

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
WEDNESDAY, OCTOBER 20, 2021
9:00 A.M.

2021-2964

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 – EXCUSED

MINUTES: Approval of Minutes of October 6, 2021 [2021-2843]

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:

WARRANTS:

- 1) General Warrants – October 19, 2021 [2021-2966]
- 2) Greeley-Weld County Airport Authority Warrants – October 19, 2021 [2021-2967]

BIDS:

- 1) Approve Bid #B2100132, Fire Alarm Testing – Facilities Department [2021-2845]

NEW BUSINESS:

- 1) Consider Contract ID #5306 Two (2) Grant Applications for Replacement of Bridges 60.5/49A and 34/17A and authorize Department of Public Works to submit electronically – Colorado Counties, Inc. (CCI) [2021-2968]
- 2) Consider Contract ID #5321 Agreement for Purchase of Certain Property for CRs 41 and 66 Intersection Improvements Project and authorize Chair to sign – Hungenberg BOH Farms, LLLP [2021-2969]
- 3) Consider Contract ID #5322 Agreement for Purchase of Certain Property for CRs 41 and 66 Intersection Improvements Project and authorize Chair to sign – Hungenberg RD Farms, LLLP [2021-2970]

NEW BUSINESS (CONT'D):

- 4) Consider Extension of Temporary Closure of CR 13 Between CRs 42 and 44 [2021-2971]
- 5) Consider Local Government Application Approval Waiver Agreement for Major Facility of a Public Utility 1041 Permit Application and authorize Chair to sign – Public Service Company of Colorado [2021-2972]
- 6) Consider Appointment to Human Services Advisory Commission [2021-2973]
- 7) Consider Appointment of Deputy District Attorney and authorize Chair to sign – Brandon Dasent [2021-2974]

PLANNING:

- 1) Consider Partial Vacation of Two-Lot Recorded Exemption, RE-1955, for Removal of Lot B – Becker Ranch, LLC [2021-2975]
- 2) Consider Improvements and Road Maintenance Agreement According to Policy Regarding Collateral for Improvements, authorize Chair to sign, and Accept Collateral for Access Permit, AP21-00535 – Cedar Creek II, LLC / BP Wind Energy North America, Inc. / Cedar Creek II Wind Energy, LLC [2021-2976]

ADJOURN:

**PUBLIC HEARINGS
BOARD OF COUNTY COMMISSIONERS**

- 10:00 AM Docket #2021-54, PL2801 - A Site Specific Development Plan and Use by Special Review Permit, USR21-0011, for a Home Business (machine shop) outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Robert Borum [located east of and adjacent to County Road 17; approximately 0.2 miles north of County Road 6] (Planner – Michael Hall) [2021-2867]
- 10:00 AM - Docket #2021-52, PL2800 - A Site Specific Development Plan and Use by Special Review Permit, USR21-0012, for six (6) semi-trailers outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Camila Lopez and Yoemni Ortega Marrero [located south of and adjacent to County Road 12; approximately 0.50 miles east of County Road 37] (Planner – Maxwell Nader) [2021-2881]

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Oct 20 -	Building Trades Advisory Committee	5:30 PM
Oct 21 -	Extension Advisory Council	12:00 PM
Oct 21 -	Greeley-Weld County Airport Authority	3:30 PM
Oct 22 -	Human Services Advisory Commission	8:00 AM
Oct 26 -	Board of Public Health	9:00 AM
Oct 26 -	Regional Communications Advisory Board	10:30 AM
Oct 26 -	Community Corrections Board	12:00 PM
Oct 27 -	Greeley Housing Authority	4:30 PM

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.

- Oct 25 - Second Reading of Code Ordinance #2021-15, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning and Chapter 24 Subdivisions, of the Weld County Code (*Bulk Requirements and Public Water*)
- Nov 1 - First Reading of Code Ordinance #2021-17, In the Matter of Repealing and Reenacting, with Amendments, Chapter 21 Areas and Activities of State Interest, of the Weld County Code (*1041 WOGLA Code*)
- Nov 3 - Second Reading of Code Ordinance #2021-14, In the Matter of Repealing and Reenacting, with Amendments, Chapter 20 Impact Fees, of the Weld County Code
- Nov 10 - Final Reading of Code Ordinance #2021-15, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning and Chapter 24 Subdivisions, of the Weld County Code (*Bulk Requirements and Public Water*)
- Nov 15 - Second Reading of Code Ordinance #2021-16, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning, of the Weld County Code (*Sign Code Update*)
- Nov 17 - Final Reading of Code Ordinance #2021-14, In the Matter of Repealing and Reenacting, with Amendments, Chapter 20 Impact Fees, of the Weld County Code
- Nov 17 - Second Reading of Code Ordinance #2021-17, In the Matter of Repealing and Reenacting, with Amendments, Chapter 21 Areas and Activities of State Interest, of the Weld County Code (*1041 WOGLA Code*)
- Dec 6 - Final Reading of Code Ordinance #2021-16, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning, of the Weld County Code (*Sign Code Update*)
- Dec 13 - Final Reading of Code Ordinance #2021-17, In the Matter of Repealing and Reenacting, with Amendments, Chapter 21 Areas and Activities of State Interest, of the Weld County Code (*1041 WOGLA Code*)
- Apr 18, 2022 - Request to Extend Time to Record the Map or Recission of Resolution #2018-3253, dated October 17, 2018, for Use by Special Review Permit, USR18-0028 – Dittmer Farm, LLC, c/o Timothy Dittmer, and Blue Pill, LLC, c/o Kendal Dittmer (*Cont'd from 10/18/2021*)
- Jul 6, 2022 - Request for Vacation of Use by Special Review Permit, USR12-0065 – Bruce Sandau and Bartels Family, LLC, c/o A&W Water Service, Inc. (*Cont'd from 7/7/2021*)

FUTURE PUBLIC HEARINGS:

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

Oct 27 - Docket #2021-58, PL2267 - Change of Zone, COZ21-0003, from the A (Agricultural) Zone District to the C-3 (Business Commercial) Zone District, Highpoint Operating Corporation, c/o JSB Interests, LLLP [located west of and adjacent to County Road 33; approximately 35 feet north of State Highway 392] (Planner – Maxwell Nader) 10:00 AM

COMMUNICATIONS:

- 1) County Council, Minutes from August 16, 2021, and Agenda for October 18, 2021
- 2) Planning Commission, Minutes from October 5, 2021
- 3) Department of Oil and Gas Energy, Cancelled 1041 WOGLA Hearing Docket for October 21, 2021
- 4) Platte River Metropolitan District, Notice of Election and Certification of Ballot Content for November 2, 2021

PUBLIC REVIEW:

- 1) Colorado Department of Public Health and Environment, Air Pollution Control Division – Public Service Company of Colorado – Rocky Mountain Energy Center, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 05OPWE279 [2021-2943]
- 2) Colorado Department of Public Health and Environment, Air Pollution Control Division – Bayswater Exploration and Production, LLC – KTC Farms Tank Battery, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit Nos. 20WE0122 and 20WE0123 [2021-2944]

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

- 1) Approve Contract ID #5293 Agreement for Purchase of Certain Property for CRs 41 and 66 Intersection Improvements Project – Five M Farm Co. [2021-2927]
- 2) Approve Agreement for Road and Intersection Improvements at CR 18 (aka CR 59) and Market Street Near Keenesburg, Colorado – Various Entities [2021-2928]
- 3) Approve Temporary Closure of CR 17 Between CRs 4 and 6 [2021-2929]
- 4) Approve Temporary Closure of CR 23.75 Between CRs 64.75 and 66 [2021-2930]
- 5) Action of the Board Concerning Request to Extend Time to Record the Map or Recission of Resolution #2018-3253, dated October 17, 2018, for Use by Special Review Permit, USR18-0028 – Dittmer Farm, LLC, c/o Timothy Dittmer, and Blue Pill, LLC, c/o Kendal Dittmer [2021-2934]
- 6) Approve Two-Lot Subdivision Exemption, SUBX19-0020 – Deanna Swetzig [2021-2935]

MISCELLANEOUS:

- * 1) Appointment of Deputy District Attorney – Brandon Dasent [2021-2974]
- * 2) Contract ID #5336 Services Payment Agreement for CAD Interface – ESO Solutions, Inc. [2021-2977]
- * 3) Acceptance of Deed of Dedication for Public Road Right-of-Way for Improvements to Intersection at CRs 41 and 66 – Tomoi Farms, LLC [2021-2774]
- 4) Grant of Temporary Construction Easement for Public Road Improvements to Intersection at CRs 41 and 66 – Tomoi Farms, LLC [2021-2774]

MISCELLANEOUS (CONT'D):

- * 5) Contract ID #5310 Road Maintenance Agreement According to Requirements During the Construction Period for Location Assessment for Pipeline Permit, LAP21-0007 – Cureton Front Range, LLC [2021-2978]

* **Signed this date**