

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING, AUGUST 31, 2006**

THE BOARD OF COUNTY COMMISSIONERS OF CUSTER COUNTY MET IN  
REGULAR SESSION WITH THE FOLLOWING MEMBERS PRESENT:

Dick Downey	Chairman
Kit Shy	Vice-chair
Dale Hoag	Commissioner
Debbie Livengood	Clerk to the Board

Absent: Ric Ferron – County Administrator

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

County General	\$154,414.18
Road & Bridge	64,841.69
Emergency Service	12,085.28
Social Services	14,413.70
Capital Improvement	80,745.52
Total	\$326,500.37

John Martinez with the Colorado Department of Public Health, along with Kelly Johnson the county health nurse, met with the Board to discuss the Lone Pine Restaurant in Wetmore. A resident of Wetmore informed Mr. Martinez, that a liquor license had been applied for with the intent of opening the restaurant. Mr. Martinez just wanted to advise the Board that when the last applicant (Mr. O’Neil) had applied for a restaurant license the health department did not approve his request. He was told at the time that before the Lone Pine could be opened for business, they would have to bring the kitchen into compliance. Mr. Martinez has no knowledge that this was ever done. When he returns to his office, he will re-open the O’Neil file and send the Board further information on the Lone Pine.

Craig and Christy Feldmann met with the Board to discuss the OEM Contract. Currently, Craig is the director, but effective September 1<sup>st</sup> these duties will be turned over to Christy. The current contract will be amended to state that Christy is the OEM Director for the remaining four months of this year. There was some discussion on the dollar amounts that were amended in the original contract, some changes were made to the contract.

Commissioner Shy made a motion seconded by Commissioner Hoag to accept the contract as amended in the commissioners meeting. Motion carried unanimously.

Commissioner Hoag made a motion seconded by Commissioner Shy to accept the resignation of Craig Feldmann as the OEM Director effective today. Motion carried unanimously.

Commissioner Shy made a motion seconded by Commissioner Hoag to sign the “Certification of Compliance” Article 29 of Title 29 C.R.S. (Immigration Status – Cooperation with Federal Officials). Motion carried unanimously.

Toni Denning met with the Board in reference to a home she owns in Silver Cliff Ranch. She is currently renting this home to another family who is experiencing problems with the septic system. Mr. Wenger, who rents the home, sent a letter to Mr. John Effinger III, on behalf of Toni Denning, explaining that the septic system that he engineered is not working correctly and was told by the county that since it was designed by an engineer, the engineer would have to specify or approve any changes that were made. Ms. Denning has since purchased a modification permit through the zoning office at the cost of \$125.00. Since the time the permit was purchased, it was decided to not modify the original system, but to correct the problem in a different manner. Ms. Denning is requesting that the county refund the \$125.00 she paid for the permit.

Commissioner Shy made a motion seconded by Commissioner Hoag to refund the \$125.00 to Ms. Denning with the understanding that the modifications were done to the engineered system without the approval of the original engineer, therefore removing any liability from the engineer and that the county does not assume any liability either. Motion carried unanimously

Commissioner Hoag made a motion seconded by Commissioner Shy to go into executive session on a personnel matter citing C.R.S. 24-6-402(4). Motion carried unanimously.

Commissioner Hoag made a motion seconded by commissioner Shy to reconvene into open session. Motion carried unanimously.

There was no action taken in executive session.

Commissioner Hoag made a motion seconded by Commissioner Shy to waive the permit fees for the installation of the 800mgh radio tower. Motion carried unanimously.

Commissioner Downey made a motion seconded by Commissioner Hoag to approve the minutes of the July 18<sup>th</sup> meeting. Motion carried unanimously.

The chair of the BOCC signed the contract between the Colorado Department of Public Health and Environment and the County of Custer for the “Tobacco Education and Prevention Program”.

Being no further business the Board adjourned