

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
November 15, 2016**

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

The meeting was called to order by Commissioner Attebery at 9:00 AM and the Pledge of Allegiance was recited. Roll call was taken and the following were present:

Lynn Attebery	Chairman
Kit Shy	Vice-Chairman
Bob Kattnig	Commissioner
Kelley Camper	Clerk to the Board
Clint Smith	Assistant County Attorney

AMENDMENTS TO THE AGENDA

MOTION by Commissioner Attebery, seconded by Commissioner Shy, to add the following three items to the agenda: UAACOG Recycling Program; notice of bids for publication for statutory and non-statutory legal publications; and extending the fire ban. Motion carried unanimously.

AUDIENCE INTRODUCTIONS

Present in the audience were BOCC Administrative Assistant, Brenda Gaide; Dan Bubis; Sentinel reporter, Jackie Bubis; Claire Walker; Julia Gall; Kathryn Young; and Ricky and Doreen Cox.

PUBLIC COMMENT

Claire Walker, a property owner in Centennial Ranch Subdivision, discussed problems with the Centennial Ranch/Aspen Mountain Ranch Homeowners Association having incorrect minutes recorded. She would like for the BOCC to send a letter to the CRAMRA board asking them to correct the minutes putting in all motions that were made. The BOCC asked that this be added to the agenda of a future BOCC meeting to be discussed further.

COMMISSIONER ITEMS

Commissioner Shy stated that he had attended a CDOT Regional Transportation meeting.

ATTORNEY ITEMS

Assistant County Attorney, Clint Smith, met with County Road and Bridge Supervisor, Rusty Christensen, and Assistant Supervisor, Roger Squire to discuss culvert issues that were brought up in a previous meeting; looked into the county's authority to remove trees from county right-of-ways; was contacted by Robert Hamilton's attorney complaining about an obstruction on the ROW property; started drafting a proposed marijuana ordinance; sent an email to an individual that has been causing problems with Sheriff, Shannon Byerly, and Human Resource Director, Dawna Hobby.

NEW AND OLD BUSINESS

Commissioner Attebery stated that the county has received the Underfunded Courthouse Grant that was applied for in the amount of \$152,742.

HEALTH DEPARTMENT

MOTION by Commissioner Attebery, seconded by Commissioner Kattnig, to recess the regular BOCC meeting and reconvene as the Public Health Board. Motion carried unanimously.

Planning and Zoning Officer, Jackie Hobby, and Public Health Nurse, Gail Stoltzfus, met with the board to discuss the sewage complaint at a property in the W.E. Smith Subdivision. Both Jackie and Gail visited the property to do an inspection. They did not find any problems that would be considered a public health issue. Property owner, Kathryn Young, presented the board with proof that the septic had been pumped June 23, 2015. Assistant County Attorney, Clint Smith, feels that based on the findings of Jackie and Gail, that there is no public health issue, and all other problems need to be solved between the property owner and the tenants.

MOTION by Commissioner Kattnig, seconded by Commissioner Shy, to accept the report, and having reviewed the evidence, there is no public health issue at this time. Motion carried unanimously.

MOTION by Commissioner Shy, seconded by Commissioner Kattnig, to adjourn the Custer County Board of Health meeting and reconvene into the regular BOCC meeting. Motion carried unanimously.

FIRE BAN

MOTION by Commissioner Attebery, seconded by Commissioner Kattnig, to extend the fire ban for 30 days from the expiration of the previous ban. Motion carried unanimously.

COURTROOM DOOR ESTIMATE/BID

Courthouse Security Officer, Mike Halpin, received a bid from Ula Builders for the labor. The county will provide the materials. Commissioner Kattnig would like to see the cost for materials. This will be tabled until a later meeting.

LETTER OF AUTHORIZATION/CINDY HOWARD

This letter authorizes OEM Director, Cindy Howard, to sign all reimbursement requests and other documents required to receive funds from the EMPG Grant.

MOTION by Commissioner Shy, seconded by Commissioner Kattnig, to authorize BOCC Chairman, Lynn Attebery, to sign the authorization letter based on the letter read by Commissioner Attebery. Motion carried unanimously.

GOCO GRANT RESOLUTIONS

Commissioner Attebery stated that if the board wishes to apply for two different GOCO grants for the Wetmore Community Center and Library, one for playground equipment, and the other

one for flood mitigation planning, that a resolution needs to be done. Commissioner Kattnig does not want to obligate the future board. This matter will be tabled for a future meeting.

UAACOG RECYCLING PROGRAM

The BOCC received an agreement between the Upper Arkansas Area Council of Governments and Custer County for participation in the recycling program.

MOTION by Commissioner Shy, seconded by Commissioner Kattnig, to approve the agreement, inserting himself as the director advisory to the board as long as he is commissioner, and to include the cover letter as submitted as part and parcel of the agreement indicating the monetary obligations. Motion carried unanimously.

NOTICE OF BIDS FOR PUBLICATION

MOTION by Commissioner Shy, seconded by Commissioner Attebery, to issue the request for bids for statutory and non-statutory legal publications for the year 2017. Motion carried unanimously.

APPOINTMENTS FOR 2017 BOARDS

MOTION by Commissioner Attebery, seconded by Commissioner Shy, to publish a notice for appointments to the various 2017 boards. Motion carried unanimously.

Sheriff, Shannon Byerly, asked the board about repairing the damage that was done to the driveway of the Cross Creek Ranch, owned by Bill Braudt, during the Junkins Fire. Commissioner Attebery and Road and Bridge Assistant Supervisor, Larry Haynes, will meet with Bill to assess the damage.

Shannon would also like to extend his appreciation to the BOCC for their support during the Junkins Fire.

Having no further business, Commissioner Attebery adjourned the meeting at 10:44 AM.

BOCC Chairman, Lynn E. Attebery

Attest:
County Clerk & Recorder, Kelley S. Camper