



MEETING OF THE BOARD OF COUNTY COMMISSIONERS
BOULDER COUNTY
AGENDA

Tuesday, April 23, 2024, 9:30 a.m.

Third Floor Hearing Room

County Court House

1325 Pearl Street, Boulder

This agenda is subject to change. Please call ahead to confirm an item of interest (303-441-3500). In-person meetings are held in the Third Floor Hearing Room, County Courthouse, 1325 Pearl Street, Boulder. Public comments are taken at meetings designated as Public Hearings. Meetings and hearings on this agenda are open to the public.

For special assistance, contact our ADA Coordinator (303-441-3525) at least 72 hours in advance.

To view a two-week forecast agenda of the commissioners' schedule, visit the Commissioners' [Advance Agenda](#).

All commissioners' public hearings and meetings will now be offered in a hybrid format where attendees can join through Zoom or in-person at the Boulder County Courthouse, 3rd Floor, 1325 Pearl Street, Boulder. To sign up for in-person public comment, please use the link in this agenda for each respective hearing. There will also be a kiosk located in the lobby of the 3rd Floor to sign up for in-person public comment. For questions regarding in-person hearings call 303-441-3500.

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1. Call to Order
 2. 9:30 a.m. Business Meeting
 - [Virtual Attendee Link](#)
 - Call-in information: 1-833-568-8864, Webinar ID: 160 236 4123
 - Registration Required
 - [In-Person Comment Registration Link](#)
 3. Housing Authority Discussion Items (Sitting as the Board of Boulder County Housing Authority Board of Directors)
 - 3.a [2024 Regional Affordable Homeownership and Rental Compliance Program IGA with City of Boulder \(\\$1,259,549\)](#)

IGA Establishing Regional Affordable Homeownership and Rental Compliance Program Services between BCHA and the City of Boulder.

- **Action Requested:** Decision
- **Presenter(s):** Bill Cole, Housing & Human Services (In Person)

4. **Commissioners' Consent Items**

- 4.a **Commissioners' Office - Approval of ARPA SLFRF Budget Reallocations (\$4,138,408.00)**
American Rescue Plan Act State and Local Fiscal Recovery Budget Reallocations totaling \$4,138,408.
- **Staff Contact(s):** Leslie Irwin, Commissioners' Office
- 4.b **Community Services - Grant Application with Bureau of Justice Assistance for \$550,000**
This proposal will request a total of \$550,000.00 and will be used to continue supporting efforts to divert people from the criminal justice system through the Boulder County Behavioral Health Assistance Program. The Behavioral Health Assistance Program program was established in 2020 and operates out of the Boulder County Jail. Behavioral Health Assistance Program works with a broad range of justice involved clients. In prior years the Behavioral Health Assistance Program program has been funded with grants provided by the U.S. Department of Justice Bureau of Justice Assistance however, those Bureau of Justice Assistance funds will be exhausted around August 30, 2024. This continued Bureau of Justice Assistance funding will allow the Behavioral Health Assistance Program program to continue to operate while Community Justice Services leadership seeks additional opportunities and pathways to sustain the program.
- 4.c **Community Services - Workforce Boulder County Wagner-Peyser Merit System Certification**
The US Department of Labor and Employment requires the state of Colorado's workforce system (specific to Wagner-Peyser) to be in compliance with Federal laws, regulations, and standards as set and authorized by the Federal "Intergovernmental Personnel Act of 1970." Boulder County must certify to the Colorado Department of Labor and Employment that the merit system used in Boulder County in is compliance with Federal standards.
- 4.d **County Attorney's Office - Resolution 2024-034 (LU-23-0028: Boulder Country Club Use of Community Significance Designation)**
Resolution 2024-034, conditionally approving Boulder County Community Planning & Permitting Docket LU-23-0028: Boulder Country Club Use of Community Significance Designation
- 4.e **County Attorney's Office - Resolution 2024-035 (LU-23-0024: Carpenter Vacation Rental)**
Resolution 2024-035, denying Boulder County Community Planning & Permitting Docket LU-23-0024: Carpenter Vacation Rental
- 4.f **County Attorney's Office - Resolution 2024-036 (LU-24-0003/SPR-23-0091: Ashton-Eggleston Residence)**
Resolution 2024-036, conditionally approving Boulder County Community Planning & Permitting Docket LU-24-0003/SPR-23-0091: Ashton-Eggleston Residence
- 4.g **County Attorney's Office - Resolution 2024-037 (DC-24-0001: Text Amendments to the Land Use Code Related to Temporary Fireworks Sales)**

Resolution 2024-037, approving Boulder County Community Planning & Permitting Docket DC-24-0001: Text Amendments to the Land Use Code Related to Temporary Fireworks Sales

4.h Housing & Human Services - 2024 Boulder Shelter for the Homeless Contract Amendment (\$900,000)

Amendment to increase budget for Housing-Focused Shelter (HFS).

4.i Office of the County Administrator - 2024 Economic Vitality Partner Agreements (NTE\$180,000)

Staff is providing an update and seeking approval to enter into eleven one-time Economic Vitality partner grants in connection with Boulder County economic vitality efforts serving the interests of local businesses and workers. These contracts will be for one calendar year and represent 2024 described services compensated at the amounts listed.

- **Staff Contact(s):** Yvette Bowden, Office of the County Administrator

4.j Parks & Open Space - 5-year Service Contract with Hollar Tree Co. LLC (NTE \$2,000,000.00)

Hollar Tree Co. LLC will provide tree pruning and trimming, tree felling and thinning, debris chipping, stump removal, stump grinding, herbicide spraying and tree health care for trees located on open space lands on a project-by-project bases. This contract is for a 5-year service contract which will end on 12/31/28. The annual not to exceed amount is \$400,000.00 bringing the total contract not to exceed amount of \$2,000,000.00. OFS 303418.

Staff Contact(s): Cathy Thiltgen, Parks & Open Space

4.k Sheriff's Office - 2024 City of Boulder Agreement Requesting Crew Boss and Work Crew

Boulder County Jail will supply the City of Boulder a Crew Boss and work crew to assist the City with Parks and Recreation projects from May 2024 through October 2024. This agreement is a revenue agreement in the amount of \$33,173.

4.l Sheriff's Office - Boulder County Hazard Mitigation Update Report 2023

Boulder County Office of Disaster Management is requesting adoption of the Boulder County Hazard Mitigation Update Report 2023 which allows credit under the Community Rating System. The Report discusses the goals and objectives identified by HMPC.

4.m Sheriff's Office - Colorado Dept of Human Services Jail Based Behavioral Services Grant Agreement Amendment #4

The State of Colorado Dept of Human Services has awarded the Boulder County Jail with grant funds in the amount of \$1,041,549 for Jail Based Behavioral Services. These funds are used to support substance abuse and mental health programs for the inmate population within the jail. (25 IBEH 188957)

5. Commissioners' Discussion Items

5.a Community Planning & Permitting - Via Mobility Services Contract (\$4,607,599.12)

Via Mobility Services contract to operate the Lyons Flyer and Ride Free Lafayette bus routes.

- **Action Requested:** Decision
- **Presenter(s):** Alexander Hyde-Wright, Community Planning & Permitting (In Person); Angel Bond, Community Planning & Permitting (In Person)

5.b Office of Financial Management - 2024 Budget Amendment Request for Sheriff's Office Revenue-Backed Positions in SH11 appropriation GRN1 (\$403,588)

The Sheriff's Office is requesting an on-going increase of \$403,588 for additional staff to support contracted policing of local municipalities and grant funded jail programing.

The Town of Nederland, Town of Lyons and the Town of Superiors have contracts with the Sheriff's office that will cover the following costs associated with new positions.

- Salary and benefits for 2.0 full time equivalent Deputy 1 positions (\$162,369).
- One new patrol vehicle (\$102,500).

The State of Colorado's Jail Based Behavioral Services Grant will cover the following costs associated with new positions:

- Program Specialist position (Pre-sentence Coordinator), (\$64,279).
- Corrections Program Coordinator position (Transitional Housing Coordinator), (\$74,439).

- **Action Requested:** Decision
- **Presenter(s):** Emily Beam, Office of Financial Management (In Person); Carey Weinheimer, Sheriff's Office (In Person); Ramona Farineau, Office of Financial Management (In Person / Backup)

5.c Sheriff's Office - 2024 Off-Cycle Full Time Employees Request

The Boulder County Sheriff's Office is submitting the following Off-Cycle FTE requests for approval by the Boulder County Board of Commissioners: Two (2) Deputy 1 positions for coverage in the Town of Nederland and the Town of Superior; one 100% grant funded Program Case Manager at the Jail; and the creation of one, 100% grant funded, Corrections Program Coordinator-Programs Clinician at the Jail.

- **Action Requested:** Decision
- **Presenter(s):** BJ Lambden, Human Resources (Virtual), Carey Weinheimer, Sheriff's Office (In Person)

6. Scheduling & Communications

6.a 2024 National Volunteer Week Proclamation

During National Volunteer Week from April 21 to April 27, we take a moment to celebrate the invaluable contributions of volunteers within government and non-profit organizations, acknowledging their dedicated service. The Boulder County community, in particular, is recognized for its volunteers' significant investment of time, talent, and energy, which has been fundamental to the operation of diverse programs and initiatives, reinforcing our shared values of kindness, support, and sustainability. Consequently, the Board of County Commissioners officially designates the week of April 21 to April 27, 2024, as National Volunteer Week in Boulder County, a testament to the spirit of volunteerism that thrives within our community.

- **Presenter(s):** Alice Kim, Community Services (Virtual)

6.b [Tabled Indefinitely] Community Planning & Permitting Department Docket LU-23-0025/SPR-23-0094: Antley Earthwork and Accessory Structure

The Public Hearing for Docket LU-23-0025/SPR-23-0094: Antley Earthwork and Accessory Structure previously scheduled for Thursday, April 25, 2024 at 9 a.m. has been tabled indefinitely.

- **Action Requested:** Note for the Record
- **Presenter(s):** Matthew Ramos, Commissioners' Office (In Person)

7. Authorization for Executive Session

Authorization for the Board of County Commissioners to go into Executive Session for Legal Advice at 11 a.m. on Wednesday, April 24th, 2024, with Ben Pearlman, County Attorney, pursuant to CRS 24-6-402(4)(b) Legal Advice regarding the following topic: 1) Communication Workers of America Collective Bargaining Petition.

- **Action Requested:** Decision
- **Presenter(s):** Ben Pearlman, County Attorney's Office (In Person)

8. Confirmation of Executive Session Topics

Confirming Executive Session topics noticed at the April 16th, 2024, Regular Meeting were discussed as scheduled.

- **Presenter(s):** Ben Pearlman, County Attorney's Office (In Person)

9. Community Planning & Permitting Docket

9.a Public Hearing - Docket EP-23-0004: Roling Lot Division

Request to divide 88-acre parcel, Outlot A of the L'Heureux County Estates NUPUD, into a 20-acre parcel and a 68-acre parcel. The proposal is submitted by CEM and Associates LLC, c/o Tom Roling (applicant/owner) and is in the Agricultural (A) zoning district at 3199 Nelson Road, located at the northeast corner of the intersection of US-36 and Nelson Rd, in Section 07, Township 2N, Range 70W.

- **Action Requested:** Decision
- **Staff Contact:** Wesley Jefferies
- **Location:** Hybrid (Hearing Room and Zoom Webinar)

Opportunity for live virtual and in-person public comment will be available, and written comments can be emailed to [the planners' email](#). Information regarding how to participate will be available on [the docket webpage](#).