

The Board of County Commissioners met in regular session on March 5, 2019. Those present for the session were John E. Peters, Chair; Ben Tisdell, Vice-Chair; Don Batchelder, Commissioner Member; Connie Hunt, County Administrator; Carol Viner, County Attorney; and Hannah Hollenbeck, Deputy Clerk of the Board.

- **Note – This meeting was recorded for reference purposes.**

A. 9:03 Call to the Public:

The "Call to the Public" agenda item is a time when the public may bring forth items of interest or concern. No formal action may be taken on these items during this time due to the open meeting law provision; however, they may be placed on a future posted agenda if action is required.

No items.

~~**B. 9:30 The Board of County Commissioners will convene as the Board of Adjustment to consider the following application: CANCELLED AT APPLICANT'S REQUEST.**~~

~~Application: Request for a Variance from Section 4.2 (Expansion of a legal non-conforming use)~~

~~Applicant: Lynn Emery Olin; Brad Switzer, Authorized Agent~~

~~Address: 19100 Hwy 550~~

B. 9:04 General Business:

1. Request for approval of warrants:

M/S/P – Motion was made by Commissioner Batchelder and seconded by Commissioner Tisdell to approve the warrants as presented. The motion carried unanimously.

2. Request for approval of the January 8, 2019 minutes – redlined:

M/S/P – Motion was made by Commissioner Batchelder and seconded by Commissioner Tisdell to approve the January 8, 2019 minutes as presented. The motion carried unanimously.

F. 9:05 Commissioner/Administrative Reports:

Commissioner Tisdell discussed the following:

- 1) **Gallagher Meetings** – Commissioner Tisdell provided an update. He said that there was currently no clear path forward for counties. He said that the legislature was not obligated to set a residential assessment rate below 7.2%.
- 2) **Other Updates** – Commissioner Tisdell provided updates from Region 10 and Club 20.

Commissioner Batchelder discussed the following:

- 1) **Colona Citizen-Initiated Code Amendment Work Session** – Commissioner Batchelder said that the work session may result in a citizen-initiated land use code amendment application and that the Board needed to be careful about how they addressed the topic. Viner said that there was no issue holding the work session.

C. 9:15 The Board of County Commissioners convened into Executive Session pursuant to C.R.S. 24-6-402(4)(b) and (e) for a conferences with the County Attorney for the purpose of receiving legal advice and for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and / or instructing negotiators concerning County Road 5 litigation:

M/S/P – Motion was made by Commissioner Tisdell and seconded by Commissioner Batchelder to convene into Executive Session pursuant to C.R.S. 24-6-402(4)(b) and (e) for conferences with the County Attorney for the purpose of receiving legal advice and for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategies for negotiations and / or instructing negotiators concerning County Road 5 litigation.

A roll call vote was taken on the motion with the following results:

Commissioner Peters voted in the affirmative.

Commissioner Tisdell voted in the affirmative.

Commissioner Batchelder voted in the affirmative.

There was no discussion. Motion passed unanimously.

9:17 The Board of County Commissioners convened into Executive Session:

10:09 The Board of County Commissioners exited Executive Session.

As County Attorney, it is my opinion that the discussion of the matter announced in the motion to go into executive session constitutes a privileged attorney-client communication.


John E. Peters, Chair


Carol Viner, County Attorney

Viner stated that the Board had just concluded the executive session; no decisions were made and the topic of conversation was as announced in the motion.

Commissioner Batchelder said that it appeared that it was in the County's best interest to resolve the issue of skiers on County Roads. He suggested that the Board authorize Commissioner Tisdel to move forward with local and regional state legislators to investigate making a simple change to C.R.S. 33-14-118. He further requested that the Board authorize staff to provide supporting documentation for that effort, if needed. The Board agreed to the direction.

D. 10:11 Alex Shelley, San Miguel Power Association (SMPA):

1. Presentation of "SmartHub" User Interface:

Alex Shelley, San Miguel Power Association, was present.

Shelley presented the SmartHub User interface.

10:37 The Board took a short break:

E. 10:43 Monty Guiles, Peyton-Savage, LLC (Owner's Representative, Courthouse Project):

1. Courthouse Restoration / New Construction Project Update:

Monty Guiles, Owner's Representative, and Will Clapsadl, County Facilities Manager, were present.

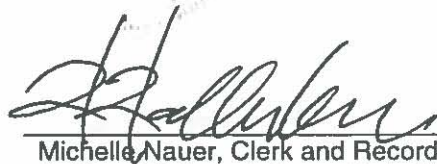
Guiles presented an update on the project. Updates included demolition of the Assessor's Annex, non-historical vault, and other interior demolition. Guiles said that the exterior wall of the Courthouse was slightly damaged during the non-historical vault demolition; the onsite masons would be working up a plan to address the damage.

Commissioner Tisdel said that some neighbors had inquired about the possibility to underground the power lines in the alleyway behind the Courthouse. Guiles said that it was not currently contemplated in the project scope and was not included in the guaranteed maximum price (GMP) amount. Hunt added that the Courthouse utilities tied into the power pole, but went underground from there. Clapsadl said that the power pole needed to remain.

The Board discussed alleyway access concerns and continued vigilance for value engineering savings.

11:03 The Board of County Commissioners adjourned the regular session.




Michelle Nauer, Clerk and Recorder
By: Hannah Hollenbeck, Deputy Clerk of the Board

BOARD OF COUNTY COMMISSIONERS
OF OURAY COUNTY, COLORADO


John E. Peters, Chair


Ben Tisdel, Vice-Chair


Don Batchelder, Commissioner Member