

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO APRIL 20, 2020

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 20, 2020, 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 Steve Moreno, Pro-Tem
Commissioner Scott K. James
Commissioner Barbara Kirkmeyer
Commissioner Kevin D. Ross

Also present:

County Attorney, Bruce Barker
Acting Clerk to the Board, Bri White
Controller, Barbara Connolly

MINUTES: Commissioner Ross moved to approve the minutes of the Board of County Commissioners meeting of April 15, 16, and 17, 2020, as printed. Commissioner Moreno seconded the motion, and it carried unanimously.

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

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

PUBLIC INPUT: No public input was given.

PROCLAMATIONS:

1) NATIONAL CRIME VICTIMS' RIGHTS WEEK – APRIL 19-25, 2020: Chair Freeman read the proclamation for the record. Michael Rourke, 19th Judicial District Attorney, thanked the Board and acknowledged the various victim services groups and the incredible assistance they provide. The Commissioners consecutively thanked Mr. Rourke and the agencies committing their time to the cause, offering hope and necessary materials. Commissioner Kirkmeyer asked staff to stand for applause. *(Clerk's note: The group gathered for a photo opportunity.)*

WARRANTS:

1) GENERAL WARRANTS – APRIL 17, 2020: Commissioner Kirkmeyer moved to approve the General Warrants, as printed. Commissioner James seconded the motion, and it carried unanimously.

BIDS:

1) PRESENT BID #B2000108, WINDOW CLEANING-NORTH COUNTY – DEPARTMENT OF BUILDINGS AND GROUNDS: Rob Turf, Purchasing Department, presented the four (4) bids received, with one (1) rejected due to its late submission, and stated staff will make a recommendation on May 4, 2020.

NEW BUSINESS:

1) CONSIDER APPLICATION FOR JUVENILE DIVERSION AND MARIJUANA TAX CASH FUNDS FOR RESTORATIVE JUSTICE SERVICES AND AUTHORIZE ELECTRONIC SUBMITTAL: Commissioner Moreno moved to approve said application and authorize Kirsta Britton, District Attorney’s Office, to submit electronically on behalf of the Chair. Seconded by Commissioner Ross, the motion carried unanimously.

2) CONSIDER GRANT APPLICATION FOR CORONAVIRUS (COVID-19) EMERGENCY SUPPLEMENTAL FUNDING (CESF) PROGRAM AND AUTHORIZE ELECTRONIC SUBMITTAL: Sonja Kohlgraf, Sheriff’s Office, stated the grant program provides funding toward Personal Protective Equipment (PPE) for a total of \$39,047.00 to prevent the outbreak of COVID-19 and she stated the application is requesting a total amount of \$39,040.00 (*Clerk’s Note: The request was subsequently amended for the full amount*). Commissioner James moved to approve said application and authorize the Clerk to the Board to electronically submit on behalf of the Chair. The motion was seconded by Commissioner Moreno, and it carried unanimously.

3) CONSIDER AMENDED BYLAWS FOR BOARD OF PUBLIC HEALTH: Bruce Barker, County Attorney, stated the amendment allows the Board of Public Health to conduct a meeting remotely by Skype for the duration of the COVID-19 Pandemic Health Emergency. In response to Commissioner Kirkmeyer, Mr. Barker agreed to change language to allow remote meetings during any declared disaster emergency. Commissioner Kirkmeyer moved to amend said bylaws. The motion was seconded by Commissioner Ross, and it carried unanimously. Commissioner Kirkmeyer moved to approve said bylaws, as amended. Commissioner James seconded the motion, and it carried unanimously.

4) CONSIDER REIMBURSEMENT REQUEST LETTER FOR COVID-19 NON-CONGREGATE SHELTERING EMERGENCY PROTECTIVE MEASURE FUNDS AND AUTHORIZE CHAIR TO SIGN: Roy Rudisill, Director of the Office of Emergency Management, stated the request is part of the process for funding reimbursement for the non-congregate shelter facility at Bonell. He further shared the reimbursement costs would be a total of \$131,414.00 and noted the joint agreement with the City of Greeley. The motion to approve said letter request and authorize the Chair to sign was made by Commissioner Moreno, seconded by Commissioner James, and it carried unanimously.

5) CONSIDER AGREEMENT PROPOSAL FOR FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) GRANT MANAGEMENT SERVICES AND AUTHORIZE CHAIR TO SIGN – BASE TACTICAL DISASTER RECOVERY (BASE): Barbara Connolly, Controller, shared the proposal from BASE Tactical to assist with grant management with FEMA and respond to the COVID-19 Pandemic for services not the exceed \$125,000.00. In response to Commissioner Kirkmeyer, Ms. Connolly confirmed BASE will notify and assist the County if other agencies are providing reimbursement funding. Commissioner James moved to approve said agreement proposal and authorize the Chair to sign, which was seconded by Commissioner Ross, and it carried unanimously.

6) CONSIDER CONCURRENCE WITH PLAN FOR PERMANENT TRANSPORTER ERECTOR ROUTE CHANGE TO ACCESS FRANCIS E. WARREN AIR FORCE BASE MINUTEMAN III LAUNCH FACILITIES: Jay McDonald, Director of the Department of Public Works, detailed the United States Air Force's request for a permanent Transporter Erector route change to include the use of County Roads 390 and 105 to access the Minutemen III Launch Facilities. Commissioner Ross moved to approve concurrence with said plan, which was seconded by Commissioner James, and the motion carried unanimously.

7) CONSIDER APPOINTMENT OF DIRECTORS TO FILL VACANCIES ON BOARD OF DIRECTORS OF KITELEY RANCH METROPOLITAN DISTRICT: Mr. Barker stated the Board of Directors of said metropolitan district is currently vacant and is unable to take formal action, thus the District's legal counsel is requesting the Board of County Commissioners (BOCC) appoint the referenced members, which will allow the metropolitan district to hold an election on May 5, 2020. In response to Commissioner Kirkmeyer, Mr. Barker and Commissioner Moreno shared the metropolitan district's most recent election was held in 2016 and those terms have since expired, it is not built out, and a developer formed the metropolitan district. After further discussion with Commissioner Kirkmeyer regarding the landowner's share currently held by Anadarko, Mr. Barker acknowledge the financial viability will need to be addressed by the Board of Directors once it is established. Commissioner Kirkmeyer requested a continuance to discuss the matter further with the legal representatives present. Chair Freeman advised approval, due to the BOCC's inability to dissolve a metropolitan district or determine the Directors' intent once they are elected. In response to Commissioner James's inquiry regarding a quinquennial review, Mr. Barker and Commissioner Kirkmeyer provided the independent nature of metropolitan districts and the BOCC's ability to review it after a Board of Directors is established. After further discussion regarding the property owners and status of the development, Tom Parko, Director of Planning Services, confirmed the Planned Unit Development (PUD) with Kiteley Farms, LLLP, was revoked the previous year and stated they are pursuing an annexation agreement with the Town of Mead. Commissioner James moved to continue the matter to April 22, 2020. Commissioner Kirkmeyer seconded the motion, and it carried unanimously.

PLANNING:

1) CONSIDER AUTHORIZING USE OF RECREATIONAL VEHICLES FOR TEMPORARY QUARANTINE QUARTERS AS NECESSARY FOR PHYSICAL DISTANCING IN RESPONSE TO COVID-19 PANDEMIC HEALTH EMERGENCY: Mr. Parko explained Commissioner Kirkmeyer's suggestion to allow health care workers and members working with the COVID-19 Pandemic to live in RVs to quarantine from their homes and family members. Commissioner Kirkmeyer thanked staff for assisting those working to protect their families from exposure. Commissioner Kirkmeyer moved to approve said Resolution. Commissioner James seconded the motion, 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 9:40 a.m.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

BY: _____
Deputy Clerk to the Board

Mike Freeman, Chair

Steve Moreno, Pro-Tem

Scott K. James

Barbara Kirkmeyer

Kevin D. Ross