


RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO AUGUST 5, 2019


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, August 5, 2019, 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 Barbara Kirkmeyer, Chair
Commissioner Mike Freeman, Pro-Tem
Commissioner Sean P. Conway
Commissioner Scott K. James
Commissioner Steve Moreno

Also present:


Assistant County Attorney, Bob Choate
Acting Clerk to the Board, Stephanie Frederick
Controller, Barbara Connolly

 **MINUTES:** Commissioner James moved to approve the minutes of the Board of County Commissioners meeting of July 31, 2019, as printed. Commissioner Moreno seconded the motion, and it carried unanimously.


 **READ ORDINANCE BY AUDIO:** Commissioner Freeman moved to read Emergency Code Ordinance #2019-13 by audio. The motion was seconded by Commissioner James, and it carried unanimously.


 **CERTIFICATION OF HEARINGS:** Commissioner Freeman moved to approve the Certification of Hearings conducted on July 31, 2019, as follows: 1) USR19-0019 – Crestone Peak Resources Holdings, LLC, 2) Jose Carbajal Castillo and Carolina Salinas Corona, and 3) USR19-0032 – Front Range Landfill, Inc. Commissioner Moreno seconded the motion, which carried unanimously.


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


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


PRESENTATIONS:


 1) RECOGNITION OF SERVICES, BOARD OF ADJUSTMENT – GARY CYR: Chair Kirkmeyer read the certificate for the record thanking Mr. Cyr for his time and voluntary contributions as a member of the Board of Adjustment.


 2) RECOGNITION OF SERVICES, BOARD OF ADJUSTMENT AND BOARD OF PUBLIC HEALTH – JIM ROHN: Chair Kirkmeyer read the certificate for the record thanking Mr. Rohn for his time and voluntary contributions on both the Board of Adjustment and the Board of Public Health.


 3) RECOGNITION OF SERVICES, COMMUNITY CORRECTIONS BOARD – ED CLARK: Chair Kirkmeyer read the certificate for the record thanking Mr. Clark for his time and voluntary contributions as a member of the Community Corrections Board.

 4) RECOGNITION OF SERVICES, JUVENILE COMMUNITY REVIEW BOARD – LORI HUGHES AND JOE MURPHY: Chair Kirkmeyer read the certificate recognizing Ms. Hughes and Mr. Murphy for their commitment of time and voluntary contributions on the Juvenile Community Review Board.


 5) RECOGNITION OF SERVICES, NOXIOUS WEED MANAGEMENT ADVISORY BOARD – LYNETT DEWOLF: Chair Kirkmeyer read the certificate for the record thanking Ms. DeWolf for her time and voluntary contributions as a member of the Noxious Weed Management Advisory Board.

 6) RECOGNITION OF SERVICES, PLANNING COMMISSION – BRUCE SPARROW: Chair Kirkmeyer read the certificate for the record thanking Mr. Sparrow for his time and voluntary contributions as a member of the Planning Commission.


 7) RECOGNITION OF SERVICES, BOARD OF RETIREMENT – DUANE NAIBAUER: Chair Kirkmeyer read the certificate for the record thanking Mr. Naibauer his voluntary contributions as a member of the Board of Retirement. Each Commissioner, in turn, thanked Mr. Naibauer for serving the employees of the County and for his fiscal responsibility. Mr. Naibauer thanked the Commissioners for the opportunity. *(Clerk's Note: The Board paused the meeting for a photo opportunity.)*


 **PUBLIC INPUT:** Bill Gillard, resident of Greeley, stated he is pleased that the Board will start video recording their meetings. He stated he understands the budget workshops will be starting soon and he proposed a portion of the funds received from the sale of the hospital property be allocated to the County Council as a monthly stipend, in addition to a budgetary increase to allow them to better perform the function of their office. He expressed opposition to designating all of the funds for the Bright Futures Program. Lastly, he recommended a further reduction in the mill levy in response to the increased property tax valuation.


WARRANTS:

 1) GENERAL WARRANTS – AUGUST 1 AND 2, 2019: Commissioner Freeman moved to approve said general warrants. Seconded by Commissioner Moreno, the motion carried unanimously.


BIDS:


 1) APPROVE BID #B1900112, HUMAN SERVICES BUILDING C RENOVATION – DEPARTMENT OF BUILDINGS AND GROUNDS: Rob Turf, Department of Purchasing, reviewed the five (5) bids received and stated staff recommends awarding to the low bidder, TCC Corporation, for the total amount of \$712,330.00. Commissioner Freeman moved to approve said low bid. The motion was seconded by Commissioner James, and it carried unanimously.

 2) PRESENT BID #B1900114, PLAZA SOUTH SECURITY STATION EXPANSION – DEPARTMENT OF BUILDINGS AND GROUNDS: Mr. Turf presented the four (4) bids received and stated staff will bring back a recommendation on August 19, 2019.


 3) PRESENT BID #B1900116, CUSTODIAL SERVICES (SOUTH WELD COUNTY) – DEPARTMENT OF BUILDINGS AND GROUNDS: Mr. Turf reviewed the five (5) bids received and stated staff will bring back a recommendation on August 19, 2019.


NEW BUSINESS:

 1) CONSIDER CONTRACT ID #3065 FDP COST REIMBURSEMENT SUBAWARD AGREEMENT AND AUTHORIZE CHAIR TO SIGN – DENVER HEALTH AND HOSPITAL AUTHORITY (DHHA): Dr. Mark Wallace, Director of the Department of Public Health and Environment, presented the new Cost Reimbursement Subaward Agreement and stated the funds will be used to promote Human Papillomavirus (HPV) vaccine education and awareness. He explained Weld County will be reimbursed \$39,802.00 for educational activities related to HPV. Commissioner Moreno moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner James, the motion carried unanimously.


 2) CONSIDER APPOINTMENT OF DEPUTY DISTRICT ATTORNEY AND AUTHORIZE CHAIR TO SIGN – MARK CAMPBELL: Commissioner Conway moved to approve said appointment of Mark Campbell and authorize the Chair to sign. The motion was seconded by Commissioner Freeman, and it carried unanimously.

 3) CONSIDER APPOINTMENTS AND REAPPOINTMENT TO BOARD OF ADJUSTMENT: Commissioner Freeman moved to appoint Dr. Karl Kohlgraf and Todd Baker and reappoint Gene Stille to the Board of Adjustment. Seconded by Commissioner James, the motion carried unanimously.


 4) CONSIDER REAPPOINTMENTS TO PLANNING COMMISSION: Commissioner James moved to reappoint Lonnie Ford and Tom Cope to the Planning Commission. The motion was seconded by Commissioner Conway, and it carried unanimously.


 5) CONSIDER REAPPOINTMENTS TO NOXIOUS WEED MANAGEMENT ADVISORY BOARD: Commissioner Moreno moved to reappoint Chuck Birkemeyer, Cami Hillman and Ronald Broda to the Noxious Weed Management Advisory Board. Seconded by Commissioner James, the motion carried unanimously.

 6) CONSIDER APPOINTMENT TO THE BOARD OF RETIREMENT: Commissioner Freeman moved to appoint Andrew Aragon to the Board of Retirement. Seconded by Commissioner Conway, the motion carried unanimously.

 7) EMERGENCY ORDINANCE #2019-13, IN THE MATTER OF REPEALING AND REENACTING WITH AMENDMENTS, CHAPTER 5 REVENUE AND FINANCE, OF THE WELD COUNTY CODE (*CHAPTER 21 – 1041 WOGLA PERMIT FEES*): Tom Parko, Director of the Department of Planning Services, stated reviewed the proposed amendments to Chapter 5, Appendix 5-J Planning Fees, to include the new ZPAG (Zoning Permit for Agriculture) fee, in the amount of \$1,000.00 for a new permit and \$500.00 for minor amendments. Jason Maxey, Director of the Department of Oil and Gas Energy, presented the proposed fees which will result in a full cost recovery for the oil and gas department. Chair Kirkmeyer clarified the \$500.00 WOGLA permit fee and additional BOCC review fee of \$2,500.00 should be deleted from Appendix 5-J, as they are now addressed in Appendix 5-D, and the Board concurred. In

response to Chair Kirkmeyer, Mr. Maxey proposed the Pipeline fees also be removed from Appendix 5-J and moved under the WOGLA fees of Appendix 5-D as item #41, because they will no longer be considered by the Department of Planning Services. Bob Choate, Assistant County Attorney, proposed that applications made pursuant to Chapter 21, Article V, be exempt from the \$10,000.00 fee for 1041 facilities defined in Chapter 21.

 Ryan Seastrom, Colorado Oil and Gas Association (COGA), stated the change in fees could lead to substantial costs to the operators, specifically increasing the cost for smaller pads since many well sites are exploratory. He suggested the Board review the fees further to make sure there isn't a large impact on the oil and gas operators. Chair Kirkmeyer stated the Board is open to suggestions and is willing to sit down with the industry to discuss other fee structure options, with the goal of full cost recovery. Commissioner James agreed it is important to get the Department up and running and it isn't fair to burden the taxpayers to fund the department. Commissioner Moreno stated the Board is open to further discussion and wants the permit fees to be fair. Commissioner Conway agreed with the other Commissioners concerning the need for full recovery of costs. Chair Kirkmeyer stated the intent is to go back and review the fees further and obtain additional input from stakeholders in the industry during the next couple of weeks. There being no further comments, Chair Kirkmeyer closed public testimony and she reviewed the discussed revisions. Commissioner Moreno moved to amend Code Ordinance #2019-13 as discussed above. Commissioner Conway seconded the motion, which carried unanimously. Commissioner Moreno moved to approve Code Ordinance #2019-13 on an emergency basis, which was seconded by Commissioner James. Commissioner Conway stated he supports the motion, with the understanding that additional revisions may be brought forward for further discussion. The motion carried unanimously.

 8) CONSIDER DIRECTING CLERK TO THE BOARD TO HAVE PUBLISHED EMERGENCY ORDINANCE NO. 255-A SUPPLEMENTAL APPROPRIATION FOR 2019: Barb Connolly, Controller, stated this Resolution directs the Clerk to the Board to publish the notice concerning Emergency Ordinance #255-A prior to consideration for emergency approval. Commissioner Conway moved to approve said Resolution. Commissioner Freeman seconded the motion, and it carried unanimously.

RESOLUTIONS AND ORDINANCES: The resolutions were presented and signed as listed on the Consent Agenda. Code Ordinance #2019-13 was approved on an Emergency basis.

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 9:43 a.m.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

BY: _____
Deputy Clerk to the Board

Barbara Kirkmeyer, Chair

EXCUSED DATE OF APPROVAL
Mike Freeman, Pro-Tem

Sean P. Conway

Scott K. James


Steve Moreno

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO AUGUST 7, 2019


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, August 7, 2019, 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 Barbara Kirkmeyer, Chair
Commissioner Mike Freeman, Pro-Tem - EXCUSED
Commissioner Sean P. Conway
Commissioner Scott K. James
Commissioner Steve Moreno


Also present:


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

 **MINUTES:** Commissioner Moreno moved to approve the minutes of the Board of County Commissioners meeting of August 5, 2019, as printed. Commissioner James seconded the motion, and it carried unanimously.

 **CERTIFICATION OF HEARINGS:** Commissioner Conway moved to approve the Certification of Hearings conducted July 25, 2019, through August 5, 2019, as follows: 1) Board of Equalization for 2019. Commissioner James seconded the motion, which carried unanimously.

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


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


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


WARRANTS:


 1) GENERAL WARRANTS – AUGUST 6, 2019: Commissioner Moreno moved to approve said warrants. The motion was seconded by Commissioner James, and it carried unanimously.


NEW BUSINESS:


 1) CONSIDER ATTESTATION STATEMENT OF ADEQUATE BUDGET FUNDING FOR COLORADO WORKS PROGRAM AND COLORADO CHILD CARE ASSISTANCE PROGRAM AND AUTHORIZE DIRECTOR OF HUMAN SERVICES TO SIGN: Jamie Ulrich, Deputy Director of the Department of Human Services, explained the statement attests that the County's budget includes adequate funding for the County's Maintenance of Effort for the Colorado Works Program and the Colorado Child Care Assistance Program. Commissioner Moreno moved to approve said attestation statement and authorize the Director of the Department of Human Services to sign. Seconded by Commissioner James, the motion carried unanimously.


 2) CONSIDER ADDITION TO SECTION 8.000 EMPLOYMENT SERVICES YOUTH PROGRAMS POLICY OF THE DEPARTMENT OF HUMAN SERVICES POLICIES AND GUIDELINES MANUAL: Ms. Ulrich presented the new policy which outlines the variety of programs offered by Employment Services of Weld County, identifies application processes and communicates eligibility determination and funding sources for each program serving youth ages 14 to 24. Commissioner James moved to approve said policy addition. The motion, which was seconded by Commissioner Conway, carried unanimously.


 3) CONSIDER CONTRACT ID #3030 AMENDMENT #6 TO INTERGOVERNMENTAL AGREEMENT FOR COUNTY INCENTIVES PROGRAM AND AUTHORIZE CHAIR TO SIGN: Ms. Ulrich presented the amendment which will correct an error which inadvertently omitted the end of the performance period. Commissioner Conway moved to approve said amendment and authorize the Chair to sign. The motion was seconded by Commissioner James, and it carried unanimously.


 4) CONSIDER CONTRACT ID #3059 AMENDMENT #3 FOR PROMOTING SAFE AND STABLE FAMILIES (PSSF) GRANT AND AUTHORIZE CHAIR TO SIGN: Ms. Ulrich stated this is the third amendment to the PSSF Grant agreement which allows the County to operate coordinated programs of community-based family support services, family preservation services, time-limited family reunification services, and adoption promotion and support through collaboration with Catholic Charities. Commissioner James moved to approve said amendment and authorize the Chair to sign. Seconded by Commissioner Moreno, the motion carried unanimously.


 5) CONSIDER CONTRACT ID #2940 AGREEMENT FOR MUNICIPAL JAIL SERVICES AND AUTHORIZE CHAIR TO SIGN – CITY OF DACONO: Sonja Kohlgraf, Sheriff's Office, presented the municipal jail services agreement with the City of Dacono. She explained the City of Dacono revised the standard form language, which was reviewed by the County Attorney's Office. In response to Commissioner James, Ms. Kohlgraf explained the City of Dacono requested inclusion of provisional language which had been removed, specifically: 1) referencing C.R.S. §13-10-111.5 which mandates the jail must notify the municipality promptly; 2) if the municipal hold is the only reason the inmate is in custody, then the municipality must be notified within four (4) hours; and 3) if the inmate has additional holds, the jail will wait until those charges are answered, dispositioned and then notify the municipal court, the higher level charges trump the municipal hold. In response to Commissioners James and Conway, Deputy Sam Kaneta III, Sheriff's Office, expressed no procedural concerns with reinserting the requested language, and he explained, if there were extenuating circumstances which resulted in a delay of the above stated terms, the municipality would still be obligated to pay, unless there are higher jurisdictional holds. Commissioner James moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner Moreno, and it carried unanimously.


 6) CONSIDER CONTRACT ID #3051 MEMORANDUM OF UNDERSTANDING FOR VICTIM ADVOCATE SERVICES UNIT AND AUTHORIZE CHAIR TO SIGN – TOWN OF FIRESTONE POLICE DEPARTMENT: Ms. Kohlgraf presented the memorandum of understanding with the Town of Firestone Police Department, which has been in effect for several years and covers Victim Assistance Unit services. She further stated each municipality which receives services is required to make an annual contribution, in the amount of \$4,500.00. In response to Chair Kirkmeyer, Ms. Kohlgraf stated the services are almost completely funded by the combined VALE grant funds and municipal contributions; however, there is still some in-kind costs. Chair Kirkmeyer read an email response from Sheriff Steve Reams which indicates full recovery of costs from each of the contracted towns. Commissioner Conway moved to approve said memorandum of understanding and authorize the Chair to sign. Seconded by Commissioner Moreno, the motion carried unanimously.


 7) CONSIDER CONTRACT ID #3052 MEMORANDUM OF UNDERSTANDING FOR VICTIM ADVOCATE SERVICES UNIT AND AUTHORIZE CHAIR TO SIGN – CITY OF FORT LUPTON POLICE DEPARTMENT: Based on the previous discussion, Commissioner James moved to approve said memorandum of understanding and authorize the Chair to sign. The motion was seconded by Commissioner Conway, and it carried unanimously.

 8) CONSIDER CONTRACT ID #3053 MEMORANDUM OF UNDERSTANDING FOR VICTIM ADVOCATE SERVICES UNIT AND AUTHORIZE CHAIR TO SIGN – TOWN OF LOCHBUIE POLICE DEPARTMENT: Based on the previous discussion, Commissioner Conway moved to approve said memorandum of understanding and authorize the Chair to sign. The motion, which was seconded by Commissioner James, carried unanimously.


 9) CONSIDER CONTRACT ID #3054 MEMORANDUM OF UNDERSTANDING FOR VICTIM ADVOCATE SERVICES UNIT AND AUTHORIZE CHAIR TO SIGN – TOWN OF PLATTEVILLE POLICE DEPARTMENT: Based on the previous discussion, Commissioner James moved to approve said memorandum of understanding and authorize the Chair to sign. The motion was seconded by Commissioner Moreno, and it carried unanimously.


 10) CONSIDER CONTRACT ID #3055 MEMORANDUM OF UNDERSTANDING FOR VICTIM ADVOCATE SERVICES UNIT AND AUTHORIZE CHAIR TO SIGN – TOWN OF GARDEN CITY POLICE DEPARTMENT: Based on the previous discussion, Commissioner Conway moved to approve said memorandum of understanding and authorize the Chair to sign. Seconded by Commissioner James, the motion carried unanimously.

 11) CONSIDER AMENDMENT TO COURT SECURITY GRANT APPLICATION AND AUTHORIZE CHAIR TO SIGN ELECTRONICALLY: Toby Taylor, Director of the Department of Buildings and Grounds, stated the court security grant award was received, in the amount of \$11,858.42, to purchase metal detectors and continuing maintenance for video conferencing, which was short \$5,145.14 of the entire purchase cost. He explained the State Administrator's Office had funds left over and this amendment is necessary to attempt to recoup the shortfall of the equipment costs. Commissioner Moreno moved to approve said amendment and authorize the Chair to sign. Seconded by Commissioner Conway, the motion carried unanimously.

 12) CONSIDER AGREEMENT FOR PROFESSIONAL SERVICES AND AUTHORIZE CHAIR TO SIGN – RACING UNDERGROUND, LLC: Kelly Leffler, Department of Human Resources, reviewed the agreement with Racing Underground, LLC, to provide timing services at the Commissioners 5K race

scheduled for August 9, 2019. Commissioner James moved to approve said agreement and authorize the Chair to sign. The motion, which was seconded by Commissioner Conway, carried unanimously.

 13) CONSIDER TEMPORARY CLOSURE OF CR 33 BETWEEN CRS 38 AND 40: Elizabeth Relford, Department of Public Works, presented the temporary road closure beginning August 12, 2019, through August 30, 2019, for a bridge re-deck. Commissioner James moved to approve said temporary closure. The motion was seconded by Commissioner Moreno, and it carried unanimously.

 14) CONSIDER RATIFICATION OF BYLAWS FOR HIGH PLAINS LIBRARY DISTRICT: Matthew Hortt, Executive Director of the High Plains Library District, presented the amended bylaws which will now require approval by the establishing jurisdictions before term limits may be revised. Each of the Commissioners, in turn, expressed their appreciation to Mr. Hortt for bringing the revised bylaws to the Board and commended the current Library Board members for their efforts in re-establishing partnering relationships and community outreach. Mr. Hortt confirmed ratification has been received from the Cities of Greeley, Fort Lupton and Evans and the remaining jurisdictions are expected to complete their ratifications very soon. Commissioner Conway moved to ratify said bylaws. Seconded by Commissioner James, 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 9:29 a.m.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

BY: _____
Deputy Clerk to the Board

Barbara Kirkmeyer, Chair

EXCUSED

Mike Freeman, Pro-Tem

Sean P. Conway

Scott K. James


Steve Moreno

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO MONDAY, AUGUST 12, 2019


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, Monday, August 12, 2019, 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 Barbara Kirkmeyer, Chair
Commissioner Mike Freeman, Pro-Tem
Commissioner Sean P. Conway
Commissioner Scott K. James
Commissioner Steve Moreno


Also present:


County Attorney, Bruce Barker
Clerk to the Board, Esther Gesick
Controller, Barbara Connolly

 **MINUTES:** Commissioner Moreno moved to approve the minutes of the Board of County Commissioners meeting of August 7, 2019, as printed. Commissioner James seconded the motion, and it carried unanimously.

 **READ ORDINANCE BY AUDIO:** Commissioner Freeman moved to read Code Ordinance 2019-14 by audio. The motion was seconded by Commissioner Conway, and it carried unanimously.


 **CERTIFICATION OF HEARINGS:** Commissioner Conway moved to approve the Certification of Hearings conducted on August 7, 2019, as follows: 1) USR19-0024 – Patrick and Julie Simons, 2) USR19-0030 – Ronald and Diane Bakel, 3) USR19-0037 – Carver Landscape Company, and 4) PUDZ19-0001 – T3 Land and Investment, LLC. Commissioner James seconded the motion, which carried unanimously.


 **AMENDMENTS TO AGENDA:** Commissioner Conway moved to add the following under New Business: 5) Consider Appointment of Curt Moore as 1041 WOGLA Permit Hearing Officer [2019-3662]. Seconded by Commissioner Moreno, the motion carried unanimously.

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


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


WARRANTS:

 1) GENERAL WARRANTS – AUGUST 9, 2019: Commissioner Freeman moved to approve the General Warrants of August 9, 2019. Seconded by Commissioner Moreno, the motion carried unanimously.


 2) COMMISSIONER WARRANTS – AUGUST 9, 2019: Chair Kirkmeyer recused herself from consideration of this matter, since the register contains a warrant in her name. Commissioner Moreno moved to approve the Commissioner Warrant of August 9, 2019, for Commissioner Kirkmeyer. The motion was seconded by Commissioner James. Upon a roll call vote, the motion passed with four in support and Chair Kirkmeyer recused.


BIDS:


 1) PRESENT BID #B1900117, JAIL DRAIN PIPE INSTALLATION – DEPARTMENT OF BUILDINGS AND GROUNDS: Rob Turf, Department of Purchasing, stated this is the second posting, since the first posting received no bids. He stated for B1900117 there were 26 vendors who downloaded the advertisement; however, only one vendor attended the pre-bid meeting and submitted a bid. He stated the Department of Buildings and Grounds will review the bid and bring back a recommendation for approval on August 26, 2019. In response to Commissioner Conway, Mr. Turf stated he is not sure why only one (1) of the 26 vendors chose to participate.


 2) PRESENT BID #1900113, RFQ – ENGINEERING SERVICES FOR BRIDGES – DEPARTMENT OF PUBLIC WORKS: Mr. Turf stated six (6) bids have been received, and the Department of Public Works will review the bid and bring back a recommendation for tentative approval on August 26, 2019, pending completion of the Qualification-Based Selection (QBS) process.


NEW BUSINESS:

 1) CONSIDER ELECTRICAL EASEMENT AND AUTHORIZE CHAIR TO SIGN – PUBLIC SERVICE COMPANY OF COLORADO (XCEL): Toby Taylor, Department of Buildings and Grounds, stated this easement will contain the necessary utilities for electrical services to the new wing of the jail. Commissioner Moreno moved to approve said easement and authorize the Chair to sign. Seconded by Commissioner Conway, the motion carried unanimously.


 2) CONSIDER AUTHORIZING ASSIGNMENT TO THE COLORADO HOUSING AND FINANCE AUTHORITY OF A PRIVATE ACTIVITY BOND ALLOCATION OF WELD COUNTY PURSUANT TO THE COLORADO PRIVATE ACTIVITY BOND CEILING ALLOCATION ACT: Don Warden, Director of Finance and Administration, stated Weld County received a bond allocation through the State based on an IRS per capita number issued for Private Activity Bonds. He explained, this year there was only one potential user of the allocation which did not work out, therefore, the County has until September 15th to either reallocate the amount of \$7,733,513.00 to another recipient or automatically forfeit the funds back to the State. Mr. Warden stated he was approached by the Colorado Housing and Finance Authority (CHFA) requesting the allocation to be combined with a larger pool of housing bonds for first-time home buyers. In response to Commissioner Conway, he confirmed these assigned funds would be allocated specifically to Weld County residents. Responding to Commissioner James, Mr. Warden further explained the funds are used for first-time homebuyers to acquire mortgages with a lower interest rate and terms and down payments which are less than a conventional loan. Commissioner Conway moved to authorize said assignment and authorize the Chair to sign. The motion was seconded by Commissioner Moreno, and it carried unanimously.

 3) CONSIDER AGREEMENT PURSUANT TO C.R.S. §30-11-123 AND AUTHORIZE CHAIR TO SIGN – INTERSAND AMERICA CORPORATION: Mr. Warden stated this agreement is for a personal property tax rebate for a cat litter company which is headquartered in Canada and has announced its plans to locate a division in the Great Western Industrial Park in the Windsor area. He stated they meet all the minimum requirements by constructing a 48,000-square-foot building, employing a total of 21 employees with a minimum 50% of Weld County resident employees, and offering average wages of \$49,800.00, which is well above the median wage. In response to Commissioner Conway, Mr. Warden confirmed they will receive an annual depreciating rebate over the span of ten years, which will total \$117,875.00, and is covered in the budget. Commissioner Freeman moved to approve said agreement, which was seconded by Commissioner Moreno, and it carried unanimously.

 4) CONSIDER APPOINTMENT TO NOXIOUS WEED MANAGEMENT ADVISORY BOARD: Commissioner Freeman moved to approve said appointment. Commissioner James seconded the motion, and it carried unanimously.

 5) CONSIDER APPOINTMENT OF CURT MOORE AS 1041 WOGLA PERMIT HEARING OFFICER: Curt Moore introduced himself as a life-long, local Greeley resident, with a Business Administration degree from UNC. He stated soon after graduation he obtained employment in the oil field and continued in that industry in progressing roles since 1992. He stated he is very familiar with the various aspects of the oil and gas industry, including operations (design/build drill sites), mobilizing heavy equipment, reclamation, production facilities, and senior landman for various companies during the past 28 years. The Commissioners, in turn, welcomed Mr. Moore and expressed their pleasure in bringing him onboard as the Hearing Officer of the Weld County Oil and Gas Energy Department, based on their past encounters with him as a very knowledgeable, ethical professional who will work on behalf of the citizens of Weld County. Commissioner Conway moved to approve said appointment. Commissioner James seconded the motion, and it carried unanimously.

PLANNING:

 1) FIRST READING OF CODE ORDINANCE #2019-14, IN THE MATTER OF REPEALING AND REENACTING WITH AMENDMENTS, CHAPTER 19 COORDINATED PLANNING AGREEMENTS, OF THE WELD COUNTY CODE (BERTHOUD): Tom Parko, Director of the Department of Planning Services, stated there were no modifications to the standard language of the agreement. No public testimony was offered concerning this matter. Commissioner Moreno moved to approve Code Ordinance #2019-14 on First Reading. Commissioner Conway seconded the motion, and it carried unanimously.

RESOLUTIONS AND ORDINANCES: The resolutions were presented and signed as listed on the Consent Agenda. Code Ordinance 2019-14 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 9:26 a.m.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

BY: _____
Deputy Clerk to the Board

Barbara Kirkmeyer, Chair

Mike Freeman, Pro-Tem

Sean P. Conway

Scott K. James


Steve Moreno

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO AUGUST 14, 2019


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, August 14, 2019, 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 Barbara Kirkmeyer, Chair
Commissioner Mike Freeman, Pro-Tem
Commissioner Sean P. Conway
Commissioner Scott K. James
Commissioner Steve Moreno


Also present:


County Attorney, Bruce Barker
Clerk to the Board, Esther Gesick
Controller, Barbara Connolly

 **MINUTES:** Commissioner James moved to approve the minutes of the Board of County Commissioners meeting of August 12, 2019, as printed. Commissioner Moreno seconded the motion, and it carried unanimously.


 **READ ORDINANCE BY AUDIO:** Commissioner Freeman moved to read Emergency Ordinance #255-A by audio. The motion was seconded by Commissioner Conway and it carried unanimously.

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


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

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

WARRANTS:


 1) GENERAL WARRANTS – AUGUST 13, 2019: Commissioner Freeman moved to approve the general warrants. Commissioner Moreno seconded the motion, and it carried unanimously.

BIDS:


 1) APPROVE BID #B1900111, COMMUNITY CORRECTIONS (INTERIOR PAINT) – DEPARTMENT OF BUILDINGS AND GROUNDS: Rob Turf, Department of Purchasing, stated the low bidder has withdrawn their bid, therefore, staff recommends approval of the second low bid which meets


specifications from CRCFS, Inc., in the amount of \$65,035.90. Commissioner James moved to approve said second low bid. Seconded by Commissioner Moreno, the motion carried unanimously.




NEW BUSINESS:

 1) CONSIDER CONTRACT ID #3074 MEMORANDUM OF UNDERSTANDING FOR JUSTICE ASSISTANCE GRANT (JAG) AND AUTHORIZE CHAIR TO SIGN – CITY OF GREELEY: Sonja Kohlgraf, Sheriff's Office, stated this contract is the result of an annual grant which has been received in conjunction with the City of Greeley Policy Department. She stated the Police Department will serve as the fiscal agent to complete the reporting requirements and pass through of the divided funds, in the amount of \$12,119.00, for various equipment items to assist with officer safety, crime prevention and enforcement of criminal law. Commissioner Conway moved to approve said memorandum of understanding and authorize the Chair to sign. The motion was seconded by Commissioner James, and it carried unanimously.


 2) CONSIDER AMENDMENT #1 TO GRANT AGREEMENT FOR THE JUVENILE DIVERSION PROGRAM AND AUTHORIZE CHAIR TO SIGN: Kirsta Britton, District Attorney's Office, explained an annual grant award was accepted on May 20, 2019, for the Juvenile Diversion Program which has been ongoing since 2006. Following acceptance, Bill 19-108 was passed which changed the Juvenile Diversion Program funding from a competitive grant process to a direct allocation, therefore, this amendment will secure the current funding through the end of 2019, and a subsequent allocation request will be brought back before the Board for 2020 funding. Commissioner Freeman moved to approve said amendment, which was seconded by Commissioner Conway, and it carried unanimously.

 3) CONSIDER TITLE VI PLAN FOR CDOT/FWHA SUBRECIPIENTS AND AUTHORIZE CHAIR TO SIGN: Karin McDougal, Assistant County Attorney, stated the proposed plan is required as a stipulation of receiving federal FHWA funds specific to flood recovery projects accomplished by the Department of Public Works. She reviewed the proposed revisions, which will comply with the Colorado Department of Transportation (CDOT) grant requirements and stated the plan will be posted for public inspection. The motion to approve said plan and authorize the Chair to sign was made by Commissioner Moreno, seconded by Commissioner James, and it carried unanimously.


 4) CONSIDER AGREEMENT FOR DISPATCH SERVICES AND AUTHORIZE CHAIR TO SIGN – BANNER HEALTH, DBA NORTH COLORADO MEDICAL CENTER: Don Warden, Director of the Department of Finance and Administration, stated this agreement clarifies the current arrangement regarding county-wide paramedic services. He commented UC Health Ambulance services are now present in Weld County and a few fire protection districts have contracted with them as a primary provider, which alters the county-wide payment arrangement for dispatch allocation fees. He further explained the new allocation formula will go into effect on January 1, 2020, which will be switched over to the fire protection districts, and Banner will continue to pay a proportionate share. Mr. Warden stated this agreement contains Exhibit A, which spells out the Districts that have Banner operational agreements as exclusive providers, as well as which districts have UC Health as their primary provider, in which case Banner will remain as a backup. Chair Kirkmeyer clarified the user fee was worked out in coordination with the fire protection districts, law enforcement, and emergency response users, including a ten-year capital plan for dispatch services. She explained the fees that come in for E911 are credited to all the users, and then the County agrees to pay 60% of costs of services for public safety communications, with the fire protection districts and law enforcement agencies to pay 40% aggregate among the 46 users. Commissioner Conway moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner James, the motion carried unanimously.


 5) EMERGENCY ORDINANCE #255-A, IN THE MATTER OF A SUPPLEMENTAL APPROPRIATION FOR THE YEAR 2019: Mr. Warden stated this is the first of two supplemental appropriations to reallocate funds to account for unforeseen items or expenditures. He referenced the Exhibits detailing the line items, which he reviewed for the record (hardware/software purchases, new Oil and Gas Energy Department, Martindale auditing contract, Sheriff/Courts equipment, mid-year positions and contract approvals, General Fund transfers, a large anticipated tax abatement, the Bank-Head Jones allocation split 50/50 with school districts and Public Works, mid-year grants and projects, purchases of buildings, project transactions which rolled forward from 2018 to 2019, PERA Trust, Contingency Fund Capital and Retirement Transfers, and use of the Weld County Finance Corp to purchase the Rubadue building due to Energy Mineral Impact Grant obligations).  In response to Commissioner Conway, Mr. Warden explained he calculated the anticipated fees to cover the first five months of start-up costs and confirmed the \$4 million transfer to purchase the Rubadue building will be completely covered and offset by revenues from permit fees.  No public testimony was offered concerning this matter, and Mr. Warden confirmed the matter was pre-published to comply with emergency ordinance approval requirements. Commissioner Moreno moved to approve Ordinance #255-A on an emergency basis. Commissioner Freeman seconded the motion, and it carried unanimously.


PLANNING:


 1) CONSIDER RESUBDIVISION, RES19-0008, OF LOT 3 OF UNION COLONY SUBDIVISION TO CREATE TWO (2) LOTS FROM ONE (1) IN THE R-1 (LOW-DENSITY RESIDENTIAL) ZONE DISTRICT – DAN AND JANNA MILLER: Angela Snyder, Department of Planning Services, provided a summary of the site layout and reviewed the water and sewer provisions. She indicated a shared access is proposed from East 18th Street; however, the subdivision regulations require that all access must be from an internal street, therefore, staff is requesting dedicated right-of-way for a separate access. She stated the Colorado Department of Transportation (CDOT) has agreed to allow the applicants to retain the existing access for both properties. Ms. Snyder stated the referral response from the Department of Public Works indicates the site does not qualify for a drainage exception which necessitates a Drainage Report. Additionally, no utility easements will be affected, but the applicant will be required to create a utility easement to be shown on the plat. She stated the City of Greeley has expressed interest in annexing the property and requested the applicant establish a connection to Alpine Avenue Court; however, there is no Coordinated Planning Agreement with the City, so the applicants are only required to “attempt” to address the concerns/requests of the City. Ms. Snyder stated the applicant has acquired a “Will Serve” letter from the City of Greeley for water and sewer, but they intend to pursue augmentation of the well to have it re-permitted for the proposed use; however, if they reach the established thresholds, then they will have to annex to obtain municipal water/sewer services. She further stated staff received one letter from a surrounding property owner objecting to the application, based on the proposed industrial use, and she displayed images of the site and surrounding views. She indicated the area is comprised of mixed uses, with pre-existing homes on properties which are primarily zoned Residential, and staff feels the referral concerns will be addressed through the Conditions of Approval, as presented. In response to Commissioner Conway, Ms. Snyder stated she is not certain of the location of the resident who submitted the letter of concern. Responding to Chair Kirkmeyer, she indicated which lots have been rezoned to C-3 and I-1, and noted some residential properties have been annexed by the City of Greeley and used for commercial endeavors. She also confirmed diesel repair shops are not allowed in the Residential zone, and staff does not believe augmentation is feasible, therefore, they allowed the applicant to proceed with the application based on receipt of the Will Serve letter from the City of Greeley, which satisfies the requirement, but they would be required to annex in order to connect to public services in the future. In the interim, the proposed use does qualify for bottled water and portable toilets for the shop. In response to Commissioner James, Ms. Snyder stated if the property is split, each lot will be zoned Residential, there is no violation on the site because the existing shop is not currently operating,


and the applicant would be required to complete a Change of Zone application prior to submitting a Site Plan Review to commence operating the diesel shop.



 Kelsey Bruxvoort, AGPROfessionals, displayed a PowerPoint presentation and explained they are proceeding with the Resubdivision, in conjunction with the Change of Zone to C-3 zoning, followed by a Site Plan Review for the diesel repair business. She stated the site is unique and requires creative solutions. The property is currently being farmed for hay, and the applicant would like to operate a diesel shop on Lot 1 and retain the existing residence on Lot 2. The site was originally platted in 1871, as part of the Union Colony Subdivision and zoned E (Estate) in 1962, as part of sweeping rezoning, but it was historically vacant. Ms. Bruxvoort displayed various zoning maps depicting designated uses in the area, and stated the application meets the criteria of Section 24-5-30 of the Weld County Code. She addressed access and roadway requirements to utilize the existing gravel driveway, which is permitted by CDOT, reviewed the 30-foot right-of-way dedication, and stated the proposal will have a minimal impact on the area. She stated the applicants are proposing to use bottled water and portable toilets on Lot 1 for the diesel shop; however, they also have the option of augmenting the well permit and installing a septic system or annexing and obtaining water and sewer service from the City of Greeley. Lastly, she stated the site meets the MS4 drainage requirements for an exception from on-site detention, there were no negative referral responses with concerns, the site is not encumbered with covenants, and the application does not change the intent of the subdivision.


 In response to Commissioner James, Ms. Bruxvoort stated the applicant will work with the City of Greeley, but there are no water or sewer lines within 400 feet of the property.


 No public testimony was offered concerning this matter.

 In response to Chair Kirkmeyer, Ms. Snyder explained staff determined the Resubdivision application was eligible for processing based on receipt of the "Will Serve" letter from the City of Greeley for water and sewer. Ms. Bruxvoort stated they are seriously pursuing augmentation for shared use of the well; however, if that is not achieved, then they will plug the well and obtain water from the City of Greeley. She further stated Lot 2 will retain the existing septic system for the residence and there is adequate room for an additional septic and leach field.

 Ms. Bruxvoort referenced Condition of Approval (COA) #1.C and requested the Board include the words "*if necessary*" specific to the drainage pond design, since the site does not exceed 5 CFS. She stated the drainage plan is pending review by the Department of Public Works, but she believes the MS4 requirements have been addressed with vegetation as required by the R-1 zoning. The Board agreed to amend COA #1.C.

 Mike McRoberts, Department of Public Works, stated staff does not believe the site meets the drainage exception because it does not include runoff from the other lots, which must be accounted for as part of a subdivision. Commissioner Freeman commented there is no residence on Lot 2, and Mr. Barker explained the drainage requirement must be met at the time of the Resubdivision. Mr. McRoberts concurred it is necessary at this time because the application must take Lot 2 into consideration and adding the words "*if necessary*" would be appropriate.  Ms. Bruxvoort also explained they originally proposed an access easement; however, staff is requiring right-of-way for access and utilities, therefore, COA #1.D is not applicable. Ms. Snyder and Mr. McRoberts each agreed with the deletion, since the 30-foot right-of-way is addressed by COA #1.E.5. The Board agreed to delete COA #1.D.

 In response to Chair Kirkmeyer, Ms. Bruxvoort stated they have reviewed, and the applicants agree to abide by, the Condition of Approval, as amended. Chair Kirkmeyer confirmed there was no further comments offered concerning the amended conditions.

 Commissioner Freeman moved to approve Resubdivision, RES19-0008, with the Conditions of Approval, as amended. Commissioner Conway seconded the motion, and it carried unanimously.

RESOLUTIONS AND ORDINANCES: The resolutions were presented and signed as listed on the Consent Agenda. Emergency Ordinance #255-A was approved on an emergency basis.

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 10:00 a.m.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

Barbara Kirkmeyer, Chair

BY: _____

Deputy Clerk to the Board

Mike Freeman, Pro-Tem

Sean P. Conway

Scott K. James

EXCUSED DATE OF APPROVAL


Steve Moreno

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO AUGUST 19, 2019


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, August 19, 2019, 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 Barbara Kirkmeyer, Chair
Commissioner Mike Freeman, Pro-Tem
Commissioner Sean P. Conway
Commissioner Scott K. James
Commissioner Steve Moreno - EXCUSED


Also present:


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

 **MINUTES:** Commissioner James moved to approve the minutes of the Board of County Commissioners meeting of August 14, 2019, as printed. Commissioner Conway seconded the motion, and it carried unanimously.


 **CERTIFICATION OF HEARINGS:** Commissioner Conway moved to approve the Certification of Hearings conducted on August 14, 2019, as follows: 1) PCSC19-0002 – C&M Rodriguez Services, Inc., 2) USR19-0028 – Curtis and Celeste Hurd, 3) USR19-0032 – Front Range Landfill, Inc., and 4) USR19-0022 – Eduardo Salvador Rivera Torres. Commissioner Freeman seconded the motion, which 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 James seconded the motion, and it carried unanimously.


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


WARRANTS:


 1) GENERAL WARRANTS – AUGUST 16, 2019: Commissioner James moved to approve the General Warrants, as printed. Commissioner Freeman seconded the motion, and it carried unanimously.

BIDS:


 1) APPROVE BID #B1900114, CENTENNIAL CENTER SECURITY STATION EXPANSION – DEPARTMENT OF BUILDINGS AND GROUNDS: Rob Turf, Department of Purchasing, stated the low bid meets specifications, therefore, staff recommends awarding to Whitestone Construction, for the total amount of \$63,170.00. In response to Commissioner Conway, Mr. Turf confirmed the completion date is set for September 23, 2019. Commissioner Freeman moved to approve said low bid, as recommended by staff. Seconded by Commissioner James, the motion carried unanimously.


 2) APPROVE BID #B1900116, CUSTODIAL SERVICES (SOUTH WELD) – DEPARTMENT OF BUILDINGS AND GROUNDS: Mr. Turf stated the low bid meets specifications, therefore, staff recommends awarding to MCS, for \$3,478.00 per month. In response to Commissioner Conway, Toby Taylor, Director of the Department of Buildings and Grounds, stated the County has no working history with the selected vendor; however, he did verify their references. Commissioner James moved to approve said low bid, as recommended by staff. Seconded by Commissioner Conway, the motion carried unanimously.

 3) PRESENT BID #B1900118, JAIL POLYCARBONATE PANEL INSTALLATION – DEPARTMENT OF BUILDINGS AND GROUNDS: Mr. Turf stated 24 vendors downloaded the bid, five attended the pre-bid meeting, but only one submitted a bid. In response to Commissioner Conway, Mr. Turf concurred the lack of submittals may be the result of companies being busy and not needing the work. In response to Commissioner Freeman, Mr. Taylor stated staff still needs to evaluate the proposal, but it does appear to be a little higher than expected. He explained this is for a special project within the existing jail, not the new expansion, and if the amount is rejected, staff will make that part of the recommendation.


 4) PRESENT BID #B1900119, CONSULTING SERVICES LAND USE PLAN MAP – DEPARTMENT OF PUBLIC WORKS AND DEPARTMENT OF PLANNING SERVICES: Mr. Turf stated the title of this bid needs to be corrected to also include a Travel Model. He stated staff will review the submittals and bring back a recommendation for approval on September 4, 2019. In response to Commissioner Conway, Jim Flesher, Department of Planning Services, confirmed the scope does include the specification that the project must be completed prior to the Farm Show.


NEW BUSINESS:

 1) CONSIDER CONTRACT ID #3082 EDUCATION AFFILIATION AGREEMENT AND AUTHORIZE CHAIR TO SIGN – AIMS COMMUNITY COLLEGE: Dr. Mark Wallace, Director of the Department of Public Health and Environment, presented the non-financial agreement with Aims Community College to provide opportunities for nursing students to receive clinical experience. He requested approval of a term which is retroactive to August 1, 2019, but confirmed they were not working with any students during that time. Commissioner Conway moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner James, the motion carried unanimously.



 2) CONSIDER CONTRACT ID #3083 SUPPLEMENTAL ENVIRONMENTAL PROJECTS (SEP) AGREEMENT FOR LEAD HAZARD CONTROL AND AUTHORIZE CHAIR TO SIGN: Dr. Wallace explained sometimes SEPs are presented in the form of an agreement, and other times they are received in the form of a payment. In this instance, the Department of Public Health and Environment has already received a payment from the Air Quality Control Division, in the amount of \$116,000.00, and the SEP currently being presented is from the Water Quality Control Division for an additional \$179,128.00, which will allow for the replacement of equipment that is nearly obsolete and allow additional lead testing to be

completed more efficiently. Dr. Wallace further stated, as a result of HB17-1306 which mandates clean water in schools, he is expecting more requests for testing, and this SEP also provides financial assistance to identified residences to remedy the source of known lead contamination. Commissioner Freeman moved to approve said SEP agreement and authorize the Chair to sign. The motion was seconded by Commissioner Conway, and it carried unanimously.

 3) CONSIDER CONTRACT ID #3075 AGREEMENT FOR MATERIALS OR EQUIPMENT AND AUTHORIZE CHAIR TO SIGN – VANCE BROTHERS, INC.: Josh Holbrook, Department of Public Works, stated this agreement will allow for a pilot project on a one-mile segment of County Road 60.5 for use of two new paving products. Mr. Turf confirmed the pass around memorandum was reviewed by the entire Board. Commissioner Conway moved to approve said agreement, which was seconded by Commissioner James, and it carried unanimously.

 4) CONSIDER DECLARING CERTAIN EQUIPMENT AS SURPLUS PROPERTY AND DELEGATE AUTHORITY TO CONTROLLER TO SIGN ANY NECESSARY DOCUMENTS: Barbara Connolly, Controller, explained the items listed in Exhibit A have been identified by the Department of Information Technology as obsolete equipment; however, they believe there may be some potential to recover small amounts for any remaining value. In response to Commissioner Conway, Ms. Connolly stated there is no disposal fee unless there is any memory left in the device, which would be minimal. The motion to declare said equipment as surplus and delegate authority to the Controller to sign any necessary documents was made by Commissioner James, seconded by Commissioner Conway, and it carried unanimously.

PLANNING:

 1) CONSIDER VACATING USE BY SPECIAL REVIEW PERMIT, USR-1224 – BARTON LAND AND CATTLE, INC., C/O BRIAN AND DENISE BARTON: Maxwell Nader, Department of Planning Services, explained Use by Special Review Permit, USR-1224, is located on Lot B of Recorded Exemption, RECX13-0078, for a roping arena in the A (Agricultural) Zone District. He stated the property owners recently received administrative approval of a lot line adjustment under 1AMRECX19-13-0078 and submitted a letter, dated August 6, 2019, requesting full vacation of USR-1224 to address a Condition of Approval of the lot line adjustment.  Alex Nelson, authorized representative, was present and available to answer questions. Commissioner Freeman moved to approve said vacation of USR-1224. Commissioner James seconded the motion, and it 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 9:20 a.m.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

BY: _____
Deputy Clerk to the Board

Barbara Kirkmeyer, Chair

Mike Freeman, Pro-Tem

Sean P. Conway

Scott K. James

EXCUSED


Steve Moreno

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO AUGUST 21, 2019


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, August 21, 2019, 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 Barbara Kirkmeyer, Chair
Commissioner Mike Freeman, Pro-Tem
Commissioner Sean P. Conway
Commissioner Scott K. James
Commissioner Steve Moreno - EXCUSED


Also present:


County Attorney, Bruce Barker
Clerk to the Board, Esther Gesick
Controller, Barbara Connolly

 **MINUTES:** Commissioner Conway moved to approve the minutes of the Board of County Commissioners meeting of August 19, 2019, as printed. Commissioner James seconded the motion, and it carried unanimously.


 **AMENDMENTS TO AGENDA:** Commissioner Conway moved to add the following section, **READ ORDINANCE BY AUDIO:** Read Emergency Code Ordinance #2019-15 by audio. Seconded by Commissioner Freeman, the motion carried unanimously.

 **READ ORDINANCE BY AUDIO:** Commissioner James moved to read Emergency Code Ordinance 2019-15 by audio. The motion was seconded by Commissioner Conway and it carried unanimously.


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


 **PUBLIC INPUT:** Bill Gillard, Greeley resident, inquired concerning the status of the video recordings of public meetings and whether it will include the County Council meetings. Chair Kirkmeyer stated there are no immediate plans to video record or live stream the County Council meetings. Esther Gesick, Clerk to the Board, gave a brief summary of the system installation/configuration timeline and anticipated the staff training to be conducted on September 5, 2019. She stated once the system has been tested and staff is proficient with the new software, they will begin live streaming the meetings and uploading the corresponding minutes as they are finalized.


WARRANTS:


 1) GENERAL WARRANTS – AUGUST 20, 2019: Commissioner James moved to approve said warrants. Seconded by Commissioner Freeman, the motion carried unanimously.



NEW BUSINESS:

 1) CONSIDER CONTRACT ID #3087 GRANT CLOSEOUT FOR VARIOUS WORKFORCE INNOVATION AND OPPORTUNITY ACT (WIOA) PROGRAMS AND AUTHORIZE CHAIR TO SIGN: Jamie Ulrich, Deputy Director of the Department of Human Services, stated the close-out packet is required for all programs which have expenditures during the period of July 1, 2018, through June 30, 2019. Commissioner Conway moved to approve said grant closeout and authorize the Chair to sign. Seconded by Commissioner James, the motion carried unanimously.

 2) CONSIDER ONE-STOP MONITORING TOOL FINAL REPORT AND AUTHORIZE CHAIR TO SIGN: Ms. Ulrich stated Weld County's One Stop operator is the Workforce Development Board, which is monitored by the Adams County Workforce and Business Center, which completed the report. Commissioner Freeman moved to approve said final report and authorize the Chair to sign. The motion was seconded by Commissioner Conway, and it carried unanimously.


 3) CONSIDER CONTRACT ID #3094 2019 APPLICATION FOR INTERNET CRIMES AGAINST CHILDREN (ICAC) TASK FORCE GRANT AND AUTHORIZE CHAIR TO SIGN – CITY OF COLORADO SPRINGS POLICE DEPARTMENT: Daren Ford, Director of the Northern Colorado Regional Crime Laboratory, stated this is an ongoing grant which has been received for the past eight (8) years, and this application is seeking funding to support software maintenance and continued service for the lab. Commissioner James moved to approve said application and authorize the Chair to sign, which was seconded by Commissioner Conway, and it carried unanimously.


 4) CONSIDER ACCEPTANCE OF 2019 ABSTRACT OF ASSESSMENT AND AUTHORIZE CHAIR TO SIGN: Brenda Dones, Assessor, stated pursuant to C.R.S. §39-5-123 she is presenting the Abstract of Assessment which summarizes the results of the reappraisal of all property, including all decisions from the appeal season. She stated the total assessed valuation is \$15.72 billion. She further stated her office will notify all taxing authorities of their specific value for use in preparation of their budgets and submittal of Certification of Levies. Commissioner Conway moved to accept said abstract of assessment and authorize the Chair to sign. Commissioner Freeman seconded the motion, and it carried unanimously. Chair Kirkmeyer commended the Assessor's Office for their professional service and assistance to the public to address questions and objections. Commissioner Conway agreed the Assessor's Office staff demonstrated patience to explain the process and law and the ability to work with taxpayers with respect. Assessor Dones thanked the Board for their assistance in completing the appeal process.


 5) CONSIDER SPECIAL EVENTS PERMIT AND AUTHORIZE CHAIR TO SIGN – BERTHOUD LOCAL: Karin McDougal, Assistant County Attorney, stated Berthoud Local is a non-profit organization which has applied for a permit to host their second annual farm-to-table event, with 75 in attendance. She noted the bartender and applicant are each TIPS trained, and no concerns were expressed by the referral agencies; however, the Department of Public Works has requested that no parking or staging be allowed on the public roadway.  Vicky McLane, applicant and President of Berthoud Local, along with Adele Work, property host, each concurred they will not allow parking on the public roadway, and they invited the Commissioners to attend. The motion to approve said permit and authorize the Chair to


sign was made by Commissioner James, seconded by Commissioner Freeman, and it carried unanimously.

 6) CONSIDER APPOINTMENT OF DEPUTY DISTRICT ATTORNEY AND AUTHORIZE CHAIR TO SIGN – YVETTE GUTHRIE: Commissioner Conway moved to approve said appointment and authorize the Chair to sign. Seconded by Commissioner James, the motion carried unanimously.

 7) CONSIDER APPOINTMENT TO EXTENSION ADVISORY COUNCIL: Commissioner Freeman moved to approve the appointment of Joseph Docheff to said council. Commissioner James seconded the motion, and it carried unanimously.

 8) EMERGENCY ORDINANCE #2019-15, IN THE MATTER OF REPEALING AND REENACTING, WITH AMENDMENTS, CHAPTER 5 REVENUE AND FINANCE (*CHAPTER 21 – 1041 WOGLA PERMIT FEES*): Jason Maxey, Director of the Oil and Gas Energy Department, stated Emergency Code Ordinance #2019-13 was approved on August 5, 2019, to delete the old WOGLA fees from Appendix 5-J, and modify Appendix 5-D to add the new permit fees. Based on subsequent comments, the Board agreed to meet with industry representatives on August 8, 2019, to discuss alternative fee structures. He reviewed the proposed fee schedule and referenced two emails of support (Exhibit A) received on August 12, 2019, and one telephone call expressing concerns.

 Ryan Seastrom, Colorado Oil and Gas Association representative, thanked the Board and staff for meeting with the various stakeholders to discuss the fee structure and develop a working approach for all parties involved. In response to Commissioner Conway, Mr. Seastrom stated approximately 20 members were present for the meeting. There being no further comments, Chair Kirkmeyer closed public testimony.

 Chair Kirkmeyer acknowledged the input from Don Warden, Director of Finance and Administration, who had proposed this fee structure originally. Commissioner Conway added this will continue to be a work in progress and there will remain opportunities for additional review in the future, with the expectation of full cost recovery. Commissioner Conway moved to amend Ordinance #2019-15 to delete “per well” from item #40 of Appendix 5-D. Seconded by Commissioner James, the motion carried unanimously. Commissioner James moved to approve Code Ordinance #2019-15, as amended, on an emergency basis to allow for proper assessment of fees on incoming permit applications. Commissioner Freeman seconded the motion, and it carried unanimously. Mr. Maxey introduced four new members of his team: Kelly Holliday, Dwight Mallory, Amanda Petzold, and Bryant Knigge. The Commissioners welcomed each of them to the Weld County team.

RESOLUTIONS AND ORDINANCES: The resolutions were presented and signed as listed on the Consent Agenda. Code Ordinance #2019-15 was approved on an Emergency basis.

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 9:27 a.m.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

BY: _____
Deputy Clerk to the Board

Barbara Kirkmeyer, Chair

EXCUSED DATE OF APPROVAL
Mike Freeman, Pro-Tem

Sean P. Conway

Scott K. James


EXCUSED
Steve Moreno

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO AUGUST 26, 2019


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, August 26, 2019, 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 Barbara Kirkmeyer, Chair
Commissioner Mike Freeman, Pro-Tem - EXCUSED
Commissioner Sean P. Conway
Commissioner Scott K. James
Commissioner Steve Moreno


Also present:


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

 **MINUTES:** Commissioner James moved to approve the minutes of the Board of County Commissioners meeting of August 21, 2019, as printed. Commissioner Conway seconded the motion, and it carried unanimously.

 **CERTIFICATION OF HEARINGS:** Commissioner Conway moved to approve the Certification of Hearings conducted on August 21, 2019, as follows: 1) USR19-0019 –Crestone Peak Resource Holdings, LLC, 2) USR19-0031 – Christopher and Debra Carpenter, 3) USR19- 0033 – Vaughn Cito, and 4) USR19-0027 – Sergio and Emma Vargas. Commissioner James seconded the motion, which carried unanimously.


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

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


 **PUBLIC INPUT:** Kathleen Benedict, Executive Director of the Poudre Heritage Alliance, which manages the Poudre National Heritage Area, and she gave a brief description and history of the area. She stated their mission is to educate the public on the development of water and the role the river played in water law, development and management throughout the region, as well as its use in recreation, natural resources, agriculture and industry. Ms. Benedict invited the Commissioners to attend the 2nd Annual Emeritus Dinner, hosted at the Greeley Country Club on September 7, 2019, from 6:00-9:00 p.m., to

honor Senator Wayne Allard and Dr. Richard Vaughn for their efforts with the legislation and creation of the heritage area. She stated they will be introduced by Senator Cory Gardner and Dick Maxfield.

WARRANTS:

 1) GENERAL WARRANTS – AUGUST 23, 2019: Commissioner James moved to approve the General Warrants, as printed. Commissioner Moreno seconded the motion, and it carried unanimously.


BIDS:


 1) APPROVE BID #B1900117, JAIL DRAIN PIPE INSTALLATION – DEPARTMENT OF BUILDINGS AND GROUNDS: Rob Turf, Department of Purchasing, stated the sole bid meets specifications, therefore, staff recommends awarding to Jags Enterprises, Inc., in the amount of \$149,500.00. In response to Commissioner Conway, Mr. Turf confirmed this is the second posting of the bid, and although 26 vendors downloaded the specifications, only Jags submitted a bid. Commissioner Moreno moved to approve said sole bid as recommended by staff. Commissioner Conway seconded the motion, and it carried unanimously.

NEW BUSINESS:

 1) CONSIDER CANCELLATION OF BOARD OF COUNTY COMMISSIONERS MEETING SCHEDULED FOR SEPTEMBER 26, 2019: Commissioner James moved to approve said meeting cancellation, due to the Commissioners scheduled attendance at the Big 10 Budget Conference. Commissioner Moreno seconded the motion, and it carried unanimously.

PLANNING:

 1) CONSIDER VACATION OF USE BY SPECIAL REVIEW PERMIT, USR-1551 – GREAT WESTERN OIL AND GAS COMPANY, LLC: Angela Snyder, Department of Planning Services, explained the applicant is processing an amendment to Site Plan Review, SPR12-0001, for the Kodak building site adjacent to the Town of Windsor. She stated there are two Site Plan Reviews and three Use by Special Review permits overlapping on the site, therefore, staff has suggested the applicant request vacation of two of the USRs encumbering the site, as they permit oil and gas facilities, which have since become grandfathered in as Uses by Right. She further stated, as long as the facilities are not expanded by more than 50%, they will not be required to apply for a WOGLA permit. Commissioner Conway moved to approve the vacation of USR-1551. Commissioner James seconded the motion, and it carried unanimously.

 2) CONSIDER VACATION OF USE BY SPECIAL REVIEW PERMIT, USR-1571 – GREAT WESTERN OIL AND GAS COMPANY, LLC: Based on the previous explanation, Commissioner James moved to approve the vacation of USR-1571. Seconded by Commissioner Moreno, 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 9:12 a.m.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

BY: _____
Deputy Clerk to the Board

EXCUSED DATE OF APPROVAL
Barbara Kirkmeyer, Chair

EXCUSED
Mike Freeman, Pro-Tem

EXCUSED DATE OF APPROVAL
Sean P. Conway

Scott K. James


Steve Moreno

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO AUGUST 28, 2019


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, August 28, 2019, at the hour of 9:00 a.m.


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


Commissioner Barbara Kirkmeyer, Chair - EXCUSED
Commissioner Mike Freeman, Pro-Tem
Commissioner Sean P. Conway - EXCUSED
Commissioner Scott K. James
Commissioner Steve Moreno


Also present:

Assistant County Attorney, Bob Choate
Clerk to the Board, Esther Gesick
Controller, Barbara Connolly


 **MINUTES:** Commissioner James moved to approve the minutes of the Board of County Commissioners meeting of August 26, 2019, as printed. Commissioner Moreno seconded the motion, and it carried unanimously.

 **AMENDMENTS TO AGENDA:** Commissioner Moreno moved to add the following under New Business: 6) Consider Memorandum of Understanding for Coordination of Certain Procedures between Weld County's 1041 WOGLA Permitting and the Colorado Oil and Gas Conservation Commission's Drill Spacing Units (DSU) Approval and Forms 2 and 2A Permitting Processes and authorize Chair to sign. The motion was seconded by Commissioner James, and it carried unanimously.


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


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


WARRANTS:


 1) GENERAL WARRANTS – AUGUST 27, 2019: Commissioner James moved to approve the General Warrants, as printed. Commissioner Moreno seconded the motion, and it carried unanimously.


NEW BUSINESS:


 1) CONSIDER CONTRACT ID #2724 AGREEMENT FOR PURCHASE OF SERVICES AND AUTHORIZE CHAIR TO SIGN – COMPASSIONATE CONNECTIONS, LLC, DBA SENIORS HELPING SENIORS: Lennie Bottorff, Department of Human Services, stated this is an annual agreement on behalf of the Area Agency on Aging through which the contractor will provide personal care and homemaking services for eligible seniors. Commissioner James moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner Moreno, the motion carried unanimously.

 2) CONSIDER RENEWAL APPLICATION FOR A BREW PUB (COUNTY) LIQUOR LICENSE AND AUTHORIZE CHAIR TO SIGN – COLLISION BREWING COMPANY, LLC, DBA COLLISION BREWING COMPANY: Bob Choate, Assistant County Attorney, stated this is a standard renewal and the referral agencies expressed no concerns. The applicant was not present. Commissioner Moreno moved to approve said renewal application and authorize the Chair to sign. The motion was seconded by Commissioner James, and it carried unanimously.



 3) CONSIDER RENEWAL APPLICATION FOR A TAVERN (COUNTY) LIQUOR LICENSE AND AUTHORIZE CHAIR TO SIGN – THE FORT 21, LTD, DBA THE FORT 21: Mr. Choate stated this is a standard renewal and the referral agencies expressed no concerns. The applicant was not present. Commissioner James moved to approve said renewal application, which was seconded by Commissioner Moreno, and it carried unanimously.

 4) CONSIDER TEMPORARY CLOSURE OF CR 54 BETWEEN CRS 43 AND 45: Amy Mutchie, Department of Public Works, stated County Road (CR) 54 will be closed on September 3, 2019, through September 6, 2019, for a culvert replacement, and magnesium chloride will be applied on the gravel portion of the detour route to control dust. Commissioner James moved to approve said temporary closure. Commissioner Moreno seconded the motion, and it carried unanimously.

 5) CONSIDER TEMPORARY CLOSURE OF CR 86 BETWEEN CRS 43 AND 45: Ms. Mutchie stated this closure is at the request of the North Weld County Water District, beginning September 3, 2019, through September 11, 2019, to accomplish upgrades and an extension of the water service main to connect four new customers. Commissioner Moreno moved to approve said temporary closure. Commissioner James seconded the motion, and it carried unanimously.

 6) CONSIDER MEMORANDUM OF UNDERSTANDING FOR COORDINATION OF CERTAIN PROCEDURES BETWEEN WELD COUNTY'S 1041 WOGLA PERMITTING AND THE COLORADO OIL AND GAS CONSERVATION COMMISSION'S DRILL SPACING UNITS (DSU) APPROVAL AND FORMS 2 AND 2A PERMITTING PROCESSES AND AUTHORIZE CHAIR TO SIGN: Chair Pro-Tem Freeman stated this Memorandum of Understanding is with the Director of the Colorado Oil and Gas Conservation Commission (COGCC) and will assist in moving forward to expedite the permitting process and ensure some stability for the oil and gas industry in Weld County. Commissioner Moreno stated the full Board has discussed this matter in a work session, he commended Mr. Barker for his work coordinating this MOU with Director Robbins and stated he is very pleased to see it move forward. Commissioner James concurred and expressed his appreciation for the work of the County Attorney, Oil and Gas Energy Department (OGED), and Chair Kirkmeyer. Jason Maxey, Director of OGED, stated the MOU has not yet been presented to industry operators because, until very recently, it did not appear that it would be agreed upon; however, he speculated it will likely be received very positively due to the added sense of certainty for the industry. He also thanked the Board for their support and the other departments involved for their efforts. The motion to approve said memorandum of understanding was made by Commissioner Moreno, seconded by Commissioner James, and it carried unanimously.

PLANNING:

 1) CONSIDER RECORDED EXEMPTION, RECX19-0086 – ANITA KNUDSON: Angela Snyder, Department of Planning Services, provided a brief description of the location of the property and a history of the past uses on the site, including a Kennel and Veterinary Clinic approved in 1998, a Recorded Exemption in 1999 to separate the kennel from the home, an amendment in 2005 to add an adjacent parcel, and the current request in 2019 for a residential building site on the proposed Lot A. She stated Lot A is approximately 2.0 acres and Lot B is 25.1 acres, and there are two easements which should provide adequate access. Ms. Snyder stated staff is recommending denial because the largest lot of this proposal does not meet the minimum 35-acre lot size, therefore, the Board must find extenuating circumstances in order to grant the request. She reviewed the other options to create the lot, and stated, if approved, there is a Condition of Approval to correct the existing USR boundary to align with the new Lot line boundary. She further stated the applicant has expressed her intent to annex the vet clinic site into the Town of Firestone, so another option would be to wait and vacate the USR at that time to avoid having to create and record an amended USR map. Ms. Snyder displayed images of the site and surrounding views. In response to Commissioner Freeman, she reiterated the USR is not on proposed Lot A, nor does it fully cover the new Lot B.  Anita Knudson, applicant, stated she has an agreement with a neighboring resident who is growing hemp on the 2-acre site, and they wish to purchase the lot. She explained the subdivision process is not an option because the access easement is not wide enough, there is no agricultural zoning through the Town of Firestone, which would prohibit ongoing hemp production, and she is willing to negotiate the use of some irrigation water. In response to Chair Pro-Tem Freeman, Ms. Snyder indicated the location of the access, confirmed no new access is being proposed, and the only reason staff is recommending denial is due to the 35-acre requirement. She also stated Condition of Approval #1.B could be deleted, since the applicant has submitted the recorded easement documentation, and the Board agreed. Responding to Commissioner James, Ms. Knudson confirmed the farmer also wants to build a residence on Lot A. Chair Pro-Tem Freeman commented the uses on the proposed lots are similar and compatible with the rest of area. In response to Chair Pro-Tem Freeman, Ms. Knudson stated she has reviewed, and agrees to abide by, the Conditions of Approval as presented. Commissioner Moreno moved to approve Recorded Exemption, RECX19-0086, for Anita Knudson, with the Conditions of Approval, as amended. Commissioner James seconded the motion, and it 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 9:25 a.m.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

BY: _____
Deputy Clerk to the Board

EXCUSED
Barbara Kirkmeyer, Chair

Mike Freeman, Pro-Tem

EXCUSED
Sean P. Conway

Scott K. James

Steve Moreno