



Date: Tuesday, August 01, 2023
Time: 9:00 AM
Location: Hearing Room, 1st Floor, 200 West Oak Street, Fort Collins

CONSENT AGENDA

Abatements

1. Petition for Abatement or Refund of Taxes

Submitted By: Brenda Gimeson, Business Operations Manager
NAMED PARTIES: Desiree Bautista
LOCATION: 3681 Riverwalk Circle, Johnstown, CO
ACCOUNT NUMBER: R1672009
PARCEL NUMBER: 85231-19-001
TAX YEAR(S): 2021

2. Petition for Abatement or Refund of Taxes

Submitted By: Brenda Gimeson, Business Operations Manager
NAMED PARTIES: Katie & Brandon Kitzerow
LOCATION: 15076 Red Canyon Ranch Rd, Loveland
ACCOUNT NUMBER: R0499358
PARCEL NUMBER: 07260-00-018
TAX YEAR(S): 2022

3. Petition for Abatement or Refund of Taxes

Submitted By: Brenda Gimeson, Business Operations Manager
NAMED PARTIES: David and Mary Beth Kowalski
LOCATION: 2406 Cochetopa Ct, Fort Collins
ACCOUNT NUMBER: R1358006
PARCEL NUMBER: 87293-05-013
TAX YEAR(S): 2021 and 2022

4. Petition for Abatement or Refund of Taxes

Submitted By: Brenda Gimeson, Business Operations Manager
NAMED PARTIES: SCS Investments, LLC
LOCATION: 123 N College Ave 310, Fort Collins
ACCOUNT NUMBER: R1626996
PARCEL NUMBER: 97114-71-310
TAX YEAR(S): 2021 and 2022

5. Petition for Abatement or Refund of Taxes

Submitted By: Brenda Gimeson, Business Operations Manager

NAMED PARTIES: Pamela Parham

LOCATION: 10159 N. County Road 17, Fort Collins

ACCOUNT NUMBER: R0297828

PARCEL NUMBER: 99220-00-053

TAX YEAR(S): 2021 and 2022

Agreements

1. Third Amendment to Voting System Acquisition Agreement

Submitted By: Tina Harris, Larimer County Clerk and Recorder

DESCRIPTION: Larimer County and Dominion Voting Systems, Inc. entered into a Voting System Acquisition Agreement with an effective date of June 6, 2017, through December 31, 2022. The Second Amendment to Voting System Acquisition Agreement extended the original contract term to December 31, 2028, unless sooner terminated or extended. The Third Amendment to Voting System Acquisition Agreement extends the contract term to June 5, 2029, and updates annual license fees to reflect the acquisition of additional voting system equipment as well as changes in equipment inventory.

TERM: August 1, 2023 – June 5, 2029

NAMED PARTIES: Board of County Commissioners of Larimer County, Dominion Voting Systems, Inc.

TOTAL DOLLAR AMOUNT: \$88,660 annually, increasing to \$96,385 annually (beginning June 6, 2024)

2. Amendment #2 TO Professional Services Agreement (Broadband Program Management)

Submitted By: Jenna Cifala, Finance

DESCRIPTION: Amendment to extend the contract end date through 1/31/2024 and to add funding for the additional Broadband Program Management services that will be completed through that date.

TERM: through January 31, 2024

NAMED PARTIES: Larimer County and Ditesco LLC

TOTAL DOLLAR AMOUNT: \$391,193 (\$177,511 of this amount is being added through this amendment)

3. Intergovernmental Agreement for Funding of Mobility Management Activities in Larimer County Outside of North Front Range Metropolitan Planning Organization Boundaries

Submitted By: Mark Peterson, Engineering

DESCRIPTION: Agreement provides matching local funds towards grant funds awarded from the Federal Transit Administration (FTA) 5311 program to manage and deliver coordinated transportation services for older adults and people with disabilities in portions of Larimer County outside of the NFRMPO boundary. County funding was part of the adopted 2023 Engineering Department budget.

TERM: 2023

NAMED PARTIES: Larimer County & North Front Range Metropolitan Planning Organization

TOTAL DOLLAR AMOUNT: \$3,621.00

4. Development Agreement for Stroh Pit, File No. 09-Z1771

Submitted By: Shalana Lysaght, Community Development

DESCRIPTION: Development Agreement between the Board of County Commissioners of Larimer County, Colorado, and Coulson Excavating Company, Inc. Coulson Excavating proposes to mine sand and gravel from a 133-acre site located south of the Big Thompson River, east of I-25 and adjacent to Thompson Valley River Ranches. The site is adjacent to residential development and is traversed by a petroleum products pipeline.

TERM: August 1, 2023, to on or before three (3) years from the date of recording of the Development Agreement. All activities associated with this development shall be completed no later than seven (7) years from the date of first material removed from the site.

NAMED PARTIES: Board of County Commissioners and Coulson Excavating Company, Inc

TOTAL DOLLAR AMOUNT: N/A

5. First Amendment to Possession and Use Agreement

Submitted By: Alex Swartz, Engineering

DESCRIPTION: Amendment to Possession and Use Agreement (PUA) dated April 11, 2023, amending the Legal Description for Parcels RW-2, UE-2, & TE-2 concerning road improvements to County Road 70 & County Road 9

TERM: Until the rights described in PUA are formally acquired which will be held by the County in perpetuity

NAMED PARTIES: Seaworth Ag Enterprises, Inc., a Colorado corporation; R.E Seaworth & Sons, LLP, a Colorado limited liability partnership; TTR Holdings, LLC, a Colorado limited liability company; Seaworth Farms, Inc., A Nebraska Corporation; Seaworth Farms Land Company, LLC, a Colorado limited liability company (Owner) to Larimer County

TOTAL DOLLAR AMOUNT: \$0

6. PUA-3 Possession and Use Agreement from Seaworth Ag Enterprises, Inc. to Larimer County

Submitted By: Alex Swartz, Engineering

DESCRIPTION: Possession and Use Agreement concerning the acquisition of utility easements associated with road improvements to County Road 70 & County Road 9

TERM: Until the rights described in PUA are formally acquired which will be held by the County in perpetuity

NAMED PARTIES: Seaworth Ag Enterprises, Inc., a Colorado corporation (Owner) to Larimer County

TOTAL DOLLAR AMOUNT: \$1,382.00

Appointments

1. Recommended Appointment to the LaPorte Area Planning Advisory Committee

NAMED PARTIES: Mathew Lomas

Submitted By: Sarah Martin, BoCC

DESCRIPTION: Appoint Mathew Lomas to a three-year term to the LaPorte Area Planning Advisory Committee beginning August 1, 2023 and ending June 30, 2026.

Deeds

1. Deed of Dedication from James and Susan Herning for CR 19 right of way, PN 337

Submitted By: Tim Meyer, Engineering

DESCRIPTION: Acquisition of right-of-way needed for CR 19, PN 337

TERM: perpetual

NAMED PARTIES: James S. Herning and Susan O. Herning (owner) and Larimer County

2. Deed of Dedication from Charles Gindler for additional right of way on CR 38E, PN 5044

Submitted By: Tim Meyer, Engineering

DESCRIPTION: Dedication of additional right-of-way needed from Charles Gindler on CR 38E for PN 5044.

TERM: perpetual

NAMED PARTIES: Charles M. Gindler and Larimer County

3. Deed of Dedication for Right of Way Purposes from James A. Jordan and Heather R. Jordan (Owner) to Larimer County

Submitted By: Alex Swartz, Engineering

DESCRIPTION: Acquisition of right of way associated with road improvements to County Road 9

TERM: Perpetual

NAMED PARTIES: James A. Jordan and Heather R. Jordan (Owner) to Larimer County

Liquor Licenses

1. Liquor License Renewal- Glen Haven General Store LLC dba Glen Haven General Store

Glen Haven General Store

LOCATION: Glen Haven, Colorado

NAMED PARTIES: Larimer County and Amanda Hoskins

LICENSE TYPE: Fermented Malt Beverage and Wine

REQUEST: Approval & Issuance

2. Liquor License Renewal- Adhikari and Sons Corporation dba Four Seasons Liquor

Four Seasons Liquor

LOCATION: Fort Collins, Colorado

NAMED PARTIES: Larimer County and Ayush Adhikari

LICENSE TYPE: Retail Liquor Store

REQUEST: Approval & Issuance

3. Liquor License Renewal- G2G Legacy LLC dba Masonville Mercantile

Masonville Mercantile

LOCATION: Loveland, Colorado

NAMED PARTIES: Larimer County and Melanie Patton

LICENSE TYPE: Fermented Malt Beverage On/Off

REQUEST: Approval & Issuance

4. Liquor License Renewal- NICSO LLC dba Sundance Steakhouse and Saloon

Sundance Steakhouse and Saloon

LOCATION: Fort Collins, Colorado

NAMED PARTIES: Larimer County and Nicole Scott

LICENSE TYPE: Hotel and Restaurant

REQUEST: Approval & Issuance

Miscellaneous

1. Conveyance of Permanent Easement From James and Susan Herning for CR 19, PN 337

Submitted By: Tim Meyer, Engineering

DESCRIPTION: Conveys a permanent slope/drainage easement from James Herning to Larimer County for CR 19, PN 337

Policies

1. Human Resources Policy and Procedure 331.6R

Submitted By: Christine Kuehnast, Human Resources, Employee Relations Manager

Subject Matter: Benefits Policy Update

DESCRIPTION: HR did some annual cleanup of the language to make the policy easier to understand, to remove outdated temporary provisions related to COVID-19, to make language consistent with newly updated leave forms (forms were updated to make them easier to understand and use for employees), and to add sections to comply with Colorado's newly updated sick leave law which takes effect August 7, 2023.

Resolutions

1. A Resolution for Setting Work Release Fees

Submitted By: Colleen Jensen for Jill Fox and Emily Humphrey, Community Justice Alternatives

DESCRIPTION: C.R.S. 18-1.3-106 declares that every prisoner gainfully employed may be liable for the cost of his or her board in the jail or cost of the supervision and administrative services if home detained as fixed by the Board of County Commissioners. This resolution states that all prisoners beginning a work release program, on or after September 1, 2023, shall be charged a fee of \$20.00 per day and not more than \$50.00 per day dependent on defendant's income for their board in jail. Alternative Sentencing Department shall adopt sliding scale criteria to determine charges under this resolution.

NAMED PARTIES: Alternative Sentencing Department of Larimer County Community Justice Alternatives

2. Resolution Establishing Compensation for Deputy District Attorney III

Submitted By: Mary Epping, Administrative Manager, District Attorney

DESCRIPTION: Effective August 7, 2023, S. Owens will fill a vacant Deputy District Attorney III position. The bi-weekly salary for this position is \$3,653.85.

NAMED PARTIES: BOCC, County Manager, District Attorney

3. Resolution Setting for Useful Public Service/Community Service Fees

Submitted By: Colleen Jensen for Jill Fox and Emily Humphrey, Community Justice Alternatives

DESCRIPTION: C.R.S. 18-1.3-507 allows a fee up to \$120 for defendants sentenced to the Larimer County Alternative Sentencing Department Useful Public Service Program. The Alternative Sentencing Department of Larimer County Community Justice Alternatives has been the designated administrator of the Community Service/Useful Public Service Program since 1983. The statute allows through the sentencing court that effective September 1, 2023, all defendants sentenced as of that date to Community Service/Useful Public Service will be charged a per case fee of up to \$120.

NAMED PARTIES: Alternative Sentencing Department of Larimer County Community Justice Alternatives

Per the Americans with Disabilities Act (ADA), Larimer County will provide a reasonable accommodation to qualified individuals with a disability who need assistance. Services can be arranged with at least seven (7) business days' notice. Please email us at bcc-admin@larimer.org, or call (970) 498-7010 or Relay Colorado 711. "Walk-in" requests for auxiliary aids and services will be honored to the extent possible but may be unavailable if advance notice is not provided.