

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
WEDNESDAY, AUGUST 31, 2022
9:00 A.M.

2022-2497

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 August 17, 2022 [2022-2381]

CERTIFICATION OF HEARINGS: Hearings conducted on August 17, 2022:

- 1) USR22-0013 – David Cogburn, c/o US Solar [2022-2306]
- 2) USR22-0012 – Cory and Traci Knotte, c/o Diamond T Services, Inc. [2022-2328]
- 3) USR22-0015 – AgCountry Revocable Trust, c/o Ursa Major Technologies, Inc. [2022-2341]

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: Add 'Proclamation of Support for the 'Sanctity of Life of the Unborn Child and of Motherhood' as Item #1 under New Business [2022-2518]

PRESENTATIONS:

- 1) Government Finance Officers Association (GFOA), Certificate of Achievement for Excellence in Financial Reporting – Chris D'Ovidio, Controller, and Weld County Accounting Department Staff [2022-2499]

PROCLAMATIONS:

- 1) National Preparedness Month – September 2022 [2022-2500]

APPROVAL OF CONSENT AGENDA:

WARRANTS:

- 1) General Warrants – August 30, 2022 [2022-2501]

BIDS:

- 1) Present Bid #B2200118, Public Records Request Management System (Request for Proposal [RFP] for Colorado Open Records Act [CORA] Request Solution) – Department of Information Technology [2022-2502]
- 2) Present Bid #B2200124, Chase Building Fifth Floor Cabling – Department of Information Technology [2022-2503]

NEW BUSINESS:

- 1) Consider Proclamation of Support for the Sanctity of Life of the Unborn Child and of Motherhood [2022-2518]
- 2) Consider Contract ID #6230 Amendment #1 to Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home and authorize Chair to sign – Roger and Allison Sedlacek [2022-2504]
- 3) Consider Contract ID #6270 Facility Usage License Agreement and Rental Guidelines for Area Agency on Aging (AAA) Senior Nutrition Program (Friendly Fork) and authorize Chair to sign – Archdiocese of Denver and Guardian Angels Catholic Church [2022-2505]
- 4) Consider Contract ID #6281 Memorandum for Public Health Practice, Planning, and Local Partnerships (OPHP) American Rescue Plan Act (ARPA) Grant Agreement Amendment and authorize Chair to sign [2022-2506]
- 5) Consider Declaration of 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 [2022-2507]
- 6) Consider Declaration of Certain Equipment as Surplus Property and Authorize Disposal [2022-2508]
- 7) Consider Contract ID #6280 Application for Energy and Mineral Impact Assistance Fund (EIAF) Program Grant for Bridge 54/13A Improvements Project (Tier II - September Cycle) and authorize electronic submittal [2022-2509]
- 8) Consider Temporary Closure of CR 37 Between SH 52 and CR 22 [2022-2510]
- 9) Consider Contract ID #6205 Full Release of Collateral for Right-of-Way Use Permit, RW10-00401 – Kerr-McGee Gathering, LLC [2022-2511]

PLANNING:

- 1) Consider Contract ID #6198 Termination of Improvements and Road Maintenance Agreement for Use by Special Review Permit, USR12-0065 – Korwell Land Holdings, LLC, c/o James Chick [2022-2512]
- 2) Consider Release of Project Collateral and Accept Warranty Collateral (Phase Two – Panorama Wind) for Use by Special Review Permit, USR19-0014, and authorize Chair to sign – Leeward Renewable Energy Development, LLC [2022-2513]
- 3) Consider Appeal Concerning Decision by the Department of Planning Services to Deny Access Permits on CRs 74 and 43 – Greg and Melanie Worrell [2022-2514]

ADJOURN:

**PUBLIC HEARINGS
BOARD OF COUNTY COMMISSIONERS**

9:00 AM - Docket #2022-61, PL0777 and PL2705 - Probable Cause Hearing, PCSC22-0011, to consider setting a Show Cause Hearing to determine whether or not the applicant is in compliance with certain Development Standards contained in Use by Special Review Permit, USR-895, for a Solid Waste Disposal Site and Facility, and USR18-0065, for a Solid Waste Disposal Site and Facilities, in the A (Agricultural) Zone District, Waste Management Disposal Services of Colorado, Inc., [located north of and adjacent to State Highway 14; south of and adjacent to County Road 84; east of and adjacent to County Road 25] (Planner – Kim Ogle) –
(Cont'd from 6/20/2022) [2022-1599 and 2022-1600]

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Sep 5 -	HOLIDAY	CLOSED
Sep 6 -	Board of Adjustment	10:00 AM
Sep 6 -	Planning Commission	12:30 PM
Sep 7 -	Weld County Community Development Block Grant Advisory Committee	3:00 PM
Sep 8 -	Weld Faith Partnership Council	7:30 AM
Sep 8 -	Area Agency on Aging Advisory Board	9:00 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.

- Sep 12 - Partial Vacation of Two-Lot Recorded Exemption, RE-4163, for Removal of Lot B – Kenneth Harring
- Sep 12 - Second Reading of Code Ordinance #2022-05, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning and Chapter 29 Building Regulations of the Weld County Code
- Sep 14 - Partial Vacation of Two-Lot Recorded Exemption, RECX16-0058, for Removal of Lot B – Pamela Weiss
- Sep 21 - Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Consuelo Hernandez (*Cont'd from 6/22/2022*)
- Oct 3 - Final Reading of Code Ordinance #2022-05, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning and Chapter 29 Building Regulations of the Weld County Code
- 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 (*Cont'd from 4/18/2022*)
- Nov 7 - Dust Blowing Citation Pursuant to C.R.S. §35-72-103 – Jerold and Alice Hoffman (*Scheduled from 7/25/2022*)
- Nov 7 - First Reading of Code Ordinance #2022-06, In the Matter of Repealing and Reenacting, with Amendments, Chapter 5 Revenue and Finance of the Weld County Code (*Annual Fees*)
- Nov 23 - Second Reading of Code Ordinance #2022-06, In the Matter of Repealing and Reenacting, with Amendments, Chapter 5 Revenue and Finance of the Weld County Code (*Annual Fees*)
- Dec 12 - Final Reading of Code Ordinance #2022-06, In the Matter of Repealing and Reenacting, with Amendments, Chapter 5 Revenue and Finance of the Weld County Code (*Annual Fees*)

FUTURE PUBLIC HEARINGS:

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

- 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

FUTURE PUBLIC HEARINGS (CONT'D):

- Oct 24 - Docket #2022-63, PL0048 - Probable Cause Hearing, PCSC22-0010, to consider setting a Show Cause Hearing to determine whether or not the applicant is in compliance with certain Development Standards contained in Use by Special Review Permit, USR-413, for Aircraft Storage and Salvage, in the A (Agricultural) Zone District, Paul Page [located east of and adjacent to County Road 1.5; north of and adjacent to Cheesman Street] (Planner – Diana Aungst) – *(Cont'd from 7/25/2022)* 9:00 AM
- Oct 26 - Docket #2022-68, PL2539 - Show Cause Hearing, PCSC22-0003, to determine whether or not the applicant is in compliance with certain Permit Conditions for Zoning Permit for a Home Occupation Class II, ZPHB16-0015, Santos Vega and Luz Yadira Vega [located north of and adjacent to East 16th Street; west of and adjacent to Birch Avenue] (Planner – Michael Hall) – *(Scheduled from 8/8/2022)* 9:00 AM
- Nov 16 - Docket #2022-71, PL1882 - Probable Cause Hearing, PCSC22-0013, to consider setting a Show Cause Hearing to determine whether or not the applicant is in compliance with certain Development Standards contained in Minor Amended Use by Special Review Permit, MUSR14-0008, for a Kennel to increase the number of dogs allowed from 16 to 30 in the A (Agricultural) Zone District, Scott and Kristen Fisher [located east of and adjacent to County Road 23; approximately one-third of a mile south of State Highway 392] (Planner – Diana Aungst) – *(Cont'd from 8/22/2022)* 9:00 AM

COMMUNICATIONS:

- 1) Board of Adjustment, Agenda for September 6, 2022
- 2) Department of Oil and Gas Energy, 1041 WOGLA Hearing Docket for September 1, 2022
- 3) Department of Human Services, Email dated August 9, 2022, re: Closures of Individual Provider Contracts for Purchase of Foster Care Services in a Foster Care Home – Alberto and Ashlyn Rodriguez-Caro, and Rafael and Cara Gonzales
- 4) Colorado Department of Local Affairs, Division of Property Taxation, Final Revocation, re: Victory Christian Fellowship of Greeley
- 5) United States Department of the Interior, Bureau of Land Management (BLM), Letter dated July 19, 2022, re: Potential Cooperators Interested in Big Game Habitat, Movement Route, and Migration Corridor Conservation Related to Oil and Gas within BLM Colorado Field Offices

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

- 1) Approve Contract ID #6256 Agreement for Relocation of Communication Lines for CRs 33 and 74 Intersection Roundabout Project – Qwest Corporation, dba CenturyLink, QC [2022-2478]
- 2) Approve Extension of Temporary Closure of CR 44 Between CRs 53 and 57 [2022-2479]
- 3) Approve Temporary Closure of CR 23 Between SH 52 and CR 14.5 [2022-2480]
- 4) Approve Temporary Closure of CR 18 Between CRs 67 and 69 [2022-2481]
- 5) Approve Temporary Closure of CR 78 Between CRs 19 and 21 [2022-2482]
- 6) Approve Temporary Closure of CR 23 Between CR 6 and SH 52 [2022-2483]
- 7) Approve Partial Vacation of Two-Lot Recorded Exemption, RECX12-0121, for Removal of Lot B – Kenneth Miller [2022-2484]
- 8) Approve Partial Vacation of Two-Lot Recorded Exemption, RECX19-0096, for Removal of Lot B – Devin Cullum [2022-2485]
- 9) Approve Application for Small Business Incentive Program and Authorize Release of Economic Development Trust Funds (Tier I) – Innotech Machining, Inc. [2022-2486]

MISCELLANEOUS:

- 1) Government Finance Officers Association (GFOA), Certificate of Achievement for Excellence in Financial Reporting – Chris D’Ovidio, Controller, and Weld County Accounting Department Staff [2022-2499]
- * 2) National Preparedness Month – September 2022 [2022-2500]
- * 3) Recognition of Services, Weld County District Attorney’s Office – Laurie Hammer [2022-2515]
- * 4) Contract ID #6258 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Isidro and Tracy Sanchez [2022-2516]
- * 5) Contract ID #6272 Amendment #1 to Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Andrew and Izzabella Hays [2022-1338]
- * 6) Contract ID #6273 Amendment #1 to Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Patrick Stump and Megan Sommers [2022-0260]
- * 7) Contract ID #6208 Agreement for Construction Services for Chase Building Fifth Floor Renovation Project (Bid #B2200101) – TCC Corporation [2022-2175]
- * 8) Contract ID #6223 Agreement for Construction Services for 1400 Heating, Ventilation, and Air Conditioning (HVAC), and Entry Door Changes Project (Bid #B2200106) – TCC Corporation [2022-2232]
- * 9) Contract ID #6263 Agreement for Construction Services for Household Hazardous Waste Building Heating, Ventilation, and Air Conditioning (HVAC) and Alarm Upgrades Project – Growling Bear Co., Inc. [2022-2271]
- * 10) Division Order to Verdad Resources, LLC (Johnson 01N-65W-30-2S – API 05-123-40330) [2022-2517]

* **Signed this date**