

PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS, TELLER COUNTY, COLORADO, **DECEMBER 19, 2002**. IN ATTENDANCE WERE:

LUCILE FEHN, CHAIRMAN
JERRY BERGEMAN, VICE-CHAIRMAN
CLARKE BECKER, COMMISSIONER

GREG WINKLER, COUNTY ADMINISTRATOR
CHRIS BRANDT, COUNTY ATTORNEY
CONNIE JOINER, CLERK & 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 Fehn presiding. Mr. Becker gave the invocation. The Pledge of Allegiance was led by Mr. Bergeman.

MINUTES OF PREVIOUS MEETINGS:

ACTION: Mr. Bergeman moved and Mr. Becker seconded that the Board **approve** the minutes of the November 7, 2002 meeting, as amended. All commissioners voted yes.

ACTION: Mr. Bergeman moved and Mr. Becker seconded that the Board **approve** the minutes of the November 21, 2002 meeting, as amended. All commissioners voted yes.

ACCOUNTS PAYABLE:

ACTION: Mr. Bergeman moved and Mr. Becker seconded that the Board **approve** the accounts payable run of \$324,633.44 as presented. All commissioners voted yes.

BOARD REPORTS:

Mr. Bergeman reported on the status of the hospital infrastructure and the involvement of Rural Health.

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

Mrs. Joiner discussed scheduling of the oath ceremony for the Treasurers' office.

Dar Conran, Navajo Mountain Mesa, conveyed her support for Nadine McGilton, former candidate for Teller County Treasurer. Mrs. Joiner commented regarding Mrs. McGilton's service and the personal relationship between the Treasurer and a Chief Deputy Treasurer.

9:34 CONSIDER 2003 CERTIFICATION OF LEVIES AND REVENUE FOR TELLER COUNTY:

PRESENTING: GREG WINKLER, COUNTY ADMINISTRATOR

Mr. Winkler gave an overview of the certification process and the final distribution of the funds.

ACTION: Mr. Bergeman moved and Mr. Becker seconded that the Board **accept** the certification of mill levies and revenues. All commissioners voted yes.

9:41 CONSIDER REQUEST FOR ADJUSTMENTS TO THE TELLER COUNTY 2002 BUDGET:

PRESENTING: LAURIE LITWIN, FINANCE DIRECTOR

Mrs. Litwin read a proposed resolution to amend the 2002 General and Social Services Fund Budgets.

ACTION: Mr. Bergeman moved and Mr. Becker seconded that the Board **approve Resolution 12-19-2002(82)**. All commissioners voted yes.

Mrs. Litwin read a proposed resolution to amend the 2002 General Fund Budget.

ACTION: Mr. Bergeman moved and Mr. Becker seconded that the Board **approve Resolution 12-19-2002(83)**. Mr. Bergeman and Mr. Becker voted yes. Mrs. Fehn abstained to avoid any appearance of a conflict of interest.

Mrs. Litwin read a proposed resolution to amend the 2002 General and Fleet Management Fund Budgets.

ACTION: Mr. Bergeman moved and Mr. Becker seconded that the Board **approve Resolution 12-19-2002(84)**. All commissioners voted yes.

Mrs. Litwin read a proposed resolution to reserve 2002 Ending Fund Balances and increase the Emergency Reserve as required under TABOR.

ACTION: Mr. Bergeman moved and Mr. Becker seconded that the Board **approve Resolution 12-19-2002(85)**. All commissioners voted yes.

9:52 CONSIDER REQUEST FOR APPROVAL OF CHANGES TO THE PIKES PEAK WORKFORCE INVESTMENT BOARD BY-LAWS:

PRESENTING: EVELYN GRAHAM, PIKES PEAK WORKFORCE CENTER

Ms. Graham presented a change in the by-laws concerning the schedule for meeting dates. No other amendments were proposed.

ACTION: Mr. Becker moved and Mr. Bergeman seconded that the Board **approve** the by-law changes. All commissioners voted yes.

9:57 COMMISSIONERS' BUSINESS ITEMS:

PRESENTING: GREG WINKLER, COUNTY ADMINISTRATOR

CONSIDER MEMORANDUM OF UNERSTANDING BETWEEN PIKES PEAK WORKFORCE AND SCHOOL DISTRICT 11 FOR THE ADULT LITERACY PROGRAM:

Mr. Winkler stated that the intent of the MOU was to fund the Adult Literacy program through School District 11's funds and resources. Ms. Graham affirmed that the MOU is a renewal of a previous agreement.

ACTION: Mr. Becker moved and Mr. Bergeman seconded **approval** of the Memorandum of Understanding. All commissioners vote yes.

CONSIDER APPOINTMENT OF BARBARA NEWBERRY AND GAYLE WHITE TO THE PIKES PEAK WORKFORCE INVESTMENT BOARD:

Ms. Graham presented the qualifications and awards of Mr. White and Ms. Newberry.

ACTION: Mr. Becker moved and Mr. Bergeman seconded **approval** of the appointments. All commissioners voted yes.

CONSIDER RESOLUTION SPECIFYING THE AMOUNT AND APPROVING THE BOND FOR THE TELLER COUNTY CORONER:

Mr. Winkler read the proposed resolution setting the Bond at \$25,000.00.

ACTION: Mr. Bergeman moved and Mr. Becker seconded that the Board **approve Resolution 12-19-2002(86)**. All commissioners voted yes.

CONSIDER RESOLUTION SPECIVYING THE AMOUNT AND APPROVING THE BOND FOR THE TELLER COUNTY CLERK & RECORDER

Mr. Winkler read the proposed resolution setting the Bond at \$50,000.00.

ACTION: Mr. Bergeman moved and Mr. Becker seconded that the Board **approve Resolution 12-19-2002(87)**. All commissioners voted yes.

CONSIDER RESOLUTION SPECIFYING THE AMOUNT AND APPROVING THE BOND FOR THE TELLER COUNTY SHERIFF:

Mr. Winkler read the proposed resolution setting the Bond at \$20,000.00.

ACTION: Mr. Bergeman moved and Mr. Becker seconded that the Board **approve Resolution 12-19-2002(88)**. All commissioners voted yes.

CONSIDER RESOLUTION SPECIFYING THE AMOUNT AND APPROVING THE BOND FOR THE TELLER COUNTY ASSESSOR:

Mr. Winkler read the proposed resolution setting the Bond at \$10,000.00.

ACTION: Mr. Bergeman moved and Mr. Becker seconded that the Board **approve Resolution 12-19-2002(89)**. All commissioners voted yes.

CONSIDER RESOLUTION SPECIFYING THE AMOUNT AND APPROVING THE BOND FOR THE TELLER COUNTY TREASURER:

Mr. Winkler read the proposed resolution setting the Bond at \$100,000.00.

ACTION: Mr. Bergeman moved and Mr. Becker seconded that the Board **approve Resolution 12-19-2002(90)**. All commissioners voted yes.

CONSIDER REQUEST FOR APPROVAL OF FOUR MILE FIRE PROTECTION DISTRICT ADOPTION OF NFPA FIRE CODE:

Mr. Winkler stated that the County had received a request from Four Mile Fire Protection District to allow the district to operate under NFPA regulations rather than the guidelines set by the County. Mr. Winkler referred the matter to Mr. Jim Leideritz, Emergency Preparedness Director, for review. Mr. Leideritz recommended that the Board send a letter to the Four Mile Fire Protection District stating that the Code must meet the minimum standards set in County Ordinance 10.

Mr. Bergeman suggested that the Board approve the request without further correspondence and he asked for a legal opinion from Mr. Brandt.

ACTION: The Board instructed Mr. Winkler to convey the requirements to the Four Mile Fire Protection District.

CONSIDER EXTENSION OF PROFESSIONAL SERVICES CONTRACT WITH RITA SOWARDS DBA RITA SOWARDS ENTERPRISES:

Mr. Winkler stated that the agreement was an extension of a current contract with Ms. Sowards. The contract extension would extend services until March 31, 2003 at no additional cost.

ACTION: Mr. Bergeman moved and Mr. Becker seconded that the Board **approve** extension of the contract. All commissioners voted yes.

CONSIDER PROFESSIONAL SERVICES CONTRACT WITH MARILYN BAKER DBA MARILYN BAKER ENTERPRISES:

Mr. Winkler stated that the contract was by the Public Health department and is for the Women, Infant and Children program. Mr. Winkler asked that the Board approve the contract.

ACTION: Mr. Bergeman moved and Mr. Becker seconded that the Board **approve** the contract. All commissioners voted yes.

CONSIDER PROFESSIONAL SERVICES CONTRACT WITH KELLIE GRAGG DBA CREATIVE CONCEPTS:

Mr. Winkler stated the contract was by the Public Health department and is for the WHAM, Prenatal Plus, the Colorado Women's Cancer Control Initiative and the Diabetes Programs. Mr. Winkler asked that the Board approve the contract.

ACTION: Mr. Bergeman moved and Mr. Becker seconded that the Board **approve** the contract. All commissioners voted yes.

CONSIDER PROFESSIONAL SERVICES CONTRACT WITH KURT A WEVER DBA KURT A WEVER ENTERPRISES:

Mr. Winkler stated the contract was for medical consultation for the Public Health department.

ACTION: Mr. Bergeman moved and Mr. Becker seconded that the Board **approve** the contract. All commissioners voted yes.

CONSIDER PROFESSIONAL SERVICES CONTRACT WITH SUE MORFORD DBA SUE MORFORD ENTERPRISES:

Mr. Winkler stated that the contract was for grant work on the EPSDT and CHP Plus programs.

ACTION: Mr. Bergeman moved and Mr. Becker seconded that the Board **approve** the contract. All commissioners voted yes.

CONSIDER PROFESSIONAL SERVICES CONTRACT WITH GED SANDEFORD DBA TELLER COUNSELING:

Mr. Winkler stated the contract was for pregnancy consulting services for the Public Health department.

ACTION: Mr. Bergeman moved and Mr. Becker seconded that the Board **approve** the contract. All commissioners voted yes.

CONSIDER REQUEST FROM HABITAT FOR HUMANITY OF TELLER COUNTY TO WAIVE COUNTY BUILDING FEES:

Mr. Winkler stated that the request was for two homes in Florissant Estates and he asked that the Board approve the request.

ACTION: Mr. Bergeman moved and Mr. Becker seconded that the Board **approve** the request. All commissioners voted yes.

Mr. Winkler asked that the Board make a motion to set a Special Meeting for January 9, 2003 for discussion of the Catamount Ranch. Mr. Winkler asked that the Board make a motion to set the January 14, 2003 meeting as the County Organizational Meeting. Both meetings will be held at the Centennial Building.

ACTION: Mr. Bergeman moved and Mr. Becker seconded that the Board **approve** the setting of the January 2, 2003 and January 14, 2003 meetings. All commissioners voted yes.

10:29 COMMISSIONERS' AND CITIZEN APPRECIATION FOR GAYNELL HOLCOMB, TELLER COUNTY TREASURER:

Mrs. Holcomb was presented with gifts and commendations for her service to Teller County.

RECESS

10:43 COMMISSIONERS' BUSINESS ITEMS

PRESENTING: GREG WINKLER, COUNTY ADMINISTRATOR

CONSIDER RESOLUTION AUTHORIZING AN INTERGOVERNMENTAL LEASE AGREEMENT WITH RAMPART REGIONAL LIBRARY DISTRICT:

Mr. Winkler stated that the proposed lease was for a term of ninety-nine years for a price of \$99.00, which will allow the Rampart Regional Library District to use a portion of the park property in Florissant. Mr. Winkler outlined the terms of the lease. Mr. Winkler recommended that the Board issue a letter agreeing to accomplish the recommendations contained in the transportation report. Mr. Brandt presented amendments to the lease agreement.

Sharon Quay, Rampart Regional Library District, extended thanks to individuals and entities that were involved in the planning process.

Kevin Tanski, Parks Coordinator, expressed his appreciation for everyone who was involved in the library project.

Nancy Williamson, Chairman of the Board of Trustees of the Rampart Regional Library District, thanked the Board for participating and supporting the library project.

Mr. Winkler read the proposed resolution.

ACTION: Mrs. Fehn moved and Mr. Bergeman seconded that the Board **approve the Resolution** and letter. All commissioners voted yes.

CONSIDER PROFESSIONAL SERVICES CONTRACT

Mr. Winkler stated that the Board was considering ratification to the contract with the Special County Attorney for the Department of Social Services.

ACTION: Mr. Becker moved and Mr. Bergeman seconded that the Board **approve and ratify** the contract. All commissioners voted yes.

11:12 LEGAL MATTERS:

PRESENTING: CHRIS BRANDT, COUNTY ATTORNEY

PATTEN: The Court of Appeals issued an Order setting further time deadlines for the Pattens to perfect their appeal.

BOWLES: Mr. Bowles filed a complaint letter with the Attorney General's office in reference to Catamount Ranch.

THERE BEING NO FURTHER BUSINESS, THE MEETING WAS ADJOURNED AT 11:16 A.M.

APPROVED _____
Chairman, Board of County Commissioners

ATTEST _____
Clerk & Recorder