

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING, OCTOBER 1, 2014**

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

Commissioner Kit Shy 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-Chairman	Present
Lynn Attebery	Commissioner	Present
Kris Lang	Deputy Clerk to the Board	Present

No one was present in the audience.

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

Staff Reports: Human Service, Public Health, Airport Advisory Board, Planning and Zoning, UAWCD
Ryan Pritchett, Armstrong Consultants, Inc.

Planning Commission

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

Laura Lockhart, Human Services Director, met with the BOCC and gave a report. She presented the Expenditures & Unexpended Balances; the State Allocations; the Energy Outreach Colorado Expenditures and the TEFAP County Allocations for August 2014. She presented the Memorandum of Understanding (MOU) and the Addendum to the MOU between the State of Colorado Department of Human Services and the Board of Custer County Commissioners, or other elected governing body of Custer County Colorado for the Boards review, approval and signature. She said that the MOU constitutes compliance with CRS 26-5-105.4 that requires CDHS and the County to enter into a MOU that explains the County’s duties and responsibilities in implementing the Title IV-E Waiver Demonstration Projects. The term of the MOU is from July 1, 2014 to and including June 30, 2015.

MOTION by Commissioner Attebery, seconded by Commissioner Butler:

To move forward with the MOU and Addendum as presented. The motion carried unanimously.

Gail Stoltzfus, Public Health Nurse met with the BOCC and gave a report. She said that 34 childhood immunization, 2 adult immunizations and 25 blood pressure screenings were administered in September 2014. She said that to date 97 flu shots have been given in 2014. She remarked that a flu shot clinic was held on September 24 and that additional clinics are scheduled on October 2, 10, and November 8 of 2014. Ms. Stoltzfus commented that this month's theme for "ask a nurse" is childhood obesity awareness. She reported on the Public Health in the Rockies Conference, the Red Cross Training, and the Colorado Behavioral Health Conference. She said that a bat from the western side of the valley tested positive for rabies and that the necessary precautions for exposure have been followed.

The BOCC recessed at 10:20 AM.

The BOCC reconvened at 10:30 AM.

Jackie Hobby, Bob Jolley, Bob Koester, Bill Geipel and Ryan Pritchett joined the meeting. Mr. Jolley and Mr. Koester gave a report from the Airport Advisory Board. The fuel sales continue to be good. The differential pressure gauge will require replacement. The estimated cost of the equipment is \$285.00 and can be installed by an AAB member. Mr. Jolley said that Johnny Smith and Mary Seifert would be resigning from the AAB at the end of the year and that the Board was actively seeking replacement board members. Mr. Geipel expressed his interest to serve on the AAB. Commissioner Shy said that Mr. Pritchett, the Client Services Manager, of Armstrong Consultants Inc. was in attendance at the request of the BOCC. He asked Mr. Pritchett if he could provide assistance and support with the airport ground lease agreements and the finalization of the airport property mapping. He asked for clarification on what those costs to the county would be. Mr. Pritchett said they are able to provide consulting services and assistance at no charge to the county. He clarified that fees and cost would only be applicable as part of a grant project. He remarked that Armstrong Consultants will need an in place contract with the county for these services. The Board agreed that any contract even those without a financial commitment will require the review and approval from the County Attorney.

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

- File: 100-41-358 964 Kiowa Road Accessory Building Violation

Following a discussion and review the BOCC determined that through a series of events the property owners' inadvertently starting construction on the garage before the proper permit fee was obtained. The Board agreed that it was not a conscious attempt to avoid the zoning regulations or permit fees and agreed to 50% relief from the three times penalty charge.

MOTION by Commissioner Attebery, seconded by Commissioner Butler:

To grant the property owners 50% relief from the three times penalty fees and costs. The motion carried unanimously.

- File 101-12-661 Septic Violation

Following a discussion and review the BOCC instructed the Planning and Zoning Director to forward the case to Attorney, Clint Smith for processing following the approval of the County Attorney, John Naylor.

- File 102-36-135 Septic Violation pending
- File 100-27-403 Septic Violation pending
- File 101-90-652 Septic Violation pending

Ms. Hobby presented the BOCC with a prepared correspondence notifying property owners that the previously granted variance for a portable chemical toilet was temporary in nature and that in the interest of public health, residences are required to come into compliance with sanitation regulations for dwellings.

She asked for the Boards approval to issue the correspondence to the appropriate land owners.

MOTION by Commissioner Shy, seconded by Commissioner Attebery:

To approve the correspondence as presented, instructing the Planning and Zoning Director to issue the correspondence to the appropriate property owners.

Ms. Hobby reported that as instructed during a previous BOCC meeting she contacted Terry Shipley at the Colorado Department of Transportation (CDOT) about posting notification signs at the county lines stating that zoning regulations are enforced in Custer County. She said that Mr. Shipley responded that signage signs with that type of information could not be posted and that CDOT only wanted signs that gave travelers information. Mr. Shipley will provide the county with confirmation on this unwritten policy.

Bill Donley, county representative with the Upper Arkansas Water Conservancy District (UAWCD) met with the BOCC and said that he did not feel that the county should participate in a water augmentation plan. He reminded the Board that a committee and a series of workshops were held several years ago and the study revealed that a water augmentation plan was not in the best interest of the county. He encouraged the BOCC not to enter into the Upper Arkansas Augmentation Plan - Support Refiling of the Custer Augmentation Plan. The Board thanked Mr. Donley for joining the meeting and providing his report. They asked that as the county representatives that he and Mr. Senderhauf provide the BOCC with quarterly reports regarding the UAWCD.

Commissioner Butler asked if there was any more business to discuss. Hearing none.

The BOCC recessed from the Regular Meeting in the Boardroom at 12:20PM.

The BOCC reconvened in Joint Session with the Planning Commission in the Courtroom at 1:00 PM

The BOCC adjourned from the meeting at 3:28 PM.

No decisions or motions were made during the Joint Session with the Planning Commission.

Debbie Livengood, Clerk and Recorder
Attest

Allen Butler.
Chairman