

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
MONDAY, APRIL 5, 2021
9:00 A.M.

2021-0954

PLEDGE OF ALLEGIANCE

ROLL CALL:

Commissioner Steve Moreno, Chair
Commissioner Scott K. James, Pro-Tem
Commissioner Perry L. Buck
Commissioner Mike Freeman
Commissioner Lori Saine

MINUTES: Approval of Minutes of March 31, 2021

READ ORDINANCE BY AUDIO: Read Code Ordinance #2021-06 by audio

CERTIFICATION OF HEARINGS: Hearings conducted on March 31, 2021: 1) USR20-0034 – Victor and Sharon Schenck, and 2) USR20-0033 – Faith Lutheran Church of Eaton

PUBLIC INPUT:

Each individual speaker is allowed, and must strictly adhere to, a three-minute period of time in which to address the Board of County Commissioners on topics which are not on the Consent Agenda and not on the Board's regular Agenda. All comments must be directed to the Board. To accommodate the limited time available for Public Input, speakers are asked to restrict comments to topics which have not been previously addressed to the Board by the speaker. The Chair may immediately refer any comment to staff for resolution or for scheduling of a work session. Personal attacks against Board members, Administrative staff or Employees will not be recognized. The Board will not accept comments regarding matters which fall outside its jurisdiction or are likely to be considered at a future public hearing, such as a land use hearing. In that event, the speaker will be asked to give his or her testimony at that hearing, either in person or in writing. Combined public input on any topic shall be limited to 15 minutes. Persons who wish to submit written comments on any topic may do so any time by mailing such comments to the Weld County Clerk to the Board, P.O. Box 758, 1150 O Street, Greeley, CO 80632, or by email to: ctb@weldgov.com, either in person or in writing. Combined public input on any topic shall be limited to 15 minutes.

AMENDMENTS TO AGENDA:

APPROVAL OF CONSENT AGENDA:

COMMISSIONER COORDINATOR REPORTS:

WARRANTS:

- 1) General Warrants – March 31, 2021, and April 1, and 2, 2021 [2021-0956]

BIDS:

- 1) Approve Corrected Resolution for Emergency Bid #B2100001, 3/4-Ton 4x4 Pickup 8-Foot Bed Extended Cab Minimum Gross Vehicle Weight Rating (GVWR) of 10,000 (QTY 1), and Purchase of Police Responder Pickup through State and Arapahoe/MAPO Bid for 2021 – Sheriff's Office [2021-0126]
- 2) Approve Bid #B2100064, On-Site Medical Clinic Services – Department of Human Resources (*Cont'd to 4/12/2021*) [2021-0816]
- 3) Approve Bid #B2100067, Steel Bid – Department of Public Works [2021-0817]
- 4) Approve Bid #B2100068, Cattle Guards – Department of Public Works [2021-0818]

BIDS (CONT'D):

- 5) Approve Bid #B2100070, Tandem Axle Truck with Wet Kit (QTY 2) – Department of Public Works [2021-0819]
- 6) Present Bid #B2100073, Magnesium Chloride Tanks (Kersey and Greeley) – Facilities Department [2021-0957]

OLD BUSINESS:

- 1) Consider Petition for Abatement or Refund of Taxes for Account Number R8946415 – Timothy McKeen (*Cont'd from 2/1/2021*) [2021-0958]

NEW BUSINESS:

- 1) Consider Contract ID #4601 Task Order to Agreement for Professional Services for Design Services (Ault Grader Shed) and authorize Chair to sign (Bid #B1900100) – Robert Shreve Architects and Planners, Inc. [2021-0959]
- 2) Consider Contract ID #4612 Task Order to Agreement for Professional Services for Design Services (Weld County South Annex Renovation) and authorize Chair to sign (Bid #B1900100) – Cairn Design, LLC [2021-0960]
- 3) Consider Non-Residential Property Tap Assignment and Domestic Water Agreement, and authorize Chair to sign – Little Thompson Water District [2021-0961]
- 4) Consider Contract ID #4593 Communications Tower and Site License Agreement for Grover Tower (62999 CR 105, Grover) and authorize Chair to sign – Northern Colorado Amateur Radio Club and Amateur Radio Emergency Services [2021-0962]
- 5) Consider Contract ID #4602 Quality Assurance Service Agreement and authorize Chair to sign – Priority Dispatch Corporation [2021-0963]
- 6) Consider Contract ID #4600 Wire Crossing License for Fiber Optic Wire Line (Intersection at 9th AVE and 3rd ST, Greeley) and authorize Chair to sign – Great Western Railway of Colorado, LLC [2021-0964]
- 7) Consider Contract ID #4609 Wire Crossing License for Fiber Optic Wire Line (Intersection at 14th AVE and A ST, Greeley) and authorize Chair to sign – Great Western Railway of Colorado, LLC [2021-0965]
- 8) Consider Declaring Certain Equipment as Surplus Property, Approve Sale of Same at Auction with Roller and Associates, and delegate authority to Controller to sign any necessary documents [2021-0966]
- 9) Consider Temporary Closure of CR 42 Between U.S. HWY 85 and CR 33 [2021-0967]

PLANNING:

- 1) Consider Full Release of Project Collateral and Accept Warranty Collateral for Use by Special Review Permit, USR19-0014 – Leeward Renewable Energy Development, LLC – Phase One Agreement – Mountain Breeze Wind, LLC [2021-0968]
- 2) Second Reading of Code Ordinance #2021-04, In the Matter of Repealing and Reenacting, with Amendments, Chapter 29 Building Regulations, of the Weld County Code (*National Electrical Code*) [2021-0969]
 - Legals.....[2021-0804]
 - Correspondence.....[2021-0805]
- 3) Second Reading of Code Ordinance #2021-05, In the Matter of Repealing and Reenacting, with Amendments, Chapter 29 Building Regulations, of the Weld County Code (*International Energy Conservation Code*) [2021-0970]
 - Legals.....[2021-0807]
 - Correspondence.....[2021-0808]

PLANNING (CONT'D):

- 4) First Reading of Code Ordinance #2021-06, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning, of the Weld County Code (*Miscellaneous Zoning*)

[2021-0971]

Legals.....[2021-0972]

Correspondence.....[2021-0973]

ADJOURN:

**PUBLIC HEARINGS
BOARD OF COUNTY COMMISSIONERS**

* No Public Hearings Scheduled for April 5, 2021 *

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Apr 5 -	Federal Mineral Lease Act Board	3:00 PM
Apr 5 -	Weld County Fair Board	6:00 PM
Apr 6 -	Board of Adjustment	10:00 AM
Apr 6 -	Planning Commission	12:30 PM
Apr 7 -	Weld County Community Development Block Grant Advisory Committee	3:00 PM
Apr 8 -	Weld Faith Partnership Council	7:30 AM
Apr 8 -	Area Agency on Aging Advisory Board	9:00 AM
Apr 15 -	Extension Advisory Council	12:00 PM
Apr 15 -	Greeley-Weld County Airport Authority	3:30 PM
Apr 16 -	Human Services Advisory Committee	8:00 AM

ITEMS SCHEDULED FOR FUTURE BOARD MEETINGS:

This is not a complete listing of items scheduled for future Board Meetings; however, it is a listing of those items which are deemed to have interest to various citizens. All Board Meetings begin at 9 AM.

- Apr 21 - Final Reading of Code Ordinance #2021-04, In the Matter of Repealing and Reenacting, with Amendments, Chapter 29 Building Regulations, of the Weld County Code (*National Electrical Code*)
- Apr 21 - Final Reading of Code Ordinance #2021-05, In the Matter of Repealing and Reenacting, with Amendments, Chapter 29 Building Regulations, of the Weld County Code (*International Energy Conservation Code*)
- Apr 21 - Second Reading of Code Ordinance #2021-06, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning, of the Weld County Code (*Miscellaneous Zoning*)
- Apr 21 - Second Reading of Code Ordinance #2021-07, In the Matter of Repealing and Reenacting, with Amendments, Chapters 2 Administration and 5 Revenue and Finance, of the Weld County Code (*WCPHE Closures*)
- Apr 26 - Annexation Agreement and Petition for Annexation of Portions of CR 19 (Firestone County Road 19 Annexation) – Town of Firestone (*Cont'd from 2/22/2021*)
- Apr 26 - Second Reading of Code Ordinance #2020-20, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning, of the Weld County Code (*Solar*) – (*Cont'd from 2/22/2021*)
- May 5 - Final Reading of Code Ordinance #2021-06, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning, of the Weld County Code (*Miscellaneous Zoning*)
- May 5 - Final Reading of Code Ordinance #2021-07, In the Matter of Repealing and Reenacting, with Amendments, Chapters 2 Administration and 5 Revenue and Finance, of the Weld County Code (*WCPHE Closures*)
- May 24 - Final Reading of Code Ordinance #2020-20, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning, of the Weld County Code (*Solar*) – (*Rescheduled from 3/15/2020*)

FUTURE PUBLIC HEARINGS:

All future Hearings are publicly noticed and will begin following the adjournment of the regular Board Meeting.

- Apr 7 - Docket #2021-23, PL1619 - Show Cause Hearing, PCSC20-0030, to determine whether or not the applicant is in compliance with certain Development Standards contained in Use by Special Review Permit, USR-1371, for a Use Permitted as a Use by Right, Accessory Use, or Use by Special Review in the Commercial or Industrial Zone Districts (storage units) in the A (Agricultural) Zone District, Bennie Rodriguez [located south of and adjacent to County Road 52 (49th Street); 1/4 mile east of 47th Avenue] (Planner – Chris Gathman) – *(Cont'd from 3/24/2021)* 9:00 AM
- Apr 14 - Docket 2021-22, PL2794 - A Site Specific Development Plan and Use by Special Review Permit, USR21-0002, for a Commercial Recreational Facility including animal training where maximum number of animal units permitted in Section 23-3-70.D is exceeded or traffic to and from the facility exceeds 60 daily trips (dock diving facility for dogs) in the A (Agricultural) Zone District, Dane and Nelda Kornasiewicz, c/o Cassidy Orr [located south of and adjacent to State Highway 52; approximately 2,000 feet west of County Road 3] (Planner – Chris Gathman) 10:00 AM
- May 5 - Docket #2019-48, PL2657 - A Site Specific Development Plan and Use by Special Review Permit, USR18-0130, for a greater than 16-inch raw domestic water pipeline (permanent 42-inch pipeline and associated appurtenances, including, but not limited to: 1-million gallon water tank, two pump stations, buried valve assemblies, access manways, fiber optic cable and temporary construction easements) in the E (Estate) Zone District, A (Agricultural) Zone District, and the RUA (Regional Urbanized Area) Zone District, City of Thornton [located north of County Road 2, south of County Road 94, east of County Road 13, and west of County Road 19] (Planner – Diana Aungst) – *(Cont'd from 9/16/2020)* 10:00 AM

COMMUNICATIONS:

- 1) Board of Adjustment, Agenda for April 6, 2021
- 2) Planning Commission, Agenda for April 6, 2021
- 3) Department of Planning Services, Addition to File PL2774, USR20-0027 – James Johnson
- 4) Board of County Commissioners, Updated Letter to Verisign, Inc., dated March 31, 2021, re: Request for Authority Over the 'weld.gov' Second-Level Domain Name
- 5) Board of County Commissioners, Letters to City of Evans and Town of Firestone, dated March 29, 2021, re: Notice of Award of 2021 Weld County Community Development Block Grant Funds for Various Projects
- 6) Kelsey Barnholt, Email of Concern dated March 17, 2021, with Response from the Departments of Oil and Gas Energy, and Public Health and Environment, dated March 30, 2021
- 7) Kris and Dave Keddington, Letter dated March 21, 2021, re: Appreciation to Mark Lawley, Director of the Department of Public Health and Environment, and John Gates, Mayor of the City of Greeley, for Swift Actions Taken for Requested Assistance in Relation to Distribution of the COVID-19 Vaccine and Power Outages during Recent Blizzard Event
- 8) Extraction Oil and Gas, Inc., Letter dated March 16, 2021, re: Notice of Consent to Assignment of Oil and Gas Lease (Wellbore Only) to SRR Rockies, LLC – S36 and S25, T6N, R66W
- 9) Government Finance Officers Association, Distinguished Budget Presentation Award for Fiscal Year Beginning January 1, 2019 – Donald Warden, Director of Finance and Administration
- 10) Government Finance Officers Association, Distinguished Budget Presentation Award for Fiscal Year Beginning January 1, 2020 – Donald Warden, Director of Finance and Administration

PUBLIC REVIEW:

- 1) Colorado Department of Public Health and Environment, Air Pollution Control Division – Public Service Company of Colorado – Fort Saint Vrain Station, Public Notice of Application to Modify Operating Permit No. 97OPWE180 [2021-0945]
- 2) Colorado Department of Natural Resources, Division of Reclamation, Mining and Safety, Notice of Consideration of Construction Materials Reclamation Permit Amendment Application, M-2001-046 – Ready Mixed Concrete Company, LLC – Nix Sand and Gravel Mine [2021-0707]
- 3) Ames Construction, Inc., Burnham Property Borrow, Unexecuted Structure Agreement for Application to the Colorado Department of Natural Resources, Division of Reclamation, Mining, and Safety (DRMS) [2021-0912]

RESOLUTIONS (Please see document for signature and/or execution date):

- 1) Approve Emergency Bid #B2100074, Jail Grease Tanks and Waiver of Ten-Day Waiting Period for Consideration and Investigation – Facilities Department [2021-0923]
- 2) Approve Contract ID #4562 Advertisement Agreement – City of Greeley [2021-0926]
- 3) Approve Contract ID #4574 Agreement for Recreational and Educational Services for Colorado Works Summer Activities Program – Greeley Evans Youth League, Inc. [2021-0927]
- 4) Approve Contract ID #4578 Agreement for Recreational and Educational Services for Colorado Works Summer Activities Program – Thompson Rivers Parks and Recreation District [2021-0928]
- 5) Approve Contract ID #4579 Agreement for Respite Services – Wyatt Barnes and Amy Tisdale [2021-0929]
- 6) Approve Contract ID #4585 Intergovernmental Agreement for Implementation of Every Student Succeeds Act – Weld County School District 6 [2021-0930]
- 7) Approve Contract ID #4586 Amendment #1 for Area Agency on Aging (AAA) Services [2021-0931]
- 8) Approve Contract ID #4598 2021 Action Roundtable Application for Young Employed Successful (YES) Project – America’s Promise Alliance [2021-0932]
- 9) Approve Contract ID #4589 Modification #2 of Grant/Agreement for Noxious Weed Treatment [2021-0933]
- 10) Approve USR20-0034 – Victor and Sharon Schenck [2021-0856]
- 11) Approve USR20-0033 – Faith Lutheran Church of Eaton [2021-0869]

ORDINANCES:

- 1) Second Reading of Code Ordinance #2021-04, In the Matter of Repealing and Reenacting, with Amendments, Chapter 29 Building Regulations, of the Weld County Code (*National Electrical Code*) [2021-0969]
- 2) Second Reading of Code Ordinance #2021-05, In the Matter of Repealing and Reenacting, with Amendments, Chapter 29 Building Regulations, of the Weld County Code (*International Energy Conservation Code*) [2021-0970]
- 3) First Reading of Code Ordinance #2021-06, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning, of the Weld County Code (*Miscellaneous Zoning*) [2021-0971]

MISCELLANEOUS:

- * 1) Contract ID #4601 Task Order to Agreement for Professional Services for Design Services (Ault Grader Shed – Bid #B1900100) – Robert Shreve Architects and Planners, Inc. [2021-0959]

MISCELLANEOUS (CONT'D):

- * 2) Contract ID #4612 Task Order to Agreement for Professional Services for Design Services (Weld County South Annex Renovation – Bid #B1900100) – Cairn Design, LLC [2021-0960]
- * 3) Contract ID #4570 Agreement for Professional Services for Partial Roof Replacement for Jail 2 East (Bid #B2100057) – Monarch Partners, Inc., dba Skyline Contractors [2021-0460]
- * 4) Contract ID #4599 Change Order #3 to Agreement for Professional Services for Materials Testing Services (Bid #B2000096) – Professional Service Industries, Inc. [2020-0958]
- * 5) Contract ID #4597 Amendment #1 to Purchase of Service Agreement for Older Americans Act In-Home Services (Bid #B2000079) – Andrea’s Angels, Inc. [2020-1450]
- * 6) Contract ID #4603 Amendment #1 to Purchase of Service Agreement for Older Americans Act In-Home Services (Bid #B2000079) – Livefully, LLC, dba FirstLight Home Care of Greeley [2020-1454]
- * 7) Contract ID #4604 Amendment #1 to Purchase of Service Agreement for Older Americans Act In-Home Services (Bid #B2000079) – Mile High Seniors, Inc., dba Home Helpers [2020-1456]
- * 8) Contract ID #4605 Amendment #1 to Purchase of Service Agreement for Older Americans Act In-Home Services (Bid #B2000079) – Britin, LLC, dba FirstLight HomeCare Boulder [2020-1451]
- * 9) Contract ID #4606 Amendment #1 to Purchase of Service Agreement for Older Americans Act In-Home Services (Bid #B2000079) – Choice City Home Care, LLC, dba Senior Helpers [2020-1453]
- * 10) Contract ID #4607 Amendment #1 to Purchase of Service Agreement for Older Americans Act In-Home Services (Bid #B2000079) – D&T Enterprises, Inc., dba Visiting Angels Living Assistance Services of Windsor [2020-1455]
- * 11) Loaned Equipment and Service Agreement for Alternative Fuel System – Hill Petroleum Company, Inc. [2021-0974]

* **Signed this date**