

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING, OCTOBER 2, 2013**

THE BOARD OF COUNTY COMMISSIONERS OF CUSTER COUNTY MET IN REGULAR SESSION IN THE COMMISSIONERS 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

No one else was present in the audience.

**AGENDA**

- Call meeting to order
- Pledge of allegiance
- Roll Call
- Amend agenda
- Approval of minutes:
- Audience introduction
- Public Comment
- Commissioner Items
- Executive Session
- New/Old Business
- County Budget – John Piquette
- Public Health – Donna McDonnall
- Planning and Zoning – Jackie Hobby
- Office of Emergency Management – Christe Feldmann Coleman
- Treasurer Report – Virginia Trujillo
- Courthouse Security Grant – Kristi Geroux

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

To amend the published agenda to include the 2014 Courthouse Security Grant. The agenda item was posted on courthouse bulletin board with the required twenty four hour notice.

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

Commissioner Attebery asked the Deputy Clerk to the Board to notify the Southern Colorado Economic Development District (SCEDD) that the BOCC has recommended that Charles Bogle fulfill the position previously held by Dee Hoag. The appointment would be for the remainder of 2013. The Board agreed.

John Piquette, Chief Financial Officer met with the BOCC and presented the preliminary county budget for 2014. He remarked that the current preliminary budget will need to be reduced by approximately \$368,611.00 in order to balance. He commented that the budget hearings with the county departments are scheduled for October 7, 8, and 9, 2013.

Donna McDonnall RN and Gail Stoltzfus RN met with the BOCC and gave the Public Health Agency report for September 2013. Ms. McDonnall said that 25 childhood and 7 adult immunizations were administered along with 389 flu shots. Ms. Stoltzfus attended the Public Health in the Rockies conference in Breckenridge, Colorado. Ms. McDonnall joined her on the last day in order to see her receive The Most Innovative Project Award by the Public Health Nurses Association of Colorado and expressed her heartfelt congratulations to Ms. Stoltzfus. They attended a social media workshop on disasters. The Colorado Department of Public Health and Environment completed a site visit on September 30, 2013 and no problems or concerns were noted or found. Ms. McDonnall said her last day would be October 11, 2013 as she begins retirement. She thanked the BOCC for their encouragement, help and support during the last several years. The BOCC thanked Ms. McDonnall for her dedication and wished her well in her future endeavors.

Vic Barnes, Planning Commissioner Chairman addressed the BOCC and expressed concern that the Zoning Regulations have been completed for a few months and still have not been adopted by a resolution. The BOCC said that the regulations would require a legal view by the County Attorney before proceeding. The Board remarked that the County Attorney has returned to work on a part time basis following his medical leave. Commissioner Shy will contact John Naylor, County Attorney to discuss the legal review of the document.

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

File: #102-36-551 permit violation – Cease and Desist will be issued

File: #102-12-661 permit violation – Cease and Desist will be issued

File: #102-36-556 permit violation

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

To deny the request for a reduction in the post construction permit violation fee on File: 102-36-556. The motion carried unanimously.

File: #100-59-410 permit violation – Notice Issued

File: #100-96-351 permit violation – Notice Issued

File: #101-15-650 permit violation – Resolved

File: #101-29-452 multi-dwelling variance previously denied by the Board of Zoning Adjustment (BZA) in 2011 with a caveat that a connecting breezeway between the two dwellings could be constructed. The applicant agreed; however to date a breezeway has not been constructed leaving the property with two dwellings (homes) on one parcel. Following a brief discussion the BOCC suggested that the file be referred back to the BZA for review without any additional application fee for the specific review. Ms. Hobby asked for direction regarding the United State Geological Survey (USGS) Invoice for \$7,510.00 Following a review and discussion the BOCC agreed that the invoice was for previously completed ground water monitoring and would require payment. The Board reiterated that the USGS ground water level monitoring agreement was no longer valid or in effect.

Christe Feldmann, Office of Emergency Management Director met with the BOCC and presented a draft Resource Support and Management Plan ESF 7 for the Boards review and consideration. Following a lengthy discussion the BOCC agreed that there were too many variables and unknowns to support an ESF 7 plan at this time.

Kristi Geroux, Administrative Assistant, with the Sheriff's Office met with the BOCC and presented the 2014 Courthouse Security Grant Application for review and approval. Following a discussion the BOCC agreed to support the Courthouse Grant Application as presented but requested that Ms. Geroux revise the application to request additional funds for exterior cameras for the parking area where prisoners are transported to the courtroom and the entrances of the courthouse that house the courtroom.

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

To request that Ms. Geroux, Sheriff Jobe, and Deputy Halpin the Courthouse Security Officer consider requesting additional funding for exterior camera surveillance to the application. The BOCC said in the event that additional funding is not requested as part of the applicant, that they support and approve the application as presented. The motion carried unanimously.

Dallas Anderson, Airport Advisory Board (AAB) Chairman addressed the BOCC and said that the current AAB would like to increase its member from five to seven. The Board advised the AAB to publish a public notice requesting letters of interest. The AAB will bring the names of the recommended members to the BOCC at the scheduled October 31, 2013 BOCC meeting. Commissioner Butler stated for the record that several previous Airport Authority Board Members expressed their disinterest in serving on an Advisory Board and that he would not consider those candidates.

Virginia Trujillo, Treasurer met with the BOCC and presented the monthly report for September 2013. The starting balance on September 1, 2013 was \$3,661,089.42 and the ending balance on September 20, 2013 was \$3,736,672.89.

Ms. Trujillo presented the Quarterly Public Trustee Report for the Boards review.

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

To accept the Treasurer Report for September 2013 as presented. The motion carried unanimously.

Commissioner Attebery asked if there was any more business to discuss. Hearing none, he adjourned the meeting at 12:25 PM.

The Commissioners will join Len Moore of Moore's Heating and Cooling to complete a final inspection of the air condition system installed in the courthouse.

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Debbie Livengood, Clerk and Recorder  
Attest

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Lynn Attebery,  
Chairman