

**SAN MIGUEL COUNTY BOARD OF COMMISSIONERS
MINUTES
WEDNESDAY, APRIL 1, 2015
REGULAR MEETING
Second Floor, Miramonte Building
Telluride, Colorado**

Present: Chair Joan May
Vice-Chair Elaine R.C. Fischer
Commissioner Art Goodtimes

Staff Present: County Administrator Lynn Black
County Attorney Steve Zwick
Chief Deputy Clerk John Huebner

1. Call to order.
9:32 a.m.
2. Review of Agenda.
3. Calendar Review.
4. CONSENT AGENDA:
 - a. Approval to authorize the distribution of the 2014 Federal Forest Funding (Secure Rural School Funding) to the three school districts, based on a proportionate pupil count: Telluride to receive \$27,090.98, Norwood to receive \$5,754.46, and Dolores County School to receive \$513.73.
 - b. Approval to re-appoint Bob Dempsey to regular seat on the San Miguel County Board of Adjustment to a term expiring January 1, 2017.
 - c. Approval to re-appoint Angela Dye as a regular member to the County Open Space Commission.
 - d. ~~Approval to appoint Ted Wilson to the San Miguel County Historical Commission for a two-year term ending December 30, 2016.~~

MOTION by Goodtimes to approve Consent Agenda but removing item 4.d.
SECONDED by Fischer. **PASSED 3-0.**

5. ADMINISTRATIVE MATTERS:
 - a. ~~Update by Lone Tree Cemetery District Board.~~
Discussion of comments concerning proposed Colorado Water Plan and Update on other water issues.

Present: April Montgomery, Colorado Water Conservation Board

- b. Consideration of Memorandum of Agreement with Ouray County Board of Commissioners for sharing 2015 Classification and Compensation Study costs.

Present: Lynn Black, County Administrator

MOTION by Goodtimes to approve Memorandum of Agreement with Ouray County Board of Commissioners for sharing 2015 Classification and Compensation Study costs. **SECONDED** by Fischer. **PASSED 3-0.**

- c. Consideration of a funding request received from the Town of Ophir for a grant match to its DOLA broadband grant in the amount of \$5,000.

Present: Lynn Black, County Administrator; Randy Barnes, Ophir Town Administrator

MOTION by Goodtimes to approve funding request received from the Town of Ophir for a broadband planning grant match in the amount up to \$5,000. **SECONDED** by Fischer. **PASSED 3-0.**

**SAN MIGUEL COUNTY BOARD OF COMMISSIONERS
WEDNESDAY, APRIL 1, 2015**

- d. Consideration of an Agreement for Services with Bruin Waste Management LLC for operation of the Norwood Transfer Station and for the emptying and hauling of trash containers and recyclables for monthly base fee of \$1,300 and not to exceed \$70,000 annually.

Present: Dave Schneck, County Environmental Health Director; Mike Horner, County Road and Bridge Superintendent

MOTION by Goodtimes to approve an Agreement for Services with Bruin Waste Management LLC for operation of the Norwood Transfer Station and for the emptying and hauling of trash containers and recyclables for monthly base fee of \$1,300 and not to exceed \$70,000 annually as presented with the changes that were made. **SECONDED** by Fischer. **PASSED 3-0.**

Board Consensus to direct staff to re-locate sign at Transfer Station closer to entrance; and, to continue collecting addresses of facility users for additional month; and to schedule an electronic recycling day in 2015 in Town of Norwood.

6. ROAD AND BRIDGE MATTERS:

- a. Consideration to award 2015 Road and Bridge Gravel Crushing Contract and to approve 2015 Agreement for Gravel Crushing Services with Black Canyon Aggregates, Inc. in the amount of \$94,040.

Present: Mike Horner, County Road and Bridge Superintendent

MOTION by Goodtimes to award 2015 Road and Bridge Gravel Crushing Contract and 2015 Agreement for Gravel Crushing Services with Black Canyon Aggregates, Inc. in the amount of \$94,040 as presented. **SECONDED** by Fischer. **PASSED 3-0.**

- b. Consideration to award the replacement of the two fuel pumps at the Basin Shop to Eaton Sales & Service in the amount of \$14,387 with all work to comply with the Colorado Department of Labor's fuel storage and dispensing regulations.

Present: Mike Horner, County Road and Bridge Superintendent

MOTION by Goodtimes to award the replacement of the two fuel pumps at the Basin Shop to Eaton Sales & Service in the amount of \$14,387 as presented. **SECONDED** by Fischer. **PASSED 3-0.**

Board Consensus to direct staff to screen outdoor light at Dry Creek Basin Shop from the State Highway and to assure that the light is turned off when not in use.

- c. Consideration to authorize the purchase of used John Deere 772GP Motor Grader, SN 1DW772GPCEF664449, from Honnen Equipment in the amount of \$277,665, with half of funding to come from Capital Fund and transferred to the Road and Bridge Fund.

Present: Mike Horner, County Road and Bridge Superintendent

MOTION by Goodtimes to approve [the purchase of used John Deere 772GP Motor Grader, SN 1DW772GPCEF664449, from Honnen Equipment in the amount of \$277,665, with half of funding to come from Capital Fund] as presented. **SECONDED** by Fischer. **PASSED 3-0.**

- d. Other.
 - 1. County awarded \$491,000 DOLA grant toward the construction of Norwood Maintenance Shop.

Present: Mike Horner, County Road and Bridge Superintendent

**SAN MIGUEL COUNTY BOARD OF COMMISSIONERS
WEDNESDAY, APRIL 1, 2015**

7. OPEN SPACE AND RECREATION MATTERS:

- a. Approval to authorize contracting with Dave Foley, Backcountry Surveying, to survey the Rio Grande Southern Rail Road Right of Way in Ilium Valley with ratification of contract on April 22 agenda, and to authorize removal of existing wooden RGS RR bridge across the river for safety reasons, if survey determines bridge is located on county property.

Present: Lynn Black, County Administrator

MOTION by Fischer to approve [Open Space Department contracting with Dave Foley, Backcountry Surveying, to survey the Rio Grande Southern Rail Road Right of Way in Ilium Valley with ratification of contract on April 22 agenda, and to authorize removal of existing wooden RGS RR bridge across the river for safety reasons, if survey determines bridge is located on county property] as presented. **SECONDED** by Goodtimes. **PASSED 3-0.**

- ~~b. Approval to Authorize Open Space and Recreation (OSR) Department staff to express the county's support for Colorado Senate Bill 206 which addresses phased conservation easement donations, reduces CE costs for agricultural producers, and facilitates endangered species mitigation.~~

8. ADMINISTRATOR'S REPORT:

- a. Update with County Administrator.
 1. **Board Consensus** to oppose Colorado SB 55 which proposes to move \$20M in Severance Taxes to the State's General Fund, but the county decided it will not comment on the bill.
 2. Mountain Pass Roads and OHV brochures reprinting.
 3. Discussion concerning Telluride Town Council consultation with Sheriff about festival parking and camping in the county.
 4. Montrose County has decided not to participate with Region 10 implementation grant proposal to DOLA.
 5. Update of vacant Human Resources Manager position search.
 6. Discussion concerning the Lone Tree Cemetery irrigation system replacement project and the radar property search project.

Present: Lynn Black, County Administrator

9. COMMISSIONER AND PUBLIC DISCUSSION:

- a. ~~Public Discussion.~~
- b. Update on Outside Meetings.
 1. Elaine Fischer -
 2. Art Goodtimes – April Montgomery Mtg
 3. Joan May – SWCD
- c. ~~Website postings and press releases.~~
- d. General Discussion.
 1. Housing Solutions meeting presentation.

10. ATTORNEY MATTERS:

- a. Discussion regarding recreational access easement, Citation (4)(b).
- b. ~~Update on litigation.~~

Present: Steve Zwick, County Attorney

MOTION by Fischer to go into Executive Session on Discussion regarding recreational access easement, Citation (4)(b). **SECONDED** by Goodtimes. **PASSED 3-0.**

**SAN MIGUEL COUNTY BOARD OF COMMISSIONERS
WEDNESDAY, APRIL 1, 2015**

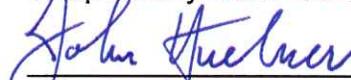
Note: The County Attorney requested that item 10.a. not have written minutes as it constitutes a privileged attorney-client communication and a statement signed by the attorney and chair is attached. (ATTACHMENT I)

10:50 a.m. Recessed.
11:02 a.m. Reconvened.

11. Adjournment.
11:03 a.m.

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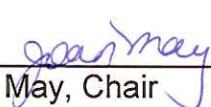
Respectfully submitted,



John Huebner
Chief Deputy Clerk

APPROVED July 15, 2015.

SAN MIGUEL COUNTY BOARD OF COMMISSIONERS

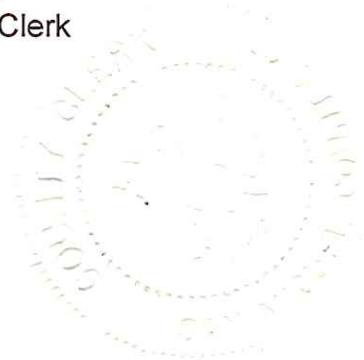


Joan May, Chair

ATTEST:



Lynn M. Black
County Administrator

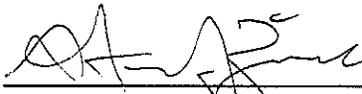


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WEDNESDAY, APRIL 1, 2015

ATTACHMENT I

Executive Session Minutes Attest

I, Steven J. Zwick, County Attorney attest that the Wednesday, April 1, 2015 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.



Steven J. Zwick, County Attorney

I, Joan May, Chair of the San Miguel County Board of Commissioners attest that the Wednesday, April 1, 2015 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.



Joan May, Chair