


RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO JANUARY 3, 2018


The Board of County Commissioners of Weld County, Colorado, met in regular session in full conformity with the laws of the State of Colorado at the regular place of meeting in the Weld County Administration Building, Greeley, Colorado, January 3, 2018, at the hour of 9:00 a.m.


 **ROLL CALL:** The meeting was called to order by Chairwoman Cozad and on roll call the following members were present, constituting a quorum of the members thereof:


Commissioner Sean P. Conway
Commissioner Julie A. Cozad
Commissioner Mike Freeman
Commissioner Barbara Kirkmeyer
Commissioner Steve Moreno


Also present:


County Attorney, Bruce Barker
Acting Clerk to the Board, Stephanie Frederick
Controller, Barbara Connolly


 **ELECTION OF CHAIR:** Commissioner Conway moved to elect Steve Moreno as Chair of the Board of County Commissioners for the year 2018. The motion was seconded by Commissioner Kirkmeyer, and it carried unanimously.

 Chair Cozad stated it has been an honor to serve as the Chair of the Board of County Commissioners for the year 2017 and she extended her best wishes to Chair Moreno for the year 2018. *(Clerk's Note: the meeting was paused for Commissioner Moreno to move to the Chair's position.)*


 Each one of the Commissioners thanked Commissioner Cozad for the remarkable job conducting herself as an ethical leader in her as role of Chair of the Board of County Commissioners.


 Chair Moreno thanked the Board for the opportunity to serve and gave a brief overview of projects and goals for 2018.


 **ELECTION OF CHAIR PRO-TEM:** Commissioner Conway moved to elect Commissioner Freeman as Chair Pro-Tem of the Board of County Commissioners for the year 2018. Commissioner Freeman declined the nomination, because he recently held the position of Chair in 2016, therefore, he elected Barbara Kirkmeyer as Chair Pro-Tem of the Board of County Commissioners for the year 2018, excluding Commissioner Conway. The motion was seconded by Commissioner Cozad and it carried unanimously.

 **ASSIGNMENTS:** ASSIGN COMMISSIONERS TO COORDINATE DEPARTMENTS FOR 2018: Commissioner Kirkmeyer read her three (3) page statement, marked as Exhibit "A", for the record. She


submitted an additional 177 pages for back-up documentation. Commissioner Kirkmeyer moved to approve the Commissioner Coordinator assignments for the various departments in 2018, which was seconded by Commissioner Freeman.


 Commissioner Conway refuted the statement which was read for the record.


 Commissioner Cozad stated she was willing to allow Commissioner Conway to coordinate a department, but after hearing his previous comments, she has decided to vote against his assignment of any department for the year 2018. Commissioner Conway apologized for his past actions and stated he had hoped in the year 2018, the Commissioners would be able to work collaboratively.


 Commissioner Freeman expressed his hesitation to assign Commissioner Conway as a coordinator of any department, but he hopes for forward progress with the Board. He stated he supports the resolution as it is in the best interest of Weld County employees and residents.


 Chair Moreno stated he cannot support Commissioner Conway as a Coordinator. Upon a roll call vote, the motion passed four to one, with Commissioner Conway opposed.

 **MINUTES:** Commissioner Kirkmeyer moved to approve the minutes of the Board of County Commissioners meeting of December 27, 2017, as printed. Commissioner Freeman seconded the motion, and it carried unanimously.



 **CERTIFICATION OF HEARINGS:** Commissioner Cozad moved to approve the Certification of Hearings conducted on December 27, 2017, as follows: 1) 2018 Final Budget Hearing, 2) COZ17-0006 – Miguel Angel Benitez and Maria Juana Granados-Benevidez, and 3) USR17-0045 – Dennie Kutcher. Commissioner Kirkmeyer seconded the motion, which carried unanimously.


 **AMENDMENTS TO AGENDA:** Commissioner Kirkmeyer moved to add item #8 under Bids: Approve Bid #B1700149, Nunn Fuel Tank - Department of Buildings and Grounds, which was seconded by Commissioner Cozad, and carried unanimously.


 **CONSENT AGENDA:** Commissioner Freeman moved to approve the Consent Agenda as printed. Commissioner Cozad seconded the motion, and it carried unanimously.


 **PUBLIC INPUT:** No public input was given.

BIDS:

 1) APPROVE BID #B1800002, CNG 3/4T CREWCAB PICKUP – TOWN OF GILCREST (*TO BE CONT'D TO 1/31/2018*): Rob Turf, Department of Purchasing, recommended Bids #B1800002, through #B1800007, be continued because the Federal Highway Administration has not issued the Buy America Waivers for the CNG vehicles to be purchased with CMAQ funds awarded by the Upper Front Range so CDOT has not granted concurrence to award for these bids. He explained if the Buy America waivers have not been used by January 31, 2018, the six (6) bids received will need to be rescinded and go out for rebid.  In response to Commissioner Cozad, Elizabeth Relford, Department of Public Works, stated a letter has been drafted for the Commissioner to send Senator Cory Gardner to move forward with this effort and it also should be addressed at the Metropolitan Planning Organization (MPO) meeting. Barb Connolly, Controller, reviewed the options and the constraints for the Board. Commissioner Cozad expressed her frustration with the Buy America Waiver. Ms. Relford stated the MPO has rules that funds


are taken away when they are not used, so staff has requested of the MPO that the current situation be taken into consideration.  Commissioner Kirkmeyer suggested the desire to have the option to reallocate the funds to other projects. Commissioner Cozad moved to continue this matter to January 31, 2018. The motion was seconded by Commissioner Conway, and it carried unanimously.


 2) APPROVE BID #B1800003, CNG 3/4T EXTENDED CAB PICKUPS (QTY 2) – CITY OF FORT LUPTON *(TO BE CONT'D TO 1/31/2018)*: Mr. Turf presented the five (5) bids received and recommended continuing this matter. Commissioner Kirkmeyer moved to continue this matter to January 31, 2018. The motion, which was seconded by Commissioner Conway, carried unanimously.


 3) APPROVE BID #B1800004, CNG CREWCAB PICKUP – CITY OF FORT LUPTON: Mr. Turf stated staff received one (1) bid which didn't meet specifications, so it will need to be rebid. Commissioner Cozad moved to reject Bid #B1800004. The motion was seconded by Commissioner Kirkmeyer, and it carried unanimously.


 4) APPROVE BID #B1800005, CNG CREWCAB PICKUP (QTY. 2) – DEPARTMENT OF PUBLIC WORKS *(TO BE CONT'D TO 1/31/2018)*: Mr. Turf reviewed the three (3) bids received and stated this matter will need to be continued. Commissioner Kirkmeyer moved to continue said matter to January 31, 2018, which was seconded by Commissioner Freeman, and carried unanimously.

 5) APPROVE BID #B1800006, CNG 3/4T EXTENDED CAB PICKUP W/SHELL – DEPARTMENT OF PUBLIC WORKS *(TO BE CONT'D TO 1/31/2018)*: Mr. Turf presented the five (5) bids received and recommended continuing this matter. Commissioner Cozad moved to continue said matter to January 31, 2018, which was seconded by Commissioner Kirkmeyer, and carried unanimously.


 6) APPROVE BID #B1800007, CNG 1/2T EXTENDED CAB PICKUPS (QTY. 4) – DEPARTMENT OF PUBLIC WORKS *(TO BE CONT'D TO 1/31/2018)*: Mr. Turf reviewed the four (4) bids received and recommended continuing this matter. Commissioner Freeman moved to continue this matter to January 31, 2018. Seconded by Commissioner Conway, the motion carried unanimously.


 7) APPROVE BID #B1700129, PERMANENT FLOOD REPAIRS (EM-BR 541/13A) – DEPARTMENT OF PUBLIC WORKS *(TO BE CONT'D TO 1/8/2018)*: Mr. Turf presented the eleven (11) bids and stated staff recommends continuing this matter. Commissioner Conway moved to continue this matter to January 8, 2018, which was seconded by Commissioner Cozad, and carried unanimously.


 8) APPROVE BID #B1700149, NUNN FUEL TANK – DEPARTMENT OF BUILDINGS AND GROUNDS: Mr. Turf presented the three (3) bids received and stated staff recommends awarding to the low bidder, Eaton Sales and Service, in the amount of \$62,025.00. The motion, which was made by Commissioner Kirkmeyer, and seconded by Commissioner Cozad, carried unanimously.


 9) PRESENT BID #B1800036, ENVIRONMENTAL SERVICES – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the eight (8) bids received and stated staff will bring back a recommendation on January 17, 2018.


NEW BUSINESS:


 1) CONSIDER RESOLUTION RE: SCHEDULING OF REGULAR MEETINGS OF THE BOARD FOR 2018: Commissioner Cozad moved to approve said Resolution scheduling the regular meetings of the Board. Seconded by Commissioner Kirkmeyer, the motion carried unanimously.


 2) CONSIDER RESOLUTION RE: AUTHORIZE PUBLICATION OF PROCEEDINGS FOR 2018: Commissioner Kirkmeyer moved to approve said Resolution authorizing the publication of proceedings for 2018. Seconded by Commissioner Freeman, the motion carried unanimously.

 3) CONSIDER RESOLUTION RE: DESIGNATION OF PARTICULAR PUBLIC PLACE FOR POSTING OF PUBLIC NOTICES: Commissioner Freeman moved to approve said Resolution designating the place for posting of public notices. The motion, which was seconded by Commissioner Conway, carried unanimously.


 4) CONSIDER RESOLUTION RE: DESIGNATION OF PARTICULAR PUBLIC PLACE FOR POSTING OF NOTICES OF TAX LIEN SALES AND NOTICES OF PROPERTIES GOING TO DEED: Commissioner Cozad moved to approve said Resolution designating the place for posting Treasurer notices. The motion was seconded by Commissioner Conway, and it carried unanimously.


 5) CONSIDER APPOINTMENT OF COMMISSIONER SEAN P. CONWAY TO CERTAIN ADVISORY BOARDS: Commissioner Conway stated he would like to remain as a representative on the MPO Board; however, he realizes Commissioner Cozad has expressed interest in serving on the Board. He reported there are transitions occurring on the MPO Board and this will be his last year. Commissioner Cozad reminded Commissioner Conway that he told her she could be a regular member, in 2018, on the MPO Board. He explained that he has kept open communication with Commissioner Cozad about the business of the MPO. After further discussion, Commissioner Kirkmeyer amended said resolution to list Commissioner Conway as regular member, until January 31, 2018, and Commissioner Cozad as regular member effective, February 1, 2018. The motion, which was seconded by Commissioner Cozad, carried unanimously. Commissioner Kirkmeyer expressed her frustration that Commissioner Conway didn't communicate with the entire Board regarding the MPO's business. Commissioner Conway requested the Board give him 90 days to finish and get through the transition period as MPO regular member. Commissioner Cozad stated she would be willing to allow Commissioner Conway to attend the January, 2018, meeting and then she would become the regular member in February, 2018. Commissioner Kirkmeyer amended the resolution to list Commissioner Conway as the alternate member, beginning February 1, 2018. Seconded by Commissioner Cozad, the motion carried unanimously. Commissioner Kirkmeyer moved to approve the amended resolution and the list of appointments, which was seconded by Commissioner Freeman, and carried unanimously.


 6) CONSIDER APPOINTMENT OF COMMISSIONER JULIE A. COZAD TO CERTAIN ADVISORY BOARDS: Commissioner Kirkmeyer moved to add Commissioner Cozad to the North Front Range Metropolitan Planning Organization as the regular member, effective February 1, 2018. Seconded by Commissioner Freeman, the motion carried unanimously. Commissioner Kirkmeyer moved to approve the amended resolution. The motion was seconded by Commissioner Freeman, and it carried unanimously.


 7) CONSIDER APPOINTMENT OF COMMISSIONER MIKE FREEMAN TO CERTAIN ADVISORY BOARDS: Commissioner Kirkmeyer moved to approve the listed appointments. Seconded by Commissioner Cozad, the motion carried unanimously. Commissioner Freeman stated the Emergency Food and Shelter Program Board and 911 Emergency Telephone Service Authority Board schedule their meetings at the same time. Commissioner Kirkmeyer amended the resolution to remove the Emergency Food and Shelter Program Board and to add the Human Services Advisory Commission. Seconded by


Commissioner Cozad, the motion carried unanimously. Commissioner Kirkmeyer moved to approve the amended appointments. The motion was seconded by Commissioner Cozad, and it carried unanimously


 8) CONSIDER APPOINTMENT OF COMMISSIONER BARBARA KIRKMEYER TO CERTAIN ADVISORY BOARDS: Commissioner Cozad moved to add the Emergency Food and Shelter Program Board. Seconded by Commissioner Freeman, the motion carried unanimously. Commissioner Cozad moved to approve the amended appointments. Seconded by Commissioner Freeman, the motion carried unanimously.


 9) CONSIDER APPOINTMENT OF COMMISSIONER STEVE MORENO TO CERTAIN ADVISORY BOARDS: Commissioner Conway moved to approve the listed appointments. Seconded by Commissioner Freeman, the motion carried unanimously.


 10) CONSIDER CONTRACT ID #1527 AGREEMENT FOR PROFESSIONAL SERVICES FOR NEUROFEEDBACK AND AUTHORIZE CHAIR TO SIGN – GRAY NEUROPSYCHOLOGY ASSOCIATES, P.C: Judy Griego, Director of the Department of Human Services, presented the professional services agreement for neurofeedback services. Commissioner Kirkmeyer moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner Cozad, and it carried unanimously.


 11) CONSIDER CONTRACT ID #1552 COOPERATING TEAM MEMBER AGREEMENT AND AUTHORIZE CHAIR TO SIGN – LIFE STORIES CHILD ADVOCACY CENTER: Ms. Griego reviewed the cooperative team member agreement with Life Stories Child Advocacy Center to provide a trauma-informed approach to support a child and family through investigations of abuse or neglect. Commissioner Conway moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner Kirkmeyer, the motion carried unanimously.


 12) CONSIDER SIX (6) MEMORANDUMS OF UNDERSTANDING FOR WORKFORCE DEVELOPMENT AND EMPLOYMENT SERVICES AND AUTHORIZE CHAIR TO SIGN – VARIOUS PARTNERS: Ms. Griego presented the six (6) memorandums of understanding that are a requirement of the Workforce Innovation Opportunity Act statute which must be adhered to. Commissioner Freeman moved to approve the six (6) memorandums of understanding and authorize the Chair to sign. The motion was seconded by Commissioner Cozad, and it carried unanimously.

 13) CONSIDER INFORMAL BID AGREEMENT FOR PROFESSIONAL SERVICES FOR NUNN GRADER SHED AND AUTHORIZE CHAIR TO SIGN – DCP CIVIL, LLC: Toby Taylor, Director of the Department of Buildings and Grounds, reviewed the three (3) bids received for the informal bid. He recommended awarding to the low bidder, DCP Civil, LLC, for \$15,150.00. Commissioner Cozad moved to approve said informal bid agreement and authorize the Chair to sign. The motion was seconded by Commissioner Kirkmeyer, and it carried unanimously.

 14) CONSIDER RESCHEDULING OF TEMPORARY CLOSURE OF CR 14.5 BETWEEN CR 23 AND U.S. HWY 85: Amy Joseph, Department of Public Works, presented the details of rescheduling the temporary closure, due to weather delays and holiday schedules. She explained the rescheduled closure will be effective January 22, 2018, through January 26, 2018. Commissioner Freeman moved to approve rescheduling of the temporary closure. Seconded by Commissioner Conway, the motion carried unanimously.

 15) CONSIDER RESCHEDULING OF TEMPORARY CLOSURE OF CR 64.5 BETWEEN CRS 57 AND 59: Ms. Joseph requested the rescheduling of the temporary closure, due to weather and holiday schedules, effective January 8, 2018, through January 19, 2018. Commissioner Cozad moved to approve rescheduling of the temporary closure. The motion was seconded by Commissioner Conway, and it carried unanimously.

 16) CONSIDER TEMPORARY CLOSURE OF CR 29 BETWEEN STATE HWY 392 AND CR 70: Ms. Joseph presented the closure effective January 15, 2018, through February 23, 2018, for a bridge re-deck. She stated staff will use magnesium chloride for dust abatement. Commissioner Kirkmeyer moved to approve said temporary closure. The motion was seconded by Commissioner Freeman, and it carried unanimously.

 17) CONSIDER TEMPORARY CLOSURE OF LONG VIEW ROAD EAST OF CAROL DRIVE IN CAROL HEIGHTS SUBDIVISION: Ms. Joseph reviewed the terms for the closure effective January 16, 2018, through January 19, 2018, for a culvert replacement. Commissioner Conway moved to approve said temporary closure. Seconded by Commissioner Cozad, the motion carried unanimously.

RESOLUTIONS AND ORDINANCES: The resolutions were presented and signed as listed on the Consent Agenda. No Ordinances were approved.

Let the minutes reflect that the above and foregoing actions were attested to and respectfully submitted by the Clerk to the Board.

There being no further business, this meeting was adjourned at 10:14 a.m.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

BY: _____
Deputy Clerk to the Board

Steve Moreno, Chair

Barbara Kirkmeyer, Pro-Tem

Sean P. Conway

EXCUSED DATE OF APPROVAL

Julie A. Cozad


Mike Freeman

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO JANUARY 8, 2018


The Board of County Commissioners of Weld County, Colorado, met in regular session in full conformity with the laws of the State of Colorado at the regular place of meeting in the Weld County Administration Building, Greeley, Colorado, January 8, 2018, at the hour of 9:00 a.m.


 **ROLL CALL:** The meeting was called to order by the Chair and on roll call the following members were present, constituting a quorum of the members thereof:

Commissioner Steve Moreno, Chair
Commissioner Barbara Kirkmeyer, Pro-Tem
Commissioner Sean P. Conway
Commissioner Julie A. Cozad - EXCUSED
Commissioner Mike Freeman


Also present:

County Attorney, Bruce Barker
Acting Clerk to the Board, Stephanie Frederick
Controller, Barbara Connolly


 **MINUTES:** Commissioner Freeman moved to approve the minutes of the Board of County Commissioners meeting of January 3, 2018, as printed. Commissioner Kirkmeyer seconded the motion, and it carried unanimously.

 **CERTIFICATION OF HEARINGS:** Commissioner Freeman moved to approve the Certification of Hearings conducted on January 3, 2018, as follows: 1) USR17-0054 – Jessica Lee, c/o Bestway Concrete. Commissioner Kirkmeyer seconded the motion, which carried unanimously.


 **AMENDMENTS TO AGENDA:** There were no amendments to the agenda.

 **CONSENT AGENDA:** Commissioner Kirkmeyer moved to approve the Consent Agenda as printed. Commissioner Freeman seconded the motion, and it carried with three (3) Commissioners agreeing with motion and Commissioner Conway was opposed.


PRESENTATIONS:

 1) GOVERNMENT FINANCE OFFICERS ASSOCIATION (GFOA), CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING – BARBARA CONNOLLY, CONTROLLER, AND WELD COUNTY ACCOUNTING STAFF: Chair Moreno read the certificate for the record recognizing Barbara Connolly and the Accounting staff for their outstanding service. Ms. Connolly stated she appreciates the hard work from her staff. Each one of the Commissioners recognized the Accounting staff for being responsive, professional and for their commitment to the citizens of Weld


County. Commissioner Kirkmeyer mentioned the outstanding job staff did during the IRS audit in accurately keeping the books. *(Clerk's Note: the meeting was paused for a photo opportunity.)*


 **PUBLIC INPUT:** No public input was given.


BIDS:


 1) APPROVE BID #B1700129, PERMANENT FLOOD REPAIRS (EM-BR 54/13A) – DEPARTMENT OF PUBLIC WORKS (*CONT'D FROM 1/3/2018*): Rob Turf, Department of Purchasing, presented the eleven (11) bids and stated staff recommends awarding to the low bidder, Colt and Steel Corporation, in the amount of \$244,303.00. Commissioner Conway moved to approve said low bid. The motion was seconded by Commissioner Freeman, and it carried unanimously.


NEW BUSINESS:


 1) CONSIDER CONTRACT ID #1553 MEMORANDUM OF AGREEMENT FOR COORDINATED INVESTIGATIONS INTO CHILD ABUSE AND NEGLECT AND AUTHORIZE CHAIR TO SIGN – LIFE STORIES CHILD AND FAMILY ADVOCACY: Jamie Ulrich, Deputy Director of the Department of Human Services, reviewed the terms of the memorandum of agreement with Life Stories Child and Family Advocacy, to perform coordinated investigations into child abuse and neglect cases. Commissioner Conway moved to approve said memorandum of agreement and authorize the Chair to sign. The motion was seconded by Commissioner Freeman, and it carried unanimously.

 2) CONSIDER CONTRACT ID #1564 CONTRACT AMENDMENT #2 TO INTERGOVERNMENTAL AGREEMENT FOR SINGLE ENTRY POINT AGENCY AND AUTHORIZE CHAIR TO SIGN: Ms. Ulrich reviewed the terms of the amendment which allows a funding increase in the amount of \$25,707.00. Commissioner Kirkmeyer moved to approve said amendment #2 and authorize the Chair to sign. Seconded by Commissioner Freeman, the motion carried unanimously.


 3) CONSIDER CONTRACT ID #1567 AGREEMENT FOR PROFESSIONAL SERVICES AND AUTHORIZE CHAIR TO SIGN – NORTH RANGE BEHAVIORAL HEALTH: Ms. Ulrich stated the agreement will allow North Range Behavioral Health to provide psychiatric/medical provider for medical consultation and interpretation services related to Child Welfare cases. Commissioner Conway moved to approve said agreement and authorize the Chair to sign. The motion, which was seconded by Commissioner Freeman, carried unanimously.


 4) CONSIDER CONTRACT ID #1568 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – ALISHA SCHULTZ: Ms. Ulrich presented the agreement with Alisha Schultz to provide a Foster Care Services in a Foster Care Home. Commissioner Freeman moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner Conway, the motion carried unanimously.


 5) CONSIDER CONTRACT ID #1574 AGREEMENT FOR CHILD PROTECTIVE SERVICES AND AUTHORIZE CHAIR TO SIGN – RENEW THERAPY CENTER: Ms. Ulrich presented the agreement with Renew Therapy Center to provide neurofeedback services. Commissioner Freeman moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner Kirkmeyer, and it carried unanimously.


 6) CONSIDER CONTRACT ID #1587 GRANT PARTNERSHIP AGREEMENT FOR PATHWAYS TO SUCCESS (ADULT EDUCATION AND LITERACY ACT GRANT) AND AUTHORIZE CHAIR TO SIGN – AIMS COMMUNITY COLLEGE: Ms. Ulrich presented the Partnership Agreement with Aims


Community College, which is proposing the implementation of a three-year program, to provide basic educational skills necessary to compete in today's workforce, to low-income and low-literate adults, utilizing the Adult Education and Literacy Grant. Commissioner Freeman moved to approve said grant partnership agreement and authorize the Chair to sign. The motion was seconded by Commissioner Conway, and it carried unanimously.


 7) CONSIDER CONTRACT ID #1599 MEMORANDUM OF UNDERSTANDING FOR HOTLINE CALLS FOR CHILD AND ADULT PROTECTIVE SERVICES AND AUTHORIZE CHAIR TO SIGN - PROWERS COUNTY: Ms. Ulrich presented the memorandum of understanding to allow Prowers County to manage and administer calls to the Hotline for child welfare and adult protective services for residents of Weld County. Commissioner Kirkmeyer moved to approve said memorandum of understanding and authorize the Chair to sign. The motion, which was seconded by Commissioner Freeman, carried unanimously.


 8) CONSIDER ADOPTION OF WELD COUNTY ROAD 29 ACCESS CONTROL PLAN: Jim Flesher, Department of Public Works, presented the Weld County Road 29 Access Control Plan which includes Weld County and the Towns of Nunn, Pierce, Ault, Severance, and Eaton. Mr. Flesher reviewed this plan, stating the main objective is to provide safe access to properties on the County Road 29 corridor between State Highway 392 and County Road 100. He displayed slides outlining the objectives and concerns that were brought up during the public meeting. He stated after the public meeting the concerns were addressed and changes were made to the draft of the Access Control Plan. Mr. Flesher reviewed the requirements for access spacing, sight distance, and auxiliary lanes and stated staff's recommendation is to consolidate two accesses into one shared access on the property line. In response to Chair Moreno, Mr. Flesher reiterated there was one public meeting held June 13, 2017. In response to Commissioner Conway, Mr. Flesher explained during the Appeal process, it takes a majority vote between the six (6) entities before any change is made to the Plan. Commissioner Conway clarified there was only one public meeting held in the Administration Building, on June 13, 2017. Commissioner Kirkmeyer reiterated all the entities should adopt the Plan before moving forward.


 Stephanie Rice, resident of Eaton, requested clarification of this project, because it had been conveyed that it wasn't a widening of the road and believes this is a safety concern. Ms. Rice expressed she is against the widening of the road and doesn't want traffic signals to be installed. She stated she doesn't want County Road 29 to become like U.S. Highway 85.


 Commissioner Kirkmeyer clarified it is not in the capital plan to widen the roadway, but the designation of the road was changed to an arterial road and the Plan outlines how future accesses should be addressed if widening of the roadway occurs. She explained this is only an access management plan. She reiterated it is a recommendation to consolidate accesses and not a requirement for residents to change their accesses. Ms. Rice inquired if the Access Plan proposal could have been done with the classification of the roadway as a Collector road. Commissioner Kirkmeyer stated the County has policies in place for access points along County roads, similar to what is being proposed in the Access Management Plan. Ms. Rice stated she doesn't have an issue with access points.


 Mr. Flesher explained the standards are different for a Collector road classification and distances between access points are located closer than an Arterial road. He clarified the references of 100-foot or 140-foot width refers to right-of-way, not the actual width of the roadway.


 In response to Commissioner Conway, Ms. Rice stated she is frustrated with this project and believes it is being rushed. She indicated she didn't get involved until she discovered the roadway classification had been changed, unbeknownst to residents along the corridor.


 In response to Commissioner Kirkmeyer, Ms. Rice stated it would be helpful to have another Public Open House because communication is important. She reiterated she is against the widening of County Road 29.


 Carolyn Prior, surrounding property owner, thanked the Department of Public Works for their communication with the property owners. She stated the road she lives along will be the one most impacted by the access plan and requested clarification.


 Commissioner Kirkmeyer mentioned it may be advantageous to continue this matter and hold another Public meeting for residents to have the opportunity to ask questions and clear up any confusion.


 Commissioner Conway stated he agrees this matter should be continued until a public meeting can be scheduled to also invite the Mayors and the Town Managers to attend.


 Rebecca Seward, surrounding property owner, stated she appreciates the Board continuing this matter. She would like the Board to consider hosting more than one public meeting to make sure all property owners can attend.


 Commissioner Conway moved to continue said matter to February 26, 2018. Seconded by Commissioner Kirkmeyer, the motion carried unanimously.


 Commissioner Conway suggested the public meeting should be scheduled in the evening hours so the property owners can attend.


 Commissioner Kirkmeyer stated she would like two meetings scheduled; one at the Administration Building and one in a north municipality.


 Commissioner Conway thanked the public for attending and stated he understands the concerns that the project feels rushed.

 9) CONSIDER CONTRACT ID #1601 INTERGOVERNMENTAL AGREEMENT FOR WELD COUNTY ROAD 29 ACCESS CONTROL PLAN BETWEEN STATE HIGHWAY 392 AND CR 100 AND AUTHORIZE CHAIR TO SIGN – VARIOUS ENTITIES: Commissioner Kirkmeyer moved to continue this matter to February 26, 2018. The motion, which was seconded by Commissioner Freeman, carried unanimously.

 10) SECOND READING OF CODE ORDINANCE #2017-10, IN THE MATTER OF REPEALING AND REENACTING WITH AMENDMENTS, CHAPTER 30 ONSITE WASTEWATER TREATMENT SYSTEMS, OF THE WELD COUNTY CODE: Commissioner Freeman moved to read Code Ordinance #2017-10 by title only. Seconded by Commissioner Kirkmeyer, the motion carried unanimously. Bruce Barker, County Attorney, read the title for the record. Katie Sall, Department of Public Health and Environment, stated the changes made were for clarification purposes only. No public testimony was offered concerning this matter. Commissioner Kirkmeyer moved to approve on second reading. Seconded by Commissioner Freeman, the motion carried unanimously.

 11) CONSIDER APPOINTMENT TO PLANNING COMMISSION: Commissioner Freeman moved to approve said appointment. The motion was seconded by Commissioner Kirkmeyer, and it carried unanimously.

 12) CONSIDER APPOINTMENT TO NOXIOUS WEED MANAGEMENT ADVISORY BOARD: Commissioner Kirkmeyer moved to approve said appointment. The motion was seconded by Commissioner Conway, and it carried unanimously.

 13) CONSIDER APPOINTMENT OF KIMBERLY DEWEY AS DEPUTY CLERK TO THE BOARD: Esther Gesick, Clerk to the Board, introduced Ms. Dewey who is transferring from the Accounting Department. Ms. Dewey stated she is excited to contribute her prior experiences to the new position. Each one of the Commissioners welcomed Ms. Dewey to her new position as Deputy Clerk to the Board. Commissioner Conway moved to approve said appointment. The motion, which was seconded by Commissioner Kirkmeyer, carried unanimously.

RESOLUTIONS AND ORDINANCES: The resolutions were presented and signed as listed on the Consent Agenda. Code Ordinance #2017-10 was approved on Second Reading.

Let the minutes reflect that the above and foregoing actions were attested to and respectfully submitted by the Clerk to the Board.

There being no further business, this meeting was adjourned at 9:58 a.m.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

BY: _____
Deputy Clerk to the Board

Steve Moreno, Chair

Barbara Kirkmeyer, Pro-Tem

Sean P. Conway

Julie A. Cozad


Mike Freeman

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO JANUARY 10, 2018


The Board of County Commissioners of Weld County, Colorado, met in regular session in full conformity with the laws of the State of Colorado at the regular place of meeting in the Weld County Administration Building, Greeley, Colorado, January 10, 2018, at the hour of 9:00 a.m.


 **ROLL CALL:** The meeting was called to order by the Chair and on roll call the following members were present, constituting a quorum of the members thereof:

Commissioner Steve Moreno, Chair
Commissioner Barbara Kirkmeyer, Pro-Tem
Commissioner Sean P. Conway
Commissioner Julie Cozad
Commissioner Mike Freeman


Also present:

County Attorney, Bruce Barker
Acting Clerk to the Board, Stephanie Frederick
Controller, Barbara Connolly


 **MINUTES:** Commissioner Conway moved to approve the minutes of the Board of County Commissioners meeting of January 8, 2017, as printed. Commissioner Cozad seconded the motion, and it carried unanimously.


 **READ ORDINANCE BY AUDIO:** Commissioner Kirkmeyer moved to read Code Ordinance #2018-01 by audio. Commissioner Conway seconded the motion, which carried unanimously.


 **AMENDMENTS TO AGENDA:** There were no amendments to the agenda.


 **CONSENT AGENDA:** Commissioner Cozad moved to approve the Consent Agenda as printed. Commissioner Kirkmeyer seconded the motion, and it carried unanimously.

PRESENTATIONS:


 1) RECOGNITION OF SERVICES, WELD/LARIMER REVOLVING LOAN FUND – RALPH KREITLER: Chair Moreno read the certificate for the record acknowledging Mr. Kreitler's voluntary contributions to the citizens of Weld County. Mr. Kreitler thanked the Board for the experience, stating he enjoyed adding more jobs, as well as expanding businesses. Each one of the Commissioners thanked Mr. Kreitler for helping people achieve their dreams and being willing to step up and make Weld County a better place. Mr. Kreitler expressed his appreciation for the Commissioners' involvement with the improvement of Weld County. *(Clerk's Note: The meeting was paused for a photo opportunity.)*


 2) RECOGNITION OF SERVICES, NORTH COLORADO MEDICAL CENTER BOARD OF TRUSTEES – DR. SUSAN CARTER: Chair Moreno read the certificate for the record recognizing Dr. Carter for her voluntary contributions and commitment of time. Dr. Carter thanked the Board for their commitment and input to the North Colorado Medical Center Board of Trustees. Each one of the Commissioners thanked Dr. Carter for her exemplary leadership and her expertise. *(Clerk's Note: The meeting was paused for a photo opportunity.)*


 **PUBLIC INPUT:** No public input was given.


 **COMMISSIONER COORDINATOR REPORTS:** Commissioner Cozad stated she had her first briefings with her assigned departments, and learned about projects each Department is currently working on. Commissioner Kirkmeyer stated she also meet with her assigned departments. She reported she appeared on a local news channel to discuss the Interstate 25 Coalition and the corridor. Commissioner Freeman stated he met with Tom Parko, Director of Planning Services, and Judy Griego, Director of the Department of Human Services, to discuss each department's goal for 2018. Commissioner Conway stated he was reappointed to the STAC Council at the MPO meeting, where they discussed improvement projects for the infrastructure. He attended the South Platte Roundtable meeting and they elected Garrett Varra as the Chairman for 2018, and Commissioner Conway was elected as the Vice-Chairperson. Commissioner Moreno also attended the I-25 Coalition meeting with Commissioners Kirkmeyer and Cozad. He extended his appreciation to Commissioner Kirkmeyer for her contributions on the I-25 Coalition. Commissioner Kirkmeyer clarified the \$87,000,000.00 is for all the projects along the I-25 corridor. Commissioner Conway also acknowledged Kathy Gilliland for her extraordinary work with the I-25 Coalition. Lastly, Chair Moreno stated he attended the Evans Economic Council where he was asked to remain as a member.


BIDS:


 1) PRESENT BID #B1800039, BALLOT BOXES – CLERK AND RECORDER: Rob Turf, Department of Purchasing, presented the sole bid received and stated staff will bring back a recommendation on January 24, 2018. Rudy Santos, Chief Deputy of the Office of Clerk and Recorder, reviewed the details of the 24-hour mailbox already implemented in the Del Camino Office and stated they would like to expand the 24-hour mailboxes to twelve (12) other locations to reach more voters in the upcoming elections. In response to Commissioner Kirkmeyer, Bruce Barker, County Attorney, stated since only one (1) bid was received and there are other components to finish the project, it can be approved on an emergency basis. In response to Commissioner Cozad, Toby Taylor, Director of the Department of Buildings and Grounds, acknowledged the deadline is approaching and he is making sure the security cameras meet Secretary of State requirements. Commissioner Kirkmeyer moved to approve said bid on an emergency basis. Seconded by Commissioner Freeman, it carried unanimously. In response to Commissioner Conway, Mr. Taylor stated he does not have a time frame for the purchase of the security cameras.

 2) PRESENT BID #B1800010, PATROL PURSUIT RATED AWD SEDANS (QTY. 11) – SHERIFF'S OFFICE: Mr. Turf presented the three (3) bids received and stated staff will bring back a recommendation on January 24, 2018.


 3) PRESENT BID #B1800011, PATROL FULL SIZE 4X4 PICKUP OR SUV – SHERIFF'S OFFICE: Mr. Turf presented the two (2) bids received and stated staff will bring back a recommendation on January 24, 2018.


 4) PRESENT BID #B1800012, SUV 4 DOOR K-9 UNIT (QTY. 2) – SHERIFF’S OFFICE: Mr. Turf presented the two (2) bids received and stated staff will bring back a recommendation on January 24, 2018.


 5) PRESENT BID #B1800013, CIVILIAN MINI VAN – SHERIFF’S OFFICE/STRIKE TEAM: Mr. Turf presented the sole bid and stated staff will bring back a recommendation on January 24, 2018.


 6) PRESENT BID #B1800014, AWD OR 4X4 SUV’S – DETENTION (QTY 2) – SHERIFF’S OFFICE: Mr. Turf presented the two (2) bids received and stated staff will bring back a recommendation on January 24, 2018.


 7) PRESENT BID #B1800015, SUV (SMALL) (QTY. 2) – DEPARTMENT OF PLANNING SERVICES/DEPARTMENT OF BUILDINGS AND GROUNDS: Mr. Turf presented the four (4) bids received and stated staff will bring back a recommendation on January 24, 2018.


 8) PRESENT BID #B1800016, SEDAN/INVESTIGATOR - DISTRICT ATTORNEY’S OFFICE: Mr. Turf presented the three (3) bids received and stated staff will bring back a recommendation on January 24, 2018. In response to Commissioner Conway, Mr. Turf clarified it is for the new vehicle approved as part of the budget.


 9) PRESENT BID #B1800017, SED FRONT MOUNTING SNOW BLOWER (QTY. 2) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the three (3) bids received and stated staff will bring back a recommendation on January 24, 2018. In response to Commissioner Cozad, Mr. Turf explained staff will research the \$80,000.00 difference between the low bid and high bid.


 10) PRESENT BID #B1800018, FARM TRACTOR – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the five (5) bids received and stated staff will bring back a recommendation on January 24, 2018.


 11) PRESENT BID #B1800019, 1-TON PICKUP WITH UTILITY BOX – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the four (4) bids received and stated staff will bring back a recommendation on January 24, 2018.


 12) PRESENT BID #B1800020, TANDEM AXLE TRUCKS (QTY. 10) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the six (6) bids received and stated staff will bring back a recommendation on January 24, 2018.


 13) PRESENT BID #B1800021, TANDEM AXLE BELLY DUMP TRAILERS (QTY. 4) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the six (6) bids received and stated staff will bring back a recommendation on January 24, 2018.


 14) PRESENT BID #B1800022, MOTORGRADERS (QTY. 6) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the three (3) bids received and stated staff will bring back a recommendation on January 24, 2018.


 15) PRESENT BID #B1800023, WHEEL LOADER – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the five (5) bids received and stated staff will bring back a recommendation on January 24, 2108.


 16) PRESENT BID #B1800024, 3-TON DOUBLE DRUM VIBRATORY ROLLER – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the seven (7) bids received and stated staff will bring back a recommendation on January 24, 2018.


 17) PRESENT BID #B1800025, 6-INCH TRASH PUMP – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the three (3) bids received and stated staff will bring back a recommendation on January 24, 2018.


 18) PRESENT BID #B1800026, 9 TON PNEUMATIC TIRE ROLLER COMPACTOR – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the five (5) bids received and stated staff will bring back a recommendation on January 24, 2018.


 19) PRESENT BID #B1800027, 13-TON DOUBLE DRUM VIBRATORY ROLLER – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the six (6) bids received and stated staff will bring back a recommendation on January 24, 2018.


 20) PRESENT BID #B1800028, ROAD WIDENER – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the sole bid received and stated staff will bring back a recommendation on January 24, 2018.

 21) PRESENT BID #B1800029, ROAD BROOM SWEEPER – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the four (4) bids received and stated staff will bring back a recommendation on January 24, 2018.


 22) PRESENT BID #B1800030, LOADER MOUNTED ROTARY SNOW BLOWER – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the four (4) bids received and stated staff will bring back a recommendation on January 24, 2018.

 23) PRESENT BID #B1800031, DOUBLE AXLE TRAILER – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the four (4) bids received and stated staff will bring back a recommendation on January 24, 2018.


 24) PRESENT BID #B1800032, SKID STEER LOADER – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the eleven (11) bids received and stated staff will bring back a recommendation on January 24, 2018.


 25) PRESENT BID #B1800035, 1/2-TON 4X4 COMPACT EXT. CAB PICKUP – DEPARTMENT OF BUILDINGS AND GROUNDS: Mr. Turf presented the three (3) bids received and stated staff will bring back a recommendation on January 24, 2018.


OLD BUSINESS:


 1) CONSIDER BYLAWS FOR WELD FAITH PARTNERSHIP COUNCIL (*CONT'D FROM 12/27/2017*): Bruce Barker, County Attorney, reviewed the changes made during the work session. Commissioner Conway thanked Mr. Barker for his work on the Bylaws and clarified that the changes are consistent with the other Boards. Commissioner Cozad moved to approve said Bylaws for the Weld Faith Partnership Council. Seconded by Commissioner Conway, the motion carried unanimously.


NEW BUSINESS:


 1) CONSIDER AGREEMENT FOR PROFESSIONAL SERVICES FOR REMODEL DESIGN SERVICES AND AUTHORIZE CHAIR TO SIGN – ROBERT SHREVE ARCHITECTS AND PLANNERS, INC. (RSAP): Mr. Taylor presented the three (3) informal bids for the remodel of the Buildings and Grounds building to provide additional office space. He recommended awarding to the low bidder, Robert Shreve Architects and Planners in the amount of \$4,400,000. Commissioner Freeman moved to approve said agreement and authorize the Chair to sign. The motion, which was seconded by Commissioner Kirkmeyer, carried unanimously.

 2) CONSIDER INTERGOVERNMENTAL AGREEMENT FOR THE PAYMENT OF FEDERAL MINERAL LEASE FUNDS FOR VARIOUS ROAD IMPROVEMENT PROJECTS AND AUTHORIZE CHAIR TO SIGN: Mr. Barker reviewed the terms of the intergovernmental agreement for the Federal Mineral Lease Funds to distribute to the County the amount of \$1,000,000.00 in 2018 for various road improvement projects. Commissioner Freeman moved to approve said intergovernmental agreement and authorize the Chair to sign. The motion was seconded by Commissioner Cozad, and it carried unanimously.

 3) CONSIDER INTERGOVERNMENTAL AGREEMENT FOR THE PAYMENT OF FEDERAL MINERAL LEASE FUNDS FOR WATER TESTING AND AUTHORIZE CHAIR TO SIGN: Commissioner Freeman presented the intergovernmental agreement for the payment of Federal Mineral Lease Funds in the amount of \$50,000.00, for the continuation of the Water Testing program. Commissioner Freeman moved to approve said intergovernmental agreement and authorize the Chair to sign. Seconded by Commissioner Kirkmeyer, the motion carried unanimously.

 4) CONSIDER REAPPOINTMENT TO FEDERAL MINERAL LEASE DISTRICT BOARD OF DIRECTORS: Commissioner Freeman moved to approve said reappointment. The motion was seconded by Commissioner Conway, and it carried unanimously.

 5) CONSIDER REAPPOINTMENT TO BOARD OF TRUSTEES FOR NORTH COLORADO MEDICAL CENTER: Commissioner Conway moved to approve said reappointment. The motion was seconded by Commissioner Cozad, and it carried unanimously. Commissioner Conway expressed his appreciation for Ms. Davis' medical expertise and her scientific background.

 6) FIRST READING OF CODE ORDINANCE #2018-01, IN THE MATTER OF REPEALING AND REENACTING WITH AMENDMENTS, CHAPTER 12 LICENSES AND PERMITS – ARTICLE VIII – CERTIFICATES OF DESIGNATION, OF THE WELD COUNTY CODE: Bob Choate, Assistant County Attorney, presented the new code for Chapter 12, related to procedures for Certificates of Designation. He stated it was created to outline the current process, which follows State statute for Waste Disposal sites. In response to Commissioner Conway, Mr. Choate reiterated the Code update will provide an explanation to applicants on how the County follows State statute. No public testimony was offered concerning this matter. Commissioner Freeman moved to approve on First Reading. Seconded by Commissioner Cozad, the motion carried unanimously.

RESOLUTIONS AND ORDINANCES: The resolutions were presented and signed as listed on the Consent Agenda. Code Ordinance #2018-01, was approved on First Reading.

Let the minutes reflect that the above and foregoing actions were attested to and respectfully submitted by the Clerk to the Board.

There being no further business, this meeting was adjourned at 9:47 a.m.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Steve Moreno, Chair

Weld County Clerk to the Board

Barbara Kirkmeyer, Pro-Tem

BY: _____
Deputy Clerk to the Board

Sean P. Conway

APPROVED AS TO FORM:

Julie A. Cozad

County Attorney

Mike Freeman


Date of signature: _____

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO JANUARY 15, 2018


The Board of County Commissioners of Weld County, Colorado, met in regular session in full conformity with the laws of the State of Colorado at the regular place of meeting in the Weld County Administration Building, Greeley, Colorado, January 15, 2018, at the hour of 9:00 a.m.


 **ROLL CALL:** The meeting was called to order by the Cozad Pro-Tem and on roll call the following members were present, constituting a quorum of the members thereof:

Commissioner Steve Moreno, Chair - EXCUSED
Commissioner Barbara Kirkmeyer, Pro-Tem
Commissioner Sean P. Conway
Commissioner Julie A. Cozad
Commissioner Mike Freeman


Also present:

County Attorney, Bruce Barker
Acting Clerk to the Board, Stephanie Frederick
Senior Accountant, Chris D'Ovidio




 **MINUTES:** Commissioner Conway moved to approve the minutes of the Board of County Commissioners meeting of January 10, 2018, as printed. Commissioner Cozad seconded the motion, and it carried unanimously.

 **CERTIFICATION OF HEARINGS:** Commissioner Freeman moved to approve the Certification of Hearings conducted on January 10, 2018, as follows: 1) USR17-0043 – Cactus Hill Ranch Company, c/o Simon Contractors, Inc. Commissioner Conway seconded the motion, which carried unanimously.

 **AMENDMENTS TO AGENDA:** There were no amendments to the agenda.


 **CONSENT AGENDA:** Commissioner Cozad moved to approve the Consent Agenda as printed. Commissioner Freeman seconded the motion, and it carried unanimously.


PROCLAMATIONS:

 1) HIGHLAND HUSKIES DAY - JANUARY 15, 2018: Chair Pro-Tem Kirkmeyer read the proclamation for the record recognizing the accomplishments of the Highland Huskies Cheer Team and winning the 2A State Championship Title for the second consecutive year.  Makaela Kuhlman, Captain of the Cheer Team, stated she is proud of the girls' hard work and winning the State Championship Title. She stated they will raise \$21,000.00 to compete at the Nationals Competition, in February. Lastly, Ms. Kuhlman thanked the coaches for supporting the team.  Michaela Runnels, Highland Huskies Cheer Coach, stated she is proud of the cheer team and thanked the Commissioners for their support and recognition. In response to Commissioner Conway, Ms. Runnels, stated they have


received donations and will do a fundraiser. Each one of the Commissioners congratulated the Highland Huskies Cheer Team for the title and proclaimed January 15, 2018, as Highland Huskies Day. The Cheer Team thanked their mentors and parents for the support. *(Clerk's Note: The meeting was paused for a cheer and photo opportunity.)*


PRESENTATIONS:


 1) RECOGNITION OF SERVICES, SHERIFF'S OFFICE - FRED WALKER: Chair Pro-Tem Kirkmeyer read the certificate for the record recognizing Mr. Walker's service to the Weld County Sheriff's Office. Steve Reams, Sheriff, presented Mr. Walker with a plaque and pin and thanked him for his dedication to the Sheriff's Office. Each one of the Commissioners recognized him for his service to Weld County and congratulated him on his retirement. Commissioner Cozad invited him back to volunteer on one of the many advisory Boards with the County. *(Clerk's Note: The meeting was paused for a photo opportunity.)*


 **PUBLIC INPUT:** No public input was given.


NEW BUSINESS:


 1) CONSIDER CONTRACT ID #1557 AGREEMENT FOR WORKFORCE DEVELOPMENT PROGRAMS AND AUTHORIZE CHAIR PRO-TEM TO SIGN: Judy Griego, Director of the Department of Human Services, reviewed the agreement to implement and deliver services through Federal and State funded employment and training programs. She explained the funds are executed through the Expenditure Authorizations. Commissioner Conway moved to approve said agreement and authorize the Chair Pro-Tem to sign. Seconded by Commissioner Cozad, the motion carried unanimously.


 2) CONSIDER CONTRACT ID #1575 AGREEMENT FOR PROFESSIONAL SERVICES AND AUTHORIZE CHAIR PRO-TEM TO SIGN – THIRD WAY CENTER, INC.: Ms. Griego presented the agreement which will provide a specific group of youth to receive therapeutic services through Core funding. Commissioner Freeman moved to approve said agreement and authorize the Chair Pro-Tem to sign. The motion was seconded by Commissioner Conway, and carried unanimously.

 3) CONSIDER CONTRACT ID #1585 EXPENDITURE AUTHORIZATION FOR ADULT AND DISLOCATED WORKER PROGRAMS AND AUTHORIZE CHAIR PRO-TEM TO SIGN: Ms. Griego reviewed the Expenditure Authorization funds to provide employment and training services for the Adult and Dislocated Worker Programs, in the amount of \$974,083.00. Commissioner Cozad moved to approve said expenditure authorization and authorize the Chair Pro-Tem to sign. The motion, which was seconded by Commissioner Freeman, carried unanimously.

 4) CONSIDER ACCEPTANCE OF CANVASS BOARD CERTIFICATION OF NOVEMBER 7, 2017, COORDINATED ELECTION: Bruce Barker, County Attorney, stated this will certify the 2017 County Coordinated Election, per the State statute. Commissioner Conway moved to approve and accept the Canvass Board Certification. The motion was seconded by Commissioner Cozad, and it carried unanimously.

 5) CONSIDER ANNUAL REPORT FOR 2017 HERBICIDE APPLICATIONS AND AUTHORIZE CHAIR PRO-TEM TO SIGN: Tina Booton, Department of Public Works, reviewed the Annual Report for discharges from the application of pesticides as required by the National Pollutant Discharge Elimination System (NPDES) requirements. Commissioner Cozad moved to approve said annual report and authorize Chair Pro-Tem to sign. The motion was seconded by Commissioner Freeman, and it carried unanimously.

 6) CONSIDER EXTENSION OF OIL AND GAS LEASE COVERING CERTAIN PROPERTY OWNED BY WELD COUNTY, COLORADO – EXTRACTION OIL AND GAS, INC.: Esther Gesick, Clerk to the Board, reviewed the terms of the six (6) month extension of the Oil and Gas Lease for the total amount of \$220.39. Commissioner Freeman moved to approve said extension of Oil and Gas Lease. Seconded by Commissioner Cozad, the motion carried unanimously.

 7) CONSIDER APPOINTMENT OF DEPUTY DISTRICT ATTORNEY AND AUTHORIZE CHAIR PRO-TEM TO SIGN – SARAH BABB: Commissioner Conway moved to approve said appointment of Deputy District Attorney and authorize the Chair Pro-Tem to sign. The motion was seconded by Commissioner Freeman, and carried unanimously.

RESOLUTIONS AND ORDINANCES: The resolutions were presented and signed as listed on the Consent Agenda. No Ordinances were approved.

Let the minutes reflect that the above and foregoing actions were attested to and respectfully submitted by the Clerk to the Board.

There being no further business, this meeting was adjourned at 9:36 a.m.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

BY: _____
Deputy Clerk to the Board

EXCUSED
Steve Moreno, Chair

Barbara Kirkmeyer, Pro-Tem

Sean P. Conway

Julie A. Cozad


Mike Freeman

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO JANUARY 17, 2018


The Board of County Commissioners of Weld County, Colorado, met in regular session in full conformity with the laws of the State of Colorado at the regular place of meeting in the Weld County Administration Building, Greeley, Colorado, January 17, 2018, at the hour of 9:00 a.m.


 **ROLL CALL:** The meeting was called to order by the Chair and on roll call the following members were present, constituting a quorum of the members thereof:


Commissioner Steve Moreno, Chair
Commissioner Barbara Kirkmeyer, Pro-Tem
Commissioner Sean P. Conway
Commissioner Julie A. Cozad
Commissioner Mike Freeman


Also present:


County Attorney, Bruce Barker
Acting Clerk to the Board, Stephanie Frederick
Controller, Barbara Connolly

 **MINUTES:** Commissioner Kirkmeyer moved to approve the minutes of the Board of County Commissioners meeting of January 15, 2018, as printed. Commissioner Conway seconded the motion, and it carried unanimously.


 **AMENDMENTS TO AGENDA:** Commissioner Cozad moved to remove New Business item 2) Consider Petition for Abatement or Refund of Taxes – Venture 6435, LLC. The motion was seconded by Commissioner Kirkmeyer, and it carried unanimously.

 **CONSENT AGENDA:** Commissioner Freeman moved to approve the Consent Agenda as printed. Commissioner Cozad seconded the motion, and it carried unanimously.


 **PUBLIC INPUT:** Gilbert Marin, representative of 70 Ranch and former Mayor of the Town of Kersey, presented a book about the history of the 70 Ranch. He stated Bob Lemke, owner of 70 Ranch, feels it is important to document the history of the 70 Ranch and published a book. Commissioner Kirkmeyer announced she is the President of the South Platte Valley Historical Society and she appreciates Weld County History. Each one of the Commissioners thanked Mr. Marin for the book. In response to Commissioner Conway, Mr. Marin stated he doesn't have an exact timeline for the completion of the Reservoir, but they are building pumping stations and progress is slow. He is hoping it will be complete in late March of 2018, and would like to give the Commissioners a tour.


 **COMMISSIONER COORDINATOR REPORTS:** Commissioner Cozad stated the new Bylaws were presented at the Weld Faith Partnership Council meeting and the Council will vote on a new Chair at the

next meeting. She stated Weld Faith Partnership Council will host a Finally Home Family Strengthening event for thirty existing foster families. She also attended the Area Agency on Aging meeting.


 Commissioner Kirkmeyer, met with Representative Young to discuss the extension of Foster Care Services for emancipated youth and also discussed the Child Welfare Allocation. She reported the Fort Lupton Chamber will have their annual meeting on Friday. Commissioner Kirkmeyer stated the Colorado Department of Transportation will be hosting public meetings regarding the U.S. Highway 85 Corridor.


 Commissioner Freeman stated he attended a retreat with United Way of Weld County.


 Commissioner Conway attended the E-470 Board meeting where they elected new board members. He submitted the summary from the NACO Transportation Steering Committee Conference Call, attached as Exhibit "A." In response to Commissioner Cozad, Commissioner Conway reiterated there was no additional information provided for the discussion and the call is open to the public.


 Chair Moreno stated he serve with a National organization which certifies election officials and ensures the security of elections. He stated they discussed cyber security for the upcoming elections.

BIDS:


 1) APPROVE BID #B1800036, ENVIRONMENTAL SERVICES – DEPARTMENT OF PUBLIC WORKS: Rob Turf, Department of Purchasing, presented the eight (8) bids received and stated staff recommends awarding to the low bidder, Tiglas Ecological Services, in the amount of \$31,090.00. Commissioner Conway moved to approve said low bid. Seconded by Commissioner Cozad, the motion carried unanimously.


 2) PRESENT BID #B1800037, MOTOR POOL REMODEL/UPDATE – DEPARTMENT OF BUILDINGS AND GROUNDS: Mr. Turf presented the three (3) bids received and stated staff will bring back a recommendation on January 31, 2018.

 3) PRESENT BID #B1800043, OEM PLANNING CONTRACTOR – OFFICE OF EMERGENCY MANAGEMENT: Mr. Turf presented the two (2) bids received and stated staff will bring back a recommendation on January 31, 2018.


 4) CONDUCT ORAL AUCTION FOR OIL AND GAS LEASE AND AUTHORIZE CHAIR TO SIGN (NE1/4, E1/2 SE1/4, S30, T8N, R59W): Chris D'Ovidio, Senior Accountant, presented the sole bid for 230 net mineral acres. Commissioner Freeman moved to accept the sole bid from DPOC, LLC, for \$2,077.00 per acre approve said lease and authorize Chair to sign. The motion, which was seconded by Commissioner Conway, carried unanimously.

NEW BUSINESS:


 1) CONSIDER GRANT AGREEMENT FOR PURCHASE OF PROPERTY AND AUTHORIZE CHAIR TO SIGN – HABITAT FOR HUMANITY OF THE SAINT VRAIN VALLEY, INC: Tom Teixeira, Executive Director of the Greeley-Weld Housing Authority, presented the grant agreement to transfer funds to the Habitat for Humanity of the Saint Vrain Valley, Inc., to purchase property located at 801 Glen Dale Street, Dacono, Colorado 80514. Commissioner Conway moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner Cozad, the motion carried unanimously. Commissioner Conway thanked Mr. Teixeira for his diligence and hard work on this project.


 2) CONSIDER CONTRACT ID #1616 AGREEMENT CONCERNING PURCHASE OF TEMPORARY CONSTRUCTION EASEMENT FOR CERTAIN IMPROVEMENTS TO CR 53 AND AUTHORIZE CHAIR TO SIGN NECESSARY DOCUMENTS – LAVERN GLOVER REVOCABLE TRUST: Clay Kimmi, Department of Public Works, presented the agreement for two (2) easements in the

total amount of \$548.00. He stated the easements are necessary for construction of accesses as part of the County Road 53 Bridge project. Commissioner Freeman moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner Conway, and it carried unanimously.

 3) CONSIDER PROPERTY USE AGREEMENT FOR PLANNING COMMISSION IPAD AND AUTHORIZE CHAIR TO SIGN – RICHARD BECK: Commissioner Freeman moved to approve said property use agreement and authorize the Chair to sign. The motion was seconded by Commissioner Cozad, and it carried unanimously.

PLANNING:

 1) CONSIDER CONTRACT ID #1569 CANCELLATION AND RELEASE OF COLLATERAL FOR CR 17 IMPROVEMENTS – SADDLER ARENA, LLC/SADDLER RIDGE METROPOLITAN DISTRICT, C/O LIBERTY SAVINGS BANK, FSB: Evan Pinkham, Department of Public Works, presented the request to release the collateral, for \$36,182.48, because County Road 17 has been annexed by the Town of Severance and collateral is no longer required. Commissioner Cozad moved to cancel and release said collateral. Seconded by Commissioner Conway, the motion carried unanimously.

 2) CONSIDER VACATION OF USE BY SPECIAL REVIEW PERMIT, USR-1678 – DUSTY AND KARRIE THOMAS: Ryder Reddick, Department of Planning Services, reviewed the request for a complete vacation, which will satisfy Condition of Approval #3.A, for Recorded Exemption, RECX17-0102. He stated the applicant is applying for a new Use by Special Review permit for a steel fabrication shop and oil and gas support company. Mr. Reddick displayed slides showing Lot B which is proposed to be vacated. He explained thirty (30) cargo containers have been removed from the lot. Kelsey Bruxvoort, representative of AGPROfessionals, stated she has no further comments. Commissioner Cozad moved to approve said vacation. Seconded by Commissioner Conway, the motion carried unanimously.

RESOLUTIONS AND ORDINANCES: The resolutions were presented and signed as listed on the Consent Agenda. No Ordinances were approved.

Let the minutes reflect that the above and foregoing actions were attested to and respectfully submitted by the Clerk to the Board.

There being no further business, this meeting was adjourned at 9:34 a.m.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

BY: _____
Deputy Clerk to the Board

Steve Moreno, Chair

Barbara Kirkmeyer, Pro-Tem

EXCUSED DATE OF APPROVAL
Sean P. Conway

Julie A. Cozad

Mike Freeman

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO JANUARY 22, 2018


The Board of County Commissioners of Weld County, Colorado, met in regular session in full conformity with the laws of the State of Colorado at the regular place of meeting in the Weld County Administration Building, Greeley, Colorado, January 22, 2018, at the hour of 9:00 a.m.


ROLL CALL: The meeting was called to order by the Chair and on roll call the following members were present, constituting a quorum of the members thereof:

Commissioner Steve Moreno, Chair
Commissioner Barbara Kirkmeyer, Pro-Tem
Commissioner Sean P. Conway - EXCUSED
Commissioner Julie A. Cozad
Commissioner Mike Freeman


Also present:


County Attorney, Bruce Barker
Acting Clerk to the Board, Stephanie Frederick
Controller, Barbara Connolly

 **MINUTES:** Commissioner Cozad moved to approve the minutes of the Board of County Commissioners meeting of January 17, 2018, as printed. Commissioner Freeman seconded the motion, and it carried unanimously.



 **CERTIFICATION OF HEARINGS:** Commissioner Kirkmeyer moved to approve the Certification of Hearings conducted on January 17, 2018, as follows: 1) USR17-0057 – Equus Farms, Inc., c/o Bill Barrett Corporation, 2) USR17-0052 – Jose Isabel Soto, and 3) USR17-0059 - Discovery DJ Services, LLC. Commissioner Freeman seconded the motion, which carried unanimously.

 **AMENDMENTS TO AGENDA:** There were no amendments to the agenda.


 **CONSENT AGENDA:** Commissioner Kirkmeyer moved to approve the Consent Agenda as printed. Commissioner Cozad seconded the motion, and it carried unanimously.


 **PUBLIC INPUT:** No public input was given.


NEW BUSINESS:


 1) CONSIDER PETITION FOR ABATEMENT OR REFUND OF TAXES – VENTURE 6435, LLC: Christopher Woodruff, Assessor, presented the request for a tax abatement for years 2015 and 2016. He stated The Goodwill Retail Store, currently occupies the commercial property and explained staff used appraisal information obtained June 30, 2014, which is the appraisal information 18 months prior.  Wade Melies, Assessor's Office, reviewed the location of the property, stating it contains a total of


112,270 square feet of land and is valued at \$8.00 per square foot. Mr. Melies further explained how he conducted a Cost Approach and Market Approach and the amount of adjustment required to make these comparables to the subject property is unreasonable. He stated when he collected information for the Income Approach the total value for the property is \$2,491,824.00 at \$135 per square foot. Mr. Melies stated the Assessor's Office recommends the value for tax years 2015 and 2016 be sustained at \$2,443,905.00.


 In response to Commissioner Cozad, Mr. Melies reiterated the condition of the building and confirmed the architecture and landscaping of this property is minimal compared to other properties in the area.


 Brenda Fern, representative of petitioner, appearing by phone, presented five (5) properties and the methodology she used to obtain the value of the property, as further detailed in Exhibit 1. She compared the location and visibility of the Dollar Tree store in relation to the Goodwill store, which she stated is located on a pancake lot.

 Ms. Fern stated the applicant will be revising their request to \$2,000,000.00, considering the average sales of the comparables. She suggested using the Cost Approach, minus depreciation or reduction for cost and presented maps and details of the other comparable retail stores.

 In response to Commissioner Kirkmeyer, Mr. Melies reiterated the value of the land is \$8.00 per square foot because the land sale is in the base period, is considered a valid sale, and used to value other properties in the area. Ms. Fern stated the property was a build-to-suit development project and so she believes the value is overstated for the land.

 Mr. Woodruff clarified the land sale is part of the normal comparable process and, as such, is a reasonable market sale in the 2013 and 2014 period.

 Commissioner Kirkmeyer moved to deny said petition and set the total value at \$2,443,905.00. The motion was seconded by Commissioner Cozad.

 Commissioner Kirkmeyer explained her decision to deny the petition is based on the value of the building at the dollar amount, which is \$300,000.00 less than building permit value; therefore, the Assessor's Office calculations are fair and a reasonable approach.

Commissioner Cozad stated the Income Approach, used by the Assessor's Office, supports the amount of \$2,443,905.00. Commissioner Freeman and Chair Moreno concurred with the statements made by Commissioner Kirkmeyer and supported the motion. There being no further discussion, the motion carried unanimously.

RESOLUTIONS AND ORDINANCES: The resolutions were presented and signed as listed on the Consent Agenda. No Ordinances were approved.

Let the minutes reflect that the above and foregoing actions were attested to and respectfully submitted by the Clerk to the Board.

There being no further business, this meeting was adjourned at 9:32 a.m.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

BY: _____
Deputy Clerk to the Board

Steve Moreno, Chair

Barbara Kirkmeyer, Pro-Tem

EXCUSED

Sean P. Conway

Julie A. Cozad


Mike Freeman

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO JANUARY 24, 2018


The Board of County Commissioners of Weld County, Colorado, met in regular session in full conformity with the laws of the State of Colorado at the regular place of meeting in the Weld County Administration Building, Greeley, Colorado, January 24, 2018, at the hour of 9:00 a.m.

 **ROLL CALL:** The meeting was called to order by the Chair and on roll call the following members were present, constituting a quorum of the members thereof:


Commissioner Steve Moreno, Chair
Commissioner Barbara Kirkmeyer, Pro-Tem
Commissioner Sean P. Conway
Commissioner Julie A. Cozad
Commissioner Mike Freeman


Also present:

County Attorney, Bruce Barker
Acting Clerk to the Board, Stephanie Frederick
Controller, Barbara Connolly


 **MINUTES:** Commissioner Kirkmeyer moved to approve the minutes of the Board of County Commissioners meeting of January 22, 2018, as printed. Commissioner Freeman seconded the motion, and it carried unanimously.


 **AMENDMENTS TO AGENDA:** There were no amendments to the agenda.


 **CONSENT AGENDA:** Commissioner Cozad moved to approve the Consent Agenda as printed. Commissioner Freeman seconded the motion, and it carried unanimously.


 **PUBLIC INPUT:** No public input was given.


BIDS:


 1) APPROVE BID #B1800010, PATROL PURSUIT RATED AWD SEDANS (QTY. 12) – SHERIFF'S OFFICE: Rob Turf, Department of Purchasing, presented the bids received and explained the Sheriff's Office recommended changing the quantity of vehicles being purchased from eleven (11) to twelve (12), because a patrol car was recently involved in an accident and was totalled. He stated the low bid didn't meet specifications, so staff recommends awarding to Spradley Barr Ford of Greeley for the amount of \$340,872.00. In response to Commissioner Conway, Josh Noonan, Sheriff's Office, explained several reasons why the Chrysler/Dodge vehicles didn't meet specifications. Commissioner Conway moved to approve said second low bid. The motion was seconded by Commissioner Cozad, and it carried unanimously.


 2) APPROVE BID #B1800011, PATROL FULL SIZE 4X4 PICKUP OR SUV – SHERIFF’S OFFICE: Mr. Turf reviewed the two (2) bids received and stated staff recommends awarding to the second bidder, John Elway Chevrolet of Englewood, in the amount of \$38,914.00. Mr. Noonan explained the low bidder, Spradley Barr Ford of Greeley, did not meet the specifications. Commissioner Freeman moved to approve said second low bid. Seconded by Commissioner Kirkmeyer, the motion carried unanimously.


 3) APPROVE BID #B1800012, SUV 4 DOOR K-9 UNIT (QTY. 2) – SHERIFF’S OFFICE: Mr. Turf presented the two (2) bids received and stated staff recommends awarding to the low bidder, Spradley Barr Ford of Greeley, for the total amount of \$61,374.00. Commissioner Cozad moved to approve said low bid. The motion was seconded by Commissioner Conway, and it carried unanimously.

 4) APPROVE BID #B1800013, CIVILIAN MINI VAN – SHERIFF’S OFFICE/STRIKE TEAM: Mr. Turf presented the sole bid received from John Elway Chrysler of Greeley, for the total amount of \$25,974.00. Commissioner Conway moved to approve said sole bid. The motion, which was seconded by Commissioner Cozad, carried unanimously.


 5) APPROVE BID #B1800014, AWD OR 4X4 SUV’S (QTY 2) – SHERIFF’S OFFICE/DETENTION: Mr. Turf reviewed the two (2) bids received and recommends awarding to the low bidder, Spradley Barr Ford of Greeley, in the amount of \$76,064.00. Commissioner Freeman moved to approve said low bid. The motion was seconded by Commissioner Conway and it carried unanimously.


 6) APPROVE BID #B1800015, SUV (SMALL) (QTY. 2) – DEPARTMENT OF PLANNING SERVICES/DEPARTMENT OF BUILDINGS AND GROUNDS: Mr. Turf presented the four (4) bids received and stated staff recommends awarding to the low bidder, John Elway Chrysler, for the total amount of \$40,788.00, for two (2) vehicles. Commissioner Cozad moved to approve said low bid. Seconded by Commissioner Conway, the motion carried unanimously.


 7) APPROVE BID #B1800016, SEDAN - DISTRICT ATTORNEY’S OFFICE/INVESTIGATOR: Mr. Turf presented the three (3) bids received and stated staff recommends awarding to the low bidder, John Elway Chevrolet of Englewood, for the total amount of \$23,197.00. Commissioner Freeman moved to approve said low bid. The motion was seconded by Commissioner Cozad, and it carried unanimously.


 8) APPROVE BID #B1800017, SED FRONT MOUNTING SNOW BLOWER (QTY. 2) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the three (3) bids received and stated staff recommends awarding to the low bidder, Titan Machinery, for the total amount of \$22,980.00. Commissioner Conway moved to approve said low bid. Seconded by Commissioner Freeman, the motion carried unanimously.


 9) APPROVE BID #B1800018, FARM TRACTOR – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the five (5) bids received and stated staff recommends awarding to the low bidder, B and G Equipment for the total amount of \$75,572.00. Commissioner Cozad moved to approve said low bid. The motion, which was seconded by Commissioner Kirkmeyer, carried unanimously.


 10) APPROVE BID #B1800019, 1-TON PICKUP WITH UTILITY BOX – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the four (4) bids received and stated staff recommends awarding to the low bidder, Weld County Garage, for the total amount of \$46,009.00. Commissioner Conway moved to approve said low bid. The motion was seconded by Commissioner Cozad, and it carried unanimously.


 11) APPROVE BID #B1800020, TANDEM AXLE TRUCKS (QTY. 10) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf stated staff recommends awarding the bid from MHC Kenworth-Greeley, the third lowest bidder, who meets all specifications for ten (10) trucks, for the total amount of \$1,165,170.00. Commissioner Freeman moved to approve said bid. Seconded by Commissioner Kirkmeyer, the motion carried unanimously.


 12) APPROVE BID #B1800021, TANDEM AXLE BELLY DUMP TRAILERS (QTY. 4) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the six (6) bids and stated staff recommends awarding to the low bidder, Utility Trailer Sales, for the total amount of \$134,616.00. Commissioner Cozad moved to approve said low bid. The motion was seconded by Commissioner Conway, and it carried unanimously.


 13) APPROVE BID #B1800022, MOTORGRADERS (QTY. 6) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the three (3) bids received and stated staff recommends awarding to the lowest bidder meeting specifications, Wagner Equipment, for the total amount of \$1,694,611.56, including options as outlined in the memorandum. In response to Commissioner Cozad, Mike Livengood, Department of Public Works, stated the low bid did not meet the horsepower specifications. Commissioner Cozad moved to approve said bid which meets specifications. Seconded by Commissioner Kirkmeyer, the motion carried unanimously.


 14) APPROVE BID #B1800023, WHEEL LOADER – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the five (5) bids received and stated staff recommends awarding to the low bidder, Power Equipment Company, for the total amount of \$159,954.00. Commissioner Conway moved to approve said low bid. The motion was seconded by Commissioner Freeman, and it carried unanimously.


 15) APPROVE BID #B1800024, 3-TON DOUBLE DRUM VIBRATORY ROLLER – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the seven (7) bids received and stated staff recommends awarding to the second low bidder, Wagner Equipment Co., for the total amount of \$38,313.40. Commissioner Freeman moved to approve said second low bid. Seconded by Commissioner Kirkmeyer, the motion carried unanimously.


 16) APPROVE BID #B1800025, 6-INCH TRASH PUMP – DEPARTMENT OF PUBLIC WORKS: Mr. Turf stated staff recommends continuing this matter to allow staff further time review the bids. Commissioner Conway moved to continue said matter to January 29, 2018. The motion, which was seconded by Commissioner Cozad, carried unanimously.


 17) APPROVE BID #B1800026, 9-TON PNEUMATIC TIRE ROLLER COMPACTOR – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the five (5) bids received and stated staff recommends awarding to the second low bidder, Power Equipment Company, for the total amount of \$134,884.00. Commissioner Cozad moved to approve said second low bid. Seconded by Commissioner Freeman, the motion carried unanimously.


 18) APPROVE BID #B1800027, 13-TON DOUBLE DRUM VIBRATORY ROLLER – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the six (6) bids received and stated staff recommends awarding to the low bidder, Power Equipment Company, with options included for the total amount of \$144,497.00. Commissioner Conway moved to approve said low bid. The motion was seconded by Commissioner Cozad, and it carried unanimously.


 19) APPROVE BID #B1800028, ROAD WIDENER – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the sole bidder, Faris Machinery, for the total amount of \$117,360.00 who meets specifications. Commissioner Freeman moved to approve said sole bid. Seconded by Commissioner Kirkmeyer, the motion carried unanimously.


 20) APPROVE BID #B1800029, ROAD BROOM SWEEPER – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the four (4) bids received and stated staff recommends awarding to the low bidder, Power Equipment Company, for the total amount of \$52,864.00. Commissioner Kirkmeyer moved to approve said low bid. Seconded by Commissioner Cozad, the motion carried unanimously.

 21) APPROVE BID #B1800030, LOADER MOUNTED ROTARY SNOW BLOWER – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the four (4) bids received and stated staff recommends awarding to the low bidder, Kois Brothers Equipment, for the total amount of \$130,900.00. Commissioner Kirkmeyer moved to approve said low bid. Seconded by Commissioner Freeman, the motion carried unanimously.


 22) APPROVE BID #B1800031, DOUBLE AXLE TRAILER – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the four (4) bids received and stated staff recommends awarding to the low bidder who meets all the specifications, Wagner Equipment Company, for the total amount of \$14,918.67. Commissioner Conway moved to approve said bid. The motion was seconded by Commissioner Freeman, and it carried unanimously.


 23) APPROVE BID #B1800032, SKID STEER LOADER – DEPARTMENT OF PUBLIC WORKS: Mr. Turf presented the eleven (11) bids and stated staff recommends awarding to the only bidder meeting specifications, 4 Rivers Equipment. Commissioner Freeman moved to approve said bid. The motion, which was seconded by Commissioner Cozad, carried unanimously.

 24) APPROVE BID #B1800035, 1/2-TON 4X4 COMPACT EXT. CAB PICKUP – DEPARTMENT OF BUILDINGS AND GROUNDS: Mr. Turf presented the three (3) bids received, but stated, none met the specifications. He stated staff recommends rejecting all bids. Commissioner Cozad moved to reject all bids and rebid. The motion was seconded by Commissioner Conway, and it carried unanimously.


 25) APPROVE BID #B1700146, PROXIMITY DOOR SYSTEM UPGRADE – DEPARTMENT OF BUILDINGS AND GROUNDS: Mr. Turf presented the twelve (12) bids received and stated staff would like to continue this matter to try and find a supplier solution. Commissioner Cozad moved to continue this matter to February 12, 2018. Seconded by Commissioner Conway, the motion carried unanimously.


NEW BUSINESS:


 1) CONSIDER CONTRACT ID #1636 REGIONAL COMMUNICATIONS USER AGREEMENT AND AUTHORIZE CHAIR TO SIGN – TOWN OF SEVERANCE: Mike Wallace, Director of the Department of Public Safety Communications, reviewed the terms of the user agreement with the Town of Severance. Commissioner Conway moved to approve said user agreement and authorize the Chair to sign. Seconded by Commissioner Kirkmeyer, the motion carried unanimously.


 2) CONSIDER CONTRACT ID #1635 AGREEMENT CONCERNING PURCHASE OF PUBLIC ROAD RIGHT-OF-WAY FOR CERTAIN IMPROVEMENTS TO CR 49 AND AUTHORIZE CHAIR TO SIGN – CINDY OSTER, DANIEL OSTER, ELOIS OSTER, ERIC OSTER, JENNIE OSTER, SANDRA OSTER, AND PAUL OSTER: Cameron Parrott, Department of Public Works, presented the agreement for the total amount \$650.00. Commissioner Cozad moved to approve said agreement and authorize the


Chair to sign all necessary documents. The motion was seconded by Commissioner Kirkmeyer, and it carried unanimously.


 3) CONSIDER TEMPORARY CLOSURE OF CR 29 BETWEEN CRS 86 AND 88: Amy Joseph, Department of Public Works, presented the closure effective January 29, 2018, through February 9, 2018, to replace two (2) irrigation culverts. She reported the detour route will be treated with water and Public Works will use standard road signs and barricades. Commissioner Conway moved to approve said temporary closure. The motion was seconded by Commissioner Cozad, and it carried unanimously.


 4) CONSIDER TEMPORARY CLOSURE OF CR 61 BETWEEN STATE HIGHWAY 52 AND CR 14: Ms. Joseph presented the terms of the closure effective February 5, 2018, through February 9, 2018, for a culvert replacement and stated water will be used for dust abatement on the gravel portion of the detour route. Commissioner Cozad moved to approve said temporary closure. Seconded by Commissioner Conway, the motion carried unanimously.


 5) CONSIDER TEMPORARY CLOSURE OF CR 74 BETWEEN CRS 47 AND 49: Ms. Joseph reviewed the terms of the temporary closure effective February 12, 2018, through February 23, 2018, for two (2) culvert replacements. She stated staff will use magnesium chloride for dust abatement. Commissioner Freeman moved to approve said temporary closure. The motion, which was seconded by Commissioner Kirkmeyer, carried unanimously.


 6) CONSIDER TEMPORARY CLOSURE OF CR 8 BETWEEN CRS 41 NORTH AND 41 SOUTH: Ms. Joseph stated the closure will be effective February 5, 2018, through March 2, 2018, for a bridge re-deck, and magnesium chloride will be used on the gravel portion of the detour route. She stated staff will use message boards to alert the traveling public along with standard road signs and barricades. Commissioner Cozad moved to approve said closure. The motion was seconded by Commissioner Kirkmeyer, and it carried unanimously.


 7) CONSIDER APPEAL OF THE DECISION BY THE DEPARTMENT OF PUBLIC WORKS TO DENY AN ACCESS PERMIT FOR RECX17-0107 – ROBERT AND HEIDI STREEKS: Dawn Anderson, Department of Public Works, presented the appeal of the denial of an access permit along County Road (CR) 53 between CRs 2 and 4. She stated staff denied the Access Permit based on Weld County Code and the safety criteria, specifically of the sight distance. Ms. Anderson displayed an aerial photograph of the site location and reviewed the background of the parcel. She clarified CR 53 is classified as a local road on the Weld County Designation Map and stated the recent traffic count is 78 vehicles per day with 17 percent trucks and the posted speed limit is 55 mph. She explained the appellants' proposal was that the Access Point be for Lot B and the proposed residential Access Point will be along the northern property line for Lot A, the existing residence, which will be a shared access for future development on Lot B. Ms. Anderson reported staff denied the request based on two (2) Weld County Code Sections 12-5-30.A and 24-8-40.C. She stated the applicant requested a variance and a letter for a hardship and justification. Ms. Anderson stated after a site visit, staff discovered the sight criteria safety issue.


 In response to Commissioner Cozad, Ms. Anderson stated the Recorded Exemption had previously been approved and the appellants are planning for future development of Lot B, but she was not sure what the exact plans entail.


 Heidi Streeks, appellant, represented by Nicole Nies and Taylor Clausen, Hackstaff and Snow, clarified it is a flagpole lot and the proposed Access will be included as Lot A. In response to Commissioner Cozad, Ms. Nies stated the lot lines extend to the County road.


 In response to Commissioner Kirkmeyer, Ms. Anderson stated the sight distance is off by about 175 feet and three and a half (3 1/2) feet from ground level. She stated the map being displayed was submitted by the appellant and the existing Access goes to Lot A.


 Commissioner Cozad stated there is a piece of the parcel that isn't connected and becomes landlocked and she requested that the appellant explain why this couldn't be an easement that is shared by both lots.


 Ms. Nies explained the fenced area is for livestock and pasture and they are parceling off the property for future homes for their elderly parents and adult children. She clarified the appellants were directed by their former attorney to file a variance, but they have been in compliance with the road policies. She stated it was important to explain the layout of the parcel and the future uses intended for the property.


 Ms. Streeks displayed photos of the proposed and existing Access points and submitted them as Exhibit "A". She explained how she used a construction measurement tool to obtain the 500-foot distance.


 In response to Commissioner Kirkmeyer, while viewing one of the photos, Ms. Streeks stated it was 500 feet from the proposed access to where her husband was standing in the photo. She explained she didn't have the measurements for the proposed access.


 In response to Commissioner Conway, Ms. Anderson explained they measured from the proposed Access point to 270 feet from the proposed Access point which meets spacing requirements.


 Ms. Streeks explained the photo of the vehicle parked at the existing access and the top of the bumper is two (2) feet from the ground. She stated the photo is for use as a reference point. In response to Commissioner Kirkmeyer, Ms. Streeks stated the vehicle is parked at the proposed Access Point and she is standing 500 feet away to the north, to demonstrate the sight distance.


 In response to Commissioner Cozad, Ms. Streeks clarified she has no concerns for her elderly parents' safety entering the road from the access, because she feels the Department of Public Works measurements are inaccurate. She referred to the photos displayed stating there isn't a sight distance concern.


 In response to Commissioner Cozad, Ms. Anderson stated staff's position is there is a safety concern and there is various criteria that needs to be looked at when determining safety. The sight distance criteria is also based on the speed limit which is 55 miles per hour on CR 53.


 In response to Commissioner Conway, Ms. Streeks stated there is a fence on both sides of the existing access, so if it is shared, there will need to be more gates to move the livestock freely between the pastures. Ms. Streeks stated she has concerns with her elderly parents having to open and close gates to access the property. Commissioner Kirkmeyer explained the reason for determining the safety of the access point.


 In response to Ms. Nies, Ms. Anderson stated staff took pictures and measured the distance, but it is possible to interpret the findings differently.


 In response to Commissioner Cozad, Ms. Anderson stated interpretations are received differently and vehicles will react differently on a 55-mph gravel road. Commissioner Cozad clarified what viewpoint staff is looking at when determining the sight distance for the Access point.


 Ms. Streeks stated she stood on the side of road to take measurements and pictures and she explained there is an “S” curve to the south, so she believes vehicles are forced to slow down.


 Commissioner Kirkmeyer recommended continuing this matter to allow staff and the appellant to review the criteria further to determine if the sight distance is accurate and if there is a safety issue.

 Commissioner Kirkmeyer moved to continue this matter to February 7, 2018, and the motion was seconded by Commissioner Cozad.


 Commissioner Conway stated he agrees with continuing this matter, but would like staff to make sure the property owner follows Code Section 12-5-30 and review stock management when looking at the safety issues.

 Commissioner Kirkmeyer suggested the appellant use cattleguards to contain livestock so a fence would not be necessary on both sides of the access point.

 Commissioner Freeman concurred with the comments made and didn't have concerns since the traffic count is only 78 vehicles per day. After further discussion, the motion carried unanimously.

 8) CONSIDER APPOINTMENT OF COMMISSIONER TO CLARIFY FINDINGS OF FACT FOR RESOLUTION TO COMPLY WITH ORDER OF REMAND IN CASE NO. 2017 CV 30547 – WW, LLC: Bob Choate, Assistant County Attorney, presented the request to appoint a Commissioner to detail the Commissioners findings in the case and explained the court allowed 35 days from date of the order to comply. Mr. Choate suggested bringing this back to the Board February 14, 2018, in case more discussion needs to occur. Commissioner Cozad moved to appoint Commissioner Conway. Seconded by Commissioner Freeman, the motion carried unanimously.

PLANNING:

 1) CONSIDER VACATION OF SITE SPECIFIC DEVELOPMENT PLAN AND USE BY SPECIAL REVIEW PERMIT, USR14-0004 – STATE OF COLORADO, C/O BONANZA CREEK OPERATING COMPANY, LLC: Diana Aungst, Department of Planning Services, presented the request from Bonanza Creek Operating Company, LLC, to vacate USR14-0004, which is for a 100-foot Telecommunications Tower. In June 2017, the Board approved USR17-0020, for a 190-foot Telecommunications Tower and one Condition of Approval was to vacate USR14-0004. She reported the old tower has already been removed. Melissa Mayer, representative of Bonanza Creek Operating Company, LLC, confirmed the 100-foot Telecommunications Tower has been removed. Commissioner Kirkmeyer moved to approve said vacation of Use by Special Review Permit, USR14-004. Seconded by Commissioner Conway, the motion carried unanimously.

RESOLUTIONS AND ORDINANCES: The resolutions were presented and signed as listed on the Consent Agenda. No Ordinances were approved.

Let the minutes reflect that the above and foregoing actions were attested to and respectfully submitted by the Clerk to the Board.

There being no further business, this meeting was adjourned at 10:17 a.m.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

BY: _____
Deputy Clerk to the Board

Steve Moreno, Chair

Barbara Kirkmeyer, Pro-Tem

Sean P. Conway

Julie A. Cozad


Mike Freeman

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO JANUARY 29, 2018


The Board of County Commissioners of Weld County, Colorado, met in regular session in full conformity with the laws of the State of Colorado at the regular place of meeting in the Weld County Administration Building, Greeley, Colorado, January 29, 2018, at the hour of 9:00 a.m.


 **ROLL CALL:** The meeting was called to order by the Chair and on roll call the following members were present, constituting a quorum of the members thereof:

Commissioner Steve Moreno, Chair
Commissioner Barbara Kirkmeyer, Pro-Tem – arrived at 9:02 a.m.
Commissioner Sean P. Conway - EXCUSED
Commissioner Julie A. Cozad
Commissioner Mike Freeman

Also present:


County Attorney, Bruce Barker
Acting Clerk to the Board, Stephanie Frederick
Senior Accountant, Chris D'Ovidio

 **MINUTES:** Commissioner Cozad moved to approve the minutes of the Board of County Commissioners meeting of January 24, 2018, as printed. Commissioner Freeman seconded the motion, and it carried unanimously.

 **CERTIFICATION OF HEARINGS:** Commissioner Freeman moved to approve the Certification of Hearings conducted on January 24, 2018, as follows: 1) 1MJUSR178-15-0019 – Anne Backstrom, c/o Community Power Group, LLC, and 2) USR17-0058 – Victoria Bellah and Leif Johnsen. Commissioner Cozad seconded the motion, which carried unanimously.

(Clerk's Note: Commissioner Kirkmeyer arrived at 9:02 a.m.)

 **AMENDMENTS TO AGENDA:** There were no amendments to the agenda.


 **CONSENT AGENDA:** Commissioner Cozad moved to approve the Consent Agenda as printed. Commissioner Freeman seconded the motion, and it carried unanimously.

 **PUBLIC INPUT:** No public input was given.

BIDS:


 1) APPROVE BID #B1800025, 6-INCH TRASH PUMP – DEPARTMENT OF PUBLIC WORKS
(CONT'D FROM 1/24/2018): Rob Turf, Department of Purchasing, presented the three (3) bids received


and stated staff recommends awarding to the second low bidder, Wagner Rents, for \$38,895.80. Commissioner Freeman moved to approve second low bid. The motion was seconded by Commissioner Cozad, and it carried unanimously.


 2) PRESENT BID #B1800049, EXT. CAB "MIDSIZE" LONG BOX PICKUP – DEPARTMENT OF BUILDINGS AND GROUNDS: Mr. Turf presented the three (3) bids received and stated staff will bring back a recommendation on February 12, 2018.


NEW BUSINESS:


 1) CONSIDER CONTRACT ID #1582 AGREEMENT FOR RESPITE CARE SERVICES AND AUTHORIZE CHAIR TO SIGN – REGAN DENNEY: Jamie Ulrich, Deputy Director of the Department of Human Services, reviewed the terms of the agreement for Regan Denney to provide respite care services. Commissioner Cozad moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner Kirkmeyer, the motion carried unanimously. Commissioner Cozad thanked Ms. Ulrich for her time commitment to the Foster Family Respite Care Provider agreements.

 2) CONSIDER CONTRACT ID #1588 AGREEMENT FOR CHILD PROTECTION SERVICES AND AUTHORIZE CHAIR TO SIGN – YOUTH ADVOCATE PROGRAMS, INC.: Ms. Ulrich presented the agreement for wraparound aftercare services with Youth Advocate Programs, Inc. Commissioner Kirkmeyer moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner Freeman, and it carried unanimously.

 3) CONSIDER CONTRACT ID #1542 AGREEMENT FOR CHILD PROTECTION SERVICES AND AUTHORIZE CHAIR TO SIGN – ROXANNE THOMPSON: Ms. Ulrich presented the terms of the agreement for Roxanne Thompson to conduct home studies for potential Foster parents. Commissioner Kirkmeyer moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner Cozad, and it carried unanimously.


 4) CONSIDER CONTRACT ID #1565 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – TASHA AND THOMAS TUCKER: Ms. Ulrich presented the terms of the contract for Tasha and Thomas Tucker to become certified Foster Care Parents. Commissioner Cozad moved to approve said contract and authorize the Chair to sign. Seconded by Commissioner Freeman, the motion carried unanimously.


 5) CONSIDER CONTRACT ID #1604 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – TANNIS JENNINGS AND JOSEPH DERICK JENNINGS: Ms. Ulrich presented the terms of the contract for Tannis Jennings and Joseph Derick Jennings to become Foster Care Parents. Commissioner Freeman moved to approve said contract and authorize the Chair to sign. Seconded by Commissioner Cozad, the motion carried unanimously.


 6) CONSIDER CONTRACT ID #1606 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – LIESL AND COREY WESTHOLMES: Ms. Ulrich presented the contract allowing Liesl and Corey WestHolmes to become certified Foster Care Parents. Commissioner Kirkmeyer moved to approve said contract and authorize Chair to sign. The motion was seconded by Commissioner Cozad, and it carried unanimously.


 7) CONSIDER RENEWAL APPLICATION FOR A VINTNER'S RESTAURANT (COUNTY) LIQUOR LICENSE AND AUTHORIZE CHAIR TO SIGN – RIVER GARDEN WINERY, LLC, DBA RIVER GARDEN


WINERY: Frank Haug, Assistant County Attorney, presented the renewal application and noted there are no concerns and recommends approval. Commissioner Cozad moved to grant said license renewal and authorize the Chair to sign. The motion, which was seconded by Commissioner Freeman, carried unanimously.


 8) CONSIDER COUNTY DANCE HALL LICENSE NUMBER 391 AND AUTHORIZE CHAIR TO SIGN – RIVER GARDEN WINERY, LLC, DBA RIVER GARDEN WINERY: Mr. Haug presented the Dance Hall application to be used for events in April and June of 2018 and recommends approval. Commissioner Freeman moved to grant said dance hall license and authorize the Chair to sign. The motion was seconded by Commissioner Cozad, and it carried unanimously.


 9) CONSIDER CONTRACT ID #1611 AGREEMENT CONCERNING PURCHASE OF PUBLIC ROAD RIGHT-OF-WAY BY WARRANTY DEED AND TEMPORARY CONSTRUCTION EASEMENT FOR CERTAIN IMPROVEMENTS TO CR BRIDGE 68/59A AND AUTHORIZE CHAIR TO SIGN NECESSARY DOCUMENTS – LARSON FARMS, LLC: Don Dunker, Department of Public Works, presented the agreement for the total amount of \$74,000.00. Commissioner Cozad moved to approve said agreement and authorize Chair to sign all necessary documents. The motion was seconded by Commissioner Kirkmeyer, and it carried unanimously.


 10) CONSIDER CONTRACT ID #1644 AGREEMENT CONCERNING PURCHASE OF TEMPORARY CONSTRUCTION EASEMENTS FOR CERTAIN IMPROVEMENTS TO CR 53 AND AUTHORIZE CHAIR TO SIGN ALL NECESSARY DOCUMENTS – JOANNE HECKENDORF: Clay Kimmi, Department of Public Works, presented the agreement for three (3) temporary construction easements for the total amount of \$307.00. Commissioner Freeman moved to approve said agreement and authorize the Chair to sign all necessary documents. The motion, which was seconded by Commissioner Cozad, carried unanimously.

 11) CONSIDER CONTRACT ID #1646 AGREEMENT CONCERNING PURCHASE OF PUBLIC ROAD RIGHT-OF-WAY AND PERMANENT EASEMENTS FOR CERTAIN IMPROVEMENTS TO CR 53 AND AUTHORIZE CHAIR TO SIGN ALL NECESSARY DOCUMENTS – JOANNE HECKENDORF: Mr. Kimmi presented the agreement for permanent right-of-way and two (2) permanent easements. He explained this is required for the CR 53 bridge replacement project and the total amount is \$33,293.00. Commissioner Cozad moved to approve said agreement and authorize the Chair to sign all necessary documents. The motion, which was seconded by Commissioner Freeman, carried unanimously.


 12) CONSIDER CONTRACT ID #1645 AGREEMENT CONCERNING PURCHASE OF TEMPORARY CONSTRUCTION EASEMENT FOR CERTAIN IMPROVEMENTS TO CR 53 AND AUTHORIZE CHAIR TO SIGN ALL NECESSARY DOCUMENTS – ALACON COLORADO, LLC: Mr. Kimmi reviewed the terms for the temporary construction agreement easement for the total amount of \$330.00. Commissioner Kirkmeyer moved to approve said agreement and authorize the Chair to sign all necessary documents. The motion was seconded by Commissioner Freeman, and it carried unanimously.


 13) CONSIDER EMERGENCY TEMPORARY ROAD CLOSURE OF CR 42.5 FROM CR 93 EAST TO HIGHWAY 144 IN MORGAN COUNTY: Amy Joseph, Department of Public Works, presented the emergency closure due to the failure of a culvert that crosses the roadway. She stated the closure will be effective January 29, 2018, through February 2, 2018. Commissioner Kirkmeyer moved to approve said emergency temporary closure. Seconded by Commissioner Cozad, the motion carried unanimously.


 14) FINAL READING OF CODE ORDINANCE #2017-10, IN THE MATTER OF REPEALING AND REENACTING WITH AMENDMENTS, CHAPTER 30 ONSITE WASTEWATER TREATMENT SYSTEMS, OF THE WELD COUNTY CODE: Commissioner Kirkmeyer moved to read Code Ordinance #2017-10 by title only. The motion was seconded by Commissioner Cozad, and it carried unanimously. Bruce Barker, County Attorney, read the title for the record. Katie Sall, Department of Public Health and Environment, stated there have been no changes since the second reading. No public testimony was offered concerning this matter. Commissioner Kirkmeyer moved to approve on final reading. The motion, which was seconded by Commissioner Cozad, carried unanimously.


 15) SECOND READING OF CODE ORDINANCE #2018-01, IN THE MATTER OF REPEALING AND REENACTING WITH AMENDMENTS, CHAPTER 12 LICENSES AND PERMITS – ARTICLE VIII – CERTIFICATES OF DESIGNATION, OF THE WELD COUNTY CODE: Commissioner Freeman moved to read Code Ordinance #2018-01 by title only. The motion was seconded by Commissioner Kirkmeyer, and it carried unanimously. Bob Choate, Assistant County Attorney, presented the second reading of the Certificates of Designation Code Ordinance, and stated these changes were discovered in a work session with the Board. No public testimony was offered concerning this matter. Commissioner Cozad stated it is important to note that the whole section for Certificate of Designations is new and added to explain the process more clearly. Commissioner Cozad moved to approve on second reading. The motion, which was seconded by Commissioner Freeman, carried unanimously.


PLANNING:

 1) CONSIDER ZONING PERMIT, ZPHB17-0004, FOR A HOME OCCUPATION – CLASS II (LANDSCAPING BUSINESS OFFICE AND PARKING FOR TWO (2) COMMERCIAL VEHICLES AND TRAILERS) IN THE A (AGRICULTURAL) ZONE DISTRICT – CAMILLE TORREZ AND SALVADOR PANIAGUA: Michael Hall, Department of Planning Services, presented the request for a Home Occupation Zoning Permit, for a landscaping business office and parking for two (2) commercial vehicles, along with other materials related to the landscaping business. Mr. Hall reported there is an active zoning violation, ZCV17-00187, initiated in July of 2017. He stated this is due to operating a landscaping company with commercial vehicles, semi-trailer being used as storage and a non-commercial junkyard, with derelict vehicles without applying for appropriate permits. Mr. Hall reported this case has not yet been reported to the County Attorney's Office, but approval of this application would correct a portion of the violation. If the application is denied, staff requested this matter be referred to the County Attorney's Office for immediate legal action. He presented the concerns from the surrounding property owners. He reviewed staff's recommendations that the perimeter of the site be fully screened by a minimum height of six (6) foot opaque wood fence and the USR be non-transferrable. Mr. Hall then displayed a slide presentation showing the site.


 In response to Commissioner Kirkmeyer, Mr. Hall stated the applicants were given the option to apply for a Use by Special Review Permit, but decided to apply for the Class II, Home Occupation Permit.


 In response to Chair Moreno, Mr. Hall stated there were 44% property owners, seven out of sixteen neighbors who expressed opposition to the Home Occupation permit.


 In response to Commissioner Kirkmeyer, Mr. Hall explained the neighbors have expressed frustration about the height of the current fence and not the fencing quality.


 Camille Torrez and Salvador Paniagua, property owners, stated the fence is stable, is ten (10) feet tall and is constructed with posts three (3) feet in the ground with concrete. Ms. Torrez reviewed for the Board the contents on the parcel. In response to Commissioner Cozad, Mr. Salvador stated the entire


fence will be constructed by mid-summer, June or July 2018. Ms. Torrez stated they both reside on the property and moved there in January 2017. Ms. Torrez stated they didn't know they needed a business license and have had communications with the neighbors. She explained most of their business is conducted in Denver. She expressed it is important to them to make their neighbors happy.


 Patrick Sickles, adjacent property owner, stated he would like to see the property owner comply with the existing zoning laws and he is opposed to the semi-trailer stored on the property and the derelict vehicles, which he feels lowers his property value. Mr. Sickles stated he is opposed to the application because of the junk vehicles.


 In response to Commissioner Kirkmeyer, Mr. Sickles stated the ten (10) foot fence does not hide the derelict vehicles and the trailer and the recreational vehicle is visible above the top of the fence.


 Katy Sickles, adjacent property owner, expressed her frustration with all the junk stored on the property and is concerned with the possibility of declining property values. She stated she has concerns mostly with the fire wood and wood shavings being stored on the property, because of health concerns and fire danger. She explained when she goes outside to sit on her porch, she can see the top of the semi-trailer, a motor home and a porta potty. She asked that the property owners consider how the junk vehicles affect their surrounding neighborhood.


 Jerry Drumright, adjacent property owner, expressed his frustration about living next to a junkyard. He has resided at his residence for over 20 years and hopes the Board is able to give the neighbors relief from the issues. In response to Chair Moreno, Mr. Drumright stated he has not had any communication with Ms. Torrez and Mr. Paniagua about his concerns regarding their property.


 In response to Commissioner Kirkmeyer, Mr. Drumright stated the adjacent neighbor to the north of him has eight (8) acres and rents the house on the lot. He stated the applicants do not have a large enough lot to store all the non-commercial junkyard vehicles and materials.


 Ms. Torrez stated they are trying to screen the rest of the property and they are willing to work with the neighbors and move the semi-trailer and derelict vehicles to the other side of the property.


 In response to Commissioner Cozad, Mr. Hall clarified the definition of Home Occupation and explained the items being stored on the exterior are not related to the business and firewood cannot be used for their business in any way. He stated the issues with the non-commercial junkyard and the semi-trailer and explained they are not related to the zoning permit. In response to Commissioner Cozad, Mr. Hall explained since the applicants are in the agricultural zone, the Use by Right allows applicants to have a non-commercial junkyard, if there is screening. He stated the Planning Staff did not investigate to see if the recreational vehicle was operable, but the personal vehicles need to be in running condition and have current license plates.


 Mr. Paniagua stated the recreational vehicle will be sold soon and currently has expired plates. Commissioner Cozad stated it meets the requirements of a derelict vehicle.


 In response to Commissioner Cozad, Mr. Hall addressed Section 23-1-90 Home Occupation e., stating all items listed in the definition are not explicitly on the site, as far as relating to an off-site nuisance.


 In response to Commissioner Kirkmeyer, Mr. Hall stated Bethany Pascoe, Zoning Compliance Officer, is working on the violation for the non-commercial junkyard; however, it is not part of the approval process for the Class II, Home Occupation.


 Commissioner Cozad clarified the applicants don't have plans to have additional employees and Mr. Hall explained under the Home Occupation permit, the applicants can have up to two (2) external employees, in addition to the residents in the home. He clarified the rest of the definition pertaining to the Home Occupation permit, stating the applicants can use 50% of the space for the home business activities.


 In response to Commissioner Cozad, Mr. Hall clarified the applicants have 60 days to get the home business permit recorded and it is at the discretion of Ms. Pascoe to how many days the applicants will have to address the violation.


 In response to Ms. Torrez, Commissioner Kirkmeyer explained because of Condition #9, it will require the applicants to have screening up within 60 days of the permit. She clarified the Home Business happens within the home and they can have two (2) commercial vehicles parked on the property.


 Bruce Barker, County Attorney, explained this facility needs to be in compliance with the zoning ordinance and Condition # 9 accomplishes that.


 In response to Commissioner Cozad, Ms. Torrez stated the wood on the property is for personal use only. Commissioner Cozad stated the applicants need to understand they cannot create a nuisance condition for the surrounding property owners, and this includes the firewood they are storing.


 In response to Commissioner Kirkmeyer, Ms. Torrez stated the fence can be constructed within 60 days. She stated the neighbors are concerned because the property looks like a non-commercial junkyard. Ms. Torrez stated the semi-trailer will be moved to the other side of the property and they will remove the derelict vehicles.


 In response to Commissioner Cozad, Mr. Hall stated the Class II, Home Occupation permit does not contain a requirement for materials used for screening or landscaping.


 In response to Commissioner Cozad, Mr. Barker stated the screening is a remedy for the other zoning violation, which is a non-commercial junkyard, but there isn't a requirement as to the type of fencing material.


 In response to Commissioner Cozad, Wendi Inloes, Department of Planning Services, stated staff requests that the applicant submit their proposed fencing material before construction through the violation process.


 Commissioner Kirkmeyer stated she would like to require a screening plan, because sometimes the material used for the screening looks worse than the items which need to be screened. She required that the porta potty, recreational vehicle and the derelict vehicles be removed and the applicants can screen the other miscellaneous items.


 In response to Ms. Torrez, Commissioner Kirkmeyer explained if they reduce the junk from the property and confine the non-commercial junkyard to a smaller area, it won't need to be screened.


 Commissioner Cozad suggested adding a condition that the wood is for personal use only.


 Mr. Barker suggest adding that a screening plan be required to be submitted to the Department of Planning Services, within ten (10) days of their approval of the permit, for the approval, prior to screening being erected. He added Condition #19 that wood stored on the property shall be for private use only. He additionally added Condition #20, which states, *“The existing porta potty shall be removed within ten (10) days of the approval of the permit.”*


 In response to Commissioner Cozad, Mr. Barker suggested changing the language of Condition #6 to state *“The business shall be conducted by the inhabitants of the dwelling only.”*


 Commissioner Cozad moved to grant zoning permit, ZPHB17-0004, for a Home Occupation, Class II with the Conditions in the Resolution as revised in the hearing today. The motion was seconded by Commissioner Freeman, and it carried unanimously.


 2) CONSIDER ZONING PERMIT, ZPAS17-0002 FOR ACCESSORY STORAGE, FOR A SEMI-TRAILER TO BE USED FOR PERSONAL STORAGE IN THE A (AGRICULTURAL) ZONE DISTRICT – CAMILLE TORREZ AND SALVADOR PANIAGUA: Wendi Inloes, Department of Planning Services, stated the applicants would like a zoning permit to use a semi-truck for personal storage in the A (Agricultural) Zone District. She stated the concerns from the surrounding property owners are declining property values. She also advised this parcel has an active violation for a non-commercial junkyard.


 Ms. Torrez explained a solution would be to move the semi-trailer to the north side of the property, so it wouldn't impact the surrounding neighbors.


 Mr. Sickles stated the trailer is an eye sore and he has witnessed birds fly into the trailer. In response to Commissioner Kirkmeyer, Mr. Sickles stated moving the trailer to other side of the property would be acceptable, but then it will be an eye-sore for someone else.


 Mr. Drumright stated he believes the trailer is not serving a purpose and because of birds nesting inside the trailer it probably should not be used for personal use; therefore, he doesn't want the trailer stored on the property.


 Ms. Sickles stated if the applicants move the trailer to the north, it will impact the employees at Anadarko and since the trailer is being used for storage, it will reflect negatively on the Town of Platteville, the surrounding neighbors, and Weld County.

 Cheryl Drumright, surrounding property owner, stated she doesn't think the semi-trailer being moved to the north side of the property is a good solution and she will still be able to see it.

 Mr. Paniagua stated he wants to be a good neighbor and understands the neighbors' frustration. He explained he will try to clean up the property, but he needs to use the semi-trailer as personal storage.

 Commissioner Cozad stated she isn't in support of the semi-trailer being used on the property and understands he is using it to store his personal property; however, this is a small lot and there is not a proper way to screen the trailer.

 Commissioner Kirkmeyer stated she is not in agreement with the semi-trailer being parked on the property, because it is not compatible with the neighborhood.

 Commissioner Kirkmeyer moved to deny Zoning Permit, ZPAS17-0002, and refer this matter to the County Attorney's Office for legal action within 30-days. The motion, which was seconded by Commissioner Cozad, carried unanimously.

RESOLUTIONS AND ORDINANCES: The resolutions were presented and signed as listed on the Consent Agenda. Code Ordinance #2017-10 was approved on Final Reading and Code Ordinance #2018-01 was approved on Second Reading.

Let the minutes reflect that the above and foregoing actions were attested to and respectfully submitted by the Clerk to the Board.

There being no further business, this meeting was adjourned at 10:37 a.m.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

BY: _____
Deputy Clerk to the Board

Steve Moreno, Chair

Barbara Kirkmeyer, Pro-Tem

EXCUSED
Sean P. Conway

Julie A. Cozad


Mike Freeman

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO JANUARY 31, 2018


The Board of County Commissioners of Weld County, Colorado, met in regular session in full conformity with the laws of the State of Colorado at the regular place of meeting in the Weld County Administration Building, Greeley, Colorado, January 31, 2018, at the hour of 9:00 a.m.

 **ROLL CALL:** The meeting was called to order by the Chair and on roll call the following members were present, constituting a quorum of the members thereof:


Commissioner Steve Moreno, Chair
Commissioner Barbara Kirkmeyer, Pro-Tem
Commissioner Sean P. Conway
Commissioner Julie A. Cozad
Commissioner Mike Freeman


Also present:




County Attorney, Bruce Barker
Clerk to the Board, Esther Gesick
Senior Accountant, Chris D'Ovidio




 **MINUTES:** Commissioner Cozad moved to approve the minutes of the Board of County Commissioners meeting of January 29, 2018, 2018, as printed. Commissioner Freeman seconded the motion, and it carried unanimously.

 **AMENDMENTS TO AGENDA:** There were no amendments to the agenda.


 **CONSENT AGENDA:** Commissioner Freeman moved to approve the Consent Agenda as printed. Commissioner Conway seconded the motion, and it carried unanimously.



 **PUBLIC INPUT:** No public input was given.


 **COMMISSIONER COORDINATOR REPORTS:** Commissioner Conway stated the quarterly LST meeting was held last Wednesday and produced the final priority list for state grants: NOVA lockable transport rack belt and two polygram video partner premier equipment. He stated last Friday he participated at STAC and discussed the 10-year development projects, various ballot initiatives and impacts for projects. Lastly, he participated with various other City of Greeley representatives to speak to K-8 students about what local governmental entities do.  Commissioner Freeman noted the legislative session began last week and he expressed his disappointment that CCI (Colorado Counties, Inc.) was unable to take a united position or make any progress on the issue of transportation.  Commissioner Cozad stated she has been working with Habitat for Humanity and they are going out with the Planning Department on Friday to take an inventory of what work could be done. She stated she also met with Tom Teixeira, Director of Greeley Housing Authority, to discuss potential funding


options. Lastly, they are also networking with the Weld Faith Partnership Council to involve youth with rehabilitation projects. Commissioner Cozad, stated she attended the Farm Show and staffed the Fair Booth to promote the 100th Anniversary of the Fair. She attended the scholarship dinner at the Farm Show and was very impressed and proud of the young people receiving the scholarships and representing Weld County and the State. She gave an overview of the MPO special meeting last week and the CR 29 meeting attended on Monday evening. She stated tonight she is attending the Poudre Trail Retreat to discuss the future of the trail in coordination with the City of Greeley and the Town of Windsor. Tomorrow night the MPO meeting will be hosted in the Weld Administration Events Center to give updates on various transportation projects.  Commissioner Kirkmeyer stated she was appointed by CCI to the Works Allocation Committee, and Monday she went to the Capital and testified in support for HB-1079 dealing with Works Allocation and Long Term Reserves, which was passed.  Chair Moreno agreed with the impressive students recognized at the Farm Show. He concurred the CCI meetings were disappointing due to the lack of support to find reasonable solutions to address the major need of infrastructures for Colorado. He stated he attended the Mead Chamber of Commerce last Thursday. He commended Elizabeth Relford, Department of Public Works, for the professional presentation at the County Road 29 Open House in response to emotional comments from the public. Lastly, he and Commissioner Freeman went to Upstate Board meeting this morning and added three new members, with one additional position to be filled soon.  Commissioner Conway added he attended the Erie Chamber of Commerce event where people expressed their appreciation for the County Commissioners. He also attended the NCMC Gala on Saturday evening, which was the largest ever, and he commended the foundation which continues to do great things.


BIDS:


 1) APPROVE BID #B1800037, MOTOR POOL REMODEL/UPDATE – DEPARTMENT OF BUILDINGS AND GROUNDS: Rob Turf, Department of Purchasing, stated staff received three (3) bids and recommends approval of the low bid from TCC Corporation, in the amount of \$168,627.00. Commissioner Conway moved to approve the low bid, as recommended by staff. Seconded by Commissioner Cozad, the motion carried unanimously.


 2) APPROVE BID #B1800043, OEM PLANNING CONTRACTOR – OFFICE OF EMERGENCY MANAGEMENT: Mr. Turf stated staff received two (2) proposals and recommends approval of the bid from Heartland Consulting Group, LLC, based on the experience and ability to meet the scope of work within the grant timeline.  In response to Commissioner Conway, Roy Rudisill, Director of the Office of Emergency Management, explained this is a proposal-based bid and both vendors are within the amount of the State grant; however, he recommends Heartland based on their experience. Commissioner Freeman moved to approve the bid, as recommended by staff. The motion was seconded by Commissioner Kirkmeyer, and it carried unanimously.

 3) APPROVE BID #B1800002, CNG 3/4-TON CREWCAB PICKUP – TOWN OF GILCREST (CONT'D FROM 1/3/2018): Mr. Turf explained the Federal Highway Administration still has not issued the Buy America waivers, therefore, staff recommends rejecting this and the following bid items, with the intent of rebidding with the stipulation that the bid amount must be honored for a minimum of six (6) months. In response to Commissioner Conway, Jim Flesher, Department of Public Works, stated the timing of the waivers was discussed at the pre-application meeting; however, that timing was apparently not passed along to the subcontractors. He confirmed staff will readvertise for these bids once the waiver situation is addressed. Commissioner Cozad stated the Commissioners sent letters to their legislators and she was disappointed that they received no response while the cost of vehicles continues to increase. Commissioner Cozad moved to reject said bid, which was seconded by Commissioner Freeman, and it carried unanimously.


 4) APPROVE BID #B1800003, CNG 3/4-TON EXTENDED CAB PICKUPS (QTY 2) – CITY OF FORT LUPTON (CONT'D FROM 1/3/2018): Based on the previous discussion, Mr. Turf stated staff recommends rejecting this bid. Commissioner Kirkmeyer moved to reject said bid, which was seconded by Commissioner Cozad, and it carried unanimously.

 5) APPROVE BID #B1800005, CNG CREWCAB PICKUP (QTY. 2) – DEPARTMENT OF PUBLIC WORKS (CONT'D FROM 1/3/2018): Based on the previous discussion, Mr. Turf stated staff recommends rejecting this bid. Commissioner Freeman moved to reject said bid, which was seconded by Commissioner Conway, and it carried unanimously.

 6) APPROVE BID #B1800006, CNG 3/4-TON EXTENDED CAB PICKUP W/SHELL – DEPARTMENT OF PUBLIC WORKS (CONT'D FROM 1/3/2018): Based on the previous discussion, Mr. Turf stated staff recommends rejecting this bid. Commissioner Conway moved to reject said bid, which was seconded by Commissioner Kirkmeyer, and it carried unanimously.

 7) APPROVE BID #B1800007, CNG 1/2-TON EXTENDED CAB PICKUPS (QTY. 4) – DEPARTMENT OF PUBLIC WORKS (CONT'D FROM 1/3/2018): Based on the previous discussion, Mr. Turf stated staff recommends rejecting this bid. Commissioner Conway moved to reject said bid, which was seconded by Commissioner Cozad, and it carried unanimously.

NEW BUSINESS:

 1) CONSIDER APPLICATION FOR 2018 EMERGENCY MANAGEMENT PERFORMANCE GRANT AND AUTHORIZE CHAIR TO SIGN: Merrie Garner, Office of Emergency Management, presented the application requesting \$65,000.00 in Emergency Management funding. Commissioner Cozad moved to approve said application. The motion, which was seconded by Commissioner Freeman, carried unanimously.

RESOLUTIONS AND ORDINANCES: The resolutions were presented and signed as listed on the Consent Agenda. No Ordinances were approved.

Let the minutes reflect that the above and foregoing actions were attested to and respectfully submitted by the Clerk to the Board.

There being no further business, this meeting was adjourned at 9:23 a.m.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

BY: _____
Deputy Clerk to the Board

Steve Moreno, Chair

Barbara Kirkmeyer, Pro-Tem

Sean P. Conway

Julie A. Cozad

Mike Freeman