

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING, FEBRUARY 7, 2012**

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 9:00 AM and the Pledge of Allegiance was recited.

Roll Call was taken:

Lynn Attebery	Chairman	Present
Jim Austin	Vice-Chairman	Present
Allen Butler	Commissioner	Present
John Naylor	County Attorney	Present
Kris Lang	Deputy Clerk to the Board	Present

Also present was: Angie Arterburn, Sandy Brown, Carol Clemensen, Terre Davis, Rob Schmutzler, Jean Schmutzler, and Nora Drenner reporter for the Wet Mountain Tribune.

AGENDA:

Call meeting to order

Pledge of allegiance

Roll Call

Amend agenda

Approval of minutes:

Audience introduction

Public Comment

County Attorney

- Custer County Tourism By-Laws
- 4-H Board Appointments (5013c)
- Custer County Resource Center Annex (restructure) (non-profit)
- Resolution /Zoning Regulations
- Upper Arkansas Cooperative Weed Management Area (Standard Operating Procedure and Agreement for Managing Noxious Weeds)
- Golden Valley Arrow Lot 016-901

Old/New Business

- Appointment to the UAACOG Revolving Loan Program
- Appointment to the SECRETAC

Staff Reports

Airport Authority, Treasurer, Planning and Zoning

MOTION by Commissioner Austin, seconded by Commissioner Butler:

To accept the posted agenda. The motion carried unanimously.

Commissioner Attebery asked if there were any public comments. Hearing none, he continued with the meeting.

The BOCC met with the County Attorney and the following items were discussed:

- The 4-H Foundation is a non-profit organization formed in 1966 and therefore the BOCC does not appoint the Board Members.

- Senate Bill 12-088 concerning the preemption of local regulation of oil and gas operations.
- County Surveyor fees for reviewing land survey plats will be scheduled for review and discussion at the February 29, 2012 BOCC Meeting.
- Golden Valley Arrow Lot 016-901 inquiry will be forwarded to the Assessors Office for further review.
- The agreement between Custer County and Grouse Mountain, LLC regarding the flood damage on CR 215 was reviewed and approved.
- The county's liability of the proposed Park-n-Ride will be further reviewed with CTSI.
- The Custer County Tourism Board (CCTB) /County Tax Lodging Board amended By-Laws were reviewed and approved.

MOTION by Commissioner Austin, seconded by Commissioner Butler:

To approve Resolution #12-01 amending the CCTB / County Tax Lodging Board By Laws. The motion carried unanimously.

- The Standard Operating Procedures and Agreement for Managing Noxious Weeds for the Upper Arkansas Cooperative Weed Management Area were reviewed and approved.

MOTION by Commissioner Austin, seconded by Commissioner Butler:

To approve the Standard Operating Procedures and Agreement for Managing Noxious Weeds as presented. The motion carried unanimously.

Commissioner Attebery said that the appointment to the UAACOG Revolving Loan Program would be postponed until a later date.

Commissioner Austin proposed that Christe Feldmann, Office of Emergency Management Director be appointed to the SCRETAC Board. He said that including the OEM Director on the SCRETAC Board was a perfect fit. He commented that a private citizen had recently sent an e-mail letter complimenting Ms. Feldman for the community support she provides. Commissioner Austin said he was proud to announce that Ms. Feldman has completed the Public Informational Officer (PIO) training and certification.

MOTION by Commissioner Attebery, seconded by Commissioner Butler:

To appoint Christe Feldmann to the SCRETAC Board for 2012. The motion carried unanimously.

Ray Varney, Custer County Search and Rescue (SAR) joined the meeting and gave a brief report on the SAR team.

Virginia Trujillo, Treasurer met with the BOCC and gave a report. The beginning balance on January 1, 2012 was \$2,372,440.08 and the ending balance on January 31, 2012 was \$2,937,571.23.

MOTION by Commissioner Attebery, seconded by Commissioner Butler:

To accept the Treasurers report for January 2012 as presented. The motion carried unanimously.

Ms. Trujillo reported that the County Finance Officer advised that \$12,000.00 should be retained in the Airport Fund at all times. He also advised that any additional funding requests would not be processed until it was deemed necessary.

Dale Mullen, Chairman of the Airport Authority Board met with the BOCC and gave a report. He summarized the Aviation Fuel System Fuel Sales Analysis and the Operations Analysis. He expressed concern that an invoice in the amount of \$3,410.38 to Wright Electric for repairs and maintenance was charged out against the Airport Fund. He said the voucher was not approved by the Airport Authority Board and that the invoice should have been charged out to the Road and Bridge Department.

Commissioner Austin proposed scheduling a review of the work invoice with the appropriate parties. Commissioner Austin, Commissioner Butler, Dale Mullen and Dave Trujillo will meet at a later date to discuss and review the electrical repairs completed at the airport facility.

Jackie Hobby, Planning and Zoning Director met with the BOCC and gave a report. She referenced File #100-52-100 Special Use Permit Violation. She said that the property owners have until February 13, 2012 to comply. Ms. Hobby reported that the property owners have legal representation and therefore, the file has been turned over to the county attorney. John Naylor, County Attorney said he would be responding to the legal correspondence received by the county.

MOTION by Commissioner Austin, seconded by Commissioner Butler:

To postpone any action until after the February 13, 2012 date and that File #100-52-100 be included on the February 29, 2012 BOCC agenda. The motion carried unanimously.

Ms. Hobby asked the BOCC to review and consider a reduction on the following Custer County Planning and Zoning Fee Schedule:

- Repair of the Septic System \$75.00
- Lot Line Vacation \$100.00
- Setback \$300.00

The BOCC agreed to discuss the request at the March 12, 2012 BOCC meeting and make a final decision at the March 13, 2012 BOCC meeting.

Ms. Hobby reported that she was in the process of reviewing a home occupation request for Advanced Weapons. She said that the State of Colorado is investigating one of Custer County’s engineers. Ms Hobby requested a postponement of the Board of Zoning Adjustment (BZA) elections. The BOCC agreed. Ms. Hobby requested adoption of a resolution of the rules and regulations for the Custer County Board of Zoning Adjustment Section 4.3 and Colorado State Statue 30-28-117(2).

MOTION by Commissioner Austin, seconded by Commissioner Butler:

To approve Resolution #12-02 adopting the Rules and Regulations for the Custer County Board of Zoning Adjustment. The motion carried unanimously.

The BOCC recessed at 11:00 AM.

The BOCC reconvened at 11:45 AM.

The BOCC discussed the requirements of the CDBG #08-001 Contract. The funds from the grant were used to purchase the building currently utilized as the Custer County Resource Center Annex at 601 Rosita, Westcliffe, Colorado. Review of the grant and contract revealed that Carole Custer, Ph.D, County Commissioner is listed as the contractor. The Board asked the Administrative Assistant to research the contract to determine if the paperwork required an updated contractor designation.

Commissioner Attebery said that the Veterans Service Office (VSO) Assistant and the Resource Navigator are employed by the county on a part time basis. He said that currently the VSO is housed outside the Resource Center Annex. He said he would like to see the Resource Center Annex facility open and available to the public on a full time basis. Commissioner Attebery proposed that the two part-time jobs be combined to one full time position. He said the position would be housed at the Resource Center Annex and therefore the facility would be open and available to the public Monday through Friday. Commissioner Austin and Commissioner Butler agreed.

MOTION by Commissioner Attebery, seconded by Commissioner Austin:

Approving that the part time position of the VSO Assistant and the part time position of the Resource Navigator are combined into one full time position. The classification will become effective May 1, 2012. The position will be housed at the Resource Center Annex facility and follow the work schedule of the Custer County Courthouse. The motion passed unanimously.

The BOCC recessed at 12:30 PM.

The BOCC reconvened at 1:30 PM.

MOTION by Commissioner Attebery, seconded by Commissioner Butler:

To adjourn the meeting. The motion carried unanimously.

The meeting was adjourned at 1:35 PM.

Debbie Livengood, Clerk and Recorder
Attest

Lynn Attebery,
Chairman