

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
FEBRUARY 28, 2019**

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

The meeting was called to order by Commissioner Flower at 9:00 AM and the Pledge of Allegiance was led by Tom Abbott. Roll call was taken, and the following were present:

Tommy G. Flower	Chair
William R. Canda	Vice-Chair
Jay Printz	Commissioner
Kelley Camper	Clerk to the Board
Clint Smith	County Attorney

AMENDMENTS TO THE AGENDA

Move – Resolution 19-02 to beginning of New Business

MINUTES

MOTION by Commissioner Canda, to approve the minutes from the January 31st and February 5th, 6th, and 20th BOCC meetings. Motion carried unanimously.

AUDIENCE INTRODUCTIONS

Present in the audience were BOCC Administrative Assistant, Meredith Nichols; Sentinel reporter, Jackie Bubis; Peggi Collins; Cal Leslie; Charles Bogle; Dale Mullen; Tom Abbott; Scott Lundstedt; Jim Shapland; Susan Akin; Collin Joseph; Jerry Glassman; Mark Evert; Richard and Larkin Forman; David and Tresa Detillion; Brandon Rutt; SCEDD Executive Director, Shelley Dunham; Danny Smith; Martha Davis; Jeremy Hockett; Terry Napolitan; Fred Hernandez; County Sheriff, Shannon Byerly; James Jarrard; and Jeff Ivy.

COMMISSIONER ITEMS

The board reported on the various meetings they attended and individuals they met with (see attached reports for the month of January).

Custer County Economic Development Corporation President, Charles Bogle, introduced the new Southern Colorado Economic Development Executive Director, Shelley Dunham, to the BOCC.

ATTORNEY ITEMS

None

ADMINISTRATIVE ASSISTANT ITEMS

None

PUBLIC COMMENT

None

UNFINISHED BUSINESS

None

NEW BUSINESS

RESOLUTION # 19-02 (SECOND AMENDMENT SANCTUARY COUNTY)

County Sheriff, Shannon Byerly, asked County Attorney, Clint Smith, if he would draft a resolution designating Custer County as a sanctuary county for Second Amendment rights. Clint read the resolution into the record.

MOTION by Commissioner Canda, to adopt Resolution # 19-02 “A Resolution of the Board of County Commissioners for Custer County declaring said County to be a Second Amendment Sanctuary County”. Motion carried unanimously.

The board recessed at 9:56 a.m. and reconvened at 10:02 a.m.

VOUCHERS

MOTION by Commissioner Printz, to approve the vouchers for February 2019. Motion carried unanimously.

County payroll and accounts payable were:

County General	\$254,195.29
Road & Bridge	\$ 96,776.52
Emergency Services	\$ 21,321.56
Human Services	\$ 26,810.96
Self Insurance	\$ 3,265.61
Capital Improvement	\$ 1,667.00
Airport	\$ 69,910.34
Conservation Trust Fund	\$
Tourism	<u>\$ 2,926.00</u>
TOTAL	\$476,873.28

ORDINANCE # 19-01 (MARIJUANA ORDINANCE)

This was the 2nd reading of Ordinance 19-01 “An Ordinance of Custer County, a Political Subdivision of the State of Colorado, regulating residential growing, cultivating, and processing of marijuana in the unincorporated areas of said county”. County Attorney, Clint Smith, read the ordinance into the record.

MOTION by Commissioner Printz, to approve the 2nd reading of Ordinance # 19-01.

There was public comment from Danny Smith, Jeremy Hockett, Brandon Rutt, Jeff Ivy, and James Jarrard against several aspects of the ordinance that would affect medical marijuana. After discussion, it was decided to review the ordinance again before approving it.

MOTION by Commissioner Flower, to postpone the adoption of the 2nd reading of Ordinance # 19-01 until the March 29th BOCC meeting. Motion carried unanimously.

HYDROGEOLOGY DISCUSSION

Hydrogeologist and Custer County resident, Terry Gulliver, met with the BOCC to discuss volunteering his professional services to the county regarding water issues.

The board recessed at 12:02 p.m. and reconvened at 12:09 p.m.

PUBLIC COMMENT

None

EXECUTIVE SESSION

MOTION by Commissioner Printz, to go into Executive Session citing C.R.S. 24-6-402(4)(b), for the purpose of discussing a legal matter. Motion carried unanimously.

The board went into Executive Session at 12:11 p.m. The board reconvened back into regular session at 12:33 p.m. Present for the Executive Session were Commissioner Flower, Commissioner Canda, and Commissioner Printz; County Attorney, Clint Smith; BOCC Administrative Assistant, Meredith Nichols; and Clerk to the Board, Kelley Camper. Commissioner Flower confirmed that the discussion remained on topic and that no matters were adopted, and no actions or decisions were made. County Attorney, Clint Smith, confirmed this.

MOTION by Commissioner Printz, to authorize the County Attorney to move forward with any legal action as deemed appropriate, on behalf of the county, per the discussion during the Executive Session. Motion carried unanimously.

Having no further business, Commissioner Flower adjourned the meeting at 12:40 p.m.

BOCC Chair, Tommy G. Flower

Attest:
County Clerk & Recorder, Kelley S. Camper

February Commissioner Report

Commissioner Flower

Feb. 4 – Attended a Fair Board Strategic Planning committee meeting

- Feb. 4 – Attended the Prosperity Planning meeting, Tony’s Pizza
- Feb. 5 – Attended BOCC Meeting, Commissioner’s room
- Feb. 5 – Attended a meeting with Steve Kastner, Commissioner’s meeting
- Feb. 6 – Attended BOCC meeting, commissioner’s meeting room
- Feb. 6 – Attended UAWCD meeting at Ranchers Roost
- Feb. 7 – Attended Cattlemen’s Association water education program, Ranchers Roost
- Feb. 8 – Attended the Executive Round Table discussion, Tony’s Pizza
- Feb. 11 – Attended Commissioner’s workshop on water augmentation plan, Ranchers Roost
- Feb. 12 – Attended Tourism Board meeting, commissioner’s room
- Feb. 12 – Attended meeting with Bogle and Mullen to SECOM leadership, La Junta, CO
- Feb. 13 – Attended the Westcliffe Town meeting, discussed aug. plan, WC Town Hall
- Feb. 13 – Attended CDOT/CenturyLink broadband meeting, Westcliffe Community Room
- Feb. 19 – Attended Custer County Weed board meeting, commissioner’s room
- Feb. 20 – Attended BOCC Meeting in Wetmore
- Feb. 21 – Attended Airport Board meeting, airport
- Feb. 21 – Attended the Justice Center RFP questions meeting, commissioner’s room
- Feb. 21 – Attended the Strategic Plan Task Force meeting, Rancher’s Roost
- Feb. 22 – Attended the Strategic Plan Task Force meeting, Ranchers Roost
- Feb. 22 – Met with a rep from SEH architect firm, Albuquerque, NM for a tour for Justice Center
- Feb. 25 – Attended a Friends of the Beckwith reorganization of board meeting, Beckwith Ranch
- Feb. 25 - Attended the Airport board meeting with Meredith about DOLA grant, airport
- Feb. 25 – Hauled a new conference table to airport building
- Feb. 26 – Attended an ESF #11 meeting, SAR building
- Feb. 26 – Attended the CES meeting, SAR building
- Feb. 27 – Toured the fire mitigation site, Silver Cliff Ranch with Cindy Howard
- Feb. 28 – Attended the BOCC meeting, commissioner’s room
- Feb. 28 – Attended the Attainable Housing meeting, Commissioner’s room