

# RECORD OF PROCEEDINGS

## MINUTES

### BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO WEDNESDAY, NOVEMBER 18, 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, November 18, 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 – EXCUSED  
Commissioner Scott K. James  
Commissioner Barbara Kirkmeyer  
Commissioner Kevin D. Ross

Also present:

County Attorney, Bruce Barker  
Acting Clerk to the Board, Bri White  
Assistant Controller, Chris D'Ovidio

**MINUTES:** Commissioner James moved to approve the minutes of the Board of County Commissioners meeting of November 16, 2020, as printed. Commissioner Ross 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:** *(Clerk's Note: Refer to Public Input provided after all other items of business).*

#### **PRESENTATIONS:**

1) CERTIFICATE OF RECOGNITION FOR CENTENNIAL CLUB OF WELD COUNTY – LUCILLE SHEPARD: Chair Freeman read the certificate for the record and wished Ms. Shepard a Happy 100th Birthday.

#### **PROCLAMATIONS:**

1) FRONTIER ACADEMY WOLVERINES DAY, BOY'S CROSS-COUNTRY TEAM CLASS 3A STATE CHAMPIONS – NOVEMBER 18, 2020: Chair Freeman read the proclamation for the record. Brett Shanklin, head coach, thanked the Board for their recognition and stated it was honor to represent the school and the community. He commended the team's efforts in following the theme "row the boat," which illustrates the team's collaborative efforts to move forward to the future and grow as a unit. Mr. Shanklin demonstrated the three (3) symbols the team focused on: "the oar" to represent the energy each athlete brings, "the boat" to symbolize the sacrifice made to provide the necessary tools, and

“the compass” to establish the direction or goal the team is aiming toward. The team, in turn, introduced themselves and presented the word each athlete chose to carve on their oars and strive toward. The Board, consecutively, stated the team bestows an enormous inspiration in the County, thanked the parents for their support and persistence, and congratulated the team in their success and determination. *(Clerk’s Note: The group gathered for a photo opportunity).*

**WARRANTS:**

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

**BIDS:**

1) APPROVE BID #B2000188, UNIFORMS AND SERVICE – DEPARTMENT OF FLEET SERVICES: David Springer, Department of Fleet Services, reviewed staff’s recommendation to select Aramark Uniform Services, the low bidder meeting specifications, for a total of \$7,934.12. Commissioner Kirkmeyer moved to approve said bid, the motion was seconded by Commissioner James, and it carried unanimously.

2) APPROVE BID #B2000192, CISCO VIDEO ARRAIGNMENT – DEPARTMENT OF INFORMATION TECHNOLOGY: Ryan Rose, Director of the Department of Information Technology, stated staff recommends selecting the sole bidder, Advanced Network Management, Inc. (ANM), for a total amount of \$248,899.13. Commissioner Ross moved to approve said bid, the motion was seconded by Commissioner Kirkmeyer, and it carried unanimously.

**NEW BUSINESS:**

1) CONSIDER CONTRACT ID #4222 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – DYLAN AND TAYLOR LEDFORD: Jamie Ulrich, Director of the Department of Human Services, presented the new foster home in Alamosa, Colorado. Commissioner James moved to approve said contract and authorize the Chair to sign. The motion was seconded by Commissioner Kirkmeyer and it carried unanimously.

2) CONSIDER CONTRACT ID #4233 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – ANGELA RIVERA: Ms. Ulrich introduced the new kinship foster care home in Greeley, Colorado. Commissioner Kirkmeyer moved to approve said contract and authorize the Chair to sign. Seconded by Commissioner Ross, the motion carried unanimously.

3) CONSIDER CONTRACT ID #4232 AGREEMENT FOR RESPITE SERVICES AND AUTHORIZE CHAIR TO SIGN – DORIS MURPHY: Ms. Ulrich shared the new respite care provider in Littleton, Colorado. Commissioner Kirkmeyer moved to approve said agreement and authorize the Chair to sign. The motion, which was seconded by Commissioner Ross, carried unanimously.

4) CONSIDER LOBBYING AGREEMENT AND AUTHORIZE CHAIR TO SIGN – COLORADO LEGISLATIVE SERVICES, LLC, DBA COLORADO LEGISLATIVE STRATEGIES: Bruce Barker, County Attorney, presented the 2020 agreement. Commissioner Kirkmeyer moved to approve said agreement and authorize the Chair to sign. Commissioner James seconded the motion and it carried unanimously.

**PLANNING:**

1) CONSIDER RESUBDIVISION, RES20-0005, TO COMBINE SEVEN (7) PARCELS AND ASSOCIATED VACATED/DEDICATED RIGHTS-OF-WAY IN THE TOWNSITE OF HEREFORD TO CREATE FOUR (4) PARCELS – HOWARD ALEXANDER, SCOTT MCKEE, AND RONALD HALL, JR.:

Diana Aungst, Department of Planning Services, described the property location, summarized the request to combine seven (7) parcels to create four (4) parcels, and stated the plat recording in 1919 currently consists of 169 platted lots. Ms. Aungst confirmed the conditions stated in the referral letter from the Colorado Division of Water Resources were met and the referral letter from Zoning Compliance indicates multiple zoning violations exist on three (3) of the associated parcels due to commercial trucking operations and an unpermitted office onsite. Ms. Aungst assured the commercial operation ceased as of June 5, 2020, and shared staff's recommendation for approval, as the proposal is in compliance with the Historic Townsite requirements and the Resubdivision application requirements, while resolving the right-of-way issue through dedication, or vacation, of the right-of-way. Catherine James, applicant representative, was present to answer any questions. No public input was provided. The motion to approve Resubdivision, RES20-0005, with the Conditions of Approval, was made by Commissioner Kirkmeyer, seconded by Commissioner James, and it carried unanimously.

2) CONSIDER TWO-LOT RECORDED EXEMPTION, RECX20-0119 – THE V. JEANNE SCHMIDT TRUST, C/O CHARLOTTE JONES, TRUSTEE: Ms. Aungst summarized the lot location, the property's Recorded Exemption (RE) historical timeline, and the request to split Lot B of Recorded Exemption RE-4092 into two (2) lots. She shared staff's recommendation for denial, as the proposed Lot A will be approximately 2.28 acres in size and does not meet Section 24-8-40.L of the Weld County Code requiring lots be at least 2.5 acres in size. Ms. Aungst added the referral letter from the Department of Public Health and Environment did not express any concerns regarding the proposed acreage. She further shared the applicant's intent to allow their children to reside on the property and they have no intention of selling the property. Responding to Commissioner Kirkmeyer, Ms. Aungst confirmed there is a well and a septic system on proposed Lot A, with no improvements currently on Lot B. Charlotte Jones, applicant representative, detailed the intent for her children to reside on the property in order to aid in farming operations. In response to Commissioner Kirkmeyer, Ms. Jones shared the location of the well and septic system on the property, assured the septic system was certified in 1977, and stated Lot A is required to be at least 35 acres in size, so she is unable to meet the size requirement for Lot B. Commissioner Kirkmeyer moved to approve said Recorded Exemption, RECX20-0119, with the Conditions of Approval. The motion was seconded by Commissioner Ross and it carried unanimously.

**PUBLIC INPUT:** *(Clerk's Note: The following Public Input was provided after all other items of business).* David Hale, Carr resident, summarized Recorded Exemption (RE), RE-3333, which split an 80-acre parcel in 2009. He stated the creation of Lot A blocked access to his property from County Road (CR) 25, his family was forced to abandon their home as a result, and the court case was denied. Mr. Hale requested aid from the County, since the County approved the RE, building permit, and access on CR 25. Responding to Commissioner Kirkmeyer, Mr. Hale shared Greg Reeves owned Lot B and didn't allow or provide an access from Lot A to Lot B, even though it was a Condition of Approval; however, Mr. Reeves later passed away and the lot is now under new ownership. In further response to Commissioner Kirkmeyer, he suggested the Judge involved in his court case did not recognize the requirements of the landowner because it was not noted in the deed and he clarified there are no section line easements. Mr. Hale amended his original statement, clarifying the RE was created in 2003, not 2009, and reiterated the applicant, Greg Reeves, refused to create an easement to allow access to each lot. Mr. Barker advised Mr. Hale to have an attorney present when discussing the matter and assured the Board that Mr. Hale's attorney is seeking clarification of the order from the court.

**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 9:43 a.m.

BOARD OF COUNTY COMMISSIONERS  
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

BY: \_\_\_\_\_  
Deputy Clerk to the Board

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Mike Freeman, Chair

EXCUSED  
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Steve Moreno, Pro-Tem

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Scott K. James

\_\_\_\_\_  
Barbara Kirkmeyer

\_\_\_\_\_  
Kevin D. Ross