

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO WEDNESDAY, MAY 26, 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, May 26, 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
Acting Clerk to the Board, Chloe A. Rempel
Controller, Barbara Connolly

MINUTES: Commissioner James moved to approve the Minutes of the Board of County Commissioners meeting of May 24, 2021, as printed. Commissioner Buck seconded the motion, and it carried unanimously.

READ ORDINANCE BY AUDIO: Commissioner Freeman moved to read Code Ordinances #2021-08, #2021-09, and #2021-11 by audio. The motion was seconded by Commissioner Buck, and it carried unanimously.

PUBLIC INPUT: Steve Teets, Greeley resident, spoke regarding an article in the Denver Post in which five (5) Counties in the State of Colorado have expressed interest in annexing to Idaho, as well as addressing the Bustang routes in Colorado. In response to Mr. Teets, Chair Moreno encouraged him to attend the North Front Range Metropolitan Planning Organization (NFRMPO) meeting once they are open to the public again.

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

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

PROCLAMATIONS:

1) MEMORIAL DAY – MAY 31, 2021: Chair Moreno read the proclamation for the record and confirmed Commissioner James will present the proclamation on Memorial Day at the Linn Grove Cemetery in Greeley, Colorado.

WARRANTS:

1) GENERAL WARRANTS – MAY 25, 2021: Commissioner Freeman moved to approve the General Warrants, as printed. Commissioner Buck seconded the motion, and it carried unanimously.

2) GREELEY-WELD COUNTY AIRPORT AUTHORITY WARRANTS – MAY 25, 2021: Commissioner James moved to approve the Greeley-Weld County Airport Authority Warrants, as printed, and Commissioner Freeman seconded the motion. Upon a roll call vote, the motion carried four to one, with Commissioner Saine being opposed.

BIDS:

1) APPROVE BID #B2100096, FORTINET MAINTENANCE AND SUPPORT – DEPARTMENT OF INFORMATION TECHNOLOGY: Ryan Rose, Director of the Department of Information Technology, stated two (2) bids were received and staff recommends selecting the lowest bidder who met specifications, Zivaro, Inc., for a total amount of \$44,159.15. Commissioner Buck moved to approve said bid. The motion was seconded by Commissioner James and it carried unanimously.

2) PRESENT BID #B2100094, 1400 FACILITY CABLING – DEPARTMENT OF INFORMATION TECHNOLOGY: Mr. Rose specified two (2) bids were received and stated staff will make a recommendation on June 14, 2021.

NEW BUSINESS:

1) CONSIDER CONTRACT ID #4744 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – BRIAN AND SHELBY WILSON: Jamie Ulrich, Director of the Department of Human Services, presented the new foster care providers in Brighton, Colorado. Commissioner James moved to approve said contract and authorize the Chair to sign. The motion was seconded by Commissioner Saine and it carried unanimously.

2) CONSIDER CONTRACT ID #4757 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – ANDREW AND CHELSEY GROVER: Ms. Ulrich stated the provisional contract is for new foster care providers in La Junta, Colorado. Commissioner Buck moved to approve said contract and authorize the Chair to sign. Seconded by Commissioner Saine, the motion carried unanimously.

3) CONSIDER CONTRACT ID #4761 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – KENNETH AND REBECCA ZETYE: Ms. Ulrich introduced the new foster care providers in Johnstown, Colorado. Commissioner Buck moved to approve said contract and authorize the Chair to sign. The motion, which was seconded by Commissioner James, carried unanimously.

4) CONSIDER CONTRACT ID #4762 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – NICOLAS AND CELINE DEUTSCH: Ms. Ulrich stated the contract is for new foster care providers in Greeley, Colorado. Commissioner Buck moved to approve said contract and authorize the Chair to sign. Commissioner James seconded the motion and it carried unanimously.

5) CONSIDER CONTRACT ID #4763 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – WILLIAM SPEIER AND LA'ANDRA AUGUSTIN: Ms. Ulrich communicated the contract is for new provisional kinship foster care providers in Greeley, Colorado. The motion to approve said contract and authorize the Chair to sign was made by Commissioner Buck, seconded by Commissioner Freeman, and it carried unanimously.

6) CONSIDER CONTRACT ID #4746 AGREEMENT FOR RECREATIONAL AND EDUCATIONAL SERVICES FOR COLORADO WORKS SUMMER ACTIVITIES PROGRAM AND AUTHORIZE CHAIR TO SIGN – EATON AREA PARK AND RECREATION DISTRICT: Ms. Ulrich described this agreement provides \$125.00 vouchers to youth for participation in summer activities through the Eaton Area Park and Recreation District. Commissioner Freeman moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner Buck and it carried unanimously.

7) CONSIDER CONTRACT ID #4773 AGREEMENT FOR RECREATIONAL AND EDUCATIONAL SERVICES FOR COLORADO WORKS SUMMER ACTIVITIES PROGRAM AND AUTHORIZE CHAIR TO SIGN – MOUNTAIN STATES INTERNATIONAL BLACK BELT ACADEMY: Ms. Ulrich noted this agreement provides \$125.00 vouchers to youth for participation in summer activities through the Mountain States International Black Belt Academy. Commissioner Buck moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner James, the motion carried unanimously.

8) CONSIDER CONTRACT ID #4748 MEMORANDUM OF UNDERSTANDING FOR WORKFORCE INNOVATION AND OPPORTUNITY ACT (WIOA) SERVICE DELIVERY AGREEMENTS AND AUTHORIZE CHAIR TO SIGN – LARIMER COUNTY ECONOMIC AND WORKFORCE DEVELOPMENT: Ms. Ulrich disclosed the memorandum of understanding re-establishes an agreement concerning the delivery of Migrant Seasonal Farmworker and Foreign Labor Certification services. Commissioner James moved to approve said memorandum of understanding and authorize the Chair to sign. The motion, which was seconded by Commissioner Saine, carried unanimously.

9) CONSIDER CONTRACT ID #4772 MEMORANDUM OF UNDERSTANDING FOR FOSTER PARENT SUPPORT AND AUTHORIZE CHAIR TO SIGN – FOSTER SOURCE: Ms. Ulrich stated the memorandum of understanding authorizes the department to use Coronavirus Aid, Relief and Economic Security (CARES) Act funding to contract Foster Source to provide programs, training, and support to Weld County foster parents. Commissioner Freeman moved to approve said memorandum of understanding and authorize the Chair to sign. Commissioner Saine seconded the motion and it carried unanimously.

10) CONSIDER CONTRACT ID #4799 GRANT APPLICATION FOR 2021 COMPREHENSIVE OPIOID, STIMULANT, AND SUBSTANCE ABUSE SITE-BASED PROGRAM, AND DISCLOSURE OF LOBBYING ACTIVITIES, AND AUTHORIZE ELECTRONIC SUBMITTAL: Donnie Patch, Weld County Undersheriff, requested to apply for funding, in the amount of \$8,450.00, to cover additional Naloxone (Narcan) purchases for the Patrol and Detentions Divisions, which is a needle-free nasal formulation approved for the treatment of known or suspected opioid overdose. He explained data shows that overdoses are on the rise within the last year and the Sheriff's Office would like to outfit every duty station in the jail with Naloxone, as well as have an adequate inventory supply for replenishing the various divisions of the Sheriff's Office. The motion to approve said application and authorize electronic submittal was made by Commissioner Buck, seconded by Commissioner Saine, and it carried unanimously.

11) FIRST READING OF CODE ORDINANCE #2021-11, IN THE MATTER OF REPEALING AND REENACTING, WITH AMENDMENTS, CHAPTER 8 PUBLIC WORKS, OF THE WELD COUNTY CODE

(*VACATION OF ROAD RIGHT-OF-WAY*): Dawn Anderson, Department of Public Works, introduced the changes to Chapter 8 Public Works, which revises the procedures for vacation of road right-of-way to allow the process to originate in Public Works before later collaboration between the Department of Public Works, the Department of Planning Services, and the Clerk to the Board's Office, before ultimately being presented to the Board for approval. She detailed the changes also direct petitioners to pursue a Resubdivision if the road right-of-way is within a subdivision or historic townsite. Ms. Anderson reviewed the changes in detail. Commissioner Freeman suggested a work session be scheduled prior to Second Reading. No public testimony was offered concerning this matter. Commissioner Freeman moved to approve Code Ordinance #2021-11 on First Reading. The motion was seconded by Commissioner Buck and it carried unanimously.

PLANNING:

1) CONSIDER VACATING RECORDED EXEMPTION, RE-2884, AND SUBDIVISION EXEMPTION, SE-1061, AND RECOMBINING LOTS INTO ONE PARCEL – ROCKY AND WENDY BLAKE, AND SHEILA STANLEY: Michael Hall, Department of Planning Services, stated Rocky and Wendy Blake, applicants, are requesting to vacate Lots A and B of Two-Lot Recorded Exemption, RE-2884, and to vacate Subdivision Exemption Financing Lot, SE-1061, which is located within Lot B of RE-2884, which would result in an approximately 121.98-acre, unplatted parcel. He expanded the owners have expressed their intent to then divide this newly recombined parcel of land into three parcels of land which will be at least 35 acres in size. Mr. Hall conveyed staff's recommendation for approval conditional upon the land survey plat being submitted to the Department of Planning Services for review. Becky Blake, applicant's representative, was present for questions. Commissioner Freeman moved to vacate Recorded Exemption, RE-2884, and Subdivision Exemption, SE-1061, and to recombine the lots into one parcel. Commissioner Saine seconded the motion and it carried unanimously.

2) FIRST READING OF CODE ORDINANCE #2021-08, IN THE MATTER OF REPEALING AND REENACTING, WITH AMENDMENTS, CHAPTER 24 SUBDIVISIONS, OF THE WELD COUNTY CODE (*RE VACATION AND LOT LINE ADJUSTMENT*): Tom Parko, Director of the Department of Planning Services, introduced Code Ordinance #2021-08 and the changes to Chapter 24 Subdivisions of the Weld County Code. While presenting a PowerPoint to summarize the changes, Angela Snyder, Department of Planning Services, provided an overview of all proposed changes to Chapter 24, which included updates to the Rural Land Division Standard, lot line adjustments, Recorded Exemption and Subdivision Exemption lot vacations, and right-of-way vacations. No public testimony was offered concerning this matter. Commissioner James moved to approve said Code Ordinance #2021-08 on First Reading. Seconded by Commissioner Saine, the motion carried unanimously.

3) FIRST READING OF CODE ORDINANCE #2021-09, IN THE MATTER OF REPEALING AND REENACTING, WITH AMENDMENTS, CHAPTER 23 ZONING, OF THE WELD COUNTY CODE (*MISCELLANEOUS ZONING*): Ms. Snyder summarized the proposed changes to Chapter 23 Zoning of the Weld County Code while displaying a PowerPoint presentation to assist with outlining the various proposed revisions, which include updates to the distinction between 'agricultural production' and 'agricultural processing', the definitions of auxiliary quarters and legal lots, and the distinction between 'Oil and Gas Facilities' and 'Oil and Gas Support and Service'. She summarized the updates also include changes to permit procedures, such as Use by Special Review (USR) Permit to Site Plan Review (SPR) Permit through a Change of Zone (COZ), and a Zoning Permit for Certain Uses in the Agricultural Zone (ZPAG) and SPR Permit as a USR Permit. Additionally, Ms. Snyder stated the Clerk to the Board's Office requested procedural clarification and miscellaneous updates were made to Code references and alphabetizing errors, further consistency for towers and recreation, building permit and lot coverage provisions, zoning permits, and overlay districts. No public testimony was offered concerning this matter. The motion to approve Code Ordinance #2021-09 on First Reading was made by Commissioner Saine, who thanked staff for their hard work in accomplishing the drafting of this Ordinance. The motion was

seconded by Commissioner James. Commissioner Freeman requested a work session be scheduled prior to Second Reading. There being no further discussion, the motion was approved.

RESOLUTIONS AND ORDINANCES: The resolutions were presented and signed as listed on the Consent Agenda. Code Ordinances #2021-08, #2021-09, and #2021-11 were approved on First Reading.

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

There being no further business, this meeting was adjourned at 9:42 a.m.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

EXCUSED DATE OF APPROVAL
Steve Moreno, Chair

Weld County Clerk to the Board

Scott K. James, Pro-Tem

BY: _____
Deputy Clerk to the Board

Perry L. Buck

Mike Freeman

Lori Saine