

# RECORD OF PROCEEDINGS

## MINUTES

### BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO MONDAY, DECEMBER 12, 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, December 12, 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

**READ ORDINANCE BY AUDIO:** Commissioner Freeman moved to read Emergency Code Ordinance #259 by audio. The motion was seconded by Commissioner Moreno, and it carried unanimously.

**MINUTES:** Commissioner Buck moved to approve the Minutes of the Board of County Commissioners meeting of November 28, 2022, as printed. Commissioner Freeman seconded the motion and it carried unanimously.

**CERTIFICATION OF HEARINGS:** Commissioner Buck moved to approve the Certification of Hearings conducted on November 28, 2022, as follows: 1) PCSC22-0013 – Scott and Kristen Fisher. Commissioner Saine seconded the motion, which carried unanimously.

**PUBLIC INPUT:** Edwin Grant, Greeley resident, stated on September 12, 2022, he attended a District 6 School Board meeting regarding parents' concern of literature content. He then spoke about Angela Yvonne Davis, and other historically controversial individuals now holding high ranking and influential positions, and stated in his opinion, the public needs to be aware and engaged.

**AMENDMENTS TO AGENDA:** Chair James indicated Contract ID #6537 needed to be added as New Business item #9, and renumber subsequent items. Commissioner Buck moved to approve the addition to the agenda. The motion was seconded by Commissioner Moreno, and it carried unanimously. Commissioner Freeman moved to approve the agenda, as amended. The motion was seconded by Commissioner Buck, and it carried unanimously.

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

**COMMISSIONER COORDINATOR REPORTS:** Commissioner Moreno reported he and Commissioner-Elect, Kevin Ross, took a trip to the new Weld County Sheriff's Office shooting range training facility and stated it will be a huge asset to the County. Chair James stated he and Elizabeth Relford, Deputy Director of the Department of Public Works, took a trip to Pueblo last week to make a presentation for Department of Local Affairs (DOLA) Grant money, and further stated he feels it was successful and they anticipate a positive report.

**PROCLAMATIONS:**

1) PLATTE VALLEY BRONCOS DAY, CLASS 3A STATE VOLLEYBALL CHAMPIONSHIP – DECEMBER 12, 2022: Chair James read the proclamation for the record. Ryleigh Haynes, Coach, expressed her appreciation for the Board's recognition this year, and further reviewed some highlights from their season as a resilient and hard-working team. She further introduced the players and their grade level for the record. In turn, each Commissioner congratulated the team for being leaders in their school and community, further commended their hard work, thanked their families for their support in raising champions, and encouraged them to continue endeavoring to reach their goals in the same manner throughout their lives. *(Clerk's Note: The group gathered for a photo opportunity).*

2) ROOSEVELT ROUGHRIDERS DAY, CLASS 3A STATE FOOTBALL CHAMPIONSHIP – DECEMBER 13, 2022: Chair James read the proclamation for the record. Lane Wasinger, Coach, expressed his appreciation for the Board's recognition again this year, and further reviewed some highlights from their undefeated season. Upon request from Chair James, the team introduced themselves and their grade level for the record. In turn, each Commissioner congratulated the team for being leaders in their school and community, further commended their hard work, and thanked their families for their support in raising champions. Chair James expressed his pride for this team and stated many of these players he has seen growing up from a very young age, and has had the pleasure of announcing the games on Friday nights. *(Clerk's Note: The group gathered for a photo opportunity).*

**WARRANTS:**

1) GENERAL WARRANTS – DECEMBER 9, 2022: Commissioner Buck moved to approve the General Warrants, as printed. Commissioner Saine seconded the motion, and it carried unanimously.

2) COMMISSIONER WARRANTS (SCOTT K. JAMES) – DECEMBER 9, 2022: Commissioner Moreno moved to approve the Warrant for Commissioner James. Commissioner Freeman seconded the motion, and upon a roll call vote, the motion carried four (4) to zero (0), with Commissioner James recused.

**BIDS:**

1) APPROVE BID #B2200164, DESIGN SERVICES FOR WASH BAY CONVERSION – FACILITIES DEPARTMENT: Christie Peters, Purchasing Department, stated staff recommends selecting the lowest bidder who met specifications, Cairn Design, LLC, for a total amount of \$11,735.00. Commissioner Freeman moved to approve said bid. The motion was seconded by Commissioner Buck, and it carried unanimously.

**NEW BUSINESS:**

1) CONSIDER TWO (2) SECTION 179D ENERGY EFFICIENT COMMERCIAL BUILDINGS DEDUCTION ALLOCATION FORMS FOR CENTENNIAL CENTER AND NORTH JAIL COMPLEX AND AUTHORIZE CHAIR TO SIGN – SETPOINT SYSTEMS CORPORATION: Toby Taylor, Director of the Facilities Department, was not in attendance; however, per the pass around that was approved by all five (5) Commissioners, on December 5, 2022, there were no questions from the Board. Commissioner Freeman moved to approve said forms and authorize the Chair to sign. Seconded by Commissioner Moreno, the motion carried unanimously.

2) CONSIDER 2023 STATE NOXIOUS WEED PROGRAM GRANT APPLICATION FOR ERADICATION OF LIST A AND B SPECIES THROUGHOUT WELD COUNTY AND AUTHORIZE DEPARTMENT OF PUBLIC WORKS TO SUBMIT ELECTRONICALLY: Tina Booton, Department of Public Works, stated this grant application will allow the County to cost-share funds for landowners, in an amount up to \$750.00 per landowner, for two (2) List A species, and up to \$600.00 per landowner for one (1) List B species. She further stated the County is requesting \$26,000.00 in grant funding, with an in-kind match of \$34,802.00, from the County, that is already included in the 2023 budget. Ms. Booton further stated there is an estimated in-kind match of \$6,005.00, from landowners, for a total local match of \$40,807.00. Commissioner Buck moved to approve said application and authorize Ms. Booton to submit electronically. Seconded by Commissioner Moreno, the motion carried unanimously.

3) CONSIDER CONTRACT ID #6523 AMENDMENT #1 TO CONTRACT FOR BEHAVIORAL HEALTH GRANT PROGRAM FOR HIGH-FIDELITY WRAPAROUND PROJECT AND AUTHORIZE CHAIR TO SIGN AND SUBMIT ELECTRONICALLY: Tami Grant, Deputy Director of the Department of Human Services, stated this amendment will update the budget category totals for the duration of the contract, with the total amount awarded and scope of the project remaining the same. Commissioner Freeman moved to approve said amendment and authorize the Chair to sign and submit electronically. The motion, which was seconded by Commissioner Saine, carried unanimously.

4) CONSIDER CONTRACT ID #6534 EXPENDITURE AUTHORIZATION AND WORK PLAN FOR QUEST RECOVERY DISLOCATED WORKER GRANT (DWG) AND AUTHORIZE CHAIR TO SIGN ELECTRONICALLY: Ms. Grant stated this initiative will support employment equity for the individual, community, and industry as the nation prioritizes economic and employment recovery from the COVID-19 pandemic, for the awarded amount of \$200,000.00. Commissioner Saine moved to approve said expenditure authorization and work plan, and authorize the Chair to sign electronically. The motion, which was seconded by Commissioner Moreno, carried unanimously.

5) CONSIDER CONTRACT ID #6528 AGREEMENT FOR SERVICES AND AUTHORIZE CHAIR TO SIGN – A WOMAN’S PLACE, INC.: Ms. Grant stated this agreement will issue reimbursement to A Woman’s Place to provide case management and community shelter services during the 2023 calendar year, for an amount not to exceed \$10,000.00. Commissioner Buck moved to approve said agreement. Commissioner Saine seconded the motion, and it carried unanimously.

6) CONSIDER CONTRACT ID #6529 AGREEMENT FOR SERVICES AND AUTHORIZE CHAIR TO SIGN – GREELEY TRANSITIONAL HOUSE, DBA GREELEY FAMILY HOUSE: Ms. Grant stated under this agreement the Greeley Family House will be reimbursed to provide case management and community shelter services during the 2023 calendar year, for an amount not to exceed \$10,000.00. The motion to approve said agreement and authorize the Chair to sign was made by Commissioner Saine, which was seconded by Commissioner Buck, and it carried unanimously.

7) CONSIDER CONTRACT ID #6544 AGREEMENT FOR SERVICES AND AUTHORIZE CHAIR TO SIGN – CATHOLIC CHARITIES AND COMMUNITY SERVICES OF THE ARCHDIOCESE OF DENVER, INC.: Ms. Grant presented the reimbursement terms for Catholic Charities to provide case management

and community shelter services during the 2023 calendar year, for an amount not to exceed \$10,000.00. Commissioner Buck moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner Saine, the motion carried unanimously.

8) CONSIDER CONTRACT ID #6527 AGREEMENT FOR PROFESSIONAL SERVICES FOR LOW-INCOME ENERGY ASSISTANCE PROGRAM (LEAP) OUTREACH INCENTIVE PROGRAM AND AUTHORIZE CHAIR TO SIGN – UNITED WAY OF WELD COUNTY: Ms. Grant stated this agreement allows for the County to utilize the incentive program to increase the number of completed applications and decrease the amount of denied applications for failure to provide verification of information. She further stated this is at no cost to the County, since the funds of \$50,265.00 are fully state-funded. Commissioner Moreno moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner Freeman, and it carried unanimously.

9) CONSIDER CONTRACT ID #6537 AGREEMENT FOR PROFESSIONAL SERVICES AND AUTHORIZE CHAIR TO SIGN – CENTER FOR AUTISM AND RELATED DISORDERS, LLC: Ms. Grant stated this agreement provides mental health services for youth diagnosed with neurodivergent behaviors with families involved with the child welfare program from November 1, 2022, through April 30, 2023. Commissioner Buck moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner Moreno, the motion carried unanimously.

10) CONSIDER CONTRACT ID #6545 AGREEMENT FOR PROFESSIONAL SERVICES AND AUTHORIZE CHAIR TO SIGN – CYNTEGRAL, LLC: Ms. Grant stated this agreement will allow for grant writing services, from a sole source vendor, to respond to the Request for Proposal (RFP) that will be released by the state at the end of 2022. Commissioner Buck moved to approve said agreement and authorize the Chair to sign. The motion, which was seconded by Commissioner Saine, carried unanimously.

11) CONSIDER CONTRACT ID #6530 MEMORANDUM OF AGREEMENT FOR COORDINATED INVESTIGATIONS INTO CHILD ABUSE AND NEGLECT AND AUTHORIZE CHAIR TO SIGN - LIFE STORIES CHILD AND FAMILY ADVOCACY: Ms. Grant stated under this agreement the Department of Human Services, Sheriff's Office and District Attorney's Office will use the vendor facility to conduct coordinated investigations and debriefing sessions of alleged child abuse and neglect. Commissioner Moreno moved to approve said memorandum of agreement and authorize the Chair to sign. The motion was seconded by Commissioner Saine, and it carried unanimously.

12) CONSIDER CONTRACT ID #6497 MEMORANDUM OF UNDERSTANDING FOR BAGS OF LOVE PROJECT AND AUTHORIZE CHAIR TO SIGN – CAROL FREIMARK, ON BEHALF OF BAGS OF LOVE: Ms. Grant presented the annual memorandum of understanding to provide toys and handmade blankets for children placed in protective custody. She stated their services are at no cost to the County. Commissioner Buck moved to approve said memorandum of understanding and authorize the Chair to sign. Commissioner Freeman seconded the motion, and it carried unanimously.

13) CONSIDER CONTRACT ID #6550 MEMORANDUM OF UNDERSTANDING FOR COLORADO CHILD CARE ASSISTANCE PROGRAM (CCCAP) AND AUTHORIZE CHAIR TO SIGN: Ms. Grant presented the annual memorandum of understanding for an annual performance contract with the state, that identifies the duties and responsibilities to work in a collaborative manner to administer, financially support, and implement the Colorado Child Care Assistance Program, from January 1, 2023, through June 30, 2025. Commissioner Saine moved to approve said memorandum of understanding and authorize the Chair to sign. The motion, which was seconded by Commissioner Buck, carried unanimously.

14) CONSIDER CONTRACT ID #6556 2023 ANNUAL PROGRAM PLAN FOR CHILD SUPPORT SERVICES AND AUTHORIZE DIRECTOR AND DIVISION MANAGER OF DEPARTMENT OF HUMAN SERVICES TO SIGN: Ms. Grant stated this plan outlines Child Support Services (CSS) priorities for 2023 focusing on non-payment cases and meeting C-STAT measures. Commissioner Buck moved to approve said plan and authorize the Director and Division Manager of the Department of Human Services to sign. The motion was seconded by Commissioner Moreno, and it carried unanimously.

15) CONSIDER 2023 AMOUNT TO BE PAID FOR THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF GREELEY AND WELD COUNTY FOR ISLAND GROVE PARK MANAGEMENT SERVICES: Don Warden, Director of the Department of Finance and Administration, stated this a long-standing agreement, in the amount of \$563,000.00, for the maintenance of the Park. He further stated these monies are from conservation lottery dollars. Commissioner Buck moved to approve the Resolution. The motion was seconded by Commissioner Saine, and it carried unanimously.

16) CONSIDER MEMORANDUM OF UNDERSTANDING FOR ADULT TREATMENT COURT AND AUTHORIZE CHAIR TO SIGN: Mr. Warden stated this item and the following Memorandums of Agreement, reflect amounts to be included in the 2023 budget, as discussed during budget work sessions. He stated this particular item is for the amount of \$25,000.00, for adult treatment court to assist offenders. In response to Commissioner Moreno, Mr. Warden stated this has been in place for approximately 15 years with success, and the amount is reduced since it is now also supplemented by state funding. Commissioner Freeman moved to approve said memorandum of understanding and authorize the Chair to sign. The motion was seconded by Commissioner Buck, and it carried unanimously.

17) CONSIDER MEMORANDUM OF AGREEMENT BETWEEN WELD COUNTY, COLORADO, AND ENVISION AS A RECIPIENT OF WELD COUNTY GENERAL FUND MONIES AND AUTHORIZE CHAIR TO SIGN: Mr. Warden stated \$38,225.00 is for Envision, for the developmentally disabled and matches state funding. Commissioner Saine moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner Buck, and it carried unanimously.

18) CONSIDER MEMORANDUM OF AGREEMENT BETWEEN WELD COUNTY, COLORADO, AND GREAT WESTERN TRAIL AUTHORITY AS A RECIPIENT OF WELD COUNTY GENERAL FUND MONIES AND AUTHORIZE CHAIR TO SIGN: Mr. Warden stated \$10,000.00 is for maintenance of the Great Western Trail Authority, in partnership with the Towns of Windsor, Severance, and Eaton. Commissioner Buck moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner Saine, and it carried unanimously.

19) CONSIDER MEMORANDUM OF AGREEMENT FOR MENTAL HEALTH SERVICES BETWEEN WELD COUNTY, COLORADO, AND NORTH RANGE BEHAVIORAL HEALTH AS A RECIPIENT OF WELD COUNTY GENERAL FUND MONIES AND AUTHORIZE CHAIR TO SIGN: Mr. Warden stated this is for mental health services for \$171,000.00, of which \$121,000.00 is for base services, and the additional \$50,000.00, was added when the clinic in Frederick, Colorado, was opened. Commissioner Buck moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner Saine, the motion carried unanimously.

20) CONSIDER MEMORANDUM OF AGREEMENT FOR SUICIDE EDUCATION AND PREVENTION SERVICES BETWEEN WELD COUNTY, COLORADO, AND NORTH RANGE BEHAVIORAL HEALTH AS A RECIPIENT OF WELD COUNTY GENERAL FUND MONIES AND AUTHORIZE CHAIR TO SIGN: Mr. Warden stated this is for suicide education and prevention, for the amount of \$20,000.00. Commissioner Buck moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner Freeman, and it carried unanimously.

21) CONSIDER MEMORANDUM OF AGREEMENT BETWEEN WELD COUNTY, COLORADO, AND WELD COUNTY SENIOR CITIZEN COORDINATORS AS A RECIPIENT OF WELD COUNTY GENERAL FUND MONIES AND AUTHORIZE CHAIR TO SIGN: Mr. Warden stated \$40,000.00 is for 20 senior centers for their operational expenses, with each center receiving \$2,000.00. Commissioner Freeman moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner Moreno, and it carried unanimously.

22) CONSIDER MEMORANDUM OF AGREEMENT BETWEEN WELD COUNTY, COLORADO, AND EAST COLORADO SMALL BUSINESS DEVELOPMENT CENTER (SBDC) AS A RECIPIENT OF WELD COUNTY ECONOMIC DEVELOPMENT TRUST FUND MONIES AND AUTHORIZE CHAIR TO SIGN: Mr. Warden stated \$65,000.00 is for the Small Business Development Center for small startup businesses in Weld County. Commissioner Buck moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner Saine, the motion carried unanimously.

23) CONSIDER MEMORANDUM OF AGREEMENT BETWEEN WELD COUNTY, COLORADO, AND UNITED WAY OF WELD COUNTY (211 INFORMATION) AS A RECIPIENT OF WELD COUNTY GENERAL FUND MONIES AND AUTHORIZE CHAIR TO SIGN: Mr. Warden stated \$50,000.00 is for 211 Information and Referral, which works with and compliments the Department of Human Services during emergency events. Commissioner Saine moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner Buck, the motion carried unanimously.

24) CONSIDER MEMORANDUM OF AGREEMENT BETWEEN WELD COUNTY, COLORADO, AND UNITED WAY OF WELD COUNTY (READING GREAT BY EIGHT) AS A RECIPIENT OF WELD COUNTY GENERAL FUND MONIES AND AUTHORIZE CHAIR TO SIGN: Mr. Warden stated \$10,000.00 will go to Reading Great by Eight, formerly known as Promises for Children, alongside five (5) additional partners. Commissioner Freeman moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner Saine, the motion carried unanimously.

25) CONSIDER MEMORANDUM OF AGREEMENT BETWEEN WELD COUNTY, COLORADO, AND UNITED WAY OF WELD COUNTY (WELD'S WAY HOME) AS A RECIPIENT OF WELD COUNTY GENERAL FUND MONIES AND AUTHORIZE CHAIR TO SIGN: Mr. Warden stated \$5,000.00 is for Weld's Way Home program, which benefits people experiencing homelessness. Commissioner Saine moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner Buck, the motion carried unanimously.

26) CONSIDER MEMORANDUM OF AGREEMENT BETWEEN WELD COUNTY, COLORADO, AND UPSTATE COLORADO ECONOMIC DEVELOPMENT AS A RECIPIENT OF WELD COUNTY ECONOMIC DEVELOPMENT TRUST FUND MONIES AND AUTHORIZE CHAIR TO SIGN: Mr. Warden stated \$150,000.00 goes to Upstate Colorado for a private-public partnership for economic development. Commissioner Buck moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner Moreno, and it carried unanimously.

27) FINAL READING OF CODE ORDINANCE #2022-06, IN THE MATTER OF REPEALING AND REENACTING, WITH AMENDMENTS, CHAPTER 5 REVENUE AND FINANCE OF THE WELD COUNTY CODE (*ANNUAL FEES*): Commissioner Freeman moved to read Code Ordinance #2022-06 by title only. The motion was seconded by Commissioner Moreno, and it carried unanimously. Bruce Barker, County Attorney, read the title for the record. Jennifer Oftelie, Budget Manager, stated there are no changes since Second Reading, but she did note that the revisions are mostly clerical changes made during Second Reading, regarding Impact Fees, which now reflect an increase over a six (6) year period to recover costs. Commissioner Buck stated impact fees are important to ensuring development is paying its own way. Edwin Grant, Greeley resident, shared a personal story of his grandparents who purchased land surrounded by Wells Ranch, and they are still paying taxes on this property, to which they eventually

sold to Wells Ranch and had to pay multiple taxes. Commissioner Buck moved to approve Code Ordinance #2022-06 on Final Reading. The motion was seconded by Commissioner Freeman, and upon a roll call vote, the motion passed four (4) to one (1), with Commissioner Saine opposed.

**PLANNING:**

1) FINAL READING OF CODE ORDINANCE #2022-09, IN THE MATTER OF REPEALING AND REENACTING, WITH AMENDMENTS, CHAPTER 2 ADMINISTRATION AND CHAPTER 24 SUBDIVISIONS OF THE WELD COUNTY CODE (CONSENT EXEMPTION VACATIONS): Commissioner Freeman moved to read Code Ordinance #2022-09 by title only. Seconded by Commissioner Saine, the motion passed unanimously. Mr. Barker read the title for the record, and indicated no changes had been made since the Second Reading. He summarized these changes allow for Recorded Exemptions and Subdivision Exemption Vacations to be listed as Consent Agenda items, in addition to cleaning up some of the language used for clarification purposes. Commissioner Moreno moved to approve Code Ordinance #2022-09 on Final Reading. Seconded by Commissioner Saine, the motion carried unanimously.

**RESOLUTIONS AND ORDINANCES:** The Resolutions were presented and signed as listed on the Consent Agenda. Code Ordinances #2022-06, and #2022-09 were both approved on Final 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 9:55 a.m. These Minutes were approved on the 28th day of December, 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

EXCUSED DATE OF APPROVAL  
\_\_\_\_\_  
Perry L. Buck

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

\_\_\_\_\_  
Lori Saine