

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
JULY 19, 2016**

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

The meeting was called to order by Commissioner Attebery at 9:03 AM and the Pledge of Allegiance was recited. Roll call was taken and the following were present:

Lynn Attebery	Chairman
Kit Shy	Vice-Chairman
Bob Kattnig	Commissioner
Kelley Camper	Clerk to the Board
John Naylor	County Attorney
Clint Smith	Assistant County Attorney

AMENDMENTS TO THE AGENDA

There were no amendments to the agenda.

AUDIENCE INTRODUCTIONS

Present in the audience were BOCC Administrative Assistant, Brenda Gaide; County Sheriff, Shannon Byerly; County Road and Bridge Department – Rusty Christensen, Kevin Day, Larry Haynes, and Roger Squire; John and Ruth Spaar, Alden Gray, Margie White, John Johnston, Jay Printz, Rose Hidlebaugh, Ruth Roper, George Withers, Dan Bubis, Jackie Bubis with the Sentinel, and Beth Lenz and Autumn Dever with UAACOG.

APPROVAL OF MINUTES

MOTION by Commissioner Shy, seconded by Commissioner Kattnig, to approve the minutes from the June 30th, July 5th, 6th, and 13th 2016 BOCC meetings. Motion carried unanimously.

PUBLIC COMMENT

There was public comment from Jay Printz.

COMMISSIONER ITEMS

Commissioner Kattnig attended several meetings: a hazard mitigation planning meeting; a first net group meeting; six fire liaison meetings; and a Custer County communications committee meeting.

Commissioner Shy stated that he also attended the first net meeting.

ATTORNEY ITEMS

Assistant County Attorney, Clint Smith, stated he had received the final documentation for the landfill closure and recommended that the BOCC sign it.

MOTION by Commissioner Shy, seconded by Commissioner Kattnig, to sign the agreement for the landfill closure. Motion carried unanimously.

Clint also spoke with Heidi Potter regarding the Hamilton lawsuit to advise her that it will now be handled at the local level. He would like to have an executive session August 3rd so that he will know how to proceed.

NEW AND OLD BUSINESS

County Sheriff, Shannon Byerly, gave an update on the Hayden Pass fire. It has burned 16,000 acres and is now 30% contained. Commissioner Kattnig passed along a message from the Fremont County Sheriff acknowledging the great job that the Sheriff's Office and the posse have done.

AIRPORT HANGAR REPAIR

Commissioner Shy reported that the skylight at the airport has been repaired and Roger Camper will submit an estimate for the repair to the hangar.

WETMORE COMMUNITY CENTER/LIBRARY PROJECT

Commissioner Shy gave an update on the project. He received a brick count and spoke with Tom Welte with Summit Brick about getting the bricks which would help with the cost of the project. Tom will stop by the Community Center to match the color of the bricks. Commissioner Kattnig brought up a deed restriction that is on the deed to the Community Center that was done January 6, 1978. He would like to see this deed restriction removed so it doesn't cause problems in future years.

Commissioner Attebery stated that there will be a group looking at the Courthouse on July 21st regarding the underfunded courthouse grant.

BOCC Administrative Assistant, Brenda Gaide, gave a report on the USDA grant for the WCCLP kitchen that would give approximately \$20,000 towards upgrades to the kitchen.

2016 HOUSING REHABILITATION APPLICATION

UAACOG Regional Housing Director, Autumn Dever, informed the BOCC that she is working on the annual application to the Colorado Division of Housing for the funding and continuation of the Single Family Owner Occupied Housing Rehabilitation program. She is asking the BOCC for approval to operate and administer the Housing Rehab program and for local support for the program. Fremont County will be the lead county for this program. The BOCC needs to sign an IGA with Fremont County and two attachments to the application.

MOTION by Commissioner Kattnig, seconded by Commissioner Shy, to support the Housing Rehabilitation Program and to consider waiving septic tank fees on a case by case basis. Motion carried unanimously.

US FOREST SERVICE ROAD AGREEMENT

Road and Bridge supervisor, Rusty Christensen, stated that this is an annual agreement between the County and the US Forest Service stating that the County will maintain certain forest service roads within the county.

MOTION by Commissioner Kattnig, seconded by Commissioner Shy, to approve the US Forest Service Agreement as presented. Motion carried unanimously.

FIRST STATE BANK/SKY PEAK PARTNERS

Zoning Director, Jackie Hobby, stated that the person wanting to purchase Shining Mountain Estates, formerly owned by Sky Peak Partners, is not willing to pay 5% of the purchase price that is owed to the County upon the selling of the property. First State Bank owns the remaining 11 lots now and is also not willing to pay the 5%. Jackie cannot find any record of the 5% being paid on the previous lots that were sold. Assistant County Attorney, Clint Smith, feels that when the bank foreclosed on the property, the responsibilities that go along with the property became theirs, along with the 5% owed when the lots sell. Commissioner Kattnig would like to table the discussion until the July 29th BOCC meeting when someone from First State Bank could attend.

Having no further business, Commissioner Attebery adjourned the meeting at 10:47 AM.

BOCC Chairman, Lynn Attebery

Attest:
County Clerk & Recorder, Kelley S. Camper