

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO MONDAY, JUNE 5, 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, June 5, 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:

- 1) Commissioner Buck moved to approve the Minutes of the Board of County Commissioners meeting of May 15, 2023, as printed. Commissioner James seconded the motion, and it carried unanimously.
- 2) Commissioner Buck moved to approve the Minutes of the Board of County Commissioners meeting of May 17, 2023, as printed. Commissioner James seconded the motion, and it carried unanimously.
- 3) Commissioner James moved to approve the Minutes of the Board of County Commissioners meeting of May 22, 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 May 17, 2023, as follows: 1) PCSC22-0013 – Scott and Kristin Fisher, 2) USR23-0006 – Timothy and Laura Cook, c/o Pivot Solar 35, LLC, 3) USR23-0008 – Jerry Loeffler, Personal Representative for Lydia Loeffler, c/o Pivot Solar 36, LLC, and 4) USR23-0007 – Roberta McGregor and Erik Davis, Personal Representative for Dorothy Davis, c/o Pivot Solar 33, LLC. Commissioner Buck seconded the motion, which carried unanimously.

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

CONSENT AGENDA: Chair Freeman opened for public comments regarding: 1) Partial Vacation, VAC23-0028, of Four-Lot Recorded Exemption, RECX18-0070, for Removal of Lot D – Firestone Cattle Ranch, LP, 2) Partial Vacation, VAC23-0029, of Four-Lot Recorded Exemption, RECX18-0071, for Removal of Lot D – Firestone Cattle Ranch, LP, 3) Partial Vacation, VAC23-0030, of Four-Lot Recorded Exemption, RECX18-0072, for Removal of Lot D – Firestone Cattle Ranch, LP, and 4) Partial Vacation, VAC23-0031, of Four-Lot Recorded Exemption, RECX18-0073, for Removal of Lot D – Firestone Cattle

Ranch, LP; however, there was no public comment concerning these matters. Commissioner Ross moved to approve the Consent Agenda, as printed. Commissioner James seconded the motion, and it carried unanimously.

COMMISSIONER COORDINATOR REPORTS: Commissioner Buck recognized Commissioner James for his speech at the Memorial Day ceremony. Commissioner Ross summarized the Board's attendance at the Colorado Counties, Inc. (CCI) summer conference, and spoke on several breakout groups that highlighted great discussions concerning details of the Colorado River, which was a great opportunity to network with other Commissioners from all over the state. He further stated that he and Commissioner James hosted the Upper Front Range Transportation Planning Region (UFRTPR) on Thursday, June 1, 2023, which included discussion with Herman Stockinger from the Colorado Department of Transportation (CDOT), concerning realignment of TPR's. Commissioner Saine echoed Commissioners Buck and Ross, then stated she and Commissioner James attended an event in Denver which featured the National Guard, and reported it was a very enlightening experience. Chair Freeman agreed with comments made about the breakout groups held at the CCI conference, and mentioned certain things came to light and stated no matter the size of the County, each are facing the same issues and difficulties.

PRESENTATIONS:

1) NATIONAL ASSOCIATION OF COUNTIES (NACO) ACHIEVEMENT AWARDS, SUCCESSFUL CHAFEE INTEGRATION WITH WORKFORCE DEVELOPMENT – DEPARTMENT OF HUMAN SERVICES: Chair Freeman read the certificate for the record. Jamie Ulrich, Director of the Department of Human Services, thanked the Board for the recognition and stated Weld County is the only county in the state of Colorado, and perhaps the nation, that has their Chafee program housed within Employment Services. She explained a correlation was noticed between the Chafee Program, which is structured to help youth who are emancipating from the Child Welfare system, and the life development skills offered by the Employment Services Division. Ms. Ulrich reported that the participation of youth going through the Chafee program has doubled, but does not have a waitlist. She further stated the Department has also been able to co-mingle the Chafee program with Workforce Innovation Opportunity Act (WIOA) programs to maximize the benefits from each of them to help the youth in Weld County. Ms. Ulrich stated this is the second national award received this year, which has allowed for statewide and national exposure, and she highlighted the efforts of the team who have a passion for serving the youth. Staff introduced themselves for the record. Each Commissioner, in turn, spoke on the high caliber of excellence available to the youth in Weld County, and stated they are honored to be witness to this national recognition.

2) NATIONAL ASSOCIATION OF COUNTIES (NACO) ACHIEVEMENT AWARDS, COUNTY ROOTS NEWSLETTER – PUBLIC INFORMATION OFFICE: Chair Freeman read the certificate for the record. Jennifer Finch, Public Information Officer (PIO), stated she and her team submitted for three (3) awards with the National Association of Counties (NACo), and was proud to say that the County won all three (3) entries. She stated one (1) of the awards was for the County Roots Newsletter, and was honored to say the Public Information Office just published their 95th issue, since the creation in 2019. She stated this is a unique way the Communications team is getting information out to the public about what the County is doing with taxpayer dollars and why the public should care. Ms. Finch introduced her team, and spoke about her pride in them and their hard work, which has been recognized nationally.

3) NATIONAL ASSOCIATION OF COUNTIES (NACO) ACHIEVEMENT AWARDS, PUBLIC SAFETY ENVIRONMENT IMPROVEMENT PROJECT – DEPARTMENT OF INFORMATION TECHNOLOGY: Chair Freeman read the certificate for the record. Ryan Rose, Director of the Department of Information Technology, thanked the Board for their recognition and the opportunity to highlight the incredible team behind the Public Safety Environment System Replacement that took place over the course of two (2) years, encompassed over 200 Weld County employees, over 42 agencies, and more than 13,000 hours to replace all three (3) pillars of the public safety system (CAB, JMS, and RMS). He used the analogy of

a 'duck on the pond' when last November staff 'flipped the switch, and everyone survived', and stated this was not just a software implementation, but a safety implementation with staff who are present to support this software around the clock. Staff introduced themselves for the record. Each Commissioner, in turn, thanked them for their dedication and the behind-the-scenes effort that keeps business operating in a safe and protected manner.

WARRANTS:

1) GENERAL WARRANTS – MAY 24, and 26, 2023, and JUNE 2, 2023: Commissioner Ross moved to approve the General Warrants, as printed. Commissioner James seconded the motion, and it carried unanimously.

2) COMMISSIONER WARRANTS (PERRY L. BUCK) – JUNE 2, 2023: Commissioner James moved to approve the Warrant, as printed. Commissioner Ross seconded the motion, which carried upon a roll call vote of four (4) to zero (0), with Commissioner Buck recused.

BIDS:

1) RESCIND AND RECONSIDER BID #2300105, JAIL ELEVATOR MODERNIZATION – FACILITIES DEPARTMENT: Carolyn Geisert, Purchasing Department, stated the Board previously awarded this bid to the second lowest bidder, Centric Elevator Corporation, for the total amount of \$179,546.00; however, after the bid award staff began the contracting phase, during which, the vendor disclosed their bid did not include the costs associated with replacing the jack and requested their bid be withdrawn. Ms. Geisert stated staff recommends reconsideration of award to the third lowest bidder, Peak Elevator, Inc., for the amount of \$181,975.00, which does include the elevator jack replacement. Commissioner Ross moved to rescind the formerly awarded amount from Centric Elevator Corporation, and now award to Peak Elevator, Inc., per staff recommendation. The motion was seconded by Commissioner Buck, and it carried unanimously.

2) APPROVE BID #B2300111, CLERK AND RECORDER'S OFFICE BACKUP GENERATOR – FACILITIES DEPARTMENT: Ms. Geisert stated staff recommends selecting the second lowest bidder who met specifications, CE Power Systems, for a total amount of \$269,480.00. In response to Commissioner Saine, Curtis Naibauer, Facilities Department, explained during the bid process the department specified a list of three (3) generator manufacturers, Cummins, Kohler, and Generac, that are the standard based on their history of performance and reliability. Commissioner Buck moved to approve said bid. The motion was seconded by Commissioner Ross, and it carried unanimously.

3) APPROVE BID #B2300114, BACKUP GENERATORS FOR FLEET SERVICES, COMMUNITY CORRECTIONS, AND ALTERNATIVE PROGRAMS – FACILITIES DEPARTMENT: Ms. Geisert stated the lowest bidder who met specifications was TCC Corporation, for the total amounts of \$291,714.00 for Fleet Services, \$416,855.00 for Community Corrections, and \$420,312.00 for Alternative Programs, respectively. However, given the historical use and operation of the Community Corrections and Alternative Programs buildings and the relative stability of the electrical grid since improvements have been implemented by Public Service Company of Colorado, dba Xcel Energy, staff recommends only awarding the backup generator for Fleet Services at this time. Commissioner Ross moved to approve, in part, said bid to Fleet Services only, per staff's recommendation. The motion was seconded by Commissioner Buck, and it carried unanimously.

4) PRESENT BID #B2300112, SOUTHEAST ANNEX BUILDING CONSTRUCTION – FACILITIES DEPARTMENT: Ms. Geisert stated six (6) bids were received and staff will make a recommendation on June 19, 2023.

5) PRESENT BID #B2300117, FIRE ALARM UPGRADE – FACILITIES DEPARTMENT: Ms. Geisert stated three (3) bids were received and staff will make a recommendation on June 19, 2023.

6) PRESENT BID #B2300118, UPS REPLACEMENT – FACILITIES DEPARTMENT: Ms. Geisert stated one (1) bid was received and staff will make a recommendation on June 19, 2023.

7) PRESENT BID #B2300121, COMMAND UNIT (QTY 1) – SHERIFF'S OFFICE AND FLEET SERVICES: Rose Everett, Purchasing Department, stated four (4) bids were received and staff will make a recommendation on June 19, 2023.

NEW BUSINESS:

1) CONSIDER QUOTE AND RENTAL AGREEMENT TERMS AND CONDITIONS FOR PIG BARN EVAPORATIVE COOLERS FOR 2023 WELD COUNTY FAIR AND AUTHORIZE CHAIR TO SIGN – RESOLUTE INDUSTRIAL, LLC, DBA MOBILE AIR AND POWER RENTAL: Bruce Barker, County Attorney, on behalf of Hannah Swanbom, Director of CSU Extension Service of Weld County, stated this agreement is for the 2023 Weld County Fair. Commissioner Saine moved to approve said quote and rental agreement, and authorize the Chair to sign. The motion was seconded by Commissioner Ross, and it carried unanimously.

2) CONSIDER STANDARD FORM OF AGREEMENT FOR POST TRAINING AND EMPLOYMENT SERVICES BETWEEN WELD COUNTY SHERIFF'S OFFICE AND VARIOUS PROSPECTS, AND DELEGATE AUTHORITY TO SHERIFF'S OFFICE TO SIGN ANY AGREEMENTS CONSISTENT WITH SAID FORM: Sonja Kohlgraf, Sheriff's Office, stated this personnel form agreement benefits the Sheriff's Office with retention of deputies, which in turn will save future costs of recruitment. She further stated the signed agreements will be maintained by the Sheriff's Office and the Department of Human Resources personnel files. Commissioner James moved to approve said standard form of agreement, and delegate authority to Steve Reams, Weld County Sheriff, to sign any agreements consistent with said form. The motion was seconded by Commissioner Ross, and it carried unanimously.

3) CONSIDER CONTRACT ID #7011 INTERGOVERNMENTAL AGREEMENT FOR MANAGEMENT OF MISSILE SITE PARK AND AUTHORIZE CHAIR TO SIGN: Mr. Barker, on behalf of Toby Taylor, Director of the Facilities Department, stated this agreement is with the City of Greeley for the management of the Missile Site Park. Commissioner James moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner Ross, and it carried unanimously.

4) CONSIDER STANDARD FORM OF AGREEMENT, RATES, AND PROVIDER LIST FOR AGREEMENTS FOR RESPITE SERVICES AND AUTHORIZE CHAIR TO SIGN ANY AGREEMENTS CONSISTENT WITH SAID FORM: Jamie Ulrich, Director of the Department of Human Services, stated this is the Respite Agreement template and provider list for the 2023-2024 state fiscal year. Commissioner Buck moved to approve said standard form of agreement and authorize the Chair to sign any agreement consistent with said form. Seconded by Commissioner James, the motion carried unanimously.

5) CONSIDER CONTRACT ID #6925 CONTRACT AMENDMENT #2 FOR COLORADO COMMUNITY RESPONSE PROJECT AND AUTHORIZE CHAIR TO SIGN AND SUBMIT ELECTRONICALLY: Ms. Ulrich stated this amendment is for funding for the prevention programs to provide access to needed services and enhance support networks to further be able to meet family needs. Commissioner Ross moved to approve said amendment and authorize the Chair to sign and submit electronically. The motion, which was seconded by Commissioner James, carried unanimously.

6) CONSIDER CONTRACT ID #7009 AGREEMENT FOR SUBSTANCE ABUSE TREATMENT SERVICES AND AUTHORIZE CHAIR AND DEPARTMENT OF HUMAN SERVICES TO SIGN – SIGNAL BEHAVIORAL HEALTH NETWORK: Ms. Ulrich stated this agreement provides high quality substance abuse treatment and evaluation 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.

7) CONSIDER CONTRACT ID #7007 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – DIANE BLOOMFIELD: Ms. Ulrich stated this is a new provisional kinship foster care home located in Greeley, Colorado. Commissioner Ross moved to approve said contract and authorize the Chair to sign. The motion was seconded by Commissioner Buck, and it carried unanimously.

8) CONSIDER CONTRACT ID #7014 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – MARTIN MEZA-CORDERO AND NORMA MEZA: Ms. Ulrich stated this is a new kinship foster care home located in Greeley, Colorado. Commissioner Buck moved to approve said contract and authorize the Chair to sign. The motion was seconded by Commissioner James, and it carried unanimously.

9) CONSIDER CONTRACT ID #7019 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – FELICIA ESPARZA: Ms. Ulrich stated this is a new provisional kinship foster care home located in Greeley, Colorado. Commissioner James moved to approve said contract and authorize the Chair to sign. The motion was seconded by Commissioner Ross, and it carried unanimously.

10) CONSIDER CONTRACT ID #7023 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – TOMMIE TAYLOR: Ms. Ulrich stated this is a new certified foster care home located in Aurora, Colorado. Commissioner Buck moved to approve said contract and authorize the Chair to sign. The motion was seconded by Commissioner James, and it carried unanimously.

11) CONSIDER CONTRACT ID #7025 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – DANIEL AND SUSIE LEROY: Ms. Ulrich stated this is a new certified kinship foster care home located in Clovis, California. Commissioner Buck moved to approve said contract and authorize the Chair to sign. The motion was seconded by Commissioner James, and it carried unanimously.

12) CONSIDER CONTRACT ID #7012 AGREEMENT FOR RESPITE SERVICES AND AUTHORIZE CHAIR TO SIGN – ARNOLD AND DEBORAH CLARK: Ms. Ulrich stated this is a Respite Care home located in Dacono, Colorado. Commissioner Ross moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner Buck, and it carried unanimously.

13) CONSIDER CONTRACT ID #7018 MEMORANDUM OF UNDERSTANDING FOR COLLABORATIVE MANAGEMENT PROGRAM WITH VARIOUS AGENCIES AND AUTHORIZE CHAIR AND DIRECTORS OF DEPARTMENT OF HUMAN SERVICES AND DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT TO SIGN ELECTRONICALLY: Ms. Ulrich stated this memorandum of understanding outlines the bylaws and performance measures related to the Collaborative Management Program (CMP). Commissioner Ross moved to approve said memorandum of understanding and authorize the Chair, and Directors of the Departments of Human Services and Public Health and Environment to sign electronically. The motion was seconded by Commissioner Buck, and it carried unanimously.

14) CONSIDER CONTRACT ID #7031 MODIFICATION LETTER TO EXPENDITURE AUTHORIZATION AND WORK PLAN FOR TRADE ADJUSTMENT ASSISTANCE (TAA) CASE MANAGEMENT GRANT FUNDS AND AUTHORIZE DEPARTMENT OF HUMAN SERVICES TO SIGN AND SUBMIT ELECTRONICALLY: Ms. Ulrich stated this letter modifies the participant eligibility section of the funding provisions, in order to remove funding requirements for Trade Adjustment Assistance (TAA) case management funds. Commissioner Buck moved to approve said modification letter and authorize the Chair to sign and submit electronically. The motion was seconded by Commissioner James, and it carried unanimously.

15) CONSIDER CONTRACT ID #7033 MODIFICATION LETTER TO EXPENDITURE AUTHORIZATION AND WORK PLAN FOR WORKFORCE INNOVATION AND OPPORTUNITY ACT (WIOA) VETERAN'S SERVICE TO CAREER PROGRAM (VSCP) AND AUTHORIZE DEPARTMENT OF HUMAN SERVICES TO SIGN AND SUBMIT ELECTRONICALLY: Ms. Ulrich stated this letter modifies the performance date. Commissioner Saine moved to approve said modification letter and authorize the Chair to sign and submit electronically. The motion was seconded by Commissioner James, and it carried unanimously.

16) CONSIDER CONTRACT ID #7034 AGREEMENT FOR PROFESSIONAL SERVICES FOR LEADERSHIP WORKSHOPS FOR WELD WORKS FOR YOUTH PROGRAM AND SUMMER TIGHT PROGRAM, AND AUTHORIZE CHAIR TO SIGN – YOUTH LEADING YOUTH: Ms. Ulrich stated this provides leadership workshops for up to fifty (50) young adults. Commissioner Buck moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner James, and it carried unanimously.

17) CONSIDER CONTRACT ID #7035 MEMORANDUM OF UNDERSTANDING FOR TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF) FUNDING AND AUTHORIZE CHAIR TO SIGN – THE WELD FOOD BANK: Ms. Ulrich stated this allows the Department to utilize the TANF dollars to help support the Weld Food Bank to purchase various food items for Weld County residents. Commissioner Ross moved to approve said memorandum of understanding and authorize the Chair to sign. The motion was seconded by Commissioner James, and it carried unanimously.

18) CONSIDER CONTRACT ID #7030 AGREEMENT AND CONTINGENCY LIST FOR ON-SITE ELECTRIC DISTRIBUTION EXTENSION FOR DESIGN AND INSTALLMENT OF STREET LIGHTS FOR CRS 74 AND 33 INTERSECTION ROUNDABOUT PROJECT AND AUTHORIZE CHAIR TO SIGN – PUBLIC SERVICE COMPANY OF COLORADO, DBA XCEL ENERGY: Michael Bedell, Department of Public Works, stated Xcel Energy will design and install 25 streetlights for the County Roads (CRs) 74 and 33 intersection roundabout project for the cost of \$208,501.44. He stated once Xcel Energy has completed the installation, they will be responsible for the on-going maintenance services and the County will pay for a certain amount on a monthly basis. Commissioner Ross moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner Buck, and it carried unanimously.

19) CONSIDER CONTRACT ID #7032 AGREEMENT AND CONTINGENCY LIST FOR RELOCATION OF GAS/OIL PIPELINES FOR RECONSTRUCTION OF BRIDGE 54/13A AND AUTHORIZE CHAIR TO SIGN – PUBLIC SERVICE COMPANY OF COLORADO, DBA XCEL ENERGY: Mr. Bedell stated the utility relocation of a six (6)-inch diameter gas pipeline will cost \$110,813.13, and is located on the south side of CR 54, where the County is in the process of purchasing right-of-way that will overlap an existing easement with Xcel Energy. Commissioner James moved to approve said agreement and authorize the Chair to sign. Seconded by Commissioner Ross, the motion carried unanimously.

20) CONSIDER TEMPORARY CLOSURE OF CR 82 BETWEEN CR 51 AND SH 14: Amy Mutchie, Department of Public Works, stated this closure will begin June 19, 2023, and go through July 21, 2023, for full-depth road reconstruction and final paving. She stated the detour route is paved. Commissioner Ross moved to approve said temporary closure. The motion was seconded by Commissioner Buck, and it carried unanimously.

21) CONSIDER TEMPORARY CLOSURE OF CR 44 BETWEEN CR 33 AND U.S. HWY 85: Ms. Mutchie presented this closure on behalf of Jalisco International, Inc., who has a contract with the Colorado Department of Transportation (CDOT), and they are requesting this closure to begin on June 12, 2023, and go through June 26, 2023, for the west side of U.S. Highway 85 and CR 33 to complete tie-ins for the realignment of U.S. Highway 85 for the new flyover. She stated the detour route is paved, with CR 44 closed except for local access. Commissioner Buck moved to approve said temporary closure. The motion was seconded by Commissioner Ross, and it carried unanimously.

22) CONSIDER CONTRACT ID #7028 TWO (2) APPLICATIONS FOR 2021 AND 2022 HOMELAND SECURITY GRANT PROGRAM FUNDS FOR NORTHEAST ALL-HAZARDS REGION AND AUTHORIZE CHAIR TO SIGN, AND DEPARTMENT OF FINANCE AND ADMINISTRATION TO SUBMIT: Cheryl Pattelli, Chief Financial Officer, stated Weld County is the fiscal agent for the Homeland Security Grant Program (HSGP), and noted last month the Board approved submittal of the HSGP application for 2023. She explained there are remaining 2021 and 2022 funds, for which the County needs to submit applications. Commissioner Ross moved to approve said applications and authorize the Chair to sign. The motion, which was seconded by Commissioner Buck, carried unanimously.

23) CONSIDER DECLARATION OF CERTAIN EQUIPMENT AS SURPLUS PROPERTY, APPROVE SALE OF SAME AT AUCTION WITH ROLLER AND ASSOCIATES, AND DELEGATE AUTHORITY TO CONTROLLER TO SIGN ANY NECESSARY DOCUMENTS: Ms. Pattelli referenced a list of assets, marked Exhibit A, which are going to auction on June 7, 2023. Commissioner Buck moved to approve the declaration of certain equipment as surplus property, approve sale at auction, and delegate authority to the Controller to sign any necessary documents. The motion was seconded by Commissioner James, and it carried unanimously.

24) CONSIDER REAPPOINTMENTS TO NORTHEAST COLORADO REGIONAL EMERGENCY MEDICAL AND TRAUMA SERVICES ADVISORY COUNCIL (RETAC): Commissioner James moved to approve said reappointments. The motion was seconded by Commissioner Ross, and it carried unanimously.

25) CONSIDER RESOLUTION RE: EXPRESSION OF OPPOSITION OF PROP HH: Mr. Barker explained he was asked to create this Resolution. Commissioner Ross moved to amend the Resolution for additional verbiage stated for the record. The motion was seconded by Commissioner James, and it carried unanimously. Commissioner Saine moved to further amend the Resolution for additional language to support the Advance Colorado lawsuit involving the plaintiff, Steven Ward, and the premise that it also violates the Colorado State Constitution with deceptive titles, and violating the single subject rule; in addition to the Taxpayer's Bill of Rights (TABOR) issue. In response to Commissioner James, Mr. Barker confirmed that this would be in support of the lawsuit, but does not mean the County is signed on as a plaintiff. Commissioner James seconded the motion, and upon a roll call vote of three (3) to two (2), the motion carried, with Commissioners Ross and Freeman opposed. Commissioner James moved to approve said Resolution, as amended. The motion was seconded by Commissioner Ross, and it carried unanimously.

PLANNING:

1) FINAL READING OF CODE ORDINANCE #2023-05, IN THE MATTER OF REPEALING AND REENACTING, WITH AMENDMENTS, CHAPTER 19 COORDINATED PLANNING AGREEMENTS OF THE WELD COUNTY CODE (*TOWN OF GILCREST*): Commissioner Ross moved to read Code Ordinance #2023-05 by title only. The motion was seconded by Commissioner James, and it carried unanimously. Mr. Barker read the title for the record. Tom Parko, Director of Planning Services, stated this replaces the old Intergovernmental Agreement with the Town of Gilcrest, and there have been no changes since Second Reading. No public testimony was offered concerning this matter. Commissioner Ross moved to approve Code Ordinance #2023-05 on Final Reading. The motion was seconded by Commissioner Saine, and it carried unanimously.

2) SECOND READING OF CODE ORDINANCE #2023-06, IN THE MATTER OF REPEALING AND REENACTING, WITH AMENDMENTS, CHAPTER 23 ZONING AND CHAPTER 29 BUILDING REGULATIONS OF THE WELD COUNTY CODE (*AGRICULTURAL BUILDINGS*): Commissioner Ross moved to read Code Ordinance #2023-06 by title only. The motion was seconded by Commissioner James, and it carried unanimously. Mr. Barker read the title for the record. Mr. Parko stated there is a scheduled work session with the Board on June 19, 2023, at 11:00 a.m., and requested a continuance of the Second Reading of Code Ordinance #2023-06, to July 10, 2023, at 9:00 a.m. He also requested to reschedule the Final Reading of Code Ordinance #2023-06, to July 31, 2023, at 9:00 a.m. Commissioner Saine moved to continue the Second Reading of Code Ordinance #2023-06, to July 10, 2023, at 9:00 a.m., and reschedule the Final Reading Code Ordinance #2023-06, to July 31, 2023, at 9:00 a.m. The motion was seconded by Commissioner Ross, and it carried unanimously.

PUBLIC COMMENT:

1) Edwin Grant, Greeley Resident, offered his comments to the Board.

RESOLUTIONS AND ORDINANCES: The Resolutions were presented and signed as listed on the Consent Agenda. Code Ordinance #2023-05 was 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 9:58 a.m.

These Minutes were approved on the 19th day of June, 2023.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

Mike Freeman, Chair

BY: _____
Deputy Clerk to the Board

Perry L. Buck, Pro-Tem

Scott K. James

Kevin D. Ross

Lori Saine