

AMENDED INTERGOVERNMENTAL AGREEMENT
CREATING THE
NORTHWEST COLORADO DEVELOPMENT COUNCIL
EXECUTED BY
THE BOARD OF COUNTY COMMISSIONERS, ROUTT COUNTY, COLORADO,
CITY COUNCIL OF STEAMBOAT SPRINGS, COLORADO
THE BOARD OF TRUSTEES, HAYDEN, COLORADO,
THE BOARD OF TRUSTEES, OAK CREEK, COLORADO
THE BOARD OF TRUSTEES, YAMPA, COLORADO
THE BOARD OF COUNTY COMMISSIONERS, MOFFAT COUNTY, COLORADO,
THE CITY COUNCIL OF CRAIG, COLORADO,
THE BOARD OF COUNTY COMMISSIONERS, RIO BLANCO COUNTY, COLORADO
THE BOARD OF TRUSTEES, RANGELY, COLORADO,
AND THE
THE BOARD OF TRUSTEES, MEEKER, COLORADO,

Section 1. ADOPTION

Pursuant to the authority contained in Article XIV, Section 18 (2) (a) of the Constitution of the State of Colorado, it is here resolved that the Board of County Commissioners, Routt County, hereinafter referred to as "Routt," the City Council of Steamboat Springs, Colorado, hereinafter referred to as "Steamboat Springs," the Board of Trustees, Hayden, Colorado, hereinafter referred to as "Hayden," the Board of Trustees, Oak Creek, Colorado, hereinafter referred to as "Oak Creek", the Board of Trustees, Yampa, Colorado, hereinafter referred to as "Yampa", the Board of County Commissioners, Moffat County, Colorado, hereinafter referred to as "Moffat," the City Council of Craig, Colorado, hereinafter referred to as "Craig," the Board of County Commissioners, Rio Blanco County, hereinafter referred to as "Rio Blanco", the Board of Trustees, Rangely, Colorado, hereinafter referred to as "Rangely" and the Board of Trustees, Meeker, Colorado, hereinafter referred to as "Meeker", do hereby enter into this Intergovernmental Agreement establishing the Northwest Colorado Development Council (NWCDC). This Intergovernmental Agreement establishing the NWCDC replaces the previous agreement between partners for the Yampa Valley Economic Development Council. This agreement expands the previous agreement to include the Towns of Yampa, Oak Creek, Rangely, and Meeker, and changes the name to the NWCDC.

Section 2. PURPOSE

Routt, Steamboat Springs, Hayden, Oak Creek, Yampa, Moffat, Craig, Rio Blanco, Rangely, and Meeker share common assets: We are located on the Yampa and White Rivers, two of the last relatively free-flowing rivers in Colorado, in an area with outstanding natural, scenic, environmental, recreational and wildlife resources. We are linked by common transportation corridors – Highway 40 between Denver and Salt Lake City, Highway 13 between Wyoming and the I-70 corridor, the Denver & Rio Grande Railway, the Yampa Valley Regional Airport in Hayden. Our economies have been, in large part, dependant on coal and subject to the periodic booms and busts of the energy industry.

Routt, Steamboat Springs, Hayden, Oak Creek, Yampa, Moffat, Craig, Rio Blanco, Rangely, and Meeker share a common goal: To diversity our economies by promoting summer tourism, encouraging the stabilization and expansion of existing businesses, and stimulating the development of new, environmentally benign, business and industry. By this Intergovernmental Agreement we establish the Northwest Colorado Development Council to implement that goal.

The purpose of the Northwest Colorado Development Council shall be to promote tourism, encourage the stabilization and expansion of existing businesses, and stimulate the development of new business and industry in ways that will enhance our present assets, diversify our economies and preserve our quality of life.

Section 3. BOARD OF DIRECTORS, NORTHWEST COLORADO DEVELOPMENT COUNCIL.

There shall be a ten (10) member Board of Directors to manage the affairs of the Council. Each of the governmental bodies signatory to this agreement shall elect one (1) member and one (1) alternate to the board annually. Alternates shall be entitled to vote in the absence of the regular member.

In order for the Council to take up a matter and act upon the same, there must be a quorum of Directors present. "Quorum" shall be defined as the presence of a minimum of six (6) Directors out of the ten-member Board, so long as the Directors present are residents of at least two different counties. Participation by telephone or other electronic means is acceptable. A unanimous vote of all the Directors present at any meeting is required for any proposed matter to be approved and acted upon.

Section 4. POWERS OF THE BOARD OF DIRECTORS.

The Board of Directors shall have the following powers: To gather information; develop and propose policies, projects and priorities; to establish project budgets; to seek donations and other funds; to apply for grants, hire staff, rent office space, and direct staff in the implementation of approved policies and projects. Approval by all of the governmental entities signatory hereto shall constitute authority for the Board of Directors to implement project adopted by the Board.

Section 5. FINANCES.

The Northwest Colorado Development Council shall prepare a project budget for all projects. Each budget shall include a funding breakdown showing the amount to be paid by each signatory governmental body. No funds shall be expended unless authorized by the NWCDC Board. Approval of a project budget by all of the governmental entities signatory hereto shall constitute authority for the NWCDC Board of Directors to approve expenditures consistent with said project budget.

The Northwest Colorado Development Council shall cause all just debts and expenses of the Council to be paid in a timely fashion, and shall maintain true, complete and accurate books and records of all income and expenses in accordance with generally accepted accounting procedures. Such books and records shall be available for inspection, examination and audit by a signatory hereto, or their duly authorized representatives, at reasonable times during business hours.

Section 6. COOPERATION.

In order to ensure a continuation of programs, the signatories hereto will cooperate in reviewing the performance of the Council under this agreement on an annual basis. Any signatory to this agreement may withdraw and terminate any financial support effective January 1 of the year following written notice of intent to terminate which shall be provided to each of the remaining signatories no less than ninety (90) days before the effective date thereof.

Section 7. EFFECTIVE DATE.

This agreement shall be effective on the date that it is approved by the last signatory to this agreement.

APPROVED AS AMENDED BY THE BOARD OF COMMISSIONERS OF ROUTT COUNTY,
COLORADO this ___ day of _____, 2021.

Tim Corrigan, Chair
Routt County Board of Commissioners

ATTEST:
Kim Bonner, Clerk and Recorder

APPROVED AS AMENDED BY THE CITY COUNCIL OF THE CITY OF STEAMBOAT
SPRINGS, this ___ day of _____, 2021.

Jason Lacy, President
Steamboat Springs City Council

ATTEST:
Julie Franklin, City Clerk

APPROVED AS AMENDED BY THE BOARD OF TRUSTEES OF THE TOWN OF HAYDEN,
COLORADO this ___ day of _____, 2021.

Zachary Wuestewald, Mayor
Hayden Board of Trustees

ATTEST:
Sharon Johnson, Town Clerk

APPROVED AS AMENDED BY THE BOARD OF TRUSTEES OF THE TOWN OF OAK CREEK,
COLORADO this ___ day of _____, 2021.

Nikki Knoebel, Mayor
Oak Creek Board of Trustees

ATTEST:
David Torgler, Town Administrator/Clerk

APPROVED AS AMENDED BY THE BOARD OF TRUSTEES OF THE TOWN OF YAMPA,
COLORADO this ___ day of _____, 2022.

Jeffrey Drust, Mayor
Yampa Board of Trustees

ATTEST:
Sheila Symons, Clerk and Recorder

APPROVED AS AMENDED BY THE BOARD OF COMMISSIONERS OF MOFFAT COUNTY,
COLORADO this ___ day of ___, 2021.

Donald Broom, Chairman
Moffat County Board of Commissioners

ATTEST:
Tammy Raschke, Clerk and Recorder

APPROVED AS AMENDED BY THE CITY COUNCIL OF THE CITY OF CRAIG, COLORADO
this ____ day of _____, 2021.

Jarrold Ogden, Mayor
Craig City Council

ATTEST:
Liz White, City Clerk

APPROVED AS AMENDED BY THE BOARD OF COMMISSIONERS OF RIO BLANCO
COUNTY, COLORADO this ____ day of _____, 2021.

Gary Moyer, Chairman
Rio Blanco County Board of Commissioners

ATTEST:
Boots Campbell, Clerk and Recorder

APPROVED AS AMENDED BY THE BOARD OF TRUSTEES OF THE TOWN OF MEEKER,
COLORADO this ____ day of _____, 2021.

Kent Borchard, Mayor
Meeker Board of Trustees

ATTEST:
Lisa Cook, Town Clerk

APPROVED AS AMENDED BY THE BOARD OF TRUSTEES OF THE TOWN OF RANGELY,
COLORADO this ____ day of _____, 2021.

Andy Shaffer, Mayor
Rangely Board of Trustees

ATTEST:
Marybel Cox, Town Clerk

**BY-LAWS
OF THE
NORTHWEST COLORADO DEVELOPMENT COUNCIL**

ARTICLE I

MEMBERS OF THE COUNCIL

Section 1. Appointment. The Board of County Commissioners, Routt County, hereinafter referred to as "Routt," the City Council of Steamboat Springs, Colorado, hereinafter referred to as "Steamboat Springs," the Board of Trustees, Hayden, Colorado, hereinafter referred to as "Hayden," the Board of Trustees, Oak Creek, Colorado, hereinafter referred to as "Oak Creek", the Board of Trustees, Yampa, Colorado, hereinafter referred to as "Yampa", the Board of County Commissioners, Moffat County, Colorado, hereinafter referred to as "Moffat," the City Council of Craig, Colorado, hereinafter referred to as "Craig," the Board of County Commissioners, Rio Blanco County, hereinafter referred to as "Rio Blanco", the Board of Trustees, Rangely, Colorado, hereinafter referred to as "Rangely" and the Board of Trustees, Meeker, Colorado, hereinafter referred to as "Meeker" shall each appoint one (1) member and one (1) alternate of the Council.

Section 2. General Powers. The Council shall establish policies and procedures for the management of the business and affairs of the Council in accord with the provisions of the Intergovernmental Agreement on Economic Development executed by the parties on _____, 2021.

Section 3. Number and Vote. The Council shall consist of ten (10) members, each of whom shall have one vote in the conduct of the affairs of the Council. In the absence of a member, the alternate shall have one vote in the conduct of the affairs of the Council.

Section 4. Qualifications. Each member of the Council shall be an elected official and a member of the governmental body which he or she represents. The alternate may be anyone appointed by the governing body to represent that governing body.

Section 5. Terms of Office. A member of the Council shall serve at the pleasure of the Board or Council who elected the member.

Section 6. Resignation. A member of the Council may resign at any time by giving written notice to the Council and to the Board or Council who elected the member. Unless otherwise specified in the notice, the resignation shall take effect upon receipt by the Board or Council who elected the member, and the acceptance of the resignation shall not be necessary to make it effective.

Section 7. Vacancies. Vacancies which may occur on the Council shall be filled by election by the appropriate Board or Council as set forth in Section 1 above.

Section 8. Compensation. Each member of the Council shall serve without compensation.

Section 9. Committees. The Council may, by resolution passed by a unanimous vote, establish one or more committees, each committee to consist of one or more members of the Council. Such committees may serve any purpose designated by the Council.

ARTICLE II

MEETINGS

Section 1. Regular Meetings. Regular meetings of the Council shall be held monthly or as needed at such place and time as may be designated by the Council from time to time.

Section 2. Special Meetings. Special meetings may be called by any member of the Council by informing the other members of the date, time and place of such meeting and the purpose for which it is called at least three (3) days prior to the meeting.

Section 3. Notice of Meetings. Notice of the time and place of all regular and special meetings shall be provided at least three (3) days prior to the meeting to each governmental entity represented on the Council.

Section 4. Quorum. Six (6) members of the Council shall constitute a quorum necessary for the transaction of any business to come before any regular or special meeting, so long as the Directors present are residents of at least two different counties. Participation by telephone or other electronic means is acceptable.

Section 5. Motions and Resolutions. Any Act of the Council shall be in the form of a Motion or Resolution. All motions or resolutions shall require the unanimous vote for approval. Motions and resolutions may be adopted by voice vote, but on demand of any member of the Council, the roll shall be called and the Ayes and Nays recorded.

Section 6. Recesses and Adjournments. Any regular or special meeting may be recessed or adjourned by a majority of the Council present by motion specifying the date, time and place of the recessed or adjourned meeting.

Section 7. Waiver of Notice. No notice to members of the Council shall be required for regular or special meetings when all of the Council waive notice or acknowledge receipt of notice and consent to the holding of such a meeting or attend the meeting without objecting to the transaction of business, provided, however, that proper notice is provided to represented governmental entities as required above. Such meetings shall be valid for all purposes and any action may be taken.

Section 8. Order of Business. The business of all regular meetings of the Council shall be transacted in the following order:

1. Roll call of members.
2. Approval of minutes of previous meeting.
3. Election of officers (when necessary).
4. Report of officers and committees.
5. Any additional reports, meetings or business.
6. Unfinished business.
7. New business.
8. Adjournment.

ARTICLE III

OFFICERS

Section 1. Officers. The officers of the Council shall be a Chair, Vice-Chair and such other officers as the Council shall determine to be necessary. The Chair and Vice-Chair shall reside in different counties.

Section 2. Election and Term of Officer. The Chair and Vice-Chair shall be elected annually by the Council at a regular meeting, and each shall hold office until he or she is removed by unanimous vote of the remaining members or until his or her successor shall have been duly elected and qualified.

Section 3. Vacancy. A vacancy in the office of the Chair or Vice-Chair of the Council may be filled by the members of the Council for the unexpired portion of the term.

Section 4. Chair. The Chair shall be the principal executive officer of the Council, and he or she shall preside at all meetings of the Council. He or she may sign, either by manual, electronic, or facsimile signature, together with or delegated to any other proper individual authorized by the members of the Council, any leases, deeds, contracts or other instruments which the Council has authorized to be executed; and in general he or she shall perform all duties incident to the office of Chairperson and such other duties as may be prescribed by the Council from time to time.

Section 5. Vice-Chair. In the absence of the Chair or in the event of his or her inability or refusal to act, the Vice-Chair shall perform the duties of the Chair, and when so acting, shall have all the powers of, and be subject to all the restrictions of the Chair. The Vice-Chair shall perform such other duties as may be assigned to him or her by the Chair or by the Council from time to time.

ARTICLE IV

AMENDMENTS TO BY-LAWS

Amendments. These By-laws may be altered, amended or repealed by the unanimous affirmative vote of the Council voting at any special or regular meeting; provided, however, that such alteration, amendment or repeal shall not be effective until ratified by the Board of County Commissioners, Routt County, the City Council of Steamboat Springs, Colorado, the Board of Trustees, Hayden, Colorado, the Board of Trustees, Oak Creek, Colorado, the Board of Trustees, Yampa, Colorado, the Board of County Commissioners, Moffat County, Colorado, the City Council of Craig, Colorado, the Board of County Commissioners, Rio Blanco County, the Board of Trustees, Rangely, Colorado, and the Board of Trustees, Meeker, Colorado.