



MINUTES
AGNC BOARD OF DIRECTORS & MEMBER MEETING
February 21, 2024
9:00 am to 1:00 pm
Garfield County Admin Bldg, 2nd Floor Meeting Room,
195 W. 14th Street, Rifle, CO 81650

ZOOM: <https://us02web.zoom.us/j/2510562431> **Password:** 2462

PHONE: +1 (669) 900-6833 **Meeting ID:** 251 056 2431 **Password:** 2462

Pledge of allegiance

Call to order – Chairman Cody Davis called the meeting to order at 9:03am. Introductions were made.

Approval of minutes – Bill Carlson made a motion to approve the November 15, 2023, meeting minutes; Grady Hazelton seconded the motion; the motion passed unanimously.

Financial report – Toni Barrett presented the November and December 2023, and the January 2024 financials. She presented the Profit and Loss reports and noted that the net profit for 2023 was about \$70K. She reported that we switched over from Quickbooks Desktop to Quickbooks Online in December, so the reports may look a little different going forward. The Balance Sheets were presented, including the AAA pass through amounts. She explained that the AAA account did not show on the December balance sheet because it was paid out on December 31st leaving a zero balance in the account. Bill Carlson noted the amount earned for interest income and reported that we are going to be looking into investing into CD's with ANB Bank to capitalize on the higher interest rates, as was previously discussed and approved by the board. Accounts Receivable was discussed including the amount billed to EDA for the Partnership Planning grant, the amounts due from Garfield County, Glenwood Springs, and Jackson County for membership dues, and the contribution project fees that are still outstanding. Toni reported on the check register and noted that all payments are included from the last report in November 2023 to February 20, 2024. She noted the payment in December made to CMU for \$18K and reported that it was payment for the 2023 economic newsletters prepared by Dr. Nathan Perry. A motion to approve the financial reports was made by Bill Carlson, seconded by Peter Brixius (proxy for Chris Nichols), and the motion passed unanimously.

Proposed Updates to the Procurement Policies – Toni Barrett reported that updates to the procurement policies have been made to comply with requirements for AAA. She asked Heather Jones to report on the reasons for the new requirements. Heather reported that AAA had previously been operating under the Mesa County procurement policy but needed to switch over to AGNC for compliance reasons. Heather reported that the AGNC procurement policies had been updated and that the Mesa County policies were used as a template. Toni told the board that the policies were printed and given to them at the beginning of today's meeting. Cody Davis asked for time for the board to review the new policies before approval. He also asked that electronic versions be sent to the board members. Toni said that she will send the reports electronically and that we will schedule board approval at a later date.

Project and Committee Reports:

Area Agency on Aging – Heather Jones, NW CO AAoA Director provided an overview of AAA efforts. Heather reported that they had monitoring visits with AAA and wrapped those up in December. She said that plans of correction were requested from providers who were out of compliance. She said they have a new database that has been a big transition for some of the providers. She said AAA visited the intergenerational housing project in Montrose, Village of the San Juan's, and they would like to do something similar in Mesa County and use land in Clifton that is owned by Housing Resources of Western Colorado. Heather reported that in January they received the carryover funds, and they went out in January to contracted providers. She said surveys were sent out in February to gauge how helpful the services are and rate the providers performances. She reported that the Long-Term Care Ombudsman has resigned, and they will be working with Mesa County to replace his position. Cody Davis asked if the position will be easy to replace and Heather said she is hopeful they will be able to replace him and know of some possible applicants. Heather reported that they are working to align regulations with changes to the Older American Act and they will need to be in compliance by October 1, 2025. She reported on legislation that has been introduced at the state legislature that will affect AAA: HB24-1211 creates a contingency fund; SB24-040 appropriates \$5M from the general fund to the department of human services for state funding for senior services; and SB24-136 provides guidance for guardians and conservators and clarifies how appointees must make decision on behalf of a person under guardianship or conservatorship. Bill Carlson asked about the status of money for meals on wheels in Mesa County. Heather said they have received quite a few grants and have been able to take about 70 people off the wait list. She said this is one time funding to get them through the rest of this year. Heather said they get federal funding and state funding. She said they have had to go back to their 2018 funding, and distribution of the funding depends on the numbers of older adults in their region. Bill commented on the increase in costs because of inflation and how this effects the meals on wheels program. Peter Brixius commented that the reason the older population is declining in Moffat County is the lack of housing. He asked what is being done to address these issues. Heather spoke about various housing projects that she is aware of in the area. Peter said that funding for senior housing is hard to find. William Dearing asked about the meals on wheels program in Garfield County. Heather said that GRHD delivers to the western portion of Garfield County. She said Valley Meals picks up restaurant meals and delivers them in the eastern portion of Garfield County. Heather's report is attached as Appendix A.

DOLA Update – Dana Hlavac reported that Tier1 award letters are about to be released, with \$50K to AGNC for the mini grant program. He said that Tier 2 hearings are next week, with \$6.3M in requests from our region including infrastructure projects for street improvements among other things. He said the next cycle opens March 1st and ends April 1st, and the 3rd cycle will be in August. He reported that the REDI grants cycle is open now and asked that those interested please contact him ASAP with projectst. Dana said Pueblo and their energy group is now focusing on Nuclear and they just got their report back on that. Cody Davis commented that he would like to see that report. Dana said they have a new executive director, and they are looking for a regional director. Cody Kennedy asked where they are in the process for the Tier 2 awards. Dana said they will have the hearings next week.

CDLE Workforce Update – Carolyn Tucker reported on a Workforce Update including a reorganization of the Colorado Rural Workforce Consortium. She presented maps showing the changes. She said they have reorganized the area into zones, including the western zone which now encompasses the counties in AGNC. There is also the central zone and the eastern zone. She said the yellow dots on the map are locations of the workforce centers. She spoke about the new focus areas of sector and industry engagement which Carolyn Tucker is now over, and the Work based learning which Christina Oxley is now over. She said there is also now a Business Services focus that will be filled with a new person TBD. She said that they are still very involved with their local communities. She spoke about resources and programs including apprenticeship program, workforce resilience program, and the Career Advance Colorado program. Christina Oxley gave an update of the NWCDC receiving a BREC grant. She reported that she worked on a team of three to take the ED and coal transition plan into an actional document. She said they went to Washington DC to present and that

there were very interested parties and it was a welcoming environment. She said they had the Center for American Progress tell them they are working on a report regarding rural communities. She asked for input to bring back to them. She asked about the barriers that are affecting rural communities from getting federal funding. Cody Davis asked that anyone reach out to Christina regarding comments.

Meeting adjourned at 10:15 am for EDD Meeting

Meeting reconvened at 10:46 am

Capital Pump & Equipment – Matthew Stahlecker presented and introduced himself. He spoke about the importance of energy and water. He spoke about the Colorado River Basin and how it effects the economy. He talked about the difference between Arizona and New Mexico. He said that Arizona has done a better job of managing the water resources. He said the reason he is here today is to speak about PFAS. He presented a PowerPoint. He said that PFAS are Per and Polyfluoroalkyl substances and they are a group of manufactured chemicals used in industry and consumer products since the 1940s. He said that PFOA and PFOS are two of the most widely used and studied chemicals in the PFAS group. He said that PFOA and PFOS have been replaced in the U.S. with other PFAS in recent years. He spoke about the key historical dates and events in PFAS, including that all new limits will be federally mandated and enforced in October of 2023. He said there are currently only two labs in the country that can read the limits in the current regulations. He spoke about the airports and their use of the PFAS in firefighting. He talked about a system they can provide that can strip the PFAS out of drinking water. He said they were made aware that Gov. Polis has identified ski resorts as the biggest contributors of PFAS to ground water through ski wax. He said he has heard anecdotally that the state would like to take over the water rights of polluters in order to bring them up to standards. He said this is purely speculation and he has not been able to confirm this. He said that a large water treatment plant is not necessarily the answer. He said there are other companies like the one he works for that can be used to clean up the water, and there is a solution other than handing over water rights to the state. He said that we need to be aware of the new regulations from the EPA, and the state regulations they would like to implement in addition. He said he would hate to see the state gain any control of the water rights as a result. Cody Kennedy asked about the monitoring stations that would be set up at treatment plants. Matthew spoke about the importance of being aware of the regulations and how it will effect future generations and communities. He encouraged everyone to study and stay engaged in future regulations. Merrit Linke asked about the water that goes east out of Grand County and whether it get treated first. He also asked about the water that goes west. Matthew said that the water that goes east has to go through water treatment plants before consumption. He also talked about the need to fix the PFAS problem without blaming industries and taking away water rights.

AQCC Regulation 28 – Bill Ray gave a presentation on the AQCC Regulation 28 online. Bill participated online and gave a slide presentation. He stated that he works with Natural Soda as well as other companies and organizations across Colorado. He said that he is presenting today as a representative of the Apartment Association. He talked about the concerns with Regulation 28 that was recently implemented. He said that it was adopted on August 17 and became effective on October 15, 2023. He said that it requires covered buildings 50K square feet or larger to slash emissions to achieve building sector wide carbon reductions by 7 percent by 2026 and 20 percent by 2030 from a 2021 baseline. Cody Davis asked if counties and municipalities are subject to Regulation 28. Bill said they are subject, but there is not necessarily an enforcement mechanism in place. He presented a list of buildings that would be covered, estimated to be about 8,000 covered buildings statewide. He presented on the financial impacts which will include conversions away from natural gas. He presented that the estimated impact on the global climate with 100 percent compliance across Colorado will be .0007 percent. He said they do not believe the materials necessary to complete the conversion are even available, including electric boilers. He said that to meet the 2026 and 2030 reduction goals will cost \$6 to \$8 billion for the state's 8,000 buildings to comply. This estimate includes \$1M or more per building, not counting the significant engineering and consultant fees. He spoke about compliance and penalties. He said that fines

will accrue monthly. He said that the Colorado Apartment Association has filed a legal challenge in state court and will be filing in federal court. He said they are hopeful it will be struck down because a similar law was struck down in California. Cody Davis commented that the state exempted their public buildings and thought it was interesting. Cody asked him to share his slide presentation with AGNC.

Kirby Wynn, Garfield County Oil and Gas Liaison presented and invited all to attend the symposium in April, by and for local governments. He reported on the ECMC rule making coming up in April. He said that donations would be welcome for a concerted effort to implement sensible regulations. Bill Carlson commented about new legislation that is being introduced at the state legislature. Kirby said that he cannot speak to the politics, but that the applications for oil and gas permits are very limited, as it now stands.

Alicia Gresley with the CRVEDP and Rifle City Council gave a quick update on the new traffic signal at Highway 6 and Centennial parkway. She said the motivation for the project is mostly based on safety and not the cost of a traffic signal versus a roundabout. She said the project should be done by May or June 2024.

Grady Hazelton reported on a new roundabout in New Castle. He said that the project has been in the works for many years and is estimated at \$15M.

Mike Samson reported on Tiffany Dickenson's injury today. He reported that she tripped and fell and broke the radial head in her left arm before the meeting started. He took her to the hospital and helped her to get medical attention. He said she will take 6 to 8 weeks to heal, and she should be able to continue working. Mike then reported on Garfield County and said that Kirby Wynn is a big asset to the county, and he encouraged others to utilize his talents. He said that they had a meeting in which Carbondale asked for \$50K to help with the migrant influx to their community. He commented on the problem with the southern border and encouraged all municipalities and counties to think about the impacts to their communities. He said they have given money to non-profits that are helping to fund some of these impacts. He encouraged everyone to be prepared for more migrants.

Cody Davis reported that Mesa County passed a resolution stating they are not a sanctuary county and they do not have the resources to be a sanctuary county. He said they have an immigration plan in place, as well.

Tony Bohrer reported that their police have noticed more people being pulled over with fictitious plates, possibly as a result of the migrant influx.

Federal Delegate Update –

Raven Finegan with Rep. Lauren Boebert's office presented updates. She reported that the house passed a bill to overturn the Biden regime's freeze on liquid natural gas exports, titled the Restoring American Energy Dominance Act. Cody Davis asked if there is a chance it will pass the senate, and she said they are optimistic that with bipartisan support it could pass. She said Rep. Boebert passed the Convey Act, allowing Mesa County to purchase BLM land next to Clifton. Cody Davis expressed his appreciation for the work on this. She said that Rep. Boebert has worked to introduce an act to remove the grey wolf from the endangered species list. She reported that the SEC wanted to define Natural Asset Companies to acquire rights to US land to hinder resource development, and that the proposal was withdrawn after members of congress sent a letter to the SEC. She said they can provide letters of support for funding, and they will be accepting requests for CDS and they will be sending those invitations out in March. Cody Davis asked about the 29-road interchange and the funding that was allocated for it and when it might become available. Raven said she anticipates they should get the go ahead for that sometime in March. Matt Soloman commented that Raven was instrumental in getting them a letter of support for their grant application. Mike Samson commented about the SEC proposal and asked that they keep an eye on other things like this that may be introduced.

New Business –

Next meeting March 20, 2024, Garfield County Administration Building, 2nd Floor Meeting Room, 195 W. 14th Street, Rifle, CO 81650

Adjournment – meeting was adjourned at 12:59pm.

Attendance:

IN PERSON	VIA ZOOM
Heather Jones	Mistalynn Meyeraan
William Dearing	Tiffany Dickenson
Gloria Leshner	Ray Beck
Lisa Piering	Merrit Linke
Alicia Gresley	Jeff Engell
Amie Tucker	Betsy Bair
Brian Condie	Chris Nichols
Cody Kennedy	Ty Gates
Grady Hazelton	Carolyn Tucker
Raven Finegan	Christina Oxley
Bill Carlson	Melonie Matarozzo
Sarah Carlisle	Drew Kramer
Dana Hlavac	Kris's iPad
Kirby Wynn	Kirby Wynn
Cody Davis	Bill Ray
Peter Brixius	970-683-8637 (Doug Overton)
Matthew Stahlecker	
Tony Bohrer	
Jeff Comstock	
Matt Solomon	
Mike Samson	
Toni Barrett	

APPENDIX A



Updates from AAA 02/21/2024:

- Monitoring visits with AAA contracted providers were wrapped up in December. Some of the themes for compliance issues were meals not meeting specific nutrition requirements and assessments not being entered into the State Unit Data Base system. Plans of correction were requested from providers who were out of compliance.
- At the beginning of the year, the AAA visited the intergenerational housing project in Montrose, Village of the San Juan's. I was able to go inside an almost finished unit. This month the AAA will view some property in Clifton that is owned by Housing Resources of Western Colorado to see if it might be a good fit for the intergenerational project in Mesa County.
- SFY24 contract amendments for the SFY23 federal carryover funds went out in January 2024 to contracted providers.
- During the month of February contracted AAA providers send surveys out to participants to gage how helpful the services are and rate the providers' performances.
- Our most recent Long-Term Care Ombudsman has resigned. He is going to work with the State Long-Term Care Ombudsman Office. We are working with Mesa County to replace his position.
- The Administration for Community Living has released their final rule to update regulations for implementing the Older American Act (OAA). This is the first substantial update to most OAA program regulations since 1988, the rule aligns regulations to the current statute, addresses issues that have emerged since the last update and clarifies a number of requirements. The final rule will take effect on March 15, 2024, but Sates and AAAs do not have to come into compliance until October 1, 2025. The AAA will be working with the State Unit on Aging to address any necessary changes.

Legislative:

HB24-1211: The bill creates the state funding for senior services contingency reserve fund (fund) in the department of the treasury to aid the state office on aging in addressing unforeseen circumstances experienced by an area agency on aging or a provider of eligible services. As of 2/15/2024 it has its third reading in the Senate and passed.

SB24-040: For the 2024-25 state fiscal year, the bill appropriates \$5 million from the general fund to the department of human services for state funding for senior services. The bill also requires the general assembly to annually adjust for inflation the general fund appropriation for state funding for senior services. Funding must be reviewed every three years to make sure there is adequacy of the appropriations for senior services. Referred unamended to Appropriations 1/25/2024.

SB24-136: The bill provides guidance for guardians and conservators and clarifies how appointees must make decisions on behalf of a person under guardianship or conservatorship. It encourages the use of protective arrangements and less restrictive alternatives instead of conservatorship or guardianship if a person's needs can be met with support services and technology. It also expands monitoring of guardians and conservators to ensure compliance with fiduciary duties and prevent exploitation. The bill includes a limitation on a guardian's ability to prevent communication, visitation, or interactions between a person subject to guardianship and a third party.