

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING, MAY 17, 2011**

THE BOARD OF COUNTY COMMISSIONERS OF CUSTER COUNTY MET IN REGULAR SESSION IN THE WETMORE FIRE STATION, WETMORE, COLORADO.

Commissioner Lynn Attebery called the meeting to order at 6:00 PM and the Pledge of Allegiance was recited.

Roll Call was taken:

Lynn Attebery	Chairman	Present
Jim Austin	Vice-Chairman	Present
Allen Butler	Commissioner	Present
Kris Lang	Deputy Clerk to the Board	Present

Also present were: Rich Aher, Sandra Attebery, Hannah Carbaugh, Justin Carbaugh, Abel Chavez, Ellen Cooper, Betty Cox, Nan Davenport, Kevin Day, Bill Donley, Vicky Donley, Barbara Goetz, Kristi Geroux, Alden Gray, Anne Hayward, Dave Hayward, Barbara Hoehn, Gary Hoehn, Sheriff Jobe, Pam Koons, Jim Little, Debbie Livengood, Richard Lowe, Donna McDonnall, Stephanie Morales, John Natalie, Corey Philips, Bob Seei, Kathy Seei, Marlene Smith, John Spaar, Gail Stoltzfus, Dave Trujillo, Christy Veltrie, Dee West, and George Withers.

AGENDA:

Call meeting to order

Pledge of allegiance

Roll Call

Amend agenda

Approval of minutes – April 29, May 2, 3 of 2011

Audience introduction

Public Comments

Liquor License – Clerk and Recorder, Debbie Livengood

Wet Mountain Goods, Wetmore Colorado

Abel Chavez – Century Link State & Local Government Affairs Director
re: broadband service in the Wetmore area

Christy Veltrie, Town of Westcliffe Mayor – ATV Ordinance

Public Health Report – Donna McDonnall

Treasurer Report – Virginia Trujillo Rescheduled to 5/31/11

Pam Koons, Frontier Pathways Scenic & Historical Byway Director –
National Scenic Byway Program Grant/Geo-Caching the Byway

Old/New Business:

Wetmore Project Status update

Flight for Life Helipad update

Second Light in the Wetmore Area update

Wetmore Community Center Signage discussion

MOTION by Commissioner Attebery, seconded by Commissioner Butler:

To accept the posted agenda. The motion carried unanimously.

MOTION by Commissioner Butler, seconded by Commissioner Austin:

To approve the minutes of April 29, May 2, 3, 2011 as presented. The motion carried unanimously.

Commissioner Attebery asked if anyone had any public comments. Hearing none he continued with the meeting.

Commissioner Attebery introduced 911 Representative Kristi Geroux. He said that Ms. Geroux was in attendance to answer any questions from the audience regarding the electronic emergency reverse 911 evacuation calls during the Sand Gulch fire. Bill Donley requested clarification of the fire jurisdictions involving Custer, Fremont, and Pueblo County. Dee West commented that the fire caused a power outage and therefore the electronic reverse 911 calls did not reach all the residents. Ms. Geroux explained that completion of the reverse 911 calls are attempted three times. She recommended that each household have one hardwire telephone for notification in the event of a power outage. She suggested that concerned residents provide the 911 emergency dispatch office with a cell phone number for notification. Ms. West shared concern that cell phone reception in the area was unreliable. Ms. Geroux commented that reverse 911 calls are not mandatory and are a courtesy and consideration provided to the residents of Custer County. Sheriff Fred Jobe stated that reverse 911 calls are a tool along with door to door canvassing under an emergency situation.

Commissioner Attebery gave an update on the Wetmore project. He thanked the road and bridge departments of Wetmore and Westcliffe for their assistance and support during the demolition and clean up of the property. He explained that the road and bridge trucking process was two fold. The trucks hauling the debris from the Wetmore site to the Westcliffe landfill were returned filled with gravel from the Westcliffe pit to the Wetmore road and bridge facility. Commissioner Attebery reported that the State of Colorado has issued a payment to Custer County for the asbestos abatement in the building. Mr. Donley asked if the road and bridge department would place a dead end or no outlet sign on the road leading to the Wetmore Community Center.

Commissioner Austin said he was in discussion with CDOT regarding the determination of the right-of-way on the property in the Wetmore area being considered for the installation of a second light. Commissioner Attebery stated he will contact San Isabel Electric regarding the cost of a second light following the written approval from CDOT approving and confirming the installation.

Commissioner Attebery reported that millings for the helipad near the Wetmore fire department were currently being reviewed and negotiated with CDOT. Commissioner Austin expressed concern regarding the liability of the helipad. Mr. Donley confirmed that the helipad was insured under a rider of the fire department insurance policy coverage.

Debbie Livengood, Clerk and Recorder presented a liquor license application for Wet Mountain Goods, Wetmore, Colorado. She said that the establishment has had a 3.2 license since 2004 and the owners are requesting a second liquor license to serve beer and wine within a specific restaurant area. Ms. Livengood reported that the required posting, publication and petition approval have been satisfied and that the application was complete and in order. She said the investigated report from the sheriff's office was without incident.

MOTION by Commissioner Butler, seconded by Commissioner Austin:
To approve the liquor license as presented. The motion carried unanimously

Abel Chavez, Century Link State & Local Government Affairs Director addressed the audience and gave a summary of Century Link's recent acquisition of Q-West. He said combined they are a strong telecommunications company that will provide increased and enhanced service to their customers. He stated that Century Link will be forming a new context that is locally driven. He introduced Stephanie Morales and Corey Phillips and said they were the local operating managers for the regional area. He provided a sign up sheet for residents interested in obtaining broadband service. He said the level of interest will help dictate the outcome. He explained that currently broadband service in the Wetmore area is accessible from the remote station near the Wetmore General Store and Restaurant and is able to provide service for approximately three miles. Mr. Chavez stated that any additional broadband service in rural areas would be reviewed and determined by distance and population density. He reported the stimulus bill passed in 2009 was allocated for subsidies to provide broadband service to rural areas. Kathy Seei said that the Bottom Up Economic Development Plan initiated by the Governor of Colorado also addresses broadband telecommunications.

Christy Veltie, Town of Westcliffe Mayor announced that on May 10, 2011 the Board of Trustees in a 4-2 vote passed an ordinance allowing the use of ATV's, golf carts and similar four-wheel vehicles to travel along the Town of Westcliffe streets. She said that although the state law prohibits off-road vehicles on state highways, municipalities are allowed to adopt regulations approving the usage on public streets and roads. Mayor Veltie remarked that the Town of Silver Cliff had approved a similar ordinance for the usage several years ago. She said she was asking the county to allow OHV-ATV use on the county roads. She specified the usage would provide access to the motorized trails in the Sangre De Cristo's. Mayor Veltie presented a copy of Ordinance #2-2011 for review. An ordinance for the addition of chapter 3, title 9 motor vehicles and traffic to the town of Westcliffe's municipal ordinance for the regulation of the use of off highway vehicles, including all terrain vehicles and golf carts on the streets and roadways under the jurisdiction of the town of Westcliffe, Colorado. She asked the county to consider adopting a similar ordinance. She proposed establishing a committee to review the option. Sheriff Fred Jobe expressed concern regarding potential accidents as a result of OHV-ATV vehicle use on public roads. He encouraged the Board to go slow in considering the request. Following a discussion the Board agreed to continue discussion on the matter. The BOCC will consider the development of a committee with officials and representatives from the county, the two towns, the road and bridge department and the forest service.

Donna McDonall, Public Health Nurse and Gail Stoltzfus, RN met with the BOCC and gave a report. Ms. McDonall said that 18 childhood and 8 adult immunizations were administered in April 2011 along with 29 blood pressure screenings. She reported that 623 participants took advantage of the free and/or low-cost screenings at the 9 Health Fair held on April 9, 2011. She expressed thanks and appreciation to the coordinators and volunteers of the event. Ms. McDonall gave a brief explanation of the hantavirus. She stated that hantaviruses are a group of viruses that are carried by rodents. She said a person may be exposed to hantavirus by breathing contaminated dust after disturbing or cleaning rodent droppings or nests, or by living or working in a rodent infested setting. She recommended that the citizens always take precautions when cleaning, sealing and trapping rodent-infested areas. Ms. Stoltzfus distributed the Healthy People Climb Mountains Easier pamphlets from the Custer County Public Health Agency. She also gave a summary on the Custer Health Program.

Pam Koons, Frontier Pathways Scenic & Historical Byway Director addressed the BOCC and presented a National Scenic Byway Program Grant/Geo-Caching the Byway application for the Boards review and approval. The \$8,000-\$10,000 grant funding would be used for research, implementation and registration of 30-40 geo-cache sites in Custer County in 2012. Ms. Koons requested a letter of support from the BOCC and a county match of \$500. She said that the matching funds would only be requested if the county 2012 budget allowed for those amounts.

MOTION by Commissioner Austin, seconded by Commissioner Butler:

To provide a letter of support for the program and the grant application. The letter of support will state that the monetary requests from the county would be reviewed during the 2012 budget hearings. Commissioner Attebery recused himself from the motion stating he was a member of the Frontier Pathway Scenic Historical Byway Board of Directors. The motion passed.

Marlene Smith expressed concern regarding the accumulation of vehicles, trash and debris on the property at 26365 Highway 96. Commissioner Attebery responded that Custer County does not have a junk ordinance and suggested that Ms. Smith submit a letter of concern/complaint to the BOCC. The Board can then refer the written concern to the planning and zoning department for review.

Commissioner Attebery remarked that with the removal of the building on the Wetmore project property, the community center and library are now visible from the road. He said that the community might consider signage. Alden Gray suggested that the topic be discussed and reviewed by the Wetmore Community Center Board (WCCB). He said the WCCB will report back to the BOCC.

Commissioner Austin suggested that a letter of appreciation be sent to the American Red Cross for their help and assistance during the Sand Gulch fire. Following a brief discussion the Board agreed that the correspondence should be initiated by the Office of Emergency Management.

Commissioner Austin expressed concern regarding the Custer County Conserves Strategic Sustainability Plan (CCCSSP) submitted by Karin Milisavljevich, CSU Energy Coordinator and Robin Young, CSU Extension Custer County Agent. He said the CCCSSP was presented at the BOCC meeting scheduled in Wetmore on March 15, 2011 with a request for a final approval by the Board at the BOCC meeting on April 29, 2011. Commissioner Austin said that the preparation of the CCCSSP was a recommendation from the Colorado State University. He commented that the majority of the objections expressed at the April 29, 2011 meeting referenced Agenda 21. He explained that Agenda 21 is an action plan of the United Nations related to sustainable development. He said that no one involved knew what Agenda 21 was and that all the efforts were done innocent of any connection to Agenda 21.

Commissioner Austin said he wanted to identify the fact that the volunteer committee for this plan spent numerous uncompensated hours preparing and developing the CCCSSP. He said that he feels bad that the county and the BOCC did not support the efforts of the committee. He stated that he is requesting a form of resolution from the Board in this regard.

MOTION by Commissioner Butler, seconded by Commissioner Austin:

To adjourn the meeting. The motion carried unanimously.

The meeting was adjourned at 8:35 PM.

Debbie Livengood, Clerk and Recorder
Attest

Lynn Attebery,
Chairman