

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING  
November 2, 2016**

THE BOARD OF COUNTY COMMISSIONERS OF CUSTER COUNTY MET IN REGULAR SESSION IN THE COMMISSIONERS BOARDROOM.

The meeting was called to order by Commissioner Attebery at 9:00 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
Clint Smith	Assistant County Attorney

AMENDMENTS TO THE AGENDA

None

AUDIENCE INTRODUCTIONS

Present in the audience were BOCC Administrative Assistant, Brenda Gaide; Dan Bubis; Sentinel reporter, Jackie Bubis; and John Johnston.

COMMISSIONER ITEMS

Commissioner Attebery stated that the meetings with the contractor for the Wetmore Community Center and Library project needed to be changed to Wednesdays.

Commissioner Kattnig attended a fire transition meeting at the fairgrounds.

Commissioner Shy attended a Rocky Mountain Resource Advisory Council (RAC) meeting.

ATTORNEY ITEMS

None

NEW AND OLD BUSINESS

WAIVE LANDFILL FEES

**MOTION by Commissioner Attebery, seconded by Commissioner Kattnig, to waive the landfill fees for victims of the Junkins fire. Motion carried unanimously.**

TREASURER'S REPORT

Treasurer, Virginia Trujillo, met with the BOCC to give her monthly report.

**MOTION by Commissioner Shy, seconded by Commissioner Kattnig, to approve the Treasurer's report for the month of October. Motion carried unanimously.**

ROAD AND BRIDGE/LANDFILL/RECYCLING REPORT

Road and Bridge Supervisor, Rusty Christensen, and Assistant Supervisor, Roger Squire, met with the board to give the monthly report.

The board recessed at 10:18 AM and reconvened at 10:32 AM.

HUMAN RESOURCE/FINANCE REPORT

Human Resource Director, Dawna Hobby, met with the BOCC to give her monthly report.

**MOTION by Commissioner Attebery, seconded by Commissioner Shy, to approve the dedicated service award for 2016. Motion carried unanimously.**

Commissioner Attebery informed the board that the November 30<sup>th</sup> BOCC meeting falls during the Colorado Counties Incorporated (CCI) winter conference which the commissioners will be attending.

**MOTION by Commissioner Kattnig, seconded by Commissioner Shy, to modify the BOCC calendar for the November 30<sup>th</sup> meeting to facilitate the attendance by telephone of the commissioners with the appropriate recording of the meeting, and the BOCC Administrative Assistant will facilitate the opening of the meeting. Motion carried unanimously.**

The board recessed at 10:18 AM and reconvened at 10:32 AM.

OFFICE OF EMERGENCY MANAGEMENT REPORT

OEM Director, Cindy Howard, met with the board to give her monthly report. She is continuing to work on the Community Wildfire Protection Plan (CWPP).

PLANNING AND ZONING REPORT

Planning and Zoning Director, Jackie Hobby, met with the board to give her monthly report. Shining Mountain Investments LLC has applied for an oversized sign variance in the Shining Mountain Estates.

**MOTION by Commissioner Kattnig, seconded by Commissioner Attebery, to deny the request for an oversized sign variance in Shining Mountain Estates. Motion carried unanimously.**

Lisa Demyanovich applied for a subdivision waiver on mining claims that she owns.

**MOTION by Commissioner Kattnig, seconded by Commissioner Shy, to deny the application for a subdivision waiver on parcel number 100-66-350. Commissioners Shy and Kattnig voted in favor of the motion. Commissioner Attebery recused himself because he had previous dealings with the property.**

During the Junkins fire, it was discovered that a building was built on Kim Demicell's property without a permit. To bring the property into compliance, she will have to purchase a permit,

which will now be \$1,176. They will also have to install a septic system. They cannot currently afford to pay the permit fee in full and would like to make payments. The BOCC would like for a written agreement between the County and Kim to be done to facilitate this.

Kevin and Michelle Chapman have put a storage container on their property without obtaining a permit.

**MOTION by Commissioner Shy, seconded by Commissioner Attebery, to give the Chapmans 30 days to bring the container into compliance which includes paying the permit fees, and get a setback variance or the container has to be removed. Motion carried unanimously.**

Jackie has had a complaint regarding sewage problems in the W.E. Smith Subdivision. The BOCC would like for Jackie and the County Health Nurse, Gail Stoltzfus, to go to the home and see if there is a public health issue. This will be discussed further during the November 15, 2016 BOCC meeting.

**MOTION by Commissioner Shy, seconded by Commissioner Kattnig, to have Clint Smith send a letter to the homeowner to address issues brought to the attention of the BOCC by Zoning Officer, Jackie Hobby, who received an email on October 29, 2016 from the tenant, that may or may not be health issues that will be addressed at the November 15<sup>th</sup> BOCC meeting. Motion carried unanimously.**

Mike Nebrig, with Stacy Colorado Properties Inc., currently leases hangar lot #5 at the airport. He would like to switch to hangar lot #3 that is currently not being leased by anyone.

**MOTION by Commissioner Kattnig, seconded by Commissioner Shy, to modify the lease for Mike Nebrig from hangar #5 to hangar #3. Motion carried unanimously.**

Bill Geipel would like to buy Robert Lorton's hangar lot #4.

**MOTION by Commissioner Shy to deny Bill Geipel's request due to lack of information. Motion died for lack of a second.**

Having no further business, Commissioner Attebery adjourned the meeting at 12:51 PM.

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BOCC Chairman, Lynn E. Attebery

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Attest:  
County Clerk & Recorder, Kelley S. Camper