

MINUTES OF THE BOARD OF COUNTY COMMISSIONERS**MONDAY, JULY 6, 2026****LAND USE HEARING**

There was no Land Use Hearing for the week of July 6, 2026.

PUBLIC IMPROVEMENT DISTRICT HEARING

The Board of County Commissioners met at 6:00 p.m. with Katie Beilby, Business Operations Manager for Engineering. Chair Shadduck-McNally presided. Commissioner Stephens was present. Commissioner Kefalas was excused. Also present were Amy Nguyen, Engineering; Frank Haug, Assistant Deputy County Attorney; and Dianne Cheney, Deputy Clerk.

Chair Shadduck-McNally opened the meeting with the Pledge of Allegiance.

STAFF PRESENTATION: Ms. Beilby gave a presentation explaining the history of Public Improvement Districts (PID), what a PID is, how PIDs are created, and what their purpose is. Ms. Beilby also explained Larimer County's role in overseeing PIDs and why neighborhoods choose to use PIDs for road maintenance. The purpose of this hearing is for the Board of County Commissioners to decide whether to forward the three proposed PIDs to the November ballot. During the November elections, voters who own property or live within the proposed district boundaries will vote, and the outcome will be determined by a simple majority.

Ms. Beilby closed her presentation by addressing some frequently asked questions regarding PIDs.

PUBLIC IMPROVEMENT DISTRICT DISCUSSION ITEMS:

- 1. STANLEY HEIGHTS PUBLIC IMPROVEMENT DISTRICT NO. 81:** Ms. Beilby shared that a Public Improvement District (PID) application for Stanley Heights was submitted in early 2025. A petition in favor of the formation of the proposed PID was routed and 46 percent of the property owners within the district boundaries were in favor of creating a PID. A notice was mailed to all properties about the Board of County Commissioners' hearing which included instructions on how to submit written comments and options for attending the hearing. Legal notices were also published in the newspaper. Two written comments were received prior to the hearing.

Ms. Nguyen presented background information about the Stanley Heights Public Improvement District No. 81. The neighborhood is located northeast of Estes Park and contains 50 lots. Ms. Nguyen discussed the age of the roads, current road conditions and anticipated road maintenance needs. Ms. Nguyen shared that a recent asphalt overlay was completed solely through neighborhood funding.

Mill Levy: A mill levy of 13.791 will generate approximately \$48,000 in the first year. This represents an average levy per lot of \$960 in the first year.

PUBLIC COMMENT: Chair Shadduck-McNally opened public comment.

Tom Chapel spoke in favor of the creation of the PID. Mr. Chapel stated that the creation of a PID will ensure road maintenance in the future. Mr. Chapel expressed concern regarding participation in the property owners' association and service on the board of directors. Mr. Chapel noted that if the Stanley Heights Board dissolves, there will be no governing body to oversee road maintenance.

Mark Quade spoke against the creation of the PID. Mr. Quade stated that the asphalt overlay was just completed and residents were assessed a large amount of money for the project. Additional concerns included that current property owners, given an aging demographic, may not personally benefit from the long-term utilization of mill levy funds.

Chair Shadduck-McNally closed public comment.

The Board requested clarification on the number of access roads and whether emergency services had expressed any safety or response concerns.

Ms. Nguyen confirmed that there are two points for ingress and egress into the subdivision and that she was unaware of any concerns from emergency services regarding access to the subdivision.

DELIBERATION: The Board thanked the residents of the subdivision who shared public comments. The Board shared that they are in support of the Stanley Heights Public Improvement District being referred to the November ballot. The Board stated that the criterion has been met. The Board noted that this is a general benefit for the homeowners within the PID to aid in bidding projects for road improvements and improving overall property values. The Board commended County staff for the work they do to forecast improvement needs and budget planning.

MOTION: Commissioner Stephens moved that the Board of County Commissioners approve Resolution No. 07062026R001, which is a resolution approving the petition for the Larimer County Stanley Heights Public Improvement District No. 81.

Motion carried 2-0.

2. TERRY POINT PUBLIC IMPROVEMENT DISTRICT NO. 85: Ms. Beilby shared that a Public Improvement District (PID) application for Terry Point was submitted in 2025. A petition in favor of the formation

of the proposed PID was routed and 44.9 percent of the property owners within the district boundaries were in favor of creating a PID. A notice was mailed to all properties about the Board of County Commissioners' hearing which included instructions on how to submit written comments and options for attending the hearing. Legal notices were also published in the newspaper. One written public comment was received prior to the hearing.

Ms. Nguyen presented background information about the Terry Point Public Improvement District No. 85. The neighborhood is located west of Highway 1, also known as Terry Lake Road, and south of County Road 54, also known as Douglas Road; the neighborhood contains 103 lots. Ms. Nguyen discussed the age of the roads, current road conditions and anticipated road maintenance needs. The neighborhood receives surface level maintenance from Larimer County Road and Bridge and will continue to do so. Ms. Nguyen noted that surface level maintenance will only last a short period of time before structural maintenance is needed. Due to the age and conditions of the current roads, Ms. Nguyen indicated that the PID cost per lot will be high for the first five years as structural improvement is needed.

Mill Levy: A mill levy of 26.970 will generate approximately \$139,000 in the first year. This represents an average levy per lot of \$1,350 in the first year.

PUBLIC COMMENT: Chair Shadduck-McNally opened public comment.

Alan Cram spoke against the creation of the PID. Mr. Cram addressed inconsistencies between what the County stated they would cover for maintenance and what is occurring in the subdivision. Mr. Cram expressed concern regarding the property assessment methodology; specifically, that assessment should be based on road traffic usage rather than property value.

Chair Shadduck-McNally closed public comment.

The Board asked if the County Attorney could explain the legal background regarding the cost for the PID. The Board questioned if the proposed costs had been shared with property owners prior to the meeting. The Board requested clarification on the percentage of property owners in favor of the petition. The Board inquired about the County maintenance between year five and year twenty-seven. The Board requested to expound on the public comment regarding the prior history of County maintenance.

Mr. Haug explained that the apportioned cost for the PID is outlined in State statute and is calculated based on assessed property value. Mr. Haug shared that the Board does not have the discretion to alter how mill levies are calculated. The Taxpayers Bill of Rights (TABOR) is a state amendment that limits government revenue growth and requires voter approval for any new taxes or tax rate increases.

Ms. Beilby replied that mill levy costs were presented during the public meeting as an average. She mentioned that during the public meeting, property owners had the opportunity to meet with staff to get the assessed value of their property and what the mill levy will add to their property taxes should the PID pass. Ms. Beilby confirmed that 44.9 percent of petitioners voted in favor of the PID formation. Ms. Beilby noted that trust-owned properties required a second signature form. Because several of these forms were incomplete, those votes were disqualified, narrowing the "in favor" majority from 50 percent to 44.9 percent.

Ms. Nguyen confirmed that the County maintenance would extend the major structural improvements in year five through year twenty-seven. Ms. Beilby noted that without seeing the documents referred to in public comments, she is unable to specifically address the question. She stated that there was a resolution from Larimer County Road and Bridge accepting surface level maintenance only, outlining specific criteria on what can be done for maintenance. Ms. Beilby explained that the maintenance provides for “skin patches” but does not cover more in-depth patching. When roads degrade past the point of patching, the Road and Bridge Department will direct property owners to Engineering to discuss long-term solutions via PID creation.

DELIBERATION: The Board thanked the members of the public for their participation in the hearing. The Board stated that they were in favor of referring the Terry Point Public Improvement District No. 85 to the November ballot. The criteria have been met, and while the system for apportioning costs is not perfect, it is what is required by State statute. The Board noted that there is a benefit to the homeowners from the creation of a PID to improve the current road structure. Ultimately it will be up to the property owners within this proposed district to vote on the long-term structure and maintenance of the roads within their neighborhood.

MOTION: Commissioner Stephens moved that the Board of County Commissioners approve the Resolution No. 07062026R002, which is a resolution approving the petition for the Larimer County Terry Point Estates Public Improvement District No. 85.

Motion carried 2-0.

3. COLLAND CENTER PUBLIC IMPROVEMENT DISTRICT NO. 82: Ms. Beilby shared that a Public Improvement District (PID) application for Colland Center was submitted in the Spring of 2025. A petition in favor of the formation of the proposed PID was routed and 33.14 percent of the property owners within the district boundaries were in favor of creating a PID. A notice was mailed to all properties about the Board of County Commissioners’ hearing which included instructions on how to submit written comments and options for attending the hearing. Legal notices were also published in the newspaper. One written comment was received prior to the hearing.

Ms. Nguyen presented background information about the Colland Center Public Improvement District No. 82. The neighborhood is located north of Carpenter Road and east of Highway 287. The neighborhood contains 184 lots. Ms. Nguyen discussed the age of the roads, current road conditions and anticipated road maintenance needs. The neighborhood receives surface level maintenance from Larimer County and will continue to do so. A chip seal was done by the Road and Bridge Department in 2025. Ms. Nguyen noted that in the north-west section of the neighborhood there are commercial properties within the proposed PID boundary.

Mill Levy: A mill levy of 22.942 will generate approximately \$182,000 in the first year. This represents an average levy per lot of \$990 in the first year.

PUBLIC COMMENT: Chair Shadduck-McNally opened public comment.

Craig Jones spoke against the creation of the PID. Mr. Jones asked for clarification on the property valuation. Mr. Jones raised concerns regarding commercial traffic within the PID. He questioned whether these businesses would

be held accountable for a higher share of road maintenance costs, given their heavier vehicle usage. Mr. Jones specifically referred to the poor quality of Colland and Jewel Drives due to the commercial vehicle traffic using these streets to enter and exit the businesses.

Chair Shadduck-McNally closed public comment.

The Board asked staff about the higher end of the property values. The Board requested clarification of the two written comments received prior to the hearing and if they were for or against the PID.

Staff shared that there are seven commercial properties that are within this PID and they will be paying higher costs toward the PID based on their property value. Ms. Beilby stated that there was only one written comment in favor of the PID.

DELIBERATION: The Board thanked the members of the public for attending the hearing. The Board is in support of referring the Colland Center Public Improvement District No. 82 to the November ballot. The Board indicated that the criteria have been met and that there will be general benefit to the neighborhood roads, especially in the areas that see high traffic from commercial properties. The Board is sympathetic to the additional costs for homeowners and encourages property owners to speak with staff about their anticipated tax increase prior to the November election.

MOTION: Commissioner Stephens moved that the Board of County Commissioners approve the Resolution No. 07062026R003, which is a resolution approving the petition for the Larimer County Colland Center Public Improvement District No. 82.

Motion carried 2-0.

With there being no further business, the meeting was adjourned at 7:00 p.m.

TUESDAY, JULY 7, 2026

ADMINISTRATIVE MATTERS MEETING

The Board of County Commissioners met at 9:00 a.m. with County Manager Lorenda Volker. Chair Shadduck-McNally presided. Commissioner Stephens was present and Commissioner Kefalas was excused. Also present were Michelle Bird, Jill Maasch, and Tom Clayton, Commissioner's Office, and Dianne Cheney, Deputy Clerk.

Chair Shadduck-McNally opened the meeting with the Pledge of Allegiance.

1. **PUBLIC COMMENT:** Chair Shadduck-McNally opened public comment. There were no comments in person or online.

Chair Shadduck-McNally closed public comment.

2. **APPROVAL OF THE MINUTES FOR THE WEEK OF JUNE 29, 2026:**

MOTION:

Commissioner Stephens moved that the Board of County Commissioners approve the minutes for the week of June 29, 2026.

Motion carried 2-0.

3. REVIEW OF THE SCHEDULE FOR THE WEEK OF JULY 13, 2026: Ms. Bird reviewed the upcoming schedule with the Board. The Board made additions to the upcoming schedule.

4. CONSENT AGENDA:

The Board noted that Abatements item 23 would be removed from the Consent Agenda.

ABATEMENTS

- 1. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1575597 – Haley F Hasler – Tax Year 2025**
- 2. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1625988 – Brian A Harris – Tax Year 2024**
- 3. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1667783 – Mary Kathrine Habrick McNeely – Tax Year 2025**
- 4. PETITION FOR ABATEMENT OR REFUND OF TAXES: M9054518 – Diana Kim Marino – Tax Year 2025**
- 5. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0145017 – Richard L Kintzley – Tax Year 2025**
- 6. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0500264 – Peggy L & Brett A Kinsey – Tax Year 2025**
- 7. PETITION FOR ABATEMENT OR REFUND OF TAXES: R15552970 – Aymn M Elhaddad and Hewaida H Elbadry – Tax Year 2025**
- 8. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0278840 – Maurice L Hubbs Jr – Tax Year 2025**
- 9. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1683374 – Bird Flex North LLC – Tax Year 2025**
- 10. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1680839 – Mark Matthews – Tax Year 2025**

11. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0250635 – Kalorado Living Trust – Tax Year 2024
12. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0250635 – Kalorado Living Trust – Tax Year 2025
13. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0361682 – Zaks Properties of Colorado LLC – Tax Year 2025
14. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1558242 – Zaks Properties of Colorado LLC – Tax Year 2025
15. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1064258 – Zaks Properties of Colorado LLC – Tax Year 2025
16. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1598942 – Paul J Kirby Revocable Trust – Tax Year 2025
17. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0272159 – David & Jeannie Chen Family Trust – Tax Year 2025
18. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1649957 – James C Lucarelli – Tax Year 2024
19. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1649957 – James C Lucarelli – Tax Year 2025
20. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0039462 – Green College Properties LLC – Tax Year 2025
21. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1267353 – Mark L & Catherine M Weaver – Tax Year 2025
22. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1638590 – Stephanie R & Terry L Richard – Tax Year 2025
23. PETITION FOR ABATEMENT OR REFUND OF TAXES: M0923591 – Kathleen L Burns – Tax Year 2025
24. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0253766 – Edward K Kepler – Tax Year 2025

25. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0592064 – Shannon P & Keith E Johnson – Tax Year 2025
26. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0505587 – Hoffmans Crystal Mountain LLC – Tax Year 2025
27. PETITION FOR ABATEMENT OR REFUND OF TAXES: M0928798 – Joann E Webb Hammond – Tax Year 2025
28. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1672213 – Princika KC & Yub Raj Giri – Tax Year 2025
29. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0286079 – Ruthanne S & Jason E Elkins – Tax Year 2025
30. PETITION FOR ABATEMENT OR REFUND OF TAXES: M9051539 – Carol Christensen – Tax Year 2025
31. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1638490 – Tammy L & Mark T Seib – Tax Year 2025
32. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0733547 – Debra Andrew & John Stitt – Tax Year 2025
33. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1250256 – Nancy R Yeager & Shelly Haner – Tax Year 2025
34. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0260550 – Rex M & Lydia L Wells – Tax Year 2025
35. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1649754 – Charles M & Sherri L Crutchfield – Tax Year 2025
36. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1053671 – Rivertown Property 4 LLC – Tax Year 2025
37. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0777692 – Stacy R Harper & Shana Lisa Carter – Tax Year 2025
38. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0538710 – June A & Elmer M Schock – Tax Year 2025
39. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0733547 – John Stitt & Debra Andrew – Tax Year 2024

40. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0239534 – Anne M Seibel – Tax Year 2025
41. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0495409 – Emma & Michael V Brown– Tax Year 2025
42. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1000586 – Samuel H Blake (.60) & Kristen R Lynn (.40) – Tax Year 2025
43. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0274518 – Thomas J Lennon Revocable Trust (.50) & Colette Lennon Revocable Trust (.50) – Tax Year 2025
44. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0333662 – A and L Ranch LLC – Tax Year 2024
45. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1608481 – Rangel M Capparelli – Tax Year 2025

AGREEMENTS

1. DRAINAGE AGREEMENT BETWEEN LARIMER COUNTY AND PAUL HEIN AND XIAOLIN LIU
2. BASE GAS SALES AGREEMENT
3. AMENDMENT ONE TO THE CONTRACT BETWEEN LARIMER COUNTY DEPARTMENT OF HUMAN SERVICES AND ALMOST FAMILY CO, LLC
4. INTERGOVERNMENTAL AGREEMENT FOR COLORADO CHILD CARE ASSISTANCE PROGRAM SERVICES

APPOINTMENTS

1. RECOMMENDED APPOINTMENT TO THE CLUB ESTATES GENERAL IMPROVEMENT DISTRICT: Matthew Condon
2. RECOMMENDED APPOINTMENT TO THE LAND STEWARDSHIP ADVISORY BOARD: Brenda Engles
3. RECOMMENDED REAPPOINTMENT TO THE BOARD OF APPEALS: Greg Fisher
4. RECOMMENDED MIDTERM APPOINTMENT TO THE COBBLESTONE FARMS PUBLIC IMPROVEMENT DISTRICT: Steve Gloe

LIQUOR LICENSES

1. **LIQUOR LICENSE RENEWAL – WAPITI PARK CORPORATION DBA ROCKY MOUNTAIN GATEWAY #1 – ESTES PARK, COLORADO**
2. **LIQUOR LICENSE RENEWAL – WAPITI PARK CORPORATION DBA ROCKY MOUNTAIN GATEWAY #2 – ESTES PARK, COLORADO**
3. **LIQUOR LICENSE RENEWAL - SUPERMARKET LIQUORS LLC DBA SUPERMARKET LIQUORS – FORT COLLINS, COLORADO**

MISCELLANEOUS

1. **LARIMER COUNTY LEGISLATIVE ISSUES**
2. **STIPULATION FOR FRRE LLC AS TO 2025 TAX YEAR**
3. **STIPULATION FOR AEI NET LEASE PORTFOLIO VI DST C/O TRACTOR SUPPLY AS TO 2025 TAX YEAR**
4. **STIPULATION FOR LOVELAND RE LLC C/O TRACTOR SUPPLY AS TO 2025 TAX YEAR**
5. **STIPULATION FOR MANHATTAN AVENUE CARWASH LLC AS TO 2025 TAX YEAR**
6. **STIPULATION FOR GORIAN G A AS TO 2025 TAX YEAR**
7. **STIPULATION FOR FC 1050 LLC AS TO 2025 TAX YEAR**

M O T I O N

Commissioner Stephens moved that Board of County Commissioners approve the Consent Agenda for July 7, 2026, minus abatement number 23 which will be pulled off the Consent Agenda.

Motion carried 2-0.

5. **COMMISSIONERS' GUESTS:** The Commissioners did not have any guests.
6. **DISCUSSION ITEMS:** None requested.
7. **COUNTY MANAGER UPDATE:** County Manager Volker updated the Board on various projects and activities.
8. **COMMISSIONER ACTIVITY REPORTS:** The Board detailed their attendance at events during the previous week.
9. **LEGAL MATTERS:**

Decision expected.

1. EXECUTIVE SESSION PURSUANT TO COLORADO REVISED STATUTE C.R.S. 25-6-402(4)(b): CONFERENCES WITH AN ATTORNEY FOR THE PURPOSE OF RECEIVING LEGAL ADVICE REGARDING ELIZABETH EVANS V. LARIMER COUNTY ET AL (FEDERAL DISTRICT COURT CASE 26-CV-02199-KAS)
2. EXECUTIVE SESSION PURSUANT TO COLORADO REVISED STATUTE C.R.S. 24-6-402(4)(b): CONFERENCES WITH AN ATTORNEY FOR THE PURPOSE OF RECEIVING LEGAL ADVICE REGARDING BRANDON FARMER SR. V. LARIMER COUNTY HUMAN SERVICES, ET AL (FEDERAL DISTRICT COURT CASE 26-CV-00118-RTG)
3. EXECUTIVE SESSION PURSUANT TO COLORADO REVISED STATUTE C.R.S. 24-6-402(4)(b): CONFERENCES WITH AN ATTORNEY FOR THE PURPOSE OF RECEIVING LEGAL ADVICE REGARDING KATHRYN-ANNE GENT V. LARIMER COUNTY SHERIFF'S OFFICE, ET AL (FEDERAL DISTRICT COURT CASE 26-CV-02223-RTG)
4. EXECUTIVE SESSION PURSUANT TO COLORADO REVISED STATUTE C.R.S. 24-6-402(4)(b): CONFERENCES WITH AN ATTORNEY FOR THE PURPOSE OF RECEIVING LEGAL ADVICE REGARDING JANELLE GOODWIN V. LARIMER COUNTY SHERIFF'S OFFICE (STATE DISTRICT COURT CASE 2026CV30322)
5. EXECUTIVE SESSION PURSUANT TO COLORADO REVISED STATUTE C.R.S. 24-6-402(4)(b): CONFERENCES WITH AN ATTORNEY FOR THE PURPOSE OF RECEIVING LEGAL ADVICE REGARDING STEPHEN OJEDA V. LARIMER COUNTY COMMUNITY CORRECTIONS (STATE DISTRICT COURT CASE 2026CV30322)
6. EXECUTIVE SESSION PURSUANT TO COLORADO REVISED STATUTE C.R.S. 24-6-402(4)(b): CONFERENCES WITH AN ATTORNEY FOR THE PURPOSE OF RECEIVING LEGAL ADVICE REGARDING GERALD PAUL HERSHFELDT C. LARIMER COUNTY ET AL (FEDERAL DISTRICT COURT CASE 26-CV-00342-NYW-CYC)

No decision expected.

7. EXECUTIVE SESSION PURSUANT TO COLORADO REVISED STATUTE C.R.S. 24-6-402(4)(b): CONFERENCES WITH AN ATTORNEY FOR THE PURPOSE OF RECEIVING LEGAL ADVICE REGARDING ANCHOR AVIATION V. LARIMER COUNTY ET AL (STATE DISTRICT COURT CASE 2026CV30294)

M O T I O N: Commissioner Stephens moved that the Larimer County Board of County Commissioners enter into Executive Session pursuant to C.R.S. 24-6-402(4)(b): Conferences with an attorney for the local public body for the purposes of receiving legal advice on specific legal questions pertaining to: Elizabeth Evans v. Larimer County et al (Federal District Court case 26-cv-02199-KAS); Brandon Farmer Sr. v. Larimer County Human Services, et al (Federal District Court case 26-cv-00118-RTG); Kathryn-Anne Gent v. Larimer County Sheriff's Office, et al

(Federal District Court case 26-cv-02223-RTG); Janelle Goodwin v. Larimer County Sheriff's Office (State District Court case 2026CV30322); Stephen Ojeda v. Larimer County Community Corrections (State District Court case 2026CV178); Gerald Paul Hershfeldt v. Larimer County et al (Federal District Court case 26-cv-00342-NYW-CYC); and Anchor Aviation v. Larimer County et al (State District Court case 2026CV30294).

Motion carried 2-0.

The Board entered into Executive Session.

The Board returned to session.

David Ayraud, Deputy County Attorney, addressed the Board. Mr. Ayraud summarized each of the cases.

Kathryn-Anne Gent v. Larimer County Sheriff's Office, et al (Federal District Court case 26-cv-02223-RTG). Mr. Ayraud remarked that this case relates to a claim filed from a traffic stop in April of 2026, where the vehicle's license plates were confiscated. The individual in this lawsuit is asserting that there was no warrant to take the license plates resulting in an unlawful seizure. This case was served on the County, however the Federal Court deemed that the complaint is not sufficient. Mr. Ayraud shared that the case is not ready to move forward, however since Larimer County was served and is aware of the case, the County Attorney's Office is seeking authorization to defend and indemnify the County defendants in this case.

Brandon Farmer Sr. v. Larimer County Human Services, et al (Federal District Court case 26-cv-00118-RTG). Mr. Ayraud commented that this case concerns a claim involving an emergency hearing that was initiated by the Larimer County Department of Human Services in February of 2024. The County Attorney's Office is seeking authorization to defend and indemnify the County employees that are named in this case.

Elizabeth Evans v. Larimer County et al (Federal District Court case 26-cv-02199-KAS). Mr. Ayraud stated that this case involves the Department of Human Services regarding a child that the plaintiff claims was placed in a dangerous situation. The County Attorney's Office is seeking authorization to defend and indemnify the County employees named in this matter.

Janelle Goodwin v. Larimer County Sheriff's Office (State District Court case 2026CV30322). Mr. Ayraud explained that in this case the plaintiff is asserting discrimination and retaliation regarding gender identity and religious issues during their employment with the Sheriff's Office. The County Attorney's Office is seeking authorization to defense and indemnification of the County employees.

Anchor Aviation v. Larimer County et al (State District Court case 2026CV30294). Mr. Ayraud clarified that the County Attorney's Office is not asking for a decision pertaining to case that was filed, naming Larimer County as a defendant. The case involves an injunction that was issued on a property, stating that is was not filed, however, the Land Use Code determines what controls the use of the property, not the injunction.

Stephen Ojeda v. Larimer County Community Corrections (State District Court case 2026CV178). Mr. Ayraud said that this case involves four alleged claims filed against Community Corrections. The County Attorney's Office is seeking authorization to defend and indemnify the County employees named in this matter.

Gerald Paul Hershfeldt v. Larimer County et al (Federal District Court case 26-cv-00342-NYW-CYC). Mr. Ayraud noted that this case involves enforcement of a child support order stemming from the dissolution of marriage. The County Attorney's Office is seeking authorization to defend and indemnify only the County employees named in this matter.

MOTION: Commissioner Stephens moved that the Larimer County Board of County Commissioners approve and authorize the defense and indemnification of Larimer County defendants in the following cases: Elizabeth Evans v. Larimer County et al (Federal District Court case 26-cv-02199-KAS); Brandon Farmer Sr. v. Larimer County Human Services, et al (Federal District Court case 26-cv-00118-RTG); Kathryn-Anne Gent v. Larimer County Sheriff's Office, et al (Federal District Court case 26-cv-02223-RTG); Janelle Goodwin v. Larimer County Sheriff's Office (State District Court case 2026CV30322); Stephen Ojeda v. Larimer County Community Corrections (State District Court case 2026CV178); and Gerald Paul Hershfeldt v. Larimer County et al (Federal District Court case 26-cv-00342-NYW-CYC).

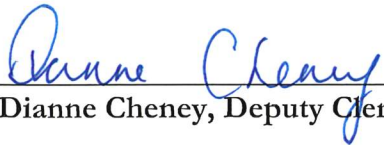
Motion carried 2-0

With there being no further business, the Board adjourned at 10:20 a.m.


JODY SHADDUCK-MCNALLY, CHAIR
BOARD OF COUNTY COMMISSIONERS

TINA HARRIS
CLERK & RECORDER

ATTEST:


Dianne Cheney, Deputy Clerk



