

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING, AUGUST 22, 2007**

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

Dick Downey	Chairman
Kit Shy	Vice-Chairman
Carole Custer	Commissioner
Kelley Camper	Deputy Clerk to the Board

The meeting was held in San Isabel and was called to order at 1:40 PM.

Paul Crespin, Mike Smith and Donna DeGiusti, all with the Forest Service, met with the BOCC. Paul gave an update on the blow-down event that occurred June 6<sup>th</sup> along the Greenhorn Road. He said that cleanup is still underway, but the road is now open and public accessible.

Paul informed the Commissioners that there has been some flooding in the Mason Gulch fire area, although not a lot of that fire occurred in Custer County. The Forest Service is developing a plan to clean up areas with potential fire fuel in them, either by controlled burns or mechanical means, and encouraging private landowners to clean up their properties. Paul also explained “wildland fire use” as allowing a naturally ignited (lightning) fire to burn un-impeded and to run it’s natural course, with the Forest Service providing protection during these events.

Another situation that Paul wanted the Commissioners to be aware of, are the homeowners who have driveways that come off of County Road 371 that are trespassing on Forest Service land. The homeowners were made aware of this and were given three years to move their driveways. The three-year period is now up, and the Forest Service is trying to decide what action to take.

Under old business, the Commissioners had requested that County Attorney, John Naylor, provide them with the updated Subdivision Regulations and Cluster Development plan for their review. The BOCC will go over these and make any additions or corrections before they hand them over to the Planning Commission at their next meeting.

Jennifer Niles, a realtor, is selling a piece of property in Rosita that includes a road that was previously vacated by the BOCC in 1991. The title company that Jennifer is using will not insure the property because the road was vacated by a motion in the minutes, and not by a resolution. Jennifer asked if the Commissioners would be willing to do a resolution for the vacation. Kelley Camper, Deputy Clerk to the Board, phoned County Attorney, John Naylor, to see if this could be done. He said that as long as there was a motion in the previous minutes, a resolution could be done. The BOCC decided to sign a resolution.

Commissioner Custer asked Bob Senderhauf to meet with the BOCC regarding property located at 615 Rosita Avenue, in Westcliffe, CO, that his company has listed for sale. Commissioner Custer explained that in June 2007, she prepared a federal grant that was submitted to the US Department of Education for the purpose of providing the best possible county social/human

service delivery system for our most vulnerable citizens. When funded grant monies will be available to purchase facilities that will support the county in providing quality social and human services. Commissioner Custer asked the other members of the BOCC to consider adopting a Letter of Intent to purchase the Rosita Avenue property, and she read the letter. Discussion followed. If the grant is not funded, the letter of intent becomes null and void. Commissioner Custer is also working with Deb Downs, with DOLA, and Judy Lohnes to secure additional grant money to conduct comprehensive use planning and renovate the house.

Commissioner Shy made a motion, seconded by Commissioner Downey, to sign the Letter of Intent with the stipulation that the BOCC is not obligated beyond the Letter of Intent as approved and signed by each member of the BOCC. Motion carried.

Kenneth Hambright, a landowner in the Lake View Addition to San Isabel, met with the BOCC to see if the County would be interested in selling him a lot that the County owns in Lake View. Commissioner Downey told Mr. Hambright to check and make sure that the County owns the lot, and then submit a letter of intent to the BOCC.

Mr. and Mrs. Max Chartrand, owners of four lots in Willow Creek Camp met with the BOCC to request an easement from the County from Lot 9 Blk 16 Willow Creek Camp, which is in the San Isabel area, to his property, so that he can access his property off state highway 165. He presented the Board with a State Highway Access Permit application to sign.

Commissioner Shy made a motion, seconded by Commissioner Downey, that the Commissioners will agree to be the applicants for a State Highway Access Permit for Lot 9 Blk 16 Willow Creek Camp, and to provide access to the Chartrand's property (lots 10-13 Blk 16 Willow Creek Camp) through Lot 9 Blk 16 Willow Creek Camp, subject to the Board seeing a survey of the Chartrand property and a determination of ownership of Lot 9 Blk 16 Willow Creek Camp. Both of these actions are subject to the understanding that the Chartrand's are responsible for any expenses connected to ownership verification of Lot 9 Blk 16 Willow Creek Camp. Motion carried.

Commissioner Custer made a motion, seconded by Commissioner Shy, to adjourn the meeting. Motion carried. The meeting was adjourned at 3:25 PM.