

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO WEDNESDAY, MAY 25, 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 25, 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:

1) Commissioner Freeman moved to approve the Minutes of the Board of County Commissioners meeting of May 4, 2022, 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. (*Clerk's Note: Cont'd from 5/23/2022*).

2) Commissioner Moreno moved to approve the Minutes of the Board of County Commissioners meeting of May 11, 2022, as printed. Commissioner Buck seconded the motion, and it carried unanimously.

PUBLIC INPUT: Steve Teets, Greeley resident, spoke on his concern for growing homelessness while simultaneously having fewer shelters and resources to assist those who are experiencing homelessness. Steven Hall, Evans resident, expressed his support for the resolution brought forth by Commissioner Saine, stated his opposition to a statement made by Commissioner Moreno that government should not get involved, and called for the Board to uphold inalienable rights. Sandra Nelson, Eaton resident, expressed her support for the Pro-Life Sanctity Resolution brought forth, and referenced the seal behind the Chair of the Board which says, "In God We Trust," and urged the Board to protect the sanctity of life.

AMENDMENTS TO AGENDA: Commissioner Saine moved to add a proclamation titled, "Expression of Support for the Sanctity of Life of the Unborn Child, and of Motherhood," to the agenda. (*Clerk's Note: Entered as Exhibit A.*) Commissioner Buck seconded the motion; however, Commissioner Freeman objected. Commissioner Saine shared various scripture references and examples of faith-based theology as the foundation of the Nation's Constitution, with the Founding Fathers' acknowledgment of a creator. Commissioner Buck commented it is her opinion that all children from shall have the ability to have life from conception. Commissioner Moreno clarified there is a difference between a Resolution and

Proclamation, and he is more likely to consider this proclamation if brought forth after June 29, 2022. Chair James commented the problem is not too little government, but of too little faith. Commissioner Freeman expressed his Pro-Life stances, however, he struggles with the idea of government telling individuals what to do with their bodies, and referenced the COVID-19 vaccination and mask mandates, with many saying, "My body, my choice." Upon a roll call vote, the motion failed two (2) to three (3), with Commissioners Moreno, Freeman, and James opposed.

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

PROCLAMATIONS:

1) MEMORIAL DAY – MAY 30, 2022: Chair James read the Proclamation for the record, and further stated members of the Board will be present at a ceremony at Linn Grove Cemetery on Saturday, May 29, 2022, while Commissioner Buck will be attending a ceremony in Windsor. In turn, each Commissioner expressed their gratitude for the sacrifice of service men and women who have given their lives to protect our freedoms.

WARRANTS:

1) GENERAL WARRANTS – MAY 24, 2022: Commissioner Buck moved to approve the General Warrants, as printed. Commissioner Freeman seconded the motion, and it carried unanimously.

BIDS:

1) PRESENT AND APPROVE EMERGENCY BID #B2200090, MISSILE SITE SILO ROOF REPLACEMENT – FACILITIES DEPARTMENT: Christie Peters, Purchasing Department, stated this emergency bid is to replace the watertight membrane for the Missile Silo that was blown off in a recent high wind event. She further stated six (6) bids were received, and staff's recommendation goes to the lowest bidder that met all specifications, Front Range Roofing Systems, LLC, for the total amount of \$35,000.00. She further stated staff is requesting emergency approval, pursuant to Section 5-4-110, of the Weld County Code, to get the Missile Silo back to a watertight environment. Commissioner Moreno moved to approve said bid on an emergency basis. The motion was seconded by Commissioner Saine, and it carried unanimously.

NEW BUSINESS:

1) CONSIDER CONTRACT ID #5826 MEMORANDUM OF UNDERSTANDING FOR ACCESS TO COMMUNITY SERVICES BLOCK GRANT (CSBG) CARES ACT FUNDING FOR COVERING WELD DIAPER BANK AND AUTHORIZE CHAIR TO SIGN – UNITED WAY OF WELD COUNTY: Tami Grant, Deputy Director of the Department of Human Services, stated this Memorandum of Understanding (MOU) will allow for increased access to essential early childhood hygiene and safety supplies for families across the County, in collaboration with United Way of Weld County who was awarded this grant. Ms. Grant further stated this funding will also allow for streamlined processes, improved utilization of staff's time, and support for the foster and kinship homes. Commissioner Buck moved to approve said memorandum of understanding and authorize the Chair to sign. The motion was seconded by Commissioner Saine, and it carried unanimously.

2) CONSIDER CONTRACT ID #5862 2022-2023 LOCAL MULTIMODAL TRANSPORTATION AND MITIGATION OPTIONS FUND (MMOF) PROJECT APPLICATION FOR ON-DEMAND TRANSIT SERVICES AND AUTHORIZE CHAIR TO SIGN AND SUBMIT ELECTRONICALLY – UPPER FRONT RANGE TRANSPORTATION PLANNING REGION (UFRTPR): Evan Pinkham, Department of Public Works, reviewed the goals of the MMOF established by House Bill (HB)18-001, and later amended by HB21-0260, with the State seeking to benefit residents of rural communities with enhanced mobility for seniors and those with disabilities. He stated this grant application for the amount of \$685,800.00, with

20% County match funds, will provide funding for on-demand transit services through a partnership with Via Mobility. He further stated this is of no cost to the riders, and meets the goals of MMOF funding. Mr. Pinkham stated staff has received letters of support from most of the listed participating communities who will benefit from this service. He further stated Weld County is requesting a reduction of the County's local match from 50%, to 25%, and he believes the Colorado Department of Transportation (CDOT) will recommend approval. Chair James stated he had done some research of the statutes that allow this initiative of grant funding to be possible, and commended the efforts of staff to create this option with Via Mobility. Commissioner Saine stated it is the role of the government to assist smaller communities, although she would like to explore more cost-effective options for the future. Commissioner Buck moved to approve said grant application, authorize the Chair to sign, and authorize Evan Pinkham, Department of Public Works, to submit electronically. Seconded by Commissioner Moreno, the motion carried unanimously.

3) CONSIDER CONTRACT ID #5866 2022-2023 MULTIMODAL TRANSPORTATION AND MITIGATION OPTIONS FUND (MMOF) CALL FOR PROJECTS APPLICATION FOR ON-DEMAND TRANSIT SERVICES AND AUTHORIZE CHAIR TO SIGN AND ELECTRONIC SUBMITTAL – NORTH FRONT RANGE METROPOLITAN PLANNING ORGANIZATION (NFRMPO): Mr. Pinkham stated this is similar to the agenda item above, with different transportation boundary lines, with the funds being used for on-demand transit services for senior and disabled adults who reside in Weld County for the total amount of \$342,900.00, with a 25% County match, and one (1) bus. He further stated CDOT assured a likely reduction of the County's local match, making this more fiscally attainable and responsible. In response to Chair James and Commissioner Moreno, Mr. Pinkham clarified the submittal process, and explained the local match percentage baseline is 50%, which was based on certain factors and was reduced for all but Weld County, but they are requesting the match be lowered to 25%. Commissioner Buck thanked Chair James for his leadership concerning transportation matters. Commissioner Moreno moved to approve said grant application, authorize the Chair to sign, and authorize Evan Pinkham to electronically submit. The motion, which was seconded by Commissioner Buck, carried unanimously.

4) CONSIDER SPECIAL EVENTS PERMIT AND AUTHORIZE CHAIR TO SIGN – FRANK'S RIDE FOR CHILDREN, FBO, MAKE-A-WISH FOUNDATION OF COLORADO, INC.: Bruce Barker, County Attorney, stated this is an annual event with the Make-a-Wish Foundation of Colorado that will take place at Anderson Farms, on June 11, 2022. He further stated all paperwork is complete, with no concerns from referral agencies. Greg Risedorf, event manager, stated this is the 35th year, and this is his retirement year. He gave the history of how this fundraising event came about, and reported to date over, \$800,000.00 in charitable donations have been raised to grant 136 wishes of terminally ill children. Mr. Risedorf stated they anticipate this one-day event to raise between \$20,000.00 and \$30,000.00. Commissioner Moreno expressed his gratitude for all that has been done through their 35 years of service. Mike 'Cisco' Dornbusch, introduced himself as the new event manager for this organization, and confirmed a new name will be filed with the State. Mr. Risedorf stated this event has nearly 1,000 motorcycles and side cars, alongside custom cars for miles, it is open to anyone in the public, and if attending the event is not possible, a tax deductible donation can be made to Make-a-Wish Foundation. Commissioner Saine offered her sentiments, and gave a token of her appreciation. No public testimony was offered concerning this matter. Commissioner Saine moved to approve said special events permit, and authorize the Chair to sign. The motion was seconded by Commissioner Buck, and it carried unanimously.

PLANNING:

1) CONSIDER PARTIAL VACATION OF TWO-LOT RECORDED EXEMPTION, RE-3555, FOR REMOVAL OF LOT B – PRESTON RANCH MINISTRIES, C/O JAY LINDSTROM: Angela Snyder, Department of Planning Services, stated staff received a letter from the applicants dated April 19, 2022, requesting the removal of Lot B from Recorded Exemption, RE-3555, which will result in an unplatted parcel larger than 35 acres. She further stated there were no easements or other interests with this Recorded Exemption, and staff recommends approval. The applicant was not present, and no public testimony was offered concerning this matter. Commissioner Freeman moved to approve said partial vacation, with the Condition of Approval. The motion was seconded by Commissioner Buck, and it carried unanimously.

2) SECOND READING OF CODE ORDINANCE #2022-03, IN THE MATTER OF REPEALING AND REENACTING, WITH AMENDMENTS, CHAPTER 2 ADMINISTRATION OF THE WELD COUNTY CODE (OIL AND GAS, RESOLUTIONS, AND PROCLAMATIONS): Commissioner Freeman moved to read Code Ordinance #2022-03 by title only. The motion was seconded by Commissioner Buck, and it carried unanimously. Mr. Barker read the title for the record, and stated there have been no changes since the First Reading. In response to Steve Teets, Mr. Baker gave a brief overview of the proposed changes of this Ordinance. Commissioner Moreno moved to approve Code Ordinance #2022-03 on Second Reading. 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. Code Ordinance #2022-03 was approved on Second 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 9:52 a.m.

These Minutes were approved on the 8th day of June, 2022.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

EXCUSED DATE OF APPROVAL
Scott K. James, Chair

Weld County Clerk to the Board

Mike Freeman, Pro-Tem

BY: _____
Deputy Clerk to the Board

EXCUSED DATE OF APPROVAL
Perry L. Buck

Steve Moreno

Lori Saine