

COMMISSIONERS PROCEEDING 1

BOARD OF COUNTY COMMISSIONERS

Minutes of Meeting

November 17, 2009

The Board of Morgan County Commissioners met on Tuesday, November 17, 2009 at 9:00 a.m. with Chairman Brian McCracken and Commissioner Tony Carlson in attendance. Commissioner Laura Teague was absent. Chairman McCracken called the meeting to order with Building Supervisor Dave Cornwell leading the meeting in the Pledge of Allegiance to the Flag.

CONSENT AGENDA

The following items were on the Consent Agenda:

Consideration of Approval of Minutes dated November 10, 2009

Ratify Chairman Brian McCracken's signature for assignment of debt collection to Affiliated Credit Services for Morgan County Ambulance Service client accounts

Ratify Chairman Brian McCracken's signature for Morgan County Board of Human Services Financial Meeting Minutes dated October 14, 2009

Ratify Managing Commissioner Tony Carlson's signature for the County Veteran's Service Officers Monthly Report and Certification of Pay for the month of October 2009

Ratify Chairman Brian McCracken's Signature as Acceptance of Morgan County Treasurer and Public Trustee Monthly Report for October 2009

Ratify Chairman Brian McCracken's signature on letter to City of Fort Morgan dated November 12, 2009 regarding conversion from the State MNT internet connection to MicroTech-Tel

Ratify Chairman Brian McCracken's signature on Morgan County Special Waste Disposal Permit, Generator of Waste Patrick and Kimberly Groover

Commissioner Carlson made a motion to approve all items on the Consent Agenda. Chairman McCracken seconded the motion. Motion carried 2-0.

GENERAL BUSINESS AND ADMINISTRATIVE ITEMS

CONSIDERATION OF APPROVAL-RESOLUTION 2009 BCC 41-RESOLUTION AUTHORIZING MORGAN COUNTY TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT TO PARTICIPATE IN THE COUNTY HEALTH POOL

RESOLUTION 2009 BCC 41

A RESOLUTION AUTHORIZING MORGAN COUNTY TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT TO PARTICIPATE IN THE COUNTY HEALTH POOL

WHEREAS, The Board of County Commissioners of Morgan County has the authority under Article XIV, Section 18, of the Constitution of the State of Colorado and Section 29-1-202, and following of the Colorado Revised Statutes to enter into an intergovernmental agreement, and

WHEREAS, Board of County Commissioners of Morgan County has further specific authority to provide certain benefits to its employees, including, but not limited to health care benefits, and

WHEREAS, Board of County Commissioners of Morgan County has received comparative cost data and recommended funding factor information from the County Health Pool, and

WHEREAS, Board of County Commissioners of Morgan County recognizes the advantage to the taxpayers of Morgan County and to the employees of Morgan County in adopting one or another of the specific health coverage plans submitted by the County Health Pool, and

WHEREAS, a copy of the Bylaws and the General Policies of the County Health Pool was delivered to Morgan County and which is attached hereto and incorporated herein, which Bylaws, pursuant to Article XVI thereof, constitute the subject Intergovernmental Agreement.

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

1. Morgan County hereby adopts and joins in the Bylaws and Intergovernmental Agreement County Health Pool dated February 1, 1984, most recently revised September 18, 2008 and declares that this agreement shall bind Morgan County to the full extent set out in the Intergovernmental Agreement.
2. The Chairman of the Board of County Commissioners of Morgan County is authorized to sign such agreement on behalf of Morgan County

DATED this 17th Day of November, 2009.

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THE BOARD OF COUNTY COMMISSIONERS MORGAN COUNTY, COLORADO

s/ Brian McCracken
Brian McCracken, Chairman

s/ Tony Carlson
Tony Carlson

ATTEST:

(SEAL)

s/ Connie Ingmire
Connie Ingmire, Clerk to the Board

Director of Finance Michelle Covelli presented to the Board for approval Resolution 2009 BCC 41 authorizing Morgan County to enter into an intergovernmental agreement to participate in the County Health Pool. Covelli stated Morgan County has been active in the Health Pool but there was never a resolution on file. The resolution includes the bylaws that Morgan County will abide by. The resolution has been reviewed by County Attorney George Monsson. Commissioner Carlson made a motion to approve Resolution 2009 BCC 41. Chairman McCracken seconded the motion. Motion carried 2-0.

CONSIDERATION OF APPROVAL-RIGHT OF WAY PERMIT-2009 PMT 29-CITY OF FORT MORGAN

Road Supervisor John Goodman presented to the Board for approval Permit 2009 PMT 29 to dig up the existing gas line and tap into it to provide new gas service to 12848 County Road 19, Fort Morgan, CO. Goodman has approved the permit and fees were paid in the amount of \$50.00. Commissioner Carlson made a motion to approve Permit 2009 PMT 29 and authorize Chairman McCracken to sign the permit. Chairman McCracken seconded the motion. Motion carried 2-0.

CONSIDERATION OF APPROVAL-CONTRACT-FRONT RANGE PEST CONTROL-PEST CONTROL SERVICES FOR 2010

Building Maintenance Supervisor Dave Cornwell presented to the Board for approval the contract between Front Range Pest Control and Morgan County. Cornwell stated it is a renewal contract. The amount of the contract will be for \$335.00 a month and run from January 1, 2010 through December 31, 2010. Commissioner Carlson made a motion to accept the contract between Morgan County and Front Range Pest Control for the term of one year in the amount of \$335.00 a month. Chairman McCracken seconded the motion. Motion carried 2-0.

CONSIDERATION OF APPROVAL-CONTRACT-TYLER TECHNOLOGIES-ASSESSOR AND TREASURER ITAX UPGRADE

Information System Manager Karol Kopetzky presented to the Board for approval the contract between Tyler Technologies and Morgan County. Kopetzky stated the current program is approximately seven years old and will be phased out. The total of the contract will be in the amount of \$144,118.00 and will run for one year from signing. The \$118,662.00 is for the software that is used in the Treasurer's Office and Assessor's Office and \$25,456.00 for the web interface which allows public access for both offices. Commissioner Carlson made a motion to approve the contract between Tyler Technologies and Morgan County in the amount of \$144,118.00 for one year from signing and authorize Chairman McCracken to sign the contract. Chairman McCracken seconded the motion. Motion carried 2-0.

CONSIDERATION FOR APPROVAL-APPOINTMENT TO THE MORGAN COUNTY TOURISM PANEL

Morgan County Economic Developer Kari Linker presented to the Board for approval the appointments to the Morgan County Tourism Panel. There are two openings on the panel. Dan Martin to replace Robin Northup who resigned from the Comfort Inn/Roadway Inn and Cassandra McDonald who will take Cathy Smith's spot since she is no longer employed with the City of Brush. The Tourism Panel reappoints every year. Commissioner Carlson made a motion to appoint Dan Martin and Cassandra McDonald to the Morgan County Tourism Panel. Chairman McCracken seconded the motion. Motion carried 2-0.

COUNTY OFFICIAL AND DEPARTMENT HEAD REPORTS

Commissioners reviewed the calendar with changes.

UNFINISHED BUSINESS

There was no unfinished business

CITIZEN'S COMMENT PERIOD

There were no comments.

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Respectfully submitted,

Denise Gettman
Deputy Clerk to the Board

Recess 9:20 a.m.

MORGAN COUNTY BOARD OF COMMISSIONERS November 17, 2009 MINUTES

The Morgan County Board of Commissioners met at their regular meeting on Tuesday, November 17, 2009 at 9:30 A.M. in the Assembly Room of the Morgan County Administration Building. Present were Commissioners McCracken and Carlson. Also present were Barbara Gorrell, Planning Administrator; Jody Meyer, Planning Assistant; George Monsson, County Attorney; and Susan Bailey, Administrative Services Manager.

Family members present were: Carol Klassens, sister to Clyde Sinkhorn; and his two sons, Clinton and Chris Sinkhorn.

The hearing was called to order by Chairman Commissioner McCracken.

SHOW CAUSE HEARING

In accordance with Morgan County Regulation Compliance Reporting and Enforcement Policy and Procedure, this hearing is being held to determine further action on property in violation of Morgan County Zoning Regulations.

Barb Gorrell presented the file as follows:

Clyde Sinkhorn, deceased, is the landowner of a parcel located at Block 11, Lots 14-16 of Snyder Original Town with an address of 22440 Fisher Ave, Snyder. This parcel contains a mobile home that was destroyed by fire. Mr. Sinkhorn died in this fire.

The mobile home and other junk and trash accumulated on the property are in violation of Sections 4-360 Accumulation of Junk; 4-380 Abandoned Structures and 4-700 Age and Condition of Mobile Homes.

Correspondence was sent to the address shown in the Assessors records to the Estate of Clyde Sinkhorn. The first notification was sent by me on May 28, 2009. Mail was not returned and no response was received. Mr. Monsson, County Attorney, wrote to the estate requesting compliance and advising the possibility of further action on August 27, 2009. Again, mail was not returned and no response was received. Notice of this hearing was sent by both first class and certified mail on October 21, 2009. As of today, November 17, 2009, neither the certified return receipt nor the letter had been returned.

It is my recommendation that Mr. Monsson be instructed to pursue legal action to bring this property into compliance.

Carol Klassens said that Clyde's death has been very devastating to the family. He had no insurance and no money to help with this cleanup so the money is coming out of their pocket. She hoped to start cleaning things in the Spring. She understands that the trailer needs to be destroyed. When asked about not responding to the letters, Carol said the kids just didn't understand what to do.

The Commissioners understood the situation and wanted to work with the family. Barb Gorrell said she would like to get a signed agreement or clean-up schedule with the family.

Carol Klassens asked if the County could supply a dumpster to help them out. George Monsson suggested giving the family the name of someone who dismantles mobile homes. Carol said they would probably like to handle it themselves and she wasn't concerned about getting the frame removed. She indicated there were still personal belongings inside the mobile home which they have not been able to get to. The home is boarded up, but the County still worries about trespassers. Because of the cold weather, Carol wanted to wait until Spring to start working on this project and said it would probably take until August. George Monsson suggested July 1, 2010 as a deadline. Barb Gorrell thought this was a generous offer and noted if the weather is bad this winter, the County is reasonable to work with.

George Monsson suggested that he could have an agreement ready for signatures this afternoon if the family members would stop by to sign it. The family agreed to sit down with George Monsson and Barb Gorrell and come up with an agreement after the hearing.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Jody Meyer
Planning Assistant