

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
MONDAY, SEPTEMBER 26, 2022
9:00 A.M.

2022-2704

PLEDGE OF ALLEGIANCE

HOUSING AUTHORITY BOARD

ROLL CALL:

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

MINUTES: Approval of Minutes of August 22, 2022 [2022-2420]

BOARD OF COUNTY COMMISSIONERS

ROLL CALL:

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

MINUTES: Approval of Minutes of September 12, 2022 [2022-2569]

READ ORDINANCE BY AUDIO: Read Code Ordinance #2022-07 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 – September 23, 2022 | [2022-2707] |
| 2) | Commissioner Warrants (Perry L. Buck) – September 23, 2022 | [2022-2708] |
| 3) | Commissioner Warrants (Steve Moreno) – September 23, 2022 | [2022-2709] |

BIDS:

- 1) Approve Bid #B2200128, Parking Lot Pothole Repairs – Facilities Department [2022-2571]
- 2) Approve Bid #B2200125, Crack Filler Material Supply – Department of Public Works[2022-2573]

NEW BUSINESS:

- 1) Consider Contract ID #6306 Statement of Work for Epidemiology and Lab Capacity (ELC) Enhancing Detection COVID-19 Supplemental Funds (Round Two [2]), and authorize Chair to sign [2022-2711]
- 2) Consider Contract ID #6360 Contract Amendment #1 for Food and Drug Administration (FDA) Tobacco Retail Compliance Check Inspection Program and authorize Chair to sign and submit electronically [2022-2712]
- 3) Consider Contract ID #6362 Amendment #1 to Subaward Agreement for Drive Smart Weld County Young Driver Traffic Safety Project and authorize Chair to sign and submit electronically [2022-2713]
- 4) Consider Contract ID #6355 Agreement for Purchase of Certain Property for Public Road Improvements for CRs 74 and 33 Intersection Roundabout Project, and authorize Chair to sign any necessary documents – Vic Leffler and Sons, Inc. [2022-2714]
- 5) Consider Contract ID #6361 Agreement for Purchase of Public Road Right-of-Way for Public Road Improvement Project (CRs 74 and 33 Intersection Roundabout Project), and authorize Chair to sign any necessary documents – Don Anderson, Inc. [2022-2715]
- 6) Consider Contract ID #6369 Agreement for Purchase of Temporary Construction Easement for Public Road Improvement Project (CRs 74 and 33 Intersection Roundabout Project) and authorize Chair to sign – Edward and Monika Mika [2022-2716]
- 7) Consider Temporary Closure of CR 386 Between U.S. HWY 34 and I-76 [2022-2717]
- 8) Consider Renewal Application for an Optional Premises (County) Liquor License and authorize Chair to sign – IHRF, Inc. [2022-2718]
- 9) Consider Renewal Application for a Tavern (County) Liquor License and authorize Chair to sign – The Fort 21, Ltd., dba The Fort 21 [2022-2719]
- 10) Consider Renewal Application for an Optional Premises (County) Liquor License and authorize Chair to sign – Fritzler Farms, Inc., dba Fritzler Farm Park [2022-2720]
- 11) First Reading of Code Ordinance #2022-07, In the Matter of Repealing and Reenacting, with Amendments, Chapter 3 Human Resources of the Weld County Code (*Appearance/Dress Code and Sick/Leave Time*) [2022-2721]
- Legals.....[2022-2722]
- Correspondence.....[2022-2723]

PLANNING:

- 1) Consider Request to Temporarily Extend the Hours of Operation for Amended Use by Special Review Permit, AmUSR-1102, for Mineral Resource Development including Open Pit Mining and Materials Processing (sand, gravel and stone), including concrete and Asphalt recycling and a concrete and asphalt batch plant facility in the A (Agricultural) Zone District – L.G. Everist, Inc. [2022-2724]

ADJOURN:

**PUBLIC HEARINGS
BOARD OF COUNTY COMMISSIONERS**

* No Public Hearings Scheduled for September 26, 2022 *

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Sep 27 -	Board of Public Health	9:00 AM
Sep 27 -	Regional Communications Advisory Board	10:30 AM
Sep 27 -	Community Corrections Board	12:00 PM
Sep 28 -	Greeley Housing Authority	4:30 PM
Oct 3 -	Weld County Fair Board	6:00 PM
Oct 4 -	Planning Commission	12:30 PM
Oct 5 -	Weld County Community Development Block Grant Advisory Committee	3:00 PM
Oct 6 -	Island Grove Park Advisory Board	4:00 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 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*)
- Oct 17 - Second Reading of Code Ordinance #2022-07, In the Matter of Repealing and Reenacting, with Amendments, Chapter 3 Human Resources of the Weld County Code (*Appearance/Dress Code and Sick/Leave Time*)
- 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 7 - Final Reading of Code Ordinance #2022-07, In the Matter of Repealing and Reenacting, with Amendments, Chapter 3 Human Resources of the Weld County Code (*Appearance/Dress Code and Sick/Leave Time*)
- Nov 21 - First Reading of Code Ordinance #2022-08, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning of the Weld County Code (*Setbacks from Oil and Gas*)
- 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 7 - Second Reading of Code Ordinance #2022-08, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning of the Weld County Code (*Setbacks from Oil and Gas*)
- 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*)
- Dec 21 - Final Reading of Code Ordinance #2022-08, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning of the Weld County Code (*Setbacks from Oil and Gas*)

FUTURE PUBLIC HEARINGS:

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

- Oct 5 - Docket #2022-76, PL2839 - A Site Specific Development Plan and Use by Special Review Permit, USR22-0017, for Buildings Exceeding the Maximum Building Coverage in subdivisions (up to 17.5%) in the A (Agricultural) Zone District, Jeffrey Futter [located north of and adjacent to Spruce Drive; approximately 750 feet west of County Road 5] (Planner – Chris Gathman) 10:00 AM
- Oct 19 - Docket #2022-87, FI0076 - Hearing to Allow Public Input Concerning the Amended 2022-2023 Annual Action Plan and its Proposed Use of the 2022 Community Development Block Grant (CDBG) Program Funds for Infrastructure Improvements, Public Facilities, Public Services, Housing Preservation, and General Grant Administration 9:00 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
- 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) County Council, Minutes from August 15, 2022
- 2) Board of Public Health, Agenda for September 27, 2022
- 3) Department of Oil and Gas Energy, 1041 WOGLA Hearing Docket for September 29, 2022
- 4) Department of Planning Services, Addition to File RECX13-0060 – CBEP Land 2, LLC
- 5) Department of Planning Services, Addition to File PL2815, COZ21-0010 – R.H. Amen Farms, LLC
- 6) Wildrose Appraisal, Inc., Audit Division, 2022 Colorado Property Assessment Study, dated September 15, 2022

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

- 1) Approve Request for Emergency Purchase of 2023 Ford Transit Connect Passenger Wagons LWB XL (QTY 3) for Sheriff's Office, Pursuant to State of Colorado Price Agreement (#171748) Amendment #3 (#176657) – KGA-FLG, LLC, dba Ken Garff Ford Greeley [2022-2683]
- 2) Approve Request for Emergency Purchase of 2023 Ford Transit Connect Cargo Van LWB XLT for Print Shop, Pursuant to State of Colorado Price Agreement (#171748) Amendment #3 (#176657) – KGA-FLG, LLC, dba Ken Garff Ford Greeley [2022-2684]
- 3) Approve Contract ID #6342 Memorandum of Understanding for Northern Colorado Regional Workforce Development Partnership – Larimer County [2022-2685]
- 4) Approve Contract ID #6305 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Bradley Pratt and Maricela Dennis [2022-2686]
- 5) Approve Contract ID #6324 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Brent and Kourtnei Dearborn [2022-2687]
- 6) Approve Contract ID #6325 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Dennis and Sharee Gamble [2022-2688]
- 7) Approve Contract ID #6322 Intergovernmental Contract Amendment #2 for Promoting Safe and Stable Families (PSSF) Grant [2022-2689]
- 8) Approve Agreement for the Restoration and Stewardship of Outdoor Resources and the Environment (RESTORE) Grant for the Northern Grassland Restoration Project in Weld County with Pawnee National Grassland – National Fish and Wildlife Foundation [2022-2690]
- 9) Approve Application for Transfer of Ownership from RnR, LLC, dba McCarty's at Eaton County Club, to ION, LLC, dba McCarty's Eaton, for a Hotel and Restaurant (County) Liquor License with One (1) Optional Premises [2022-2691]
- 10) Approve Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Consuelo Hernandez [2022-2692]
- 11) Approve COZ22-0005 – Keith Cowan [2022-2593]
- 12) Approve USR22-0016 – Adam's Apple, Inc. [2022-2624]
- 13) Approve USR22-0009 – Enrique Retana [2022-2638]

ORDINANCES:

- 1) First Reading of Code Ordinance #2022-07, In the Matter of Repealing and Reenacting, with Amendments, Chapter 3 Human Resources of the Weld County Code (*Appearance/Dress Code and Sick/Leave Time*) [2022-2721]

MISCELLANEOUS:

- * 1) Twenty-Four (24) Memorandums of Intergovernmental Agreement for Conduct of Coordinated Elections with Various Entities [2022-2725]
- * 2) Contract ID #6357 Amendment #1 to Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Francisco Vega-Cubero and Veronica Soto-Feliciano [2022-1901]
- * 3) Contract ID #6289 Extension/Renewal Amendment #3 to Agreement for Snow Removal Services at Southwest Service Center (Bid #B1900140) – S.J. Ward Landscapes, LLC [2019-4729]
- * 4) Contract ID #6308 Change Order to Agreement for Construction Services for Chase Building Fifth Floor Renovation Project (Bid #B2200101) – TCC Corporation [2022-2175]
- * 5) Contract ID #6340 Change Order to Agreement for Construction Services for Weld County Training Site and Shooting Range Project (Bid #B2100116) – Roche Constructors, Inc. [2021-2923]

MISCELLANEOUS (CONT'D):

- * 6) Contract ID #6363 Service Agreement for 822 7th Street, Greeley, Joy Fans Asbestos Abatement (Informal Bid) – Xtract Environmental Services, LLC [2022-2710]
- * 7) Contract ID #6329 Agreement for Services for Electronic Waste Recycling Events (Bid #B2200093) – Onsite Electronics Recycling, LLC, dba I.T. Refresh [2022-1857]

* **Signed this date**