

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO MONDAY, MAY 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, May 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 - EXCUSED
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 April 18, 2022, as printed. Commissioner Freeman seconded the motion and it carried unanimously.

PUBLIC INPUT: No public input was given.

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

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

COMMISSIONER COORDINATOR REPORTS: Commissioner Buck stated she continues to tour and learn about all the related activities of the Departments of Oil and Gas Energy, Planning Services, and CSU Extension. Commissioner Freeman stated he is eager to end the legislative session and commended the effort from staff who have advocated for Weld County at the State Capitol. He further commended Senator Kirkmeyer for her efforts to get modifications passed to improve the Collective Bargaining Bill. Commissioner Saine stated she had an opportunity to testify again down at the State Capitol.

PROCLAMATIONS:

1) CODERED WEEK – MAY 1-7, 2022: Chair James read the proclamation for the record. Roy Rudisill, Director of the Office of Emergency Management, stated he and his staff have been working closely with the Department of Public Safety Communications, as well as other jurisdictions to promote the CodeRED campaign. He stated recent incidents have brought more awareness that the citizens of Weld County must take the responsibility and be prepared in the event of emergencies and natural disasters. Mr. Rudisill stated more than 500 citizens have already registered for this service, since it began last week, and further commended the Public Information Officer, Jennifer Finch, and her staff for their social media campaign efforts for CodeRED. In turn, each Commissioner commended the Office of Emergency Management for keeping the citizens of Weld County up-to-date and well informed, allowing personal responsibility for their well-being, and expressed emergencies and natural disasters are inevitable and CodeRED will afford residents more time to be proactive. *(Clerk’s Note: The group gathered for a photo opportunity.)*

2) OLDER AMERICANS’ MONTH – MAY 2022: Chair James read the proclamation for the record. Tami Grant, Deputy Director of the Department of Human Services, expressed her gratitude for the acknowledgement from the Board, and stated this is a great opportunity to highlight the Area Agency on Aging (AAA) Division, as well as, the members of the AAA Advisory Board, in partnerships with various senior programs and volunteers who contribute to safe and enriched aging for the elderly citizens of Weld County. Staff and Program Members, alike, introduced themselves for the record. In turn, each Commissioner commended the Advisory Board for how active they are with meeting the needs of the citizens in Weld County and expressed gratitude for their often selfless efforts in cherished senior populations. *(Clerk’s Note: The group gathered for a photo opportunity.)*

3) FOSTER CARE MONTH – MAY 2022: Chair James read the proclamation for the record. Jamie Ulrich, Director of the Department of Human Services, expressed her gratitude to the Board and stated this is a great opportunity to highlight the support from various community partners and staff that continue to be invested in the children of Weld County. Ms. Ulrich further commended the Foster, Kinship, and Respite Care providers who offer safety for the well-being of the children that often have experienced trauma. Each staff member and community partnership members introduced themselves for the record. In turn, each Commissioner commended the incredible partnerships staff have made with the community for the children of Weld County and expressed their appreciation for their passion in helping those who are vulnerable and voiceless. *(Clerk’s Note: The group gathered for a photo opportunity.)*

4) NATIONAL MENTAL HEALTH MONTH – MAY 2022: Chair James read the proclamation for the record. Jim Riesberg, Director of North Range Behavioral Health, expressed the importance of programs for mental health and stated they have 25 facilities, with a combined total of 500 employees, in addition to the invaluable partnerships with school counselors, Banner and UC Health networks, Peer Support Groups, and the 24/7 Crisis Centers for Suicide Prevention. He stated, collectively, they serve the overwhelming demand of individuals who struggle with the need for, and gaining access to, treatment for various mental health. In turn, each Commissioner expressed their gratitude for their efforts to help children, adolescents, and adults, facing the continued challenges of life and the pandemic.

WARRANTS:

1) GENERAL WARRANTS – APRIL 29, 2022: Commissioner Buck moved to approve the General Warrants, as printed. Commissioner Freeman seconded the motion and it carried unanimously.

2) COMMISSIONER WARRANTS (PERRY L. BUCK) – APRIL 29, 2022: Commissioner Saine moved to approve the Commissioner Warrant, as printed. Commissioner Freeman seconded, and upon a roll call vote the motion passed three (3) to zero (0), with Commissioner Buck recused.

BIDS:

1) APPROVE BID #B2200078, EMULSION DUST CONTROL AGENT – DEPARTMENT OF PUBLIC WORKS: Rose Everett, Purchasing Department, stated staff recommends selecting the lowest bidder who met specifications, Cobitco, Inc., for a total amount of \$107,200.00, and further stated the Department of Public Works will not exceed the 2022 budgeted amount of \$105,000.00. Commissioner Saine moved to approve said bid. The motion was seconded by Commissioner Buck, and it carried unanimously.

2) PRESENT BID #B2200011, TWO-TON 4X4 CREW CAB DUAL WHEELS FLAT BED (QTY 1) – DEPARTMENT OF PUBLIC WORKS: Ms. Everett stated two (2) bids were received and staff will make a recommendation on May 16, 2022.

3) PRESENT BID #B2200012, TWO-TON 4X4 CREW CAB DUAL WHEELS AND UTILITY BOX (QTY 2) – DEPARTMENT OF PUBLIC WORKS: Ms. Everett stated two (2) bids were received and staff will make a recommendation on May 16, 2022.

4) PRESENT BID #B2200020, TANK TRAILER LIQUID APPLICATIONS MILLING (QTY 2) – DEPARTMENT OF PUBLIC WORKS: Ms. Everett stated no bids were received. David Springer, Director of Fleet Services, stated he will reach out to the vendors who downloaded the specifications but did not return a bid offer, and staff will re-bid this item.

5) PRESENT BID #B2200080, ELECTIONS BALLOT COUNTING ROOM AND VETERANS SERVICES OFFICE BUILDING RENOVATIONS – FACILITIES DEPARTMENT: Christie Peters, Purchasing Department, stated five (5) bids were received and staff will make a recommendation on May 16, 2022.

6) PRESENT BID #B2200081, TREE REPLACEMENT AT VARIOUS LOCATIONS – FACILITIES DEPARTMENT: Ms. Peters stated 25 vendors downloaded specifications, only one (1) bid was received, and staff will make a recommendation on May 16, 2022.

NEW BUSINESS:

1) CONSIDER CONTRACT ID #5759 SERVICE AGREEMENT FOR PARKING LOT SWEEPING (INFORMAL BID #B2200083) AND AUTHORIZE CHAIR TO SIGN – KRUPICKA ENTERPRISES, INC.: Toby Taylor, Director of the Facilities Department, stated this was advertised as a formal bid, but due to the low amount associated this allows the opportunity to go directly to contract; thus, this contract has not been presented to the Board previously. He stated this agreement for parking lot sweeping from Krupicka Enterprises, Inc., was the lowest bidder for the total amount of \$11,190.00, with provisions to extend for three (3) additional terms. Commissioner Saine moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner Buck, and it carried unanimously.

2) CONSIDER PROFESSIONAL SERVICE AGREEMENT AND AUTHORIZE CHAIR TO SIGN – ZOE TRAINING AND CONSULTING: Michelle Raimer, Interim Director of the Department of Human Resources, stated this agreement allows for additional managerial training assistance, not to exceed \$10,800.00. Commissioner Buck moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner Freeman, the motion carried unanimously.

3) CONSIDER TEMPORARY CLOSURE OF CR 26.75 BETWEEN CRS 15 AND 17: Amy Mutchie, Department of Public Works, stated this closure is from May 3, 2022, through May 6, 2022, to replace two (2) irrigation culverts, and the detour route has two (2) segments of gravel road where water will be used for dust control. Commissioner Freeman moved to approve said temporary closure. The motion was seconded by Commissioner Buck, and it carried unanimously.

4) CONSIDER TEMPORARY CLOSURE OF CR 10 BETWEEN CRS 5 AND 7: Ms. Mutchie stated this closure is from May 10, 2022, through May 13, 2022, to replace a drainage culvert and the detour route is paved. Commissioner Buck moved to approve said temporary closure. The motion was seconded by Commissioner Freeman, and it carried unanimously.

5) CONSIDER TEMPORARY CLOSURE OF CR 72 BETWEEN CRS 31 AND 33: Ms. Mutchie stated this closure is from May 10, 2022, through May 13, 2022, to install a new drainage culvert and the detour route is paved. Commissioner Freeman moved to approve said temporary closure. The motion was seconded by Commissioner Saine, and it carried unanimously.

6) CONSIDER TEMPORARY PERMIT FOR VINTNER'S RESTAURANT (COUNTY) LIQUOR LICENSE AND AUTHORIZE CHAIR TO SIGN – SALT AND ACRES, LLC, DBA SALT AND ACRES: Bruce Barker, County Attorney, stated he reviewed the request that stemmed from new ownership at this location, and the applicants have the opportunity to request a temporary license to operate, pending the transfer of ownership being finalized. Chad Cooper, applicant representative, and Justin Caruso, applicant, were present for questions. No public testimony was offered concerning this matter. Commissioner Freeman moved to approve said temporary permit and authorize the Chair to sign. The motion was seconded by Commissioner Buck, and it carried unanimously.

7) CONSIDER RENEWAL APPLICATION FOR A TAVERN (COUNTY) LIQUOR LICENSE AND AUTHORIZE CHAIR TO SIGN – RM, INC., DBA ROOM 119: Mr. Barker stated he reviewed the application, and everything is in order with no concerns from referrals. No public testimony was offered concerning this matter. Commissioner Buck moved to approve said renewal application and authorize the Chair to sign. The motion was seconded by Commissioner Saine, and it carried unanimously.

8) CONSIDER APPOINTMENT OF DEPUTY DISTRICT ATTORNEY AND AUTHORIZE CHAIR TO SIGN – KATHERINE FITZGERALD: Commissioner Freeman moved to approve said appointment and authorize the Chair to sign. Seconded by Commissioner Saine, the motion carried unanimously.

9) CONSIDER APPOINTMENTS TO REGIONAL COMMUNICATIONS ADVISORY BOARD: Commissioner Freeman moved to approve said appointments. The motion was seconded by Commissioner Buck, and it carried unanimously.

PLANNING:

1) CONSIDER VACATION OF TWO-LOT RECORDED EXEMPTION, RECX18-0082, AND RECOMBINE LOTS INTO ONE PARCEL – JOSEPH AND JANET TIMKO: Angela Snyder, Department of Planning Services, stated staff received a letter from the applicant on March 23, 2022, to request the vacation of Recorded Exemption, RECX18-0082, to recombine the two lots into one parcel larger than 35 acres. Mr. Snyder further stated there were no easements created on this plat. Janet Timko, applicant, was present for questions. No public testimony was offered concerning this matter. Commissioner Buck moved to approve said vacation, with the Condition of Approval. The motion was seconded by Commissioner Freeman, and it carried unanimously.

2) CONSIDER VACATION OF TWO-LOT RECORDED EXEMPTION, RECX19-0116, AND RECOMBINE LOTS INTO ONE PARCEL – ERIC DRAKE AND ELIZABETH WILSON: Ms. Snyder stated staff received a letter from the applicant on March 28, 2022, to request the vacation of Recorded Exemption, RECX19-0016, to recombine the two lots into one parcel larger than 35 acres. Ms. Snyder gave a brief overview of the property under separate ownership, and location while displaying aerial and vicinity maps. She further stated staff was concerned with the access easement for both properties, however, the applicants submitted plans and their Deeds, which show a vertical split of the property on this plat. The applicant was not present. No public testimony was offered concerning this matter. Commissioner Freeman moved to approve said vacation. The motion was seconded by Commissioner Buck, and it carried unanimously.

3) CONSIDER REQUEST TO WITHDRAW APPLICATION FOR A SITE SPECIFIC DEVELOPMENT PLAN AND USE BY SPECIAL REVIEW PERMIT, USR19-0024, FOR MINERAL RESOURCE DEVELOPMENT FACILITIES, OIL AND GAS SUPPORT AND SERVICE (CLASS II OILFIELD WASTE DISPOSAL FACILITY – SALTWATER INJECTION FACILITY) IN THE A (AGRICULTURAL) ZONE DISTRICT, AND RESCIND RESOLUTION #2019- 3418, DATED AUGUST 7, 2019 – EWS #11 DJ BASIN, LLC, AKA EXPEDITION WATER SOLUTIONS: Ms. Snyder stated on August 7, 2019, the Site Specific Development Plan and USR19-0024, was approved by the Board, but has since been abandoned by the applicants who are choosing not to move forward with plans. The applicant was not present. No public testimony was offered concerning this matter. Commissioner Freeman moved to approve said withdrawal of the application for USR19-0027, and rescind Resolution #2019-3718. The motion was seconded by Commissioner Buck, 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 9:56 a.m.

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

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

Scott K. James, Chair

EXCUSED DATE OF APPROVAL
Mike Freeman, Pro-Tem

BY: _____
Deputy Clerk to the Board

Perry L. Buck

EXCUSED
Steve Moreno

Lori Saine