



ELBERT COUNTY, COLORADO
BOARD OF COUNTY COMMISSIONERS MEETING MINUTES
Regular Meeting Held in the BOCC Meeting Room
August 9, 2023 at 9:00 AM

A. INVOCATION/PLEDGE OF ALLEGIANCE: COUNTY MANAGER SHAWN FLETCHER

County Manager Shawn Fletcher provided the Invocation and led the Pledge of Allegiance.

B. CALL TO ORDER AND ROLL CALL

The regular Board of County Commissioners meeting was called to order at 9:02 AM. Deputy Clerk Amanda Moore called the roll and all commissioners were present.

C. APPROVAL OF AGENDA

Motion: Approval of Agenda as presented.

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Rhonda Braun Recorder, Elbert County, Co



Commissioner Grant Thayer made a motion to Approve the Agenda as presented. Commissioner Dallas Schroeder seconded the motion.

Yes - Dallas Schroeder, Grant Thayer, Chris Richardson

No - None

D. CONSENT AGENDA

Motion: Approval of Consent Agenda as presented

Commissioner Dallas Schroeder made a motion to Approve the Consent Agenda as presented. Commissioner Grant Thayer seconded the motion.

Yes - Dallas Schroeder, Grant Thayer, Chris Richardson

No - None

1. Approval of CDS Mylars as needed
2. Approval of Vouchers as needed
3. Acknowledgement of CDS Pipeline Report
4. Consideration of Vacation of County Road 150
5. Consideration of Approval for Compensation Plan Phase Three Market Adjustment 2023
6. Consideration of Approval for Annual Elbert County Core Plan (HHS)



E. ELECTED OFFICIALS/DEPARTMENT HEADS/STAFF REPORTS

Health and Human Services Director Darcy Bolding announced that on August 2nd their department received the CSTAT Performance Award. Ms. Bolding stated that they received this award for meeting all of their performance goals.

Community and Economic Development Director Marc Dettenrieder spoke regarding the recent growth control topic that was brought up at the last Town Hall meeting. Mr. Dettenrieder stated that at the next meeting he would like to discuss guiding documents, current plans and purposes at the next meeting. Mr. Dettenrieder stated that Attorney Bart Greer would discuss moratoriums.

Public Works Director Monty Hankins stated that he has been working with the Noxious Weed Board and introduced Sue Link.

Noxious Weed Board Member Sue Link provided a summary of the Noxious Weed Board's goals, purpose and objectives. Ms. Link stated that they are looking into funding opportunities and provided a list of the top 5 noxious weeds in the county.

Public Works Director Monty Hankins provided an update on the County's road repairs and stated that they still had not heard from FEMA.

F. CITIZEN PUBLIC COMMENT

Commissioner Richardson read email comments from Beverly Durant, Jane Penley and Gary Austin.

Kerry Jiblits, 19656 Wedemeyer Rd, Kiowa - Asked for an update on the Xcel application process. Ms. Jiblits expressed that, based on her knowledge, no citizen is in favor of this project.

Don Gray, 16000 Hwy 86, Kiowa - Mr. Gray said that Xcel stated that there would only be 50 properties affected by the preferred route.

G. DISCUSSION ITEMS

H. ACTION ITEMS

1. Consideration of July 12, 2023 Minutes

Motion: Approval of July 12, 2023 Minutes

Commissioner Grant Thayer made a motion to Approve the Minutes as presented and Dispense with the reading. Commissioner Dallas Schroeder seconded the motion.

Yes - Dallas Schroeder, Grant Thayer, Chris Richardson

No – None



2. Consideration of a Resolution regarding Organizational Meeting - Supplement 2023 Appointments to the Elbert County Building Authority

County Attorney Bart Greer explained that this resolution is a supplemental organizational resolution to update the Building Authority appointments. Mr. Greer stated that the update would include County Manager Shawn Fletcher's appointment to the Elbert County Building Authority.

Public Comment: None

Motion: Approve the Resolution regarding Supplement 2023 Appointments to the Elbert County Building Authority.

Commissioner Dallas Schroeder made a motion to Approve the Resolution regarding Supplement 2023 Appointments to the Elbert County Building Authority. Commissioner Grant Thayer seconded the motion.

Yes - Dallas Schroeder, Grant Thayer, Chris Richardson

No - None

3. Consideration of Approval of Resolution Opposing SB23-303 Prop HH

Commissioner Chris Richardson explained Senate Bill 23-303, Prop HH. Commissioner Richardson stated that they are in opposition of the bill. One of the main reasons is that it violates the State Constitution on single subject bills. Commissioner Richardson read the resolution and explained their opposition further.

Public Comment: None

Motion: To Approve the Resolution Opposing SB 23-303 Prop HH

Commissioner Grant Thayer made a motion to Approve the Resolution Opposing SB 23-303 Prop HH. Commissioner Dallas Schroeder seconded the motion.

Yes - Dallas Schroeder, Grant Thayer, Chris Richardson

No - None

I. BOARD PLANNING

No items discussed

Commissioner Richardson called a recess at 9:54 AM to 1:00 PM for Land Use Hearings.

J. LAND USE HEARINGS 1:00 P.M.

The Land Use Hearings were called to order at 1:00 PM. Deputy Clerk Amanda Moore called the roll and all commissioners were present.



1. Touched by a Horse SUR – SU-22-0044

Motion: To Open a Public Hearing for Touched by a Horse SUR SU-22-0044

Commissioner Grant Thayer made a motion to open a Public Hearing for Touched by a Horse SUR SU-22-0044 . Commissioner Dallas Schroeder seconded the motion.

Yes - Dallas Schroeder, Grant Thayer, Chris Richardson

No - None

Public Hearing Opened at 1:01 PM

Land Use Planner Danny Kilbaner presented the request for Special Use for a Horse Therapy Training Facility located at 5350 Taylor Renee Circle, Elizabeth. The use will be considered Agritourism. The facility will be open year round. There are plans for 8 weekend overnight stays in yurts provided on the property. There were no objections to the referral responses and the applicant is working with neighbors on an agreement for the road. The staff & Planning Commissioner recommend approval with conditions.

Applicant Representative Cheryl Pierce, 6620 Shannon Cir - Ms. Pierce stated that she is an employee with Touched by a Horse and is representing the applicant and owner. Ms. Pierce stated that they are working on the permits for the yurts to make sure they are in compliance. The conditions listed are agreeable.

Commissioner Schroeder asked the applicant representative to explain the business and what they do.

Public Comment:

Linda Mithcell, 33100 County Road 21, Elizabeth - Ms. Mitchell explained that she has contention over the road and the damage to the road. Ms. Mitchell feels the road is sometimes impassable, but mostly due to the weather. Ms. Mitchell feels the increased traffic has caused the roads' integrity to diminish.

There was a discussion regarding the road conditions and if an agreement had been made between the neighbors.

Commissioner Richardson called a recess at 1:34 PM and returned at 1:42 PM.

There was a brief discussion for clarification on the conditions.

Commissioner Richardson called a recess at 1:45 PM and returned at 1:49 PM.

Condition #5 was added and accepted by the applicant.



Motion: To Approve Touched by a Horse SUR SU-22-0044

Commissioner Grant Thayer made a motion to Approve Touched by a Horse SUR SU-22-0044 with the Conditions listed. Commissioner Dallas Schroeder seconded the motion.

Yes - Dallas Schroeder, Grant Thayer, Chris Richardson

No - None

Motion: To Close a Public Hearing for Touched by a Horse SUR SU-22-0044

Commissioner Grant Thayer made a motion to close a Public Hearing for Touched by a Horse SUR SU-22-0044. Commissioner Dallas Schroeder seconded the motion.

Yes - Dallas Schroeder, Grant Thayer, Chris Richardson

No - None

Public Hearing Closed at 1:53 PM.

K. ADJOURNMENT

Motion: To Adjourn

Commissioner Grant Thayer made a motion to Adjourn. Commissioner Dallas Schroeder seconded the motion.

Yes - Dallas Schroeder, Grant Thayer, Chris Richardson

No - None

The meeting Adjourned at 1:53 PM



BOARD OF COUNTY COMMISSIONERS

ELBERT COUNTY, COLORADO

CHRIS RICHARDSON, Chair, COMMISSIONER District 1

DALLAS SCHROEDER, COMMISSIONER District 2

GRANT THAYER, Vice-Chair, COMMISSIONER District 3

ATTEST: Amanda Moore

Deputy Clerk

BY:

Deputy Clerk to the Board of County Commissioners