

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO MONDAY, MARCH 25, 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, March 25, 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 – EXCUSED
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
Controller, Chris D’Ovidio

MINUTES: There being no corrections to the Minutes of the Board of County Commissioners meeting of March 11, 2024, as printed, Commissioner James moved to approve. Commissioner Saine seconded the motion and it carried unanimously.

AMENDMENTS TO AGENDA: Commissioner Saine moved to amend the agenda by removing the 15-minute time limit from the public comment section. There being no second, the motion failed. There were no further 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 – MARCH 21, AND 22, 2024: Commissioner James moved to approve the General Warrants, as printed. Commissioner Saine seconded the motion and it carried unanimously.

BIDS:

1) APPROVE BID #B2400028, CONCRETE, WASHED ROCK, AND SQUEEGEE – DEPARTMENT OF PUBLIC WORKS: Toby Taylor, Purchasing Department, stated staff recommends awarding the bid for squeegee for northern Weld County to Holcin, the low bidder who met specifications, for a total amount of \$12.00 per ton, from their location in Greeley, Colorado; and further stated staff recommends awarding the bid for squeegee for southern Weld County to Northern Colorado Constructors, the low bidder who met specifications, for a total amount of \$17.00 per ton, from their location in Fort Lupton, Colorado. Likewise, Mr. Taylor stated staff recommends awarding the bid for washed rock for northern Weld County to Holcin, the low bidder who met specifications, for a total amount of \$35.00 per ton, from their location in Longmont, Colorado; and further stated staff recommends awarding the bid for washed rock for southern Weld County to J-2 Contracting, the low bidder who met specifications, for a total amount of

\$33.00 per ton, from their location in Platteville, Colorado. He indicated there were no bids received for Class D, Class E, or Flow Fill material, and the total budgeted amount is \$40,000.00. Commissioner Freeman moved to approve said bid for the various materials and vendors, as recommended by staff. The motion was seconded by Commissioner James, and it carried unanimously.

2) APPROVE BID #B2400029, RECYCLED ASPHALT SCREENING AND CONCRETE CRUSHING – DEPARTMENT OF PUBLIC WORKS: Mr. Taylor reviewed staff’s recommendation to select Engineered Paving, dba Apricity, Inc., the sole bidder meeting specifications, for a total amount of \$137,818.00. Commissioner James moved to approve said bid. The motion was seconded by Commissioner Freeman, and it carried unanimously.

3) APPROVE BID #B2400031, JAIL BOOKING AREA CONSTRUCTION PROJECT – FACILITIES DEPARTMENT: Mr. Taylor introduced TCC Corporation as the low bidder selected by staff and confirmed they met all specifications, with said bid totalling \$2,538,584.00. Commissioner Freeman moved to approve said bid. The motion was seconded by Commissioner Saine, and it carried unanimously.

NEW BUSINESS:

1) CONSIDER CONTRACT ID #7956 AMENDMENT #1 TO SETTLEMENT AGREEMENT FOR BRIDGE 54/13A RECONSTRUCTION PROJECT AND AUTHORIZE CHAIR PRO-TEM TO SIGN – DUSTIN AND JAMIE CHRISTENSEN: Clay Kimmi, Department of Public Works, stated this amendment to the right-of-way (ROW) settlement agreement is for a Temporary Construction Easement (TCE) allowing the County to install bollards to protect one of the gas valves located on the Christensen property. He indicated the cost for the TCE is in the amount of \$500.00, which is accounted for in the 2024 budget. Commissioner James moved to approve said amendment and authorize the Chair Pro-Tem to sign. The motion was seconded by Commissioner Freeman, and it carried unanimously.

2) CONSIDER SPECIAL EVENT PERMIT AND AUTHORIZE CHAIR PRO-TEM TO SIGN – THE WILD ANIMAL SANCTUARY, A COLORADO NON-PROFIT CORPORATION: Matthew Conroy, Assistant County Attorney, stated for the Board’s consideration is a Special Event Permit for The Wild Animal Sanctuary located in Keenesburg, Colorado. He further stated there are no concerns with the application, a sign was posted at the location as notice of this public hearing, and staff recommends approval. Michelle McGraw, representative of The Wild Animal Sanctuary, explained this event is for their annual fundraiser dinner, “Summer Safari”, and “Run into the Wild”, run/walk event hosting around 1,500 people. She thanked the Board for their consideration and support of the sanctuary. There was no public testimony offered concerning this matter. Commissioner Saine moved to approve said Special Event Permit and authorize the Chair Pro-Tem to sign. Seconded by Commissioner James, the motion carried unanimously.

PLANNING:

1) CONSIDER IMPROVEMENTS AND ROAD MAINTENANCE AGREEMENT ACCORDING TO POLICY REGARDING COLLATERAL FOR IMPROVEMENTS, AUTHORIZE CHAIR PRO-TEM TO SIGN, AND ACCEPT COLLATERAL FOR ACCESS PERMIT, AP20-00070 – OMAHA TRACK, INC.: Jazmyn Trujillo-Martinez, Department of Planning Services, stated in regard to the Improvements and Road Maintenance Agreement for Access Permit, AP20-00070, staff requests the Board’s acceptance of Project Collateral in the amount of \$1,897,262.25, procured in the form of a Performance Bond (#147512) issued by Universal Surety Company. She stated the applicant understands the required improvements to be completed, per the scope of work provided. Commissioner James moved to approve said agreement, authorize the Chair Pro-Tem to sign, and accept collateral. The motion was seconded by Commissioner Freeman, and it carried unanimously.

PUBLIC COMMENT: No public comment was offered; however, Commissioner Saine stated the language stated for the record by Chair Pro-Tem Buck was considered at a work session that was closed to the public, and requested a public work session on said language. In response, Commissioner Freeman stated the language produced for the Public Comment section was done so by the Weld County Attorney, Bruce Barker, and further recommended that Commissioner Saine request said work session with the Chair, Commissioner Ross, for further discussion.

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 9:13 a.m.

These Minutes were approved on the 8th day of April, 2024.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

EXCUSED
Kevin D. Ross, Chair

Weld County Clerk to the Board

Perry L. Buck, Pro-Tem

BY: _____
Deputy Clerk to the Board

Mike Freeman

Scott K. James

Lori Saine