

**CROWLEY COUNTY BOARD OF COUNTY COMMISSIONERS
RECORD OF PROCEEDINGS**

May 17, 2010

CALL TO ORDER

Board of County Commissioners met in regular session on May 17, 2010. The meeting was called to order by Chairman T. E. Allumbaugh at 8:30 a.m. The following were present:

T. E. Allumbaugh-----Chairman
Frank Grant-----Vice Chairman
Matt Heimerich-----Member
Mike Apker-----Deputy Clerk to the Board

Also present: Brandy DeLange

RESOLUTION NO. 5649

APPROVAL SPECIAL DISBURSEMENT - MAY 11, 2010

Motion by Heimerich, seconded by Grant to approve the special disbursement for May 11, 2010 and authorize transfer of funds in the following amounts:

General Fund	\$ 777.00
EMS/Fire Fund	\$18,500.00
Water Fund	\$ 216.00
Total	\$19,592.00

Upon motion duly made and seconded the foregoing resolution was adopted by the following vote:

Allumbaugh-----Aye
Grant-----Aye
Heimerich-----Aye

RESOLUTION NO. 5650

APPROVAL INTERGOVERNMENT CONTRACT - COLORADO DEPARTMENT OF HEALTH SFY 2010-2011

Motion by Grant, seconded by Heimerich to approve the intergovernment contract between Crowley County and the Colorado Department of Health for nursing services for Crowley County. This contract shall be effective between July 1, 2010 until June 30, 2011. The Contract will not exceed \$21,559.00 per the agreement.

Upon motion duly made and seconded the foregoing resolution was adopted by the following vote:

Allumbaugh-----Aye
Grant-----Aye
Heimerich-----Aye

RESOLUTION NO. 5651

APPROVAL LETTER OF RESIGNATION

Motion by Heimerich, seconded by Grant to accept the letter of resignation from Natalie Edmundson as area extension agent for Crowley County effective June 4, 2010.

Upon motion duly made and seconded the foregoing resolution was adopted by the following vote:

Allumbaugh-----Aye
Grant-----Aye
Heimerich-----Aye

UPDATE ON SEBREA

Crowley County Economic Development Director, Mark Cloer, discussed the recent meeting of SEBREA. The focus of the group will now be a monthly collaboration of economic development directors and have a Commissioner meeting on a quarterly basis. They are attempting to align the reformatted SEBREA with Colorado workforce.

The board recessed at 9:30

The board reconvened at 10:00

PUBLIC HEARING - MODEL TRAFFIC CODE 2010 REVISION

The board conducted the public hearing for the proposed adoption of the 2010 Model Traffic Code. No comments were received by the board either in writing or person.

RESOLUTION NO. 5652

ADOPTION OF MODEL TRAFFIC CODE 2010 REVISION

Motion by Heimerich, seconded by Grant to approve the adoption of the 2010 Model Traffic Code with the adoption date July 1, 2010.

ORDINANCE FOR THE ADOPTING MODEL TRAFFIC CODE BY REFERENCE

ORDINANCE 2010-01

TITLE: AN ORDINANCE FOR THE REGULATION OF TRAFFIC BY THE CROWLEY COUNTY BOARD OF COUNTY COMMISSIONERS OF CROWLEY COUNTY, COLORADO; ADOPTING BY REFERENCE THE 2010 EDITION OF THE "MODEL TRAFFIC CODE" REPEALING ALL ORDINANCES IN CONFLICT THEREWITH; AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF CROWLEY, STATE OF COLORADO:

Section 1. Adoption.

Pursuant to parts I and 2 of article 16 of title 31 and part 4 of article 15 of title 30, C.R.S., there is hereby adopted by reference Articles I and II, inclusive, of the 2010 edition of the "Model Traffic Code" promulgated and published as such by the Colorado Department of Transportation, Safety and Traffic Engineering Branch, 4201 East Arkansas Avenue, EP 700., Denver, CO 80222. The subject matter of the Model Traffic Code relates primarily to comprehensive traffic control regulations for the County including municipalities within. The purpose of this Ordinance and the Code adopted herein is to provide a system of traffic regulations consistent with state law and generally conforming to similar regulations throughout the state and the nation. Copies of the Model Traffic Code adopted herein are now filed in the office of the Crowley County Clerk and the County Commissioners Office and may be inspected during regular business hours.

Section 2. Deletions.

The 2010 edition of the Model Traffic Code is adopted as if set out at length save and except the following articles and/ or sections which are declared to be inapplicable to the county and the municipalities therein and are therefore expressly deleted:

None

Section 3. Additions or Modifications.

None

Section 4. Penalties.

The following penalties, herewith set forth in full, shall apply to this ordinance:
(a) It is unlawful for any person to violate any of the provisions adopted in this ordinance.

(b) Every person convicted of a violation of any provision adopted in this ordinance shall be punished by a fine not exceeding the adopted fine schedule.

Section 5. Application.

This ordinance shall apply to every street, alley, sidewalk area, driveway, park, and to every other public way or public place or public parking area, either within or outside the corporate limits of the municipalities in Crowley County and other unincorporated areas of the county, the use of which this county has jurisdiction and authority to regulate. The provisions of sections 1401, 1402, 1413, and part 16 of the adopted Model Traffic Code, respectively concerning reckless driving, careless driving, eluding a police officer, and accidents and accident reports shall apply not only to public places and ways but also throughout the municipalities or county.

Section 6. Validity.

If any part or parts of this ordinance are for any reason held to be invalid such decision shall not affect the validity of the remaining portions of this ordinance. The Board of County Commissioners hereby declares that it would have passed this ordinance and each part or parts thereof, irrespective of the fact that any one part or parts be declared invalid.

Section 7. Repeal.

Existing or parts of ordinances (Ordinance 2008-01) covering the same matters as embraced in this ordinance are hereby repealed and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed, except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the taking effect of this ordinance.

Section 8. Interpretation.

This ordinance shall be so interpreted and construed as to effectuate its general purpose to conform with the State's uniform system for the regulation of vehicles and traffic. Article and section headings of the ordinance and adopted Model Traffic Code shall not be deemed to govern, limit, modify or in any manner affect the scope, meaning or extent of the provisions of any article or section thereof.

Section 9. Certification.

The County Clerk shall certify to the passage of this ordinance and make not less than three copies of the adopted Code available for inspection by the public during regular business hours.

Passed by the Board of County Commissioners after a public hearing and signed this 17th day of May, 2010.

Upon motion duly made and seconded the foregoing resolution was adopted by the following vote:

Allumbaugh-----Aye
Grant-----Aye
Heimerich-----Aye

No further business appearing the meeting was recessed.
Minutes taken by Mike Apker.

ATTEST:

Lucile Nichols, County Clerk

Tobe Allumbaugh, Chairman