

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

**June 28, 2010**

**CALL TO ORDER**

Board of County Commissioners met in regular session on June 28, 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. 5679**

**APPROVAL DHS DISBURSEMENTS, JUNE 25, 2010**

Motion by Heimerich, seconded by Grant to approve the DHS disbursements for June 25, 2010 and authorize transfer of funds in the following amount:

DHS Fund           \$3,027.40

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

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

**RESOLUTION NO. 5680**

**APPROVAL EMPLOYEE PAYROLL, JUNE 2010**

Motion by Grant, seconded by Heimerich to approve the employee payroll for June 2010 and authorize transfer of funds in the following amounts:

General Fund	\$59,673.00
Road and Bridge Fund	\$17,830.88
EMS Fund	\$ 6,256.58
Water Fund	\$ 2,691.87
DHS Fund	\$22,755.89
Total	\$109,208.22

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

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

**RESOLUTION NO. 5681**

**APPROVAL RESOLUTION FOR APPLICATION AND DELEGATION OF SIGNATORY AUTHORITY - TRI COUNTY HOUSING**

Motion by Heimerich, seconded by Grant to authorize T. E. Allumbaugh as Chairman of the Board the authority to sign documents for Tri County Housing grant application.

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

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

**RESOLUTION NO. 5682**

**APPROVAL RESOLUTION IN SUPPORT OF LOCAL ADMINISTRATION OF THE DEPARTMENT OF HUMAN SERVICES**

Motion by Grant, seconded by Heimerich to adopt the following resolution in support of the local administration of the Department of Human Services.

Crowley County  
Resolution for the Support of Local Administration of Colorado's Human Services System and a Commitment to Excellence

WHEREAS, the Governor's Child welfare Action Committee (CWAC) established by Executive Order B 006 08 on April 16, 2008, examined the child welfare system over the course of eighteen months and developed thirty-five recommendations to improve the safety of vulnerable children in Colorado; and

WHEREAS, Crowley County supported the creation of the Governor's CWAC and endorsed twenty-seven of the twenty-nine recommendations that originated from it; and

WHEREAS, many recommendations from the Governor's CWAC have already been implemented including the Child welfare Training Academy and the Differential Response Pilot; and

WHEREAS, National data from the United States Department of Human Services shows that the rate of child fatalities due to abuse or neglect per 100,000 children is slightly higher for state administered systems than county administered systems; and

WHEREAS, in Colorado, the percent of child fatalities with prior county involvement has declined over a seven year period from 56% to 24%; and

WHEREAS, one of the Governor's CWAC recommendations was to structurally reorganize the delivery of human services in the state, not just the child welfare system; and

WHEREAS, this recommendation, despite the work and focus of the Governor's CWAC on child welfare, implicated all of human services including, but not limited to, food stamps, child care, and Temporary Assistance to Needy Families (TANF); and

WHEREAS, Colorado Counties Inc.'s (CCI) Health and Human Services Policy Statement states that CCI supports and "advocates local administration of the social services system in order to maximize the flexibility and responsiveness of the system to local needs, while ensuring efficient management and local control."; and

WHEREAS, CCI's bylaws state our opposition to any movement that has as its objective centralization of government in large units to the detriment of Colorado's residents;

NOW, THEREFORE, BE IT RESOLVED that Crowley County reaffirms its commitment to excellence in the provision of human services and child welfare.

BE IT FURTHER RESOLVED that Crowley County is committed to continuous quality improvement.

BE IT FURTHER RESOLVED that Crowley County is committed to enhancing the accountability of both state and local governments' management.

BE IT FURTHER RESOLVED that Crowley County reaffirms its support for a locally-administered human services system.

Adopted this 28th day of June, 2010

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

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

**RESOLUTION NO. 5683**

**APPROVAL REVISED DUES STRUCTURE - COLORADO SOCIAL SERVICES DIRECTORS ASSOCIATION**

Motion by Heimerich, seconded by Grant to approve the revised dues structure for the dues for the Director of Crowley County Department of Human Services. The annual dues fee will be \$750.00 per year.

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

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

**RESOLUTION NO. 5684**

**APPROVAL HIRING SUMMER HELP - CROWLEY COUNTY**

Motion by Grant, seconded by Heimerich to approve the hiring of the following individuals for summer help for Crowley County:

Road and Bridge Department  
Paul Maestes, \$ 7.25/hour

Dean Willis \$10.00/hour  
Brent Erickson \$10.00/hour

Conservation Trust Fund  
A. J. Gruntorad \$ 7.25/hour

General Fund  
Ray Ramos \$ 7.25/hour

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

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

**RESOLUTION NO. 5685**

**APPROVAL AGREEMENT CROWLEY COUNTY / BENT OTERO AND CROWLEY EARLY CHILDHOOD COUNCIL**

Motion by Heimerich, seconded by Grant to approve the agreement between Crowley County Commissioners and the Bent, Otero and Crowley Early Childhood Council to serve as their fiscal agent pass thru intermediary.

**AGREEMENT**

THIS AGREEMENT, made this 28th day of June, 2010, by and between the BOARD OF COUNTY COMMISSIONERS OF CROWLEY COUNTY, COLORADO (hereinafter "COUNTY"), and Bent, Otero and Crowley Early Childhood Council (hereinafter "COUNCIL").

**W I T N E S S E T H:**

WHEREAS, the COUNCIL has requested that the COUNTY, acting on COUNCIL'S behalf agree to receive tax-deductible, charitable contributions on behalf of the COUNCIL; and

WHEREAS, the COUNTY is willing to receive tax-deductible, charitable contributions upon the terms and conditions specified in this agreement; and

WHEREAS, the COUNCIL is willing to comply with the terms and conditions of this agreement in order to induce the COUNTY to accept funds,

NOW, THEREFORE, for and in consideration of the mutual covenants, agreements and stipulations hereinafter set forth, and for such other and further consideration, the receipt and sufficiency of which are hereby acknowledged, the COUNTY and the COUNCIL mutually agree, covenant, and stipulate as follows:

**CHARITABLE CONTRIBUTIONS**

1. Receipt of Funds. The COUNTY agrees to receive contributions and gifts to be used for the BOC Early Childhood Council, and to make those funds available to the COUNCIL work.

2. Acknowledgement of charitable donations. The COUNTY agrees that all charitable contributions and gifts which it receives for the BOC Early Childhood Council will be reported as contributions to the COUNTY as required by law, and further agrees to acknowledge receipt of any such charitable contribution or gift in writing to the donor upon request.

3. Use of Funds. The COUNTY authorizes the COUNCIL to make expenditures which do not exceed total contributions. The COUNCIL agrees to use any and all funds received from the COUNTY solely for legitimate expenses of the COUNCIL, and shall account fully to the COUNTY for the disbursement of these funds. The COUNCIL will be solely responsible for its direct expenses.

4. Financial Accounting and Reporting. The COUNCIL shall maintain books and financial records for the COUNCIL in accordance with generally accepted accounting principles. Likewise, the COUNTY shall separately classify revenues received for the COUNCIL and moneys distributed to the COUNCIL. Requests from the COUNCIL to the COUNTY for funds shall be made in writing, and the COUNCIL shall provide to the COUNTY monthly reports reflecting its revenues and expenses.

**GRANTS**

5. Application for Grants. The COUNTY shall agree to apply for grants as requested by the COUNCIL, but shall serve only as a facilitator as required by the grant process. The

County does not assume any obligation to the COUNCIL to fulfill any of the project requirements contemplated by a grant.

6. Required Grant Reports. The COUNTY assumes no financial obligation or responsibility for the completion of any or all reports, documents, or other information which might be required by a funder during the course of any grant process. The COUNCIL assumes full responsibility to assure that all requirements of any Grant awarded are timely and satisfactorily completed. Copies of any and all reports, accountings, or other documents being submitted to a funder shall be concurrently furnished to the COUNTY for its review and approval.

7. Reports to County. It shall be the responsibility of the COUNCIL to submit periodic written reports to the COUNTY setting forth in as much detail as the COUNTY may require, the status of the project supported by the Grant, an accounting of all grant proceeds, and any other information that the COUNTY may determine from time to time should be submitted by the COUNCIL.

ADDITIONAL PROVISIONS

8. Indemnification. The COUNCIL shall save and hold harmless and indemnify the COUNTY to the extent allowed by law against any and all liability, claims, and costs of whatsoever kind and nature, including attorney's fees, occurring in connection with, or in any way incident to or rising out of the COUNTY'S service as facilitator of any Grant on behalf of the COUNCIL.

9. Assignment. Neither party shall be entitled to assign this agreement or any right or obligation hereunder without the express written approval of the other party.

10. Final Agreement. This agreement contains the final and entire agreement between the parties with respect to receipt of tax-deductible, charitable contributions and grants.

11. Modifications. No change or modification of this agreement shall be valid unless the same shall be in writing and signed by the parties hereto.

12. Renewal. This agreement may be renewed on July 1, 2011, and annually thereafter, upon mutual agreement of the Parties in writing.

IN WITNESS WHEREOF, the parties have executed this agreement on the day and year first set forth above.

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

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

**RESOLUTION NO. 5686**

**CROWLEY COUNTY FAIRGROUNDS - ELECTRICAL BID PROPOSAL**

Motion by Grant, seconded by Heimerich to approve the bid proposal from Colton Electric to install two 400 watt metal halide lights, one 1000 watt light as well as adjusting the other arena lights at the Crowley County Fairgrounds in the amount of \$1,800.00.

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

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

**RESOLUTION NO. 5687**

**REQUEST FOR FACILITIES - GRIFFIN AND SONS**

Motion by Heimerich, seconded by Grant to approve the request by Clint and Rebecca Griffin to allow use of the 4 H Barn during Crowley County Days for goat roping.

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

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

**MONTHLY PRISON MEETING**

The Board conducted their monthly prison meeting.

**AUDIENCE WITH ROD FOURACRE, 16TH JUDICIAL DISTRICT ATTORNEY**

District Attorney, Rod Fouracre, was present to discuss issues with the board.

The DA discussed placing a ballot question to eliminate term limits for the District Attorney's Office this fall. All three counties in the Sixteenth Judicial District are being asked to place the issue on the November, 2010 ballot.

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

ATTEST:

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Lucile Nichols, County Clerk

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Tobe Allumbaugh, Chairman