

PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS, TELLER COUNTY, COLORADO, OCTOBER 10, 2002. IN ATTENDANCE WERE:

LUCILE FEHN, CHAIRMAN SHERYL DECKER, ASSISTANT COUNTY ADMIN.
JERRY BERGEMAN, VICE-CHAIRMAN CHRIS BRANDT, COUNTY ATTORNEY
CLARKE BECKER, COMMISSIONER PATRICIA CROWSON, DEPUTY CLERK

9:15 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. Becker gave the invocation. The Pledge of Allegiance was led by Mr. Bergeman.

MINUTES OF PREVIOUS MEETING:

No minutes were submitted.

ACCOUNTS PAYABLE:

ACTION: Mr. Bergeman moved and Mr. Becker seconded that the Board **approve** the accounts payable run of October 9, 2002 in the amount of \$375,789.52 as presented. All commissioners voted yes.

BOARD REPORTS:

Mr. Bergeman reported that Community Health has started their services in Cripple Creek this week. They had ten people come in and there will be open enrollments in the near future.

Mr. Bergeman reported that CCI Legislative Board met last Friday and set their agenda for the 2003 legislative year.

9:25 TIME RESERVED FOR ELECTED OFFICIALS AND THE PUBLIC WITHOUT PRIOR APPOINTMENT:

Diane Allen, a resident in Sunnyslope Acres, made a presentation regarding concerns about the two waste transfer facilities operating under emergency temporary permits on County Road 231. It was requested that if problems cannot be resolved within the next six months, that these facilities cease to operate in the neighborhood and be moved to a more suitable, temporary location. Petitions with 77 signatures were presented to the commissioners.

Jay Turner, a resident on County Road 231, and **Guy Burgo**, resident of the Sunnyslope area, also spoke against the two waste transfer facilities.

Bill Johnston, Director of Community Development Services, had advised the board that he would be writing a letter to the operators of the businesses to give them a deadline in which they had to find a permanent site for their business. If there were violations, Code Enforcement should have been notified. The sites are temporary not permanent and there should be a time limit.

Mr. Becker assured the residents that there was not a difference of opinion between the residents and the board. The board thanked them for approaching the board in a responsible way.

Richard Bowles commented on dump sites and said a suggestion was made to work with the mine to possibly put in a landfill. He believed the idea was dropped. Mr. Bergeman advised that there have been discussions on a landfill, however there are issues as to expense and who should operate it. The landfills in Colorado Springs have indicated that there will be available space in the future. It is difficult to find an appropriate place. Mr. Bowles also commented on the West Creek residents who were burned out of their homes, as reported in the Jackpot newspaper. Would it be possible to take mobile homes abandoned in Teller County and provide a home for these people who are now living in tents? Mr. Becker

questioned why

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they would be living in tents when money is available. Ninety families were assisted and approximately \$70,000. in resources given to families through Forest Fire Victims Task Force. He understands that only 12 permanent residences in Teller County were lost in the fire.

9:40 EMPLOYEE SERVICE AWARD:

Mrs. Fehn announced that a certificate of appreciated will be presented to Jason Mikesell for 5 years of service in the Sheriff's office. The presentation will be at a sheriffs' meeting.

9:45 FINANCE: PRESENTATION OF THE PROPOSED 2003 TELLER COUNTY BUDGET:

PRESENTING: LAURIE LITWIN, DIRECTOR/BUDGET OFFICER

Copies of the 2003 budget as proposed were presented to the Board. There will be a public hearing Wednesday, October 30 regarding the budget. The date to adopt the 2003 budget will be December 12 at a regular meeting of the board of county commissioners.

10:10 COMMISSIONERS BUSINESS ITEMS:

PRESENTING: SHERYL DECKER, ASSISTANT COUNTY ADMINISTRATOR

CONSIDER RESOLUTION DECLARING OCTOBER 2002 BREAST CANCER AWARENESS MONTH:

PRESENTING: JAMIE DAMICO, NURSE FROM PUBLIC HEALTH AND GWEN DUNCAN-GREEN, NURSE AT PROSPECT HOME CARE HOSPICE

A Resolution declaring October as Breast Cancer Awareness Month in Teller County.

ACTION: Mr. Bergeman moved and Mr. Becker seconded to **approve Resolution #10-10-02(62)** as presented. All commissioners voted yes.

CONSIDER PROFESSIONAL SERVICES AGREEMENT WITH THOMAS AND THOMAS:

This is a professional service agreement for the parks with Thomas and Thomas for the "TEAM WorX" Comprehensive Recreation Assessment project in the amount of \$19,280.00.

ACTION: Mr. Bergeman moved and Mr. Becker seconded approval of the contract and authorizes the Chairman to sign after amended. All commissioners voted yes.

A RESOLUTION ADOPTING EGTRRA MODIFICATION FOR TELLER COUNTY'S CCOERA DEFERRED COMPENSATION PLAN:

This Resolution concerns IRS regulations to bring the CCOERA plan into compliance with the Economic Growth and Tax Relief Reconciliation Act of 2001.

ACTION: Mr. Bergeman moved and Mr. Becker seconded approval of **Resolution #10-10-02(63)** as presented. All commissioners voted yes.

10:25 LEGAL MATTERS:

PRESENTING: CHRIS BRANDT, COUNTY ATTORNEY

SCHMIDT: Joe Epstein was approved by Schmidt's attorney and has agreed to act on the arbitration panel.

RED TOP TRUST: In the Rule 105.1 proceeding the court has entered its order awarding costs and attorney's fees to the county and against the Red Top Trust and the other defendants in the amount of \$5,647.47 . That is in addition to other statutory awards that had already been granted. Notice of appeal has been filed by defendants.

Mr. Bergeman indicated that Bill Johnston should keep the commissioners aware of the status concerning the waste transfer facilities. Perhaps make it a weekly item.

THERE BEING NO FURTHER BUSINESS, THE MEETING WAS ADJOURNED AT 11:30 A.M.

APPROVED _____
Chairman, Board of County Commissioners

ATTEST _____
Clerk & Recorder