

**Minutes of the Proceedings of
The Board of County Commissioners of Teller County, Colorado
February 8, 2024**

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02/21/2024 01:47 PM Fees: \$0.00 Doc Fee:
Stephanie Kees, Clerk and Recorder, Teller, CO



In attendance:

Bob Campbell, County Commissioner/Chair
Dan Williams, County Commissioner/Vice-Chair
Erik Stone, County Commissioner
Ross Herzog, County Administrator
Paul Hurcomb, County Attorney
Stephanie Kees, Clerk & Recorder

1. 9:20 a.m. Convene in Regular Session:

The Board of County Commissioners of Teller County convened in regular session in the Teller County Centennial Building in Cripple Creek, CO.

Mr. Campbell presided.

Mr. Williams gave the invocation.

Ms. Jessica Flohrs led the Pledge of Allegiance.

Minutes of Previous Meetings:

Action: Mr. Stone moved, and Mr. Williams seconded, to **approve** the minutes of the meeting of the Teller County Board of County Commissioners on January 23, 2024, as presented. All Commissioners voted yes.

Accounts Payable:

Action: Mr. Williams moved, and Mr. Stone seconded, that the Board **approve** the accounts payable run date of February 7, 2024, in the amount of \$1,831,238.51. All Commissioners voted yes.

Board Reports:

Mr. Stone:

- Attended a legislative event at the Capital on Tuesday.
- Commented on his opposition to House Bill 24-1168, Equal Access to Public Meetings based on his concerns of costs and difficulties for smaller boards and special districts to comply due to this unfunded mandate.
- Commented on his opposition of Senate Bill 24-003 which would give the Colorado Bureau of Investigations (CBI) a role in firearm investigations on the local level and adds powers to CBI.
- Intends to testify on the bill to amend Colorado's Construction Defect Action Reform Act (CDARA).
- Will attend the Gold Belt Tour meeting on Tuesday in Florissant.

Mr. Williams:

- Thanked Mr. Herzog and Commissioners Stone and Campbell for providing breakfast and lunch for the Public Works crew, mechanics, and plow drivers

- during the most recent storm.
- Thanked Dan Swallow and Justin McBryde for attending the Accessory Dwelling Unit (ADU) meeting in his absence.
- Commented on testifying with Sheriff Mikesell at the Capital opposing Senate Bill SB 24-003 which would allow CBI to provide independent investigations of gun offenses at a local level and take away control from local law enforcement.
- The proposed bill to require pet licensing has been killed.
- Announced he would be representing Teller County at the National Counties Association (NACO) meeting in Washington, D.C. where he sits on the Public Lands and Environment committee. His concerns continue to be on management of forest lands and the plan to permit solar panels in national forests.
- Provided an update on the Purple Heart Trail in Teller County. He testified at the Colorado Senate in support of designating Highways 24 and 67 as part of the Purple Heart Trail. Thanked Senator Mark Baisley for sponsoring the measure.
- Announced that Ed Zupancic passed. He was a Sheriff's Office Posse member and a veteran.

Mr. Campbell:

- Thanked Commissioner Williams for his commitment to the Purple Heart Trail.
- Provided an update on his work for various boards and commissions.
- Attended the Sheriff's meeting with an HOA.
- Colorado Counties, Inc. (CCI) is currently working on 13 different bills.
- Very busy with multiple board meetings, Kiwanis, and testifying on bills.

Commissioner Williams made comments on Mr. Don Betram's testimony and presentation at the Senate in support of the Purple Heart Trail in Teller County and being able to wear his beret in the State Capitol as a Green Beret Vietnam veteran.

Elected Officials Report:

Stephanie Kees, Clerk and Recorder

- Introduced Ashley Headrick her Chief Deputy Clerk and Recorder.
- Ballots will be mailed on February 12 for the March 5th election.

Krystal Brown, Treasurer

- Update that tax distributions were completed yesterday.

Administrator's Report:

Ross Herzog, County Administrator

- The Planning Department is seeking more staff for code enforcement.
- Thanked Public Works for their hard work in clearing roads.

Commissioner Williams commented on how Public Works and the community work together.

2. Time Reserved for Department Heads and Public Without an Appointment:

Dan Swallow, CDS, Director

- Asked to keep Janine Snyder, the Building Official, in our thoughts as she

recovers from injuries from a fall on her way to work.

3. **Time Reserved for the Public without an appointment:** None.
4. **Administration: Consider a Resolution to amend the Teller County Historic Preservation Advisory Board's procedures and criteria for designation of Historic Landmarks in Teller County.**

Presenting: Ross Herzog, Administrator

Board discussion and comments. Commissioner Stone noted that House Bill 24-1168 that he discussed in his comments would cause undue burdens on this local board. Commissioner Williams suggested to Mr. Swallow, CDD Director, that the Historic Preservation Advisory Board be added as a referral agency for land use applications with the Planning Department. Public Comment: None.

Action: Mr. Stone moved, and Mr. Williams seconded, to **approve Resolution No. 02-08-2024(07)**, a Resolution to amend the Teller County Historic Preservation Advisory Board's procedures and criteria for designation of Historic Landmarks in Teller County. All Commissioners voted yes.

5. **CDD: Consider a resolution to approve a Special use Permit for Wellington Cattle Barrow Pit to Surface mine, Permit M-2021-025**

Presenting: Justin McBryde, Planning Manager, and Bruce Newell, applicant

Mr. Newell stated the property has been in his family since the early 1900s when they homesteaded it.

Commissioner Williams thanked the applicants for their compliance with the County's procedures. He asked that agency responses in the Staff Report be noted as "no concerns" in lieu of "no comments."

Public Comment: None.

Action: Mr. Williams moved, and Mr. Stone seconded, to **approve Resolution No. 02-08-2024(08)**, a Resolution to approve a Special Use Permit for Wellington Cattle Barrow Pit to Surface Mine, Permit M-2021-025. All Commissioners voted yes.

Commissioner's Business Items: Ross Herzog, County Administrator

The Board duly approved the following business agenda items:

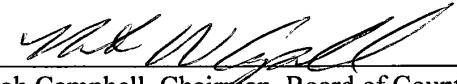
1. Professional Service Agreement (PSA) with A-1 Chipseal Company with any modifications requested by the contractor and approved by the County Attorney.
2. Professional Service Agreement (PSA) with APT RED, LLC with any modifications requested by the contractor and approved by the County Attorney.
3. Professional Service Agreement (PSA) with MGT of America Consulting, LLC with any modifications requested by the contractor and approved by the County Attorney.
4. Certify the Department of Justice and Department of Treasury "Equitable Sharing Agreement."
5. Emergency Mutual Aid and Assistance Agreement for Local Colorado Public Health

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Agencies and authorize Public Health Director, Michelle Wolff to sign.

6. Teller County Street Inventory for submission to the Colorado Department of Transportation.
7. Professional Service Agreement (PSA) with Forward Communications, Inc with any modifications requested by the contractor and approved by the County Attorney.
8. Professional Service Agreement (PSA) with Page Construction with any modifications requested by the contractor and approved by the County Attorney.
9. Other administrative matters received after agenda deadlines. None.

There being no further business, the meeting was adjourned at 10:34 a.m.

APPROVED: 
Bob Campbell, Chairman, Board of County Commissioners

ATTEST: 
Stephanie Kees, Clerk & Recorder