

UNOFFICIAL MINUTES FOR DECEMBER 29, 2011

The Regular Meeting of the Kiowa County Commissioners was called to order at 9:00 a.m. by Commissioner Donald Oswald on December 29, 2011. Commissioner Oswald opened the meeting with prayer and the Pledge of Allegiance. Chairman Richard Scott entered the meeting at 9:20 a.m. Those attending were:

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

Jeanne Sorensen entered the meeting as a visitor.

The vouchers were reviewed. Vouchers were approved and signed.

Minutes from the December 15, 2011 Regular Meeting was presented. Oswald made the motion, seconded by Koehler, to approve the minutes as presented. All Commissioners voted affirmative.

The Memorandum of Understanding (MOU) for the Weisbrod Health Fair was presented. Koehler made the motion, seconded by Oswald, to sign the MOU, to wit:

MEMORANDUM OF UNDERSTANDING
BETWEEN KIOWA COUNTY AND KIOWA COUNTY HOSPITAL DISTRICT dba WEISBROD
MEMORIAL COUNTY HOSPITAL

December 29, 2011

The Kiowa County Commissioners desire to enter into an agreement with the Weisbrod Hospital through their Administrator, Tom Henton to transfer 2/3 of the Health Fair funds to Weisbrod Hospital. The responsibility of the Health Fair will totally belong to Weisbrod Hospital from this day forward.

The Commissioners agree not to interfere with the operation of the Health Fair.

Kiowa County BOCC

Weisbrod Hospital

Richard Scott, Chairman

Tom Henton, Administrator

Donald Oswald, Commissioner

William Koehler, Commissioner

All Commissioners voted affirmative.

Day Care issues were discussed. Oswald made the motion, seconded by Koehler, to approve the "Parent Letter" as amended that will be mailed or handed out to each parent with children in Day Care. All Commissioners voted affirmative.

Oswald made the motion, seconded by Koehler, to move two Day Care employees who are currently part time to full time positions as requested by Director Carole Spady. All Commissioners voted affirmative.

Koehler made the motion, seconded by Oswald, to allow Day Care to use the Sheriff's vehicle that is no longer in service with the Sheriff's Department. All Commissioners voted affirmative.

The part time janitorial position for the Bransgrove building was discussed. This position will be advertised.

The 2011 Supplemental and Appropriations were reviewed. Oswald made the motion, seconded by Koehler, to adopt and sign the Resolutions for Budgetary Transfers and Supplemental Appropriations, to wit:

RESOLUTION FOR BUDGETARY TRANSFERS

(Pursuant to Section 29-1-109. C.R.S.)

A RESOLUTION APPROPRIATING ADDITIONAL SUMS OF MONEY TO DEFRAY EXPENSES IN EXCESS OF AMOUNTS BUDGETED FOR KIOWA COUNTY, COLORADO.

WHEREAS, there is a need to transfer budgeted and appropriated moneys between spending departments within the County General Fund,

AND WHEREAS, the Transit Van and Historic Preservation departments have monies available to transfer into other departments within the County General Fund.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF KIOWA COUNTY, COLORADO;

Section 1. That the sum of \$25,000 is hereby transferred from the Historic Preservation department and the sum of \$9,000 is hereby transferred from the Transit Van department to the following departments within the County General Fund:

<u>Department</u>	<u>Amount</u>
Fair	\$21,000
Landfill	\$ 8,000
Jail	\$ 5,000

Section 2. That the appropriation for the following departments is hereby increased as follows:

<u>Department</u>	<u>Original Amount</u>	<u>New Amount</u>	<u>Purpose</u>
Fair	\$ 78,850	\$ 99,850	Unanticipated supplies
Landfill	\$ 62,894	\$ 70,894	Unanticipated fuel
Jail	\$ 35,983	\$ 40,983	Unanticipated outside prisoner keep

ADOPTED, this 29th day of December, A.D., 2011.

BOARD OF COMMISSIONERS
KIOWA COUNTY, COLORADO

Richard Scott, Chairman

Donald Oswald, Commissioner

William Koehler, Commissioner

ATTEST: _____
Debra Lening, Clerk to the Board

RESOLUTION FOR SUPPLEMENTAL BUDGET AND APPROPRIATION
(Pursuant to Section 29-1-109, C.R.S.)

A RESOLUTION APPROPRIATING ADDITIONAL SUMS OF MONEY TO DEFRAY EXPENSES IN EXCESS OF AMOUNTS BUDGETED FOR KIOWA COUNTY, COLORADO.

WHEREAS, the County has created the Public Health Agency Fund, and

WHEREAS, the County has unforeseen operating expenditures in excess of its 2011 budget, and

WHEREAS, the County has received additional revenues of \$161,245, and

WHEREAS, the County has unappropriated fund balances and sufficient cash to meet its expenses,

NOW THEREFORE, be it resolved by the County Commissioners of Kiowa County, Colorado;

Section 1. That the 2011 appropriation for the Public Health Agency Fund is hereby increased from \$0 to \$199,975 for the following purpose:

Operating Expenses	<u>\$199,975</u>
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ADOPTED, this 29th day of December, A.D., 2011.

BOARD OF COMMISSIONERS
KIOWA COUNTY, COLORADO

Richard Scott, Chairman

Donald Oswald, Commissioner

William Koehler, Commissioner

ATTEST:

Debra Lening, Clerk to the Board

RESOLUTION FOR SUPPLEMENTAL BUDGET AND APPROPRIATION
(Pursuant to Section 29-1-109, C.R.S.)

A RESOLUTION APPROPRIATING ADDITIONAL SUMS OF MONEY TO DEFRAY EXPENSES IN EXCESS OF AMOUNTS BUDGETED FOR KIOWA COUNTY, COLORADO.

WHEREAS, the County has unforeseen operating expenditures in excess of its 2011 budget, and

WHEREAS, the County has unappropriated fund balances and sufficient cash to meet its expenses,

NOW THEREFORE, be it resolved by the County Commissioners of Kiowa County, Colorado;

Section 1. That the 2011 appropriation for the General Fund is hereby increased from \$1,731,788 to \$1,978,788 for the following purposes:

Transfer to Social Service	\$ 160,000
Sheriff	46,000
Transfer to Building Corp	32,000
Emergency Management	<u>9,000</u>
Total	<u>\$ 247,000</u>

ADOPTED, this 29th day of December, A.D., 2011.

BOARD OF COMMISSIONERS
KIOWA COUNTY, COLORADO

Richard Scott, Chairman

Donald Oswald, Commissioner

William Koehler, Commissioner

ATTEST:

Debra Lening, Clerk to the Board

RESOLUTION FOR SUPPLEMENTAL BUDGET AND APPROPRIATION
(Pursuant to Section 29-1-109, C.R.S.)

A RESOLUTION APPROPRIATING ADDITIONAL SUMS OF MONEY TO DEFRAY EXPENSES IN EXCESS OF AMOUNTS BUDGETED FOR KIOWA COUNTY, COLORADO.

WHEREAS, the County has unforeseen capital expenditures in excess of its 2011 budget, and

WHEREAS, the County has unappropriated fund balances and sufficient cash to meet its expenses,

NOW THEREFORE, be it resolved by the County Commissioners of Kiowa County, Colorado;

Section 1. That the 2011 appropriation for the Road & Bridge Fund is hereby increased from \$1,356,293 to \$1,741,593 for the following purposes:

Capital Outlay	<u>\$ 385,300</u>
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ADOPTED, this 29th day of December, A.D., 2011.

BOARD OF COMMISSIONERS
KIOWA COUNTY, COLORADO

Richard Scott, Chairman

Donald Oswald, Commissioner

William Koehler, Commissioner

ATTEST:

Debra Lening, Clerk to the Board

RESOLUTION FOR SUPPLEMENTAL BUDGET AND APPROPRIATION
(Pursuant to Section 29-1-109, C.R.S.)

A RESOLUTION APPROPRIATING ADDITIONAL SUMS OF MONEY TO DEFRAY EXPENSES IN EXCESS OF AMOUNTS BUDGETED FOR KIOWA COUNTY, COLORADO.

WHEREAS, the County has unforeseen operating expenditures in excess of its 2011 budget, and

WHEREAS, the County has received additional revenues including transfer from general fund of \$32,000, and

WHEREAS, the County has unappropriated fund balances and sufficient cash to meet its expenses,

NOW THEREFORE, be it resolved by the County Commissioners of Kiowa County, Colorado;

Section 1. That the 2011 appropriation for the Kiowa County, Colorado Building Corporation Fund is hereby increased from \$111,702 to \$143,702 for the following purpose:

Debt Settlement - USDA

\$32,000

ADOPTED, this 29th day of December, A.D., 2011.

BOARD OF COMMISSIONERS
KIOWA COUNTY, COLORADO

Richard Scott, Chairman

Donald Oswald, Commissioner

William Koehler, Commissioner

ATTEST:

Debra Lening, Clerk to the Board

All Commissioners voted affirmative.

The Prairie Pines Assisted Living (PPAL) roof issue was discussed. A voucher is still being held until the work is completed. The contractor said he was not interested in coming back to finish the job, so the payment will not be made.

Scrap metal bids will be accepted in January. The Commissioners will look into the clean up of the Brandon fire. The owners of the property have made no effort to clean up the debris. If the County cleans it up, they will add the cost of the clean up to the property taxes owed. There will be more conversations with the attorney on this matter.

There was further discussion regarding the Towner Line Railroad. The Crowley County commissioners have adopted a resolution to preserve the Towner Line.

Koehler made the motion, seconded by Oswald, to send a letter to DSS Director Dennis Pearson stating that an audit of Little Sprouts Day Care will be conducted by the Colorado Department of Human Services Audit Department. All Commissioners voted affirmative.

The Sheriff's report was signed and filed.

The Veterans report was reviewed.

Coroner Jimmy Brown and Eads Town Clerk Dawna Peck met with the Commissioners regarding vital statistics records. Coroner Brown was informed that the vital statistics records were going to be moved to Prowers County. He thinks this would be detrimental to the County if this happens. Commissioner Scott told him that they contracted with Prowers County for the Public Health Agency (PHA) office, but not for vital statistics records. Moving the records to Prowers County was never the Commissioners' intent. Clerk Peck said she would be willing to take vital statistics records back into her office. The Commissioners will do some more research regarding this matter, but they believe it can be contracted out, in which case, the vital statistics records could be moved back to the Eads Town Clerk's office. Brown encouraged the Commissioners to work swiftly to make this change moving vital statistics records back to the Town Clerk, as there are many changes coming up January 1, 2012 that will need to be addressed. Brown also asked why the hospital had not been considered for operating the PHA office instead of contracting with Prowers County. The Commissioners stated that there had been discussion with Weisbrod Memorial County Hospital Administrator Tom Henton and F.N.P.C. Erin Hieb-Morgan in November regarding this matter. Administrator Dunlap told them at that time that she had communicated with Tsering Dorjee, Public Health Nurse Consultant and Kathleen Matthews, Director of the Office of Planning and Partnership, CSPHE and were told that they did not recommend partnering with hospitals to run PH Agencies. The correspondence gave the basic differences between PH Agencies and hospitals, explaining that the focus of the two entities were different. Dunlap stated she had offered a copy of the communication to Henton and Hieb-Morgan, telling them to contact these people for themselves. The Commissioners stated that they had waited for the hospital to get back with them and when they did not hear from them, they signed with the Prowers County Public Health Agency (PHA). The Commissioners explained that the Prowers County PHA contract was for one year ONLY to give the County more time to find other options. They also told Brown that they had advertised for the position of Public Health Nurse and that either the applicants wanted more money than the County could afford or the applicants were just not qualified. They would prefer that this office not be outsourced, but felt this was their only option at this time. They want to make it clear that they will continue researching other options.

Jackie Brown, Director of the Prowers County Public Health Agency (PHA) met with the Commissioners regarding PHA matters. The Public Health Intergovernmental Agreement (IGA) was discussed. Vital statistics was discussed and the Commissioners told her they wanted to contract with the Eads Town Clerk for vital statistics. Director Brown responded that the State prefers that the PHA retains the vital statistics records. She also stated, when asked, that there was a miscommunication regarding Prowers County taking over the

vital statistics records. She stated that they would fill in when needed, but that it was not her intent to move the records to Prowers County. She stated that there were issues with the PHA and how vital statistics are being handled at this time. Security is an issue. There are no alarms on the building and this is needed for securing vital statistic records. Also, the secured paper forms are to be locked up at all times when not being used. The Commissioners said they will contact the State regarding contracting with the Town Clerk.

Director Brown said the Emergency Preparedness and Response (EPR) contract needs to be addressed. She brought a new contract for EPR and told them that as an independent contract position, the County should not be paying mileage, cell phone expenses, etc. The Contractor is given a lump sum and all expenses should come out of that. Brown will give Kris Stokke a draft copy of the contract next Wednesday when she meets with her to contract for the 7 months left in the fiscal year. Other matters were discussed and Brown said she would keep the Commissioners in the loop regarding all PHA matters.

The Commissioners called Michelle at the State Vital Statistics (VS) office to see if they have the option of moving VS to the Town Clerk. An MOU template to subcontract with another entity is available and will be emailed to the Commissioners. Michelle stated that they would have to come out to train, but they won't be available to do so until the end of January or first part of February, 2012. The PHA will cover vital statistics during the interim.

The Commissioners called Anastasia with Railroad Industries regarding the Towner Line Railroad. She stated that one option was political pressure. Another option is to move beyond the State and find other funding resources. She stated that a study would be necessary in order to plead their case with the legislators.

Roxann Journey, employee of Prairie Pines Assisted Living, met with the Commissioners, requesting an executive session because of HIPAA matters and personnel issues. Oswald made the motion, seconded by Scott, pursuant to Colorado Revised Statutes, Title 24, Article 6, Section 402 at subsection VIII (4)(f)(I) to go into executive session to discuss HIPAA matters and personnel issues. All Commissioners voted affirmative. The meeting went into executive session at 3:25 p.m.

The Commissioners came out of executive session and resumed the Regular Meeting at 4:10 p.m.

Oswald made the motion, seconded by Koehler, to sign the IGA for Provision of Public Health for Kiowa County. All Commissioners voted affirmative.

The Commissioners will have a work session for the railroad January 5, 2012.

The next Regular Meeting and Reorganization Meeting will be January 10th, 2012.

With no further business, Koehler made the motion, seconded by Oswald, to adjourn at 4:20 p.m. All Commissioners voted affirmative.