

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
MONDAY, MARCH 20, 2023
9:00 A.M.

2023-0778

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 March 6, 2023

[2023-0642]

AMENDMENTS TO AGENDA:

APPROVAL OF CONSENT AGENDA:

COMMISSIONER COORDINATOR REPORTS:

PROCLAMATIONS:

1) National Ag Day – March 21, 2023

[2023-0780]

WARRANTS:

1) General Warrants – March 17, 2023

[2023-0781]

BIDS:

1) Present Bid #B2300017, 4 Axle Heavy Haul Tractor Truck (QTY 1) - Departments of Public Works and Fleet Services [2023-0782]

2) Present Bid #B2300078, Jail Vinyl Composite (VCT) Flooring Replacement - Facilities Department [2023-0783]

3) Present Bid #B2300083, Heating, Ventilation, and Cooling (HVAC) Belts - Facilities Department [2023-0784]

4) Present Bid #B2300084, Heating, Ventilation, and Cooling (HVAC) Filters - Facilities Department [2023-0785]

NEW BUSINESS:

1) Consider Contract ID #6748 Agreement for Professional Services for Court Holding Security Upgrade and authorize Chair to sign – CML Security, LLC [2023-0786]

2) Consider Contract ID #6668 Amendment #1 to Contract for Jail Based Behavioral Health Services and authorize Chair to sign [2023-0787]

3) Consider Temporary Closure of CR 42 Between CRs 13 and 15 [2023-0788]

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 March 20, 2023 *

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Mar 21 -	Northern Colorado RETAC	12:00 PM
Mar 21 -	911 Emergency Telephone Service Authority Board	12:00 PM
Mar 21 -	Planning Commission	CANCELLED
Mar 22 -	Greeley Housing Authority	4:30 PM
Mar 28 -	Board of Public Health	9:00 AM
Mar 28 -	Regional Communications Advisory Board	10:30 AM
Mar 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.

Mar 22 -	Partial Vacation of Two-Lot Recorded Exemption, RE-3566, for Removal of Lot B – VIMA Partners, LLC
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 22 -	Docket #2023-22, PL2863 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0003, for an Events Facility, not agriculture-related, outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Jose and Marisela Avila [located east of and adjacent to County Road 51; north of and adjacent to County Road 80] (Planner – Kim Ogle) - (<i>TO BE CONT'D TBD</i>)	10:00 AM
Mar 22 -	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) (<i>Cont'd from 3/8/2023</i>)	10:00 AM
Mar 22 -	Docket #2023-19, PL2466 - Change of Zone, COZ22-0014, from the A (Agricultural) Zone District to the I-2 (Medium Industrial) Zone District, George L. Sandberg Irrevocable Trust, c/o Jeff Winter [located north of and adjacent to County Road 46; approximately 0.25 miles west of County Road 35.5] (Planner – Diana Aungst)	10:00 AM
Mar 22 -	Docket #2023-21, PL2862 - Site Specific Development Plan and Use by Special Review Permit, USR23-0005, for a Solar Energy Facility (SEF) outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Kenneth Harring, c/o CBEP Solar 6, LLC [located approximately 980 feet south of County Road 76; approximately 1,300 feet east of County Road 39] (Planner – Kim Ogle)	10:00 AM

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FUTURE PUBLIC HEARINGS (CONT'D):

- Mar 29 - 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) - *(Cont'd from 3/1/2023)* 9:00 AM
- Mar 29 - Docket #2023-27, PL2866 - Site Specific Development Plan and Use by Special Review Permit, USR22-0030, for Open Mining (sand, gravel, stone, and overburden) and processing of minerals, including the import of material from, and export of material to other sites, a drying and screening building and two (2) silos, a mine office with scale house and scale, a fueling/lubricating station, portable generators, mobile mining equipment parking and storage, and employee and vendor parking outside of subdivisions and historic townsites in the A (Agricultural) Zone District, HS Land and Cattle, LLC, c/o Monarch Mountain Minerals and Aggregates, LLC [located generally north of County Road 40.5, west of State Highway 60, south of County Road 46, and east of County Road 25] (Planner – Kim Ogle) – *(TO BE CONT'D TBD)* 10:00 AM
- Mar 29 - Docket #2023-11, PL2857 - A Site Specific Development Plan and Use by Special Review Permit, USR22-0034, for a Campground outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Clarke and Kristine Stoesz [located west of and adjacent to County Road 5; approximately 0.5 miles north of County Road 38] (Planner – Kim Ogle) 10:00 AM
- Apr 5 - Docket #2023-24, PL2864 - Site Specific Development Plan and Use by Special Review Permit, USR23-0004, for a Doggie Daycare and Boarding Kennel limited to 45 dogs over the age of six (6) months in a subdivision in the A (Agricultural) Zone District, Shannon Kemp [located east of and adjacent to County Road 3; approximately 1,750 feet south of State Highway 66] (Planner – Kim Ogle) - *(TO BE CONT'D TBD)* 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
- Jun 7 - 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) - *(Cont'd from 3/1/2023)* 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 Planning Services, Addition to File PL2176, 1MUSR21-12-0036 – Robert and Mariana Rohn, c/o Sterling Energy Investments, LLC
- 2) Department of Planning Services, Addition to File PL2747, USR20-0005 – Wells Ranch, LLLP, c/o Outrigger DJ Operating, LLC
- 3) Weld County 401(k) Savings Plan
- 4) Weld County Deferred Compensation Plan (457), Restated December 1, 2008
- 5) BauerFinancial, Inc., Hometown Bank Ratings Report as of December 31, 2022

COMMUNICATIONS (CONT'D):

- 6) Chord Energy Corporation, Letter dated February 28, 2023, re: Remittance Statement concerning Whiting Oil and Gas Corporation, or Oasis Petroleum North America, LLC, as new subsidiaries
- 7) Crescent Mineral Partners Management, LLC, Letter dated March 6, 2023, re: Distribution of Revenue for Mineral Royalties on behalf of ERA II Buffalo Minerals, LLC
- 8) Colorado Department of Local Affairs, Division of Local Government, Notice of Cancellation and Certified Statement of Results, re: Little Thompson Water District
- 9) Colorado Department of Local Affairs, Division of Local Government, Notice of Cancellation and Certified Statement of Results, re: Berthoud Fire Protection District
- 10) Colorado Department of Local Affairs, Division of Local Government, Notice of Cancellation and Certified Statement of Results, re: Galeton Fire Protection District
- 11) Colorado Department of Local Affairs, Division of Local Government, Notice of Cancellation and Certified Statement of Results, re: Platte Valley Fire Protection District
- 12) United States Department of the Interior, Bureau of Land Management, Letter dated February 24, 2023, re: Programmatic Environmental Impact Statement and Resource Management Plan Amendments for updated Utility-Scale Solar Energy Planning on Federal Public Lands with Specific concerns, March 8, 2023

PUBLIC REVIEW:

- 1) Andersen's Sales and Salvage, Inc., Letter of Support to Colorado Department of Natural Resources, Division of Reclamation, Mining and Safety, re: Sunset Industrial Pit, Developed Water Resource, Permit #M-2023-001 - J-2 Contracting Company [2023-0272]
- 2) Colorado Department of Public Health and Environment, Air Pollution Control Division – Bonanza Creek Energy Operating Company, LLC – Antelope CPF 13-21 Production Facility (COGCC#441276), Notice of Proposed Title V Operating Permit Warranting Public Comment, Draft Permit #20OPWE417 [2023-0754]
- 3) Colorado Department of Public Health and Environment, Air Pollution Control Division – Bonanza Creek Energy Operating Company, LLC – State Antelope O-1 Central Production Facility (COGCC#440823), Notice of Proposed Title V Operating Permit Warranting Public Comment, Draft Permit #20OPWE418 [2023-0755]
- 4) Colorado Department of Public Health and Environment, Air Pollution Control Division – Bonanza Creek Energy Operating Company, LLC – State North Platte 42-26 Central Production Facility (COGCC#434730), Notice of Proposed Title V Operating Permit Warranting Public Comment, Draft Permit #20OPWE419 [2023-0756]
- 5) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Pyramid 36 Sec HZ, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit Nos. 22WE0501, 22WE0502, and 22WE0503 [2023-0757]
- 6) Colorado Department of Public Health and Environment, Air Pollution Control Division – Kerr-McGee Oil and Gas Onshore, LP – 36148784 Well Production Facility, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 21WE0891 [2023-0758]

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

- 1) Approve Contract ID #6734 Standard Membership Agreement Template – Northern Colorado Continuum of Care [2023-0722]
- 2) Approve Contract ID #6737 Four-Year Plan for Area Agency on Aging (Title III and VII) for Federal Fiscal Years 2024-2027 [2023-0723]
- 3) Approve Contract ID #6739 Addendum to Contract for Youth At-Risk of Homelessness (YARH) Summative Evaluation and Participation Comparison of Pathways to Success Grant Project – Center for Policy Research [2023-0724]
- 4) Approve Extension of Temporary Closure of CR 72 Between CRs 47 and 49 [2023-0725]

MISCELLANEOUS:

- * 1) National Ag Day – March 21, 2023 [2023-0780]
- * 2) Contract ID #6759 Agreement for Recreational/Education Services for Colorado Works Summer Activities Program – Cheap FX, LLC, dba Code Ninjas Greeley [2023-0789]
- * 3) Contract ID #6768 Agreement for Recreational/Education Services for Colorado Works Summer Activities Program – City of Evans [2023-0790]
- * 4) Contract ID # 6770 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Jose Rojas Munoz and Kathleen Rojas [2023-0791]
- * 5) Contract ID #6771 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Kelly Pribble [2023-0792]
- * 6) Contract ID #6772 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Sandra Mata [2023-0793]
- * 7) Contract ID #6773 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Joel Vargas and Maria Pena [2023-0794]
- * 8) Contract ID #6726 Extension/Renewal Amendment #3 to Agreement for Professional Services for Floor Care Services for the Downtown Buildings (Bid #B2000067) – Metro Maintenance, Inc. [2020-0591]
- * 9) Contract ID #6729 Extension/Renewal Amendment #3 to Agreement for Professional Services for Floor Care Services for the Department of Human Services Campus (Bid #B2000068) – Metro Maintenance, Inc. [2020-0655]
- * 10) Contract ID #6730 Agreement for Construction Services for Roof Safety Anchors and Access Hatch Guardrails/Gates Project (Bid #B2300049) – Skyline Fall Protection, Inc. [2023-0431]
- * 11) Contract ID #6732 Agreement for Construction Services for Department of Public Health and Environment Building Second Floor Painting Project (Bid #B2300059) – Painting NoCo, LLC [2023-0469]
- * 12) Contract ID #6747 Agreement for Professional Services for Training Center Remodel Design Services (Informal Bid #B2300051) – Robert Shreve Architects and Planners, Inc. [2023-0795]
- * 13) Contract ID #6761 Agreement for Professional Services for Marketing and Recruitment Services for Sheriff’s Office (Bid #B2300043) – All Star Talent, Inc. [2023-0372]
- * 14) Contract ID #6727 Subrecipient Agreement for Community Development Block Grant (CDBG) Funds – Town of Keenesburg [2023-0796]
- * 15) Agreement for Premier Service Program for Laboratory Drug and Alcohol Test Screening – Industrial Health Services Network, Inc. [2023-0797]

* **Signed this date**