

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING, APRIL 30, 2014**

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

Commissioner Allen Butler called the meeting to order at 9:00 AM and the Pledge of Allegiance was recited.

Roll Call was taken:

Allen Butler	Chairman	Present
Kit Shy	Vice Chair	Present
Lynn Attebery	Commissioner	Present
Kris Lang	Deputy Clerk to the Board	Present

Also present was: Nora Drenner, Sheriff Jobe, Candi Sage and Paul Sage, reporters for the Sangre DeCristo Sentinel.

AGENDA:

Call meeting to order

Pledge of allegiance

Roll Call

Amend agenda

Audience introduction

Approval of minutes

Public Comment

Commissioner Items

Executive Session

Old/New Business

Review vouchers and sign checks

Treasurer Report

MOU Colorado Works Program – L. Lockhart

County General Fund/Employee Recognition

Westcliffe Road and Bridge Supervisor and Assistant Supervisor – job description responsibilities approval from the BOCC.

Westcliffe Road and Bridge Supervisor and Assistant Supervisor job posting in-house approval from the BOCC

Public Notice for the Title 111 Funds

Vehicle Lease Agreement – Sheriff Jobe

Annual Operating Fire Plan – Sheriff Jobe

Cliff Riders ATV Ride – L. Weber

Commissioner Butler asked if anyone in the audience had a public comment to share.

Nora Drenner addressed the BOCC and encouraged them to work together and support the economic development organizations in the county. She asked the BOCC to consider setting aside county funding to support the Chamber of Commerce during next year's budget hearings. She reported that a workshop was being held by the Chamber of Commerce and the Tourism Board on May 14, 2014 starting at 8:30 AM in the Community Room of the West Custer County Library. She remarked that the Chamber of Commerce will host Community Summit Meetings. The BOCC discussed the continuation of the Summit Meetings that included the County, the Town of Westcliffe and the Town of Silver Cliff.

Paul Sage said he was proud to announce that he had participated on the committee to prepare and provide the after-prom event. He said that the after-prom event will keep our prom attendees together and safe. He thanked the community for their help and support in making this event a reality again this year.

County payroll and accounts payable were approved from the following funds:

County General	\$179,186.30
Road and Bridge	\$105,192.12
Emergency Services	\$ 19,401.81
Human Services	\$ 23,140.59
Capital Improvement	\$ 7,669.49
Airport Fund	\$ 1,243.82
Tourism Fund	\$ 2,121.51
TOTAL	\$337,955.64

Sheriff Jobe met with the BOCC and presented a lease application for the purchase of a 2014 Dodge Ram 1500 Pick Up 4x4 for the Boards review and approval. He said that the funding for the lease agreement was available in his budget. He said that the new vehicle will help offset the loss of the 2004 Dodge Ram 1500 vehicle. Sheriff Jobe said that the 2004 Dodge Ram would require extensive repair and that he did not feel it was cost effective since the vehicle has over 165,000 miles. Commissioner Butler signed the lease agreement as Chairman of the BOCC. Following a discussion the BOCC and Sheriff agreed that the old county vehicle would be disposed of under a sealed bidding process.

MOTION by Commissioner Shy, seconded by Commissioner Attebery:

To approve a sealed bidding process for the 2004 Dodge Ram county vehicle with a caveat that a minimal bid price would be determined by Sheriff Jobe. The motion carried unanimously.

Sheriff Jobe presented the Intergovernmental Agreement (IGA) between the Board of County Commissioners for the County of Custer and for the Sheriff of said county and the State of Colorado acting by and through the Department of Public Safety for the benefit of the Division of Fire Presentation and Control. He said that Contract Routing #66299 required the signature of the Chairman of the BOCC.

MOTION by Commissioner Shy, seconded by Commissioner Butler:

To sign the IGA, Contract Routing #66299 as presented. The motion carried unanimously.

Commissioner Butler signed the 2014 Dodge Ram Vehicle Lease Agreement as Chairman of the BOCC.

Sheriff Jobe presented the 2014 Custer County Annual Operating Plan (AOP) for the BOCC's review and signatures. He said that the purpose of the AOP was applicable to all signatory parties within Custer County. The Wildfire Emergency Response Plan addresses issues affecting cooperation, interagency working relationships and protocols, financial arrangements and joint activities. The Colorado Statewide Cooperative Wild Land Fire Management and Stafford Act response agreement between: the Bureau of Land Management, the National Park Service, the Bureau of Indians Affairs, the US Fish and Wildlife Service, and the US Department of Agriculture/Forest and Custer County. Following a discussion the BOCC agreed to sign the AOP but noted that the copy presented was marked as a draft copy.

MOTION by Commissioner Attebery, seconded by Commissioner Shy:

To sign the 2014 Custer County Annual Operating Plan marked as a draft with a caveat that if an original is presented at a later date that the Chairman would sign the correspondence. The motion carried unanimously.

Commissioner Attebery asked Sheriff Jobe for clarification regarding the lawn care and maintenance around the sheriff's office facility. Following a brief discussion it was agreed that the county maintenance personnel will mow the large grassy area around the facility. The watering and weed control maintenance will remain the responsibility of the sheriff's office.

Dave Trujillo, Road and Bridge Supervisor joined the meeting. Commissioner Butler said that the BOCC held a workshop on April 21, 2014 to discuss and review the job description and responsibilities of the Road and Bridge Supervisor Position. He said that no decisions were made during the workshop and therefore the topic was added to the agenda for the April 30, 2014 BOCC meeting. Following a discussion the BOCC motioned as follows:

MOTION by Commissioner Shy, seconded by Commissioner Attebery:

To post the employment notice in-house for the Road and Bridge Supervisor and Assistant Supervisor in the Westcliffe area. The motion carried unanimously.

MOTION by Commissioner Shy, seconded by Commissioner Butler:

To schedule interviews for the Road and Bridge Positions on May 9, 2014. The interview will include One Commissioner and the Human Resource Director. The motion carried unanimously.

MOTION by Commissioner Shy, seconded by Commissioner Butler:

To schedule a BOCC Special Meeting at 11:00 AM on May 13, 2014 for the purpose of selecting an applicant for the Road and Bridge Supervisor position. The motion carried unanimously.

The BOCC recessed at 10:25AM.

The BOCC reconvened at 10:35 AM.

Larry Weber, Mayor of the Town of Silver Cliff and President of the Cliffe Riders ATV Club met with the BOCC and presented a Special Events Permit (SEP) application for their approval and signature. The Cliffe Riders Event is a fifty mile historic ATV ride that will focus on the west side of the valley. The event is scheduled on May 17, 2014 beginning at 9:00AM at the Silver Cliff Town Park. Jackie Hobby, Planning and Zoning Director confirmed that the SEP application was complete and in order.

MOTION by Commissioner Attebery, seconded by Commissioner Shy:

To approve the Special Events Permit for the Cliffe Riders historic ATV ride scheduled on May 17, 2014. The motion carried unanimously.

Jackie Hobby, Planning and Zoning Director met with the BOCC to discuss and review File #102-06-754. She explained that the Planning Commission has suggested that File #102-06-754 be rescheduled to the May 21, 2014 BOCC meeting in the Wetmore area with the County Attorney present. Following a brief discussion the BOCC agreed that the property owner appeared to be following one of the options presented to him by the Planning and Zoning Director and that the case will remain scheduled with the Planning Commission on May 7, 2014. Commissioner Attebery said that the County Attorney would be available via teleconference if needed.

Virginia Trujillo, County Treasurer met with the BOCC and gave a report. The beginning balance on March 1, 2014 was \$4,279,234.99 and the ending balance on March 31, 2014 was \$3,370,512.15.

MOTION by Commissioner Attebery, seconded by Commissioner Shy:

To accept the Treasurers report for March 2014 as presented. The motion carried unanimously.

Virginia Trujillo, Custer County Public Trustee gave the first quarterly 2014 report of the Public Trustee to the BOCC pursuant to 38-37-104(3) CRS 2002.

Commissioner Butler said that the 45 Day Public Notice regarding the expenditure of the Title 111 Funds will be published in the May 1, 2014 edition of the Wet Mountain Tribune. The publication will read as follows:

PUBLIC NOTICE

The Custer County Board of County Commissioners is proposing the expenditure of an estimated \$2500.00 to the Wetmore Volunteer Fire Station to complete Engine 4.5 with a tank and pump and an estimated \$8,750 for personal protective clothing and an estimated \$1000.00 for fire mitigation training. An estimated expenditure of \$3,000.00 to the Rye Fire Protection District for the placement of a storage building to be sited in the San Isabel area and the balance of approximately \$6,000.00 for residential fire mitigation and education in the Wetmore area. The funds will be taken from the Custer County Title 111 Secure Rural Schools and Community Self-Determination Act of 2000. (Public Law 110-343). These funds can only be expended in accordance with provisions made in the law. A copy of the Fact Sheet that explains the proposals in further detail is available at the County Clerk's Office for review. This is the notice of the 45-day public comment period for the proposal. Comments must be submitted by June 16, 2014 to the Custer County Commissioners Office, by mail to PO Box 150, Westcliffe, CO. 81252; by fax 719-783-2885 or by e-mail: kris@custercountygov.com. Ordered and published by Allen Butler, Chairman, Board of County Commissioners. Date Published: May 1, 2014, Wet Mountain Tribune, Westcliffe, CO. 81252 SUBMIT PROOF OF PUBLICATION.

The BOCC said that the County General Fund / Employee Recognition topic would be postponed until a later date. The Board did agree that funding from the county general fund should not be used for any employee or retirement recognitions or celebrations. The BOCC agreed that they would personally contribute to the total cost of the retirement celebration for Dave Trujillo, scheduled on May 29, 2014 from 3:00 PM to 5:00 PM at the R&B Facility.

MOTION by Commissioner Attebery, seconded by Commissioner Shy:

To publish a retirement acknowledgement and invitation to the open house in the Wet Mountain Tribune. The cost of the notice will be taken from a BOCC Budget Line Item. The motion carried unanimously.

Paul Sage, reporter said that the Sangre DeCristo Sentinel would run the article in their newspaper at no charge.

Laura Lockhart, Human Services Director met with the BOCC and gave a report. She reviewed the department's expenditures and unexpended balances; the state allocations; the energy outreach expenditures; the emergency service expenditures and the county TEFAP allocations for March 2014. She presented the Memorandum of Understanding (MOU) between the State of Colorado Department of Human Services (CDHS) and the Board of County Commissioners or other elected governing body of Custer County, Colorado to the BOCC for signatures. She said that CRS 26-2-715 requires CDHS and the County to enter into a MOU that explains the County's duties and responsibilities in implementing the Works Program and the Child Care Program.

Commissioner Shy said that the BOCC had previously signed the MOU and it was his understanding that it was valid for three years. He questioned why the BOCC is being asked and required to sign the same MOU again before the three year expiration. Ms. Lockhart said she would research the topic and report back to the Board at a later date.

MOTION by Commissioner Attebery, seconded by Commissioner Butler:

To sign the MOU as presented. Commissioner Shy was oppose and stated that he did not feel that a three year MOU should require another signature without the proper explanation or justification from CDHS. The motion carried.

Commissioner Butler asked if there was any more business to discuss. Hearing none, he adjourned the meeting at 11:27 AM.

The meeting was called back into session at 11:30 AM.

MOTION by Commissioner Butler, seconded by Commissioner Attebery;

To approve the April 2014 payroll and accounts payable. The motion carried unanimously.

Commissioner Butler adjourned the meeting at 11:35 AM.

Debbie Livengood, Clerk and Recorder,

Attest

Allen Butler,

Chairman