

YUMA COUNTY COMMISSIONERS

October 30, 2023

Minutes¹

On October 30, 2023 at 8:00 a.m., the Yuma County Board of Commissioners met in regular session. Chairman Scott Weaver, Commissioner Mike Leerar, Commissioner Adam Gates, and Administrator Brandi Ritchey were present throughout the day.

The Commissioners reviewed and signed accounts payable and discussed various meetings attended throughout the prior month.

Liquor License

Nancy Wright presented for signature, the County Liquor License Application for Oasis LLC, DBA Oasis, and the Retail Liquor License Renewal for Kirk Supers.

Commissioner Gates moved to approve signature on the County Liquor License for Oasis LLC, DBA Oasis, Commissioner Leerar seconded. The motion was unanimously passed.

Commissioner Gates moved to approve the Retail Liquor License Renewal for Kirk Supers. Commissioner Leerar seconded the motion, which passed by unanimous vote.

Road and Bridge

Road & Bridge Supervisor Tom Andersen joined the meeting at 8:30 a.m. to provide department updates.

- *Delivery of Equipment* – Road and Bridge received the CAT grader that was approved for purchase in October 2022. The blade is currently in the shop getting the final parts installed before it can be sent out. A grader in the Wauneta area had some windshield damage when the machine was being used to pull up ditches.
- *Efficiency Report* – The group reviewed the presented efficiency report. Efficiency percentages were slightly down for a few employees due to time off and a couple of blades in the shop for repair.
- *Road Report* – Lorimer reported that patching is done on County Road RR by Armel, holes have been repaired on County Road KK, North of the Damn and holes on County Road 1 have been patched. This week the crew is moving up to County Road KK by the camel farm and will be laying down a base from the Deterding Pit and top coating the road with gravel from the Mek 1 pit.
- *Budget Discussion* – The group discussed the upcoming 2024 budget and the impact of purchasing equipment. The group is still looking over the 2024 budget and no decisions have been made yet. Andersen also discussed adding another employee to help fill in for road maintenance.

Human Services

The Board of County Commissioners convened as the Board of Social Services at 9:30 a.m. Human Services Director Kara Hoover, Administrative Assistant Lori Summers and Bookkeeper Melanie Fisher were present. Detailed minutes of the Board of Social Services are maintained separately by the Department of Human Services. The Board of County Commissioners reconvened at 10:30 a.m.

¹ Minutes prepared by Brandi Ritchey are a summary of discussions, not a verbatim account.



Washington County Commissioners

At 10:30 a.m., The Commissioners joined the Washington County Commissioners for a Go-To Meeting to discuss the distribution amount to the Washington Yuma Combined Communication Office. The group discussed salary increases as well. The group will wait on a revised budget from WYCC to make a decision.

CSU Extension

At 11:30 p.m. the Commissioners heard program updates from the CSU Extension office. Travis Taylor, Joy Akey and Jolynn Midcap were present. Midcap gave an overview of many activities that were done with 4-H children. Among the activities were AgFest, Mini Sportfishing Clinic, Cake Wars and many more. Taylor went over many Live Stock Highlights that have been participated in throughout 2023. He will be busy with the Livestock quiz bowl in the upcoming months. Poisonous plants were a frequent topic this summer. Taylor said there had been more deaths to cattle due to poisonous plants than due to the drought in prior years. Joy Akey gave an update on the Healthier Weight Challenge. Another Healthier Weight Challenge will be starting up again. Other updates included DAWN Training. ServSafe, Diabetes Webinars and many more.

Land Use

County Land Use Administrator, Niki Alexander was heard at 1:00 p.m. to review Land Use and GIS business and conduct Land Use Hearings.

- *Land Use Hearings* – Land use hearings opened at 1:00 p.m. Alexander presented the following applications for signature.
 - **EFS 0923-01 for Niki and Chance Alexander**, looking to divide a 12.04-acre parcel from a 435.88-acre (+/-) parcel located in the NW 1/4 of the NE 1/4 of Section 27, Township 2 South, Range 43 West, for resale.
 - **EFS 1023-04 for David McCall**, looking to divide a 7.12-acre parcel from a 160-acre (+/-) parcel located in Section 26, Township 4 North, Range 48 West, for resale.
 - **Major Land Use Application 0923-02**, NextEra, a Registered Agency for LLC for Niyol Solar LLC has submitted a Major Land Use Permit to build a 200MW solar farm and 200MW battery storage facility on approximately 2,291 acres.

Public comment for the Land Use hearings closed at 2:27p.m

Commissioner Learar moved to approve signature on Resolution 10-30-2023 D approving Exemption from Subdivision Application EFS 0323-01 for Niki and Chance Alexander, looking to divide a 12.04-acre parcel from a 435.88-acre (+/-) parcel located in the NW 1/4 of the NE 1/4 of Section 27, Township 2 South, Range 43 West. Commissioner Gates seconded the motion, which passed by unanimous vote.

Commissioner Gates moved to approve signature on Resolution 10-30-2023 E approving Exemption from Subdivision Application EFS 1023-04 for David McCall, looking to divide a 7.12-acre parcel from a 160-acre (+/-) parcel located in Section 26, Township 4 North, Range 48 West. Commissioner Learar seconded the motion, which passed by unanimous vote.

Commissioner Learar moved to continue the hearing for NextEra, a Registered agency for LLC for Niyol Solar LLC on November 30, 2023. Commissioner Gates seconded the motion. It passed by unanimous vote.



BOCES

At 2:35, Paula McGuire from BOCES requested to use the Fairgrounds Concession building without a rental fee. McGuire is hosting Ultimate Summit, a student event and is in the need of a place to feed 50-60 students in November.

Commissioner Leerar moved to wave the fee for the fairground's cafeteria and restroom fee for BOCES. Commissioner Gates seconded the motion. It passed by unanimous vote.

Fairgrounds and Event Manager

At 2:45, Fairgrounds and Event Manager, Carmen Murray met with the Commissioners. The group discussed more bids for repairs at the fairgrounds. The group also discussed hiring a contracted cleaner for the fairgrounds. No decision was made at this time.

Administrator's Report

Administrator Brandi Ritchey reviewed calls, correspondence, and presented the following for discussion and action:

Minutes – The Commissioners reviewed the minutes from the previous BOCC meetings.

- **Commissioner Gates moved to approve the minutes from the October 13, 2023 regular meeting of the Board of County Commissioners. Commissioner Leerar seconded the motion, which passed unanimously.**

Signatures and Ratifications –

- **Commissioner Leerar moved to ratify the motion to approve signature on Resolution 10-30-2023 A, expressing interest to Commit to Proposition 123. Commissioner Gates seconded the motion, which passed by unanimous vote.**
- **Commissioner Gates moved to approve signature on Resolution 10-30-2023 B, approving the closure of the County Clerk and Records office on Election Day, November 7, 2023. Commissioner Leerar seconded the motion, which passed unanimously.**
- **Commissioner Gates moved to approve signature on the IGA between Washington County Jail and Yuma County concerning the housing of prisoners in Washington County. Commissioner Leerar seconded the motion. It passed by unanimous vote.**
- **Commissioner Leerar moved to approve signature on the Job Description for the Fairgrounds event manager position. Commissioner Gates seconded the motion, which passed by unanimous vote.**
- **Commissioner Leerar moved to approve signature on Ron Brown's monthly CDMVA Monthly report. Commissioner Gates seconded the motion which passed by unanimous vote.**

Department Reports

ETPR Administration Updates – Commissioner Weaver is still working on updating bylaws for ETPR and will send them to Chris Richardson to review before they are passed on to members of the Eastern Transportation Planning region for a vote on them at the next meeting in December. Commissioner Weaver also attended a STAC Meeting on October 26th where he met the new ETPR Commissioner Megan Vasquez.

911 Authority – Commissioner Weaver is still working through the Public Notice of Filing of Application for a Surcharge Increase. The requested surcharge increase is proposed as necessary to fund expenses related to the provision of emergency telephone service, as allowed by Colorado law (C.R.S. 29-11-102 and 104).

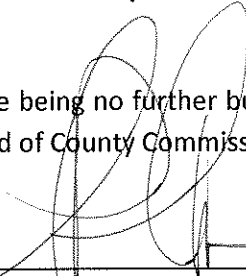


Correspondence –

At 3:15, County Treasurer Chrystal Hammond joined the group to discuss a contract with American Financial Credit Services, Inc. American Credit is a company that will help recover delinquent taxes from Omimex, CNP and Kind Roots. The Commissioners would like the County Attorney to review the contract.

Ritchey received correspondence from the District Attorney's office. No action was taken after review of the correspondence. The group discussed an opening on the Eckley Cemetery Board. Ritchey will run an ad in the local newspapers and the board will make an appointment during the November 30th BOCC Meeting. The Commissioners also discussed the annual fifty-dollar gift card for employees to be used a handful of local stores. **Commissioner Gates moved to approve the fifty-dollar gift cards for Yuma County Employees and WYCC Employees to be purchased out of the Commissioners miscellaneous line. Commissioner Leerar seconded the motion which passed unanimously.**

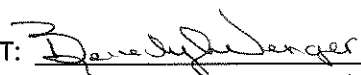
There being no further business, the meeting adjourned at 4:45 p.m. The next regular meetings of the Board of County Commissioners will be on November 14, 2023.



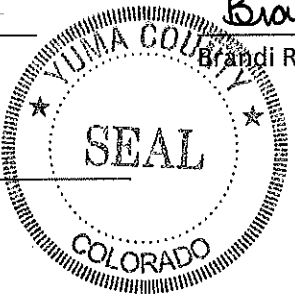
Scott Weaver, Chairman



Brandi Ritchey, Administrator

ATTEST: 

Beverly Wenger, County Clerk



**RESOLUTION OF
THE YUMA COUNTY BOARD OF COMMISSIONERS
Resolution # 10-30-2023 A**

**A RESOLUTION EXPRESSING INTENT TO COMMIT TO THE LOCAL JURISDICTIONAL REQUIREMENTS
UNDER COLORADO PROPOSITION 123 REGARDING STATE FUNDING FOR AFFORDABLE HOUSING**

WHEREAS, on November 8, 2022, Colorado voters passed Proposition 123 dedicating state income tax revenue to fund a State Affordable Housing Fund, and;

WHEREAS, the State Affordable Housing Fund was divided into two voluntary programs: the Affordable Housing Financing Fund (administered by the Colorado Housing Finance Authority (CHFA)) and the Affordable Housing Support Fund (administered by the Department of Local Affairs (DOLA), Division of Housing (DOH), and;

WHEREAS, Proposition 123, requires the governing body of a local government that desires funding under Proposition 123 to make and file with the Colorado Department of Local Affairs, by no later than November 1, 2023, a commitment specifying how the combined number of newly-constructed affordable housing units and existing units converted to affordable housing within its boundaries will be increased by three percent (3%) each year for three (3) years over the baseline number of affordable housing units within its boundaries, and;

WHEREAS, Proposition 123 encourages regional partnerships among local governments by enabling local governments to enter into written agreements that allow them to work collaboratively to meet their affordable housing development goals and commitments, and;

THEREFORE, BE IT RESOLVED, that the Board of Yuma County Commissioner of Yuma County, Colorado, that;

Section 1. The Board of County Commissioners of Yuma County authorizes the County Administrator to prepare and file a Proposition 123 commitment on behalf of Yuma County and take any necessary steps in furtherance of the commitment prior to November 1, 2023.

Section 2. The Board of County Commissioners of Yuma County commits efforts to increase affordable housing units by three percent (3%) a year for the next three (3) years, as required under Proposition 123.

Section 3. The Board of County Commissioners of Yuma County shall take any additional necessary steps to become eligible for funding under Proposition 123.

Section 4. The Board of County Commissioners of Yuma County, if needed, will work collaboratively with neighboring jurisdictions through an intergovernmental agreement to memorialize this commitment of increasing affordable housing units and to establish an agreed upon method of distributing affordable housing credits that are in excess of baseline commitments.

ADOPTED, this 30th day of October 2023


**THE BOARD OF COUNTY COMMISSIONERS
YUMA COUNTY, STATE OF COLORADO**

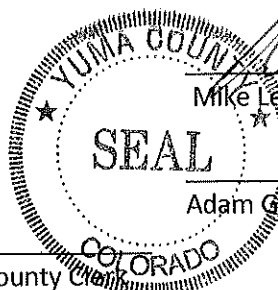
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Yuma County Recorder, BEVERLY WENGER Page 1 of 1
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Scott Weaver, Chairman

Mike Leerar

Adam Gates

ATTEST: 
Beverly Wenger, Yuma County Clerk





**RESOLUTION OF
THE YUMA COUNTY BOARD OF COMMISSIONERS**

RESOLUTION # 10-30-2023B

Closing of Clerk's office for Election Day

WHEREAS, the County Commissioners of Yuma County, State of Colorado, at a duly and lawfully called regular meeting of said Board of County Commissioners, held on the 30th day of October, 2023, and:

WHEREAS, the Yuma County Clerk and Recorder is the Official Election Coordinator for the Coordinated Election to be held on November 7, 2023;

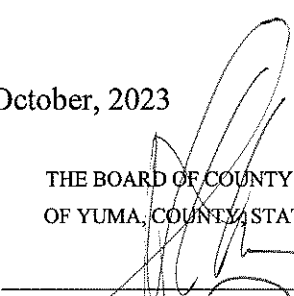
WHEREAS, the Yuma County Clerk and Recorder's deems it necessary to close the Offices of the Clerk's office to utilize Staff to assist with Election Day activities;

WHEREAS, with the election of November 7, 2023 is held as a Mail Ballot Election with an Early Voting Site open 9 days prior to Election Day and two Vote Service Polling Centers open Election Day.

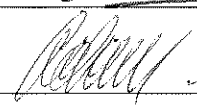
NOW, THEREFORE, be it resolved by the commissioners of the County of Yuma, Colorado, the offices (including Motor Vehicle, Recording, and Driver License) of the Yuma County Clerk and Recorder's office in Wray and the Branch Office in Yuma will be closed for regular business and will conduct only Election business on November 7, 2023 for the Coordinated Election

ADOPTED, this 30th day of October, 2023


THE BOARD OF COUNTY COMMISSIONERS
OF YUMA, COUNTY, STATE OF COLORADO



Scott Weaver, Chairman

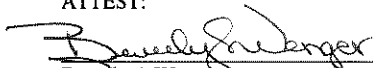


Mike Leerar



Adam Gates

ATTEST:



Beverly A Wenger
Yuma County Clerk and Recorder

