

Phillips County Commissioner

Meeting Minutes<sup>1</sup>

February 28, 2023

The board held a work session with Road and Bridge Manager Mike Salyards and Assistant Road and Bridge Manager Kevin Scott prior to the meeting.

**Call to order**

Chairman Roberts called the meeting of the Phillips County Commissioners to order and opened with the Pledge of Allegiance at 8:02 a.m., on February 28, 2023, at the County Courthouse in the Commissioners' Meeting room.

**County Attendees**

Chairman Garold Roberts, Commissioners Tom Timm and Terry Hofmeister, County Administrator Laura Schroetlin, Deputy Administrator/Planner Andrew Nygaard, County Clerk Beth Zilla, and Landfill Manager Bill Andrews.

**Additional Attendees**

Janelle Krueger, Jessica Ayala, and Jessie Stewart

**Additions or Corrections to the Agenda**

Administrator Schroetlin added item:

- g. Veteran Service Officer monthly reports

**Approval of Consent Agenda**

Hofmeister made a motion to approve the consent agenda with the addition of item (g). Timm seconded the motion. Motion carried unanimously.

**Consent Agenda Items:**

- a. Approval of the minutes of the BOCC 02.17.2023 meeting
- b. Approval of February payroll
- c. Approval of Invoice list
- d. Acknowledge receipt of HUTF summary
- e. Acknowledge receipt of TV Service Logs for Nov/Dec/Jan
- f. Acknowledge receipt of the Event Center/BOC Pavilion rentals
- g. Acknowledge receipt of the Veterans Officers report

**Public Comments**

Janelle Krueger presented some content that she found on the Sheriff's office website pertaining to the 2<sup>nd</sup> Amendment and the Red Flag Bill HB19-1177.

Jessica Ayala, Chamber of Commerce Director, discussed the upcoming Party in the Park event at Homesteaders Park scheduled for June 16<sup>th</sup> of this year and the use of the Courthouse Square for Dandelion Daze scheduled for June 17<sup>th</sup> of this year. She discussed an alternate plan of using Homesteaders Park for Dandelion Daze in the event the sidewalk project at the Courthouse Square conflicts with the dates of Dandelion Daze.

The board met with Landfill Manager Bill Andrews and approved waiving fees for concrete at the landfill for six months. The Road and Bridge department will be using crushed concrete in their work to repair county roads.

**Appointments**

The monthly press briefing notes were emailed to both county newspapers, The Haxtun-Fleming Herald and The Holyoke Enterprise.

Jessie Stewart, CSU Extension Agent, met with the board for updates from her office.

**Motions/ New Business**

Hofmeister made a motion to approve the revision to the Harvest Park RV campground long-term rental agreement as presented.

- Quiet hours: change from 10 p.m. to 9 p.m.

- # Of vehicles per site: change from 1 to 2

Timm seconded the motion. Motion carried unanimously.

Timm made a motion to approve the contribution of \$150.00 each for Haxtun and Holyoke High School After-Prom events. Hofmeister seconded the motion. Motion carried unanimously.

Timm made a motion to authorize the chairman to sign the Electronic Recording Technology Board Grant awarded to Phillips County Clerk in the amount of \$31,250.00. Hofmeister seconded the motion. Motion carried unanimously.

Hofmeister made a motion to authorize the chairman to sign the Opioid Settlement Participation Forms. Timm seconded the motion. Motion carried unanimously.

Timm made a motion to authorize the chairman to sign the letter of support for NJC Colorado Opportunity Scholarship Initiative (COSI). Hofmeister seconded the motion. Motion carried unanimously.

The board held a discussion on the update of the Courthouse Square sidewalk project.

The board held a discussion on the Region 1 Towers.

Hofmeister made a motion to approve the request from Chamber of Commerce Director Jessica Ayala to allow alcohol at their upcoming Cornhole Tournament events to be held at the Event Center on March 11, April 15, and May 6, 2023, with the condition that special events permits are obtained from the City of Holyoke, the required liquor liability insurance is acquired, and the additional alcohol deposit is paid. Timm seconded the motion. Motion carried unanimously.

Timm made a motion to approve the request from Chamber of Commerce Director Jessica Ayala to allow alcohol at their upcoming Party in the Park event to be held at Homesteaders Park on June 16, 2023, with the condition that a special events permit is obtained from the City of Holyoke, the required liquor liability insurance is acquired, and the additional alcohol deposit is paid. Hofmeister seconded the motion. Motion carried unanimously.

Hofmeister made a motion to approve the request from Chamber of Commerce Director Jessica Ayala to waive the fees for their upcoming events at Homesteaders Park for Party in the Park on June 16<sup>th</sup> and the Phillips County Courthouse Square on June 17<sup>th</sup> for Dandelion Daze. Timm seconded the motion. Motion carried unanimously.

### **Executive Session**

Timm made a motion to go into executive session for discussion of a personnel matter under C.R.S. Section 24-6-402(4)(f)(I)&(II) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees. Hofmeister seconded the motion. Motion carried unanimously. The regular meeting recessed at 10:31 a.m. The executive session recessed at 12:00 p.m. and reconvened at 12:52 p.m. The regular meeting reconvened at 2:55 p.m.

Chairman Roberts stated the participants in the executive session were: Terry Hofmeister, Tom Timm, Laura Schroetlin, Andrew Nygaard, Michael Beard, JR Myers, Kelley Sullivan, Tanya Mayhew, Kenny Gaskill, Sara Kumm, Donald Nadow and himself. Participants in the executive session were asked if they believed that any substantial discussion of any matters not included in the motion to go into executive session occurred during the executive session, or that any improper action occurred during the executive session in violation of the Open Meetings Law, to state their concerns for the record. No concerns were stated.

Timm made a motion to adopt Resolution 2023-02-28-23-01 appointing Michael D. Beard as Phillips County Sheriff as follows:

#### **A RESOLUTION APPOINTING THE PHILLIPS COUNTY SHERIFF**

**WHEREAS**, pursuant to Colo. Rev. Stat. §30-10-105 *et seq.*, Phillips County Sheriff Thomas C. Elliott's untimely death occurred February 15, 2023, so that his term in office has ended and a vacancy in such office exists; and

**WHEREAS**, pursuant to the Article XIV, Section 9 of the Constitution of the State of Colorado and Colorado Revised Statutes §30-11-117, the Board of County Commissioners of the County of Phillips, State of Colorado (hereinafter referred to as "the Board"), has the duty and authority to fill such vacancy and appoint a new Phillips County Sheriff; and

**WHEREAS**, following public notice of such resignation and review of the applicants who have applied to fill the vacancy as Phillips County Sheriff, the Board desires to appoint a new Phillips County Sheriff; and

**WHEREAS**, the term of such appointment shall be until the next general election as provided by law; and

**WHEREAS**, the requirements of Article XIV, Sections 9 and 10 of the Constitution of the State of Colorado have been met; and

**NOW, THEREFORE, BE IT** resolved by the Board of County Commissioners of Phillips County Colorado: That Michael D. Beard is hereby appointed as Phillips County Sheriff effective the 28th day of February 2023

A roll call vote was taken:

- Garold Roberts – Yes
- Tom Timm – Yes
- Terry Hofmeister - Yes

The motion carried.

**Adjournment**

Chairman Roberts adjourned the meeting at 5:00 p.m.

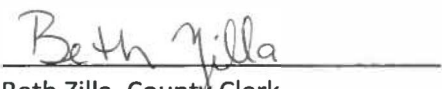
Minutes submitted by County Clerk Beth Zilla.

Next meeting is scheduled for March 8, 2023.

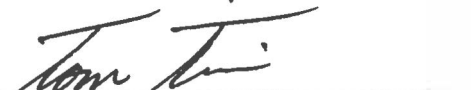
Phillips County Commissioners:

  
Garold Roberts

Attest:

  
Beth Zilla, County Clerk

  
Terry Hofmeister

  
Tom Timm

