

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING, JANUARY 10, 2012**

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

Commissioner Lynn Attebery called the meeting to order at 9:00 AM and the Pledge of Allegiance was recited.

Roll Call was taken:

Lynn Attebery	Chairman	Present
Jim Austin	Vice-Chairman	Present
Allen Butler	Commissioner	Present
Kris Lang	Deputy Clerk to the Board	Present

Also present was Bob Senderhauf, Kit Shy and Nora Drenner reporter for the Wet Mountain Tribune.

AGENDA:

Call meeting to order

Pledge of allegiance

Roll Call

Amend agenda

Audience introduction

Approval of minutes

Old/New Business:

Liquor License Renewal – Lodge at San Isabel, Rye, Colorado – Clerk and Recorder Debbie Livengood

Upper Arkansas Area Council of Governments Recycling Program Agreement

Staff Reports:

Wet Mountain Fire Protection District (representative)

Prevention Coordination – Linda Brigham

Airport/ - CCAB Appointment of Bob Jolley term expiration 12/2015

Recycling – Tim Thrun

Human Resource/Finance – Dawna Hobby

Treasurer – Virginia Trujillo

Planning and Zoning – Jackie Hobby

Human Services – Laura Lockhart

Resource Center – Donna Squire

Veterans Service Office – Lorraine Silva

Road and Bridge – Dave Trujillo

MOTION by Commissioner Attebery, seconded by Commissioner Butler:

To accept the posted agenda. The motion carried unanimously.

MOTION by Commissioner Butler, seconded by Commissioner Austin:

To approve the minutes from December 30, 2011 as presented. The motion carried unanimously.

Commissioner Attebery asked if there were any public comments. Bob Senderhauf, Upper Arkansas Water Conservancy District (UAWCD) Chairman addressed the BOCC. He said that he was confirming the January 17, 2012 date for the meeting between the UAWCD Board and the BOCC.

Kit Shy representing the Wet Mountain Fire Protection District gave an update on the proposed purchase of a back up power generator for the fire station and county shop. Mr. Shy said that several options were being reviewed and considered. He said that Challenger Electric was in the process of preparing a proposal and estimate on the project. Commissioner Attebery remarked that since the county shop was involved in the project, that the county purchasing policy should be reviewed regarding purchase the of a generator.

Commissioner Attebery presented the participation agreement for the Upper Arkansas Recycle Program for the Boards review. The term of the agreement is January 1, 2012 through December 31, 2012. Custer County's cost to participate in the recycling program in 2012 will be \$2,200.00 This amount reflects an approximate \$1,600.00 reduction that was generated by the sale of materials in 2011.

MOTION by Commissioner Attebery, seconded by Commissioner Austin:

To approve and sign the agreement as presented. The motion carried unanimously.

Kelly Camper Chief Deputy Clerk and Recorder presented the 3.2 liquor license renewal for the Lodge at San Isabel Restaurant, Rye, Colorado. She stated that she was representing the clerk and recorder for the request. Ms. Camper said that the application was complete and in order. She reported that the sheriff department investigation report was without incident.

MOTION by Commissioner Austin, seconded by Commissioner Butler:

To approve the liquor license renewal as presented. The motion carried.

The BOCC recessed at 9:50 AM.

The BOCC reconvened at 10:00 AM.

Linda Brigham, Prevention Coordinator/Executive Director, Custer Health met with the BOCC and gave a report. She said the department is still awaiting the results of the Healthy Kids Colorado Survey offered in November 2011. Ms. Brigham reported that prescription drug overdoses have overtaken car crashes as the leading cause of preventable death in the US. Prescription drugs join a growing list of semi-legitimate substances causing major health and social problems. Ms. Brigham outlined various synthetic drugs available through the internet. She said that the prevention coalition will continue to focus on substance abuse within the community.

Dale Mullen , Bob Jolley, Wes Taylor and Cheryl Leonard joined the meeting.

Dale Mullen, Custer County Airport Authority Board (CCAAB) Chairman met with the BOCC and gave the CC Silver-West Airport – 2011 Aviation Fuel System Fuel Sales Analysis and the 2011 vehicle was insured by the county effective January 5, 2012. He said the CCAABB would continue to require the completion of the airport courtesy car proof of auto insurance and acceptance of liability form. Commissioner Austin proposed that the CCAAB continue to submit monthly reports to the BOCC and be scheduled quarterly on the BOCC agendas. Commissioner Butler agreed. Commissioner Attebery expressed concern regarding the transparency and public perception of the county funds expended at the airport facility. Following a brief discussion the BOCC agreed that the CCAAB would continue to report on a monthly basis. Commissioner Austin administered the oath of office of a board member to the Custer County Airport Authority Board to Robert Jolley. Mr. Jolley's term expiration is 2015.

The BOCC recessed at 10:25 AM.

The BOCC reconvened at 10:35 AM.

Virginia Trujillo, Treasurer met with the BOCC and gave a report. The beginning balance on December 1, 2011 was \$2,697,556.00 and the ending balance on December 31, 2011 was \$2,372,440.08.

MOTION by Commissioner Attebery, seconded by Commissioner Butler:

To accept the monthly treasurer report for December 2011 as presented. The motion carried unanimously.

Virginia Trujillo, Public Trustee presented the 2011 Public Trustee report to the BOCC. Custer County received a total of \$11,230.00 in 2011. She said that the Public Trustee manages the release of deeds of trust and foreclosures of deeds of trust on properties within Custer County adhering to the guidelines and timelines defined in Title 38 of the Colorado Revised Statute.

MOTION by Commissioner Attebery, seconded by Commissioner Austin:

To accept the Public Trustee report for 2011 as presented. The motion carried unanimously.

Dawna Hobby, Human Resource/Finance Manager met with the BOCC and gave a report. She said that the W-2s for 2011 were completed. The BOCC reviewed and initialed the invoice for the Southern Colorado Economic Development District (SCEDD) membership dues. Commissioner Austin requested a summary of the county's SCEDD costs and benefits. Ms. Hobby requested clarification for the replacement of the recycling coordinator. Commissioner Austin confirmed that Tim Thrun, the current recycling coordinator has resigned effective February 1, 2012. Following a brief discussion the Board agreed on hiring a part time county recycling coordinator for 15 hours per week with no county benefits to fulfill the requirements of the Wet Mountain Waste Minimization Grant.

The BOCC recessed at 11:25 AM.

The BOCC reconvened at 11:30 AM.

Jackie Hobby, Planning and Zoning Director met with the BOCC and gave a report. She presented a graph summarizing the dwelling permits issued from 2006 – 2011. She said the dwelling permits were up in 2011 compared to the previous year. She asked the BOCC if a Resolution would be required for the Zoning Resolution, Section 4 page 23C. The Board agreed to seek legal consult from the county attorney at the February 7, 2012 BOCC meeting. Ms. Hobby presented a correspondence confirming the appointments made to the Planning Commission and Board of Zoning Adjustment for the Boards signatures. The appointments were determined at the January 9, 2012 BOCC meeting. Ms. Hobby notified the BOCC of a Special Use Permit violation for a home occupation referencing file 100-52-100.

The BOCC recessed at 11:50 AM.

The BOCC reconvened at 12:00 PM.

The BOCC reviewed the reports submitted from Human Services that include the expenditures and unexpanded balances, state allocations; emergency service block grant expenditures, energy outreach expenditures and the emergency food assistant program (TEFAP).

The BOCC recessed at 12:05 PM.

The BOCC reconvened at 12:35 PM.

Donna Squire, Resource Navigator met with the BOCC and gave a report on the car restraints purchased for the ambulances with grant funds and the pole brackets purchased for the towns from the Drive Smart program. Ms. Squire reported that the "have life skill and financial classes" will begin on January 11, 2012 in the resource center and will be held weekly for eight weeks. The classes are open to the public at no charge. She remarked that the exterior sign has been installed identifying the Custer County Resource Center Annex. Ms. Squire reported that the Helping Hands program has distributed the last of the food boxes through the resource center. She said approximately 35 to 50 food boxes were distributed each month. She expressed concern for those needy families of the community and asked if she could establish a 501c3 organization to continue the support. The BOCC said that the county attorney has expressed concern regarding the county's involvement in a 501c3 organization or having it operated by a county employee.

The Board agreed to further discuss the topic with the county attorney at the February 7, 2012 BOCC meeting. Ms. Squire expressed her displeasure with the Board's decision and stated that she felt one of her responsibilities at the resource center was to assist with the needs of the community. She requested clarification of her job description and responsibilities. The BOCC stated that a work session was scheduled on January 31, 2012 to discuss and review the restructuring of the Custer County Resource Center Annex. The Board invited Ms. Squire to participate in the discussion regarding clarification of the job description and responsibilities.

Lorraine Silva, Veterans Service Office Assistant met with the BOCC and gave a report. She said that approximately 113 veterans have been assisted in 2011. She remarked that the Wild Bill's Toy Ride supported 68 families with a total in excess of 198 children. The American Legion Auxiliary distributed six complete boxes of food that included fresh produce and the Westcliffe Supermarket gift card. Ms. Silva said there were no home visits in the month of December. She presented the County Veterans Service Officers Monthly Report and Certification of Pay for December 2011 to the Board for approval and signature. Commissioner Butler signed the report on behalf of the BOCC. The Board invited Ms. Silva to attend the work session on January 31, 2012 to discuss the restructuring of the Custer County Resource Center Annex.

Dave Trujillo, Road and Bridge Supervisor met with the BOCC and gave a report. The work completed in December included: the grading of numerous county roads, the cleaning of trees and slash haul off debris, the plowing of snow, the construction repairs on Copper Gulch wash out damage and the preparation work at the south pit for crushing. The work planned will include but not be limited to: the continued construction project on Copper Gulch, the grading of roads, the plowing of snow, the repair and replacement of signs, the continuation of pushing material at the pit for crushing and the clean up and dirt work around the county shop. Mr. Trujillo said he has been in communication with the Wet Mountain Fire Protection District regarding the proposed back up generator. He stated that he was meeting with the IT Director to discuss using GIS to help design a sign replacement inventory and replacement program. This program will help bring the county into compliance under the Federal Retro-Reflectivity Standard deadline of January 2015. Mr. Trujillo reported that the final ruling from the U.S. Department of Transportation prohibits commercial drivers from using a hand-held mobile telephone while operating a commercial truck. Drivers who violate the restriction will face federal civil penalties of up to \$2,750 for each offense and disqualification from operating a commercial motor vehicle for multiple offenses. Additionally, states will suspend a driver's commercial license (CDL) after two or more serious traffic violations. Mr. Trujillo stated that all the road and bridge department employees have been informed and are aware of the ruling.

Rusty Christensen, Landfill Manager met with the BOCC and presented the Custer County Landfill Quarterly and Annual Report for 2011. He said that the installation of the ground water monitoring wells are a part of the regulatory permitting required for the county landfill operation. He remarked that although three (3) wells were recommended; he will focus on the installation of one (1) well for an approximate cost of \$15,000.00. Commissioner Attebery suggested contacting the Colorado Department of Public Health and Environment to inquire on any grant system funding for the project.

MOTION by Commissioner Attebery, seconded by Commissioner Butler:

To adjourn the meeting. The motion carried unanimously.

The meeting was adjourned at 2:05 PM.

Debbie Livengood, Clerk and Recorder
Attest

Lynn Attebery,
Chairman