

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING, JULY 21, 2010**

THE BOARD OF COUNTY COMMISSIONERS OF CUSTER COUNTY MET IN REGULAR SESSION IN THE WETMORE FIRE STATION, WETMORE, COLORADO.

Commissioner Lynn Attebery called the meeting to order at 6:10 PM and the Pledge of Allegiance was recited.

Roll Call was taken:

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

Also present were numerous community members.

AGENDA:

- Call meeting to order
- Pledge of allegiance
- Roll Call
- Amend agenda
- Approval of the minutes from June 8, 16 (Special Meeting and BOCC in Wetmore), 29, and 30; July 6 and 7, 2010
- Audience introduction
- Old Business:
  - Wetmore Project Planning Discussion
  - Discussion on the Official Title for the Wetmore Project
  - Memorandum of Understanding between Custer County and the Wetmore Community Center and Wetmore Community Library Boards
  - Wet Mountain Valley Waste Minimization Contract
  - Great Outdoors Colorado Local Government Grant Opportunities
  - Letter of notification that the BOCC will be participating in the 2010 Election process
  - Medical Moratorium extended until November 9, 2010

**MOTION by Commissioner Attebery, seconded by Commissioner Austin:**

To accepted the posted agenda. The motion carried.

Commissioner Custer joined the meeting at 6:20 PM.

**MOTION by Commissioner Attebery, seconded by Commissioner Austin:**

To approve the minutes of June 8, 16, (Special Meeting in Westcliffe and BOCC in Wetmore), 29, and 30; July 6 and 7, 2010 as presented. The motion carried unanimously.

Commissioner Attebery gave an update on the Wetmore Project. He remarked that the auction held on June 19, 2010 was a success and the majority of the items had been sold. He said the next phase would be the demolition of the building on the property.

He reported that the environmental emissions more specifically asbestos would require testing and monitoring before the demolition process could be scheduled. He stated that a service agreement with Environmental Testing of Southern Colorado, LLC was being reviewed with the County Attorney. Commissioner Attebery remarked that the property at 27278 Highway 96 is referred to as the Wetmore Project. He asked those present for suggestions or recommendations for an Official title or naming of the project. Following an interactive discussion the community agreed to keep the reference as the Wetmore Project until the demolition of the building is completed. Once the building is removed it will provide a clearer visual image and direction for the property usage. Once that is identified the citizens can offer name or title suggestion appropriate to the project. Commissioner Custer distributed handouts to the audience and shared the Great Outdoors Colorado (GOCO) Local Government Grant Opportunities for the upcoming funding cycle. She said a grant application could be completed if the community was prepared to make a decision regarding the use of the land. Following a discussion the citizens were in agreement not to make any decisions at this time. They stated that they prefer to wait until the building on the property is removed. The Board suggested that a work shop be scheduled after the removal of the building to obtain community input on the project. Commissioner Attebery commented that citizens had expressed concerns regarding the responsibility for the maintenance of the property. He said the county would provide the maintenance services.

Commissioner Attebery presented the revised Memorandum of Understanding (MOU) between Custer County and the Wetmore Community Center Board and the Wetmore Community Library Board for BOCC signature. He advised the MOU had been reviewed by Wetmore community members and discussed at regularly scheduled meetings of both the Library Board and the Community Center Board. Both boards approved and signed the MOU. These actions were taken by the Wetmore Community Library Board on July 15, 2010 and by the Wetmore Community Center Board on July 20, 2010.

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

To approve and sign the Memorandum of Understanding between Custer County, the Wetmore Community Center Board and the Wetmore Community Library Board as presented. The motion carried unanimously.

Commissioner Attebery presented a letter prepared to the Clerk and Recorder notifying the Election office that the BOCC representing Custer County will participate in the general election scheduled November 2, 2010. He asked Debbie Livengood, Clerk and Recorder to explain this part of the election process. Ms. Livengood stated that state statute requires that any entity that intends to participate in the general election must submit notification to the Clerk and Recorder by the statutory date. She said the BOCC is considering two (2) ballot questions on this year's election. Commissioner Custer explained that the first ballot question had been presented twice to the Board of Custer County Commissioners by the Eleventh Judicial District Attorney, Thom LeDoux. The purpose of the ballot question was to ask the voters to broaden the exemption of term limits to include the Eleventh Judicial District Attorney position. District Attorney, Mr. LeDoux is required to obtain the approval and support of the four counties comprising the Eleventh Judicial District before the ballot question can be put on the November Ballot. The four counties comprising the Eleventh Judicial District are: Chaffee, Custer, Fremont and Park.

Commissioner Custer said the second ballot question to be presented to the electors would be to determine whether medical marijuana dispensaries should be prohibited from doing business in Custer County. Commissioner Austin advised that the Medical Marijuana Moratorium within Custer County has been extended until November 9, 2010 following the election results. The Board signed the letter addressed to the Clerk and Recorder regarding the two ballot initiatives as presented.

The Wet Mountain Valley Waste Minimization Contract agenda item was deferred by Commissioner Austin.

Bill Donley, citizen asked for an update on the County Extension Agent. Commissioner Custer reported that Colorado State University (CSU) will advertise the position beginning July 28, 2010. Applications will be accepted until September 1, 2010. She said that she is serving as a member of the search committee for the CSU Extension Agent position. Commissioner Attebery said that he was scheduled to meet with the CSU Southern Regional Director, Joel Plath and representatives from the adjoining communities to finalize the responsibilities of the County Extension Agent.

Commissioner Attebery asked that the discussion and approval of the BOCC letter to the Custer Conservation District, in response to their presentation on June 30, 2010 be deferred until a later date. The Board agreed.

Bill Donley, citizen reminded those present that the County Weed Tour is scheduled for Saturday, June 24, 2010.

Alden Gray, citizen inquired on the Colorado Department of Transportation (CDOT) schedule for the installation of the second light in the Wetmore area. Commissioner Austin stated that he will follow-up with CDOT Regional Director, Tim Harris.

Commissioner Attebery announced that the date for the BOCC meeting in the San Isabel area had been changed and that the meeting is now scheduled to take place on Thursday, August 19, 2010 at 12:00 PM at the San Isabel Restaurant and Lodge, in San Isabel.

Commissioner Attebery thanked the citizens of Wetmore for participating in the meeting. He thanked Debbie Livengood, Clerk and Recorder, Dale Hoag, former Commissioner and Allen Butler, Town of Silver Cliff Mayor for attending the meeting. He issued a special thank you on behalf of the Board to the Wetmore Volunteer Fire Department for providing the use of their facility for the BOCC meetings.

**MOTION by Commissioner Attebery, seconded by Commissioner Austin:**

To adjourn the meeting. The motion carried unanimously.

The meeting was adjourned at 7:20 PM.

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Debbie Livengood, Clerk and Recorder  
Attest

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Lynn Attebery  
Chairman