

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO WEDNESDAY, MARCH 2, 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, March 2, 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 February 16, 2022, as printed. Commissioner Moreno seconded the motion, and it carried unanimously.

CERTIFICATION OF HEARINGS: Commissioner Moreno moved to approve the Certification of Hearings conducted on February 16, 2022, as follows: 1) PCSC22-0002 – Estates at Hill Lake HOA, c/o Stacy Kissam, 2) PUDF21-0002 – Landowners of Lakota Lakes Ranch PUD, 3) USR21-0021 – John and Megan Schriefer, 4) Petition to Vacate a portion of County Road 33 within Union Pacific Railroad right-of-way near or adjacent to U.S. Highway 85 – Department of Public Works, and 5) Petition to Vacate a portion of County Road 44 within Union Pacific Railroad right-of-way near or adjacent to U.S. Highway 85 – Department of Public Works. Commissioner Buck seconded the motion, which carried unanimously.

PUBLIC INPUT: No public input was given.

AMENDMENTS TO AGENDA: Chair James noted there were technical complications that prohibited printing of the General Warrants, and Greeley-Weld County Airport Authority Warrants, both dated March 1, 2022. In response to Chair James, Houston Aragon, Acting Clerk to the Board, confirmed both warrants dated for March 1, 2022, are not available for approval, but further stated the Greeley-Weld County Airport Authority Warrants dated February 25, 2022, are still eligible for consideration. Chair James moved to strike these items from the agenda.

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

WARRANTS:

1) GREELEY-WELD COUNTY AIRPORT AUTHORITY WARRANTS – FEBRUARY 25, 2022: Commissioner Freeman moved to approve the Greeley-Weld County Airport Authority Warrants, as printed. Commissioner Buck seconded the motion, and upon a roll call vote the motion passed four (4) to one (1), with Commissioner Saine opposed.

BIDS:

1) CONDUCT ORAL AUCTION FOR OIL AND GAS LEASE AND AUTHORIZE CHAIR TO SIGN – (S24, T3N, R63W – 20 ACRES): Chris D'Ovidio, Weld County Controller, expressed Rocky Mountain Hydrocarbon was the sole bidder at \$2,700.00 per mineral acre, for a total amount of \$54,000.00. Commissioner Freeman moved to approve said lease and authorize the Chair to sign. The motion was seconded by Commissioner Moreno, and it carried unanimously.

2) CONDUCT ORAL AUCTION FOR OIL AND GAS LEASE AND AUTHORIZE CHAIR TO SIGN – (S24, T3N, R63W – 10 ACRES): Mr. D'Ovidio expressed Rocky Mountain Hydrocarbon was the sole bidder at \$2,700.00 per mineral acre, for a total bonus amount of \$27,000.00. Commissioner Moreno moved to approve said lease and authorize the Chair to sign. The motion was seconded by Commissioner Buck, and it carried unanimously.

3) CONDUCT ORAL AUCTION FOR OIL AND GAS LEASE AND AUTHORIZE CHAIR TO SIGN – (S31, T6N, R65W – 6.7080 ACRES): Mr. D'Ovidio stated two (2) bids were received: one from Extraction Oil and Gas, Inc., at \$13,750.00 per mineral acre, for a total amount of \$92,235.00, and also from Northtown Royalties, LLC, at \$600.00 per mineral acre, for a total bonus amount of \$4,024.80. Mr. D'Ovidio verified representatives from both companies were present to engage in an oral auction. In response to Chair James, Bruce Barker, County Attorney, confirmed the low bidder had the option to increase their bid amount. Caleb Fuchs, representing Northtown Royalties, LLC, declined to increase their bid amount. Commissioner Freeman moved to approve said lease from Extraction Oil and Gas, Inc., and authorize the Chair to sign. The motion, which was seconded by Commissioner Buck, carried unanimously.

4) CONDUCT ORAL AUCTION FOR OIL AND GAS LEASE AND AUTHORIZE CHAIR TO SIGN – (S13, T5N, R66W – 11.679 ACRES, 5.8395 NET MINERAL ACRES): Mr. D'Ovidio stated two (2) bids were received: one from Extraction Oil and Gas, Inc., at \$13,750.00 per mineral acre, for a total amount of \$80,293.13, and also from Northtown Royalties, LLC, at \$600.00 per mineral acre, for a total bonus amount of \$3,503.70. Mr. Fuchs, representing Northtown Royalties, LLC, declined to increase their bid amount. Commissioner Buck moved to approve said lease from Extraction Oil and Gas, Inc., and authorize the Chair to sign. The motion, which was seconded by Commissioner Freeman, carried unanimously.

NEW BUSINESS:

1) CONSIDER CONTRACT ID #5555 CHANGE LETTER #3 TO MEMORANDUM OF UNDERSTANDING FOR DISASTER RECOVERY NATIONAL DISLOCATED WORKER GRANT (CORESPONDS) AND NATIONAL EMPLOYMENT RECOVERY DISLOCATED WORKER GRANT (RECOVERCO) AND AUTHORIZE CHAIR TO SIGN – JEFFERSON COUNTY: Jaime Ulrich, Director of the Department of Human Services, stated this change letter is the third amendment to a Memorandum of Understanding with Jefferson County, who is the fiscal agent of this grant, to assist with the Dislocated Worker Program, and to extend the contract terms through August 31, 2022. Commissioner Moreno moved to approve said change letter and authorize the Chair to sign. Seconded by Commissioner Buck, the motion carried unanimously.

2) CONSIDER CONTRACT ID #5579 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – RONALD AND CHRISTINE PETTIE: Ms. Ulrich stated this is a new kinship foster care home located in Owings Mills, Maryland. Commissioner Freeman moved to approve said contract and authorize the Chair to sign. The motion, which was seconded by Commissioner Buck, carried unanimously.

3) CONSIDER CONTRACT ID #5620 2022 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM APPLICATION FOR SUSTAINED VIABILITY OF BODY-WORN CAMERA EXPANSION FOR ADMINISTRATION, COURT, AND DETENTION UNITS AT WELD COUNTY SHERIFF'S OFFICE AND AUTHORIZE ELECTRONIC SUBMITTAL: Sonja Kohlgraf, Sheriff's Office, stated this application is for a continuation award from the Edward Byrne Memorial Justice Assistance Grant (JAG) Program for the requested amount of \$207,828.00, to cover a portion of the ongoing data storage and service plan costs of the 281 body-worn camera expansion for administration, court, and detention units for 2022. Commissioner Buck moved to approve said application and authorize Ms. Kohlgraf to submit electronically. Commissioner Saine seconded the motion, and it carried unanimously.

4) CONSIDER TEMPORARY ROAD CLOSURE OF CR 35 BETWEEN CRS 42 AND 44; AND CR 42 BETWEEN CR 35 AND U.S. HWY 85: Amy Mutchie, Department of Public Works, stated this is a two-part closure that will overlap one week for the HARP Project road construction. The first closure of County Road (CR) 35 will begin March 7, 2022, and go through March 18, 2022, and the second closure of CR 42 will start on March 14, 2022, and go through March 25, 2022. Ms. Mutchie explained the detour routes are paved with message boards in place. Commissioner Buck moved to approve said temporary road closures and authorize the Chair to sign. Commissioner Saine seconded the motion, and it carried unanimously.

PLANNING:

1) CONSIDER PARTIAL VACATION OF FOUR-LOT RECORDED EXEMPTION, RECX18-0098, FOR REMOVAL OF LOT D – SHEN GRUBER: Michael Hall, Department of Planning Services, stated this partial vacation is for removal of Lot D from RECX18-0098, an approximate 189-acre parcel. He further gave a brief overview of the property, and stated this will result in an unplatted parcel. Mr. Hall stated Lots A, B, and C are not a part of this consideration, and there are no easements affected by this partial vacation. He further stated staff recommends approval, subject to the Condition of Approval that the applicant submit a revised land survey plat for a brief redline review prior to being sent for recording. Shen Gruber, applicant, was present for questioning. No public testimony was offered concerning this matter. Commissioner Buck moved to approve said partial vacation, with the Condition of Approval. The motion was seconded by Commissioner Saine, and it carried unanimously.

2) CONSIDER PARTIAL VACATION OF FOUR-LOT RECORDED EXEMPTION, RECX19-0001, FOR REMOVAL OF LOT D – SHEN GRUBER: Mr. Hall stated this partial vacation is for removal of Lot D from RECX19-0001, an approximate 205-acre parcel. He further gave a brief overview of the property and stated this will result in an unplatted parcel. Mr. Hall stated Lots A, B, and C are not a part of this consideration, and there are no easements affected by this partial vacation. He further stated staff recommends approval, subject to the Condition of Approval that the applicant submit a revised land survey plat for a brief redline review prior to being sent for recording. Mr. Gruber was present for questioning. No public testimony was offered concerning this matter. Commissioner Buck moved to approve said partial vacation, with the Condition of Approval. The motion was seconded by Commissioner Saine, and it carried unanimously.

3) CONSIDER PARTIAL VACATION OF TWO-LOT RECORDED EXEMPTION, RECX20-0038, FOR REMOVAL OF LOT B – SHEN GRUBER: Mr. Hall stated this partial vacation is for removal of Lot B from RECX19-0001, an approximate 64-acre parcel. He further gave a brief overview of the property, and stated Lot A is not a part of this consideration, and there are no easements affected by this partial vacation. Mr. Hall stated staff recommends approval. Mr. Gruber was present for questioning and stated this property is adjacent to the previous lot listed above. No public testimony was offered concerning this matter. Commissioner Freeman 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 9:19 a.m.

These Minutes were approved on the 16th day of March, 2022.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

BY: _____
Deputy Clerk to the Board

Scott K. James, Chair

EXCUSED DATE OF APPROVAL
Mike Freeman, Pro-Tem

Perry L. Buck

Steve Moreno

Lori Saine