

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
WEDNESDAY, MAY 18, 2022
9:00 A.M.

2022-1405

PLEDGE OF ALLEGIANCE

ROLL CALL:

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

MINUTES: Approval of Minutes of May 4, 2022 (*Cont'd to 05/23/2022*) [2022-1258]

CERTIFICATION OF HEARINGS: Hearings conducted on May 4, 2022:

- 1) Petition for Vacation of CR 64, aka O ST, Right-of-Way within Union Pacific Railroad Right-of-Way Near U.S. HWY 85 – Weld County Department of Public Works [2022-1173]
- 2) 1MJUSR21-86-742 – Wendy Chambers [2022-1192]

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 – May 16, and 17, 2022 [2022-1407]

NEW BUSINESS:

- 1) Consider Contract ID #5818 Intergovernmental Agreement for SH 52 Access Control Plan and authorize Chair to sign – Various Entities [2022-1408]
- 2) Consider Contract ID #5823 Recurring Payment Authorization for Financial Professional Fees, Retirement Plan Fee Summary, Request to Discontinue Service, and Plan Expense Agreement, for 401K Retirement Plan, and authorize Chair to sign – Principal Life Insurance Company [2022-1409]
- 3) Consider Contract ID #5823 Recurring Payment Authorization for Financial Professional Fees, Retirement Plan Fee Summary, Request to Discontinue Service, and Plan Expense Agreement for 457 Deferred Compensation Retirement Plan and authorize Chair to sign – Principal Life Insurance Company [2022-1410]

NEW BUSINESS (CONT'D):

- 4) Consider Appointment of Jill K. Scott as Director of Weld County Department of Human Resources [2022-1411]

PLANNING:

- 1) Consider Partial Vacation of Four-Lot Recorded Exemption, RECX19-0035, for Removal of Lot D – Gene and Roxane Schroeder [2022-1412]
- 2) Consider Partial Vacation of Four-Lot Recorded Exemption, RECX19-0036, for Removal of Lot D – Gene and Roxane Schroeder [2022-1413]
- 3) Consider Partial Vacation of Three-Lot Recorded Exemption, RECX16-0063, for Removal of Lot C – Lakes’ L-Arrow, LLLP, c/o William and Susan Lake [2022-1414]
- 4) Final Reading of Code Ordinance #2022-04, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning of the Weld County Code (*Change of Zone*) [2022-1415]
 - Legals.....[2022-1144]
 - Correspondence.....[2022-1145]

ADJOURN:

**PUBLIC HEARINGS
BOARD OF COUNTY COMMISSIONERS**

- 10:00 AM - Docket #2022-37, PL2821 - A Site Specific Development Plan and Use by Special Review Permit, USR22-0001, for six (6) cargo containers in the A (Agricultural) Zone District, Valentin Gasca-Lopez [located south of and adjacent to County Road 18; approximately 225 feet west of County Road 31] (Planner – Michael Hall) [2022-1302]
- 10:00 AM - Docket #2022-43, PL2823 - A Site Specific Development Plan and Use by Special Review Permit, USR22-0006, for Commercial Recreational Facilities (indoor volleyball sport court and two [2] outdoor volleyball sand courts) outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Andrew Castle and Angela Knopf-Castle [located north of and adjacent to County Road 72; west of and adjacent to County Road 25] (Planner – Kim Ogle) [2022-1316]
- 10:00 AM - Docket #2022-42, PL2466 - A Site Specific Development Plan and Second Major Amended Use by Special Review Permit, 2MJUSR22-17-0003, for an office and storage facility for a seed dealership, indoor and outdoor storage of RVs, boats, construction equipment, commercial vehicles, trailers, and semi-trucks, eight (8) parking spots for rental equipment, to include the addition of a shop, fertilizer storage and sales, including a 500-gallon above ground fuel tank, and more than the number of cargo containers allowed by Section 23-3-30 of the Weld County Code (up to 6 cargo containers proposed) outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Delbert and Rosalie Wertz, and George L. Sandburg Irrevocable Trust, Attn: Jennifer Winter and Michelle Fried, c/o Winter Seed and Ag Services, LLC [located north of and adjacent to County Road 46; approximately 0.25 miles west of County Road 35.5] (Planner – Diana Aungst) [2022-1342]

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

May 18 -	Weld County Emergency Medical/Trauma Services Council	11:00 AM
May 19 -	Greeley-Weld County Airport Authority	3:30 PM
May 24 -	Board of Public Health	9:00 AM
May 24 -	Regional Communications Advisory Board	10:30 AM
May 24 -	Community Corrections Board	12:00 PM
May 25 -	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.

May 23 -	Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Daniela Flores and Paula Grado (<i>Cont'd from 4/18/2022</i>)
May 25 -	Second Reading of Code Ordinance #2022-03, In the Matter of Repealing and Reenacting, with Amendments, Chapter 2 Administration of the Weld County Code (<i>Oil and Gas, Resolutions, and Proclamations</i>)
May 25 -	Partial Vacation of Two-Lot Recorded Exemption, RE-3555, for Removal of Lot B – Preston Ranch Ministries, c/o Jay Lindstrom
Jun 13 -	Final Reading of Code Ordinance #2022-03, In the Matter of Repealing and Reenacting, with Amendments, Chapter 2 Administration of the Weld County Code (<i>Oil and Gas, Resolutions, and Proclamations</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>)
Jul 18 -	Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Lucina Flores (<i>Cont'd from 4/18/2022</i>)
Oct 17 -	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 4/18/2022</i>)

FUTURE PUBLIC HEARINGS:

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

May 25 -	Docket #2022-40, PL2822 -A Change of Zone, PUD22-0002, from the A (Agricultural) Zone District to the PUD (Planned Unit Development) Zone District for two (2) residential lots with E (Estate) Zone District Uses and certain A (Agricultural) Zone District Uses, specifically allowing for one (1) second single-family home per lot and the allowed animal units per lot, Wesley and Shaun Basiliere [located north of and adjacent to County Road 74; approximately 650 feet west of County Road 29] (Planner – Maxwell Nader)	10:00 AM
May 25 -	Docket #2022-39, PL2518 - Change of Zone, COZ22-0004, from the A (Agricultural) Zone District to the C-3 (Business Commercial) Zone District, International Farms, LLC [located south of and adjacent to County Road 6; west of and adjacent to Leona Street] (Planner – Maxwell Nader)	10:00 AM
Jun 8 -	Docket #2022-44, PL2824 - A Site Specific Development Plan and Use by Special Review Permit, USR22-0004, for Buildings exceeding the maximum building coverage in subdivisions in the A (Agricultural) Zone District, Edward Audet [located south of and adjacent to Casler Avenue; approximately 227 feet east of Flint Street] (Planner – Chris Gathman)	10:00 AM

FUTURE PUBLIC HEARINGS (CONT'D):

- Jun 15 - Docket #2022-41, PL2814 - A Site Specific Development Plan and Use by Special Review Permit, USR22-0007, for a Solar Energy Facility in the A (Agricultural) Zone District, Willard and Linda Owens, c/o USS Picadilly Solar, LLC [located east of and adjacent to County Road 23; approximately 330 feet south of State Highway 392] (Planner – Angela Snyder) 10:00 AM
- Oct 19 - Docket #2022-34, PL0003 - Second Amended Planned Unit Development Change of Zone, PUDZ22-0001, of Beebe Draw Farms and Equestrian Center PUD (AMZ-412) for E (Estate), C-1 (Neighborhood Commercial), C-2 (General Commercial), C-3 (Business Commercial), I-2 (Medium Industrial), and A (Agricultural) Zone District uses, including generally defined open space, recreational uses, community services, and oil and gas production facilities, REI, LLC, dba Investors, LLC, and Beebe Draw Farms Authority [located east of and adjacent to County Road 39; north of and adjacent to County Road 32] (Planner – Michael Hall) – (Cont'd from 4/20/2022) 10:00 AM

COMMUNICATIONS:

- 1) Planning Commission, Minutes from May 3, 2022
- 2) Department of Oil and Gas Energy, Cancelled 1041 WOGLA Hearing Docket for May 19, 2022
- 3) Department of Human Services, Email dated May 9, 2022, re: Colorado Department of Healthcare Policy and Financing, Operational Memorandum for Fiscal Year 2021-2022 Continuous Coverage (Eligibility) Performance Incentive
- 4) Board of County Commissioners, Letter to Poudre Heritage Alliance, dated May 3, 2022, re: Participation on Poudre Heritage Alliance Board of Directors
- 5) Civitas Resources, Inc., Letter dated April 25, 2022, re: Assumption of Bison Oil and Gas to Civitas North, LLC

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

- 1) Approve Contract ID #5796 for Noxious Weed Management/Spraying along Certain State and U.S. HWY Systems [2022-1369]
- 2) Approve Contract ID #5805 Agreement for Relocation of Gas/Oil Pipelines for CRs 33 and 74 Intersection Project – DCP Operating Company, LP [2022-1370]
- 3) Approve Contract ID #5822 Non-Exclusive License Agreement for Placement of Non-Potable Water Line within County Road Right-of-Way – Front Range Feedlots, LLC [2022-1371]
- 4) Approve Professional Services Agreement for 2022 Weld County Fair Open Boer Goat Show – Colorado Boer Goat Association [2022-1372]
- 5) Approve Professional Services Agreement for 2022 Weld County Fair Photography Services – Flying M Photography, LLC [2022-1373]
- 6) Approve Appointments to Board of Public Health [2022-1374]

ORDINANCES:

- * 1) Final Reading of Code Ordinance #2022-04, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning of the Weld County Code (*Change of Zone*) [2022-1415]
 - Legals.....[2022-1144]
 - Correspondence.....[2022-1145]

MISCELLANEOUS:

- * 1) Contract ID #5824 Amendment #1 to Child Protection Agreement for Services (Bid #B2100042) – The Hope Initiative, LLC [2021-1582]
- * 2) Contract ID #5825 Amendment #2 to Child Protection Agreement for Services (Bid #B2000037) – Polaris Partners Counseling and Consulting, LLC [2020-1214]
- * 3) Contract ID #5828 Amendment #1 to Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Austin and Nichole Snow [2021-1976]
- * 4) Contract ID #5827 Extension/Renewal #1 to Agreement for Construction Services for Guardrail, Bridge Rail, and Cable Rail Repair Services (Bid #B2100095) – Ideal Fencing Corp., LLC [2021-1263]
- * 5) Four (4) Facility Usage Agreements for June 28, 2022, Primary Election – Trinity Lutheran Church, University of Northern Colorado, Fort Lupton Recreation Center, and Aims Community College [2022-1416]
- * 6) Contract ID #5803 Improvements and Road Maintenance Agreement According to Policy Regarding Collateral for Improvements for Use by Special Review Permit, USR21-0005 – Cannon Land Company, c/o Certarus (USA), Ltd. [2022-1417]
- * 7) Contract ID #5804 Improvements and Road Maintenance Agreement According to Policy Regarding Collateral for Improvements for Site Plan Review Permit, SPR21-0008 – JSB Rentals #1, LLC [2022-1418]

* **Signed this date**