

**SAN MIGUEL COUNTY BOARD OF COMMISSIONERS  
SPECIAL MEETING MINUTES**

**Thursday, April 30, 2020**

335 West Colorado Ave, Telluride Colorado (WEST WING)

AUDIO and Zoom only Telluride, Colorado

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

Staff Present: Mike Bordogna, County Manager  
Grace Franklin, County Public Health Director  
Amy Markwell, County Attorney  
Carmen Warfield, Chief Deputy Clerk

Others Present via phone: Kim Montgomery, Town of Mountain Village  
Kieffer Parrino, Town of Norwood

1. **CALL TO ORDER.**

12:45 p.m.

2. **ADMINISTRATIVE MATTERS**

- a. Discussion and update with the San Miguel County Stakeholders and Commissioners on the virus outbreak.

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

- b. Consideration of approving the proposed ~~new Public Health Orders~~ Second Extended Local Disaster Emergency Declaration.

Note: Scrivener's error on the title of the proposed document to be approved. The Public Health Orders will be presented at the Friday, May 1, 2020, Special Board Meeting.

Present: Mike Bordogna, County Manager, Amy Markwell, County Attorney

**MOTION** by Lance Waring to approve the most recent [Second Extended Local Disaster] Emergency Declaration. **SECONDED** by Kris Holstrom. **PASSED 3-0.** (ATTACHMENT I)

1:50 p.m. Recessed.

1:55 p.m. Reconvened.

- c. Executive Session: Advisement from legal counsel on Raleigh v San Miguel County, citation (4)(b).

Present: Amy Markwell, County Attorney; Eric Maxfield and Rob Gunning, Attorneys representing the County

**MOTION** by Lance Waring to go into Executive Session to obtain attorney advisement concerning Raleigh v. San Miguel County, citation (4)(b). **SECONDED** by Kris Holstrom. **PASSED 3-0.**

1:58 p.m. Recessed.

2:34 p.m. Reconvened.

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

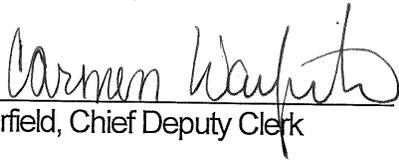
**MOTION** by Lance Waring to adjourn the meeting. **SECONDED** by Kris Holstrom. **PASSED 3-0.**

3. **ADJOURNMENT**

2:34 p.m.

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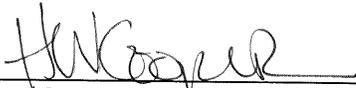
Respectfully submitted,



Carmen Warfield, Chief Deputy Clerk

Approved June 10, 2020.

SAN MIGUEL COUNTY BOARD OF COMMISSIONERS



Hilary Cooper, Chair

ATTEST:



Mike Bordogna, County Manager



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

***SECOND EXTENDED LOCAL DISASTER  
EMERGENCY DECLARATION***

**WHEREAS**, there is currently a threat posed by the presence of Coronavirus Disease 2019 (“COVID-19”) in San Miguel County, Colorado; and

**WHEREAS**, COVID-19 is a novel Coronavirus first identified during an outbreak in Wuhan, China in December 2019, and since then, COVID-19 has spread to several countries, including the United States of America, and more specifically, to a majority of counties in the State of Colorado including San Miguel County; and

**WHEREAS**, on March 11, 2020, the World Health Organization declared the COVID-19 outbreak as a pandemic; and

**WHEREAS**, on March 11, 2020, the Governor of the State of Colorado, Jared Polis, declared a State of Emergency by and through a verbal order and subsequent written Executive Order D 2020 003, allowing subsequent state emergency rulemaking regarding specific industries; and

**WHEREAS**, on March 13, 2020, the President of the United States, Donald Trump, declared the COVID-19 outbreak a national emergency; and

**WHEREAS**, on March 16, 2020, the Chair of the Board of County Commissioners declared a local disaster emergency for San Miguel County, Colorado, pursuant to C.R.S. 24-33.5-709(1), as may be amended; and

**WHEREAS**, on March 16, 2020, the Board of County Commissioners unanimously ratified the declaration made by the Chair and said initial declaration was in effect until April 3, 2020; and

**WHEREAS**, on April 2, 2020, the Board of County Commissioners extended the declaration of a local disaster emergency for San Miguel County, Colorado, pursuant to C.R.S. 24-33.5-709(1), as may be amended and said First Amended Local Disaster Emergency Declaration is in effect until May 1, 2020; and

**WHEREAS**, the presence of COVID-19 in San Miguel County presents unique challenges and places strain upon local government, emergency and medical facilities and personnel; and

**WHEREAS**, the presence of COVID-19 in San Miguel County has created an unprecedented impact on the healthcare system and disruption of social activities; and

**WHEREAS**, the magnitude of the COVID-19 outbreak and the anticipated response and recovery costs are anticipated to exceed current operational resources available to the San Miguel County Government and all available resources are being utilized to protect the public health and safety; and

**WHEREAS**, Colorado law provides for declaring a local disaster emergency to assist local governments in responding to and recovering from emergency events, including epidemics, and “activates the response

and recovery aspects of any and all applicable local and interjurisdictional disaster and emergency plans and to authorize the furnishing of aid and assistance under such plan” C.R.S. § 24-33.5-709(2); and

**WHEREAS**, pursuant to C.R.S. § 24-33.5-709(1), a local disaster may be declared only by the principal executive officer of a political subdivision and shall only be valid for a period not to exceed seven days unless by or with the consent of a majority of the members of the Board of County Commissioners; and

**WHEREAS**, making a declaration of a local disaster emergency is appropriate and in the interest of the public health and safety, and further protects the local economy; and

**WHEREAS**, the Board of County Commissioners believes that conditions in regards to COVID-19 at the national, state and local level are such that it is prudent to further extend the Local Disaster Emergency Declaration.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of County Commissioners hereby *further* extends the declaration of a local disaster emergency for San Miguel County, Colorado, pursuant to C.R.S. 24-33.5-709(1), as may be amended.

**BE IT FURTHER RESOLVED**, the effect of this *second extended* declaration is to activate the response and recovery aspects of any and all applicable local and interjurisdictional disaster emergency plans and to authorize the furnishing of aid and assistance under such plans.

**BE IT FURTHER RESOLVED**, that such *second extended* activation will provide resources to support the delivery of credible, accurate, and reliable information to empower the public to slow the spread of the disease while living their lives with minimal disruption.

**BE IT FURTHER RESOLVED**, that the Section 5-1(10.1) of the San Miguel County Administrative Policy Manual, as adopted by Resolution #2014-26 on November 19, 2014, which references that emergency purchases when there is a threat to public health, welfare and safety are exempt from a competitive purchasing process continues to be in full force and effect.

**BE IT FURTHER RESOLVED**, that Emergency Meeting protocol as set forth in Resolution #2018-026 remains in full force and effect.

**BE IT FURTHER RESOLVED**, that the Planning Director is authorized to grant temporary use permits for modification of existing special use permits for essential businesses that would otherwise require one-step or two-step approval pursuant to Land Use Code Chapters 3 and 5. Development standards as set forth in Chapter 5 may be modified, provided the modification allows the minimum necessary relief and is not detrimental to the public good. Temporary use permits shall not authorize any activity that is not permitted under the Emergency Order. The applicant shall be required to explain within the application how the temporary use permit is necessary to conduct the essential business. The Board of County Commissioners shall be advised of all approved temporary use permits granted under this exception.

**BE IT FURTHER RESOLVED**, that San Miguel County encourages people to remain calm and to base their actions on credible sources of information.

**BE IT FURTHER RESOLVED**, that this *second extended* declaration shall be given prompt and general publicity and shall be filed promptly with the County Clerk and Recorder, and the Colorado Division of Homeland Security and Emergency Management (CDHSEM).

**BE IT FURTHER RESOLVED**, that this *second extended* declaration shall be valid until *June 1, 2020* at 5:00 PM MST unless further extended by the San Miguel County Board of County Commissioners.

DONE THIS 30th day of April 2020, at Telluride, San Miguel County, Colorado.

BOARD OF COUNTY COMMISSIONERS  
SAN MIGUEL COUNTY, COLORADO

By: Hilary Cooper  
Hilary Cooper, Chair

ATTEST:

Hilary Cooper  
Kris Holstrom  
Lance Waring

Aye    Nay    Abstain  
Aye    Nay    Abstain  
Aye    Nay    Abstain

Absent  
Absent  
Absent

Carmen Warfield  
Carmen Warfield, Chief Deputy Clerk to the Board

