

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
MARCH 29, 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 Mary Ellen Lesage. 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

Addition – Scanga email to water rights discussion

AUDIENCE INTRODUCTIONS

Present in the audience were BOCC Administrative Assistant, Meredith Nichols; Sentinel reporter, Jackie Bubis; Wayne Ewing; Shannon Proctor; Charles Proctor; Wilson Jarvis; Cal Leslie; San Carlos District Ranger, Destiny Chapman; U.S. Forest Service Forestry Technician, Jeff Outhier; Mary Ellen Lesage; Polly Miller; Peggi Collins; Leslie Caldwell; Tom and Ginnie Sullivan; Joe and Peggy Knight; Michael Meschke; Eric King; Stan Robinson; Angie Arterburn; Randy and Claricy Rusk; Linda Poole; Courthouse Security Officer, Mike Halpin; John Rusher; County Sheriff, Shannon Byerly; Ann Barthrop; Terry Gulliver; Diane Rose; Jerry Livengood; Valda Terauds; and Audrey Gluschke.

COMMISSIONER ITEMS

The board reported on the various meetings they attended and individuals they met with.

ATTORNEY ITEMS

County Attorney, Clint Smith, reported on several items he has been working on.

ADMINISTRATIVE ASSISTANT ITEMS

None

PUBLIC COMMENT

Cal Leslie commented on the UAWCD water augmentation plan.

STAFF REPORTS

TREASURER’S REPORT

County Treasurer, Virginia Trujillo, met with the board to give the monthly report for February.

MOTION by Commissioner Printz, to approve the Treasurer’s report for the month of February. Motion carried unanimously.

UNFINISHED BUSINESS

None

NEW BUSINESS

VOUCHERS

MOTION by Commissioner Canda, to approve the vouchers for March 2019. Motion carried unanimously.

County payroll and accounts payable were:

County General	\$257,974.84
Road & Bridge	\$ 95,746.59
Emergency Services	\$ 57,354.65
Human Services	\$ 35,709.55
Self Insurance	\$
Capital Improvement	\$
Airport	\$ 1,362.08
Conservation Trust Fund	\$
Tourism	<u>\$ 4,304.32</u>
TOTAL	\$452,452.03

BASSICK MINE PLAQUING

The Ancient and Honorable E Clampus Vitus (ECV) representatives Michael Meschke, Eric King, and Stan Robinson met with the board to get their approval to erect a plaque commemorating the historical site of the Bassick Mine. They plan to put the plaque up on June 21st.

MOTION by Commissioner Canda, to authorize the proposal to plaque the Bassick Mine by the AI Packer ECV chapter. Motion carried unanimously.

TOURISM BOARD BYLAWS

Tourism Board member, Peggi Collins, presented the board with updated bylaws. Part of the changes were changing the name from the Tourism Board to the Tourism Bureau, which they felt was more “user friendly”. After discussion, the BOCC decided to keep it as a “board” to stay consistent with other county boards.

MOTION by Commissioner Printz, to approve the bylaws for the Custer County Tourism Board as amended. Motion carried unanimously.

JUSTICE CENTER DESIGN CONTRACT AWARD

County Sheriff, Shannon Byerly, reported that the interview sub-committee for the Justice Center Committee met on March 26th to interview the top five architectural firms for the

Justice Center Design. Each firm gave a presentation and then answered questions from the committee. The committee recommends that Reilly Johnson be chosen for the design.

MOTION by Commissioner Canda, to accept the recommendation of the Judicial Center Committee to hire Reilly Johnson Architecture to do an architectural design for the Justice Center for \$65,800. Motion carried unanimously.

Shannon stated that the money to pay for the design will come from DOLA and the Underfunded Courthouse grant.

U.S. FOREST SERVICE DISTRICT RANGER INTRODUCTION

U.S. Forest Service Forestry Technician, Jeff Outhier, met with the board to introduce Destiny Chapman to them. Paul Crespino retired last year, and she is taking his place as the new San Carlos District Ranger. Destiny updated the board on projects they are currently working on. She asked the board if they could modify Resolution # 17-09, which closed County Road 386. They would like to re-open a portion of the west end of that road to the public. County Attorney, Clint Smith, will review the resolution. It will be discussed at the April 2nd BOCC meeting.

The board recessed at 10:34 a.m. and reconvened at 10:40 a.m.

WATER RIGHTS LEGAL COUNSEL

The board discussed if they should hire a water attorney to discuss the Upper Arkansas Water Conservancy District water augmentation plan that was filed, and what the options for them as the Board of County Commissioners are.

MOTION by Commissioner Printz, to authorize up to \$4,000 to hire a water attorney to explore what options that the BOCC has with water case # 3076. Motion carried unanimously.

ORDINANCE # 19-01 (MARIJUANA ORDINANCE)

The board held the second reading of Ordinance # 19-01 during the February 28th BOCC meeting. Because of the amount of opposition to parts of the ordinance during that meeting, the ordinance was not approved at that time. The ordinance has since then been amended.

The board recessed at 12:14 p.m. and reconvened at 12:20 p.m.

MOTION by Commissioner Printz, to amend the agenda to strike “2nd reading and adoption” and insert “1st reading and approval”. Motion carried unanimously.

MOTION by Commissioner Canda, to withdraw the January 31st first reading and approval of Ordinance # 19-01. Motion carried unanimously.

County Attorney, Clint Smith, conducted the 1st reading of Ordinance # 19-01. He read the ordinance into the record.

MOTION by Commissioner Printz, to approve the 1st reading of Ordinance # 19-01. Motion carried unanimously.

PUBLIC COMMENT

Commissioner Flower asked that a special meeting with the Economic Development Corporation regarding the Economic Development Administration grant be scheduled for April 3rd at 2:00 p.m.

Having no further business, Commissioner Flower adjourned the meeting at 12:52 p.m.

BOCC Chair, Tommy G. Flower

Attest:
County Clerk & Recorder, Kelley S. Camper

March Commissioner Report

Commissioner Flower

- Mar. 3 – Attended Fair Board meeting, D. Rose’s office
- Mar. 5 – Attended BOCC Meeting, commissioner’s room
- Mar. 5 – Attended the Justice Center RFP Review Committee Meeting, Courtroom
- Mar. 5 – Attended the Saddle Club board of directors meeting, Bull Domingo
- Mar. 6 – Attended BOCC Meeting, commissioner’s room
- Mar. 6 – Conducted the VSO Interviews, commissioner’s room
- Mar. 6 – Attended the BOCC Special Meeting, hiring VSO officer, commissioner’s room
- Mar. 7 – Attended BOCC workshop with Planning and Zoning officer, commissioner’s room
- Mar. 8 – Attended the Executive Round Table Discussion, Rancher’s Roost
- Mar. 12 – Attended the Republican Central Committee Meeting, Annex
- Mar. 14 – Attended Mark Howard Court Hearing, courtroom
- Mar. 14 – Attended the Upper Arkansas Water District Meeting, Salida
- Mar. 18 – Attended Tourism Board meeting, commissioner’s room
- Mar. 19 – Attended the ED Strategic Planning meeting – Tony’s Pizza
- Mar. 20 – Attended BOCC meeting – Wetmore
- Mar. 21 – Attended the Task Force/Commissioners Workshop, commissioner’s room
- Mar. 21 – Attended the Justice Center Committee RFP meeting, commissioner’s room
- Mar. 25 – Attended a Water Workshop with Commissioners and local citizens
- Mar. 26 – Sat in on the Justice Center Architects Oral Presentations, courtroom
- Mar. 28 – Attended the Joint Meeting of CART, Chamber, Tourism, EDC, Westcliffe Town Hall
- Mar. 29 – Attended the BOCC meeting, commissioners’ room
- Mar. 29 – Attended the CDOT