

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO MONDAY, SEPTEMBER 19, 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 19, 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

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.

COMMISSIONER COORDINATOR REPORTS: Commissioner Buck reported the Colorado Oil and Gas Conservation Committee (COGCC) meeting last week went well in terms of collaborating, on permitting. In addition, she stated the Board attended the 10 County Budget Conference, where they were presented with a lot of good information. Commissioner Moreno expanded on the 10 County Budget Conference and stated discussion was largely on workforce challenges and discussing ideas for employee retention and remote working. Chair James announced the Transportation Commission announced the allocation of \$100 Million in funding for Segment 5, in a ten (10) year plan, and he thanked Elizabeth Relford, Deputy Director of the Department of Public Works, for her knowledge and advocacy with her work on behalf of County projects. Commissioner Moreno thanked Chair James and Ms. Relford for their time and dedication.

PROCLAMATIONS:

1) NATIONAL FORENSIC SCIENCE WEEK – SEPTEMBER 18-24, 2022: Chair James read the proclamation for the record. Steve Reams, Weld County Sheriff, thanked the Board for their recognition and highlighted the forensic team who are the critical component of the law enforcement community to gain convictions, which may have gone unsolved without their efforts. He further stated forensic investigation is a key factor in community safety for citizens of Weld and Larimer Counties. Daren Ford, Director of the Northern Colorado Regional Forensic Laboratory, stated he appreciates the Board for their recognition of the Lab and the incredible work that is accomplished on behalf of Weld and Larimer Counties, as well as being partners with the Colorado Bureau of Investigation (CBI). Those in attendance introduced themselves as Todd Spetzig, Weld County Digital Evidence Specialist, Michelle Potherny, Weld County Latent Prints Discipline, Kiara Winch, Weld County DNA and Biology Unit, Jody Callen, CBI DNA and Biology Unit, Kate Alcorn, CBI Evidence Technician, and Lisa Yoshida, Director for the CBI Lab in Arvada, Colorado. In turn, each Commissioner expressed their appreciation for the Crime Lab, and their due diligence to piece together investigations for law enforcement. *(Clerk's Note: The group gathered for a photo opportunity).*

WARRANTS:

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

BIDS:

1) RESCIND BID #B2200003, MID-SIZED PASSENGER VANS (QTY 3) – SHERIFF'S OFFICE: Christie Peters, Purchasing Department, stated a work session was held on September 12, 2022, where it was discussed that Fleet Services had received information from Greiner Ford of Casper, that Ford can no longer build the vans at the original bid price of \$28,389.00, as approved through Bid #B2200003, on January 31, 2022. She explained the price has increased by \$5,045.00, per vehicle, resulting in an overall increase of \$15,135.00, for a new purchase order total of \$100,302.00. Ms. Peters stated staff's recommendation is to rescind this bid and cancel the purchase order, as Fleet Services would like to pursue the state bid, which is less than the updated bid prices. Commissioner Moreno moved to rescind said bid, per staff's recommendation. The motion was seconded by Commissioner Saine. In response to Commissioner Freeman, Ms. Peters confirmed there will be a separate request to purchase the vehicles from the State bid. There being no further discussion, the motion carried unanimously.

2) RESCIND BID #B2200006, MID-SIZED CARGO VAN (QTY 1) – PRINT SHOP: Ms. Peters stated a work session was held on September 12, 2022, where it was discussed that Fleet Services had received information from Greiner Ford of Casper, that Ford can no longer build the vans at the original bid price of \$29,895.00, as approved through Bid #B2200006, on January 31, 2022. She explained the price of the vehicle is now \$35,872.00, resulting from an increase of \$5,977.00. Ms. Peters stated staff's recommendation is to rescind this bid and cancel the purchase order, as Fleet Services would like to pursue the state bid, which is less than the updated bid price. Commissioner Buck moved to rescind said bid, per staff's recommendation. The motion was seconded by Commissioner Freeman, and it carried unanimously.

3) PRESENT BID #B2200112, ELECTRONIC MONITORING EQUIPMENT AND OFFENDER SUPERVISION SERVICES – DEPARTMENT OF JUSTICE SERVICES: Ms. Peters stated four (4) bids were received and staff will make a recommendation on October 10, 2022.

NEW BUSINESS:

1) CONSIDER REORGANIZATION OF WELD COUNTY DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT: Gene O’Hara, Interim Director of the Department of Public Health and Environment, proposed a workforce reduction. He explained the functions of the Support Services Coordinator are no longer needed, as they are largely completed by the Department of Human Resources. He recommended the personnel in this position be placed on paid administrative leave immediately, while the process of elimination occurs. In response to Commissioner Moreno, Mr. O’Hara stated this position is not a regularly paid position, but more of a per diem position; however, this will result in a cost savings of \$90,000.00, annually. Commissioner Moreno moved to approve said reorganization. The motion was seconded by Commissioner Buck, and it carried unanimously.

2) CONSIDER STANDARD FORM FOR SUBRECIPIENT AGREEMENT FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS BETWEEN THE DEPARTMENT OF FINANCE AND ADMINISTRATION AND VARIOUS RECIPIENTS, AND AUTHORIZE CHAIR TO SIGN AGREEMENTS CONSISTENT WITH SAID FORM: Cynthia Martin, Community Development Block Grant (CDBG) Analyst, stated Housing and Urban Development (HUD) recently updated their template for standard agreements to clarify the outcomes of the program. Commissioner Buck moved to approve said standard form agreement and authorize the Chair to sign agreements consistent with said form. The motion was seconded by Commissioner Moreno, and it carried unanimously.

3) CONSIDER ACCEPTANCE OF DEED OF DEDICATION FOR PUBLIC ROAD RIGHT-OF-WAY FOR CR 72 RAILROAD CLOSURE PROJECT AND AUTHORIZE CHAIR TO SIGN – OMAHA TRACK, INC.: Tiffane Johnson, Department of Public Works, stated Weld County and the Colorado Department of Transportation (CDOT) have been working together on a number of projects with Union Pacific Railroad (UPRR) over several years, and this deed of dedication is the follow-up to those agreements. She further stated at County Road (CR) 72, Weld County is receiving .32 acres to place a turnaround where this closure ends. Commissioner Freeman moved to accept said deed and authorize the Chair to sign. Seconded by Commissioner Saine, the motion carried unanimously.

4) CONSIDER SPECIAL EVENTS PERMIT AND AUTHORIZE CHAIR TO SIGN – INNOCENT PAWS PUPPY RESCUE: Janna Marmon, Event Coordinator, explained she is coordinating a Fall Fling event in Erie, Colorado, with funds raised going to benefit Innocent Paws Puppy Rescue in Loveland, Colorado. She further stated there will be a variety of local vendors, food trucks, and live Bluegrass music. Bruce Barker, County Attorney, stated there are no concerns from any referrals. No public testimony was offered. Commissioner Saine moved to approve said Special Events Permit and authorize the Chair to sign. The motion, which was seconded by Commissioner Buck, carried unanimously.

5) CONSIDER APPOINTMENT TO WELD COUNTY FAIR BOARD: Commissioner Freeman moved to approve said appointment. The motion was seconded by Commissioner Buck, and it carried unanimously.

PLANNING:

1) CONSIDER RELEASE OF PROJECT COLLATERAL AND ACCEPTANCE OF WARRANTY COLLATERAL FOR MINOR AMENDED USE BY SPECIAL REVIEW PERMIT, MUSR15-0020, AS RELATED TO USE BY SPECIAL REVIEW PERMIT, USR-1687, AND AUTHORIZE CHAIR TO SIGN – JOURNEY VENTURES, LLC, C/O J-2 CONTRACTING COMPANY, INC.: Jazmyn Trujillo-Martinez, Department of Planning Services, requested the release of project collateral, from the amount of \$901,249.00, and acceptance of warranty collateral, in the amount of \$135,187.35, in the form of a General Purpose Rider to be attached to the existing Performance Bond No. 2269333, issued by Corporate Solutions America Insurance Corporation to be held for the duration of the two (2) year warranty period. She further stated the applicants have completed all requirements, and inspectors from

the Departments of Public Works and Planning Services have deemed the improvements acceptable. Ms. Trujillo-Martinez explained the reduction of collateral and the terms of the Road Maintenance Agreement will remain in effect for the life of the Use by Special Review Permit (USR). Commissioner Moreno moved to approve said release of project collateral, acceptance of warranty collateral, and authorize the Chair to sign. The motion was seconded by Commissioner Buck, and it carried unanimously.

2) CONSIDER FULL RELEASE OF OFF-SITE COLLATERAL FOR CR 6 ACCESS PERMIT, AP19-00231 – CIVITAS RESOURCES, INC., FORMERLY CRESTONE PEAK RESOURCE HOLDINGS, LLC: Ms. Trujillo-Martinez requested the full release of off-site warranty collateral, in the amount of \$56,291.21, procured in the form of an Irrevocable Standby Letter of Credit, issued by JP Morgan Chase Bank, N.A. She stated the applicants have completed their required warranty period, and inspectors from the Departments of Public Works and Planning Services are in support of the release of collateral. Ms. Trujillo-Martinez explained the terms of the Road Maintenance Agreement will remain in effect for the life of the Access Permit. Commissioner Buck moved to release said off-site collateral. 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 9:26 a.m.

These Minutes were approved on the 3rd day of October, 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 DATE OF APPROVAL

Mike Freeman, Pro-Tem

Perry L. Buck

Steve Moreno

EXCUSED DATE OF APPROVAL

Lori Saine