



BOARD OF COMMISSIONERS
HILARY COOPER KRIS HOLSTROM LANCE WARING

REGULAR MEETING AGENDA
Wednesday, January 8, 2020

Norwood Public Library 1455 Pinion St, Norwood CO. 81423

1. **9:30 am Call to order.**
2. **Review of Agenda.**
3. **Calendar Review.**
 - a. Calendar Review.
4. **9:35 am CONSENT AGENDA**
 - a. Acceptance of the October 2019 Road Report.
 - b. Ratification of Chair's signature on a Flexi Protection Plus Renewal Application for Non-Profit Directors and Officers Liability Insurance for the San Miguel County Housing Authority.
 - c. Approval of Minutes: December 11, 2019 and December 18, 2019.
 - d. Other, as needed.
5. **9:35 am ADMINISTRATIVE MATTERS:**
 - a. 9:35 am PUBLIC HEARING: Consideration of a resolution(s) increasing the 2019 budget appropriations for San Miguel County./MOTION
5 mins Ramona Rummel, County Finance Manager
 - b. 9:40 am Discussion with the new Grand Mesa, Uncompahgre and Gunnison National Forest, New District Ranger, Megan Eno.
20 mins Megan Eno, Norwood District Ranger
 - c. 10:00 am Discussion regarding the management of Noxious Weeds in our County.
45 mins Janet Kask, County Parks and Open Space Director; Ron Mabry, Vegetation Weed Control
 - d. 10:45 am Governance/Consideration to appoint Commissioners to 2020 Boards and Committees/MOTION
15 mins
 - e. 11:00 am Discussion and appointment to the Board of Directors Southwestern Water Conservation District./MOTION

- 10 mins
 - f. 11:10 am Consideration to adopt the 2020 Board of County Commissioner Open Meeting Schedule./MOTION
5 mins
 - g. Boards/Commissions: Discussion of the appointment to the Behavioral Health Solutions f/k/a Mental Health Advisory Board to appoint Assistant DA Rob Whiting to the board as an alternate member./MOTION
5 mins
 - h. Other, as needed.
6. **11:20 am UPDATE WITH GOVERNMENT AFFAIRS/NATURAL RESOURCES DIRECTOR Lynn Padgett/ 20mins**
- a. Other, as needed.
7. **11:40 am Update with County Manager/Mike Bordogna (30mins)**
- a. Other, as needed.
 - b. 12:10 pm - 12:40 p.m. Lunch
8. **12:40 pm COMMISSIONER AND PUBLIC DISCUSSIONS/15mins**
- a. Lance
Waring
 - b. Kris
Holstrom
 - c. Hilary
Cooper
- a. Public Discussion.
 - b. Update on Outside Meetings
 - c. Website posting and press releases
9. **12:55 pm ATTORNEY MATTERS/30mins**
- (Any of these items may involve an Executive Session C.R.S 24-6-402)
- a. Executive Session: Discussion of property transfer of Lawson Hill Lot S2 to Telluride School District (4)(a).
Amy Markwell, County Attorney
 - b. Update on Litigation
 - c. Other, as needed
10. **1:25 pm Adjournment.**

NOTE: This agenda is subject to change, including the addition of items up to 24 hours in advance or the deletion of items at any time. All times are approximate.

The County Manager reports may include administrative items not listed. Regular Meetings, Public Hearings, and Special Meetings are recorded, and **ACTION MAY BE TAKEN ON ANY ITEM**. Formal Action cannot be taken at Work Sessions. For further information, contact the County Administration office at 970-728-3174. If special accommodations are necessary per ADA, contact 970-728-3174 prior to the meeting.

Packet materials will be available on the San Miguel County website at www.sanmiguelcountyco.gov no later than 5:00 pm on the Friday before the meeting.

Changes to the meeting and work session schedule will be officially posted at the **designated posting place** for BOCC notices located at the front entrance to the County Offices, located in the Miramonte Building First Floor, 333 West Colorado Avenue, Telluride CO.

Agenda Distribution:

Miramonte Bldg.	Egnar Post Office	KOTO News
Courthouse Bldg.	Norwood Post Office	Norwood Post
Glockson Bldg.	Ophir Post Office	Telluride Daily Planet
Town of Telluride	Placerville Post Office	The Watch
Town of Mountain Village	Town of Norwood	



AGENDA ITEM - 3.a.

TITLE:

Calendar Review.

Presented by:

Time needed:

PREPARED BY:

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

See attached.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

Calendar Review

Upload Date

1/3/2020

January 2020

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
29	30	31	01	02	03 CC4CA Steering Committee call	04
05	06	07 County Commissioner Discussion	08 County Commissioner Meeting - Norwood	09	10	11
12	13	14 County Commissioner Discussion	15	16	17 Union of Concerned Scientists Presentation	18
19	20	21 County Commissioner Discussion	22	23	24	25
26	27	28 County Commissioner Discussion	29 County Commissioner Meeting	30	31	01

Government Websites by [CivicPlus®](#)

February 2020

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
26	27	28	29	30	31	01
02	03	04 County Commissioner Discussion	05 County Commissioner Meeting	06	07 CC4CA Steering Committee call	08
09	10	11 County Commissioner Discussion Inter-Governmental Work Session-Mountain Village Hosts	12	13	14	15
16	17	18 County Commissioner Discussion	19 County Commissioner Meeting	20	21	22
23	24	25 County Commissioner Discussion	26	27	28	29

Government Websites by [CivicPlus®](#)

March 2020

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
01	02	03 County Commissioner Discussion	04	05	06	07
08	09	10 County Commissioner Meeting -Tuesday	11	12	13	14
15	16	17 County Commissioner Discussion	18 County Commissioner Meeting	19	20	21
22	23	24 County Commissioner Discussion	25	26	27	28
29	30	31 County Commissioner Discussion	01	02	03	04

Government Websites by [CivicPlus®](#)



AGENDA ITEM - 4.a.

TITLE:

Acceptance of the October 2019 Road Report.

Presented by:

Time needed:

PREPARED BY:

Ryan Righetti, County Road and Bridge

RECOMMENDED ACTION/MOTION:

To approve as presented.

INTRODUCTION/BACKGROUND:

See attached.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Road and Bridge
Description:			

ATTACHMENTS:

Description
October 2019 Road Report

Upload Date
12/30/2019



ROAD & BRIDGE DEPARTMENT

RYAN RIGHETTI, ROAD SUPERINTENDENT

ROAD REPORT OCTOBER 2019

Deep Creek District 1:

Crews spent the beginning of the month grading road surfaces until the early snows and road conditions postponed work until next spring. Grading was performed on County Roads M44, T60, 56L, D65, 56V, 58P, 62L, 60X, Z60, 59Z and AA59. Crews finished up hauling and grading class 2 and class 6 base on CR T60. 1034 yds. of class 2 was replaced to re-establish grades and drainage and 1310 yds. of class 6 was replaced. Crews spent time prepping trucks and equipment for the upcoming winter months. Highway sand was hauled to Deep Creek to store for winter sanding. Assisted the Norwood crew with bridge deck replacement on CR AA42. Deep Creek also assisted with a gravel haul in the Norwood area. Safety meetings were performed to discuss hazards in the workplace. Vehicle and equipment repairs and maintenance were performed as necessary.

Norwood District 2:

Norwood crews were busy working to replace a bridge deck on CR AA42 that was deteriorated and beginning to show signs of weakness in spots. Material was purchased and picked up from a supplier in Greeley, CO. A short closure of the road was required during the replacement. Crews worked hard and completed the project in only a couple days. The Norwood crew assisted our Deep Creek Crew to complete hauling gravel on CR T60. Time was spent hauling and completing gravel replacement on L40 and 31U. Culverts were hauled to the Norwood Pit for storage until the spring. Assistance with grading an area in the Norwood Yard for a storage box that will be used by the Sheriff's Department was completed. Stop signs were replaced on County Roads X45, 46X and 41.1Z. Grading was done on CR M44 and CR 46M. Crews performed road checks between projects. Vehicle and equipment maintenance and repairs were performed as needed.

Basin and Egnar Districts 3 and 4:

Crews from both districts spent time grading and repairing roads. Grading on CR F4E to smooth out washboards and fill pot holes was done with the assistance of the water truck due to dry conditions. This required several loads from the Egnar Water Dock. Washouts were repaired on CR P16 and 16R. Gravel was hauled in and replaced on CR 31U to repair low spots and strengthen the surface. Secondary roads in both Districts were graded to smooth out the surfaces before the winter freeze. Rock removal and ditch cleaning was done on CR 5HN. Shoulders were mowed on CR U29E and 31U. Cattle guards were cleaned and repaired on CR P16. Signs were repaired and replaced on several roads throughout Dist. 4. One member of the crew attended a training class in

Montrose related to winter maintenance and snow removal. Vehicle and equipment maintenance and repairs were performed as needed.

October was a busy month with crews working hard to get projects completed before the winter. Crews took advantage of the warmer weather and were able to get many projects done.

Road and Bridge spent time with the County Attorney and Government Affairs staff going over information related to 40J. Several days were spent discussing past research done by both San Miguel and Dolores Counties. A plan for discussion was laid out in preparation of the meeting with the State Land Board in Greeley. That discussion was fruitful with the State Land Board appearing to be open to the possibility of future options for access or discussion of finding a solution that may work for both agencies.

Planning and discussion between the Town of Sawpit, CDOT and Road and Bridge continues as we work toward an agreement so the road and drainage improvements can be completed at the intersection of Jackson St and HWY 145. ROW will need to be cleared before final authorization to continue work and design for this portion of the project can be done. Road and Bridge has been working hard to get this resolved before the end of the year.

Crews from Road and Bridge attended a Flagger certification class in Norwood. This training is required for all maintenance and construction personnel in the Department. Crews need to be recertified and update their training every two years.

Recently, a large ranch in the Basin area was purchased and plans for numerous upgrades to the ranch and the roads accessing the ranch have been planned. This includes some of the access through BLM and State Wildlife property. Road and Bridge contacted both agencies to find out more detail about the extent of the planned improvements and to see if any permits will be required for use of the County roads in the area. After discussion with the BLM office in Dolores, it was determined that the contractor will be using County Road 28T as the primary route and that the amount of activity in the area will require a permit and bonding. Road and Bridge notified the contractor and worked with them to get a bond on file and issue conditions to protect the road surface during the project. Another condition was also issued to minimize heavy traffic during the winter months since the roads in the area traverse wildlife corridors and wintering grounds.

Road and Bridge performed interviews for an Equipment Operator and 2 Mechanics this month. We were very pleased to have received applications from qualified candidates for all the positions. The operator position in Norwood was filled within the department, the two mechanic positions will be filled with the start of new hires in both the months of November and December. We are excited as this will be the first time in a number of years that Road and Bridge will be operating at full staff.



AGENDA ITEM - 4.b.

TITLE:

Ratification of Chair's signature on a Flexi Protection Plus Renewal Application for Non-Profit Directors and Officers Liability Insurance for the San Miguel County Housing Authority.

Presented by:

Time needed:

PREPARED BY:

Kristl Howard

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

This is insurance for the County's San Miguel County Housing Authority. This is a ratification because it had to be signed and submitted prior to January 1, 2020.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

Directors and Officers Liability Insurance

Upload Date

1/2/2020



FLEXI PROTECTION PLUS NEW / RENEWAL APPLICATION
NON PROFIT DIRECTORS AND OFFICERS LIABILITY INSURANCE

THIS IS AN APPLICATION FOR A CLAIMS MADE POLICY
PLEASE READ YOUR POLICY CAREFULLY

PART I - GENERAL INFORMATION

- 1. Name of Parent Organization: SAN MIGUEL COUNTY HOUSING AUTHORITY
2. Address: 333 W. COLORADO AVENUE POB 1170, TELLURIDE, CO 81435
Telephone: 9703695471 Internet Address: www. SANMIGUELCOUNTYCO.GOV
3. Date Established: State of Incorporation: 12/31/1980
4. Standard Industrial Classification Number (SIC):
4a. Federal Employer Identification Number (FEIN): 84-6000806
5. Please describe the nature of the Applicant's operations:

6. Does the Applicant have a tax-exempt status under the U.S. Internal Revenue Code? [X] Yes [] No
If no, provide an explanation.

7. The Officer of the Applicant designated to receive any and all notices from the Underwriter or their authorized Representative concerning this insurance is:

KRISTL HOWARD HR DIRECTOR/RISK KRISTLH@SANMIGUELCOUNTYCO.G
Name Title E-mail Address

- 8. Are the financial affairs of the Applicant audited annually by a Certified Public Accountant? [X] Yes [] No
9. How often does the board meet? BI-MONTHLY Is there an attendance requirement? [X] Yes [] No
10. Provide a list of all direct and indirect subsidiaries or any other entity or organization the Applicant controls:

Table with 4 columns: Name / Type of Business, Percent the Applicant Owns / Controls, Date Created / Acquired, For Profit / Non-Profit. Includes an example row for ABC Foundation, Inc/ Charitable Children's Foundation.

[] Additional entities listed by attachment

PART II – FINANCIAL INFORMATION

11. FINANCIAL INFORMATION	CURRENT FISCAL YEAR	PREVIOUS FISCAL YEAR
TOTAL ASSETS:	\$ _____	\$ _____
NET ASSETS / FUND BALANCE:	\$ _____	\$ _____
ANNUAL REVENUE:	\$ _____	\$ _____
NET REVENUE:	\$ _____	\$ _____

Please attach the most recent annual financial audit or 990 form.

PART III – ACTIVITIES OF THE ORGANIZATION

12. Number of members: _____ Number of chapters: _____
13. Does the **Applicant** publish any magazines, periodicals or newsletters? Yes No

Please attach a statement of details for all "YES" answers to questions 14 – 17.

14. Is the **Applicant** involved in product research, product development, testing and/or certification? Yes No
15. Does the **Applicant** set standards for the qualification and performance and/or certify its members? Yes No
16. Does the **Applicant** engage in any disciplinary actions as a result of peer review activities? Yes No
17. Does the **Applicant** administer or sponsor any insurance programs for its members? Yes No

PART IV – INSURANCE COVERAGE

DIRECTORS AND OFFICERS LIABILITY COVERAGE

18. <u>INSURER</u>	<u>LIMIT</u>	<u>DEDUCTIBLE</u>	<u>POLICY TERM</u>
Expiring: _____	\$ _____	\$ _____	_____
Previous: _____	\$ _____	\$ _____	_____
Earliest: _____	\$ _____	\$ _____	_____

- 18a. Directors and Officers coverage has been in force since: _____
19. Does the **Applicant** carry General liability insurance? Yes No
If yes – Carrier name: _____ Expiration date: _____

PART V – EMPLOYER DETAILS

20. Current number of employees: Full Time: 0 Part Time: 0 Volunteers: 0
21. Do you use an employment application for all you applicants for hire? Yes No
22. Do you have an employment handbook? Yes No
23. Do you have an "At Will" provision in the employment application? Yes No
24. Do you have an "At Will" provision in the employment handbook? Yes No

25. How many employees have been terminated or demoted in the past twelve (12) months?

Voluntary: 0 Involuntary: 0 Laid Off: 0

26. Is any reduction of employees or change of status anticipated next year?

Voluntary: 0 Involuntary: 0 Lay Offs: 0

PART VI – CLAIM INFORMATION

(Do not complete this section if this is an application for a renewal policy at the same limit of liability.)

Any question answered YES, please attach a detailed explanation.

27. Has the Applicant been involved in any grievance or other administrative proceeding before any of the following agencies and/or under any of the following acts in the last five (5) years?

- | | | | | | |
|--|------------------------------|--|-----------------------------------|------------------------------|--|
| National Labor Relations Board: | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | Federal Labor Standards Act: | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| Fair Labor Standards Enforcement Act: | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | U.S. Department of labor: | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| Americans With Disabilities Act: | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | Civil Rights Act of 1991: | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| Age Discrimination In Employment Act: | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | Civil Rights Act of 1994: | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| Equal Employment Opportunity Commission: | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | Other Federal/State/Local Agency: | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |

DO NOT COMPLETE QUESTIONS 28. AND 29.

IF THIS IS A RENEWAL OF A PHILADELPHIA INSURANCE COMPANIES' FLEXI PROTECTION PLUS POLICY.

28. Within the last five (5) years, has any claim been made, or is now pending, against the Applicant, or any person proposed for insurance in the capacity of either Director, Officer, Trustee or Employee? Yes No
If yes, a Claim Supplemental Form must be completed, and will form a part of this application.

29. Is any person proposed for this insurance cognizant of any fact, circumstance or situation which may result in a claim against the Applicant or any of its Directors, Officers, Trustees, or Employees? Yes No
If yes, a Claim Supplemental Form must be completed, and will form a part of this application.

PART VII – RENEWAL STATEMENT (APPLICABLE TO RENEWAL POLICIES ONLY)

It is agreed that this Renewal Application is a supplement to the Application(s), attached to the current policy and all previous policies issued by the Company providing continuous coverage and said Applications (including this Renewal Application) and any material submitted therewith constitute the complete Application which shall be the basis of the contract should a policy be issued and shall be deemed a part of such policy as if physically thereto.

PART VIII – REQUIRED INFORMATION

- A. Completed application
- B. Latest annual CPA audit or 990 tax form for each organization, including subsidiaries, to be covered by this insurance.
- C. Claim Supplemental form if questions 27., 28., or 29. are answered yes.

If there is any material change to the answers of the Application's questions prior to the policy inception date, the Applicant must notify the Underwriter in writing. Any outstanding quotation may be modified or withdrawn.

False Information

WARNING: ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD ANY INSURANCE COMPANY OR OTHER PERSON FILES AN APPLICATION FOR INSURANCE OR STATEMENT OF CLAIM CONTAINING ANY MATERIALLY FALSE INFORMATION OR CONCEALS FOR THE PURPOSE OF MISLEADING, INFORMATION CONCERNING ANY FACT MATERIAL THERETO COMMITS A FRAUDULENT INSURANCE ACT, WHICH IS A CRIME AND SUBJECTS SUCH PERSON TO CRIMINAL AND CIVIL PENALTIES.

FRAUD NOTICE STATEMENTS

NOTICE TO APPLICANTS: "ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD ANY INSURANCE COMPANY OR OTHER PERSON FILES AN APPLICATION FOR INSURANCE OR STATEMENT OF CLAIM CONTAINING ANY MATERIALLY FALSE INFORMATION, OR CONCEALS FOR THE PURPOSE OF MISLEADING, INFORMATION CONCERNING ANY FACT MATERIAL THERETO, COMMITS A FRAUDULENT INSURANCE ACT WHICH IS A CRIME AND MAY SUBJECT SUCH PERSON TO CRIMINAL AND CIVIL PENALTIES."

NOTICE TO ALASKA RESIDENTS APPLICANTS: "A PERSON WHO KNOWINGLY AND WITH INTENT TO INJURE, DEFRAUD OR DECEIVE AN INSURANCE COMPANY FILES A CLAIM CONTAINING FALSE, INCOMPLETE OR MISLEADING INFORMATION MAY BE PROSECUTED UNDER STATE LAW."

NOTICE TO ARKANSAS RESIDENT APPLICANTS: "ANY PERSON WHO KNOWINGLY PRESENTS A FALSE OR FRAUDULENT CLAIM FOR PAYMENT OF A LOSS OR BENEFIT OR KNOWINGLY PRESENTS FALSE INFORMATION IN AN APPLICATION FOR INSURANCE IS GUILTY OF A CRIME AND MAY BE SUBJECT TO FINES AND CONFINEMENT IN PRISON."

NOTICE TO ARIZONA RESIDENTS APPLICANTS: "FOR YOUR PROTECTION ARIZONA LAW REQUIRES THE FOLLOWING STATEMENT TO APPEAR ON THIS FORM. ANY PERSON WHO KNOWINGLY PRESENTS A FALSE OR FRAUDULENT CLAIM FOR PAYMENT OF A LOSS IS SUBJECT TO CRIMINAL AND CIVIL PENALTIES."

NOTICE TO COLORADO RESIDENTS APPLICANTS: "IT IS UNLAWFUL TO KNOWINGLY PROVIDE FALSE, INCOMPLETE, OR MISLEADING FACTS OR INFORMATION TO AN INSURANCE COMPANY FOR THE PURPOSE OF DEFRAUDING OR ATTEMPTING TO DEFRAUD THE COMPANY. PENALTIES MAY INCLUDE IMPRISONMENT, FINES, DENIAL OF INSURANCE, AND CIVIL DAMAGES. ANY INSURANCE COMPANY OR AGENT OF AN INSURANCE COMPANY WHO KNOWINGLY PROVIDES FALSE, INCOMPLETE, OR MISLEADING FACTS OR INFORMATION TO A POLICYHOLDER OR CLAIMANT FOR THE PURPOSE OF DEFRAUDING OR ATTEMPTING TO DEFRAUD THE POLICYHOLDER OR CLAIMANT WITH REGARD TO A SETTLEMENT OR AWARD PAYABLE FROM INSURANCE PROCEEDS SHALL BE REPORTED TO THE COLORADO DIVISION OF INSURANCE WITHIN THE DEPARTMENT OF REGULATORY AGENCIES."

NOTICE TO DISTRICT OF COLUMBIA APPLICANTS: "WARNING: IT IS A CRIME TO PROVIDE FALSE OR MISLEADING INFORMATION TO AN INSURER FOR THE PURPOSE OF DEFRAUDING THE INSURER OR ANY OTHER PERSON. PENALTIES INCLUDE IMPRISONMENT AND/OR FINES. IN ADDITION, AN INSURER MAY DENY INSURANCE BENEFITS IF FALSE INFORMATION MATERIALLY RELATED TO A CLAIM WAS PROVIDED BY THE APPLICANT."

NOTICE TO FLORIDA RESIDENTS APPLICANTS: "ANY PERSON WHO, KNOWINGLY AND WITH INTENT TO INJURE, DEFRAUD, OR DECEIVE ANY INSURER FILES A STATEMENT OF CLAIM OR AN APPLICATION CONTAINING ANY FALSE, INCOMPLETE OR MISLEADING INFORMATION IS GUILTY OF A FELONY OF THE THIRD DEGREE."

NOTICE TO KENTUCKY APPLICANTS: "ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD ANY INSURANCE COMPANY OR OTHER PERSON FILES AN APPLICATION FOR INSURANCE CONTAINING ANY "MATERIALLY" FALSE INFORMATION, OR CONCEALS FOR THE PURPOSE OF MISLEADING, INFORMATION CONCERNING ANY FACT MATERIAL THERETO, COMMITS A FRAUDULENT INSURANCE ACT WHICH IS A CRIME."

NOTICE TO LOUISIANA RESIDENTS APPLICANTS: "ANY PERSON WHO KNOWINGLY PRESENTS A FALSE OR FRAUDULENT CLAIM FOR PAYMENT OF A LOSS OR BENEFIT OR KNOWINGLY PRESENTS FALSE INFORMATION IN AN APPLICATION FOR INSURANCE IS GUILTY OF A CRIME AND MAY BE SUBJECT TO FINES AND CONFINEMENT IN PRISON."

NOTICE TO MAINE RESIDENTS APPLICANTS: "IT IS A CRIME TO KNOWINGLY PROVIDE FALSE, INCOMPLETE OR MISLEADING INFORMATION TO AN INSURANCE COMPANY FOR THE PURPOSE OF DEFRAUDING THE COMPANY. PENALTIES MAY INCLUDE IMPRISONMENT, FINES OR A DENIAL OF INSURANCE BENEFITS."

RESIDENTS OF MARYLAND APPLICANTS: "ANY PERSON WHO KNOWINGLY AND WILLFULLY PRESENTS A FALSE OR FRAUDULENT CLAIM FOR PAYMENT OF A LOSS OR BENEFIT OR WHO KNOWINGLY AND WILLFULLY PRESENTS FALSE INFORMATION IN AN APPLICATION FOR INSURANCE IS GUILTY OF A CRIME AND MAY BE SUBJECT TO FINES AND CONFINEMENT IN PRISON."

RESIDENTS OF MINNESOTA APPLICANTS: "ANY PERSON WHO, WITH INTENT TO DEFRAUD OR KNOWING THAT HE/SHE IS FACILITATING A FRAUD AGAINST ANY INSURER, SUBMITS AN APPLICATION OR FILES A CLAIM CONTAINING A FALSE OR DECEPTIVE STATEMENT IS GUILTY OF INSURANCE FRAUD."

RESIDENTS OF NEW JERSEY APPLICANTS: "ANY PERSON WHO INCLUDES ANY FALSE OR MISLEADING INFORMATION ON AN APPLICATION FOR AN INSURANCE POLICY IS SUBJECT TO CRIMINAL AND CIVIL PENALTIES."

RESIDENTS OF NEW MEXICO APPLICANTS: "ANY PERSON WHO KNOWINGLY PRESENTS A FALSE OR FRAUDULENT CLAIM FOR PAYMENT OF A LOSS OR BENEFIT OR KNOWINGLY PRESENTS FALSE INFORMATION IN AN APPLICATION FOR INSURANCE IS GUILTY OF A CRIME AND MAY BE SUBJECT TO CIVIL FINES AND CRIMINAL PENALTIES."

RESIDENTS OF NEW YORK APPLICANTS: "ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD ANY INSURANCE COMPANY OR OTHER PERSON FILES AN APPLICATION FOR INSURANCE OR STATEMENT OF CLAIM CONTAINING ANY MATERIALLY FALSE INFORMATION, OR CONCEALS FOR THE PURPOSE OF MISLEADING, INFORMATION CONCERNING ANY FACT MATERIAL THERETO, COMMITS A FRAUDULENT INSURANCE ACT, WHICH IS A CRIME AND SHALL ALSO BE SUBJECT TO A CIVIL PENALTY NOT TO EXCEED FIVE THOUSAND DOLLARS AND THE STATED VALUE OF THE CLAIM FOR EACH SUCH VIOLATION."

RESIDENTS OF OHIO APPLICANTS: "ANY PERSON WHO, WITH INTENT TO DEFRAUD OR KNOWING THAT HE/SHE IS FACILITATING A FRAUD AGAINST ANY INSURER, SUBMITS AN APPLICATION OR FILES A CLAIM CONTAINING A FALSE OR DECEPTIVE STATEMENT IS GUILTY OF INSURANCE FRAUD."

RESIDENTS OF OKLAHOMA APPLICANTS: "ANY PERSON WHO KNOWINGLY AND WITH INTENT TO INJURE, DEFRAUD OR DECEIVE ANY INSURER, MAKES ANY CLAIM FOR THE PROCEEDS OF AN INSURANCE POLICY CONTAINING ANY FALSE, INCOMPLETE OR MISLEADING INFORMATION IS GUILTY OF A FELONY."

RESIDENTS OF OREGON APPLICANTS: "ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD OR SOLICIT ANOTHER TO DEFRAUD AN INSURER: (1) BY SUBMITTING AN APPLICATION, OR (2) BY FILING A CLAIM CONTAINING A FALSE STATEMENT AS TO ANY MATERIAL FACT, MAY BE VIOLATING STATE LAW."

RESIDENTS OF PENNSYLVANIA APPLICANTS: "ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD ANY INSURANCE COMPANY OR OTHER PERSON FILES AN APPLICATION FOR INSURANCE OR STATEMENT OF CLAIM CONTAINING ANY MATERIALLY FALSE INFORMATION OR CONCEALS FOR THE PURPOSE OF MISLEADING INFORMATION CONCERNING ANY FACT MATERIAL THERETO COMMITS A FRAUDULENT INSURANCE ACT WHICH IS A CRIME AND SUBJECTS SUCH PERSON TO CRIMINAL AND CIVIL PENALTIES."

RESIDENTS OF TENNESSEE APPLICANTS: "IT IS A CRIME TO KNOWINGLY PROVIDE FALSE, INCOMPLETE OR MISLEADING INFORMATION TO AN INSURANCE COMPANY FOR THE PURPOSE OF DEFRAUDING THE COMPANY. PENALTIES INCLUDE IMPRISONMENT, FINES AND DENIAL OF INSURANCE BENEFITS."

RESIDENTS OF TEXAS APPLICANTS: IF A LIFE, HEALTH AND ACCIDENT INSURER PROVIDES A CLAIM FORM FOR A PERSON TO USE TO MAKE A CLAIM, THAT FORM MUST CONTAIN THE FOLLOWING STATEMENT OR A SUBSTANTIALLY SIMILAR STATEMENT: "ANY PERSON WHO KNOWINGLY PRESENTS A FALSE OR FRAUDULENT CLAIM FOR THE PAYMENT OF A LOSS IS GUILTY OF A CRIME AND MAY BE SUBJECT TO FINES AND CONFINEMENT IN STATE PRISON."

RESIDENTS OF VIRGINIA APPLICANTS: "IT IS A CRIME TO KNOWINGLY PROVIDE FALSE, INCOMPLETE OR MISLEADING INFORMATION TO AN INSURANCE COMPANY FOR THE PURPOSE OF DEFRAUDING THE COMPANY. PENALTIES MAY INCLUDE IMPRISONMENT, FINES AND DENIAL OF INSURANCE BENEFITS."

RESIDENTS OF WASHINGTON APPLICANTS: "IT IS A CRIME TO KNOWINGLY PROVIDE FALSE, INCOMPLETE, OR MISLEADING INFORMATION TO AN INSURANCE COMPANY FOR THE PURPOSES OF DEFRAUDING THE COMPANY. PENALTIES INCLUDE IMPRISONMENT, FINES, AND DENIAL OF INSURANCE BENEFITS."

RESIDENTS OF WEST VIRGINIA APPLICANTS: "ANY PERSON WHO KNOWINGLY PRESENTS A FALSE OR FRAUDULENT CLAIM FOR PAYMENT OF A LOSS OR BENEFIT OR KNOWINGLY PRESENTS FALSE INFORMATION IN AN APPLICATION FOR INSURANCE IS GUILTY OF A CRIME AND MAY BE SUBJECT TO FINES AND CONFINEMENT IN PRISON."

KRIS HOLSTROM M
Name (Please Print/Type)

Kris Holstrom
Signature

CHAIR
Title (Must be signed by the President,
Chairman or Executive Director)

12/31/2019
Date

Produced by: (Section to be completed by Producer/Broker)

Producer

Agency

Producer License Number

Agency Taxpayer ID or SS Number

Address (Street, City, State, Zip)

ADDITIONAL INFORMATION

This section may be used to provide additional information to any question on this application. Please identify the question number to which you are referring.

Signature

Date



December 20, 2019

San Miguel County Housing Authority
PO Box 1170
333 W Colorado Ave
Telluride, CO 81435-1170

Re: 2020-21 Directors & Officers (D&O)/Employment Practices Liability (EPL)
Philadelphia Indemnity Insurance Company Policy
Policy Effective: 1/1/2020 to 1/1/2021

To Whom it May Concern:

Your 2019-20 Directors & Officers (D&O)/Employment Practices Liability (EPL) policy will be renewing shortly. Attached is our quotation for coverage.

- *We have been able to achieve renewal goals by negotiating your renewal with the incumbent carrier.*

We are not aware of any changes in your exposures to loss, nor are we aware of any changes in your business operations that would necessitate additional coverage options. Please notify us immediately if you are planning any new business operations.

We would like to outline the following notable points for your consideration:

- Any entity not named in this proposal, may not be an insured entity. This may include affiliates, subsidiaries, LLC's, partnerships and joint ventures.
- The insurance carrier is Philadelphia Indemnity Insurance Company.
- The renewal premium is \$1,996.00. You will receive an invoice from our office at time of binding.
- The premium is based upon **current financials** and may be subject to annual audit.
- Defense costs are limited and included within the policy limits.
- Significant policy exclusions include but are not limited to the following: breach of contract, intentionally falsified publications, infringement on patents.

The policy is claims-made and contains the following restrictions and claims reporting requirements:

1. Retroactive Date: Full Prior Acts
2. Definition of claim:
 1. D&O Wrongful Act means any actual or alleged: 1. Act, error, omission, misstatement, misleading statement, neglect, breach of duty or Personal & Advertising Injury committed or attempted by an Individual Insured in his/her capacity as an Individual Insured; or by the Organization; or 2. Act, error, omission, misstatement, misleading statement, neglect, breach of duty or Personal & Advertising Injury committed or attempted by an Individual Insured while serving as a director, officer, governor or trustee of any Outside Entity, if such service is at the written request or direction of the Organization. However, D&O Wrongful Act does not include an Employment Practice Act, Fiduciary Liability Act, or Internet Liability Act.
 2. Employment Practice Act means any actual or alleged: 1. Wrongful dismissal, discharge or termination of employment; 2. Breach of a written or oral employment contract or implied employment contract; 3. Employment related misrepresentation; 4. Wrongful failure to promote; 5. Violation of employment



discrimination laws (including harassment); 6. Wrongful deprivation of a career opportunity; 7. Employment related wrongful discipline; 8. Negligent employee evaluation; 9. Employment related invasion of privacy; 10. Employment related defamation (including libel and slander); 11. Sexual or workplace harassment of any kind; 12. Constructive discharge of employment; 13. Employment related retaliation; 14. Employment related humiliation; 15. Wrongful demotion; 16. Negligent reassignment; 17. Violation of any federal, state or local civil rights laws; and committed or attempted by an Individual Insured in his/her capacity as an Individual Insured or by the Organization. Solely with respect to any Claim brought by or on behalf of any Third Party, Employment Practices Act means any actual or alleged wrongful failure to employ, discrimination, sexual harassment or violation of such Third Party's civil rights in relation to such wrongful failure to employ, discrimination or sexual harassment, whether direct, indirect, or unintentional, committed by an Individual Insured in his/her capacity as an Individual Insured or by the Organization. However, Employment Practices Act does not include a D&O Wrongful Act, Fiduciary Liability Act, or Internet Liability Act.

3. Incident or Claim Reporting Provision: In the event that a Claim is made against the Insured or a Workplace Violence Act occurs, the Insured shall, as a condition precedent to the obligations of the Underwriter under this Policy, give written notice of such Claim or Workplace Violence Act as soon as practicable to the Underwriter during this Policy Period, or, if applicable, during any Extension Period, but, not later than 60 days after the expiration date of this Policy or any Extension Period, if applicable.

4. Continuity Date or specific dates/limits applicable to the claims made conditions:

- Immediately report all claims to:
- Philadelphia Insurance Companies
- One Bala Plaza, Suite 100
- Bala Cynwyd, Pennsylvania 19004
- Attn: Claims Department

- Gallagher is responsible for the placement of the following lines of coverage: Directors & Officers, Employment Practices Liability

It is understood that any other type of exposure/coverage is either self-insured or placed by another brokerage firm other than Gallagher. If you need help in placing other lines of coverage or covering other types of exposures, please contact your Gallagher representative.

It is recommended that you consider purchasing coverage for the following coverages, which are not included in your insurance program:

- Internet Liability
 - Pollution Liability
 - Foreign Liability
 - Earthquake
 - Flood
 - Mechanical Breakdown
 - Increased building reconstruction costs due to enforcement of local building laws.
-
- Should you elect to change carriers or non-renew this policy, a supplemental extended reporting endorsement may be available subject to policy terms and conditions. You must request the extended reporting period in writing to the carrier within (30) days of the expiration dates. The cost of this extended reporting period is 200% of the annual premium and is fully earned. The extended reporting period extends only to those claims that occurred prior to the expiration date and would have been covered by the policy. Claims must be reported to the carrier within (60) days of the end of the policy period. The extended reporting period does not increase the limits of liability and is subject to all policy terms, conditions and exclusions.



Arthur J. Gallagher & Co.

To renew this policy, please refer to the 'Client Authorization to Bind Coverage' page attached.

1. Note any changes you desire to be made.
2. Date and sign.
3. Return prior to the effective date of coverage.

We appreciate your business and look forward to working with you in the coming year. Please contact me if you have any questions.

Sincerely,

Nathan Kathol

Nathan Kathol
Client Service Manager
Arthur J Gallagher
P: 303-889-2548
E: Nathan_Kathol@ajg.com



Compensation Disclosure Schedule

Coverage(s)	Carrier Name(s)	Wholesaler, MGA, or Intermediary Name 1	Estimated Annual Premium 2	Comm % or Fee 3	Gallagher U.S. owned Wholesaler, MGA or Intermediary %
D&O/EPL	Philadelphia Indemnity Insurance Company	N/A	\$1,996	15%	N/A

- We were able to obtain more advantageous terms and conditions for you through an intermediary/wholesaler.
- If the premium is shown as an indication: The premium indicated is an estimate provided by the market. The actual premium and acceptance of the coverage requested will be determined by the market after a thorough review of the completed application.
* A verbal quotation was received from this carrier. We are awaiting a quotation in writing.
- The commission rate is a percentage of annual premium excluding taxes & fees.
* Gallagher is receiving ___% commission on this policy. The fee due Gallagher will be reduced by the amount of the commissions received.

CARRIER RATINGS AND ADMITTED STATUS

Proposed Insurance Companies	A.M. Best's Rating & Financial Size Category *	Admitted/Non-Admitted **
Philadelphia Indemnity Insurance Company	A++ XV	Admitted

*Gallagher companies use A.M. Best rated insurers and the rating listed above was verified on the date the proposal document was created.

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A Best's Financial Strength Rating is an independent opinion of an insurer's financial strength and ability to meet its ongoing insurance policy and contract obligations. It is not a warranty of a company's financial strength and ability to meet its obligations to policyholders. Best's Credit Ratings™ are under continuous review and subject to change and/or affirmation. For the latest Best's Credit Ratings™ and Guide to Best's Credit Ratings, visit the A.M. Best website at <http://www.ambest.com/ratings>

**If coverage placed with a non-admitted carrier, it is doing business in the state as a surplus lines or non-admitted carrier, and is neither subject to the same regulations as an admitted carrier nor do they participate in any state insurance guarantee fund.

Gallagher companies make no representations and warranties concerning the solvency of any carrier, nor does it make any representation or warranty concerning the rating of the carrier which may change.



Important Disclosures

IMPORTANT: The proposal and/or any executive summaries outline certain terms and conditions of the insurance proposed by the insurers, based on the information provided by your company. The insurance policies themselves must be read to fully understand the terms, coverages, exclusions, limitations and/or conditions of the actual policy contract of insurance. Policy forms will be made available upon request. We make no warranties with respect to policy limits or coverage considerations of the carrier.

TRIA/TRIPRA Disclaimer – If this proposal contains options to purchase TRIA/TRIPRA coverage, the proposed TRIA/TRIPRA program may not cover all terrorism losses. While the amendments to TRIA eliminated the distinction between foreign and domestic acts of terrorism, a number of lines of coverage excluded under the amendments passed in 2005 remain excluded including commercial automobile, burglary and theft insurance, surety insurance, farm owners multiple perils and professional liability (although directors and officers liability is specifically included). If such excluded coverages are required, we recommend that you consider purchasing a separate terrorism policy. Please note that a separate terrorism policy for these excluded coverages may be necessary to satisfy loan covenants or other contractual obligations. TRIPRA includes a \$100 billion cap on insurers' aggregate liability.

The TRIPRA program increases the amount needed in total losses by \$20 million each calendar year before the TRIPRA program responds from the 2015 trigger of \$100 million to \$200 million by the year 2020.

TRIPRA is set to expire on December 31, 2020. There is no certainty of extension, thus the coverage provided by your insurers may or may not extend beyond December 31, 2020. In the event you have loan covenants or other contractual obligations requiring that TRIA/TRIPRA be maintained throughout the duration of your policy period, we recommend that a separate "Stand Alone" terrorism policy be purchased to satisfy those obligations.

Compensation Disclosure

1. Gallagher Companies are primarily compensated from the usual and customary commissions, fees or, where permitted, a combination of both, for brokerage and servicing of insurance policies, annuity contracts, guarantee contracts and surety bonds (collectively "insurance coverages") handled for a client's account, which may vary based on market conditions and the insurance product placed for the client.
2. In placing, renewing, consulting on or servicing your insurance coverages, Gallagher companies may participate in contingent and supplemental commission arrangements with intermediaries and insurance companies that provide for additional compensation if certain underwriting, profitability, volume or retention goals are achieved. Such goals are typically based on the total amount of certain insurance coverages placed by Gallagher with the insurance company, not on an individual policy basis. As a result, Gallagher may be considered to have an incentive to place your insurance coverages with a particular insurance company. If you do not wish to have your commercial insurance placement included in consideration for additional compensation, contact your producer or service team for an Opt-out form.
3. Gallagher Companies may receive investment income on fiduciary funds temporarily held by them, or from obtaining or generating premium finance quotes, unless prohibited by law.
4. Gallagher Companies may also access or have an ownership interest in other facilities, including wholesalers, reinsurance intermediaries, captive managers, underwriting managers and others that act as intermediaries for both Gallagher and other brokers in the insurance marketplace some of which may earn and retain customary brokerage commission and fees for their work.

If you have specific questions about any compensation received by Gallagher and its affiliates in relation to your insurance placements, please contact your Gallagher representative for more details.

In the event you wish to register a formal complaint regarding compensation Gallagher receives from insurers or third-parties, please contact Gallagher via e-mail at Compensation_Complaints@ajg.com or by regular mail at:

Chief Compliance Officer
Gallagher Global Brokerage
Arthur J. Gallagher & Co.
2850 Golf Rd.
Rolling Meadows, IL 60008

SAN MIGUEL COUNTY HOUSING AUTHORITY

CLIENT AUTHORIZATION TO BIND COVERAGE

After careful consideration of Gallagher's proposal dated December 20, 2019, we accept the following coverage(s). Please check the desired coverage(s) and note any coverage amendments below:

POLICY OPTIONS:

YES	NO	OPTION DESCRIPTION
		Bind All Policies As Shown Herein Except As Listed Below:
		Carrier: Philadelphia Indemnity Insurance Company Coverage: Directors & Officers/ Employment Practices Liability Premium: \$1,996 (TRIA premium included, cannot be rejected)
		Provide Quotations or Additional Information on the following Coverage Considerations

The above coverage may not necessarily represent the entirety of available insurance products. If you are interested in pursuing additional coverages other than those addressed in the coverage considerations included in this proposal, please list below:

EXPOSURES AND VALUES

We confirm the payroll, values, schedules, and other data contained in the proposal, and submitted to the underwriters, are compiled from our records and we acknowledge it is our responsibility to see that they are maintained accurately. If no updates were provided to Gallagher, the values, exposures and operations used were based on the expiring policies.

Gallagher's liability to Client arising from any acts or omissions of Gallagher shall not exceed \$20 million in the aggregate. Gallagher shall only be liable for actual damages incurred by Client, and shall not be liable for any indirect, consequential or punitive damages or attorneys' fees. No claim or cause of action, regardless of form (tort, contract, statutory, or otherwise), arising out of, relating to or in any way connected with this Agreement or any Services provided hereunder may be brought by either party any later than two (2) years after the accrual of such claim or cause of action.

Gallagher has established security controls to protect Client confidential information from unauthorized use or disclosure. For additional information, please review Gallagher's Privacy Policy located at <https://www.ajg.com/privacy-policy/>

I have read, understand and agree that the above-information is correct and has been disclosed to us prior to authorizing Gallagher to bind coverage and/or provide services to us.

Client Signature

Dated



AGENDA ITEM - 4.c.

TITLE:

Approval of Minutes: December 11, 2019 and December 18, 2019.

Presented by:

Time needed:

PREPARED BY:

Carmen Warfield

RECOMMENDED ACTION/MOTION:

To approve as presented.

INTRODUCTION/BACKGROUND:

See attached.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

12/11/2019 Draft Minutes

12/18/2019 Draft Minutes

Upload Date

1/3/2020

1/3/2020

**SAN MIGUEL COUNTY BOARD OF COMMISSIONERS
MINUTES**

Wednesday, December 11, 2019

333 W Colorado Ave, 2nd Floor Telluride CO

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

Staff Present Mike Bordonga, County Manager
Amy Markwell, County Attorney
Nancy Hrupcin, Legal Assistant
Carmen Warfield, Chief Deputy Clerk

1. **Call to order.**

9:31 a.m.

a. **Review of Agenda.**

b. **Calendar Review.**

c. **CONSENT AGENDA**

- a. Ratification of Vice chair's signature on a contract amendment #2019*0498 #3, with the Colorado Department of Public Health and Environment supporting Local Core Public Health Services, Original Contract # 18 FAAA 97498. (Contract 2019-143)
- b. Approval of Advanced Life Support Ambulance Permit and Ambulance Service License for 2020 to St. Mary's Care Flight. (Contract 2019-144)
- c. 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 Andrew and Rae Centanni Shaffner, Unit 16, Two Rivers Subdivision. (Contract 2019-145)
- d. Boards and Commissions/ Approval to re-appoint Roger Wickham to a two-year term on the Open Space Commission.
- e. Approval of Chair's signature on a Board of County Commissioners of the County of Ouray for the Intergovernmental Noxious Weed Program Management agreement. Note: Item continued to the next meeting.
- f. Boards and Commissions/ Approval to re-appoint Tobin Brown to the Planning Commission as a Junior Alternate Member to begin 1/1/2020 expiring 12/31/2023.
- g. Approval of the Chair's signature on an Intergovernmental Agreement between Ouray County for the Women, Infant and Children Program. (Contract 2019-146)
- h. Approval of Minutes: October 2, 2019, October 16, 2019, and October 30, 2019.
- i. Boards and Commissions/ Approval to appoint Bette Nickell to be the Norwood School representative on the Early Childhood Advisory Panel, replacing Sara Rasmussen.
- j. Approval of Chair's signature on Lawson Hill PUD Development Plan Land Use Matrix pages to reflect the transfer of one (1) unit of population density and 500 square feet of residential floor area from Lot L, Lawson Hill PUD to Unit 314-4, Elk Meadows.
- k. Approval of Chair's signature on a lease agreement with Village Court Apartments to benefit the San Miguel County Sheriff's office, beginning 2/1/2020 through 1/31/2021. (Contract 2019-147)
- l. Boards and Commissioners/Approval to re-appoint Brent Alexander to a two-year term to the Fair Board.
- m. Authorization of November 2019 Payroll and Vendor Payments. (ATTACHMENT I)
- n. Ratification of all Commissioner's signature on a letter of support to the Colorado Housing Finance Authority on behalf of Trust for Community Housing Funding request.
- o. Approval of Chair's signature on the resolution authorizing the release of the Final Warranty Commitment Guarantee funds that are being held by the County Treasurer to the Subdivision Improvements agreement for Lots 440-1, 440-2, 440-3, 440-4, 440-5, and 440-6, Lawson Hill PUD. (ATTACHMENT II – Resolution 2019-019)

MOTION by Lance Waring to approve the consent agenda with the removal of Item 4.e. to be continued. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

5. **ADMINISTRATIVE MATTERS:**

- a. Boards and Commissions/ Consideration to reappoint MJ Schillaci to the Wilkinson Public Library Board of Trustees to expire December 31, 2024.

Present: Sarah Landeryou, Wilkinson Public Library Director; MJ Schillaci, board applicant

MOTION by Lance Waring to accept a request to reappoint MJ Schillaci to the Wilkinson Public Library Board of Trustees. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

- b. Boards and Commissions/ Consideration to appoint Rev. Emily S. Haight, Ph.D., to fill an unexpired term to the Lone Cone Public Trustee Board expiring 4/25/2020 12/11/2022.

Present: Rev. Emily S. Haight, Ph.D. via phone; board applicant

MOTION by Hilary Cooper to approve the appointment of Rev. Emily S. Haight, Ph.D., to the Lone Cone Library District. **SECONDED** by Lance Waring. **PASSED 3-0.**

- c. Consideration of Chair's signature on a Resolution concerning recommending reform of the 1872 Mining Law to protect Public Lands and local economies.

Present: Amy Markwell, County Attorney

MOTION by Hilary Cooper to approve as presented. **SECONDED** by Lance Waring. **PASSED 3-0. (ATTACHMENT III – Resolution 2019-018)**

- d. Consideration of a proposal from EcoAction Partners concerning 2020 project funding.

Present: Mike Bordogna, County Manager

MOTION by Lance Waring to fund EcoAction Partners at \$21,500 with [a scheduled] work session in January to [further discuss the top 3 County projects that are a priority for the board].

AMENDMENT TO MOTION by Hilary Cooper to add the funding of EcoAction Partners at \$21,500. [Specifically, the funding will be paid in two installments. The second funding request within six months of the initial funding must provide any updates and goals including new ideas, “what’s working,” “what is not working,” and working with the San Miguel County board on their top priorities]. **ACCEPTED** by Lance Waring and Kris Holstrom.

VOTE ON MOTION: PASSED 3-0.

10:13 a.m. Recessed.

10:19 a.m. Reconvened.

6. **GOVERNMENT AFFAIRS/NATURAL RESOURCES:**

- a. Presentation by the Colorado Energy Office: Colorado Energy Performance Contracting Program.

Present: Taylor Lewis, Colorado Energy Office; Lynn Padgett, Government Affairs Natural Resources Director

- b. Consideration of Memorandum of Understanding with the Colorado Energy Performance Contracting Program.

Present: Lynn Padgett, Government Affairs and Natural Resources Director

Note: Continued to the next meeting.

- c. Other, as needed.
 - 1. Consideration on a letter supporting Dolores County’s opposition to the State Land Board acquisition. Prepared and ready for signature at the next meeting.
 - 2. Consider comments concerning the BLM closing of mines in Montrose County – It was decided not to pursue any public comments on this item.

7. **UPDATE WITH COUNTY MANAGER**

- a. Late Addition: Discussion regarding being a fiscal agent for Gunnison Sage

Grouse Working Group.

Present: Mike Bordogna, County Manager; Ramona Rummel, County Finance Manager; Janet Kask, County Parks and Open Space Director

Note: Board discussion to continue to support Gunnison Sage Grouse Working Group but wait to see if they have other options available as a fiscal agent.

11:25 a.m. Recessed.

11:29 a.m. Reconvened.

8. **ROAD AND BRIDGE DEPARTMENT**

- a. Discussion concerning Ophir and the County Road Maintenance.
 1. Pull off for Park and Ride. – To be discussed at a later meeting.
 2. Weed Management – To be discussed at a later meeting.
 3. Concerns with the turnoff to Ophir
 4. Avalanche Control - Communication of Risk Reduction – Notification goes to the Sheriff, Fire, KOTO, Flyers the day before, Reverse 911 system are used as a notification system.
 5. Continue the conversation scheduled for February 19, 2020, board meeting to be held in Telluride.

Present: Ryan Righetti, County Road and Bridge Superintendent; Tom Hannahs, Deep Creek Shop, District 1 Supervisor; Phyllis Shaffer, Administrative Secretary; Mike Bordogna, County Manager; Ken Haynes, Town of Ophir; Corinne Platte, Ophir Mayor, Wendy Bashman, Ophir resident

12:32 p.m. Recessed.

12:48 p.m. Reconvened.

7. **UPDATE WITH COUNTY MANAGER**

- b. Other, as needed.
 1. San Miguel Regional Housing Authority Director has been hired.
 2. Interviews will be held for the Public Health Director, Thursday, December 19th
 3. Update on Monthly Director Meetings
 4. The County Administrative offices will be closing at 12 pm Christmas Eve
 5. Quarterly Elected Official Meetings - with Commissioners will be invited to attend and we will notice the meeting as a public meeting
6. Discussion concerning Board Appointments –continue to advertise openings
7. Update on the CCI Conference

9. **COMMISSIONER AND PUBLIC DISCUSSION**

- a. Lance Waring - Active Shooter – How to Respond, Turkey Trot, CC4CA phone meeting - Amicus brief new position a vote will be completed before the end of the year.
- b. Hilary Cooper - SBEADMR Adaptive Management Teams; Heather Widlund to work on the Census App through the mapping process, Snap Benefit, Peak Alliance, Legislative Short Term Rentals

Motion by Hilary Cooper for San Miguel County to support [Colorado Collaboration for Soil Health outreach] concerning a budget request at the State level to create a soil health program initiative through the Department of Agricultural. **Seconded** by Lance Waring. **PASSED 3-0.**

- c. Kris Holstrom – Upcoming Open House hosted by Montrose County on the Hwy 50 project, Blue Canyon

Further discussion regarding the Tobacco Ordinance.

- a. Public Discussion.

10. **ATTORNEY MATTERS**

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

- b. Update on Litigation:
 - 1. Federal Claims - Concerning an employment matter has exhausted all remedies to continue in court.
 - 2. Staff Direction to add CCI Public Land Dues in the amount of \$1,628 to the budget to be reviewed and approved during the adoption of the 2020 budget.

Present: Amy Markwell, County Attorney

- a. Executive Session: Discussion regarding the possibility of acquisition of property, Citation (4)(a).

Present: Lynn Padgett, Government Affairs/Natural Resources Director; Amy Markwell, County Attorney

MOTION by Lance Waring to go into executive session for a discussion regarding the possibility of acquisition of property, Citation (4)(a). **SECONDED** by Hilary Cooper. **PASSED 3-0.**

1:40 p.m. Recessed.
1:56 p.m. Reconvened

MOTION by Lance Waring to come out of executive session. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

Staff Direction: The board will further their interest in acquiring property that was referenced above.

- b. Executive Session: Discussion regarding the Employment contract for the County Attorney, citation (4)(f).

1:59 p.m. Amy Markwell and Mike Bordogna left the meeting.

MOTION by Lance Waring to go into executive session regarding the Employment contract for the County Attorney, citation (4)(f). **SECONDED** by Hilary Cooper. **PASSED 3-0.**

1:59 p.m. Recessed.
2:32 p.m. Reconvened.

2:09 p.m. Ramona Rummel, County Finance Manager, entered the meeting.
2:14 p.m. Ramona Rummel left the meeting.

2:27 p.m. Amy Markwell, County Attorney, entered the meeting.

Note: The Board came out of Executive Session.

MOTION by Lance Waring to approve the updated contract for Amy Markwell, County Attorney. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

- ~~c. Update on Litigation~~
- ~~d. Other, as needed~~

11. **Adjournment.**
2:33 p.m.

20191211-BOCC-Audio

Respectfully submitted,

Carmen Warfield, Chief Deputy Clerk

Approved .

SAN MIGUEL COUNTY BOARD OF COMMISSIONERS

Kris Holstrom, Chair

ATTEST:

Mike Bordogna, County Manager

**SAN MIGUEL COUNTY BOARD OF COMMISSIONERS
MINUTES**

Wednesday, December 18, 2019

333 W Colorado Ave 2nd floor, Telluride CO

Present

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

Staff Present

Mike Bordogna, County Manager
Amy Markwell, County Attorney
Nancy Hrupcin, Legal Assistant
Carmen Warfield, Chief Deputy Clerk

1. **Call to order.**

9:35 a.m.

2. **Review of Agenda.**

Item 12.d. continued to January 8, 2020, board meeting.

3. **Calendar Review.**

4. **ADMINISTRATIVE MATTERS**

- a. Consideration of Chair's signature on a renewal of a retail liquor store license for Cynthia L. McCluer d/b/a M and M Mercantile, 240 Front Street, Placerville, CO.

MOTION by Lance Waring to approve the renewal of the retail liquor store license. **SECONDED** by Hilary Cooper. **PASSED 3-0.** (ATTACHMENT I – Written Findings)

- b. Consideration of resolution(s) summarizing expenditures and adopting budgets for San Miguel County and the San Miguel County Solid Waste Disposal District for the calendar year beginning on the first day of January 2020, and ending on the last day of December 2020.

MOTION by Lance Waring to approve as presented. **SECONDED** by Hilary Cooper. **PASSED 3-0.** (ATTACHMENT II - Resolution 2019-020 and Resolution 2019-021)

- c. Consideration of resolution(s) appropriating sums of money to the various funds and spending agencies for San Miguel County and to the San Miguel County Solid Waste Disposal District for the 2020 budget year.

MOTION by Lance Waring to approve as presented. **SECONDED** by Hilary Cooper. **PASSED 3-0.** (ATTACHMENT III - Resolution 2019-022 and Resolution 2019-023)

- d. Consideration of resolution(s) levying property taxes for the year 2019 to help defray the costs of government for San Miguel County and the San Miguel County Solid Waste Disposal District for the 2020 budget year.

MOTION by Lance Waring to approve as presented. **SECONDED** by Hilary Cooper. **PASSED 3-0.** (ATTACHMENT IV - Resolution 2019-024 and Resolution 2019-025)

- e. Consideration to certify levies and revenue for all taxing entities for the year 2020.

MOTION by Lance Waring to approve as presented. **SECONDED** by Hilary Cooper. **PASSED 3-0.** (Contract 2019-160)

- f. Consideration of a resolution transferring money from the San Miguel County Treasurer's Trust and Agency Funds to the San Miguel County General Fund.

MOTION by Lance Waring to approve as presented. **SECONDED** by Hilary Cooper. **PASSED 3-0.** (ATTACHMENT V - Resolution 2019-026)

- g. Update on the 2019 Budget.

Present: Ramona Rummel, County Finance Manager and Mike Bordogna, County Manager

5. **CONSENT AGENDA**

- a. Approval of Minutes: November 6, 2019, and November 20, 2019.
- b. Approval of Chair's signature on a Intergovernmental Agreement between the Town of Telluride whereby the town will provide Animal Control Services in the County of San Miguel. (Contract 2019-148)
- c. Acceptance of the September 2019 Road Report.
- d. Approval of Chair's signature on a renewal of retail liquor or fermented malt beverage liquor license for Alpino Vino, 12100 Camel Garden Road, Telluride, CO. (ATTACHMENT VI – Written Findings)
- e. Ratification of Chair's signature on County Veterans Service Officer's November 2019 Report.
- f. Notification of the County Manager approving the purchase of a 2020 Subaru Forester not to exceed \$24,884 out of the budgeted 2020 Capital fund. (Contract 2019-149)
- g. 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 David B and Charlene D Steck, Lot 1A, Lawson Hill Subdivision/PUD. (Contract 2019-150)
- h. Approval of Chair's signature to sign an agreement for avalanche risk reduction for the 2020 season. (Contract 2019-151)
- i. Approval of Chair's signature on an Employment Agreement with Amy Markwell, County Attorney. (Contract 2019-152)
- j. +Department of Transportation to store materials as CDOT continues the roadway and drainage work on Hwy 145. (Contract 2019-153)
- k. Approval of Chair's signature on a Montrose County Community Partnership Agreement for 2020 in the amount of \$8,000 to benefit the San Miguel County Fair Board. (Contract 2019-154)
- l. Late Addition: Approval of Chair's signature as the County Board of Public Health on an agreement for San Miguel County Medical Officer Services. (Contract 2019-155)

MOTION by Lance Waring to approve the consent agenda as presented. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

6. **ADMINISTRATIVE MATTERS**

- a. Approval of Chair's signature on a [5-year] contract for the Sheriff's office to purchase body-worn cameras, cloud-based data storage and software update of our Spillman Flex records management system not to exceed \$65,000 in the first year.

Present: Bill Masters, Sheriff; Jennifer Dinsmore, Chief Administrative officer

MOTION by Lance Waring to approve the 5-year contract for the Sheriff's office to purchase the Spillman Flex records management system not to exceed \$65,000 in the 1st year with funding from the 2020 budget. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

- b. 10:20 am PUBLIC HEARING: 2nd Reading: Consideration of an Ordinance of the Board of County Commissioners of San Miguel County, Colorado, requiring the removal of unsafe buildings.

10:24 a.m. Chair Opened the Public Hearing.

Present: Amy Markwell, County Attorney, entered the Ordinance into the record. (ATTACHMENT VII – Ordinance 2019-002)

Those who addressed the Board:
Amy Markwell, County Attorney

10:27 a.m. Chair Closed the Public Hearing.

MOTION by Lance Waring to approve the Ordinance 2019-002 as presented. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

7. **SOCIAL SERVICES MATTERS:**

- a. Approval of Chair's signature on Social Services Department Balance Sheet October 2019, Earned Revenue and Expenditures October 2019, Expenditures through Electronic Benefit Transfers November 2019, Check Register for the Month of

November 2019, County Allocation/MOE Report OCT-2019, and 2019 Caseload Report.

MOTION by Lance Waring to approve all reports as presented. **SECONDED** by Hilary Cooper. **PASSED 3-0.** (Contract 2019-156)

- b. Approval of Chair's signature on a Child Support Services Purchase of Services Intergovernmental Agreement with Montrose County Human Services - Child Support Services.

Present: Carol Friedrich, County Social Services Director

MOTION by Lance Waring to approve the Child Support Services purchase of services intergovernmental agreement. **SECONDED** by Kris Holstrom. 2-0. Note: Hilary Cooper abstained from voting on this item due to personal reasons. (Contract 2019-159)

- c. Other, as needed.
 1. The Social Services Director is working with the County Emergency Management at the local level concerning the sharing resources.
 2. Multi systematic therapy (MST) - grant opportunity available at the State level.
 3. Mental Health Advisory Board has changed its name to Behavioral Health Solutions (BHS).
 4. The Behavioral Health Solutions (BHS) is recommending an alternate member to the board and have requested board approval on the agenda January 8, 2020.

10:46 a.m. Recessed.

10:52 a.m. Reconvened.

8. **PARKS AND OPEN SPACE MATTERS**

- a. Continued discussion on the Ouray County Intergovernmental Noxious Weed Program Management agreement.

Present: Janet Kask, County Parks and Open Space Director; Ron Mabry, Vegetation Control Manager

MOTION by Lance Waring to approve the Ouray County IGA Noxious Weed Program Management agreement with the caveat to work directly with the [newly hired weed manager to review the scope of work]. **SECONDED** by Kris Holstrom. 2-1. (Hilary Cooper opposed.)

9. **GOVERNMENT AFFAIRS/NATURAL RESOURCES**

- a. Consideration to approve the Chair's signature on a letter supporting Dolores County's opposition to the State Land Board acquisition.

MOTION by Hilary Cooper to approve as presented. **SECONDED** by Lance Waring. **PASSED 3-0.**

- b. Consideration of a Memorandum of Understanding with the Colorado Energy Performance Contracting Program.

MOTION by Hilary Cooper to approve as presented. **SECONDED** by Lance Waring. **PASSED 3-0.** (Contract 2019-159)

- c. Consideration of a comment letter on the USFWS Gunnison Sage-grouse Draft Recovery Plan.

Note: This item to be continued to December 31, 2019, for a special meeting and vote on the submission of the Recovery Plan.

- d. Other, as needed.
 1. Update on the Bureau of Reclamation seeking public input on alternatives to reduce salinity in the Colorado River from sources in the Paradox Valley.

Present: Lynn Padgett, Government Affairs Natural Resources Director

10. **Update with the County Manager**

- a. Other, as needed.
 1. Corinne Howard was hired as the SMRHA Director and has already begin.
 2. Update on the Public Health Director. Advertisement for the front administrative is underway.
 3. Pilt Funding - Same level of appropriations as last year.
 4. DocuSign [a new online contract system will begin January 1, 2020
 5. Beginning January 1, 2020 – the San Miguel County Website will be the County's official posting place.
 6. No County Commissioner discussion on December 24, 2019. County Offices will be closing at noon.
 7. There will be a scheduled special board meeting on 12/31/2019.
 8. Presentation of Union of Concerned Scientists is scheduled for Friday, January 17, 2019, 4 pm – 6 pm in the Miramonte Room, Telluride.
 9. Discussion on creating a Tobacco Ordinance for the County

Present: Mike Bordogna, County Manager

12:07 p.m. Recessed.

12:15 p.m. Reconvened.

11. **COMMISSIONER AND PUBLIC DISCUSSION**

- a. Lance Waring – San Miguel River Partnership, Lodging Tax Panel, Early Childhood Advisory Committee
 - b. Hilary Cooper - Unc/Com funding, Sage Grouse Meeting, SMART, Soil Health Letter
 - c. Kris Holstrom – Annual Jail inspection
- a. —Public Discussion.

12. **ATTORNEY MATTERS**

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

- a. Discussion of county road right of way permits on State Land Board property and potential future permit applications.

Present: Amy Markwell, County Attorney; Ryan Righetti, County Road and Bridge Superintendent

- f. Other, as needed.
 1. Tobacco Ordinance
 2. Development of a Parking Ordinance for the R-1 School District
 3. The Attorneys office is in the process of updating of the Open Records request online
- b. Executive Session: Discussion on the transfer of the Ames-Howard Fork, citation (4)(a).

Present: Amy Markwell, County Attorney; Janet Kask, County Parks and Open Space Director

MOTION by Lance Waring to go into Executive Session to discuss the transfer of the Ames-Howard Fork, citation (4) (a). **SECONDED** by Hilary Cooper. **PASSED 3-0.**

1:04 p.m. Recessed

1:29 p.m. Reconvened.

MOTION by Lance Waring to come out of Executive Session. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

Board Consensus to direct staff to send a reply letter [showing interest] in the Ames-Howard [Historical Structures] Fork.

- ~~c. Executive Session: Discussion of structure acquisition from Xcel Energy and negotiation instructions (4)(a) and (4)(e).~~
- d. Executive Session: Discussion of property transfer of Lawson Hill Lot S2 to Telluride School District (4)(a).

Note: Item continued to the next meeting.

e. ~~Update on Litigation~~

13. **Adjournment.**
1:30 p.m.

20191218-BOCC-Audio

Respectfully submitted,

Carmen Warfield, Chief Deputy Clerk

Approved .

SAN MIGUEL COUNTY BOARD OF COMMISSIONERS

Kris Holstrom, Chair

ATTEST:

Mike Bordogna, County Manager



AGENDA ITEM - 5.a.

TITLE:

9:35 am PUBLIC HEARING: Consideration of a resolution(s) increasing the 2019 budget appropriations for San Miguel County./MOTION

Presented by: Ramona Rummel, County Finance Manager

Time needed: 5 mins

PREPARED BY:

Ramona Rummel

RECOMMENDED ACTION/MOTION:

Approval of the resolution appropriating additional sums of money to defray expenses in excess of amounts budgeted for San Miguel County, Colorado

INTRODUCTION/BACKGROUND:

This public hearing will address the need for 2019 supplemental budget revisions. Revisions are being requested for the Transit Fund, the Lodging Tax Fund, and the Energy Fund as follows:

Transit Fund - \$90,000 supplemental budget being requested to cover the 4th quarter RETA payment to SMART and to cover the 2019 fund reconciliation to SMART now that the transit parking lot has been completed.

Lodging Tax Fund - \$220,000 supplemental budget being requested for the pass-thru amounts to local marketing companies. Pass-thru

Energy Fund - \$2,000 supplemental budget being requested to cover the cost of the solar panel project on at the transit parking lot. The project was cost-shared by the Town of Mountain Village.

Attachments include:

Public Hearing Notice: Norwood Post – January 1, 2020

Public Hearing Notice: Telluride Daily Planet – January 3, 2020

Resolution appropriating additional sums of money for San Miguel County for 2019

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description	Upload Date
Resolution	1/3/2020
Proof of Publication	1/3/2020
Proof of Publication	1/3/2020

**A RESOLUTION APPROPRIATING ADDITIONAL SUMS OF MONEY
TO DEFRAY EXPENSES IN EXCESS OF AMOUNTS BUDGETED
FOR SAN MIGUEL COUNTY, COLORADO**

RESOLUTION 2020 –

WHEREAS, certain operating expenditures for 2019 for San Miguel County have exceeded those anticipated at the time of adoption of the 2019 budget, and

WHEREAS, there have been revenues received or otherwise made available in 2019 which were not anticipated or were not assured at the time of adoption of the 2019 budget, and

WHEREAS, a public hearing was held on January 8, 2020, before the San Miguel County Board of Commissioners, San Miguel County, Colorado to accept public comment, and

WHEREAS, the need exists to appropriate additional expenditures for use by various county funds and spending agencies, as follows:

Transit Fund	\$ 90,000
Lodging Tax Fund	\$ 220,000
Energy Fund	\$ 2,000

AND, WHEREAS, Funds available to be appropriated for the above purposes include:

Transit Fund	
RETA and Operating Reserve	\$ 90,000
Lodging Tax Fund	
Lodging Tax Revenue	\$ 220,000
Energy Fund	
Project Reimbursement-Mtn Village	\$ 2,000

AND, WHEREAS, appropriate public notice of this action has been made as required by section 29-1-106 and 109, C.R.S.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of San Miguel County, Colorado, for the purposes detailed above:

THAT, the 2019 appropriation for the San Miguel County Transit Fund is hereby increased from \$967,150 to \$1,057,150;

AND THAT, the 2019 appropriation for the San Miguel County Lodging Tax Fund is hereby increased from \$675,450 to \$895,450;

AND, THAT, the 2019 appropriation for the San Miguel County Energy Fund is hereby increased from \$15,916 to \$17,916;

AND, THAT the supplemental appropriations detailed above increase the total appropriations for San Miguel County for 2019 from \$28,764,626 to \$29,076,626.

ADOPTED this 8th day of January, 2020.

BOARD OF COUNTY COMMISSIONERS
SAN MIGUEL COUNTY, COLORADO

By: _____
Hilary Cooper, Chair

ATTEST:

Carmen Warfield, Chief Deputy Clerk

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TELLURIDE LOCAL MEDIA

ENVIRONMENT

Colorado is the most dangerous state for avalanches

By **SAWYER D'ARGONNE**
Summit Daily

Colorado again retained its macabre status as the country's most dangerous state for avalanches, according to data collected by the Colorado Avalanche Information Center.

Since at least 1960, the amount of avalanche deaths in Colorado have far surpassed that of any other state, and that avalanche cycle was no different. The Avalanche Information Center released its annual report earlier this month, highlighting statistics from one of the most substantial avalanche seasons in the past century.

During the 2018-19 season, the state recorded 4,273 slides — 478 in the Vail and Summit County region — including 92 that caught people on their way down. In 135 individuals were caught in avalanches, a high water mark over at least the past decade, and eight of those people were killed, the most since the 2013-14 season. Of the seven other states that recorded an avalanche fatality last season, none had more than four.

A prolific winter from a snowfall perspective helped to drive avalanche numbers. Colorado's snowpack peaked April 5 at 133 percent of the state's 30-year mean. Likewise, Summit County recorded higher than normal snowfall levels. According to the Avalanche Information Center, from November through April, Arapahoe Basin Ski Area recorded about 104% of its average snowfall, Breckenridge Ski resort recorded 161% of average, Copper Mountain Resort recorded

118% of average, Keystone Resort recorded 115% of average and Loveland Ski Area recorded 117% of average.

But looking back over the past 70 years, it's clear that the trend of heightened avalanche danger around the state isn't a recent phenomenon. Since the 1960-61 season, Colorado has recorded 287 avalanche fatalities, easily dwarfing other danger areas like Alaska (158), Washington (100), Utah (10) and Montana (1). One explanation for the state's elevated avalanche danger is certainly the number of recreationists heading out to Colorado's backcountry.

"That makes a huge impact," Avalanche Information Center Director Ethan Greene said. "The more people you have exposed to avalanche hazards, the more chances you have of someone getting involved in an avalanche. We have a huge winter recreation industry and culture in Colorado. We have about 27 major ski areas. We have highways that run through the mountains, a lot of people that live in the mountains, and people who visit us to play in the mountains. So there are a lot of people trouncing around in the woods."

The rise of the backcountry recreation culture nationally helps to shed some light on more recent trends in avalanche fatalities. For example, in the 1980s, there was an average of just 14.3 avalanche fatalities per season compared with 25.6 in the past decade. In 2018-19, 12 of the nation's 25 avalanche deaths were individuals out backcountry touring and eight were snowmobilers.

Legal Notices

SAN MIGUEL COUNTY PLANNING COMMISSION AGENDA

January 6, 2020

Miramonte Building, Second Floor Meeting Room, 333 West Colorado Ave., Telluride

9:00 AM Approval of Minutes, Planning Commission and Staff Comments
Election of Officers for 2020, Set Planning Commission 2020 meeting dates

9:15 AM Annual Review of the Schmid Family Ranch LLC: Sporting Uses and Social & Scenic Uses Special Use Permit approval granted December 9, 2018

Adjourn

For more information on the above proposals please contact the Planning Department at (970) 728-3063

Times are approximate; items may begin earlier (except public hearings) or later than scheduled.

NOTICE OF ADOPTED HOLIDAYS

2020 San Miguel County Board of Commissioners County offices will be closed on the following dates in 2020.

- January 1st New Year's Day
- January 20th Martin Luther King Jr.
- February 17th Presidents Day
- May 25th Memorial Day
- July 2nd and 3rd before Independence Day
- September 7th Labor Day
- November 11th Veterans Day
- November 20th & 27th Thanksgiving
- December 24th & 25th Christmas Eve & Day

SAN MIGUEL COUNTY

Notice of Proposed 2019 Supplemental Budget Requests

NOTICE is hereby given that the proposed 2019 supplemental budget requests for San Miguel County will be presented to the San Miguel County Board of Commissioners for their consideration at a public hearing to be held on Wednesday, January 8, 2020, 9:35 AM at the Miramonte Building in Telluride, Colorado.

Copies of such proposed supplemental budget requests are available for public inspection in the following locations:

Office of the County Commissioners
333 W Colorado Avenue
Telluride CO 81435

Finance Office
1120 Summit Street
Norwood CO 81423

San Miguel County website
www.sanmiguelcountyco.gov

Any interested elector of San Miguel County may inspect the proposed 2019 supplemental budget requests and file or register any objection thereto at any time prior to the final adoption of the proposed requests on January 8, 2020.

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Contractors/Engineers
Decorating & Design
Education
Graphic Design
Health & Beauty
Health Services

Legal Notices

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Any interested elector of San Miguel County may inspect the proposed 2019 supplemental budget requests and file or register any objection thereto at any time prior to the final adoption of the proposed requests on January 8, 2020.

Give 'em a brake!



Real Estate



AGENDA ITEM - 5.b.

TITLE:

9:40 am Discussion with the new Grand Mesa, Uncompahgre and Gunnison National Forest, New District Ranger, Megan Eno.

Presented by: Megan Eno, Norwood District Ranger

Time needed: 20 mins

PREPARED BY:

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

From: Eno, Megan -FS [mailto:megan.eno@usda.gov]

Sent: Friday, December 13, 2019 7:59 AM

To: Mike Bordogna <mikeb@sanmiguelcountyco.gov>

Subject: RE: Can you join us on 1/8?

Mike,

I'm so glad to see your name in my email, yes absolutely I look forward to being able to attend on the 8th.

You let me know what time works best for the group, otherwise I'll plan to be there at 09.30.

Fridays tend to be pretty calm at the office, I'll try and give you a call later today just to introduce myself and get a feel anything specific folks might walk to talk about on the 8th.

Appreciate the outreach and very much looking forward to it,

Megan



Megan Eno
District Ranger
Forest Service
Grand Mesa, Uncompahgre and Gunnison National Forest, Norwood
Ranger District

p: 970-327-4261 x 4342

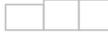
c: 720-369-5982

f: 970-327-4854

megan.eno@usda.gov

1150 Forest Road
 Norwood, CO 81423

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FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			



AGENDA ITEM - 5.c.

TITLE:

10:00 am Discussion regarding the management of Noxious Weeds in our County.

Presented by: Janet Kask, County Parks and Open Space Director; Ron Mabry, Vegetation Weed Control

Time needed: 45 mins

PREPARED BY:

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

People who have been invited:
Sheila Grother, former weed manager
Julie Kolb, Successor to the weed manager

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			



AGENDA ITEM - 5.d.

TITLE:

10:45 am Governance/Consideration to appoint Commissioners to 2020 Boards and Committees/MOTION

Presented by:

Time needed: 15 mins

PREPARED BY:

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

There will be a previous discussion on January 7, 2020, to review and discuss the appointments to the various boards. The backup will be updated after this meeting.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

Boards and Committees

Upload Date

1/3/2020

	2019 BOARDS AND COMMITTEES	2019 COMMISSIONER Board and Committees	2020 COMMISSIONER Board and Committees	REPRESENTATION	MEETING FREQUENCY	LOCATION	2019 STAFF/ APPOINTED	2020 STAFF/ APPOINTED
1	Alpine Ranger Coalition	Lance-Hilary-Kris		Invited	occasionally	Silverton	Janet Kask	
2	BLM Cooperating Agency - Uncompaghre RMP Revision	Hilary		Designated BOCC rep.	quarterly	Montrose	Lynn P	
3	BLM Cooperating Agency - State Gunnison Sage-grouse EIS	Hilary		Designated BOCC rep.	bi-monthly	Phone	Lynn P	
4	Club 20	Kris-Lance Alt					Lynn P	
5	Colorado Communities for Climate Action (CC4CA)	Kris-Lance Alt		Designated BOCC rep.	monthly	Boulder	Lynn P	
6	CCI Colorado Counties Inc.	Lance-Kris-Hilary			2X year		Lynn P	
	CCI Steering Committees	Hilary		BOCC Self Selected		Denver	Lynn P	
	CCI Western District	Lance-Kris-Hilary		Designated County rep.	2X year	Montrose		
7	Contraband Seizure Committee	BOCC Chair		Designated County rep.	irregularly		Deputy DA, Bill Masters	
8	County Coalition for the Gunnison Sage Grouse	Hilary		Designated BOCC rep.	occasionally	Montrose	Amy Markwell	
9	County Lodging Tax Panel	Lance		Designated County rep.	2X year	Telluride	Nina Kothe	
10	County Personnel Committee	Kris		Designated BOCC rep.	irregularly	Telluride	Kristl Howard	
11	EcoAction Partners	Kris - Lance Alt		Designated BOCC rep.	monthly	Telluride		
13	Gondola Subcommittee	Lance		Designated BOCC rep.	irregularly	Mtn. Village	Lynn Black	
14	Gunnison Sage Grouse Working Group - San Miguel	Hilary		Designated BOCC rep.	occasionally	Norwood	Lynn P	
16	Lower Dolores Management Plan Working Group	Hilary-Lance Alt			Occasionally	Cortez	Lynn P	
18	PLP (Public Land Partnership) - Executive Committee	Hilary-Co Chair		Designated BOCC rep.	monthly	Montrose		
19	SBEADMR AMG	Hilary		Designated BOCC rep.	TBD	Montrose	Lynn P	
20	Region 10 Board of Directors	Kris		Designated BOCC rep.	monthly	Montrose	Lynn Black	
	Region 10 Gunnison Valley Transportation Planning Region (GVTPR)	Kris		Designated BOCC rep.	irregularly	Montrose	Lynn Black	
21	SMC Transit Advisory Committee (SMART)-All 3 may attend	Hilary, Kris, Lance Alt		Designated BOCC rep.	quarterly	Telluride	Lynn Black/Nina Kothe	
22	San Miguel Watershed Coalition	Lance-Kris		Designated BOCC rep.	monthly	Telluride	Lynn P	
23	Sneffels Energy Board	Kris		Designated BOCC rep.	monthly	Telluride	Nina Kothe	
24	Telluride Foundation Board	Kris		Designated BOCC rep.	4 times per year	Telluride		
25	Telluride Regional Airport Authority	Kris-Lance Alt		Designated BOCC rep.	10 x per year	Telluride		
26	Ute Apology Group	Hilary		Designated BOCC rep.	occasionally			
27	National Association of Counties (NACO)	Lance-Hilary-Kris			2 x year		Lynn P/Lynn B	
	NACO Agriculture Rural Affairs	Hilary		Invited				

	NACO Rural Caucus	Hilary		Invited				
28	Regional Behavioral Health Coalition	Hilary-Kris		Designated BOCC rep.	Occasionally	Telluride	Carol F.	
29	Counties and Commissioners Acting together (CCAT)	Hilary-Kris		Designated BOCC rep.	2 x Monthly Calls		Lynn P	
	CCAT Governing Board	Hilary		Invited				
30	Forest Health Stakeholder Group	Hilary		Designated BOCC rep.	quarterly	elluride Regid	Lynn P.	
31	Colorado Soil Health Commission Phone calls	Hilary-Kris						
32	Corridor Mangagement Committee (Byway)	Lance-Kris		Designated BOCC rep.				
33	County Early Childhood Advisory Committee	Lance		Designated BOCC rep.		San Miguel	Lynn B.	



AGENDA ITEM - 5.e.

TITLE:

11:00 am Discussion and appointment to the Board of Directors Southwestern Water Conservation District./MOTION

Presented by:

Time needed: 10 mins

PREPARED BY:

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

See attached.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description
SW Water Conservation District Appointment

Upload Date
12/27/2019

January 8, 2020
Board Appts



THE SOUTHWESTERN WATER CONSERVATION DISTRICT

Developing and Conserving the Waters of the
SAN JUAN AND DOLORES RIVERS AND THEIR TRIBUTARIES
IN SOUTHWESTERN COLORADO
West Building – 841 East Second Avenue
DURANGO, COLORADO 81301
(970) 247-1302

December 18, 2019

Board of County Commissioners
San Miguel County
P.O. Box 1170
Telluride, CO 81435

RE: Jenny Russell
Appointment to the Board of Directors
Southwestern Water Conservation District

Dear Commissioners,

Our records show that the three-year term of Jenny Russell as member of the Board of Directors of the Southwestern Water Conservation District will expire in January 2020. A Director continues to serve until her reappointment or until her successor is appointed by the county commissioners of her respective county. Please provide us written notice of your appointment.

Sincerely,

Frank Kugel
Executive Director

cc: Jenny Russell



AGENDA ITEM - 5.f.

TITLE:

11:10 am Consideration to adopt the 2020 Board of County Commissioner Open Meeting Schedule./MOTION

Presented by:

Time needed: 5 mins

PREPARED BY:

Carmen Warfield

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description
Meeting Schedule Resolution

Upload Date
1/3/2020

**RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF
SAN MIGUEL COUNTY, COLORADO, ADOPTING THE 2020 BOARD OF COUNTY
COMMISSIONER OPEN MEETING SCHEDULE**

Resolution #2020 - _____

WHEREAS, the Board of County Commissioners (BOCC) of San Miguel County has adopted the dates on which the regular meetings of the BOCC shall be held. The schedule is attached hereto and incorporated herein by reference as Exhibit "A."

WHEREAS, the County BOCC considered these meeting dates, along with relevant evidence and testimony as its regular meeting on January 8, 2020.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

The County BOCC Open Meeting Schedule for 2020 (Exhibit "A," attached hereto) is hereby adopted and approved and shall be published in the manner provided for by law.

1. The types of open meetings which may be held by the San Miguel County Board of County Commissioners are:
 - a) Regular Meetings

Regular Meetings are generally held on Wednesdays. Matters considered by the BOCC during a Regular Meeting may include reports from department heads or elected officials, public hearings on specific issues, policy-making decisions, signing contracts or agreements, work sessions on specific issues, or approving expenditures or requests from county officials. A Regular Meeting shall be held after at least twenty-four (24) hours' notice as posted at the designated posting place, recorded, and have minutes taken.
 - b) Special Meetings

Special Meetings may be called by the Chair when circumstances warrant or upon the request of a member of the BOCC or County Administrator. A Special Meeting shall be held after at least twenty-four (24) hours' notice as posted at the designated posting place, recorded, and have minutes taken.
 - c) Emergency Meetings

Emergency Meetings may be held without twenty-four (24) hours' notice when necessary for the immediate preservation of public property, health, peace, and safety and shall be conducted pursuant to procedures as adopted by the BOCC by Resolution #2018-26. An Emergency Meeting shall be recorded and have minutes taken. Any formal decision made by the BOCC at an Emergency Meeting shall be ratified at the next scheduled Regular Meeting.

d) Discussion Meetings

Discussion Meetings are generally held on Tuesdays. A Discussion Meeting is an informal, deliberative session between staff and members of the BOCC. Matters considered during these meetings may include receiving reports from County staff, discussion of County business, or day-to-day oversight of property or employee supervision. No formal, policy-making decisions may be made at a Discussion Meeting. A Discussion Meeting shall be held after at least twenty-four (24) hours' notice as posted at the designated posting place and recorded. Since no formal decisions will be made at a Discussion Meeting minutes will not be taken.

2. The BOCC shall annually designate posting places for BOCC open meeting notices.
3. The official designated posting place for all BOCC notices will be online at <https://www.sanmiguelcountyco.gov/liveagenda>.
4. BOCC staff shall post the regular meeting agenda at the designated posting place and on the County's official website at least two working days before the regular meeting but no less than 24 hours prior to the meeting. The posted meeting agenda is subject to change before the meeting or at the meeting.
5. BOCC staff shall also post the BOCC Calendar listing meetings that may be attended by one or more of the Commissioners at the designated County's official website. Changes to the BOCC Calendar may occur and shall be updated accordingly.

DONE AND APPROVED by the Board of County Commissioners at a regular meeting held in Norwood, Colorado, on January 8, 2020.

**SAN MIGUEL COUNTY, COLORADO
BOARD OF COUNTY COMMISSIONERS**

Hilary Cooper, Chair

Vote:	Hilary Cooper	Aye	Nay	Abstain	Absent
	Kris Holstrom	Aye	Nay	Abstain	Absent
	Lance Waring	Aye	Nay	Abstain	Absent

ATTEST:

Carmen L. Warfield, Chief Deputy Clerk

Exhibit "A"
SAN MIGUEL COUNTY, COLORADO
BOARD OF COUNTY COMMISSIONERS
2020 OPEN MEETING SCHEDULE

COMMISSIONER/PUBLIC MEETINGS Commissioner meetings are held 333 West Colorado Avenue, Second Floor, Miramonte Building, Telluride –OR– 1455 Pinion St, Lone Cone Library, Norwood –OR– Egnar Fire House. Meetings are scheduled on Wednesdays and are to begin at 9:30 a.m. unless otherwise noted. Meeting dates and locations are subject to change when circumstances warrant.

JANUARY

8th Norwood
29th Telluride

FEBRUARY

5th Telluride
19th Telluride

MARCH

10th Telluride*
18th Telluride

APRIL

1st Telluride
22nd Telluride

MAY

6th Telluride
20th Telluride

June

10th Egnar
24th Telluride

JULY

8th Norwood
22ND Telluride

AUGUST

5th Telluride – Special
CBOE Decisions
19th Telluride

September

2ND Telluride
16th Telluride

OCTOBER

7th Telluride
21st Telluride
28th Telluride-Budget Review

NOVEMBER

4th Telluride
18th Telluride

December

9th Norwood
16th Telluride

* Tuesday

Discussion Meetings: Commissioner Discussion Meetings are scheduled every Tuesday and are to begin at 9:30 a.m. unless otherwise noted. Meeting dates and locations are subject to change when circumstances warrant. Discussion Meetings will be held at 333 West Colorado Avenue, Miramonte Building, (2nd Floor, BOCC Room) Telluride; if there is a conflict with the meeting room, the Discussion will be moved to the 3rd floor, Board of County Commissioners office space.

NOTE: Regular Meetings, Public Hearings, and Special Meetings are recorded and ACTION MAY BE TAKEN ON ANY ITEM. Formal Action cannot be taken at Discussion Meetings.

The official, designated posting place for all BOCC notices will be **online at:** <https://www.sanmiguelcountyco.gov/liveagenda>. Use the link to view the live agenda with any last minute changes.

01/02/2020



AGENDA ITEM - 5.g.

TITLE:

Boards/Commissions: Discussion of the appointment to the Behavioral Health Solutions f/k/a Mental Health Advisory Board to appoint Assistant DA Rob Whiting to the board as an alternate member./MOTION

Presented by:

Time needed: 5 mins

PREPARED BY:

Carol Friedrich, Dept. of Social Services

RECOMMENDED ACTION/MOTION:

12/18/2019 Per board direction to accept the recommendation from the BHS.

INTRODUCTION/BACKGROUND:

See attached.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description
Appointment recommendation

Upload Date
12/27/2019



Carmen Warfield <carmenw@sanmiguelcountyco.gov>

MHAP Alternate

1 message

Carol K. Friedrich <Carol.Friedrich@state.co.us>

Fri, Nov 22, 2019 at 8:48 AM

To: Hilary Cooper <hilaryc@sanmiguelcountyco.gov>, lance fitzgerald <lfitzgerald@ouraycountyco.gov>, Kris Holstrom <kris@sanmiguelcountyco.gov>, Mike Bordogna <mikeb@sanmiguelcountyco.gov>, Amy Markwell <amym@sanmiguelcountyco.gov>

Cc: Carmen Warfield <carmenw@sanmiguelcountyco.gov>

Hi,

So far, I'm aware of two applicants for the Alternate member of the MHAP, Dr. Tara Gray and Assistant DA Rob Whiting. Both would be excellent members and each offers a unique perspective to the panel. Dr. Gray has worked in the schools and in private practice and Rob has the criminal justice perspective.

The panel has given their input and recommend Rob as the best choice as he will bring the law enforcement perspective that we discussed as a gap in our membership.

Please let me know if you need anything else from me.

Thanks,

Carol Friedrich, LCSW

Director

Ouray & San Miguel County Social Services

Ouray County Phone: (970)626-2299

San Miguel County Phone: (970)369-5478

MENTAL HEALTH MATTERS

Carol Friedrich, Director
Ouray & San Miguel Department of Social Services
(970)369-5478



Online Form Submittal: County Boards and Commissions Request for Appointment

1 message

noreply@civicplus.com <noreply@civicplus.com>
Reply-To: robwhiting@gmail.com
To: boccc@sanmiguelcountyco.gov

Wed, Nov 6, 2019 at 6:32 AM

County Boards and Commissions Request for Appointment

Step 1

San Miguel County Boards & Commissions Request for Appointment

Name of Board or Commission: Mental Health Advisory Panel
Reappointment?: No
(Section Break)
First Name: Robert
Last Name: Whiting
Email: robwhiting@gmail.com
Address1: PO Box 2468
Address2: Field not completed.
City: Telluride
State: CO
Zip: 81435

Step 2

San Miguel County Boards & Commissions Request for Appointment

Professional Background/Personal Interests: I have lived in and around Telluride for the better part of 30 years... I have been considering ways to get involved with local politics...
Reasons for interest in serving on this board: A significant part of my job is the provision of substandard mental health services at public expense... Likewise, growing up under a psychologist's roof in Telluride has acquainted me with many of the mental health issues that are common in a resort community...

economically and socially challenging environment. I have grown up and remained close friends with many people who dealt with these issues, and I feel I have broad insight on the causes and possible treatment of those issues.

I have been considering ways to get involved with local politics. Simply Service on the Mental Health Advisory Panel represents an opportunity to play a role in this community that is not punitive. Criminal prosecution is rewarding, and while I find it very interesting work the fact remains that I am largely in the business of accountability. Civic engagement seems much more fulfilling than the way I meet people professionally. Both my career and personal circumstances have acquainted me with many of the policy issues surrounding mental health, and I believe I am a suitable candidate for panel membership.

Email not displaying correctly? [View it in your browser.](#)



AGENDA ITEM - 7.a.

TITLE:

Lance Waring

Presented by:

Time needed:

PREPARED BY:

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			



AGENDA ITEM - 7.b.

TITLE:

Kris Holstrom

Presented by:

Time needed:

PREPARED BY:

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			



AGENDA ITEM - 7.c.

TITLE:

Hilary Cooper

Presented by:

Time needed:

PREPARED BY:

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

Sunnyside - Updates on Floor Plans and the Project's potential unit mix coming.

Unc/Comm/GuSG Working Group - Updates on the latest discussions.

KOTO Off The Record - Highlights

FISCAL IMPACT:

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YYYY-###			Board of County Commissioner Staff
Description:			



AGENDA ITEM - 8.a.

TITLE:

Executive Session: Discussion of property transfer of Lawson Hill Lot S2 to Telluride School District (4)(a).

Presented by: Amy Markwell, County Attorney

Time needed:

PREPARED BY:

Amy Markwell, County Attorney

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			