

**SAN MIGUEL COUNTY BOARD OF COMMISSIONERS
MINUTES**

**AUGUST 3, 2016
REGULAR MEETING**

Second Floor, Miramonte Building
Telluride, Colorado

Present: Chair Joan May
Vice-Chair Art Goodtimes
Commissioner Amy Levek

Staff Present: County Administrator Lynn Black
County Attorney Steve Zwick
Chief Deputy Clerk Carmen Warfield

1. Call to order.
9:35 a.m.
2. Review of Agenda.
3. Calendar Review.
4. CONSENT AGENDA:
 - a. Approval of Chair's signature Special Events Permit, to serve regular Malt Beverage on August 13, 2016, for Placerville Volunteer Fire Department, at 410 Front Street, Placerville, Co. based on the County Clerk's Written Findings. (ATTACHMENT I)
 - b. Approval of Chair's signature Special Events Permit, to serve regular Malt Beverage August 13 & 14, 2016, for Black Canyon Horse Racing Association, at 1165 Summit Street, (San Miguel County Fairgrounds), Norwood, Co. based on the County Clerk's Written Findings. (ATTACHMENT II)
 - c. Acceptance of the July 21, 2016, Telluride Regional Airport Monthly Report.
 - d. Approval of an Advanced Life Support Ambulance Permit for the new Norwood Ambulance purchased in June 2016.
 - e. Approval of Minutes: June 29, 2016, July 6, 2016, and July 13, 2016.
 - f. Approval of Chair's signature on 2016 Emergency Management Performance Grant (EMPG) Agreement, contract number 16EM-17-58, with Colorado Department of Homeland Security and Emergency Management (DHSEM), to receive federal funds in the amount of \$47,000 for County's Emergency Management Services.
 - g. Ratification of Chair's signature on a Colorado Department of Higher Education Grant Agreement with Western State Colorado University Foundation.
 - h. Approval to authorize Jim Soukup, IT Director, to purchase a Cybertron server in an amount not to exceed \$8,010.
 - i. Acceptance of April July 2016 Road Report.
 - j. Other.
 1. Consideration of an Agreement for Professional Services between San Miguel County and Russell Planning and Engineering Inc. for the Lawson Hill HUB 2B Drainage and Grading Plan with a review of Access and Utility Improvements.

MOTION by Levek to approve the Consent Agenda with the following changes: July 6, 2016, Board Minutes should read 7.a. *Note: Goodtimes and Levek May disclosed communications with Ashley Boling and Suzan Beraza before they were advised of the quasi-judicial nature of the hearing. No communication between Goodtimes and Levek May has occurred that could affect their decision on a motion and the August 3, 2016, agenda item 4.i. should state Acceptance of July 2016 Road Report.* **SECONDED** by Goodtimes. **PASSED 3-0.**

5. ADMINISTRATIVE MATTERS:
 - a. Acknowledge Mike Kimball for service to the community as an employee of the San Miguel County Road and Bridge Department for 37 years.

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Present: Mike Kimball, District 1 Supervisor; Jim Kolar, Telluride Town Marshal; Hilary Cooper, County Resident

- b. Consideration to appoint an individual to fill the remaining term of Ashley Deppen position on the Lone Tree Cemetery Board to expire May 25, 2018.
 - 1. Interview Nanci Brown for position on Lone Tree Cemetery Board.
 - 2. ~~Interview Fred Shapiro for position on Lone Tree Cemetery Board.~~

Present: Nanci Brown, County Resident; Janie Goldberg, Lone Tree Cemetery District; Steve Goldberg, County Resident; Terry Brown, County Resident

MOTON by Levek to appoint Nanci Brown to the remaining term on Lone Tree Cemetery Board expiring May 25, 2018. **SECONDED** by Goodtimes. **PASSED 3-0.**

- c. ~~Discussion of the specifics for the clean up and reclamation of the Garribeau tailings pile.~~
- g. Consideration to appoint a County Elected official and a County staff person to the Gondola Subcommittee.

Present: Lynn Black, County Administrator

MOTON by Goodtimes to appoint Joan May and Lynn Black to the Gondola Subcommittee. **SECONDED** by Levek. **PASSED 3-0.**

- h. Consideration to authorize the County Administrator to sign a contract with GOVHR USA for recruitment of the Road and Bridge Supervisor position.

Present: Lynn Black, County Administrator

MOTON by Levek to authorize County Administrator to sign the recruitment contract with GOVHR USA. **SECONDED** by Goodtimes. **PASSED 3-0.**

- d. Discussion of OA Greager Scout Property Management questions.

Present: Linda Luther-Broderick, County Open Space and Recreation Coordinator; Janet Kask, County Open Space and Recreation Coordinator (Successor)

Board Consensus to direct staff to remove the west boundary fence and gate at the Greager Scout property to enhance Gunnison Sage-grouse habitat and t-posts will remain with signage stating Property owned by San Miguel County and managed for Gunnison Sage Grouse Habitat, No commercial hunting.

- j. Other.
 - 1. Discussion of the upcoming Telluride Mountain Run on Forest Service and BLM Public Lands.

Present: Linda Luther-Broderick, County Open Space and Recreation Coordinator; Janet Kask, County Open Space and Recreation Coordinator (Successor); Mike Rozycki, County Planning Director; Hilary Cooper, County Resident

Board Consensus to approve the Telluride Mountain Run, and for future requests and approvals, this should be on the agenda to create a consistently formalized process working closely with the BLM and the United States Forest Service due to the multi-faceted of land use.

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2. Update on the Special Use Permit – Solar Panels with San Miguel Power Association and drainage recommendation that could include a monitoring well.
3. Update on the lighting requirement from the FAA for the communication tower on Coonskin Ridge.

Present: Mike Rozycki, County Planning Director; Lynn Padgett, County Public Agency Liaison/Natural Resources Director

7. ADMINISTRATOR'S REPORT:
 - a. Update with County Administrator.
 1. Ethereal Music Festival

Present: Lynn Black, County Administrator

8. COMMISSIONER AND PUBLIC DISCUSSION:
 - b. Update on Outside Meetings
 1. Art Goodtimes – Homewood Road issue, PES projects, Ron Godin nomination, Fair/CSU issue, Hankins Quarry issue, Indigenous Peoples Day

BOCC Consensus to authorize staff to approve the Indigenous People's Day budget request of \$5,000 with funds coming from the General Fund.

2. Amy Levek – San Miguel County Fire Working Group

5. ADMINISTRATIVE MATTERS:
 - d. Discussion with Connie Clementson, Field Manager, Tres Rios Field Office.
 1. Oil and Gas Lease Sale.
 2. Section 8 Agreement for the Dry Creek Basin Allotment.
 3. Draft Memorandum of Understanding between USDI Bureau of Land Management Tres Rios Field Office and San Miguel County Board of Commissioners.
 4. Clarify protocols on Special Events and advanced notice to the Counties involved.
 5. Update of the travel management plan.

Present: Connie Clementson, Field Manager Tres Rios Field Office; Mike Rozycki, County Planning Director; Lynn Padgett, County Public Agency Liaison/Natural Resources Director

- f. **10:55 A.M. SECOND PUBLIC HEARING:** In the matter of the proposed Intergovernmental Agreement creating the San Miguel Authority Regional Transportation (SMART), (pending voter approval).

11:05 a.m. Chair Opened the Public Hearing.
(EXHIBIT A – Documents)

Those who addressed the Board:
Hilary Cooper, County Resident

11:14 a.m. Chair Closed the Public Hearing.

MOTION by Goodtimes to approve the creation of the San Miguel Authority Regional Transportation (SMART) submitted to voters for approval by the voters November 8, 2016. **SECONDED** by Levek. **PASSED 3-0.**

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12:24 p.m. Recessed.
12:25 p.m. Reconvened.

- i. Discussion with Archuleta County related to biomass operations, forest stewardship, and San Juan Headwaters Forest Health Partnership.

Present: Michael Whiting, Archuleta County Commissioner; Aaron Kimple, Mountain Studies Institute Program Director, and San Juan Headwaters Forest Health Partnership Program Coordinator; JR Ford, Pagosa Land Company

6. SAN MIGUEL COUNTY BOARD OF EQUALIZATION:

- a. Consideration of recommendations from hearing officer for the County Board of Equalization proceedings.

Present: James T Garber, MAI, CCIM-Hearing Officer for the 2016 Board of Equalization hearings (via phone); Steve Zwick, County Attorney; Peggy Kanter, County Assessor; Ben Pettinos, County Assessor Staff Appraiser; Terry Adams, County Attorney Legal Assistant

MOTION by Goodtimes to approve the 18 separate decisions based on the recommendations of the hearing officer. **SECONDED** by Levek. **PASSED 3-0.**

9. ATTORNEY MATTERS:

- a. Discussion of hiring a consultant for Pandora Mill Environmental Assessment, Citation (4)(a).

MOTION by Goodtimes to go into Executive Session to discuss hiring a consultant for Pandora Mill Environmental Assessment, [Citation (4)(a).] **SECONDED** by Levek. **PASSED 3-0.**

Note: Executive Session Minutes are confidential pursuant to 24-6-402(2) (d.5) (II)(A)(C), C.R.S. – Item 9.a.

12:31 p.m. Recessed.
12:47 p.m. Reconvened.

Board only talked about the one item it said it would.

- b. Consideration to hire the recommended consultant for Pandora Mill Environmental Assessment.

Present: Steve Zwick, County Attorney; Linda Luther-Broderick, County Open Space and Recreation Coordinator; Janet Kask, County Open Space and Recreation Coordinator (Successor); Todd Brown, Town of Telluride resident

MOTION by Levek to recommend that JGMS be hired as the consultant for the Pandora Mill Environmental Assessment. **SECONDED** by Goodtimes. **PASSED 3-0.**

- c. ~~Update on litigation.~~

8. COMMISSIONER AND PUBLIC DISCUSSION:

- a. ~~Public Discussion.~~
- b. Update on Outside Meetings. – Intergovernmental Work session - Regional Transit Authority
 3. Joan May – Telluride Airport Authority, Outdoor Alliance Board Meeting, Forest Service Meeting (Bozeman, MT), Colorado Communities for Climate Action (CC4CA), Collaborative Forest Landscape Restoration Program (CFLRP)

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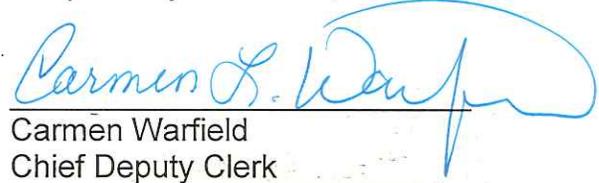
MOTION by Goodtimes to appoint Kris Holstrom as the 2nd representative for the Colorado Communities for Climate Action (CC4CA). **SECONDED** by Levek. **PASSED 3-0.**

- c. ~~Website postings and press releases.~~
- d. ~~General Discussion.~~

10. Adjournment.
12:56 p.m.

Audio MP4 20160803-BOCC-Audio.

Respectfully submitted,


Carmen Warfield
Chief Deputy Clerk

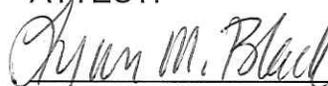
APPROVED 9-7-2016.

SAN MIGUEL COUNTY BOARD OF COMMISSIONERS



Joan May, Chair

ATTEST:



Lynn M. Black
County Administrator



WRITTEN FINDINGS

Date: July 12, 2016

To: San Miguel County Board of Commissioners

Re: Special Events Permit for Placerville Volunteer Fire Dept.
410 Front St.
Placerville Park
Placerville, Co 81430

1. Fees: \$25.00 paid May 27, 2015 to Colorado Dept of Revenue and \$60.00 paid to San Miguel County, to serve regular Malt Beverage *Aug. 13, 2016*

2. Notice for posting on the proposed site was given to applicant July 21, 2016.

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., August 03, 2016 for approval of application.

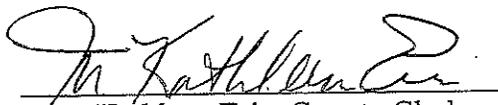
The Sheriff's office will be notified of an opportunity to comment (on any possible perceived law enforcement) at the meeting.

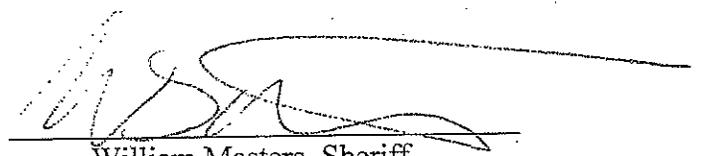
3. Fingerprinting is not required for a Special Events Permit.

William Masters, Sheriff, gives his approval on this application with the understanding that they be allowed to sell only regular beer.

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 the San Miguel Open Space & Recreation Dept.
- (d) Insurance attached.


M. Kathleen Erie, County Clerk


William Masters, Sheriff

WRITTEN FINDINGS

Date: June 30, 2016

To: San Miguel County Board of Commissioners

Re: Special Events Permit for Black Canyon Horse Racing Association
San Miguel County Fairgrounds
1165 Summit Street
Norwood, CO 81423

1. Fees: \$100.00 paid July 15, 2016 paid to San Miguel County, to serve Malt Beverage August 13 & 14, 2016.
2. Notice for posting on the proposed site was given to applicant July 20, 2016.

Notice does not need to be published in the Weekly Planet unless petitions of remonstrances are filed with me.

Meeting to be held at 9:35 o'clock A.M., August 3, 2016 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.

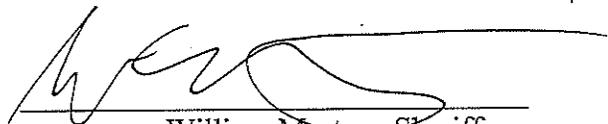
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M. Kathleen Erie, County Clerk



William Masters, Sheriff