

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING, MAY 21, 2007**

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

Dick Downey	Chairman
Kit Shy	Vice-chair
Carole Custer	Commissioner
Debbie Livengood	Clerk to the Board

Also present was Nora Drenner, the reporter for the Wet Mountain Tribune.

Meeting was called to order at 8:55am.

The pledge was recited.

Jean Mavromatis met with the Board to have the chairman sign the contract with the Colorado Department of Public Health and Environment for the STEPP Grant. This grant is in the amount of \$31,997.00 for the fiscal year 2007 - 2008.

Craig Feldmann met with the Board to have the chairman sign the contract for the Annual Fire Operating Plan between the county and the state. This contract goes through April 30, 2008. Commissioner Downey informed those present that he has been appointed to this Board.

Commissioner Downey reported that he had attended a meeting in Colorado Springs, concerning Courthouse Security. According to Commissioner Downey, there is a bill that has passed through legislation that will allow the court system to charge court costs on cases to help pay for security updates. Commissioner Downey would like the Board, along with the local judge, district judge, court administrator for our region, and our sheriff's department to meet and discuss what is needed.

Wilbur Miller met with the Board asking them to waive his permit fee for an open-end accessory structure. The structure will replace the one that blew down in our last storm. The zoning office told Mr. Miller that if he replaced the structure in its original state there would be no charge. However, Wilbur would like to rotate the barn 90 degrees changing the direction of the opening, helping with the wind blowing into the structure and tearing it down again.

*Commissioner Downey made a motion seconded by Commissioner Custer to waive the zoning fees. Motion carried unanimously.*

Commissioner Shy gave an update of the CES meeting he attended. Donna McDonald reported that the generator that was donated to the school has been delivered. There was some discussion about the need for a generator at the Search and Rescue Building. The

Office of Emergency Management has the capability of issuing ID cards now. They are in the stage of deciding what information should be on the card.

Commissioner Shy attended a three-day Incident Command System Level 300 training class that was held by CES at the Westcliffe firehouse. There will be another training on May 22<sup>nd</sup> and 23<sup>rd</sup> for the level 400.

There was a disruption in the 800mhz radios with the recent power outage since the generator has not been installed yet. The emergency service personnel are finding areas in the county that the 800mhz radios are not working.

The chairman of the Board signed the contract with the Department of Local Affairs, Division of Emergency Management.

Christy Feldmann reported that the Emergency Operating Plan for the county needs to be re-done in a different format. The federal government is requiring that the plan be in an annex format, currently our plan is in an ESF format.

Commissioner Custer made a motion seconded by Commissioner Shy to go into executive session on a personnel issue, citing C.R.S. 24-6-402(2)(f) at the request of Dave Trujillo. Motion carried unanimously.

Commissioner Custer made a motion seconded by Commissioner Shy to reconvene into open session. Motion carried unanimously. No decision was made.

Commissioner Shy, Downey, Custer, and Road and Bridge Supervisor, Dave Trujillo, along with the county attorney by conference call discussed the gate across County Road 310 that was installed by Mr. Hood. By the advise of the county attorney, a letter will be written to both Mr. Rusher and Mr. Hood concerning the gate on County Road 310. Mr. Naylor will draft the letter and bring it to the commissioners meeting on June 5<sup>th</sup> for the Board to review and sign. If either party contacts the Board concerning this issue, by the advice of the attorney, they are to inform them that the attorney is drafting a letter to each of them.

Commissioner Shy made a motion seconded by Commissioner Custer to recess at 12:25pm for lunch and to reconvene at 2:00pm. Motion carried unanimously.

Commissioner Shy made a motion seconded by Commissioner Custer to reconvene from lunch at 2:15pm. Motion carried unanimously.

Rusty Christensen met with the Board in reference to the new hire at the landfill. According to Rusty, Jesse Sousa, who is the only person our vendor will accept random alcohol and drug screening from was not available at the time employment started. Therefore, this person has been working for the county for 3 ½ weeks before he was tested. He reported positive on his screening for drugs. Rusty sent the individual home immediately and told that after he met with the commissioners he would contact him with

their decision on further employment. Rusty has sent the employee to Trinidad for an evaluation. The Board was in agreement that this employee must be terminated.

Rusty Christensen asked the Board if the CDL requirement could be deleted from the requirements to work at the landfill. He would like to see only a driver's license required with the county having a policy that would require random drug testing. Rusty feels that by requiring a CDL, it limits the selection of possible employees. Human Resource Manager, Dawna Hobby will contact CTSI to see if they require a CDL in this position.

Christy Kesselring met with the Board concerning a survey that she had received from FEMA. She is going to work with Clint Englehart on this survey since it includes both the county and the town of Westcliffe. Currently, the county does not participate in the FEMA program. The Board asked Christy to find out what is involved with participating in the program and what this cost is.

Commissioner Custer made a motion seconded by Commissioner Shy to approve the April 30<sup>th</sup>, May 1<sup>st</sup> and 2<sup>nd</sup> minutes as corrected. Motion carried unanimously.

Commissioner Custer made a motion seconded by Commissioner Shy to approve the minutes of the April 17<sup>th</sup> meeting. Motion carried unanimously.

Dawna Hobby, Human Resource and Finance Manager, met with the Board to give a presentation on our current health, dental, and vision insurance. She explained that reason for a 17% increase in our insurance premiums is due to the fact that in 2006 our county had a 122% loss ratio compared to 2005, which was a 69.8% loss ration.

Dawna also reported that she had contacted CTSI on the requirement for a CDL license in regards to employment at the landfill. According to CTSI, if the county wants random drug and alcohol testing you must require a CDL license. However, a CDL is not required for the position.

Commissioner Downey asked that a memo be sent to all department heads that are supervised by the commissioners, informing them that they need to give the Board advance notice if they are going to be gone.

Commissioner Downey made a motion seconded by Commissioner Shy to adjourn for the day. Motion carried unanimously.