

# RECORD OF PROCEEDINGS

## MINUTES

### BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO MONDAY, APRIL 29, 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, April 29, 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  
Controller, Chris D'Ovidio

**MINUTES:** There being no corrections to the Minutes of the Board of County Commissioners meeting of April 15, 2024, as printed, Commissioner Buck moved to approve. Commissioner James seconded the motion and it carried unanimously.

**READ ORDINANCE BY AUDIO:** Commissioner James moved to read Code Ordinance #2024-05 by audio. The motion was seconded by Commissioner Buck, and it carried unanimously.

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

**CONSENT AGENDA:** There being no public testimony concerning Vacation, VAC24-0004, of Recorded Exemption, RECX16-0090 – Faith Tabernacle Ministries, Inc., c/o Danny Perdue, Commissioner Freeman moved to approve the Consent Agenda, as printed. Commissioner James seconded the motion and it carried unanimously.

#### **PROCLAMATIONS:**

1) NATIONAL MENTAL HEALTH MONTH – MAY 2024: Chair Ross read the proclamation for the record. Kim Collins, Chief Executive Officer of North Range Behavioral Health (NRBH), thanked the Board for recognizing National Mental Health Month, sharing NRBH averages between 16,000-18,000 unique clients annually, and introduced her team for the record. In turn, each Commissioner expressed gratitude for NRBH's continued excellence and dedication to maintaining the mental and physical well-being of the citizens of Weld County. *(Clerk's Note: The group gathered for a photo opportunity.)*

**WARRANTS:**

1) GENERAL WARRANTS – APRIL 26, 2024: Commissioner Buck moved to approve the General Warrants, as printed. Commissioner James seconded the motion and it carried unanimously.

2) COMMISSIONER WARRANTS (SCOTT K. JAMES) – APRIL 26, 2024: Commissioner Buck moved to approve the Warrant, as printed. Commissioner Freeman seconded the motion, and upon a roll call vote of four (4) to zero (0), the motion carried, with Commissioner James recused.

**NEW BUSINESS:**

1) CONSIDER CONTRACT ID #7761 PROVIDER NETWORK AGREEMENT FOR MEDICARE PART D COVERAGE AND AUTHORIZE CHAIR TO SIGN – POC NETWORK TECHNOLOGIES, INC., DBA TRANSACTRX: Jason Chessher, Director of the Department of Public Health and Environment, stated the contract is with a Medicare billing company for the narrow scope of services provided to senior citizens of Weld County for immunizations, which are at the cost of approximately \$1.50 per immunization. Commissioner Buck 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 #8042 MASTER SERVICES AGREEMENT FOR FLOCK SAFETY PLATFORM AND AUTHORIZE CHAIR TO SIGN – FLOCK GROUP, INC.: Sonja Kohlgraf, Sheriff's Office, stated the agreement allows for the purchase of seven (7) license plate readers and their service maintenance. She stated the purchase, in the amount of \$46,550.00, is funded by the 2023 Justice Assistance Grant (JAG) and the agreement terms cover 24-months after installation. Commissioner Buck moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner James, and it carried unanimously.

3) CONSIDER CONTRACT ID #8043 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 – MICHAEL DREILING: Erich Green, Department of Public Works, stated the agreement for is for acquired road right-of-way and a temporary construction easement located in the northwest quadrant of the County Road 41 and State Highway 52 intersection improvements project. He detailed the costs associated with said acquisitions, which are funded by the departments' 2024 budget. Commissioner Freeman moved to approve said agreement and authorize the Chair to sign. The motion, which was seconded by Commissioner James, carried unanimously.

4) CONSIDER CANCELLATION OF BOARD OF COUNTY COMMISSIONERS MEETING SCHEDULED FOR MAY 29, 2024: Commissioner James moved to approve said Resolution. The motion was seconded by Commissioner Buck. Chair Ross stated the cancellation is due to the Board's attendance at the spring Colorado Counties, Inc. (CCI), conference. There being no further discussion, the motion carried unanimously.

5) FIRST READING OF CODE ORDINANCE #2024-05, IN THE MATTER OF REPEALING AND REENACTING, WITH AMENDMENTS, CHAPTER 5 REVENUE AND FINANCE OF THE WELD COUNTY CODE (*NO APPROPRIATION FOR EMERGENCY SHELTERING OF ILLEGAL ALIENS*): Bruce Barker, County Attorney, reviewed the details of the proposed changes to Chapter 5 of the Weld County Code. He provided language to refute statements made on the Center for Immigration Studies website. In addition, he indicated the Ordinance establishes a new Section 5-1-70 of the Weld County Code regarding no appropriations from County funds for the specified purpose of emergency sheltering of illegal aliens within Weld County, and defines the prohibition of purchasing or leasing properties for said specified purpose. Mr. Barker noted the only exception is in the event of an Emergency Ordinance due to a natural disaster. Commissioner Saine mentioned a Resolution she proposed earlier this year to

declare Weld County a non-sanctuary county and moved to amend Code Ordinance #2024-05 to include language to ensure no expenditures shall be made by Weld County departments for housing, transportation, or meals. Due to lack of a second, the motion failed. Natalee Tennant, Town of Severance resident, expressed the urgency of this matter and shared her appreciation for the Board and staff's diligence to address her concerns. Commissioner James extended his appreciation for Ms. Tennant for bringing this forward and asked Mr. Barker if it would be possible to amend the Ordinance to establish it as an Emergency Ordinance, due to the urgency of the matter. In response to Commissioner James, Mr. Barker advised the Board as to the proper policies and procedures regarding the transformation of Code Ordinance #2024-05 into an Emergency Ordinance. Commissioner James stated said transformation, thus, was not possible today. Commissioners Buck and Ross echoed the sentiments of Commissioner James. In response to Chair Ross, Steve Reams, Weld County Sheriff, confirmed he has not been contacted by the Center for Immigration Studies to clarify Weld County's policies and ensure accuracy of the information stated on their website. Commissioner Saine stated that she is glad measures are being taken in-writing and expressed the importance of action in addition to words. Commissioner Buck moved to approve Code Ordinance #2024-05 on First Reading. The motion was seconded by Commissioner James, and upon a roll call vote of five (5) out of five (5), the motion carried unanimously.

**PUBLIC COMMENT:**

1) Natalee Tennate, Town of Severance resident, offered her comments to the Board.

**RESOLUTIONS AND ORDINANCES:** The Resolutions were presented and signed as listed on the Consent Agenda. Code Ordinance #2024-05 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 9:30 a.m.

These Minutes were approved on the 13th day of May, 2024.

BOARD OF COUNTY COMMISSIONERS  
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

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Kevin D. Ross, Chair

BY: \_\_\_\_\_  
Deputy Clerk to the Board

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Perry L. Buck, Pro-Tem

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Mike Freeman

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Scott K. James

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Lori Saine