

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO MONDAY, JULY 11, 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 11, 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 June 27, 2022, as printed. Commissioner Moreno seconded the motion and it carried unanimously.

PUBLIC INPUT: Ted Osman, Greeley resident, spoke on his disappointment in other citizens using County Roads (CRs) to dump trash, and inquired who can aid in the cleanup of the CRs. In response, Chair James suggested he reach out to Jay McDonald, Director of the Department of Public Works, with his suggestions and pinpoint areas he has noticed need to be cleaned up.

Steve Teets, Greeley resident, spoke on the unfavorable smell on the north side of Greeley and mentioned there should be a Smell Ordinance put in place either by the City of Greeley or Weld County. He further inquired of Chair James about the latest North Front Range Metropolitan Planning Organization (NFRMPO), and in response Chair James reported the MPO heard presentations of Multi-Modal Options Fund requests from nine (9) different entities. He further stated the City of Greeley was one of the presentations requesting a platform on State Highway (SH) 34, and \$117 Million in funding, with approval of these applications being conducted in August of 2022.

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

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

COMMISSIONER COORDINATOR REPORTS: Commissioner Buck reported she joined Jennifer Finch, Public Information Officer, at a Tri-Marker ribbon cutting event for contributions made by Weld County used for a small parking lot, and to fix a gate by Nebraska (NE). She also spoke on the tax base benefits here in Weld County, as compared to property taxes in NE. Commissioner Moreno reported he attended the Small Business Development Council (SBDC) meeting with the Greeley Chamber, where they announced they will be in charge of a larger area, similar to the 4th Congressional District, with federal funding forthcoming. Chair James reported the Interstate 25 Coalition and NFRMPO meetings both heard presentations from the Reception of the United States (ROTUS) about the opportunity of the Private/Public Partnership to finish Segment 5, which is currently being heavily considered by the Colorado Department of Transportation (CDOT). He further reported he represented the Board at a Greeley Chamber event where community development was discussed.

PRESENTATIONS:

1) THE PRESENTATION OF THE FAIR BOOK BY WELD COUNTY FAIR ROYALTY: Chair James invited the 2022 Fair Royalty to make their presentation of the Fair Book. Abby Perez, Fair Queen, introduced herself and stated she is currently taking a year off from attending college to serve as a State Officer for the Colorado Future Farmers of America (FFA), but wishes to attend medical school where she hopes to become a neurosurgeon or trauma surgeon. She further listed all the events that she and other Royalty have attended throughout the past year. Sheridan McBee, Runner-Up, introduced herself and highlighted her 4-H events and upcoming fair events. Avery Loveland, Fair Attendant, introduced herself and highlighted the County Fair's non-livestock events. Caitie Holcomb, Fair Attendant, expressed her passion for agriculture and further highlighted the general events at this year's County Fair. The Commissioners, in turn, commended the Fair Royalty Court for representing Weld County and showcasing all of the participant projects. They thanked the fair sponsors, recognized the agricultural heritage of Weld County, expressed their pride in hosting the 2022 Fair and voiced their appreciation of the benefits of 4-H for youth, pride in the young leadership in Weld agriculture, and thanked Pat Kindvall for serving as the Royalty sponsor. *(Clerk's Note: The group gathered for a photo opportunity.)*

WARRANTS:

1) GENERAL WARRANTS – JULY 8, 2022: Commissioner Buck moved to approve the General Warrants, as printed. Commissioner Saine seconded the motion and it carried unanimously.

BIDS:

1) PRESENT BID #B2200095, WELD COUNTY COURTHOUSE 3-DIMENSION (3D) LASER SCANNING AS-BUILT DRAWING SERVICES – FACILITIES DEPARTMENT: Christie Peters, Purchasing Department, stated four (4) bids were received and staff will make a recommendation on July 25, 2022.

2) PRESENT BID #B2200096, VEHICLE LIFT REPLACEMENT – FACILITIES DEPARTMENT: Ms. Peters stated two (2) bids were received and staff will make a recommendation on July 25, 2022.

NEW BUSINESS:

1) CONSIDER PERMANENT CLOSURE OF CR 33 AT U.S. HWY 85 ACCESS AND REGULATING, WARNING, AND GUIDING TRAFFIC REGARDING SUCH PERMANENT CLOSURE: Amy Mutchie, Department of Public Works, stated she is presenting this closure on behalf of the Colorado Department of Transportation (CDOT), which is to begin July 13, 2022. She further stated at a recent work session on June 29, 2022, representatives from CDOT presented the phasing of the Peckham Grade Separation Project, which requires relocation of U.S. Highway (HWY) 85, shifting them to the east, and removing access to CR 33. Ms. Mutchie stated CDOT has completed all required notification, including message boards, written notices, press releases, and letters to surrounding property owners. Commissioner Moreno moved to approve said permanent closure, and further commented how important

it is to recognize the many meetings that took place, with all parties involved, to ensure everyone was informed and concerns heard. The motion was seconded by Commissioner Freeman, which carried unanimously.

2) CONSIDER DECLARATION OF CERTAIN EQUIPMENT AS SURPLUS PROPERTY, APPROVE SALE OF SAME AT AUCTION WITH ROLLER AND ASSOCIATES, AND DELEGATE AUTHORITY TO CONTROLLER TO SIGN ANY NECESSARY DOCUMENTS: Cheryl Pattelli, Chief Financial Officer, stated the equipment listed on Exhibit A has been identified as equipment at the end-of-life cycle and staff is requesting to sell the equipment at an auction on July 13, 2022. Commissioner Buck moved to approve said declaration of surplus property, sale at auction and delegate authority to the Controller to sign any necessary documents. The motion was seconded by Commissioner Freeman, and it carried unanimously.

3) CONSIDER TERMINATION OF DECLARATION OF DISASTER EMERGENCY IN RESPONSE TO COVID-19 PANDEMIC HEALTH EMERGENCY: Commissioner Freeman moved to approve said termination of declaration. The motion was seconded by Commissioner Moreno. Bruce Barker, County Attorney, stated this declaration of disaster emergency was held open longer to ensure all reimbursements have been completed, and to lift the stay on Oil and Gas leases. There being no further discussion, the motion carried unanimously.

PLANNING:

1) CONSIDER PARTIAL VACATION OF TWO-LOT RECORDED EXEMPTION, RECX13-0060, FOR REMOVAL OF LOT B – CBEP LAND 2, LLC: Diana Aungst, Department of Planning Services, stated staff received a letter from the applicant dated April 13, 2022, requesting the removal of Lot B from Recorded Exemption, RECX13-0060. She further gave a brief overview of the property history and location, and stated Lot A is not a part of this action. Ms. Aungst explained there was a pipeline easement created in 2008, which will remain on the property, and the resulting unplatted parcel is larger than 35 acres. She stated staff recommends approval subject to the following Condition: 1) The applicant shall submit an updated vacation plat for approval, and upon acceptance, the applicant shall sign said plat and submit it for recording. Zachary Brammer, applicant's representative, was present for questions. 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 IMPROVEMENTS AND ROAD MAINTENANCE AGREEMENT ACCORDING TO POLICY REGARDING COLLATERAL FOR IMPROVEMENTS, AUTHORIZE CHAIR TO SIGN, AND ACCEPT OFF-SITE COLLATERAL FOR SITE SPECIFIC DEVELOPMENT PLAN AND USE BY SPECIAL REVIEW PERMIT, USR21- 0019 – DAVID AND KAYLEEN HUNT: Jazmyn Trujillo-Martinez, Department of Planning Services, stated David and Kayleen Hunt have submitted off-site project collateral, in the form of a personal check for the amount of \$25,000.00, issued by American AgCredit. Commissioner Moreno moved to approve said agreement, and authorize the Chair to sign, and accept collateral. The motion was seconded by Commissioner Saine and it carried unanimously.

3) CONSIDER APPLICATION FOR SMALL BUSINESS INCENTIVE PROGRAM AND AUTHORIZE RELEASE OF ECONOMIC DEVELOPMENT TRUST FUNDS (TIER I) – HIGH 5 TUTORING, LLC, C/O ANGELA KNOPF-CASTLE: Tom Parko, Director of the Department of Planning Services, stated this application for the Small Business Incentive Program has met all the criteria for Tier I funds, for the total amount of \$18,680.85. Mr. Parko further Ms. Knopf-Castle has previously come before the Board to get a Use by Special Review Permit, which allows for an indoor volleyball practice/training facility. Commissioner Buck moved to approve said application and authorize the release of funds, in the amount of \$18,680.85. Commissioner Saine seconded the motion, 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 9:40 a.m.

These Minutes were approved on the 25th day of July, 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

Mike Freeman, Pro-Tem

Perry L. Buck

Steve Moreno

Lori Saine