

SAN MIGUEL COUNTY SAN MIGUEL COUNTY
BOARD OF COUNTY COMMISSIONERS
MINUTES

Wednesday, December 22, 2021

Held Zoom.us

1) Roll Call

Present:

Lance Waring, Chair

Kris Holstrom, Vice Chair

Absent:

Hilary Cooper, Commissioner

Staff Present:

Mike Bordogna, County Manager

Amy Markwell, County Attorney

Nancy Hrupcin, Legal Assistant

Carmen Warfield, Chief Deputy Clerk

2) 9:30 a.m. CALL TO ORDER.

3) REVIEW OF AGENDA

4) PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA.

5) CONSENT AGENDA

- 5.a) Approval of Chair's signature on the 2022 Alpine Rangers agreement of a shared cost of \$6,160 with the USDA Forest Service.

(ATTACHMENT - 20-CO-11020406-031_Mod2_San Miguel_AlpineRangers.pdf).

- 5.b) Ratification of Commissioner's signature on a letter to the State Land Board concerning the Wilson Mesa Parcel.

(ATTACHMENT - Letter to the State Land Board 12.16.21.pdf).

- 5.c) Approval of the Chair signature on a Letter of Agreement between the County and Region 10 for the use of broadband fibers subject to the County's fiber agreement with Clearnetworx.

(ATTACHMENT - Letter of Agreement - Region 10 Fiber Utilization.FINAL(R10 signed).pdf).

(ATTACHMENT - 20180717 FINAL Fiber IRU Telluride.pdf).

- 5.d) Authorization of the November 2021 Payroll and Vendor payments.

(ATTACHMENT - BOCC Consent Agenda-November.pdf).

(ATTACHMENT I)

MOTION by Kris Holstrom to approve the consent agenda as presented. **SECONDED** by Lance Waring. **PASSED 2-0.**

6) ADMINISTRATIVE MATTERS

- 6.a) Consideration to certify levies and revenue for all taxing entities for the year 2022./MOTION

(ATTACHMENT - Certification of Levies and Revenue.pdf).

Presented by: Ramona Rummel, Finance Director

MOTION by Kris Holstrom to approve. **SECONDED** by Lance Waring. **PASSED 2-0.**

- 6.d) Consideration of the Resolution 2021-48 adopting the 2022 Board of County Commissioner Open Meeting schedule./MOTION

(ATTACHMENT - Public Meeting Schedule Resolution.pdf).

MOTION by Kris Holstrom to approve the resolution adopting the 2022 Open Meeting Schedule with the addition of the work sessions may take public comment. **SECONDED** by Lance Waring. **PASSED 2-0.**

(ATTACHMENT II - Resolution 2021-48)

SAN MIGUEL COUNTY BOARD OF COMMISSIONERS

9) COMMISSIONER UPDATES:

Kris Holstrom - Telluride Airport Authority, Department of Agriculture - Check-in Meeting
Lance Waring - Gondola Sub-Committee meeting, EcoAction Partners

6.b) Consideration by the Board for Petition for Abatement or Refund of Taxes, #2021-51, Peaks Polar Star, LLC, c/o Joe Solomon, R1089200707, Unit PH-7, TY2019-2020./MOTION

(ATTACHMENT - Peaks Polar Star Abmnt Petition2021-51.pdf).

(ATTACHMENT - 340699 WD 3.28.2001 Peaks Polar Star PH-7.pdf).

(ATTACHMENT - 340700 WD 3.29.2001 Peaks Polar Star PH-23.pdf).

(ATTACHMENT - 277208 Condo Declaration 5.29.92 Doral Resort & Spa_Peaks.pdf).

(ATTACHMENT - 416901 1stAmdmnt Declaration Peaks_Doral Condominium 3.14.2022 HIGHLIGHTED.pdf).

(ATTACHMENT - OCA Memo to BOCC.12.21.21.pdf).

Presented by: Peggy Kanter, Assessor; Casey Norton, Appraiser; Joseph Solomon, Agent for Petitioner

MOTION by Kris Holstrom to continue this item to allow the taxpayer's agent to resubmit the amended petition for abatement to the Assessor. This is to allow clarity and consideration to be received by December 31, 2021. **SECONDED** by Lance Waring. **PASSED 2-0.**

(ATTACHMENT III)

10:09 a.m. Mike Bordogna joined the meeting.

6.c) Consideration to support the county's planning grant application for HB 1271 (San Miguel County Land Banking Acquisition Program)./MOTION

Presented by: Mike Bordogna, County Manager

MOTION by Kris Holstrom to approve the county's planning grant application for HB 1271 (San Miguel County Land Banking Acquisition Program) with the understanding that a 25% match will be required. **SECONDED** by Lance Waring. **PASSED 2-0.**

7) NATURAL RESOURCES AND SPECIAL PROJECTS

7.a) Update and other, as needed.

8) MANAGER MATTERS/Mike Bordogna

8.a) Update and other, as needed.

1. The Staff evaluations have been completed throughout the County departments.
2. The San Miguel Regional Housing Authority (SMRHA) Meeting - currently has the oversight of all three Town/County managers - Future meetings will add a Commissioner/Board member from each jurisdiction to be added to the board.
3. The Assistant County Manager position will continue interviews - there are 2 finalists.

10) ATTORNEY MATTERS

Presented by: Amy Markwell, County Attorney

1. There has been a request by Eagle County to sign on to an Amicus Brief concerning a request of a re-evaluation of property valuation during a non-reappraisal year.

MOTION by Kris Holstrom to approve the County Attorney to represent the County to join the Amicus Brief initiated by Weld County concerning the Assessor Matters. The board will be notified during a public meeting of any action by the Attorney. **SECONDED** by Lance Waring. **PASSED 2-0.**

11) Recess to discuss future agenda setting.
Lunch.

10:24 a.m. Recessed.
12:45 p.m. Reconvened.

12) PUBLIC HEALTH AND ENVIRONMENT

12.a) Update and other, as needed.

Presented by: Grace Franklin, Director of Public Health

SAN MIGUEL COUNTY BOARD OF COMMISSIONERS

Public Who Addressed the Board:
Nola Svoboda, County resident
Dr. Jeffrey Kocher, County resident
DeLanie Young, Mayor of Town of Telluride, County resident

12.b) Executive Session: Discussion with an Attorney on the Public Health Order, citation (4)(b).

MOTION by Kris Holstrom to go into executive session to discuss with an Attorney on the Public Health Order, citation (4)(b). **SECONDED** by Lance Waring. **PASSED 2-0.**

Attendees: Bill Masters, County Sheriff; Grace Franklin, Public Health Director

1:19 p.m. Recessed.
2:01 p.m. Reconvened.

MOTION by Kris Holstrom to come out of executive session. **SECONDED** by Lance Waring. **PASSED 2-0.**

NOTE: The County Attorney requested that item 12.b. not have written minutes as it constitutes a privileged attorney-client communication and a statement signed by the attorney and chair is attached. (ATTACHMENT IV)

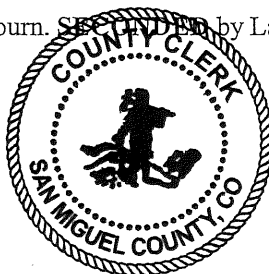
13) ADJOURNMENT

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

2:01 p.m. Adjourned.

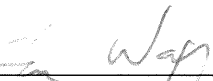
Respectfully submitted,


Carmen Warfield, Chief Deputy Clerk



Approved March 2, 2022

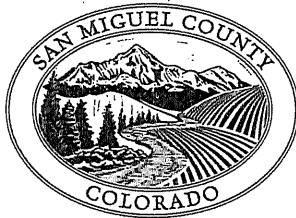
SAN MIGUEL COUNTY SAN MIGUEL COUNTY BOARD OF COUNTY COMMISSIONERS


Lance Waring, Chair

ATTEST:


Mike Bordogna, County Manager

These minutes summarize the final decision made by the Board at the referenced meeting. This meeting was also audio recorded and that recording is available for review. In the event there is confusion as to what the final decision of the Board is, the Board will rely on the audio tape to interpret the Board's intent. The audio tape shall act as an official record of these proceedings for any necessary purpose when, in the opinion of the Board, the minutes are in any way insufficient. An audio copy of the Board of County Commissioners' proceedings is available on the website at <https://www.sanmiguelcountyco.gov/661/Agendas-and-Minutes> or by contacting the Deputy Clerk to the Board.



ATTACHMENT I

FINANCE OFFICE

RAMONA RUMMEL, FINANCE DIRECTOR

December 17, 2021

To: Board of County Commissioners
Mike Bordogna, County Manager

Below please find a summary of payments issued during the month of November 2021. This presentation of claims is required per CRS 30-25-110.

Staff is recommending the approval of these payments via consent agenda on December 22, 2021.

Any questions, please let me know. Thank you.

Per 30-25-110 C.R. S. Claims presented to the board - when-how paid.

November 2021 Payments		
	PAYROLL	VENDOR PAYMENTS
101 - General Fund	\$490,203.17	\$371,054.11
102 - Road & Bridge Fund	\$74,521.17	\$134,758.28
103 - Social Services Fund	\$37,623.50	\$9,547.13
104 - Sales Tax Capital Fund		\$109,028.22
106 - Transit Fund		\$6,592.33
107 - Retirement Fund	\$15,155.58	
108- Parks and Open Space Fund	\$31,223.32	\$26,659.46
109 - Conservation Trust Fund		
110 - Lodging Tax Fund		\$437,142.91
111 - Vegetation Management Fund		\$863.92
112 - Early Childhood Education Fund		\$2,774.74
113 - Mental Health Fund		\$52,500.00
115 - Public Health & Environment Fund	\$24,927.65	\$24,265.73
116 - Energy Fund		
117 - COVID19 Fund	\$15,834.86	\$40,456.21
224 - Housing Authority		
226 - Solid Waste Disposal District		\$4,840.59
301 - Grant Fund		\$38,737.70
TOTALS	\$689,489.25	\$1,259,221.33

P.O. BOX 486 • Norwood, Colorado 81423 • (970) 327-4885 •
ramonar@sanmiguelcountyco.gov

**RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF SAN MIGUEL
COUNTY, COLORADO, ADOPTING THE 2022 BOARD OF COUNTY
COMMISSIONER OPEN MEETING SCHEDULE**

Resolution #2021 - 48

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 and incorporated herein by reference as Exhibit "A."

WHEREAS, the County BOCC considered these meeting dates, along with relevant evidence and testimony, as its special meeting on December 22, 2021.

NOW THEREFORE BE IT RESOLVED The County BOCC Open Meeting Schedule for 2022 (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 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 Manager. 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. Work Sessions
Work Sessions are generally held on Wednesdays. A work session 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 work session. A work session shall be held after at least twenty-four (24) hours' notice as posted at the designated posting place, recorded, and 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.sanmiguelcountycolorado.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.

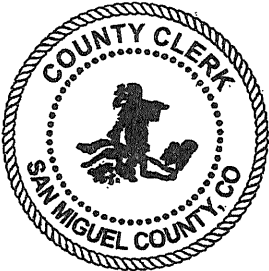
DONE AND APPROVED by the Board of Commissioners of San Miguel County, Colorado, at a duly noticed public meeting held in Telluride, Colorado, on December 22, 2021.

BOARD OF COUNTY COMMISSIONERS
SAN MIGUEL COUNTY, COLORADO

DocuSigned by:
Lance Waring
F8BF64194B38430
Lance Waring, Chair

ATTEST:

DocuSigned by:
Carmen Warfield
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Carmen L. Warfield, Chief Deputy Clerk to the Board



VOTE:

Hilary Cooper	Aye	Nay	Abstain	x Absent
Kris Holstrom	x Aye	Nay	Abstain	Absent
Lance Waring	x Aye	Nay	Abstain	Absent

Exhibit A

**SAN MIGUEL COUNTY, COLORADO
BOARD OF COUNTY COMMISSIONERS
2022 PUBLIC MEETING SCHEDULE**

COMMISSIONER/PUBLIC MEETINGS Commissioner meetings are held the first and third Wednesday of each month. They are held via zoom.us or if possible, in person at 333 West Colorado Avenue, Second Floor, Miramonte Building, Telluride – OR– 1110 Summit St, Sheriff Annex, 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.

Work Sessions: Commissioner Work sessions are scheduled the second and fourth Wednesday of each month. They 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 via zoom.us. Work sessions may take Public comment.

The Public is invited to attend via zoom at Join a Meeting, Zoom.us, Meeting, Zoom.us, Meeting ID #534.180.495, Password 014764, audio 1-301-715-8592 or 1-253-215-8782

NOTE: 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.

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. To be automatically notified, please sign up at www.sanmiguelcountyco.gov, sign up for alerts, and follow the prompts.

January
5th Telluride
12th Work Session
19th Telluride
26th Work Session

April
6th Telluride
13th Work Session
20th Telluride
27th Work Session

July
6th Norwood
13th Work Session
20th Telluride
27th Work Session

October
5th Telluride
12th Work Session
19th Telluride
26th Work Session

February
2nd Telluride
9th Work Session
16th Telluride
23rd Work Session

May
4th Telluride
11th Work Session
18th Norwood
25th Work Session

August
3rd Telluride
10th Work Session
17th Telluride
24th Work Session

November
2nd Telluride
9th Work Session
16th Telluride
23rd Work Session

March
2nd Telluride
9th Work Session
16th Telluride
23rd Work Session

June
1st Telluride
8th Work Session
15th Egnar - Late Afternoon Meeting
22nd Work Session

September
7th Telluride
14th Work Session
21st Telluride
28th Work Session

December
7th Telluride
14th Work Session
21st Telluride
28th Work Session



**OFFICE OF
SAN MIGUEL COUNTY
BOARD OF COMMISSIONERS
P. O. BOX 1170
TELLURIDE, COLORADO 81435
970-728-3844 OFFICE**

December 22, 2021

Peaks Polar Star LLC
160 E. 72nd St 7th Floor
New York, NY 10021

c/o Joe Solomon
PO Box 1748
Telluride, Co 81435
Email: jsolomon@montrose.net

RE: Account Number: R1089200707
Abatement Petition Number: #2021-51 Tax Years 2019-2020

Your petition for abatement was presented before the Board of County Commissioners on Wednesday, December 22, 2021. The BOCC have moved to table the issue to allow the taxpayer's agent to resubmit the amended petition for abatement for clarity and consideration by December 31, 2021.

Sincerely,

A handwritten signature in cursive script, appearing to read "Nancy Hrupcin".

Nancy Hrupcin, Legal Assistant, San Miguel County

nancyh@sanmiguelcountyco.gov

cc: Assessor
County Attorney
Board of County Commissioners – Chief Deputy Clerk, Carmen Warfield

SAN MIGUEL COUNTY BOARD OF COMMISSIONERS
MEETING

12/22/2021

Date of Meeting

Executive Session Minutes Attest

I, Amy Markwell, County Attorney attest that the 12/22/2021

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.

DocuSigned by:
Amy Markwell
13D969A155004D6...
Amy Markwell, County Attorney

I, Lance Waring, Chair of the San Miguel County Board of Commissioners attest that the 12/22/2021

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.

DocuSigned by:
Lance Waring
F9BF64194B30430...
Chair