

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

2021-3470

PLEDGE OF ALLEGIANCE

ROLL CALL:

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

MINUTES: Approval of Minutes of December 6, 2021

[2021-3296]

READ ORDINANCE BY AUDIO: Read Code Ordinances #2022-01 and #2022-02 by audio

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 – December 16, and 17, 2021

[2021-3472]

BIDS:

1) Approve Bid #B2100137, CRs 80 and 37 Intersection Project – Department of Public Works

[2021-3300]

2) Approve Bid #B2100142, Workforce Innovation Grant Program – Department of Human Services, Workforce Development Board

[2021-3299]

NEW BUSINESS:

1) Consider Standard Form for Child Protection Agreement for Services Between Department of Human Services and Various Providers and authorize Chair to sign agreements consistent with said form

[2021-3473]

2) Consider Contract ID #5445 Task Order Contract for Thriving Weld Housing and Land Use Project and authorize Chair to sign and submit electronically

[2021-3474]

3) Consider Reappointment to North Front Range Water Quality Board

[2021-3475]

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BC0016

NEW BUSINESS (CONT'D):

- 4) First Reading of Code Ordinance #2022-01, In the Matter of Repealing and Reenacting, with Amendments, Chapter 21 Areas and Activities of State Interest and Chapter 23 Zoning of the Weld County Code (*OGED Lap Code*) [2021-3476]
 - Legals.....[2021-3477]
 - Correspondence.....[2021-3478]
- 5) First Reading of Code Ordinance #2022-02, In the Matter of Repealing and Reenacting, with Amendments, Chapter 20 Impact Fees of the Weld County Code [2021-3479]
 - Legals.....[2021-3480]
 - Correspondence.....[2021-3481]
- 6) Final Reading of Code Ordinance #2021-19, In the Matter of Repealing and Reenacting, with Amendments, Chapter 5 Revenue and Finance of the Weld County Code (*Annual Fees*) [2021-3482]
 - Legals.....[2021-3193]
 - Correspondence.....[2021-3194]

ADJOURN:

**PUBLIC HEARINGS
BOARD OF COUNTY COMMISSIONERS**

* No Public Hearings Scheduled for December 20, 2021 *

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Dec 21 -	Northern Colorado RETAC	2:00 PM
Dec 23 -	HOLIDAY	CLOSED
Dec 24 -	HOLIDAY	CLOSED
Dec 28 -	Community Corrections Board	12:00 PM
Dec 31 -	HOLIDAY	CLOSED

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.

- Dec 29 - Petition for Vacation of Road Right-of-Way – Gloria Snell and Darlene G. Blaney Trust, c/o Ed Snell
- Dec 29 - Petition for Vacation of Road Right-of-Way – Ronald and Trina Erbes
- Jan 10, 2022 - Second Reading of Code Ordinance #2022-01, In the Matter of Repealing and Reenacting, with Amendments, Chapter 21 Areas and Activities of State Interest and Chapter 23 Zoning of the Weld County Code (*OGED Lap Code*)
- Jan 10, 2022 - Second Reading of Code Ordinance #2022-02, In the Matter of Repealing and Reenacting, with Amendments, Chapter 20 Impact Fees of the Weld County Code
- Jan 31, 2022 - Final Reading of Code Ordinance #2022-01, In the Matter of Repealing and Reenacting, with Amendments, Chapter 21 Areas and Activities of State Interest and Chapter 23 Zoning of the Weld County Code (*OGED Lap Code*)
- Jan 31, 2022 - Final Reading of Code Ordinance #2022-02, In the Matter of Repealing and Reenacting, with Amendments, Chapter 20 Impact Fees of the Weld County Code
- Feb 14, 2022 - Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Daniela Flores and Paula Grado (*Cont'd from 11/15/2021*)
- Feb 14, 2022 - Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Lucina Flores (*Cont'd from 11/15/2021*)
- Feb 14, 2022 - Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Jesus Vega, Sr. (*Cont'd from 11/15/2021*)
- Feb 14, 2022 - Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Bruce Brotemarkle (*Cont'd from 11/15/2021*)
- 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.

- Jan 5, 2022 Docket #2021-59, PL2802 - Change of Zone, COZ21-0004, from the R-1 (Low-Density Residential) Zone District to the A (Agricultural) Zone District, Isaia and Krista Aricayos [located south of and adjacent to Northwest C Street; approximately 0.37 miles west of North 21st Avenue] (Planner – Maxwell Nader)

10:00 AM

FUTURE PUBLIC HEARINGS (CONT'D):

- Jan 5, 2022 Docket #2022-01, PL2805 - A Site Specific Development Plan and Use by Special Review Permit, USR21-0017, for Oil and Gas Support and Service principally engaged in serving the oil and gas industry, including painting of oil and gas separators outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Jeremy Martin [located east of and adjacent to County Road 21; approximately 0.5 miles north of County Road 2] (Planner – Kim Ogle) 10:00 AM
- Jan 5, 2022 Docket #2022-14, PL0936 - A Site Specific Development Plan and 2nd Amended Planned Unit Development Final Plan, PUDF21-0001, to modify the conditionally approved PUD (S-249) with R-1 (Low-Density Residential) Uses to PUD with R-1 (Low-Density Residential) and A (Agricultural) Uses allowed as a Use by Right, Accessory Use, and Uses allowed by permit in subdivisions and historic townsites, Lot Owners 1 to 23 of Martin Brothers PUD, Attn: William Buxton (Lot 6) and Mark Brandt (Lot 10) [located west of and adjacent to County Road 37; north of County Road 10] (Planner – Kim Ogle) 10:00 AM
- Jan 5, 2022 Docket #2022-02, PL2623 - A Use by Special Review Permit, USR21-0018, for a 1041 Major Facility of a Public Utility (proposed Electric Transmission line extending a total of 16 miles in 3 [three] segments: 1) An overhead 230 kV double-circuit transmission line extending between the Western Area Power Administration [WAPA] Ault Substation and the planned Public Service of Colorado Husky Substation [located in the Town of Ault], 2) An overhead 115/230 kV double-circuit transmission line extending from the Colorado Husky Substation to the proposed Collins Street Substation site [in the Town of Eaton], 3) An overhead 115/230 kV double-circuit transmission line extending from the Collins Street Substation to the existing Cloverly Tap Point in the A (Agricultural) Zone District, Public Service Company of Colorado, an Xcel Energy Company [located generally south of County Road 86; east of County Road 25; west of County Road 41; north of County Road 64] (Planner – Chris Gathman) 10:00 AM

COMMUNICATIONS:

- 1) County Council, Agenda for December 20, 2021
- 2) Board of County Commissioners, Letter to Evans City Council, dated December 8, 2021, re: Support of North Front Range Metropolitan Planning Organization (NFRMPO) Surface Transportation Block Grant Program (STBGP) Application for 37th Street Widening Project (Phase 3)
- 3) Board of County Commissioners, Letter to Fort Lupton Urban Renewal Authority, dated December 15, 2021, re: Weld County Board Representation
- 4) Board of County Commissioners, Letter to Urban Renewal Authority of Dacono, dated December 15, 2021, re: Weld County Board Representation
- 5) 911 Emergency Telephone Service Authority Board, Final Budget for 2022
- 6) Highplains Library District, Final Budget for 2022
- 7) Fundare Resources Company, LLC, Letter dated November 30, 2021, re: Change of Operator from Whiting Petroleum Corporation
- 8) Colorado Department of Local Affairs, Option Letter #2, re: 2021-2023 Community Services Block Grant (CSBG) Program

PUBLIC REVIEW:

- 1) Colorado Department of Public Health and Environment, Air Pollution Control Division – Pawnee Waste, LLC – Pawnee Waste Landfill, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 16WE0530 [2021-3461]

PUBLIC REVIEW (CONT'D):

- 2) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Harvey 32 Sec HZ, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 21WE0361 [2021-3462]
- 3) Colorado Department of Public Health and Environment, Air Pollution Control Division – Metal Container Corporation – Windsor Facility, Public Notice of Proposed Renewal Title V Operating Permit No. 96OPWE162 [2021-3463]

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

- 1) Approve Contract ID #5355 Consent to Assignment and Assumption of Service Agreement for Older Americans Act In-Home Services – Andrea’s Angels, Inc. [2021-3410]
- 2) Approve Contract ID #5360 Agreement for Professional Services for Foster Parent Training and Co-Facilitator Services – Tierney Baldwin [2021-3411]
- 3) Approve Contract ID #5383 Agreement for Professional Services for Low-Income Energy Assistance Program (LEAP) Outreach Incentive Program – United Way of Weld County [2021-3412]
- 4) Approve Contract ID #5367 Promoting Safe and Stable Families (PSSF) Partnership Project Agreement – Catholic Charities and Community Services of the Archdiocese Denver, Weld Regional Office [2021-3413]
- 5) Approve Contract ID #5398 Promoting Safe and Stable Families (PSSF) Partnership Project Agreement – Kids at Heart [2021-3414]
- 6) Approve Contract ID #5427 Senate Bill 290 (SB21-290) Grant Application [2021-3415]
- 7) Approve Contract ID #5442 Grant Award Letter and Summary of Grant Award Terms and Conditions for Body Worn Cameras for Law Enforcement Officers Grant Program [2021-3416]
- 8) Approve Contract ID #5449 and #5450 Two (2) Contracts for 2022 Victim Assistance and Law Enforcement (VALE) Grant for Law Enforcement Victim Services and Agreement with Subrecipient of Federal Recovery Funds [2021-3417]
- 9) Approve Contract ID #5443 Application for 2022 Emergency Management Performance Grant (EMPG) and Local Emergency Manager Support (LEMS) Program Funding [2021-3418]
- 10) Approve 2022 State Noxious Weed Program Grant Application for Eradication of List B Species in Northern Weld County [2021-3419]
- 11) Approve Rescinding Resolution #2021-3115, Dated November 8, 2021, and Withdraw Certification of Weed Enforcement Lien – Malone Snyder (Former Owners – Thomas and Sheryl Sevcik) [2021-3420]
- 12) Approve Delegation of Administrative Duty to Certify Mill Levies of Schools and Local Governments in Weld County to Weld County Assessor [2021-3421]
- 13) Approve Agreement Pursuant to C.R.S. §30-11-123 – Lineage Logistics, LLC, and Lineage Logistics Services, LLC [2021-3422]
- 14) Approve Acceptance of Donation of TRENCH Bench to Weld County from Carbon Valley Chapter of National Society of Daughters of the American Revolution for Placement on Weld County Legacy Trail [2021-3423]
- 15) Approve Amendment to Purchase of Professional Services Agreement for Oil and Gas Audits and Evaluation Services – Martindale Consultants, Inc. [2021-3424]
- 16) Approve 2022 Amount to be Paid for Intergovernmental Agreement Between City of Greeley and Weld County for Island Grove Park Management Services [2021-3425]
- 17) Approve Memorandum of Understanding for Adult Treatment Court [2021-3426]
- 18) Approve Memorandum of Agreement Between Weld County, Colorado, and Envision as Recipient of Weld County General Fund Monies [2021-3427]
- 19) Approve Memorandum of Agreement for Mental Health Services Between Weld County, Colorado, and North Range Behavioral Health as Recipient of Weld County General Fund Monies [2021-3428]

RESOLUTIONS (CONT'D):

- 20) Approve Memorandum of Agreement for Suicide Education and Prevention Services Between Weld County, Colorado, and North Range Behavioral Health as Recipient of Weld County General Fund Monies [2021-3429]
- 21) Approve Memorandum of Agreement Between Weld County, Colorado, and Reading Great by Eight as Recipient of Weld County General Fund Monies [2021-3430]
- 22) Approve Memorandum of Agreement Between Weld County, Colorado, and Weld County Senior Citizen Coordinators as Recipient of Weld County General Fund Monies [2021-3431]
- 23) Approve Memorandum of Agreement Between Weld County, Colorado, and East Colorado Small Business Development Center (SBDC) as Recipient of Weld County Economic Development Trust Fund Monies [2021-3432]
- 24) Approve Memorandum of Agreement Between Weld County, Colorado, and United Way of Weld County (Weld's Way Home) as Recipient of Weld County General Fund Monies [2021-3433]
- 25) Approve Memorandum of Agreement Between Weld County, Colorado, and Upstate Colorado Economic Development as Recipient of Weld County Economic Development Trust Fund Monies [2021-3434]
- 26) Approve Resolution Summarizing Expenditures and Revenues for the General Fund and Adopting 2022 Budget for the Beebe Draw Law Enforcement Authority District [2021-3439]
- 27) Approve Resolution Appropriating Sums of Money to the General Fund for the Beebe Draw Law Enforcement Authority for the 2022 Budget Year [2021-3440]
- 28) Approve Resolution Levying General Property Taxes for the 2022 Budget Year to Help Defray the Costs of Government for the Beebe Draw Law Enforcement Authority [2021-3441]
- 29) Approve Law Enforcement Agreement – Beebe Draw Law Enforcement Authority [2021-3442]
- 30) Approve Resolution Summarizing Expenditures and Revenues for the General Fund and Adopting 2022 Budget for the Weld County Pioneer Community Law Enforcement Authority District [2021-3444]
- 31) Approve Resolution Appropriating Sums of Money to the General Fund for the Weld County Pioneer Community Law Enforcement Authority for the 2022 Budget Year [2021-3445]
- 32) Approve Resolution Levying General Property Taxes for the 2022 Budget Year to Help Defray the Costs of Government for the Weld County Pioneer Community Law Enforcement Authority [2021-3446]
- 33) Approve Law Enforcement Agreement – Pioneer Community Law Enforcement Authority District [2021-3447]
- 34) Approve Resolution Summarizing Expenditures and Revenues for the General Fund and Adopting 2022 Budget for the Southwestern Weld County Law Enforcement District Authority Board [2021-3449]
- 35) Approve Resolution Appropriating Sums of Money to the General Fund for the Southwestern Weld County Law Enforcement District Authority Board for the 2022 Budget Year [2021-3450]
- 36) Approve Resolution Levying General Property Taxes for the 2022 Budget Year to Help Defray the Costs of Government for the Southwestern Weld County Law Enforcement District Authority Board [2021-3451]
- 37) Approve Resolution Summarizing Expenditures and Revenues for Each Fund and Adopting the 2022 Budget for the County of Weld, Colorado [2021-3454]
- 38) Approve Resolution Setting the Mill Levy for the Annual Appropriation for Weld County, Colorado for Fiscal Year 2022 [2021-3457]

ORDINANCES:

- 1) First Reading of Code Ordinance #2022-01, In the Matter of Repealing and Reenacting, with Amendments, Chapter 21 Areas and Activities of State Interest and Chapter 23 Zoning of the Weld County Code (*OGED Lap Code*) [2021-3476]
 - 2) First Reading of Code Ordinance #2022-02, In the Matter of Repealing and Reenacting, with Amendments, Chapter 20 Impact Fees of the Weld County Code [2021-3479]
 - * 3) Final Reading of Code Ordinance #2021-19, In the Matter of Repealing and Reenacting, with Amendments, Chapter 5 Revenue and Finance of the Weld County Code (*Annual Fees*) [2021-3482]
- Legals.....[2021-3193]
Correspondence.....[2021-3194]

MISCELLANEOUS:

- * 1) Contract ID #5390 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Ryan and Erin Seader [2021-3483]
- * 2) Contract ID #5457 Amendment #1 to Agreement for Professional Services for Armed Security Guard Services (Bid #B2000175) – Allied Universal Security Services [2021-2547]
- * 3) One (1) Small Tract Oil and Gas Lease for Mineral Interests (1.40 acres – S20, T2N, R63W) – Verdad Resources, LLC [2021-3484]
- * 4) Four (4) Small Tract Oil and Gas Leases for Mineral Interests (2.5 acres – S24, T3N, R63W) – Verdad Resources, LLC [2021-3485 thru 2021-3488]
- * 5) Ten (10) Small Tract Oil and Gas Leases for Mineral Interests (5.0 acres – S24, T3N, R63W) – Verdad Resources, LLC [2021-3489 thru 2021-3498]

* **Signed this date**