

# RECORD OF PROCEEDINGS

## MINUTES

### BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO MONDAY, FEBRUARY 1, 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, February 1, 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 Buck moved to approve the Minutes of the Board of County Commissioners meeting of January 27, 2021, as printed. Commissioner James seconded the motion, and it carried unanimously.

**CERTIFICATION OF HEARINGS:** Commissioner James moved to approve the Certification of Hearings conducted on January 27, 2021, as follows: 1) USR19-0057 – Black Mountain Land Company, LP, c/o Black Mountain Sand Weld, LLC, 2) Petition for Vacation of Portions of Section Line Right-of-Way and CR Right-of-Way laying near CRs 91, 93, 95, and 34, and I-76 – Black Mountain Land Company, LP, c/o Black Mountain Sand Weld, LLC. Commissioner Saine seconded the motion, which carried unanimously.

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

**AMENDMENTS TO AGENDA:** There were no amendments to the agenda.

**CONSENT AGENDA:** Commissioner Buck moved to approve the Consent Agenda, as printed. Commissioner James seconded the motion, and it carried unanimously.

**COMMISSIONER COORDINATOR REPORTS:** Commissioner Buck commended Jamie Ulrich, Director of the Department of Human Services, for her introductory training session. Chair Moreno congratulated Commissioner James for being appointed as Vice Chair on the Colorado Counties, Inc. (CCI), Board. Commissioners James, Freeman, and Saine had nothing to report.

**WARRANTS:**

1) GENERAL WARRANTS – JANUARY 29, 2021: Commissioner Freeman moved to approve the General Warrants, as printed. Commissioner Buck seconded the motion, and it carried unanimously.

**BIDS:**

1) APPROVE BID #B2100039, BUILDINGS AND GROUNDS OFFICE REMODEL – DEPARTMENT OF BUILDINGS AND GROUNDS: Rob Turf, Purchasing Department, stated staff recommends selecting the lowest bidder who meets specifications, Swift Builders, LLC, for a total amount of \$242,695.00. Commissioner Freeman moved to approve said bid, the motion was seconded by Commissioner James, and it carried unanimously.

2) PRESENT BID #B2100042, VARIOUS SERVICES FOR CHILD WELFARE DIVISION – DEPARTMENT OF HUMAN SERVICES: Mr. Turf presented the 25 bids received and stated staff will make a recommendation on April 7, 2021.

3) PRESENT BID #B2100045, TRASH SERVICES – DEPARTMENT OF BUILDINGS AND GROUNDS: Mr. Turf stated staff received two (2) bids and will make a recommendation on February 17, 2021.

**NEW BUSINESS:**

1) CONSIDER PETITION FOR ABATEMENT OR REFUND OF TAXES FOR ACCOUNT NUMBER R8946415 – TIMOTHY MCKEEN: Brenda Dones, Weld County Assessor, shared the location of the property and described the statutory requirements, noting the petition was submitted on August 5, 2020, and stated the Assessor’s Office has performed multiple evaluations and site visits to ensure the accuracy of the property assessment. Ms. Dones presented the petitioner’s request for a continuance due to personal reasons. In response to Chair Moreno and Commissioner Freeman, Ms. Dones confirmed the applicant’s request due to personal reasons that prevented the applicant from being present. Commissioner James moved to continue said petition to April 5, 2021, at 9:00 a.m. The motion, which was seconded by Commissioner Buck, carried unanimously.

2) CONSIDER CONTRACT ID #4413 EQUITABLE SHARING AGREEMENT AND CERTIFICATION AND AUTHORIZE CHAIR TO SIGN: Sonja Kohlgraf, Sheriff’s Office, presented and reviewed the details of the agreement and certification. Steve Reams, Weld County Sheriff, stated the agreement reports that the funds spent through the equitable sharing process were done so legally and within the confines of the Federal government’s requirements. Commissioner Freeman moved to approve said agreement and certification and authorize the Chair to sign. Seconded by Commissioner James, the motion carried unanimously.

3) CONSIDER CONTRACT ID #4420 FORM SF-424 FOR 2020 STATE CRIMINAL ALIEN ASSISTANCE PROGRAM (SCAAP) APPLICATION AND AUTHORIZE CHAIR TO SIGN AND ELECTRONIC SUBMITTAL: Ms. Kohlgraf stated the application is for federal assistance, and Form SF-424 is the first step to apply for SCAAP funding, which is utilized to offset the expense of inmate medical services in the jail. Commissioner Buck moved to approve said form ,authorize the Chair to sign, and Sonja Kohlgraf, Sheriff’s Office, to electronically submit said form. The motion was seconded by Commissioner Saine and it carried unanimously.

4) CONSIDER CONTRACT ID #4412 APPLICATION FOR 2021-2022 HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS (HMEP) GRANT AND AUTHORIZE CHAIR TO SIGN: Roy Rudisill, Director of the Office of Emergency Management, and Dave Burns, Office of Emergency Management, presented the application to request \$107,473.75 in funding to subsidize salaries, benefits, and supplies. He stated the grant requires a twenty percent (20%) County match of \$20,294.00, which was budgeted

for in 2021. The motion to approve said application and authorize the Chair to sign was made by Commissioner James, seconded by Commissioner Freeman, and it carried unanimously.

5) CONSIDER MEMORANDUM OF UNDERSTANDING FOR AIR QUALITY MONITORING AT WELD COUNTY MISSILE PARK AND AUTHORIZE CHAIR TO SIGN: Bruce Barker, County Attorney, explained this Memorandum of Understanding (MOU) allows the State to access the County's Missile Park to install and monitor air quality equipment. He noted there is no cost to the County and mentioned the County will be able to access the data once collected. Chair Moreno thanked Mr. Barker for his work in accomplishing the execution of the MOU. Commissioner Saine moved to approve the MOU and the motion was seconded by Commissioner James. Commissioner Buck concurred with the comments made by Chair Moreno. There being no further discussion, the motion carried unanimously.

6) CONSIDER TITLE CHANGE OF WELD COUNTY DEPARTMENT OF BUILDINGS AND GROUNDS TO WELD COUNTY FACILITIES DEPARTMENT AND APPOINT TOBY TAYLOR AS DIRECTOR OF FACILITIES: Toby Taylor, Director of the Department of Building and Grounds, stated the terminology in the industry has changed and recommended renaming the Department of Buildings and Grounds to the Facilities Department, thus also changing his title to Director of the Facilities Department. In response to Chair Moreno, Mr. Taylor confirmed there are 104 facilities within Weld County. Commissioner Freeman moved to approve said Resolution. The motion was seconded by Commissioner James and it carried unanimously.

7) CONSIDER REORGANIZATION OF PUBLIC INFORMATION OFFICE: Ryan Rose, Director of the Department of Information Technology and of Administrative Services, stated the Board adjusted the organizational structure of the Public Information Office and stated there are no changes to the budget. Commissioner James moved to approve said Resolution. The motion was seconded by Commissioner Buck and it carried unanimously.

**PLANNING:**

1) CONSIDER TWO-LOT RECORDED EXEMPTION, RECX20-0133 – DEE PALERMO: Diana Aungst, Department of Planning Services, presented a brief summary of the application and stated staff is recommending denial. She reviewed the surrounding location, property detail, and displayed images from the staff PowerPoint presentation, and explained the applicant is requesting the Recorded Exemption for two (2) parcels of 2.5 acres and 2.37 acres. Melissa King, Department of Public Works, stated the applicant has agreed to close the unpermitted accesses on County Road (CR) 37 and will utilize a shared access for the proposed Lots A and B. Ms. King also stated CR 37 is a paved collector road that requires 80 feet of right-of-way (ROW). Paula Stueve, applicant's representative, reviewed the applicant's request and information pertaining to a water well and septic system. She also noted the property will not be used for farm ground, does not have access to irrigation water, and the applicant has paid the school district per their referral. Dee Palermo, applicant, stated proposed Lot A, despite acreage, meets all the setback requirements and future reservations of ROW and proposed Lot B also meets requirements. She further shared the future improvements for the property that will allow safer access and enhance the appearance of the property. The Commissioners, in turn, discussed the Weld County Code provision for minimum acreage, but stated that the proposed Lot meets acreage requirements if the easements are also considered, and were all inclined to approve based on the improvements to safety with the closure of an access. No public comment was given. In response to Chair Moreno, the applicant confirmed she had reviewed, and agreed to comply with, the Conditions of Approval, and will execute the shared access agreement. Commissioner Saine moved to approve Recorded Exemption, RECX20-0133, with the Conditions of Approval, as presented. Commissioner Buck seconded the motion, 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 9:29 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

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Mike Freeman

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Lori Saine