

**SAN MIGUEL COUNTY BOARD OF COUNTY COMMISSIONERS
MINUTES
WEDNESDAY, FEBRUARY 26, 2025
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 Anne Brown
Commissioner Lance Waring
Commissioner Galena Gleason

Staff Present:

Mike Bordogna, County Manager
Jarrod Biggs, County Assistant Manager
Maura Fahey, Attorney
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.

John Pandolfo, Telluride School District

This discussion will be placed on the next agenda for further discussion.

6. Administrative Matters

- a. Discussion with the Telluride Institute about their scientific campus idea.

Presented by: Pam Lifton Zoline, John Lifton Zoline, Tucker Szymkowicz; Evan Iverson, Telluride Institute; Laurie Lundquist, County resident; Tim Erdman, County resident; Chris Medary, County resident

- b. Update on the 2024 Building and Energy Code adoption process.

Presented by: Matt Gonzales, Building Official

Public Who Addressed the Board:
John Ross, County resident

11:30 a.m. Recessed.

11:35 a.m. Reconvened.

- c. ****Continued to a future meeting -----Consideration of a request for a Memorandum of Understanding (MOU) for financial support for the youth hangout (Town of Telluride).**

Manager Matters Item 9.a.

- a. Consideration of an increase in hours for the Administrative position in the Road and Bridge Department./MOTION

Presented by: Jarrod Biggs, Deputy County Manager; Ryan Righetti, Road and Bridge Superintendent

Motion by Lance Waring to approve the increased hours for the Administrative position as presented. **Seconded** by Galena Gleason. **PASSED 3-0.**

- d. Consideration of the second supplement and amendment to the Intergovernmental Agreement for cost-sharing of the planning and gondola project development phase of the Gondola Project./MOTION

Presented by: Mike Bordogna, County Manager

Motion by Lance Waring to approve the Chair's signature as Anne Brown on an Intergovernmental Agreement for the Gondola project as presented. **Seconded** by Galena Gleason. **PASSED 3-0.**

9. Manager Matters

Update and other, as needed

Mike Bordogna, County Manager

Presented by: Mike Bordogna, County Manager

Update, and other, as needed.

1. Update with the Colorado Department of Transportation (CDOT) on the signage and other improvements in Placerville.
2. Update on the Sheriff's retirement and posting the job until the end of March with interviews scheduled in April.

8. Lunch

- a. Meet with Representative Jeff Hurd via Zoom.

The Board met with Representative Jeff Hurd.

Lunch

12:43 p.m. Recessed.

1:17 p.m. Reconvened.

7. Attorney Matters

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

- a. Executive Session: Continued discussion on the San Miguel County Housing Authority legal review and interpretation, citation (4)(b) advisement from an Attorney./MOTION

Presented by: Maura Fahey, County Attorney

Also present: Kaye Simonson, Planning Director, and Lane Thomasson, Legal Counsel.

Note: Anne Brown and Lance Waring stated they both own deed-restricted properties and noted they will be able to be objective, which will not affect any decision they make.

Motion by Galena Gleason to go into Executive Session to receive legal advice from an Attorney regarding the San Miguel Housing Authority, citation (4)(b). **Seconded** by Lance Waring. **Passed 3-0.**

1:22 p.m. Recessed.

2:54 p.m. Reconvened.

Motion by Lance Waring to come out of Executive Session, and only the one item stated was discussed.* **Seconded** by Galena Gleason. **Passed 3-0.**

10. Attorney Matters - Continued.

- b. Executive Session: Continued discussion of developing a position for negotiations on land adjacent to Ilium Valley and Hwy 145 intersection, citation (4)(b) advisement from an Attorney and (4)(e) negotiation strategies.

Presented by: Maura Fahey, County Attorney

Others in Attendance: Kaye Simonson, Planning Director; Ryan Righetti, Road and Bridge Department

Motion by Lance Waring to go into Executive Session to discuss a position for negotiations on land, citation (4)(b). **Seconded** by Galena Gleason. **Passed 3-0.**

2:56 p.m. Recessed.

3:49 p.m. Reconvened.

Motion by Galena Gleason to come out of Executive Session, only the one item stated was discussed.* **Seconded** by Lance Waring. **PASSED 3-0.**

- a. Update and Other, as needed.
- c. Executive Session to receive updates on the Paradox Bankruptcy matter, (4)(b) for advisement from an attorney.

Presented by: Maura Fahey, County Attorney

Motion by Lance Waring to go into Executive Session. **Seconded** by Anne Brown. **Passed 2-0.** [Galena Gleason is temporarily unavailable. She will be back momentarily to join the executive session.]

4:03 p.m. Recessed.

4:21 p.m. Reconvened.

Motion by Galena Gleason to come out of Executive Session. **Seconded** by Lance Waring.* **Passed 3-0.**

Note: The discussion was based on back taxes due from the Paradox Midstream and Paradox Upstream Oil and gas operations. These entities owe San Miguel County and other regional tax districts approximately a million dollars in back taxes. During bankruptcy proceedings, our former attorneys failed to pursue our interest, which we consider malpractice. The board has directed our attorney to retain outside counsel to send a demand letter to the former attorneys, requesting that they compensate us for our losses.

- d. Executive Session to receive legal advice on specific legal questions, (4)(b) and to instruct negotiators, (4)(e), regarding pending litigation in Masson v. BOCC et al.

Presented by: Maura Fahey, County Attorney

Motion by Lance Waring to go into Executive session regarding pending litigation in Masson v. BOCC et al., Citation (4)(b) (4)(e). **Seconded** by Galena Gleason. **Passed 3-0.**

4:24 p.m. Recessed.
4:39 p.m. Reconvened.

Motion by Galena Gleason to come out of Executive Session*. **Seconded** by Lance Waring. **Passed 3-0.**

Staff Direction was to not respond to the offer to settle.

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

11. Adjournment

Motion by Lance Waring to adjourn the meeting. **Seconded** by Galena Gleason. **Passed 3-0.**

4:46 p.m. Adjourned.

Respectfully submitted,

Approved: April 22, 2025
BOARD OF COUNTY COMMISSIONERS

Anno Brown

ATTEST:

Carmen Waring



**SAN MIGUEL COUNTY BOARD OF
COMMISSIONERS MEETING**
02/26/2025

Date of Meeting

Executive Session Minutes Attest

I, Maura Fahey, County Attorney, attest that the 02/26/2025 (Date of Meeting) Executive Session discussions of attorney-client matters were confined to a permissible executive session topic and constituted a privileged attorney-client communication that does not have written minutes.

Maura Fahey

Marua Fahey, County Attorney

I, Anne Brown Chair of the San Miguel County Board of Commissioners, attest that the 02/26/2025 (Date of Meeting) Executive Session discussions of attorney-client matters were confined to a permissible executive session topic and constituted a privileged attorney-client communication that does not have written minutes.

Anne Brown

Chair