

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO MONDAY, JULY 31, 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, July 31, 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 Ross moved to approve the Minutes of the Board of County Commissioners meeting of July 17, 2023, as printed. Commissioner Buck seconded the motion, and it 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.

WARRANTS:

1) GENERAL WARRANTS – JULY 28, 2023: Commissioner Ross moved to approve the General Warrants, as printed. Commissioner Buck seconded the motion, and it carried unanimously.

2) COMMISSIONER WARRANTS (LORI SAINE) – JULY 28, 2023: Commissioner James moved to approve the Warrant as printed. Commissioner Ross seconded the motion, and upon a roll call vote of four (4) to one (1), the motion carried, with Commissioner Saine recused.

BIDS:

1) APPROVE EMERGENCY BID #B2300144, INMATE MEDICAL SERVICES – SHERIFF'S OFFICE: Carolyn Geisert, Purchasing Department, stated emergency approval is requested as a result of the current medical provider, Turnkey, LLC, giving their 90-day notice of intent to terminate the current contract early. She stated staff recommends selecting the sole bidder who met specifications, Wellpath, LLC, for a total amount of \$7,925,000.00, for the first contract year. Ms. Geisert explained for a successful transition to take place, the vendor has requested 45 days to take over medical services;

thus, approval of this bid is urgent. Commissioner Buck moved to approve said bid on an emergency basis, per staff recommendation. The motion was seconded by Commissioner James, and it carried unanimously.

NEW BUSINESS:

1) CONSIDER CONTRACT ID #7268 DECLARE CERTAIN REAL ESTATE AS SURPLUS PROPERTY, APPROVE REAL ESTATE PURCHASE AND SALE AGREEMENT FOR SEVERANCE GRADER SHED (11538 CR 74, SEVERANCE), AND AUTHORIZE CHAIR TO SIGN ALL NECESSARY DOCUMENTS – TOWN OF SEVERANCE: Toby Taylor, Director of the Facilities Department, stated the County has constructed the new Ault Grader Shed, which also consolidates with the Severance Grader Shed, therefore, the existing Severance Grader Shed is now surplus and staff recommends selling it to the Town of Severance, who will acquire and maintain the warning systems. Commissioner Ross moved to approve said agreement and authorize the Chair to sign all necessary documents. Seconded by Commissioner James, the motion carried unanimously.

2) CONSIDER CONTRACT ID #7186 INVOICE AND STATEMENT OF WORK FOR APPLICANT SKILL LEVEL ASSESSMENT PLATFORM AND AUTHORIZE CHAIR TO SIGN – SHL GLOBAL MANAGEMENT LTD., DBA SHL U.S., LLC: Paula Stipetich-Thomas, Department of Human Resources, stated this invoice and statement of work is for an assessment platform to be used for job applicants in the screening process. She explained this will be integrated with Workday, LLC, and will allow for a more seamless and efficient process, and positive applicant experience. Commissioner James moved to approve said invoice and statement of work and authorize the Chair to sign. Seconded by Commissioner Ross, the motion carried unanimously.

3) CONSIDER CONTRACT ID #7187 MASTER SERVICES AGREEMENT AND SUBSCRIBER APPLICATION FOR BACKGROUND CHECK PROCESSING AND AUTHORIZE CHAIR TO SIGN AND SUBMIT ELECTRONICALLY – HIRERIGHT, LLC: Ms. Stipetich-Thomas requested to change the vendor which does background checks to HireRight, LLC, as the current vendor is labor extensive, does not provide the needed data, and staff has concerns regarding the privacy of Personal Identifying Information (PII). She stated this agreement will integrate with Workday, LLC, and offers a seamless process. Commissioner Buck moved to approve said agreement and application and authorize the Chair to sign and submit electronically. Seconded by Commissioner Ross, the motion carried unanimously.

4) CONSIDER CONTRACT ID #7272 ACCEPTANCE OF INTERGOVERNMENTAL GRANT AGREEMENT SUMMARY OF TERMS AND CONDITIONS FOR ENERGY AND MINERAL IMPACT ASSISTANCE FUND (EIAF) PROGRAM FOR CR 77 IMPROVEMENTS PROJECT BETWEEN SH 14 AND CR 100 (APRIL CYCLE – TIER II): Elizabeth Relford, Deputy Director of the Department of Public Works, stated the County was awarded the full amount of \$1 Million for the improvements on County Road (CR) 77 between State Highway (SH) 14 and CR 100 from the Department of Local Affairs (DOLA). She further stated this is part of the \$3 Million total cost of this project that is the epitome of a readiness to go project that meets the criteria. Commissioner Ross agreed this project is ready, thanked Ms. Relford for compiling these applications, and assisting with questions for the benefit of Weld County. Commissioner Ross moved to approve and accept said grant agreement summary of terms and conditions. The motion was seconded by Commissioner James, and it carried unanimously.

5) CONSIDER GRANT APPLICATION FOR ENERGY AND MINERAL IMPACT ASSISTANCE FUND (EIAF) PROGRAM FOR PHASE TWO (2) OF CR 77 IMPROVEMENTS PROJECT BETWEEN CRS 100 AND 106 (AUGUST CYCLE – TIER I), AND DELEGATE AUTHORITY TO DEPARTMENT OF PUBLIC WORKS TO SUBMIT ELECTRONICALLY: Ms. Relford stated this is a request for \$200,000.00 to fund Phase 2 in the Tier I category for the continuation of the CR 77 improvements project, to be constructed next year. Commissioner James moved to approve said application and delegate authority to the Department of Public Works to submit electronically. The motion was seconded by Commissioner Ross, and it carried unanimously.

6) CONSIDER GRANT APPLICATION FOR ENERGY AND MINERAL IMPACT ASSISTANCE FUND (EIAF) PROGRAM FOR HIGH PLAINS BOULEVARD DESIGN-BUILD PROJECT (AUGUST CYCLE –TIER II), AND DELEGATE AUTHORITY TO DEPARTMENT OF PUBLIC WORKS TO SUBMIT ELECTRONICALLY: Ms. Relford stated this request is for a Tier II grant, in the amount of \$1 Million, for the High Plains Boulevard (Blvd) Design-Build project, and is part of the Capital Improvement Plan (CIP) from last year. She stated this grant would help support the \$10 Million overall cost of this project, for the segment of High Plains Blvd between CRs 32 and 34, and the County is at 90% of the match for this project. Ms. Relford further stated this was submitted as a community project and made the appropriations bill, but the County will not know until December of this year if there will be further funding to offset the local match. Commissioner James moved to approve said application and delegate authority to the Department of Public Works to submit electronically. The motion was seconded by Commissioner Buck. Commissioner Ross commented this is vital to the Segment 5 Expansion Project to keep traffic flowing along the corridor. There being no further discussion, the motion carried unanimously.

7) CONSIDER GRANT APPLICATION FOR ENERGY AND MINERAL IMPACT ASSISTANCE FUND (EIAF) PROGRAM FOR INFRASTRUCTURE INVESTMENTS AND JOBS ACT (IIJA) LOCAL MATCH SUPPORT (AUGUST CYCLE) FOR SAFE STREETS FOR ALL (SS4A) SAFETY PLAN, AND DELEGATE AUTHORITY TO DEPARTMENT OF PUBLIC WORKS TO SUBMIT ELECTRONICALLY: Ms. Relford stated this and the following item of business are new federal competitive grants that they have never applied for before, and DOLA has created a program for local communities to apply for new competitive grant opportunities. She stated the County’s local match for this project will be \$100,000.00, and if the grant is awarded by the U.S. Department of Transportation (USDOT), DOLA will consider a reimbursement to the County to offset the local match which would be cost neutral for the County. Commissioner Ross moved to approve said application and delegate authority to the Department of Public Works to submit electronically. The motion was seconded by Commissioner Buck, and it carried unanimously.

8) CONSIDER GRANT APPLICATION FOR ENERGY AND MINERAL IMPACT ASSISTANCE FUND (EIAF) PROGRAM FOR INFRASTRUCTURE INVESTMENTS AND JOBS ACT (IIJA) LOCAL MATCH SUPPORT (AUGUST CYCLE) FOR MULTIMODAL PROJECT DISCRETIONARY MEGA GRANT (MPDG) FOR I-25 SEGMENT 5 IMPROVEMENTS PROJECT, AND DELEGATE AUTHORITY TO DEPARTMENT OF PUBLIC WORKS TO SUBMIT ELECTRONICALLY: Ms. Relford stated this application is for \$2 Million for the Interstate 25 (I-25) Segment 5 Improvements Project, with the County submitting on behalf of the Colorado Department of Transportation (CDOT). She stated if the grant is awarded by CDOT, then DOLA will consider a reimbursement to the County to offset the local match which would be cost neutral for the County. Ms. Relford thanked staff who worked together to get these applications completed to meet the deadlines. Commissioner James moved to approve said application and delegate authority to the Department of Public Works to submit electronically. The motion was seconded by Commissioner Ross, and it carried unanimously. *(Clerk’s Note: In a work session that followed this Board meeting on July 31, 2023, the Board instructed Ms. Relford to increase the local match amount for Weld County from \$2 Million to \$5 Million.)*

9) CONSIDER CONTRACT ID #7273 TAX INCENTIVE AGREEMENT PURSUANT TO C.R.S. §30-11-123, AND AUTHORIZE CHAIR TO SIGN – OWENS-BROCKWAY GLASS CONTAINER, INC.: Cheryl Pattelli, Chief Financial Officer, stated staff received a request to utilize the County's Personal Property Tax Rebate Program. She further stated Owens-Brockway Glass Container, Inc., is a company that specializes in glass container manufacturing, with 69 plant locations worldwide, and have been located in Windsor, Colorado, since 2005. Ms. Pattelli explained the company is expanding their assembly line to the existing location, for a cost estimated at \$90 Million, which includes new equipment and technology. She expressed the company intends to retain 225 current full-time employees, with an estimated annual income of \$110,332.00. Ms. Pattelli explained the company estimates at least 65% of their employees reside in Weld County, and based on the estimated cost of expansion, the County's rebate over the span of ten (10) years will be \$1,057,765.00. Commissioner Ross moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner James, and it carried unanimously.

PLANNING:

1) FINAL 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*) – (*RESCHEDULED FROM 6/29/2023*): Commissioner James moved to read Code Ordinance #2023-06 by title only. The motion was seconded by Commissioner Ross, and it carried unanimously. Bruce Barker, County Attorney, read the title for the record. Tom Parko, Director of the Department of Planning Services, reviewed the proposed changes regarding agricultural buildings, noted this includes a small provision for cargo containers as long as they are used for storage, and further stated there have been no additional changes since Second Reading. No public testimony was offered concerning this matter. Commissioner Saine moved to approve Code Ordinance #2023-06 on Final Reading. The motion was seconded by Commissioner Buck, and it carried unanimously.

PUBLIC COMMENT: No public comment was offered. Chair Freeman recognized Hannah Swanbom, Director of the CSU Extension Office of Weld County, and her staff for another incredible year with 4H events and activities at the 2023 Weld County Fair.

RESOLUTIONS AND ORDINANCES: The Resolutions were presented and signed as listed on the Consent Agenda. Code Ordinance #2023-06 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 9:22 a.m.

These Minutes were approved on the 14th day of August, 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