

# RECORD OF PROCEEDINGS

## MINUTES

### BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO WEDNESDAY, SEPTEMBER 21, 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, September 21, 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:

Assistant County Attorney, Karin McDougal  
Acting Clerk to the Board, Houston Aragon  
Chief Financial Officer, Cheryl Pattelli

**MINUTES:** Commissioner Saine moved to approve the Minutes of the Board of County Commissioners meeting of September 7, 2022, as printed. Commissioner Moreno 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 Moreno moved to approve the Consent Agenda, as printed. Commissioner Freeman seconded the motion and it carried unanimously.

#### **WARRANTS:**

1) GENERAL WARRANTS – SEPTEMBER 20, 2022: Commissioner Buck moved to approve the General Warrants, as printed. Commissioner Freeman seconded the motion and it carried unanimously.

#### **BIDS:**

1) APPROVE BID #B2200130, CAMERA EQUIPMENT AND LICENSING ACQUISITION – FACILITIES DEPARTMENT: Christie Peters, Purchasing Department, stated the sole bidder, Long Building Technologies, Inc., for a total amount of \$48,676.00, did not meet specifications. She further stated the pricing annotated on their bid response identifies each additional AXIS P3265-LVE camera, mount and license would cost \$46,776.00; therefore, staff's recommendation is to reject this bid. Commissioner Saine moved to reject said bid. The motion was seconded by Commissioner Buck, and it carried unanimously.

2) PRESENT AND APPROVE REQUEST FOR EMERGENCY PURCHASE OF 2023 FORD TRANSIT CONNECT PASSENGER WAGONS LWB XL (QTY 3) FOR SHERIFF'S OFFICE, PURSUANT TO

STATE OF COLORADO PRICE AGREEMENT (#171748) AMENDMENT #3 (#176657), AND AUTHORIZE CHIEF FINANCIAL OFFICER TO SIGN ALL NECESSARY DOCUMENTS – KGA-FLG, LLC, DBA KEN GARFF FORD GREELEY: Ms. Peters explained staff has been informed that due to supply chain constraints and popularity of Ford Transit Passenger Vans, the deadline to purchase 2023 inventory at State auction is moving up, and possibly closing as soon as September 22, 2022. She stated to ensure the County's orders are placed and to avoid a potential delay in acquiring said vehicles, staff's recommendation is for emergency approval for the purchase of three (3) 2023 Ford Transit Passenger Wagons LWB XL, for the amount of \$32,298.00 each, for a total amount of \$96,894.00, which is a total savings of \$3,408.00, when compared to the adjusted bid price from Greiner Ford of Casper. Commissioner Buck moved to approve said purchase request, on an emergency basis. The motion was seconded by Commissioner Saine, and it carried unanimously.

3) PRESENT AND APPROVE REQUEST FOR EMERGENCY PURCHASE OF 2023 FORD TRANSIT CONNECT CARGO VAN LWB XLT FOR PRINT SHOP, PURSUANT TO STATE OF COLORADO PRICE AGREEMENT (#171748) AMENDMENT #3 (#176657), AND AUTHORIZE CHIEF FINANCIAL OFFICER TO SIGN ALL NECESSARY DOCUMENTS – KGA-FLG, LLC, DBA KEN GARFF FORD GREELEY: Ms. Peters explained staff has been informed that due to supply chain constraints and popularity of Ford Transit Cargo Vans, the deadline to purchase 2023 inventory at State auction is moving up, and possibly closing as soon as September 22, 2022. She stated to ensure the County's orders are placed and to avoid a potential delay in acquiring said vehicle, staff's recommendation is for emergency approval for the purchase of one (1) 2023 Ford Transit Cargo Van LWB XLT, for the amount of \$35,104.00, which is a total saving of \$768.00, when compared to the adjusted bid price quoted by Greiner Ford of Casper. Commissioner Freeman moved to approve said purchase request, on an emergency basis. The motion was seconded by Commissioner Buck, and it carried unanimously.

**NEW BUSINESS:**

1) CONSIDER CONTRACT ID #6342 MEMORANDUM OF UNDERSTANDING FOR NORTHERN COLORADO REGIONAL WORKFORCE DEVELOPMENT PARTNERSHIP AND AUTHORIZE CHAIR TO SIGN – LARIMER COUNTY: Tami Grant, Deputy Director of the Department of Human Services, stated this memorandum of understanding with Larimer County is a true testament to the commitment of regionalism in the pursuit of common workforce development goals. She referenced the Workforce Development proclamation from earlier this month with Rich Werner in attendance that day, when he gave information about this forthcoming agreement. Karina Amaya-Ragland, Director of Employment Services of Weld County, introduced Cece Majchrowski, Deputy Director of Employment Services of Weld County, as well as Rich Werner from Upstate Colorado, Jacob Castillo, Director of Economic Workforce Development of Larimer County, Evan Wendlendt, Associate Director of Economic Workforce Development of Larimer County, Kelsey Bahn, Regional Talent, and Kristin Stevens, Chair of Larimer County Board of Commissioners. Ms. Amaya-Ragland stated over the years, both Weld and Larimer Counties have collaborated on numerous events as County lines have merged. She further stated this Memorandum of Understanding is a formal declaration for collaboration with employers and jobseekers in the Northern Colorado region, and explained this is a non-financial transaction and is the first of its kind in the State of Colorado, with the hope this memorandum of understanding will pave the way for other Counties to collaborate with each other.

Commissioner Stevens stated she is the liaison for Larimer County's Economic Workforce Development, and explained Larimer County adopted this agreement on September 20, 2022, as a testament to their commitment to collaborations as being important. She referenced working with Chair James on the North Front Range Metropolitan Planning Organization (NFRMPO), and stated that organization allows them to connect communities via transit and transportation, and this memorandum of understanding is another means to improve commerce, and explained oftentimes the local workforce lives in one county and works in another.

Commissioner Moreno moved to approve said memorandum of understanding and authorize the Chair to sign. The motion was seconded by Commissioner Saine. Chair James stated as the former mayor of Johnstown, he believes those in Johnstown, the City of Windsor, and Town of Wellington, are communities that Weld and Larimer Counties share, and the constituents see this as a regional economy without the distinction of jurisdiction. He further acknowledged the efforts of Mr. Werner and the staff in workforce development to foster growth in our region. Commissioner Buck stated those who work in Workforce Development are excited, and full of positive energy and good will to help people get back into the workforce. She expressed appreciation for the collaboration with Larimer County and commented she looks forward to the benefits for the Northern Colorado Region. Commissioner Moreno stated this is another example of one more area that Weld and Larimer Counties will partner together for the benefit of the region. He also gave an extra thanks to Mr. Werner for being a partner and advocate for regional growth and development. Commissioner Saine thanked everyone for being present and stated if the Counties help each other, they help everyone else. She further recognized the regional effort will make the Counties stronger together, and commended the leadership involved in the creation of this model. There being no further discussion, the motion carried unanimously. *(Clerk's Note: The group gathered for a photo opportunity.)*

2) CONSIDER CONTRACT ID #6305 INDIVIDUAL PROVIDER CONTRACT FOR FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – BRADLEY PRATT AND MARICELA DENNIS: Jamie Ulrich, Director of the Department of Human Services, stated this is a new kinship foster care home located in Monument, Colorado. Commissioner Moreno moved to approve said contract and authorize the Chair to sign. Seconded by Commissioner Buck, the motion carried unanimously.

3) CONSIDER CONTRACT ID #6324 INDIVIDUAL PROVIDER CONTRACT FOR FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – BRENT AND KOURTNI DEARBORN: Ms. Ulrich stated this is a new foster care home located in Windsor, Colorado. Commissioner Buck moved to approve said contract and authorize the Chair to sign. Seconded by Commissioner Freeman, the motion carried unanimously.

4) CONSIDER CONTRACT ID #6325 INDIVIDUAL PROVIDER CONTRACT FOR FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – DENNIS AND SHAREE GAMBLE: Ms. Ulrich stated this is a new certified kinship foster home located in Escondido, California. Commissioner Buck moved to approve said contract and authorize the Chair to sign. Seconded by Commissioner Moreno, the motion carried unanimously.

5) CONSIDER CONTRACT ID #6322 INTERGOVERNMENTAL CONTRACT AMENDMENT #2 FOR PROMOTING SAFE AND STABLE FAMILIES (PSSF) GRANT AND AUTHORIZE CHAIR TO SIGN AND SUBMIT ELECTRONICALLY: Ms. Ulrich explained this amendment allows for the extension of the term date through September 30, 2023, and to add additional funding in the amount of \$178,033.00. Commissioner Freeman moved to approve said amendment and authorize the Chair to sign. Commissioner Buck seconded the motion and it carried unanimously.

6) CONSIDER CONTRACT ID #6331 CHANGE ORDER #1 TO PROFESSIONAL SERVICE AGREEMENT FOR GEOTECHNICAL TESTING SERVICES (BID #B2200048) AND AUTHORIZE CHAIR TO SIGN – GROUND ENGINEERING CONSULTANTS, INC.: Ryan Axtman, Department of Public Works, stated this request is not an increase to the budget, but a request to fully optimize the budgeted amount for the 2022 calendar year, for construction materials and testing. Commissioner Buck moved to approve said Change Order and authorize the Chair to sign. The motion was seconded by Commissioner Saine, and it carried unanimously.

7) CONSIDER AGREEMENT FOR THE RESTORATION AND STEWARDSHIP OF OUTDOOR RESOURCES AND THE ENVIRONMENT (RESTORE) GRANT FOR THE NORTHERN GRASSLAND RESTORATION PROJECT IN WELD COUNTY WITH PAWNEE NATIONAL GRASSLAND AND AUTHORIZE CHAIR TO SIGN – NATIONAL FISH AND WILDLIFE FOUNDATION: Tina Booton, Department of Public Works, stated this grant project was awarded \$174,750.00, in grant funds earlier this year from the National Fish and Wildlife Foundation, with \$131,200.00 in federal funding, and \$43,550.00 in non-federal funds. She relayed that Weld County's in-kind match is \$68,450.00, and with our partners in-kind match and cash match of \$70,750.00, the total local match amount is \$139,200.00. Ms. Booton informed the Board these funds will be used north of Highway 14. Commissioner Moreno moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner Saine, the motion carried unanimously.

8) CONSIDER APPLICATION FOR TRANSFER OF OWNERSHIP FROM RNR, LLC, DBA MCCARTY'S AT EATON COUNTY CLUB, TO ION, LLC, DBA MCCARTY'S EATON, FOR A HOTEL AND RESTAURANT (COUNTY) LIQUOR LICENSE WITH ONE (1) OPTIONAL PREMISES, AND AUTHORIZE CHAIR TO SIGN: Karin McDougal, Assistant County Attorney, stated this is an application to transfer the Hotel and Restaurant County liquor license from RnR, LLC, to ION, LLC. She further stated this location has had a county liquor license since October 1968, with the current license holder since November 2016, and will be transferred to two (2) existing managers of this establishment. Ms. McDougal explained there has been no change or alterations to the premises, therefore, no inspection by a Commissioner was needed. She stated the application is complete, and has been reviewed and approved by the County's Departments with no concerns. She stated the background checks are clear, the required notice was posted on the premises, and was published in the Greeley Tribune. Daniel Kostrewa and Paul Speck, applicants were present for questions. No public testimony was offered concerning this matter. Commissioner Freeman moved to approve said application for transfer of liquor license ownership and authorize the Chair to sign. Seconded by Commissioner Buck, the motion carried unanimously.

**PLANNING:**

1) CONSIDER CERTIFICATION TO WELD COUNTY TREASURER OF ZONING VIOLATION PENALTIES AS SPECIAL ASSESSMENT – CONSUELO HERNANDEZ (*CONT'D FROM 6/22/2022*): Matthew Conroy, Assistant County Attorney, stated the Board of Commissioners last heard this case on June 22, 2022, when a continuance was granted to allow Consuelo Hernandez time to bring the property into compliance. He further stated this property was last certified on November 15, 2021, and there is a court-ordered daily penalty of \$20.00 per day, beginning on July 12, 2021, and violations include a non-commercial junkyard and installation of multiple cargo containers without building permits. Mr. Conroy stated this property is still in violation and requested the certification of daily penalties from November 16, 2021, through August 21, 2022 (a period of 278 days), which results in a total special assessment of \$5,560.00. Bethany Pascoe, Zoning Compliance Officer for the Department of Planning Services, stated she conducted an inspection on September 20, 2022, and displayed aerial and vicinity maps, in addition to photos of the site. She explained there does not appear to be much, if any, change since June 22, 2022, when last inspected and concluded this property is still in violation of the Weld County Code.

No property owner or representative was present. Commissioner Buck moved to approve said certification of zoning violation as a special assessment. The motion was seconded by Commissioner Freeman, 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 9:27 a.m.

These Minutes were approved on the 5th day of October, 2022.

BOARD OF COUNTY COMMISSIONERS  
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

\_\_\_\_\_  
Scott K. James, Chair

BY: \_\_\_\_\_  
Deputy Clerk to the Board

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Mike Freeman, Pro-Tem

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Perry L. Buck

\_\_\_\_\_  
Steve Moreno

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EXCUSED DATE OF APPROVAL  
Lori Saine