

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
MONDAY, JANUARY 16, 2023
9:00 A.M.

2023-0208

PLEDGE OF ALLEGIANCE

ROLL CALL:

Commissioner Mike Freeman, Chair
Commissioner Perry L. Buck, Pro-Tem
Commissioner Scott K. James - EXCUSED
Commissioner Kevin D. Ross
Commissioner Lori Saine

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:

PROCLAMATIONS:

- 1) Eaton Reds Day, Class 2A State Football Championship – January 16, 2023 [2023-0210]

WARRANTS:

- 1) General Warrants – January 13, 2023 [2023-0211]
- 2) Commissioner Warrants (Lori Saine) – January 13, 2023 [2023-0212]

BIDS:

- 1) Present Bid #B2200177, Audio Visual Equipment Upgrade – Facilities Department [2023-0213]
- 2) Present Bid #B2300002, Full Size 4X4 Crew Cab Pickup Pursuit Rated (QTY 3) – Sheriff's Office [2023-0214]

NEW BUSINESS:

- 1) Consider Standard Terms and Conditions of Engagement Agreement and authorize Chair to sign – Law Office of Ed Frado, LLC [2023-0215]
- 2) Consider Temporary Closure of CRs 66 and 41 Intersection [2023-0216]
- 3) Consider Intergovernmental Agreement for Payment of Federal Mineral Lease Funds for Road Improvements Project Funding and authorize Chair to sign – Federal Mineral Lease Act District [2023-0217]

NEW BUSINESS (CONT'D):

- 4) Consider Intergovernmental Agreement for Payment of Federal Mineral Lease Funds for Water Testing Program Funding and authorize Chair to sign – Federal Mineral Lease Act District [2023-0218]
- 5) Consider Declaration of Certain Equipment as Surplus Property and authorize Disposal [2023-0219]
- 6) Consider Appointment to North Front Range Water Quality Board [2023-0220]

PLANNING:

- 1) Consider Partial Vacation of Second Minor Amended Use by Special Review Permit, 2MUSR17-01-1329 – Loveland Ready-Mix Concrete, Inc. [2023-0221]
- 2) Consider Request to Withdraw Application for Change of Zone, PZ-1094, from A (Agricultural) Zone District to PUD (Planned Unit Development) Zone District (New Cache Estates), and Rescind Resolution #2006-2775, Dated November 1, 2006 – Michael and Linda McKee [2023-0222]
- 3) Consider Two-Lot Recorded Exemption, RECX20-0078 – Barry and Joyce Bromley [2023-0223]

ADJOURN:

**PUBLIC HEARINGS
BOARD OF COUNTY COMMISSIONERS**

* No Public Hearings Scheduled for January 16, 2023 *

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Jan 17 -	911 Emergency Telephone Service Authority Board	12:00 PM
Jan 17 -	Northern Colorado RETAC	2:00 PM
Jan 18 -	Weld County Emergency Medical/Trauma Services Council	11:00 AM
Jan 19 -	Greeley-Weld County Airport Authority	3:30 PM
Jan 20 -	Human Services Advisory Council	8:00 AM
Jan 24 -	Board of Public Health	9:00 AM
Jan 24 -	Regional Communications Advisory Board	10:30 AM
Jan 24 -	Community Corrections Board	12:00 PM
Jan 25 -	Greeley-Weld County Airport 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.

Jan 18 -	Vacation of Lot B of Recorded Exemption, RE-85 – HWY52 CR33, LLC, c/o Michael Dente
Jan 18 -	Second Reading of Code Ordinance #2023-02, In the Matter of Repealing and Reenacting, with Amendments, Chapter 12 Licenses and Permits of the Weld County Code (<i>Secure Transportation Services</i>)
Jan 18 -	Final Reading of Code Ordinance #2023-01, In the Matter of Repealing and Reenacting, with Amendments, Chapter 24 Subdivisions of the Weld County Code (<i>Family Farm Division</i>)
Jan 23 -	Partial Vacation of Two-Lot Recorded Exemption, RE-3733, for Removal of Lot B – Western Equipment and Truck, Inc.
Feb 1 -	Final Reading of Code Ordinance #2023-02, In the Matter of Repealing and Reenacting, with Amendments, Chapter 12 Licenses and Permits of the Weld County Code (<i>Secure Transportation Services</i>)
Feb 13 -	Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Vince Holton (<i>Cont'd from 11/14/2022</i>)
Feb 13 -	Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Jerry Dill and Lynne Kelly (<i>Cont'd from 11/14/2022</i>)
Feb 13 -	Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Frank and Yrene Martinez (<i>Cont'd from 11/14/2022</i>)
Feb 13 -	Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Lucina Flores (<i>Cont'd from 11/14/2022</i>)
Feb 22 -	Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Jose Mendoza (<i>Cont'd from 12/7/2022</i>)
Mar 1 -	Change in Boundary Lines of Commissioner Districts in Weld County, Colorado

FUTURE PUBLIC HEARINGS:

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

Jan 18 -	Docket #2023-04, PL2825 - Change of Zone, PUDZ22-0003, from the A (Agricultural) Zone District to the PUD (Planned Unit Development) Zone District for six (6) residential lots with E (Estate) Zone District uses and one (1) non-buildable outlot with A (Agricultural) Zone District uses, Amanda, Brandon, Lisa and Moriah Nguyen [located west of and adjacent to County Road 31; approximately 0.5 miles north of County Road 2] (Planner – Maxwell Nader)	10:00 AM
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FUTURE PUBLIC HEARINGS (CONT'D):

- Jan 18 - Docket #2023-03, PL1595 - A Site Specific Development Plan and Planned Unit Development Final Plan, PUDF22-0004, for four (4) residential lots for E (Estate) Zoned Uses and one (1) lot for A (Agricultural) Zoned Uses, Olson Bros, LP, and Spring Meadows Development, LLC, c/o Roger Olson [located west of and adjacent to County Road 15; south of, and east of, and adjacent to County Road 42] (Planner – Chris Gathman) 10:00 AM
- Jan 18 - Docket #2022-88, PL2846 - A Site Specific Development Plan and Use by Special Review Permit, USR22-0024, for a Solar Energy Facility (SEF) outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Lytle Farms, LLC, c/o SunShare, LLC, dba BecLee Solar, LLC [located north of and adjacent to County Road 66; approximately 0.25 miles east of County Road 43] (Planner – Diana Aungst) – (Cont'd from 12/7/2022) 10:00 AM
- Jan 23 - Docket #2023-13, CR0034 – Public Hearing to Obtain Input Regarding Changing Boundary Lines of Commissioner Districts in Weld County, Colorado 9:00 AM
- Jan 25 - Docket #2023-14, EG0081 – Public Hearing Concerning 2022 Highway User Tax Fund (HUTF) Annual Mileage and Condition Certification Report, and Adopt Map to be Submitted to the Colorado Department of Transportation (CDOT) Showing Total Milage of Public Roads in Weld County which are Eligible for Participation in HUTF 9:00 AM
- Jan 25 - 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 – Maxwell Nader) – (Cont'd from 10/26/2022) 9:00 AM
- Jan 25 - Docket #2023-08, PL2855 - A Site Specific Development Plan and Use by Special Review Permit, USR22-0032, to exceed the maximum allowed building coverage (up to 12%) in a subdivision in the A (Agricultural) Zone District, Jeremy Brown [located north of and adjacent to Lakota Court; south of and adjacent to U.S. Highway 34 right-of-way; approximately 1,350 feet west of County Road 15] (Planner – Kim Ogle) 10:00 AM
- Feb 22 - Docket #2022-63, PL0048 - Show Cause Hearing, PCSC22-0010, 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) 9:00 AM
- Feb 22 - Docket #2022-71, PL1882 - Show Cause Hearing, PCSC22-0013, 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) 9:00 AM

REPORTS:

- 1) Department of Planning Services, Staff Approvals for December 2022

COMMUNICATIONS:

- 1) County Council, Minutes from September 19, 2022
- 2) Federal Mineral Lease Act Board, Agenda for October 17, 2022
- 3) Department of Planning Services, Addition to File PL2843, RLDF22-0002 – CMH Homes, Inc.
- 4) Department of Planning Services, Addition to File RECX20-0106 – Philip and Bree Lukens
- 5) Department of Planning Services, Addition to File PL2829, USR22-0014 – Steven and Kelly Roll
- 6) Department of Planning Services, Addition to File PL2833, COZ22-0006 – Marisela Mendez
- 7) Department of Planning Services, Addition to File PL2826, USR22-0011 – George J. Leis Family Trust, c/o Dorothy Leis, and Sharon R. Wolever Trust, c/o Industrial Tower West, LLC
- 8) Department of Planning Services, Addition to File RECX20-0086 – WCR 19-20, LLC, c/o Richard Johnson
- 9) Department of Human Services, Email dated January 3, 2023, re: Closure of Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Jacques Plante, Jr., and Kaela Plante
- 10) Department of Human Services, Email dated January 3, 2023, re: Closure of Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Elaine Obleness
- 11) Board of County Commissioners, Letter to Sean Chambers, dated December 19, 2022, re: Notice of Commissioner Kevin D. Ross, as Weld County Representative, and Commissioner Scott K. James, as Alternate Representative for South Platte Basin Roundtable Board
- 12) Colorado Department of Local Affairs, Division of Property Taxation, Amended Annual Determination, re: Guadalupe Apartments, LLLP

PUBLIC REVIEW:

- 1) Town of Keenesburg, County Roads 59, 18, and 16.5 Annexation, Resolutions, Petition, Impact Report, and Map [2023-0046]
- 2) Town of Johnstown, Rieder Farm Annexation, Petition, Affidavit of Circular, Resolution, Impact Report, and Maps [2023-0048]
- 3) Colorado Department of Public Health and Environment, Air Pollution Control Division – Noble Energy, Inc. – Gutteresen/Gutteresen State D29-22-A T3N-R64W-S29 L01, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 19WE0908 [2023-0047]
- 4) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Evans 7-26 Pad, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 22WE0140 [2023-0094]
- 5) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Pikes-Suden Sec 34 Pad, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 22WE0035 [2023-0095]
- 6) Raptor Materials, LLC, fka Varra Companies, Inc., Colorado Department of Natural Resources, Division of Reclamation, Mining and Safety, Regular Impact (112) Permit Application, Adequacy Review #2, Permit M-2022-013 – Two Rivers Sand, Gravel and Reservoir Project [2023-0098]

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

- 1) Approve Contract ID #6574 Agreement for Respite Services – Matthew and Valerie Beckstrand [2023-0163]
- 2) Approve Contract ID #6595 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Patrick and Toni Moore [2023-0164]
- 3) Approve Contract ID #6597 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Ronald and Christine Pettie [2023-0165]
- 4) Approve Grant Application for State and Local Fiscal Recovery Funds (SLFRF) for Children, Youth and Family Behavioral Health Services [2023-0166]

RESOLUTIONS (CONT'D):

- 5) Approve Contract ID #6604 2022 State and Criminal Alien Assistance Program (SCAAP) Grant Application [2023-0167]
- 6) Approve Application for Small Business Incentive Program and Authorize Release of Economic Development Trust Funds (Tier 1) – K9cation, c/o Steven Roll [2023-0168]
- 7) Approve ZPAG22-0009 – DPR Greeley, LLC [2023-0115]
- 8) Action of the Board Concerning COZ22-0003 – Marty Matchett [2022-0100]

MISCELLANEOUS:

- * 1) Eaton Reds Day, Class 2A State Football Championship – January 16, 2023 [2023-0210]
- * 2) Contract ID #6607 Agreement for Professional Services for Proximity Door System Upgrade (Assessor’s Office, and Centennial Center Access Control System – Bid #B1700146) – Long Building Technologies, Inc. [2022-2441]
- * 3) Contract ID #6612 Master Subscription Agreement for Enterprise Resource Planning Software (ERP – Bid #B2200041) – Workday, Inc. [2022-3208]

* **Signed this date**