

COMMISSIONERS PROCEEDINGS 1

BOARD OF COUNTY COMMISSIONERS

Minutes of Meeting

March 1, 2022

As reflected in posted agenda:

To participate in the Citizen's Comment Period you must connect via Zoom Conferencing Access Information: <https://us02web.zoom.us/j/87805469185> If you cannot connect via Zoom, you may submit written public comment to morgancountybcc@co.morgan.co.us by email by 4 p.m. on Monday February 28, 2022.

To participate in Public Hearings you may connect via Zoom Conferencing Access Information: <https://us02web.zoom.us/j/87805469185> to listen via phone, please dial: 1-312-626-6799, Meeting ID: 878 0546 9185

To watch and/or listen to the meeting but not participate, you may do so by connecting via Zoom Conferencing Access Information: <https://us02web.zoom.us/j/87805469185> or to listen via phone, please dial: 1-312-626-6799, Meeting ID: 878 0546 9185

The Board of Morgan County Commissioners met Tuesday, March 1, 2022 at 9:00 a.m. with Chairman Jon Becker, Commissioner Gordon Westhoff and Commissioner Mark Arndt in attendance. Chairman Becker asked Morgan County Road Supervisor John Goodman to lead the meeting in the Pledge of Allegiance.

CITIZEN'S COMMENT

Alan Quiram, 215 E 6th Avenue Fort Morgan, stated that at the February 15, 2022 Commissioner meeting he attended online then later found an article that explained that the Board has a plan to use the America Rescue Plan County Funds for the Morgan County Jail. Mr. Quiram would like to know if there has been a written plan submitted to the Commissioner's for the specific spending of the money. Chairman Becker explained there are several plans that deal with the jail specifically with the ARPA funds it is the air handling system inside the jail, which is what those funds will address. Chairman Becker stated that a detail bid or plan that will be coming in the near future. Mr. Quiram asked if all the money have to be spent on one project, with Chairman Becker stating they have decided that is where the money will be budgeted.

CONSENT AGENDA

1. Ratify the Board of County Commissioners approval of meeting minutes dated February 15, 2022.
2. Ratify the Board of County Commissioners approval of Contract 2022 CNT 024, Cintas, Term of Contract December 1, 2021 through November 30, 2022
3. Ratify the Board of County Commissioners approval of Contract 2022 CNT 025, Buchanan Welding, Term of Contract February 10, 2022 through completion
4. Ratify the Board of County Commissioners approval of Contract 2022 CNT 026, Raymond M. Laws, Term of Contract January 1, 2022 through completion
5. Ratify the Board of County Commissioners approval of Contract 2022 CNT 027, CMS Mechanical Services, Term of Contract February 22, 2022 through Completion
6. Ratify the Board of County Commissioners approval of Contract 2022 CNT 028, Top Door LLC, Term of Contract February 2, 2022 through February 1, 2023
7. Ratify the Board of County Commissioners approval of Contract 2022 CNT 029, DJ Electric, Term of Contract February 3, 2022 through February 2, 2023
8. Ratify the Board of County Commissioners approval of Contract 2022 CNT 030, CMS Mechanical Services, Term of Contract February 18, 2022 through February 17, 2023
9. Ratify the Board of County Commissioners approval of Contract 2022 CNT 031-AR, CGRS Inc., Term of Contract January 1, 2022 through December 31, 2022
10. Ratify the Board of County Commissioners approval of Contract 2022 CNT 032-AR, Wagner Equipment Company, Term of Contract January 1, 2022 through December 31, 2022
11. Ratify the Board of County Commissioners approval of Contract 2022 CNT 033-AR, Douglas Chalk, Term of Contract January 1, 2022 through December 31, 2022
12. Ratify the Board of County Commissioners approval of Contract 2022 CNT 034-AR, Dr. John Collins, Term of Contract January 1, 2022 through December 31, 2022
13. Ratify the Board of County Commissioners approval of Contract 2022 CNT 035-AR, Power Systems West, Term of Contract March 28, 2022 through March 27, 2023
14. Ratify the Board of County Commissioners approval of Contract 2022 CNT 036-AR, Bear Communications dba BearCom, Term of Contract January 1, 2022 through December 31, 2022
15. Ratify Commissioner Gordon Westhoff's signature on Service Vendor Form 2022 SV 03, Cornerstone Glass Co, Term of Contract February 15, 2022 through completion
16. Ratify Commissioner Gordon Westhoff's signature on Service Vendor Form 2022 SV 04, TK Elevator Corporation, Term of Contract February 15, 2022 through completion
17. Ratify Chairman Jon Becker's signature on Victim's Assistance CVS Grant Application, signed February 22, 2022.
18. Ratify the Board of County Commissioners approval on 2022 MOU 01-AR, Aims Community College, Term of memorandum of understanding January 1, 2022 through December 31, 2022
19. Ratify Chairman Jon Becker's signature on the memorandum of understanding 2022 MOU 02, signed February 28, 2022.
20. Ratify the Board of County Commissioners approval on United Water and Sanitation District Maintenance Agreement, County Road 22.5 signed February 17, 2022

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- 21. Ratify Chairman Jon Becker’s signature on the Morgan County Veterans Service Monthly Report for February 2022 signed February 28, 2022.
- 22. Ratify Chairman Jon Becker’s signature on Colorado Liquor Retail License Application for Quail Dunes Golf Course – City of Fort Morgan, signed February 22, 2022
- 23. Ratify Chairman Jon Becker’s signature on Colorado Liquor Retail License Application for East Platte Avenue Liquors, signed February 22, 2022
- 24. Ratify Chairman Jon Becker’s signature on Colorado Liquor Retail License Application for Longmeadow Game Resort and Event Center, signed February 22, 2022
- 25. Ratify Chairman Jon Becker’s signature on Colorado Liquor Retail License Application for The Last Stand, signed February 24, 2022

- 26. Ratify the Board of County Commissioners approval on assignment of debt collections to Wakefield and Associates, Client #202356B, #212270, #212268, #212681, #212678, #212694, #212148, #212309, #211714A, #212453, #212355, #212591, #212590, #212461, #212539, #212599, #210210, #212579, #212500, #202907, #211114, #212274, #212356A, #212281, #212441, #212229, #212393, #212179, #213047, #212537, #212235, #212405, #212307C, #212421, #211659, #210076, #210112, #21064, #210073, #210112, #212653A, #212204, #212288, #212006, #211636, #210068, #212367, #212186, #212636, #212398, #212331, #212136, #212138, #212312, #212408, #212306, #212167, #212551, #212458

Commissioner Westhoff made a motion to approve items 1-26 as presented, Commissioner Arndt seconded the motion. At this time the motion carried 3-0.

GENERAL BUSINESS AND ADMINISTRATIVE ITEMS

Consideration of Approval – 2022 BCC 07 A Resolution Adopting Ambulance Licensing Regulations for Morgan County

**MORGAN COUNTY, COLORADO
BOARD OF COUNTY COMMISSIONERS**

RESOLUTION NO. 2022 BCC 07

A RESOLUTION ADOPTING AMBULANCE LICENSING REGULATIONS FOR MORGAN COUNTY

WHEREAS, pursuant to C.R.S. § 25-3.5-301, no person may provide ambulance services without being licensed by the board of county commissioners in the county which the ambulance service is based; and

WHEREAS, to comply with the statutory licensing requirements, the Morgan County Board of County Commissioners adopts the Morgan County Ambulance Regulations.

NOW THEREFORE BE IT RESOLVED by the Morgan County Board of County Commissioners as follows:

- 1. The attached Morgan County Ambulance Regulations are hereby adopted.

APPROVED this 1st day of March, 2022.

**THE BOARD OF COUNTY COMMISSIONERS
MORGAN COUNTY, COLORADO**

s/Jon J. Becker
Jon J. Becker, Chairman

s/Gordon H. Westhoff
Gordon Westhoff, Commissioner

s/Mark A. Arndt
Mark A. Arndt, Commissioner

(SEAL)
ATTEST:

s/ Susan L. Bailey
Susan L. Bailey

Morgan County Attorney, Kathryn Sellars presented to the Board for approval Resolution 2022 BCC 07, a Resolution Adopting Ambulance Licensing Regulations for Morgan County. Ms. Sellars stated the County has not previously adopted these; however pursuant to State law no one is permitted to operate an ambulance department or ambulance service without being licensed by the Board of County Commissioners. Ms. Sellars stated this does include the County’s own ambulance services. Under this statue it also provides for a process for each ambulance to be inspected and permitted. Morgan County Finance Director Michelle Covelli explained that they received notice from Medicare, Medicaid and medical work compensation insurance for the State that they requested copies of the

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license in order to pay the bill for services to be paid. Commissioner Westhoff asked how many have not been paid with Ms. Covelli stating that there has only been one.

Commissioner Arndt made the motion to approve Resolution 2022 BCC 07, a Resolution Adopting Ambulance Licensing Regulations for Morgan County as presented by Morgan County Attorney, Kathryn Sellars and Morgan County Finance Director, Michelle Covelli. Commissioner Westhoff seconded the motion and motion carried 3-0.

Consideration of Approval – Town of Log Lane Village Quitclaim Deed Reception # 790736

Morgan County Road Supervisor, John Goodman presented to the Board the Quit Claim Deed from Morgan County to Log Lane Village. Mr. Goodman read the deed into the record. Commissioner Arndt asked if this will give Log Lane Village the full maintenance of Cedar Street from Highway 144 north to that point, with Mr. Goodman stating he doesn’t believe so it is only the east west section of north Cedar so the west half of Cedar Street will still be Morgan County’s responsibility.

Commissioner Westhoff made the motion to approve the Quit Claim Deed for the Town of Log Lane Village. Commissioner Arndt seconded the motion and motion carried 3-0.

Chairman Becker recused himself and turned the meeting over to Chairman Pro Tem Westhoff.

Consideration of Approval – 2022 BCC 08 A Resolution Granting A Four-Lot Minor Subdivision, Known As The Greene Becker Minor Subdivision

**MORGAN COUNTY, COLORADO
BOARD OF COUNTY COMMISSIONERS**

RESOLUTION 2022 BCC 08

**A RESOLUTION GRANTING A FOUR-LOT MINOR SUBDIVISION, KNOWN AS THE GREENE
BECKER MINOR SUBDIVISION LOCATED IN THE NE¼ NW ¼ OF SECTION 15, TOWNSHIP 4
NORTH, RANGE 58 WEST OF THE 6TH OF P.M.
MORGAN COUNTY, COLORADO**

WHEREAS, Joshua H. Becker and Rhiannon R. Greene (Owners) own Lots 1 and 2, Becker Minor Subdivision, being part of the NE¼ NW ¼ of Section 15, Township 4 North, Range 58 West of the 6th P.M. Morgan County, Colorado, the property is addressed as 15426, 15360 County Road W, Weldona, CO 80653 (Property);

WHEREAS, the Owners have submitted an application for a four lot minor subdivision; pursuant to the County’s Subdivision Regulations (the “Application”);

WHEREAS, on January 10, 2022, the Morgan County Planning Commission held a duly noticed public hearing on the Application;

WHEREAS, during the public hearing, the Planning Commission received testimony and evidence from the Owner, Morgan County staff and the public and recommended approval of the Application;

WHEREAS, on February 1, 2022, the Board of County Commissioners (Board) held a duly noticed public hearing on the Application;

WHEREAS, during the public hearing, the Board received testimony and evidence from the Owner, Morgan County staff and the public; and

WHEREAS, the Board desires to approve the Application.

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

1. The Board, having reviewed the application, all information provided and testimony heard, finds that:
 - a. The application documents are complete and represent how the subdivision will be laid out including infrastructure, easements and access.
 - b. The subdivision is in conformance with the Morgan County Comprehensive Plan and there is access to established public infrastructure.
 - c. The subdivision is compatible with surrounding land uses.
2. The Board hereby approves the Greene Becker Minor Subdivision, previously known as Lots 1 and 2, Becker Minor Subdivision, located in the NE¼ NW ¼ of Section 15, Township 4 North, Range 58 West of the 6th P.M. Morgan County, Colorado.

DATED this 1st day of March, 2022.

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**THE BOARD OF COUNTY COMMISSIONERS
MORGAN COUNTY, COLORADO**

Recused
Jon J. Becker, Chairman

s/Gordon H. Westhoff
Gordon Westhoff, Chairman Pro Tem

s/Mark A. Arndt
Mark A. Arndt, Commissioner

(SEAL)
ATTEST:

s/ Susan L. Bailey
Susan L. Bailey

Morgan County Planning and Zoning Assistant, Charlotte Bolduc presented to the Board for approval Resolution 2022 BCC 08, a Resolution Granting a Four-Lot Minor Subdivision, Known As The Greene Becker Minor Subdivision. Ms. Bolduc explained that on January 10, 2022, the Planning Commission held a public hearing on an application from Joshua H. Becker and Rhiannon R. Greene, for a 4-lot minor subdivision on their property located in the NE ¼, of the NW ¼ of Section 15, Township 4 North, Range 58 West of the 6th P.M. Morgan County, Colorado and commonly known as: 15360 and 15426 County Road W, Weldona, Colorado 80653. The Planning Commission recommended approval on a vote of 3 in favor, 2 opposed with two members absent. On February 1, 2022 the Board of County Commissioners considered the application and approved with a vote of 2 - 0. Resolution 2022 BCC 08 reflects the outcome of that hearing. Chairman Pro Tem Westhoff asked if there were there any changes to the resolution after it was approved, with Ms. Bolduc stating no there was not.

Commissioner Arndt made the motion to approve Resolution 2022 BCC 08, a Resolution Granting a Four-Lot Minor Subdivision, Known As The Greene Becker Minor Subdivision as presented by Morgan County Planning and Zoning Assistant, Charlotte Bolduc. Chairman Pro Tem Westhoff seconded the motion and motion carried 2-0.

Chairman Pro Tem Westhoff turned the meeting back to Chairman Becker.

UNFINISHED BUSINESS

There was no unfinished business.

COUNTY OFFICIAL AND DEPARTMENT HEAD REPORTS

Morgan County Clerk and Recorder Chief Deputy Clerk Randee Aleman provided an update regarding 2022 General Election.

Morgan County Emergency Director, Roger Doll stated that Morgan County will have a Weather Spotter Training that is free to public on March 15, 2022 at 6 P.M. at Morgan County College in the Bloedorn Lecture hall.

Mr. Doll explained that Morgan County has moved to Code Red for Morgan county citizen's to receive emergency alerts. He encouraged citizen to go to Morgan County's website and sign up to receive those alerts.

Commissioners went over the road report ending February 25, 2022.

PUBLIC HEARING

Chairman Becker called the hearing to order at 9:25 a.m. in the Assembly Room of the Morgan County Administration Building. Present were, Chairman Jon Becker, Commissioner Gordon Westhoff and Commissioner Mark Arndt, Morgan County Attorney Kathryn Sellars and Morgan County Planning and Zoning Assistant Charlotte Buldoc.

1.) Amendments to the Morgan County Zoning Regulations:

Related to home occupations in the Jackson Lake Village Zone District and home occupations in general.

Ms. Buldoc stated that the Planning Commission reviewed this amendment to the home occupation regulations at the meeting on February 14, 2022 and recommends approval on a vote of 7 in favor, 0 opposed.

Ms. Buldoc explained that to allow home occupations in the Jackson Lake Village Zone and to clarify the purpose of the home occupation regulations.

Section 1. Section 3-600 (E) of the Morgan County Zoning Regulations is amended by the addition of new subsection (5) to read as follows:

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(5) Home occupations

Section 2. Section 4-305 of the Morgan County Zoning Regulations is amended to read as follows:

The purpose and intent of the home occupation regulations is to allow for certain home occupations within the County based on specific limits and requirements. These regulations are also intended to ensure that home occupations are compatible with the residential development in the surrounding neighborhoods and to protect the overall community character.

Section 3.

Section 4-310 of the Morgan County Zoning Regulation is amended to read as follows:

All home occupations in the County are subject to the following restrictions: See under Home Occupations in the Morgan County Zoning Regulations.

Ms. Sellars clarified that the regulations associated with home occupations remain unchanged, the limited retail sales and the outside storage nothing is changing, this is simply allowing home occupations within the Jackson Lake Village Zone, but not modifying restrictions on that use.

Chairman Becker if there was anyone in the audience present or online who wished to make public comment in opposition or in favor of the application, noting no public comment and closed the public comment portion at this time.

At this time, Chairman Becker moved into discussion and decision.

Commissioner Westhoff made a motion to approve the Resolution 2022 BCC 09 Amendments to the Morgan County Zoning Regulations: Related to home occupations in the Jackson Lake Village Zone District and home occupations in general, as presented by Morgan County Planning and Zoning Assistant Charlotte Buldoc. The motion was seconded by Commissioner Arndt. At this time, the motion carried 3-0.

Being no further business the meeting was then adjourned at 9:31 a.m.

Respectfully Submitted,

Randee Aleman
Deputy Clerk to the Board

(Minutes ratified March 15, 2022)

**THE BOARD OF COUNTY COMMISSIONERS
MORGAN COUNTY, COLORADO**

s/Jon J. Becker
Jon J. Becker, Chairman

s/Gordon H. Westhoff
Gordon Westhoff, Commissioner

s/Mark A. Arndt
Mark A. Arndt, Commissioner

(SEAL)
ATTEST:

s/ Susan L. Bailey

Susan L. Bailey