

# RECORD OF PROCEEDINGS

## MINUTES

### BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO MONDAY, JANUARY 23, 2023

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, January 23, 2023, 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 Mike Freeman, Chair  
Commissioner Perry L. Buck, Pro-Tem - EXCUSED  
Commissioner Scott K. James  
Commissioner Kevin D. Ross  
Commissioner Lori Saine - EXCUSED

Also present:

County Attorney, Bruce Barker  
Acting Clerk to the Board, Houston Aragon  
Chief Financial Officer, Cheryl Pattelli

#### **MINUTES:**

1) Commissioner Ross moved to approve the Minutes of the Board of County Commissioners meeting of January 4, 2023, as printed. Commissioner James seconded the motion, and it carried unanimously.

2) Commissioner James moved to approve the Minutes of the Board of County Commissioners meeting of January 9, 2023, as printed. Commissioner Ross seconded the motion and it carried unanimously.

**CERTIFICATION OF HEARINGS:** Commissioner Ross moved to approve the Certification of Hearings conducted on January 4, 2023, as follows: 1) COZ22-0003 – Marty Matchett, 2) USR22-0029 – Julie Walker, and 3) USR22-0027 – CBEP Land 2, LLC, c/o CBEP Solar 2, LLC, c/o CBEP Solar 8, LLC. Commissioner James seconded the motion, which carried unanimously.

**PUBLIC INPUT:** No public input was given.

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

**COMMISSIONER COORDINATOR REPORTS:** Commissioner Ross reported he met with the Department of Public Works and reviewed several closures throughout the County due to lengthy construction projects, and stated he had a ride along with the snow removal crew last week and commended the team for their phenomenal job at keeping the roads as clear and safe as possible for the citizens of Weld County, and for the Facilities Department snow removal crew for clearing snow at the County Courthouse. Commissioner Ross met with David Springer, Director of Fleet Services, and stated the procurement process for vehicles is still a struggle as the supply chain issues have continued to be a problem. Commissioner James reported that he, Commissioner Saine, and Bruce Barker,

County Attorney, met with members of the Governor's Office last Friday regarding land use, and reported he feels they are open to input concerning land use. He further stated he is a member of the Colorado Benefits Management System Executive Steering Committee as a representative for the County Commissioners, and explained there is a growing concern with the ability of people to access this system due to issues with bandwidth, lack of trained personnel, and the system being down. Commissioner James stated he wrote an email addressing the need to work together as government agencies to find solutions, rather than pointing fingers.

**WARRANTS:**

1) GENERAL WARRANTS – JANUARY 17, AND 20, 2023: Commissioner Ross moved to approve the General Warrants, as printed. Commissioner James seconded the motion, and it carried unanimously.

**BIDS:**

1) APPROVE BID #B2300046, FUEL SITE CONCRETE ENTRANCE – FACILITIES DEPARTMENT: Christie Peters, Purchasing Department, stated staff recommends selecting the lowest bidder who met specifications, RCD Construction, Inc., for a total amount of \$60,040.00. Commissioner James moved to approve said bid. The motion was seconded by Commissioner Ross, and it carried unanimously.

2) PRESENT AND APPROVE EMERGENCY BID #B2200180, AUDIT SERVICES REQUEST FOR PROPOSAL (RFP) – ACCOUNTING DEPARTMENT: Ms. Peters stated the current auditing firm notified the County that they could not perform the audit for Fiscal Year 2022, therefore, staff recommends the emergency approval of Hinkle and Company, PC, in the amount of \$85,000.00. Commissioner Ross moved to approve said bid, on an emergency basis. The motion was seconded by Commissioner James, and it carried unanimously.

3) PRESENT BID #B2300044, DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT BUILDING HEATING, VENTILATION, AND COOLING (HVAC) UPGRADE – FACILITIES DEPARTMENT: Ms. Peters stated three (3) bids were received and staff will make a recommendation on February 6, 2023.

4) PRESENT BID #B2300047, TRAFFIC PAINT AND BEADS – DEPARTMENT OF PUBLIC WORKS: Ms. Peters stated six (6) bids were received and staff will make a recommendation on February 6, 2023.

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

**NEW BUSINESS:**

1) CONSIDER 2022 ANNUAL REPORT FOR DISCHARGES FROM APPLICATION OF PESTICIDES AND AUTHORIZE CHAIR TO SIGN: Tina Booton, Department of Public Works, explained this annual report documents the herbicide applications made in 2022, under the National Pollutant Discharge Elimination System (NPDES) requirements. Commissioner James moved to approve said report and authorize the Chair to sign. Seconded by Commissioner Ross, the motion carried unanimously.

2) CONSIDER CONTRACT ID #6615 PROFESSIONAL SERVICE AGREEMENT FOR EMERGENCY VETERINARY CARE SERVICES AND AUTHORIZE CHAIR TO SIGN – PATHWAY VET ALLIANCE, LLC, DBA PETS EMERGENCY HOSPITAL: Sonja Kohlgraf, Sheriff's Office, stated this agreement will allow for animal control officers to take urgently sick or injured animals at-large to be evaluated for urgent cases to PETS Emergency Hospital, located in Evans, Colorado, for the amount of \$156.00, per visit, from January 1, 2023, through December 31, 2026. Commissioner Ross moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner James, and it carried unanimously.

3) CONSIDER PROGRAMMATIC AGREEMENT CONCERNING ENVIRONMENTAL REVIEW PROCESS FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) HOUSING ACTIVITIES, AND ADMINISTRATION OF U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) PROGRAM FUNDS, AND AUTHORIZE CHAIR TO SIGN – TOWN OF FIRESTONE, AND COLORADO STATE HISTORIC PRESERVATION OFFICER: Elizabeth Relford, Deputy Director of the Department of Public Works, alongside Paula Mehle, Director of Economic Development for the Town of Firestone, stated this agreement will allow for the Town to streamline their environmental review process for buildings 50 years or older. In response to Commissioner James, Mr. Relford stated the County is ensuring the Town is following the environment review process as the CDBG fund manager. Commissioner James moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner Ross, the motion carried unanimously.

4) SECOND READING OF CODE ORDINANCE #2023-02, IN THE MATTER OF REPEALING AND REENACTING, WITH AMENDMENTS, CHAPTER 12 LICENSES AND PERMITS OF THE WELD COUNTY CODE (*SECURE TRANSPORTATION SERVICES*): Commissioner James moved to read Code Ordinance #2023-02 by title only. The motion was seconded by Commissioner Ross, and it carried unanimously. Bruce Barker, County Attorney, read the title for the record and further stated there have been no changes since the First Reading. No public testimony was offered concerning this matter. Commissioner Ross moved to approve Code Ordinance #2023-02 on Second Reading. The motion, which was seconded by Commissioner James, carried unanimously.

**PLANNING:**

1) FINAL READING OF CODE ORDINANCE #2023-01, IN THE MATTER OF REPEALING AND REENACTING, WITH AMENDMENTS, CHAPTER 24 SUBDIVISIONS OF THE WELD COUNTY CODE (*FAMILY FARM DIVISION*): Commissioner James moved to read Code Ordinance #2023-01 by title only. The motion was seconded by Commissioner Ross, and it carried unanimously. Mr. Barker read the title for the record. Jim Flesher, Department of Planning Services, stated this was rescheduled from January 18, 2023, and there have been no changes since Second Reading. No public testimony was offered concerning this matter. Commissioner James moved to approve Code Ordinance #2023-01 on Final Reading. The motion, which was seconded by Commissioner Ross, carried unanimously.

**RESOLUTIONS AND ORDINANCES:** The Resolutions were presented and signed as listed on the Consent Agenda. Code Ordinance #2023-01 was approved on Final Reading, and Code Ordinance #2023-02 was approved on Second 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 9:20 a.m.

These Minutes were approved on the 6th day of February, 2023.

BOARD OF COUNTY COMMISSIONERS  
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

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

\_\_\_\_\_  
Mike Freeman, Chair

EXCUSED  
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Perry L. Buck, Pro-Tem

\_\_\_\_\_  
Scott K. James

\_\_\_\_\_  
Kevin D. Ross

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