

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING  
FEBRUARY 19, 2020**

THE BOARD OF COUNTY COMMISSIONERS OF CUSTER COUNTY MET IN REGULAR SESSION IN THE WETMORE COMMUNITY BUILDING.

The meeting was called to order by Commissioner Flower at 9:00 AM and the Pledge of Allegiance was led by Elliot Jackson. 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

**AUDIENCE INTRODUCTIONS**

Present in the audience were BOCC Administrative Assistant, Cara Evans; Ruth Roper; Tribune reporter, Elliot Jackson; Alden Gray; Lisa Drew; Planning and Zoning Director, Jackie Hobby; John and Ruth Spaar; Sentinel reporter, Jackie Bubis; Bob Tobin; Ron Beckner; and Joanne Canda.

**AMENDMENTS TO THE AGENDA**

**MOTION by Commissioner Flower, to move “Resolution for the Airport grant” and “AWOS Grant Contract” to below “water line Saddle Club” on the agenda. Motion carried unanimously.**

**COMMISSIONER ITEMS**

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

**UPPER ARKANSAS WATER CONSERVANCY DISTRICT REPORT**

Commissioner Flower reported on the UAWCD meeting he attended.

**ATTORNEY ITEMS**

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

**ADMINISTRATIVE ASSISTANT ITEMS**

None

**PUBLIC COMMENT**

West Custer County Hospital District Executive Director, Lisa Drew, asked the board if they had received the letter the Hospital Board sent requesting that both boards have a meeting on February 27<sup>th</sup> to discuss ambulance service to the Eastern part of the County. John Spaar inquired about putting a question on the ballot for ambulance service to the Eastern part of the County.

**UNFINISHED BUSINESS**

None

**NEW BUSINESS**

**ORDINANCE 20-01 / FIRE RESTRICTION ORDINANCE**

County Attorney, Clint Smith, stated that the first reading of Ordinance 20-01 was held on February 4<sup>th</sup>. He then conducted the second reading, which was by title only.

**MOTION by Commissioner Canda, to adopt Ordinance 20-01 “an Ordinance restricting open fires and open burning in the unincorporated areas of Custer County and also including the incorporated Towns of Silver Cliff and Westcliffe”. Motion carried unanimously.**

**JOINING THE CHAMBER OF COMMERCE**

Custer County Chamber of Commerce Board Member, Ron Beckner, asked the BOCC to become members of the Chamber of Commerce at the Crestone level. Ron stated there are three membership levels which include Crestone (\$350/year), Challenger (\$150/year), and non-profit. The membership year runs from July 1<sup>st</sup> through June 30<sup>th</sup>, so the membership right now is being offered at half price.

**MOTION by Commissioner Printz, to join the Custer County Chamber of Commerce at the Crestone Level. Motion carried unanimously.**

**SADDLE CLUB WATER LINE**

Wet Mountain Valley Saddle Club (WMVSC) board member, Ron Beckner, informed the board that he had gotten a bid on the 6” pipe that will be used to replace the water line. The price of the pipe should go down by April, so Ron proposes to purchase the material in April so the dirt work can be started by May 1<sup>st</sup>.

**MOTION by Commissioner Flower, to reject Round Mountain Water and Sanitation District’s proposal to install an 8” water line through Saddle Club property. Motion carried unanimously.**

Commissioner Flower will schedule another workshop between all the entities to see if Round Mountain has a better proposal. Ron also addressed the \$7,700 water bill that the Saddle Club repaid to the County for the water leak. He stated that in the contract between the Saddle Club and the County that maintenance and repair of the water line in the responsibility of the County. Commissioner Flower stated that the County was going to be paying for most of the cost of fixing the water line, so he wanted the Saddle Club to take that into consideration.

The board recessed at 10:33 a.m. and reconvened at 10:38 a.m.

**RESOLUTION 20-07 / AIRPORT GRANT**

Commissioner Canda stated that the Airport Board had received a \$222,222.00 grant from the Colorado Aeronautical Board. The BOCC needs to adopt a resolution that appoints a point of contact for the grant and outlines the grant requirements.

**MOTION by Commissioner Flower, to adopt Resolution 20-07 “a Resolution concerning an agreement between Custer County, a political subdivision of the State of Colorado, and the Colorado Aeronautical Board”. Motion passed unanimously.**

AWOS CONTRACT

**MOTION by Commissioner Flower, to remove “AWOS Grant contract” from the agenda. Motion carried unanimously.**

REACH AIR AMBULANCE

This was discussed during the February 4<sup>th</sup> BOCC meeting. The cost to the County would be \$20,274.49 annually. Any individual that lives within the boundaries of the County would be covered if they needed to be transported by an air ambulance.

**MOTION by Commissioner Printz, to counter propose REACH’s contract to include anyone in the County, not just limited to residents; and to have Lisa Drew assist with drafting the document to get the language right. Motion failed with Commissioner Printz voting in favor of; and Commissioner Flower and Commissioner Canda voting against.**

PLANNING AND ZONING REPORT

Planning and Zoning Director, Jackie Hobby, met with the board to give the monthly report.

Commissioner Canda left the meeting at 11:54 a.m.

FILING LAWSUITS FOR ZONING VIOLATIONS

Planning and Zoning Director, Jackie Hobby, informed the board that her office is currently holding a promissory note for someone for a building permit that has not been paid. She has sent out several letters requesting payment but has not gotten a response. She would like to proceed with litigation against this person.

**MOTION by Commissioner Flower, to authorize County Attorney, Clint Smith, to proceed with litigation on the promissory note with schedule # 102-36-165. Motion carried unanimously with Commissioner Flower and Commissioner Printz voting in favor of. Commissioner Canda was absent.**

RESOLUTION 20-05 / LANDFILL EXPANSION FUND

**MOTION by Commissioner Printz, to adopt Resolution 20-05 “a Resolution of Custer County, a political subdivision of the State of Colorado, hereby creates a Landfill Expansion Fund to be established and maintained by the Custer County Treasurer”. Motion carried unanimously with Commissioner Flower and Commissioner Printz voting in favor of. Commissioner Canda was absent.**

RESOLUTION 20-06 / JUSTICE CENTER FUND

**MOTION by Commissioner Printz, to adopt Resolution 20-06 “a Resolution of Custer County, a political subdivision of the State of Colorado, hereby creates a Justice Center Fund to be**

**established and maintained by the Custer County Treasurer”. Motion carried unanimously with Commissioner Flower and Commissioner Printz voting in favor of. Commissioner Canda was absent.**

**RESOLUTION 20-05 / LANDFILL EXPANSION FUND**

Commissioner Flower discovered that the statement “other revenue streams for said account shall be established as the Board of County Commissioners deems appropriate” was missing from Resolution 20-05.

**MOTION by Commissioner Printz, to rescind the motion of adopting Resolution 20-05. Motion carried unanimously with Commissioner Flower and Commissioner Printz voting in favor of. Commissioner Canda was absent.**

**MOTION by Commissioner Flower, to adopt Resolution 20-05 “a Resolution of Custer County, a political subdivision of the State of Colorado, hereby creates a Landfill Expansion Fund to be established and maintained by the Custer County Treasurer” with the addition of the wording “other revenue streams for said account shall be established as the Board of County Commissioners deems appropriate”. Motion carried unanimously with Commissioner Flower and Commissioner Printz voting in favor of. Commissioner Canda was absent.**

**PUBLIC COMMENT**

Jackie Bubis inquired what fund the \$175 Chamber of Commerce membership fee will come out of. Commissioner Flower informed her it would come out of Community Outreach.

Having no further business, Commissioner Flower adjourned the meeting at 12:31 p.m.

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BOCC Chair, Tommy G. Flower

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Attest:  
County Clerk & Recorder, Kelley S. Camper