

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
WEDNESDAY, FEBRUARY 9, 2022
9:00 A.M.

2022-0480

PLEDGE OF ALLEGIANCE

ROLL CALL:

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

MINUTES: Approval of Minutes of January 26, 2022 [2022-0407]

CERTIFICATION OF HEARINGS: Hearings conducted on January 26, 2022:

- 1) 2021 Highway User Tax Fund (HUTF) Annual Milage and Condition Certification Report, and Map to be Submitted to the Colorado Department of Transportation (CDOT) Showing Total Mileage of Public Roads in Weld County which are Eligible for Participation in HUTF [2022-0373]
- 2) COZ21-0004 – Isaia and Krista Aricayos [2022-0302]
- 3) USR21-0020 – Estromina CO Greeley Land, LLC [2022-0344]
- 4) USR21-0019 – David and Kayleen Hunt [2022-0365]
- 5) USR21-0018 – Public Service Company of Colorado, and Xcel Energy Company (*Relisted from 1/19/2022*) [2022-0084]

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 – February 8, 2022 [2022-0482]
- 2) Greeley-Weld County Airport Authority Warrants – February 8, 2022 [2022-0483]

NEW BUSINESS:

- 1) Consider Adopting Weld County Emergency Operations Plan [2022-0484]
- 2) Consider Reappointment of Wendy Nally as Assistant Veterans Services Officer [2022-0485]

NEW BUSINESS (CONT'D):

- 3) Consider Summary of Grant Award Terms and Conditions for Energy and Mineral Impact Assistance Fund (EAIF) Program for CR 22 Improvements Project (September Cycle-Tier II) [2022-0486]
- 4) Consider Declaring Certain Equipment as Surplus Property and authorize disposal [2022-0487]

ADJOURN:

**PUBLIC HEARINGS
BOARD OF COUNTY COMMISSIONERS**

- 9:00 AM - Docket #2022-22, PL1619 - Show Cause Hearing, PCSC21-0039, 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) [2022-0139]
- 10:00 AM - Docket #2022-16, PL0589 - A Site Specific Development Plan and Major Amended Use by Special Review Permit, 1MJUSR21-76-298, for Open Mining (sand, gravel and stone) and processing of minerals, importation of aggregate (sand, gravel and stone) from off site, mine office with scale house and scale, a fueling/lubricating station, portable generators, mobile mining equipment parking and storage, and employee and vendor parking, and more than two (2) conex containers for storage of products and equipment associated with operations outside of subdivisions and historic townsites in the A (Agricultural) Zone District, North Weld Gravel, RLLP, c/o C and H Aggregate, LLC [located north of and adjacent to County Road 94; east of and adjacent to County Road 37; south of and adjacent to County Road 96; west of and adjacent to County Road 39] (Planner – Kim Ogle) [2022-0392]
- 10:00 AM - Docket #2022-07, PL2810 – Rural Land Division Final Plan, RLDF21-0002, for the Creation of Two (2) Lots in the A (Agricultural) Zone District, Richard and Patricia Stahl [located east of and adjacent to County Road 33; and north of and adjacent to County Road 40] (Planner – Chris Gathman) (Cont'd from 1/19/2022) [2022-0187]

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Feb 14 -	Juvenile Community Review Board	12:00 PM
Feb 15 -	911 Emergency Telephone Service Authority Board	12:00 PM
Feb 15 -	Planning Commission	12:30 PM
Feb 15 -	Northern Colorado RETAC	2:00 PM
Feb 17 -	Extension Advisory Board	12:00 PM
Feb 17 -	Greeley-Weld County Airport Authority	3:30 PM
Feb 22 -	Board of Public Health	9:00 AM
Feb 22 -	Regional Communications Advisory Board	10:30 AM
Feb 22 -	Community Corrections Board	12:00 PM
Feb 23 -	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.

Feb 14 -	Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Daniela Flores and Paula Grado <i>(Cont'd from 11/15/2021)</i>
Feb 14 -	Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Lucina Flores <i>(Cont'd from 11/15/2021)</i>
Feb 14 -	Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Jesus Vega, Sr. <i>(Cont'd from 11/15/2021)</i>
Feb 14 -	Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Bruce Brotemarkle <i>(Cont'd from 11/15/2021)</i>
Apr 18 -	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 <i>(Cont'd from 10/18/2021)</i>
Jul 6 -	Request for Vacation of Use by Special Review Permit, USR12-0065 – Bruce Sandau and Bartels Family, LLC, c/o A&W Water Service, Inc. <i>(Cont'd from 7/7/2021)</i>

FUTURE PUBLIC HEARINGS:

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

Feb 16	Docket #2022-23, EG0080 - Petition to Vacate a portion of County Road 33 within Union Pacific Railroad right-of-way near or adjacent to U.S. Highway 85, subject to dedicated and recorded easements and rights-of-way, Department of Public Works (Staff – Elizabeth Relford)	9:00 AM
Feb 16 -	Docket #2022-30, EG0080 - Petition to Vacate a portion of County Road 44 within Union Pacific Railroad right-of-way near or adjacent to U.S. Highway 85, subject to dedicated and recorded easements and rights- of- way, Department of Public Works (Staff – Elizabeth Relford)	9:00 AM
Feb 16 -	Docket #2022-20, PL1677 - Amended Planned Unit Development Final Plan, PUDF21-0002, of Corrected Lakota Lakes (PF-594) to allow one (1) Second Single-Family Dwelling Unit per lot in the PUD, Landowners of Lakota Lakes Ranch PUD, Attn: Tanner Schwartz (Lot 5) [located south of and adjacent to County Road 54; east of and adjacent to County Road 15] (Planner – Diana Aungst)	10:00 AM

FUTURE PUBLIC HEARINGS (CONT'D):

Feb 16 - Docket #2022-25, PL2818 - A Site Specific Development Plan and Use by Special Review Permit, USR21-0021, for a Boarding Kennel limited to twenty (20) dogs over the age of six (6) months and canine obedience classes in subdivisions in the A (Agricultural) Zone District, John and Megan Schriefer [located south of and adjacent to Longs Peak Road; approximately 1,100 feet west of County Road 35, and approximately 425 feet north of State Highway 392] (Planner – Kim Ogle)

10:00 AM

COMMUNICATIONS:

- 1) Department of Oil and Gas Energy, Cancelled 1041 WOGLA Hearing Docket for February 10, 2022
- 2) Accounting Department, Addition to File #2021-3394, Bill of Sale for Surplus Vehicle – Costilla County Sheriff’s Office

PUBLIC REVIEW:

- 1) Red Tierra Equities, LLC, Response to Incompleteness Review by Colorado Department of Natural Resources, Division of Reclamation, Mining and Safety, Revised Regular 112 Construction Materials Operation Reclamation Permit Application – Section 20 Mine [2022-0476]

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

- 1) Approve Contract ID #5504 Acceptance of Purchase Order Funds for Colorado Works Subsidized Training and Employment Program (CW STEP) [2022-0454]
- 2) Approve Contract ID #5526 2022 American Rescue Plan Act (ARPA) Grant Funds for Area Agency on Aging (AAA) [2022-0455]
- 3) Approve Contract ID #5546 Equitable Sharing Agreement and Certification [2022-0456]
- 4) Approve Tax Incentive Agreement Pursuant to C.R.S. §30-11-123 – Hirsh Precision Products [2022-0470]
- 5) Approve Cancellation and Full Release of Currently Held Warranty Collateral for Use by Special Review Permit, USR18-0029 – Expedition Water Solutions Colorado, LLC [2022-0471]
- 6) Approve Full Release of Project Collateral and Acceptance of Warranty Collateral for Use by Special Review Permit, USR20-0030 – L.G. Everist, Inc. [2022-0472]
- 7) Approve Vacation of Subdivision Exemption, SE-1010 – Vicki Hoecher [2022-0457]
- 8) Approve Vacation of Amended Recorded Exemption, 1AmRECX19-08-4518 – Timothy Gittlein [2022-0458]
- 9) Approve Partial Vacation of Four-Lot Recorded Exemption, RECX16-0180, for Removal of Lot D – Sharon Scheller [2022-0473]
- 10) Approve Partial Vacation of Four-Lot Recorded Exemption, RECX16-0192, for Removal of Lot D – Sharon Scheller [2022-0474]
- 11) Action of the Board Concerning Probable Cause hearing, PCSC22-0002 - Estates at Hill Lake HOA, c/o Stacy Kissam [2022-0447]

* Signed this date