

# RECORD OF PROCEEDINGS

## MINUTES

### BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO WEDNESDAY, APRIL 21, 2021

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, April 21, 2021, at the hour of 9:00 a.m.

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

Commissioner Steve Moreno, Chair  
Commissioner Scott K. James, Pro-Tem  
Commissioner Perry L. Buck  
Commissioner Mike Freeman  
Commissioner Lori Saine

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 April 19, 2021, as printed. Commissioner Buck seconded the motion, and it carried unanimously.

**PUBLIC INPUT:** Steve Teets, Greeley resident, requested statistics related to COVID-19 related deaths in the Greeley/Evans area. He commented he is not in support of using Energy and Mineral Impact Assistance Funds to construct a roundabout at the intersection of 35th Avenue and O Street. Lastly, he inquired concerning transportation mobility funding being allocated by the North Front Range Metropolitan Planning Organization (NFRMPO). Chair Moreno stated engineering studies indicate roundabouts foster safer vehicle movement and can be designed to ensure large trucks can maneuver safely. Commissioner James explained the Upper Front Range and North Front Range funding for various projects in northern Colorado, referred Mr. Teets to [www.weldhealth.org](http://www.weldhealth.org) to obtain current COVID-19 data, and confirmed the Interstate 25 and U.S. Highway 34 Coalitions both still exist, and the U.S. Highway 85 Coalition exists but is not as active. Lastly, Chair Moreno explained the future redesign of the junction at U.S. Highways 34 and 85 will involve collaboration among multiple local governments and the Colorado Department of Transportation.

**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.

**WARRANTS:**

1) GENERAL WARRANTS – APRIL 21, 2021: Commissioner Freeman moved to approve the General Warrants, as printed. Commissioner James seconded the motion, and upon a roll call vote, the motion carried four to one, with Commissioner Saine opposed.

**BIDS:**

1) APPROVE BID #B2100064, ON-SITE MEDICAL CLINIC SERVICES – DEPARTMENT OF HUMAN RESOURCES: Rob Turf, Purchasing Department, stated staff is requesting this matter be continued to allow additional time for staff to analyze the proposals. Commissioner Freeman moved to continue said bid to April 28, 2021. Seconded by Commissioner Buck, the motion carried unanimously.

2) APPROVE BID #B2100066, PAVING REPLACEMENT (1250 H STREET, GREELEY) – FACILITIES DEPARTMENT: Mr. Turf stated All Pro Pavement is the low bidder which meets specifications, for an amount of \$479,000.00. Commissioner Buck moved to approve said low bid, which was seconded by Commissioner James, and the motion carried unanimously.

3) PRESENT BID #B2100082, CISCO MAINTENANCE AND SUPPORT – DEPARTMENT OF INFORMATION TECHNOLOGY: Ryan Rose, Director of the Department of Information Technology, presented the two (2) bids received and stated staff will review and make a recommendation on May 5, 2021.

4) PRESENT BID #B2100084, DELL EMC MAINTENANCE AND SUPPORT – DEPARTMENT OF INFORMATION TECHNOLOGY: Mr. Rose presented the four (4) bids received and stated staff will review the proposals and make a recommendation on May 5, 2021.

**NEW BUSINESS:**

1) CONSIDER RESOLUTION RE: EXPRESSION OF OPPOSITION TO INITIATIVE 16: Chair Moreno read the Resolution into the record. Commissioner Saine moved to approve said Resolution. Commissioner James seconded the motion, and it carried unanimously.

2) SECOND READING OF CODE ORDINANCE #2021-07, IN THE MATTER OF REPEALING AND REENACTING, WITH AMENDMENTS, CHAPTERS 2 ADMINISTRATION AND 5 REVENUE AND FINANCE, OF THE WELD COUNTY CODE (WCPHE CLOSURES): Commissioner Freeman moved to read Code Ordinance #2021-07 by title only. Commissioner James seconded the motion, which carried unanimously. Bruce Barker, County Attorney, read said title for the record. Barbara Connolly, Controller, reviewed the proposed amendment to Section 5-4-80.A.24 authorizing the Director of Fleet Services to enter into equipment rentals. No public testimony was offered concerning this matter. Commissioner James moved to approve Code Ordinance #2021-07 on Second Reading. The motion was seconded by Commissioner Freeman, and it carried unanimously.

**PLANNING:**

1) CONSIDER RESCINDING RESOLUTION #2019-0163, DATED JANUARY 16, 2019, FOR USE BY SPECIAL REVIEW PERMIT, USR18-0071 – JASON AND WHITNEE PATTEN (FORMERLY HELD BY JOHN AND ALICE KUERSTEN): Michael Hall, Department of Planning Services, stated USR18-0071 was approved on January 16, 2019, to correct a zoning violation concerning an unpermitted commercial business and storage yard, but the conditions were not perfected, nor the plat recorded. He explained the property was later sold per Warranty Deed to the current property owners, Jason and Whitnee Patten, who assumed the responsibility of completing the Conditions of Approval. He also confirmed the primary outstanding item is Condition of Approval #1.A regarding the requirements of the Colorado Division of Water Resources. Jason Patten, applicant, reviewed his contact with the State concerning the water well which was not properly permitted, and added he is attempting to work with the Central Weld County

Water District to obtain a water tap or utilize a water holding tank until such time as a future residence is constructed. He further stated the site currently meets the State requirements; however, he does not have the authority to unilaterally re-permit the well, which is shared with an adjoining property owner. In response to Chair Moreno, Mr. Patten agreed six (6) months to one (1) year should be sufficient to resolve the technical issues with the well. Commissioner Saine recommended allowing up to one (1) year to resolve the matter. Mr. Hall stated the well is on Lot C, which is under separate ownership; however, bottled water is adequate for employees. Mr. Patten confirmed the adjoining property owner is not eager to rectify the situation. Following discussion, Mr. Barker concurred, if this matter is continued, Condition of Approval #1.A could be noticed for separate reconsideration. Commissioner James moved to continue this matter to April 20, 2022, at 9:00 a.m. Seconded by Commissioner Buck, the motion carried unanimously.

**RESOLUTIONS AND ORDINANCES:** The resolutions were presented and signed as listed on the Consent Agenda. Code Ordinance #2021-07 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 9:34 a.m.

BOARD OF COUNTY COMMISSIONERS  
WELD COUNTY, COLORADO

ATTEST:

\_\_\_\_\_  
Steve Moreno, Chair

Weld County Clerk to the Board

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Scott K. James, Pro-Tem

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

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Perry L. Buck

\_\_\_\_\_  
Mike Freeman

\_\_\_\_\_  
Lori Saine