

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO WEDNESDAY, APRIL 26, 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, April 26, 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
Commissioner Scott K. James
Commissioner Kevin D. Ross
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 April 12, 2023, as printed. Commissioner James seconded the motion, and it carried unanimously.

CERTIFICATION OF HEARINGS: Commissioner Buck moved to approve the Certification of Hearings conducted on March 12, 2023, as follows: 1) USR23-0003 – Jose and Marisela Avila. Commissioner James seconded the motion, which carried unanimously.

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

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

PROCLAMATIONS:

1) ROOSEVELT ROUGHRIDERS DAY, CLASS 5A GIRLS BASKETBALL STATE CHAMPIONSHIP – APRIL 26, 2023: Chair Freeman read the proclamation for the record. Enoch Miller, Head Coach, thanked the Board for their recognition and stated the season came together due to amazing teamwork and they have hopes to be back next year stronger than ever, since there were no seniors on the team roster this season. At the request of Chair Freeman, the team introduced themselves for the record. Each Commissioner, in turn, congratulated the team, coaches, and parents and families. They expressed their pride with having two (2) Weld County teams play against each other in the finals for the State Championship game. They offered words of encouragement and urged the team to remember the hard work, dedication, and leadership it takes to succeed as a team and as individuals. *(Clerk's Note: The group gathered for a photo opportunity.)*

2) NATIONAL MENTAL HEALTH MONTH – MAY 2023: Chair Freeman read the proclamation for the record. Kim Collins, North Range Behavioral Health (NRBH) representative, thanked the Board for recognize the importance of advocating for and taking care of mental and behavioral health at the State level, and recognition for the work being accomplished. She acknowledged NRBH could not be as successful in the services they provide for the citizens of Weld County without the partnerships they have built over the years, and support they receive. In turn, each Commissioner expressed gratitude for their continued excellence and dedication to maintaining well-being both mentally and physically. Commissioner Ross stated statistics concerning youth trauma stemming from Covid-19 resemble that of youth in the fallout of World War II. Commissioner Saine stated it is often difficult to quantify and diagnose behavioral challenges stemming from mental ailments, and it is not a simple or quick fix for many people. Chair Freeman echoed Commissioner Saine’s comments and added he is appreciative of their around-the-clock efforts for the citizens of Weld County. *(Clerk’s Note: The group gathered for a photo opportunity.)*

WARRANTS:

1) GENERAL WARRANTS – APRIL 24, AND 25, 2023: Commissioner Ross moved to approve the General Warrants, as printed. Commissioner Buck seconded the motion, and it carried unanimously.

BIDS:

1) APPROVE BID #B2300018, 3/4-TON 4X4 FULL SIZE EXTENDED CAB LONG BED PICKUP WITH LIFTGATE (QTY 3) – FLEET SERVICES, FACILITIES DEPARTMENT AND CSU EXTENSION OFFICE OF WELD COUNTY: Carolyn Geisert, Purchasing Department, stated staff recommends selecting the lowest bidder who met specifications, Ken Garff Ford of Greeley, at \$54,195.00 each, for a total amount of \$162,585.00. Commissioner Buck moved to approve said bid. The motion was seconded by Commissioner Ross, and it carried unanimously.

2) APPROVE BID #B2300019, 1/2-TON 4X4 FULL SIZE EXTENDED CAB LONG BED PICKUP (QTY 1) – FLEET SERVICES AND FACILITIES DEPARTMENT: Ms. Geisert stated staff recommends selecting the lowest bidder who met specifications, Johnson Auto Plaza, Inc., for a total amount of \$50,083.00. Commissioner Ross moved to approve said bid. The motion was seconded by Commissioner Buck, and it carried unanimously.

3) APPROVE BID #B2300020, 1-TON 4X4 FULL SIZE EXTENDED CAB LONG BED PICKUP WITH UTILITY BOX AND LIFTGATE (QTY 1) – FLEET SERVICES AND FACILITIES DEPARTMENT: Ms. Geisert stated staff recommends selecting the lowest bidder who met specifications, Johnson Auto Plaza, Inc., for a total amount of \$66,558.00. Commissioner Buck moved to approve said bid. The motion was seconded by Commissioner James, and it carried unanimously.

4) APPROVE BID #B2300021, 4X4 MID-SIZE SUPER/DOUBLE CAB PICKUP (QTY 2) – FLEET SERVICES AND FACILITIES DEPARTMENT: Ms. Geisert stated staff recommends selecting the lowest bidder who met specifications, Johnson Auto Plaza, Inc., at \$43,878.00, for a total amount of \$87,756.00. Commissioner Ross moved to approve said bid. The motion was seconded by Commissioner Buck, and it carried unanimously.

5) APPROVE BID #B2300022, 1/2-TON 4X4 PICKUP, 6.5-FOOT BED, EXTENDED (SUPER) CAB (QTY 3) – FLEET SERVICES, DEPARTMENT OF PUBLIC WORKS, AND DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT: Ms. Geisert stated staff recommends selecting the lowest bidder who met specifications, Johnson Auto Plaza, Inc., at \$49,970.00, for a total amount of \$149,910.00. Commissioner Buck moved to approve said bid. The motion was seconded by Commissioner Ross, and it carried unanimously. *(Clerk’s Note: Ms. Geisert stated each vehicle was \$48,970.00; however, according to the submitted approval letter by staff, the actual cost for each is \$49,970.00 to match the grand total of \$149,910.00, as stated for the record.)*

6) APPROVE BID #B2300023, SUV SMALL 4-DOOR 4X4 OR AWD (QTY 1) – FLEET SERVICES AND DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT: Ms. Geisert stated staff recommends selecting the lowest bidder who met specifications, Johnson Auto Plaza, Inc., for a total amount of \$28,345.00. Commissioner James moved to approve said bid. The motion was seconded by Commissioner Ross, and it carried unanimously.

7) APPROVE BID #B2300024, 3/4-TON 4X4 PICKUP 6.5-FOOT BED EXTENDED/ DOUBLE/SUPER CAB (QTY 2) – FLEET SERVICES AND DEPARTMENT OF PLANNING SERVICES: Ms. Geisert stated staff recommends selecting the lowest bidder who met specifications, Ken Garff Ford of Greeley, at \$49,400.00 each, for a total amount of \$98,800.00. Commissioner Ross moved to approve said bid. The motion was seconded by Commissioner Buck, and it carried unanimously.

8) APPROVE BID #B2300025, 1/2-TON 4X4 PICKUP 6.5-FOOT BED CREW CAB (QTY 1) – FLEET SERVICES AND DEPARTMENT OF PUBLIC WORKS: Rose Everett, Purchasing Department, stated staff recommends selecting the lowest bidder who met specifications, Johnson Auto Plaza, Inc., for a total amount of \$57,315.00. Commissioner Buck moved to approve said bid. The motion was seconded by Commissioner Ross, and it carried unanimously.

9) APPROVE BID #B2300026 4X4 FULL SIZE EXTENDED OR CREW CAB PICKUP WITH SERVICE BODY (QTY 1) – FLEET SERVICES: Ms. Everett stated staff recommends selecting the lowest bidder who met specifications, Ken Garff Ford of Greeley, for a total amount of \$159,058.00. Commissioner Buck moved to approve said bid. The motion was seconded by Commissioner Ross, and it carried unanimously.

10) APPROVE BID #B2300027 1-TON 4X4 PICKUP, 8-FOOT BED EXTENDED/DOUBLE/SUPER CAB (QTY 3) – FLEET SERVICES AND DEPARTMENT OF PUBLIC WORKS: Ms. Everett stated staff recommends selecting the lowest bidder who met specifications, Ken Garff Ford of Greeley, at \$51,027.00 each, for a total amount of \$153,081.00. Commissioner James moved to approve said bid. The motion was seconded by Commissioner Buck, and it carried unanimously.

11) APPROVE BID #B2300028, 3/4-TON 4X4 FULL SIZE PICKUP LONG BED CREW CAB (QTY 1) – FLEET SERVICES AND DEPARTMENT OF PUBLIC WORKS: Ms. Everett stated staff recommends selecting the lowest bidder who met specifications, Johnson Auto Plaza, Inc., for a total amount of \$54,325.00. Commissioner Buck moved to approve said bid. The motion was seconded by Commissioner Ross, and it carried unanimously.

12) APPROVE BID #B2300029, 2-TON 4X4 CREW CAB WITH DUAL WHEELS AND 11-FOOT UTILITY BOX (QTY 1) – FLEET SERVICES AND DEPARTMENT OF PUBLIC WORKS: Ms. Everett stated staff recommends selecting the lowest bidder who met specifications, Ken Garff Ford of Greeley, for a total amount of \$77,474.00. Commissioner Ross moved to approve said bid. The motion was seconded by Commissioner James, and it carried unanimously.

13) APPROVE BID #B2300030, 1-TON 4X4 FULL SIZE EXTENDED CAB PICKUP WITH UTILITY BOX (QTY 1) – FLEET SERVICES AND DEPARTMENT OF PUBLIC WORKS: Ms. Everett stated staff recommends selecting the lowest bidder who met specifications, Johnson Auto Plaza, Inc., for a total amount of \$60,858.00. Commissioner Buck moved to approve said bid. The motion was seconded by Commissioner James, and it carried unanimously.

14) APPROVE BID #B2300031, 4X4 CAB AND CHASSIS WITH CUSTOM FLATBED UTILITY BOX (SIGN TRUCK – QTY 1) – FLEET SERVICES AND DEPARTMENT OF PUBLIC WORKS: Ms. Everett stated staff recommends selecting the lowest bidder who met specifications, Johnson Auto Plaza, Inc., for a total amount of \$114,040.00. Commissioner James moved to approve said bid. The motion was seconded by Commissioner Buck, and it carried unanimously.

15) APPROVE BID #B2300032, 1/2-TON 4X4 EXTENDED CAB PICKUP (QTY 1) – FLEET SERVICES AND DEPARTMENT OF PUBLIC WORKS: Ms. Everett stated staff recommends selecting the lowest bidder who met specifications, Johnson Auto Plaza, Inc., for a total amount of \$49,337.00. Commissioner Ross moved to approve said bid. The motion was seconded by Commissioner Buck, and it carried unanimously.

16) APPROVE BID #B2300033, 1-TON 4X4 FULL SIZE CREW CAB PICKUP WITH UTILITY BOX (QTY 1) – FLEET SERVICES AND DEPARTMENT OF PUBLIC WORKS: Ms. Everett stated staff recommends selecting the lowest bidder who met specifications, Johnson Auto Plaza, Inc., for a total amount of \$62,634.00. Commissioner Buck moved to approve said bid. The motion was seconded by Commissioner James, and it carried unanimously.

17) APPROVE BID #B2300034, ROAD BROOM SWEEPER CONSTRUCTION CAST OFF BROOM (QTY 1) – FLEET SERVICES AND DEPARTMENT OF PUBLIC WORKS: Ms. Everett stated staff recommends selecting the lowest bidder who met specifications, Power Equipment Company, for the amount of \$77,962.00, with an additional scraper blade option for \$3,723.00, for a total amount of \$81,685.00. Commissioner James moved to approve said bid. The motion was seconded by Commissioner Ross, and it carried unanimously.

18) PRESENT BID #B2300103, MOTOR POOL WASH BAY CONVERSION – FACILITIES DEPARTMENT: Ms. Geisert stated three (3) bids were received and staff will make a recommendation on May 10, 2023.

19) PRESENT BID #B2300060, ENVISION CONNECT REPLACEMENT – DEPARTMENTS OF INFORMATION TECHNOLOGY, AND PUBLIC HEALTH AND ENVIRONMENT: Ryan Rose, Director of the Department of Information Technology, stated two (2) bids were received and staff will make a recommendation on May 10, 2023.

20) PRESENT BID #B2300079, AGENT BASED MICRO-SEGMENTATION FIREWALL FOR SERVERS – DEPARTMENT OF INFORMATION TECHNOLOGY: Mr. Rose stated two (2) bids were received and staff will make a recommendation on May 10, 2023.

21) PRESENT BID #B2300100, CISCO MAINTENANCE AND SUPPORT – DEPARTMENT OF INFORMATION TECHNOLOGY: Mr. Rose stated two (2) bids were received and staff will make a recommendation on May 10, 2023.

NEW BUSINESS:

1) CONSIDER PETITION FOR ABATEMENT OR REFUND OF TAXES FOR ACCOUNT NO. O9532227 – HELMERICH AND PAYNE INTERNATIONAL DRILLING: Brenda Dones, Weld County Assessor, stated this abatement is for a drilling rig account, and the requested change is due to a clerical mistake in the assessed value of \$11,975,000.00, to \$1,975,000.00, which resulted in a \$10,000,000.00 error. She further stated this drilling rig was not physically located in Colorado for the full year; therefore, amounts have been prorated to reflect the days that the drilling rig was in the state. Ms. Dones stated, as a result, staff recommends approval for the tax year 2022 petition for abatement, changing the value from \$11,136,750.00 to a new valuation of \$832,968.00. She explained the tax is altered from \$161,537.90 to \$12,082.11, which results in a total abatement of \$149,455.79. Commissioner Ross moved to approve said petition for abatement. The motion was seconded by Commissioner James, and upon a roll call vote of four (4) to zero (0), the motion carried with Commissioner Buck recused.

2) CONSIDER CONTRACT ID #6839 EDUCATIONAL AFFILIATION AGREEMENT FOR UNPAID INTERNSHIPS AND AUTHORIZE CHAIR TO SIGN – THE REGENTS OF THE UNIVERSITY OF COLORADO: Jamie Ulrich, Director of the Department of Human Services, stated this agreement will allow for an unpaid internship of a student from the University of Colorado (CU) to work with the Department of Human Services. Commissioner Buck moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner James, and it carried unanimously.

3) CONSIDER CONTRACT ID #6846 CHAFEE FOSTER CARE INDEPENDENCE PROGRAM (CFCIP) AND COLORADO FOSTER YOUTH SUCCESSFUL TRANSITION TO ADULTHOOD GRANT PROGRAM COMBINED APPLICATION AND PLAN FOR FEDERAL AND STATE FISCAL YEAR 2024 AND AUTHORIZE CHAIR AND DEPARTMENT OF HUMAN SERVICES TO SIGN: Ms. Ulrich stated this program helps foster youth transition from Child Welfare as successful adults. Commissioner Ross moved to approve said combined application and authorize the Chair and Jamie Ulrich, Director of the Department of Human Services, to sign. Seconded by Commissioner Buck, the motion carried unanimously.

4) CONSIDER CONTRACT ID #6865 MASTER TASK ORDER CONTRACT FOR DISTRIBUTION OF FENTANYL TEST STRIPS IN WELD COUNTY (HOUSE BILL 22-1326), AND AUTHORIZE CHAIR TO SIGN AND SUBMIT ELECTRONICALLY: Jason Chessher, Director of the Department of Public Health and Environment, stated this contract allows for the distribution of fentanyl test strips as a result of House Bill (HB22-1326), aka the Fentanyl Accountability and Prevention Act, passed in 2022. He stated the award provides \$600,000.00 in funding to make these test strips available across Colorado as part of a multi-faceted approach to combat drug overdose. He explained the Weld County Department of Public Health and Environment will be the designated agency for the test strips, which will be ordered on an as-needed basis and distributed to various local partners and agencies. Commissioner James moved to approve said master task order and authorize the Chair to sign and submit electronically. The motion, which was seconded by Commissioner Buck, carried unanimously.

5) CONSIDER CONTRACT ID #6866 STATEMENT OF WORK FOR UNITING FOR UKRAINE TUBERCULOSIS PREVENTION AND CONTROL PROGRAM PURCHASE ORDER GRANT FUNDS, AND AUTHORIZE CHAIR TO SIGN: Mr. Chessher stated this Statement of Work provides an additional \$12,000.00 in supplemental funds for the prevention and treatment of tuberculosis. He explained tuberculosis remains a primary infectious disease in the world, with Ukraine having the highest drug-resistant cases in the world. Mr. Chessher clarified these funds may also be used to off-set expenses to treat patients exhibiting tuberculosis, even if they are not from the Ukraine. Commissioner Ross moved to approve said statement of work and authorize the Chair to sign. The motion, which was seconded by Commissioner Buck, carried unanimously.

6) CONSIDER CONTRACT ID #6867 AMENDMENT #6 FOR NURSE HOME VISITOR PROGRAM (NHVP) AND AUTHORIZE CHAIR TO SIGN AND SUBMIT ELECTRONICALLY: Mr. Chessher stated this amends a clerical error made at the state level, which will reflect a reduction of the contract in the amount of \$26.00, for a new total amount of \$1,125,846.00. Commissioner James moved to approve said amendment and authorize the Chair to sign and submit electronically. The motion, which was seconded by Commissioner Buck, carried unanimously.

7) CONSIDER CANCELLATION OF BOARD OF COUNTY COMMISSIONERS MEETING SCHEDULED FOR MAY 31, 2023: Chair Freeman stated this cancellation is due to the Board of County Commissioners attending the summer Colorado Counties, Inc. (CCI) conference. Commissioner James moved to approve said cancellation. The motion was seconded by Commissioner Ross, and it carried unanimously.

PLANNING:

1) CONSIDER CORRECTED RESOLUTION RE: SITE SPECIFIC DEVELOPMENT PLAN AND 2ND AMENDED PLANNED UNIT DEVELOPMENT FINAL PLAN, PUDF21-0001, TO MODIFY THE CONDITIONALLY APPROVED PUD (S-249) WITH R-1 (LOW-DENSITY RESIDENTIAL) USES TO PUD WITH R-1 (LOW- DENSITY RESIDENTIAL) AND A (AGRICULTURAL) USES ALLOWED AS A USE BY RIGHT, ACCESSORY USE, AND USES ALLOWED BY PERMIT IN SUBDIVISIONS AND HISTORIC TOWNSITES – LOT OWNERS 1 TO 23 OF MARTIN BROTHERS PUD: Bruce Barker, County Attorney, stated this corrects the resolution which amends the plat in December 2021, and makes a correction to the plat itself, to say the streets and roads within the PUD are in fact, maintained by the County, per a Local Improvement District that was approved by the County in the 1990's. Mr. Barker stated the streets have since been paid off and paved by the property owners, with the promise that the County would maintain them going forward. Commissioner Buck thanked Mr. Barker for his historical knowledge. Commissioner James moved to approve said corrected resolution. The motion was seconded by Commissioner Saine, and it carried unanimously.

2) CONSIDER REQUEST TO EXTEND TIME TO RECORD THE MAP FOR SITE SPECIFIC DEVELOPMENT PLAN AND USE BY SPECIAL REVIEW PERMIT, USR22-0015, FOR USES SIMILAR TO A RESEARCH LABORATORY (ROCKET TESTING FACILITY) IN THE A (AGRICULTURAL) ZONE DISTRICT – AGCOUNTRY REVOCABLE TRUST, C/O URSA MAJOR TECHNOLOGIES, INC.: Maxwell Nader, Department of Planning Services, stated the applicant submitted a request of extension to April 14, 2025, in order to complete the Conditions of Approval for USR22-0015, that was approved September 1, 2022. Nick Doucette, Ursa Major Technologies, Inc. representative, explained at the end of 2022, the company had strong financing for debt and equity; however, Silicon Valley Bank collapsed, which held their line of credit. He stated they have since moved their financing to another institution, but need to move their timeline out to be fiscally responsible. In response to Chair Freeman, Mr. Nader explained that Tom Parko, Director of the Department of Planning Services, has already granted a one (1) year extension, but they needed to come before the Board for further approval. Commissioner Saine moved to approve said request for extension. The motion was seconded by Commissioner Buck, and it carried unanimously.

PUBLIC COMMENT:

1) Steve Teets, Greeley resident, offered his comments to the Board.

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 9:49 a.m.

These Minutes were approved on the 10th day of May, 2023.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

BY: _____
Deputy Clerk to the Board

Mike Freeman, Chair

Perry L. Buck, Pro-Tem

Scott K. James

Kevin D. Ross

Lori Saine