


# RECORD OF PROCEEDINGS

## MINUTES

### BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO JANUARY 2, 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, January 2, 2019, at the hour of 9:00 a.m.


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


Commissioner Sean P. Conway  
Commissioner Mike Freeman  
Commissioner Scott K. James  
Commissioner Barbara Kirkmeyer  
Commissioner Steve Moreno


Also present:


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


 Commissioner Moreno stated it has been a great honor to serve as the Chair of the Board of County Commissioners for 2018 and believes the Board accomplished much for the County and thanked all Weld County staff.


 **ELECTION OF CHAIR:** Commissioner Freeman moved to elect Barbara Kirkmeyer as Chair of the Board of County Commissioners for the year 2019, which was seconded by Commissioner Moreno. Commissioner Conway moved to elect Steve Moreno as Chair of the Board for the year 2019, which was seconded by Commissioner James. Commissioner Moreno declined the nomination, because he held the position of Chair for 2018. Bruce Barker, County Attorney, explained since Commissioner Moreno declined the nomination, there didn't need to be a motion on that vote. Upon a roll call vote, the motion to elect Barbara Kirkmeyer as Chair of the Board passed four to one, with Commissioner Conway opposed.

 Commissioner Conway read his handout marked as Exhibit "A," for the record for backup documentation as to the reason he is opposed to the election of Commissioner Kirkmeyer as Chair of the Board of County Commissioners for the year 2019.


 **ELECTION OF CHAIR PRO-TEM:** Commissioner Moreno nominated Commissioner Freeman as Chair Pro-Tem of the Board of County Commissioners for the year 2019, which was seconded by Commissioner James. Upon a roll call vote, the motion passed, unanimously.


 **ASSIGNMENTS:** Commissioner Conway stated based on the previous two motions and direction of the Board, he will decline being a Commissioner Coordinator for any Weld County Departments for the year 2019. Commissioner Moreno moved to approve the Commissioner Coordinator assignments for the various departments in 2019, which was seconded by Commissioner Freeman. Upon a roll call vote, the motion passed unanimously.


 **MINUTES:** Commissioner Freeman moved to approve the minutes of the Board of County Commissioners meeting of December 26, 2018, as printed. Commissioner Moreno seconded the motion, and it carried unanimously.

 **CERTIFICATION OF HEARINGS:** Commissioner Moreno moved to approve the Certification of Hearings conducted on December 26, 2018, as follows: 1) USR18-0059 – Dian and Travis Shockley, c/o Shocker Trucking, Inc., and 2) USR18-0086 – Jose Carbajal Castillo and Carolina Salinas Corona. 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 Moreno seconded the motion, and it carried unanimously.




 **PUBLIC INPUT:** Bill Gillard, resident of Greeley, congratulated Commissioner Moreno for being reelected for another term as a Weld County Commissioner and welcomed Commissioner James as a newly elected Weld County Commissioner. He expressed the need to have more transparency from the Commissioners to the tax payers. Mr. Gillard requested the Board video tape all their public meetings. Commissioner Kirkmeyer advised Mr. Gillard his three (3) minutes had expired.


 Gary Oplinger, resident of Johnstown, welcomed Commissioner James, and stated he looks forward to his leadership as a County Commissioner.

#### **BIDS:**


 1) APPROVE BID #B1800137, CHILD WELFARE SOUTH – QUALIFIED HOME STUDY PROVIDERS – DEPARTMENT OF HUMAN SERVICES: Rob Turf, Department of Purchasing, stated staff would like to continue this matter, so the Department can have adequate time to review. Commissioner Conway moved to continue said bid to January 9, 2019. Seconded by Commissioner Moreno, the motion carried unanimously.


 2) APPROVE BID #B1800157, LEGAL NEWSPAPER SERVICES (01/01/2019, THROUGH 12/31/2019) – CLERK TO THE BOARD: Mr. Turf presented the two (2) bids received and stated staff recommends awarding to the Greeley Tribune stemming from concerns regarding the Tributary's transparency, availability, and reliability, and compliance with statutory requirements. In response to Commissioner Conway, Mr. Barker explained the Tributary missed the deadline of October 1, 2018 to file a PS form 3526 with the Post Master, and then publish its Statement of Ownership in the paper on or before October 31, 2018. He stated the Greeley Tribune was able to meet the deadline for both items, but the Tributary missed both deadlines. He checked with the Post Master and found the Tributary isn't suspended, although they submitted the paperwork late. Mr. Barker explained the reasons why he and Don Warden, Director of Administration and Finance, are concerned with Bob Grand, representative of the Tributary, having the availability and transparency. He stated he believes Mr. Grand may need the Clerk to the Board to remind him to get the publications done in a timely manner and meet the requirements for various legal notices. Mr. Barker stated the Greeley Tribune has more access to the public; even on their website there is a link for people to read the legal notices. In response to


Commissioner James, Chair Kirkmeyer stated the Board can consider the reliability, availability and transparency of the vendors when awarding the bid and has a responsibility to make sure the vendor is reliable.  Mr. Barker referenced Section 14-9, sub paragraph 4, in the Home Rule Charter which states the process the Commissioners undergo in accepting or not accepting the low bid. In response to Commissioner Conway, Mr. Barker confirmed both vendors meet the statutory requirements. Commissioner Freeman moved to approve said bid awarding it to the Greeley Tribune. The motion was seconded by Commissioner Moreno, who stated he appreciated Mr. Barker and Mr. Warden's research and work on this bid. Commissioner James stated he believes publishing legal notices is a waste of taxpayers' money.  Commissioner Conway stated both vendors can publish the legal notices, but the Tributary would be a substantial savings to the taxpayers and was the low bidder and he doesn't support the subjectivity of the award.  Chair Kirkmeyer expressed her belief that the process is being followed and both publications meet the statutes. Upon a roll call vote, the motion carried four to one with Commissioner Conway opposed.


 3) PRESENT BID #B1900030, FLASHING STOP SIGNS – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the ten (10) bids received and stated staff will bring back a recommendation on January 16, 2019.


#### **NEW BUSINESS:**


 1) CONSIDER RESOLUTION RE: SCHEDULING OF REGULAR MEETINGS OF THE BOARD FOR 2019: Commissioner Freeman moved to approve said Resolution scheduling the regular meetings of the Board. The motion was seconded by Commissioner Conway, and it carried unanimously.


 2) CONSIDER RESOLUTION RE: AUTHORIZE PUBLICATION OF PROCEEDINGS FOR 2019: Commissioner James moved to approve said Resolution authorizing the publication of proceedings for 2019. The motion was seconded by Commissioner Moreno, and it carried unanimously.


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


 5) CONSIDER APPOINTMENT OF COMMISSIONER SEAN P. CONWAY TO CERTAIN ADVISORY BOARDS: Commissioner Moreno moved to approve the listed appointments. The motion was seconded by Commissioner Freeman, and it carried unanimously.


 6) CONSIDER APPOINTMENT OF COMMISSIONER MIKE FREEMAN TO CERTAIN ADVISORY BOARDS: Commissioner Moreno moved to approve the listed appointments. Seconded by Commissioner James, the motion carried unanimously.


 7) CONSIDER APPOINTMENT OF COMMISSIONER SCOTT K. JAMES TO CERTAIN ADVISORY BOARDS: Commissioner Conway moved to approve the listed appointments. The motion, which was seconded by Commissioner Freeman, carried unanimously.

 8) CONSIDER APPOINTMENT OF COMMISSIONER BARBARA KIRKMEYER TO CERTAIN ADVISORY BOARDS: Commissioner James moved to approve the listed appointments. The motion was seconded by Commissioner Freeman, and it carried unanimously.


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


 10) CONSIDER APPOINTMENTS TO NORTH FRONT RANGE METROPOLITAN PLANNING ORGANIZATION – REGULAR AND ALTERNATE MEMBERS: Commissioner Freeman moved to appoint Commissioner Kirkmeyer as a regular member and appoint Commissioner Moreno as an alternate member, which was seconded by Commissioner Kirkmeyer. Commissioner Conway stated he has been serving as the alternate member for several years and if he is no longer serving as an alternate member, the Board may forfeit their seat on the Statewide Transportation Advisory Committee (STAC) committee. Upon a roll call vote, the motion passed three to two, with Commissioners Conway and James being opposed.

 11) CONSIDER APPOINTMENT TO HUMAN SERVICES ADVISORY COMMISSION: Commissioner Freeman moved to approve the appointment of Commissioner James. Seconded by Commissioner Conway, the motion carried unanimously. .

 12) CONSIDER APPOINTMENT TO LOCAL EMERGENCY PLANNING COMMITTEE: Commissioner Freeman moved to approve the appointment of Commissioner James. The motion was seconded by Commissioner Moreno, and it carried unanimously.


 13) CONSIDER AMENDMENT #1 TO AGREEMENT FOR INTERNET EQUIPMENT SITE (822 8TH STREET, GREELEY) AND AUTHORIZE CHAIR TO SIGN – RISE BROADBAND, INC.: Toby Taylor, Director of the Department of Buildings and Grounds, stated Rise Broadband, Inc., is a current tenant of this Weld County property and has requested the permission to install additional equipment. As a result, the rate of their lease will increase. Commissioner Freeman moved to approve said lease amendment and authorize the Chair to sign. Seconded by Commissioner Moreno, the motion carried unanimously.

 14) CONSIDER 2017 STATE CRIMINAL ALIEN ASSISTANCE PROGRAM (SCAAP) AWARD AND AUTHORIZE ELECTRONIC SUBMITTAL: Jennifer Oftelie, Sheriff's Office, presented the SCAPP program award which is intended to help offset medical care costs for jail inmates. Commissioner Conway moved to approve said award and authorize electronic submittal. The motion was seconded by Commissioner Moreno, and it carried unanimously.

 15) CONSIDER CONTRACT ID #2341 PERFORMANCE WARRANTY FOR AMENDED MINING PERMIT OF PETERS 313 PIT AND AUTHORIZE CHAIR TO SIGN: Clay Kimmi, Department of Public Works, reviewed the terms for the performance warranty stating the Department will reclaim the property to its former condition following completion of the mining activities. Commissioner Conway moved to approve said performance warranty and authorize the Chair to sign. Seconded by Commissioner Freeman, the motion carried unanimously.

 16) CONSIDER INTERGOVERNMENTAL AGREEMENT FOR CONTRIBUTION FOR ROADWAY IMPROVEMENTS TO CR 90 BETWEEN CR 29 AND U.S. HIGHWAY 85 AND AUTHORIZE CHAIR TO

SIGN – TOWN OF PIERCE: Mr. Barker presented the details of the intergovernmental agreement with the Town of Pierce. Commissioner Moreno moved to approve said intergovernmental agreement and authorize the Chair to sign, which was seconded by Commissioner Freeman. Commissioner Freeman stated this is regarding the Town of Pierce annexing property and roadway improvements to CR 90 which needed to be addressed. There being no further discussion, the motion passed unanimously.

 Chair Kirkmeyer thanked Commissioner Moreno for his accomplishments during his time as the Chair for the Board of County Commissioners executing his duties with integrity, upstanding ethics, and leadership. Each Commissioner also welcomed Commissioner James to the Board.

**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 9:54 a.m.

BOARD OF COUNTY COMMISSIONERS  
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

\_\_\_\_\_  
Barbara Kirkmeyer, Chair

\_\_\_\_\_  
Mike Freeman, Pro-Tem

BY: \_\_\_\_\_  
Deputy Clerk to the Board

\_\_\_\_\_  
Sean P. Conway

\_\_\_\_\_  
Scott K. James


\_\_\_\_\_  
Steve Moreno

# RECORD OF PROCEEDINGS

## MINUTES

### BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO JANUARY 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, January 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  
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 January 2, 2019, as printed. Commissioner Conway 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 James seconded the motion, and it carried unanimously.

 **PUBLIC INPUT:** Bill Gillard, resident of Greeley, apologized for previously exceeding the three (3) minute time allotment allowed for each speaker during public input.


#### **BIDS:**


 1) APPROVE BID #B1800156, RFQ – ON-CALL ENGINEERING SERVICES – DEPARTMENT OF PUBLIC WORKS: Rob Turf, Department of Purchasing, recommended continuing this matter to allow staff additional time to conduct interviews with the vendors. Commissioner Freeman moved to continue said matter to January 14, 2019. The motion was seconded by Commissioner Moreno, and it carried unanimously.


 2) PRESENT BID #B1800154, WEB APPLICATION FOR PROPERTY SALES SEARCH – DEPARTMENT OF INFORMATION TECHNOLOGY: Jacob Mundt, Department of Information Technology, presented the sole bid and stated staff will bring back a recommendation on January 21,


2019. In response to Commissioner Conway, Mr. Mundt stated this is a specialty area and the Assessor's Office completed extensive research hoping to attract more bids.

**NEW BUSINESS:**


 1) CONSIDER TEMPORARY CLOSURE OF CR 29 BETWEEN STATE HIGHWAY 14 AND CR 84: Amy Mutchie, Department of Public Works, presented the terms of the temporary closure beginning January 7, 2019, through January 11, 2019, for the replacement of a drainage culvert. Commissioner Moreno moved to approve said temporary closure. The motion was seconded by Commissioner James, and it carried unanimously.


 2) CONSIDER TEMPORARY CLOSURE OF CR 15 BETWEEN CRS 2 AND 4: Ms. Mutchie reviewed the terms of the closure beginning January 7, 2019, through January 11, 2019, for a drainage culvert replacement. Commissioner Freeman moved to approve said temporary closure. Seconded by Commissioner James, the motion carried unanimously.


 3) CONSIDER TEMPORARY CLOSURE OF CR 29 BETWEEN CRS 88 AND 90: Ms. Mutchie presented the terms of the closure beginning January 14, 2019, through January 18, 2019, for an irrigation culvert replacement and stated water will be used for dust abatement. Commissioner Freeman moved to approve said temporary closure. The motion was seconded by Commissioner Moreno, and it carried unanimously.



 4) CONSIDER TEMPORARY CLOSURE OF CR 380 BETWEEN CRS 61 AND 63: Ms. Mutchie presented the temporary closure beginning January 14, 2019, through January 18, 2019, to replace a drainage culvert. She stated water will be used for dust abatement as needed. Commissioner Conway moved to approve said temporary closure. The motion, which was seconded by Commissioner Moreno, carried unanimously.

**NEW BUSINESS (HEALTH):**

 1) CONSIDER SUSPENSION OF COLORADO RETAIL FOOD ESTABLISHMENT LICENSE – ALMANZA'S MEXICAN FOOD: Gabri Vergara, Department of Public Health and Environment, presented a brief summary of the restaurant's violations encountered during ten (10) inspections. Dan Joseph, Department of Public Health and Environment, explained the purpose of restaurant inspections by the Health Department is to ensure the restaurant is complying to prevent illnesses. He reported staff has been working with the operator of Almanza since April 2018, and conducted Targeted Education and a Compliance Review. He stated, since 2016, the restaurant has not received an above marginal score and failed the last two (2) recent inspections. He explained Almanza's Mexican Food has had 66 violations, 80 percent are critical and there hasn't been much improvement during the follow-up inspections. Mr. Joseph described the violations that occurred during the recent inspections and recommended Mr. Joseph recommends the Board suspend Almanza's Colorado Retail Food Establishment License. During the suspension, Mr. Joseph recommended allowing the \$1,000.00 civil penalty to defray the cost of hiring a food safety consultant, and have the consultant perform an inspection while the facility is in operation, allow the \$1,000.00 civil penalty to defray the cost of hiring, having management become food safety certified, and the Health Department performing two (2) regular inspections. He requested to bring the matter back in front of the Board, for further enforcement, if the restaurant doesn't stay in compliance. In response to Commissioner Moreno, Mr. Joseph stated the letters sent to the operator don't always require a response; but are more of a reminder to notify them about the outcome of the inspections. He noted Almanza's Mexican Food restaurant scored three (3) times the number of violations for inspections.

 Tomas Alamillal Lopez, restaurant owner, stated he is working on the suggestions from the Health Department and introduced the managers who will help train the employees. Jorge Torres, representative

of Cisco, explained he will assist in the Serve Safe training for the employees and advised Mr. Alamillal to use fresh beef rather than frozen. He began working with Mr. Alamillal around December 15, 2018, and has worked in the restaurant industry for over 27 years. In response to Commissioner Conway, Mr. Joseph suggested hiring a consultant who will have more experience with the inspections and the Serve Safe training. Mr. Torres confirmed they do offer both trainings. Mr. Alamillal stated his manager has been employed there for three (3) years and would like to keep the restaurant open while working to achieve and stay in compliance. Commissioner Freeman stated the restaurant needs to be closed for a couple days to get employees trained and make sure the restaurant passes the Health Department's inspection. In response to Commissioner Conway, Mr. Joseph confirmed he provided a list of Food Safety consultants. Mr. Alamillal reported the current manager has been in her position for about a year. Chair Kirkmeyer stated, because Mr. Alamillal has not complied, the suspension of Retail Food Establishment License is important to ensure Mr. Alamillal trains his employees in safe food handling. Mr. Alamillal stated he has high turnover which makes it hard to train his employees. Commissioner Moreno stated the goal is to help businesses be successful while ensuring the public's safety. Commissioner James stated having the restaurant closed will allow Mr. Alamillal time to provide training in food safety handling to all his employees and ensure the safety of Weld County citizens. 

Mr. Joseph stated he will need to verify Mr. Torres is qualified to provide training as a consultant.  In response to Chair Kirkmeyer, Mr. Alamillal replied he understands the requirements as presented by Health Department staff. Mr. Joseph clarified that once a consultant is hired the training can be completed within a few days. Ms. Vergara stated a qualified consultant will need to provide more hands-on training. Mr. Joseph stated there will need to be a follow-up inspection to verify the plumbing has been repaired.  Commissioner Moreno moved to suspend Almanza's Mexican Food's Colorado Retail Food Establishment License with the stipulations as recommended by staff, which was seconded by Commissioner Freeman. 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 9:41 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 JANUARY 9, 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, January 9, 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  
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 January 7, 2019, as printed. Commissioner Freeman seconded the motion, and it 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 Freeman seconded the motion, and it carried unanimously.


*(Clerk's Note: There is no audio available prior to this bookmark due to technical difficulties.)*


#### **PRESENTATIONS:**


 1) RECOGNITION OF SERVICES, DEPARTMENT OF INFORMATION TECHNOLOGY – JULIE JORDAN: Chair Kirkmeyer read the certificate for the record expressing the Board's appreciation for Ms. Jordan's dedication to improving the systems and services provided to the citizens of Weld County. Ryan Rose, Director of the Department of Information Technology, presented Ms. Jordan with a certificate thanking her for her outstanding service to Weld County and stated her position will be hard to fill. Each Commissioner, in turn, thanked Ms. Jordan for her years of service to the County and its citizens and stated she will be greatly missed. Ms. Jordan thanked the Commissioners for giving her the opportunity to have a rewarding career and work with such a great group of people. (Clerk's Note: The Board paused the meeting for a photo opportunity.)


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


**BIDS:**


 1) APPROVE BID #B1800137, CHILD WELFARE SOUTH – QUALIFIED HOME STUDY PROVIDERS – DEPARTMENT OF HUMAN SERVICES (*CONT'D FROM 1/2/2019*): Rob Turf, Department of Purchasing, presented the sole bid received from Transitions Psychology Group and staff stated the bidder is qualified and meets the requirements for Qualified Home Study Providers. In response to Commissioner Conway, Lennie Botorff, Department of Human Services, explained not many providers have the specialized training. Commissioner Moreno moved to approve said sole bid. The motion was seconded by Commissioner Freeman, and it carried unanimously.


 2) PRESENT BID #B1900001, PATROL FULL-SIZED 4X4 SUVS – PURSUIT RATED (QTY. 5) – SHERIFF'S OFFICE: Mr. Turf reviewed the three (3) bids received and stated staff will bring back a recommendation on January 23, 2019.


 3) PRESENT BID #B1900002, SUVS 4-DOOR 4X4 OR AWD (QTY. 5) – SHERIFF'S OFFICE, DEPARTMENT OF BUILDINGS AND GROUNDS, AND DEPARTMENT OF PLANNING SERVICES: Mr. Turf reviewed the seven (7) bids received and stated staff will bring back a recommendation on January 23, 2019.


 4) PRESENT BID #B1900003, FULL-SIZED SUV, 7 PASSENGER (QTY. 1) – SHERIFF'S OFFICE: Mr. Turf reviewed the four (4) bids received and stated staff will bring back a recommendation on January 23, 2019.


 5) PRESENT BID #B1900004, 1/2-TON, 4X4 CREW CAB PICKUPS – DEPARTMENT OF PUBLIC WORKS (QTY. 3) AND SHERIFF'S OFFICE (QTY. 1): Mr. Turf reviewed the four (4) bids received and stated staff will bring back a recommendation on January 23, 2019.


 6) PRESENT BID #B1900005, VANS FOR DETENTIONS (QTY. 2) – SHERIFF'S OFFICE: Mr. Turf reviewed the four (4) bids received and stated staff will bring back a recommendation on January 23, 2019.


 7) PRESENT BID #B1900006, 1/2-TON, 4X4 SUPER/DOUBLE QUAD CAB PICKUPS, 8-FOOT BED – CORONER'S OFFICE (QTY. 1) AND DEPARTMENT OF PUBLIC WORKS (QTY. 1): Mr. Turf reviewed the two (2) bids received and stated staff will bring back a recommendation on January 23, 2019.


 8) PRESENT BID #B1900007, MID-SIZED 4-DOOR SEDAN (QTY. 1) – DISTRICT ATTORNEY'S OFFICE: Mr. Turf reviewed the four (4) bids received and stated staff will bring back a recommendation on January 23, 2019.


 9) PRESENT BID #B1900008, 1/2-TON, 4X4 EXTENDED CAB PICKUPS (QTY. 3) – DEPARTMENT OF BUILDINGS AND GROUNDS: Mr. Turf reviewed the five (5) bids received and stated staff will bring back a recommendation on January 23, 2019.


 10) PRESENT BID #B1900009, 3/4-TON, 4X4 PICKUP, 8-FOOT BED, CREW CAB (QTY. 1) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the four (4) bids received and stated staff will bring back a recommendation on January 23, 2019.


 11) PRESENT BID #B1900010, 3/4-TON, 4X4 PICKUPS, 8-FOOT BED, EXTENDED DOUBLE/SUPER CAB (QTY. 2) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the four (4) bids received and stated staff will bring back a recommendation on January 23, 2019.

 12) PRESENT BID #B1900011, ARTICULATING WHEEL LOADER (QTY. 1) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the four (4) bids received and stated staff will bring back a recommendation on January 23, 2019.


 13) PRESENT BID #B1900012, 1-TON, 4X4 CREW CAB WITH DUAL WHEELS AND UTILITY BOX (QTY. 1) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the four (4) bids received and stated staff will bring back a recommendation on January 23, 2019.


 14) PRESENT BID #B1900013, SINGLE AXLE 4X4 TRUCK WITH SNOW PLOW AND SANDER (QTY. 1) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the four (4) bids received and stated staff will bring back a recommendation on January 23, 2019.


 15) PRESENT BID #B1900014, TANDEM AXLE TRUCK TRACTOR (QTY. 1) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the four (4) bids received and stated staff will bring back a recommendation on January 23, 2019.

 16) PRESENT BID #B1900015, TANDEM AXLE TRUCK CHASSIS (QTY. 1) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the four (4) bids received and stated staff will bring back a recommendation on January 23, 2019.


 17) PRESENT BID #B1900017, SINGLE AXLE TRUCK WITH CUSTOM BED, MOUNTED CRASH ATTENUATOR (QTY. 1) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the three (3) bids received and stated staff will bring back a recommendation on January 23, 2019.


 18) PRESENT BID #B1900018, TANDEM AXLE DUMP TRUCK, REGULAR CAB, DUAL AXLE WITH SNOW PLOW (QTY. 1) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the three (3) bids received and stated staff will bring back a recommendation on January 23, 2019.


 19) PRESENT BID #B1900019, 20-FOOT CONVEYOR (QTY. 1) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the five (5) bids received and stated staff will bring back a recommendation on January 23, 2019.

 20) PRESENT BID #B1900020, BELLY DUMP TRAILERS (QTY. 4) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the six (6) bids received and stated staff will bring back a recommendation on January 23, 2019.


 21) PRESENT BID #B1900021, COLD MILLING MACHINE TRACK MOUNTED (QTY. 1) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the four (4) bids received and stated staff will bring back a recommendation on January 23, 2019.


 22) PRESENT BID #B1900022, 3/4-TON, 4X4 PICKUP, 6-FOOT BED, CREW CAB (QTY. 1) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the three (3) bids received and stated staff will bring back a recommendation on January 23, 2019.

 23) PRESENT BID #B1900032, MOTORGRADERS (QTY. 6) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the two (2) bids received and stated staff will bring back a recommendation on January 23, 2019.


 24) PRESENT BID #B1900031, COOLING TOWER REPLACEMENT – DEPARTMENT OF BUILDINGS AND GROUNDS: Mr. Turf reviewed the four (4) bids received and stated staff will bring back a recommendation on January 23, 2019.


**NEW BUSINESS:**

 1) CONSIDER REVISIONS TO SECTION 2.000 CHILD WELFARE OF THE DEPARTMENT OF HUMAN SERVICES POLICIES AND GUIDELINES MANUAL: Mr. Botorff presented the revision to Section 2.000 which will remove a provision that is no longer used by the Department of Human Services. Commissioner Freeman moved to approve said revisions. Seconded by Commissioner Moreno, the motion carried unanimously.

 2) CONSIDER CONTRACT ID #2333 2019 ANNUAL PROGRAM PLAN FOR CHILD SUPPORT SERVICES AND AUTHORIZE DIRECTOR OF HUMAN SERVICES TO SIGN: Mr. Botorff presented the annual plan for Child Support Services. Commissioner Moreno moved to approve said annual plan and authorize the Director of Human Services to sign. The motion was seconded by Commissioner Freeman, and it carried unanimously.

 3) CONSIDER CONTRACT ID #2235 RENTAL AGREEMENT FOR USE OF ISLAND GROVE EXHIBITION HALL AND AUTHORIZE CHAIR TO SIGN – CITY OF GREELEY: Mr. Botorff reviewed the detail of the rental agreement to allow the Department of Human Services to use the Island Grove Exhibition Hall for staff meetings. Commissioner Conway moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner James, the motion carried unanimously.

 4) CONSIDER FINDINGS AND RESOLUTION CONCERNING APPLICATION FOR A TRANSFER OF OWNERSHIP FROM CROW VALLEY LIQUORS, LLC, DBA CROW VALLEY LIQUORS, TO LD CROW VALLEY LIQUORS, LLC, DBA CROW VALLEY LIQUORS, FOR A RETAIL LIQUOR STORE (COUNTY) LICENSE, AND AUTHORIZE CHAIR TO SIGN: Bob Choate, Assistant County Attorney, presented the application to transfer ownership from Chris Schultz to Danielle Dempsey and Thomas Lewis, new applicants. He stated the State determined there were substantial change to the premises, therefore, the County was required to do an inspection of the premises and there are no concerns with the background of the applicants. Commissioner Freeman reported everything was in order during the inspection and he has no concerns with the liquor store. Chloe Rempel, Deputy Clerk to the Board, stated there are no concerns. No public input was offered concerning this matter. Danielle Dempsey, applicant, thanked the Board for their consideration of her application. In response to Commissioner James, Ms. Dempsey stated she is not aware of any inquired to any known on-going investigations with regards to the premise. Commissioner Moreno moved to approve said Resolution and application and authorize the Chair to sign. The motion, which was seconded by Commissioner James, carried unanimously.

 5) CONSIDER APPOINTMENT OF DEPUTY DISTRICT ATTORNEY AND AUTHORIZE CHAIR TO SIGN – STEFANIE CASDORPH: Commissioner Conway moved to approve said appointment and authorize the Chair to sign. Seconded by Commissioner Freeman, 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

\_\_\_\_\_  
Barbara Kirkmeyer, Chair

BY: \_\_\_\_\_  
Deputy Clerk to the Board

\_\_\_\_\_  
Mike Freeman, Pro-Tem

\_\_\_\_\_  
EXCUSED DATE OF APPROVAL  
Sean P. Conway

\_\_\_\_\_  
Scott K. James


\_\_\_\_\_  
EXCUSED DATE OF APPROVAL  
Steve Moreno

# RECORD OF PROCEEDINGS

## MINUTES

### BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO JANUARY 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, January 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 - EXCUSED  
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 January 9, 2019, 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 9, 2019, as follows: 1) USR18-0063 – Michael and Lena Pyne, 2) PUDZ18-0002 – David Keiser and Harry Strohauser, 3) USR18-0089 – Barron-Melendez Real Estate Ventures, LLC, c/o B&M Concrete, Inc., and 4) USR18-0106 – Gary Howard, John and Diana Howard and D and C Farms, LLLP, c/o Rocky Mountain Midstream, LLC. 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 Freeman seconded the motion, and it carried unanimously.


#### PROCLAMATIONS:

 1) HIGHLAND HUSKIES DAY, CHEER TEAM - JANUARY 14, 2019: Chair Kirkmeyer read the proclamation for the record, recognizing the accomplishments of the Highland Huskies Cheer Team and their third consecutive 2A State Championship Title. Each team member introduced themselves to the Board. Makayla Reynolds, Head Coach, stated this has been a challenging year but she is proud of her


team for meeting the challenge with hard work and perseverance. Each Commissioner, in turn, congratulated the team for their title and proclaimed January 14, 2019, as Highland Huskies Day. Chair Kirkmeyer thanked their mentors and parents for supporting the girls. *(Clerk's Note: The Board paused the meeting for a photo opportunity.)*


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


#### **BIDS:**


 1) APPROVE BID #B1800156, RFQ – ON-CALL ENGINEERING SERVICES – DEPARTMENT OF PUBLIC WORKS *(CONT'D FROM 1/7/2019)*: Rob Turf, Department of Purchasing, reviewed the fourteen (14) bids received and stated staff recommends awarding to the following bidders: Atkins, JUB Engineers, and Drexel Barrell to ensure one of the firms can meet the schedule when services are requested. Commissioner James moved to approve said bid as recommended by staff. The motion was seconded by Commissioner Freeman, and it carried unanimously.


#### **NEW BUSINESS:**


 1) CONSIDER RESOLUTION OF THE WELD COUNTY TASK FORCE CONTROL BOARD AUTHORIZING THE TRANSFER OF EQUITABLE SHARING FUNDS TO THE GREELEY POLICE DEPARTMENT: Commissioner Freeman moved to approve the Chair's signature on the Resolution authorizing the transfer of equitable sharing funds. The motion was seconded by Commissioner James, and it carried unanimously.


 2) CONSIDER JOINT APPLICATION WITH SRC ENERGY FOR FINAL RECLAMATION CONSULTATION AND AUTHORIZE CHAIR TO SIGN – COLORADO OIL AND GAS CONSERVATION COMMISSION (COGCC): Toby Taylor, Director of the Department of Buildings and Grounds, reviewed the terms of the application for a variance for the reclamation of a LNG fuel site. Commissioner James moved to approve said application and authorize the Chair to sign. Seconded by Commissioner Freeman, the motion carried unanimously.


 3) CONSIDER CHANGE ORDER #1 FOR SOUTHWEST BUILDING CONTROL DESIGNS (BID #B1800123) AND AUTHORIZE CHAIR TO SIGN – CML SECURITY: Mr. Taylor presented the Change Order which is amending the agreement to cover the costs of an additional isolation cell and the necessary security controls. Commissioner Freeman moved to approve said change order and authorize the Chair to sign. The motion, which was seconded by Commissioner James, carried unanimously.


 4) CONSIDER CONTRACT ID #2363 AMENDMENT TO REGIONAL COMMUNICATIONS USER AGREEMENT FOR WIRELESS RADIO SERVICES AND AUTHORIZE CHAIR TO SIGN – TOWN OF AULT POLICE DEPARTMENT: Mike Wallace, Director of Public Safety Communications, reviewed the details of the amendment to the agreement with the Town of Ault Police Department to provide wireless radio services and annual maintenance. Commissioner James moved to approve said amendment and authorize the Chair to sign. The motion was seconded by Commissioner Freeman, and it carried unanimously.


 5) CONSIDER CONTRACT ID #2359 AMENDMENT TO REGIONAL COMMUNICATIONS USER AGREEMENT FOR WIRELESS RADIO SERVICES AND AUTHORIZE CHAIR TO SIGN – TOWN OF EATON POLICE DEPARTMENT: Mr. Wallace presented the details of the amendment to the agreement with the Town of Eaton Police Department to provide wireless radio services and annual maintenance. Commissioner Freeman moved to approve said amendment and authorize the Chair to sign. Seconded by Commissioner James, the motion carried unanimously.


 6) CONSIDER CONTRACT ID #2367 AMENDMENT TO REGIONAL COMMUNICATIONS USER AGREEMENT FOR WIRELESS RADIO SERVICES AND AUTHORIZE CHAIR TO SIGN – CITY OF FORT LUPTON POLICE DEPARTMENT: Mr. Wallace reviewed the details of the amendment to the agreement to provide wireless radio services and annual maintenance to the City of Fort Lupton Police Department. Commissioner James moved to approve said amendment and authorize the Chair to sign. The motion, which was seconded by Commissioner Freeman, carried unanimously.


 7) CONSIDER CONTRACT ID #2357 AMENDMENT TO REGIONAL COMMUNICATIONS USER AGREEMENT FOR WIRELESS RADIO SERVICES AND AUTHORIZE CHAIR TO SIGN – CITY OF FREDERICK POLICE DEPARTMENT: Mr. Wallace presented the amendment to the agreement with the City of Frederick Police Department to provide wireless radio services and annual maintenance. Commissioner Freeman moved to approve said amendment and authorize the Chair to sign. The motion was seconded by Commissioner James, and it carried unanimously.

 8) CONSIDER CONTRACT ID #2374 AMENDMENT TO REGIONAL COMMUNICATIONS USER AGREEMENT FOR WIRELESS RADIO SERVICES AND AUTHORIZE CHAIR TO SIGN – TOWN OF JOHNSTOWN POLICE DEPARTMENT: Mr. Wallace presented the details of the amendment to the agreement with the Town of Johnstown Police Department to provide wireless radio services and annual maintenance. Commissioner James moved to approve said amendment to the agreement and authorize the Chair to sign. The motion, which was seconded by Commissioner Freeman, carried unanimously.

 9) CONSIDER CONTRACT ID #2360 AMENDMENT TO REGIONAL COMMUNICATIONS USER AGREEMENT FOR WIRELESS RADIO SERVICES AND AUTHORIZE CHAIR TO SIGN – TOWN OF LASALLE POLICE DEPARTMENT: Mr. Wallace presented the amendment to the agreement with the Town of LaSalle Police Department to provide wireless radio services and annual maintenance. Commissioner Freeman moved to approve said amendment and authorize the Chair to sign. The motion was seconded by Commissioner James, and it carried unanimously.


 10) CONSIDER CONTRACT ID #2352 AMENDMENT TO REGIONAL COMMUNICATIONS USER AGREEMENT FOR WIRELESS RADIO SERVICES AND AUTHORIZE CHAIR TO SIGN – TOWN OF MILLIKEN POLICE DEPARTMENT: Mr. Wallace reviewed the details of the amendment to the agreement with the Town of Milliken Police Department to provide wireless radio services and annual maintenance. Commissioner James moved to approve said amendment and authorize the Chair to sign. The motion was seconded by Commissioner Freeman, and it carried unanimously.


 11) CONSIDER CONTRACT ID #2353 AMENDMENT TO REGIONAL COMMUNICATIONS USER AGREEMENT FOR WIRELESS RADIO SERVICES AND AUTHORIZE CHAIR TO SIGN – TOWN OF PLATTEVILLE POLICE DEPARTMENT: Mr. Wallace presented the amendment to the agreement with the Town of Platteville Police Department to provide wireless radio services and annual maintenance. Commissioner Freeman moved to approve said amendment and authorize the Chair to sign. Seconded by Commissioner James, the motion carried unanimously.


 12) CONSIDER CONTRACT ID #2364 AMENDMENT TO REGIONAL COMMUNICATIONS USER AGREEMENT FOR WIRELESS RADIO SERVICES AND AUTHORIZE CHAIR TO SIGN – WINDSOR SEVERANCE FIRE PROTECTION DISTRICT: Mr. Wallace reviewed the amendment to the agreement with the Windsor Severance Fire Protection District to provide wireless radio services and annual maintenance. Commissioner James moved to approve said amendment and authorize the Chair to sign. The motion was seconded by Commissioner Freeman, and it carried unanimously. Mr. Wallace stated




there are four (4) outstanding agreements with the Fire Protection Districts and five (5) outstanding agreements from Law Enforcement agencies.


 13) CONSIDER ANNUAL REPORT FOR 2018 HERBICIDE APPLICATIONS AND AUTHORIZE CHAIR TO SIGN: Tina Booton, Department of Public Works, presented the annual report for Herbicide Applications made in 2018 which is a requirement under the National Pollutant Discharge Elimination System. Once the report is signed, Ms. Booton will file it with the Colorado Department of Public Health and Environment. Commissioner Freeman moved to approve said annual report and authorize the Chair to sign. Seconded by Commissioner James, the motion carried unanimously.


 14) CONSIDER GREAT OUTDOORS COLORADO STEWARDSHIP IMPACT GRANT APPLICATION FOR ERADICATION OF NOXIOUS WEEDS ON THE PAWNEE NATIONAL GRASSLAND AND AUTHORIZE ELECTRONIC SUBMITTAL: Ms. Booton reviewed the terms of the application stating the requested funds are to hire a seasonal position for the eradication of noxious weeds on the Pawnee National Grasslands. Commissioner James moved to approve said application and authorize electronic submittal. The motion was seconded by Commissioner Freeman, and it carried unanimously.


 15) CONSIDER APPOINTMENT OF COMMISSIONER SCOTT K. JAMES TO MEAD URBAN RENEWAL AUTHORITY BOARD: Commissioner Freeman moved to approve said appointment. The motion was seconded by Commissioner James, and it carried unanimously.


 16) CONSIDER REAPPOINTMENT OF MIKE FREEMAN TO FEDERAL MINERAL LEASE DISTRICT BOARD OF DIRECTORS: Commissioner James moved to approve said reappointment. Seconded by Commissioner Freeman, the motion carried unanimously.

 17) CONSIDER REAPPOINTMENT OF MIKE FREEMAN TO GREELEY-WELD COUNTY AIRPORT AUTHORITY: Commissioner James moved to approve said reappointment. The motion was seconded by Commissioner Freeman, and it carried unanimously.

 18) CONSIDER APPOINTMENT TO WELD FAITH PARTNERSHIP COUNCIL: Commissioner Freeman moved to approve said appointment. The motion was seconded by Commissioner James, and it carried unanimously.

 19) CONSIDER REAPPOINTMENTS TO THE BOARD OF TRUSTEES FOR NCMC: Commissioner Freeman moved to approve said reappointments. The motion was seconded by Commissioner James, and it carried unanimously.

 20) CONSIDER REAPPOINTMENT AND APPOINTMENT TO WELD COUNTY BUILDING CODE BOARD OF APPEALS: Commissioner Freeman moved to approve said reappointment and appointment. Seconded by Commissioner James, the motion carried unanimously.

 21) CONSIDER REAPPOINTMENT AND APPOINTMENTS TO REGIONAL COMMUNICATIONS ADVISORY BOARD: Commissioner James moved to approve said reappointment and appointments. The motion was seconded by Commissioner Freeman, 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

\_\_\_\_\_  
Barbara Kirkmeyer, Chair

\_\_\_\_\_  
Mike Freeman, Pro-Tem

BY: \_\_\_\_\_  
Deputy Clerk to the Board

\_\_\_\_\_  
EXCUSED  
Sean P. Conway

\_\_\_\_\_  
Scott K. James

\_\_\_\_\_  
EXCUSED  
Steve Moreno

# RECORD OF PROCEEDINGS

## MINUTES

### BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO JANUARY 16, 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, January 16, 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 - EXCUSED  
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 January 14, 2019, as printed. Commissioner James 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 Moreno seconded the motion, and it carried unanimously.

**PUBLIC INPUT:** Bill Gillard, resident of Greeley, stated he would like the County Council reimbursed for complaint fees incurred so Weld County citizens will continue to have an agency available to keep the Board of County Commissioners accountable to the taxpayers.


*(Clerk's Note: There is no audio available before this point due to technical difficulties.)*




Steve Teets, resident of Greeley, inquired who would be the representative for the MPO for the year 2019. Chair Kirkmeyer stated she will be the Regular member and Commissioner Moreno will be the Alternate member. Mr. Teets expressed his disappointment with Commissioner Conway not having a seat on the MPO, because of his knowledge and background. Chair Kirkmeyer explained she has been a representative in the past and with her background and Commissioner Moreno's they will represent Weld County taxpayers well. Mr. Teets stated there are inefficiencies with the available transportation in Northern Colorado and expressed the

need to improve connectivity to Loveland and Denver to create a better quality of life for those needing transportation.

**BIDS:**

 1) APPROVE BID #B1900030, FLASHING STOP SIGNS – DEPARTMENT OF PUBLIC WORKS: Rob Turf, Department of Purchasing, reviewed the ten (10) bids received and stated staff recommends awarding to the second low bidder, Traffic and Parking Control Company, for the amount of \$800.00 for each solar flashing Stop sign. He stated it is \$850.00 each with the remote solar, which is not needed at this time. In response to Commissioner Freeman, Lee Stephens, Department of Public Works, explained the signs are all solar-powered and they come with a battery pack installed. Commissioner Freeman moved to approve said second low bid. The motion was seconded by Commissioner Moreno, and it carried unanimously. Commissioner Moreno stated working with this company has been positive in the past.

**NEW BUSINESS:**

 1) CONSIDER CONTRACT ID #2379 AMENDMENT TO REGIONAL COMMUNICATIONS USER AGREEMENT FOR WIRELESS RADIO SERVICES AND AUTHORIZE CHAIR TO SIGN – EATON FIRE PROTECTION DISTRICT: Mike Wallace, Director of the Department of Public Safety Communications, presented the amendment to the agreement with Eaton Fire Protection District to provide wireless radio services. Commissioner Freeman moved to approve said amendment and authorize the Chair to sign. 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 9:10 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

EXCUSED  
\_\_\_\_\_  
Sean P. Conway

\_\_\_\_\_  
Scott K. James


\_\_\_\_\_  
Steve Moreno

# RECORD OF PROCEEDINGS

## MINUTES

### BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO JANUARY 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, January 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


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 January 16, 2019, as printed. Commissioner James seconded the motion, and it carried unanimously.


 **CERTIFICATION OF HEARINGS:** Commissioner Freeman moved to approve the Certification of Hearings conducted on January 16, 2019, as follows: 1) USR18-0067 – Adam Hilton and LaShawn Laguardia Hilton, and 2) USR18-0073 – John and Alice Kuersten. 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.


#### PRESENTATIONS:

 1) RECOGNITION OF SERVICES, DEPARTMENT OF HUMAN SERVICES – EVA JEWELL: Chair Kirkmeyer read the certificate for the record, recognizing Ms. Jewell for her dedicated service to Weld County citizens. Judy Griego, Director of the Department of Human Services, presented her with a plaque and pin in celebration of Ms. Jewell's successful career. Jamie Ulrich, Deputy Director of the Department of Human Services, stated Ms. Jewell's absence will leave a large void in the Department of Human Services, especially in the Area Agency on Aging Division. Each Commissioner, in turn, congratulated Ms. Jewell on her retirement and thanked her for providing such excellent service to the seniors in Weld


County.  Ms. Jewell thanked the Commissioners and staff she had the opportunity to work with. (Clerk's Note: The Board paused the meeting for a photo opportunity.)

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

#### **BIDS:**

 1) APPROVE BID #B1800154, WEB APPLICATION FOR PROPERTY SALES SEARCH – DEPARTMENT OF INFORMATION TECHNOLOGY: Ryan Rose, Director of the Department of Information Technology, reviewed the sole bid received and stated staff recommends awarding to Spatialest, Inc., for the total amount of \$23,000.00. Commissioner Conway moved to approve said bid. The motion was seconded by Commissioner Moreno, and it carried unanimously.


#### **NEW BUSINESS:**


 1) CONSIDER CONTRACT ID #2382 SUB AWARD GRANT AGREEMENT FOR 2018-2019 HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS (HMEP) PROGRAM AND AUTHORIZE CHAIR TO SIGN: Roy Rudisill, Director of the Office of Emergency Management, reviewed the terms for the sub award grant agreement for the Hazardous Materials Emergency Preparedness Program to support the new Emergency Management Coordinator position and preparation of Hazardous Materials Response Plan for the County. Commissioner Freeman moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner James, and it carried unanimously.


 2) CONSIDER RENEWAL APPLICATION FOR A VINTNER'S RESTAURANT (COUNTY) LIQUOR LICENSE AND AUTHORIZE CHAIR TO SIGN - RIVER GARDEN WINERY, LLC, DBA RIVER GARDEN WINERY: Bob Choate, Assistant County Attorney, reviewed the details of the application for the annual renewal and noted there were no concerns. Commissioner Moreno moved to approve said application and authorize the Chair to sign. Seconded by Commissioner Conway, the motion carried unanimously.


 3) CONSIDER COUNTY DANCE HALL LICENSE NUMBER 394 AND AUTHORIZE CHAIR TO SIGN - RIVER GARDEN WINERY, LLC, DBA RIVER GARDEN WINERY: Mr. Choate presented the application for a dance hall license. Commissioner Freeman moved to grant a County Dance Hall License and authorize the Chair to sign. Seconded by Commissioner Conway, the motion carried unanimously.

 4) CONSIDER TEMPORARY PERMIT FOR HOTEL AND RESTAURANT (COUNTY) LIQUOR LICENSE AND AUTHORIZE CHAIR TO SIGN – R AND D 14 CORRIDOR, LLC, DBA DEWEY'S BAR AND GRILL: Mr. Choate presented the application for a temporary permit to allow the new restaurant owner to continue operations while their new permit is being processed. Commissioner Conway moved to grant a temporary permit and authorize the Chair to sign. The motion, which was seconded by Commissioner Freeman, carried unanimously.


 5) CONSIDER ESTABLISHING THE NEIGHBORHOOD TO BE SERVED, DESIGNATING A COMMISSIONER TO MAKE ON-SITE INSPECTION AND SETTING THE HEARING DATE CONCERNING THE APPLICATION OF R AND D 14 CORRIDOR, LLC, DBA DEWEY'S BAR AND GRILL, FOR A HOTEL AND RESTAURANT (COUNTY) LIQUOR LICENSE: Mr. Choate reported State Liquor Enforcement has determined there has been a substantial change to the site; therefore, the Board needs to designate a Commissioner to conduct an on-site inspection, as well as set the hearing date. Mr. Choate stated the recommended date for the hearing is February 20, 2019. Commissioner Conway moved to designate Commissioner Moreno to conduct an on-site inspection, and set the hearing date for February 20, 2019. Seconded by Commissioner James, the motion carried unanimously.


 6) CONSIDER TEMPORARY CLOSURE OF CR 20 BETWEEN CRS 67 AND 69: Amy Mutchie, Department of Public Works, reviewed the details of the closure beginning January 21, 2019, through January 25, 2019, to replace an irrigation culvert and stated staff will use water for dust abatement along the one-mile of detour route. Commissioner Conway moved to approve said temporary closure. Seconded by Commissioner Moreno, the motion carried unanimously.


 7) CONSIDER TEMPORARY CLOSURE OF CR 21 BETWEEN CR 8 AND STATE HIGHWAY 52: Ms. Mutchie presented the temporary closure beginning January 21, 2019, through January 25, 2019, for a drainage culvert and stated water will be used as dust abatement for the detour route. Commissioner Freeman moved to approve said temporary closure. The motion was seconded by Commissioner Moreno, and it carried unanimously.


 8) CONSIDER CROSSING LICENSE AGREEMENT (10TH AVENUE UNDER CANAL) AND AUTHORIZE CHAIR TO SIGN – GREELEY IRRIGATION COMPANY: Mr. Choate reviewed the details of the license agreement, which allows the County to install Fiber optic cable which will cross the Greeley #2 Ditch. He explained the Construction Permit Agreement and the fees were executed by the contractor. Commissioner Conway moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner Freeman, the motion carried unanimously.







 9) CONSIDER CROSSING LICENSE AGREEMENT (35TH AVENUE UNDER CANAL) AND AUTHORIZE CHAIR TO SIGN – GREELEY IRRIGATION COMPANY: Commissioner Moreno moved to approve said agreement, which was seconded by Commissioner Conway. The motion carried unanimously.

 10) CONSIDER DECLARING CERTAIN EQUIPMENT AS SURPLUS PROPERTY AND DELEGATE AUTHORITY TO CONTROLLER TO SIGN ALL NECESSARY DOCUMENTS: Barbara Connolly, Controller, presented the list of equipment, which has exceeded its life expectancy. Commissioner Freeman moved to declare certain equipment as surplus and delegate authority to the Controller to sign all necessary documents. Seconded by Commissioner James, the motion carried unanimously.





 11) CONSIDER DECLARING CERTAIN EQUIPMENT AS SURPLUS PROPERTY, APPROVE SALE OF SAME AT AUCTION WITH ROLLER AND ASSOCIATES AND DELEGATE AUTHORITY TO CONTROLLER TO SIGN ANY NECESSARY DOCUMENTS: Ms. Connolly presented the list of equipment to be declared as surplus and will be for sale at auction. Commissioner Conway moved to declare said equipment as surplus, approve the sale at auction and authorize the Controller to sign. The motion was seconded by Commissioner Freeman, and it carried unanimously.

 12) FINAL READING OF WELD COUNTY CODE ORDINANCE #2018-10, IN THE MATTER OF REPEALING AND REENACTING, WITH AMENDMENTS, CHAPTER 8 PUBLIC WORKS, AND CHAPTER 12 LICENSES AND PERMITS (*RIGHT-OF-WAY*), OF THE WELD COUNTY CODE: Commissioner Conway moved to read Code Ordinance #2018-10 by title only. The motion was seconded by Commissioner Moreno, and it carried unanimously. Bruce Barker, County Attorney, read the title for the record. Dawn Anderson, Department of Public Works, explained, there was a meeting held on January 7, 2019, at which time the concerns introduced by the Oil and Gas Industry were addressed. She discussed the changes made to the ordinance and the Right-of-Way (ROW) permit. In response to Chair Kirkmeyer, Ms. Anderson explained during the application process, the permittee can indicate a specific deadline, if they believe their project will take longer than three (3) months. She stated in some instances, the Department of Public Works could approve oil and gas and non-potable water pipelines to

be installed parallel to the County's ROW. Chair Kirkmeyer explained reasons why the Board does not allow pipelines to run parallel in the County's ROW.  Mr. Barker stated the language for the ROW permit is identical to the language in the Code. He stated it will be up to the Board to determine if they will allow parallel installations if the applicant appeals. He explained the language from page 2 of the Ordinance Section 8-13-10, and clarified the language in the Ordinance for parallel installations, as follows: *"parallel installations, for lines in non-maintained ROW, if approved by Weld County based upon locational factors, such as, surrounding population, density, topography, or if the ROW provides access to a recorded exemption lot, and with the Permittee's agreement to move the line at its sole expense if the County or an annexing municipality intends to improve the ROW."* Chair Kirkmeyer clarified the language applies to non-maintained ROW; however, maintained ROW would have to be approved by the Board in an appeal.



 Ryan Seastrom, Colorado Oil and Gas Association (COGA), thanked the Board and staff for addressing the concerns brought forth from the industry. He stated he would like the parallel requirement language regarding produced raw water pipelines removed. Ms. Anderson stated staff would prefer produced raw water pipelines not be constructed in the maintained ROW. Chair Kirkmeyer explained the factors which would determine if the produced water line will be allowed in the parallel ROW.  In response to Commissioner Conway, Mr. Seastorm clarified he would like the option to address the Board, if staff denies his request concerning installation of a pipeline in the maintained ROW. Ms. Anderson suggested deleting the entire sentence, in paragraph 4.A of the ROW permit to stay consistent with the rest of the Code.  Ms. Mutchie stated staff treats produced water pipelines and bio-solid waste pipelines as raw sewage and is concerned with the possibility of contamination above ground. She stated the pipelines need to be going to an injection or recycling facility. Chair Kirkmeyer suggested deleting *"or parallel installations in 4(a) of the ROW permit."* Commissioner Freeman suggested the second sentence state *"no temporary above ground transfers"*.  Chair Kirkmeyer addressed paragraph 4.A, regarding the concerns pertaining to bio solid pipelines crossing the row. In response to Commissioner Freeman, Mr. Barker suggested to make it consistent, the Board would need to delete the first sentence, so 4.(a) would simply state: *"No temporary above ground transfers."* He stated staff would not want there to be parallel installations because of the bio-solid nature. Commissioner Freeman stated he would like the ability to make the decision about above ground pipelines. Chair Kirkmeyer stated a produced raw water pipeline will not be permitted to run parallel in a maintained row.  Commissioner Conway moved to amend the ROW permit and delete the first sentence in paragraph 4.(a) and modify the second sentence to state: *"No temporary above grounds transfers."* Seconded by Commissioner Moreno, the motion carried unanimously.  The motion to approve Code Ordinance #2018-10 on Final Reading, which was made by Commissioner Moreno and seconded by Commissioner Conway, carried unanimously. Chair Kirkmeyer thanked staff and the stakeholders for working collaboratively on the Ordinance.

#### **PLANNING:**

 1) CONSIDER RECORDED EXEMPTION, RECX18-0145 – RON AND HEATHER GARTRELL: Maxwell Nader, Department of Planning Services, reviewed the details of the request for a two-lot Recorded Exemption. He explained proposed Lot A will be 17 acres and Lot B will be 19 acres, which does not meet the requirements of Section 24-8-40.P.. He stated the applicants are applying for a new access permit on County Road 24.25 for Lot B and are building a home on Lot A. Mr. Nader displayed photos of the property and suggested changing #1.B to state: *"shall address."*  In response to Commissioner Conway, Mr. Nader clarified the applicants will need to apply for a new permit for the existing well to adjust it to the lot size.  Ron Gartrell, applicant, stated he had plans when he purchased the property to do a Recorded Exemption.  Heather Gartrell, applicant, stated they would not have a problem with the approval of an access permit because it is a non-maintained road. Mr. Gartrell



explained if he is unable to divide the property, it will financially impact his project. In response to Chair Kirkmeyer, Mr. Nader stated there are no negative impacts to agricultural. Chair Kirkmeyer suggested deleting "attempt to" from paragraph #1.B. Commissioner Conway presented his findings in regard to the applicant' extenuating circumstances and confirmed it does not impact negatively on agriculture. Commissioner Freeman moved to grant the Recorded Exemption. Seconded by Commissioner Conway, it carried unanimously.

 2) CONSIDER RECORDED EXEMPTION, RECX18-0153 - SANDRA KAY HENDERSON AND ANNA HELD: Diana Aungst, Department of Planning Services, reviewed the request for the two-lot Recorded Exemption. She explained there have been two Recorded Exemptions on this property and the proposal is to divide Lot B. The parcel is in the referral area of the Town of Erie. Ms. Aungst presented photos of the location and stated the road has been annexed into the Town of Frederick.  Sandra Henderson, applicant, stated she has farmed the land for seventeen (17) years and has found a family who would like to build a home and will continue to farm the land. In response to Commissioner Conway, Ms. Henderson confirmed the property will stay agriculture. Chair Kirkmeyer stated Condition #1.A should be amended to: "shall attempt to", which can be taken care of with a letter. Commissioner Conway moved to grant said Recorded Exemption. Seconded by Commissioner Moreno, the motion carried unanimously.

**RESOLUTIONS AND ORDINANCES:** The resolutions were presented and signed as listed on the Consent Agenda. Code Ordinance #2018-10 was approved on Final 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 10:21 a.m.

BOARD OF COUNTY COMMISSIONERS  
WELD COUNTY, COLORADO

ATTEST:

\_\_\_\_\_  
Barbara Kirkmeyer, Chair

Weld County Clerk to the Board

\_\_\_\_\_  
Mike Freeman, Pro-Tem

BY: \_\_\_\_\_  
Deputy Clerk to the Board

\_\_\_\_\_  
Sean P. Conway

\_\_\_\_\_  
Scott K. James


\_\_\_\_\_  
Steve Moreno

# RECORD OF PROCEEDINGS

## MINUTES

### BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO JANUARY 23, 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, January 23, 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  
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 21, 2019, as printed. Commissioner Moreno seconded the motion, and it 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 Freeman seconded the motion, and it carried unanimously.


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


#### **BIDS:**


 1) APPROVE BID #B1900001, PATROL FULL-SIZED 4X4 SUVS – PURSUIT RATED (QTY. 5) – SHERIFF'S OFFICE: Rob Turf, Department of Purchasing, reviewed the three (3) bids received and stated staff recommends awarding to the low bidder, Johnson Auto Plaza, Inc., as they meet all specifications Commissioner Freeman moved to approve said bid. The motion was seconded by Commissioner Conway, and it carried unanimously.


 2) APPROVE BID #B1900002, SUVS 4-DOOR 4X4 OR AWD (QTY. 5) – SHERIFF'S OFFICE, DEPARTMENT OF BUILDINGS AND GROUNDS, AND DEPARTMENT OF PLANNING SERVICES: Mr. Turf reviewed the seven (7) bids received and stated staff recommends awarding to, John Elway Chrysler Dodge Jeep Ram, as they are the lowest bidder to meet all specifications.


Commissioner Moreno moved to approve said bid. Seconded by Commissioner Freeman, the motion carried unanimously.


 3) APPROVE BID #B1900003, FULL-SIZED SUV, 7 PASSENGER (QTY. 1) – SHERIFF’S OFFICE: Mr. Turf stated staff recommends awarding to the low bidder, Spradley Barr Ford Lincoln of Greeley, for the total amount of \$38,182.00. Commissioner Conway moved to approve said low bid. The motion was seconded by Commissioner James, and it carried unanimously.


 4) APPROVE BID #B1900004, 1/2-TON, 4X4 CREW CAB PICKUPS – DEPARTMENT OF PUBLIC WORKS (QTY. 3) AND SHERIFF’S OFFICE (QTY. 1): Mr. Turf stated staff recommends awarding to Spradley Barr Ford Lincoln of Greeley, the lowest bidder meeting specifications, for the total amount of \$133,460.00. Commissioner Freeman moved to approve said bid. The motion, which was seconded by Commissioner James, carried unanimously.


 5) APPROVE BID #B1900005, VANS FOR DETENTIONS (QTY. 2) – SHERIFF’S OFFICE: Mr. Turf reviewed the four (4) bids received and stated staff recommends awarding to the lowest bidder to meet specifications, Spradley Barr Ford Lincoln of Greeley, for the total amount of \$104,768.00. Commissioner Conway moved to approve said bid. The motion was seconded by Commissioner Moreno, and it carried unanimously.

 6) APPROVE BID #B1900006, 1/2-TON, 4X4 SUPER/DOUBLE QUAD CAB PICKUPS, 8-FOOT BED – CORONER’S OFFICE (QTY. 1) AND DEPARTMENT OF PUBLIC WORKS (QTY. 1): Mr. Turf reviewed the two (2) bids received and stated staff recommends awarding to the lowest bidder to meet specifications, Spradley Barr Ford Lincoln of Greeley, for the total amount of \$63,778.00. Commissioner James moved to approve said bid. Seconded by Commissioner Conway, the motion carried unanimously.


 7) APPROVE BID #B1900007, MID-SIZED 4-DOOR SEDAN (QTY. 1) – DISTRICT ATTORNEY’S OFFICE: Mr. Turf reviewed the four (4) bids received and stated staff recommends awarding to the lowest bidder who meets specifications, Spradley Barr Ford Lincoln of Greeley, for the total amount of \$19,380.00. Commissioner Moreno moved to approve said bid. The motion was seconded by Commissioner Freeman, and it carried unanimously.


 8) APPROVE BID #B1900008, 1/2-TON, 4X4 EXTENDED CAB PICKUPS (QTY. 3) – DEPARTMENT OF BUILDINGS AND GROUNDS: Mr. Turf reviewed the five (5) bids received and stated staff recommends awarding to the lowest bidder to meeting specifications, Spradley Barr Ford Lincoln of Greeley, for the total amount of \$92,709.00. Commissioner James moved to approve said bid, which was seconded by Commissioner Conway, and it carried unanimously.


 9) APPROVE BID #B1900009, 3/4-TON, 4X4 PICKUP, 8-FOOT BED, CREW CAB (QTY. 1) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the four (4) bids received and stated staff recommends awarding to the lowest bidder, which meets specifications, Spradley Barr Ford Lincoln of Greeley, for the total amount of \$32,928.00. Commissioner Conway moved to approve said bid. The motion was seconded by Commissioner Freeman, and it carried unanimously.


 10) APPROVE BID #B1900010, 3/4-TON, 4X4 PICKUPS, 8-FOOT BED, EXTENDED DOUBLE/SUPER CAB (QTY. 2) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the four (4) bids received and stated staff recommends awarding to lowest bidder who meets specifications, Spradley Barr Ford Lincoln of Greeley, for the total amount of \$65,970.00, for two (2) Ford F-350 Extended Cab


Pickups. Commissioner Conway moved to approve said bid, which was seconded by Commissioner Moreno, and it carried unanimously.


 11) APPROVE BID #B1900011, ARTICULATING WHEEL LOADER (QTY. 1) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the four (4) bids received and stated staff recommends awarding to the lowest bidder meeting specifications, 4 Rivers Equipment. Commissioner Freeman moved to approve said bid. Seconded by Commissioner Conway, the motion carried unanimously.


 12) APPROVE BID #B1900012, 1-TON, 4X4 CREW CAB WITH DUAL WHEELS AND UTILITY BOX (QTY. 1) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the four (4) bids received and stated staff recommends awarding to the low bidder, Johnson Auto Plaza, Inc. Commissioner James moved to approve said bid, which was seconded by Commissioner Conway, and it carried unanimously.


 13) APPROVE BID #B1900013, SINGLE AXLE 4X4 TRUCK WITH SNOW PLOW AND SANDER (QTY. 1) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the four (4) bids received and stated staff recommends awarding to the low bidder, McCandless Truck Center, as noted in the staff memo. Commissioner Moreno moved to approve said low bid. The motion, which was seconded by Commissioner Freeman, carried unanimously.


 14) APPROVE BID #B1900014, TANDEM AXLE TRUCK TRACTOR (QTY. 1) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the four (4) bids received and stated staff recommends awarding to the low bidder, McCandless Truck Center, for the total amount of \$128,986.00. Commissioner Freeman moved to approve said bid, which was seconded by Commissioner James, and it carried unanimously.

 15) APPROVE BID #B1900015, TANDEM AXLE TRUCK CHASSIS (QTY. 1) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the four (4) bids received and stated staff recommends awarding to the second lowest bidder, McCandless Truck Center. Commissioner James moved to approve said bid. The motion was seconded by Commissioner Moreno, and it carried unanimously.


 16) APPROVE BID #B1900017, SINGLE AXLE TRUCK WITH CUSTOM BED, MOUNTED CRASH ATTENUATOR (QTY. 1) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the three (3) bids received and stated staff recommends awarding to low bidder, Spradley Barr Ford Lincoln of Greeley, for the total amount of \$131,552.00. Commissioner Freeman moved to approve said bid. Seconded by Commissioner James, the motion carried unanimously.


 17) APPROVE BID #B1900018, TANDEM AXLE DUMP TRUCK, REGULAR CAB, DUAL AXLE WITH SNOW PLOW (QTY. 1) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the three (3) bids received and stated staff recommends awarding to the lowest bidder meeting specifications, Transwest Truck Trailer. Commissioner James moved to approve said bid. Seconded by Commissioner Moreno, the motion carried unanimously.


 18) APPROVE BID #B1900019, 20-FOOT CONVEYOR (QTY. 1) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the five (5) bids received and stated staff recommends awarding to the low bidder, Power Equipment Company. Commissioner Conway moved to approve said low bid. The motion was seconded by Commissioner Freeman, and it carried unanimously.


 19) APPROVE BID #B1900020, BELLY DUMP TRAILERS (QTY. 4) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the six (6) bids received and stated staff recommends awarding to the low

bidder, Utility Trailer Sales of Colorado. Commissioner Moreno moved to approve said low bid. Seconded by Commissioner James, the motion carried unanimously.


 20) APPROVE BID #B1900021, COLD MILLING MACHINE TRACK MOUNTED (QTY. 1) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the four (4) bids received and stated staff recommends awarding to the low bidder, Honnen Equipment, for the total amount of \$510,020.91. Commissioner Conway moved to approve said low bid. The motion was seconded by Commissioner Freeman, and it carried unanimously.

 21) APPROVE BID #B1900022, 3/4-TON, 4X4 PICKUP, 6-FOOT BED, CREW CAB (QTY. 1) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the three (3) bids received and stated staff recommends awarding to the low bidder, Phil Long Ford of Denver. Commissioner James moved to approve said bid, which was seconded by Commissioner Moreno, and it carried unanimously.

 22) APPROVE BID #B1900032, MOTORGRADERS (QTY. 6) – DEPARTMENT OF PUBLIC WORKS: Mr. Turf reviewed the two (2) bids received and stated staff recommends awarding to the low bidder, Wagner Equipment Company. Commissioner Conway moved to approve said low bid. Seconded by Commissioner James, the motion carried unanimously.

 23) APPROVE BID #B1900031, COOLING TOWER REPLACEMENT – DEPARTMENT OF BUILDINGS AND GROUNDS: Mr. Turf reviewed the four (4) bids received and stated staff recommends awarding to the lowest bidder to meet specifications, Frontier Mechanical, Inc. Commissioner Freeman moved to approve said bid. The motion was seconded by Commissioner Moreno, and it carried unanimously. Commissioner Moreno thanked David Springer, Director of the Fleet Department, and staff for their hard work.

#### **NEW BUSINESS:**

 1) CONSIDER PETITION FOR ABATEMENT OR REFUND OF TAXES FOR ACCOUNT NUMBER R0052386 – TRIPLE THREAT ENTERPRISES, LLC, C/O MICHAEL AND BETTE O'KEEFE: Brenda Dones, Weld County Assessor, presented the petition for abatement for tax years 2016 and 2017, and stated the issue is the classification rate of the property. She stated staff has classified the property as mixed use, meaning 38% is commercial, and 62% is residential, which determines the assessment rate. She stated the property owner is requesting the property be classified as residential. Ms. Dones explained the Assessor's Office recognizes the property as mixed use from years 2010 through 2018. She stated the Appraiser inspected the property and confirmed the property is not being used a commercial and agreed to change the classification for tax year 2018. When the owner requested an abatement for tax years 2017 and 2016, staff requested additional documentation to show the property was not being used commercially during that time. She stated since the property owner has not supplied additional documentation, staff recommends denying the petition for abatement for years 2017 and 2016 and sustaining the assessed value for 2016 at \$34,510.00 and for 2017 at \$49,840.00. She reported Mr. O'Keefe sold the property in October, 2018, so the Assessor's Office will need to review the property again when the use changes. In response to Chair Kirkmeyer, Ms. Dones confirmed there is a Use by Special Review permit still on the property and the Appraiser confirmed the buildings were empty and changed the classification to residential. Commissioner Freeman moved to deny said petition for the tax years 2016 and 2017 and sustain the value. The motion was seconded by Commissioner James, 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 9:21 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 JANUARY 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, January 28, 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  
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 23, 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 January 23, 2019, as follows: 1) USR18-0100 – Public Service Company of Colorado, 2) USR18-0093 – Rocky Mountain Midstream, LLC, 3) USR17-0072 – Pioneer Land Company, LLC, c/o Northern Colorado Constructors, Inc., and 4) USR18-0099 – Bonanza Creek Energy Operating Company, LLC, c/o DCP Operation Company, LP. 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 Freeman seconded the motion, and it carried unanimously.


#### PROCLAMATIONS:

 1) UNIVERSITY BULLDOGS DAY, POM TEAM - JANUARY 28, 2019: Chair Kirkmeyer read the certificate for the record, recognizing the University Bulldogs' Pom team for the achievement of their second State Championship in the last three (3) years. Gina Haug, Head Coach, thanked the Board for the recognition and stated she is proud of the girls for their hard work and dedication to achieve their goals. She also extended her thanks to Sherry Gerner and Jeff Casey for their support. Sydney Martin, Senior Captain of the Pom Team, thanked the Board for inviting them to represent University School.


Alison Reed, Spirit Leader, stated she is proud to be part of the University Bulldogs' Pom Team and appreciates the experience she has gained. Each member of the team introduced themselves to the Commissioners. Each Commissioner, in turn, congratulated each one of the girls and thanked their parents and teachers for supporting the girls in their goals. They added they are proud of the girls being leaders of Weld County. *(Clerk's Note: The Board paused the meeting for a photo opportunity.)*


 **PUBLIC INPUT:** Caleb Crossland, representative of Martin Brothers Developers, addressed the seventh phase of development for Buffalo Ridge Estates, near County Roads 35 and 10. He asked about that this item of business be placed on the Commissioners' Agenda. Mr. Crossland explained the seventh phase of the subdivision needs to be developed and the developers need a determination that Weld County will adopt and maintain the public roads. He stated the last phase will cross the FRICO Ditch, and FRICO has placed requirements on the developer which will make the land impossible to develop. Chair Kirkmeyer suggested Mr. Crossland continue to work with the County Attorney, the Department of Planning Services, the Department of Public Works and FRICO Ditch Company. In response to Commissioner Conway, Mr. Crossland stated the developer would like to have the bridge built before March 1, 2019.


#### **BIDS:**


 1) PRESENT BID #B1900033, TENNANT COMPACT MID-SIZED S20 RIDE-ON SWEEPER OR DOCUMENTED EQUAL – DEPARTMENT OF BUILDINGS AND GROUNDS: Rob Turf, Department of Purchasing, reviewed the five (5) bids received and stated staff will bring back a recommendation on February 11, 2019.

#### **NEW BUSINESS:**

 1) CONSIDER CONTRACT #2394 ACCEPTANCE OF STATEMENT OF GRANT AWARD FOR INTERNET CRIMES AGAINST CHILDREN (ICAC) TASK FORCE AND AUTHORIZE CHAIR TO SIGN – CITY OF COLORADO SPRINGS POLICE DEPARTMENT: Ron Arndt, Director of the Regional Crime Lab, and Daren Ford, Sheriff's Office, presented the grant award from the Colorado Springs Police Department which will fund the upgrade of the Cellebrite equipment. Commissioner Conway moved to accept said grant award and authorize the Chair to sign. Seconded by Commissioner Moreno, the motion carried unanimously. Mr. Arndt gave a brief summary on the operations of the Crime Lab, which is in the sixth year at the current location.


 2) CONSIDER CONTRACT ID #2389 AMENDMENT TO REGIONAL COMMUNICATIONS USER AGREEMENT FOR WIRELESS RADIO SERVICES AND AUTHORIZE CHAIR TO SIGN – BANNER HEALTH PARAMEDICS: Mike Wallace, Director of the Department of Public Safety Communications, presented the terms of the amendment for wireless radio services and annual maintenance with Banner Health Paramedics. Commissioner Freeman moved to approve said amendment and authorize the Chair to sign. The motion was seconded by Commissioner Conway, and it carried unanimously.


 3) CONSIDER LICENSE AGREEMENT FOR USE OF COUNTY PROPERTY AND AUTHORIZE CHAIR TO SIGN – WELD FOOD BANK: Toby Taylor, Director of the Department of Buildings and Grounds, presented the details of the agreement to allow the Weld Food Bank to use a portion of Weld County property to accommodate their 5K course on March 2, 2019. Commissioner Moreno moved to approve said license agreement and authorize the Chair to sign. The motion, which was seconded by Commissioner Freeman, carried unanimously.


 4) CONSIDER GRANT APPLICATION FOR 2019-2020 HAZARDOUS MATERIALS EMERGENCY PLANNING (HMEP) AND AUTHORIZE CHAIR TO SIGN: Roy Rudisill, Director of the Office of





Emergency Management, reviewed the terms of the application for the Hazardous Materials Emergency Preparedness Grant. He stated the request is for \$99,500.00 which will cover the salary for the new Emergency Management Coordinator position. Commissioner Freeman moved to approve said application and authorize the Chair to sign. The motion was seconded by Commissioner Moreno, and it carried unanimously.

 5) CONSIDER 2018 ANNUAL MILEAGE AND CONDITION CERTIFICATION REPORT FOR THE HIGHWAY USER TAX FUND: Evan Pinkham, Department of Public Works, reviewed the 2018 Annual Mileage and Condition Report which will be forwarded to the Colorado Department of Transportation (CDOT). In response to Chair Kirkmeyer, Mr. Pinkham stated County Road 49 is reported the same as municipalities and is based on center lane miles. Commissioner Conway moved to approve said 2018 Annual Mileage and Condition Certification Report. Seconded by Commissioner Moreno, the motion carried unanimously.

 6) CONSIDER TEMPORARY CLOSURE OF CR 29 BETWEEN CRS 84 AND 86: Amy Mutchie, Department of Public Works, reviewed the details of the closure beginning February 4, 2019, through February 8, 2019, for a culvert replacement. Commissioner Moreno moved to approve said temporary closure. The motion was seconded by Commissioner Conway, and it carried unanimously.


 7) CONSIDER TEMPORARY CLOSURE OF CR 52 BETWEEN CRS 63 AND 65: Ms. Mutchie presented the closure beginning February 4, 2019, through February 15, 2019, to replace an irrigation culvert. She stated the length of the closure is due to the large size of the culvert. Commissioner Freeman moved to approve said temporary closure. The motion was seconded by Commissioner Moreno, and it carried unanimously.

 8) CONSIDER DECLARING CERTAIN EQUIPMENT AS SURPLUS PROPERTY, AUTHORIZE SALE OF SAME TO LAS ANIMAS COUNTY, AND DELEGATE AUTHORITY TO CONTROLLER TO SIGN ANY NECESSARY DOCUMENTS: Barb Connolly, Controller, presented the list of surplus vehicles which will be purchased by Las Animas County for the total amount of \$10,000.00. Commissioner Freeman moved to declare equipment as surplus property, authorize the sale of same to Las Animas County, and delegate authority to the Controller to sign any necessary documents. Seconded by Commissioner Conway, the motion carried unanimously.


 9) CONSIDER RESCINDING RESOLUTION #2018-4034, DATED DECEMBER 12, 2018, AND APPROVE CORRECTED MEMORANDUM OF AGREEMENT BETWEEN WELD COUNTY, COLORADO AND WELD COUNTY SENIOR CITIZEN COORDINATORS AS A RECIPIENT OF WELD COUNTY, GENERAL FUND MONIES AND AUTHORIZE CHAIR TO SIGN: Don Warden, Director of Finance and Administration, presented the corrected memorandum of agreement stating the Board approved \$40,000 and added Windsor's Center which a new facility this year, instead of \$38,000.00 as the in the previous resolution. Commissioner Moreno moved to rescind Resolution #2018-4034, approve corrected memorandum of agreement and authorize the Chair to sign. Seconded by Commissioner Conway, the motion carried unanimously.


 10) CONSIDER INTERGOVERNMENTAL AGREEMENT FOR THE PAYMENT OF FEDERAL MINERAL LEASE FUNDS FOR VARIOUS ROAD IMPROVEMENT PROJECTS AND AUTHORIZE CHAIR TO SIGN: Mr. Warden reviewed the Intergovernmental Agreement to use the Federal Mineral Lease Funds to distribute \$1,050,000.00, to help mitigate the impacts of the Oil and Gas Industry on County roads. Commissioner Freeman moved to approve said intergovernmental agreement and



authorize the Chair to sign. The motion, which was seconded by Commissioner Conway, carried unanimously.

 11) CONSIDER INTERGOVERNMENTAL AGREEMENT FOR THE PAYMENT OF FEDERAL MINERAL LEASE FUNDS FOR WATER TESTING AND AUTHORIZE CHAIR TO SIGN: Mr. Warden reviewed the Intergovernmental Agreement to use the Federal Mineral Lease Funds of \$50,000.00 for water testing water wells around the drill activity in the County. He stated the testing is conducted by the Department of Public Health and Environment and is free to Weld County citizens, once a year. Commissioner Freeman stated this is a good program because wells that have been tested five years ago, and again recently, have showed no change, so it is reassuring to land owners. In response to Commissioner Conway, Mr. Warden stated the funding covers the full cost of the water testing. Commissioner Moreno moved to approve said intergovernmental agreement and authorize the Chair to sign. The motion, which was seconded by Commissioner Conway, carried unanimously.


**PLANNING:**


 1) CONSIDER APPLICATION FOR SMALL BUSINESS INCENTIVE PROGRAM AND AUTHORIZE RELEASE OF ECONOMIC DEVELOPMENT TRUST FUNDS (TIER III) – GO GREEN PALLET COMPANY, C/O STEVE GORHAM: Tom Parko, Director of the Department of Planning Services, reviewed the terms of the application from Go Green Pallet Company, c/o Steve Gorham, for the Small Business Incentive Program. He stated he has reviewed the Tier III application and recommends awarding the business \$40,000.00. Commissioner James moved to approve said application. The motion, which was seconded by Commissioner Conway, carried unanimously.


 2) CONSIDER FIRST AMENDMENT TO LOCAL GOVERNMENT WAIVER AGREEMENT FOR MAJOR FACILITY OF A PUBLIC UTILITY 1041 PERMIT APPLICATION AND AUTHORIZE CHAIR TO SIGN – PUBLIC SERVICE COMPANY OF COLORADO: Frank Haug, Assistant County Attorney, presented the amendment which is related to a land use application to build a 1041 facility and this will extend the timeline 90 days. In response to Commissioner Conway, Mr. Haug stated the Board will hear the land use application on May 22, 2019. Commissioner Moreno moved to approve said first amendment and authorize the Chair to sign. Seconded by Commissioner James, the motion carried unanimously.

 3) CONSIDER REQUEST TO DELETE CONDITION OF APPROVAL #4.B OF RECORDED EXEMPTION, RECX18-0116 – C.R. TUCKER AND ERNA M. TUCKER LIVING TRUST, C/O C.R. TUCKER AND ERNA M. TUCKER AS CO-TRUSTEES: Maxwell Nader, Department of Planning Services, presented the administratively approved Two-lot Recorded Exemption and stated. He stated the applicant would like the Board to waive Condition of Approval (COA) #4.B, because the lot contains an existing 600-head dairy, which is used for feed storage, housing and future expansion of the dairy. He stated the applicant intends to place a deed restriction on proposed Lot B to prevent residential development; however, a deed restriction is not recognized or enforced by Weld County. Mr. Nader presented photos of the property.  Charles Tucker, applicant, stated he disagrees with the school district fee because the 35 acres is used for feed storage, corrals, utility right-of-way and the insurance requires 500 feet spacing as a fire barrier from the haystacks. He explained because the parcel is not compatible for housing development he does not agree with paying the cash-in-lieu fees to the school district. In response to Commissioner Conway, Mr. Tucker confirmed he has no intention of developing the property. Bruce Barker, County Attorney, clarified the Board will need to approve or deny the Recorded Exemption, with the satisfied COA or delete it. In response to Commissioner Conway, Mr. Barker suggested the Board can approve the Recorded Exemption, because the applicant has addressed COA #4.B. Commissioner Conway moved to approve the Recorded Exemption, which was seconded by Commissioner Moreno. Commissioner Conway presented his findings as follows: the applicant has

satisfied COA #4.B of the Recorded Exemption. There being no further discussion the motion carried unanimously.

 4) CONSIDER REQUEST TO DELETE CONDITION OF APPROVAL #2.A OF RECORDED EXEMPTION, RECX18-0117 – C.R. TUCKER AND ERNA M. TUCKER LIVING TRUST, C/O C.R. TUCKER AND ERNA M. TUCKER AS CO-TRUSTEES: Mr. Maxwell confirmed this item is the same as the previous Recorded Exemption, except there are a couple of pivots on the lot. Mr. Tucker stated the property will not be developed because there is no access to County Road 88. He stated the land was surveyed and there is no access. Chair Kirkmeyer clarified Condition of Approval (COA) #2.A, states the applicant will address the requirement of the School District. Mr. Tucker stated he addressed the requirement from the School District. In response to Commissioner Conway, Mr. Barker explained the Board would be approving the Recorded Exemption with the COA. Commissioner James stated he agrees the applicant has addressed the requirements of the referral response from the school district. Mr. Barker stated COA #2.A is still a requirement of the Recorded Exemption and will need to be addressed. Commissioner James moved to approve said Recorded Exemption. Seconded by Commissioner Moreno. Commissioner James stated the finding is the applicant has addressed the requirements with the School District, and the motion carried unanimously.

 5) CONSIDER PROBABLE CAUSE HEARING, PCSC18-0023, CONCERNING USE BY SPECIAL REVIEW PERMIT, USR-1285 – A-1 ORGANICS, RATTLER RIDGE ORGANIC RECYCLING FACILITY, AND WJW PROPERTIES, LLC, DBA A-1 ORGANICS, C/O BOB YOST: Ben Frissell, Department of Public Health and Environment, clarified the Colorado Department of Public Health is available to answer questions from the Board. Michael Hall, Department of Planning Services, stated there is a concern for potential groundwater contamination; therefore, the Colorado Department of Public Health and Environment would like to delay any action for 90 days, until April 24, 2019, to allow A-1 Organics to provide an alternate source demonstration of groundwater contamination or enter into assessment monitoring. Mr. Hall recommended the Probable Cause Hearing be dismissed to allow adequate time for the Colorado Department of Public Health to review the alternative source demonstration and additional quarterly monitoring which is necessary to determine if there a violation. Mr. Barker explained the Board must review the information to determine if there is a violation of any terms or conditions of the Use by Special Review Permit. He reiterated the Department of Planning Services is recommending dismissal, because there isn't enough documentation for a Probable Cause hearing; however, if there is more monitoring done and a violation is discovered, staff will have the opportunity to bring the matter back to the Board. Mr. Frissell stated if the facility can provide evidence that the potential contamination may be coming from a different site there needs to be more testing and he supports the recommendation of dismissal.

 K.C. Groves, Attorney representative of A-1 Organics, stated there isn't enough evidence of groundwater quality levels and there will be more monitoring within the next 90 days. Mr. Groves presented a summary of the reasons for their objection to the potential violation. He stated his objection to the letter, sent from Mr. Guttersen's attorney, as sufficient to trigger a Probable Cause Hearing, because it was not sent to the County. He stated the County would need to work with A-1 Organics and perform an investigation before they can schedule a Probable Cause Hearing. No public testimony was offered concerning this matter. Commissioner Freeman explained he agrees with the recommendation from the Department of Planning Services and moved to dismiss the Probable Cause Hearing. Commissioner Conway seconded the motion and presented the reasons why he agreed with dismissing the Probable Cause Hearing. 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 10:38 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 JANUARY 30, 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, January 30, 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 - EXCUSED  
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 James moved to approve the minutes of the Board of County Commissioners meeting of January 28, 2019, as printed. Commissioner Moreno 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 Moreno seconded the motion, and it carried unanimously.


#### PRESENTATIONS:


 1) RECOGNITION OF SERVICES, EXTENSION ADVISORY COUNCIL - JEFF HASBROUCK AND ERIC AAKKO: Chair Kirkmeyer read the certificates recognizing Mr. Hasbrouck and Mr. Aakko for their voluntary contributions.


 2) RECOGNITION OF SERVICES, AREA AGENCY ON AGING – SHIRLEY MEDBERY, WILLIAM PIKE, SUSAN COLLINS AND SANDY MAGNUSON: Chair Kirkmeyer read the certificate recognizing Ms. Magnuson for her commitment of time and voluntary contributions. Each Commissioner, in turn thanked Ms. Magnuson for her services to Weld County citizens. Ms. Magnuson stated she was Chairperson of the Area Agency on Aging (AAA) for the past two years and thanked the Board for their support. *(Clerk's Note: The Board paused the meeting for a photo opportunity.)* Chair Kirkmeyer read the other certificates in to the record recognizing Ms. Medberry, Mr. Pike, and Ms. Collins for their voluntary contributions.


 **PUBLIC INPUT:** Robert Stack, resident of Greeley, extended an invitation to the Suicide Prevention Coalition Community meeting on February 12, 2019, and submitted documents attached as Exhibit "A". He stated at the coalition, there will be someone from the State presenting statistics about suicide and they will show the movie "The Ripple Effect." He stated University High School will also show the movie in collaboration with North Range Behavioral. He explained Suicide is the leading cause of death in young people ages 10-24 and stated the Suicide Prevention Coalition will make strides toward suicide prevention. Each Commissioner, in turn, thanked Mr. Stack for bringing his story to the Board and offered their deepest condolences for his loss.


#### **NEW BUSINESS:**

 1) **CONSIDER REVISIONS TO SECTION 2.000 CHILD WELFARE OF THE DEPARTMENT OF HUMAN SERVICES POLICIES AND GUIDELINES MANUAL:** Jamie Ulrich, Deputy Director of the Department of Human Services, reviewed the revisions to reflect the current process and further define the Department of Human Services' activities and responsibilities for youth 18 years old or older who are served by Child Welfare and meet intellectual and developmental disability criteria. Commissioner Moreno moved to approve said revisions to Section 2.000. The motion was seconded by Commissioner James, and it carried unanimously.

 2) **CONSIDER CONTRACT ID #2408 AMENDMENT TO REGIONAL COMMUNICATIONS USER AGREEMENT FOR WIRELESS RADIO SERVICES AND AUTHORIZE CHAIR TO SIGN – HUDSON FIRE PROTECTION DISTRICT:** Mike Wallace, Director of the Department of Public Safety Communications, reviewed the amendment for wireless radio services and annual maintenance with the Hudson Fire Protection District. Commissioner Freeman moved to approve said amendment and authorize the Chair to sign. The motion was seconded by Commissioner James, and it carried unanimously.

 3) **CONSIDER TEMPORARY CLOSURE OF CR 33 BETWEEN CRS 36 AND 38:** Amy Mutchie, Department of Public Works, presented the details of the closure beginning February 4, 2019, through February 8, 2019. She stated Public Service Company is conducting federally-mandated upgrades and maintenance on Chalk Bluff's natural gas pipeline system. Commissioner Freeman moved to approve said temporary closure. The motion, which was seconded by Commissioner Moreno, carried unanimously.

 4) **CONSIDER APPOINTMENT AND REAPPOINTMENTS TO EXTENSION ADVISORY COUNCIL:** Commissioner Freeman moved to approve said appointment and reappointments. Seconded by Commissioner James, the motion carried unanimously.

 5) **CONSIDER APPOINTMENTS AND REAPPOINTMENTS TO AREA AGENCY ON AGING ADVISORY BOARD:** Commissioner Moreno moved to approve said appointments and reappointments. The motion was seconded by Commissioner Freeman, 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 9:22 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

EXCUSED  
\_\_\_\_\_  
Sean P. Conway

\_\_\_\_\_  
Scott K. James

\_\_\_\_\_  
Steve Moreno