

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING, APRIL 6, 2009**

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

Lynn Attebery	Chairman
Jim Austin	Vice-Chairman
Carole Custer	Commissioner
Kris Lang	Deputy Clerk to the Board

Also present was Nora Drenner reporter for the Wet Mountain Tribune and several community members.

AGENDA

Call meeting to order
Pledge of allegiance
Amend agenda
Old Business
Court House Security Conference
Staff Reports
Tobacco Education and Prevention Coordinator
Human Resource & Finance
Road and Bridge
High County Recycling – E Waste scheduled 4/18/09
Town of Silver Cliff – Ginny Linza
Round Mt. Water - Chris Haga
Sewage Treatment Plant

The meeting was called to order at 10:00 AM and the Pledge of Allegiance was recited.

Commissioner Attebery reported at the request of Sheriff Jobe, he would attend the Colorado Court Security Conference scheduled on June 11-12, 2009 in Montrose Colorado. He stated that all costs associated with attending this conference will be paid using Court Security Grant Funds. He advised the Sheriff's Office has received grant funds for the installation of a push button security alarm system. Commissioner Austin stated the alarm system would also be adaptable as a fire alarm. Commissioner Attebery said the Sheriff's Office notified him of a letter that required his signature as part of the project. Commissioner Custer remarked that the BOCC should be as transparent as possible and requested that all letters issued on BOCC letterhead be reviewed and signed by the entire Board. Commissioner Attebery responded he did not believe the letter requiring his signature was on BOCC letterhead but was initiated and issued on the Sheriff's Office letterhead. He stated he was in agreement with Commissioner Custer's suggestion.

Commissioner Custer stated she had additional clarification to share regarding the evolution of the Kids Club, Youth Club and Hanssen Haus Resource Center. Copies of the December 31, 2008 minutes were shared and Commissioner Custer reference pages three and four outlining the update she gave at that BOCC meeting.

She stated on the advice of John Naylor our County Attorney she made these reports in an open BOCC meeting. My Naylor had advised that a resolution was not required. Commissioner Custer stated she had asked the BOCC to approve the community program as she outlined it and had reported that no county general funds were being provided to support the Custer County Kids. She then requested approval to proceed with the development of the Kids Club. She reported after a BOCC discussion there was a motion 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 carried unanimously.

Commissioner Custer stated that the purpose of the Youth Club was to provide a seamless system of delivering transitional programs for our Children (Kids) and Youth. Reference to the development of a Youth program and a planned Strategic Planning process was also discussed at that BOCC meeting and subsequent BOCC meetings. The Youth Club was structured under the same guidelines as the Kids Club and once again with the understanding that no county general funds were being used to support the program. She explained that the grant Sheriff Jobe referenced on March 18, 2009 was a United States Department of Education applicant under their Safe and Drug-Free program over two years ago. And as with all grants the grant writer must follow the priorities outlined to have any hope of being funded. The Custer County School District administration did understand that there would be law enforcement presence. There was an agreement with the School District and the Board of Education that when the grant was funded there would be more discussion on the role of a School Resource Officer. As a condition of the application process a Memorandum of Agreement and Understanding (MOA) was negotiated and identified several partners including the School District, Board of Education, the Sheriff's Office and the Eleventh Judicial District and other community partners. That was not funded and our Interagency Network continues to thrive with the same partners having a voice in all decision being made. She reported in the process of reviewing the MOA it was determined that the issue of students not attending classes or being truant would come under the direction of the Social Service Department and not the Sheriff's Office. Therefore at that point direct negotiations with the Sheriff's Office terminated and there was no further discussion with any of the partners regarding a school resource officer.

Commissioner Custer said the Board of Education members she spoke with were supportive of the expansion of the Youth Club for outside the classroom guidance. She stated this transition program would be available to all students expressing an interest.

Commissioner Custer reiterated that the purpose of scheduled visit from the Colorado Department of Social Services, Child Care and TANF representatives was to provide technical assistance to the Department of Social Services and the Board of County Commissioners.

Commissioner Austin commented that he is looking forward to acquiring more information and knowledge of the Kids Club and the Youth Club. He stressed the need for transparency. He said that is he still struggling to understand how it got to this point; referring back to the original grant submitted years ago with the School Resource Officer position for Ken Custer to the present with his position as Youth Club Director. Commissioner Austin said his trust has been eroded and does not accept Commissioner Custer's explanation that she made a mistake in not including the current BOCC in the decision making. He stated he feels it was a blatant act of misconduct and that Commissioner Custer did owe the county an apology.

Commissioner Attebery said it certainly has not been a great experience but feels we can get through it with time. He asked Commissioner Custer if she had any comments.

Commissioner Custer commented one of the things she would like to see go forward is the presence of the work force in the Hanssen Haus Resource Center to help our youth find jobs. She stated that it was critical to have a local paid contact person to coordinate with the youth wanting jobs, the regional Workforce Center and potential employers and job sites. She reiterated that for that to happen for jobs this summer, the Youth Club needed to go forward. Commissioner Attebery asked if the kids and youth showed an interest in participation. Commissioner Custer responded that first you have to have a plan and that is why there was a Strategic Planning Process conducted in February. Without a plan, designated persons to implement the plan and a recruitment strategy it is not possible to determine the level of interest. The community needs to be engaged and that is why a “proof of concept” regarding the Youth Club was initiated. Commissioner Attebery stated the Director and the Program Leader of the Kids Club should be scheduled to give the BOCC monthly reports.

Commissioner Custer asked Jean Mavromatis to share a background summary of how the prevention program evolved. Ms. Mavromatis explained her role started with tobacco prevention and through community input and participation expanded to include drug and alcohol prevention. She reported what ever happens from birth to college falls under the umbrella of prevention. She inquired whether the Youth Club was still suspended and Commissioner Attebery responded it was. Commissioner Custer stated it was her hope after the technical assistance from the State TANF and Child Care Representatives that the county would be able to move forward with the Youth Club. Commissioner Attebery remarked that it was his understanding that the Youth Club was not going to be re-evaluated until July. Commissioner Custer said if that was the case the county would lose the opportunity of offering summer youth employment through the regional Workforce Center under the governor’s Summer Youth Employment plan.

Jean Mavromatis, Tobacco Education and Prevention Coordinator gave the BOCC her monthly report. The August, 2009 STEPP Contract was for \$30,272 and the September 2010 Grant request was for \$30,246. The PDD Grant was for \$7,500 and the September 2010 request is for \$7,500. The September 2009 LEAP Grant for Custer County Sheriff is \$5,000. She advised planning sessions for the 9 Health Fair were held on March 13, 23, 25, 31 and April 1. The 9 Health Fair is scheduled on April 11. She remarked the Week of the Young Child is scheduled from April 27 to May 1 and the STEP quarterly report was due April 15.

The BOCC recessed at 11:05 AM.

The BOCC reconvened at 11:25 AM.

Commissioner Custer reported on the Colorado Counties Incorporated Summer Conference scheduled in Eagle County June 8 – 10. Following a brief discussion the Board will individually review the agenda for the summer conference and make an attendance determination.

Dawn Hobby, Human Resource/Finance Manager gave the BOCC her monthly report. She reported that Colorado Technical Services Inc. (CTSI) submitted the lowest bid for health insurance and proposed the county stay with the present CTSI insurance agency.

MOTION by Commissioner Attebery, seconded by Commissioner Austin:

To stay with the present CTSI health insurance agency. Motion carried unanimously.

The BOCC recessed for lunch at 12:00 PM.

The BOCC reconvened at 1:00 PM.

Dave Trujillo, Road and Bridge Supervisor gave the BOCC his monthly report. Work completed in March: made gravel and graded 271, 265, 255, Copper Gulch, Pines, Rosita, 319, 320, 260, Willow, Alpine and Colony. Installed the last Zebulon Pike sign on Macy Road. Regulation barricades on Willow & Schoolfield, Willow & Muddy, Muddy & Kettle, Colony & Schoolfield, Macy & Hermit, Rosita & 319. Plowed snow and hauled material to mud holes on 260 and Muddy. Work planned: make more gravel, grade more roads and apply base one and gravel to CR 390 in Wetmore. Mr. Trujillo reported the signs are still being shot; an employment ad for the Road and Bridge Department will be published in the Wet Mountain Tribune, MSHA Inspection was completed with a few minor suggestions, the 140 G Grader requires repair from Wagner Equipment. He reported confirmation with Round Mountain Water of \$1.10/Thousand Gallons (treated) and \$.60/Thousand Gallons for Grape Creek. Mr. Trujillo proposed an auction for the Kenworth, CAT Scraper, Zoning Vehicle, Assessor Vehicle and Road & Bridge Truck. Vehicle and Road and Bridge Truck. Following a brief discussion the Board determined the topic would be discussed under Old Business at the April 29, 2009 BOCC meeting.

Commissioner Austin asked if the Road and Bridge budget could accommodate the purchase of emergency radios for the Road and Bridge departments in Westcliffe and Wetmore. Mr. Trujillo responded the funds were available but the Wetmore Road and Bridge department may already have access to the Wetmore Fire Station emergency radio. He stated he would check and advise the BOCC.

Commissioner Austin said that during his conversation with Joyce Ziesler regarding the energy savings project she indicated the county should interview three separate energy savings companies as not to jeopardize government funding. He advised that Ms. Ziesler was employed with the Federal Renewable Office in Golden, CO. and now consults with rural communities on how to be self-sufficient. He remarked that Ennovate Corporation would count as one of the three interviewed companies. Commissioner Custer suggested that if two other companies were to be invited to interview, the BOCC should choose two new companies that had not been interviewed by the School District and rejected.

The BOCC recessed at 1:45 PM.

The BOCC reconvened at 2:00 PM.

Joanie Liebman thanked the former County Commissioners and Commissioner Custer for introducing the \$.25 additional tip recycling fee last year. This fee allowed the purchase of additional recycling bins needed as the program participation increased. She thanked Veltrie Disposal for their support and assistance throughout the program. Joanie Liebman and Christy Veltrie representing High County Recycling reported that more public education on proper plastic recycling was needed before the county has the recycling trailers built. Ms. Liebman asked that \$2000 of the landfill proceeds be earmarked to offset the electronic recycling fees that that will be charged in the upcoming E-Waste Recycling event scheduled for April 18, 2009. This request is being made instead of building the recycling cages and trailers. They stated that a weekly plastic recycling date is scheduled at Veltrie Disposal with education and instruction and that it is adequate for now. Commissioner Attebery responded he was in support of the proposal and although it appears the recycling funds are available he would be more comfortable after the BOCC confirmed the recycling fund balance.

MOTION by Commissioner Custer, seconded by Commissioner Austin:

To support the E-Waste/Electronic Recycling event scheduled on April 18, 2009, the BOCC agrees to provide up to \$2000 from the recycling fund and assist High Country Recycling to make this work for the County. Commissioner Austin added he seconded the motion providing the recycling funds were available. Motion carried unanimously.

Ginny Linza, Town of Silver Cliff Clerk/Treasurer addressed the Board regarding a proposed sewage treatment plant. She stated the valley septic pumpers need a disposal source other than transporting septage out of the county or a land application disposal. Ms. Linza reported there is government funding available for the project. Also present were Terry Garcia and Chris Haga of Round Mountain Water and Sanitation District (RMWSD). Ms. Linza reported the state has requested that RMWSD do an analysis to determine if the facility is adequate and a study is in place. She said if RMWSD is required to update their system this would be an appropriate time to consider incorporating a septage disposal system within their facility treatment plan. Ms. Linza reported that Joe DeLuca of Crabtree Group is presently doing the study for RMWSD and reported an additional \$2000-\$5000 would be needed to determine the feasibility of a septage treatment plant. She reported 99.56% of the septic tanks on record are in the county and outside the city limits and RMWSD jurisdiction, therefore she is asking the county for the funds to support the survey.

Commissioner Austin remarked that land application for septage disposal has been a concern in the past and stated there are specific lime formulas required for a land application. He said he was not aware of the present septage disposal methods but felt the county had a responsibility in this regard. He proposed that additional costs of the survey be incorporated into the government funding application.

Cindy Howard, citizen expressed concerns that special taxing district dollars would be used for services outside the district. Commissioner Austin responded that if it was done proportionately it would not encumber the tax payers of special district. He proposed the RMWSD collect a fee from the pumper disposing of the septage and that fee would offset RMWSD cost of providing the service.

Commissioner Custer requested that Planning and Zoning Director, Jackie Hobby participate in the discussion since the subject directly impacts the Planning and Zoning Department. Ms. Hobby reported that land application of septage disposal is not allowed and is not legal within Custer County. She explained the revised septic regulations state a septic pumper must record how many gallons are removed from a septic system and present a receipt to confirm the dumping of the septage in a legal disposal source. She said this has been an on going problem and welcomed a local source for septage disposal. Ms. Linza updated Ms. Hobby on the requested funds from the county. Ms. Hobby responded that those funds would never be recuperated but the project would provide the county with a larger control and recording of septage disposal. Commissioner Austin asked what the septage process usage would be and Ms. Linza replied it would become a Class A product appropriate and applicable for land application.

Commissioner Custer proposed that the County Planning and Zoning Department, Town of Silver Cliff, Town of Westcliffe and Round Mountain Water and Sanitation District come up with a plan that is palatable and supports everyone involved. Planning and Zoning Director Jackie Hobby will prepare figures related to the total number of septic systems in the county, number of systems pumped, septage disposal fees outside the county, etc. These figures can then be reviewed for feasibility of the project.

Tracey Garcia and Chris Haga remarked that RMWSD would like to keep the door open for discussion. Mr. Haga reported the septage disposal facility in Buena Vista is now self-sufficient and he would contact them for suggestions and advice on this proposed future enterprise.

Dawna Hobby, Human Resource/Finance met with the Board to briefly outline the funding process of the Upper Arkansas Area Council of Governments (UAACOG) Community Block Grant Project in Silver Cliff (Resolution #09-02)

MOTION by Commissioner Custer, seconded by Commissioner Austin:

To adjourn the meeting. Motion carried unanimously.

The meeting was adjourned at 3:00 PM.

Debbie Livengood, Clerk and Recorder
Attest

Lynn Attebery
Chair