

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

2023-1198

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 17, 2023 [2023-1080]

AMENDMENTS TO AGENDA:

APPROVAL OF CONSENT AGENDA: See Items #3, and #4, Under 'Consent Agenda-Miscellaneous' – Partial Vacations of Recorded Exemptions

COMMISSIONER COORDINATOR REPORTS:

PRESENTATIONS:

1) Life Saving Awards, Sheriff's Office – Matthew Tippetts, Leslie Kinner, Brian Hammond, Christopher Connor, and Christopher Dalzell [2023-1200]

PROCLAMATIONS:

1) Older Americans Month – May 2023 [2023-1201]

WARRANTS:

1) General Warrants – April 28, 2023 [2023-1202]
2) Commissioner Warrants (Lori Saine) – April 28, 2023 [2023-1203]
3) Commissioner Warrants (Kevin D. Ross) – April 28, 2023 [2023-1204]

BIDS:

1) Approve Bid #B2300095, Public Relations for Government Issues and Legislative Communications – Administrative Services [2023-1082]

NEW BUSINESS:

1) Consider Agreement Amendment #1 for Grant Award Letter and Summary of Terms and Conditions for Colorado Election Security Act (CESA) Grant Program, and authorize Chair to sign and submit electronically [2023-1205]
2) Consider Contract ID #6831 Agreement for Professional Services for North Jail 1-West Lighting Control System Upgrade and authorize Chair to sign – CML Security, LLC [2023-1206]
3) Consider Land Use Application for Wireless Communication Facility Equipment Upgrade at 822 7th Street, Greeley (Chase Building), and authorize Facilities Department to sign – Retherford Enterprises, Inc., for Verizon Wireless, and City of Greeley [2023-1207]
4) Consider Emergency Temporary Closure of CR 50 Between CRs 53 and 55 [2023-1208]

NEW BUSINESS (CONT'D):

- 5) Consider Professional Services Agreement for Horse and Carriage Services at 2023 Weld County Fair and authorize Chair to sign – Mountain Shadows Carriages, c/o Darin Henry [2023-1209]
- 6) Consider Professional Services Agreement for Draft Horse Show at 2023 Weld County Fair and authorize Chair to sign – Northern Colorado Draft Horse Association [2023-1210]
- 7) Consider Professional Services Agreement for Vette Fest at 2023 Weld County Fair and authorize Chair to sign – Corvettes West Car Club Chapter [2023-1211]
- 8) Consider Professional Services Agreement for Mounted Shooters at 2023 Weld County Fair and authorize Chair to sign – Colorado Regulators [2023-1212]
- 9) Consider Request to Waive Bid Procedure Concerning Small Tract Oil and Gas Lease, Accept Offer to Lease Mineral Acre, and authorize Chair to sign – Civitas Resources, Inc. [2023-1213]
- 10) Consider Contract ID #6900 Application for Establishing Homeland Security Grant Program Fiscal Agent for Northeast All-Hazards Region and authorize Chair to sign [2023-1214]

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 May 1, 2023 *

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

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 3 -	Weld County Community Development Block Grant Advisory Committee	3:00 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 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

FUTURE PUBLIC HEARINGS:

- May 17 - 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 4/26/2023)* 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
- 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) Utilities Coordinating Advisory Committee, Agenda for April 27, 2023
- 2) Board of Adjustment, Agenda for May 2, 2023
- 3) Planning Commission, Agenda for May 2, 2023
- 4) Weld County Community Development Block Grant Program, Notice dated April 30, 2023, re: Intent to Request Release of Funds for Tiered Projects and Programs from U.S. Department of Housing and Urban Development (HUD)
- 5) Chevron U.S.A., Inc., fka Noble Energy, Inc., Letter dated April 20, 2023, re: After-Payout Settlement Payment for Jones Walter 01-26 CD

PUBLIC REVIEW:

- 1) Colorado Department of Public Health and Environment, Air Pollution Control Division – Verdad Resources, LLC – Rowe 26-8N Pad, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 16WE0771 [2023-1195]
- 2) Colorado Department of Public Health and Environment, Air Pollution Control Division – Kerr-McGee Onshore Oil and Gas, LP – 34003374 Well Production Facility, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 21WE0893 [2023-1196]
- 3) Colorado Department of Public Health and Environment, Air Pollution Control Division – Noble Energy, Inc. – SLW RNCH B01 ECONODE T5N-R64W-S12 L01, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 13WE2740 [2023-1197]

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

- 1) Approve Petition for Abatement or Refund of Taxes for Account No. O9532227 – Helmerich and Payne International Drilling [2023-1177]
- 2) Approve Contract ID #6839 Educational Affiliation Agreement for Unpaid Internships and authorize Chair to sign – The Regents of the University of Colorado [2023-1178]

RESOLUTIONS (CONT'D):

- 3) Approve 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) Approve 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) Approve 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) Approve Contract ID #6867 Amendment #6 for Nurse Home Visitor Program (NHVP) and authorize Chair to sign and submit electronically [2023-1182]
- 7) Approve Cancellation of Board of County Commissioners Meeting Scheduled for May 31, 2023 [2023-1183]
- 8) Approve 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]
- 9) Approve 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]
- 10) Action of the Board Concerning PCSC22-0013 – Scott and Kristen Fisher [2023-0896]
- 11) Approve USR22-0030 – HS Land and Cattle, LLC, c/o Monarch Mountain Minerals and Aggregates, LLC [2023-1098]

MISCELLANEOUS:

- 1) Life Saving Awards, Sheriff's Office – Matt Tippetts, Leslie Kinner, Brian Hammond, Christopher Connor, and Christopher Daizell [2023-1200]
- * 2) Older Americans Month – May 2023 [2023-1201]
- * 3) Partial Vacation, VAC23-0010, of Two-Lot Recorded Exemption, RECX16-0089, for Removal of Lot B – Dennis and Marie-Christine Neal [2023-1215]
- * 4) Partial Vacation, VAC23-0012, of Two-Lot Recorded Exemption, RE-1567, for Removal of Lot B – Brown Farms, LLC, c/o George and Carolyn Brown [2023-1216]
- * 5) Appointment of Deputy District Attorney – Raja Salaymeh [2023-1217]
- * 6) Contract ID #6868 Amendment #1 to Child Protection Agreement for Services (Bid #B2200040) – Perklen Center for Psychotherapy [2022-1544]
- * 7) Contract ID #6869 Amendment #1 to Child Protection Agreement for Services (Bid #B2200040) – David L. Christiansen, LLC [2022-1467]
- * 8) Contract ID #6870 Amendment #1 to Child Protection Agreement for Services (Bid #B2200040) – Denver Area Youth Services [2022-1539]
- * 9) Contract ID #6872 Amendment #1 to Child Protection Agreement for Services (Bid #B2200040) – Jacob Family Services, Inc. [2022-1538]
- * 10) Contract ID #6873 Amendment #1 to Child Protection Agreement for Services (Bid #B2200040) – Krystal Ebbinghaus [2022-1464]
- * 11) Contract ID #6874 Amendment #2 to Child Protection Agreement for Services (Bid #B2100042) – Withers Whisper, LLC [2021-1471]

MISCELLANEOUS (CONT'D):

- * 12) Contract ID #6875 Amendment #1 to Child Protection Agreement for Services (Bid #B2200040) – Intervention, Inc. [2022-1540]
- * 13) Contract ID #6876 Amendment #1 to Child Protection Agreement for Services (Bid #B2200040) – Turning Point Center for Youth and Family Development, Inc. [2022-1475]
- * 14) Contract ID #6877 Amendment #1 to Child Protection Agreement for Services (Bid #B2200040) – Julie A. Scroggins, Attorney at Law, P.C. [2022-1533]
- * 15) Contract ID #6878 Amendment #1 to Child Protection Agreement for Services (Bid #B2200040) – Nathan Swisher, PsyD, PLLC [2022-1474]
- * 16) Contract ID #6880 Amendment #1 to Child Protection Agreement for Services (Bid #B2200040) – Specialized Alternatives for Families and Youth of Colorado, Inc. [2022-1596]
- * 17) Contract ID #6888 Amendment #2 to Child Protection Agreement for Services (Bid #B2100042) – Reaching Hope [2021-1547]
- * 18) Contract ID #6861 Premium Access Agreement, and Government Customer Rider – Getty Images (US), Inc. [2023-1218]
- * 19) Contract ID #6890 Ordering Document and Master Services Agreement and Terms of Service for gWorks Software Tracker – GIS Workshop, LLC [2023-1219]
- * 20) Installation and Integration Agreement, Sales Order Agreement, and Aftermarket Support Agreement for Multi-Functional Device (Copier) for North Jail – Capital Business Systems, Inc. [2023-1220]
- * 21) Contract ID #6825 Road Maintenance Agreement According to Requirements During the Construction Period for Location Assessment for Pipeline Permit, LAP23-0003 – DCP Operating Company, LP [2023-1221]
- * 22) Contract ID #6832 Road Maintenance Improvements Agreement for Oil and Gas Location Assessment (1041 WOGLA) Permit, 1041WOGLA22-0021 – HERV Oil, LLC [2023-1222]
- * 23) Contract ID #6833 Road Maintenance Improvements Agreement for Oil and Gas Location Assessment (1041 WOGLA) Permit, 1041WOGLA22-0022 – HERV Oil, LLC [2023-1223]
- * 24) Contract ID #6834 Road Maintenance Improvements Agreement for Oil and Gas Location Assessment (1041 WOGLA) Permit, 1041WOGLA22-0043 – Summit Oil and Gas, LLC [2023-1224]
- * 25) Contract ID #6835 Road Maintenance Agreement According to Requirements During the Construction Period for Use by Special Review Permit, USR22-0027 – CBEP Solar 2, LLC, and CBEP Solar 8, LLC [2023-1225]
- * 26) Contract ID #6883 Road Maintenance Agreement According to Requirements During the Construction Period for Location Assessment for Pipeline Permit, LAP23-0005 – DCP Operating Company, LP [2023-1226]
- * 27) Contract ID #6886 Consent to Assignment and Assumption of Road Maintenance Agreement According to Requirements During the Construction Period for Use by Special Review Permit, USR21-0020, from Estromina CO Greeley Land, LLC, to ECA CO Greeley, LLC [2023-1227]

* **Signed this date**