

**STATE OF COLORADO
COUNTY OF ROUTT**

OFFICE OF THE CLERK
JUNE 28, 2022

Commissioner M. Elizabeth Melton, Chair, called the meeting of the Routt County Board of County Commissioners to order. Commissioner Tim Redmond, Commissioner Timothy V. Corrigan, County Manager Jay Harrington, and Executive Assistant Jennifer Parent were also present. Samantha Pearce prepared the minutes.

EN RE: APPROVAL OF ACCOUNTS PAYABLE, MANUAL WARRANTS, AND PAYROLL

Mr. Harrington presented the accounts payable for a total of \$1,185,367.96.

MOTION

Commissioner Corrigan moved to approve accounts payable as presented.

Commissioner Redmond seconded; the motion carried 3-0.

EN RE: CONSENT AGENDA

The following items were presented for consideration, approval, and signing on the consent agenda:

- A. APPROVAL OF AND AUTHORIZATION FOR THE CHAIR TO SIGN CCCAP FISCAL AGREEMENT RENEWALS;
- B. APPROVAL OF AND AUTHORIZATION FOR THE CHAIR TO SIGN ROUTT COUNTY DHS TANF/CW MOU;
- C. APPROVAL OF THE RATIFICATION OF THE CHAIR'S SIGNATURE ON A LETTER OF SUPPORT FOR THE COURT SPORTS FOR LIFE GRANT REQUEST;
- D. APPROVAL OF THE RATIFICATION OF THE CHAIR'S SIGNATURE ON A LETTER OF SUPPORT FOR FIRST IMPRESSIONS' APPLICATION TO BECOME THE LOCAL COORDINATING ORGANIZATION;
- E. APPROVAL OF AND AUTHORIZATION FOR THE CHAIR TO SIGN A LETTER OF SUPPORT TO THE COLORADO RIVER DISTRICT COMMUNITY FUNDING PARTNERSHIP;
- F. APPROVAL OF AND AUTHORIZATION FOR THE CHAIR TO SIGN AN IGA BETWEEN ROUTT COUNTY AND MORRISON CREEK WATER & SANITATION DISTRICT FOR THE FUNDING OF INFRASTRUCTURE IMPROVEMENTS.

MOTION

Commissioner Redmond moved to approve consent items A., B., C., D., E., & F. on the consent agenda.

Commissioner Corrigan seconded; the motion carried 3-0.

EN RE: PUBLIC COMMENT

No public comment was made.

EN RE: SIERRA CLUB

Ben Beall & Jim Hicks presented to the Board a Consideration to support the proposed Sarvis Creek Wilderness expansion.

The goals for the expansion are to collect and collate information relevant to protection of this pristine area, its watersheds and its fauna and flora. To educate the local public about this area and to coordinate community support for preservation. To extend Wilderness protection to this area by rejoining the Green Creek and Harrison Creek watershed with the larger Sarvis Creek Wilderness Area from which it was excluded because of the then-proposed Catamount Ski Area. To preserve for current and future generations this area for low impact recreation, including hunting, fishing, back-country skiing and hiking.

The Commissioners asked clarifying questions about the project.

No motions were made.

EN RE: FACILITIES

Commissioner Corrigan was absent for the remaining duration of the meeting.

Joe Stepan, Facilities Manager presented to the Board a consideration for approval and authorization for the Chair to electronically sign Luminate Broadband Service Quote and consideration for approval and authorization for the Chair to sign Sub Merchant Payment Processing Agreement with Fullsteam Operations LLC.

The Routt County Fairgrounds is currently serviced by cable internet. Given the availability of faster, more reliable fiber based service the Fairgrounds' Manager is working with Luminate to install service at the property in the Exhibit Hall and through the grounds to the Multi existing web based purpose building. Additionally, the Fairgrounds is replacing reservation management soft software with the intent of utilizing the product for management of the annual Fair, other scheduled events, and for RV Park and camping reservations.

MOTION

Commissioner Redmond moved to approve and authorize the Chair to electronically sign the Luminate Broadband Service Quote for an amount not to exceed \$5,500.00 and to approve and authorize the Chair to sign the Sub Merchant Payment Processing Agreement with Fullsteam Operations LLC noting that a supplemental budget will be needed.

Commissioner Melton seconded; the motion carried 2-0.

EN RE: CLERK AND RECORDER

Barb Fox, Office Supervisor presented to the Board a consideration to approve and authorize the Chair to sign a special events liquor license for Oak Creek Labor Day Committee hosting an event at the Oak Creek Mountain Park at approximately 24535 CR 27 in Oak Creek on July 13, 2022 from 3:00 pm to 8:00 pm.

MOTION

Commissioner Redmond moved to approve and authorize the Chair to sign a special events liquor license for Oak Creek Labor Day Committee hosting an event at the Oak Creek Mountain Park at approximately 24535 CR 27 in Oak Creek on July 13, 2022 from 3:00 pm to 8:00 pm contingent on all permits being approved.

Commissioner Melton seconded; the motion carried 2-0.

EN RE: LEGAL

ROUTT COUNTY V CORDOVA & RELEASE OF 2020 AUDIT LETTER

Lynaia South, Assistant County Attorney presented to the Board a discussion on pending litigation, Routt County v. Cordova, Case No. 2021CV30048. Erick Knaus, County Attorney presented to the Board a request to authorize the County Attorney to release the 2020 audit letter to the County's auditor and to authorize the County Attorney to make any changes necessary until the audit fieldwork is completed and the letter is to be presented to the auditors.

At 10:20 a.m., Commissioner Melton moved to enter executive session to discuss pending litigation and the 2020 Audit Letter with the County Attorney, the Assistant County Attorney, and the County Manager, pursuant to C. R. S. 24-6-402 (4)(b), to discuss specific legal matters with the County Attorney.

Commissioner Redmond seconded; the motion carried 2-0.

The executive session adjourned at 10:51 a.m. Commissioner Melton stated that only the pending litigation and 2020 Audit Letter were discussed during executive session; no formal actions were taken, and no minutes were taken during the executive session.

MOTION

Commissioner Redmond moved to authorize the County Attorney to release the 2020 audit letter to the County's auditor and to authorize the County Attorney to make any changes necessary until the audit fieldwork is completed and the letter is to be presented to the auditors.

Commissioner Melton seconded; the motion carried 2-0.

EN RE: HUMAN RESOURCES

RESOLUTION TO DECLINE PARTICIPATION IN COLORADO FAMLI PROGRAM

Kathy Nelson, Human Resources Director and Stephanie Pearce presented to the Board a consideration to approve a Resolution to decline participation in the FAMLI Program and provide notification to the State of Colorado of such declination.

On November 3, 2020, Colorado voters passed Proposition 118, the Paid Family Medical Leave Initiative (PFML) which creates a state-run paid leave insurance benefit for Colorado employees. Local government employers are permitted to decline to participate in the FAMLI program after a written notice has been delivered to the FAMLI Division memorializing the decision by an affirmative vote of the local government's governing body to decline participation in the program. Because Routt County is implementing their own PFML program and it exceeds the state's program benefits, it has been recommended Routt County opt-out of participating in FAMLI and a copy of the Resolution Declining Participation in PFML be sent to the Colorado Division of Family and Medical Leave Insurance.

MOTION

Commissioner Redmond moved to approve Resolution Number 2022-47, a Resolution declining participation in the FAMLI Program and provide notification to the State of Colorado of such declination.

Commissioner Melton seconded; the motion carried 2-0.

PFML POLICY AMENDMENT

Ms. Nelson and Ms. Pearce presented to the Board a consideration to approve the Paid Family and Medical Leave Policy Amendment.

On May 31, 2022, Routt County Commissioners voted to implement a Paid Family and Medical Leave program for eligible staff. The PFML policy will be effective July 1, 2022 and compensate eligible staff with PFML at 90% of their hourly wage.

The proposed amendment includes language to clarify the methodology that will be used to calculate an employee's "average" pay and hourly rate equivalent. It also clarifies the Measuring Period in which the employee is eligible for this benefit by adding the phrase "also known as a rolling twelve month period."

MOTION

Commissioner Redmond moved to approve the amendment to the Paid Family Medical Leave Policy as presented.

Commissioner Melton seconded; the motion carried 2-0.

SICK TRANSFER POLICY

Ms. Nelson and Ms. Pearce presented to the Board a consideration to approve the rescinding of the Sick Transfer Policy.

The Sick Transfer Policy in the Employee Handbook Section 8.4.8.3, allowed for an employee to request sick hours from other Routt County Employees when they had exhausted all of their own paid time off. With the approval of the Paid Family Medical Leave Policy, it has been suggested that the Sick Transfer Policy will no longer be necessary and should be rescinded effective July 1, 2022 when the PFML goes into effect. If the policy is rescinded, any individuals currently using Sick Transfer time will be eligible to take advantage of the Paid Family Medical Leave on July 1, 2022.

MOTION

Commissioner Redmond moved to approve the rescinding of the Sick Transfer Policy.

Commissioner Melton seconded; the motion carried 2-0.

EN RE: PURCHASING

Julie Kennedy, Purchasing Agent, Joe Stepan, and Steve Faulkner presented to the Board a consideration to approve Change Order 003, the Chair sign the Change Order, and authorize the County Manager to electronically approve the Change Order to Calcon Constructors, Inc. in the amount not to exceed \$87,092.

Change Order 003 incorporates the following HHS Project Manager approved changes to the original contract:

PCO #	Description	Value	Status
22	Door Hardware and Security Coordination	\$15,732	Approved
28	Other Plumbing, RTU placement, civil drain	\$12,028	Approved
31	Change Canopy fascia to composite	\$27,390	Approved
33	Add mechanical room	\$11,093	Approved
37	Snowmelt to parking lot from community room	\$6,202	Approved
38	Add for sound boots	\$4,178	Approved
43	Community room slot defusers	\$10,469	Approved

MOTION

Commissioner Redmond moved to approve Change Order 003, the Chair sign the Change Order, and authorize the County Manager to electronically approve the Change Order to Calcon Constructors, Inc. in the amount not to exceed \$87,092.

Commissioner Melton seconded; the motion carried 2-0.

No further business coming before the Board, same adjourned sine die.

Jenny L. Thomas, Clerk and Recorder

M. Elizabeth Melton, Chair

Date