

December 19, 2017

At a regular meeting of the Board of County Commissioners, Washington County Colorado, held at the Courthouse in Akron, Colorado on Tuesday the 19th day of December 2017, there were present:

Terry G. Hart, chairman	present
Leland Willeke, chairman pro-tem	present
Lea Ann Laybourn, commissioner	present
Garland Wahl, clerk of the board	present
Madeline Meacham, county attorney	present

8:00 Go to Clinic

9:00 Invocation

Pledge of Allegiance

Work Session

10:00 Approve Consent Agenda

1. Schedule of bills for the County from the General, Road & Bridge, Health Care, TV Translator, Landfill, Capital Expenditure and Justice Center Fund payables for December 19, 2017 in the amount of \$74,926.75
2. Nursing Home bills for December 19, 2017 in the amount of \$33,239.06
3. Pioneer Haven bills for December 19, 2017 in the amount of \$677.20
4. Minutes from Prior Meetings
 - a. December 12, 2017
5. Adopt Mill Levy
6. Employment Agreements
7. Signatures on OMS papers
8. Ambulance Capital Expenditure
9. Stipend vouchers

It was moved by Commissioner Laybourn and duly seconded by Commissioner Willeke to **approve the Consent Agenda** as presented. On roll call vote, all votes being yes, the motion passed.

It was moved by Commissioner Laybourn and duly seconded by Commissioner Willeke to pay stipends to the IT Director, Road & Bridge Supervisors and the Maintenance Director. On roll call vote, all votes being yes, the motion passed.

RESOLUTION 110-2017

RESOLUTION TO CERTIFY THE MILL LEVY

WHEREAS, by adoption of Resolution 108-2017 the Board adopted the annual budget for the County for fiscal year 2018; and

WHEREAS, therefore pursuant to C.R.S. 29-1-108 and C.R.S. 39-1-111, the Board must certify its mill levies for the ensuing Fiscal Year; and

WHEREAS, to be consistent with the levying of taxes for all cities and towns, school districts, and special districts within Washington County by December 22th, 2017, the Board is desirous of certifying its mill levies at this time and in the following amounts.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Washington County, that there shall be and there is hereby levied against all taxable property, real, personal and mixed, tangible and intangible, not exempt by the law within Washington County, the following tax to wit:

Total assessed valuation:		\$145,590,984.00
General Fund:	25.000 mills	\$3,639,774.60
Road and Bridge Fund:	1.25 mills	\$ 181,988.73
Health & Human Services:	1.750 mills	\$ 254,784.22
Health Care Operation:	0.00 mills	\$ 0.00
TV Translator Fund:	0.250 mills	\$ 36,397.75
Contingency Fund:	0.00 mills	\$ 0.00
Debt Service Fund:	0.000 mills	\$ 0.00
Solid Waste Disposal:	1.500 mills	\$ 218,386.48
Capital Projects Fund:	0.501mills	\$ 72,941.08
Abatement Refund	0.021 mills	\$ 3,057.41
Totals	30.272 mills	\$4,407,330.27 Revenue

NOTE: the Abatement Refund Mill Levy is to adjust reductions in prior years and within the overall County Budget is incorporated into the general fund.

BE IT FURTHER RESOLVED, that the aforementioned levies shall be certified to the Washington County Assessor along with the levies of the cities and towns, school districts and special districts for further action as required by C.R.S. 39-1-111(2).

Certified this 19th day of December 2017, at Akron, Colorado.

The foregoing Resolution was presented at a regular meeting of the Washington County Commissioners held on the 19th day of December, 2017, by Commissioner Laybourn who moved its adoption. The motion was seconded by Commissioner Willeke and on roll call vote, all votes being yes, the resolution was adopted.

RESOLUTION 111-2017

WHEREAS, pursuant to C.R.S. 39-5-128, special districts within Washington County must certify to the Board of County Commissioners the **levy** of said **special districts** for the ensuing fiscal year (2018); and

WHEREAS, the Board of County Commissioners has received said certifications from the hereinafter described special districts; and

WHEREAS, pursuant to C.R.S. 39-1-111, the Board of County Commissioners must levy taxes for special districts as provided by law no later than December 22nd, 2017, and;

WHEREAS, the Board of County Commissioners is desirous of levying said taxes at this time.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Washington County that there shall be and there is hereby levied against all taxable property, real, personal and mixed, tangible and intangible, not exempt by law within the corporate limits of each of the following special districts, the following taxes, to wit:

COPE RURAL FIRE DISTRICT	3.41	\$25,662.00
AKRON RURAL FIRE DISTRICT	2.311	\$53,774.00
OTIS RURAL FIRE DISTRICT	2.125	\$46,567.00
YUMA RURAL FIRE DISTRICT	2.504	\$18,530.00
BRUSH RURAL FIRE DISTRICT	3.447	\$1,972.00
HILLROSE RURAL FIRE DISTRICT	7.719	\$18,348.00
SW WASHINGTON COUNTY RURAL FIRE DIST.	1.901	\$112,624.00
NORTHERN COLO. WATER CONS. DIST.	1.000	\$2,824.00
LOWER SO. PLATTE WATER CONS. DIST.	0.500	\$1,429.00
W-Y GROUNDWATER MGMT. DISTRICT	0.345	\$7,947.00
ARIKAREE GROUNDWATER MGMT. DIST.	0.242	\$5,684.00
MORGAN COUNTY QUALITY WATER	0.824	\$423.00
OTIS SANITATION DISTRICT	2.533	\$3,794.00
WASHINGTON COUNTY PEST CONTROL	1.750	\$61,125.00
YUMA CONSERVATION DISTRICT	0.500	\$2.00

SPECIAL ASSESSMENTS

W-Y Water Wells:	\$0.05 per acre/ft	\$ 2,210.83
Hillrose IRG District	\$3.00 per acre	\$ 13,297.38
Repub. River District	\$14.50 per acre	\$502,289.34
Akron Misc. Fees		\$ 229.32
Arickaree Groundwater	\$0.15 per acre/ft	\$ 2,766.60

BE IT FURTHER RESOLVED that the Board of County Commissioners of Washington County in certifying the mill levies of the aforementioned special districts is performing a ministerial and non-discretionary act to comply with the requirements of Sections 39-1-111 and 39-5-128, C.R.S.; that the Board of County Commissioners has no authority to modify the mill levies so certified to it; that the Board of County Commissioners has presumed that the aforementioned special districts have complied with the

Colorado constitutional and statutory requirements concerning said levies; and therefore, that the Board of County Commissioners assumes no liability or responsibility associated with any levy of any of the above-noted special districts except for the ministerial, non-discretionary act of certification.

Certified this 19th day of December 2017, at Akron, Colorado.

The foregoing Resolution was presented at a regular meeting of the Washington County Commissioners held on the 19th day of December, 2017, by Commissioner Willeke who moved its adoption. The motion was seconded by Commissioner Laybourn and on roll call vote, all votes being yes, the resolution was adopted.

RESOLUTION 112-2017

WHEREAS, pursuant to C.R.S. 39-5-128, school districts within Washington County must certify to the Board of County Commissioners the **levy** of said **school districts** for the ensuing fiscal year (2018); and

WHEREAS, the Board of County Commissioners has received said certifications from the hereinafter described school districts; and

WHEREAS, pursuant to C.R.S. 39-1-111, the Board of County Commissioners must levy taxes for school districts as provided by law no later than December 22th, 2017; and

WHEREAS, the Board of County Commissioners is desirous of levying said taxes at this time.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Washington County that there shall be and there is hereby levied against all taxable property, real, personal and mixed, tangible and intangible, not exempt by law within the corporate limits of each of the following school districts, the following taxes, to wit:

AKRON SCHOOL DISTRICT R-1	38.228	\$1,459,804.00
ARICKAREE SCHOOL DISTRICT R-2	21.760	\$ 740,303.00
OTIS SCHOOL DISTRICT R-3	37.722	\$ 662,383.00
LONE STAR SCHOOL DISTRICT 101	27.000	\$ 304,158.00
WOODLIN SCHOOL DISTRICT R-104	25.694	\$1,006,376.00
BUFFALO SCHOOL DISTRICT RE-4J	34.275	\$ 122,045.00
BRUSH PUBLIC SCHOOLS RE-2J	52.360	\$ 95,804.00

BE IT FURTHER RESOLVED that the Board of County Commissioners of Washington County in certifying the mill levies of the aforementioned school districts is performing a ministerial and non-discretionary act to comply with the requirements of Sections 39-1-111 and 39-5-128, C.R.S.; that the Board of County Commissioners has no authority to modify the mill levies so certified to it; that the Board of County Commissioners has presumed that the aforementioned school districts have complied with the Colorado constitutional and statutory requirements concerning said levies; and therefore, that the Board of County Commissioners assumes no liability or responsibility associated with any levy of any of the above-noted school districts except for the ministerial, non-discretionary act of certification.

Certified this 19th day of December 2017, at Akron, Colorado.

The foregoing Resolution was presented at a regular meeting of the Washington County Commissioners held on the 19th day of December, 2017, by Commissioner Laybourn who moved its adoption. The motion was seconded by Commissioner Willeke and on roll call vote, all votes being yes, the resolution was adopted.

RESOLUTION 113-2017

WHEREAS, pursuant to C.R.S. 39-5-128, cities and towns within Washington County must certify to the Board of County Commissioners the **levy** of said **city or town** for the ensuing fiscal year (2018); and

WHEREAS, the Board of County Commissioners has received said certifications from the hereinafter described cities and towns; and

WHEREAS, pursuant to C.R.S. 39-1-111, the Board of County Commissioners must levy taxes for cities and towns as provided by law no later than December 22th, 2017; and

WHEREAS, the Board of County Commissioners is desirous of levying said taxes at this time.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Washington County that there shall be and there is hereby levied against all taxable property, real, personal and mixed, tangible and intangible, not exempt by law within the corporate limits of each of the following cities and towns, the following taxes, to wit:

Akron:	60.537 mills	\$516,304.00 revenue
Otis:	29.500 mills	\$ 44,156.00 revenue

BE IT FURTHER RESOLVED that the Board of County Commissioners of Washington County in certifying the mill levies of the aforementioned cities and towns is performing a ministerial and non-discretionary act to comply with the requirements of Sections 39-1-111 and 39-5-128, C.R.S.; that the Board of County Commissioners has no authority to modify the mill levies so certified to it; that the Board of County Commissioners has presumed that the aforementioned cities and towns have complied with the Colorado constitutional and statutory requirements concerning said levies; and therefore, that the Board of County Commissioners assumes no liability or responsibility associated with any levy of any of the above-noted cities and towns except for the ministerial, non-discretionary act of certification.

Certified this 19th day of December 2017, at Akron, Colorado.

The foregoing Resolution was presented at a regular meeting of the Washington County Commissioners held on the 19th day of December, 2017, by Commissioner Willeke who moved its adoption. The motion was seconded by Commissioner Laybourn and on roll call vote, all votes being yes, the resolution was adopted.

It was moved by Commissioner Laybourn and duly seconded by Commissioner Willeke to authorize **Commissioner Willeke, as chief financial officer, to sign** the 2018 EMPG-LEMS annual Program Paper, Calendar Year 2018 EMPG-LEMS Grant Activities Work Plan Template (v.010118) and the Emergency Management Program Grant (EMPG) Local Emergency Manger Support (LEMS) Program Funding Application: Part III (v.010118) from **Division of Homeland Security & Emergency Management** Department of Public Safety.

It was moved by Commissioner Willeke and duly seconded by Commissioner Laybourn to approve the **Request for Capital Purchase** for 12 new radios and 16 batteries for the **Ambulance Service 12** at a cost of \$14,773. On roll call vote, all votes being yes, the motion passed.

11:02 Commissioner **entered into Executive Session** for "Conferences with attorney for the purpose of receiving legal advice on specific legal questions about Nursing Home administration building." 24-6-402(4)(b) C.R.S.

11:34 It was moved by Commissioner Willeke and duly seconded by Commissioner Laybourn to **come out of Executive Session**. On roll call vote, all votes being yes, the motion passed.

11:39 Adjourn for lunch

1:15 County Attorney Report and Resolutions

It was moved by Commissioner Willeke and duly seconded by Commissioner Laybourn to **appoint Dallas Bowin as Acting Coroner** effective January 1, 2017 until a new coroner is appointed. On roll call vote, all votes being yes, the motion passed.

1:45 It was moved by Commissioner Willeke and duly seconded by Commissioner Laybourn to **adjourn the business meeting**. On roll call vote, all votes being yes, the motion passed.

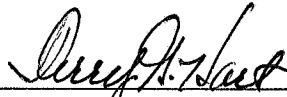
3:00 Public Comment time

County Commissioner Reports

Miscellaneous discussion Items to come before the Board



Garland Wahl, Clerk of the Board



Terry G. Hart, Chairman Board of County Commissioners