

**SAN MIGUEL COUNTY BOARD OF COUNTY COMMISSIONERS
MINUTES
WEDNESDAY, NOVEMBER 6, 2024
333 WEST COLORADO AVE 2ND FLOOR, TELLURIDE , CO 81435**

1. 9:30 am Call to Order

(Any of the stated items in this agenda may involve an Executive Session C.R.S. 24-6-402(4))

2. Roll Call

Present:

Commissioner Lance Waring, Chair
Commissioner Kris Holstrom, Vice Chair
Commissioner Anne Brown

Staff Present:

Mike Bordogna, County Manager
Jarrod Biggs, County Assistant Manager
Nancy Willis, Paralegal
Carmen Warfield, Chief Deputy Clerk

3. Moment of Silence

4. Review of Agenda

5. Public Comment for Items Not on the Agenda

Please limit comments to 3 minutes. If comments are not related to an item on the agenda, there will be no Board response or action taken since the topic was not posted with proper notice and any comment could potentially violate the Colorado Open Meetings Law.

6. Consent Agenda

- a. Notification of the arbitration decisions for Property Tax appeals ARB2024-1 Kaptur & ARB2024-2 Hein_Solomon.
- b. Ratification of the Chair's signature as the San Miguel County Board of Health agreement with Telluride Hospital District d/b/a Telluride Medical Center for San Miguel County Medical Officer Services from January 1, 2025, through December 31, 2025.
- c. Approval of the 2025 Ouray County and San Miguel County Intergovernmental Agreement (IGA) for Noxious Weed Program Management.
- d. Approval of the Chair's signature as the Board of Commissioners and as San Miguel County Housing Authority on Amended and Restated Deed Restriction and Covenant

with Frederick T. Paulsen and Isabella L. Poulos, San Bernardo Subdivision - Low-Intensity Industrial, Lot C, Affordable Housing Apartment.

- e. Approval of the Chair's signature as the Board of Commissioners and as San Miguel County Housing Authority on Amended and Restated Deed Restriction and Covenant with Wolfgang Murber and Cassie Williamson, Lot 314-3, Elk Meadows, Lawson Hill PUD.
- f. Approval of the reappointment of Makayla Gordon to the San Miguel Basin Fair Board.
- g. Approval of the Chair's signature as the San Miguel County Housing Authority on an Affidavit of Scrivener's Error on the Multi-Family Housing Covenant and the Schedule of Violations and Fine.
- h. Acceptance of the July, August and September 2024 Road Reports.
Motion by Anne Brown to approve the consent agenda as presented. **Seconded** by Kris Holstrom. **PASSED 3-0.**

7. Administrative Matters

- a. 9:35 am Consideration by the Board of the Assessor's recommendation to deny Petition of Abatement or Refund of Taxes 461 S Pine Street Mountain Project LLC, ABMT2024-41/MOTION
Presented by: Amber Dunski, Deputy Assessor, Sarah Enders, County Assessor

Motion by Kris Holstrom to uphold the Assessor's recommendation to deny the petition for Abatement 2024-41. **Seconded** by Anne Brown. **PASSED 3-0.**
- b. 9:50 am Consideration of Resolution 2024-47 Regarding Defense and Indemnification of Sheriff Masters, Colby Wilkerson and Michael Donellon Pursuant to C.R.S. §24-10-101 et seq./MOTION
Presented by: Mike Bordogna, County Manager

MOTION by Anne Brown to approve the Chair's signature on Resolution 2024-47 as presented. **SECONDED** by Kris Holstrom. **PASSED 3-0.**
- c. 9:55 am Consideration of an exception request by the board for a reduced fee for an open burn permit for the Town of Mountain Village./MOTION
Presented by Chris Smith, Environmental Health Dept.

MOTION by Kris Holstrom to approve the request for a reduced fee for the Town of Mountain Village (TMV) burn permit for a \$100.00 administrative fee. In addition, if additional costs are accrued, this would be passed on to the Town of Mountain Village. **SECONDED** by Anne Brown. **PASSED 3-0.**
- d. 10:05 am Authorization of Chair's signature on Board of County Commissioners

resolution #2024-48 to approve compensation in 2024 and beyond for the County Planning Commission / MOTION

MOTION by Kris Holstrom to approve the chair's signature on Resolution 2024-49, as presented. **SECONDED** by Anne Brown. **PASSED 3-0.**

- e. Authorization of Chair's signature on Board of County Commissioners resolution #2024-49 to approve compensation in 2024 and beyond for the County Board of Adjustment / MOTION
MOTION by Kris Holstrom to approve the Chair's signature as presented.
SECONDED by Anne Brown. **PASSED 3-0.**

10. Manager Matters

Update and other, as needed
Mike Bordogna, County Manager

- c. Consideration of conducting a speed study in Placerville./MOTION
The survey of Placerville residents, including the surrounding area, will include gathering information on the importance of a speed study for the residents.

8. 10:15 a.m. Natural Resources and Climate Resilience

Update and other, as needed.
Starr Jamison, Director

- a. Review of the Intergovernmental Agreement with Colorado Avalanche Information Center (CAIC) for County Rd. D65, Ophir Road.
Presented by: Mike Bordogna, County Manager; Ethan Green, CAIC; Starr Jamison, Director Ryan Righetti, Director of Road and Bridge; Tom Hannah, Road and Bridge Supervisor; John Wontrobski, Ophir Manager
- a. Consideration of a request for a portion of the remaining down payment assistance funds from Telluride Foundation from the San Miguel Regional Housing Authority loan funds contributed by San Miguel County, the Town of Telluride, and the Town of Mountain Village. /MOTION
10.a. Presented by: Elaine Demas, Telluride Foundation; Mike Bordogna, County Manager

Board Consensus to prepare a resolution to use the access default fund to enable the distribution of funds for a down payment assistance fund.

- b. Follow-up on the action items discussed at the Placerville Work Session.
Presented by: Mike Bordogna, County Manager
Update and other, as needed.
 - 1. A request will be going out to the Town of Telluride for a water tap fee waiver for the Mill Creek Park.
 - 2. Greg Polio and Mike Pierce, Parks and Open Space, spread gravel in the back of the West Wing building and on the sidewalk next to the building before winter. It is

much appreciated.

There was a review with CDOT in Placerville regarding the drainage issues. The additional follow-up items will be ranked through a survey sent to Down Valley and Placerville residents.

11:03 a.m. Recessed.

11:09 a.m. Reconvened.

- d. Consideration of 2025 Personnel Budget Requests
Presented by: Jarrod Biggs, Assistant County Manager; Mike Bordogna, County Manager; Dan Covault, Undersheriff

Note: Any changes will be made to future budget documents.

9. 10:50 am Affordable Housing Updates

Presented by: Jarrod Biggs, Assistant County Manager

Update on the survey with the San Miguel County Housing Authority. The County was awarded a Local Capacity grant (Prop 123), which will assist with hiring someone to take the lead on developing affordable housing. The access road to the Illium Sheriff property has been completed.

12. Lunch

11:58 a.m. Recessed.

12:30 a.m. Reconvened.

- a. 12:30 p.m. Recognition of Chris Smith, Environmental Specialist.
Presented by: Grace Franklin, Public Health Director
Thank you, Chris Smith. You will be missed.

13. Manager Matters - Continued.

- a. 12:30 p.m. Discussion regarding appointing an interim CSU Extension Director and consideration by the board regarding the County CSU Extension Director position and 4-H Coordinator position becoming one position, CSU Extension County Director and 4-H Youth Development Specialist, along with budget considerations to fund the position between CSU, West Montrose County and SMC/MOTION
Presented by: Mike Bordogna, County Manager; Darrin Parmenter, CSU Extension's Western Regional Director

MOTION by Kris Holstrom to allow our current 4-H employee position to return under Colorado State University Extension oversight. **Seconded** by Anne Brown. **PASSED 3-0.**

Note: During recruitment for the San Miguel Basin Extension Office director position, an interim director, Gus Westerman, Extension Director of Dolores County, will fill

the position.

11. Commissioner Updates

Anne Brown - Update on Outside Meetings.

Kris Holstrom - Update on Outside Meetings.

Lance Waring - Update on Outside Meetings.

Anne Brown - Coffee with a Commissioner; 1st Board of Health Advisory Meeting, Telluride foundation strategy session, Telluride Medical Center consultant report, Gondola Leadership committee, Focus group, Off the record, Lunch with Sue Hansen, Montrose County Commissioner

Kris Holstrom - Gondola Meeting

Lance Waring - EcoAction Partner, West Region Wildfire Update - Community Wildfire Protection Plan, San Miguel Regional Housing Authority meeting

16. Attorney Matters

(Any of these items may involve an Executive Session C.R.S. 24-6-402(4))

- a. Potential Executive Session for legal advice and direction regarding 2023CV30026 CRS 24-6-402(4)(b) & (e)

MOTION by Anne Brown to go into Executive Session to receive legal advice and direction, citation (4)(b). **SECONDED** by Kris Holstrom. **PASSED 3-0.**

Presented by: Lane Thomasson, Interim County Attorney

12:55 p.m. Recessed.

1:08 p.m. Reconvened.

Motion by Anne Brown to go into Executive Session to receive legal advice and direction, citation (4)(b). **Seconded** by Kris Holstrom. **PASSED 3-0.**

15. 1:20 pm County Housing Matters

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

- a. Consideration of Requests from Andrew and Alicia Dines for Exceptions to the Rural Homes: For Sale, For Locals Affordable Housing Regulations and Guidelines 5.2.4 Continuing Residency Standard and 5.2.5 Continuing Property Ownership Standard./MOTION

1:08 p.m. Recessed.

1:16 p.m. Reconvened.

Presented by: Courtney McEleney, Director of SMRHA; Andrew Dines, Owner; Lane Thomasson, Attorney representing the County

Motion by Anne Brown to approve the request by owners Andrew and Alicia Dines to the Rural homes for sale for Locals, affordable housing regulations and guidelines.

Section 5, 2.4, continuing the Residency standard; and 5.2.5 continuing property Ownership standard and 3.2 rental regulations based upon the following findings: Granting the Exception meets the general RH Policy Goals;

Granting the exception meets one or more review standards as stated in guidelines 11.1.3.2.

This is based on the SMRHA Staff's recommended consideration of the following conditions:

1. Applicants shall enter into an Exception Agreement within 60 days of this hearing date;
2. The exception shall expire on November 5, 2025;
3. Applicants shall be required to rent the entire Unit to a Qualified Household during the duration of the approved Exception Request period;
4. Applicants shall meet all General Provisions for Rentals outlined in Guideline 7.31.1-7.3.11 and
5. Applicants shall make good faith efforts to market the Pinion Park Home and must submit a quarterly real estate sales effort report, provided quarterly to the San Miguel Regional Housing Authority, beginning February 6, 2025.
6. The rental lease shall be month to month.

Seconded by Kris Holstrom. **PASSED 3-0.**

Note: Anne Brown left the meeting at 1:40 p.m.

14. Parks and Open Space Matters

- a. 12:45 p.m. Update on the Summer 2024 Summer Recreation Ranger and Alpine Ranger Program.
Presented by: Janet Kask, Parks and Open Space director; Krys Smith, USFS; Eric Sumner, USFS; Cricket Olin, USFS

17. Adjournment

MOTION by Kris Holstrom to adjourn the meeting. **SECONDED** by Lance Waring. **PASSED 2-0.**

2:35 p.m. Adjourned.

Respectfully submitted,

Approved _____
BOARD OF COUNTY COMMISSIONERS

ATTEST:
