

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO WEDNESDAY, FEBRUARY 21, 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, February 21, 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 – EXCUSED
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:

1) There being no corrections to the Minutes of the Board of County Commissioners meeting of February 5, 2024, as printed, Commissioner Buck moved to approve. Commissioner James seconded the motion and it carried unanimously.

2) There being no corrections to the Minutes of the Board of County Commissioners meeting of February 7, 2024, as printed, Commissioner Buck moved to approve. Commissioner James seconded the motion, and upon a roll call vote, the motion carried three (3) to one (1) with Commissioner Freeman excused and Commissioner Saine opposed.

CERTIFICATION OF HEARINGS: Commissioner Buck moved to approve the Certification of Hearings conducted on February 7, 2024, as follows: 1) USR23-0040 – Cervi Enterprises, Inc., c/o Kerr-McGee Oil and Gas Onshore, LP, and 2) USR23-0039 – Public Service Company of Colorado, dba Xcel Energy. 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.

PRESENTATIONS:

1) RECOGNITION OF SERVICES, DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT – AURORA MEDINA: Chair Ross read the certificate recognizing Aurora Medina for the record. Jason Chessher, Director of the Department of Public Health and Environment, was present, but deferred to Shaun May, Public Health Services Director, who thanked the Board for the opportunity to honor Ms. Medina, with whom he has worked alongside for the past four (4) years and stated she was an exemplary employee who worked as a social worker connecting people to programs within the County. Annette Odell, supervisor, echoed the sentiments of Mr. May, and stated Ms. Medina will be missed by everyone. She further expressed what an honor it has been to be her supervisor, friend and co-worker, during her tenure assisting countless families and individuals in Weld County. Ms. Medina thanked the Board for supporting public health social work for the past 30 years, and offering her the opportunity to be a public health servant. She asserted the importance to be humble, have an open heart and mind, and to help everyone in the community. Each Commissioner, in turn, expressed their appreciation and gratitude for her servant’s heart and thanked Ms. Medina for her years of selfless dedication as a public healthcare worker for the citizens of Weld County. *(Clerk’s Note: The group gathered for a photo opportunity.)*

PROCLAMATIONS:

1) HIGHLAND HUSKIES DAY, CLASS 3A CHEERLEADING STATE CHAMPIONSHIP – FEBRUARY 21, 2024: Chair Ross read the proclamation for the record. Michaela Runnells, Coach, stated this season was amazing and remarkable, as this was the first time for the girls on the team to win the state championship and noted the Colorado High School Activities Association (CHSAA) photo perfectly captured the emotions felt in the moment. Two (2) seniors, Cambree Bateman and Xochilt Villalobos, thanked the Board for having their team recognized and stated their season started with injuries and late arrivals, but they stayed positive even when missing key positions while performing. Chair Ross invited the team to introduce themselves for the record. Each Commissioner, in turn, extended their congratulations, encouraged the team to continue pursuing their goals, and acknowledged the parents and support from the school and community leaders. The team performed a small cheer for the Board, and Chair Ross extended sentiments on behalf of Commissioner Freeman. *(Clerk’s Note: The group gathered for a photo opportunity.)*

WARRANTS:

1) GENERAL WARRANTS – FEBRUARY 16, AND 20, 2024: Commissioner James moved to approve the General Warrants, as printed. Commissioner Buck seconded the motion and it carried unanimously.

BIDS:

1) APPROVE BID #B2300210, BENEFITS CONSULTING AND BROKER SERVICES – DEPARTMENT OF HUMAN RESOURCES *(CONT’D FROM 2/7/2024)*: Toby Taylor, Purchasing Department, stated the Request for Proposal (RFP) identified the following areas that were evaluated: Firm Capability, Consultant and Key Staff Experiences and Qualifications, Scope of Proposal and Project Approach, Firm Availability and Project Schedule, and Cost. He further stated the results of the committee evaluations reflect the best overall value in selecting HUB International, with a five (5) year cost schedule as: \$108,000.00 for years one (1) through three (3), and \$115,000.00 for years four (4) and five (5). In response to Commissioner Saine, Mr. Taylor in conjunction with Jill Scott, Director of the Department of Human Resources, and Cheryl Pattelli, Chief Financial Officer, reviewed the proposed amounts of the other qualified vendors, and stated the selected vendor is the best overall value. Commissioner Saine moved to approve said bid. The motion was seconded by Commissioner Buck, and it carried unanimously.

2) APPROVE BID #B2400042, JAIL 1 EAST HEATING VENTILATION AND AIR CONDITIONING (HVAC) ROOF TOP UNIT (RTU) REPLACEMENT – FACILITIES DEPARTMENT: Mr. Taylor stated staff recommends selecting the lowest bidder who met specifications, Lakeside Mechanical Services, Inc., for a total amount of \$521,000.00. Commissioner Saine moved to approve said bid. The motion was seconded by Commissioner Buck, and it carried unanimously.

3) APPROVE BID #B2400002, MOBILE MEDICAL UNIT (QTY 1) – DEPARTMENT OF FLEET SERVICES: Mr. Taylor reviewed staff's recommendation to select the third lowest bidder who met specifications, Transwest Truck Trailer RV, for a total amount of \$521,565.00, to be utilized by the Department of Public Health and Environment. Commissioner James moved to approve said bid. The motion was seconded by Commissioner Buck, and it carried unanimously.

4) APPROVE BID #B2400003, TANDEM AXLE TRACTOR WITH WET KIT (QTY 1) – DEPARTMENTS OF FLEET SERVICES AND PUBLIC WORKS: Mr. Taylor reviewed staff's recommendation to select Transwest Truck Trailer and RV, the low bidder meeting specifications, for a total amount of \$166,737.00. Commissioner Saine moved to approve said bid. The motion was seconded by Commissioner James, and it carried unanimously.

5) APPROVE BID #B2400006, ROADSIDE HERBICIDE SPRAY TRUCK (QTY 1) – DEPARTMENTS OF FLEET SERVICES AND PUBLIC WORKS: Mr. Taylor introduced IVM Solutions, LLC, as the low bidder selected by staff and confirmed they met all specifications, with said bid amounting to \$204,554.92. Commissioner James moved to approve said bid. The motion was seconded by Commissioner Buck, and it carried unanimously.

6) APPROVE BID #B2400035, 2024 SIGN MATERIAL – DEPARTMENT OF PUBLIC WORKS: Mr. Taylor stated this bid reflects 73 different material items needed for sign material, and further stated staff recommends selecting the vendors listed in the memorandum as the low bid award for each item, with the exception of a few items as indicated. Commissioner Buck moved to approve said bid. The motion was seconded by Commissioner James, and it carried unanimously.

7) APPROVE BID #B2400036, TRAFFIC PAINT AND BEADS – DEPARTMENT OF PUBLIC WORKS: Mr. Taylor reviewed staff's recommendation to select Sherwin-Williams Company, the lowest bidder for yellow and white traffic paint, for a total cost of \$373,562.50. He further reviewed staff's recommendation to select the lowest bid for Type 1 glass beads, Potters Industries, LLC, for the cost of \$0.514 per pound, for a total cost of \$126,444.00. Lastly, Mr. Taylor reviewed staff's recommendation to select the lowest bid for P20+ glass beads, Potters Industries, LLC, for the cost of \$0.598 per pound, for a total cost of \$35,880.00. He noted, overall, the selected bids for all traffic types of striping materials are \$1,163.50 less than the proposed 2024 budgeted amount, including the increased amounts for both paint and beads as requested by the Department of Public Works. Commissioner Saine moved to approve said bid. The motion was seconded by Commissioner Buck, and it carried unanimously.

8) APPROVE BID #B2400045, ENFORCEMENT SERVICES FOR WEED MOWING AND/OR SPRAYING – DEPARTMENT OF PUBLIC WORKS: Mr. Taylor stated this bid is to provide on-call mowing and spraying services for enforcement and removal of noxious weeds, as enforcement work is carried out on individual parcels throughout the summer. He further stated bidders responded with costs for the various line-item services and explained typical enforcements can range from one and a half (1.5) to five (5) acres in size. Therefore, staff used three and a half (3.5) acres as the average enforcement and these line item costs are as shown in Exhibit A. Mr. Taylor stated staff recommends selecting the low bid from Verdant Environmental. In addition, Mr. Taylor explained there are instances when multiple enforcements are needed at the same time; thus, staff also recommends awarding to the second low bidder, MRC Services, for on-call services. Commissioner James moved to approve said bid. The motion was seconded by Commissioner Buck, and it carried unanimously.

9) APPROVE BID #B2400004, 4X4 EXTENDED CAB AND CHASSIS WITH CUSTOM FLATBED (QTY 2) – DEPARTMENTS OF FLEET SERVICES AND PUBLIC WORKS: Mr. Taylor stated staff recommends selecting the lowest bidder who met specifications, Ken Garff Ford of Greeley, for a total amount of \$138,850.00. Commissioner Buck moved to approve said bid. The motion was seconded by Commissioner James, and it carried unanimously.

10) PRESENT BID #B2400034, ON-CALL RIGHT-OF-WAY ACQUISITION, RELOCATION, AND APPRAISAL SERVICES – DEPARTMENT OF PUBLIC WORKS: Mr. Taylor stated three (3) bids were received and staff will make a recommendation on March 6, 2024.

11) PRESENT BID #B2400046, DOWNTOWN GREELEY COMPLEX AND NORTHERN COLORADO REGIONAL FORENSIC LABORATORY FLOORING MAINTENANCE – FACILITIES DEPARTMENT: Mr. Taylor stated four (4) bids were received and staff will make a recommendation on March 6, 2024.

12) PRESENT BID #B2400047, DEPARTMENT OF HUMAN SERVICES BUILDINGS A, B, AND C FLOORING MAINTENANCE – FACILITIES DEPARTMENT: Mr. Taylor stated four (4) bids were received; however, one bid was deemed incomplete, therefore, staff will review the remaining three (3) bids, and will make a recommendation on March 6, 2024.

NEW BUSINESS:

1) CONSIDER LABORATORY SERVICES AGREEMENT AND AUTHORIZE CHAIR TO SIGN – DENVER HEALTH AND HOSPITAL AUTHORITY: Dr. Michael Burson, Coroner, presented the agreement between the Coroner’s Office and Denver Health and Hospital Authority, and recommended approval. Commissioner Saine moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner James, and it carried unanimously.

2) CONSIDER CONTRACT ID #7777 AMENDMENT #6 TO DIAGNOSTIC SERVICES AGREEMENT FOR TUBERCULOSIS CONTROL PROGRAM AND AUTHORIZE CHAIR TO SIGN – BANNER IMAGING SERVICES COLORADO, LLC: Jason Chessher, Director of the Department of Public Health and Environment, stated this amendment allows for Banner Imaging Services to continue providing x-ray services for Tuberculosis (TB) patients as part of the confirmation process for the community in Weld County, with a term extended to July 20, 2027. Commissioner Saine moved to approve said amendment and authorize the Chair to sign. The motion was seconded by Commissioner Buck, and it carried unanimously.

3) CONSIDER CONTRACT ID #7781 AMENDMENT #6 TO DIAGNOSTIC SERVICES AGREEMENT FOR WOMEN’S WELLNESS CONNECTION PROGRAM AND AUTHORIZE CHAIR TO SIGN – BANNER IMAGING SERVICES COLORADO, LLC: Mr. Chessher stated this amendment allows the County to provide imaging services by referral to Banner Imaging Services for screening of various cancers and cardiovascular concerns to eligible Women’s Wellness Connection Program patients, with a term extended to July 20, 2027. Commissioner Buck moved to approve said amendment and authorize the Chair to sign. The motion, which was seconded by Commissioner James, carried unanimously.

4) CONSIDER CONTRACT ID #7778 PROFESSIONAL SERVICE AGREEMENT FOR CONSULTING PHARMACIST AND AUTHORIZE CHAIR TO SIGN – CASSANDRA SANCHEZ, REGISTERED PHARMACIST: Mr. Chessher stated this agreement formalizes pharmacy consultation services that Ms. Sanchez has provided to the County for the past decade, and satisfies the requirements of the small pharmacy that is housed within the Department of Public Health and Environment. Commissioner Saine moved to approve said agreement and authorize the Chair to sign. The motion, which was seconded by Commissioner Buck, carried unanimously.

5) CONSIDER CONTRACT ID #7779 AGREEMENT CONCERNING PATHOLOGY SERVICES AND AUTHORIZE CHAIR TO SIGN – SUMMIT PATHOLOGY: Mr. Chessher stated this agreement allows for pathology services and biopsy analysis for the Women’s Wellness Connection Program. Commissioner Saine moved to approve said agreement and authorize the Chair to sign. The motion, which was seconded by Commissioner Buck, carried unanimously.

6) CONSIDER CONTRACT ID #7783 ACCEPTANCE OF PURCHASE ORDER FUNDS FOR 2023-2024 PREVENTATIVE BLOCK GRANT (PBG) FOR PUBLIC HEALTH SERVICES AND AUTHORIZE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT TO DISBURSE FUNDS: Mr. Chessher stated the acceptance of these Purchase Order Funds allows the grant project to move forward and is a result of an award that was received by the County in October 2023, in the amount of \$35,000.00, for collaborative assessments. Commissioner Buck moved to approve acceptance of said purchase order funds, and authorize the Department of Public Health and Environment to disburse said funds. The motion was seconded by Commissioner James, and it carried unanimously.

7) CONSIDER CONTRACT ID #7787 AGREEMENT CONCERNING SURGICAL SERVICES FOR WOMEN’S WELLNESS CONNECTION PROGRAM AND AUTHORIZE CHAIR TO SIGN – BANNER MD ANDERSON: Mr. Chessher stated this contract allows for surgical services provided by Banner MD Anderson to patients of the Women’s Wellness Connection Program. Commissioner James moved to approve said agreement and authorize the Chair to sign. The motion, which was seconded by Commissioner Buck, carried unanimously.

8) CONSIDER TEMPORARY CLOSURE OF NORTH 35TH AVE BETWEEN ‘O’ ST AND ‘AA’ ST: Amy Mutchie, Department of Public Works, stated this closure will begin on March 11, 2024, and go through March 15, 2024, for the replacement of an irrigation culvert. She further stated the detour route is paved and message boards will be placed in advance of said closure. Commissioner James moved to approve said temporary closure. The motion was seconded by Commissioner Buck, and it carried unanimously.

9) CONSIDER CONTRACT ID #7824 MEMORANDUM OF AGREEMENT FOR PURCHASE OF CERTAIN PROPERTY FOR PUBLIC ROAD IMPROVEMENTS FOR CR 41 AND SH 52 INTERSECTION PROJECT, AND AUTHORIZE CHAIR TO SIGN ANY NECESSARY DOCUMENTS – HUGO VILLELA-PORTILLO: Erich Green, Department of Public Works, stated this agreement is to acquire public road right-of-way and a temporary construction easement for the northeast quadrant of the County Road (CR) 41 and State Highway (SH) 52 intersection improvements project. He further stated this allows for the relocation of a gas facility belonging to Xcel Energy and their utility relocation to be completed in 2024, to keep the roadway improvements on schedule for the 2025 construction season. Mr. Green reviewed the various items for this acquisition, stated the total amount is \$45,457.00, and noted the funds are accounted for in the Department of Public Works’ 2024 budget. Commissioner James moved to approve said memorandum of agreement and authorize the Chair to sign. The motion was seconded by Commissioner Saine, and it carried unanimously.

10) CONSIDER CONTRACT ID #7825 ACCEPTANCE OF INTERGOVERNMENTAL GRANT AGREEMENT SUMMARY OF TERMS AND CONDITIONS FOR ENERGY AND MINERAL IMPACT ASSISTANCE FUND (EIAF) PROGRAM FOR HIGH PLAINS BOULEVARD DESIGN-BUILD PROJECT (AUGUST CYCLE – TIER II): Elizabeth Relford, Interim Director of the Department of Planning Services, stated this agreement with the Colorado Department of Local Affairs (DOLA) is for a Tier II Grant, in the amount of \$1 Million. She explained the design-build phase of High Plains Boulevard is for a multimodal corridor to extend from CR 9.5, north between CRs 32 and 34, and stated the total cost of this project is estimated at over \$10 Million. Commissioner James moved to approve and accept said agreement. The motion was seconded by Commissioner Buck, and it carried unanimously.

11) CONSIDER CONTRACT ID #7841 SUB-MERCHANT APPLICATION, SERVICES AGREEMENT, AND ADDENDUM FOR HS GOVTECH SOLUTIONS HEALTHSPACE SYSTEM, AND AUTHORIZE CHAIR TO SIGN – WONDERWARE, INC., DBA CORE BUSINESS TECHNOLOGIES: Chris D'Ovidio, Controller, stated this agreement allows for the receipt of credit card payments and is a replacement for the Envision Connect at the Department of Public Health and Environment. Commissioner Buck moved to approve said application and agreement and authorize the Chair to sign. The motion was seconded by Commissioner James, and it carried unanimously. *(Clerk's note: Title of this item of business was changed subsequent the date of this meeting.)*

12) CONSIDER CONTRACT ID #7842 MASTER MERCHANT SERVICES CONTRACT AND PARTICIPATION AGREEMENT (EXHIBIT E) FOR CREDIT CARD PROCESSING SERVICES, AND AUTHORIZE CHAIR TO SIGN AND SUBMIT ELECTRONICALLY: Mr. D'Ovidio stated the County has participated in the state's agreement with Wells Fargo for merchant credit card processing services, and he explained this agreement will allow for the continued services, with a term from March 1, 2024, through February 28, 2029. Commissioner James moved to approve said contract and authorize the Chair to sign. The motion was seconded by Commissioner Buck, and the motion carried unanimously.

13) CONSIDER DECLARING CERTAIN EQUIPMENT AS SURPLUS PROPERTY, AUTHORIZE SALE OF SAME TO TOWN OF LOCHBUIE, AND DELEGATE AUTHORITY TO CONTROLLER TO SIGN ANY NECESSARY DOCUMENTS: Mr. D'Ovidio stated the Town of Lochbuie has indicated their interest in purchasing a 2013 John Deere Motorgrader to maintain their gravel roads. In response to Commissioner Saine, David Springer, Director of Fleet Services, clarified the miles of unpaved roads are within the Town's jurisdiction and not the County's, and further clarified the Town currently has a motorgrader that is at it's end of life. Commissioner Buck moved to approve said declaration of equipment as surplus property, authorize the sale of same, and delegate authority to the Controller to sign any necessary documents. The motion, which was seconded by Commissioner James, carried unanimously.

14) CONSIDER CORRECTED RESOLUTION FOR REAPPOINTMENTS TO AREA AGENCY ON AGING ADVISORY BOARD: Commissioner James moved to approve said corrected resolution. The motion was seconded by Commissioner Buck, and it carried unanimously.

15) CONTRACT ID #7803 CONFIDENTIALITY AGREEMENT AND AUTHORIZE CHAIR TO SIGN – NEIGHBOR TO NEIGHBOR, INC.: Jamie Ulrich, Director of the Department of Human Services, stated this agreement identifies the roles and responsibilities regarding client confidentiality of emergency rent and utility assistance applications. Commissioner James moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner Buck, and it carried unanimously.

16) SECOND READING OF CODE ORDINANCE #2024-03, IN THE MATTER OF REPEALING AND REENACTING, WITH AMENDMENTS, CHAPTER 10 SOCIAL SERVICES OF THE WELD COUNTY CODE: Commissioner James moved to read Code Ordinance #2024-03 by title only. The motion was seconded by Commissioner Buck, and it carried unanimously. Bruce Barker, County Attorney, read the title for the record. Ms. Ulrich requested Chapter 10 be removed from the Weld County Code. Edwin Grant, Greeley resident, asserted his question as to why add a Chapter to the Code, only to remove it again. Commissioner Buck moved to approve Code Ordinance #2024-03 on Second Reading. The motion was seconded by Commissioner James, and it carried unanimously.

PUBLIC COMMENT: No public testimony was offered.

RESOLUTIONS AND ORDINANCES: The Resolutions were presented and signed as listed on the Consent Agenda. Code Ordinance #2024-03 was approved on Second 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 9:56 a.m.

These Minutes were approved on the 6th day of March, 2024.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

BY: _____
Deputy Clerk to the Board

Kevin D. Ross, Chair

Perry L. Buck, Pro-Tem

EXCUSED

Mike Freeman

Scott K. James

Lori Saine