

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING  
SEPTEMBER 5, 2017**

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

The meeting was called to order by Commissioner Kattnig at 9:00 AM and the Pledge of Allegiance was recited. Roll call was taken and the following were present:

Bob Kattnig	Chair
Donna Hood	Vice-Chair
Jay Printz	Commissioner
Kelley Camper	Clerk to the Board
Clint Smith	County Attorney

**AMENDMENTS TO THE AGENDA**

None

**AUDIENCE INTRODUCTIONS**

Present in the audience were BOCC Administrative Assistant, Brenda Gaide; Sentinel reporter, Jackie Bubis; Dan Bubis; Charles Bogle; John Johnston; Dale Mullen; Lyndell Pryor; Tom and Nancy York; Planning and Zoning Director, Jackie Hobby; Elizabeth Harman; Dan Fischer; Tim Stodola; John Genovese; Paul Creadon; Jason Coleman; Ann Willson; and Ann Barthrop.

**COMMISSIONER ITEMS**

The board reported on the various meetings they attended and individuals they met with. Commissioner Hood stated that the building assessment meeting was changed to September 19<sup>th</sup> at 5:30 p.m.

**ATTORNEY ITEMS**

County Attorney, Clint Smith, stated that he prepared Resolution # 17-16 "A Resolution appointing Dawna Hobby as the Custer County Finance Officer".

**MOTION by Commissioner Hood, to approve the resolution with one grammatical correction as stated. Motion carried unanimously.**

Clint prepared Resolution # 17-17 "A Resolution vacating and setting aside a "Subdivision Agreement for Shining Mountain Estates" executed June 30, 2005".

**MOTION by Commissioner Kattnig, to adopt Resolution # 17-17 "A Resolution vacating and setting aside a "Subdivision Agreement for Shining Mountain Estates" executed June 30, 2005". Motion carried unanimously.**

Clint presented the board with the proposed ballot question that will go on the November 7, 2017 Election ballot.

**MOTION by Commissioner Printz, to accept the title verbiage and ballot question currently stated as written by Attorney Smith. Motion carried with Commissioner Printz and Commissioner Hood voting in favor of and Commissioner Kattnig voting against.**

**EXECUTIVE SESSION**

Commissioner Kattnig recessed the regular BOCC meeting at 9:28 a.m. and reconvened as the Board of Public Health. County Attorney, Clint Smith, stated that he has been working with Planning and Zoning Director, Jackie Hobby, regarding a property that does not have an existing septic system. Clint would like to go into Executive Session to speak to a witness to the problem with this property and then to give the board legal advice as to how to handle the issue.

**MOTION by Commissioner Printz, to go into Executive Session citing C.R.S. 24-6-402 (4) (b) for the purpose of receiving confidential legal advice as the Board of Public Health. Motion carried unanimously.**

The board reconvened back into the Board of Public Health at 10:18 a.m. Present for the Executive Session were Commissioners Kattnig, Hood, and Printz; County Attorney, Clint Smith; Clerk to the Board, Kelley Camper; BOCC Administrative Assistant, Brenda Gaide; Planning and Zoning Director, Jackie Hobby; County Sheriff, Shannon Byerly; and Sherrie Wright. Commissioner Kattnig confirmed that the discussion remained on topic and that no matters were adopted and no actions or decisions were made. County Attorney, Clint Smith, confirmed this. Clint stated that there will be a special meeting of the Board of Health on September 19<sup>th</sup> at 10:00 a.m.

**MOTION by Commissioner Hood, to adjourn the Board of Health and reconvene as the BOCC. Motion carried unanimously.**

**MOTION by Commissioner Hood, to go into Executive Session citing C.R.S. 24-6-402 (4) (d) for the purpose of discussing a security issue. Motion carried unanimously.**

The board reconvened back into the regular BOCC meeting at 10:33 a.m. Present for the Executive Session were Commissioners Kattnig, Hood, and Printz; County Attorney, Clint Smith; Clerk to the Board, Kelley Camper; BOCC Administrative Assistant, Brenda Gaide; and County Sheriff, Shannon Byerly. Commissioner Kattnig confirmed that the discussion remained on topic and that no matters were adopted and no actions or decisions were made. County Attorney, Clint Smith, confirmed this.

NEW AND OLD BUSINESS

CENTURYLINK PHONE PROBLEMS IN WETMORE

The board decided that with the continued communication issues in Wetmore, that they will now contact the Governor and the PUC with their concerns.

ECONOMIC DEVELOPMENT REPORT

Charles Bogle met with the board to give them a quarterly report for the Custer County Economic Development Corporation. Charles would like for the board to become members of the CCEDC group. He also requested that a link to the CCEDC website be added to the County website.

ROAD AND BRIDGE REPORT

Road and Bridge Supervisor, Gary Hyde, and Assistant Supervisor, Roger Squire, met with the board to give the monthly report. Gary stated that he has a received complaint about the condition of County Road 125, which is a non-maintained public access county road into South Colony. After discussion, it was decided that a sign should be put up warning citizens to “enter at your own risk”. Gary has also received a complaint about a gate across County Road 139, which is also a non-maintained county road. This was discussed previously during the August 4, 2009 BOCC meeting. After discussion, it was decided that installing a cattle guard was the best solution. The board directed Gary to speak with the landowners to see if they could come up with a solution for both gates that are on the road at this time, and then Gary will report back to the BOCC.

LANDFILL REPORT

Landfill Supervisor, Rusty Christensen, met with the board to give the monthly report. Rusty stated that for now, he will wait to purchase a new pickup for the landfill. He will use the \$14,000 that was budgeted to purchase a new engine for the compactor, and try to get a pickup in his budget for next year.

The board recessed at 11:31 a.m. and reconvened at 11:36 a.m.

HR/FINANCE REPORT

HR/Finance Director, Dawna Hobby, met with the board to give the monthly report.

VETERANS SERVICE OFFICE REPORT

Veterans Service Officer, Tim Swartz, met with the board to give the monthly report.

**MOTION by Commissioner Kattnig, to approve the VSO report for the month of August. Motion carried unanimously.**

OFFICE OF EMERGENCY MANAGEMENT REPORT

OEM Director, Cindy Howard, met with the board to give the monthly report. Cindy needs the board’s approval for Resolution # 17-14 “A Resolution to adopt the 2017 Emergency Operations Plan for Custer County, Colorado”, and Resolution # 17-15 “A resolution reaffirming the Board

of County Commissioners as the agency responsible for the daily, supervisory, administrative and budgetary authority for the Director of the Office of Emergency Management”.

**MOTION by Commissioner Kattnig, to adopt Resolution # 17-14. Motion carried unanimously.**

**MOTION by Commissioner Printz, to approve Resolution # 17-15 “A resolution reaffirming the Board of County Commissioners as the agency responsible for the daily, supervisory, administrative and budgetary authority for the Director of the Office of Emergency Management”. Motion carried unanimously.**

CSU EXTENSION OFFICE REPORT

CSU Extension County Coordinator for 4-H, Sara Shields, met with the board to give the monthly report. Sara reported that of the twenty-four Custer County 4-H exhibitors at the Colorado State Fair, twenty-eight of those were top ten finishers.

Having no further business, Commissioner Kattnig adjourned the meeting at 12:33 p.m.

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BOCC Chair, Bob Kattnig

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Attest:  
County Clerk & Recorder, Kelley S. Camper