

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO MONDAY, FEBRUARY 7, 2022

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, February 7, 2022, 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 Scott K. James, Chair
Commissioner Mike Freeman, Pro-Tem
Commissioner Perry L. Buck
Commissioner Steve Moreno
Commissioner Lori Saine

Also present:

County Attorney, Bruce Barker
Acting Clerk to the Board, Houston Aragon
Chief Financial Officer, Cheryl Pattelli

MINUTES: Commissioner Buck moved to approve the Minutes of the Board of County Commissioners meeting of January 19 and 24, 2022, as printed. Commissioner Moreno seconded the motion, and it carried unanimously.

CERTIFICATION OF HEARINGS: Commissioner Freeman moved to approve the Certification of Hearings conducted on January 19, 2022, as follows: 1) PUDZ21-0003 – DOB Farm, LLC, c/o Daryl and DeWayne Bohlender, 2) COZ21-0006 – Genell Hulstrom, and 3) RLDF21-0002 – Richard and Patricia Stahl. Commissioner Saine seconded the motion, which carried unanimously.

PUBLIC INPUT: No public input was given.

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.

WARRANTS:

1) GENERAL WARRANTS – February 1, 2022: Commissioner Buck moved to approve the General Warrants, as printed. Commissioner Freeman seconded the motion, and it carried unanimously.

BIDS:

1) PRESENT BID #B2200042, SURFACE GRAVEL SUPPLY – DEPARTMENT OF PUBLIC WORKS: Rob Turf, Purchasing Department, stated five (5) bids have been received, and staff will review to return for recommendation of approval on February 16, 2022.

2) PRESENT BID #B2200048, GEOTECHNICAL TESTING SERVICES – DEPARTMENT OF PUBLIC WORKS: Mr. Turf stated eight (8) bids have been received, and staff will review to return for recommendation of approval on February 16, 2022.

3) PRESENT BID #B2200010, BOBCAT UW56 TOOLCAT (QTY 1) – FACILITIES DEPARTMENT: Mr. Turf stated three (3) bids have been received, and staff will review to return for recommendation of approval on February 23, 2022.

NEW BUSINESS:

1) CONSIDER CONTRACT ID #5504 ACCEPTANCE OF PURCHASE ORDER FUNDS FOR COLORADO WORKS SUBSIDIZED TRAINING AND EMPLOYMENT PROGRAM (CW STEP) AND AUTHORIZE EMPLOYMENT SERVICES OF WELD COUNTY TO DISBURSE FUNDS: Jaime Ulrich, Director of the Department of Human Services, stated Employment Services has received grant funds for the reimplementation of the Colorado Works Subsidized Training and Employment Program (CW STEP), and to distribute funds appropriately. Commissioner Moreno moved to accept purchase order funds and authorize Employment Services to disburse said funds. The motion was seconded by Commissioner Buck, and it carried unanimously.

2) CONSIDER CONTRACT ID# 5526 2022 AMERICAN RESCUE PLAN ACT (ARPA) GRANT FUNDS FOR AREA AGENCY ON AGING (AAA) AND AUTHORIZE CHAIR TO SIGN AND SUBMIT ELECTRONICALLY: Ms. Ulrich stated the Area Agency on Aging has received one-time grant funds from the American Rescue Plan Act to develop, implement and increase services to secure and maintain maximum independence and dignity for the aging population in Weld County under the Older American's Act. Commissioner Saine moved to approve said grant funds and authorize the Chair to sign and submit electronically. The motion, which was seconded by Commissioner Buck, carried unanimously.

3) CONSIDER CONTRACT ID #5546 EQUITABLE SHARING AGREEMENT AND CERTIFICATION AND AUTHORIZE ELECTRONIC SUBMITTAL: Sonja Kohlgraf, Sheriff's Office, explained this is an annual agreement to report all funds received and expended to the Federal Government to remain eligible for federal funding. Commissioner Freeman moved to approve said agreement and certification and authorize Sonja Kohlgraf to electronically submit on behalf of the Chair. Seconded by Commissioner Buck, the motion carried unanimously.

4) CONSIDER TAX INCENTIVE AGREEMENT PURSUANT TO C.R.S. §30-11-123 AND AUTHORIZE CHAIR TO SIGN – HIRSH PRECISION PRODUCTS: Don Warden, Director of the Department of Finance and Administration, stated this agreement provides a personal property tax incentive payment for the total amount of \$60,182.00, over a ten (10) year period. Mr. Warden further explained the company is relocating to Frederick, Colorado, with the intent to hire 25 new Weld County employees and transferring 90 existing employees. Hirsh Precision Products is making a \$7 Million investment, with an average hourly wage of \$32.69, which is above the average salary in Weld County, and meets all criteria for this incentive. Commissioner Moreno moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner Freeman, and it carried unanimously.

PLANNING:

1) CONSIDER CANCELLATION AND FULL RELEASE OF CURRENTLY HELD WARRANTY COLLATERAL FOR USE BY SPECIAL REVIEW PERMIT, USR18-0029 – EXPEDITION WATER

SOLUTIONS COLORADO, LLC: Jazmyn Trujillo-Martinez, Department of Planning Services, requested the Board to approve full release of Warranty Collateral, in the amount of \$49,800.00, procured in the form of a Warranty Bond. Ms. Trujillo-Martinez further stated Expedition Water Solutions Colorado, LLC, has fulfilled their two (2) year warranty obligation, and staff from the Departments of Planning Services and Public Works have inspected the improvements and support the release. She stated the terms of the Road Maintenance Agreement will remain in effect for the life of the Use by Special Review (USR) permit. Commissioner Moreno moved to approve said full release of warranty collateral. The motion was seconded by Commissioner Freeman, and it carried unanimously.

2) CONSIDER FULL RELEASE OF PROJECT COLLATERAL AND ACCEPTANCE OF WARRANTY COLLATERAL FOR USE BY SPECIAL REVIEW PERMIT, USR20-0030 – L.G. EVERIST, INC.: Ms. Trujillo-Martinez requested the project collateral required by the USR permit, in the amount of \$2,293,210.00, be reduced to the amount of \$343,981.50, for warranty collateral which was procured in the form of a Maintenance Bond. She confirmed staff from the Departments of Planning Services and Public Works have inspected the improvements completed by L.G. Everist, Inc, and are deemed acceptable. She further stated the terms of the Road Maintenance Agreement will remain in effect for the life of the USR permit. Commissioner Moreno moved to approve said full release of project collateral and acceptance of warranty collateral. The motion was seconded by Commissioner Buck, and it carried unanimously.

3) CONSIDER VACATION OF SUBDIVISION EXEMPTION, SE-1010 TO RECOMBINE THE PROPERTY WITH LOT C OF AMENDED RECORDED EXEMPTION, AMRE-3695, TO FORM ONE PARCEL – VICKI HOECHER: Kim Ogle, Department of Planning Services, stated the applicant is requesting full vacation of SE-1010, which was administratively approved on December 8, 2003, for financing. He explained the plat was recorded on January 7, 2004, the lot received a parcel number, and the Deed of Trust has been released. Additionally, evidence of ownership was established via a Beneficiary Deed and conveyance, so the vacation will become part of Lot C. Mr. Ogle noted the property owner was not present. Commissioner Freeman moved to approve said vacation. The motion was seconded by Commissioner Saine, and it carried unanimously.

4) CONSIDER VACATION OF AMENDED RECORDED EXEMPTION, 1AMRECX19-08-4518 – TIMOTHY GITTLEIN: Diana Aungst, Department of Planning Services, stated staff received a letter, dated January 4, 2022, requesting the vacation of 1AMRECX19-08-4518. Ms. Aungst further stated there are no easements affected by this request, the resulting parcel of land will be larger than 35 acres, and staff recommends a Condition of Approval to record the vacation plat. Ms. Aungst displayed a PowerPoint to reference a vicinity map and aerial images. Timothy and Mike Gittlein, property owners, were present for questions. No public testimony was offered concerning this matter. Commissioner Freeman moved to approve said vacation, with the Condition of Approval. The motion was seconded by Commissioner Buck, and it carried unanimously.

5) PARTIAL VACATION OF FOUR-LOT RECORDED EXEMPTION, RECX16-0180, FOR REMOVAL OF LOT D – SHARON SCHELLER: Maxwell Nader, Department of Planning Services, gave a brief overview of the location of the 128-acre parcel and partial vacation of Lot D, explained the Code criteria has been met, and stated that Lots A, B and C are not a part of this request and there are no easements affected. Mr. Nader stated staff recommends approval, with the Conditions of Approval being to record the revised land survey plat signed by all landowners. Kelsey Bruxvoort, AGPROfessionals, LLC, represented the applicant and was present for questions. No public testimony was offered concerning this matter. Commissioner Moreno moved to approve said partial vacation. The motion was seconded by Commissioner Buck, and it carried unanimously.

6) PARTIAL VACATION OF FOUR-LOT RECORDED EXEMPTION, RECX16-0192, FOR REMOVAL OF LOT D – SHARON SCHELLER: Mr. Nader gave a brief overview of the location of the 120-acre parcel and partial vacation of Lot D, explained the Code criteria has been met, and stated that Lots A, B and C are not a part of this request and there are no easements affected. Mr. Nader stated staff recommends approval, subject to the Condition of Approval being to record the revised land survey plat signed by all landowners. Ms. Bruxvoort, was present for questions. No public testimony offered concerning this matter. Commissioner Saine moved to approve said partial vacation. The motion was seconded by Commissioner Moreno, 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.

These Minutes were approved on the 23rd day of February, 2022.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

Scott K. James, Chair

BY: _____
Deputy Clerk to the Board

Mike Freeman, Pro-Tem

Perry L. Buck

Steve Moreno

Lori Saine