

**Moffat County Board of County Commissioners
221 W Victory Way Suite 130 Craig, CO 81625**

January 12, 2016

In attendance, Chuck Grobe, Chairman; Frank Moe, Vice Chair; John Kinkaid, Board Member; Lila Herod, Moffat County Clerk & Recorder; Roy Tipton; Neil Folks, Ray Beck; Jeff Comstock; Brent Curtice; Rebecca Tyree; Drew Kramer; Roger Richmond

**Call to Order
Pledge/Opening Prayer
Consent Agenda**

Kinkaid made a motion to approve the consent agenda consisting of:

- a) Approved the minutes from January 5, 2016.
- b) Approved Resolutions 2016-05 and 2016-06 payment of payroll warrants for the payroll ending January 1, 2015 in the amounts of \$205,778.64 and \$213,404.12.
- c) Approved Resolutions 2016-08 and 2016-09 transfer of payment of warrants for the month of January 2016 in the amount of \$166,812.36 and \$842,953.65.
- d) Approved Resolution 2016-04 Appointment of members to the Northwest Area Workforce Development Board.
- e) Approved the MOU between Moffat County and the Moffat County Department of Social Services for legal services.
- f) Approved the change of contract with the Colorado Department of Public Health and Environment for permits, certifications and authorizations for Moffat County Sand and Gravel Pits.
- g) Approved the monthly and semi-annual Treasurer's reports.

Moe seconded the motion. Motion carried 3-0. See attached.

General Discussion

General discussion was held among the Board:

- ✓ Grobe gave an update from the Land Use Board meeting. Colt Mortenson was introduced as the acting manager of the Little Snake BLM. There was discussion regarding the BLM travel management plan. The public comment period has been extended.
- ✓ Moe and Kinkaid discussed the damage on the County Road 1 near Slater.
- ✓ Kinkaid will be attending AGNC on Friday.

Chris McCourt; Noelle Leavitt Riley; Tom Gray; Lloyd Powers; Loren Forbes; Bill Mack; Melody Villard; Jerry Hoberg present.

Planning & Zoning- Jerry Hoberg

Hoberg reviewed an application for exemption from subdivision regulations for Tom and Brenda Gray. This was originally a 228 acre parcel and 5.855 acres will be exempted. The Planning Commission has approved the application.

Moe made motion to approve E-16-01 Exemption from Subdivision Regulations for Tom and Brenda Gray. Kinkaid seconded the motion. Motion carried 3-0. See attached.

Hoberg reviewed an application for exemption from subdivision regulations for Stephen and Sharon Andrew. This was originally a 40 acre parcel and 5 acres will be exempted. The Planning Commission has approved this application.

Kinkaid made a motion to approve E-16-02 exemption from subdivision regulations for Stephen and Sharon Andrew. Moe seconded the motion. Motion carried 3-0. See attached.

Hoberg reviewed an exemption from subdivision regulations for Wagon Wheel Ranch. This was originally a 994 acre parcel and 12 acres will be exempted. The Planning Commission has approved the application.

Loren Forbes (adjacent land owner) questioned the reason for the exemption. Hoberg indicated the purpose for the exemption is generally to sell the property.

Renee Campbell and Randy Looper present.

Kinkaid made a motion to approve E-16-03 exemption from subdivision regulations for Wagon Wheel Ranch LLC. Moe seconded the motion. Motion carried 3-0. See attached.

Terry Carwile, Dave Griffith, Patrick Kelly, Chris Oxley and Don Jones present.

Road & Bridge- Bill Mack

Mack gave the monthly report from the Road Department.

Completed projects:

- ✓ Repair cattleguards
- ✓ Repairs signs
- ✓ Cut snow pack
- ✓ Gravel County Roads
- ✓ Install signs

Projects in progress:

- ✓ Plowing snow
- ✓ Gravel County Road 21
- ✓ Strip Refuge Pit

- ✓ Crushing at Sunbeam Pit

Pending projects:

- ✓ Crush Refuge Pit

General and Landfill:

- ✓ Blow snow at Airport and Hwy 394
- ✓ Haul snow from Courthouse
- ✓ Clean up of old Fairgrounds Shop
- ✓ Snow plowing request on CR 74
- ✓ Long range planning of Landfill
- ✓ Engineer building new cells

Mack gave an update on the road damage in Slater Canyon. There is an eight foot heave in the road and is located next to a gravel pit. Mack stated this is very unusual and recommends a geologist be called to inspect the road.

Chuck Cobb present.

Tri State Generation & Transmission- Drew Kramer

Mr. Kramer gave an update on permitting process for the ColoWyo Collom Creek project.

The Collom Area Development Project will be conducted on approximately 2,700 acres of ColoWyo owned land, which includes some state and federal land.

This development is a continuation of operations planned under the leases obtained in 2007. When the BLM granted these leases to ColoWyo, three phases were included- West, South Taylor and Collom areas. To date, the West pit has been completely mined and is being reclaimed. The South Taylor area is nearing completion and the Collom area has been planned as the next phase of ColoWyo's development.

The Collom Development project is needed to provide a long-term source of clean, reliable, low cost fuel for the Craig Generation Station. If the permit is approved the project will allow ColoWyo to continue to provide 220 + jobs, \$200 + million impact to the regional economy and an estimated \$12 million in local, state and federal tax revenues. If continued operations are not allowed, the impact on the local economy will be devastating.

In 2013 ColoWyo obtained approval to mine the proposed are from the Colorado Division of Reclamation and Mine Safety. Since then ColoWyo has been working with the Federal Office of Surface Mining Reclamation and Enforcement to complete the new environmental assessment for federal permit approval. ColoWyo believes the new EA will result in a finding of "no significant environmental impact".

Community meetings will be held in Craig on January 27th at the Moffat County High School 5:30 to 7:30 and also in Meeker on February 5th. The public is encouraged to attend and lend their support.

Information can be found and comments submitted at www.supportnorthwestcolorado.com.

Kramer requested formal support from the Moffat County Commissioners, asking them to send this message to neighboring counties, jurisdictions, businesses and agencies. Business logos are being downloaded on the Support Northwest Colorado website.

John Ponikvar, Cindy Looper, Carol Haskins and Melissa Bonaker present.

CMEDP- Audrey Danner

Danner gave an update from Craig Moffat Economic Development Partnership.

2016 Goals:

1. Support business community- developing business survey
2. Broadband planning
3. Grow Business Success Center
4. Tourism and outdoor recreation
5. Moffat County ACTS-combined efforts of EDP, Chamber and Tourism sharing resources, staff and time

Danner indicated she received a letter from the County that CMEDP will not be receiving funding this year. She questioned how local government can better support economic development.

Frank Hanel and Nolan Sharp present.

Chamber of Commerce- Don Jones & Christina Oxley

There was discussion regarding the County Chamber memberships.

Don Jones questioned why the Commissioners have decided to drop their Chamber of Commerce memberships.

Grobe indicated the conflict has to do with the support of local questions that are on ballot. The County is giving funding to the Chamber and if the Chamber takes support or opposition to a ballot question it becomes a violation of state statute.

Oxley reviewed the emails and subjects regarding the marijuana issue and the Local Marketing District. She disagrees that the Chamber has not asked for a public call to action and expressed that the marijuana issue was a paid advertisement.

Jones questioned how to repair the relationship between the Chamber and the County and indicated it is important to have the County's support.

Oxley stated the mission of the Chamber of Commerce is to take a stance on issues within the community and membership dollars help support this. Better communication between the Chamber and the County is a necessity.

Noelle Leavitt Riley questioned the impact on the County by not being a Chamber member and questioned if this will impact some of the activities that take place at the courthouse, like the Festival of Trees. Grobe stated this is true.

Office of Development Services- Roy Tipton

Tipton reviewed the bids for construction of the new Fairgrounds Shop. Bids were received from:

| | |
|--------------------------|--------------|
| Tyke Pierce Construction | \$323,961.00 |
| APH Construction | \$307,337.00 |

Kinkaid made a motion to award the bid for construction of the new Fairgrounds Shop to APH Construction in the amount of \$307,337.00. Moe seconded the motion. Motion carried 3-0. See attached.

Sheriff KC Hume present.

Frank Moe-Update

Commissioner Moe gave an update on Economic Development and the NACO Legislative Conference.

Moe has been invited to speak at the NACO Legislative Conference in Washington DC. He will discuss the Moffat County NACO team challenge and the efforts and mission to diversify our economy.

The US Economic Development Administration has awarded a grant to Moffat County to help implement strategy moving forward. Moe reiterated the importance of local government and agencies working together.

Moe suggested the City, County, MCEDP, MCTA and the Chamber meet with a facilitator to help focus on one mission and goal to meet the goal to diversity, strengthen and improve Moffat County's economy.

Noelle Leavitt Riley questioned how the decision to cut funding to MCEDP and the Chamber fits in with this mission. Moe stated this is why he believes it is so important for the City, County and Boards to meet with a facilitator.

The purpose of the EDA grant will be to target industries and business that will be a good fit for this community.

BOCC- Board Appointments & Local Marketing District

Moe made a motion to appoint John Pearson, Mike Flannery and Kevin Peck to the 14th Judicial District Community Corrections Board. Kinkaid seconded the motion. Motion carried 3-0. See attached.

Further discussion was held to discuss the Local Marketing District, specifically voting at the LMD meetings, hiring a facilitator, board leadership, and By Laws.

The goal is to appoint a Board, but in the interim the County, City of Craig and Town of Dinosaur will act as the Board and devise the By Laws and voting criteria.

Grobe indicated support of one vote per entity, which would allow Dinosaur to have more of a voice. There was further discussion regarding the voting criteria set in the original language of the operating statement and the intent to adopt that language.

Kinkaid made a motion to adopt the original language of the operating statement, which is the vote will be by the majority of the members at the meeting. Moe seconded the motion. Motion carried 2-1. Kinkaid-Yes. Moe-Yes. Grobe- No.

There was discussion whether to hire facilitator for the Local Marketing District.

Moe made a motion that a facilitator will not be hired for the Local Marketing District at this time. Kinkaid seconded the motion. Motion carried 3-0.

BOCC & County Attorney- Rebecca Tyree

Grobe made a motion to enter into executive session pursuant to CRS 24-6-402 (4)(b) to conference with the County Attorney for the purpose of receiving legal advice on specific legal question pertaining to Sage Grouse. Kinkaid seconded the motion. Motion carried 3-0.

Grobe adjourned the executive session at 12:01. Participants to the executive session were Chuck Grobe, Frank Moe, John Kinkaid and Rebecca Tyree. No minutes or formal action were taken during the executive session.

Grobe made a motion to join the Western Energy Alliance law suit challenging the Sage Grouse Land Use plan amendments. Moe seconded the motion. Motion carried 3-0.

Meeting Adjourned

Submitted by: Lila Herod, County Clerk and Recorder

Approved by: Charles T. Sobel

John A. Moe

John R. Kirkland

Approved on: January 19, 2016

Attest by: Amanda H. [Signature]

