



## **MINUTES OF THE BOARD OF COUNTY COMMISSIONERS**

**MONDAY, OCTOBER 3, 2022**

The Board of County Commissioners did not meet for a Land Use Hearing today.

**TUESDAY, OCTOBER 4, 2022**

### **ADMINISTRATIVE MATTERS MEETING**

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

Chair Stephens opened the meeting with the Pledge of Allegiance.

1. **PUBLIC COMMENT:** No public comment was offered.
2. **APPROVAL OF THE MINUTES FOR THE WEEK OF SEPTEMBER 26, 2022:**

### **MOTION**

Commissioner Shadduck-McNally moved that the Board of County Commissioners approve the minutes for the week of September 26, 2022.

**Motion carried 3-0**

3. **REVIEW OF THE SCHEDULE FOR THE WEEK OF OCTOBER 10, 2022:** Ms. Martin reviewed the upcoming week's schedule with the Board.

4. **CONSENT AGENDA:**

### **AGREEMENTS:**

\*An amendment (listed on some agendas) between Larimer County and Platte River Power Authority had been removed from consideration and will be considered at a later date.

1. **UNIFIED WORKFORCE - WORKFORCE INNOVATION GRANT (WIG)**

2. **ELECTRONIC MONITORING SERVICE AGREEMENT – OMNIA PARTNERS (AGREEMENT NO. 081722CW1)**
3. **LARIMER COUNTY BEHAVIORAL HEALTH SERVICES GRANT AGREEMENT 22-TP2-NCHA (NORTH COLORADO HEALTH ALLIANCE)**
4. **LARIMER COUNTY BEHAVIORAL HEALTH SERVICES GRANT AGREEMENT 22-GAD-8JD (8TH JUDICIAL DISTRICT ATTORNEY'S OFFICE)**
5. **LARIMER COUNTY BEHAVIORAL HEALTH SERVICES GRANT AGREEMENT 22-TP5-DRM (DENVER RESCUE MISSION)**
6. **LARIMER COUNTY BEHAVIORAL HEALTH SERVICES GRANT AGREEMENT 22-TP6-TCFFO (THE CENTER FOR FAMILY OUTREACH)**
7. **PROFESSIONAL SERVICES CONTRACT BETWEEN LARIMER COUNTY DEPARTMENT OF HUMAN SERVICES AND ABT ASSOCIATES, INC.**
8. **LARIMER COUNTY BEHAVIORAL HEALTH SERVICES GRANT AGREEMENT 22-TP3-SAVA (SEXUAL ASSAULT VICTIM ADVOCATE CENTER)**
9. **AMENDMENT NO. 4 TO FIBER USE LICENSE AGREEMENT\*\*\*\* This will be moved to a later date.**

**DEED:**

1. **DEED OF DEDICATION**

**LIQUOR LICENSES:**

Dao House LLC dba Dao House - Approval & Issuance – Estes Park; Red Feather Tavern LLC dba Red Feather Tavern -Approval & Issuance – Red Feather Lakes; The Rock Inn LTD - Approval & Issuance – Estes Park.

**M O T I O N**

Commissioner Kefalas moved that the Board of County Commissioners approve the Consent Agenda items for October 4, 2022, minus the Amendment with Platte River Power Authority.

**Motion carried 3-0.**

5. **COMMISSIONERS' GUEST:** Angela Myers, Clerk & Recorder, spoke to the Board. She announced that the Clerk and Recorder's Office will be offering a Passport Day in Recording on Saturday, October 8, 2022, from 8:00 am until 1:00 pm. This will allow an additional opportunity for the public to take care of their passport needs. As a reminder, both parents must be present to apply for a child's passport. The office is only able to process new passports but not renewals. No appointment is necessary.

The Commissioners thanked Clerk Myers for having this service available to the public and all were encouraged to take advantage of this opportunity.

Clerk Myers also provided an Elections update and informed the public that general election ballots would be distributed on or about October 17, 2022. She stated that if individuals have not received their ballot in the mail by October 26, 2022, to please call the Elections office at (970)498-7820. She also reminded the public that if you receive a ballot in your mailbox that is not yours, please mark Return to Sender on the envelope as that will send it back through the postal service and allow our database to be updated. Please do not throw the ballot away or bring it to our offices. Lastly, Clerk Myers reminded the public to always sign your ballot.

## **6. DISCUSSION ITEMS:**

**1. RESOLUTION TO ESTABLISH THE SALES TAX EXEMPTION OF ESSENTIAL HYGIENE PRODUCTS:** Carol Block, Finance Director, addressed the Board to explain that this resolution will exempt two categories of essential hygiene products from county sales tax: (1) period products and (2) incontinence products and diapers.

Ms. Block introduced Tracy Hines, Sales Tax Manager, who was available to answer any technical questions regarding sales tax. Ms. Block stated Larimer County has a voter approved sales tax of 0.8 % that is administered by the State of Colorado. Governor Polis signed the bill to exempt sales tax on these two categories at the state level and therefore at the county level if they so choose. Ms. Hines worked collaboratively with the County Attorney's Office to create the proposed resolution to exempt the sales tax on these essential products in Larimer County. If approved, this resolution would go into effect January 1, 2023. The county currently collects \$70 million in sales tax and this proposal would reduce the sales tax collected by less than 1%.

The Board had some discussions with staff and thanked the Finance team for their work. Chair Stephens then announced an employee essential products drive to last through the end of October. Donations will then go to local organizations that serve women and families in Larimer County. She also mentioned that it was House Bill 1055 also known as the "Don't Tax Dignity Bill" that allows for tax exemption of these products.

## **MOTION**

Commissioner Shadduck-McNally moved that the Board of County Commissioners approve the Resolution to Establish the Sales Tax Exemption of Essential Hygiene Products: Carol Block, Finance Department, addressed the Board to explain that this resolution will exempt two categories of hygiene products from County sales tax: (1) period products and (2) incontinence products and diapers.

## **Motion carried 3-0**

**1. RESOLUTION EXPRESSING INTENT TO PROVIDE FUNDING TO ASSIST WITH CONSTRUCTION OF THE COMMUNITY SERVICES CENTER:** Wellington Region: Laura Walker, Human & Economic Health Services Director, addressed the Board. Ms. Walker explained that this resolution expresses the intent of the Board of County Commissioners to provide \$500,000 of American Rescue Plan Act funds to contribute to the construction of the Community Services Center: Wellington Region and its associated infrastructure, to be done by Grace

Village, once the project has secured full funding and upon the approval of a subsequent, future agreement by the Board of County Commissioners. Ms. Walker explained historical concepts such as settlement Houses that worked to bring resources to where residents lived. Present day agencies such as Community Life Services in Loveland are also looking to expand to Berthoud.

She also mentioned that through the American Rescue Plan, \$69 million from the U S Treasury has been made available for projects such as this proposal. Ms. Walker reiterated the request for a \$500,000 contribution for the construction of the Community Services Center Wellington Region.

Grace Village, non-profit organization, Chair, Mark Gabbart and Vice Chair, Steve Sarno each spoke to the Board. They stated that their services began with an informal food pantry, and they have found that other services (specialized therapies, behavior health issues, support in applying for public benefits, clothing pantry, etc.) are needed. Their intent is to continue to grow as an even more important resource for the community.

The Board had a brief discussion with staff.

## **MOTION**

Commissioner Kefalas moved that the Board of County Commissioners approve the Resolution expressing intent to provide funding to assist with the construction of the Community Services Center Wellington Region otherwise known as Grace Village.

### **Motion carried 3-0**

**3. PROCLAMATION DECLARING OCTOBER AS RESIDENTS' RIGHTS MONTH IN LARIMER COUNTY** (Moved from Discussion Item 1): Karen Marang, Long-Term Care Ombudsman for Larimer County, addressed the Board. She introduced the following individuals Eliza Piesman, Kate Poppenhagen and Amber Franzel, Onbudsman team members; Erin Alt, Office on Aging Program Manager, and Adult and Aging Services Directors, Lori Metz and Katie Stieber; Long-Term Care Ombudsman team from Weld County, and Holly Detzler, Administrator, Collinwood Assisted Living, who were in attendance.

Celebrated in October each year, Ms. Marang said, Residents' Rights Month honors residents living in all long-term care facilities and those receiving care in their homes or our community. It is an opportunity to focus on and celebrate the dignity and rights of every individual receiving long-term services and support. This year's Residents' Rights Month theme - Inspiring Unity within Our Community - emphasizes the importance of fostering meaningful community within the facility and encouraging residents' connection to their local community. Being a part of a community is essential to our well-being. Throughout the pandemic, residents of long-term care facilities were disconnected from the resident and staff communities within their facilities when activities and group dining were limited. Residents were disconnected from the broader local community when visitation was restricted, and many residents were unable to leave their facilities to participate in outside activities.

Ms. Marang stated that Larimer and Weld County Ombudsman's programs collaborated to conduct Residents' Rights art contests in both counties. The Larimer County Office on Aging Advisory Council reviewed Larimer County submissions and determined that Kathy King and Reverend Bryant Badger's works best exemplify this year's theme. Their artwork will be on yard signs at every long-term care facility in Larimer County with information about residents' rights for all to see. She also

mentioned that Reverend Bryant Badger of Creekside Gardens was unable to attend today's presentation.

The Ombudsman team along with other attendees presented Ms. King with a plaque and thanked her for help in honoring residents' rights throughout the Larimer County.

Commissioner Shadduck-McNally read the proclamation.

The Board had some discussion with staff and deliberated amongst themselves.

## **M O T I O N**

Commissioner Shadduck-McNally, Larimer County Board of County Commissioners, proclaims October 2022 as National Long-Term Care Residents' Rights Month, in the County of Larimer.

### **Motion carried 3-0**

The Board took a brief recess.

**9. COUNTY MANAGER UPDATE:** Manager Volker updated the Board on this week's coordination meetings and upcoming projects and activities.

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

With there being no further business, the Board adjourned at 10:40 a.m.

**TUESDAY, OCTOBER 4, 2022**

## **EXECUTIVE SESSION**

The Board of County Commissioners met at 11:00 a.m. with David Ayraud, County Attorney. Chair Stephens presided. Commissioner Kefalas and Commissioner Shadduck-McNally were present. Also present were: Laurie Kadrich, Assistant County Manager; Bridget Paris, Human Resources Director; Jennifer Johnson, Facility Planning & Real Estate Group Manager; Jennifer Whitener, Benefits Manager; Jennifer Infeld, County Attorney's office; and Kelly Bryant, Deputy Clerk.

### **LEGAL MATTERS: EXECUTIVE SESSION**

Executive Session pursuant to C.R.S.24-6-402(4)(a) and (e)(l) for discussion regarding the purchase, acquisition or lease of real property, and to determine positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators. Decision expected.

## **M O T I O N**

Commissioner Shadduck-McNally moved that the Board of County Commissioners enter into Executive Session pursuant to C.R.S.24-6-402(4)(a) and (e)(l) for discussion regarding the

purchase, acquisition or lease of real property, and to determine positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators.

**Motion carried 3-0**

Kristin Stephens  
**KRISTIN STEPHENS**  
**BOARD OF COUNTY COMMISSIONERS**

**ANGELA MYERS**  
**CLERK AND RECORDER**

**ATTEST:**

Kelly Bryant  
**Kelly Bryant, Deputy Clerk**

