

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO WEDNESDAY, OCTOBER 21, 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, October 21, 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 October 19, 2020, as printed. Commissioner James 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 Kirkmeyer seconded the motion, and it carried unanimously.

PUBLIC INPUT: Steve Teets, Greeley resident, thanked Commissioner Ross for his service, wished Commissioner Kirkmeyer well in her State Senate campaign, and he requested improvements to public transportation in Northern Weld County. Mr. Teets shared he is not in support of the Service Plan, MET19-0003, for the proposed Dry Creek Metropolitan District No. 1, scheduled to be considered by the Weld County Board of Commissioners on October 28, 2020, due to the population growth rate and the need to designate finances for County maintenance and improvements.

WARRANTS:

1) **GENERAL WARRANTS – OCTOBER 20, 2020:** Commissioner Ross moved to approve the General Warrants, as printed. Commissioner Moreno seconded the motion, and it carried unanimously.

BIDS:

1) APPROVE BID #B2000175, ARMED SECURITY – DEPARTMENT OF HUMAN SERVICES: Rob Turf, Purchasing Department, presented the request to continue the matter to November 4, 2020, to allow staff adequate time to review. Commissioner James moved to continue said bid to November 4, 2020, at 9:00 a.m., the motion was seconded by Commissioner Moreno, and it carried unanimously.

2) PRESENT BID #B2000090, FORTINET MAINTENANCE AND SUPPORT – DEPARTMENT OF INFORMATION TECHNOLOGY: Ryan Rose, Director of the Department of Information Technology, presented the ten (10) bids received, with two (2) disqualified, and stated staff will make a recommendation on November 4, 2020.

3) PRESENT BID #B2000160, CISCO NETWORK DEVICES REMOTE ACCESS AND TELEWORK INFRASTRUCTURE – DEPARTMENT OF INFORMATION TECHNOLOGY: Mr. Rose stated staff received ten (10) bids and will make a recommendation on November 4, 2020.

4) PRESENT BID #B2000174, VREALIZE MAINTENANCE AND SUPPORT – DEPARTMENT OF INFORMATION TECHNOLOGY: Mr. Rose presented the two (2) bids received and stated staff will make a recommendation on November 4, 2020.

5) PRESENT BID #B2000173, COURTS SECURITY SCREENING – SHERIFF'S OFFICE: Mr. Turf stated staff received eight (8) bids and will make a recommendation on November 4, 2020.

6) PRESENT BID #B2000186, LAW ENFORCEMENT TRAINING FACILITY DOMESTIC WATER WELL – DEPARTMENT OF BUILDINGS AND GROUNDS: Mr. Turf stated 29 vendors downloaded the specifications, one (1) bid was received, and staff will make a recommendation on November 4, 2020.

NEW BUSINESS:

1) CONSIDER CONTRACT ID #4147 AGREEMENT FOR RESPITE SERVICES AND AUTHORIZE CHAIR TO SIGN – JOEL AND KIRA THORMAN: Jamie Ulrich, Director of the Department of Human Services, introduced the new respite care provider in Greeley, Colorado. Commissioner James moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner Moreno and it carried unanimously.

2) CONSIDER CONTRACT ID #4154 RENTAL CONTRACT FOR ISLAND GROVE REGIONAL PARK EXHIBITION HALL AND AUTHORIZE DIRECTOR OF DEPARTMENT OF HUMAN SERVICES TO SIGN – CITY OF GREELEY: Ms. Ulrich shared the request to reserve the Exhibition Hall for the annual foster and kinship appreciation holiday events. Commissioner Kirkmeyer moved to approve said rental contract and authorize the Director of the Department of Human Services to sign. Seconded by Commissioner Ross, the motion carried unanimously.

3) CONSIDER CONTRACT ID #4172 LEASE FOR THE GREELEY BUILDING (710 11TH AVENUE, SUITE 201 AND 202, GREELEY) AND AUTHORIZE CHAIR TO SIGN – COLORADO RECOVERY PROPERTIES, LTD. V PARTNERSHIP: Ms. Ulrich detailed the lease renews the rental of space until October 31, 2023, and includes Suites 201 and 202 for a monthly rental installment of \$4,670.00. Commissioner James moved to approve said lease and authorize the Chair to sign. The motion, which was seconded by Commissioner Moreno, carried unanimously.

4) CONSIDER CONTRACT ID #4165 EXPENDITURE AUTHORIZATION WORK PLANS AND 2020-2023 UPSTATE REGIONAL PLAN FOR VARIOUS WORKFORCE INNOVATION AND OPPORTUNITY ACT (WIOA) WORKFORCE DEVELOPMENT BOARD PROGRAMS AND AUTHORIZE CHAIR TO SIGN: Ms. Ulrich explained the four-year plan is to provide various continuous initiatives, such as business services, reemployment and youth services, and outreach strategies as part of Colorado's American Job Service system. Commissioner Ross moved to approve said expenditure authorization work plan and authorize the Chair to sign. Commissioner James seconded the motion and it carried unanimously.

5) CONSIDER CONTRACT ID #4169 EXPENDITURE AUTHORIZATION WORK PLAN FOR SUPPLEMENTAL EMPLOYMENT SUPPORT FUNDS (ESF) PROGRAMS AND AUTHORIZE CHAIR TO SIGN: Ms. Ulrich shared the funding supports job seekers and employers impacted by the COVID-19 Pandemic Health Emergency by providing recovery assistance. The motion to approve said expenditure authorization work plan and authorize the Chair to sign was made by Commissioner Ross, seconded by Commissioner Kirkmeyer, and it carried unanimously.

6) CONSIDER CONTRACT ID #4170 EXPENDITURE AUTHORIZATION TRADE ADJUSTMENT ASSISTANCE (TAA) WORK PLAN FOR FY19 AND FY20 CASE MANAGEMENT PROGRAMS AND AUTHORIZE CHAIR TO SIGN: Ms. Ulrich presented the two (2) funding streams for TAA to support affected workers through reemployment and case management services. Commissioner Kirkmeyer moved to approve said expenditure authorization work plan and authorize the Chair to sign. The motion was seconded by Commissioner James and it carried unanimously.

7) CONSIDER CONTRACT ID #4171 FOR AGING AND DISABILITY RESOURCE CENTERS (ADRC) AND AUTHORIZE CHAIR TO SIGN AND SUBMIT ELECTRONICALLY: Ms. Ulrich detailed the contract provides a coordinated access point to long-term services and support for senior adults. Commissioner Moreno moved to approve said contract and authorize the Chair to sign. The motion was seconded by Commissioner James and it carried unanimously.

8) CONSIDER CONTRACT ID #4166 AGREEMENT CONCERNING PURCHASE OF TEMPORARY CONSTRUCTION EASEMENT FOR BRIDGE 29/68A REBUILD PROJECT AND AUTHORIZE CHAIR TO SIGN ANY NECESSARY DOCUMENTS – LYNN AND LESLIE FAGERBERG: Tiffane Johnson, Department of Public Works, summarized the need to rebuild Bridge 29/68A, which requires the purchase of a temporary construction easement in the amount of \$300.00, and stated construction is planned to begin on October 26, 2020. Commissioner Moreno moved to approve said agreement and authorize the Chair to sign any necessary documents. The motion, which was seconded by Commissioner James, carried unanimously.

9) CONSIDER CONTRACT ID #4178 AGREEMENT CONCERNING PURCHASE OF TEMPORARY CONSTRUCTION EASEMENT FOR BRIDGE 29/68A REBUILD PROJECT AND AUTHORIZE CHAIR TO SIGN ANY NECESSARY DOCUMENTS – LONNA ULRICH, STEVEN ULRICH, WILLIAM MCGLOTHLIN, GORDON MCGLOTHLIN, AND DEBORAH MCGLOTHLIN, TRUSTEE: Ms. Johnson shared the need to rebuild Bridge 29/68A, which requires the purchase of a temporary construction easement at a cost of \$300.00, and stated construction is planned to begin on October 26, 2020. The motion to approve said agreement and authorize the Chair to sign any necessary documents was made by Commissioner James, seconded by Commissioner Ross, and it carried unanimously.

10) CONSIDER TEMPORARY CLOSURE OF CR 21 BETWEEN CRS 78 AND 80: Amy Mutchie, Department of Public Works, stated the North Weld County Water District requested the closure to occur between October 26, 2020, and October 30, 2020, to tie over services from a two (2)-inch water main that can no longer service the Wolf Creek Dairy area and to allow Wolf Creek Dairy to repair an irrigation line. Ms. Mutchie noted water will be used for dust control along two (2) of the detour routes and magnesium chloride will be utilized on one (1) of the detour routes. Commissioner Ross moved to approve said temporary closure. Seconded by Commissioner Kirkmeyer, the motion carried unanimously.

11) CONSIDER APPOINTMENTS TO WELD COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT ADVISORY COMMITTEE (CDBGAC): Commissioner James moved to approve said appointments. Commissioner Moreno seconded the motion and it carried unanimously.

PLANNING:

1) CONSIDER FULL RELEASE OF PROJECT COLLATERAL AND ACCEPT WARRANTY COLLATERAL FOR ACCESS PERMIT, AP18-00443 – GOLDEN EAGLE ACRES, INC.: Dawn Anderson, Department of Public Works, shared the request to release the project collateral in the amount of \$59,909.95 and accept warranty collateral for off-site improvements in the amount of \$7,636.49, noting the applicant has completed the required improvements. Commissioner Moreno moved to approve said Resolution. The motion was seconded by Commissioner James and it carried unanimously.

2) CONSIDER FULL RELEASE OF PROJECT COLLATERAL AND ACCEPT WARRANTY COLLATERAL FOR FINAL PLANNED UNIT DEVELOPMENT, PUDF18-0001 – H & K INVESTMENTS, LLC: Ms. Anderson presented the request to release the project collateral in the amount of \$19,027.70 and accept warranty collateral for off-site improvements in the amount of \$3,576.66, noting the applicant has completed the required improvements. The motion to approve said Resolution was made by Commissioner Moreno, seconded by Commissioner Ross, and it carried unanimously.

3) CONSIDER FULL RELEASE OF PROJECT COLLATERAL AND ACCEPT WARRANTY COLLATERAL FOR PLANNED UNIT DEVELOPMENT FINAL PLAN, PUDF18-0002 – PANORAMA ESTATES, LLC: Ms. Anderson detailed the request to release the project collateral in the amount of \$539,178.50 and accept warranty collateral for off-site improvements in the amount of \$80,876.78, noting the applicant has completed the required improvements. Commissioner Ross moved to approve said Resolution. Commissioner James seconded the motion and it carried unanimously.

4) SECOND READING OF CODE ORDINANCE #2020-16, IN THE MATTER OF REPEALING AND REENACTING, WITH AMENDMENTS, CHAPTER 23 ZONING AND CHAPTER 24 SUBDIVISIONS, OF THE WELD COUNTY CODE (*RECORDED EXEMPTIONS AND MISC.*): Commissioner Ross moved to read Code Ordinance #2020-16 by title only. The motion was seconded by Commissioner Moreno, and it carried unanimously. Bruce Barker, County Attorney, read the title for the record. Tom Parko, Director of Planning Services, stated The Greeley Tribune failed to publish the required notice, delaying the approval of Second Reading until October 26, 2020, to allow adequate time for republication. Michael Hall, Department of Planning Services, shared the future goals of the County will become more attainable with the alterations to the Code, such as reducing the lot size in the A (Agricultural) Zone District and removing and reinventing several processes, including the Minor Subdivision. Angela Snyder, Department of Planning Services, presented the clerical modifications and the revision of the Family Farm Division standards to include Recorded Exemption lots. Commissioner Kirkmeyer requested a work session regarding the Family Farm Division changes. Kelsey Bruxvoort, AGPROfessionals, LLC, representative, thanked the Commissioners for holding the stakeholder meeting and she shared concerns she received afterward regarding the Urban Scale Development definition and she suggested providing access to urban services, such as water. Commissioner James agreed and Mr. Hall clarified the public services are not required to come from a town, as a water district or association can provide

the services. Ms. Bruxvoort requested further requirements be added to the Urban Scale Development definition, such as paved roads and dedicated open space with a Homeowner's Association (HOA), in order to increase the development density to cover expenses and allow a rural, less dense development to occur. She detailed responses of discontent regarding the 1/4-mile setback requirement from all municipal areas of rural land division and minor subdivisions because it limits minor rural scaled development and she stated it was her understanding prime agricultural land would be removed from the code language. In response to Steve Teets, Greeley resident, Commissioner Kirkmeyer stated the Comprehensive Plan has guiding principles for County growth and confirmed it is available on the website. Mark Eberl, Mead resident, agreed with Ms. Bruxvoort regarding the 1/4-mile setback requirements for municipalities, while stating nonurban development is favorable, and he recommended altering the setback language from "required" to "encouraged" to better follow the rest of the proposal. Commissioner James moved to reschedule Code Ordinance #2020-16 on Second Reading to October 26, 2020, at 9:00 a.m. The motion, which was seconded by Commissioner Ross, 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 9:41 a.m.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Mike Freeman, Chair

Weld County Clerk to the Board

Steve Moreno, Pro-Tem

BY: _____
Deputy Clerk to the Board

Scott K. James

Barbara Kirkmeyer

Kevin D. Ross