

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
MONDAY, JUNE 20, 2022
9:00 A.M.

2022-1712

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 June 6, 2022 [2022-1507]

CERTIFICATION OF HEARINGS: Hearings conducted on June 6, 2022:

- 1) Community Development Block Grant (CDBG) 2021 Consolidated Annual Performance and Evaluation Report [2022-1531]

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 – June 17, 2022 [2022-1714]
- 2) Commissioner Warrants (Lori Saine) – June 17, 2022 [2022-1715]
- 3) Commissioner Warrants (Perry L. Buck) – June 17, 2022 [2022-1716]

BIDS:

- 1) Approve Bid #B2200071, CRs 72 and 76 Paving Project – Department of Public Works [2022-1511]
- 2) Approve Bid #B2200085, Carbide Cutting Bits (Picks) – Department of Public Works [2022-1512]
- 3) Approve Bid #B2200089, Recycled Asphalt Crushing – Department of Public Works [2022-1513]
- 4) Rescind Bid #B2100111, Tandem Axle Tank Trailer with Dust Palliative Spray System (QTY 2) – Department of Public Works [2021-2228]

NEW BUSINESS:

- 1) Consider Five (5) Forms of Memorandum of Intergovernmental Agreement for Conduct of Coordinated Elections and authorize Chair to sign any necessary documents [2022-1717]
- 2) Consider Contract ID #6002 Amendment #4 for Nurse Home Visitor Program (NHVP) and authorize Chair to sign and submit electronically [2022-1718]
- 3) Consider Contract ID #5924 Agreement for Sale and Purchase of CBT Unit in Colorado Big Thompson Project for Conveyance to Town of Ault and authorize Chair to sign – J. Randel and Sandra Bright [2022-1719]
- 4) Consider Contract ID #5931 Change Order to Agreement for Construction Services for Department of Public Works Storage Building Project (Bid #B2100105) and authorize Chair to sign – Landmark Builders, Inc. [2021-1753]
- 5) Consider Contract ID #5967 Lease Agreement for Farm Property and authorize Chair to sign – Hungenberg Produce, Inc. [2022-1720]
- 6) Consider Temporary Closure of CR 18 Between CRs 63 and 65 [2022-1721]
- 7) Consider Temporary Closure of CR 55 Between CR 10 and SH 52 [2022-1722]
- 8) Consider Purchase Order for Used Vehicle for Use by Department of Human Services and authorize Chair and Controller to sign any necessary documents – Mountain States Toyota [2022-1723]
- 9) Consider Community Development Block Grant (CDBG) Program 2021 Consolidated Annual Performance and Evaluation Report [2022-1724]
- 10) Consider Increase of Change Funds for Clerk and Recorder's Office, Motor Vehicle Divisions in Greeley, Southeast Weld (Fort Lupton), and Southwest Weld (Del Camino) [2022-1725]

PLANNING:

- 1) Consider Partial Vacation of Two-Lot Recorded Exemption, RE-3457, for Removal of Lot B – Michael and Janine Freeman [2022-1726]
- 2) Consider Vacation of Use by Special Review Permit, USR-951 – George Zadel [2022-1727]

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) [2022-1815 and 2022-1816]

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Jun 21 -	911 Emergency Telephone Service Authority Board	12:00 PM
Jun 21 -	Northern Colorado RETAC	2:00 PM
Jun 22 -	Greeley Housing Authority	4:30 PM
Jun 23 -	401k Savings Plan and 457 Deferred Compensation Plan Fiduciary Committee	9:30 AM
Jun 28 -	Board of Public Health	9:00 AM
Jun 28 -	Regional Communications Advisory Board	10:30 AM
Jun 28 -	Community Corrections Board	12:00 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.

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. (<i>Cont'd from 7/7/2021</i>)
Jul 11 -	Partial Vacation of Two-Lot Recorded Exemption, RECX13-0060, for Removal of Lot B – CBEP Land 2, LLC
Jul 18 -	Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Lucina Flores (<i>Cont'd from 4/18/2022</i>)
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 (<i>Cont'd from 4/18/2022</i>)

FUTURE PUBLIC HEARINGS:

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

Jun 22 -	Docket #2022-47, PL2825 - A Site Specific Development Plan and Use by Special Review Permit, USR22-0008, for Oil and Gas Support and Service (directional drilling) outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Brian and Jodi Warren [located west of and adjacent to County Road 43; approximately 0.45 miles north of County Road 74] (Planner – Maxwell Nader)	10:00 AM
Jun 22 -	Docket #2022-49, PL2826 - A Site Specific Development Plan and Use by Special Review Permit, USR22-0011, for a Telecommunications Antenna Tower (330-foot tall guyed antenna with associated equipment) in the A (Agricultural) Zone District, George J. Leis Family Trust, c/o Dorothy Leis, and Sharon R. Wolever Trust, c/o Industrial Tower West, LLC [located south of and adjacent to County Road 102; west of and adjacent to State Highway 71] (Planner – Chris Gathman)	10:00 AM
Jun 22 -	Docket #2022-45, PL2483 - A Site Specific Development Plan and Second Major Amended Use by Special Review Permit, 2MJUSR22-17-0024, for Recreational Facilities and Uses including Race Tracks and Race Courses (Match Horse Racing), and modification of certain Development Standards to add Commercial Recreational Facilities (truck expo shows), Event Facility (live music), and Racing Facilities (a 100-foot x 100-foot asphalted area for truck burnout and an ATV off road race track), outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Ana Ornelas Moreno and Leonel Ornelas, c/o IHRF, Inc. [located north of and adjacent to County Road 96; east of and adjacent to County Road 37] (Planner – Diana Aungst)	10:00 AM

FUTURE PUBLIC HEARINGS (CONT'D):

- Jun 29 - Docket #2022-51, PL2827 - A Site Specific Development Plan and Use by Special Review Permit, USR22-0005, to exceed the maximum allowed building coverage in the A (Agricultural) Zone District, Juan Antonio Garcia Ramirez [located north of and adjacent to Coleman Avenue; approximately 480 feet west of Grant Street; approximately 970 feet north of County Road 19] (Planner – Angela Snyder) 10:00 AM
- Jun 29 - Docket #2022-52, PL1623 - A Site Specific Development Plan and Second Major Amended Use by Special Review Permit, 2MJUSR21-02-1343, for wet open pit mining and materials processing and in-situ water storage reservoirs to include a modification to mining style from wet to open dry mining (sand, gravel, stone) and processing of minerals, with ancillary operations and equipment including a Ready-Mixed Plant, a Hot Mix Asphalt (HMA) Batch Plant, the exporting of aggregates, concrete and asphalt recycling, mine office with scale house and scale, a fueling/lubricating station, portable generators, mobile mining equipment parking and storage, and employee and vendor parking and more than the number of cargo containers allowed by Section 23-3-30, up to ten (10) conex containers for storage of equipment and materials for plant operations and maintenance outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Ready Mixed Concrete Company and Raptor Materials, LLC [located south of and adjacent to State Highway 66; west of and adjacent to County Road 19; north of and adjacent to County Road 28] (Planner – Kim Ogle) 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

COMMUNICATIONS:

- 1) Department of Planning Services, Addition to File RECX19-0116 – Eric Drake and Elizabeth Wilson
- 2) Department of Planning Services, Addition to File RECX20-0093 – 4B Holdings, Ltd., c/o William Buchholz
- 3) Department of Planning Services, Addition to File RECX17-0004 – Pearl Johnson
- 4) Department of Planning Services, Addition to File RE-2715 – Michael and Janine Freeman
- 5) Department of Human Services, Email dated June 1, 2022, re: Colorado Department of Human Services Operation Memo for Statewide Contract with Goodwill for Administration of Low-Income Energy Assistance Program (LEAP)
- 6) Department of Human Services, Email dated June 6, 2022, re: Colorado Department of Local Affairs Option Letter #4, Community Services Block Grant (CSBG) Program
- 7) Board of County Commissioners, Letter to Colorado Department of Early Childhood, dated June 6, 2022, re: Letter of Support for United Way of Weld County's Local Coordinating Organization Application
- 8) Frederick-Firestone Fire Protection District, Oaths of Office for David Stout and Jeffrey Jurgena to the Board of Directors
- 9) Colorado House of Representatives, State Capital, Letter dated June 6, 2022, re: House Joint Resolution 22-1018

PUBLIC REVIEW:

- 1) Red Tierra Equities, LLC, c/o Civil Resources, LLC, Response to Colorado Department of Natural Resources, Division of Reclamation, Mining and Safety, Adequacy Review Letter for 112c Permit Application, Permit M-2022-001 – Section 20 Gravel Mine [2022-0476]
- 2) Varra Companies, Inc., Submittal of Additional Attachments, Regular Impact (112) Construction Permit Application, Permit M-2022-013 – Two Rivers Sand, Gravel and Reservoir Project [2022-1616]
- 3) Raptor Materials, LLC, fka Varra Companies, Inc., Submittal to Colorado Department of Natural Resources, Division of Reclamation, Mining and Safety, Regular Impact (112) Permit Application, Permit M-2022-013 – Two Rivers Sand, Gravel and Reservoir Project [2022-1702]
- 4) Monarch Mountain Minerals and Aggregates, LLC, c/o Civil Resources, LLC, Preliminary Review of 112 Construction Materials Reclamation Permit Amendment Application, Permit M-2022-009 – DENM Gravel Mine [2022-1705]

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

- 1) Approve Contract ID #5864 Child Protection Agreement for Services – Evoke Behavioral Health, LLC [2022-1655]
- 2) Approve Contract ID #5865 Agreement for Substance Abuse Treatment Services – Signal Behavioral Health Network [2022-1656]
- 3) Approve Contract ID #5877 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Michael and Kristi Jauken [2022-1657]
- 4) Approve Contract ID #5917 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Joel Vargas and Maria Pena [2022-1658]
- 5) Approve Contract ID #5950 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Sandra Mata [2022-1659]
- 6) Approve Contract ID #5952 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Abigail Dix [2022-1660]
- 7) Approve Contract ID #5954 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Timothy Piccarreto [2022-1661]
- 8) Approve Contract ID #5882 Intergovernmental Contract Amendment #1 for Promoting Safe and Stable Families (PSSF) Grant [2022-1662]
- 9) Approve Contract ID #5939 State and Local Fiscal Recovery Funds (SLFRF) Agreement Amendment #1 for Workforce Development Programs [2022-1663]
- 10) Approve Standard Form of Agreement, Rates, and Provider List for Individual Provider Contracts for Purchase of Foster Care Services in a Foster Care Home [2022-1664]
- 11) Approve Contract ID #5914 Five-Year Master Task Order Contract [2022-1665]
- 12) Approve Contract ID #5915 Task Order for Local Planning and Support for Core Public Health Services [2022-1666]
- 13) Approve ID #5980 Amendment #5 for Public Health Emergency Preparedness and Response [2022-1667]
- 14) Approve Contract ID #5965 Intergovernmental Agreement for Contribution for Roadway Improvements for CRs 74 and 33 Intersection Roundabout Project – Town of Eaton [2022-1668]
- 15) Approve Partial Vacation of Two-Lot Recorded Exemption, RECX18-0076, for Removal of Lot B – Chris and Christine Glover [2022-1669]
- 16) Approve Partial Vacation of Two-Lot Recorded Exemption, RECX15-0060, for Removal of Lot B – Chris and Christine Glover [2022-1670]
- 17) Approve Partial Vacation of Two-Lot Recorded Exemption, RECX15-0108, for Removal of Lot B – Chris and Christine Glover [2022-1671]

RESOLUTIONS (CONT'D):

- 18) Approve Partial Vacation of Two-Lot Recorded Exemption, RECX20-0086, for Removal of Lot B – WCR 19-20, LLC, c/o Richard Johnson [2022-1672]
- 19) Approve USR22-0077 – Willard and Linda Owens, c/o USS Picadilly Solar, LLC [2022-1550]

MISCELLANEOUS:

- * 1) Contract ID #5931 Change Order to Agreement for Construction Services for Department of Public Works Storage Building Project (Bid #B2100105) – Landmark Builders, Inc. [2021-1753]
- * 2) Contract ID #5988 Child Protection Agreement for Services (Bid #B2200040) – UABACO, LLC [2022-1728]
- * 3) Contract ID #5995 Amendment #1 to Memorandum of Understanding for School Stability for Students in Foster Care – Weld County School District RE-1 [2021-3039]
- * 4) Contract ID #5998 Amendment #1 to Memorandum of Understanding for School Stability for Students in Foster Care – Weld County School District 6 [2021-3041]
- * 5) Contract ID #5999 Amendment #1 to Memorandum of Understanding for School Stability for Students in Foster Care – Weld County School District RE-10J [2021-3227]
- * 6) Contract ID #6000 Amendment #1 to Memorandum of Understanding for School Stability for Students in Foster Care – Weld County School District RE-7 [2021-3230]
- * 7) Contract ID #6001 Amendment #1 to Memorandum of Understanding for School Stability for Students in Foster Care – Weld County School District RE-3J [2021-3042]
- * 8) Contract ID #6007 Amendment #1 to Memorandum of Understanding for School Stability for Students in Foster Care – Weld County School District RE-5J [2021-3040]
- * 9) Contract ID #6008 Amendment #1 to Memorandum of Understanding for School Stability for Students in Foster Care – Weld County School District RE-2 [2021-3229]
- * 10) Contract ID #6009 Amendment #1 to Memorandum of Understanding for School Stability for Students in Foster Care – Weld County School District RE-9 [2021-3226]
- * 11) Contract ID #6010 Amendment #1 to Memorandum of Understanding for School Stability for Students in Foster Care – Weld County School District RE-8 [2022-0093]
- * 12) Contract ID #6011 Amendment #1 to Memorandum of Understanding for School Stability for Students in Foster Care – Weld County School District RE-12 [2021-3085]
- * 13) Contract ID #6006 Amendment #2 to Purchase of Service Agreement for Older Americans Act In-Home Services (Bid #B2000079) – Mile High Seniors, Inc., dba Home Helpers [2020-1456]
- * 14) Contract ID #5933 Agreement for Construction Services for Missile Site Silo Roof Replacement Project (Emergency Bid #B2200090) – Front Range Roofing Systems, LLC [2022-1455]
- * 15) Contract ID #5935 Extension/Renewal Amendment #2 to Agreement for Services for Pest Control Services (Bid #B2000116) – AAA Pest Pros [2020-1573]
- * 16) Contract ID #5936 Extension/Renewal Amendment #3 to Agreement for Services for Carpet Cleaning (North Business Park – Bid #B1900067) – Graham Brothers, LLC [2019-1272]
- * 17) Integrated Disbursement and Information System (IDIS) Online Access Request for Donald Sandoval – U.S. Department of Housing and Urban Development (HUD), Office of Community Planning and Development [2022-1729]
- * 18) Contract ID #5983 Road Maintenance Agreement According to Requirements During the Construction Period for Zoning Permit Solar Energy Facility, ZPSF22-0001 – Jerry Loeffler, c/o Pivot Energy and Pivot Solar 22, LLC [2022-1730]
- * 19) Contract ID #5984 Road Maintenance Agreement According to Requirements During the Construction Period for Zoning Permit Solar Energy Facility, ZPSF22-0002 – Roberta McGregor and Dorothy Davis, c/o Pivot Energy and Pivot Solar 23, LLC [2022-1731]

MISCELLANEOUS (CONT'D):

- * 20) Contract ID #5985 Road Maintenance Agreement According to Requirements During the Construction Period for Zoning Permit Solar Energy Facility, ZPSF22-0003 – Jerry D. and Joyce M. Cannon Family Trust, and Anne E. Newton Trust, c/o Pivot Energy and Pivot Solar 28, LLC [2022-1732]
- * 21) Small Tract Oil and Gas Lease for Mineral Interests (0.1129 acres – S13, T7N, R66W) – PDC Energy, Inc. [2022-1733]
- * 22) Small Tract Oil and Gas Lease for Mineral Interests (0.0290 acres – S13, T7N, R66W) – PDC Energy, Inc. [2022-1734]
- * 23) Small Tract Oil and Gas Lease for Mineral Interests (0.0291 acres – S13, T7N, R66W) – PDC Energy, Inc. [2022-1735]
- * 24) Small Tract Oil and Gas Lease for Mineral Interests (0.0593 acres – S13, T7N, R66W) – PDC Energy, Inc. [2022-1736]
- * 25) Small Tract Oil and Gas Lease for Mineral Interests (1.2443 acres – S13, T7N, R66W) – PDC Energy, Inc. [2022-1737]
- * 26) Small Tract Oil and Gas Lease for Mineral Interests (0.03 acres – S13, T7N, R66W) – PDC Energy, Inc. [2022-1738]
- * 27) Small Tract Oil and Gas Lease for Mineral Interests (0.0075 acres – S13, T7N, R66W) – PDC Energy, Inc. [2022-1739]
- * 28) Small Tract Oil and Gas Lease for Mineral Interests (0.0739 acres – S13, T7N, R66W) – PDC Energy, Inc. [2022-1740]
- * 29) Small Tract Oil and Gas Lease for Mineral Interests (0.1894 acres – S13, T7N, R66W) – PDC Energy, Inc. [2022-1741]
- * 30) Small Tract Oil and Gas Lease for Mineral Interests (0.1013 acres – S12, T7N, R66W) – PDC Energy, Inc. [2022-1742]
- * 31) Small Tract Oil and Gas Lease for Mineral Interests (0.0094 acres – S12, T7N, R66W) – PDC Energy, Inc. [2022-1743]
- * 32) Small Tract Oil and Gas Lease for Mineral Interests (1.8779 acres – S12, T7N, R66W) – PDC Energy, Inc. [2022-1744]
- * 33) Small Tract Oil and Gas Lease for Mineral Interests (0.1931 acres – S12, T7N, R66W) – PDC Energy, Inc. [2022-1745]
- * 34) Small Tract Oil and Gas Lease for Mineral Interests (0.1922 acres – S12, T7N, R66W) – PDC Energy, Inc. [2022-1746]
- * 35) Small Tract Oil and Gas Lease for Mineral Interests (0.3253 acres – S12, T7N, R66W) – PDC Energy, Inc. [2022-1747]
- * 36) Small Tract Oil and Gas Lease for Mineral Interests (0.4844 acres – S11, T4N, R67W) – PDC Energy, Inc. [2022-1748]
- * 37) Small Tract Oil and Gas Lease for Mineral Interests (0.9116 acres – S11, T4N, R67W) – PDC Energy, Inc. [2022-1749]

* **Signed this date**