

December 20, 2016

At a regular meeting of the Board of County Commissioners, Washington County Colorado, held at the Event Center (due to water drinking fountain breaking and flooding 3 floors of the courthouse) in Akron, Colorado on Tuesday the 20th day of December 2016, there were present:

Lea Ann Laybourn, Chairman	present
David Foy, commissioner	present
Terry G. Hart, commissioner	present
Garland Wahl, clerk of the board	present
Peter 'Larry' Vana, county attorney	present
Chris Packer, county administrator	present
Leland Willeke, commissioner-elect	present

8:00 Work Session

Invocation

Pledge of Allegiance

8:30 Director Report – Matt Green, Maintenance Supervisor

9:00 Nursing Home/Pioneer Haven report

10:00 Planning and Zoning

- a. James Vincent EX16-17
- b. Jordan Willeke BP16-34
- c. Sign Mylars

11:00 Open meeting

Approve consent Agenda

1. Schedule of bills for the County from the General, Road & Bridge, Health Care, TV Translator, Landfill, and Justice Center Funds payables for December 20, 2016 in the amount \$114,855.53
2. Nursing Home bills \$40,191.21
3. Pioneer Haven bills \$2,987.61
4. Minutes from Prior Meeting
 - a. December 13th

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

11:30 Break for Lunch

1:15 Resume Public Hearing for Budget

Public Hearing for Budget continued – present were: County Attorney- Larry Vana; Clerk of the Board- Garland Wahl; Ambulance Director-Tony Wells; Sheriff- Jon Stivers; Undersheriff-Ken Kimsey; County Administrator/Budget Officer- Chris Packer; Commissioner-elect- Leland Willeke; Commissioners- David Foy, Terry Hart, and Lea Ann Laybourn. Emergency Manager, Bryant McCall, Department of Human Services, Teresa Traxler; Golden Plains Area Director/CSU Extension-Dennis Kaan; IT Director-Jim Evans; Assessor-Larry Griese; Treasurer-Debi Cooper; Citizen-Doug Cooper; Nursing Home Financial Accounting -Sabrina Hunt; Nursing Home Administrator- Brenda Rhea; Otis Independent-Noele Corman

Administrator/Budget Officer-Chris Packer presented the Proposed 2017 Budget to those present. Packer pointed out that he is predicting that some of the accounts will show a loss in 2017 and therefore previous fund balances will be utilized as revenue.

Resolution 128-2016 Public Hearing was held as **continued** by the adoption of Resolution 127-2016 on December 13, 2016 on the **Washington County 2017 proposed Budget** including the Public Trustee, Washington County Nursing Home and Pioneer Haven. Evidence and testimony were received for consideration by the Board. Public comments were received from persons in attendance but no written comments were received to be read into the record. The Chairman declared the public hearing closed and all matters taken under advisement for further consideration and final action.

The foregoing Resolution was presented at a regular meeting of the Washington County Commissioners held on the 20th day of December, 2016, by Commissioner Foy who moved its adoption. The motion was seconded by Commissioner Hart and on roll call vote, all votes being yes, the resolution was adopted.

RESOLUTION 129-2016 RESOLUTION TO ADOPT THE BUDGET

A Resolution summarizing the adoption of the budget for the year 2017 and the allocation of expenditures and revenues for each fund, for Washington County, Colorado for the calendar year commencing on the first day of January, 2017 and ending the last day of December, 2017.

WHEREAS, pursuant to C.R.S. 29-1-103, the Board of County Commissioners of Washington County, Colorado, is required to adopt an annual budget which shall present a complete financial plan by fund and by spending agency within each fund for the forthcoming budget year; and

WHEREAS, pursuant to C.R.S. 29-1-105, a proposed budget has been submitted to the Board for the 2017 budget year by October 15, 2016; and

WHEREAS, as required by C.R.S. 29-1-106, the Board has caused to be published a notice stating that such proposed budget is open for inspection by the public; and

WHEREAS, said notice set a public hearing date of December 13th , 2016 at 1:15 p.m. at the Washington County Courthouse, 150 Ash, Akron, Colorado, and stated that at that time the Board would consider the proposed budget; and

WHEREAS, pursuant to the aforementioned published notice, the public hearing was called to order and jurisdiction was established to proceed; and

WHEREAS, by adoption of Resolution 127-2016 the public hearing was tabled until today's date at 1:15 p.m.; and

WHEREAS, the public hearing as reconvened was held on this date and time and interested taxpayers were given opportunity to file or register any objection to said proposed budget as required by law; and

WHEREAS, by adoption of Resolution 128-2016, the Chairman declared the public hearing closed and the budget taken under advisement for further action and consideration; and

WHEREAS, based upon the proposed budget and evidence and testimony received by the Board at the public hearing, the Board has determined to adopt the following budget for fiscal year 2017 pursuant to C.R.S. 29-1-108; and

NOW THEREFORE, be it resolved by the Board of County Commissioners of Washington County, Colorado, as follows:

Section 1. That estimated expenditures for each fund is as follows:

General Fund - \$ 4,349,244.31
Road and Bridge Fund - \$ 3,843,598.40
Telecommunication Escrow Fund - \$ 11,800.00
Health & Human Services Fund- \$967,963.00
Health Care Fund - \$1,053,117.00
Nursing Home Operating Fund - \$2,555,388.00
Pioneer Haven Operating Fund - \$61,357.00
TV Translator Fund - \$38,700.00
Conservation Trust Fund - \$ 50,000.00
Contingent Fund - \$ 35,000.00
Hospital Memorial Fund- \$0.00
Debt Service Fund - \$ 0.00
Solid waste Disposal Fund - \$244,784.95
Justice Center Fund - \$3,559,300.80
Capital Projects Fund - \$252,800.00
Solid Waste Closure Fund - \$0.00
Nursing Home Construction Fund - \$0.00
Medical Reserve Corp Fund - \$5,000.00

Section 2. That estimated revenues for each fund are as follows:

General Fund

Property Taxes - \$ 3,050,843.25

Other Revenue - \$ 1,286,613.50

Beginning Fund Balance - \$3,691,151.09

Road and Bridge Fund

Property Taxes - \$ 152,304.57

Other Revenue - \$ 3,612,606.00

Beginning Fund Balance - \$ 7,142,869.65

Telecommunications Escrow Fund
Property Taxes - \$ 0.00
Other Revenue - \$ 0.00
Beginning Fund Balance - \$ 11,800.00

Health and Human Services
Property Taxes - \$ 213,226.39
Other Revenue - \$ 941,235.00
Beginning Fund Balance - \$ 600,714.38

Health Care Fund
Property Taxes - \$ 0.00
Other Revenue - \$ 1,000,030.00
Beginning Fund Balance - \$ 854,446.21

Nursing Home Operating Fund
Property Taxes - \$ 0.00
Other Revenue - \$ 2,286,521.30
Beginning Fund Balance - \$ 1,083,932.92

Pioneer Haven Operating Fund
Property Taxes - \$ 0.00
Other Revenue - \$ 104,880.00
Beginning Fund Balance - \$ 116,367.46

TV Translator Fund
Property Taxes - \$ 30,460.91
Other Revenue - \$ 2,500.00
Beginning Fund Balance - \$ 82,756.39

Conservation Trust Fund
Property Taxes - \$ 0.00
Other Revenue - \$ 15,489.31
Beginning Fund Balance - \$ 185,991.54

Contingent Fund
Property Taxes - \$ 0.00
Other Revenue - \$ 8.75
Beginning Fund Balance - \$ 266,621.67

Hospital Memorial Fund
Property Taxes - \$ 0.00
Other Revenue - \$ 0.00
Beginning Fund Balance - \$ 0.00

Debt Service Fund-(included in Justice Center Fund)
Property Taxes - \$ 0.00
Other Revenue - \$ 0.00
Beginning Fund Balance - \$ 330,917.17

Solid Waste Disposal
Property Taxes - \$ 182,765.48
Other Revenue - \$ 64,707.00
Beginning Fund Balance - \$ 950,204.45

Justice Center Fund
Property Taxes -\$0.00
Other Revenue - \$ 3,511,366.34
Beginning Fund Balance - \$ 3,257,321.01

Capital Projects Fund
Property Taxes - \$ 61,043.67
Other Revenue - \$ 132.00
Beginning Fund Balance - \$819,626.10

Solid Waste Closure Fund (included in Solid Waste Fund)
Property Taxes - \$0.00
Other Revenue - \$ 0.00
Beginning Fund Balance - \$450,632.60

Nursing Home Construction Fund
Property Taxes - \$0.00
Other Revenue - \$0.00
Beginning Fund Balance - \$427.00

Medical Reserve Corp Fund
Property Taxes - \$0.00
Other Revenue - \$ 0,000.00
Beginning Fund Balance - \$ 17,989.74

Section 3. That the budget as submitted, amended and herein above summarized by fund, be, and the same is hereby approved and adopted as the budget of Washington County for the 2017 fiscal year.

Section 4. That the budget as hereby approved and adopted shall be signed by the members of the Board of County Commissioners and made a part of the public record of Washington County, Colorado.

Certified this 20th day of December 2016, at Akron, Colorado.

The foregoing Resolution was presented at a regular meeting of the Washington County Commissioners held on the 20th day of December 2016, by Commissioner Hart who moved its adoption. The motion was seconded by Commissioner Foy and on roll call vote, all votes being yes, the resolution was adopted.

RESOLUTION 130-2016 RESOLUTION TO CERTIFY THE MILL LEVY

WHEREAS, by adoption of Resolution No 128-2016 on December 20, 2016, the Board of County Commissioners of Washington County closed the public hearing on the proposed annual County budget for fiscal year 2017; and

WHEREAS, by adoption of Resolution 129-2016 the Board adopted the annual budget for the County for fiscal year 2017; 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 20, 2016, 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:		\$ 121,843,654.00
General Fund:	25.000 mills	\$3,046,091.35
Road and Bridge Fund:	1.250 mills	\$ 152,304.57
Health & Human Services:	1.750 mills	\$ 213,226.39
Contingency Fund:	0.000 mills	\$ 0.00
TV Translator Fund:	0.250 mills	\$ 30,460.91
Solid Waste Disposal:	1.500 mills	\$ 182,765.48
Capital Projects Fund:	0.501 mills	\$ 61,043.67
Health Care Operation:	0.00 mills	\$ 0.00
Debt Service Fund:	0.000 mills	\$ 0.00
Abatement Refund	.039 mills	\$ 4,751.90
Totals	30.29 mills	\$3,690,644.28 Revenue

NOTE: the Abatement Refund Mill Levy is to adjust reductions in prior years and within the overall County Budget is incorporated within the various aforementioned Funds.

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 20th day of December 2016, at Akron, Colorado.

The foregoing Resolution was presented at a regular meeting of the Washington County Commissioners held on the 20th day of December, 2016, by Commissioner Hart who moved its adoption. The motion was seconded by Commissioner Foy and on roll call vote, all votes being yes, the resolution was adopted.

RESOLUTION 131-2016

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 (2017); 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 15, 2016, 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	\$ 26,249.00
AKRON RURAL FIRE DISTRICT	2.311	\$ 59,460.00
OTIS RURAL FIRE DISTRICT	2.125	\$ 37,759.00
YUMA RURAL FIRE DISTRICT	2.501	\$ 14,892.00
BRUSH RURAL FIRE DISTRICT	3.513	\$ 1,887.00
HILLROSE RURAL FIRE DISTRICT	7.719	\$ 16,660.45
SW WASHINGTON COUNTY RURAL FIRE DIST.	1.902	\$ 73,984.00
NORTHERN COLO. WATER CONS. DIST.	1.000	\$ 2,604.24
LOWER SO. PLATTE WATER CONS. DIST.	0.500	\$ 1,317.11
W-Y GROUNDWATER MGMT. DISTRICT	0.345	\$ 7,318.00
ARIKAREE GROUNDWATER MGMT. DIST.	0.233	\$ 3,137.00
MORGAN COUNTY QUALITY WATER	0.824	\$ 391.00
OTIS SANITATION DISTRICT	2.533	\$ 3,648.00
WASHINGTON COUNTY PEST CONTROL	1.750	\$ 56,047.44
YUMA CONSERVATION DISTRICT	0.500	\$ 2.00

SPECIAL ASSESSMENTS

W-Y Water Wells:	\$ 0.05 per acre/ft	\$ 2,210.83
Hillrose IRG District	\$ 4.00 per acre	\$ 17,837.84
Repub. River District	\$14.50 per acre	\$507,504.96
Akron Misc. Fees		\$ 701.51
Arickaree Groundwater	\$ 0.15 per acre/ft	\$ 2,841.60

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 20th day of December 2016, at Akron, Colorado.

The foregoing Resolution was presented at a regular meeting of the Washington County Commissioners held on the 20th day of December, 2016, by Commissioner Foy who moved its adoption. The motion was seconded by Commissioner Hart and on roll call vote, all votes being yes, the resolution was adopted.

RESOLUTION 132-2016

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 (2017); 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 15th, 2016; 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	37.835	\$1,489,793
ARICKAREE SCHOOL DISTRICT R-2	23.494	\$ 650,459
OTIS SCHOOL DISTRICT R-3	38.555	\$ 644,930
LONE STAR SCHOOL DISTRICT 101	27.000	\$ 210,614
WOODLIN SCHOOL DISTRICT R-104	29.057	\$ 729,231

BUFFALO SCHOOL DISTRICT RE-4J	34.544	\$	118,993
BRUSH PUBLIC SCHOOLS RE-2J	45.285	\$	77,532

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 20th day of December 2016, at Akron, Colorado.

The foregoing Resolution was presented at a regular meeting of the Washington County Commissioners held on the 20th day of December, 2016, by Commissioner Hart who moved its adoption. The motion was seconded by Commissioner Foy and on roll call vote, all votes being yes, the resolution was adopted.

It was moved by Commissioner Foy and duly seconded by Commissioner Hart to allow the chairman of the board of county commissioners to sign the **2017 Certification of Levies and Revenue** as presented by County Assessor, Larry Griese. On roll call vote, all votes being yes, the motion passed.

RESOLUTION 133-2016 ANNUAL APPROPRIATION FOR THE FISCAL YEAR JANUARY 1, 2017 THROUGH DECEMBER 31, 2017

A resolution summarizing the budgetary appropriations of the Board of County Commissioners of Washington County for the year 2017 and the allocation to the various funds.

WHEREAS, pursuant to C.R.S. 29-1-108, the Board of County Commissioners of Washington County is required to enact a resolution making appropriations for the ensuing fiscal year; and

WHEREAS, the statute requires that said action be taken prior to the beginning of the next fiscal year but after adoption of the County budget for said current fiscal year; and

WHEREAS, by prior action on the 20th of December, 2016, the Board adopted Resolution Number 129-2016, which approved a budget for fiscal year 2017; and

WHEREAS, pursuant to the aforementioned statute, the Board of County Commissioners by adoption of this resolution hereby appropriates such sums of money as may be deemed necessary to defray all necessary expenses and liabilities of Washington County, Colorado, for the next fiscal year.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Washington County that the following appropriations are hereby made to the following funds as required by law:

1. To the General Fund of said County for the ordinary expenses including salaries, supplies, funds previously appropriated for fee funds, and all other incidental expenses of said county the sum of \$4,349,244.31.

2. To the Road and Bridge Fund for the purpose of maintaining existing public roads and bridges and buildings, new roads, and bridges and incidental highway expenses, the sum of \$3,843,598.40
3. To the Telecommunications Escrow Fund for the purpose of repairing roads after newly constructed telecommunications projects are completed, the sum of \$11,800.00.
4. To the Health and Human Services Fund for the purpose of rendering general assistance, aid to dependent children, aid to the blind, old age pensions and other programs authorized by statute, the sum of \$967,963.00.
5. To the Capital Projects Fund for the purpose of long-term capital improvements such as purchase of vehicles, computers and other county capital improvements, the sum of \$252,800.00. Expenditures from this fund may only be made with prior approval by the Board of County Commissioners.
6. To the Health Care Fund in the sum of \$1,053,117.00.
7. To the Washington County Nursing Home Operational Fund for the purpose of providing a residential home environment for the elderly population, including skilled 24 hour nursing, dietary needs and companionship in the initial sum of \$2,555,388.00. Disbursements in relation to this appropriation shall be made quarterly and may increase or decrease based upon circumstances. The first quarter appropriation shall be in the amount of \$752,832.00.
8. To Pioneer Haven for the purpose of providing low income housing possibilities primarily to the residents of Washington County in the sum of \$61,357.00.
9. To the TV Translator Fund, for the purpose of maintaining a television translator system the sum of \$38,700.00.
10. To the Conservation Trust Fund the sum of \$50,000.00.
11. To the Contingent Fund for the purpose of meeting emergency expenses created by storms, floods or other unforeseen events which expenses may be necessary for the welfare of citizens of said county, the sum of \$35,000.00.
12. To the Hospital Memorial Fund the sum of \$0.00.
13. To the Washington County Solid Waste Disposal Fund for the maintenance and daily operations of the Washington County sanitary landfill, the sum of \$244,784.95.
14. To the Justice Center Fund for the purpose of maintaining the Washington County Justice Center, the sum of \$3,559,300.80.
15. To the Debt Service Fund the sum of \$0.00.
16. To the Nursing Home Construction Fund \$0.00

To the extent which such appropriations may be necessary or desirable, the levies certified by all government subdivisions and agencies collecting taxes through the office of the County Treasurer of Washington County, Colorado are now approved and such respective sums appropriated.

Certified this 20th day of December, 2016, at Akron, Colorado.

The foregoing Resolution was presented at a regular meeting of the Washington County Commissioners held on the 20th day of December, 2016, by Commissioner Foy who moved its adoption. The motion was seconded by Commissioner Hart and on roll call vote, all votes being yes, the resolution was adopted.

Resolution 134-2016 It was moved by Commissioner Hart and duly seconded by Commissioner Foy to approve the **Exemption from Subdivision** (Case #EX16-17) for **James Mather Vincent** as applicant and owner of a 11.88 acre parcel in the SW1/4-of Section 1, Township 1 North, Range 49 West. Said exemption was recommended favorably by the Planning Commission as submitted with no additional stipulations and conditions. The Board hereby approves said Exemption as recommended by the Planning Commission with no additional stipulations and / or conditions precedent except as herein noted and to wit:

1. The Board must receive the completed signed Mylar within 60 days of the date of this Resolution in order to complete the planning process.

This Resolution was presented at the meeting held on the 20th day of December by Commissioner Hart who moved its adoption. The motion was seconded by Commissioner Foy and on roll call vote, all votes being yes, the resolution was adopted.

It was moved by Commissioner Foy and duly seconded by Commissioner Hart to approve the **Building Permit** for **Jordan Willeke** (BP16-34) for grain storage on NW1/4-11-2N-50W. On roll call vote, all votes being yes, the motion passed.

Resolution 135-2016 It was moved by Commissioner Hart and duly seconded by Commissioner Foy to authorize the Chairman of the Board to execute the **consulting agreement** by and between **Healthcare Systems & Services and Washington County** on behalf of the Washington County **Nursing Home** relating to financial consulting services and cost reporting information. Said agreement requires an hourly fee of \$100 and a completion fee of \$2,700.00 pursuant to the terms as contained therein.

The foregoing Resolution was presented at a regular meeting of the Washington County Commissioners held on the 20th day of December 2016, by Commissioner Hart who moved its adoption. The motion was seconded by Commissioner Foy and on roll call vote, all votes being yes, the resolution was adopted.

It was moved by Commissioner Hart and duly seconded by Commissioner Laybourn to approve the final voucher submitted by Mike McCaleb, **Emergency Manager**, for payment of 43 vacation hours in the amount of \$601.54 plus the half salary amount. On roll call vote, Commissioners Hart and Laybourn voted aye and Commissioner Foy voted nay. Motion passed.

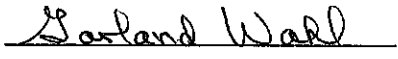
It was moved by Commissioner Foy and duly seconded by Commissioner Hart to allow the chairman of the board of county commissioners to sign the letter to the **Akron Senior and Community Center** notifying them of a one-time donation of \$1000 for maintaining their building. On roll call vote, all votes being yes, the motion passed.

Packer has an Amendment to the Elrick Pit that will need to be signed by Road and Bridge District #2 supervisor, Jason Lockard. The amendment deals with the road.

4:00 Public Comment Time

Miscellaneous Discussion Items to come before the Board

4:05 Meeting Adjourned.


Garland Wahl, Clerk of the Board


Lea Ann Laybourn, Chairman Board of County Commissioners