

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING, APRIL 29, 2016**

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
Kit Shy	Vice Chair	Present
Bob Kattnig	Commissioner	Present
Clint Smith	Attorney	Present
Kris Lang	Deputy Clerk to the Board	Present

Also present was Dale Falske.

AGENDA

- Call meeting to order
- Pledge of allegiance
- Roll Call
- Amend agenda
- Approval of minutes:
- Audience introduction
- Public Comment
- Commissioner Items
- Attorney Items
- Executive Session
- New/Old Business
 - Review vouchers and sign checks
 - BLM/RAC Appointment
 - Special Events Liquor License Permit / San Isabel Land and Trust - K. Camper
 - Transfer funds from Records/Restoration to County General Fund – K. Camper
 - Conservation Trust Fund discussion – K. Camper
 - Extension CSU Report – R. Young
 - Lawn/Tree discussion –D. Post
 - Sheriff Office Roof Repair – S. Byerly
 - Lookout Mountain/BLM right-of-way lease renewal – C. Ippolito
 - Reallocation of RETAC Funds – C. Ippolito
 - WCCLP initiative discussion with bicycle advocates – B. Bruser
 - Work Session – discuss and review the bids received for the Wetmore Community Center/Library Project (WCCLP) – T. Duke

AMEND AGENDA

None

APPROVAL OF MINUTES

MOTION by Commissioner Kattnig, seconded by Commissioner Shy:

To approve the minutes from the BOCC meeting of April 19, 2016 and the Work Session of April 20, 2016 as presented. The motion carried unanimously.

PUBLIC COMMENTS

Commissioner Attebery asked if there were any public comments. Hearing none, he continued with the meeting.

COMMISSIONER ITEMS

Commissioner Shy distributed a summary prepared by the Colorado Department of Transportation (CDOT) Resident Engineer Daniel Hunt, Region 2 North Program, regarding the CDOT inspection in Custer County on March 15, 2016. He said that he attended the BLM/RAC meeting and commented that he was up for reappointment to the BLM/RAC Board. Commissioner Shy remarked that he was appointed to the Emergency Fire Fund Board by the Governor of Colorado.

Commissioner Kattnig said that he attended an affordable housing meeting hosted by the school district. He remarked that the affordable housing options are intended for the usage of the teachers working within the school district. Commissioner Kattnig said that he attended a three day water forum hosted by the Arkansas Water Conservancy District and reported that it was a very educational and informative forum.

Commissioner Attebery remarked that the desk and office space area for the BOCC Administrative Assistant will be relocated to the boardroom on Monday, May 2, 2016.

ATTORNEY ITEMS

Attorney Smith said that the notice of intent to create the binding use restrictions on the old Custer County Landfill (A/K/A Westcliffe Landfill) has been published three times as required and that individual correspondence was prepared and mail by certification to: Black Hills Energy, Sangre DeCristo Electric Association and the Wet Mountain Fire Protection District. Attorney Smith remarked that he has been reviewing and revising the newly created by-laws for the Weed Board at the request of the CSU Extension Agent.

EXECUTIVE SESSION

None at this time

NEW/OLD BUSINESS

Payroll and Accounts Payable

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

County General	\$204,373.81
Road and Bridge	\$ 82,620.89
Emergency Services	\$ 14,462.14
Human Services	\$ 28,049.92
SI	\$ 8,981.00
Capital Improvement	\$ 15,035.62
Airport Fund	\$ 599.98
Total	\$354,123.36

MOTION by Commissioner Attebery, seconded by Commissioner Shy:

To approve the April 2016 payroll and accounts payable. The motion carried unanimously.

BLM/RAC Appointment

MOTION by Commissioner Kattnig, seconded by Commissioner Attebery:

To recommend that Commissioner Shy be reappointed to the BLM/RAC Board with a letter of endorsement. The motion carried unanimously.

Special Events Permit (SEP) Liquor License / San Isabel Land Trust - K. Camper

Kelley Camper, Clerk and Recorder, presented the Special Events Liquor License Application from the San Isabel Land Protection Trust. The 5K-10K Trail Run that will start and finish at Bear Basin Ranch is scheduled for June 5, 2016 between 8:00 and 3:00 PM. A SEP Liquor License for beer and wine has been requested. She stated that the application and request was complete and in order.

MOTION by Commissioner Attebery, seconded by Commissioner Kattnig:

To approve the SEP Liquor License application as presented. The motion carried unanimously.

Transfer funds from Records/Restoration to County General Fund – K. Camper

Ms. Camper requested a transfer of \$18,404.53 from the Records Restoration Fund to the County General Fund.

MOTION by Commissioner Kattnig, seconded by Commissioner Shy:

To transfer \$18,404.53 from the Records Restoration Fund to the County General Fund as requested by the Clerk and Recorder. The motion carried unanimously.

Conservation Trust Fund discussion – K. Camper

Ms. Camper reported that there were several outstanding allocations in the Conservation Trust Fund and she requested suggestions to determine the appropriate community services that would need to be completed to fulfill the obligation and requirements of the proposed recipients.

Extension CSU Report – R. Young

Robin Young, CSU Extension Agent, met with the BOCC and gave a report. She said that she was working with DOLA and CU regarding the county facilities planning grant. She reported on the wildfire workshop, the backyard garden program and the native plant master program. Ms. Young remarked that the annual weed tour is scheduled for June 25, 2016 and that the members of the weed board are working with the assistant county attorney to finalize their by-laws. She outlined the activities and events of the 4-H and youth development that included the 4-H foundation camp, the district retreat, STEM, the ag-fest, the horse leader's council, the carnival, the shooting sports practices and the armed forces day. Commissioner Kattnig commended Ms. Young on all her accomplishments and especially recognized the amount of work and effort she devotes towards weeks with a limited budget.

Lawn/Tree discussion –D. Post

Commissioner Attebery said that Dave Post, has obtained an estimate bid of \$400.00 from Emmitt Goddard to remove the dead branches from the cottonwood tree on the courthouse property and asked Ms. Young for her input. She suggested that the county contact the Wet Mountain Fire Protection District volunteers to possibly schedule a training event to complete the task.

Sheriff Office Roof Repair – S. Byerly

Sheriff Byerly presented three bids for the removal and replacement of the roof at the sheriff's department. Skyline Roofing/\$23,253.00; Gonzalez Roofing/\$24,500.00; and DSI/\$39,593.00. He recommended the project and bid of \$24,500.00 from Gonzales Roofing & Gutters. He said that he is currently completing the insurance paperwork and claim for submission under the county's insurance.

MOTION by Commissioner Kattnig, seconded by Commissioner Shy:

To proceed with the bid and project from Gonzalez Roofing and Gutter as presented with a caveat that the contract will require 50% down when the materials are delivered and the remaining 50% upon completion. The motion carried unanimously.

Commissioner Attebery stated that the funding for the roof replacement will come out of the repairs and maintenance line item of the county budget. Commissioner Attebery requested that Sheriff Byerly contact Gonzalez Roofing and Gutter to obtain an estimate to repair the roof at the Search and Rescue (SAR) building during the same time frame.

Attorney Smith requested that the BOCC go into executive session for the purpose of receiving legal advice.

MOTION by Commissioner Shy, seconded by Commissioner Kattnig:

To go into Executive Session. The motion carried unanimously. Commissioner Attebery cited C.R.S. 24-6-402 (4) (b) conferences with the attorneys for the local public body for the purposes of receiving legal advice on specific legal questions.

Those present were: Commissioner Attebery, Commissioner Shy, Commissioner Kattnig, Attorney Smith, Sheriff Byerly, and Deputy Clerk to the BOCC, Kris Lang.

The BOCC went into Executive Session at 11:25 AM.

MOTION BY Commissioner Shy, seconded by Commissioner Attebery:

To go back into Regular Session. The motion carried unanimously.

The BOCC came out of Executive Session at 11:35 AM. Commissioner Attebery stated that no matters were adopted and no actions or decisions were made. Attorney Smith confirmed that the discussion remained on topic.

MOTION by Commissioner Kattnig, seconded by Commissioner Shy:

To approve and sign the correspondence addressing a personnel issue of a previous employee as prepared by the County Attorney. The motion carried unanimously.

Brent Bruser addressed the BOCC and said that the Wetmore area is a crossroads for bicycling trails, runs, and events. He said that as an advocate he is requesting that the county consider implementing areas and commodities to assist the bicyclists as part of the Wetmore Community Center/Library (WCCL) project. Commissioner Attebery remarked that a bicycle garden area is already addressed as part of the (WCCL) project.

The BOCC recessed at 11:50 AM.

The BOCC reconvened at 12:00 PM.

Lookout Mountain/BLM right-of-way lease renewal – C. Ippolito

Chuck Ippolito addressed the BOCC regarding the right of way lease with the Bureau of Land Management for access to Lookout Mountain. He said that the lease is thirty years old and up for renewal. Mr. Ippolito remarked that the lease application was between \$400.00 to \$800.00.

MOTION by Commissioner Attebery, seconded by Commissioner Shy:

To move forward with the Bureau of Land Management right of way lease renewal at Lookout Mountain designating that the Office of Emergency Management Director be listed as the contact person on the renewal and correspondence. The motion carried unanimously.

Reallocation of RETAC Funds – C. Ippolito

Chuck Ippolito requested the allocation of \$1600.00 of RETAC funds to EMS to purchase batteries for the EMS radios. He said that the purchase meets the guidelines of RETAC.

MOTION by Commissioner Attebery, seconded by Commissioner Kattnig:

To approve the reallocation of the RETAC funds in the amount of \$1600.00 to purchase batteries for the EMS radios. The motion carried unanimously.

Commissioner Attebery asked if there was any more business to discuss. Hearing none, he adjourned the meeting at 12:20 PM and went into a Work Session at 12:25 PM.

Kelley Camper, Clerk and Recorder
Attest

Lynn Attebery,
Chairman

WORK SESSION

Bids/Estimates Received for the Wetmore Community Center Library Project.

APRIL 29, 2016

Commissioner Lynn Attebery called the work session to order 12:25 PM.

Present:

Lynn Attebery	Chairman	Present
Kit Shy	Vice-Chair	Present
Bob Kattnig	Commissioner	Present
Clint Smith	Attorney	Present
Kris Lang	Deputy Clerk to the Board	Present
Tom Duke	WCCLP Architect of Record	Present

The following bids/estimates/proposals were discussed and reviewed.

Whitlock, 4808 Dillion Drive, Pueblo, Colorado 81008

\$792,000.00 with an additional \$15,000.00 if a grease interceptor is required.

Bassett Construction Company, 120 Dayton Avenue, Pueblo, Colorado 81002

\$927,000.00

Latcon Corporation, 429 Colorado, Pueblo, Colorado 81005

\$943,700.00 with an allowance of \$15,000.00 for miracole coating.

Commissioner Attebery adjourned the Work Session at 1:00 PM.

Kelley Camper, Clerk and Recorder
Attest

Lynn Attebery,
Chairman