

# SAN MIGUEL COUNTY BOARD OF COMMISSIONERS

## MINUTES

Wednesday, June 19, 2019

333 W Colorado Ave 2nd floor, Telluride CO

### Present

Kris Holstrom, Chair  
Hilary Cooper, Vice Chair  
Lance Waring, Commissioner

### Staff Present

Lynn Black, County Administrator  
Amy Markwell, County Attorney  
Tonya McCann, County Paralegal  
Carmen Warfield, Chief Deputy Clerk

#### 1. **Call to order.**

9:31 a.m.

#### 2. **Review of Agenda.**

#### 3. **Calendar Review.**

#### 4. **CONSENT AGENDA**

- a. Approval of Chair's Signature as the Board of Commissioners and as San Miguel County Housing Authority on Amended and Restated Deed Restriction and Covenant with Mountain Sunflowers, LLC, Unit D, The Residences/Businesses at Top of the Hill, Lawson Hill Subdivision/PUD. (Contract 2019-066)
- b. Ratification of Chair's signature on a request for a 30-day public comment period to at least a 45-day public comment period.
- c. Approval by the Board of Commissioners to approve Cheryl Miller to serve a two-year term as the Strong Start's Early Childhood Advisory Panel community member-at-large member.
- d. Approval of Chair's signature as the Board of Commissioners to approve an IGA with Montrose County on a Jail based Behavioral Services Grant. (Contract 2019-067)
- e. Ratification of Chair's signature on a mutual agreement between Montrose County Department of Health and Human Services to transfer \$25,000 of TANF Funds to San Miguel County. (Contract 2019-068)
- f. Ratification of Chair's signature on a contract amendment #2019\*0498, Amendment #2 with Colorado Department of Public Health & Environment of \$49,999 for the provision of Local Public Health Contract activities by the County Department of Health and Environment. (Contract 2019-069)
- g. Ratification of Chair's signature on a contract amendment #2, Contract Routing #2020\*110, 19 FHHA 108944, with Colorado Department of Public Health & Environment of \$15,812 for the provision of Local Planning Support, Maternal Child Health, and Child Fatality and Prevention (LPHA). (Contract 2019-070)
- h. Ratification of Chair's signature on a Contract Routing #2020\*278, Waiver #154, with Colorado Department of Public Health and Environment of \$19,517 for the provision of Local Public Health Contract for Emergency Preparedness and Response. (Contract 2019-071)
- i. Note- Pulled for further discussion. Acceptance of April 2019 Road Report.
- j. Approval of Chair's signature as the Board of Commissioners and as San Miguel County Housing Authority on Amended and Restated Deed Restriction and Covenant with Molly Tomlonovic Norton and Casey Norton, Lot 18, Two Rivers Subdivision. (Contract 2019-072)
- k. Approval of Jack Gilbride to be appointed to the Region 10's Business Loan Fund Committee.
- l. Approval of Minutes: May 15, 2019, and May 22, 2019.
- m. Note- Pulled for further discussion. Approval of Chair's signature on Special Events Permit, for San Miguel Bicycle Alliance, Inc, August 2, 2019, and August 3, 2019, at the Lawson Hill Fields, 135 Society Drive, Telluride CO., based on the County Clerk's Written Findings. (ATTACHMENT I – Written Findings)
- n. Ratification of Chair's signature on County Veterans Service Officer's May 2019 Report.
- o. Ratification of Chair's signature on a letter To Xcel Energy concerning Ames Hydroelectric Generating Plant.

**MOTION** by Hilary Cooper to approve the consent agenda with item 4.i. and 4.m. pulled to be discussed separately. **SECONDED** by Lance Waring. **PASSED 3-0.**

- m. Approval of Chair's signature on Special Events Permit, for San Miguel Bicycle Alliance, Inc, August 2, 2019, and August 3, 2019, at the Lawson Hill Fields, 135 Society Drive, Telluride CO., based on the County Clerk's Written Findings. (ATTACHMENT I – Written Findings)

**MOTION** by Lance Waring to approve the Special Events Permit, for San Miguel Bicycle Alliance, Inc. **SECONDED** by Kris Holstrom. **PASSED 2-0.**

Note: Hilary Cooper abstained from voting due to a conflict of interest.

- i. Acceptance of April 2019 Road Report.

Present: Ryan Righetti, Road, and Bridge Superintendent

**MOTION** by Lance Waring to accept the April 2019 Road Report. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

5. **ADMINISTRATIVE MATTERS:**

- a. Update with San Miguel Basin Executive Director.

Present: Yvette Henson, San Miguel Basin Executive Director; Jordan Spor, 4-H Coordinator

- b. Consideration of a request by the San Miguel Basin Rodeo to sponsor the Rodeo in the amount of \$1,500 for the summer of 2019.

Present: Harley Williams and Jordan Williams, Norwood Roping Club

**MOTION** by Hilary Cooper to approve the gold buckle sponsorship for \$1500. **SECONDED** by Lance Waring. **PASSED 3-0.**

- c. Meeting the new District Ranger for the Ouray Ranger District of GMUG.

Present: Dana Gardunio, Ouray District Ranger

- d. Discussion of a letter of support on a proposal to rename two small reservoirs.

**Board Consensus** not to comment.

10:24 a.m. Recessed.

10:33 a.m. Reconvened.

6. **Update with the County Government Affairs/Natural Resources Director**

- a. Other, as needed.

Present: Lynn Padgett, Government Affairs/Natural Resource Director

7. **SAN MIGUEL REGIONAL HOUSING AUTHORITY MATTERS**

- a. Request to Authorize a Notice of Violation for Unit Matterhorn B.

Present: Lois Major, Special Counsel to the San Miguel County Housing Authority

**MOTION** by Lance Waring to authorize and direct staff to send a written notice of violation of the LUC to Don Mitchell, owner of Unit Matterhorn B, detailing the nature of the violations in accordance with LUC 5-1305 H as soon as possible. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

9. **COMMISSIONER AND PUBLIC DISCUSSION**

- a. Public Discussion.

Present: Doug Tooley, County Resident

8. **ADMINISTRATORS REPORT**

- a. Update with County Administrator.
  - 1. A new employee has been hired for the vacant IT position.
  - 2. The posting of the Building official job will be next week.
  - 3. Skyway scenic byway clarification

10. **ATTORNEY MATTERS**

- a. Discussion regarding the wording on the BOCC Public Meeting Policies. – Continued to a future meeting.
- c. Other, as needed.
  - 1. Follow up needed on a letter from the Forest Service on ownership concerning the Trout Lake Trestle and Coal Chutes.

9. **COMMISSIONER AND PUBLIC DISCUSSION**

- b. Update on Outside Meetings
  - 2. Kris Holstrom - Recycle Colorado Annual Conference, GVTPR Meeting

11:39 am. Recessed.

1:31 p.m. Reconvened.

5. **ADMINISTRATIVE MATTERS:**

Note: This was addressed earlier in the meeting.

- d. Discussion of a letter of support on a proposal to rename two small reservoirs.

Present: George Greenbank, Historic Commission

11. **PLANNING MATTERS**

(Any of these items may involve an Executive Session C.R.S 24-6-402)

- a. Discussion on Provisions in the Land Use Code accommodations, lodging, and campground uses.

Present: Kaye Simonson, Planning Director, Greg Ochis, Via phone; Doug Tooley, County resident; Betty Miller, Wilson Mesa HOA; Steve Chetchu, County resident; Tom Kennedy, Attorney, and Resident of the County, Greta Hughes, Wilson Mesa resident

- b. Executive Session: Discussion in regards to Code violations (4)(b).

Present: Kaye Simonson, Planning Director; Mitch Markiewicz, County Building Official; Ryan Righetti, Road, and Bridge Superintendent

**MOTION** by Lance Waring to go into Executive Session to discuss several Code violations (4)(b). **SECONDED** by Hilary Cooper. **PASSED 3-0.**

Note: The County Attorney requested that item 11.b. not have written minutes as it constitutes a privileged attorney-client communication and a statement signed by the attorney and chair is attached. (ATTACHMENT II)

2:16 p.m. Recessed.

2:39 p.m. Reconvened.

**Board** only discussed the one item in Executive Session it stated.

9. **COMMISSIONER AND PUBLIC DISCUSSION**

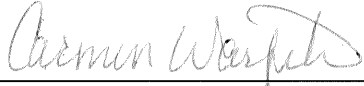
- b. Update on Outside Meetings
  - 1. Lance Waring - CCI Summer Conference, Bridal Veil Meeting, Regional Forest Health, CC4CA Steering Committee
  - 3. Hilary Cooper - Colorado Healthy Soils, West Slope Health Care Coalition, CCI Summer, CCAT Summer Retreat, SMART, Behavioral Health Advisory Panel, Regional Forest Health
- c. Website posting and press releases
- d. General Discussion.

12. **Adjournment**

2:54 p.m.

20190619-BOCC-Audio

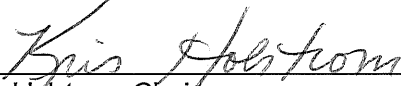
Respectfully submitted,



Carmen Warfield, Chief Deputy Clerk

Approved July 17, 2019.

SAN MIGUEL COUNTY BOARD OF COMMISSIONERS

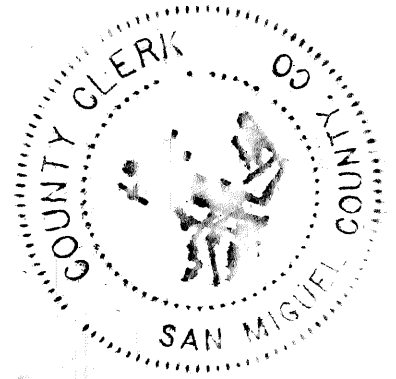


Kris Holstrom, Chair

ATTEST:



Lynn M. Black, County Administrator



WRITTEN FINDINGS

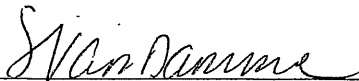
Date: May 29, 2019

To: San Miguel County Board of Commissioners

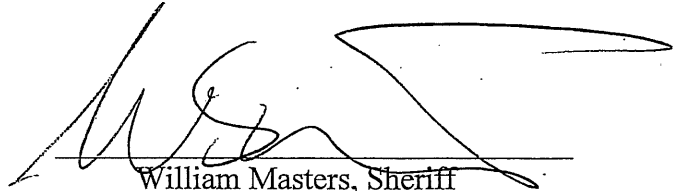
Re: Special Events Permit for San Miguel Bicycle Alliance Inc  
P.O. Box 2127  
Telluride, CO 81435

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1. Fees: \$100.00 paid to San Miguel County, to serve regular Malt, Vinous & Spirituous Liquor August 02-03, 2019 to be held at the Lawson Hill Fields
2. Notice for posting on the proposed site was given to applicant June 7, 2019  
Notice does not need to be published in the Weekly Planet unless petitions of remonstrance's are filed with me.  
  
Meeting to be held at 9:30 o'clock A.M., June 19, 2019 for approval of application.  
  
The Sheriff's office will be notified of an opportunity to comment (on any possible perceived law enforcement) at the meeting.
3. Fingerprinting is not required for a Special Events Permit.
4. Application is complete with the following documents:
  - (a) Diagram showing where liquor will be served and consumer.
  - (b) Certificate of Good Corporate Standing.
  - (c) Written permission from Lawson Hill Propertyowners' Company, Owner.
  - (d) Insurance attached.



Stephannie Van Damme, County Clerk



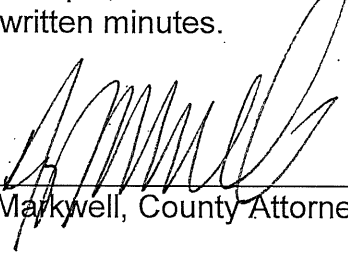
William Masters, Sheriff

SAN MIGUEL COUNTY BOARD OF COMMISSIONERS  
BOCC Meeting  
Wednesday, June 19, 2019

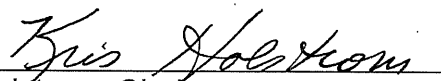
ATTACHMENT II

Executive Session Minutes Attest

I, Amy Markwell, County Attorney attest that the Wednesday, June 19, 2019, Executive Session discussions of attorney-client matters were confined to a permissible executive session topic; and constituted a privileged attorney-client communication that does not have written minutes.

  
\_\_\_\_\_  
Amy Markwell, County Attorney

I, Kris Holstrom, Chair of the San Miguel County Board of Commissioners attest that the Wednesday, June 19, 2019, Executive Session discussions of attorney-client matters were confined to a permissible executive session topic; and constituted a privileged attorney-client communication that does not have written minutes.

  
\_\_\_\_\_  
Kris Holstrom, Chair