

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING, JUNE 3, 2013**

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
Allen Butler	Vice-Chairman	Present
Kit Shy	Commissioner	Present
Kris Lang	Deputy Clerk to the Board	Present

Also present was Bob Jeras, Arlene Macchia, Dallas Anderson, Nora Drenner, reporter for the Sangre De Cristo Sentinel and Jillian Ward reporter for the Wet Mountain Tribune.

AGENDA:

- Call meeting to order
- Pledge of allegiance
- Roll Call
- Amend agenda
- Audience introduction
- Approval of minutes
- Public Comment
- Commissioners Items
- Executive Session
- Old/New Business
- Arkansas Basin Roundtable update
- Staff Reports: CSU Extension, Public Health, Airport Authority Board, VSO, Human Resource/Finance, Human Services, Road and Bridge, Planning and Zoning

**MOTION by Commissioner Butler, seconded by Commissioner Shy:**

To accept the minutes from the BOCC Meeting of May 22, 2013 as presented. The motion carried unanimously.

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

Commissioner Butler said that he would be attending the Airport Advisory Board Meeting on June 5; the Interagency Fire Training on June 6; the Water Roundtable on June 12; STAC and the Custer County Emergency Services meeting on June 14; the Central Front Range Meeting on June 19; the CDOT meeting on June 19; and the UAACOG meeting on June 28, 2013.

Commissioner Shy said that he would be attending the Weed Board Meeting on June 3; the Fire Training on June 6; the appreciation event for the Bluff Project on June 9, the CDOT meeting on June 19 and the Recycling Meeting on June 27, 2013. He said that he would be involved in mediation on June 12 and would not be able to attend the Water Roundtable and that Commissioner Butler would be attending.

Commissioner Attebery said that he would be attending the Intra-Agency Fire Training on June 6; the By-Ways Meeting on June 12; the Custer County Emergency Service meeting on June 14; the CDOT meeting on June 19; and the SCEDD meeting on June 21, 2013.

Nora Drenner said that a Working Together for a Better Community Summit meeting is scheduled on June 13, 2013 from 9-5 at the Cliff Lanes Bowling Center.

Arlene Macchia asked if former Commissioner Austin was still representing the county at the STAC meetings. Commissioner Butler responded that Mr. Austin had been appointed by the TPR but resigned from that role. He said that a regional representative would be appointed at the next meeting.

Robin Young, Colorado State University Extension Agent met with the BOCC and reported on topics that included the CAE4-HA Conference in Colorado Springs held on April 9-11; the Peaks and Plains Region Conference in Cripple Creek held on April 16-18, the Building Farmers/Ranchers in the West Training in Fort Collins on May 8-10 and the Fire Preparedness Presentation on May 29, 2013. She said that she completed extension office updates to the Rotary and the Senior Center and the STEM classes. Ms. Young reported that the Custer County Youth Model Rocket Club has been formed and that the Shooting Sports Program is gaining momentum with the help of the Outdoor Buddies. She said that she has partnered with the library on a few programs. The Custer County Fair is July 15-21; the annual awards ceremony for the 4H Foundation is scheduled for September 15; and the Annual Weed Tour is being held on June 22, 2013. She announced that the Westcliffe Farmer's Markets will be held on Wednesdays from 9-1 beginning June 12, 2013 and that the High Altitude Garden Club is maintaining the court house gardens. Ms. Young reported that Commissioner Shy's recommendations have been added to the MOU and that the revised draft has been sent to CSU for review and approval. Commissioner Shy asked Ms. Young to forward the BOCC a contact list for the 4H and Extension Advisory Board members.

The BOCC recessed at 9:50 AM.

The BOCC reconvened at 10:00 AM.

Donna McDonnall, Public Health Nurse met with the BOCC and gave a report: 21 childhood immunizations, 18 adult immunizations and 36 blood pressure screenings were administered in May 2013. She reported on topics that included: sports physicals, emergency response and preparedness, strategic national stockpile, public education and screens and the adverse public health effects of marijuana.

Lorraine Silva, Veterans Service Office Assistant met with the BOCC and submitted the County Veterans Service Officers Monthly Report and Certification of Pay for November, December of 2012 and January, February, March, April of 2013. Commissioner Butler signed the paperwork on behalf of the BOCC. Ms. Silva said that she has become nationally certified to offer county veteran services. She said that our county's veterans are clearing \$1.9 million tax fee dollars to the county and that the amount does not include the retired veterans who are paid from the Department of Defense. She reviewed the VA ratings and the formula being followed regarding unemployable and disabled veterans.

Dallas Anderson, Airport Advisory Chairman met with the BOCC and gave a report. He said that on May 27, the airport received 2000 gallons of fuel at a price of \$5.08 per gallon and that it was currently being sold for \$5.64 per gallon. The locks at the premise have all been rekeyed and the new wind socks have been installed. Mr. Dallas said that the next Airport Advisory Board Meeting was scheduled for June 5, 2013

Dawna Hobby, Human Resource/Finance Manager met with the BOCC and said that the auditors were on the premise with an estimated two week time frame to complete the 2012 county audit.

The BOCC recessed at 11:15 AM.

The BOCC reconvened at 11:30 AM.

Dave Trujillo, Road and Bridge (R&B) Supervisor met with the BOCC and gave a report. The work completed in May 2013 included: the grading of numerous roads; the hauling of water and gravel; the patching of pot holes on Rosita Road and Cooper Gulch and the cutting back of willows on CR 141. The work planned will include but not be limited to: the grading of roads; the hauling of water and gravel; the replacement of the cattle guards in Wetmore and Boneyard Park. Mr. Trujillo said that the R&B Department will start the Park and Ridge Project which borders Highway 96 and County Road 271 later this week. He said that an R&B employee resigned and that he will need to hire one to two more employees. He remarked that the fuel pump station upgrade at the R&B site should be installed by the end of the week.

Bob Jeras addressed the BOCC and the R&B Supervisor and said that he and Arlene Macchia were leasing state land property Section 36 near CR 254. He expressed concern that under the open range law of the state, there can be in excess of 60 head of cattle grazing and in combination with his livestock exceeds the limit amount allowable on the land he is leasing. He said that they are requesting that the county build and install a cattle guard for that section. Mr. Trujillo said that the R&B Department does not have the funds to build a cattle guard. He said that the policy of the R&B Department is to install the cattle guard if the lessor/lessee purchased the equipment. He reminded those present that the cattle guard would need to meet the requirements of a 24' cattle guard. Mr. Jeras expressed concern regarding the cost to the lessor/lessee. Following a discussion the BOCC agreed that the policy in effect would apply to this situation. Mr. Jeras said that he would exercise his right and complete the fencing on that particular property.

Jackie Hobby, Planning and Zoning Director met with the BOCC and the following topics were discussed:

- File 101-58-001 Permit Violation notification issued.
- File 102-36-059 Permit Violation notification issued.
- File 101-90-751 Permit Violation notification issued.
- File 101-12-661 Permit Violation notification reissued.

Ms. Hobby remarked that Len Lankford, Owner of Greenleaf Sawmill expressed an interest in starting a slash grinding project at his location and asked about the availability of financial assistance to get the project started. The BOCC said they were not aware of any financial assistance available for that type of project.

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

To recess as the BOCC at 12:35 PM and reconvene as the Board of Health. The motion carried unanimously.

Ms. Hobby said the revised Custer County On-Site Wastewater Treatment Systems Regulations (OSWTR) will become effective on July 1, 2013. She expressed concern regarding several aspects of the Custer County Septic Regulations in relation to the OSWTR that included the definition of gray water, the inspection of risers, variances from a standard septic system, septic systems installed by the

homeowner as well as composting and the requirements of an incinerating or composting toilet. The Board of Health agreed that Ms. Hobby start the process to amend the Custer County Septic Regulations to reflect the requirements listed in the OSWTR.

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

To recess as the Board of Health at 12:50 PM and reconvene as the BOCC. The motion carried unanimously

Bob Kattnig addressed the Board and said that the valley is experiencing another grasshopper invasion. He remarked that the drought conditions are creating an infestation. He said that the infestation will reduce the meadow hay yields of the farmers and ranches in the valley resulting in a devastating financial loss. Colorado State University (CSU) Extension Agent, Robin Young will speak with the farmers and ranches in the valley to address the concern and gain input to determine the level, severity and location of the outbreak. The BOCC thanked Mr. Kattnig for sharing any and all agricultural information with the Board.

The BOCC discussed the request from Drive Smart Colorado to store the portable rollover stimulator used to educate kids and adults on the importance of seat belts in the resource center garage. Following a brief discussion the BOCC agreed that there was not sufficient space available at this time and instructed Deputy Clerk to the Board, Kris Lang to notify the representative from Drive Smart Colorado.

Commissioner Attebery asked if anyone had anything further to discuss. Hearing none, he adjourned the meeting at 1:20 PM

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Debbie Livengood, Clerk and Recorder  
Attest

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Lynn Attebery,  
Chairman