

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
MONDAY, MAY 2, 2022
9:00 A.M.

2022-1221

PLEDGE OF ALLEGIANCE

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 April 18, 2022

[2022-1101]

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) CodeRED Week – May 1-7, 2022 | [2022-1223] |
| 2) Older Americans Month – May 2022 | [2022-1224] |
| 3) Foster Care Month – May 2022 | [2022-1225] |
| 4) National Mental Health Month – May 2022 | [2022-1226] |

WARRANTS:

- | | |
|---|-------------|
| 1) General Warrants – April 29, 2022 | [2022-1227] |
| 2) Commissioner Warrants (Perry L. Buck) – April 29, 2022 | [2022-1228] |

BIDS:

- | | |
|---|-------------|
| 1) Approve Bid #B2200078, Emulsion Dust Control Agent – Department of Public Works | [2022-1104] |
| 2) Present Bid #B2200011, Two-Ton 4X4 Crew Cab Dual Wheels Flat Bed (QTY 1) – Department of Public Works | [2022-1229] |
| 3) Present Bid #B2200012, Two-Ton 4X4 Crew Cab Dual Wheels and Utility Box (QTY 2) – Department of Public Works | [2022-1230] |

BIDS (CONT'D):

- 4) Present Bid #B2200020, Tank Trailer Liquid Applications Milling (QTY 2) – Department of Public Works [2022-1231]
- 5) Present Bid #B2200080, Elections Ballot Counting Room and Veterans Services Office Building Renovations – Facilities Department [2022-1232]
- 6) Present Bid #B2200081, Tree Replacement at Various Locations – Facilities Department [2022-1233]

NEW BUSINESS:

- 1) Consider Contract ID #5759 Service Agreement for Parking Lot Sweeping (Informal Bid #B2200083) and authorize Chair to sign – Krupicka Enterprises, Inc. [2022-1234]
- 2) Consider Professional Service Agreement and authorize Chair to sign – Zoe Training and Consulting [2022-1235]
- 3) Consider Temporary Closure of CR 26.75 Between CRs 15 and 17 [2022-1236]
- 4) Consider Temporary Closure of CR 10 Between CRs 5 and 7 [2022-1237]
- 5) Consider Temporary Closure of CR 72 Between CRs 31 and 33 [2022-1238]
- 6) Consider Temporary Permit for Vintner’s Restaurant (County) Liquor License and authorize Chair to sign – Salt and Acres, LLC, dba Salt and Acres [2022-1239]
- 7) Consider Renewal Application for a Tavern (County) Liquor License and authorize Chair to sign – RM, Inc., dba Room 119 [2022-1240]
- 8) Consider Appointment of Deputy District Attorney and authorize Chair to sign – Katherine Fitzgerald [2022-1241]
- 9) Consider Appointments to Regional Communications Advisory Board [2022-1242]

PLANNING:

- 1) Consider Vacation of Two-Lot Recorded Exemption, RECX18-0082, and Recombine Lots into One Parcel – Joseph and Janet Timko [2022-1243]
- 2) Consider Vacation of Two-Lot Recorded Exemption, RECX19-0116, and Recombine Lots into One Parcel – Eric Drake and Elizabeth Wilson [2022-1244]
- 3) Consider Request to Withdraw Application for a Site Specific Development Plan and Use by Special Review Permit, USR19-0024, for Mineral Resource Development Facilities, Oil and Gas Support and Service (Class II Oilfield Waste Disposal Facility – Saltwater Injection Facility) in the A (Agricultural) Zone District, and Rescind Resolution #2019-3418, dated August 7, 2019 – EWS #11 DJ Basin, LLC, aka Expedition Water Solutions [2022-1245]

ADJOURN:

**PUBLIC HEARINGS
BOARD OF COUNTY COMMISSIONERS**

* No Public Hearings Scheduled for May 2, 2022 *

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

May 2 -	Weld County Fair Board	6:00 PM
May 3 -	Board of Retirement	9:00 AM
May 3 -	Board of Adjustment	10:00 AM
May 3 -	Planning Commission	12:30 PM
May 4 -	Weld County Community Development Block Grant Advisory Committee	3:00 PM
May 9 -	401K Savings Plan and 457 Deferred Compensation Plan Fiduciary Committee	2:30 PM
May 10 -	Workforce Development Board	11:45 AM
May 12 -	Weld Faith Partnership Council	7:30 AM
May 12 -	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.

- May 4 - Second 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*)
- May 4 - Partial Vacation of Four-Lot Corrected Recorded Exemption, RECX17-0152, for Removal of Lot D – Herbert Wagner, Jr., and Roland Wagner
- May 9 - Partial Vacation of Two-Lot Recorded Exemption, RE-2715, for Removal of Lot B – Michael and Janine Freeman
- May 9 - Partial Vacation of Corrected Two-Lot Recorded Exemption, RECX13-0093, for Removal of Lot B – Carlos and Ernestine Galicia
- May 9 - First Reading of Code Ordinance #2022-03, In the Matter of Repealing and Reenacting, with Amendments, Chapter 2 Administration of the Weld County Code (*Oil and Gas, Resolutions, and Proclamations*)
- May 18 - 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*)
- May 23 - Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Daniela Flores and Paula Grado (*Cont'd from 4/18/2022*)
- 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 (*Oil and Gas, Resolutions, and Proclamations*)
- 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 (*Oil and Gas, Resolutions, and Proclamations*)
- 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. (*Cont'd from 7/7/2021*)
- Jul 18 - Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Lucina Flores (*Cont'd from 4/18/2022*)
- 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*)

FUTURE PUBLIC HEARINGS:

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

- May 4 - Docket #2022-50, EG0080 - Petition to vacate a portion of County Road 64, aka O Street, right-of-way within Union Pacific Railroad right-of-way near U.S. Highway 85, subject to dedicated and recorded easements and rights-of-way, Weld County Department of Public Works 9:00 AM
- May 4 - Docket #2022-28, PL0054 - A Site Specific Development Plan and Major Amended Use by Special Review Permit, 1MJUSR21-86-742, for a Horse Training and Breeding Center to permit a Commercial Rodeo and Commercial Roping Arena outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Wendy Chambers [located south of and adjacent to County Road 14; approximately 0.25 miles west of County Road 37] (Planner – Maxell Nader) 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

REPORTS:

- 1) Department of Public Works, Road Closures for Less than 72 Hours, April 2022

COMMUNICATIONS:

- 1) Board of Adjustment, Agenda for May 3, 2022
- 2) Planning Commission, Agenda for May 3, 2022
- 3) Department of Planning Services, Addition to File PL2802, COZ21-0004 – Isaia and Krista Aricayos
- 4) Department of Public Works, Memorandum dated April 20, 2022, re: Findings of Fact, Conclusions of Law, Ruling and Decree of the Water Court for East Davis Dust Control Well (Case Number 20CW3050 [12CW109])
- 5) Department of Public Works, Memorandum dated April 20, 2022, re: Corrected Findings of Fact, Conclusions of Law and Decree of the Water Court for Hoekstra Gravel Pit and Change of Use for Rural Ditch Irrigation Shares (Case Number 17CW3202)
- 6) Department of Human Services, Email dated April 27, 2022, re: Foster Home Closures and Cancellations of Individual Provider Contracts for Purchase of Foster Care Services in a Foster Care Home – Patricia Lind and Katherine Dalby, and Gary and Maria Thomas

PUBLIC REVIEW:

- 1) City of Evans, Hunt Brothers Properties Annexation, Notice of Annexation and Land Use (Gravel Mining/Asphalt Batch Plant), and Maps [2022-0946]

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

- 1) Approve Contract ID #5577 Rescinding Resolution #2022-0638, Dated February 23, 2022, and Revised Intergovernmental Data-Access Contract [2022-1199]
- 2) Approve Contract ID #5740 Memorandum of Understanding for Workforce Innovation and Opportunity Act (WIOA) – Job Corps [2022-1200]

RESOLUTIONS (CONT'D):

- 3) Approve Contract ID #5751 Memorandum of Understanding for Workforce Innovation and Opportunity Act (WIOA) – Service Employment Redevelopment, Jobs for Progress National, Inc. [2022-1201]
- 4) Approve Contract ID #5733 Change Letter Amendment #4 to Memorandum of Understanding for Disaster Recovery National Dislocated Worker Grant (COResponds) – Jefferson County [2022-1202]
- 5) Approve Contract ID #5746 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Michael Dwyer and Tiffini Giebel-Enriquez [2022-1203]
- 6) Approve Contract ID #5752 for Behavioral Health Grant Program for High-Fidelity Wraparound Project [2022-1204]
- 7) Approve Contract ID #5754 Intergovernmental Agreement for GovPrime, Service Agreement, and Statement of Work for Implementation Agreement for HSConnects Program – Arapahoe County [2022-1205]
- 8) Approve Contract ID #5748 Agreement Concerning Purchase of Certain Property for Public Road Improvements for CR 37 Railroad Closure Project, and Acceptance of Grant of Temporary Construction Easement – Winter Family Farms, LLC [2022-1206]
- 9) Approve Special Events Permit – The Morison Theater Company, dba Miners Alley Playhouse [2022-1207]
- 10) Approve Renewal Application for Fermented Malt Beverage On-Premises (County) Liquor License – Ana M. Lucero, dba Pollo Feliz [2022-1208]
- 11) Approve Partial Vacation of Four-Lot Recorded Exemption, RECX17-0139, for Removal of Lot D – Briggsdale Energy, LLC, c/o ST NoCo Acquisitions, LLC, c/o Terry Younglove [2022-1209]
- 12) Approve Partial Vacation of Four-Lot Recorded Exemption, RECX17-0140, for Removal of Lot D – Briggsdale Energy, LLC, c/o ST NoCo Acquisitions, LLC, c/o Terry Younglove [2022-1210]
- 13) Approve Application for Small Business Incentive Program and authorize Release of Economic Development Trust Funds (Tier I) – Lame Dog Ranch, LLC, c/o Kristi Plutt [2022-1211]
- 14) Approve COZ21-0010 – R.H. Amen Farms, LLC [2022-0804]
- 15) Action of the Board Concerning COZ21-0011 – J & K Investments, LLC [2022-0819]
- 16) Action of the Board Concerning COZ21-0012 – W3 Legacy, LLC [2022-0846]

MISCELLANEOUS:

- * 1) CodeRED Week – May 1-7, 2022 [2022-1223]
- * 2) Older Americans Month – May 2022 [2022-1224]
- * 3) Foster Care Month – May 2022 [2022-1225]
- * 4) National Mental Health Month – May 2022 [2022-1226]
- * 5) Appointment of Deputy District Attorney – Katherine Fitzgerald [2022-1241]
- * 6) Contract ID #5774 Amendment #1 to Child Protection Agreement for Services (Bid #B2100042) – Reaching HOPE [2021-1547]
- * 7) Contract ID #5775 Amendment #2 to Child Protection Agreement for Services (Bid #B2000037) – Julie Kula [2020-1256]
- * 8) Contract ID #5776 Amendment #1 to Child Protection Agreement for Services (Bid #B2100042) – Breanna Tindall, PLLC [2021-1606]
- * 9) Contract ID #5777 Amendment #1 to Child Protection Agreement for Services (Bid #B2100042) – Sovereignty Counseling Services, PLLC [2021-1439]
- * 10) Contract ID #5778 Amendment #1 to Child Protection Agreement for Services (Bid #B2100042) – VitalCare Corporation [2021-1469]

MISCELLANEOUS (CONT'D):

- * 11) Contract ID #5780 Amendment #1 to Child Protection Agreement for Services (Bid #B2100042) – Alison Reece [2021-1438]
- * 12) Contract ID #5782 Amendment #1 to Child Protection Agreement for Services (Bid #B2100042) – Specialty Counseling and Consulting, LLC [2021-1466]
- * 13) Contract ID #5791 Amendment #1 to Child Protection Agreement for Services (Bid #B2100042) – Behavior Services of the Rockies [2021-1581]
- * 14) Contract ID #5792 Amendment #1 to Child Protection Agreement for Services (Bid #B2100042) – Withers Whisper, LLC [2021-1471]
- * 15) Contract ID #5793 Amendment #1 to Child Protection Agreement for Services (Bid #B2100042) – Centennial Mental Health Center, Inc. [2021-1579]
- * 16) Contract ID #5761 Change Order to Agreement for Construction Services for Weld County Training Site and Shooting Range Project (Bid #B2100116) – Roche Constructors, Inc. [2021-2923]
- * 17) Contract ID #5618 for Surface Gravel Supply (Bid #B2200042) – Mill Iron Mining, LLC/Broken Arrow Construction [2022-0452]
- * 18) Contract ID #5784 Premium Access Agreement, Content License Agreement, and Music License Agreement – Getty Images (US), Inc. [2022-1246]

* **Signed this date**