

**SAN MIGUEL COUNTY BOARD OF COMMISSIONERS**  
**MINUTES**  
**TUESDAY, DECEMBER 9, 2008**  
**REGULAR MEETING**  
Second Floor, Miramonte Building  
Telluride, Colorado

Present: Chair Joan May  
Commissioner Elaine R.C. Fischer  
Commissioner Art Goodtimes

Staff Present: County Administrator Lynn Black  
County Attorney Steve Zwick  
Chief Deputy Clerk John Huebner

1. Call to order.  
2:05 p.m.
2. Review of Agenda.
3. CONSENT AGENDA:
  - a. Authorization of November 2008 Payroll and November 10 thru November 26, 2008 Vendor Payments. (ATTACHMENT I)
  - b. Acceptance of the November 2008 Road Report.
  - c. Approval of Chair's signature on a Rental Agreement with Affiliated Computer Services (ACS) for the computer systems in the Finance and Road & Bridge offices from 1/1/09 to 12/31/11. (moved to 4.g.1.)

**MOTION** by Fischer to approve as presented. **SECONDED** by Goodtimes.  
**PASSED 3-0.**

4. ADMINISTRATIVE MATTERS:
  - g. Other.
    1. Approval of Chair's signature on a Rental Agreement with Affiliated Computer Services (ACS) for the computer systems in the Finance and Road & Bridge offices from 1/1/09 to 12/31/11. (moved from 3.c.)

Present: Steve Zwick, County Attorney; Lynn Black, County Administrator

**MOTION** by Goodtimes to approve as presented [subject to approval of changes by County Attorney]. **SECONDED** by Fischer. **PASSED 3-0.**

5. ADMINISTRATOR'S REPORT:
  - a. Update from County Administrator.
    1. CCI survey of County project list for future Federal funding.

Present: Lynn Black, County Administrator; Linda Luther, County Open Space and Recreation Coordinator

2:15 p.m. Recessed.  
2:22 p.m. Reconvened.

4. ADMINISTRATIVE MATTERS: (Continued)
  - a. Discussion of bypass river flows in regard to Ames Project (FERC) Relicensing.

Present: Dave Schneck, County Environmental Health Director; John Almy, USFS Hydrologist; Dennis Murphy, BLM Hydrologist; Steve Zwick, County Attorney; Mike Rozycki, County Planner; Linda Luther, County Open Space and Recreation Coordinator; Leigh Sullivan, San Miguel Watershed Coalition; Eric Berg, County Sheriff's Office; Judy Schutza, USFS Norwood District Ranger

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**Board Consensus** to direct staff to draft comment in letter to the Federal Energy Regulatory Commission (FERC) in support of requiring bypass flows on San Miguel River as a condition to relicensing Ames Power Plant.

Note: Judy Schutza presented San Miguel County with 2007 "Chief's Land Exchange Award" for its support of land exchange with Airport.

- b. **3:00 p.m. PUBLIC HEARING:** Consideration of an application for a Tavern Liquor License by Telski Food & Beverage Services LLC, dba Alpino Vino, 12100 Camels Garden Road, See Forever Ski Run (Lift 14 & 15), 565 Mountain Village Blvd, Telluride, CO 81435.

3:16 p.m. Chair opened the Public Hearing.

Steve Zwick, County Attorney entered certain documents into the record.  
(ATTACHMENT II – List) (EXHIBIT A – Documents)

Those who addressed the Board:  
Elaine Giuliani, TSG Telluride Ski and Golf, LLC  
Steve Zwick, County Attorney

Others present: Daniel Zemke, Attorney for TSG Telluride Ski and Golf, LLC

3:19 p.m. Chair closed the Public Hearing.

**MOTION** by Fischer to approve as presented. **SECONDED** by Goodtimes.  
**PASSED 3-0.** (ATTACHMENT III – Written Findings)

- c. Consideration of resolution adopting revisions to the County's Prescriptive Energy Code and Green Building Standards.

(EXHIBIT B – Documents)

Present: Gary Hodges, County Building Official; Kim Wheels, The New Community Coalition; Ken Watt, Casey Smith & Co.; Jamie Schuler, Wind River Log Homes; Lynn Black, County Administrator

**MOTION** by Goodtimes to approve as amended [as follows: require all new houses built over 5,000 square feet (sf) to purchase 100% green power, County must follow up annually with San Miguel Power Assn. regarding how many SMPA customers stop purchasing green power, require all new commercial projects built over 10,000 sf to qualify for silver LEED designation (but to encourage a gold designation), require tempered air exchanger in ventilation system on all new houses built over 5,000 sf unless it is waived by a mechanical engineer, and in three years to review County green power purchase requirement.] **SECONDED** by Fischer. **PASSED 3-0.** (ATTACHMENT IV – Resolution #2008-44)

4:00 p.m. Recessed.

4:10 p.m. Reconvened.

- d. Discussion of updated MOU between Extension Office and San Miguel and West Montrose Counties, of CSU survey that went out earlier this year to all County Commissioners, and of upcoming Extension Office plans.

Present: Yvette Henson, County Extension Agent, Lynn Black, County Administrator

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**Board Consensus** to direct staff to amend MOU with Extension Office in Section 4. (e) by deleting following phrase "and shall terminate on December 31, 2002, unless otherwise extended by the parties", and to submit to CSU and Montrose County for approval.

- e. Update of Western Regional EMS and Trauma Advisory Council (WRETAC), and Discussion of new seatbelt/car safety seat program.

Present: Robyn Funk, WRETAC Grant writer; Allen Hughes, WRETAC Regional Coordinator; Emil Sante, Chief Paramedic Telluride Fire and Protection District; Lynn Black, County Administrator

**MOTION** by Fischer to approve [2009 funding] request [from WRETAC for its child car seat program in the amount of] \$2,500, and that within six months to give update regarding how much money has been spent to date on program in San Miguel County. **SECONDED** by Goodtimes. **PASSED 2-1.** (May Opposed: Stated that she supports program, but request was received out of grant cycle and had no supporting documentation.)

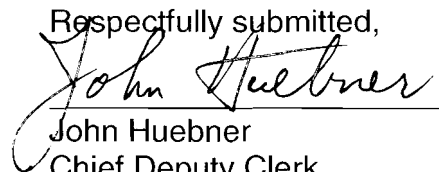
- f. Discussion of submitting comments to USFS regarding proposed study by Telski of avalanche forecasting and snow safety in Upper Bear Creek.

Present: Lynn Black, County Administrator; Judy Schutza, USFS Norwood District Ranger; Scott Spielman, USFS Recreation Manager and Snow Ranger for Telluride Ski Area; Mike Rozycki, County Planner; Eric Berg, County Sheriff's Office; Dave Riley, CEO TSG Telluride Ski and Golf; Linda Miller, County resident; Emil Sante, Chief Paramedic Telluride Fire and Protection District

**Board Consensus** to direct staff to draft comments letter to USFS regarding request by Telski to conduct snow study for 12/17/08 meeting.

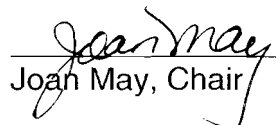
- 6. Adjournment.  
5:45 p.m.

Audio Tapes #1475A, #1475B, #1476A, #1476B, and #1477A.

Respectfully submitted,  
  
John Huebner  
Chief Deputy Clerk

APPROVED January 21, 2009.

SAN MIGUEL COUNTY BOARD OF COMMISSIONERS

  
Joan May, Chair

ATTEST:  
  
Lynn M. Black  
County Administrator

**EXHIBITS A AND B FILED IN CABINET DRAWER MARKED "EXHIBITS" OR STORED IN COUNTY CLERK'S OFFICE.**