

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO WEDNESDAY, JANUARY 31, 2024

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 31, 2024, 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 Kevin D. Ross, Chair
Commissioner Perry L. Buck, Pro-Tem
Commissioner Mike Freeman
Commissioner Scott K. James
Commissioner Lori Saine

Also present:

County Attorney, Bruce Barker
Acting Clerk to the Board, Houston Aragon
Chief Financial Officer, Cheryl Pattelli

MINUTES: There being no corrections to the Minutes of the Board of County Commissioners meeting of January 17, 2024, as printed, Commissioner James moved to approve. Commissioner Buck seconded the motion and it carried unanimously.

READ ORDINANCE BY AUDIO: Commissioner James moved to read Code Ordinance #2024-03 by audio. The motion was seconded by Commissioner Buck, and it carried unanimously.

CERTIFICATION OF HEARINGS: Commissioner Buck moved to approve the Certification of Hearings conducted on January 17, 2024, as follows: 1) USR23-0023 – Thomas and Marjorie Brown, c/o CBEP Solar 27, LLC, and 2) RLDF23-0002 – Sharp Trust. 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 Freeman seconded the motion and it carried unanimously.

WARRANTS:

1) GENERAL WARRANTS – JANUARY 30, 2024: Commissioner Buck moved to approve the General Warrants, as printed. Commissioner James seconded the motion and it carried unanimously.

BIDS:

1) APPROVE BID #B2300210, BENEFITS CONSULTING/BROKER SERVICES – DEPARTMENT OF HUMAN RESOURCES: Carolyn Geisert, Purchasing Department, requested to extend the approval date of this bid on behalf of staff, to February 7, 2024, to allow further time to evaluate the vendors. Commissioner James moved to continue said bid, to February 7, 2024, at 9:00 a.m., per staff's request. The motion was seconded by Commissioner Saine, and it carried unanimously.

2) APPROVE BID #B2400038, ON-CALL ENVIRONMENTAL SERVICES – DEPARTMENT OF PUBLIC WORKS: Don Dunker, Department of Public Works, explained six (6) bids were received, and five (5) of the proposals met requirements, which were evaluated in accordance with the Quality Based Selection (QBS) process outlined in Section 5-4-150, of the Weld County Code. He stated, based on a unanimous recommendation of the selection committee, staff recommends awarding this bid to Tiglas Ecological Services, in an amount not to exceed \$115,000.00, which is included in the 2024 budget. In response to Commissioner Saine, Mr. Dunker explained cost is not a factor for consideration in the QBS selection process; however, he will provide a copy of the QBS information for her review. Commissioner Freeman moved to approve said bid. The motion was seconded by Commissioner Buck, and upon a roll call vote the motion carried four (4) to one (1), with Commissioner Saine opposed.

3) APPROVE BID #B2300189, DELL ISILON – DEPARTMENT OF INFORMATION TECHNOLOGY: Ryan Rose, Director of the Department of Information Technology, stated three (3) bids were received, and after review, staff recommends selecting the lowest cost solution, Zivaro, Inc., for a total amount of \$761,090.50, which has been budgeted as part of the Information Technology (IT) Capital Improvement Plan (CIP) for 2024. Commissioner Freeman moved to approve said bid. The motion was seconded by Commissioner Buck, and it carried unanimously.

4) APPROVE BID #B2300190, DELL POWERMAX – DEPARTMENT OF INFORMATION TECHNOLOGY: Mr. Rose stated two (2) bids were received, and after review, staff recommends selecting the lowest cost solution, Zivaro, Inc., for a total amount of \$964,715.57, which has been budgeted as part of the IT CIP for 2024. Commissioner James moved to approve said bid. The motion was seconded by Commissioner Freeman, and it carried unanimously.

NEW BUSINESS:

1) CONSIDER APPLICATION FOR JUVENILE DIVERSION PROGRAM FUNDS AND AUTHORIZE 19TH JUDICIAL DISTRICT ATTORNEY'S OFFICE TO SUBMIT ELECTRONICALLY: Michael Rourke, 19th Judicial District Attorney, commended Krista Britton for running the best Juvenile Diversion program in the state for the past 19 years, and indicated this program is a hot topic and offered a brief overview of legislature being considered. He requested to submit the application for a non-competitive allocation, in the amount of \$168,300.00, which is approximately \$15,000.00 more in funding than 2023. Commissioner Saine moved to approve said application and authorize electronic submittal. The motion was seconded by Commissioner James, who thanked Ms. Britton and stated it is his honor to sit on the Juvenile Services Committee and be a witness to the inspiring work done in conjunction with the District Attorney's Office. There being no further discussion, the motion carried unanimously. *(Clerk's Note: Title for this item of business was changed after this meeting, thus, does not match what is stated on record.)*

2) CONSIDER TEMPORARY CLOSURE OF CR 39 BETWEEN CRS 70 AND 72: Amy Mutchie, Department of Public Works, presented this closure on behalf of Goodell Machinery and Construction, which will begin construction on February 12, 2024, and go through February 15, 2024, for a culvert installation prior to the intersection improvements for the Omaha Track facility. She stated water will be used on the detour route, as needed, for dust control. Commissioner James moved to approve said temporary closure. The motion was seconded by Commissioner Buck, and it carried unanimously.

3) CONSIDER CONTRACT ID #7796 TWO (2) APPLICATIONS FOR HULL AND LIABILITY INSURANCE FOR UNMANNED AIRCRAFT SYSTEMS (DRONES), AND AUTHORIZE CHAIR TO SIGN – GLOBAL AEROSPACE, INC.: Michelle Raimer, Deputy Director of the Department of Human Resources, requested approval of the renewal for drone insurance for various employees who are certified pilots within the Sheriff's Office and Department of Public Works. Commissioner Freeman moved to approve said applications and authorize the Chair to sign. The motion was seconded by Commissioner James, and it carried unanimously.

4) CONSIDER APPLICATION FOR RESTORATIVE JUSTICE COORDINATING COUNCIL CAPACITY/INNOVATION MICRO-GRANT ON BEHALF OF COLLABORATIVE MANAGEMENT PROGRAM (CMP), AND AUTHORIZE THE DEPARTMENT OF HUMAN SERVICES TO SUBMIT ELECTRONICALLY: Tami Grant, Deputy Director of the Department of Human Services, stated the Department of Human Services is applying on behalf of the Collaborative Management Program (CMP) which allows access to funding to build Restorative Justice capacity across Weld County, in the amount of \$65,000.00. Commissioner Saine moved to approve said application and authorize the Department of Human Services to submit electronically. The motion was seconded by Commissioner James, and it carried unanimously.

5) CONSIDER CONTRACT ID #7769 MEMORANDUM OF UNDERSTANDING FOR REALIZING APTITUDES PROGRAM AND AUTHORIZE CHAIR TO SIGN – FORWARD STEPS: Ms. Grant stated this Memorandum of Understanding (MOU) allows implementation of the program for life skills coaching and job development for youth and young adults facing adversity. Commissioner Buck moved to approve said memorandum of understanding and authorize the Chair to sign. The motion was seconded by Commissioner James, and it carried unanimously.

6) CONSIDER CONTRACT ID #7773 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – DAYSI DEL CARMEN GUTIERREZ-BENITEZ: Ms. Grant stated this contract is for a new provisional kinship foster care home located in Greeley, Colorado, with terms from January 26, 2024, through July 26, 2024. Commissioner Freeman moved to approve said contract and authorize the Chair to sign. The motion, which was seconded by Commissioner James, carried unanimously.

7) CONSIDER CONTRACT ID #7782 PROFESSIONAL SERVICE AGREEMENT FOR VARIOUS CORE AND NON-CORE CHILD WELFARE SERVICES AND AUTHORIZE CHAIR TO SIGN – WILLOW COLLECTIVE, PLLC: Ms. Grant stated this post-bid vendor agreement will provide the ability to deliver additional mental health services for specific children in child welfare from January 1, 2024, through May 31, 2024. Commissioner Saine moved to approve said agreement and authorize the Chair to sign. Commissioner James seconded the motion, and it carried unanimously.

8) CONSIDER CONTRACT ID #7791 PROVIDER PARTICIPATION AGREEMENT FOR REGIONAL ACCOUNTABLE ENTITY (RAE) NORTHEAST HEALTH PARTNERS BEACON HEALTH OPTIONS AND AUTHORIZE CHAIR TO SIGN – CARELON BEHAVIORAL HEALTH, INC.: Ms. Grant stated this agreement will allow formal engagement with Carelon as a provider to support the wrap-around facilitators in the Department of Human Services. She further stated the funding will leverage additional Medicaid dollars for eligible services. The motion to approve said agreement and authorize the Chair to sign was made by Commissioner Buck, seconded by Commissioner Freeman, and it carried unanimously.

9) FIRST READING OF CODE ORDINANCE #2024-03, IN THE MATTER OF REPEALING AND REENACTING, WITH AMENDMENTS, CHAPTER 10 SOCIAL SERVICES OF THE WELD COUNTY CODE: Ms. Grant indicated this is related to Senate Bill (SB) 23-210, which repealed the use of Citizen Review Panels on May 4, 2023; thus, this section of the code is no longer needed and will be reserved.

There was no public testimony offered concerning this matter. Commissioner James moved to approve Code Ordinance #2024-03 on First Reading. The motion was seconded by Commissioner Buck, and it carried unanimously.

PLANNING:

1) CONSIDER CORRECTED RESOLUTION CONCERNING CHANGE IN APPLICANT FOR A SITE SPECIFIC DEVELOPMENT PLAN AND USE BY SPECIAL REVIEW PERMIT, USR23-0032, FOR A 7.5 MW SOLAR ENERGY FACILITY (SEF) IN THE A (AGRICULTURAL) ZONE DISTRICT – MCKEE RANCH, LLLP, C/O CBEP SOLAR 6, LLC: Chris Gathman, Department of Planning Services, stated there are no material changes to Use by Special Review Permit, USR23-0032; however, staff received a request from the applicant on November 27, 2023, to change the applicant from CBEP Solar 16, LLC, to CBEP Solar 6, LLC. He explained CBEP Solar 6, LLC, applied for a different site which was denied on May 3, 2023, but Xcel Energy has approved the relocation of the contract to USR23-0032, approved on November 8, 2023, and staff recommends approval. Brysen Daughton, CBEP Representative, was present for questions, and concurred with the staff presentation. No public testimony was offered concerning this matter. Commissioner James moved to approve said Corrected Resolution. The motion was seconded by Commissioner Freeman, and it carried unanimously.

PUBLIC COMMENT: No public comment was offered.

RESOLUTIONS AND ORDINANCES: The Resolutions were presented and signed as listed on the Consent Agenda. Code Ordinance #2024-03 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 9:25 a.m.

These Minutes were approved on the 14th day of February, 2024.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

EXCUSED DATE OF APPROVAL
Kevin D. Ross, Chair

BY: _____
Deputy Clerk to the Board

Perry L. Buck, Pro-Tem

Mike Freeman

EXCUSED DATE OF APPROVAL
Scott K. James

Lori Saine