

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING  
JANUARY 31, 2017**

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

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

Bob Kattnig	Chairman
Donna Hood	Vice-Chairman
Jay Printz	Commissioner
Kelley Camper	Clerk to the Board
Clint Smith	County Attorney

AMENDMENTS TO THE AGENDA

Fair Board and Extension Advisory appointments

APPROVAL OF MINUTES

**MOTION by Commissioner Printz, seconded by Commissioner Hood, to approve the minutes from the January 20, 2017 BOCC meeting. Motion carried unanimously.**

AUDIENCE INTRODUCTIONS

Present in the audience were BOCC Administrative Assistant, Brenda Gaide; Planning and Zoning Director, Jackie Hobby; Dan Bubis; Sentinel reporter, Jackie Bubis; Vic Barnes; Bill Donely; Dick Downey; John Johnston; Wet Mountain Tribune reporter, Jordan Hedberg; Gary Ziegler; Amy Finger; Mike Shields; Joan and Robert Hamilton; Skip Northcross; Pat Bailey; Marvin Boyd; County Treasurer, Virginia Trujillo; and County Sheriff, Shannon Byerly.

PUBLIC COMMENT

Sentinel reporter, Jackie Bubis, suggested that the audio from the BOCC meetings be put on the website. John Johnston complimented the board for their January 20<sup>th</sup> meeting, and asked Commissioner Hood if there will be a county policy developed for when she donates her salary back to the county. Commissioner Hood stated that it is her money that she is donating back to the county from her payroll check so no approval is needed.

COMMISSIONER ITEMS

Commissioner Printz has spoken with several local organizations, and the Upper Arkansas Workforce Commission. Commissioner Hood also attended the Upper Arkansas Workforce meeting, met with the CEDS group to work on the strategic plan; and met with the Fair Board. Commissioner Kattnig attended a meeting regarding the Wetmore Community Center renovations; attended a division of fire prevention and control meeting; attended a CART

meeting; Middle Arkansas Fire Prevention Partnership meeting; and a fire recovery meeting in Wetmore.

ATTORNEY ITEMS

County Attorney, Clint Smith, would like to schedule a marijuana ordinance workshop. Clint read correspondence from Wet Mountain Tribune reporter, Jordan Hedberg. Clint gave the board a status update on the Hamilton/Halpin/County lawsuit.

NEW AND OLD BUSINESS

REVIEW VOUCHERS/SIGN CHECKS

**MOTION by Commissioner Printz, seconded by Commissioner Hood, to pay the vouchers that were submitted electronically. Motion carried unanimously.**

County payroll and accounts payable were:

County General	\$270,733.99
Road & Bridge	\$ 76,249.40
Emergency Services	\$ 27,813.28
Human Services	\$ 26,448.98
Self Insurance	\$145,145.36
Capital Improvement	\$161,091.75
Airport	\$ 1,659.88
Tourism	\$ 2,100.00
Conservation Trust Fund	<u>\$ 18,100.00</u>
TOTAL	\$729,342.64

TRANSFER OF FUNDS

County Treasurer, Virginia Trujillo, requested a transfer of \$40,000.00 from Lieu of Taxes to County General.

**MOTION by Commissioner Hood, seconded by Commissioner Printz, to transfer \$40,000.00 from the Lieu of Taxes fund to the County General fund. Motion carried unanimously.**

FAIRBOARD AND EXTENSION ADVISORY APPOINTMENTS

Commissioner Hood explained that Grace Watkins had originally been appointed as the 4-H Youth Representative on the Extension Advisory Board but has requested to resign. She will be replaced by Ashley Gillum. The Fair Board has requested that Deborah Fischer be added to the Fair Board as a Sales Committee member.

**MOTION by Commissioner Hood, seconded by Commissioner Printz, to accept Ashley Gillum as the 4-H Youth Representative. Motion carried unanimously.**

**MOTION by Commissioner Hood, seconded by Commissioner Printz, to accept Deborah Fisher to the Fair Board. Motion carried unanimously.**

#### BOARD OF ZONING ADJUSTMENT/PLANNING COMMISSION

Planning and Zoning Director, Jackie Hobby, explained to the board how appointments were made to the Board of Zoning Adjustment and the Planning Commission in the past. She stated that when a member's term was up, they were asked if they wanted to remain on the board. If they didn't want to remain on the board, the associate members (alternates) were asked if they would like to move up. If they did not, then they would take members from the general public. Jackie stated that in appointing members to the boards for 2017, there has been some confusion and miscommunication, and moving forward, she would like to come up with a policy to address this. Commissioner Hood read the list of members: Planning Commission members are Dale Mullen, Pat Bailey, Vic Barnes, Bill Donley, Patrick Lynch, Keith Hood, and Chris Nordyke; Board of Zoning Adjustment members are Ken Patterson Sr., Jean Canterbury, Rob McIlwraith, Brad Hartbauer, and Lockett Pittman; Associate Members are Lance Ingram, Mike Shields, Steve Henning, Mike Carter, and Skip Northcross.

**MOTION by Commissioner Hood, seconded by Commissioner Printz, to appoint the list that was read by herself to be on the various boards. Motion carried unanimously.**

#### WET MOUNTAIN BROADCASTING LEASE AGREEMENT

County Attorney, Clint Smith, prepared a new agreement between the county and Wet Mountain Broadcasting to clarify the electrical billing portion of it.

**MOTION by Commissioner Printz, seconded by Commissioner Hood, to approve the antenna site agreement that is dated January 31, 2017 and effective on January 1, 2017. Motion carried unanimously.**

#### EARLY CHILDHOOD COUNCIL MEMORANDUM OF UNDERSTANDING

Human Services Director, Laura Lockhart, gave the board some background on the purpose of the Early Childhood Council. The MOU will allow them to apply for grants. Butch Gemin was unable to attend the meeting and did not send the MOU to the board for their review.

**MOTION by Commissioner Printz, seconded by Commissioner Hood, to table this until the board has further information and reviews an MOU. Motion carried unanimously.**

#### ROAD SIGNAGE IN SUBDIVISIONS

Commissioner Kattning voiced his concerns regarding subdivisions with private roads that do not have road signage. He is concerned that emergency responders are having problems locating residences on these roads. County Attorney, Clint Smith, will look into this.

#### EXECUTIVE SESSION

**MOTION by Commissioner Hood, seconded by Commissioner Printz, to go into Executive Session for the purpose of obtaining legal advice citing C.R.S. 24-6-402 (4) (b). Motion carried unanimously.**

The board reconvened back into regular session at 11:52 a.m.

Commissioner Kattnig confirmed that the discussion remained on topic and that no matters were adopted and no actions or decisions were made. County Attorney, Clint Smith, confirmed this.

**ROBERT HAMILTON PRESENTATION**

County Attorney, Clint Smith, left the meeting during this presentation. In December, Clint had filed papers with the court asking that Custer County be removed from the ongoing lawsuit. Robert Hamilton stated that his attorney had objected to this because they would like for the lawsuit to be finished all at the same time. He presented the board with his proposal that he would like for them to take action on today. The BOCC stated they will not take any action until they have conferred with the County Attorney. County Attorney, Clint Smith, rejoined the meeting after the presentation was finished.

**EXECUTIVE SESSION**

**MOTION by Commissioner Hood, seconded by Commissioner Printz, to go into Executive Session for the purpose of discussing personnel matters citing C.R.S. 24-6-402 (4) (f). Motion carried unanimously.**

The board reconvened back into regular session at 1:49 p.m.

Commissioner Kattnig confirmed that the discussion remained on topic and that no matters were adopted and no actions or decisions were made. County Attorney, Clint Smith, confirmed this.

**MOTION by Commissioner Printz, seconded by Commissioner Hood, that the county approves the purchase of the vehicle from Bruckner's at the price that was established, with the financing to be determined at a later date. Motion carried unanimously.**

County Attorney, Clint Smith, will ask the Bruckner's to send the revised paperwork to him.

**MOTION by Commissioner Printz, seconded by Commissioner Hood, to authorize Chairman Kattnig to sign the agreements that are affiliated with the purchase of the truck after they are approved by Clint Smith. Motion carried unanimously.**

Having no further business, Commissioner Kattnig adjourned the meeting at 1:53 p.m.

---

BOCC Chairman, Bob Kattnig

---

Attest:  
County Clerk & Recorder, Kelley S. Camper