

# RECORD OF PROCEEDINGS

## MINUTES

### BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO WEDNESDAY, FEBRUARY 16, 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 16, 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

**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 Saine seconded the motion, and it carried unanimously.

#### **PRESENTATIONS:**

1) **RECOGNITION OF SERVICES, SHERIFF'S OFFICE – MARK MELLON:** Chair James read the certificate for the record. Steve Reams, Sheriff, spoke on their shared experiences and the privilege of working alongside Mark Mellon during his 22-year career. Mr. Reams shared sentiments of brotherhood, Mark's sense of humor, and being the definition of a great cop. He further commented that he has always been reliable and steady when needed, and gave credit to his wife, Dana, being his better half. Mr. Mellon gave thanks to all the Sheriffs he has served under in his tenure with the Sheriff's Office, and stated he will finish his career as the Resource Officer at Aims Community College. He talked about all the advancements he has seen in his field, having the pleasure of serving with the SWAT Team, and further gave thanks to the Board for their continued support of the Sheriff's Office. In turn, each Commissioner, expressed their gratitude for Mr. Mellon's service to the people of Weld County and wished him a great retirement. (*Clerk's Note: The group gathered for a photo opportunity.*)

**WARRANTS:**

1) GENERAL WARRANTS – FEBRUARY 15, 2022: Commissioner Buck moved to approve the General Warrants, as printed. Commissioner Moreno seconded the motion, and it carried unanimously.

**BIDS:**

1) APPROVE BID #B2200042, SURFACE GRAVEL SUPPLY – DEPARTMENT OF PUBLIC WORKS: Rob Turf, Purchasing Department, stated staff recommends the low bidder who met all specifications, Mill Iron Mining, aka Broken Arrow Construction, for the Northern locations for the total amount of \$1,017,750.00. Mr. Turf also stated staff recommends the low bidder who met all specifications, J-2 Contracting Co., for the Central and South locations for the total amount of \$1,508,000.00. Commissioner Buck moved to approve said bid. The motion was seconded by Commissioner Saine, and it carried unanimously.

2) APPROVE BID #B2200049, TRAFFIC PAINT AND BEADS – DEPARTMENT OF PUBLIC WORKS (CONT'D FROM 2/14/2022): Mr. Turf stated staff recommends the low bidder for paint, who met all specifications, Colorado Paint Company, for the total amount of \$311,687.50, and further stated staff recommends the lowest bidder for glass beads, Potter Industries, who met all specifications for the total amount of \$65,440.00. Commissioner Buck moved to approve said bid. The motion was seconded by Commissioner Freeman, and it carried unanimously.

3) APPROVE BID #B2200048, GEOTECHNICAL TESTING SERVICE – DEPARTMENT OF PUBLIC WORKS: Mr. Turf stated staff recommends the second lowest bidder who met all specifications, Ground Engineering, for the total amount of \$221,460.00. Mr. Turf stated the low bidder missed 23 items on their proposal, therefore, they did not meet specifications. Commissioner Freeman moved to approve said bid. The motion was seconded by Commissioner Moreno, and it carried unanimously.

**NEW BUSINESS:**

1) CONSIDER VICTIMS OF CRIME ACT (VOCA) GRANT APPLICATION FOR VICTIMS ASSISTANCE UNIT AND AUTHORIZE ELECTRONIC SUBMITTAL: Michael Rourke, District Attorney, stated this is the second largest source of funding for the Victim Witness Unit, with no match, for the total amount of \$733,909.00. This amount covers salaries for seven (7) of the 16 Victim Advocates, and some of the funds will be used for the Colorado Organization for Victims Association (COVA) Conference. The number of victims supported during this funding period is estimated at 6,251. In response to Commissioner Buck, JoAnn Holden confirmed the Victim Witness Unit started in 1980, with her being the lead since 2005. Commissioner Moreno moved to approve said application and authorize Ms. Holden, on behalf of the Chair, to submit electronically. The motion was seconded by Commissioner Buck, and it carried unanimously.

2) CONSIDER CONTRACT ID #5570 VICTIMS OF CRIME ACT (VOCA) GRANT APPLICATION FOR BILINGUAL ADVOCATE UNIT AND AUTHORIZE ELECTRONIC SUBMITTAL: Sonja Kohlgraf, Sheriff's Office, stated this grant application is for 2023-2024, for the total requested amount of \$184,535.00. Ms. Kohlgraf stated this amount will cover 95% of the salary of one (1) Full-Time Equivalent (FTE) Bilingual Advocate with fringe benefits, and some operating expenses over a period of two (2) years. The bilingual advocate offers direct translation services of the English and Spanish Languages to victims, as well as immediate crisis response, on scene, by phone, or in person. Commissioner Buck offered thanks to Ms. Kohlgraf for finding and pursuing grant funding for the Sheriff's Office. Commissioner Freeman moved to approve said electronic submittal and authorize Donnie Patch, Undersheriff, on behalf of the Chair, to submit electronically. Seconded by Commissioner Buck, the motion carried unanimously.

3) CONSIDER CONTRACT ID #5569 APPLICATION FOR 2021-2022 HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS (HMEP) GRANT AND AUTHORIZE CHAIR TO SIGN: Roy Rudisill,

Director of the Office of Emergency Management, stated this application is for Hazardous Materials Emergency Preparedness Grant funding for the total requested amount of \$129,667.22, with 20% Weld County match budgeted. These grant funds will provide support of Hazard and Risk planning to the 5,500 facilities in Weld County that store, transport, develop or process any hazardous materials. Commissioner Buck moved to approve said application and authorize the Chair to sign. The motion, which was seconded by Commissioner Moreno, carried unanimously.

4) CONSIDER CONTRACT ID #5540 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – BRANDON AND RACHEL JASPER: Jamie Ulrich, Director of the Department of Human Services, stated this an update to an existing approved foster care provider located in Greeley, Colorado, for the contract terms of December 19, 2021, through March 20, 2022. Commissioner Freeman moved to approve said contract and authorize the Chair to sign. Commissioner Buck seconded the motion, and it carried unanimously.

5) CONSIDER CONTRACT ID #5541 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – BRANDON AND RACHEL JASPER: Ms. Ulrich stated this contract is for the same providers as above, but for recertification of foster care services in their home from March 21, 2022, to March 20, 2023. The motion to approve said contract and authorize the Chair to sign was made by Commissioner Saine, seconded by Commissioner Buck, and it carried unanimously.

6) CONSIDER CONTRACT ID #5542 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – MARTHA MENDOZA: Ms. Ulrich stated this is a new kinship foster care provider in Casper, Wyoming. Commissioner Moreno moved to approve said contract and authorize the Chair to sign. The motion was seconded by Commissioner Buck, and it carried unanimously.

7) CONSIDER CONTRACT ID #5550 CHILD PROTECTION AGREEMENT FOR SERVICES AND AUTHORIZE CHAIR TO SIGN – LIFELONG, INC.: Ms. Ulrich stated this is a new agency that will provide multiple treatments, which include mental health services with a term date of December 1, 2021, to May 30, 2022. Commissioner Freeman moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner Buck, the motion carried unanimously.

8) CONSIDER ESTABLISHING NEIGHBORHOOD TO BE SERVED, DESIGNATING COMMISSIONER TO MAKE ON-SITE INSPECTION, AND SETTING HEARING DATE CONCERNING APPLICATION OF REA'S DINER AT DILLARDS, LLC, DBA REA'S DINER AT DILLARDS, FOR HOTEL AND RESTAURANT (COUNTY) LIQUOR LICENSE: Bruce Barker, County Attorney, stated this is for a new liquor license for Rea's Diner at Dillard's located at 24851 County Road 74, Galeton, Colorado. Commissioner Freeman was designated for the site inspection prior to a hearing date of March 28, 2022. Mr. Baker stated a letter with the inspection findings must be delivered to the applicant no less than five (5) days prior to the hearing date. Commissioner Buck moved to approve the establishment of the neighborhood, and appoint Commissioner Freeman to conduct the inspection, and set the hearing for March 28, 2022. The motion was seconded by Commissioner Saine, and it carried unanimously.

9) CONSIDER CONTRACT ID #5574 ADOPTION OF MASTER PLAN FOR EAST COUNTY LINE ROAD/ CR 1: Evan Pinkham, Department of Public Works, stated this is the Master Plan for improvements to be made on East County Line Road/ County Road 1. Mr. Pinkham gave a brief overview of the location south of State Highway 66 to the Town of Erie, about a 10-mile stretch, and further identified project recommendations, including several roundabouts. Mr. Pinkham explained Weld County has an Intergovernmental Agreement (IGA) with Boulder County concerning County Road (CR) 20.5.

Mr. Pinkham indicated he would like to include the Geographic Information Survey (GIS) file on the County portal for land use and roadway planning, currently only a one (1) mile stretch, as this Master Plan impacts many residents in unincorporated Weld County. In response to Chair James, Mr. Pinkham confirmed that Weld County is working with Boulder and Larimer Counties, City of Longmont, and Town of Erie. Commissioner Freeman moved to approve and adopt said Master Plan. The motion was seconded by Commissioner Saine, and it carried unanimously.

10) CONSIDER CONTRACT ID #5571 APPLICATION FOR CONGESTION MITIGATION AND AIR QUALITY (CMAQ) PROJECT GRANT FUNDS FOR CR 41 AND ST HWY 52 TURN LANES AND AUTHORIZE ELECTRONIC SUBMITTAL – UPPER FRONT RANGE TRANSPORTATION PLANNING REGION (UFRTPR): Mr. Pinkham stated this is an application for grant funding from CMAQ in the amount of \$953,455.00 for improvements of the County Road 41 and State Highway 52 turn lanes, following the Colorado Department of Transportation (CDOT) addition of a traffic signal light, which will cost approximately \$2,500,000.00. Commissioner Saine moved to approve said application and authorize electronic submittal. The motion was seconded by Commissioner Buck, and it carried unanimously.

11) CONSIDER CONTRACT ID #5572 INTERGOVERNMENTAL AGREEMENT FOR FUNDING OF MOBILITY MANAGEMENT ACTIVITIES IN WELD COUNTY OUTSIDE OF NORTH FRONT RANGE METROPOLITAN PLANNING ORGANIZATION (NFRMPO) BOUNDARIES AND AUTHORIZE CHAIR TO SIGN – NORTH FRONT RANGE TRANSPORTATION AND AIR QUALITY PLANNING COUNCIL: Elizabeth Relford, Deputy Director of the Department of Public Works, stated this intergovernmental agreement (IGA) with North Front Range Transportation and Air Quality Planning Council is for RideNoco Services (previously OneCall OneClick), with Weld County in-kind matching funds of \$2,684.00, for dispatch services for transportation of elderly and disabled residents. Chair James commented this is one of the better utilized services. Commissioner Moreno moved to approve said intergovernmental agreement and authorize the Chair to sign. The motion was seconded by Commissioner Buck, and it carried unanimously.

12) CONSIDER CONTRACT ID #5567 RAILROAD HIGHWAY GRADE CROSSING CLOSURE AND MAINTENANCE AGREEMENT FOR CR 33 AND AUTHORIZE CHAIR TO SIGN – UNION PACIFIC RAILROAD (UPRR) COMPANY, AND THE COLORADO DEPARTMENT OF TRANSPORTATION (CDOT): Ms. Relford stated this closure and maintenance agreement consists of the closing of the railroad tracks that cross CR 33. Ms. Relford stated the Public Utilities Commission (PUC) approved the application to close the crossing, CDOT will perform the closure, and Weld County will maintain the crossing in perpetuity along with Union Pacific Railroad. Ms. Relford stated this is similar to the nine (9) previous closures, each done separately as a part of the Peckham Interchange Project. In response to Chair James and Commissioner Freeman, Ms. Relford confirmed this is just the contractual agreements among all parties, and the Public Hearings concerning the closure will follow immediately after this meeting is adjourned. Commissioner Freeman moved to approve said closing and maintenance agreement and authorize the Chair to sign. Seconded by Commissioner Moreno, the motion carried unanimously.

13) CONSIDER CONTRACT ID #5568 CROSSING CLOSURE AND MAINTENANCE AGREEMENT FOR CR 44 AND AUTHORIZE CHAIR TO SIGN – UNION PACIFIC RAILROAD (UPRR) COMPANY, AND THE COLORADO DEPARTMENT OF TRANSPORTATION (CDOT): Ms. Relford stated this closure and maintenance agreement consists of the closing of the railroad crossing closure at CR 44, and CDOT has selected a contractor, Jalisco International, Inc., for the Peckham Interchange Project Improvements. Commissioner Buck moved to approve said closing and maintenance agreement and authorize the Chair to sign. Seconded by Commissioner Moreno, the motion carried unanimously.

**PLANNING:**

1) CONSIDER APPLICATION FOR SMALL BUSINESS INCENTIVE PROGRAM AND AUTHORIZE RELEASE OF ECONOMIC DEVELOPMENT TRUST FUNDS (TIER I) – KS ENTERPRISES, C/O RANDY KNEEBONE: Tom Parko, Director of the Department of Planning Services, stated this is for a Tier I application from KS Enterprises, LLC, which went through the Use by Special Review (USR) process a couple years back. Mr. Parko explained this application meets all requirements for a Tier I incentive and requests funds from the Economic Development Trust be released for the total amount of \$18,500.00. In response to Commissioner Moreno, Mr. Parko confirmed this incentive application number 18 approved, and over \$300,000.00 in funds have been granted. Commissioner Saine moved to approve said application and release of funds. 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 9:41 a.m.

These Minutes were approved on the 2nd day of March, 2022.

BOARD OF COUNTY COMMISSIONERS  
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

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Scott K. James, Chair

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

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Mike Freeman, Pro-Tem

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Perry L. Buck

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Steve Moreno

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Lori Saine