

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

**May 9, 2017**

**In attendance**, Frank Moe, Chairman; Ray Beck, Vice Chair; Don Cook, Board Member; Amanda Tomlinson, Deputy Clerk; Neil Folks; Roy Tipton; Kirstie McPherson; Ken Wergin; Rebecca Tyree; Janell Oberlander

**Call to Order  
Pledge/Opening Prayer**

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

**Consent Agenda:**

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

- a) Approve minutes: May 2, 2017 & Intergovernmental agency meeting May 1, 2017
- b) Reciprocal Non-Disclosure Agreement with Kroger Prescription Plan and Deerwalk, Inc.
- c) Renewal of the Administrative Services Agreement(s) 2013-2016 with EBMS
- d) Amendment to 2013 Administrative Services Agreement with EBMS
- e) Release Deed of Trust for Shadow Mountain Clubhouse
- f) Estoppel Affidavit re: Shadow Mountain Clubhouse
- g) 5 County Core Services Mental Health contract with Diane Baird (2)

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

**Public Comments, General Discussion & BOCC Reports:**

Lauren Blair present.

General discussion was held among the Board:

- ✓ Beck reminded the audience of the Craig Cleanup May 20-21<sup>st</sup>. Beck attended the Cattlewoman's Ag Day at the Fairgrounds, as well as the National Day of Prayer. Will be attending Northwest Colorado Regional Transportation meeting in Steamboat, and the Leafy Spurge meeting at the Carpenter Ranch on Thursday. The last week of May the Center of Excellence will be in town, with information about new tech in firefighting. The Governor proclaimed May 8-13 National Economic Development week. Beck will attend Colorado Cooperative on Friday and Saturday in Grand Junction. He also mentioned that 1/11/17 was the start of the legislative session, and the end of the session is tomorrow, 5/10/17. There are a lot of bills on the table, but most will likely be dropped due to lack of time. Beck also wanted to give the seniors a shout out with a quote from their email, "Your present circumstances don't determine where you can go, they only determine where you start."

Jeff Comstock present.

- ✓ Cook mentioned that it has been a pleasure to be on the BOCC with Beck and Moe. He is also working on water issues at Loudy-Simpson, and trying to get the pond filled back up.
- ✓ Moe talked about the Craig Cleanup and emailing the employees of Moffat County to encourage them to get involved. The County is working with Young Life on a new landscaping plan for the Courthouse. Moe attended the Sombrero Horse Drive on Sunday. Next week, Mindy Curtis, Cook and Moe will attend a Priority Based Budgeting seminar. Moe is heading to Dinosaur this week or next to meet with Mayor, Richard Blakeley. He is going to the Mountain Connect Broadband Conference in Keystone, May 23 & 24, with Mike Foreman and Michelle Balleck to determine the next steps for regional Broadband.

Dan Davidson present.

- ✓ Cook made a motion to appoint Bill Johnston to the Craig/Moffat County Airport Advisory Board. Beck seconded the motion. Motion carried 3-0.
- ✓ Beck made a motion to proclaim the Month of May as Higher Education Month. Cook seconded the motion. Motion carried 3-0. See attached.
- ✓ Oberlander discussed the things that CNCC is looking forward to in the future (Aviation, housing, athletic programs, etc.). She also thanked the commissioners for their support with this proclamation.
- ✓ Tipton mentioned that the City and the County received a grant from AGNC for \$10,000 to update the sign at the Fairgrounds. It will now be a full color digital sign, and should be up sometime this summer.
- ✓ Folks talked about the Fuller House Bike Tour being here June 24<sup>th</sup>.
- ✓ Wergin commented about the Sombrero Horse Drive, which he attended.

Ed Counts present.

## **Staff Reports:**

### **Museum of Northwest Colorado – Dan Davidson & Jeff Comstock**

Davidson presented an Amendment and Ratification of Oil & Gas Lease with Three Crown Petroleum. Comstock commented that the current lease expires in six days, and then the new lease will take up from there and reenrolls the County in the federal exploratory unit.

Kevin Harvey, T.J. Harvey, Jerry Hoberg, and Nolan Sharpe present.

Cook made a motion to approve the Amendment Ratification of Oil & Gas Lease with Three Crown Petroleum, dated May 15, 2017. Beck seconded the motion. Motion carried 3-0. See attached.

### **Planning & Zoning- Jerry Hoberg**

Hoberg discussed the Final Plat for Harvey Minor Subdivision S-17-02. Hoberg did not hear any complaints against. This plat did pass the planning commission in the preliminary phase, as well as the BOCC. This is the final reading.

Beck made a motion to approve the second reading of the Harvey Minor Subdivision Plat, final S-17-02. Beck seconded. Motion carried 3-0. See attached.

Penny Lewis & Roger Simones present.

Hoberg discussed the Northwest Ready Mix Re-subdivision – Sketch/Prelim S-17-03. The property is zoned as Heavy Industrial with four lots. The owners would like to reconfigure this property into a small 2 acre parcel and a second, larger lot, rather than four lots.

Cook made a motion to approve the re-subdivision of Northwest Ready Mix, first reading. Beck seconded the motion. Motion carried 3-0.

### **Weed & Pest Management – Jessica Counts**

Counts requested that the bid process for Aerial & Horseback spraying services be waived. Cook commented that this is a very specialized service, and there are not many people that do it.

Beck made the motion to waive the bid process for Aerial & Horseback spraying services. Cook seconded the motion. Motion carried 3-0.

### **Natural Resources Department – Jeff Comstock & County Attorney – Rebecca Tyree**

- ✓ Tyree said that Moffat was contacted by Garfield to enter into an Intergovernmental Agreement with Rio Blanco, Jackson, Moffat, and Garfield counties. Garfield will take care of most of the expenses, and Moffat County will be responsible for \$5,000 of the legal expenses required to file litigation against the BLM on Sage Grouse. This issue dates back to 2012 when the Sage Grouse Environmental Impact Statement was written by the BLM. Comstock noted that the local and regional offices have been very cooperative. The National office has not been working with its cooperating agencies, and Comstock stated that these four counties have exhausted all of their administrative options.
- ✓ Presented Resolution 2017-70 authorizing Moffat County to enter into IGA between Moffat, Garfield, Jackson, and Rio Blanco counties for payment of litigation expenses incurred in the challenge of Northwest Colorado Land Use Plan amendments concerning greater sage grouse and to sign an engagement letter and fee agreement with Holsinger Law, LLC for the initiation of said litigation. See attached.
- ✓ Engagement Letter and Fee Agreement between Garfield, Jackson, Moffat and Rio Blanco counties and Holsinger Law, LLC regarding litigation of the BLM's Northwest Colorado Land Use Plan Amendments for Greater Sage Grouse. See attached

- ✓ Intergovernmental Agreement between Garfield, Rio Blanco, Moffat, and Jackson counties for Payment of Litigation Expenses Incurred in Challenge of the BLM's Northwest Colorado Land Use Plan Amendments regarding Greater Sage Grouse. See attached.

Cook made a motion to approve Resolution 2017-70 and the Intergovernmental Agreement with Rio Blanco, Jackson, Garfield, and Moffat Counties. Beck seconded the motion. Motion carried 3-0. See attached

**Adjournment:**

Moe adjourned the meeting at 9:16 a.m.

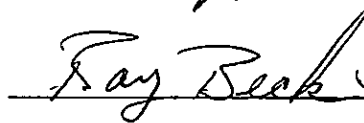
**Meeting Adjourned**

Submitted by: Amanda Tomlinson, Deputy Clerk

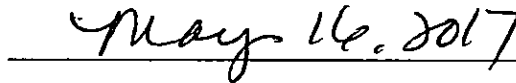
Approved by:







Approved on:



Attest by:

