



MINUTES OF THE BOARD OF COUNTY COMMISSIONERS

MONDAY, NOVEMBER 25, 2024

LAND USE HEARING

There was no Land Use Hearing for the week of November 25, 2024.

TUESDAY, NOVEMBER 26, 2024

ADMINISTRATIVE MATTERS MEETING

The Board of County Commissioners met at 9:00 a.m. with County Manager Lorenda Volker. Chair Kefalas presided. Commissioner Stephens and Commissioner Shaddock-McNally were present. Also present were Sarah Martin and Tom Clayton, Commissioners' Office, and Lindsey Jones, Deputy Clerk.

Chair Kefalas opened the meeting with the Pledge of Allegiance.

1. **PUBLIC COMMENT:** Andrew Kinard addressed the Board to share some background about the Sand Creek Massacre as the 160-year anniversary approaches on Friday, November 29. Mr. Kinard wanted to remind the Board and the public of this historic tragedy so that the lives that were lost will not be forgotten and so that history will not be repeated.

Chair Kefalas closed public comment.

The Board thanked Mr. Kinard for sharing his thoughts and reiterated the importance of remembering the Sand Creek Massacre. The Board also mentioned the Sand Creek Massacre ceremonial run that was held this year after a hiatus during the COVID-19 pandemic.

Manager Volker thanked Mr. Kinard for coming forward to remind the public about the importance of remembering the Sand Creek Massacre.

2. **APPROVAL OF THE MINUTES FOR THE WEEK OF NOVEMBER 18, 2024:**

MOTION:

Commissioner Shadduck-McNally moved that the Board of County Commissioners approve the minutes for the week of November 18, 2024.

Motion carried 3-0.

3. REVIEW OF THE SCHEDULE FOR THE WEEKS OF DECEMBER 2 AND DECEMBER 9, 2024: Ms. Martin reviewed the upcoming schedules with the Board. The Board made several additions to the upcoming schedules.

4. CONSENT AGENDA:

ABATEMENTS

- 1. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1671152 – Pearl Quarries 2 LLC and Boulder Quarries 2 LLC – Tax Year 2023**
- 2. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0010944 – Gara LLC – Tax Year 2023**
- 3. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0149969 – Kimberly Strobe – Tax Year 2022**
- 4. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0261483 – Edward B and Christine M Bingham – Tax Year 2023**
- 5. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1499572 – Colorado Heirloom INC – Tax Year 2021**
- 6. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1671165 – Burke Wallace J Trust / Laurine Anna Trust – Tax Year 2023**
- 7. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0156442 – Gail and Christine E. Oberhoffer – Tax Year 2023**
- 8. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1143549 – SD Revocable Trust – Tax Year 2023**
- 9. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0316776 – Alexander Family Trust – Tax Year 2022/2023**
- 10. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1281496 – Jose V. and Norma E. Rivas – Tax Year 2022**

11. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1495020 – Ricky and Susan Traphagan – Tax Year 2023
12. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1607572 – Quang/Do Suong Thanh Tran – Tax Year 2023
13. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0157104 – S & H Inc – Tax Year 2022
14. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1651603 – Pipers Meadow Management Co LLC – Tax Year 2023
15. PETITION FOR ABATEMENT OR REFUND OF TAXES: R0192163 – Independent Electrical Contractors – Tax Year 2023
16. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1492578 – 1409 LLC – MJR KING LLC – Tax Year 2023
17. PETITION FOR ABATEMENT OR REFUND OF TAXES: R1492527 – 1409 LLC – MJR KING LLC – Tax Year 2023

AGREEMENTS

1. DRAINAGE AGREEMENT BETWEEN LARIMER COUNTY AND FALLAS PROPERTIES LLC

DEEDS

1. DEED OF DEDICATION FROM CHAD T. SAPP FOR CR 19 RIGHT-OF-WAY, PN 337

LIQUOR LICENSES

1. LIQUOR LICENSE REPORT OF CHANGES – NEW MANAGER REGISTRATION – AMERICAN LEGION DBA GEORGE BEACH POST NO. 4 – CLUB LICENSE – FORT COLLINS, COLORADO
2. LIQUOR LICENSE RENEWAL – FORKS AND BEANS LLC DBA THE FORKS MERCANTILE AND SALOON – TAVERN LICENSE – LIVERMORE, COLORADO
3. LIQUOR LICENSE RENEWAL – FORKS AND BEANS LLC DBA THE FORKS MERCANTILE AND SALOON – FERMENTED MALT BEVERAGE AND WINE LICENSE – LIVERMORE, COLORADO

MISCELLANEOUS

1. **CONVEYANCE OF PERMANENT EASEMENT FROM CHAD TYLER SAPP TO LARIMER COUNTY, PN 337**
2. **RESOLUTION ESTABLISHING IMPOUND, BOARDING AND LICENSE FEES CHARGED BY NOCO HUMANE**
3. **LEGAL ACTION FOR CODE COMPLIANCE CASE NUMBERS 24-CCC0098 AND 24-CCC0275**
4. **HUMAN SERVICES EXPENSE REPORT QUARTER ENDING SEPTEMBER 30, 2024**
5. **EMERGENCY MANAGEMENT PERFORMANCE GRANT APPLICATION AUTHORIZATION FORM**

RESOLUTIONS

1. **RESOLUTION ESTABLISHING COMPENSATION FOR DISTRICT ATTORNEY INVESTIGATOR I**
2. **RESOLUTION APPROVING MILL LEVY INCREASE FOR THE LARIMER COUNTY VINE DRIVE PUBLIC IMPROVEMENT DISTRICT NO. 29**
3. **RESOLUTION APPROVING MILL LEVY INCREASE FOR THE LARIMER COUNTY GRAYHAWK KNOLLS PUBLIC IMPROVEMENT DISTRICT NO. 43**
4. **RESOLUTION APPROVING MILL LEVY INCREASE FOR THE LARIMER COUNTY POUDRE OVERLOOK PUBLIC IMPROVEMENT DISTRICT NO. 30**
5. **RESOLUTION AMENDING SPECIAL EVENT PERMIT REQUIREMENTS FOR LARIMER COUNTY ROADS**

MOTION

Commissioner Stephens moved that Board of County Commissioners approve the Consent Agenda for November 26, 2024.

Motion carried 3-0.

5. COMMISSIONERS' GUESTS: The Commissioners did not have any guests.

6. DISCUSSION ITEMS:

1. WARRANT CLEARANCE SPECIAL VOLUNTEER RECOGNITION: Emily Humphrey, Community Justice Alternatives Director, introduced this discussion item. Ms. Humphrey and the 8th Judicial District Court Executive wanted to take this opportunity to recognize Rosie Rogers for her volunteer contributions at the Warrant Clearance Event on Saturday, November 16, 2024. Miss Rogers is a six-year-old child who took the initiative to help staff at this event. The warrant clearance events allow members of the public with outstanding warrants to appear and clear their warrants without fear of being arrested.

Ms. Humphrey introduced Rosie Rogers and her mother Ashleigh Jones, both of whom have volunteered at two of the last five warrant clearance events. Miss Rogers assisted with checking in visitors and encouraged participants of the event to fill out an experience survey. At a previous event, only 3 surveys were returned. At the event where Miss Rogers was a volunteer, about 50 surveys were returned due to her commitment to handing out the surveys and waiting for responses.

Kerry Hong, 8th Judicial District Court Executive, commended Miss Rogers for her dedication to volunteering at these warrant clearance events. Mr. Hong also mentioned that the 50 surveys returned came from a total of 71 participants at the event. Miss Rogers embodies the Colorado Judicial Branch mission of providing equal access to justice, contributing to public safety, and strengthening the rule of law across Colorado.

Ms. Humphrey presented Miss Rogers with a “Certificate of Awesomeness” for her volunteer efforts at the warrant clearance event on November 16, 2024. Ms. Humphrey thanked Miss Rogers for sharing her spirit and her hard work with the attendees of the event.

The Board presented Miss Rogers with a Certificate of Appreciation in honor of her excellence in volunteering and her contribution to the warrant clearance event.

Ms. Jones thanked the Board and shared how proud she is of her daughter.

The Board thanked Miss Rogers for her work at multiple warrant clearance events and for making visitors feel welcome during a stressful time. The Board also thanked Miss Rogers for her efforts in making sure that visitors filled out surveys. The Board commended Ms. Jones for bringing her daughter to these events and teaching her the importance of giving back to her community.

Manager Volker thanked Miss Rogers and Ms. Jones for their volunteer efforts.

Kathleen Madden, 8th Judicial Clerk of the Court, presented Miss Rogers with a new employee welcome basket, and Clyde Elkin, Court Supervisor II, presented Miss Rogers with a welcome card signed by the employees in his department.

The Board took a brief recess.

The Board reconvened.

2. TO PROVIDE COMMUNITY MEMBERS, THE PUBLIC, AND THE BOARD OF COUNTY COMMISSIONERS WITH AN UPDATE REGARDING THE NOVEMBER 2024, GENERAL ELECTION: Tina Harris, Larimer County Clerk and Recorder, provided an update regarding the November 2024 General Election. Clerk Harris thanked the 800 Election Judges who helped to conduct the election. The 2024 General Election has been certified for Larimer County, and final results can be found online at vote.larimer.gov under Current Election > 2024 Elections > Statement of Votes Cast.

Clerk Harris shared that there was an 84% turnout for this election, which was slightly lower than the 2020 General Election. Clerk Harris also shared that many more ballots were voted early this year, which she credits to the community outreach done by Elections staff throughout the past year. Clerk Harris thanked the Board for their support in opening the new Election counting facility, which was very helpful in processing the volume of two-card ballots.

Clerk Harris explained that 213,984 mail ballots were returned, 211,718 were accepted, and 2,266 were rejected for several reasons including signature discrepancies that were not cured, missing signatures on return envelopes, or blank ballots. There were 984 property owner ballots returned, of which 12 were rejected. There were 59 provisional ballots cast, mostly from out-of-state Colorado State University students. Only 6 of the 59 provisional ballots were accepted because many of the voters were not registered voters in the State of Colorado. There were 17,343 ballots cast in person at the Voter Service and Polling Centers (VSPCs). Wait times were higher than anticipated at three of the VSPC locations.

The Board asked Clerk Harris to explain the audit process since many public comments have come in about the process. Clerk Harris explained that at the end of each election, the Colorado Secretary of State determines what races will be audited. There is usually one statewide race, and one countywide race included. The selection is made on election night depending on how close certain races are. This year, the Presidential election, the Regent of the University of Colorado at Large race, and a countywide race specific to each county were selected for the audit.

The Board thanked Clerk Harris and her team for their work on this election. Voter Service and Polling Center (VSPC) wait times posted online were appreciated by the public. The Board mentioned that they have received many positive comments from the public about the ease of voting, replacing a ballot, and finding a VSPC.

The Board asked whether the County was well-staffed with election judges for the 2024 General Election. Clerk Harris shared that there was a high number of first-time election judges this year. Outreach at local high schools brought more high school students on board as election judges as well.

The Board also asked for further clarification around risk-limiting audits. Clerk Harris explained that risk-limiting audits ensure that the counting machines are correctly reading and tabulating ballots exactly as they have been voted. A 3% risk factor means that the audit has a 97% chance of detecting an error. A random selection determines which ballots will be audited, and then an audit board verifies that the selected ballots were correctly tabulated by the counting machines. Once those ballots have

been audited, an electronic image of the ballots is placed into the Colorado Risk-Limiting Audit Project (CORLA). Clerk Harris explained that some members of the public have requested to compare the cast-vote record with the images of the cast ballots from CORLA. However, the risk-limiting audit is intended to be a blind audit, so making those images available for public view would harm the integrity of the blind audit.

The Board asked what changes might be made for future elections. Clerk Harris shared some of the challenges that were encountered during this election and some changes that she will be advocating for going into the next General Election. The Board also asked how long wait times were addressed in the moment.

Manager Volker thanked Clerk Harris for her accessibility to the public in responding to voter questions and concerns.

Clerk Harris thanked Manager Volker and her team for their assistance in handling long wait times.

7. COUNTY MANAGER UPDATE: County Manager Volker briefly detailed the events of the previous week.

8. COMMISSIONER ACTIVITY REPORTS: The Board detailed their attendance at events during the previous week. The Board also mentioned some mental health resources that the public can utilize since the holidays can be a difficult time for many people.

9. EXECUTIVE SESSION: No decision expected.

Executive Session pursuant to Colorado Revised Statute 24-6-402(4)(a): Purchase acquisition, lease transfer or sale of real or personal property interest.

M O T I O N

Commissioner Shadduck-McNally moved that the Board of County Commissioners enter into Executive Session pursuant to Colorado Revised Statute 24-6-402(4)(a): Purchase acquisition, lease transfer or sale of real or personal property interest.

Motion carried 3-0.

With there being no further business, the Board adjourned at 10:25 a.m.



JOHN KEFALAS, CHAIR

BOARD OF COUNTY COMMISSIONERS

TINA HARRIS
CLERK AND RECORDER

ATTEST:



Lindsey Jones, Deputy Clerk

