

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
WEDNESDAY, MARCH 1, 2023
9:00 A.M.

2023-0553

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 February 15, 2023 [2023-0464]

AMENDMENTS TO AGENDA:

APPROVAL OF CONSENT AGENDA:

PROCLAMATIONS:

1) University Bulldogs Day, Class 3A Poms State Championship - March 1, 2023 [2023-0555]

WARRANTS:

1) General Warrants – February 28, 2023 [2023-0556]

BIDS:

- 1) Approve Bid #B2300065, Cisco Network Switches – Department of Information Technology [2023-0470]
- 2) Approve Bid #B2300052, Fire Alarm Upgrade – Facilities Department [2023-0468]
- 3) Approve Bid #B2300059, Department of Public Health and Environment Building Second Floor Painting – Facilities Department [2023-0469]
- 4) Present Bid #B2300003, Walk Behind Compactor Vibratory Trench Roller – Departments of Public Works and Fleet Services [2023-0557]
- 5) Present Bid #B2300004, Articulating Wheel Loader – Departments of Public Works and Fleet Services [2023-0558]
- 6) Present Bid #B2300005, 20-Ton Single Drum Vibratory Roller – Departments of Public Works and Fleet Services [2023-0559]
- 7) Present Bid #B2300006, 29-Ton Pneumatic Tire Roller Compactor – Departments of Public Works and Fleet Services [2023-0560]
- 8) Present Bid #B2300007, Motorgraders (QTY 5) – Departments of Public Works and Fleet Services [2023-0561]
- 9) Present Bid #B2300008, 80-Foot Folding Conveyor – Departments of Public Works and Fleet Services [2023-0562]
- 10) Present Bid #B2300009, Road Broom Sweeper – Departments of Public Works and Fleet Services [2023-0563]
- 11) Present Bid #B2300010, Articulating Wheel Loader – Departments of Public Works and Fleet Services [2023-0564]
- 12) Present Bid #B2300011, Towable Portable Air Compressor – Departments of Public Works and Fleet Services [2023-0565]

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BIDS (CONT'D):

- 13) Present Bid #B2300071, Digital Sign Printer, Plotter and Laminator – Department of Public Works [2023-0566]
- 14) Present Bid #B2300072, 2023 Tree Trimming and Tree Removal Maintenance Contract – Department of Public Works [2023-0567]

NEW BUSINESS:

- 1) Consider Contract ID #6681 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home and authorize Chair to sign – Pamela Barden [2023-0568]
- 2) Consider Contract ID #6693 Contract Amendment #3 to Serve as Single Entry Point Agency for Long-Term Care Services and authorize Chair to sign and submit electronically [2023-0569]
- 3) Consider Temporary Closure of CR 42 Between CRs 17 and 19 [2023-0570]
- 4) Consider Temporary Closure of CR 40 Between CRs 39 and 41 [2023-0571]
- 5) Consider Appointment of Certifying Official for Environmental Reviews [2023-0572]
- 6) Consider Contract ID #6705 Exhibit K of Colorado Opioids Settlement Memorandum of Understanding (Five [5] Settlement Participation Forms) and authorize Chair to sign electronically [2023-0573]

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**

- 9:00 AM - Docket #2023-13, CR0034 - Change in Boundary Lines of Commissioner Districts in Weld County, Colorado [2023-0574]
- 9:00 AM - 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) (*Rescheduled from 2/22/2023, and Cont'd to 6/7/2023*) [2023-0051]
- 9:00 AM - 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) (*Rescheduled from 2/22/2023, and Cont'd to 3/29/2023*) [2023-0413]
- 10:00 AM - 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*) [2023-0327]
- 10:00 AM - 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) (*Rescheduled from 2/22/2023*) [2023-0449]
- 10:00 AM - 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) (*Rescheduled from 2/22/2023*) [2023-0477]

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Mar 1 -	Weld County Community Development Block Grant Advisory Committee	3:00 PM
Mar 6 -	Weld County Fair Board	6:00 PM
Mar 7 -	Planning Commission	1:30 PM
Mar 9 -	Weld Faith Partnership Council	7:30 AM
Mar 9 -	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.

Mar 15 -	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 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>)	
Mar 29 -	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>)	
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.

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
Mar 8 -	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) – (<i>Rescheduled from 1/18/2023, and 2/22/2023</i>)	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) – (<i>Cont'd from 1/25/2023</i>)	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) Community Corrections Board, Agenda for February 28, 2023
- 2) Board of Public Health, Agenda for February 28, 2023
- 3) Department of Oil and Gas Energy, Cancelled 1041 WOGLA Hearing Docket for March 2, 2023

PUBLIC REVIEW:

- 1) Colorado Department of Natural Resources, Division of Reclamation, Mining and Safety, Notice of Change to post-mining use, and Correction to location for Regular 112 Construction Materials Operation Reclamation Permit Application Amendment No. 2, Permit #M-2015-030 – Asphalt Specialties Co., Inc. – Chavers Mining Resource [2022-3334]
- 2) Colorado Department of Natural Resources, Division of Reclamation, Mining and Safety, Consideration of 112c Construction Materials Reclamation Permit Surety Release Request Application, M-2021-020 – Vima Partners, LLC – Rainsance Reservoir #2 [2021-0693]

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

- 1) Approve Oil and Gas Lease (S1/2 SE1/4, S21, T9N, R60W) – Apex Minerals, LLC [2023-0542]
- 2) Approve Emergency Bid #B2300048, 2023 Bridge Rehabilitation and Waiver of Ten-day Waiting Period for Consideration and Investigation – Department of Public Works [2023-0467]
- 3) Approve Emergency Bid #B2300075, Material Hauling Contract and Waiver of Ten-day Waiting Period for Consideration and Investigation – Department of Public Works [2023-0505]
- 4) Approve Request for Proposal (RFP) for the Case Management Agency (CMA) Activities and State General Fund Program Services [2023-0543]
- 5) Approve Grant Application for Case Management Recruitment and Retention, and Statement of Assurance Form [2023-0544]
- 6) Approve Standard Form of Agreement for Recreational / Educational Services for Colorado Works Summer Activities Program and Release of Liability and Agreement to Hold Harmless and Indemnify between Department of Human Services and Various Providers [2023-0511]
- 7) Approve Contract ID #6690 Statement of Work Agreement for External Human Resources Human Capital Management (HCM) Functional Lead Consultant for Enterprise Resource Planning (ERP) Project – CDW Government, LLC [2023-0512]
- 8) Approve Contract ID #6471 Scope of Services Agreement for Gallup Access (Workplace Survey Subscription Basic) – Gallup, Inc. [2023-0513]
- 9) Approve Contract ID #6684 Student Clinical Agreement for Registered Nursing to Bachelor of Science in Nursing Program – Front Range Community College [2023-0514]
- 10) Approve Contract ID #6685 Amendment #5 for Nurse Home Visitor Program (NHVP) [2023-0515]

RESOLUTIONS (CONT'D):

- 11) Approve Contract ID #6686 Amendment to Data Use Agreement for Colorado All Payer Claims Data – Center for Improving Value in Health Care [2023-0516]
- 12) Approve Reassignment and Appointment to Weld County Building Code Board of Appeals [2023-0517]
- 13) Approve Appointments to Area Agency on Aging Advisory Board [2023-0518]
- 14) Approve Declaration of Certain Equipment as Surplus Property, and Approve Sale of Same at Auction with Roller and Associates [2023-0519]
- 15) Approve Renewal Application for a Tavern (County) Liquor License – RM, Inc., dba Room 119 [2023-0520]
- 16) Approve Termination of Improvements Agreement for Use by Special Review Permit, USR-1670 – Northern Colorado Disposal [2023-0546]
- 17) Action of the Board Concerning Request to Modify Condition of Approval #1.A.4 of Site Specific Development Plan and Major Amended Use By Special Review Permit, 1MJUSR21-76-298, for Open Mining (Sand, Gravel And Stone) and Processing of Minerals, Importation of Aggregate (Sand, Gravel And Stone) from off site, Mine Office with Scale House and Scale, A Fueling/Lubricating Station, Portable Generators, Mobile Mining Equipment Parking and Storage, Employee and Vendor Parking, and more than Two (2) Conex Containers for Storage of Products and Equipment associated with Operations Outside of Subdivisions and Historic Townsites, in the A (Agricultural) Zone District – North Weld Gravel, RLLP, c/o C and H Aggregate, LLC [2023-0547]
- 18) Approve Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Jose Mendoza [2023-0524]
- 19) Action of the Board Concerning Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Lucina Flores [2023-0525]
- 20) Approve 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 [2023-0548]

MISCELLANEOUS:

- * 1) University Bulldogs Day, Class 3A Poms State Championship - March 1, 2023 [2023-0555]
- * 2) Contract ID #6703 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Patrick Stump and Megan Sommers [2023-0576]
- * 3) Contract ID #6704 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Donald and Jennifer Tupper [2023-0577]
- * 4) Contract ID #6717 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Kurt and Jennifer Walker [2023-0578]
- * 5) Contract ID #6698 Change Order to Task Order to Agreement for Professional Services for Design Services (1402 North 17th AVE Remodel – Bid #B1900100) – Robert Shreve Architects and Planners, Inc. [2021-0496]
- * 6) Contract ID #6695 Agreement for Materials for Traffic Paint and Beads (Bid #B2300047) – Colorado Paint Company II, LLC [2023-0579]
- * 7) Contract ID #6696 Agreement for Materials for Traffic Paint and Beads (Bid #B2300047) – Swarco Reflex, LLC [2023-0580]
- * 8) Contract ID #6709 Agreement for 2023 Sign Materials (Bid #B2300061) – US Standard Sign Company [2023-0581]
- * 9) Contract ID #6710 Agreement for 2023 Sign Materials (Bid #B2300061) – Osburn Associates, Inc. [2023-0582]
- * 10) Contract ID #6711 Agreement for 2023 Sign Materials (Bid #B2300061) – Interwest Safety Supply, LLC [2023-0598]

MISCELLANEOUS (CONT'D):

- * 11) Contract ID #6714 Agreement for 2023 Sign Materials (Bid #B2300061) – Safety and Construction Supply, Inc. [2023-0599]
- * 12) Contract ID #6715 Agreement for 2023 Sign Materials (Bid #B2300061) – Vulcan, Inc., dba Vulcan Aluminum, dba Vulcan Signs [2023-0600]
- * 13) Contract ID #6721 Agreement for Construction Services for 2023 Bridge Rehabilitation Services (Emergency Bid #B2300048) – TLM Constructors, Inc. [2023-0467]
- * 14) Contract ID #6708 Agreement for Subscription Services for Software as a Service (SaaS) Migration – Accela, Inc. [2023-0601]
- * 15) Contract ID #6718 Commercial Service Order Agreement for Ault Grader Shed Internet Services - Skybeam, LLC, dba Rise Broadband [2023-0602]

* **Signed this date**