

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
WEDNESDAY, FEBRUARY 15, 2023
9:00 A.M.

2023-0463

PLEDGE OF ALLEGIANCE

ROLL CALL:

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

MINUTES: Approval of Minutes of February 1, 2023 [2023-0339]

CERTIFICATION OF HEARINGS: Hearings conducted on February 1, 2023:

1) PCSC22-0021 – Donn Foster and Mary Lee Hardy, dba Foster Trucking, Inc. [2023-0275]

AMENDMENTS TO AGENDA:

APPROVAL OF CONSENT AGENDA:

WARRANTS:

1) General Warrants – February 14, 2023 [2023-0465]

BIDS:

- 1) Present and Approve Emergency Bid #B2300012, SUVs Small 4-Door 4X4 or AWD (QTY 3) – Facilities Department, Department of Human Resources, and 19th Judicial District Attorney's Office [2023-0466]
- 2) Present Bid #B2300048, 2023 Bridge Rehabilitation – Department of Public Works [2023-0467]
- 3) Present Bid #B2300052, Fire Alarm Upgrade – Facilities Department [2023-0468]
- 4) Present Bid #B2300059, Department of Public Health and Environment Building Second Floor Painting – Facilities Department [2023-0469]
- 5) Present Bid #B2300065, Cisco Network Switches – Department of Information Technology [2023-0470]

NEW BUSINESS:

- 1) Consider Appointment of Jason Chessher as Director of Department of Public Health and Environment [2023-0471]
- 2) Consider Contract ID #6651 Amendment #2 to Contract for Behavioral Health Grant Program for High-Fidelity Wraparound Project and authorize Chair to sign and submit electronically [2023-0472]
- 3) Consider Contract ID #6672 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home and authorize Chair to sign – Alton and Mary Patterson [2023-0473]
- 4) Consider Contract ID #6671 2023 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Application for License Plate Readers and authorize Sheriff's Office to submit electronically [2023-0474]

NEW BUSINESS (CONT'D):

- 5) Consider Contract ID #6687 2024 Paul Coverdell Forensic Science Improvement Grant Application and Certification of Compliance with Regulations Form for Northern Colorado Regional Forensic Laboratory, authorize Chair to sign, and authorize Sheriff's Office to submit electronically [2023-0475]

PLANNING:

- 1) Consider Contract ID #6665 Release of Project Collateral, Accept Warranty Collateral, and authorize Chair to sign, for Planned Unit Development Final Plan, PUDF18-0007 (Spanish Fox Estates) – Lawrence and Jacquelyn Bebo [2023-0476]

PUBLIC COMMENT:

Each individual speaker is allowed, and must strictly adhere to, a three-minute period of time in which to direct comments to the Board of County Commissioners. The Chair may immediately refer any comment to staff for resolution, schedule a work session, or limit the duration depending on the Board's schedule. Personal attacks against Board members, administrative staff, or employees will not be recognized. The Board will not accept comments regarding matters which are scheduled to be considered at a future public hearing, such as a land use hearing. In that event, the speaker will be asked to give their testimony at that hearing, either in person or in writing. Persons who wish to submit written comments on any topic may do so any time by emailing: askthecommissioners@weld.gov, by mailing such comments to the Weld County Clerk to the Board, P.O. Box 758, 1150 O Street, Greeley, CO 80632, or by emailing: ctb@weld.gov.

ADJOURN:

**PUBLIC HEARINGS
BOARD OF COUNTY COMMISSIONERS**

* No Public Hearings Scheduled for February 15, 2023 *

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Feb 16 -	Greeley-Weld County Airport Authority Board	3:30 PM
Feb 20 -	HOLIDAY	CLOSED
Feb 21 -	911 Emergency Telephone Service Authority Board	12:00 PM
Feb 21 -	Planning Commission	1:30 PM
Feb 21 -	Northern Colorado RETAC	2:00 PM
Feb 22 -	Greeley Housing Authority	4:30 PM
Feb 23 -	Extension Advisory Council	12:00 PM
Feb 28 -	Board of Public Health	9:00 AM
Feb 28 -	Regional Communications Advisory Board	10:30 AM
Feb 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.

Feb 22 -	First Reading of Code Ordinance #2023-04, In the Matter of Repealing and Reenacting, with Amendments, Chapter 2 Administration and Chapter 5 Revenue and Finance of the Weld County Code (<i>Miscellaneous Purchasing Policy</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>)
Feb 22 -	Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Lucina Flores (<i>Cont'd from 2/13/2023</i>)
Feb 27 -	Partial Vacation of Two-Lot Recorded Exemption, RE-444, for Removal of Lot B – The Alexander Rusch and Benita Rusch Revocable Trust, c/o Michael Rusch, Trustee
Mar 1 -	Change in Boundary Lines of Commissioner Districts in Weld County, Colorado
Mar 8 -	Second Reading of Code Ordinance #2023-04, In the Matter of Repealing and Reenacting, with Amendments, Chapter 2 Administration and Chapter 5 Revenue and Finance of the Weld County Code (<i>Miscellaneous Purchasing Policy</i>)
Mar 22 -	Final Reading of Code Ordinance #2023-04, In the Matter of Repealing and Reenacting, with Amendments, Chapter 2 Administration and Chapter 5 Revenue and Finance of the Weld County Code (<i>Miscellaneous Purchasing Policy</i>)
Mar 27 -	First Reading of Code Ordinance #2023-03, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning of the Weld County Code (<i>Miscellaneous Zoning</i>)
Apr 19 -	Second Reading of Code Ordinance #2023-03, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning of the Weld County Code (<i>Miscellaneous Zoning</i>)
May 8 -	Final Reading of Code Ordinance #2023-03, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning of the Weld County Code (<i>Miscellaneous Zoning</i>)

FUTURE PUBLIC HEARINGS:

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

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
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FUTURE PUBLIC HEARINGS (CONT'D):

- 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
- Feb 22 - Docket #2023-09, PL2856 - A Site Specific Development Plan and Use by Special Review Permit, USR22-0031, for a Kennel (cat rescue shelter) in the A (Agricultural) Zone District, Brenda Hart [located north of and adjacent to Caroline Avenue; east of and adjacent to Henry Street] (Planner – Maxwell Nader) 10:00 AM
- 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
- Feb 22 - Docket #2023-18, PL2861 - Change of Zone, COZ22-0013, from the A (Agricultural) Zone District to the I-3 (Heavy Industrial) Zone District, Sasaki Family Holdings, LLC, c/o NGL Water Solutions DJ, LLC [located west of and adjacent to County Road 27 (North Main Street); approximately 650 feet south of County Road 6 (East Crown Prince Boulevard)] (Planner – Kim Ogle) 10:00 AM
- Mar 1 - 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) – *(Cont'd from 2/8/2023)* 10:00 AM
- Mar 8 - Docket #2023-16, PL2859 - A Site Specific Development Plan and Use by Special Review Permit, USR22-0033, for a Breeding and Boarding Kennel, limited to 14 dogs over the age of six (6) months, outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Christopher Gleason [located approximately 300 feet east of County Road 33; north of and adjacent to County Road 92 Section Line] (Planner – Kim Ogle) 10:00 AM
- Mar 8 - Docket #2023-17, PL2860 - Change of Zone, COZ22-0012, from the A (Agricultural) and I-3 (Heavy Industrial) Zone Districts to the I-3 (Heavy Industrial) Zone District, Sunset Industrial, LLC [located north of and adjacent to East 8th Street; approximately 670 feet east of Cherry Avenue (County Road 43)] (Planner – Kim Ogle) 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

FUTURE PUBLIC HEARINGS (CONT'D):

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:

Persons who wish to submit written comments on any topic may do so any time by emailing: askthecommissioners@weld.gov, by mailing such comments to the Weld County Clerk to the Board, P.O. Box 758, 1150 O Street, Greeley, CO 80632, or by emailing: ctb@weld.gov.

- 1) Department of Oil and Gas Energy, Cancelled 1041 WOGLA Hearing Docket for February 16, 2023
- 2) Department of Planning Services, Addition to File PL2520, SPR20-0011 – LPT Holdings, LLC, c/o Chester Thompson
- 3) Department of Planning Services, Addition to File PL2520, SPR22-0007 – “O” Street Holdings, LLC
- 4) Department of Planning Services, Addition to File RECX16-0144 – Kelly Berndt and Anna Berndt, c/o Patricia Deplazes
- 5) Board of County Commissioners, Letter dated February 1, 2023, re: Continued Partnership with CGI Digital to Coordinate and Produce Educational Videos Highlighting Features and Benefits of Weld County for Residents, Visitors, and Business Owners
- 6) Colorado Department of Revenue, Liquor Enforcement Division, Bulletin #23-01, re: Fermented Malt Beverage and Wine Retailers – Wholesaler Deliveries
- 7) U.S. Fish and Wildlife Service, Email dated February 2, 2023, re: Final Environmental Assessment and Finding of No Significant Impact to Bald and Golden Eagles Associated with Operation of Cedar Creek Wind Project and Mountain Breeze / Panorama Wind Energy Wind Project

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

- 1) Approve Contract ID #6682 Intergovernmental Agreement and Summary of Grant Award Terms and Conditions for Energy and Mineral Impact Assistance Fund (EIAF) Program for Bridge 54/13A Improvements Project (September Cycle – Tier II) [2023-0434]
- 2) Approve Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Vince Holton [2023-0435]
- 3) Approve Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Jerry Dill and Lynne Kelly [2023-0436]
- 4) Action of the Board Concerning Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Frank and Yrene Martinez [2023-0437]
- 5) Action of the Board Concerning Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Lucina Flores [2023-0438]
- 6) Approve Partial Vacation of Two-Lot Lot Line Adjustment, LLA22-0027, for Removal of Lot B – James R. Clark Revocable Trust, c/o Halden Clark [2023-0439]

MISCELLANEOUS:

- * 1) Contract ID #6675 Amendment #1 to Child Protection Agreement for Services (Bid #B2200040) – North Range Behavioral Health [2022-1546]
- * 2) Contract ID #6678 Extension/Renewal #2 to Agreement for Professional Services for Trash Removal Services (Bid #B2100045) – Gallegos Sanitation, Inc./Republic Services, Inc. [2021-0308]

* **Signed this date**