

**SAN MIGUEL COUNTY BOARD OF COMMISSIONERS**  
**SPECIAL MEETING MINUTES**  
**Wednesday, January 13, 2021**  
Zoom.us  
Telluride, Colorado

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

Staff Present: Mike Bordogna, County Manager  
Amy Markwell, County Attorney  
Carmen Warfield, Chief Deputy Clerk

**1. CALL TO ORDER**

9:50 a.m.

**2. REVIEW OF AGENDA**

**3. COMMENT ON ITEMS NOT ON THE AGENDA**

**8. COUNTY HOUSING MATTERS**

*(Board of Commissioners sitting as the San Miguel County Housing Authority.)*

- a. Discussion on the previously presented concept of fines as a tool for violations.

Present: Lois Major, Attorney representing the County; Corenna Howard, San Miguel Regional Housing Authority Director

Note: Staff direction to move forward to align the fee schedule similar to the Town of Telluride and Town of Mountain Village.

- b. Late Addition: Consideration of the 50-year term for Deed Restrictions.

Present: Lois Major, Attorney representing the County

Note: Staff direction to extend the Deed Restriction to 100 years – deed restriction will be held in perpetuity. Request to bring a proposal back to the board.

- c. ~~Discussion on keeping deed restrictions in place as units turn over.~~

Note: Item duplicated with item 8.b.

- d. Discussion on future legal representation for San Miguel Housing Authority.

Present: Lois Major, Attorney representing San Miguel County; Mike Bordogna, County Manager

10:55 a.m. Recessed.

11:03 a.m. Reconvened.

**4. ADMINISTRATIVE MATTERS**

- b. Executive Session: Discussion on the allocation of the last CVRF funds, citation (4)(b).

Present: Mike Bordogna, County Manager

**MOTION** by Kris Holstrom to go into Executive session to discuss the allocation of the last CVRF funds, citation (4)(b). **SECONDED** by Hilary Cooper. **PASSED 3-0.**

11:05 a.m. Recessed.

11:54 a.m. Reconvened.

**MOTION** by Kris Holstrom to come out of Executive session. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

Note: Staff Direction to explore options with our business community and workforce on the funds' best use.

- d. Late Addition: Executive Session Discussion regarding the Siemens Contract, citation (4)(b).

Note: Item Resolved.

- e. Consideration of a resolution authorizing the Chair or Chair Pro Tem to sign the construction contract and financing documents associated with the energy performance project.

Present: Amy Markwell, County Attorney

**MOTION** by Kris Holstrom to approve the resolution with the change of Chair Pro Tem to Vice-Chair. **SECONDED** by Hilary Cooper. **PASSED 3-0.** (ATTACHMENT I – Resolution 2021-001)

5. **MANAGER MATTERS**

- a. Potential Executive Session: Update on the Gold Run Preschool and Norwood Habitat house, citation (4)(b).

Gold Run Preschool - Lance Waring will serve as the board representative and work on getting this resolved.

Norwood Habitat House – The discussion will continue.

Present: Mike Bordogna, County Manager

6. **Break**

12:23 p.m. Recessed.

12:46 p.m. Reconvened.

7. **PUBLIC HEALTH AND ENVIRONMENT**

*(Board of Commissioners sitting as the San Miguel County Board of Public Health)*

- a. Discussion and update with the San Miguel County Stakeholders concerning the COVID 19 outbreak.

Present: Mike Bordogna, County Manager; Grace Franklin, Public Health Director

Public Comment:

Greg Craig, County resident

Dr. Jeffrey Kocher, County resident

Douglas Tooley, County resident

Lara Young, County resident

Matthew Thomas, County resident

Stakeholder Updates:

DeLanie Young - Town of Telluride

Kris Holstrom - No updates

Hilary Cooper- Updates from the State calls

Kim Montgomery – Town of Mountain Village

4. **ADMINISTRATIVE MATTERS** – Continued.

- a. Further discussion on the Advisory Board for Public Health.

Present: Grace Franklin, Public Health Director; Mike Bordogna, County Manager

Note: Continue the discussion on testing, tracing, vaccines, and communication refresh. A work session will be scheduled next week.

- c. Update with the 5-star Committee membership.

Present: Kris Holstrom, Commissioner

Note: Three applicants will be asked to attend the 1/20/2021 board meeting to be interviewed by the board choosing one to appoint to the committee.

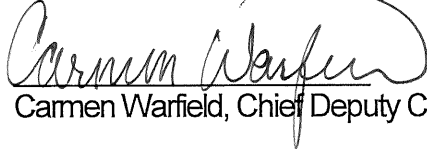
9. PUBLIC COMMENT FOR ITEMS ON THE AGENDA

**MOTION** by Kris Holstrom to adjourn the meeting. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

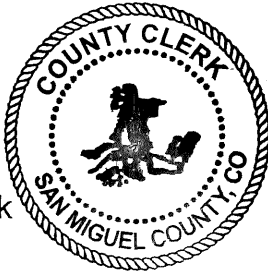
10. **ADJOURNMENT**  
3:20 p.m.

20210113-BOCC-Audio

Respectfully submitted,



Carmen Warfield, Chief Deputy Clerk



Approved February 17, 2021.

SAN MIGUEL COUNTY BOARD OF COMMISSIONERS

  
\_\_\_\_\_  
Lance Waring, Chair

ATTEST:

  
\_\_\_\_\_  
Mike Bordogna, County Manager

**RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS, SAN MIGUEL COUNTY,  
COLORADO FOR THE EXECUTION OF DOCUMENTS RELATED TO THE COUNTY'S  
ENERGY SAVINGS CONSERVATION PROJECT**

**RESOLUTION 2021-001**

**WHEREAS**, San Miguel County, Colorado (the "County"), is a political subdivision duly organized and existing under the laws of the State of Colorado; and

**WHEREAS**, it is hereby determined that a true and real need exists for the acquisition and installation of certain equipment (the "Equipment") for an energy savings conservation project at certain of the County's facilities as identified in the hereinafter-defined performance contracting agreement; and

**WHEREAS**, the Board of County Commissioners of San Miguel County, Colorado has determined that the financing of the property described in the Equipment Lease Purchase Agreement presented at this meeting is for a valid public purpose, is essential to the operations of San Miguel County and is in accordance with sections 30-11-104.1 and 104.2, C.R.S.; and

**WHEREAS**, the County is authorized under the Constitution and laws of the State of Colorado (the "State") to enter into lease purchase agreements to finance the acquisition and installation of the Equipment; and

**WHEREAS**, in order to accomplish the foregoing, it is necessary and desirable for the County to enter into the following documents:

1. Performance Contracting Agreement with Siemens Industry, Inc. (the "Performance Contracting Agreement");
2. Equipment Lease Purchase Agreement (the "Agreement") with Sterling National Bank, as lessor (the "Lessor"), for the purposes described therein, including to provide financing for the Equipment, for a lease term not to exceed 16 years, with the aggregate principal components of rental payments not to exceed \$675,000, and the interest components of rental payments to be computed at an interest rate not to exceed 2.43%.
3. Escrow Agreement (the "Escrow Agreement"), with the Lessor and the escrow agent named therein for the purpose of establishing an escrow fund into which Lessor will deposit an amount equal to the aggregate principal components of rental payments under the Agreement; and

(the Performance Contracting Agreement, the Agreement and the Escrow Agreement are referred to herein as the "Transaction Documents").

**NOW, THEREFORE, BE IT RESOLVED, BY THE GOVERNING BODY OF SAN MIGUEL COUNTY, COLORADO, AS FOLLOWS:**

**Section 1.** The Transaction Documents are hereby approved in substantially the forms submitted to and reviewed by the governing body of the County on the date hereof, with such changes therein as are deemed necessary by the County attorney and approved by the Chair of the Board of County Commissioners, said officer's execution thereof to be conclusive evidence of the approval thereof. The Chair or the Vice Chair of the County are each hereby authorized and directed to execute and deliver the Transaction Documents on behalf of and as the act and deed of the County.

**Section 2.** The County shall, and the officials and agents of the County are hereby authorized and directed to, take such action, expend such funds and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this resolution and to carry out, comply with and perform the duties of the County with respect to the Transaction Documents and the acquisition and installation of the Equipment.

**Section 3.** The County has made certain capital expenditures in connection with the acquisition and installation of the Equipment prior to the date hereof, and the County expects to make additional capital expenditures in connection with the acquisition of the Equipment in the future. The County intends to reimburse itself for all or a portion of such expenditures, to the extent permitted by law, with the proceeds of the Agreement or other tax-exempt obligations to be delivered by the County. The maximum principal amount of the Agreement or other tax-exempt obligations expected to be delivered for the Equipment is not expected to exceed \$1,000,000.

**Section 4.** This resolution will take effect and be in full force from and after its adoption by the governing body of the County.

**MOVED, READ AND ADOPTED** by the Board of County Commissioners of the County of San Miguel, State of Colorado, at its Special Meeting held in Telluride, Colorado the 13th day of January, 2021.

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

DocuSigned by:  
*Lance Waring*  
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Lance Waring, Chair

<b>Vote:</b>	Hilary Cooper	Aye	<input checked="" type="checkbox"/>	Nay	Abstain	Absent
	Kris Holstrom	Aye	<input checked="" type="checkbox"/>	Nay	Abstain	Absent
	Lance Waring	Aye	<input checked="" type="checkbox"/>	Nay	Abstain	Absent

ATTEST:

DocuSigned by:  
*Carmen Warfield*  
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Carmen Lynn Warfield, Chief Deputy Clerk

