

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING, OCTOBER 6, 2008**

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

Kit Shy	Chairman
Dick Downey	Vice-Chairman
Carole Custer	Commissioner
Kris Lang	Deputy Clerk to the Board

Also present was Nora Drenner, reporter for the Wet Mountain Tribune and commissioner candidates; Lynn Attebery, Jim Austin, Jerry Lacy, Tom Millikan and several community members.

**AGENDA:**

8:30 AM	Call meeting to order Pledge of allegiance Approval of the minutes, September 9, 2008
8:30 AM	John Piquette - Budget Presentation Sam DeNardo – Auditor Silver West Airport Board Custer County Tourism Board
9:45 AM	Assistant to the Board Report
10:00 AM	Donna McDonnall – County Health Nurse report Jean Mavromatis – Tobacco Education & Prevention Coordinator
11:00 AM	Dawna Hobby – Human Resource & Finance Manager report
11:30 AM	Laura Lockhart – Social Services report
1:00 PM	Charles Ahart – SMM Enforcement Officer
2:00 PM	Karen Crumbaker – Family and Consumer Science Agent
2:30 PM	Dave Trujillo – Road and Bridge report
3:00 PM	Pam Koons – Chamber of Commerce

The meeting was called to order at 8:30 AM and the Pledge of Allegiance was recited.

County Finance Officer, John Piquette presented the 2009 draft budget to the Board. He proposed 2009 revenue totals of \$5,066,234 as compared to 2008 revenue totals of \$5,315,754. The county budget hearings are scheduled on October 21 and October 22, 2008. Final Budget Adoption is scheduled for December 9, 2008.

Auditor, Sam DeNardo presented and reviewed the Custer County Colorado Basic Financial Statement of the independent auditors report and certain supplemental information presented for purposes of a single audit, December 31, 2007. The report was processed by Garren, Ross & DeNardo, Inc.

Mr. DeNardo stated there were several revisions under the lease agreement for copy machines and the leased motorcycle at the sheriff's department. He explained the process and requirements of consistent expenditure classifications and budget coding within each department. He clarified it was the total general fund figure that is reviewed for over-expenditures. He outlined the process required for internal department financial transfers. Finance Officer John Piquette and Finance Manager, Dawna Hobby participated in the discussion. Dawna Hobby will present a brief budget coding orientation to the department heads during the staff meeting scheduled on October 31, 2008.

Silver West Airport members; Allen Butler, David Cross, Dave Custer and Art Nordyke were present and explained prior to 2007 the General Fund paid the expenditures on behalf of Custer County Airport Authority. Following a lengthy discussion it was determined that the Silver West Airport is a separate recognized legal entity and therefore the transactions would setup as a separate line item under the general fund enabling the processing of specific airport entity reports. The Silver West Airport board will forward monthly statements to the county finance department for processing and the county treasurer office will investigate the option of waiving their fees. David Cross addressed concerns regarding late fees associated with the payment of fuel after the ten day grace period. The BOCC determined a hand written check would be issued within the ten day period to avoid any late fees. The fuel remaining in the tank at the close of year would be reported year end asset.

Commissioner Downey inquired whether the cost of the fuel being sold at the Silver West Airport was competitive with the adjoining counties. The Airport Board stated it was against the law to sell fuel below cost and since they generally only purchased fuel twice a year they followed a balance formula based on the purchases. Commissioner Downey requested clarification regarding the recent mileage reimbursement submissions and Allen Butler stated those specific requests were reviewed by the board for services performed outside the airport premise.

David Cross advised that state statute allowed end of the year profits to be carried over and invested. He questioned the airport authority 2007 statement of revenues and expenditures and felt it should have reflected a profit. Following a brief discussion it was agreed the figures would be reviewed at a later date

The BOCC recessed at 9:40 AM.

The BOCC reconvened at 9:50 AM.

Cindy Howard, Custer County Tourism Board requested revenue processing clarification for meeting statute obligations. Auditor, Sam DeNardo stated the tourism board was not a legally recognized separate entity, however should be set-up as a separate line item under the general fund. He confirmed that any excess funds must be utilized within the tourism guidelines as determined by the voters. Cindy Howard reported the tourism by-laws were in process.

Commissioner Custer stated that the Committee has monies that were donated to support affordable housing options in Custer County before this committee was established. She inquired about the proper procedure for transferring those funds for use by the new committee. Auditor, Sam DeNardo stated the investors or donators of those funds should be contacted and notified of the name change and given the option of defining usage of the funds. He advised Colorado Law states any monies or funds received with written restrictions must be used specifically for that purpose. Commissioner Custer confirmed that had been done.

Donna McDonnall, County Health Nurse met with the BOCC and gave the Public Health Nursing Service monthly report for September 2008. She advised a total of eighteen (18) childhood immunizations, eleven (11) adult immunizations and thirty-five (35) blood pressure screenings were completed. She said there were a couple cases of salmonella in Custer County but it is believed the cases stemmed from produce purchased out of the area. Ms. McDonnall outlined the core elements of the 194 Implementation Plan. She reported the evaluators of the school disaster drill on September 19, 2008 felt some areas needed to be revisited and details clarified, however, overall the county was taking the right steps towards improvement. Ms. McDonnall advised the final schedule for the flu shot clinics are as follows: Friday, October 17, 2008, 9-12 at the Custer County School and November 4, 2008, 12 noon – 6pm at all three polling places: courthouse, library and Wetmore fire department. The cost will be \$20 for adults and \$6.50 for those under 18. Afterwards a determination will be made if further clinics will be required.

Human Resource/Finance Manger, Dawna Hobby provided her September report to the BOCC.

The BOCC met with Human Service Director, Laura Lockhart for the Social Service report.

The BOCC recessed for lunch at 12:00 PM. The BOCC reconvened at 1:10 PM.

Charles Ahart, Fremont County SMM Enforcement Officer met with the BOCC to discuss his program. Mr. Ahart explained that no owner may operate Special Mobile Machinery (SMM) in Colorado unless the owner has paid the specific ownership tax assessed nor shall any owner operate special mobile machinery in Colorado after the expiration of the period for which the specific ownership tax was assessed. Any person who violates these provisions is subject to an administrative penalty of five hundred dollars or double the amount of the specific ownership tax whichever is greater. Such violation shall be determined by, paid to and retained by the municipality or county in which such motor vehicle is or should have been registered, subject to judicial review pursuant to rule 106 (a) (4) of the Colorado rules of civil procedure. CRS 42-3-107. Mr. Ahart submitted the Fremont County SMM Enforcement Program report from January 1, 2008 to June 30, 2008 revealing increased motor vehicle license fee's of 57% and increased ownership tax of 18% from the previous year. The report also reflected additional generated sales tax. He advised that the Fremont County BOCC have authorized him to provide assistance to Custer County during the initiation of a SMM Enforcement Program. Following a discussion the BOCC agreed to contact department heads in the Custer County Sheriff's Department, Assessors Office and the Clerk and Recorder's Office to schedule a follow-up meeting with Mr. Ahart at a future BOCC Meeting.

Karen Crumbaker, Custer County CSU Extension Agent met with the BOCC to discuss the continuation of an agreement with Fremont County Extension to share a part-time Family and Consumer Science Extension Agent. This person would be available to Custer County one day per month at a cost of \$1700 per year. Commissioner Custer suggested that before she could support the agreement she would like to see either a formal or informal community needs assessment to determine what specific programs the community wants and needs to have offered in our county.

**Commissioner Downey did offer a motion to approve the Extension Agent replacement.**

Upon call of the question the motion failed for lack of a second.

Dave Trujillo, Road and Bridge Supervisor provided his September report. Work completed: Road grading on CR 255, 271, 265, 105, 111, 106, 328 and 341. Hauled gravel on CR 255, 254, 261, 271 and 265. Replaced the cattle guard on CR 255 and 324. Cleared trees on CR 173, county right of way and trimmed willows. Work Planned: culverts on Keepsake Loop, Buttercup and CR 271.

Grade roads. Prepare for snow removal by trimming willows and trees on the west and south side of the Valley Road. He stated that the purchase of a snow blower would be submitted in the department budget and advised The BOCC that currently there is a 60 day delivery, after ordering. The Road and Bridge Department Equipment Replacement Program document was forward to Deb Downs, our Regional Department of Local Affairs Manager. Mr. Trujillo advised that Mr. Hamilton has requested a cattle guard on CR 390. Following a brief discussion the BOCC turned down the request due to an inadequate amount of room for horse drawn traffic to negotiate around a cattle guard at the proposed location. This request has been denied before and conditions remain the same.

Commissioner Downey stated he had recently attended a District Attorney Budget Presentation and reported Chief Deputy District Attorney, Thom LeDoux proposed increases for each of the counties in the 11<sup>th</sup> Judicial District. Custer County's increase proposal was approximately 18.2%.

Commissioner Shy reported on the Summit Meeting he attended on October 1, 2008 with the Towns of Westcliffe and Silver Cliff. He stated the main agenda items were the International Building Code and Round Mountain Sanitation District. He advised the county commissioners have scheduled a work shop at the BOCC meeting on October 31, 2008 regarding the International Building Code. This hearing will enable citizens and residents to voice opinions and concerns and any ideas. He expressed thanks to Westcliffe town manager, Bob Squire for attending the IBC county workshop held earlier this month. Commissioner Shy reported that Phase 1 of Round Mountain Sanitation Grant Project has been completed. He said despite the lack of annexation, Shining Mountain Estates can be serviced by Round Mountain. Commissioner Shy reported the BOCC would be responsible for the scheduling and notification of the next Summit Meeting. Following a brief discussion and review of commissioner's calendars it was agreed the meeting would be scheduled on December 10 or December 15, 2008.

Pam Koons, representing the Custer County Merchants & Chamber of Commerce presented the BOCC with an emergency request for \$3000 in funds to improve marketing operations in 2008 and a request for \$6000 in funds to improve marketing operations in 2009. She outlined the accomplishments of the Custer County Merchants & Chamber of Commerce and her efforts in applying for a the Colorado Tourism Grant to support Custer County. Marketing efforts through the Chamber. Following a brief discussion the BOCC suggested that Ms. Koons contact our Custer County Tourism Board to share information and resources to better coordinate the marketing efforts of both the Chamber and the Tourism Board.

Commissioner Custer advised Ms. Koons about the year long celebration across Colorado beginning in January commemorating the 150<sup>th</sup> Anniversary of the first gold strike and suggested the Chamber work with the Colorado Tourism Board to ensure that Custer County mining events are included in state promotions of this anniversary celebration along with the appropriate contact information.

**MOTION BY Commissioner Custer, seconded by Commissioner Downey.**  
Adjourn the meeting. Motion carried unanimously.

Meeting adjourned at 3:55PM

