

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING, FEBRUARY 9, 2009**

THE BOARD OF COUNTY COMMISSIONERS OF CUSTER COUNTY MET IN REGULAR SESSION WITH THE FOLLOWING MEMBERS PRESENT:

Lynn Attebery	Chairman
Jim Austin	Vice-Chairman
Carole Custer	Commissioner
Kris Lang	Deputy Clerk to the Board

Also present Nora Drenner reporter for the Wet. Mountain Tribune and several community members.

AGENDA

Call meeting to order
Approval of Minutes, January 29 & 30, 2009
Old Business
Administrative/Staff Reports
County Health Nurse Report
Tobacco Education & Prevention Coordinator
Human Resource & Financial Manager Report
Social Service Report
Road and Bridge Report
Land Use Boundary Clarification

The meeting was called to order at 10:00 AM and the Pledge of Allegiance was recited.

Commissioner Attebery stated the approval of the minutes from January 29 and 30 of 2009 would be deferred until a later date.

Commissioner Custer gave an updated report on the Hanssen Haus Resource Center.

Commissioner Attebery reported on the Bike with Pike Tour 2009.

Commissioner Austin gave an update report on the three (3) Recycling Bins the County ordered on February 2, 2009.

The Board joined the county employees in wishing Commissioner Custer a belated Happy Birthday.

MOTION by Commissioner Custer, seconded by Commissioner Austin:

To accept and sign the Contract and Exhibit A between the Custer County Board of Commissioners ("County") and the American Legion Post 170 ("Legion") for specified lockable storage in the basement of the Hanssen Haus Resource as amended by County Attorney, John Naylor. The contract is for the period of January 1, 2009 through December 31, 2029. Motion carried unanimously.

Approved 2/26/09

Commissioner Attebery gave a brief report on the court house flag maintenance proposed by the American Legion Post 170. The BOCC signed a letter of the protocol acceptance and support..

Donna McDonnall, County Health Nurse met with the BOCC and gave the Public Health Nursing Service monthly report for January 2009

Jean Mavromatis, Tobacco Education & Prevention Coordinator gave her monthly report for January and February of 2009. She submitted a Proclamation declaring February 15-21, 2009 as Through with Chew Week.

MOTION by Commissioner Attebery seconded by Commissioner Custer:

To sign the Proclamation as presented. Motion carried unanimously.

PROCLAMATION

WHEREAS, Custer County is concerned about the health and welfare of its citizens, and
WHEREAS, youth and adults are known to use chew (spit) tobacco, and
WHEREAS, the use of spit tobacco by adults, high school and middle school students in Custer County exposes them to the harmful health effects of spit tobacco and
WHEREAS, spit tobacco contains 28 known carcinogens including formaldehyde, nickel, polonium-210 (a radioactive compound) and can contain up to 100 times the level of nitrosamines lawfully permitted in regulated products like bacon or beer, and
WHEREAS, spit tobacco users are up to 50 times more likely to get oral cancer than non-users, and
WHEREAS, spit tobacco increases a person's risk of cancers of the lip, tongue, cheeks, gums, floor and roof of the mouth, throat, larynx and esophagus
NOW, THEREFORE, the Board of Commissioners of Custer County, do hereby declare the week of February 15-21, 2009, as THROUGH WITH CHEW WEEK
Lynn Attebery, Chairman Custer County Board of County Commissioners.

Dawna Hobby, Human Resource/Finance Manager met with the BOCC and gave her monthly report .

The BOCC recessed at 11:58 AM.

The BOCC reconvened at 12:15 PM.

Commissioner Custer presented a letter addressed to Key West Lock and Security Consultants regarding the submitted estimate/bid fee.

MOTION by Commissioner Attebery, seconded by Commissioner Austin:

To sign the letter as presented. Motion carried unanimously.

MOTION by Commissioner Attebery, seconded by Commissioner Custer:

To approve the purchase of a soni-clear licensed key for the recorder used by the Administrative Assistant to the BOCC. Motion carried unanimously.

Commissioner Attebery reported that Deputy Mike Halpin proposed having a bomb threat checklist available at each of the county phones and the Board suggested Deputy Halpin contact the county department heads in this regard and that the topic be reviewed and discussed at the end of the month staff meeting.

Commissioner Attebery reported that the Wetmore Fire Department will provide the labor for the refurbishing of the Wetmore Community Center parking lot as part of their required contribution for the Conservation Trust Fund Monies. He also confirmed the Wetmore Fire Department is active on the Silver Cliff to Westcliffe Trails.

Commissioner Austin gave an update on the proposed tire recycling project at the county landfill and said further discussion and review of the feasibility of the project was scheduled on March 18, 2009 at the BOCC work session. Commissioner Custer suggested inviting Beth Lenz of UAACOG Recycling and Christy Veltrie of High County Recycling to attend the work session.

Commissioner Austin proposed offering the old house on landfill property to the fire department for practice drills. The Board determined the proposal would be reviewed with the county attorney at the February 10, 2009 BOCC meeting.

The BOCC recessed for lunch at 12:45 PM.

The BOCC reconvened at 1:30 PM.

Dave Trujillo, Road and Bridge Supervisor met with the BOCC and gave his January 2009 monthly report

Sheriff Fred Jobe outlined the on-going legal issue between Robert Hamilton and Mike Halpin regarding the understanding of the easement on CR 390. The Board determined the matter would be discussed and review with the county attorney at the February 10, 2009 BOCC meeting.

Commissioner Attebery addressed the Land Use Boundary Clarification agenda item. He advised the County Surveyor, Kit Shy and the County Attorney, John Naylor were on the February 2009 BOCC agenda in this regard.

MOTION by Commissioner Attebery, seconded by Commissioner Custer:

Authorizing Chuck Ippolito, IT Director to purchase McAfee virus protection for the BOCC's Administrative Assistants computer

MOTION by Commissioner Custer, seconded by Commissioner Austin:

To adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 2:40 PM.

Debbie Livengood, Clerk and Recorder
Attest

Lynn Attebery
Chair