

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO WEDNESDAY, MAY 18, 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 18, 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 - EXCUSED
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 Saine moved to continue the Minutes of the Board of County Commissioners meeting of May 4, 2022, as printed, to Monday, May 23, 2022, at 9:00 a.m. Commissioner Moreno seconded the motion, and it carried unanimously.

CERTIFICATION OF HEARINGS: Commissioner Moreno moved to approve the Certification of Hearings conducted on May 4, 2022, as follows: 1) Petition for Vacation of CR 64, aka O ST, Right-of-Way within Union Pacific Railroad Right-of-Way Near U.S. HWY 85 – Weld County Department of Public Works, and 2) 1MJUSR21-86-742 – Wendy Chambers. Commissioner Buck 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 Saine seconded the motion, and it carried unanimously.

WARRANTS:

1) GENERAL WARRANTS – MAY 16, AND 17, 2022: Commissioner Buck moved to approve the General Warrants, as printed. Commissioner Saine seconded the motion, and it carried unanimously.

NEW BUSINESS:

1) CONSIDER CONTRACT ID #5818 INTERGOVERNMENTAL AGREEMENT FOR SH 52 ACCESS CONTROL PLAN AND AUTHORIZE CHAIR TO SIGN – VARIOUS ENTITIES: Evan Pinkham, Department of Public Works, stated staff has been working with the Towns of Erie, Frederick, Hudson, Keenesburg, Cities of Dacono, Fort Lupton, Boulder County, and the Colorado Department of Transportation (CDOT) over the past two (2) years, to create and develop the State Highway 52 Access Control Plan. Mr. Pinkham further stated this is the culmination of many hours among the different governing agencies to collectively create this Intergovernmental Agreement for the Access Control Plan, which focuses on a 42-mile stretch extending from State Highway 119, in Boulder County, to State Highway 79, here in Weld County. Commissioner Saine commended the work and efforts of all the entities of the ST HWY 52 Coalition, since 2018 when discussion began, and further moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner Buck, and it carried unanimously. Chair James recognized the continuous efforts of staff over the past four (4) years, and expressed his appreciation for all other entities involved.

2) CONSIDER CONTRACT ID #5823 RECURRING PAYMENT AUTHORIZATION FOR FINANCIAL PROFESSIONAL FEES, RETIREMENT PLAN FEE SUMMARY, REQUEST TO DISCONTINUE SERVICE, AND PLAN EXPENSE AGREEMENT, FOR 401K RETIREMENT PLAN, AND AUTHORIZE CHAIR TO SIGN – PRINCIPAL LIFE INSURANCE COMPANY: Cheryl Pattelli, Chief Financial Officer, stated these documents for the 401K and 457 Deferred Compensation Retirement Plans are required for recordkeeping that allow for the improvements recently made to these plans. Commissioner Moreno moved to approve said documents and authorize the Chair to sign. Seconded by Commissioner Buck, the motion carried unanimously.

3) CONSIDER CONTRACT ID #5823 RECURRING PAYMENT AUTHORIZATION FOR FINANCIAL PROFESSIONAL FEES, RETIREMENT PLAN FEE SUMMARY, REQUEST TO DISCONTINUE SERVICE, AND PLAN EXPENSE AGREEMENT FOR 457 DEFERRED COMPENSATION RETIREMENT PLAN AND AUTHORIZE CHAIR TO SIGN – PRINCIPAL LIFE INSURANCE COMPANY: Ms. Pattelli confirmed this is the same explanation as above. Commissioner Buck moved to approve said documents and authorize the Chair to sign. Seconded by Commissioner Saine, the motion carried unanimously.

4) CONSIDER APPOINTMENT OF JILL K. SCOTT AS DIRECTOR OF WELD COUNTY DEPARTMENT OF HUMAN RESOURCES: Ryan Rose, Director of Administrative Services, thanked everyone who was involved in the recruiting and interviewing process leading to the selection of Ms. Scott, and gave a brief introduction and stated he is pleased with having her on board with Weld County. In honor of graduation season, Chair James inquired as to her words of wisdom to the graduating Classes of 2022. In response, Ms. Scott stated her wisdom and advice is to network, get to know people, put yourself out there, be open to suggestion, and to never let opportunities pass you by. She further stated that her biggest accomplishment is when she became a mother. In turn, each Commissioner welcomed Ms. Scott to Weld County, and commended her interviewing skills and stated they were impressed with the expertise she will bring as the Director of Department of Human Resources for Weld County. Commissioner Buck moved to approve said appointment. The motion was seconded by Commissioner Moreno, and it carried unanimously.

PLANNING:

1) CONSIDER PARTIAL VACATION OF FOUR-LOT RECORDED EXEMPTION, RECX19-0035, FOR REMOVAL OF LOT D – GENE AND ROXANE SCHROEDER: Chris Gathman, Department of Planning Services, stated staff received a letter from the applicants requesting the removal of Lot D from Recorded Exemption, RECX19-0035, and further gave a brief overview of the property location with displays of vicinity and aerial maps. Mr. Gathman explained the resulting unplatted parcel will be approximately 141 acres, and Lots A, B, and C are not a part of this action. Mr. Gathman stated there is a shared access onto County Road (CR) 35 for Lots A, B, C, and D, the removal of the 15-foot section of the access and utility easement will not affect the remaining lots in the exemption plat, and Lot D has adequate frontage on CR 35, with a preliminary approved access onto CR 94, which is shown on the exemption plat. He further stated staff recommends approval, subject to the following Conditions of Approval, 1) the applicant shall submit an updated revised vacation plat, and upon approval, submit for recording, and 2) the applicant shall identify a proposed access point for the vacated parcel onto either County Road (CR) 35, or CR 94 on the vacation plat. Kelsey Bruxvoort, AGPROfessionals, LLC, applicant representative, was present for questions. No public testimony was offered concerning this matter. Commissioner Moreno moved to approve said partial vacation, with the stated Conditions of Approval. The motion, which was seconded by Commissioner Buck, carried unanimously.

2) CONSIDER PARTIAL VACATION OF FOUR-LOT RECORDED EXEMPTION, RECX19-0036, FOR REMOVAL OF LOT D – GENE AND ROXANE SCHROEDER: Mr. Gathman stated staff received a letter from the applicant requesting the removal of Lot D from Recorded Exemption, RECX19-0036, and further gave a brief overview of the property location with displays of vicinity and aerial maps. He further stated Lots A, B, and C have access onto CR 17, and there is a section of a shared access with Lot D, which will be removed. The removal of this 15-foot access and utility easement will not affect the access for Lots A, B, and C; Lot D has adequate frontage onto CR 35. Mr. Gathman stated staff recommends approval, subject to the following Conditions of Approval, 1) the applicant shall submit an updated revised vacation plat, and upon approval, submit for recording, and 2) the applicant shall identify a proposed access point for the vacated parcel onto CR 35 on the vacation plat. Ms. Bruxvoort, applicant representative, was present for questions. No public testimony was offered concerning this matter. Commissioner Buck moved to approve said partial vacation, with the stated Conditions of Approval. The motion, which was seconded by Commissioner Saine, carried unanimously.

3) CONSIDER PARTIAL VACATION OF THREE-LOT RECORDED EXEMPTION, RECX16-0063, FOR REMOVAL OF LOT C – LAKES’ L-ARROW, LLLP, C/O WILLIAM AND SUSAN LAKE: Angela Snyder, Department of Planning Services, stated staff received a letter from the applicant requesting the removal of Lot C from Recorded Exemption, RECX16-0063, which was the first Recorded Exemption on the property. She further explained and there are two smaller lots associated with this parent parcel and gave a brief overview of the property location with displays of vicinity and aerial maps. Ms. Snyder explained Lots A and B are not a part of this action, but do need access, as the former shared access will be vacated as a part if this action. She stated staff recommends approval, subject to the following Conditions of Approval, 1) the applicant shall submit an updated revised vacation plat, and upon approval, submit for recording, and 2) the applicant shall create a new 40-foot access and utility easement by separate recorded document to ensure Lots A and B have adequate access, which is to be signed by all owners who will benefit, recorded and identified on the plat. Kelsey Bruxvoort, AGPROfessionals, LLC, applicant representative, was present for questions, and further stated the applicant has provided an easement to be recorded. No public testimony was offered concerning this matter. Commissioner Saine moved to approve said partial vacation, with the stated Conditions of Approval. The motion, which was seconded by Commissioner Moreno, carried unanimously.

4) FINAL READING OF CODE ORDINANCE #2022-04, IN THE MATTER OF REPEALING AND REENACTING, WITH AMENDMENTS, CHAPTER 23 ZONING OF THE WELD COUNTY CODE (*CHANGE OF ZONE*): Commissioner Saine moved to read Ordinance #2022-04 by title only, Commissioner Buck seconded, and the motion passed unanimously. Bruce Barker, County Attorney, read the title for the record. Tom Parko, Director of the Department of Planning Services, introduced Dawn Anderson, Department of Planning Services, who gave a brief overview of the proposed changes including the option to allow electronic recording of Change of Zone plats, and new clarifying language regarding safe transportation and roadway systems, as part of the Change of Zone process and further stated that nothing has changed since the Second Reading. No public testimony was offered concerning this matter. Commissioner Buck moved to approve Code Ordinance #2022-04 on Final Reading. The motion was seconded by Commissioner Saine, and it carried unanimously.

RESOLUTIONS AND ORDINANCES: The Resolutions were presented and signed as listed on the Consent Agenda. Code Ordinance #2022-04 was approved on Final 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 9:23 a.m.

These Minutes were approved on the 6th day of June, 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

Mike Freeman, Pro-Tem

Perry L. Buck

Steve Moreno

Lori Saine