

**AGENDA**  
**BOARD OF COUNTY COMMISSIONERS**  
**WELD COUNTY, COLORADO**  
**MONDAY, FEBRUARY 6, 2023**  
**9:00 A.M.**

**2023-0369**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL:**

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

**MINUTES:** Approval of Minutes of January 23, 2023 [2023-0257]

**CERTIFICATION OF HEARINGS:** Hearings conducted on January 23, 2023:

- 1) Hearing to Gain Public Input Regarding Changing Boundary Lines of Commissioner Districts in Weld County, Colorado [2023-0264]

**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](mailto: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:** See Item #1 Under 'Consent Agenda-Miscellaneous' – Partial Vacation of a Recorded Exemption

**COMMISSIONER COORDINATOR REPORTS:**

**WARRANTS:**

- 1) General Warrants – February 3, 2023 [2023-0371]

**BIDS:**

- 1) Approve Bid #B2300044, Department of Public Health and Environment Building Heating, Ventilation, and Cooling (HVAC) Upgrade – Facilities Department [2023-0260]
- 2) Approve Bid #B2300047, Traffic Paint and Beads – Department of Public Works [2023-0261]
- 3) Present Bid #B2300043, Marketing and Recruitment Services – Sheriff's Office [2023-0372]

**NEW BUSINESS:**

- 1) Consider Contract ID #6656 Intergovernmental Agreement for Subregional Share Air Quality/Multimodal Award for Southwest Weld Trail Study and authorize Chair to sign and submit electronically [2023-0373]
- 2) Consider Round Two (2) for 2022 Allocation of Community Development Block Grant (CDBG) Funds for City of Dacono Glen Dale Avenue Waterline Replacement Project [2023-0374]
- 3) 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 (*Secure Transportation Services*) [2023-0375]
  - Legals.....[2023-0024]
  - Correspondence.....[2023-0025]

**ADJOURN:**

**PUBLIC HEARINGS  
BOARD OF COUNTY COMMISSIONERS**

\* No Public Hearings Scheduled for February 6, 2023 \*

# CONSENT AGENDA

## SCHEDULE OF ADVISORY BOARD MEETINGS:

Feb 6 -	Weld County Fair Board	6:00 PM
Feb 7 -	Board of Retirement	9:00 AM
Feb 7 -	Planning Commission	1:30 PM
Feb 9 -	Weld Faith Partnership Council	7:30 AM
Feb 9 -	Area Agency on Aging Advisory Board	9:00 AM
Feb 13 -	Juvenile Community Review Board	12:00 PM
Feb 16 -	Greeley-Weld County Airport Authority Board	3:30 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.

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 13 -	Partial Vacation of Two-Lot Lot Line Adjustment, LLA22-0027, for Removal of Lot B – James R. Clark Revocable Trust
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.

Feb 8 -	Docket #2023-15, PL2858 - Zoning Permit, ZPSF22-0004, for a Solar Energy Facility in the A (Agricultural) Zone District, Janssen Farms, LLC, c/o SunShare LLC, dba Grizzly Solar, LLC [located south of and adjacent to County Road 72; east of and adjacent to County Road 39] (Planner – Maxwell Nader) 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

**FUTURE PUBLIC HEARINGS (CONT'D):**

- Feb 22 - 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) – *(Rescheduled from 1/18/2023)* 10:00 AM
- Apr 19 - 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 1/25/2023)* 9:00 AM
- Jul 12 - Docket #2023-10, PL0674 - Probable Cause Hearing, PCSC22-0021, 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, USR11-0004, for an Oil and Gas Support Facility (water hauling) and any Use Permitted as a Use by Right, Accessory Use, or Use by Special Review in the Commercial or Industrial Zone Districts (maintenance and fabrication of new and existing trucks) in the A (Agricultural) Zone District, Donn Foster and Mary Lee Hardy, dba Foster Trucking, Inc. [located south of and adjacent to State Highway 263 (8th Avenue); approximately 0.5 miles east of County Road 47] (Planner – Kim Ogle) – *(Cont'd from 2/1/2023)* 9:00 AM

**COMMUNICATIONS:**

- 1) Planning Commission, Agenda for February 7, 2023
- 2) Department of Planning Services, Addition to File RE-4721 – Stanley and Mary Odenbaugh
- 3) Department of Planning Services, Addition to File RE-4653 – PV East, LLC, c/o Richard Johnson
- 4) Denver Regional Council of Governments (DRCOG), Email dated September 23, 2022, re: Award Notification for Subregional Share Air Quality/Multimodal Southwest Weld Trail Study
- 5) Lind, Ottenhoff, and Root, LLP, Notice of Cancellation and Certified Statement of Results, dated January 25, 2023, re: Storms Lake Drainage District Statement of Election Results for 2023 Board of Directors
- 6) U.S. Department of Homeland Security, Federal Emergency Management Agency (FEMA), Region VIII, Letter dated January 10, 2023, re: Letter of Map Revision (LOMR) for the Flood Insurance Study (FIS) Report and Flood Insurance Rate Map (FIRM)

**PUBLIC REVIEW:**

- 1) Town of Mead, Shiers Annexation, Notice of Public Hearing, Resolution, Petition, and Affidavit [2023-0363]
- 2) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Thunder 3 Sec HZ, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit Nos. 22WE0419, 22WE0420, and 22WE0421 [2023-0361]
- 3) Colorado Department of Public Health and Environment, Air Pollution Control Division – Noble Energy, Inc. – LC34 Econode T9N-R59W-S34 L01, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 16WE0159 [2023-0362]
- 4) Colorado Department of Natural Resources, Division of Reclamation, Mining and Safety, Incompleteness Letter Response for Application for Regular 112 Construction Materials Reclamation, Permit #M-2023-001 – J-2 Contracting Company – Sunset Industrial Pit, Developed Water Resource [2023-0272]

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

- 1) Approve Equitable Sharing Agreement and Certification – 19th Judicial District Attorney’s Office [2023-0341]
- 2) Approve Contract ID #6646 Equitable Sharing Agreement and Certification – Sheriff’s Office [2023-0342]
- 3) Approve Contract ID #6649 Acceptance of Statement of Grant Award for Internet Crimes Against Children (ICAC) Task Force – City of Colorado Springs Police Department [2023-0343]
- 4) Approve Contract ID #6618 Revised Memorandum of Understanding for Bags of Love Project, and Rescind Resolution #2022-3412, dated December 12, 2022 – Carol Friemark, on behalf of Bags of Love [2023-0344]
- 5) Approve Contract ID #6619 Amendment #2 to Intergovernmental Agreement for 2022- 2023 County Incentives Program [2023-0345]
- 6) Approve Standard Form for Professional Service Agreement for Senior Nutrition Program Meal Delivery Services (Bid #B2300041) between Department of Human Services and Various Providers [2023-0346]
- 7) Approve Standard Form for Professional Service Agreement for Older Americans Act (OAA) Provider Services (Bid #B2300042) between Department of Human Services and Various Providers [2023-0347]
- 8) Approve Vacation of Use by Special Review Permit, USR-1670 – Pierce Hardy Limited Partnership (84 Lumber) [2023-0348]
- 9) Action of the Board Concerning PCSC22-0021 – Donn Foster and Mary Lee Hardy, dba Foster Trucking, Inc. [2023-0274]

**ORDINANCES:**

- \* 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 (*Secure Transportation Services*) [2023-0375]
  - Legals.....[2023-0024]
  - Correspondence.....[2023-0025]

**MISCELLANEOUS:**

- \* 1) Partial Vacation of Four-Lot Recorded Exemption, RECX17-0072, for Removal of Lot D – St. Noco Acquisitions, LLC, c/o Terry Younglove [2023-0376]
- \* 2) Appointment of Deputy District Attorney – Shane Rider [2023-0377]
- \* 3) Contract ID # 6633 Amendment #1 to Agreement for Professional Services for SafeTouch Body Safety Program and Parent Education Services – Lutheran Family Services Rocky Mountains [2022-3545]
- \* 4) Contract ID #6654 Road Maintenance Agreement According to Requirements During the Construction Period for Location Assessment for Pipeline Permit, LAP22-0018 – Western Midstream, dba Kerr-McGee Gathering, LLC [2023-0378]
- \* 5) Proxy Ballot for Weld County Underground Water Users Association, Inc., 2023 Annual Shareholder Meeting [2023-0379]

\* **Signed this date**