

ELBERT COUNTY, COLORADO
BOARD OF COUNTY COMMISSIONERS MEETING MINUTES

Regular Meeting Held in the BOCC Meeting Room

February 12, 2025 at 11:00 AM

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Rhonda Braun Recorder, Elbert County, Co



A. INVOCATION/PLEDGE OF ALLEGIANCE: PASTOR FARTHING

Pastor Farthing from Elbert Christian Church provided the Invocation and led the Pledge of Allegiance.

B. CALL TO ORDER AND ROLL CALL

The regular meeting of the Board of County Commissioners was called to order at 11:02 AM.

Roll Call

Present: Commissioner Byron McDaniel, Commissioner Mike Buck, Commissioner Dallas Schroeder

C. APPROVAL OF AGENDA

Motion: Approval of Agenda

Commissioner Buck made a motion to Approve the Agenda with the addition of items G4 and H2.
Commissioner Schroeder seconded the motion.

Aye – Byron McDaniel, Mike Buck, Dallas Schroeder

Nay – None

D. CONSENT AGENDA

Motion: Approve the Consent Agenda

Commissioner Schroeder made a motion to remove items D5 and D6 and Approve the Consent Agenda as amended. Commissioner Buck seconded the motion.

Aye – Byron McDaniel, Mike Buck, Dallas Schroeder

Nay – None

1. Approval of CDS Mylars as needed
2. Approval of Vouchers as needed
3. Acknowledgment of Development Project Report
4. Ratification of the Annual HUTF Report
5. Appointment of Daniel McCallin to the Planning Commission to represent District 3



6. Appointment of Diana Edstrom to the Planning Commission to represent District 2

E. ELECTED OFFICIALS/DEPARTMENT HEADS/STAFF REPORTS

Commissioner Schroeder provided some background and updates to several house bills that are in process in legislation as he is a representative to CCI.

Public Trustee and Treasurer Sherry Hewlett gave an update to HB25-1199 that would allow citizens to pay property taxes in 4 installments. The County Treasurer's Association is opposed to this bill as it puts a strain on her office and would create difficulties for budget purposes for special districts. Ms. Hewlett said the foreclosure side has been staying slow.

County Clerk Rhonda Braun provided an update to the signature verification bill that is being introduced. HB25-1089 would require a bi-partisan team of election judges to verify signatures on ballot envelopes. The current process requires a single election judge to compare signatures to voter records.

F. CITIZEN PUBLIC COMMENT

Jan Fitzgerald – 35414 Running Brook Ln – Ms. Fitzgerald read a letter regarding an incident last year at the Fitzgerald Apartments and the lack of responses for reimbursement of lost rent and repairs.

G. DISCUSSION ITEMS

1. **Discussion on the Elbert County Commissioners Invocation Policy Updates - Attorney Bart Greer**

County Attorney Bart Greer noted the original policy was drafted in 2018 and there are minor changes moving forward. The updated policy should be ready for review and possible approval by the next BOCC meeting.

2. **Discussion on the Elbert County Commissioners Meeting Policy Updates - Attorney Bart Greer**

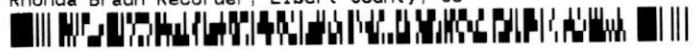
There will be minor changes to the Meeting Policy, including possibly increasing the speaking time for citizen public comment. The changes should be ready for review and approval by the next meeting.

3. **Annual Pines and Plains Library District Report - Director Susan Byrne**

Director Susan Byrne from Pines and Plains Library District provided the financial report to the Commissioners for the library district.

Commissioner Schroeder requested information on safeguards to ensure that minors do not access inappropriate materials in the library or online. Ms. Byrne informed the BOCC that there are policies in place and the library relies on parental guidance to ensure that minors are accessing age-appropriate materials. There are no controls in place for accessing online materials.

4. **Discussion on Designating a Commissioner Representative for the Collective Bargaining Negotiations**



Mr. Greer commented that it is typical to designate one county official from the County, normally the Chair, to be the representative for the Collective Bargaining Negotiations. Mr. Greer recommends that this item be moved to an Action Item today and recommended deferral for the Invocation and Meeting Policy changes until the next BOCC meeting.

Commissioner Schroeder requested that information for the Meeting Policy updates be included in the packet for the public to review.

Public Comment – None

Motion: To move updates to the Invocation Policy and the Meeting Policy to the next BOCC meeting.

Commissioner Buck made a motion to move updates to the Invocation Policy and the Meeting Policy to the next BOCC meeting. Commissioner Schroeder seconded the motion.

Aye – Byron McDaniel, Mike Buck, Dallas Schroeder

Nay – None

Motion: To Move Designating a Commissioner Representative for the Collective Bargaining Negotiations to Action Items

Commissioner Buck made a motion to move Designating a Commissioner Representative for the Collective Bargaining Negotiations to Action Items. Commissioner Schroeder seconded the motion.

Aye – Byron McDaniel, Mike Buck, Dallas Schroeder

Nay – None

H. ACTION ITEMS

1. Discussion and Possible Approval of the Pines and Plains Library District Board Member Recommendations

Ms. Byrne recommended Maral Heggemeier and Lisa Hurst for approval of the Pines and Plains Library Board. Ms. Byrne gave a brief background of each nominee.

Public Comment - None

Motion: Approval of Board Member Recommendations

Commissioner Buck made a motion to Approve the Pines and Plains Library District Board Member Recommendations of Maral Heggemeier and Lisa Hurst. Commissioner Schroeder seconded the motion.

Aye – Byron McDaniel, Mike Buck, Dallas Schroeder

Nay – None

2. Consideration of Approval on Designating a Commissioner Representative for the Collective Bargaining Negotiations



Motion: Approval Designating a Commissioner Representative for the Collective Bargaining Negotiations.

Commissioner Schroeder made a motion to designate Commissioner McDaniel as Representative for the Collective Bargaining Negotiations. Commissioner Buck seconded the motion.

Aye – Byron McDaniel, Mike Buck, Dallas Schroeder

Nay – None

3. **Consideration of Approval of Authorizing Signature Powers for County Accounts - Adding Chair and Vice Chair**

Motion: Approval of Authorizing Signature Powers for County Accounts – Adding Chair and Vice Chair.

Commissioner Buck made a motion Approving the Resolution Authorizing Signature Powers for County Accounts adding the Chair and Vice Chair. Commissioner Schroeder seconded the motion.

Aye – Byron McDaniel, Mike Buck, Dallas Schroeder

Nay – None

4. **Resolution Authorizing the Clerk to sign IGA's**

County Clerk Rhonda Braun explained the Resolution to enter into IGA's with any entity who coordinates with the Elections Department during elections.

Commissioner Schroeder asked Ms. Braun if it would also include MOU's within the Resolution. Ms. Braun confirmed that MOU's were included.

Public Comment – None

Motion: Approve Resolution Authorizing the Clerk to sign IGA's

Commissioner Schroeder made a motion to Approve the Resolution Authorizing the Clerk and Recorder to sign IGA's and MOU's in regard to elections. Commissioner Buck seconded the motion.

Aye – Byron McDaniel, Mike Buck, Dallas Schroeder

Nay – None

5. **Consideration of December 23, 2024 Minutes**

Motion: Approve December 23, 2024 Minutes

Commissioner Buck made a motion to Approve the December 23, 2024 Minutes as presented and dispense with the reading. Commissioner Schroeder seconded the motion.

Aye – Byron McDaniel, Mike Buck, Dallas Schroeder

Nay – None

6. **Consideration of January 7, 2025 Minutes**



Motion: Approve January 7, 2025 Minutes

Commissioner Schroeder made a motion to Approve the January 7, 2025 Minutes as presented and dispense with the reading. Commissioner Buck seconded the motion.

Aye – Byron McDaniel, Mike Buck, Dallas Schroeder

Nay – None

7. Consideration of January 14, 2025 Minutes

Motion: Approve January 14, 2025 Minutes

Commissioner Buck made a motion to Approve the January 14, 2025 Minutes as presented and dispense with the reading. Commissioner Schroeder seconded the motion.

Aye – Byron McDaniel, Mike Buck, Dallas Schroeder

Nay – None

8. Consideration of January 21, 2025 Minutes

Motion: Approve January 21, 2025 Minutes

Commissioner Schroeder made a motion to Approve the January 21, 2025 Minutes as presented and dispense with the reading. Commissioner Buck seconded the motion.

Aye – Byron McDaniel, Mike Buck, Dallas Schroeder

Nay – None

9. Consideration of January 22, 2025 Minutes

Motion: Approve January 22, 2025 Minutes

Commissioner Buck made a motion to Approve the January 22, 2025 Minutes as presented and dispense with the reading. Commissioner Schroeder seconded the motion.

Aye – Byron McDaniel, Mike Buck, Dallas Schroeder

Nay – None

10. Consideration of January 29, 2025 Minutes

Motion: Approve January 29, 2025 Minutes

Commissioner Schroeder made a motion to Approve the January 29, 2025 Minutes as presented and dispense with the reading. Commissioner Buck seconded the motion.

Aye – Byron McDaniel, Mike Buck, Dallas Schroeder

Nay – None

I. EXECUTIVE SESSION

Motion: To Enter Executive Session for the purpose of receiving legal advice on specific legal questions or issues pursuant to Section 24-6-402(4)(a) of the Colorado Revised Statutes.

Commissioner Buck made a motion to Enter into Executive Session for the purpose of discussion related to the purchase, acquisition, lease, transfer or sale of any real, personal or other property interest pursuant to Section 24-6-402(4)(a) of the Colorado Revised Statutes. Commissioner Schroeder seconded the motion.

Aye – Byron McDaniel, Mike Buck, Dallas Schroeder

Nay – None

The Commissioners entered Executive Session at 12:06 PM

The Commissioners exited Executive Session at 12:51 PM

Commissioner McDaniel stated the time was now 12:51 PM and the Board of County Commissioners have now come back out of the Executive Session. The participants in the Executive Session were Commissioner Schroeder, Commissioner Buck and Commissioner McDaniel, County Manager Shawn Fletcher and County Attorney Bart Greer.

The Board took no formal action in the contravention of Section 24-6-402(4) of the C.R.S. and no adoption of any proposed policy, position, resolution, rule or regulation took place.

Commissioner McDaniel further stated for the record, if any person who participated in the Executive Session believes 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 Colorado Open Meetings Law, that they would state their concerns for the record.

None of the members present in the Executive Session had concerns of improper action in the Executive Session after being given an opportunity to do so.

County Attorney Bart Greet recommended a motion to explore options associated with real estate leasing or purchasing.

Motion: To enter negotiations related to the purchase, acquisition, lease, transfer or sale of property.

Commissioner Schroeder made a motion to authorize the County Attorney and County Manager to enter into negotiations to discuss the possibility of lease and/or purchase of real property. Commissioner Buck seconded the motion.

Aye – Byron McDaniel, Mike Buck, Dallas Schroeder

Nay – None

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Rhonda Braun Recorder, Elbert County, Co



J. BOARD PLANNING

1. Agenda Items for Next Meeting

- A) Discussion on the Elbert County Commissioners' Invocation Policy Updates
- B) Discussion on the Elbert County Commissioners' Meeting Policy Updates
- C) Debris Management Plan



K. LAND USE HEARINGS 1:00 P.M. - NO LAND USE HEARINGS SCHEDULED

None

L. ADJOURNMENT

Motion: To Adjourn

Commissioner Buck made a motion to Adjourn. Commissioner Schroeder seconded the motion.

Aye – Byron McDaniel, Mike Buck, Dallas Schroeder

Nay – None

The meeting Adjourned at 12:55 PM



BOARD OF COUNTY COMMISSIONERS

ELBERT COUNTY, COLORADO

BYRON MCDANIEL, Chair, COMMISSIONER District 3

DALLAS SCHROEDER, COMMISSIONER District 2

MIKE BUCK, COMMISSIONER District 1

ATTEST: Emily Backhus-Irwin

Deputy Clerk

BY:

Deputy Clerk to the Board of County Commissioners