must be completed in its entirety by May 31, 2017 and when the contractor does decide to close the bridge, it cannot be closed for more than 180 days with all work to be completed by May 31, 2017. There will also be a pre-construction meeting with landowners and the public with no date scheduled as of this date. At this time the motion carried 3-0.

Consideration of Approval – GRANT 2016 GRA 009 – Peace Officer Standards and Training (POST)

Morgan County Sheriff Jim Crone, presented to the Board for approval, a Grant 2016 GRA 009 in the amount of \$172,869.90 which includes \$8,000.00 in administrative costs for Peace Officer Standards and Training (POST). Sheriff Crone stated this grant is between Morgan County and the State of Colorado. Sheriff Crone explained the grant as Morgan County being the fiscal agent for this grant. He stated currently there is a \$1.00 assessed on every

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license plate registration which goes into this fund. The funding is then directed to rural agencies to assist with ongoing training of officers. He stated that everything that was submitted this past year was approved by the grant. He stated that in the past to obtain this type of instruction it required training to the Front Range and believes this has relieved the County of funding given this is now covered through this grant funding. He further spoke of additional trainings that are provided including driving simulators, firearms simulators and explained the seven northeast counties are allowed to participate in these trainings. He stated in this past grant cycle they were able to purchase a pickup to transport the driving simulator trailer which has been very beneficial to the northeast area. He also spoke about the grant providing scholarship opportunities to officers who can then attend out of state trainings.

Commissioner McCracken made a motion to approve 2016 GRA 009 Peace Officer Standards and Training (POST) Grant as presented by Morgan County Sheriff Jim Crone in the total amount of \$172,869.90 and authorized the Chair to sign. Commissioner Zwetzig seconded the motion and asked about the POST Board and its oversight with Sheriff Crone clarifying that Dave Donaldson, Logan County Commissioner, sits on this board as a public citizen. Sheriff Crone stated that Brad Taylor, who is a citizen of Morgan County, also sits on this board who are appointed by the governor. He outlined the structure of the Board with Commissioner Zwetzig stating that Colorado Counties, Inc. also had a member sitting on this board and the fact there may be a possible opening. At this time a vote was taken and the motion carried 3-0.

COUNTY OFFICIAL AND DEPARTMENT HEAD REPORTS

Commissioners reviewed the calendar dated July 1, 2016, through July 12, 2016 with no changes

Commissioner Zwetzig stated that July 12, 2016 will be an important date explaining that FEMA will be hosting a meeting to allow citizens to provide input regarding the proposed flood plain mapping. Commissioner Zwetzig stated there were approximately 750 letters sent to citizens and he encouraged citizens to attend this meeting as this could greatly affect landowners in regards to flood insurance requirements and the financial implications it could cause. The meeting is to be held at the Morgan County Fairgrounds.

UNFINISHED BUSINESS

There was no unfinished business.

LIQUOR LICENSES

At this time, the Board of County Commissioners convened as the Morgan County Liquor License Authority in the matters of:

Liquor License or 3.2 Beer License Renewal Application – Hotel and Restaurant (County)

Licensee: CSO, LLC dba Country Steak Out

Operating Manager: Alvina Schrum

Morgan County Clerk and Recorder Susan Bailey presented to the Board a Liquor License or 3.2 Beer License Renewal submitted by Alvina Schrum for CSO, LLC doing business as Country Steak Out for a Hotel and Restaurant (county) license. Ms. Bailey stated that she has received the necessary documents and all fees have been submitted. She asked the Morgan County Sheriff's Department to report at which time Sheriff James Crone indicated he had nothing to report.

Chair Teague opened the matter for public comment at which time no comment followed.

A motion was made by Commissioner Zwetzig to approve the Hotel and Restaurant Liquor License Renewal for Alvina Schrum for CSO, LLC doing business as Country Steak Out and authorized the Chair to sign. Commissioner McCracken seconded the motion and motion carried 3-0.

Liquor License or 3.2 Beer License Renewal Application– Hotel and Restaurant / Optional (County)

Licensee: City of Brush dba Course Café and Lounge

Operating Manager: Lance Schwindt

Morgan County Clerk and Recorder Susan Bailey presented to the Board a Liquor of 3.2 Beer License Renewal submitted by Lance Schwindt for the City of Brush doing business as Course Café and Lounge for a Hotel and Restaurant / Optional (county) license. Ms. Bailey stated that she has received the necessary documents and all fees have been submitted. She asked the Morgan County Sheriff's Department to report at which time Sheriff James Crone indicated he had nothing to report.

Chair Teague opened the matter for public comment at which time no comment followed.

A motion was made by Commissioner McCracken to approve the Hotel and Restaurant / Optional Liquor License renewal for Lance Schwindt for the City of Brush doing business as Course Café and Lounge and authorized the Chair to sign. Commissioner Zwetzig seconded the motion and motion carried 3-0.

CITIZEN'S COMMENT

There was no citizen's comment.

Being no further business, the meeting was adjourned at 9:33 a.m.

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Respectfully Submitted,
Susan L. Bailey
Clerk to the Board

(Minutes ratified July 12, 2016)

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

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

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