



MINUTES OF THE BOARD OF COUNTY COMMISSIONERS

MONDAY, MARCH 13, 2023

LAND USE HEARING

The Board of County Commissioners did not hold a Land Use Hearing this week.

TUESDAY, MARCH 14, 2023

ADMINISTRATIVE MATTERS MEETING

The Board of County Commissioners met at 9:00 a.m. with Laurie Kadrich, Assistant County Manager. Chair Shaddock-McNally presided. Commissioner Stephens was present. Commissioner Kefalas was excused. Also present were Michele Bird, Public Affairs Director, Sarah Martin, Commissioners' Office, and Deirdre O'Neill, Deputy Clerk.

Chair Stephens opened the meeting with the Pledge of Allegiance.

1. **PUBLIC COMMENT:** The Commissioners received five emails all regarding the Loveland Urban Renewal Authority (LURA). Robert Malloy spoke in person on LURA and its decision making authority.

2. **APPROVAL OF THE MINUTES FOR THE WEEK OF MARCH 6, 2023**

M O T I O N

Commissioner Stephens moved that the Board of County Commissioners approve the minutes for the week of March 6, 2023.

Motion carried 2-0

3. **REVIEW OF THE SCHEDULE FOR THE WEEK OF MARCH 20, 2023:** Ms. Martin reviewed the upcoming schedule with the Board. The Commissioner did have some updates for Ms. Martin.

4. **CONSENT AGENDA:**

AGREEMENTS:

1. **OPIOID SETTLEMENT**
2. **CONTRACT BETWEEN LARIMER COUNTY DEPARTMENT OF HUMAN SERVICES AND LIVE THE VICTORY, INC DBA THE MATTHEWS HOUSE**
3. **RELEASE, COVENANT NOT TO SUE AND SETTLEMENT AGREEMENT REGARDING CLAIM UNDER C.R.S. 13-20-1201 ET SEQ**
4. **DEVELOPMENT AGREEMENT AND RESIDUAL LAND USE RESTRICTIONS FOR REDTAIL ESTATES RURAL LAND USE PLAN NO 19-LANE3889**
5. **AGREEMENT FOR SALE OF MITIGATION CREDITS, BIG THOMPSON CONFLUENCE MITIGATION BANK, USACE FILE NO NOW2016-00852-DEN**
6. **23 IBEH 179382-CONTRACT AMENDMENT 23 IBEH 174465**
7. **PROFESSIONAL SERVICES AGREEMENT (B22-16, GUARDRAIL IMPROVEMENTS)**

APPOINTMENTS:

1. **RECOMMENDED REAPPOINTMENT TO THE POUDRE RIVER LIBRARY DISTRICT BOARD OF TRUSTEES-Matt Schild**
2. **RECOMMENDED MIDTERM APPOINTMENT TO THE POUDRE RIVER LIBRARY DISTRICT BOARD OF TRUSTEES -Joshua Fudge**
3. **RECOMMENDED APPOINTMENT TO THE POUDRE RIVER LIBRARY DISTRICT BOARD OF TRUSTEES-Hillary Herrmann**

LIQUOR LICENSES:

REV Enterprises dba Sandy's Convenience Store-Renewal- Fermented Malt Beverage and Wine-Fort Collins, Colorado; Morin & Morin Inc dba Sundance Trail Guest Ranch- Renewal-Retail Liquor Store-Red Feather Lakes, Colorado; Browns Trading Post Inc dba Trading Post Resort-Renewal-Fermented Malt Beverage Off Premise- Bellvue, Colorado

MISCELLANEOUS:

1. **MEMO REQUESTING TO ADD 3.0 FTE TO THE LARIMER COUNTY SHERIFF'S OFFICE**

RESOLUTIONS:

1. **FINDING AND RESOLUTION APPROVING THE PROSPECT ENERGY LLC CELL TOWER**
2. **FINDINGS AND RESOLUTION APPROVING THE ATKINSON SHORT-TERM RENTAL ADMINISTRATIVE SPECIAL REVIEW**
3. **FINDINGS AND RESOLUTION DENYING THE MANNING SHORT-TERM RENTAL ADMINISTRATIVE SPECIAL REVIEW**
4. **FINDINGS AND RESOLUTION DENYING THE BROWN SHORT-TERM RENTAL ADMINISTRATIVE SPECIAL REVIEW**
5. **FINDINGS AND RESOLUTION APPROVING THE CORTEZ SHORT-TERM RENTAL ADMINISTRATIVE SPECIAL REVIEW**

Chair Shadduck-McNally read a brief statement concerning agreement number three, RELEASE, COVENANT NOT TO SUE AND SETTLEMENT AGREEMENT REGARDING CLAIM UNDER C.R.S. 13-20-1201 ET SEQ.

M O T I O N

Commissioner Stephens moved that the Board of County Commissioners approve the Consent Agenda for Tuesday, March 14, 2023.

Motion carried 2-0

4. **COMMISSIONERS GUESTS:** The Commissioners did not have any guests.

DISCUSSION ITEMS:

5. **TAKE POSITION ON CURRENT LEGISLATION IMPACTING LARIMER COUNTY:** Michelle Bird, Public Affairs Director. The Board of County Commissioners would like to communicate their policy preference for legislation currently undergoing the legislative process in the Colorado State Legislature.

Ms. Bird gave a brief summary of HOUSE BILL 23-1201, Concerning Prescription Drug Benefits Contract Term Requirements stating that for group benefit plan contracts between a pharmacy benefit manager (PBM) or a health insurance carrier (carrier) and an employer, certificate holder, or policyholder, the bill requires that the amount charged by the PBM or carrier to employer, certificate holder, or policyholder for a prescription drug be equal to or less than the amount paid by the PBM or carrier to the contracted pharmacy for the drug.

The bill creates transparency requirements for PBM's and carriers regarding prescription drug benefits and grants audit authority to the department of health care policy and financing for self-funded plans and to the commissioner of insurance for fully insured plans, on request of the office of the attorney general, to ensure compliance with the requirements.

A violation of the requirements of the bill is a deceptive trade practice under the “Colorado Consumer Protection Act”, with regard to self-funded plans, and a deceptive trade practice in the business of insurance, with regard to fully insured plans.

The Commissioners thanked Ms. Bird and announced their support of HB 23-1201.

MOTION

Commissioner Stephens moved that Board of County Commissioners approve a support position on SB23-1201 Prescription Drug Benefits Contract Term Requirements.

Motion carried 2-0

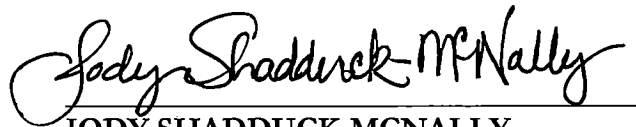
9. **COUNTY MANAGER UPDATE:** Assistant Manager Kadrich updated the Board on this week’s coordination meetings and upcoming projects and activities.

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

11. **LEGAL MATTERS:** None requested.

With there being no further business, the Board recessed at 9:45 a.m.

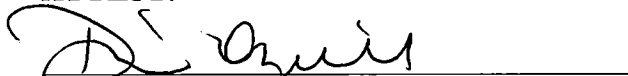




JODY SHADDUCK-MCNALLY
BOARD OF COUNTY COMMISSIONERS

ANGELA MYERS
CLERK AND RECORDER

ATTEST:


Deirdre O'Neill, Deputy Clerk