

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO WEDNESDAY, JULY 6, 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, July 6, 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 - EXCUSED
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 Buck moved to approve the Minutes of the Board of County Commissioners meeting of June 20, 2022, as printed. Commissioner Moreno seconded the motion and it carried unanimously.

2) Commissioner Buck moved to approve the Minutes of the Board of County Commissioners meeting of June 22, 2022, as printed. Commissioner Saine seconded the motion and it carried unanimously.

CERTIFICATION OF HEARINGS: Commissioner Moreno moved to approve the Certification of Hearings conducted on June 20, 2022, as follows: 1) PCSC22-0011 – Waste Management Disposal Services of Colorado, Inc., and on June 22, 2022, as follows: 1) USR22-0008, – Brian and Jodi Warren, 2) USR22-0011 – George J. Leis Family Trust, c/o Dorothy Leis, and Sharon R. Wolever Trust, c/o Industrial Tower West, LLC, and 4) 2MJUSR22-17-0024 – Ana Ornelas Moreno and Leonel Ornelas, c/o IHRF, Inc. Commissioner Buck seconded the motion, which carried unanimously.

PUBLIC INPUT: Steve Teets, Greeley Resident, commented on the decreased fireworks being set off in the neighborhoods in response to the new City of Greeley ordinance which imposes higher fines. In response to Mr. Teets' inquiry of the Avian Flu, Chair Pro-Tem Freeman stated the mitigation efforts from the chicken producers here in Weld County are to protect against the Avian Flu killing massive amounts of chickens. Mr. Teets reported that Greeley is lacking in regional public transportation, and Colorado is the 7th highest in the Country for tourist activities despite increased gas prices. Lastly, he stated his disappointment with the State for not following the Supreme Court's decision with the overturning of Roe v. Wade, and still supports the idea of Weld County becoming a Pro-Life Sanctuary County. Commissioner Moreno thanked Mr. Teets for consistently showing up and bringing issues before the Board and assured him that with the rapid growth within Weld County, the transportation and housing concerns are being heard and are being addressed among the municipalities.

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 – JUNE 30, AND JULY 1, 2022: Commissioner Saine moved to approve the General Warrants, as printed. Commissioner Buck seconded the motion and it carried unanimously.

BIDS:

1) APPROVE BID #B2200094, TANK TRAILER LIQUID APPLICATIONS MILLING (QTY 2) – DEPARTMENT OF PUBLIC WORKS: Christie Peters, Purchasing Department, stated two (2) bids were received and staff's recommendation for approval goes to the second lowest bidder, Power Equipment Company, for the total amount of \$391,904.00. She stated this bid meets all specifications with no requirement of down payment, quote expiration, and delivery within 150-180 days after receipt of order. Ms. Peters relayed staff's reasons for rejection on the lowest bid, Kois Brothers Equipment, and stated staff has received a letter of disappointment from them. Commissioner Moreno moved to approve said second low bid, as recommended by staff. The motion was seconded by Commissioner Buck and it carried unanimously.

NEW BUSINESS:

1) CONSIDER CONTRACT ID #6029 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR PRO-TEM TO SIGN – TIMOTHY AND DESIRAE MARTIN: Jamie Ulrich, Director of the Department of Human Services, stated this is a new provisional kinship foster care home located in Brush, Colorado. Commissioner Saine moved to approve said contract and authorize the Chair Pro-Tem to sign. The motion was seconded by Commissioner Buck, and it carried unanimously.

2) CONSIDER CONTRACT ID #6072 CHILD PROTECTION AGREEMENT FOR SERVICES (BID #B2200040) AND AUTHORIZE CHAIR PRO-TEM TO SIGN – RE, INC., DBA RE SERVICES: Ms. Ulrich stated this agreement provides services for life skills and home-based intervention services. Commissioner Buck moved to approve said agreement and authorize the Chair Pro-Tem to sign. Seconded by Commissioner Saine, the motion carried unanimously.

3) CONSIDER CONTRACT ID #6082 AMENDMENT #2 FOR AREA AGENCY ON AGING (AAA) SERVICES AND AUTHORIZE CHAIR PRO-TEM TO SIGN AND SUBMIT ELECTRONICALLY: Ms. Ulrich stated this amendment is to add additional federal funds, extend the term dates, and to clarify legal services provided on the Statement of Work. Commissioner Moreno moved to approve said amendment and authorize the Chair Pro-Tem to sign and submit electronically. The motion, which was seconded by Commissioner Buck, carried unanimously.

4) CONSIDER POINT SOLUTIONS MANAGEMENT AMENDMENT #1 AND VENDOR ELECTION FORM, AND AUTHORIZE CHAIR PRO-TEM TO SIGN – AETNA LIFE INSURANCE COMPANY: Cheryl Pattelli, Chief Financial Officer, stated this amendment relates to changes in the prescription formulary and will result in cost savings for the County. Commissioner Moreno moved to approve said amendment and authorize the Chair Pro-Tem to sign. The motion, which was seconded by Commissioner Buck, carried unanimously.

5) CONSIDER TEMPORARY CLOSURE OF CR 46 BETWEEN CRS 1 AND 3: Amy Mutchie, Department of Public Works, stated this closure is from July 12, 2022, through July 15, 2022, for the replacement of a drainage culvert, and water will be used for dust control on the one (1) mile of gravel road on the detour route. Commissioner Moreno moved to approve said temporary closure. The motion was seconded by Commissioner Buck, and it carried unanimously.

6) CONSIDER TEMPORARY CLOSURE OF CR 46.5 BETWEEN CRS 17 AND 19: Ms. Mutchie stated she is presenting this closure on behalf of HEI Civil, the contractor for the Town of Johnstown, Colorado, and work is to begin on July 11, 2022, through August 9, 2022, to repair a bridge with a complete re-deck the State documented as insufficient. She further stated the County and the Town share 50/50 maintenance and repairs for this road, and the detour is paved with message boards placed yesterday for the duration of the closure. Commissioner Moreno moved to approve said temporary closure. Seconded by Commissioner Buck, the motion carried unanimously.

7) CONSIDER SPECIAL EVENTS PERMIT AND AUTHORIZE CHAIR PRO-TEM TO SIGN – ALLEGIANCE RANCH AND EQUINE RESCUE, INC.: Bruce Barker, County Attorney, stated this is for a Special Events Permit for an event scheduled for July 23, 2022, from 6:00-10:00 p.m., located at 3448 County Road (CR) 4, in Erie, Colorado. Mr. Barker stated all documents are completed and there are no concerns from referral agencies. Dan Timmons, property owner and event manager, stated he is a United States Navy veteran, and this is the fifth year for this fundraiser, allowing them to offer free services to veterans with Post Traumatic Stress Disorder (PTSD). Commissioner Saine moved to approve said Special Events Permit and authorize the Chair Pro-Tem to sign. The motion was seconded by Commissioner Buck and it carried unanimously. *(Clerk's Note: No public testimony was considered concerning this matter.)*

PLANNING:

1) CONSIDER REQUEST FOR VACATION OF USE BY SPECIAL REVIEW PERMIT, USR12-0065 – KORWELL LAND HOLDINGS, LLC, C/O JAMES CHICK (FORMERLY OWNED BY BRUCE SANDAU AND BARTELS FAMILY, LLC, C/O A&W WATER SERVICE, INC.) – *(CONT'D FROM 7/7/2021)*: Diana Angust, Department of Planning Services, stated this Use by Special Review (USR) Permit was originally approved by the Board in 2013, and the request for vacation of the USR was originally heard on July 7, 2021, when the Board continued this case for one (1) year. She stated, since that time, there is new owner, Korwell Land Holdings, LLC. Ms. Angust stated staff sent the new owners a letter informing them of this hearing on June 1, 2022, and communicating if they are not interested in installing a water hauling facility, it is staff's recommendation to vacate the USR. She stated if the Board feels there is not substantial evidence to vacate the USR, it is staff's recommendation to have the property owners meet with the Department of Planning Services to discuss an amendment. She further displayed aerial and vicinity maps. Craig Rasmussen, applicant representative, stated he is in support of the complete vacation of the USR. No Public testimony was given concerning this matter. Commissioner Moreno moved to approve said vacation. 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. 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 9:22 a.m.

These Minutes were approved on the 20th day of July, 2022.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

BY: _____
Deputy Clerk to the Board

EXCUSED

Scott K. James, Chair

Mike Freeman, Pro-Tem

Perry L. Buck

Steve Moreno

Lori Saine