

PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS, TELLER COUNTY, COLORADO, DECEMBER 11, 2003. IN ATTENDANCE WERE:

JERRY BERGEMAN, CHAIRMAN      BOB CAMPBELL, VICE-CHAIRMAN  
JIM IGNATIUS, COMMISSIONER  
GREG WINKLER, COUNTY ADMINISTRATOR  
CHRIS BRANDT, COUNTY ATTORNEY  
PATRICIA CROWSON, CLERK & RECORDER

9:20 The Board of County Commissioners of Teller County convened in regular session in the Teller County Centennial Building in Cripple Creek with Chairman Bergeman presiding. Mr. Ignatius gave the invocation. The Pledge of Allegiance was led by Mr. Bert Hayes-Davis.

MINUTES OF PREVIOUS MEETINGS: Minutes from August 28, 2003 were available. Mr. Brandt indicated a correction on page 2 at the bottom. The word “report” should be added.

ACTION: Mr. Campbell moved and Mr. Ignatius seconded **approval** of August 28, 2003 minutes with correction. All commissioners voted yes.

Minutes from the September 11, 2003 meeting were available. Mr. Campbell advised that on page 2, at the middle of the page, that the county took no action regarding the District Attorney’s participation in PERA in 2004.

ACTION: Mr. Campbell moved and Mr. Ignatius seconded **approval** of the September 11, 2003 minutes with correction. All commissioners voted yes.

ACCOUNTS PAYABLE:

ACTION: Mr. Campbell moved and Mr. Ignatius seconded that the Board **approve** the accounts payable run of December 11, 2003 in the amount of \$400,640.98 as presented. All commissioners voted yes.

BOARD REPORTS - LEGISLATIVE UPDATE:

Mr. Ignatius reported that the commissioners, as well as Mr. Winkler and Ms. Decker, attended a CCI conference on December 1 - 3. It was Mr. Ignatius’ first CCI conference and he found it enlightening to see what the other counties go through. He congratulated Mr. Bergeman being awarded Colorado “Commissioner of the Year”.

Mr. Campbell also commented on the CCI conference seminars and classes and congratulated Mr. Bergeman. He reported on the many Christmas events in Teller County. Mr. Campbell advised that this Sunday, Habitat for Humanity’s 9th house is being dedicated. The dedication will take place in Cripple Creek.

Mr. Bergeman commented on the Cripple Creek parade. John Bornmann and crew from Facilities Division roasted chestnuts. Mr. Bergeman appreciated their efforts. Thanksgiving meals were served at the Aspen Mine with over 225 attending and 50 boxes given out. Over 275 people in the Cripple Creek area were served with a Thanksgiving meal. This Saturday the Colorado Springs Chorale will be performing free in Cripple Creek at the school.

Mr. Bergeman spoke regarding the snow removal policy and asked Curt Logsdon to state the policy. Teller County has approximately seventy-eight subdivisions and many minor roads. The first priority is to plow all the main roads which encompass school bus routes and main roads into major subdivisions. After these are cleared and sanded, the crews go to local roads or smaller roads inside the subdivisions. If it

continues to snow, they are brought in the next day to finish. The crew is then sent out to clean the roads, widen intersections, etc.

9:30 EMPLOYEE SERVICE AWARDS:

PRESENTING PAUL CLARKSON, DIVISION DIRECTOR COMMUNITY DEVELOPMENT SERVICES DIVISION

Mr. Clarkson presented Ric Radeke, Building Official, and Kim Dodge, Plans Examiner, their 10-Year Service Awards.

9:35 TIME RESERVED FOR ELECTED OFFICIALS, DEPARTMENT HEADS AND PUBLIC WITHOUT AN APPOINTMENT:

The Colorado State Association of County Clerks and Recorders presented Mrs. Crowson with her certification as a Colorado County Clerk and Recorder. This certification is given for point accumulated in education, years experience, community service, etc.

**Richard Harrison**, Kingston Circle, regarding code enforcement violations: Mr. Campbell questioned Mr. Harrison concerning the complaints and answered his original queries from a prior meeting.

9:45 PRESENTATION: COMMUNITY HEALTH CENTERS, INC.

PRESENTING BERT HAYES-DAVIS, DIRECTOR OF EXTERNAL RELATIONS

Mr. Hayes-Davis presented an updated summary to the Commissioners regarding the Divide Clinic and the Southern Teller County Health Clinic in Cripple Creek.

10:00 FINANCE:

CONSIDER ADOPTION OF THE TELLER COUNTY F/Y 2004 ANNUAL BUDGET

PRESENTING LAURIE LITWIN, FINANCE DIRECTOR

**ACTION:** Mr. Ignatius moved and Mr. Campbell seconded **approval** of **Resolution #12-11-03(56)** as presented. All commissioners voted yes.

**ACTION:** Mr. Campbell moved and Mr. Ignatius seconded **approval** of **Resolution #12-11-03(57)** as presented. All commissioners voted yes.

10:15 COMMUNITY DEVELOPMENT SERVICES DIVISION:

ENVIRONMENTAL HEALTH PRESENTATION OF SECOND PHASE OF THE TELLER COUNTY WATER QUALITY STUDY

PRESENTING RANDY SWEPSTON, DIRECTOR OF ENVIRONMENTAL HEALTH

Mr. Swepston gave a presentation concerning the drinking water quality, Teller County's history and future, disease transmission and assessing health risk.

11:15 TRANSPORTATION: CONSIDER RESOLUTION AMENDING TRAFFIC RESTRICTIONS ON WILDHORN ROAD

PRESENTING CURT LOGSDON, DIRECTOR TDOT

Effective December 11, 2003 commercial vehicles are prohibited from using certain roads in Teller County, except when necessary to make local deliveries.

**ACTION:** Mr. Campbell moved and Mr. Ignatius seconded **approval** of **Resolution #12-11-03(58)** as presented. All commissioners voted yes.

11:15 FINANCE: CONSIDER REQUEST FOR ADJUSTMENTS TO THE F/Y 2003  
TELLER COUNTY BUDGET

PRESENTING LAURIE LITWIN, FINANCE DIRECTOR

**ACTION**: Mr. Campbell moved and Mr. Ignatius seconded **approval** of **Resolution #12-11-03(59)** as presented. All commissioners voted yes.

**ACTION**: Mr. Campbell moved and Mr. Ignatius seconded **approval** of **Resolution #12-11-03(60)** as presented. All commissioners voted yes.

11:25 OFFICE OF THE SHERIFF: CONSIDER ADOPTION AT SECOND  
READING OF THE TELLER COUNTY MODEL TRAFFIC CODE ORDINANCE  
13

PRESENTING MARCUS WOODWARD, UNDERSHERIFF

Undersheriff Woodward presented Ordinance No. 13 for the regulation of traffic by the County; adopting by reference the 2003 edition of the "Model Traffic Code" and repealing all ordinances in conflict therewith; and approving penalties for violation thereof. The Ordinance was introduced and read on November 20, 2003 and approved for publication. The date of publication was November 26, 2003 and the second date of publication will be December 17, 2003.

**ACTION**: Mr. Ignatius moved and Mr. Campbell moved to **adopt** Ordinance 13 with correction of January 16, 2004 as the effective date. All commissioners voted yes.

Recess

11:40 COMMISSIONERS BUSINESS ITEMS:

PRESENTING GREG WINKLER, COUNTY ADMINISTRATOR

CONSIDER REAPPOINTMENT OF JEFF SMITH TO THE BOARD OF REVIEW

**ACTION**: Mr. Campbell moved and Mr. Ignatius seconded **approval** of reappointment of Jeff Smith to the Board of Review as an alternate member. All commissioners voted yes.

CONSIDER APPROVAL OF MEMORANDUM OF UNDERSTANDING WITH  
STATE OF COLORADO REGARDING HOSPITAL SURGE CACHE

The MOU is a voluntary agreement among participating counties in Colorado. The purpose is to provide local emergency managers and officials with an understanding of the intended use for the cache of equipment and supplies.

**ACTION**: Mr. Campbell moved and Mr. Ignatius seconded to **approve** and authorize the Chair to sign the Memorandum of Understanding. All commissioners voted yes.

CONSIDER APPROVAL OF QUIT CLAIM DEEDS REGARDING PROPERTY  
INVOLVED IN THE HOMESTAKE PIPELINE

**ACTION**: Mr. Campbell moved and Mr. Ignatius seconded to **approve Resolution 12-11-03(61)** as presented and authorize the Chair to sign the Resolution and Deeds providing however, that neither the Resolution nor the Deeds are to be effective, signed or recorded until the Deeds are signed and delivered by Colorado Springs Utilities. All commissioners voted yes.

CONSIDER REQUEST TO RELEASE ASSETS FOR SALE FROM THE TELLER COUNTY FLEET DEPARTMENT

**ACTION:** Mr. Campbell moved and Mr. Ignatius seconded to **approve** the release of asset vehicles including a VIN correction, and authorize the Chair to sign. All commissioners voted yes.

CONSIDER RATIFICATION OF ENERGY MINERAL IMPACT GRANT FOR WOODLAND PARK AMBULANCE

Woodland Park Ambulance is requesting Teller County support and sponsorship of an Energy and Mineral Impact Assistance Program Application. An emergency generator is needed. The amount of the grant is \$24,000.

**ACTION:** Mr. Campbell moved and Mr. Ignatius seconded to **approve** ratification of the Energy and Mineral Impact Assistance Program Application and authorize the Chair to sign. All commissioners voted yes.

CONSIDER APPROVAL OF GRANT CONTRACT FOR LIMITED GAMING IMPACT FUNDS REGARDING TELLER COUNTY CHIP AND SEAL EQUIPMENT:

This grant is in the amount of \$545,500. for the transportation program.

CONSIDER APPROVAL OF GRANT CONTRACT FOR LIMITED GAMING IMPACT FUNDS REGARDING 4<sup>TH</sup> JUDICIAL DISTRICT DA IMPACTS:

The County must sponsor the 4<sup>th</sup> Judicial District for their DA impacts in the amount of \$133,032.

CONSIDER APPROVAL OF GRANT CONTRACT FOR LIMITED GAMING IMPACT FUNDS REGARDING TELLER COUNTY JAIL OPERATION COSTS:

This is for an offset on the jail operating costs for both personnel and operating expenditures in an amount of \$476,281. to offset the County's expenses related to gaming.

CONSIDER APPROVAL OF GRANT CONTRACT FOR LIMITED GAMING IMPACT FUNDS REGARDING TELLER COUNTY PATROL OPERATIONS:

This pays for personnel and operating of four employees in the Sheriff's Department in the amount of \$183,572.

CONSIDER APPROVAL OF GRANT CONTRACT FOR LIMITED GAMING IMPACT FUNDS REGARDING TELLER COUNTY PUBLIC SAFETY COMMUNICATIONS:

This is for 30 hand-held radios, 28 mobile radios and installation costs in the amount of \$79,283.

**ACTION:** Mr. Campbell moved and Mr. Ignatius seconded to **approve** all of the limited gaming grants and authorize the Chair to sign. All commissioners voted yes.

CONSIDER INTERGOVERNMENTAL AGREEMENT WITH DA OFFICE REGARDING LGGF GRANT

This Agreement outlines the responsibilities of both entities in administering that grant for the District Attorney's office.

**ACTION:** Mr. Ignatius moved and Mr. Campbell seconded to **approve** the Intergovernmental Agreement and authorize the Chair to sign. All commissioners voted yes.

**CONSIDER APPROVAL OF THE COLORADO RURAL LAW ENFORCEMENT PROGRAM RIDE AGAINST CRIME GRANT**

Teller County was awarded \$3,000. to purchase mountain bikes to patrol subdivisions by the Sheriff's Department. It does require a \$350. match by the County, which has been budgeted.

**ACTION:** Mr. Ignatius moved and Mr. Campbell seconded to **approve** the grant as presented and authorize the Vice-Chair to sign. All commissioners voted yes.

**CONSIDER APPOINTMENT OF GREG GRISWOULD AS THE TELLER COUNTY REPRESENTATIVE TO THE RETAC AND APPOINT CANDY SHOEMAKER AS AN ALTERNATE TELLER COUNTY REPRESENTATIVE TO THE RETAC**

**ACTION:** Mr. Ignatius moved and Mr. Campbell seconded to **appoint** Greg Griswold as the Teller County Representative to RETAC and Candy Shoemaker as the alternate. All commissioners voted yes.

**CONSIDER INTERGOVERNMENTAL AGREEMENT FOR EMERGENCY MANAGEMENT**

This Agreement authorizes Teller County's participation in the Homeland Security grant process that is currently going on and will be effective in 2004. The Board's concern is that the Agreement is broadly worded and could be abused by the State and used to require us to do more than the County has the capability to do at that time. However, if Teller County does not participate by signing the Agreement, the County will not be eligible for some \$22,000,000. which is available to local governments throughout the state.

**ACTION:** Mr. Campbell moved and Mr. Ignatius seconded to **approve** the Intergovernmental Agreement as presented. All commissioners voted yes.

**CONSIDER REVOCABLE LICENSE AGREEMENT WITH IREA**

This allows Teller County to place a microwave tower on the Gold Hill site. Mr. Bergeman asked that it be researched if IREA has authorization to use and access the land.

**ACTION:** Mr. Ignatius moved and Mr. Campbell seconded **approval** and authorize the Sheriff to sign on behalf of the County. All commissioners voted yes.

**PALMER FOUNDATION LAND TRUST**

Report from Palmer Foundation on the Catamount Conservation Easement. The reported showed complete compliance.

**ACTION:** Mr. Ignatius moved and Mr. Campbell seconded **acceptance** and sign-off on the report. All commissioners voted yes.

**INFORMATIONAL: DOLA NOTIFICATION OF GRANT TO CASA**

Court Appointed Special Advocates were awarded a grant by limited gaming.

**11:00 LEGAL MATTERS**

**PRESENTING CHRIS BRANDT, ATTORNEY**

No report.

THERE BEING NO FURTHER BUSINESS, THE MEETING WAS ADJOURNED  
AT 12:00 P.M.

APPROVED \_\_\_\_\_  
Chairman, Board of County Commissioners

ATTEST \_\_\_\_\_  
Clerk & Recorder