

# RECORD OF PROCEEDINGS

## MINUTES

### BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO MONDAY, JANUARY 11, 2021

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, January 11, 2021, 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 Steve Moreno, Chair  
Commissioner Scott K. James, Pro-Tem  
Commissioner Perry L. Buck  
Commissioner Mike Freeman  
Commissioner Lori Saine

Also present:

County Attorney, Bruce Barker  
Acting Clerk to the Board, Isabella Juanicorena  
Controller, Barbara Connolly

**MINUTES:** Commissioner James moved to approve the Minutes of the Board of County Commissioners meeting of January 6, 2021, as printed. Commissioner Saine seconded the motion, and it carried unanimously.

**CERTIFICATION OF HEARINGS:** Commissioner Freeman moved to approve the Certification of Hearings conducted on January 6, 2021, as follows: 1) COZ20-0007 – Western Equipment and Truck, Inc., and 2) USR20-0028 – Lonnie Shoemaker. Commissioner James seconded the motion, which 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 Buck seconded the motion, and it carried unanimously.

**PUBLIC INPUT:** No public input was given.

**COMMISSIONER COORDINATOR REPORTS:** Commissioner Saine shared the Weld County Fair Board is making enhancements to the website for those coming to associated committees. Chair Moreno and Commissioners James, Freeman, and Buck had nothing to report.

**PRESENTATIONS:**

1) RECOGNITION OF SERVICES, SHERIFF'S OFFICE – JOSEPH KOPPE: Chair Moreno read the certificate for the record, recognizing Joseph Koppes for his service to the citizens of Weld County. Steve Reams, Weld County Sheriff, thanked Mr. Koppes for being a unique asset to his team and noted how he was a hardworking and dedicated individual. Mr. Koppes shared he was happy to have worked with this department, saw growth during his time there, and commended Sheriff Reams for his leadership of the current team. The Commissioners, in turn, thanked him for his service, congratulated him on his accomplishments, and wished him the best for his retirement. *(Clerk's Note: The group gathered for a photo opportunity).*

**WARRANTS:**

1) GENERAL WARRANTS – JANUARY 6, AND 8, 2021: Commissioner James moved to approve the General Warrants, as printed. Commissioner Freeman seconded the motion, and it carried unanimously.

**NEW BUSINESS:**

1) CONSIDER AGREEMENT FOR PARTIALLY SELF-FUNDED PROGRAM AND AUTHORIZE CHAIR TO SIGN – COLORADO COUNTIES CASUALTY AND PROPERTY POOL, C/O COUNTY TECHNICAL SERVICES, INC. (CTSI): Michelle Raimer, Department of Human Resources, shared the agreement is for the County's Self-Insurance Program. Commissioner Freeman moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner James and it carried unanimously.

2) CONSIDER DIRECTING CLERK TO THE BOARD TO HAVE PUBLISHED NOTICES OF PUBLIC HEARINGS FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) CONSOLIDATED PLAN AND ANNUAL ACTION PLAN: Don Sandoval, Community Development Block Grant (CDBG) Manager, requested approval to direct the Clerk to the Board to publish the necessary notices, as the County is moving into a new stage of development of the Consolidated Plan and needs to ask citizens for their input on developing the Plan in February, 2021. He explained the public input will be incorporated into the Consolidated Plan prior to submitting it to the U.S. Department of Housing and Urban Development (HUD). Commissioner Freeman moved to approve said resolution. Seconded by Commissioner Buck, the motion carried unanimously.

3) CONSIDER TEMPORARY CLOSURE OF CR 39 BETWEEN SH 14 AND CR 84: Amy Mutchie, Department of Public Works, stated the road closure will occur January 18, 2021, through January 21, 2021, for the replacement of an irrigation culvert, mentioned some detour routes are paved, but noted magnesium chloride will be utilized to treat the routes on dirt roads. The motion to approve said temporary road closure was made by Commissioner James, seconded by Commissioner Buck, and it carried unanimously.

4) CONSIDER TEMPORARY CLOSURE OF CR 43 BETWEEN CRS 60.5 AND 62: Ms. Mutchie stated the road closure will occur January 18, 2021, through January 29, 2021, for the replacement of three (3) irrigation culverts, and noted the detour is paved, and the replacement of the paved surface requires a longer than normal closure period. Commissioner Chair Freeman moved to approve said temporary road closure. The motion was seconded by Commissioner Buck and it carried unanimously.

5) CONSIDER TEMPORARY CLOSURE OF CR 76 BETWEEN CRS 29 AND 31: Ms. Mutchie stated the road closure will occur January 25, 2021, through January 29, 2021, for the replacement of an irrigation culvert, and noted the detour route is paved. The motion to approve said temporary road closure was made by Commissioner James, seconded by Commissioner Buck, and it carried unanimously. In response to Commissioner Buck, Ms. Mutchie explained the road closure notification process for the necessary agencies and the public.

6) CONSIDER INTERGOVERNMENTAL AGREEMENT FOR PAYMENT OF FEDERAL MINERAL LEASE FUNDS FOR ROAD IMPROVEMENTS PROJECT FUNDING AND AUTHORIZE CHAIR TO SIGN – FEDERAL MINERAL LEASE ACT DISTRICT: Barbara Connolly, Controller, stated this intergovernmental agreement (IGA) is for the amount of \$1,000,000.00, which will be used to fund haul route projects for the Department of Public Works. Commissioner Freeman added the Federal Mineral Lease Act District is partially funding projects for nine (9) roads in the County. Commissioner Freeman moved to approve said IGA and authorize the Chair to sign. Commissioner James seconded the motion and it carried unanimously.

7) CONSIDER INTERGOVERNMENTAL AGREEMENT FOR PAYMENT OF FEDERAL MINERAL LEASE FUNDS FOR WATER TESTING PROGRAM FUNDING AND AUTHORIZE CHAIR TO SIGN – FEDERAL MINERAL LEASE ACT DISTRICT: Ms. Connolly stated this intergovernmental agreement (IGA) will designate funds amounting to \$52,473.00 to cover the costs incurred by the Department of Public Health and Environment for the water testing program. Commissioner Freeman emphasized the importance of this program, which began in 2011 and provides free water well testing to property owners in Weld County, and added the standard amount of funds was increased from \$50,000.00 by the District to cover the full cost of the program with recent upgrades within the department. Commissioner Freeman moved to approve said IGA and authorize the Chair to sign. Seconded by Commissioner Saine, the motion carried unanimously.

**PLANNING:**

1) CONSIDER RESCINDING RESOLUTION #2019-4345, DATED OCTOBER 9, 2019, CONCERNING USE BY SPECIAL REVIEW PERMIT, USR19-0053 – PATRICIA NASH: Angela Snyder, Department of Planning Services, explained the original request was for a parking lot, but there were outstanding Conditions of Approval (COA) that prevented the mylar plat map from being recorded. The applicant has since completed the outstanding COAs, and staff requested the matter be dismissed. In response to Commissioner James, Ms. Snyder, expanded she inspected the site the week prior and reaffirmed the outstanding COAs had been met. Commissioner James moved to dismiss the request to rescind Resolution #2019-4345. The motion was seconded by Commissioner Saine and it carried unanimously.

2) CONSIDER ACCEPTING REQUEST OF ENGLISH FEEDLOT 2, LLC, C/O EXPEDITION WATER SOLUTIONS COLORADO, LLC, TO WITHDRAW APPLICATION FOR A SITE SPECIFIC DEVELOPMENT PLAN AND USE BY SPECIAL REVIEW PERMIT, USR19-0002, AND RESCIND RESOLUTION #2019-1760, DATED MAY 15, 2019: Ms. Snyder explained the applicant has chosen to abandon the site and project, but since USR19-0002 was approved by the Board in 2019, the Resolution will need to be rescinded. In response to Commissioner James, Ms. Snyder stated the applicant did not offer a reason for the project being abandoned. Commissioner Freeman moved to accept the request of English Feedlot 2, LLC, c/o Expedition Water Solutions Colorado, LLC, to withdraw the application for USR19-0002 and rescind Resolution #2019-1760. The motion was seconded by Commissioner Saine and it 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 9:22 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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Steve Moreno, Chair

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Scott K. James, Pro-Tem

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Perry L. Buck

\_\_\_\_\_  
Mike Freeman

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Lori Saine