

Commissioner Albritton discussed the following:

- 1) **County Attorney Applications** She asked the other Commissioners to submit their selections for County Attorney candidates that they wanted to interview to Hunt or Peck.
- 2) **Ryan Request** She wanted to discuss a response to Joe Ryan who had requested a letter of support from Ouray County in support of his application with the Forest Service for a special use permit for changes to his hut operations. The Commissioners withdrew the request because the Forest Service had already denied his application because of specific requirements on their part that he could not comply with. Ryan replied that he still wanted the County's support to convince the Forest Service otherwise. She understood that the Forest Service's hands were tied as far as his application because he was utilizing a subcontractor to fulfill part of his application. The Forest Service did not allow for an applicant to subcontract out services. The Commissioners had historically supported Ryan and his operation and they still did. A discussion followed. Commissioner Padgett was in support of Ryan's concept of having pack trips on the Dallas Trail and would agree to a letter in support of that, but because this appeared to be a personnel issue due to the subcontractor, she did not want to get involved. Commissioner Fedel liked the idea of a support letter of the concept. Commissioner Albritton asked Hunt to respond to Ryan advising him that the Commissioners supported his efforts and appreciated his contributions to the community but they were not in a position of getting involved in telling the Forest Service which subcontractors were appropriate and which ones were not. The Commissioners supported his efforts as long as they complied with best management practices.

Linda Munson-Haley, Clerk of the Board, had nothing to discuss:

C. 11:57 General Business, continued:

2. Request for approval of the February 7, 2012 Minutes, continued:

M/S/P—Motion was made by Commissioner Fedel and seconded by Commissioner Padgett to approve the minutes for February 7, 2012 as amended. There was no discussion. Motion passed unanimously.

8. Request for adoption of Resolution 2012-006 to support immediate creation and implementation of a federal policy to allow Good Samaritans to improve water quality, continued:

M/S/P—Motion was made by Commissioner Fedel and seconded by Commissioner Padgett to adopt **Resolution 2012-006** to support the immediate creation and implementation of a federal policy to allow Good Samaritans to improve water quality as amended. There was no discussion. Motion passed unanimously.

H. 11:59 Executive Session pursuant to C.R.S. § 24-6-402(4)(b) for a conference with the County Attorney for the purpose of receiving legal advice concerning the matter of tires in the waterways:

M/S/P—Motion was made by Commissioner Padgett and seconded by Commissioner Fedel to enter into executive session pursuant to C.R.S. § 24-6-402(4)(b) for a conference with the County Attorney for the purpose of receiving legal advice concerning the matter of tires in the waterways.

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

Commissioner Albritton voted in the affirmative

Commissioner Fedel voted in the affirmative

Commissioner Padgett voted in the affirmative

There was no discussion. Motion passed unanimously.

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.

The Masters Law Firm, Interim County Attorneys

Heidi M. Albritton, Chair

Those present for the executive session were Interim County Attorney Kathryn Sellars; Commissioner Albritton; Commissioner Fedel; Commissioner Padgett; and Connie Hunt, County Administrator.

[Recording of this executive session was made by Kathryn Sellars who would retain the recording in her records.]

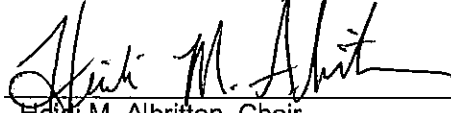
12:00 The Commissioners entered into an executive session:

12:24 The Commissioners reconvened into regular session:

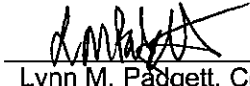
Commissioner Albritton stated for the record that the Commissioners did not make any decisions in the executive session but received legal advice regarding the entire tire debacle.

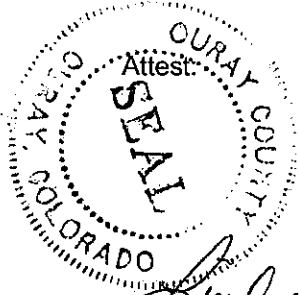
12:25 The Commissioners adjourned the regular session:

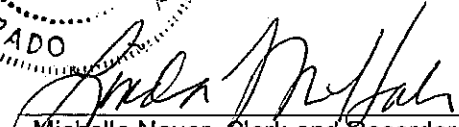
BOARD OF COUNTY COMMISSIONERS
OF OURAY COUNTY, COLORADO


Heidi M. Albritton, Chair


F. Mike Fedel, Vice-Chair


Lynn M. Padgett, Commissioner




Michelle Nauer, Clerk and Recorder
By: Linda Munson-Haley, Deputy Clerk of the Board