



MINUTES OF THE BOARD OF COUNTY COMMISSIONERS

MONDAY, JULY 12, 2021

There were no Land Use meetings held this week.

TUESDAY, JULY 13, 2021

ADMINISTRATIVE MATTERS MEETING

The Board of County Commissioners met at 9:00 a.m. with Linda Hoffmann, County Manager. Chair Kefalas presided, and Commissioner Shaddock-McNally was present. Also present were: Michelle Bird, Public Affairs Director, and Elizabeth Kimball, Deputy Clerk.

Commissioner Kefalas opened the meeting with the Pledge of Allegiance.

1. **PUBLIC COMMENT:** Chair Kefalas opened the meeting to public comment giving citizens the opportunity to address the Commissioners regarding events and issues pertaining to Larimer County. The following members of the public addressed the Board: Greg Leverett and Rosemary Van Gorder.

2. **APPROVAL OF THE MINUTES FOR THE WEEK OF JULY 5, 2021:**

MOTION

Commissioner Shaddock-McNally moved that the Board of County Commissioners approve the minutes for the week of July 5, 2021.

Motion carried 2-0

3. **REVIEW OF THE SCHEDULE FOR THE WEEK OF JULY 19, 2021:** Ms. Bird reviewed the upcoming schedule with the Board.

4. **CONSENT AGENDA:**

AGREEMENTS:

- 1. INTERAGENCY AGREEMENT BETWEEN LARIMER COUNTY DEPARTMENT OF HUMAN SERVICES AND LARIMER COUNTY ECONOMIC AND WORKFORCE DEVELOPMENT**
- 2. COLLABORATIVE MANAGEMENT MEMORANDUM OF UNDERSTANDING SFY 2021-2022**
- 3. INTERGOVERNMENTAL AGREEMENT WITH COLORADO STATE UNIVERSITY FOR WASTEWATER COVID-19 TESTING**

LIQUOR LICENSES: Red Feather Tavern LLC – Hotel and Restaurant – Red Feather; Wapiti Park Corp dba Rocky Mountain Gateway #1 – Hotel and Restaurant – EstesPark; Wapiti Park Corp dba Rocky Mountain Gateway #2 – Fermented Malt Beverage Off Premise – Estes Park.

MISCELLANEOUS:

- 1. COLORADO-BIG THOMPSON LICENSE**

RESOLUTIONS:

- 1. RESOLUTION ESTABLISHING COMPENSATION FOR DEPUTY DISTRICT ATTORNEY IV**
- 2. RESOLUTION ENACTING THE LARIMER COUNTY URBAN AREA STREET STANDARDS AND REPEALING THE 2001 LARIMER COUNTY URBAN AREA STREET STANDARDS**
- 3. FINDINGS AND RESOLUTION DENYING THE FIRST NATIONAL BANK SIGN APPEAL**
- 4. RESOLUTION AUTHORIZING LARIMER COUNTY'S VOTE OF APPROVAL**

M O T I O N

Commissioner Shaddock-McNally moved that the Board of County Commissioners approve the Consent Agenda for July 13, 2021.

Motion carried 2-0

- 5. COMMISSIONERS GUESTS:** There were no guest present for comment.
- 6. PROVIDE AN UPDATE ON THE CURRENT FIRE DANGER CONDITIONS WITHIN LARIMER COUNTY:** Justin Whitesell and Joe Shellhammer, Larimer County Sheriff's Office, addressed the Board. Mr. Whitesell informed the Commissioners that the fire danger

conditions are rising, if conditions continue the Sheriff's Office will be recommending fire restrictions in the near future.

Currently all Larimer County levels are in the green zone and weather patterns show potential moisture in the upcoming week.

There was some discussion between Commissioner Shaddock-McNally and Mr. Whitesell regarding the burn scars within the county from last year's fires. The burn scars are helpful and create a burn barrier in most locations.

Chair Kefalas addressed Mr. Whitesell and Mr. Shellhammer on the response time regarding fire restrictions and inquiries on firework restrictions throughout the county.

The Board thanked Mr. Whitesell and Mr. Shellhammer for their hard work and update that was presented.

7. INQUIRY TO DETERMINE BCC DIRECTION ON INCLUDING THE CURRENT FLEET SITE AT 614 E VINE DR AS A POTENTIAL SITE FOR A 24/7 HOMELESS SHELTER/CAMPUS: Laura Walker, Human and Economic Health Director, addressed the Board. Ms. Walker informed the Board that the City of Fort Collins Homeless Advisory Committee is presenting their final report to Fort Collins City Council on July 27, 2021. That report includes recommendations of three sites for a possible 24/7 homeless shelter and services site. One of those locations is the Larimer County Fleet Department site currently located at 614 E. Vine Drive. The Fleet Department is planning to vacate the property over the next three years to a new location or location(s). Staff is requesting direction if further analysis of this site should be pursued.

Ms. Walker spoke on the ever-growing need within this community for a homeless shelter and services site.

Commissioner Shaddock-McNally addressed the Board and Staff and made sure it was clear that this motion was just intended to help the progress move forward into the next steps and to make sure this is still a viable option for the community, it does not mean it is for sure going to happen.

M O T I O N

Commissioner Shaddock-McNally moved that the Board of County Commissioners authorize further analysis of the 614 E. Vine Drive property as a potential site for the homeless shelter/services campus concept with the understanding if the site is requested to be acquired or otherwise used for this purpose, such a request would return to the Board for a formal decision.

Motion carried 2-0

8. TO REVIEW SUBMITTED CCI LEGISLATIVE ISSUES FOR 2022: Michelle Bird, Public Affairs Director, addressed the Board. Ms. Bird spoke about the Colorado Counties Inc. (CCI) and gave a detailed description of what that entails. CCI is soliciting legislative issues for the 2022 legislative session. These issues will be discussed and voted on by the membership. Those securing 65% approval at the October 8, 2021, Legislative Committee Meeting will become CCI's 2022 legislative priorities. Issues have been submitted from Larimer County Staff and were presented in a

packet that was given to the Board for review. There were two issues submitted, one from the Criminal Justice Department and one from the Community Development Department.

Michael Ruttenberg and Misty Perry, Criminal Justice Services, addressed the Board with the first issue. The state of Colorado through SB18-251 created the Bridges Program and established the legislative expectation that there be a Bridges Program Court Liaison in each judicial district intended to assess and provide intensive case management services to those in the criminal justice system in which competency to proceed has been raised. One of the main priorities for the Bridges Program is to have the courts release more individuals to community-based evaluation and restoration services. Our district received one Full Time Employee (FTE) state-funded Bridges Court Liaison position in 2019 with the position established as a Larimer County employee. The Bridges Liaisons across the state including Larimer County have been overwhelmed with referrals. In the state fiscal year 2021-2022 the program received a 10% cut in funding. This reduced contract will remain in effect for state fiscal year 2021-2022. This is happening as the Judicial Officers in the 8th Judicial District and many other judicial districts are appointing the Court Liaisons to more and more cases to support the population in question, provide efficient and appropriate processing of cases, while striving to maintain public safety and accountability to the crimes defendants have been accused of. Caseloads are skyrocketing, while funding decreases, leaving the counties to pick up the differences, leaving programs underfunded and understaffed. Funding needs to be restored and new positions need to be created to meet the demand to support our communities. This would allow a system that would not unduly criminalize those that have underlying cognitive and mental health related issues leaving them unable to understand and assist in their defense.

Lesli Ellis, Community Development Director, addressed the Board with the second issue. Code enforcement and compliance officers are not currently eligible to conceal their personal information from the internet as other officers of the law are. However, the work that Code Enforcement and Compliance Officers do to maintain and enforce building, zoning and other codes can upset violating parties who have been known to make personal safety threats to officers. Officers in Larimer County have experienced security threats to themselves and their families, and they have limited options to protect themselves without the ability to have personal information removed from websites such as the Assessor's Office.

Ms. Ellis presented a relatively simple approach to remedy this issue by amending the statute that allows removing personal information from the internet to expand the categories of individuals who fall within the statute to include Code Enforcement and Compliance Officers.

M O T I O N

Commissioner Shaddock-McNally moved that the Board of County Commissioners approve the request to submit the legislative issues submitted by Larimer County Staff to Colorado Counties, Inc. for possible inclusion in their 2022 Legislative Agenda.

Motion carried 2-0

9. LIFE SAVING RECOGNITION FOR LARIMER COUNTY RANGERS: Chris Fleming, National Resources, addressed the Board. On Sunday, June 20th, 2021, Rangers Lane Fahrenbruch and Colton Ackerly responded to a motor vehicle accident with injury near Carter Lake. The actions taken by both rangers saved the life of the motorcyclist who was later found to have

fractured his C2 vertebrae. A paramedic on the scene said that their actions at the very least prevented possibly paralysis for the individual, but he believes that what they did saved his life.

Mr. Fahrenbruch and Mr. Ackerly addressed the Board and thanked them for this recognition.

Both Chair Kefalas and Commissioner Shaddock-McNally expressed their gratitude as well.

M O T I O N

Commissioner Shaddock-McNally moved that the Board of County Commissioners recognize the Larimer County Rangers Lane Fahrenbruch and Colton Ackerly for their life saving actions on Sunday, June 20, 2021.

Motion carried 2-0

The Board took a brief recess.

The Board reconvened at 10:22am.

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

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

12. LEGAL MATTERS: None requested

With there being no further business, the Board adjourned at 10:48 a.m.

WEDNESDAY, JULY 14, 2021

ABATEMENT HEARING

The Board of County Commissioners met at 11:15 a.m. with Diane Hintz, Appraiser. Chair Kefalas presided and Commissioners Shaddock-McNally was present. Commissioner Stephens was excused. Also, present was Deirdre O'Neill, Deputy Clerk.

1. PETITION FOR ABATEMENT OF TAXES FOR 2020 (SCHEDULE #P8286034; Parcel 86333-06-001): Ms. Hintz addressed the Board and presented a packet of information detailing the method in which the Assessor's Office arrived at their current valuation of \$834,110 for 2020 and explained this is for personal property. This is a leased property, and the assets are owned by the lease Company, Onset Financial Inc. The Lessee, Tri-Point Oil and Gas, filed for bankruptcy on April 7, 2020, which is after the assessment date of January 1, 2020.

Ms. Hintz explained that personal property is generally known as portable or moveable items that are used for income production. Examples would be office furniture, business equipment, restaurant

equipment and fixtures, and any other item used to operate a business. All personal property is taxable unless it is specifically exempt by law. Ms. Hintz went over all the factors that went into the valuation of the goods.

Ms. Hintz stated that personal property taxes cannot be prorated in the state of Colorado. The assets were removed from Larimer County and moved to Texas where they were sold at auction for \$416,100.

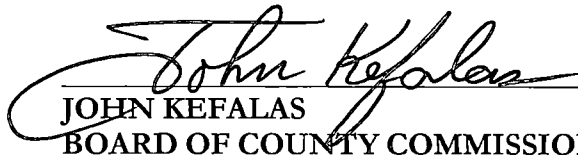
Scott Finlinson, general counsel for Onset Financial, thanked Ms. Hintz for her explanations and did agree that Onset Financial is the owner who leased the equipment to Tri-Point Oil and Gas which did file for bankruptcy. He understands that there are provisions and regulations in place and is just asking for some kind of equitable consideration as they were only able to recover \$416,100 at auction.

The Commissions stated that they understand the situation with the bankruptcy, but they must follow the law.

MOTION

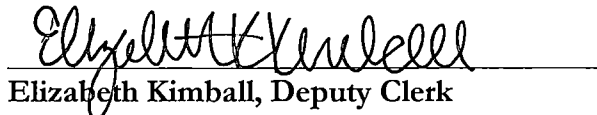
Commissioner Shadduck-McNally moved that the Board of County Commissioners uphold the Assessor's values for personal property for tax year 2020 of \$834,110 R828604, Parcel 86333-06-001.

Motion carried 2-0.


JOHN KEFALAS
BOARD OF COUNTY COMMISSIONERS

ANGELA MYERS
CLERK AND RECORDER

ATTEST:


Elizabeth Kimball, Deputy Clerk


Deirdre O'Neill, Deputy Clerk

