

RECORD OF PROCEEDINGS

MINUTES

BOARD OF COUNTY COMMISSIONERS WELD COUNTY, COLORADO WEDNESDAY, MAY 8, 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, May 8, 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:

Deputy County Attorney, Karin McDougal
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 April 24, 2024, as printed, Commissioner Buck moved to approve. Commissioner James seconded the motion and it carried unanimously.

CERTIFICATION OF HEARINGS: Commissioner Buck moved to approve the Certification of Hearings conducted on April 24, 2024, as follows: 1) RLDF23-0002 – Sharp Trust, 2) USR23-0045 – PDC Energy, Inc., c/o Thistle Solar, LLC, and 3) USR23-0047 – Cornish Plains Livestock, LLLP, c/o SunShare, LLC, dba Oriole Solar, LLC, Starling Solar, LLC, and Porcupine Solar, LLC. Commissioner James seconded the motion, which carried unanimously.

AMENDMENTS TO AGENDA: Commissioner Saine moved to remove the 15-minute time limit and majority vote provisions under 'Public Comment'. There being no second, the motion failed. There were no additional 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.

PROCLAMATIONS:

1) CHILD CARE PROVIDER DAY – MAY 8, 2024: Chair Ross read the proclamation, celebrating childcare providers throughout Weld County, for the record. Lisa Sadar, Assistant Director of Early Care and Education at United Way and the Early Childhood Council that sits within United Way, thanked the Board for their support and recognition of childcare providers, and stated National Child Care Provider Day is celebrated annually on the Friday before Mother's Day, which highlights all childcare professionals in all types of settings. She took the opportunity to highlight the dedication, commitment, and compassion

provided by early childhood educators through family, childcare homes, childcare centers, and preschools. Ms. Sadar provided statistics regarding Weld County's local economy and workforce as it relates to the capacity to serve the community with licensed childcare providers. Each Commissioner, in turn, shared their gratitude to the childcare providers in Weld County and thanked them for their impact, stating the legacy being created for young children is priceless. *(Clerk's Note: The group gathered for a photo opportunity.)*

WARRANTS:

1) GENERAL WARRANTS – MAY 6, AND 7, 2024: Commissioner James moved to approve the General Warrants, as printed. Commissioner Freeman seconded the motion and it carried unanimously.

BIDS:

1) APPROVE BID #B2400069, F5 MAINTENANCE AND SUPPORT – DEPARTMENT OF INFORMATION TECHNOLOGY: Toby Taylor, Purchasing Department, stated two (2) bids were received, and after review, staff recommends selecting One Technology as the lowest cost solution, for a total amount of \$19,307.06. Commissioner Freeman moved to approve said bid. The motion was seconded by Commissioner Saine, and it carried unanimously.

2) APPROVE BID #B2400070, FORTINET MAINTENANCE AND SUPPORT – DEPARTMENT OF INFORMATION TECHNOLOGY: Mr. Taylor stated five (5) bids were received, and after review, staff recommends selecting Zivaro, Inc., as the lowest cost solution that meets specifications, for a total amount of \$39,674.02. Commissioner Buck moved to approve said bid. The motion was seconded by Commissioner Saine, and it carried unanimously.

3) APPROVE BID #B2400081, DELL PROFESSIONAL SERVICES AND QUEST AD MIGRATOR – DEPARTMENT OF INFORMATION TECHNOLOGY: Mr. Taylor stated two (2) bids were received, and after review, one (1) was deemed incomplete and disqualified; therefore, staff recommends selecting Dell Technologies as the lowest cost solution that meets specifications, for a total amount of \$118,242.50. Commissioner Freeman moved to approve said bid. The motion was seconded by Commissioner Buck, and it carried unanimously.

4) PRESENT BID #B2400015, TANDEM AXLE DUMP TRUCK (ELLIPTICAL WITH PLOW – QTY 1) – DEPARTMENTS OF FLEET SERVICES AND PUBLIC WORKS: Mr. Taylor stated one (1) bid was received and staff will make a recommendation on May 22, 2024.

5) PRESENT BID #B2400016, 20-TON SINGLE PADFOOT VIBRATORY ROLLER (QTY 1) – DEPARTMENTS OF FLEET SERVICES AND PUBLIC WORKS: Mr. Taylor stated two (2) bids were received and staff will make a recommendation on May 22, 2024.

6) PRESENT BID #B2400082, MASTER KEY SYSTEM DESIGN SERVICES – FACILITIES DEPARTMENT: Mr. Taylor stated four (4) bids were received and staff will make a recommendation on May 22, 2024.

NEW BUSINESS:

1) CONSIDER CONTRACT ID #8090 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – NICOLE RAMIREZ AND JENNIFER MERVELT: Jamie Ulrich, Director of the Department of Human Services, stated the contract is for a fully certified kinship foster care provider located in Pottsville, Pennsylvania. Commissioner James moved to approve said contract and authorize the Chair to sign. The motion was seconded by Commissioner Buck, and it carried unanimously.

2) CONSIDER CONTRACT ID #8091 INDIVIDUAL PROVIDER CONTRACT FOR PURCHASE OF FOSTER CARE SERVICES IN A FOSTER CARE HOME AND AUTHORIZE CHAIR TO SIGN – STEPHEN WIENCH AND AMBER ONEILL: Ms. Ulrich stated the contract is for a fully certified kinship foster care provider located in Lakewood, Colorado. Commissioner Saine moved to approve said contract and authorize the Chair to sign. The motion was seconded by Commissioner Buck, and it carried unanimously.

3) CONSIDER ACCEPTANCE OF DEED OF DEDICATION FOR PURCHASE OF CERTAIN PROPERTY FOR PUBLIC ROAD IMPROVEMENTS FOR CR 44 AND U.S. HWY 85 PECKHAM INTERCHANGE PROJECT, AND AUTHORIZE CHAIR TO SIGN – PETROCCO FAMILY LIMITED PARTNERSHIP, LLLP: Elizabeth Relford, Interim Director of the Department of Planning Services, requested the Board accept the Deed of Dedication for County Road (CR) 44 public right-of-way for the Peckham Interchange, completed by the Colorado Department of Transportation (CDOT). She explained Weld County vacated portions of CR 44 within railroad right-of-way because turnaround movements needed constructed for the reconfiguration of the interchange. Ms. Relford stated the acquisition was completed by CDOT on behalf of Weld County, the project was deemed substantially complete on March 29, 2024, and the ribbon cutting ceremony will be held on Thursday, May 9, 2024. Commissioner James moved to accept said deed and authorize the Chair to sign. The motion was seconded by Commissioner Saine, and it carried unanimously.

4) CONSIDER CONTRACT ID #8122 STATEMENT OF WORK (EXHIBIT A) FOR REGIONAL GRANT NAVIGATOR FUNDS AND AUTHORIZE DEPARTMENT OF FINANCE TO DISBURSE FUNDS: Chris D'Ovidio, Weld County Controller, stated in 2023, Weld County received \$50,000.00 in funds from the Colorado Office of Economic Recovery to help fund a Regional Navigator to secure Federal funding specific to Infrastructure Investment Jobs Act (IIJA) and Inflation Recovery Act (IRA) funds. He further stated, in 2023, Weld County and Larimer County, who also received \$50,000.00, funded a Regional Navigator position through Upstate Colorado Economic Development. Mr. D'Ovidio indicated the performance period for the 2023 funds ends today and the new performance period for 2024 begins today (May 8, 2024), and requested the Board accept the Statement of Work and authorize the release of funds to Upstate Colorado Economic Development. Commissioner Freeman moved to approve said statement of work and authorize the Department of Finance to disburse the funds. The motion was seconded by Commissioner Buck, and it carried unanimously.

PLANNING:

1) CONSIDER AGREEMENT FOR LOCAL GOVERNMENT LAND USE APPLICATIONS TIMELINE EXTENSION FOR USE BY SPECIAL REVIEW PERMIT, USR24-0009, FOR A 1041 MAJOR FACILITY OF A PUBLIC UTILITY OR PUBLIC AGENCY FOR 165 MW PEAKER POWER PLANT WITH SIX (6) COMBUSTION TURBINE GENERATORS, 69 KV SWITCHYARD, AND ANCILLARY EQUIPMENT ASSOCIATED WITH FACILITY OPERATIONS UTILIZED FOR ENERGY GENERATION OUTSIDE OF SUBDIVISIONS AND HISTORIC TOWNSITES IN THE A (AGRICULTURAL) ZONE DISTRICT, AND AUTHORIZE CHAIR TO SIGN – UNITED POWER, INC., C/O MOUNTAIN PEAK POWER, LLC: Maxwell Nader, Department of Planning Services, stated Mountain Peak Power, LLC, working on behalf of United Power, Inc., requests approval to extend the timeline associated with Use by Special Review Permit, USR24-0009, pursuant to Sections 21-2-260 and 2-3-320 of the Weld County Code. He explained there are impractical timelines that neither the applicant nor staff can effectively meet. Mr. Nader stated staff recommends the Board waive the established timelines. Commissioner James moved to approve said agreement and authorize the Chair to sign. The motion was seconded by Commissioner Saine, and it carried unanimously.

PUBLIC COMMENT:

1) John Maulsby, Town of Wellington resident, offered his comments to the Board, with response from Chair Ross. He provided a document titled, "Principles of Effective Government" for the record (*marked as Exhibit "A"*).

2) Roni Sylvester, Town of LaSalle resident, offered her comments to the Board, with response from Commissioner Saine.

3) Rob Snider, Town of Carr resident, offered his comments to the Board, with responses from Commissioners Saine and Freeman, and Chair Ross.

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 9:44 a.m.

These Minutes were approved on the 22nd day of May, 2024.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:

Weld County Clerk to the Board

Kevin D. Ross, Chair

BY: _____
Deputy Clerk to the Board

Perry L. Buck, Pro-Tem

Mike Freeman

Scott K. James

Lori Saine