

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
WEDNESDAY, APRIL 26, 2023
9:00 A.M.

2023-1168

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 April 12, 2023 [2023-1032]

CERTIFICATION OF HEARINGS: Hearings conducted on April 12, 2023:

1) USR23-0003 – Jose and Marisela Avila [2023-0751]

AMENDMENTS TO AGENDA:

APPROVAL OF CONSENT AGENDA:

PROCLAMATIONS:

- 1) Roosevelt Roughriders Day, Class 5A Girls Basketball State Championship – April 26, 2023 [2023-1170]
- 2) National Mental Health Month – May 2023 [2023-1171]

WARRANTS:

1) General Warrants – April 24, and 25, 2023 [2023-1172]

BIDS:

- 1) Approve Bid #B2300018, 3/4-Ton 4X4 Full Size Extended Cab Long Bed Pickup with Liftgate (QTY 3) – Fleet Services, Facilities Department and CSU Extension Office of Weld County [2023-1035]
- 2) Approve Bid #B2300019, 1/2-Ton 4X4 Full Size Extended Cab Long Bed Pickup (QTY 1) – Fleet Services and Facilities Department [2023-1036]
- 3) Approve Bid #B2300020, 1-Ton 4X4 Full Size Extended Cab Long Bed Pickup with Utility Box and Liftgate (QTY 1) – Fleet Services and Facilities Department [2023-1037]
- 4) Approve Bid #B2300021, 4X4 Mid-Size Super/Double Cab Pickup (QTY 2) – Fleet Services and Facilities Department [2023-1038]
- 5) Approve Bid #B2300022, 1/2-Ton 4X4 Pickup, 6.5-Foot Bed, Extended (Super) Cab (QTY 3) – Fleet Services, Department of Public Works, and Department of Public Health and Environment [2023-1039]
- 6) Approve Bid #B2300023, SUV Small 4-Door 4X4 or AWD (QTY 1) – Fleet Services and Department of Public Health and Environment [2023-1040]
- 7) Approve Bid #B2300024, 3/4-Ton 4X4 Pickup 6.5-Foot Bed Extended/Double/Super Cab (QTY 2) – Fleet Services and Department of Planning Services [2023-1041]

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BIDS (CONT'D):

- 8) Approve Bid #B2300025, 1/2-Ton 4X4 Pickup 6.5-Foot Bed Crew Cab (QTY 1) – Fleet Services and Department of Public Works [2023-1042]
- 9) Approve Bid #B2300026 4X4 Full Size Extended or Crew Cab Pickup with Service Body (QTY 1) – Fleet Services [2023-1043]
- 10) Approve Bid #B2300027 1-Ton 4X4 Pickup, 8-Foot Bed Extended/Double/Super Cab (QTY 3) – Fleet Services and Department of Public Works [2023-1044]
- 11) Approve Bid #B2300028, 3/4-Ton 4X4 Full Size Pickup Long Bed Crew Cab (QTY 1) – Fleet Services and Department of Public Works [2023-1045]
- 12) Approve Bid #B2300029, 2-Ton 4X4 Crew Cab with Dual Wheels and 11-Foot Utility Box (QTY 1) – Fleet Services and Department of Public Works [2023-1046]
- 13) Approve Bid #B2300030, 1-Ton 4X4 Full Size Extended Cab Pickup with Utility Box (QTY 1) – Fleet Services and Department of Public Works [2023-1047]
- 14) Approve Bid #B2300031, 4X4 Cab and Chassis with Custom Flatbed Utility Box (Sign Truck – QTY 1) – Fleet Services and Department of Public Works [2023-1048]
- 15) Approve Bid #B2300032, 1/2-Ton 4X4 Extended Cab Pickup (QTY 1) – Fleet Services and Department of Public Works [2023-1049]
- 16) Approve Bid #B2300033, 1-Ton 4X4 Full Size Crew Cab Pickup with Utility Box (QTY 1) – Fleet Services and Department of Public Works [2023-1050]
- 17) Approve Bid #B2300034, Road Broom Sweeper Construction Cast Off Broom (QTY 1) – Fleet Services and Department of Public Works [2023-1051]
- 18) Present Bid #B2300103, Motor Pool Wash Bay Conversion – Facilities Department [2023-1173]
- 19) Present Bid #B2300060, Envision Connect Replacement – Departments of Information Technology, and Public Health and Environment [2023-1174]
- 20) Present Bid #B2300079, Agent Based Micro-Segmentation Firewall for Servers – Department of Information Technology [2023-1175]
- 21) Present Bid #B2300100, Cisco Maintenance and Support – Department of Information Technology [2023-1176]

NEW BUSINESS:

- 1) Consider Petition for Abatement or Refund of Taxes for Account No. O9532227 – Helmerich and Payne International Drilling [2023-1177]
- 2) Consider Contract ID #6839 Educational Affiliation Agreement for Unpaid Internships and authorize Chair to sign – The Regents of the University of Colorado [2023-1178]
- 3) Consider Contract ID #6846 Chafee Foster Care Independence Program (CFCIP) and Colorado Foster Youth Successful Transition to Adulthood Grant Program Combined Application and Plan for Federal and State Fiscal Year 2024 and authorize Chair and Department of Human Services to sign [2023-1179]
- 4) Consider Contract ID #6865 Master Task Order Contract for Distribution of Fentanyl Test Strips in Weld County (House Bill 22-1326), and authorize Chair to sign and submit electronically [2023-1180]
- 5) Consider Contract ID #6866 Statement of Work for Uniting for Ukraine Tuberculosis Prevention and Control Program Purchase Order Grant Funds, and authorize Chair to sign [2023-1181]
- 6) Consider Contract ID #6867 Amendment #6 for Nurse Home Visitor Program (NHVP) and authorize Chair to sign and submit electronically [2023-1182]
- 7) Consider Cancellation of Board of County Commissioners Meeting Scheduled for May 31, 2023 [2023-1183]

PLANNING:

- 1) Consider Corrected Resolution re: Site Specific Development Plan and 2nd Amended Planned Unit Development Final Plan, PUDF21-0001, to Modify the Conditionally Approved PUD (S-249) with R-1 (Low-Density Residential) Uses to PUD with R-1 (Low-Density Residential) and A (Agricultural) Uses Allowed as a Use by Right, Accessory Use, and Uses allowed by Permit in Subdivisions and Historic Townsites – Lot Owners 1 to 23 of Martin Brothers PUD [2022-0023]
- 2) Consider Request to Extend Time to Record the Map for Site Specific Development Plan and Use by Special Review Permit, USR22-0015, for Uses Similar to a Research Laboratory (rocket testing facility) in the A (Agricultural) Zone District – AgCountry Revocable Trust, c/o Ursa Major Technologies, Inc. [2023-1184]

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 #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 3/29/2023) [2023-0896]
- 10:00 AM 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) – (Cont’d from 3/29/2023) [2023-1098]

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Apr 26 -	Greeley Housing Authority	4:30 PM
May 2 -	Board of Retirement	9:00 AM
May 2 -	Board of Adjustment	11:00 AM
May 2 -	Planning Commission	1:30 PM
May 3 -	401k Savings Plan and 457 Deferred Compensation Plan Fiduciary Committee	2:00 PM
May 8 -	Juvenile Community Review Board	12:00 PM
May 8 -	Weld County Fair Board	6:00 PM
May 9 -	Workforce Development Board	11:45 AM
May 11 -	Weld Faith Partnership Council	7:30 AM
May 11 -	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.

- May 1 - Partial Vacation of Two-Lot Recorded Exemption, RECX16-0089, for Removal of Lot B – Dennis and Marie-Christine Neal
- May 1 - Partial Vacation of Two-Lot Recorded Exemption, RE-1567, for Removal of Lot B – Brown Farms, LLC, c/o George and Carolyn Brown
- May 3 - Partial Vacation, VAC23-0015, of Two-Lot Recorded Exemption, RECX17-0050, for Removal of Lot B – Michael Coan
- May 3 - Partial Vacation, VAC23-0016, of Two-Lot Recorded Exemption, RECX14-0131, for Removal of Lot B – Michael Coan
- May 3 - Partial Vacation, VAC23-0018, of Four-Lot Recorded Exemption, RECX15-0106, for Removal of Lot D – Michael Coan
- 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 (*Miscellaneous Zoning*)
- May 15 - Second Reading of Code Ordinance #2023-05, In the Matter of Repealing and Reenacting, with Amendments, Chapter 19 Coordinated Planning Agreements, of the Weld County Code (*Town of Gilcrest*)
- May 22 - First Reading of Code Ordinance #2023-06, In the Matter of Repealing and Reenacting with Amendments, Chapter 23 Zoning and Chapter 29 Building Regulations, of the Weld County Code (*Agricultural Buildings*)
- Jun 5 - Final Reading of Code Ordinance #2023-05, In the Matter of Repealing and Reenacting, with Amendments, Chapter 19 Coordinated Planning Agreements, of the Weld County Code (*Town of Gilcrest*)
- Jun 5 - Second Reading of Code Ordinance #2023-06, In the Matter of Repealing and Reenacting with Amendments, Chapter 23 Zoning and Chapter 29 Building Regulations, of the Weld County Code (*Agricultural Buildings*)
- Jun 19 - Final Reading of Code Ordinance #2023-06, In the Matter of Repealing and Reenacting with Amendments, Chapter 23 Zoning and Chapter 29 Building Regulations, of the Weld County Code (*Agricultural Buildings*)

FUTURE PUBLIC HEARINGS:

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

- May 3 - 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 Haring, 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) – (Cont'd from 3/22/2023) 10:00 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
- Jun 7 - 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) – (Cont'd from 4/5/2023) 10:00 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 April 25, 2023
- 2) Board of Public Health, Agenda for April 25, 2023
- 3) Department of Oil and Gas Energy, 1041 WOGLA Hearing Docket for April 27, 2023
- 4) Department of Planning Services, Addition to File PL2432, COZ16-0002 – Coastal Chemical Co., LLC
- 5) Department of Human Services, Email dated April 18, 2023, re: Colorado Department of Human Service Notice of Grant Award for State and Local Fiscal Recovery Funds (SLFRF) for Children, Youth and Family Behavioral Health Services
- 6) Board of County Commissioners, Letter to Governor Jared Polis, dated April 19, 2023, re: Weld County Opposition to House Bill 23-1294
- 7) Fort Lupton, Oath of Office for Joseph Sandoval as a Patrol Officer

PUBLIC REVIEW:

- 1) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Fagerberg 33-12, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 17WE0050 [2023-1136]
- 2) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Cecil's Kersey Farm 17 Sec HZ, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 17WE1261 [2023-1143]
- 3) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Schneider 19 Sec HZ, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 17WE0498 [2023-1144]
- 4) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Lindsey 1 Sec HZ, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 22WE0434, 22WE0435, 22WE0436 [2023-1145]
- 5) Colorado Department of Public Health and Environment, Air Pollution Control Division – Extraction Oil and Gas, Inc. – Milkshake 31-W / Pavistma North Production Facility, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 18WE1087 [2023-1146]

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PUBLIC REVIEW (CONT'D):

- 6) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Booth 26 Sec Tank Battery, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 22WE0266 [2023-1165]
- 7) Colorado Department of Public Health and Environment, Air Pollution Control Division – Extraction Oil and Gas, Inc. – Walt Production Facility, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 22WE0593 [2023-1166]

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

- 1) Approve Memorandum of Understanding for Installation of Air Quality Monitoring Equipment at Platteville Tower Site (18490 CR 38, LaSalle, Colorado) [2023-1151]
- 2) Approve Emergency Temporary Closure of CR 43 Between CRs 42 and 44 [2023-1152]
- 3) Approve Temporary Closure of CR 81 Between CR 10 and SH 52 [2023-1153]
- 4) Approve Contract ID #6845 Intergovernmental Agreement for Roadway Improvements on Two Rivers Parkway – City of Evans [2023-1154]
- 5) Approve 2023 Allocations of Community Development Block Grant (CDBG) Funds for Various Projects [2023-1155]
- 6) Approve Contract ID #6826 Declaring the Intent of Weld County, Colorado, to Issue Private Activity Bonds in Connection with Financing Residential Facilities for Low- and Middle-Income Families or Persons, Pursuant to the Colorado Private Activity Bond Ceiling Allocation Act [2023-1156]
- 7) Approve Contract ID #6863 Application for Energy Efficiency and Conservation Block Grant (EECBG) Program [2023-1157]

MISCELLANEOUS:

- * 1) Roosevelt Roughriders Day, Class 5A Girls Basketball State Championship – April 26, 2023 [2023-1170]
- * 2) National Mental Health Month – May 2023 [2023-1171]
- * 3) Contract ID #6851 Amendment #2 to Child Protection Agreement for Services (Bid #B2100042) – Centennial Mental Health Center, Inc. [2021-1579]
- * 4) Contract ID #6852 Amendment #1 to Child Protection Agreement for Services (Bid #B2200040) – Smith Agency [2022-1673]
- * 5) Contract ID #6853 Amendment #1 to Child Protection Agreement for Services (Bid #B2200040) – Centennial Board of Cooperation Educational Services (BOCES) [2022-1471]
- * 6) Contract ID #6854 Amendment #1 to Child Protection Agreement for Services (Bid #B2200040) – UABACO, LLC [2022-1728]
- * 7) Contract ID #6855 Amendment #2 to Child Protection Agreement for Services (Bid #B2100042) – Sovereignty Counseling Services, PLLC [2021-1439]
- * 8) Contract ID #6856 Amendment #1 to Child Protection Agreement for Services (Bid #B2200040) – Transitions Psychology Group, LLC [2022-1542]
- * 9) Contract ID #6857 Amendment #1 to Child Protection Agreement for Services (Bid #B2200040) – Garcia Family Guidance, Inc. [2022-1592]
- * 10) Contract ID #6858 Amendment #2 to Child Protection Agreement for Services (Bid #B2100042) – The Hope Initiative, LLC [2021-1582]
- * 11) Contract ID #6864 Amendment #2 to Child Protection Agreement for Services (Bid #B2200040) – Brad’s House [2022-1537]
- * 12) Contract ID #6871 Amendment #2 to Child Protection Agreement for Services (Bid #B2100042) – Alison Reece [2021-1438]

MISCELLANEOUS (CONT'D):

- * 13) Contract ID #6849 Service Agreement for Window Cleaning Greeley Plaza Buildings
(822 7th Street. Greeley, Colorado - Bid #B2300094) – Rocky Mountain Window Cleaning,
Inc., dba Squeegee Squad [2023-1185]
- * 14) Division Order to Civitas Resources, Inc. (WARNER 2E-10H-E165 – API 05-123-50742)
[2023-1186]

* **Signed this date**