

Moffat County Board of County Commissioners  
1198 W Victory Way Ste 104 Craig, CO 81625

February 27, 2024

**In attendance:** Tony Bohrer, Chair; Melody Villard, Vice-Chair; Donald Broom, Board Member; Erin Miller, Deputy Clerk & Recorder; Candace Miller; Rebecca Tyree; Angie Boss; Jeff Comstock; Chip McIntyre; Dan Miller; Bruce White; Mary Blakeman; Harry Blakeman; Nancy Merrill; Starlene Collins; Jim Howell; Tracy Winder; Carol Haskins; Dan Haskins; Chris Nichols; Isidro Quezada; Norm Culverwell; Kris Brannan

**Call to Order**  
**Pledge of Allegiance**

Commissioner Bohrer called the meeting to order at 8:30 am

Bohrer made a motion to approve the agenda as presented. Broom seconded the motion. Motion carried 3-0.

**Consent Agenda –**

Review & Sign the following documents: (see attached)

**Minutes:**

- a) February 27

**Resolutions:**

- b) 2024-25: Transfer of Intergovernment Funds for the month of February 2024
- c) 2024-26: Special Payroll
- d) 2024-27: Voided Warrants for the month of February
- e) 2024-28: Transfer of Payment of Warrants for the month of December 2023
- f) 2024-29: Accounts Payable
- g) 2024-31: P-Cards
- h) 2024-32: Payroll

**Contracts & Reports:**

- i) Airport Runway Paving contract w/Armstrong
- j) Hotline Memo of Understanding w/Prowers County
- k) HCPF Amendment #3 Incentives
- l) Memo of Understanding for Interpretation/Translation Services between Department of Public Health and Integrated Community
- m) Vital Records Policy
- n) Memo of Understanding between Board of County Commissioners & Department of Human Services
- o) Emergency Mutual Aid & Assistance Agreement for Local Colorado Public Health Agencies
- p) Contract to retain Economic Expert Witness for PUC Hearings
- q) Memo of Understanding between BCC & Craig City Council re: Legal Services for Participation in PUC Hearings

Bohrer made a motion to approve the consent agenda items A-Q. Villard seconded the motion. Bohrer explained the reasons behind item Q. Motion carried 3-0.

Please note that the Board may discuss any topic relevant to County business, whether or not the topic has been specifically noted on this agenda

## Public Comment/General Discussion:

**Isidro Quezada** came before the BCC to ask for support for enforcing rules (no glass containers and cleaning up after pets) at Loudy-Simpson Park for the soccer fields/leagues, and extra law enforcement patrols to help keep other, non-soccer related citizens from getting out of hand. Quezada also asked if possibly some signs could get put up pertaining to the rules for maintenance of the soccer fields.

### Board of County Commissioners

Appoint seat for:

- Area Council on Aging (see attached)

Becky Plummer submitted a letter of interest for the Area Council on Aging board. Villard commented that there is still one seat open on that board and it would be easier to get things done if they had a full board.

Villard moved to appoint Becky Plummer to the Area Council on Aging. Broom seconded the motion. Motion carried 3-0.

- Library Board of Trustees (see attached)

Cathy Lowther submitted a letter of interest for an open seat on the Library Board of Trustees.

Broom moved to appoint Cathy Lowther to the Library Board of Trustees. Villard seconded the motion. Motion carried 3-0.

### **Resolution 2024-34: Declaring Moffat County as a Non-Sanctuary County, Setting Priorities and Expectations in Response to Immigration Influx (see attached)**

Bohrer gave some background about an email that the BCC had received about sanctuary cities/counties. Moffat County does not have the abilities and/or resources to handle a big influx of immigrants bussed in by front range cities. This resolution is based on one that Mesa County did. Villard commented that, as the BCC is always trying to be fiscally responsible, they had to take a long, hard look at the current realities and put the word out that we are not open to additional influx here. The City/County of Denver is anticipating a \$108,000,000 budget shortfall due to this situation. Villard emphasized that we are not against people coming into the country legally or seeking asylum.

Broom moved to approve **Resolution 2024-34: Declaring Moffat County as a Non-Sanctuary County, Setting Priorities and Expectations in Response to Immigration Influx**. Villard seconded the motion. Motion carried 3-0.

- Adopt letter to the Mayor of Denver (Mike Johnston) regarding Moffat County 's Non-Sanctuary status (see attached)

This letter is an outreach to a fellow elected official to let them know the reasons behind our Non-Sanctuary status, and requesting that they not to send any of their "overflow" here.

Broom moved to approve sending a letter to the Mayor of Denver regarding Moffat County's Non-Sanctuary status. Villard seconded the motion. Motion carried 3-0.

**8:45 am**

**Public Hearing:**

**Sheriff's Office – Chip McIntyre & County Attorney – Rebecca Tyree (see attached)**

- **Ordinance 2024-0227: Dog Control Ordinance – Second (Final) Reading**
- **Resolution 2024-30: Providing for the Licensing and Control of Dogs in Moffat County, Colorado, and Repealing all Resolutions, or Portions Thereof, in Conflict Therewith**

Bohrer read the Public Hearing protocol and declared the Public Hearing open

McIntyre gave a brief recap on the purpose of this ordinance, which is to clean-up and to repeal any ordinances, amended ordinances, resolutions (or portions thereof) concerning the licensing and control of dogs in Moffat County. The first adopted ordinance concerning the licensing and restraint of dogs was adopted in 1978, and has been amended or added to many times over the years. This ordinance will allow us to repeal all of those and start over. Which will make it better for not only the citizens, but make it easier for the Sheriff's Office to enforce all things related to dogs in Moffat County.

Tyree added that the current ordinance and all the amendments conflict with each other and current Colorado statutes provide for some penalties through a resolution controlling dogs. This resolution would go into effect tomorrow after the ordinance takes all the old rules away.

There was no public comment either for or against.

Back in regular session, Villard moved to approve **Ordinance 2024-0227: Dog Control Ordinance – 2<sup>nd</sup> Reading**. Broom seconded the motion. Motion carried 3-0.

Broom moved to approve **Resolution 2024-30: Providing for the Licensing and Control of Dogs in Moffat County, Colorado, and Repealing all Resolutions, or Portions Thereof, in Conflict Therewith**. Villard seconded the motion. Motion carried 3-0.

**Staff Reports:**

**Road & Bridge Department – Dan Miller**

- **Bid Recommendation: Mag Chloride (see attached)**

Two bids for Mag Chloride this year:

|                             |               |
|-----------------------------|---------------|
| GMCO (Rifle)                | \$1.00/gallon |
| Desert Mtn. Corp. (Durango) | \$1.09/gallon |

The price has gone up considerably since last year, when it was .885/gallon. This price increase will create a shortfall of about 65,000 gallons from last year. Since the budget for this process never goes up, they will have to narrow the roads from 22' to 18' and have lowered the concentration. They will also have to cut CR 7 from the program to make up for the shortfall. Miller requested that the BCC award the Mag Chloride bid to GMCO for \$1.00/gallon.

Broom moved to approve the Mag Chloride bid from GMCO for \$1.00/gallon. Villard seconded the motion. Motion carried 3-0.

#### Road & Bridge Department – Bruce White

- Bid Recommendation: Belly Dump Trailers (see attached)

Six bids were received for 4) Belly Dump Trailers:

|   |            |              |
|---|------------|--------------|
| Wagner (Hayden)                         | Trail King | \$219,173.88 |
| Transwest (GJ)                          | Amorlite   | \$232,060.00 |
| Missouri Great Dane (Benton, MO)        | Great Dane | \$245,600.00 |
| Utility Trailer Sales of CO (Henderson) | Ranco      | \$268,960.00 |
| Transwest (GJ)                          | Trail King | \$284,493.20 |
| Western Truck& Trailer Sales (SLC)      | Ranco      | \$287,080.00 |

White recommended awarding the bid to Wagner Equipment for \$219,173.88, which is \$40,826.12 under the budgeted amount.

Broom moved to approve the bid recommendation for 4) Belly Dump Trailers from Wagner Equipment of Hayden for \$219,173.88. Villard seconded the motion. Motion carried 3-0.

#### County Attorney – Rebecca Tyree

- **Resolution 2024-33:** Resolution Authorizing Vice-Chair of Board of County Commissioners to Act on Behalf of said Board in Negotiations Related to the Tri-State Electric Resource Plan Hearings at the Public Utilities Commission, including Authorization to Sign Contracts Related to such Hearings (see attached)

Tyree explained that it simplifies the process to have just one commissioner to act on behalf of the BCC in the lead-up to the PUC Hearings. Vice-Chair, Melody Villard, has been highly involved in a lot of the side meetings, so is very informed. This resolution does limit the vice-chair to only sign off on up to \$25,000.

Broom moved to approve **Resolution 2024-33**. Villard seconded the motion. Motion carried 3-0.

#### Craig/Moffat County Airport – Candace Miller

- Airport Apron Seal Coating Project - Professional Services Award recommendation

Miller explained that there was ARPA funding available to complete an apron seal coating project at the Airport. This would be done in conjunction with the upcoming runway paving project, to minimize any Airport shut-down time.

Three bids were received:

|                                |          |
|--------------------------------|----------|
| CR Contracting, LLC            | \$72,968 |
| Hi-Lite Airfield Services, LLC | \$84,412 |
| Straight Stripe Painting, Inc  | \$85,408 |

Armstrong, the long-time consultant for the Airport, reviewed these bids and recommended going with CR Contracting.

Broom moved to approve the bid recommendation for the Airport Apron Seal Coating Project from CR Contracting for \$72,968. Villard seconded the motion. Motion carried. 3-0.

**Presentation(s):****Colorado Crane Conservation Coalition – Nancy Merrill**

- Proclamation for Greater Sandhill Crane Week (March 1-8) (see attached)

Nancy Merrill, president of the Colorado Crane Conservation Coalition, presented a proclamation for Greater Sandhill Crane Week (March 1-8), which she read. The Coalition sponsors a scholarship program and several contests in relation to this week.

Villard moved to proclaim March 1-8, 2024 Greater Sandhill Crane Week in Moffat County. Broom seconded the motion. Motion carried 3-0.

- **Kris Brannan & Norman Culverwell – Oaths of Office & the Constitution**

Culverwell spoke about his concerns with electronic voting machines, and wants the County to get rid of them. He also commented on remarks by the non-elected director of the CO Clerk's Association.

Brannan said they had done some Constitutional research and have decided that by not removing the electronic voting machines, the County is "violating their civil action to deprivation of their rights and conspiracy to interfere with the civil law of free voting and the action to neglect and prevent free voting".

Meeting adjourned at 9:17 am

The next scheduled BOCC meeting is Tuesday, March 12, 2024

Submitted by:

Erin Miller, Deputy Clerk and Recorder

Approved by: \_\_\_\_\_

*[Signature]*  
*Melody Villard*  
*[Signature]*

Approved on: \_\_\_\_\_

*March 12, 2024*

Attest by: \_\_\_\_\_

*Erin Miller*

