

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING, OCTOBER 28, 2010**

THE BOARD OF COUNTY COMMISSIONERS OF CUSTER COUNTY MET IN REGULAR SESSION IN THE COMMISSIONER'S BOARDROOM.

Commissioner Lynn Attebery called the meeting to order at 9:00AM and the Pledge of Allegiance was recited

Roll Call was taken:

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

Also present was Allen Butler, Town of Silver Cliff Mayor, Nora Drenner reporter for the Wet Mountain Tribune; Dawna Hobby; John Piquette; Dave Trujillo; Dani Walden; Roger Squire; Robin Young; Karin Milisavljevich; Kathryn Wadsworth; Danny Smith and Brenda Olsen.

**AGENDA:**

Call meeting to order

Pledge of allegiance

Roll Call

Amend agenda

Approval of Minutes

Audience introduction

Old Business:

2011 Budget Discussion Continuation

Road and Bridge Department Budget

Proposed scope of work to provide engineering support for a lateral expansion of the Custer County Landfill

CCI request regarding Colorado Social Service System

Wetmore Project Update

Wet Mountain Valley Waste Minimization Project Update

South Colony Basin in the San Isabel National Forest Discussion

Airport Board appointment recommendations

Survey Statement Rosita Circle cul-de-sac

Television Broadcast Survey

Community Energy Coordinator Report – Karin Milisavljevich

Weed Board Report – Christina MacLeod

Downtown Colorado Inc. – Nora Drenner

Hanssen Haus Resource Center Report – Donna Squire

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

To accept the posted agenda. The motion carried unanimously.

John Piquette, Chief Financial Officer met with the BOCC for a continued discussion on the 2011 preliminary budget. Commissioner Austin said he understood the budget shortfall but

could not make a ruling on waiving the US Geological Survey (USGS) until the representatives of the USGS had an opportunity to come before the Board with a report. Commissioner Custer said she would like to provide the Sheriffs Department with the same opportunity regarding the air conditioning unit proposed in the 2011 preliminary budget, and that when that is scheduled, Karin Milisavljevich, Community Energy Coordinator needs to be included because Karin has been working with Sheriff Jobe to explore various funding options for that proposed project.

Dave Trujillo, Road and Bridge (R&B) Supervisor addressed the Board stating that a used water truck that meets R&B's needs has been located. He requested approval from the Board to purchase the vehicle so that he could schedule crushing of the chip and gravel prior to the end of the year. Commissioner Austin remarked that the public needs to see results from the mil levy approved for the R&B Department. He said the proposal would result in road improvements for the county and he supported Mr. Trujillo's proposal. Commissioner Attebery agreed. John Piquette remarked that the R&B Department has reserve funding and proposed that a supplemental budget by a resolution at the end of the year be approved for the R&B Department. Mr. Piquette said the supplemental department budget adjustment was a routine action.

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

Authorizing the road and bridge supervisor to move forward with the purchase of the water tank and crushing of the chip and gravel in 2010. Commissioner Custer abstained from voting stating that she did not have enough information on the total affect this transaction would have to the county budget. The motion carried.

Following a brief discussion the BOCC agreed to schedule a work session on November 8, 2010 with John Piquette, Chief Finance Office for discussion and review of the budget process. Commissioner Austin thanked Dave Trujillo, Roger Squire and Dani Walden for organizing the mag-chloride workshop held on October 27, 2010. He said the event was well attended and provided the public with valuable information.

Rusty Christensen, Landfill Manager met with the BOCC and reviewed the proposed scope of work to provide engineering support for a lateral expansion of the Custer County Landfill, Colorado prepared by Golder Associates.

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

To approve the proposal as presented. The motion carried unanimously.

Mr. Christensen reported that the state would be increasing the landfill users fee's in 2011 from .09 to .13 cents per vehicle. He said the yearly cost to the landfill was \$3600. He clarified the fees were related to vehicles entering the landfill for trash disposal and not recycling. Mr. Christensen presented a letter for Board Chair signature to report to the Colorado Department of Public Health and Environment, Hazardous Materials and Waste Management Division confirming that Custer County Landfill was in compliance with their rules. He reported that this letter needed to be sent every year. Commissioner Custer read the letter in its entirety into the record, and Commissioner Attebery signed the letter as the BOCC Chairman.

Karin Milisavljevich, Community Energy Coordinator introduced Kathryn Wadsworth to the Board and stated that she is collaborating with Ms. Wadsworth. Ms. Milisavljevich stated that

the purpose of Ms. Wadsworth's visit was to provide information regarding renewable energy and to share Chaffee County's strategy and renewable energy plan she developed. That plan helped Chaffee County secure funding for their identified needs. Ms. Milisavljevich stated that Ms. Wadsworth gave a presentation to the Upper Arkansas Area Council of Governments (UAACOG) and to the Fremont County BOCC meeting to explain the lengthy process and provide guidance to develop a county specific renewable energy plan.

Ms. Wadsworth introduced herself as the Chaffee County Star Energy Coordinator. She reported that partnership with the Governors Energy Office (GEO), Chaffee County is currently in the implementation phase of the Chaffee County "Energy Now" program. She stated that the implementation followed an extensive review of all the renewable resources in the Chaffee County. Ms. Wadsworth welcomed the addition of Ms. Milisavljevich as the Community Energy Coordinator for Custer and Fremont Counties. She has offered her support to help Ms. Milisavljevich in the planning and preparation of a county specific plan.

Commissioner Custer excused herself from the meeting at 10:00 AM to retrieve the "Energy Now" document that she borrowed and agreed to return to Ms. Wadsworth.

Commissioner Austin left the meeting at 10:10 AM. The meeting was paused due to a lack of quorum.

Commissioner Austin joined the meeting at 10:15 AM. The meeting was continued.

Commissioner Custer joined the meeting at 10:20 AM.

Christina MacLeod met with the BOCC to provide a Weed Board report and said she would provide a short briefing to fulfill the commitment made to stay in communication with the BOCC. She said there had been a great attendance for the weed training scheduled on July 8<sup>th</sup>. She remarked that the annual weed tour was not well attended and said the low participation was a result of the lack of promotion and conflicting events. Ms. MacLeod stated that for budget purposes she had requested that the invoices for the weed spraying be processed monthly rather than yearly. She outlined the remaining projects for 2010: to revise the current weed brochure; to attend the Upper Arkansas Weed Cooperation Annual Meeting in November 2010 and the Colorado Weed Management Association Annual Conference in December 2010. Ms. MacLeod stated that she looked forward to working with and receiving the support of the new county extension agent. Citizen Sue Pitman said that she had attended a weed tour and had gotten ill due to the pesticide areas that were visited. She asked Ms. MacLeod if the current weed tour destination included pesticide areas Ms. MacLeod said the primary purpose of the tour was for identification and that she did not visit pesticide areas. The BOCC suggested that the weed board enter into collaboration with other entities for the purposes of shared information and resources. They recommended that Ms. MacLeod contact the County IT Department to setup a webpage on the county website.

The BOCC recessed at 10:35 AM.

The BOCC reconvened at 10:50 AM.

Roger Squire, R&B employee, came before the Board and reported said that the current television translators were old and outdated and went on to said the purchase and installation of new translators would cost the county in excess of \$24,000 and would still only provide two Channels. Commissioner Attebery remarked that due to the current budget shortfalls, it would be difficult for the county to approve the expenditure. He said the purpose of the county Television Broadcast Survey was to determine how many citizens use the over-the-air television

Commissioner Austin said that he understood the original system was setup to accommodate the residents in the towns Westcliffe and Silver Cliff. He asked how many survey responses received were from residents of the towns. Commissioner Attebery said the totals have not been tallied and added that a true and accurate count may be difficult since it appears that there are a substantial number of survey duplications. Commissioner Custer stated that the surveys needed to be tallied, noting possible duplications and that any comments made by respondents should be summarized and included in a report of findings prior to the BOCC making a decision. Commissioner Attebery gave Nora Drenner the responsibility of tallying the surveys and to report back to the Board.

Roger Squire reported that the original setup required the users to pay a yearly fee or dues for the service. He said the county took over the program in the late 1970's without charge to the public. Mr. Squire said that the repairs and maintenance of the system have been both time consuming and costly to the county. Local citizens, Brenda Olsen and Danny Smith said that they need the continued service and rely on it for weather and emergency information. Mr. Squire said he could take the existing translators to the Colorado Springs area to be cleaned and repaired for approximately \$1,000. He felt this could improve the performance but that it would not guarantee the longevity of the system. Commissioner Attebery said he supported the proposal and further clarified that this action would be a onetime measure from the county. He stated that if the system malfunctioned in the future the county would not assume any additional time or expense. Commissioners Attebery and Austin agreed to have Mr. Squire start the process to repair the existing translators. Commissioner Attebery said he would present the television broadcast survey results to the towns and request contributions towards the cost of the survey and translator repairs. He suggested contacting the local radio station for a possible interest and take-over of the program.

Donna Squire, Hanssen Haus Resource Center (HHRC) Navigator met with the BOCC and gave a report. She said that she distributed approximately twenty weatherization applications. She remarked that the Pueblo Human Services Department reported an increase in the responses from Custer County on the weatherization program. Commissioner Custer asked Ms. Squire to provide her with the specific amount of weatherization applications distributed in Custer County.

Ms. Squire reported that the concrete front and back ramps and the side walk have been completed. She expressed concern regarding the cracked glass of the HHRC front window. Commissioner Attebery said he would contact a glass company for an estimate on the glass replacement. He said the expense may be covered under the county's insurance. Ms. Squire said the useful public service individual is continuing with the scraping and painting of the exterior window frames at the HHRC. She reported that the Pikes Peak Council of Governments Area Agency on Aging would be utilizing the HHRC the third Thursday of each month. They will assist with Medicare through a program called senior insurance and assistance program. Ms. Squire stated that she informed the Interagency Network about the office space available for rent in the HHRC and that the notification will be recorded in their minutes. She said she had solicited and collected several donations for the Halloween gift bags that will be distributed by CSU Extension Community Energy Partners, including Sustainable Ways in the downtown area of Westcliffe on October 31, 2010. She reported the office and meeting space in the HHRC was utilized a total of ten times during the past month.

Nora Drenner, representing the Downtown Colorado Inc. (DCI) as a Committee Member and in her role as Silver Cliff Town Trustee addressed the BOCC. DCI is a partner in the Community Revitalization Partnership Program that is sponsored by the Colorado Department of Local Affairs for the purpose of assisting our local community partners in revitalizing our traditional downtown business district within the context of historic preservation. Ms. Drenner asked the Board to approve and sign a resolution (provided below) supporting the county's participation in the Cliffs' Commercial District Revitalization Program. She said following the community assessment conducted in May 2010 by DCI, the visiting leadership team wrote a report that provides guidance for a Community Revitalization Partnership. Commissioner Custer stated that a reference and link to that report is on the county web home page. Ms. Drenner advised that an electronic copy of this report is available for review on both towns' websites. She distributed an invitation for the inaugural event of the Cliffs Commercial District on November 15, 2010 at 5:00 pm in the Multi Purpose Room of the Custer County School. She explained that resolutions supporting the program would be signed at the inaugural event. Ms. Drenner said there were seven individuals on the DCI Committee and that additional sub-committees would be formed. Ms. Drenner remarked that the program will collaborate with CSU Extension and Economic Development. She commented that the Cliffs' Commercial District Revitalization Program anticipates applying for 501( c)(3) status in the future. Commissioner Attebery stated that the resolution in front of the BOCC at this time has been reviewed and approved by the County Attorney.

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

To support the Cliffs' Commercial District Revitalization Program with the adoption of Resolution 16-10 to be formally signed at the inaugural event on November 15, 2010.  
The motion carried unanimously.

CUSTER COUNTY RESOLUTION  
RESOLUTION NO. 16-10

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CUSTER COUNTY, COLORADO SUPPORTING THE COUNTY'S PARTICIPATION IN THE CLIFFS' COMMERCIAL DISTRICT REVITALIZATION PROGRAM.

WHEREAS, the Colorado Main Street Program has been established by the Colorado Community Revitalization Association (CCRA) to assist cities, towns and rural areas in developing a public-private partnership to revitalize urban neighborhood and traditional central business districts and,

WHEREAS, the Board of County Commissioners, Custer County realizes the importance of participating in a Main Street Program and the Cliffs' Commercial District; and

WHEREAS, the Board of County Commissioners, Custer County support the Colorado Main Street Program where the Cliffs' Community comes together to create a vibrant and stable economy where the past, present and future of the west continues to thrive.

NOW BE IT RESOLVED, that we, the Custer County Board of County Commissioners, Colorado support the Cliffs' Commercial District Revitalization Program recognizing that revitalization is an on-going process requiring community support and involvement.

ADOPTED this 15<sup>th</sup> day of November A.D. 2010

Lynn Attebery, Chairman

Jim Austin, Vice-Chair

Carole J. Custer, Ph.D., Commissioner

Debbie Livengood, Clerk and Recorder Attest.

Commissioner Austin said that Colorado Counties Incorporated (CCI) has requested support concerning the legislation in 2011 that may attempt to restructure Colorado's social service system. He proposed that the BOCC prepare a letter of support and adopt a resolution supporting CCI . Commissioner Custer requested tabling this item until after the Board has had an opportunity to discuss this with our county Social Service Director, Laura Lockhart. Commissioner Attebery agreed.

Commissioner Austin gave a report on the Wet Mountain Valley Waste Minimization project. He said the building will be delivered to the landfill site on Monday, November 1, 2010 and that construction will begin immediately.

Commissioner Austin reported that the US Forest Service was not in a position to schedule a public meeting regarding the access fees at South Colony Basin proposal. He said this would be an on-going discussion. Commissioner Custer asked the BOCC to consider adopting a resolution supporting the Western Slope No Coalition Fee Group.

Commissioner Attebery presented statement 10-096 from Shy Surveyor & Assoc. in the amount of \$385 for services completed on October 18, 2010. Those services included the staking of the cul-de-sac on Rosita Circle. He proposed that the Board ask the property owner to cover half the amount of the statement.

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

To prepare correspondence to the applicable property owner requesting compensation for half the statement amount. The motion carried unanimously.

Commissioner Attebery said the Airport Authority Board has requested the immediate appointment of two board members. Allen Butler explained that two positions were currently vacant. His position that expires in 2014 and Art Nordyke's position that expires in 2013. Commissioner Custer said the BOCC should follow current board protocol and ask the Airport Authority Board to make a recommendation to the BOCC regarding whose term will expire in 2013 and whose term will expire in 2014. She said the Airport Authority Board currently is a five member Board that elects their own Chairman. Commissioner Attebery said that in a little over two months the BOCC will be appointing the Airport Board and suggested the vacancies be filled at that time. Commissioner Custer agreed.

**MOTION by Commissioner Austin** to appoint the recommended individuals to the Airport Board. The motion died with the lack of a second.

Commissioner Attebery gave a report on the Wetmore project. He said he met with the state health inspector and confirmed that portions of the building on the Wetmore project site will require abatement. He proposed scheduling a roll off from our local disposal service to be sited at the property. He said the cost would be approximately \$300 to \$450 depending on the yardage size and the funds were available under the building/grounds budget line item.

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

To approve the proposal as presented. The motion carried unanimously.

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

To approve the minutes from September 29 and 30, 2010 as presented. The motion carried unanimously.

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

To adjourn the meeting. The motion carried unanimously.

The meeting was adjourned at 12:15 PM.

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Debbie Livengood, Clerk and Recorder  
Attest

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Lynn Attebery,  
Chairman