

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

October 24, 2023

**In attendance:** Tony Bohrer, Chair; Melody Villard, Vice-Chair; Donald Broom, Board Member; Erin Miller, Deputy Clerk & Recorder; Neil Binder; Barry Barnes; Tom Kleinschnitz; Rebecca Tyree; Rebecca Warren; Jesse Arthurs; Chip McIntyre; KC Hume; Todd Wheeler; Jeff Comstock; Lynn Haskins

**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. Villard seconded the motion. Motion carried 3-0.

**Consent Agenda –**

Review & Sign the following documents: (see attached)

**Minutes:**

- a) October 10; October 16 – Special meeting

**Resolutions:**

- b) 2023-107: Voided checks for the month of October
- c) 2023-108: 2024 LMD Strategic Plan & Budget
- d) 2023-109: Payment of Warrants
- e) 2023-110: Payroll
- f) 2023-111: Voided Warrants for the month of October
- g) 2023-112: P-Cards

**Contracts & Reports:**

- h) BOKF Certificates of Participation County Representative Certificate
- i) Department of Public Health Indirect Cost Negotiation agreement
- j) Department of Transportation Disadvantaged Business Enterprise Program renewal for the Airport
- k) Contract Amendment #1 – Public Safety Center RTU Replacement contract extension with Masterworks

Bohrer made a motion to approve the consent agenda items A-K. Broom seconded the motion. 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:**

No public comment or general discussion

**Board of County Commissioners:**

- Appointment to the Moffat County Fair Board

Five letters of interest for four open seats on the Fair Board were received from Tammy Villard, Chris Craig, Shelly Pinnt, Dario Georgiou; and Bryson Davis.

Broom moved to appoint Tammy Villard, Chris Craig, Shelly Pinnt, and Dario Georgiou to the Fair Board. Villard seconded the motion. Motion carried 3-0.

- Appointment to Moffat County Tourism Association Board

A letter of interest for an open alternate seat on the MCTA Board was received from John Ilko.

Broom moved to appoint John Ilko to the MCTA Board as an alternate. Villard seconded the motion. Motion carried 3-0.

**Natural Resources Department - Jeff Comstock**

- Water Augmentation Plan Court Filing (see attached)

Wilson Water Group has completed drafting Moffat County's Water Augmentation Plan and it's ready to go to Water Court. This process is expected to take close to a year; at the end, we hope to have an adjudicated plan. Comstock reminded everyone that this was an action that we had to take due to a bureaucratic move by the state and if we want to have any kind of growth and be able to drill wells, it's something we have to do.

Villard moved to approve signing the Water Augmentation Plan Court Filing and Verification. Broom seconded the motion. Motion carried 3-0.

- Memo of Understanding w/Upper Yampa River Conservancy District (see attached)

This is the final Memo of Understanding that Moffat County needs to sign with the local Conservancy Districts, that allows us to operate a Water Augmentation Plan within their boundaries.

Villard moved to approve the Memo of Understanding w/Upper Yampa River Conservancy District. Broom seconded the motion.

**Coroner's Office – Rebecca Warren & Jesse Arthurs**

- Moffat County Coroner Participation Agreement w/the CO Regional Health Information Organization for Health Information Exchange (see attached)

The Coroner's Office requested that the BCC sign the Participation Agreement with the CO Regional Health Information Organization for Health Information Exchange, which is a non-profit organization that holds all the electronic medical records. By law, coroners are responsible for determining the manner of death, and access to these medical records will make that job easier. It also assists with the organ donation process. Warren also reviewed the costs associated with the program.

Broom moved to approve the Moffat County Coroner Participation Agreement w/the CO Regional Health Information Organization for Health Information Exchange. Villard seconded the motion. Motion carried 3-0.

8:45 am

**Public Hearing:**

**Planning & Zoning – Candace Miller**

- Haskins Conditional Use Permit – C-23-04 (see attached)

**Proposed Use:** 5 Seasonal/Long-term Rental Cabins w/Bathhouse

**Location:** T7N, R95W – Section 32

34 Collom Street Maybell, CO

- Haskins Zone Variance Permit – V-23-01 (see attached)

**Proposed Variance:** 2 cabins on the east side of property are closer to lot line than required by 10' set back.

**Location:** Lots 13-18, Block 14; Maybell Townsite

- Haskins Application for Road/Alley Vacation – RV-23-03 (Resolution 2023-113) (see attached)

**Proposed Road/Alleys to Vacate:** Alley between Nottingham & Haskins Parcel

**Location:** Lots 13-18, Block 14; Maybell Townsite

Bohrer read the Public Hearing protocol.

Miller was out sick, so as Ex-Officio to the Planning & Zoning Board, Commissioner Villard gave the presentation for the public hearing. These items were presented to the Planning & Zoning Commission at their October 3 meeting and approved by a quorum of the board, with no concerns from any neighboring landowners.

Bohrer asked the required three times if anyone wanted to testify either for or against this request; there was none. The Public Hearing was closed.

Back in regular session, Broom made a motion to approve the Haskins Conditional Use Permit – C-23-04. Villard seconded the motion. Motion carried 3-0.

Broom made a motion to approve the Haskins Zone Variance Permit – V-23-01. Villard seconded the motion. Motion carried 3-0.

Broom made a motion to approve the Haskins Application for Road/Alley Vacation – RV-23-03. Villard seconded the motion. Motion carried 3-0.

**Sheriff's Office – Todd Wheeler & KC Hume**

- Fire Restriction Ordinance 2023-0822 – Second & Final Reading

Bohrer read the Public Hearing protocol.

This ordinance allows the sheriff to go in and out of fire restrictions, as needed, based on the criteria set forth by the NW CO Fire Group. This will eliminate the need to call special meetings to declare fire emergencies. This ordinance has been in the works for 15 years.

Bohrer asked the required three times if anyone wanted to testify either for or against this ordinance; there was none. The Public Hearing was closed.

Back in regular session, Villard moved to approve Fire Restriction Ordinance 2023-0822 – Second & Final Reading, as presented today. Broom seconded the motion. Motion carried 3-0.

Meeting adjourned at 9:00 am

The next scheduled BOCC meeting is Tuesday, November 14, 2023

Submitted by:

Erin Miller, Deputy Clerk and Recorder

Approved by: 

Melody Steward

Approved on: November 14, 2023

Attest by: Erin Miller

