

PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS, TELLER COUNTY, COLORADO, JULY 25, 2002. IN ATTENDANCE WERE:

LUCILE FEHN, CHAIRMAN GREG WINKLER, COUNTY ADMINISTRATOR
JERRY BERGEMAN, VICE-CHAIRMAN CHRIS BRANDT, COUNTY ATTORNEY
PATRICIA CROWSON, DEPUTY CLERK & RECORDER

9:16 The Board of County Commissioners of Teller County convened in regular session in the Teller County Centennial Building in Cripple Creek with Chairman Fehn presiding. Mr. Bergeman gave the invocation. The Pledge of Allegiance was led by Lucile Fehn. Mr. Becker was not present at this meeting, and was excused.

The August 22, 2002 BOCC meeting has been changed to Tuesday, August 20, 2002.

MINUTES OF PREVIOUS MEETING:

ACTION: Mr. Bergeman moved and Mrs. Fhen seconded that the Board **approve** the minutes of May 23, 2002 meeting of the Board. Both commissioners voted yes.

ACCOUNTS PAYABLE:

ACTION: Mr. Bergeman moved and Mrs. Fehn seconded that the Board **approve** the accounts payable run of July 25, 2002 in the amount of \$259,878.44 as presented. Both commissioners voted yes.

BOARD REPORTS:

Mr. Bergeman reported on the Art Auction for Prospect Home Care Hospice. It was very successful and Mr. Bergeman thanked the community for their support.

Mrs. Fehn reported on the Mountain Communities meeting regarding the Hayman fire and restoration.

Mrs. Fehn announced forums for Thursday, August 8 and Friday, August 9. Candidates will introduce themselves. There will be a personal talk from Gary Bieske, a fire fighter and homeowner, and a presentation regarding the Aspen Mine Center opening on September 27.

9:20 TIME RESERVED FOR ELECTED OFFICIALS, DEPARTMENT HEADS AND PUBLIC WITHOUT ANY APPOINTMENT:

PRESENTING: ALAN JORDAN, ASSESSOR

Al Jordan, Assessor, updated the commissioners regarding the damage from the fire and the impact to the property owners and taxing entities. A meeting was held with other county assessors whose counties were involved in the fire. The objective was to coordinate with the assessors in effected counties so they can be consistent in how properties in the fire area are adjusted. Mr. Jordan reported on expected monetary loss to the county, school and special district taxes.

Darlene Conran asked if this is lost revenue to the county, will the taxpayers make up the difference? Mr. Bergeman answered that the mill levy is set and cannot change.

Richard Bowles asked Mr. Jordan if FEMA or the courts, as a negligence matter through the Forest Service, could give compensation to the county. Mrs. Fehn indicated that FEMA had been contacted for reimbursement concerning our helping fight the fire, however, it would be a matter of litigation if the courts were asked for compensation.

Darlene Conran inquired regarding the cancellation of 10:25 matter. She asked if she could get notes from the Monday meeting regarding the heavy industry study. She was advised there was no meeting because of lack of interest. Mrs. Fehn advised Ms. Conran of future meeting dates.

Richard Bowles requested a copy of the most current financial statement for the Teller County Facilities Corporation. Mrs. Fehn advised him to ask Mrs. Litwin in the Finance Department.

9:40 CLERK & RECORDER: CONSIDER REQUEST FOR SPECIAL EVENTS LIQUOR PERMIT FROM COLORADO MOUNTED RANGERS B TROOP:

PRESENTING: CHRISTI HEPPARD, SUPERVISOR DEPUTY CLERK

ACTION: Mr. Bergeman moved and Mrs. Fehn seconded the **approval** of the Special Events Liquor Permit for the Colorado Mounted Rangers B Troop. Both commissioners voted yes.

9:45 CAPITAL IMPROVEMENTS PROJECTS COMMITTEE: PRESENTATION OF FUNDING RECOMMENDATIONS REGARDING CAPITAL IMPROVEMENTS REQUESTS FOR THE TELLER COUNTY 2003 BUDGET.

PRESENTING: DAN BENNETT, DIRECTOR OF FLEET SERVICES AND CHAIRMAN OF THE COMMITTEE

Mr. Bennett presented the recommendations of the committee (attached copy of report). There was a discussion.

10:00 CDS - PLANNING:

PRESENTING: JEAN GARREN, PLANNING

Clark Russell's request for vacation of a portion of "West Florissant Avenue" having not been previously vacated, and vacation of certain interior lot lines in Blocks 1 and 2, all in the Town of West Florissant as recorded in 1889 in El Paso County, Colorado.

Clark Russell addressed the board to publicly thank Ms. Garren for her help.

Bill Kitlica, surveyor, commented on rules regarding roads passing over private property i.e. mining property. He wants more consistent rules or a check list for surveyors.

Darlene Conran asked where most of the surveying problems happen.

ACTION: Mr. Bergeman moved and Mrs. Fehn seconded **approval** of **RESOLUTION #7-25-02(52)** as presented. Both commissioners voted yes

ACTION: Mr. Bergeman moved and Mrs. Fehn seconded **approval** of **RESOLUTION #7-25-02(53)** as presented. Both commissioners voted yes.

10:36 RECESS

10:50 CLERK & RECORDER: Consider request for Special Events Liquor Permit from Greater Woodland Park Chamber of Commerce.

PRESENTING: CHRISTI HEPPARD, SUPERVISOR DEPUTY CLERK

ACTION: Mr. Bergeman moved and Mrs. Fehn seconded **approval** of the Special Events Liquor Permit for Greater Woodland Park Chamber of Commerce concerning a fund raiser for the Hayman firefighters. Both commissioners voted yes.

The Board recessed as the Board of County Commissioners and convened as the Board of Equalization.

10:55 BOARD OF EQUALIZATION: Consider referees' recommendations on 2002 Board of Equalization hearings.

ACTION: Mr. Bergeman moved and Mrs Fehn seconded to **approve** recommendations made by Mr. Cummings concerning petitioners' request on **R0000326** , **R0000139** and **R0010801**. Both commissioners voted yes.

The Board adjourned as the Board of Equalization and reconvened as the Board of County Commissioners.

11:05 COMMISSIONERS BUSINESS ITEMS:

PRESENTING: GREG WINKLER, COUNTY ADMINISTRATOR

CONSIDER REQUEST FOR APPOINTMENT OF SONNY STROBL TO THE BOARD OF REVIEW:

ACTION: Mr. Bergeman moved and Mrs. Fehn seconded to **approve** the appointment of Sonny Strobl to the Board of Review for the term of August, 2002 to August, 2005. Both commissioners voted yes.

CONSIDER REQUEST FOR APPOINTMENT OF MIKE WELLS TO THE BOARD OF REVIEW:

ACTION: Mr. Bergeman moved and Mrs. Fehn seconded to **approve** the appointment of Mike Wells for the term of August, 2002 to February, 2005. Both commissioners voted yes.

CONSIDER APPROVAL OF THE CWCCI CONTRACT EXTENSIONS:

ACTION: Mr. Bergeman moved and Mrs. Fehn seconded **approval** of the Colorado Women Cancer Care Initiative contract renewal letter covering the period August 15, 2002 through September 30, 2002. Both commissioners voted yes.

CONSIDER CONSENT TO APPOINTMENT FOR DEPUTY DISTRICT ATTORNEY SHANA LARUE MARTIN, RICHARD RADABAUGH AND MICHELLE MORRISSEAU:

ACTION: Mr. Bergeman moved and Mrs. Fehn seconded **approval** of the consent to appoint the three deputy district attorneys. Both commissioners voted yes.

CONSIDER APPROVAL OF PROFESSIONAL SERVICES CONTRACT WITH GMCO, LLC:

ACTION: Mr. Bergeman moved and Mrs. Fehn seconded **approval** of the professional service contract with GMCO, LLC in the amount of \$163,994.59 for chip and seal. Both commissioners voted yes.

CONSIDER REQUEST FOR REAPPOINTMENT OF DICK HAMMOND TO THE PLANNING COMMISSION:

ACTION: Mr. Bergeman moved and Mrs. Fehn seconded **approval** to extend the term of Dick Hammond as a regular member on the Planning Commission through July, 2005. Both commissioners voted yes.

RESOLUTION DESIGNATING THE POLLING PLACES FOR THE AUGUST 13, 2002 PRIMARY ELECTION AND THE NOVEMBER 5, 2002, GENERAL ELECTION IN TELLER COUNTY.

ACTION: Mr. Bergeman moved and Mrs. Fehn seconded approval of **Resolution #7-25-202(51)** the designated polling places for the August 13, 2002 primary election and the November 5, 2002, general election. Both commissioners voted yes.

CONTRACT WITH RITA SOWARDS RE FEMA REIMBURSEMENT:

Ms. Sowards was hired to help all agencies in the county to obtain FEMA reimbursement.

ACTION: Mr. Bergeman moved and Mrs. Fehn seconded **approval** of the contract regarding FEMA reimbursement. Both commissioners voted yes.

11:29 LEGAL MATTERS:

PRESENTING: CHRIS BRANDT, COUNTY ATTORNEY

Loncar - complaint dismissed

Patten - dismissed with prejudice

Schmidt Arbitration - no update

Red Top Trust - numerous documents and a notice of another threatened suit have been received.

THERE BEING NO FURTHER BUSINESS, THE MEETING WAS ADJOURNED AT 11:32 A.M.

APPROVE:

Chairman, Board of County Commissioners

ATTEST:

Clerk & Recorder