

PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS,  
TELLER COUNTY, COLORADO, MAY 24, 2007. IN ATTENDANCE  
WERE:

JIM IGNATIUS, CHAIRMAN BOB CAMPBELL, VICE CHAIRMAN  
BUCK BUCKHANAN, COMMISSIONER  
SHERYL DECKER, COUNTY ADMINISTRATOR  
CHRIS BRANDT, COUNTY ATTORNEY  
PATRICIA CROWSON, CLERK AND RECORDER

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 Ignatius presiding. Mr. Buckhanan gave the invocation and Mr. Brandt led the Pledge of Allegiance.

MINUTES OF PREVIOUS MEETINGS:

No minutes were available.

ACCOUNTS PAYABLE:

**ACTION:** Mr. Campbell moved and Mr. Buckhanan seconded that the Board **approve** the accounts payable run of May 23, 2007 in the amount of \$100,769.71 as presented. All commissioners voted yes.

BOARD REPORTS - LEGISLATIVE UPDATE:

Mr. Buckhanan:

- ~ Attended Milsap restoration project presentation and discussed with CSU regarding not having an extension agent in the county.
- ~ Attended Colorado State Forest Service presentation concerning work done in Zones 1 & 2 in the County.
- ~ Announced that this is National Historical Month. Mr. Buckhanan was wearing a reproduction of an 1890's "gentleman's day suit".

Mr. Campbell:

- ~ Missed last week's meeting because he was testifying in front of the Gaming Commission concerning the effects of gaming in a community.
- ~ Woodland Park had a last day of school party and around 500 hamburgers were served. Our county 4-H program has first and second ranking graduates at Woodland Park High School.

~ Notice of Evaluations were mailed out the first of last week. Please note the yellow notice in the mail-out.

Mr. Ignatius:

- ~ Reported on the Forest Service tour.
- ~ Reported that the golf course has had its pre-opening party in Woodland Park.

ELECTED OFFICIAL'S REPORT:

Ms. Crowson, Clerk & Recorder, reported that there would not be a Presidential Primary and that there is an option to move the caucuses from March to February.

ADMINISTRATOR'S REPORT:

SHERYL DECKER, COUNTY ADMINISTRATOR

- ~ Attended two Public Administration classes in Missouri.
- ~ Ms. Decker read information from Fred Clifford, Public Works Director, regarding CR 81.

9:25 TIME RESERVED FOR DEPARTMENT HEADS AND PUBLIC WITHOUT AN APPOINTMENT:

None.

9:30 EMPLOYEE SERVICE AWRDS:

None.

9:30 COMMISSIONERS BUSINESS ITEMS:

PRESENTING SHERYL DECKER, COUNTY ADMINISTRATOR

CONSIDER AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT WITH RMG ENGINEERS FOR COUNTY ROAD 42.

**ACTION:** Mr. Buckhanan moved and Mr. Campbell seconded to **approve** the PSA as presented for the contract amount of \$9,742.00 and authorize the Chair to sign. All commissioners voted yes.

CONSIDER AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT WITH KIEWIT WESTERN COMPANY FOR COUNTY ROAD 42.

**ACTION:** Mr. Campbell moved and Mr. Buckhanan seconded to **approve** the amended PSA as presented not to exceed \$473,076 and authorize the Chair to sign. All commissioners voted yes.

CONSIDER APPROVAL OF GRANT CONTRACT FOR ENERGY/MINERAL IMPACT ASSISTANCE FOR PIKES PEAK REGIONAL HOSPITAL.

**ACTION:** Mr. Buckhanan moved and Mr. Campbell seconded to **approve** the Grant Contract and authorize the Chair to sign. All commissioners voted yes.

CONSIDER APPROVAL OF CONSENT TO APPOINTMENT FOR DEPUTY DISTRICT ATTORNEY CHRIS K. GADDIS AND DANIEL I. MIRAFLOR.

**ACTION:** Mr. Campbell moved and Mr. Buckhanan seconded to **approve** the Consents to Appointments as presented. All commissioners voted yes.

CONSIDER APPROVAL OF CONTRACT WITH VERIZON WIRELESS ON BEHALF OF WESTERN STATES CONTRACTING ALLIANCE.

**ACTION:** Mr. Buckhanan moved and Mr. Campbell seconded to **approve** the contract and authorize the County Administrator to sign. All commissioners voted yes.

CONSIDER APPROVAL OF COLORADO WOMEN'S CANCER CONTROL INITIATIVE, LIMITED AMENDMENT, CONTRACT FOR 2007-2008 WITH STATE OF COLORADO, DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT.

**ACTION:** Mr. Campbell moved and Mr. Buckhanan seconded to **approve** Contract Amendment 3 as presented and authorize the Chair to sign. All commissioners voted yes.

CONSIDER APPROVAL OF DISCOUNT ON BUILDING PERMIT FOR CAREAGAIN (CONTINUED FROM BOCC MEETING OF MAY 17, 2007).

**ACTION:** Mr. Campbell moved and Mr. Buckhanan seconded to **approve** the staff's recommendation to waive the 25% building fees as presented. All commissioners voted yes.

CONSIDER ADDITIONAL ADMINISTRATIVE MATTERS RECEIVED AFTER AGENDA DEADLINES.

CONSIDER APPROVAL OF SOUTH PLATTE ENHANCEMENT BOARD GRANT APPLICATION.

**ACTION:** Mr. Buckhanan moved and Mr. Campbell seconded to **approve** the Grant Application as presented. All commissioners voted yes.

CONSIDER AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT WITH GERALD R. PHIPPS, INC.

**ACTION:** Mr. Buckhanan moved and Mr. Campbell seconded to **approve** the PSA amendment as presented. All commissioners voted yes.

9:50 LEGAL MATTERS:

PRESENTING CHRIS BRANDT, COUNTY ATTORNEY

**ROCKY MOUNTAIN HIGH:** Mr. Brandt reported that in the County's appeal of the Rule 106 decision, we have filed our opening brief with the Court of Appeals. Mr. Brandt reported that in the suit filed against the County in U.S. District court, the Motion to Dismiss filed by counsel appointed by CTSI to defend the County was partially successful and a number of the claims and parties have been dismissed. The dismissed claims and parties include the Building Department, the Board of Review, the Colorado Constitutional claims, and the United States Constitution substantive due process claims. The remaining claims are the United States Constitution equal protection claims (with a very high standard to meet, but the Court was not ready to dismiss those at this point) and the breach of contract claims.

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THERE BEING NO FURTHER BUSINESS, THE MEETING WAS  
ADJOURNED AT 9:55 A.M.

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

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