

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING, AUGUST 15, 2012**

THE BOARD OF COUNTY COMMISSIONERS OF CUSTER COUNTY MET IN REGULAR SESSION AT THE SAN ISABEL RESTAURANT LODGE IN SAN ISABEL, COLORADO.

Commissioner Lynn Attebery called the meeting to order at 12:00 PM and the Pledge of Allegiance was recited.

Roll Call was taken:

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

Also present were: Carl Bauer, Larry Haynes, Kristi Geroux and Dave Trujillo.

AGENDA:

Call meeting to order
Pledge of allegiance
Roll Call
Amend agenda
Audience introduction
Approval of minutes July 31, August 6, August 7, 2012
Public Comment
Old/New Business
VALE Grant Request – K. Geroux

MOTION by Commissioner Butler, seconded by Commissioner Austin:

To approve the minutes from July 31, August 6 and August 7, 2012 as presented. The motion carried unanimously.

Commissioner Attebery asked if there were any public comments

Carl Bauer of the US Forest Service, San Carlos Ranger District said that the majority of the forest roads, trails and campgrounds are now open to the public following the extreme wind event across the valley in November 2011. He reported that the Ditch Fire and the Hardscrabble Fire were caused by a lightning strike. He said that the Ditch Fire was in a steep in-accessible area of Custer County in the San Isabel National Forest – San Carlos Ranger District and that the Hardscrabble Fire is off Highway 96. He assured those present that both fires were contained and that the smoke currently visible in the air is the result of out-of-state wildfires. Mr. Bauer reported that Lake Isabel is continuing to be regulated in accordance with the Colorado Water Law and that the Forest Service was releasing the water as required by the State Engineers Office. Mr. Bauer thanked the BOCC and Custer County for allocating a portion of the Title III funds to assist with the Wildfire Fuel Reduction and Mitigation Program.

Approved 8/31/12

Kris Geroux, presented the 2012 Victim Assistance and Law Enforcement, Eleventh Judicial District Grant Application for BOCC approval. She said that the grant request was in the amount of \$1,300.00. The grant request is to secure funding for the purchase of the digital recording equipment to be utilized by both the Sheriff's Office and the Department of Human Services for victims of violent crimes. Ms. Geroux said that the county is providing VALE with a private interview space in the Resource Center as the in-kind contribution and match.

MOTION by Commissioner Austin, seconded by Commissioner Attebery:

To approve the 2013 VALE grant application as presented. The motion carried unanimously.

Commissioner Austin remarked that the digital recording device was a step in the right direction to increase the rate of conviction and help keep the victims off the stand.

Commissioner Attebery reported that the Sheriff/Fire Warden lifted the fire ban on August 7, 2012 and that per the requirement of Ordinance 2002-1, the BOCC will ratify the decision by Resolution.

MOTION by Commissioner Attebery, seconded by Commissioner Austin:

To adopt Resolution 12-06 to lift the open burning ban in the unincorporated portions of the county. The motion carried unanimously.

**CUSTER COUNTY RESOLUTION
RESOLUTION NO. 12-06**

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CUSTER COUNTY, COLORADO TO LIFT THE OPEN BURNING BAN IN THE UNINCORPORATED PORTIONS OF THE COUNTY.

WHEREAS, the Sheriff and Fire Chief throughout the County have advised the Board of County Commissioners of Custer County that the weather conditions and recent rainfall have mitigated the threat of fire in forests and grasslands of Custer County; and,

WHEREAS, the Board of County Commissioners finds that, based upon competent evidence, the danger of wild fires within Custer County has sufficiently subsided and a fire danger emergency does not now exist within the unincorporated area of Custer County; NOW

THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CUSTER COUNTY, COLORADO, that the Custer County Sheriff/Fire Warden lifted the Fire Ban on August 7, 2012.

1. Resolution # 12-06 barring open fires is hereby rescinded and replaced by this resolution now before us.
2. Open fires in rural areas will be permitted from this date until such time as future conditions may again require an open fire ban.
3. Any persons engaging in open burning shall notify the Custer County Sheriff at 783-2270 or the Wet Mountain Fire Protection District at 783-9245 prior to any open burning.

CUSTER COUNTY BOARD OF COMMISSIONERS

RESOLVED, ADOPTED AND SIGNED THIS 15TH DAY OF AUGUST 2012 AT CUSTER COUNTY, COLORADO.

SIGNED:

CUSTER COUNTY BOARD OF COMMISSIONERS:

Lynn Attebery, Chairman; Jim Austin, Vice-Chair; Allen Butler, Commissioner
Debbie Livengood, Clerk and Recorder, Attest

The BOCC signed the letter of support for the Bluff Project GOCO Grant application.

The BOCC signed the OEDIT appointment letters.

Commissioner Attebery gave an update on the Wetmore Project. He said that a meeting with CDOT confirmed that the easement will be measured fifty feet from the center of the highway. He said that San Isabel Electric will remove the power line and poles from the property. He remarked that an engineer study is in progress regarding the drainage concern at Highway 96 and Highway 67.

Commissioner Austin said that the County Attorney has approved the Memorandum and Lease Agreement of the Park-n-Ride at State Highway 96 and County Road 271 and that he would like to move forward with the project. Commissioner Butler said that he would like additional information regarding the county's liability for the project as well as a cost breakdown from the Road and Bridge Department for the installation and maintenance of the project. Commissioner Butler said that he would like the Park-n-Ride project added to the August 31, 2012 BOCC meeting to review the concerns. Commissioner Attebery agreed.

The BOCC thanked Carl Bauer, USFS for attending the meeting and providing a forest service update.

MOTION by Commissioner Austin, seconded by Commissioner Butler:

To adjourn the meeting. The motion carried unanimously.

The meeting was adjourned at 12:48 PM.

Debbie Livengood, Clerk and Recorder
Attest

Lynn Attebery,
Chairman