

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING, DECEMBER 17, 2013**

THE BOARD OF COUNTY COMMISSIONERS OF CUSTER COUNTY MET IN REGULAR SESSION IN THE COMMISSIONERS 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
Allen Butler	Vice-Chairman	Present
Kit Shy	Commissioner	Present
Kris Lang	Deputy Clerk to the Board	Present

No one else was present.

**AGENDA:**

- Call meeting to order
- Pledge of allegiance
- Roll Call
- Amend agenda
- Approval of minutes:
- Audience introduction
- Public Comment
- Commissioner Items
- Executive Session
- New/Old Business
- Chief Financial Officer – J. Piquette
- OEM – C. Coleman
- PILT
- CR 285 keypad gate – V. Trujillo
- Human Services Report – L. Lockhart
- Road and Bridge Personnel Discussion

John Piquette, Chief Finance Officer presented the BOCC with the Budget Year 2014 Certification of Mill Levies and Revenues of all the entities in Custer County.

**MOTION by Commissioner Butler, seconded by Commissioner Shy:**

**To approve the minutes for the BOCC meeting of December 9 and 10, 2013 as printed. The motion carried unanimously.**

Christe Coleman, Office of Emergency Management Director met with the BOCC to discuss suggestions and options to resolve the acoustic concerns expressed with the Search and Rescue

(SAR) Building. The options discussed included the dropping of the ceiling, the installation of acoustic panels, the hanging of fire retardant curtains or draperies. Ms. Coleman said she had \$1,000.00 remaining in her 2013 budget under professional services that she would like to utilize towards the project. The Board said that they feel the project did not meet the criteria for professional services. The BOCC suggested that Ms. Coleman obtain estimates and bids for the proposed solutions and that SAR Inc. participate and be involved in the project.

Commissioner Attebery presented the Federal Forest Payment and Secure Rural Schools and Community Self Determination Act Election Form for the Boards review and approval. The BOCC asked Virginia Trujillo, Treasurer to join the meeting for clarification of the Title Options.

Following a brief discussion the Board agreed to elect for the full payment amount under Title III.

**MOTION by Commissioner Attebery, seconded by Commissioner Shy:**

To approve and sign the Federal Forest Payment and Secure Rural Schools and Community Self Determination Act Election Form electing the full payment amount and 15% will be set aside for Title III funding. The motion carried unanimously.

The BOCC recessed at 10:05 AM.

The BOCC reconvened at 10:20 AM.

Dave Trujillo, Road and Bridge (R&B) Supervisor and Roger Squire, R&B Assistant Supervisor joined the meeting.

The BOCC presented Roger Squire with a Forty Year Recognition Award and thanked him for his many years of service at the R&B Department. Dave Trujillo expressed his appreciation and said that Mr. Squire has worked in the R&B Department since 1973.

Mr. Trujillo addressed the BOCC and stated that he would be retiring at the end of May 2014. He said that would complete his thirty years of service. He offered to assist the BOCC with training and orientation to fill the position of R&B Supervisor. The Board thanked him for providing them with the six month notice. They expressed appreciation for his willingness to assist the department during the transition period and acknowledged that the services he provided to the county often exceeded the routine responsibilities of an R&B Supervisor. The BOCC requested that Mr. Trujillo prepare two job descriptions: one being the responsibilities of an R&B Supervisor and one being all the responsibilities and duties he has performed as the R&B Supervisor.

The BOCC recessed at 10:40 AM.

The BOCC reconvened at 11:10 AM.

Virginia Trujillo addressed the BOCC and said she was representing the property and land owners on CR 285 aka Sewell Road. She explained that CR 285 is a single-land dirt road approximately 1 mile long that extends north from Highway 96 in Custer County near marker 15. Its sole purpose is to serve as access to a few private landowners and residents only. She advised

that legally CR 285 is a public road but is privately maintained at the sole cost and expense of CR 285 residents and landowners. Ms. Trujillo reported that recently there were two felony thefts, including a grand theft auto and the thefts of firearms and other items from two properties accessed by CR 285. She said that the residents are requesting to allow the installation of a keypad gate on CR 285 at the point where it becomes a privately maintained road for safety and security measures. She presented the BOCC with the signatures of the residents and landowners supporting the request.

**MOTION by Commissioner Attebery, seconded by Commissioner Shy:**

Approve that the county abandon CR 285 and remove it as a county road designation and recognize it as Sewell Road, a privately owned and maintained road. The motion carried unanimously.

Commissioner Shy said once it was a privately owned road the property owners had the option to install a gate and keypad.

Laura Lockhart, Human Services Director met with the BOCC and gave a report. She reviewed the department's expenditures and unexpended balances; the state allocations; the energy outreach expenditures; the emergency service expenditures and the county TEFAP allocations for October 2013. The BOCC said that they would like to review the criteria the state follows to determine the amount of the rent paid to the county for the human services offices in the courthouse. Commissioner Attebery remarked that the rent amount the county receives has not been reviewed or changed in over ten years and should be re-evaluated. Commissioner Butler and Commissioner Shy agreed. Ms. Lockhart provided the BOCC with the formula used to determine the rent amount for their review.

The BOCC discussed the proposed Airport Advisory Board (AAB) By- Laws with County Attorney, John Naylor on speaker phone. Mr. Naylor suggested a few minor revisions be added to the draft before the Boards approval. The BOCC instructed the Administrative Assistant to forward the revisions to the AAB for their review and consideration.

Kris Lang, Deputy Clerk to the Board asked about the status of the Colorado Division of Housing CDBG Project Completion Report tabled at the December 9, 2013 BOCC meeting. Commissioner Butler called Autumn Dever, of Affordable Housing at the Upper Arkansas Area Council of Governments during the meeting to obtain confirmation regarding the county's responsibility related to the completion of the grant. He relayed the information received from the phone communication to the Board. The grant completion form did need the signature of the BOCC Chairman and that a public hearing was not required. That the BOCC would receive a letter confirming that the grant and project have been completed for the county records. Commissioner Shy expressed concern regarding the contents of the paperwork before them. He said that the financial figures are not adequately identified. Commissioner Attebery said he would sign the form but stated for the record that the information contained in the report is accurate to the best of his knowledge. He remarked that the paperwork contained a number of misspellings.

**MOTION by Commissioner Shy, seconded by Commissioner Butler:**

To authorize the chairman to sign the Colorado Division of Housing CDBG Project Completion Report as prepared and forwarded to the BOCC by Ms. Dever with a caveat that the correspondence was not reviewed by legal consult. The motion carried unanimously.

Commissioner Butler said he attended the STAC meeting in Denver and would forward the agenda and minutes to the Board members for review. He presented correspondence received from an individual supporting the proposed museum and flight school at the SilverWest Airport.

Commissioner Attebery referenced the correspondence received from an individual regarding a parcel of land (15 acres) owned by Custer County north of Westcliffe. This individual would like to purchase the parcel. Commissioner Shy expressed concern regarding the parcel known as the north gravel pit and whether R&B was still using it; whether the reclamation process has been completed and signed off. The BOCC agreed that more research on the parcel would be necessary and that county owned property would require a public bidding process.

The BOCC reviewed the public announcement regarding the county snow policy for publication. Following a discussion they agreed the announcement should be reviewed by the Sheriff and afterwards published in the two local newspapers for two weeks. The fee for this publication will come out of the BOCC publication budget line item.

The BOCC agreed to sign a correspondence prepared for Christy Culp, of the Department of Local Affairs (DOLA) requesting Tier 1 Funding of \$12,000.00 to assist with the planning, engineering, design and cost studies for the Wetmore Community Building.

The BOCC agreed to send a thank you card to Gail Stoltzfus for all her time and effort preparing the retirement celebration for Donna McDonnall.

Commissioner Attebery asked if there was any more business to discuss. Hearing none, he adjourned the meeting at 1:10 PM.

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Debbie Livengood, Clerk and Recorder  
Attest

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Lynn Attebery,  
Chairman