

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO MONDAY, AUGUST 24, 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, August 24, 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 Kirkmeyer moved to approve the minutes of the Board of County Commissioners meeting of August 19, 2020, as printed. Commissioner Ross seconded the motion, and it carried unanimously.

READ ORDINANCE BY AUDIO: Commissioner James moved to read Code Ordinance #2020-15 by audio. The motion was seconded by Commissioner Kirkmeyer, and it carried unanimously.

CERTIFICATION OF HEARINGS: Commissioner James moved to approve the Certification of Hearings conducted on August 19, 2020, as follows: 1) USR20-0013 – Jerrilyn Stinar and Richard and Margaret Vogl, c/o BURNCO, LLC, dba Bestway Concrete and Aggregate. Commissioner Moreno seconded the motion, which carried unanimously.

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

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

PUBLIC INPUT: No public input was given.

WARRANTS:

1) GENERAL WARRANTS – AUGUST 21, 2020: Commissioner Ross moved to approve the General Warrants, as printed. Commissioner Kirkmeyer seconded the motion, and it carried unanimously.

BIDS:

1) APPROVE BID #B2000147, LEASED MOTOR GRADERS (QTY 11 – 36 MONTH LEASE) – DEPARTMENT OF PUBLIC WORKS: Rob Turf, Purchasing Department, shared the request to continue the matter to August 31, 2020, to allow staff adequate time for review. Commissioner Moreno moved to continue said bid to August 31, 2020, at 9:00 a.m., the motion was seconded by Commissioner James, and it carried unanimously.

2) APPROVE BID #B2000148, PLANNING DEPARTMENT HISTORICAL DOCUMENT SCANNING (RECORDED EXEMPTIONS [RE] AND SUBDIVISION EXEMPTIONS [SE]) – DEPARTMENT OF INFORMATION TECHNOLOGY: Samuel Penn, Department of Information Technology, reviewed staff's recommendation to select Kanes Records Management, Inc., the low bidder meeting specifications, for a total of \$12,150.00. Commissioner Kirkmeyer moved to approve said bid, the motion was seconded by Commissioner Ross, and it carried unanimously.

3) APPROVE BID #B2000162, PUBLIC WORKS PARKING LOT-LIGHTING AND ELECTRICAL – DEPARTMENT OF BUILDINGS AND GROUNDS: Mr. Turf presented the request to continue the matter to August 26, 2020, to allow staff sufficient time to review the remaining bids, as the lowest bidder withdrew their bid. Commissioner James moved to continue said bid to August 26, 2020, at 9:00 a.m., the motion was seconded by Commissioner Moreno, and it carried unanimously.

NEW BUSINESS:

1) CONSIDER CONTRACT ID #4039 CONTRACT FOR AREA AGENCY ON AGING (AAA) SERVICES AND AUTHORIZE CHAIR TO SIGN AND SUBMIT ELECTRONICALLY: Jamie Ulrich, Director of the Department of Human Services, stated the contract provides the necessary funding to allow AAA to continue to serve older adults. Commissioner Kirkmeyer moved to approve said contract and authorize the Chair to sign and submit electronically. The motion was seconded by Commissioner Ross and it carried unanimously.

2) CONSIDER CONTRACT ID #4042 GRANT CLOSEOUT FOR VARIOUS WORKFORCE INNOVATION AND OPPORTUNITY ACT (WIOA) PROGRAMS AND AUTHORIZE CHAIR TO SIGN: Ms. Ulrich shared the grant closeout is a procedural requirement for all programs with Expenditure Authorizations from 2019 through 2020. Commissioner Ross moved to approve said grant closeout and authorize the Chair to sign. Seconded by Commissioner Moreno, the motion carried unanimously.

3) CONSIDER CONTRACT ID #4044 MEMORANDUM OF UNDERSTANDING FOR WORKFORCE INNOVATION AND OPPORTUNITY ACT (WIOA) SERVICE DELIVERY AGREEMENTS AND AUTHORIZE CHAIR TO SIGN – JOBS FOR VETERANS STATE GRANT PROGRAM: Ms. Ulrich stated the memorandum of understanding (MOU) reestablishes respective roles and responsibilities for the implementation of the WIOA program. Commissioner Moreno moved to approve said memorandum of understanding and authorize the Chair to sign. The motion, which was seconded by Commissioner Kirkmeyer, carried unanimously.

4) CONSIDER CONTRACT ID #4046 LICENSE SOFTWARE AGREEMENT TO MANAGE PAVEMENT DESIGN AND AUTHORIZE CHAIR TO SIGN – AMERICAN ASSOCIATION OF STATE HIGHWAY AND TRANSPORTATION OFFICIALS, INC.: Curtis Hall, Deputy Director of the Department of Public Works, detailed the software will be used by staff to manage pavement design projects. Commissioner Kirkmeyer moved to approve said agreement and authorize the Chair to sign. Commissioner Ross seconded the motion and it carried unanimously.

5) CONSIDER CONTRACT ID #4033 COMMUNICATIONS TOWER AND SITE LEASE AGREEMENT AND AUTHORIZE CHAIR TO SIGN – SKYBEAM, LLC, DBA RISE BROADBAND: Walter Leslie, Department of Public Safety Communications, shared the agreement will allow Rise Broadband to supply wireless internet services to the Aristocrat Ranchettes Subdivision near Fort Lupton, Colorado. Commissioner Kirkmeyer stated, while she personally utilizes Rise Broadband as her internet provider, there is no financial conflict with choosing this provider. The motion to approve said agreement and authorize the Chair to sign was made by Commissioner James, seconded by Commissioner Ross, and it carried unanimously.

6) CONSIDER CONTRACT ID #4027 INTERGOVERNMENTAL AGREEMENT FOR ACCESS CONTROL PLAN FOR PORTIONS OF CR 9.5, LARIMER CR 3, AND HIGH PLAINS BOULEVARD AND AUTHORIZE CHAIR TO SIGN – VARIOUS AGENCIES: Elizabeth Relford, Deputy Director of the Department of Public Works, stated the County has partnered with the Colorado Department of Transportation (CDOT), the Towns of Mead, Berthoud, and Johnstown, the City of Loveland, and Larimer County on a transportation planning study along an extension of County Road (CR) 9.5, north to Ronald Reagan Boulevard in Johnstown, Colorado. She specified each participating jurisdictions' agreement with the Access Control Plan criteria to identify accesses once the road develops. Ms. Relford also discussed the various outreach methods, such as the public meeting and the multiple one-on-one meetings to adhere to the COVID-19 Pandemic Health Emergency restrictions, and she thanked the Board for their participation in the project. Commissioner James moved to approve said intergovernmental agreement and authorize the Chair to sign. The motion was seconded by Commissioner Kirkmeyer. The Board, in turn, expressed their excitement for the project and thanked staff for their adept efforts. There being no further discussion, the motion carried unanimously.

7) CONSIDER TEMPORARY CLOSURE OF CR 77 BETWEEN STATE HWY 14 AND CR 100: Amy Mutchie, Department of Public Works, detailed the closure will occur between August 31, 2020, and October 2, 2020, for the re-deck of Bridge 77/92A, noted magnesium chloride will be utilized on all gravel road detour routes, and stated message boards will be placed to notify the public. Commissioner Moreno moved to approve said temporary closure. The motion, which was seconded by Commissioner James, carried unanimously.

8) FIRST READING OF CODE ORDINANCE #2020-15, IN THE MATTER OF REPEALING AND REENACTING, WITH AMENDMENTS, CHAPTER 23 ZONING, AND REPEALING CHAPTER 26 REGIONAL URBANIZATION AREAS, OF THE WELD COUNTY CODE (*I-25 OVERLAY DISTRICT*): Tom Parko, Director of the Department of Planning Services, stated the main premise for alteration stems from conversations regarding the Comprehensive Plan and development in the County; notably, the allowance of urban scaled development in unincorporated areas of Weld County, known as Regional Urbanization Areas (RUA), which staff believes are only necessary in municipalities. He affirmed only one (1) RUA, known as Pioneer, materialized out of the three (3) RUAs in the County and he reviewed the Pioneer RUA Planned Unit Development application was approved in 2006, but the final plat was never completed and the Town of Keenesburg has since annexed one-third of the RUA. In response to Commissioner Kirkmeyer, Mr. Parko confirmed RUAs do not create vested rights, as it is a quasi-legislative matter, but vesting does occur through the Change of Zone process. He detailed most urban development occurs within municipalities, using the Interstate-25 (I-25) RUA as an example, which over 50% lies within bordering municipalities. Jim Flesher, Department of Planning Services, clarified the matter repeals Chapter 26 and it adds an overlay district with the same boundaries as the I-25 RUA to Chapter 23, maintaining consistent landscaping requirements. John Howard, Brighton resident, requested to review the changes. The motion to approve Code Ordinance #2020-15 on First Reading was made by Commissioner Moreno, seconded by Commissioner Ross, and it carried unanimously.

RESOLUTIONS AND ORDINANCES: The resolutions were presented and signed as listed on the Consent Agenda. Code Ordinance #2020-15 was approved on First 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 9:21 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