

UNOFFICIAL MINUTES FOR DECEMBER 13, 2012

The Regular Meeting of the Kiowa County Commissioners was called to order at 9:00 a.m. by Chairman Richard Scott on December 13, 2012. Donald Oswald opened the meeting with prayer and Pledge of Allegiance. Those attending were:

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

Minutes from the November 29, 2012 Regular Meeting was presented. Oswald made a motion, seconded by Koehler, to approve the Minutes as presented. All Commissioners voted affirmative.

The agenda was reviewed. Additions were made. Scott made the motion, seconded by Koehler, to approve the agenda with the additions. All Commissioners voted affirmative.

The vouchers were reviewed. No vouchers were questioned. Vouchers were approved and signed.

The Arkansas Valley Conduit water project was discussed regarding Colorado's 1041 Regulations. Colorado House Bill 1041, also known as the Areas and Activities of State Interest Act ("the Act"), was enacted in 1974 and allows local governments to regulate a variety of development activities with guidance from the state. The purpose of the Act is to describe and designate areas and activities which may be of state interest and to encourage local governments to establish criteria for the administration of these areas and activities. Generally, development may only proceed if consistent with the environmental and developmental goals of the local communities as outlined in their 1041 regulations. Of particular concern to many local governments are the multitude of impacts from the construction and operation of large-scale municipal and industrial water projects. The Act authorizes local governments to designate as activities of state interest the site selection and construction of major new domestic water and sewage treatment systems, major extension of existing domestic water and sewage treatment systems, site selection and development of new communities, and efficient utilization of municipal and industrial water projects. The Commissioners determined that Planning and Zoning should be involved in this discussion when putting a plan together. Nothing further was decided at this time.

The Sheridan Lake Water District hearing will be January 3, 2013 at 2:00 p.m. in the district courtroom.

Koehler made the motion, seconded by Oswald, to deposit the check received from the 15th Judicial District for drug testing into the General Fund. All Commissioners voted affirmative.

Amendment 64 regarding legalization of marijuana was discussed. An ordinance was received from Douglas County for the Commissioners to review. Sheriff Frazee met with the Commissioners to discuss this matter. They will discuss this matter with the County Attorney and have her draw up an ordinance.

There was discussion regarding a proxy for CCI 2013 for the steering committee.

Oswald made a motion, seconded by Koehler, to sign the corrected Westphal Oil and Gas Lease Agreement. All Commissioners voted affirmative.

Sharon Frazee met with the Commissioners to present the quarterly report for the Eads senior citizens. They are still making money for the Murdock Building Senior Center. They have now earned approximately \$8,000.

Oswald made the motion, seconded by Koehler, to recess the Regular Meeting for the Board of Health Meeting at 10:30 a.m. All Commissioners voted affirmative.

The Board of Health Meeting ended at 11:30 a.m. and the Regular Meeting was resumed.

Koehler made the motion, seconded by Oswald, to approve and sign the Intergovernmental Agreement for the Provision of Environmental Health Services. All Commissioners voted affirmative.

DSS Director Dennis Pearson met with the Commissioners. Pearson reported that Medicaid paid out \$35,356.45 in October and \$41,581.92 in November on behalf of Kiowa County residents.

Radio narrow banding was discussed. Twelve more radios were ordered. Old radios must be out of the vehicles and equipment by January 1st.

The Shalberg Pond Grant requires a signature. Oswald made the motion, seconded by Koehler, to sign the grant award for the Shalberg Pond State of Colorado Supplemental Provisions for Federally Funded Contracts, Grants, and Purchase Orders subject to the Federal Funding Accountability and Transparency Act of 2006 (FFATA), as amended as of 10-15-10. All Commissioners voted affirmative.

Oswald made the motion, seconded by Scott, to sign the KCEDF Memorandum of Understand. All Commissioners voted affirmative.

Video conferencing for the courtroom was discussed. This can be used for business purposes for any of the county businesses, but the court cases take priority. It will be mounted on the wall in the courtroom. It will be invoiced in 2012 but will be installed in February, 2013. Wireless wi-fi will need to be installed for this system.

The Community Service Block Grant (CSBG) Performance report, financial status and reimbursement were discussed. Oswald made the motion, seconded by Koehler, to sign the CSBG Performance Report. All Commissioners voted affirmative.

Road base was delivered to the Jackson Pond. This will be invoiced to KCEDF for a value but will be shown as in-kind.

The Regular Meetings for January will be January 8th and January 29th.

Oswald made the motion, seconded by Koehler, to recess the Regular Meeting for a public hearing for the Pre-Disaster Mitigation Plan at 2:00 p.m. All Commissioners voted affirmative.

Scott Baldwin and Marilyn Galley with the Colorado Office of Emergency Management and Under-sheriff Casey Sheridan were present for the hearing. A copy of the mitigation plan has been on display in the library for the public to review. With no public in attendance for comment and no comments received, Oswald made the motion, seconded by Koehler, to close the hearing and resume the Regular Meeting at 2:20 p.m. All Commissioners voted affirmative.

The Treasurer's report was reviewed.

The Clerk's report was reviewed.

Commissioner reports were reviewed and discussed.

A time-off request form was reviewed. Oswald made the motion, seconded by Koehler, to approve the time-off request for Carla Gifford. All Commissioners voted affirmative.

Mull Drilling wants to install an electrical line under County Rd 59 to their well site. Scott made the motion, seconded by Oswald, to approve Mull Drilling's request to install an electrical line under County Rd 59 as long as it meets Colorado Standards for electrical line installation. All Commissioners voted affirmative.

Koehler made a motion, seconded by Oswald, to sign the USDA Service agreement for APHIS-WS-2013. All Commissioners voted affirmative.

A letter of complaint was received from a taxpayer citizen regarding the misuse of Road and Bridge vehicles. A letter of reprimand and warning will be sent to the employee involved and his supervisor.

The Treasurer's phone problem was discussed and will be investigated.

The next Regular Meeting will be December 27th, 2012.

With no further business, Oswald made the motion, seconded by Koehler, to adjourn the meeting at 3:10 p.m. All Commissioners voted affirmative.