

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING  
AUGUST 31, 2017**

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

The meeting was called to order by Commissioner Kattnig at 9:00 AM and the Pledge of Allegiance was recited. Roll call was taken and the following were present:

Bob Kattnig	Chair
Donna Hood	Vice-Chair
Jay Printz	Commissioner
Kelley Camper	Clerk to the Board
Clint Smith	County Attorney

**AMENDMENTS TO THE AGENDA**

Additions: Wildfire matters; health insurance quotes; and scheduling of workshops.

**MOTION by Commissioner Printz, to approve the agenda with amendments. Motion carried unanimously.**

**APPROVAL OF MINUTES**

**MOTION by Commissioner Printz, to approve the August 10th and August 16th minutes. Motion carried unanimously.**

**AUDIENCE INTRODUCTIONS**

Present in the audience were BOCC Administrative Assistant, Brenda Gaide; Sentinel reporter, Jackie Bubis; Dan Fischer; Planning and Zoning Director, Jackie Hobby; Bob Senderhauf; Westcliffe Town Clerk, Kathy Reis; Dale Mullen; County Sheriff, Shannon Byerly; OEM Director, Cindy Howard; Jason Coleman; Elizabeth Harman; Kevin Taylor; Charles Bogle; Ann Willson; Ann Barthrop; Lorraine Amesquita; Jim Shapland; Linda Washington; Bill Parker; James Johnson; Glenn Choate; John Johnston; Lockett Pittman; and Dennis Crow.

**PUBLIC COMMENT**

There was public comment from Sentinel reporter, Jackie Bubis; Ann Barthrop; Dan Fischer; Dennis Crow; and Linda Washington.

**COMMISSIONER ITEMS**

The board reported on the various meetings they attended and individuals they met with. Commissioner Hood scheduled a special BOCC meeting on September 12<sup>th</sup> at 5:30 p.m. to hear the building assessment report from Architect, Jeffrey Wood. Commissioner Hood stated that the board needs to sign the contract with Open Media Foundation in order to get started with video streaming of the BOCC meetings.

**MOTION by Commissioner Hood, to sign the contract so that they can come down and do the training and proceed with the grant, provided County Attorney, Clint Smith, approves the contract. Motion carried unanimously as amended.**

Commissioner Hood will be the BOCC representative on the selection board for hiring a new CSU Cooperative Extension Agent. She stated that IT Director, Chuck Ippolito, will be retiring effective December 31<sup>st</sup>. Commissioner Hood directed County Attorney, Clint Smith, to draft a resolution appointing Dawna Hobby as the Finance Officer to replace John Piquette.

ATTORNEY ITEMS

County Attorney, Clint Smith, stated that the board will need to have two Executive Sessions during the September 5<sup>th</sup> BOCC meeting. Both of these sessions will deal with legal advice and a security matter. One session will be done as the Board of Health.

NEW AND OLD BUSINESS

VOUCHERS

**MOTION by Commissioner Kattnig, to approve the checks and vouchers for the month of August. Motion carried unanimously.**

County payroll and accounts payable were:

County General	\$206,621.26
Road & Bridge	\$184,493.60
Emergency Services	\$ 32,459.83
Human Services	\$ 28,801.93
Capital Improvement	\$ 83,360.05
Airport	\$ 2,099.38
Tourism	<u>\$ 4,200.00</u>
TOTAL	\$542,036.05

COLORADO COUNTIES INCORPORATED (CCI) LEGISLATIVE COMMITTEE

Commissioner Kattnig will represent the BOCC on the CCI Legislative Committee.

PLANNING AND ZONING

The board approved a Special Use Permit for Sky Peak Partners for the Shining Mountain Estates in 2005 with a list of provisions that would have to be followed. Planning and Zoning Director, Jackie Hobby, stated that the provisions on that list are now obsolete.

**MOTION by Commissioner Printz, to direct the County Attorney, Clint Smith, to draft a document to rescind the subdivision agreement for Shining Mountain Estates that was recorded on June 30, 2005 recording # 00201750. Motion carried unanimously.**

At a former BOCC meeting, Jackie informed the board that the Planning Commission recommended approval of a Special Use Permit for the Bumble Bee Storage Units. Since then, the SUP was amended to address ingress and egress to the storage units.

**MOTION by Commissioner Kattnig, to approve the Special Use Permit under the conditions as outlined in the attached document. Motion carried unanimously.**

Custer County Realty owner, Bob Senderhauf, representing land owner Hal Julsen, requested that they be allowed to put a 4' X 8' sign on Hal's property to advertise the property for sale. Commissioner Hood would like to see a list of conditions similar to the list used for the oversized sign variance for Shining Mountain Estates.

**MOTION by Commissioner Printz, to approve the sign for Custer County Realty, essentially the same as the sign presented, with the same type of frame, in the location presented, under the terms and conditions read earlier. Motion carried unanimously.**

#### BOARD OF PUBLIC HEALTH

Commissioner Kattnig recessed the regular BOCC meeting at 10:24 a.m. and reconvened as the Board of Public Health. Sky Ranch, who purchased Horn Creek Ranch, has been working on their commercial septic system. Jackie presented the board with the engineer report for the first phase of the project that shows what the septic system will look like. Jackie stated that the board needs to sign a document for the Colorado Department of Public Health and Environment (CDPHE) that shows proof that the BOCC received the engineers report for Sky Ranch. The board signed the document.

Commissioner Kattnig recessed the Board of Public Health at 10:28 a.m. and reconvened back into the regular BOCC meeting.

#### FREMONT COUNTY HUMANE SOCIETY CONTRACT RENEWAL

Westcliffe Town Clerk, Kathy Reis, presented the board with the yearly contract renewal between the Fremont County Humane Society and Custer County and the Towns of Westcliffe and Silver Cliff. The contract amount is \$908.00 split three ways between the County and the two towns. The cost to the county would be \$4,855 if they had an individual contract with Fremont County.

**MOTION by Commissioner Kattnig, to approve the Humane Society of Fremont County Incorporated Impound Agreement. Motion carried with Commissioners Kattnig and Hood voting in favor of and Commissioner Printz abstaining because he reviewed this contract as the Town of Westcliffe's attorney.**

#### TOWN OF WESTCLIFFE TENNIS COURTS

Westcliffe Town Clerk, Kathy Reis, informed the board that the Town of Westcliffe is applying for a GOCO grant to replace the existing tennis courts. Kathy would like the board to provide a \$2,000 match out of the Conservation Trust Fund to put towards this project. She needs a letter of commitment from the board now because they are applying for the grant in October.

**MOTION by Commissioner Kattnig, that the BOCC support the construction of a new tennis court at the park and they will commit to a share of \$2,000 with the caveat that the board is**

**doing this in good faith, but it will be determined in the final budget appropriations. Motion carried with Commissioner Kattnig and Commissioner Hood voting in favor of and Commissioner Printz abstaining due to his involvement with contracts for this project.**

#### THANK YOU LETTER TO COLORADO SPRINGS FIRE DEPARTMENT

County Sheriff, Shannon Byerly, would like for the commissioners to sign a letter of thank you to the Colorado Springs Fire Department who donated several thousand dollars in diving gear to the county dive team. Commissioner Kattnig read the letter into the record before the board signed.

#### CENTURYLINK PHONE PROBLEMS IN WETMORE AREA

Office of Emergency Management Director, Cindy Howard, and County Sheriff, Shannon Byerly, met with the board to discuss the phone problems that have arisen in the Wetmore area since the Junkins fire and subsequent flooding. Both Cindy and Shannon have spoken with CenturyLink on several occasions, but feel that CenturyLink is not doing enough at this time to fix these problems. They will wait and see if they get some kind of response before they contact Senator Gardner and Representative Tipton for help.

#### BUILDING CODES

Dale Mullen, speaking as an individual and not as a Planning Commission member, stated to the board that the decision by the Planning Commission to recommend to the BOCC that they not go forward with a building and fire code was made based solely on public input from previous meetings. Planning and Zoning Director, Jackie Hobby, stated that the BOCC had not directed the Planning Commission to do fact based research on a building code. The Zoning Regulations state that they are required to have a meeting to see what the public wants. Commissioner Hood stated that she felt it was a matter of public safety and property values.

**MOTION by Commissioner Printz, that the BOCC ask the County Clerk to add to the ballot on November 7, 2017, during the county election, a question to the electorate whether to adopt the 2006 International Building Code and the 2006 International Fire Code in the unincorporated area of Custer County, and additionally to ask the County Attorney, Mr. Smith, to prepare the ballot question for the electorate that would accomplish adding the two codes to election on November 7, 2017. Motion carried with Commissioner Printz and Commissioner Hood voting in favor and Commissioner Kattnig voting against.**

The board recessed at 11:13 a.m. and reconvened at 11:19 a.m.

#### HEALTH INSURANCE

BOCC Administrative Assistant, Brenda Gaide, was contacted by an insurance company that would like to give a presentation to the board regarding health insurance for the county. They presently have two other bids.

**TOUR WITH FOREST DISTRICT RANGER**

The board received an email from Paul Crespin, San Carlos District Ranger, stating he would like to meet with the board to go over issues on forest service land and tour some of the problem areas. The board will try to schedule a meeting with him on September 18<sup>th</sup> starting at 10:00 a.m.

**BUDGET WORKSHOP**

Commissioner Hood would like to schedule a budget workshop between the board and HR/Finance Director, Dawna Hobby, and Finance Officer, John Piquette. The board set this for September 8<sup>th</sup> at 1:00 p.m.

**STAFF MEETING**

Present at the staff meeting were interim CSU Extension Office Manager, Beverly Goertz; County Treasurer, Virginia Trujillo; County Assessor, J.D. Henrich; Human Services Director, Laura Lockhart; IT Director, Chuck Ippolito; Public Health Agency Director, Elisa Magnuson; OEM Director, Cindy Howard; and Planning and Zoning Director, Jackie Hobby.

Having no further business, Commissioner Kattnig adjourned the meeting at 11:40 a.m.

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BOCC Chair, Bob Kattnig

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Attest:  
County Clerk & Recorder, Kelley S. Camper