

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING, DECEMBER 31, 2008**

THE BOARD OF COUNTY COMMISSIONERS OF CUSTER COUNTY MET IN REGULAR SESSION WITH THE FOLLOWING MEMBERS PRESENT:

|               |                           |
|---------------|---------------------------|
| Kit Shy       | Chairman                  |
| Dick Downey   | Vice-Chairman             |
| Carole Custer | Commissioner              |
| Kris Lang     | Deputy Clerk to the Board |

Also present was Nora Drenner, reporter for the Wet Mountain Tribune and Commissioners Elect Jim Austin, Lynn Attebery. Several community members were present.

**AGENDA**

|          |  |
|----------|--|
| 8:30 AM  | Call meeting to order<br>Pledge of allegiance<br>Review vouchers and sign checks<br><u>Old Business</u><br>Approval of Minutes December 8, 9, 16 of 2008<br>Review of Summit Meeting Minutes 12/10/08<br>Approval of Public Hearing CDBG 12/18/08<br>Approval/Signature 211 Proclamation 2/11/09 |
| 9:15 AM  | Virginia Trujillo County Treasurer Transfer of Funds   |
| 9:30 AM  | Jackie Hobby - Septic Resolution Review  |
| 10:00 AM | Rusty Christensen – Landfill report  |
| 10:30 AM | Staff Meeting  |

The meeting was called to order at 8:45 AM and Pledge of Allegiance was recited.

County payroll and accounts payable were approved from the following funds:

|                     |               |
|---------------------|---------------|
| County General      | \$ 238,700.15 |
| Road and Bridge     | \$ 157,905.31 |
| Emergency Service   | \$ 13,649.19  |
| Human Services      | \$ 17,919.62  |
| Self Insurance      | \$ 0          |
| Capital Improvement | \$ 34,140.88  |
| TOTAL               | \$ 462,315.15 |

**MOTION by Commissioner Downey, seconded by Commissioner Shy:**

To approve the December 8 & 9, 2008 BOCC minutes as presented and approve the December 16, 2008 BOCC minutes as amended. Motion carried unanimously.

Approved 1/13/09

**MOTION by Commissioner Custer, seconded by Commissioner Downey:**

Review and approve the proceedings of the December 10, 2008 Summit Meeting Minutes as presented. Motion carried unanimously.

**MOTION by Commissioner Custer, seconded by Commissioner Shy:**

To approve the Post Award Public Hearing Community Development Block Grant 08-01 for the Custer County Human Services Building held on Thursday, December 18, 2008 as presented. Motion carried unanimously.

**MOTION by Commissioner Downey, seconded by Commissioner Custer:**

To approve the Custer County Proclamation Declaring February 11, 2009 as 2-1-1 Day. Motion carried unanimously.

Commissioner Custer reported she met with Deb Downs of the Department of Local Affairs (DOLA) in Alamosa on December 24, 2008 and submitted the final paperwork for the Custer County Human Services Building, Community Development Block Grant 08-01. She stated that Ms. Downs contacted her via e-mail on December 26, 2008 confirming that all the documentation had been accepted as presented and that Ms. Downs had forwarded our request for final payment to the state office for processing. "The check is in the mail".

Virginia Trujillo, County Treasurer, met with the BOCC to request a transfer of \$180,000.00 from the Leiu in Taxes Fund to the County General Fund.

**MOTION by Commissioner Downey, seconded by Commissioner Custer:**

To approve the transfer of funds. Motion carried unanimously.

The BOCC recessed at 9:15 AM.

The BOCC reconvened at 9:35 AM.

Commissioner Elect, Lynn Attebery reported he was scheduled to meet with the American Legion Executive Board on January 19, 2009 regarding flag etiquette.

Commissioner Elect, Lynn Attebery inquired on the protocol regarding checking the court house during extended holiday closures. Commissioner Shy responded that the individual board members inspect the court house on weekends and extended holiday closures while checking their mail or working during the closures and that the cleaning service is also scheduled on weekends. He suggested the new board members consider a schedule in this regard to ensure coverage. Commissioner Custer suggested that the proposed energy audit would address possible energy savings and make recommendations regarding the energy use and possible savings in utility costs of the building.

Jackie Hobby, Planning and Zoning Office Director outlined the edits of the Custer County Individual Sewage Disposal System Regulations (I.S.D.S.) and submitted a revised copy dated December 8, 2008 incorporating the edits.

Approved 1/13/09

Rusty Christensen, Landfill Manager gave the BOCC a monthly report and presented the fleet maintenance replacement protocol and report for the landfill

Mike Halpin, Sheriff's Deputy advised the tour of the jail facility for the commissioners and commissioners elect is scheduled on Tuesday, December 6 at 10:00 AM.

The BOCC recessed at 10:20 AM.

The BOCC reconvened at 10:30 AM.

The department heads met with the BOCC for the monthly staff meeting. Present were: Beverly Goetz, J.D. Henrich, Dawna Hobby, Mike Halpin, Jackie Hobby, Chuck Ippolito, Laura Lockhart, Virginia Trujillo and Roger Camper.

Following a brief discussion regarding a fire and emergency evacuation protocol for the court house the Board agreed that Fire Chief, Mick Kastendieck be scheduled at a future date for walk-thru evacuation orientation. The installation of a central bell or notification alarm will be reviewed.

Commissioner Shy reported that the Wet Mountain Fire Protection District is updating their radio system and will provide a vhf radio to the Planning and Zoning Department and the Assessors Office to utilize when traveling in rural areas. Laura Lockhart, Human/Social Service Director requested a radio for her department to use when traveling in the rural non-cell reception areas. Commissioner Custer responded that she a vhf radio that the Human/Social Services Department can use and will bring it in for them. Commissioner Downey suggested the departments verify that vhf monitoring is still being provided by the sheriff's office.

Commissioner Custer said that Julie Trombley who is providing the court-house cleaning services inquired on the placement of the large table in the break-room. The room is used as a jury room and the large court table accommodates a twelve member jury when required. Following a brief discussion the department heads agreed that due to the limited space that the table placement remain against the wall and can be repositioned on an as needed basis.

Commissioner Custer gave an update on the CBDG for the Resource Center. She thanked everyone for their efforts, participation and support during the long process. She said an appreciation party will be scheduled for the volunteers. She said that she would like to name the facility the Hanssen Haus to honor the family that built and lived in that house and remarked that until Mrs. Hanssen's death, the family provided many service to the county when they lived here. Commissioner Custer asked for employee input. Everyone present agreed that to name the Resource Center the Hanssen Haus was appropriate.

Commissioner Custer reported that Deb Downs of DOLA expressed appreciation to the county departments creating an equipment list and replacement schedule on spread sheets. Maintaining these schedules in all departments will support Custer County in securing future grants for

equipment replacement. Commissioner Custer said that she will continue to look for grants related to improving the level of county services and resources provided to our citizens. She stated that her focus would be to find monies for equipment and resources and not on grants that required the hiring of additional personnel. Finding the financial resources to continue personnel obligations once the grant is finished is difficult and hard on employees unless agreements with department heads are secured before the grant application is submitted for funding.

Commissioner Custer thanked Dawna Hobby for her support during the Custer County Kids Club personnel hiring process. When asked she reported that the interview panel included herself, representing County Government; Laura Lockhart, representing the funding source and her Human/Social Services Department (DHS); Charlotte Havey, representing the School Administration; Terry Eiland, representing Early Childhood Educators; and Bob Tobin, representing the community. The position of Director was offered and accepted by Terri Chambers with a monthly compensation of \$2,500 plus county benefits. The position of Program Leader was offered and accepted by Lisa Kaufman with a monthly compensation of \$2,200 plus county benefits. The county employee compensation and benefits package will initially be paid with DHS funds. Commissioner Custer reported that the business plan calls for the program to be self-supporting once it is up and running and participation fees begin to be paid. She stated that the Director and Program Leader position require Colorado Early Childhood Educator credentials from the Colorado Department of Human Services Childcare Licensing Division. The employees will be required to sign a yearly County employment contract and that the governing body will be the Early Childhood Education Council that was established some years ago by the County Early Childhood Educator providers. The same council, under the name Kid's Club Board of Directors will be comprised of representation from Human Services, School Administration, BOCC, Parents and Public Health Nursing Service that will process all warrants and vouchers for the program for the County.

Commissioner Custer stated on the advice of County Attorney, John Naylor she was reporting in an open BOCC meeting regarding the Kids Club Program and that a resolution was not required. She asked that the BOCC approve the Community program as she outlined it. She reported that no county general funds are being provided to support the Custer County Kid's Club. She requested approval to proceed with the development of the Kids Club.

**MOTION by Commissioner Shy, seconded by Commissioner Downey:**

To support the development of the Kids Club under the direction of an independent Board of Directors with the stipulation that a BOCC member would be appointed to the Board of Directors. The motion carried unanimously.

Commissioner Custer reported that Custer County was also offered TANF reserve funds in the amount of \$49,999 from Jefferson County. Commissioner Custer reported that those funds will be used for other youth programs to be discussed in future BOCC meetings as the plan for those programs are developed.

The Commissioners thanked all the county employees for their dedication and commented on how well the employees work together to serve the county.

Approved 1/13/09

Commissioner Custer stated prior to the close of the year the Board was required to issue a letter of reprimand to Russ Conner as reported in the minutes of November 26, 2008. Following a review of the drafted reprimand and lengthy discussion among the board members the reprimand was revised.

**MOTION by Commissioner Custer, seconded by Commissioner Shy:**

To approve the letter of reprimand as amended. Commissioner Downey abstained from voting and signing the reprimand stating he still had concerns over the contents. Motion carried. Commissioner Shy asked that the record indicate that all of Commissioner Downey's suggestions and requests regarding the reprimand were acted on and offered an opportunity for a re-vote.

Commissioner Downey requested clarification and confirmation on a security weapons issue. Following a discussion with Mike Halpin, Sheriff Deputy of Court House Security, Commissioner Downey changed his vote and agreed to sign the letter of reprimand as presented. Motion carried unanimously.

Commissioner Shy advised the correspondence would be forwarded to: Russ Conner; John Naylor, County Attorney and Dawna Hobby, Human Resources to be retained in Mr. Conner's personnel file.

**MOTION by Commissioner Downey, seconded by Commissioner Custer:**

To adjourn the meeting. Motion carried unanimously.

The meeting was adjourned at 11:45 AM.

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Debbie Livengood, Clerk & Recorder  
Attest

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Christopher L. (Kit) Shy  
Chair