



MINUTES OF THE BOARD OF COUNTY COMMISSIONERS

MONDAY, DECEMBER 20, 2021

LAND USE HEARING

The Board did not hold a Land Use Hearing on December 20, 2021.

TUESDAY, TUESDAY 21, 2021

ADMINISTRATIVE MATTERS MEETING

The Board of County Commissioners met at 9:00 a.m. with Lorenda Volker, Assistant County Manager. Chair Kefalas presided, and Commissioner Stephens and Commissioner Shadduck-McNally were present. Also present: Kelly Bryant, Deputy Clerk.

Chair Kefalas opened the meeting with the Pledge of Allegiance.

1. PUBLIC COMMENT: James Rudd, Jim Rudd, Jessica Madden, Emrys Gade, Jim Winebrenner, Judy Blum, Elijah Blum (his mother Judy spoke on his behalf), Julie Formby, Carmen Degnan, Lisa Hecker, Nick Lance (via phone), Nicky Gailbraith (via phone), Zach Thode from Livermore and Tasha Carr (via phone) each spoke about the Larimer County website, the pandemic, mask mandate and vaccine matters. Pam Kirby spoke on an issue regarding annexation of Country Lane Estates.

Chair Kefalas closed Public Comment.

Commissioner Stephens thanked those that spoke to the Board. She said that she understands that the City of Fort Collins could annex some areas based on boundaries. She encouraged the public to refrain from referencing “the holocaust” while addressing as current events, as making that comparison could be inappropriate and she wished everyone a Happy Holiday. Commissioner Shadduck-McNally thanked the constituents for sharing their concerns. She did mention the

annexation matter and encouraged the Homeowners Association (HOA) to provide further clarification. She supported the idea of not referencing “the holocaust” in regard to current events and added that she too thought it could make for an unfair comparison. She wished everyone a very Happy Holiday season. Chair Kefalas acknowledged the presence of the young people and appreciated their civic engagement. Regarding the comments about transparency of the website, he recommended a grouping of the facts so that it would be easier to navigate. He said the main point of disagreement is over the content of the website and he recommended finding ways to build trust and dialogue to review/regroup the content in a satisfactory way for all. He also recommended Community Forums with different themes beginning in January. He briefly addressed the reported issue of a person being turned away from a local hospital and that the hospital had responded during the hearing acknowledging it should not have happened. He said enforcement should not be from local baristas or from law enforcement but that we all have a responsibility to protect one another. Lastly, he wished everyone a Happy Winter Solstice, Happy Holiday, Happy Kwanzaa, and a Happy Boxing Day.

2. APPROVAL OF THE MINUTES FOR THE WEEKS OF DECEMBER 13, 2021:

MOTION

Commissioner Shadduck-McNally moved that the Board of County Commissioners approve the minutes for the weeks of December 13, 2021.

Motion carried 3-0

3. REVIEW OF THE SCHEDULE FOR THE WEEK OF DECEMBER 21, 2021: Mr. Harvill reviewed the upcoming schedule with the Board.

4. CONSENT AGENDA:

AGREEMENTS:

- 1. AMENDMENT ONE TO THE CONTRACT BETWEEN LARIMER COUNTY DEPARTMENT OF HUMAN SERVICES AND TURNING POINT CENTER FOR YOUTH & FAMILY DEVELOPMENT, INC.**
- 2. AMENDMENT ONE TO THE CONTRACT BETWEEN LARIMER COUNTY DEPARTMENT OF HUMAN SERVICES AND UABACO LLC.**
- 3. CONTRACT BETWEEN LARIMER COUNTY DEPARTMENT OF HUMAN SERVICES AND KIDS AT HEART**
- 4. CONTRACT BETWEEN LARIMER COUNTY DEPARTMENT OF HUMAN SERVICES AND LIVE THE VICTORY, INC. DBA THE MATTHEWS HOUSE**
- 5. AMENDMENT ONE TO THE CONTRACT BETWEEN LARIMER COUNTY DEPARTMENT OF HUMAN SERVICES AND LIVE THE VICTORY, INC. DBA THE MATTHEWS HOUSE**
- 6. UPDATED TOWN OF TIMNATH AND LARIMER COUNTY INTERGOVERNMENTAL AGREEMENT REGARDING COOPERATION ON MANAGING URBAN DEVELOPMENT**

7. **COMPLIANCE ORDER ON CONSENT NUMBER 21-12-15-01** *(Removed from the Consent Agenda)*
8. **NOTICE OF ENVIRONMENTAL USE RESTRICTIONS FOR LARIMER COUNTY** *(Removed from the Consent Agenda)*
9. **NOTICE OF ENVIRONMENTAL USE RESTRICTIONS FOR LARIMER COUNTY/CITY OF FORT COLLINS AT THE LARIMER COUNTY LANDFILL** *(Removed from the Consent Agenda)*
10. **NOTICE OF ENVIRONMENTAL USE RESTRICTIONS FOR CITY OF FORT COLLINS AT THE LARIMER COUNTY LANDFILL** *(Removed from the Consent Agenda)*

APPOINTMENTS:

1. **RECOMMENDED APPOINTMENT TO THE AGRICULTURAL ADVISORY BOARD** – Andrew Pineda
2. **RECOMMENDED REAPPOINTMENTS TO THE AGRICULTURAL ADVISORY BOARD** – Kristin Ramey, Frank Garry and Zac Thode
3. **RECOMMENDED REAPPOINTMENTS TO THE RED FEATHER LAKE PLANNING ADVISORY COMMITTEE** – Daniel Defibaugh and Ted Carter
4. **RECOMMENDED REAPPOINTMENT TO THE BOYD'S WEST PUBLIC IMPROVEMENT DISTRICT # 56** – Edward Norman
5. **RECOMMENDED REAPPOINTMENT TO THE CHARLES HEIGHTS PUBLIC IMPROVEMENT DISTRICT # 32** – Michael Morton
6. **RECOMMENDED APPOINTMENT TO THE COBBLESTONE FARMS PUBLIC IMPROVEMENT DISTRICT # 57** -Steve Gloe
7. **RECOMMENDED REAPPOINTMENT TO THE CROWN POINT PUBLIC IMPROVEMENT DISTRICT # 27** – Larry Franklin
8. **RECOMMENDED REAPPOINTMENT TO THE ESTES PARK ESTATES PUBLIC IMPROVEMENT DISTRICT # 25** – Rick Auer
9. **RECOMMENDED APPOINTMENT TO THE LITTLE THOMPSON PUBLIC IMPROVEMENT DISTRICT # 61** – Adam Thodey
10. **RECOMMENDED REAPPOINTMENT TO THE LITTLE THOMPSON PUBLIC IMPROVEMENT DISTRICT # 61** – Kriston Chapman
11. **RECOMMENDED APPOINTMENTS TO THE LITTLE VALLEY GENERAL IMPROVEMENT DISTRICT # 14** – David Rosenbaum and Scott Steward
12. **RECOMMENDED REAPPOINTMENTS TO THE VENNER RANCH ESTATES GENERAL IMPROVEMENT DISTRICT # 18** -Edward Nelson and Neil Alexander
13. **RECOMMENDED REAPPOINTMENT TO THE STORM MOUNTAIN PUBLIC IMPROVEMENT DISTRICT # 55** – James Toland
14. **RECOMMENDED APPOINTMENT TO THE PRAIRIE TRAILS PUBLIC IMPROVEMENT DISTRICT # 33** – Jamie Weihrauch
15. **RECOMMENDED APPOINTMENT TO THE PLANNING COMMISSION** – Jon Slutsky

DEEDS

1. **DEED OF DEDICATION BETWEEN LARIMER COUNTY AND CHARLES & CAROL HANEBUTH**
2. **DEED OF DEDICATION OF EASEMENT LOTS 1-3 OF THE LARIMER COUNTY MIDPOINT CAMPUS**

MISCELLANEOUS

1. **STIPULATION FOR JAX LOVELAND PROPERTY LLC AS TO TAX YEAR 2021 VALUE**
2. **STIPULATION FOR TOLL CO I LLC AS TO TAX YEAR 2020 VALUE**
3. **REQUEST FOR 1.0 NEW AUTHORIZED REGULAR FTE**

RESOLUTIONS

1. **FINDINGS AND RESOLUTION APPROVING THE AMENDED PLAT OF LOTS 1 -13, IN THE WILLIS FARMS SUBDIVISION**

M O T I O N

Commissioner Stephens requested to move item number 7 Compliance Order on Consent number 21-12-15-01, number 8 Notice of Environmental Use Restrictions for Larimer County, number 9 Notice of Environmental Use Restrictions for Larimer County/City of Fort Collins at the Larimer County Landfill and number 10 Notice of Environmental Use Restrictions for City of Fort Collins at the Larimer County Landfill from the Consent Agenda.

Commissioner Stephens offered a motion to approve the remaining items on the consent Agenda for December 21, 2021.

Motion carried 3-0

6. DISCUSSION ITEMS:

1. (Formerly Consent Agenda #7 - Agreements) COMPLIANCE ORDER ON CONSENT NUMBER 21-12-15-01
2. (Formerly Consent Agenda #8 - Agreements) NOTICE OF ENVIRONMENTAL USE RESTRICTIONS FOR LARIMER COUNTY
3. (Formerly Consent Agenda #9 - Agreements) NOTICE OF ENVIRONMENTAL USE RESTRICTIONS FOR LARIMER COUNTY/CITY OF FORT COLLINS AT THE LARIMER COUNTY LANDFILL
4. (Formerly Consent Agenda #10 - Agreements) NOTICE OF ENVIRONMENTAL USE RESTRICTIONS FOR CITY OF FORT COLLINS AT THE LARIMER COUNTY LANDFILL

Laurie Kadrich, Director for Community Planning and Infrastructure Resources, spoke to the Board regarding the four Discussion Items noted. She explained that the Landfill Operations is within her service area. She mentioned that these documents have been worked on over the last two years related to the Consent Order, and the Restrictive Notices have been worked on over the last year. She said that the State Board has been notified that the Commissioners would be considering these documents at today's hearing and should be submitted by the end of the year. Ms. Kadrich explained the delay and confusion regarding these four Notices. She stated that there was a mix-up on the documents that were to be signed by the City of Ft. Collins. Two of the notices deal with properties jointly owned by the City and County or wholly owned by the City. The City requires two readings for approval then a 10-day publication. After the 10-day publication, these documents can be signed. It was determined that the documents were sent to the wrong department for signature. It is expected that these documents will be submitted this afternoon (December 21, 2021). The other two documents are within the authority of Larimer County and have been approved by the County Attorney. Ms. Kadrich requested that all four documents be signed by the Chair once the County Attorneys Offices approves the content.

Assistant Manager Volker mentioned that these are documents that have been in process for a long time and only need signatures and stamp from the County Attorney's Office.

MOTION

Commissioner Stephens moved to approve the following documents and authorize the Chair to sign these documents with approval from the County Attorney's Office: #7 Compliance Order on Consent Number 21-12-15-01, #8 Notice of Environmental Use Restrictions for Larimer County, #9 Notice of Environmental Use Restrictions for Larimer County/City of Fort Collins at the Larimer County Landfill, #10 Notice of Environmental Use Restrictions for City of Fort Collins at the Larimer County Landfill

Motion carried 3-0

5. **COMMISSIONERS GUESTS:** None
6. **Removed Discussion Item: RECOGNITION OF THE RANCH EVENTS COMPLEX TEAM FOR WINNING SIX AWARDS AT THE INTERNATIONAL ASSOCIATION OF FAIRS AND EXHIBITIONS FOR THE 2021 SEASON.**

This item had been removed from today's hearing however these awards and successes will be acknowledged at a subsequent hearing – possibly next Tuesday.

6. **COMMENTS FROM COMMISSIONERS' GUESTS:** The were no guests present.
7. **COUNTY MANAGER UPDATE:** Assistant County Manager Lorenda Volker did not offer an update due to her absence this past week due to personal matters.

8. **COMMISSIONER ACTIVITY REPORTS:** The Board detailed their attendance at events during the previous week.

10. **LEGAL MATTERS**

None requested

With there being no further business, the Board adjourned at 10:37 a.m.



JOHN KEFALAS
BOARD OF COUNTY COMMISSIONERS

ANGELA MYERS

CLERK AND RECORDER

ATTEST:



Kelly Bryant, Deputy Clerk

