


RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO SEPTEMBER 4, 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, September 4, 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
Clerk to the Board, Esther Gesick
Controller, Barbara Connolly

 **MINUTES:** Commissioner James moved to approve the minutes of the Board of County Commissioners meeting of August 28, 2019. Commissioner Moreno seconded the motion, and it carried unanimously.


 **CERTIFICATION OF HEARINGS:** Commissioner Freeman moved to approve the Certification of Hearings conducted on August 28, 2019, as follows: 1) USR18-0030 – North Weld County Water District, 2) USR19-0032 – Front Range Landfill, Inc., 3) USR17-0016 – WW, LLC, and 4) USR19-0034 – Ruiz Trucking, LLC, and Gloria Karina Ruiz. Commissioner Moreno seconded the motion, which carried unanimously.

 **AMENDMENTS TO AGENDA:** Commissioner Freeman moved to amend the Warrant dates to read as follows: GENERAL WARRANTS – August 29, and 30, 2019, and September 3, 2019. Seconded by Commissioner James, the motion carried unanimously.

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


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

PROCLAMATIONS:


 1) **WORKFORCE DEVELOPMENT MONTH – SEPTEMBER, 2019; KEEP COLORADO WORKING DAY – SEPTEMBER 5, 2019:** Chair Kirkmeyer read the Proclamation for the record. Jamie Ulrich, Deputy Director of the Department of Human Services, introduced members of the Workforce Development Board and Business Services team members and shared statistics of the quantity of services provided to the workforce community. Tami Grant, Director of Workforce Development, introduced several additional advocates in Weld County. Each of the Commissioners, in turn, expressed their appreciation of a very high-functioning Workforce Development Board, acknowledged the tremendous growth expected in Weld County and the importance of an active and trained workforce, and thanked all the employees and board members for their hard work. Chair Kirkmeyer explained the funds received from the sale of the County's property interest underlying North Colorado Medical Center (NCMC) will create an endowment for the benefit of the Bright Futures Program to invest into educating and equipping the future workforce.


 2) **NATIONAL PREPAREDNESS MONTH – SEPTEMBER, 2019:** Chair Kirkmeyer read the Proclamation for the record. Roy Rudisill, Director of the Office of Emergency Management, thanked the Board for its support of their office in preparing for governmental and citizen response needs. He introduced his staff: Dave Burns, Denise Bradshaw and Gracie Marquez, and described each of their respective responsibilities. Each of the Commissioners, in turn, thanked the OEM team for all they do to help ensure the County's preparedness for emergency events.


WARRANTS:


 1) **GENERAL WARRANTS – AUGUST 29, AND 30, 2019, AND SEPTEMBER 3, 2019:** Commissioner James moved to approve the General Warrants, as printed. Commissioner Freeman seconded the motion, and it carried unanimously.


BIDS:


 1) **APPROVE BID #B1900118, JAIL POLYCARBONATE PANEL INSTALLATION – DEPARTMENT OF BUILDINGS AND GROUNDS:** Rob Turf, Purchasing Department, stated staff recommends approval of the sole bid from Roche Constructors, in the amount of \$754,700.00. Commissioner Moreno moved to approve the sole bid, as recommended by staff. Seconded by Commissioner James, the motion carried unanimously.


 2) **APPROVE BID #B1900119, CONSULTING SERVICES LAND USE PLAN MAP AND TRAVEL MODEL – DEPARTMENT OF PLANNING SERVICES AND DEPARTMENT OF PUBLIC WORKS:** Mr. Turf stated staff recommends approval of the low bid which meets specifications from Clarion Associates, in the amount of \$121,846.00. He stated the bid amount will be split between the Departments of Planning Services (\$41,375.00) and Public Works (\$80,471.00). Commissioner Freeman move to approve said bid, as recommended by staff. The motion was seconded by Commissioner Moreno, and it carried unanimously.

 3) **PRESENT BID #B1900121, DATA CENTER FIRE SUPPRESSION SYSTEM – DEPARTMENT OF BUILDINGS AND GROUNDS:** Mr. Turf stated 22 vendors downloaded the specifications, two bids were received, and staff will review the bids and make a recommendation for approval on September 18, 2019.


 4) PRESENT BID #B1900122, SUBSURFACE UTILITY ENGINEERING SERVICES FOR CR 64 AND CR 41 INTERSECTION – DEPARTMENT OF PUBLIC WORKS: Mr. Turf stated six (6) bids were received, two (2) were rejected because they were not properly signed, and staff will review the remaining bids and make a recommendation for approval on September 18, 2019.

 5) PRESENT BID #B1900125, ALTERNATIVE PROGRAMS BOILER REPLACEMENT – DEPARTMENT OF BUILDINGS AND GROUNDS: Mr. Turf stated 34 vendors downloaded the specifications, one bid was received, and staff will review and make a recommendation on September 18, 2019.


 6) PRESENT BID #B1900126, GRADER BLADES – DEPARTMENT OF PUBLIC WORKS: Mr. Turf stated seven (7) bids were received and staff will review and make a recommendation on September 18, 2019.


 7) PRESENT BID #B1900127, HUMAN SERVICES SIGNAGE – DEPARTMENT OF BUILDINGS AND GROUNDS: Mr. Turf stated five (5) bids were received and staff will review and make a recommendation on September 18, 2019.

NEW BUSINESS:


 1) CONSIDER FOURTEEN (14) PARKING SPACE LEASES WITH VARIOUS ENTITIES AND AUTHORIZE CHAIR TO SIGN: Toby Taylor, Director of the Department of Buildings and Grounds, explained when the County purchased the Chase property the existing parking tenants were retained; however, due to personnel changes, the leases are being updated to reflect 14 current tenants, at a rate of \$50.00 per month. Commissioner Freeman moved to approve said leases and authorize the Chair to sign. The motion, which was seconded by Commissioner James, carried unanimously.

 2) CONSIDER TEMPORARY PERMIT FOR HOTEL AND RESTAURANT (COUNTY) LIQUOR LICENSE AND AUTHORIZE CHAIR TO SIGN – COL-BARB, LLC, DBA MAGGI'S KITCHEN: Bob Choate, Assistant County Attorney, stated the new property owner has applied for a Transfer of Ownership for the liquor license, and this Temporary Permit allows the new operator of Maggi's Kitchen to continue selling alcohol subject to the conditions of the prior license until the transfer application is complete. He noted the referral agencies expressed no concerns. Commissioner James moved to approve said Temporary Permit and authorize the Chair to sign. The motion was seconded by Commissioner Freeman, and it carried unanimously.

 3) CONSIDER TEMPORARY CLOSURE OF CR 31 BETWEEN CRS 36 AND 38: Amy Mutchie, Department of Public Works, stated County Road (CR) 31 will be temporarily closed, beginning September 9, 2019, through September 13, 2019, for the re-deck of Bridge 31/36A, and water will be used for dust control on the detour route. Commissioner Freeman moved to approve said temporary closure. Commissioner Moreno seconded the motion, and it carried unanimously.

 4) CONSIDER ADJOURNING AS BOARD OF EQUALIZATION FOR CALENDAR YEAR 2019: Karin McDougal, Assistant County Attorney, stated the deadline to review and make a determination on Senior Property Tax Exemptions ended on September 1, 2019, therefore, the Board may now adjourn as the County Board of Equalization (CBOE). Commissioner Moreno moved to adjourn the CBOE for 2019. Seconded by Commissioner James, the motion carried unanimously.

PLANNING:

 1) SECOND READING OF CODE ORDINANCE #2019-14, IN THE MATTER OF REPEALING AND REENACTING, WITH AMENDMENTS, CHAPTER 19 COORDINATED PLANNING AGREEMENTS, OF THE WELD COUNTY CODE (BERTHOUD): Commissioner Freeman moved to read Code Ordinance #2019-14 by title only. The motion was seconded by Commissioner James, and it carried unanimously. Ms. McDougal read the title for the record. Tom Parko, Director of the Department of Planning Services, stated there have been no changes since First Reading. No public testimony was offered concerning this matter. The motion to approve Code Ordinance #2019-14 on Second Reading was made by Commissioner James, seconded by Commissioner Moreno, and it carried unanimously.

RESOLUTIONS AND ORDINANCES: The resolutions were presented and signed as listed on the Consent Agenda. Code Ordinance 2019-14 was approved on Second Reading.

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

There being no further business, this meeting was adjourned at 9:37 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


Steve Moreno

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO SEPTEMBER 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, September 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:


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

 **MINUTES:** Commissioner Moreno moved to approve the minutes of the Board of County Commissioners meeting of September 4, 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 September 4, 2019, as follows: 1) MINF19-0001 – Cimarron Land Company, LLC, 2) USR19-0042 – Joshua Gerstberger, and 3) USR19-0035 – DVM Burros, 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.

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


WARRANTS:


 1) GENERAL WARRANTS – SEPTEMBER 6, 2019: Commissioner Conway moved to approve the General Warrants, as printed. Commissioner Freeman seconded the motion, and it carried unanimously.


BIDS:


 1) APPROVE BID #B1900061, LAW ENFORCEMENT BODY-WORN CAMERA SYSTEM – SHERIFF’S OFFICE: Rob Turf, Purchasing Department, stated the Sheriff’s Office is recommending approval of the low bid which meets specifications from Utility Associates, in the amount of \$360,000.00, along with adding the five-year finance option for the mobile routers and required support hardware, software and maintenance, for a total contract cost of \$459,000.00. Commissioner Moreno moved to approve said low bid, as recommended by staff. Seconded by Commissioner Conway, the motion carried unanimously.


NEW BUSINESS:


 1) CONSIDER TASK ORDER AMENDMENT #1 FOR DESIGN SERVICES (JUSTICE SERVICES REMODEL – BID #B1900100) AND AUTHORIZE CHAIR TO SIGN – CAIRN DESIGN, LLC: Toby Taylor, Director of Buildings and Grounds, explained a general Design Services Bid was awarded to four contractors to be selected from for various design services. He presented the terms of Task Order Amendment #1 for design services for the Justice Services remodel, in the amount of \$33,060.00. Commissioner Freeman moved to approve said task order amendment #1 and authorize the Chair to sign. The motion was seconded by Commissioner Moreno, and it carried unanimously.

 2) CONSIDER TASK ORDER AMENDMENT #1 FOR DESIGN SERVICES (EVIDENCE STORAGE ADDITION – BID #B1900100) AND AUTHORIZE CHAIR TO SIGN – ROBERT SHREVE ARCHITECTS AND PLANNERS, INC.: Mr. Taylor presented the terms of Task Order Amendment #1 for design services for the Evidence Storage Addition at the Northern Colorado Regional Crime Laboratory, in the amount of \$104,375.00. Commissioner Conway moved to approve said task order amendment #1, which was seconded by Commissioner James, and it carried unanimously.






 3) CONSIDER TASK ORDER AMENDMENT #1 FOR DESIGN SERVICES (PUBLIC WORKS ADDITION – BID #B1900100) AND AUTHORIZE CHAIR TO SIGN – GSG ARCHITECTURE, INC.: Mr. Taylor presented the terms of Task Order Amendment #1 for design services for the Public Works Addition, in the amount of \$169,825.00. Commissioner Freeman moved to approve said task order amendment #1 and authorize the Chair to sign. Seconded by Commissioner Moreno, the motion carried unanimously.

 4) CONSIDER LEASE FOR CLASSROOM SPACE (917 10TH AVENUE, GREELEY) AND AUTHORIZE CHAIR TO SIGN – FIRST UNITED METHODIST CHURCH OF GREELEY: Mr. Taylor stated the Sheriff’s Office requires space to conduct POST academy training until the new jail expansion is completed. He stated this lease for classroom space at 917 10th Avenue, Greeley, will begin September 1, 2019, and end August 31, 2020, for the amount of \$600.00 per month. Commissioner Moreno moved to approve said lease and authorize the Chair to sign. Seconded by Commissioner Conway, the motion carried unanimously.

 5) CONSIDER LEASE FOR CHASE BUILDING (822 7TH STREET, SUITE 330, GREELEY) AND AUTHORIZE CHAIR TO SIGN – WELD COUNTY PUBLIC TRUSTEE: Mr. Taylor stated this lease will provide space for the Public Trustee’s Office, beginning October 1, 2019, through June 30, 2020, and with the parking included, the lease will cost \$1,386.65 per month. He noted, as of July 1, 2020, the Public Trustee will become a County function and the lease will no longer be required. Commissioner Conway moved to approve said lease and authorize the Chair to sign. The motion was seconded by Commissioner James, and it carried unanimously.

 6) CONSIDER CONTRACT ID #3106 AGREEMENT FOR CROSSING CLOSURE AND MAINTENANCE FOR COUNTY ROAD 2.5 AND AUTHORIZE CHAIR TO SIGN – UNION PACIFIC RAILROAD COMPANY AND THE COLORADO DEPARTMENT OF TRANSPORTATION (CDOT): Elizabeth Relford, Department of Public Works, stated the Public Utilities Commission has agreed to the closure of County Road (CR) 2.5 at the crossing of the Union Pacific Railroad, and this agreement provides for the long-term maintenance of the closure. Commissioner Moreno moved to approve said agreement, which was seconded by Commissioner James, and it carried unanimously.

PLANNING:

 1) CONSIDER RESUBDIVISION, RES19-0007, TO CONSOLIDATE LOTS 1-10, BLOCK 23, AND ASSOCIATED VACATED RIGHT-OF-WAY OF THE GILL TOWNSITE, INTO FOUR (4) LOTS – HERBIES HOMES, LLC: Michael Hall, Department of Planning Services, stated the ten existing lots are currently under a single ownership and parcel number, the old home has been demolished, and each of the four new lots will be approximately 0.5 acres in size and contain new residences which will be serviced by water taps from the North Weld County Water District and septic systems. The lots will have individual accesses to Sixth Street, which is a gravel roadway platted in 1909. He stated this request is the first replat of the Gill Townsite, there is no Homeowners' Association, the proposal will allow Block 23 to be developed for residential purposes, which is consistent with other lots in the Townsite, and no easements will be removed, modified or proposed. Mr. Hall stated the surrounding property owners were notified; however, staff has received no responses. He provided a brief overview of the location of the site, stating it is not within a three-mile referral area or Coordinated Planning Agreement area of any municipality, nor is it within an Urban Growth Boundary or other overlay area. He displayed an aerial view of the surrounding area, referenced the original plat and reviewed the proposed lot design. He stated referral requests were provided to seven (7) agencies, which responded with no concerns or offered comments which have been addressed in the Conditions of Approval (COA). He confirmed the request follows the Historic Townsite requirements, and displayed photos of the subject site and surrounding views. In response to Chair Kirkmeyer, Mr. Hall reiterated each lot will have an individual septic system and the Engineer's report indicates the lots are adequate in size to accommodate a leach field.  Robert Malloy, applicant's representative, displayed a PowerPoint presentation, stated the ten lots will be replatted to create four (4) new lots, the previous home has been demolished, and each of the new lots will access Sixth Street leading to paved 6th Avenue. He stated this will be an improvement to the area, referenced pictures which were taken the previous day, commented the applicant intends to maintain the existing trees for the future lots, and described the surrounding residences.  Chad Judge, surrounding property owner, stated he is in support of the application which will enhance the area; however, he did express concern with drainage in the area, stating certain areas in the townsite are prone to flooding. In response to Commissioner Conway, Mr. Judge stated it does not take a large storm event to result in six to eight inches of standing water in his front yard, and that may also impact the septic systems. There being no further comments, Chair Kirkmeyer closed public testimony.  Mr. Malloy stated they submitted a Drainage letter from a licensed engineer, the property drains from north to south, the borrow ditch is across the street to capture overflow, and the applicant will provide a Grading Plan at the time of the Building Permits to ensure drainage will not negatively impact the neighboring properties. Responding to Chair Kirkmeyer, Mr. Malloy stated he had reviewed, had no concerns with, and agreed to abide by the Conditions of Approval.  Commissioner Conway moved to approve said Resubdivision, RES19-0007, with the Conditions of Approval, as presented. Commissioner Moreno seconded the motion, and it carried unanimously.

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

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

There being no further business, this meeting was adjourned at 9:29 a.m.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

BY: _____
Deputy Clerk to the Board

Barbara Kirkmeyer, Chair

EXCUSED DATE OF APPROVAL
Mike Freeman, Pro-Tem

Sean P. Conway

Scott K. James

Steve Moreno

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO WEDNESDAY, SEPTEMBER 11, 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, September 11, 2019, at the hour of 9:00 a.m.



PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE: Following the Pledge, Chair Kirkmeyer called for a moment of silence to honor the individuals lost eighteen years ago during the terrorist attacks of September 11, 2001.



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

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

Also present:

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



MINUTES: Commissioner James moved to approve the minutes of the Board of County Commissioners meeting of September 9, 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 September 9, 2019, as follows: 1) USR19-0022 – Eduardo Salvador Rivera Torres. Commissioner Moreno seconded the motion, which carried unanimously.



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




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





PUBLIC INPUT: No public input was given.

WARRANTS:


 1) GENERAL WARRANTS – SEPTEMBER 10, 2019: Commissioner Moreno moved to approve the General Warrants, as printed. Commissioner James seconded the motion, and it carried unanimously.

NEW BUSINESS:

 1) CONSIDER TEMPORARY CLOSURE OF CR 19 BETWEEN CRS 22 AND 24: Amy Mutchie, Department of Public Works, stated County Road 19 will be closed, beginning September 16, 2019, through October 11, 2019, to complete a re-deck of Bridge 19/22A and magnesium chloride will be applied to control dust on the detour route. Commissioner Conway moved to approve said temporary closure. Seconded by Commissioner James, the motion carried unanimously.

 2) CONSIDER DECLARING CERTAIN EQUIPMENT AS SURPLUS PROPERTY, APPROVE SALE OF SAME AT AUCTION WITH ROLLER ASSOCIATES, AND DELEGATE AUTHORITY TO CONTROLLER TO SIGN ANY NECESSARY DOCUMENTS: Barbara Connolly, Controller, stated two motorgraders have been replaced, therefore, the old equipment is eligible for auction. Commissioner Conway moved to declare said equipment as surplus, approve sale at auction, and delegate authority to the Controller to sign any necessary documents. Commissioner James seconded the motion, and it carried unanimously.

PLANNING:

 1) CONSIDER VACATION OF USE BY SPECIAL REVIEW PERMIT, USR-1447 – APRYL AND MANUEL GALLEGOS-HERRERA: Maxwell Nader, Department of Planning Services, stated the current property owners have submitted a letter requesting the complete vacation of USR-1447 for an Oil and Gas Support and Service (hauling of water), to satisfy a Condition of Approval for USR19-0039 for a Home Business and Second Single-Family Dwelling. The property owners were present to answer questions. Commissioner James moved to approve the complete vacation of USR-1447. Commissioner Conway seconded the motion, and it carried unanimously.

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

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

There being no further business, this meeting was adjourned at 9:06 a.m.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

BY: _____
Deputy Clerk to the Board

Barbara Kirkmeyer, Chair

EXCUSED

Mike Freeman, Pro-Tem

Sean P. Conway

Scott K. James


Steve Moreno

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO MONDAY, SEPTEMBER 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, September 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
Commissioner Scott K. James
Commissioner Steve Moreno


Also present:


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

 **MINUTES:** Commissioner James moved to approve the minutes of the Board of County Commissioners meeting of September 11, 2019, as printed. Commissioner Conway seconded the motion, and it carried unanimously.


 **CERTIFICATION OF HEARINGS:** Commissioner Freeman moved to approve the Certification of Hearings conducted on September 11, 2019, as follows: 1) USR19-0039 – Manuel Gallegos-Herrera and Apryl Herrera, 2) COZ19-0001 – Global Asset Recovery, LLC, and 3) 2MJUSR19-08-1660 – Global Asset Recovery, LLC. Commissioner Moreno seconded the motion, which carried unanimously.

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

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


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


PROCLAMATIONS:

 1) HIGHLAND HUSKIES DAY, GIRLS TRACK TEAM – SEPTEMBER 16, 2019: Chair Kirkmeyer read the Proclamation for the record. Coach Oscar Molina commended his predecessor for building a strong track program. He stated they have a lot of goals and are aiming for their next State title. Each of the team members introduced themselves and listed the events they participated in, as well as their goals for the upcoming season. As the District representative and a Highland alumnus, Commissioner


Freeman congratulated the team and commended them for their leadership in the community. Each of the other Commissioners, in turn, expressed their pride in the team's accomplishments, both athletically and academically, and their ambitious goals for the coming season.

WARRANTS:


 1) GENERAL WARRANTS – SEPTEMBER 13, 2019: Commissioner Conway moved to approve the General Warrants, as printed. Commissioner Moreno seconded the motion, and it carried unanimously.


 2) COMMISSIONER WARRANTS – SEPTEMBER 13, 2019: Commissioner Conway recused himself from voting on the matter. Commissioner Freeman moved to approve the Warrant for Commissioner Conway, as printed. Commissioner Moreno seconded the motion, and it carried unanimously.


BIDS:


 1) PRESENT BID #B1900128, ASBESTOS ABATEMENT AND DEMOLITION (25973 CR 17, JOHNSTOWN) – DEPARTMENT OF BUILDINGS AND GROUNDS: Rob Turf, Purchasing Department, presented the eight (8) bids received, and stated staff will review and bring back a recommendation for approval on September 30, 2019.

NEW BUSINESS:

 1) CONSIDER CONTRACT ID #3103 SPECIAL PROJECT EMERGENCY MANAGEMENT PERFORMANCE GRANT AGREEMENT AND AUTHORIZE CHAIR TO SIGN LETTER OF ACCEPTANCE: Roy Rudisill, Director of the Office of Emergency Management, stated this process is slightly different because the State has provided a Letter of Acceptance, since the grant amount is less than \$25,000.00. He stated the County will receive \$6,371.00 in grant funds, with a local 50% match to purchase radio equipment and a new monitor for the Emergency Operations Center. Commissioner Freeman moved to approve said agreement and authorize the Chair to sign said letter of acceptance. Seconded by Commissioner Conway, the motion carried unanimously.

 2) CONSIDER AMENDMENT TO MEMORANDUM OF AGREEMENT BETWEEN WELD COUNTY, COLORADO, AND UPSTATE COLORADO ECONOMIC DEVELOPMENT AS A RECIPIENT OF WELD COUNTY GENERAL FUND AND ECONOMIC DEVELOPMENT TRUST FUND MONIES AND AUTHORIZE CHAIR TO SIGN: Don Warden, Director of Finance and Administration, stated the original agreement awarded the sum of \$100,000.00 of General Fund monies, and \$50,000.00 from the Economic Development Trust Fund. He explained this amendment will provide an additional \$50,000.00 to promote Weld County, and any expenditures will be on a cost reimbursement basis spent in 2019 through 2020. In response to Commissioner Conway, Mr. Warden confirmed the new total of \$200,000.00 will be reflected in the 2020 Budget. Chair Kirkmeyer stated this funding supports the blueprint which was adopted in 2012, to promote the appeal of Weld County. Commissioner Moreno moved to approve said amended memorandum of agreement and authorize the Chair to sign. The motion was seconded by Commissioner James, and it carried unanimously.

 3) CONSIDER RENAMING WELD COUNTY ROAD 13 ALIGNMENT AS COLORADO BOULEVARD: Elizabeth Relford, Department of Public Works, referred to a diagram of a posting example, and explained the request was initiated by the Town of Windsor to promote consistency along the regional corridor and assist with emergency response. She stated it will be posted as both County Road (CR) 13 and Colorado Boulevard, except for the segment within the jurisdiction of Timnath which recently renamed CR 13 to Latham Parkway north of CR 68.5. Ms. Relford stated it will not require area

residents to change their addresses, rather, they may utilize either name. In response to Commissioner Conway, Ms. Relford stated she is not aware of any citizen concerns being expressed and confirmed the emergency response system will recognize either name. Chair Kirkmeyer commented her family lives on CR 13 where the dual designation already exists, and they have not encountered any issues with mail or emergency services. Ms. Relford noted the identified section of the corridor is within the jurisdiction and maintenance of Larimer County.  Scott Ballstadt, Town of Windsor Planning Director, stated he did reach out to Timnath and the Town Council was hesitant to rename their segment at this time, since it was recently already changed to Latham Parkway. Mr. Ballstadt stated he is hopeful they may reconsider in the future. Ms. Relford commented the only remaining concern regarding addresses and emergency response would be possible confusion with a differing name north of CR 68.5; however, she does not anticipate any problems for the postal service. Commissioner James moved to approve the renaming of County Road 13 as Colorado Boulevard. Commissioner Moreno seconded the motion, and it carried unanimously.

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

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

There being no further business, this meeting was adjourned at 9:30 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 WEDNESDAY, SEPTEMBER 18, 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, September 18, 2019, at the hour of 9:00 a.m.


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


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


Also present:


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

 **MINUTES:** Commissioner Moreno moved to approve the minutes of the Board of County Commissioners meeting of September 16, 2019, as printed. Commissioner James seconded the motion, and it carried unanimously.


 **AMENDMENTS TO AGENDA:** Commissioner Conway moved to insert a new Item #6 under New Business: 6) Consider Amendment to Purchase of Professional Services Agreement for Oil and Gas Audits and Evaluation Services and authorize Chair to sign – Martindale Consultants, Inc. Seconded by Commissioner James, the motion carried unanimously.

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


 **PUBLIC INPUT:** Steve Teets, Greeley resident, stated the State broker for Medicaid rides has changed again, and they are now operating with Intel. He expressed concern with the State's inability to contract with a successful and reliable vendor and urged the Commissioners to advocate for local control to ensure better management. Secondly, he referenced a Bill which was passed for Affordable Housing and suggested more local efforts to create additional affordable housing. He also congratulated Commissioner Moreno and past Commissioner Julie Cozad for their seats on the United Way Board.


 Commissioner Conway stated the legislation referenced by Mr. Teets addresses mobile homes parked on land that is not owned by the tenants, and the Bill requires developers to provide mediation and mitigation to relocate the existing mobile homes or assist the tenants with finding affordable housing. Mr. Teets also referenced a recent Tribune article regarding the Hill-N-Park Subdivision.


WARRANTS:


 1) GENERAL WARRANTS – SEPTEMBER 17, 2019: Commissioner Freeman moved to approve the General Warrants, as printed. Commissioner James seconded the motion, and it carried unanimously.


BIDS:

 1) APPROVE BID #B1900121, DATA CENTER FIRE SUPPRESSION SYSTEM – DEPARTMENT OF BUILDINGS AND GROUNDS: Rob Turf, Purchasing Department, stated the low bid meets specifications, therefore, staff recommends approval of the bid from ETG Fire, in the amount of \$86,253.00. Commissioner Moreno moved to approve the low bid, as recommended by staff. Commissioner Conway seconded the motion, and it carried unanimously.

 2) APPROVE BID #B1900125, ALTERNATIVE PROGRAMS BOILER REPLACEMENT – DEPARTMENT OF BUILDINGS AND GROUNDS: Mr. Turf stated the low bid meets specifications, therefore, staff recommends approval of the bid from Westco Systems, LLC, in the amount of \$26,188.00. Commissioner James moved to approve the low bid, as recommended by staff. Commissioner Conway seconded the motion, and it carried unanimously.


 3) APPROVE BID #B1900127, HUMAN SERVICES SIGNAGE – DEPARTMENT OF BUILDINGS AND GROUNDS: Mr. Turf stated the low bid meets specifications, therefore, staff recommends approval of the bid from Eversign LLC, in the amount of \$18,520.00. Commissioner Freeman moved to approve the low bid, as recommended by staff. Commissioner Moreno seconded the motion, and it carried unanimously.

 4) APPROVE BID #B1900122, SUBSURFACE UTILITY ENGINEERING SERVICES FOR CR 64 AND CR 41 INTERSECTION – DEPARTMENT OF PUBLIC WORKS: Mr. Turf stated staff recommends approval of the bid from Cobb Fendley and Associates, for a total amount of \$58,245.00. Commissioner Conway moved to approve the bid, as recommended by staff. Commissioner James seconded the motion, and it carried unanimously.


 5) APPROVE BID #B1900126, GRADER BLADES – DEPARTMENT OF PUBLIC WORKS: Mr. Turf stated staff recommends approval of the low bid from Wear Parts and Equipment, in the amount of \$161,358.80. Commissioner Moreno moved to approve said bid, as recommended by staff. Seconded by Commissioner Freeman, the motion carried unanimously.


NEW BUSINESS:


 1) CONSIDER CONTRACT ID #2937 AGREEMENT FOR PROFESSIONAL SERVICES FOR TRANSLATION AND INTERPRETATION SERVICES AND AUTHORIZE CHAIR TO SIGN – COLORADO LANGUAGE SERVICES, INC.: Jamie Ulrich, Deputy Director of the Department of Human Services, stated this agreement will assist in meeting the high demand for translation and interpretation services. Commissioner Conway moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner James, the motion carried unanimously.


 2) CONSIDER CONTRACT ID #2943 MEMORANDUM OF UNDERSTANDING FOR WORKFORCE INNOVATION AND OPPORTUNITY ACT (WIOA) NATIONAL FARM WORKER JOBS PROGRAM (NFJP) AND AUTHORIZE CHAIR TO SIGN – COMMUNITY RESOURCES AND HOUSING DEVELOPMENT CORPORATION (CRHDC): Ms. Ulrich stated this non-financial MOU establishes the roles and responsibilities for continuation of the provisions outlined in the Workforce Innovation and

Opportunity Act (WIOA). Commissioner Freeman moved to approve said Memorandum of Understanding and authorize the Chair to sign. The motion was seconded by Commissioner Moreno, and it carried unanimously.


 3) CONSIDER CONTRACT ID #2944 MEMORANDUM OF UNDERSTANDING FOR WORKFORCE INNOVATION AND OPPORTUNITY ACT (WIOA) NATIONAL FARM WORKER JOBS PROGRAM (NFJP) AND AUTHORIZE CHAIR TO SIGN – ROCKY MOUNTAIN SERVICE EMPLOYMENT REDEVELOPMENT (RMSER): Ms. Ulrich stated the non-financial MOU establishes the roles and responsibilities for continuation of the provisions outlined in the Workforce Innovation and Opportunity Act (WIOA). Commissioner James moved to approve said Memorandum of Understanding and authorize the Chair to sign. The motion was seconded by Commissioner Conway, and it carried unanimously.

 4) CONSIDER CONTRACT ID #2999 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME FOR FISCAL YEAR 2018-2019 AND AUTHORIZE CHAIR TO SIGN – ABIGAELE PEREZ-MALDONADO: Ms. Ulrich stated Ms. Perez-Maldonado is a new provider and this agreement provides the terms for Fiscal Year 2018-2019. Commissioner Conway moved to approve said contract and authorize the Chair to sign, which was seconded by Commissioner Moreno, and it carried unanimously.

 5) CONSIDER CONTRACT ID #3003 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME FOR FISCAL YEAR 2019-2020 AND AUTHORIZE CHAIR TO SIGN – ABIGAELE PEREZ-MALDONADO: Ms. Ulrich stated this contract is related to the previous item and is for Fiscal Year 2019-2020. The motion to approve said contract and authorize the Chair to sign was made by Commissioner Freeman, seconded by Commissioner James, and it carried unanimously.

 6) CONSIDER AMENDMENT TO PURCHASE OF PROFESSIONAL SERVICES AGREEMENT FOR OIL AND GAS AUDITS AND EVALUATION SERVICES AND AUTHORIZE CHAIR TO SIGN – MARTINDALE CONSULTANTS, INC.: Don Warden, Director of Finance and Administration, stated this amendment extends the provisions for ongoing audits of the oil and gas records for the Assessor's Office through December 31, 2020, for the additional amount of \$192,000.00. He explained, in the late 1980's, legislation was passed which allows the County to recover these costs from the proceeds of underpayments, and the cost of audits is deducted first before the balance is reimbursed back to other jurisdictions. He further stated there is no actual cost to the County and Assessor Dones also recommends approval. Commissioner Conway moved to approve said amendment and authorize the Chair to sign. Seconded by Commissioner James, the motion carried unanimously.

PLANNING:

 1) CONSIDER CONTRACT ID #3116 AMENDMENT TO ROAD MAINTENANCE AGREEMENT ACCORDING TO POLICY REGARDING COLLATERAL FOR IMPROVEMENTS, AUTHORIZE CHAIR TO SIGN, AND ACCEPT OFF-SITE COLLATERAL FOR SITE PLAN REVIEW, SPR18-0015, AND PLANNED UNIT DEVELOPMENT FINAL, PUDF19-0001 – BECC, LLC: Dawn Anderson, Department of Public Works, explained this amendment accepts collateral, in the amount of \$14,725.00, for grading and stabilization that is in compliance with MS4 requirements, as well as the State Discharge Permit for achieving stabilization. In response to Chair Kirkmeyer, Ms. Anderson confirmed the terms of the agreement comply with the conditions of SPR18-0015 and PUDF19-0001. Commissioner Freeman moved to approve said amendment, authorize the Chair to sign, and accept said collateral. Commissioner Moreno seconded the motion, and it carried unanimously.

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

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

There being no further business, this meeting was adjourned at 9:23 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 MONDAY, SEPTEMBER 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, September 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
Clerk to the Board, Esther Gesick
Controller, Barbara Connolly

 **MINUTES:** Commissioner James moved to approve the minutes of the Board of County Commissioners meeting of September 18, 2019, as printed. Commissioner Conway seconded the motion, and it carried unanimously.


 **CERTIFICATION OF HEARINGS:** Commissioner Freeman moved to approve the Certification of Hearings conducted on September 18, 2019, as follows: 1) MET19-0001 – Proposed Real Weld Metropolitan District, 2) MET19-0002 – Proposed Platte River Metropolitan District, 3) USR19-0036 – Richard and Kathi Crooks, 4) USR18-0065 – Waste Management Disposal Services of Colorado, Inc., and 5) USR19-0040 – WW, LLC. Commissioner Moreno seconded the motion, which carried unanimously.

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



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

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


PRESENTATIONS:

 1) CITIZEN CERTIFICATE OF MERIT, SHERIFF'S OFFICE – NICK MAKI: Donnie Patch, Undersheriff, presented Nick Maki with the Certificate of Merit and gave a brief summary of Mr. Maki's


emergency efforts in response to an accidental shooting incident at his workplace. *(Clerk's Note: The meeting was paused for a photo opportunity.)*


 2) LIFE SAVING AWARDS, SHERIFF'S OFFICE – BRANDON STUPKA, AARON WALKER, EVERARDO BRETADO-PENA, BRUCE SUNADA, CHRISTIAN NIX, NICOLAS THOMPSON, LESLIE KINNER, ALLAN COLTRAIN, ARLYN LIFTIN, DAVID BADLEY, AND TYLER HISHINUMA: Undersheriff Patch recognized each of the recipients and gave a brief summary of the various circumstances that distinguished them for the Life Saving Award.  Ian Wittington, Colorado State Patrol Commander of Troop 3A, and Trooper Michael Eldridge were present to extend their gratitude for the efforts of Deputies Stupka and Walker providing exemplary service to the State of Colorado while assisting a citizen in a car fire. Each of the Commissioners, in turn, expressed their appreciation to the recipients for their heroic deeds and extraordinary service while working in the line of duty, thanked the families for their sacrifice, and offered support of their efforts during a difficult time for law enforcement. *(Clerk's Note: The meeting was paused for a photo opportunity.)* The Board also thanked the Sheriff's Office for allowing the Board to participate in honoring the men and women who serve in the Weld County Sheriff's Office.


WARRANTS:

 1) GENERAL WARRANTS – SEPTEMBER 20, 2019: Commissioner Freeman moved to approve the General Warrants, as printed. Commissioner James seconded the motion, and it carried unanimously.



NEW BUSINESS:


 1) CONSIDER PETITION FOR ABATEMENT OR REFUND OF TAXES FOR ACCOUNT NUMBER P9103454 – PREMIER EQUIPMENT RENTAL, INC.: Brenda Dones, Assessor, explained the equipment was mistakenly reported by the petitioner as located in Weld County; however, it is actually located in Mesa County. Based on this error the Assessor's Office recommends removal of the account, setting the value at \$0.00, and approval of the abatement of taxes in the amount of \$21,856.20. The taxpayer was not present. Commissioner Conway moved to approve said abatement. Seconded by Commissioner Moreno, the motion carried unanimously.


 2) CONSIDER PETITION FOR ABATEMENT OR REFUND OF TAXES FOR ACCOUNT NUMBER R4238506 – AK CONSOLIDATED 17, LLC: Ms. Dones described the property as a 2,000-square-foot warehouse. She explained this is a 2018 request and the value must be the same for 2017; however, the Commissioners previously approved a tax abatement for 2017 and set the value for \$15,023,700.00 which happened late in the year and she is now recommending the same value be applied to 2018, resulting in a tax abatement of \$28,851.10. The taxpayer was not present. Commissioner Moreno moved to approve said abatement. Seconded by Commissioner Conway, the motion carried unanimously.


 3) CONSIDER PETITION FOR ABATEMENT OR REFUND OF TAXES FOR ACCOUNT NUMBER P0008514 – KODAK ALARIS, INC.: Ms. Dones described the property as business/personal equipment located in Windsor. She explained business/personal property is assessed utilizing three approaches, and the Cost approach was used by the Assessor's Office in 2018 to determine depreciation and valuation. She stated this abatement request is for the application of economic obsolescence, and the Assessor's Office has been applying an adjustment, since 2013, based on a five-year rolling average. For this business, staff determined the company has adapted to a new economic environment, no response for additional information has been received, and the recommendation is for denial. In response to Commissioner Conway, Ms. Dones reiterated multiple attempts were made to gain further information, with no response, and she confirmed the petitioner is not present. Commissioner James moved to deny said abatement, based on the years of ownership and lack of documentation, as well as

the explanation and recommendation of the Assessor's Office. Seconded by Commissioner Conway, the motion carried unanimously.

 4) CONSIDER PETITION FOR ABATEMENT OR REFUND OF TAXES FOR ACCOUNT NUMBER R8948161 – JESUS AND TERESITA RIVAS: Jason Marini, Deputy Assessor, stated the 2.44-acre property is classified as vacant land and located near the Town of Firestone. He stated the 2018 value was set at \$151,812.00, and the issue is not the valuation, rather, it is the classification of vacant land (29% assessment) versus a residential property (7.2% assessment). In order to explain the issues, Mr. Marini reviewed the history of the site and referred to pages 26 and 27 of the packet (property status red/black square document) to explain the transition of the site. He stated staff recommends retaining the 2018 classification as vacant land and to hold the value at \$151,812.00.  Teresita and Jesus Rivas, property owners and petitioners, were present and stated their concern with the inconsistent classification compared with neighboring properties which resulted in a 400% tax increase. In response to Chair Kirkmeyer, Mr. Marini confirmed the lots were divided through the Recorded Exemption process, and Mr. Rivas stated they broke ground in 2018 and the house is now constructed. Mr. Marini stated case law requires the foundation must be constructed by January 1st; however, on January 26, 2018, the inspection determined there was no foundation present. Ms. Rivas stated the home was completed and issued a Certificate of Occupancy on August 31, 2018. Responding to Chair Kirkmeyer, Mr. Marini determined if the property were classified as Residential on January 1st the valuation would remain \$151,812.00; however, the assessed value would have been \$10,930.46 with a tax of \$1,055.24. Commissioner Conway stated the Assessor's Office must apply the statutory requirements; however, the Abatement process allows the Commissioners to review the circumstances and perhaps apply some common sense to the situation. He moved to approve the Tax Abatement Petition, in part, to reclassify the property to Residential, retain the valuation of \$151,812.00, adjust the assessed value to \$10,930.46, and set the tax at \$1,055.24. The motion was seconded by Commissioner Moreno, and it carried unanimously.


 5) CONSIDER RIGHT OF ENTRY AGREEMENT AND AUTHORIZE CHAIR TO SIGN – TOWN OF JOHNSTOWN: Jay McDonald, Director of the Department of Public Works, stated due to current and anticipated growth, the Town of Johnstown is considering the possible expansion and upgrade of its sanitary sewer system and needs to survey the area, including the right-of-way at the intersection of County Roads (CR) 17 and 50. Commissioner Freeman moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner James, and it carried unanimously.


 6) CONSIDER TEMPORARY CLOSURE OF CR 18 BETWEEN CRS 59 AND 63: Amy Mutchie, Department of Public Works, stated CR 18 will be closed September 24, 2019, through September 27, 2019, to replace an irrigation culvert, and water will be used for dust control on the detour route. Commissioner James moved to approve said temporary closure. Commissioner Conway seconded the motion, and it carried unanimously.

 7) CONSIDER TEMPORARY CLOSURE OF CR 71 BETWEEN CRS 14 AND 16: Ms. Mutchie stated CR 71 will be closed from October 7, 2019, through October 11, 2019, to replace an irrigation culvert, and water will be used for dust control on the detour route. Commissioner Moreno moved to approve said temporary closure. Commissioner James seconded the motion, and it carried unanimously.

 8) CONSIDER APPOINTMENT OF DEPUTY DISTRICT ATTORNEY AND AUTHORIZE CHAIR TO SIGN – KYLIE FRANTZ: Commissioner Conway moved to approve said appointment and authorize the Chair to sign, which was seconded by Commissioner Freeman, and it carried unanimously.

PLANNING:

 1) CONSIDER REQUEST TO MODIFY DEVELOPMENT STANDARD #44 OF SECOND AMENDED USE BY SPECIAL REVIEW PERMIT, 2MUSR19-95-1075 – R.M. HINER CONSTRUCTION COMPANY, INC., C/O MICHAEL BARE: Kim Ogle, Department of Planning Services, stated the subject property is located south of the Planning Services office, and the applicant’s request is to modify Development Standard #44 to extend the hours of operation for water skiers. Michael Bare represented the applicant and stated the request to shift the season by 14 days to start on April 15th and end October 14th. No public testimony was offered concerning this matter. In response to Chair Kirkmeyer, Mr. Bare explained they chose to end prior to the start of hunting season on October 15th. Commissioner Freeman moved to approve the modification to Development Standard #44 to shift the hours of operations for water skiers. Commissioner Conway seconded the motion, and it carried unanimously.

 2) FINAL READING OF CODE ORDINANCE #2019-14, IN THE MATTER OF REPEALING AND REENACTING, WITH AMENDMENTS, CHAPTER 19 COORDINATED PLANNING AGREEMENTS, OF THE WELD COUNTY CODE (*BERTHOUD*): Commissioner Freeman moved to read Code Ordinance #2019-14 by title only. Commissioner Conway seconded the motion, and it carried unanimously. Bruce Barker, County Attorney, read the title for the record. Tom Parko, Director of the Department of Planning Services, stated there have been no changes since Second Reading. No public testimony was offered concerning this matter. Commissioner Moreno moved to approve Code Ordinance #2019-14 on Final Reading. Seconded by Commissioner Conway, the motion carried unanimously.

RESOLUTIONS AND ORDINANCES: The resolutions were presented and signed as listed on the Consent Agenda. Code Ordinance 2019-14 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 10:03 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 SEPTEMBER 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, September 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
Commissioner Scott K. James
Commissioner Steve Moreno


Also present:


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

 **MINUTES:** Commissioner Moreno moved to approve the minutes of the Board of County Commissioners meeting of September 23, 2019, as printed. Commissioner James seconded the motion, and it carried unanimously.


 **CERTIFICATION OF HEARINGS:** Commissioner Conway moved to approve the Certification of Hearings conducted on September 23, 2019, as follows: 1) MET19-0001 – Proposed Real Weld Metropolitan District, and 2) MET19-0002 – Proposed Platte River Metropolitan District. Commissioner Freeman 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.

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


PROCLAMATIONS:

 1) UNIVERSITY BULLDOGS DAY, BOYS BASEBALL TEAM – SEPTEMBER 30, 2019: Chair Kirkmeyer read the certificate proclaiming September 30, 2019, as University Bulldogs Day. Casey Miller, Head Coach, recognized the seniors who were part of the team but have since graduated and noted that three (3) of the five (5) are currently playing baseball with college teams. He also recognized the strong work ethic of the team during a long season with difficult weather conditions. He stated the


players are strong academic students, gave a summary of the season and introduced Chayden Cox who explained the strength of the team involved not only the star players, but every position working together. Chair Kirkmeyer invited each of the players to introduce themselves, their grade and the position played on the team. Coach Miller also recognized the school's Athletic Director, Principal, and Superintendent. The Commissioners, in turn, expressed their pride in the team, congratulated them on back-to-back championships, recognized their leadership both athletically and academically, and commended them for being positive faces of Weld County.

 2) WINDSOR WIZARDS DAY, GIRLS GOLF TEAM – MAY 21, 2019: Chair Kirkmeyer read the certificate recognizing the Windsor Girls Golf Team for their Class 4A State Championship on May 21, 2019. She explained their team was not able to be present, as most of the players had already graduated and are attending college.


WARRANTS:


 1) GENERAL WARRANTS – SEPTEMBER 24, AND 27, 2019: Commissioner James moved to approve the General Warrants, as printed. Commissioner Freeman seconded the motion, and it carried unanimously.


BIDS:


 1) APPROVE BID #B1900128, ASBESTOS ABATEMENT AND DEMOLITION (25973 CR 17, JOHNSTOWN) – DEPARTMENT OF BUILDINGS AND GROUNDS: Rob Turf, Purchasing Department, stated the low bid does not meet specifications, therefore, staff recommends awarding to the second low bidder, Phoenix Demolition, which does meet specifications, for the amount of \$49,900.00. Commissioner Freeman moved to approve the second low bid as recommended by staff. Commissioner Moreno seconded the motion, and it carried unanimously.



NEW BUSINESS:


 1) CONSIDER LOW-ENERGY ASSISTANCE PROGRAM (LEAP) OUTREACH INCENTIVE PILOT PROGRAM AGREEMENT AND DELEGATE AUTHORITY TO DIRECTOR OF DEPARTMENT OF HUMAN SERVICES TO SIGN: Bob Choate, Assistant County Attorney, stated the purpose of this pilot agreement is to increase enrollment in the LEAP, and explained staff will be working with United Way to administer the program; however, there will be no new employees or County funds associated with the pilot. He stated there are incentive funds, in the amount of \$26,000.00, in addition to the annual LEAP allocation of approximately \$20,000.00. Mr. Choate indicated the deadline to submit is today and staff recommends approval. Commissioner Conway moved to approve said agreement and delegate authority to the Director of the Department of Human Services to sign. Seconded by Commissioner James, the motion carried unanimously.


 2) CONSIDER CONTRACT ID #3126 CONTRACT AMENDMENT #4 FOR TITLE X FAMILY PLANNING PROGRAM AND AUTHORIZE CHAIR TO SIGN: Dr. Mark Wallace, Director of the Department of Public Health and Environment, stated this amendment extends the term and provides some additional funding. He explained there was a slight delay during staffs' review of the regulations to ensure the Department's ability to comply with new federal regulations. He reviewed the funding and term to provide family planning services and confirmed the funding is never utilized for terminations of pregnancies, therefore, staff was very cautious when reviewing the handout materials to ensure proper messaging for clients. 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 CONTRACT ID #3125 TASK ORDER CONTRACT AMENDMENT #1 FOR WISEWOMAN PROGRAM UNDER THE WOMEN'S WELLNESS CONNECTION PROGRAM AND AUTHORIZE CHAIR TO SIGN: Dr. Wallace stated the goal of this program is to try and reduce various chronic diseases among underserved populations in Weld County, through the provision of screening and health coaching to increase activity and healthy eating behaviors. He reviewed the term and stated the reimbursement amount is for \$3,000.00 to cover the cost of coaching and testing materials. Commissioner Moreno moved to approve said amendment and authorize the Chair to sign, which was seconded by Commissioner Conway, and it carried unanimously.


 4) CONSIDER CONTRACT ID #3128 MEMORANDUM OF UNDERSTANDING FOR COOKING MATTERS NO KID HUNGRY CAMPAIGN AND AUTHORIZE CHAIR TO SIGN – SHARE OUR STRENGTH: Dr. Wallace presented the terms of the MOU renewal and stated the Cooking Matters program has been very popular because it provides healthy cooking and shopping education to make the meals simple and accessible for busy parents. He reviewed the funding to cover the salary cost of a Program Coordinator and Health Educator, as well as materials. The motion to approve said memorandum of understanding and authorize the Chair to sign was made by Commissioner Conway, seconded by Commissioner Freeman, and it carried unanimously.


 5) CONSIDER CONTRACT ID #3129 MEMORANDUM OF UNDERSTANDING FOR RESIST PEER MENTORING PROGRAM, A WELDWAITS AFTERSCHOOL MENTORING PROGRAM, AND AUTHORIZE CHAIR TO SIGN – GREELEY/EVANS SCHOOL DISTRICT 6: Dr. Wallace stated this is a non-financial MOU required by School District 6, in order to engage with after-school programs. He explained the WeldWAITS Resist Program is facilitated by the Health Education Program who supervise 15-20 high school students who mentor up to 40 fifth grade students to increase their resistance to risky behaviors and help prepare them for middle school. Commissioner James moved to approve said memorandum of understanding and authorize the Chair to sign. Seconded by Commissioner Moreno, the motion carried unanimously.  Commissioner Moreno also thanked Dr. Wallace for attending the public meeting held by the Attorney General concerning the sale of the hospital property and the collaborative management working with Banner and NCMC, Inc. through the charitable foundation.


 6) CONSIDER AGREEMENT FOR RECEIPT OF COURT SECURITY GRANT FUNDS AND AUTHORIZE CHAIR TO SIGN: Toby Taylor, Director of the Department of Buildings and Grounds, stated the original grant did not fully fund the purchase of metal detectors and continuing maintenance for video conferencing; however, this amendment covers the remaining balance, in the amount of \$5,145.14. In response to Commissioner Conway, Mr. Taylor confirmed the Local Security Team does recommend approval of the funds for the designated use. Commissioner Moreno moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner Conway, and it carried unanimously.

 7) CONSIDER THIRD AMENDMENT TO OFFICE LEASE AGREEMENT FOR CHASE BANK BUILDING (822 7TH STREET, GREELEY) AND AUTHORIZE CHAIR TO SIGN - HOUTCHENS, GREENFIELD, SEDLAK, AND ZACHEIS, LLC: Mr. Taylor stated this amendment provides a three-year lease with the option for a three-year extension, with further terms which are detailed in the staff memorandum. In response to Commissioner Conway, Mr. Taylor confirmed the option to extend must be mutually agreed upon. Commissioner Freeman moved to approve said amendment and authorize the Chair to sign. The motion was seconded by Commissioner Conway, and it carried unanimously.

 8) CONSIDER TASK ORDER AMENDMENT #1 FOR DESIGN SERVICES (JAIL COURTROOM UPGRADE – BID #B1900100) AND AUTHORIZE CHAIR TO SIGN – CAIRN DESIGN, LLC: Mr. Taylor stated four vendors were awarded on-call design services and the quote from Cairn Design complies with the specifications of the Jail Courtroom Upgrade, with a quote in the amount of \$5,197.50. Commissioner Freeman moved to approve said amendment and authorize the Chair to sign, which was seconded by Commissioner Moreno, and it carried unanimously.

 9) CONSIDER TASK ORDER AMENDMENT #2 FOR SOUTHWEST SERVICE CENTER BOOKING ELECTRONIC CONTROLS (BID #B1800123) AND AUTHORIZE CHAIR TO SIGN – CML SECURITY, LLC: Mr. Taylor explained during the initial design the thought was that the Sheriff's Office would be operating the booking area 24/7; however, that operational concept has changed so the security controls need to be revised to allow certain personnel after-hours access to necessary equipment. The redesign quote is for the amount of \$11,081.11. The motion to approve said amendment and authorize the Chair to sign was made by Commissioner Conway, seconded by Commissioner James, and it carried unanimously.

 10) CONSIDER AGREEMENT FOR THE SALE AND PURCHASE OF REAL PROPERTY AND AUTHORIZE CHAIR TO SIGN – NCMC, INC.: Bruce Barker, County Attorney, stated this agreement is for purchase/sale of property consisting of approximately two blocks of land within the City of Greeley underlying the North Colorado Medical Center. He stated the closing is currently scheduled for October 9, 2019, for the purchase price of \$59,479,091.00 which will then be paid into the Weld Trust. Commissioner Conway moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner Moreno, the motion carried unanimously.

 11) CONSIDER RESTRICTED FUND AGREEMENT AND AUTHORIZE CHAIR TO SIGN – THE WELD TRUST, FKA NCMC, INC.: Mr. Barker stated this agreement establishes The Weld Trust as the owner, which is necessary to ensure the funds are non-taxable. He explained the agreement also establishes the provisions for the Board of County Commissioners to determine how the proceeds of the fund will be used, which is currently planned for the Bright Futures Program; however, that may be determined otherwise by the Board of Commissioners at some future date. In response to Commissioner Conway, Mr. Barker reiterated the authority to designate the use of the funds lies with the Board of Weld County Commissioners, not the Weld Trust Board of Directors. Commissioner Moreno moved to approve said agreement and authorize the Chair to sign. 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 9:47 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