

**AGENDA**  
**BOARD OF COUNTY COMMISSIONERS**  
**WELD COUNTY, COLORADO**  
**MONDAY, MAY 15, 2023**  
**9:00 A.M.**

**2023-1350**

**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 May 1, 2023

[2023-1199]

**AMENDMENTS TO AGENDA:**

**APPROVAL OF CONSENT AGENDA:**

**COMMISSIONER COORDINATOR REPORTS:**

**PROCLAMATIONS:**

- 1) National Weld County Police Officers Week, National Peace Officers Memorial Day, and Weld County Fallen Officer Memorial Tribute Ceremony – Sheriff's Office [2023-1352]

**WARRANTS:**

- 1) General Warrants – May 12, 2023 [2023-1353]

**NEW BUSINESS:**

- 1) Consider Contract ID #6937 Lease Agreement for Grover Communications Tower and Site, and authorize Chair to sign – T-Mobile West, LLC [2023-1354]
- 2) Consider Contract ID #6952 Application for 2023 State Criminal Alien Assistance Program (SCAAP) Grant and authorize Sheriff's Office to submit electronically [2023-1355]
- 3) Consider Contract ID #6953 Amendment #2 to Contract for Jail Based Behavioral Health Services and authorize Chair to sign [2023-1356]
- 4) Consider Amendment to Detour Route for Temporary Closure of Two Rivers Parkway Between CR 54 and SH 60 [2023-1357]
- 5) Consider Contract ID #6968 Application for Supplemental Reimbursement for Petroleum Storage Tank Remediation at Fueling Facility performed by Palmetto Environmental Group, and authorize Chair to sign [2023-1358]
- 6) Consider Contract ID #6969 Section 179D Energy Efficient Commercial Buildings Tax Deduction Allocation Form for Department of Public Health and Environment and North Jail Complex, and authorize Chair to sign – G2 Consulting Engineers, Inc. [2023-1359]

**PLANNING:**

- 1) Consider Decommissioning/Reclamation Plan and Accept Collateral for Zoning Permit for Solar Energy Facility, ZPSF22-0004, Less than Five (5) Acres (5 Acre SEF) – Janssen Farms, LLC, c/o Sunshare, LLC, dba Grizzly Solar, LLC [2023-1360]

**PLANNING (CONT'D):**

- 2) Consider Request to Temporarily Extend the Hours Of Operation for Amended Use By Special Review Permit, AMUSR-1102, for mineral resource development including open pit mining and materials processing (sand, gravel and stone), including concrete and asphalt recycling and a concrete and asphalt batch plant facility in the A (Agricultural) Zone District – L.G. Everist, Inc. [2023-1361]
- 3) 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*) [2023-1362]
  - Legals.....[2023-1159]
  - Correspondence.....[2023-1160]

**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](mailto: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](mailto:ctb@weld.gov).

**ADJOURN:**

**PUBLIC HEARINGS  
BOARD OF COUNTY COMMISSIONERS**

\* No Public Hearings Scheduled for May 15, 2023 \*

# CONSENT AGENDA

## SCHEDULE OF ADVISORY BOARD MEETINGS:

May 16 -	911 Emergency Telephone Service Authority Board	12:00 PM
May 16 -	Planning Commission	CANCELLED
May 16 -	Northern Colorado RETAC	2:00 PM
May 17 -	Weld County Emergency Medical/Trauma Services Council	11:00 AM
May 18 -	Greeley-Weld County Airport Authority	3:30 PM
May 23 -	Board of Public Health	9:00 AM
May 23 -	Regional Communications Advisory Board	10:30 AM
May 23 -	Community Corrections Board	12:00 PM
May 24 -	Greeley Housing Authority	4:30 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.

- May 17 - Partial Vacation, VAC23-0019, of Two-Lot Recorded Exemption, RECX17-0020, for Removal of Lot D – Bean Farm, LLC, c/o Todd and Kristen Bean
- May 17 - Partial Vacation, VAC23-0022, of Two-Lot Recorded Exemption, RECX15-0009, for Removal of Lot B – Micheal Coan
- May 17 - Partial Vacation, VAC23-0023, of Two-Lot Recorded Exemption, RECX19-0109, for Removal of Lot B – Micheal Coan
- May 17 - Partial Vacation, VAC23-0024, of Two-Lot Recorded Exemption, RECX16-0012, for Removal of Lot B – Micheal Coan
- 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*)
- May 24 - Partial Vacation, VAC23-0001, of Three-Lot Recorded Exemption, RECX14-0124, for Removal of Lot C – Dillard Family, LLC, c/o James Dillard
- May 24 - Partial Vacation, VAC23-0025, of Two-Lot Recorded Exemption, RECX16-0117, for Removal of Lot B – Caleb Spear, Cynthia Spear, Samuel Spear, Lisa Spear, and Jonathan Spear
- 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 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

**FUTURE PUBLIC HEARINGS (CONT'D):**

- May 17 - Docket # 2023-29, PL2868 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0006, for a Solar Energy Facility (SEF) outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Timothy and Laura Cook, c/o Pivot Solar 35, LLC [located east of and adjacent to County Road 33; approximately 0.5 miles north of County Road 46] (Planner – Diana Aungst) 10:00 AM
- May 17 - Docket #2023-32, PL2870 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0008, for a Solar Energy Facility (SEF) outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Jerry Loeffler, Personal Representative for Lydia Loeffler, c/o Pivot Solar 36, LLC [located south of and adjacent to County Road 50; east of and adjacent to County Road 35] (Planner – Chris Gathman) 10:00 AM
- May 17 - Docket #2023-30, PL2869 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0007, for a Solar Energy Facility (SEF) outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Roberta McGregor and Erik Davis, Personal Representative for Dorothy Davis, c/o Pivot Solar 33, LLC [located east of and adjacent to County Road 35; approximately 0.25 miles north of County Road 46] (Planner – Molly Nelson) 10:00 AM
- May 24 - Docket #2023-34, PL2871 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0011, for Oil and Gas Support and Service (CNG Station) outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Voltagrid, LLC [located east of and adjacent to County Road 51; approximately 0.35 miles north of County Road 18] (Planner – Maxwell Nader) 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 – CONT'D TBD) 10:00 AM
- Jun 7 - Docket #2023-33, PL1373 - A Site Specific Development Plan and Use by Special Review Permit, USR22-0018, for Open Mining (sand, gravel and stone), employee and equipment parking associated with operations outside of subdivisions and historic townsites, in the A (Agricultural) Zone District, Loveland Ready-Mix Concrete, Inc. [located north of and adjacent to County Road 48.5; west of and adjacent to State Highway 257] (Planner – Kim Ogle) 10:00 AM

**COMMUNICATIONS:**

Persons who wish to submit written comments on any topic may do so any time by emailing: [askthecommissioners@weld.gov](mailto: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](mailto:ctb@weld.gov).

- 1) County Council, Press Release dated May 9, 2023, re: Appointment of Trent Leisy as District 1 Representative
- 2) Weld County Community Development Block Grant Program, Notice dated May 1, 2023, re: Intent to Request Release of Funds for Tiered Projects and Programs from U.S. Department of Housing and Urban Development (HUD)

**COMMUNICATIONS (CONT'D):**

- 3) City of Fort Lupton, Oaths of Office for Jalen Vasquez, Phaedra Kidd, Trey Devich, Derek Velasquez, and Lisa VandeBerg as Code Enforcement, Community Services, and Patrol Officers
- 4) BeeBe Draw Farms Metropolitan Districts No. 1 and No. 2, Notice of Intent to Undertake Certain Actions Concerning the Provision of Broadband Services

**PUBLIC REVIEW:**

- 1) Colorado Department of Public Health and Environment, Air Pollution Control Division – Extraction Oil and Gas, Inc. – Carlson 15-D Production Facility, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 17WE1028 [2023-1347]
- 2) Colorado Department of Natural Resources, Division of Reclamation, Mining and Safety, Consideration of Construction Materials Reclamation Permit Application Amendment #1, M-2021-049 – Vima Partners, LLC – Raindance Reservoir #2 [2021-0693]

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

- 1) Approve Contract ID #6892 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Margarito Horta and Marlene Dos Santos [2023-1322]
- 2) Approve Contract ID #6907 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Jim and Ruby Major [2023-1323]
- 3) Approve Contract ID #6908 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Rogelio Ramirez and Raina Marceleno [2023-1324]
- 4) Approve Contract ID #6911 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Joseph Montoya and Tierra Glasmann [2023-1325]
- 5) Approve Contract ID #6926 Statement of Work for Additional Covid-19 Immunization Funding (Round Three [3]) – (Cov-Immr3) [2023-1326]
- 6) Approve Contract ID #6928 Amendment #2 to Task Order Contract for Communities that Care Youth Substance Abuse Prevention Program [2023-1327]

**ORDINANCES:**

- 1) 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*) [2023-1362]

**MISCELLANEOUS:**

- \* 1) National Weld County Police Officers Week, National Peace Officers Memorial Day, and Weld County Fallen Officer Memorial Tribute Ceremony – Sheriff's Office [2023-1352]
- \* 2) Contract ID #6963 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Rodney Troyer and Cynthia Klein-Troyer [2023-1363]
- \* 3) Contract ID #6954 Professional Service Agreement for Senior Nutrition Program Meal Delivery (Bid #B2300041) – Commission Now, LLC, dba The Greeley Gopher [2023-0506]
- \* 4) Contract ID #6955 Professional Service Agreement for Older Americans Act (OAA) Provider Grant Application Funds (Bid #B2300042) – North Range Behavioral Health [2023-1364]
- \* 5) Contract ID #6956 Professional Service Agreement for Older Americans Act (OAA) Provider Grant Application Funds (Bid #B2300042) – Catholic Charities and Community Services of the Archdioceses of Denver [2023-1365]
- \* 6) Contract ID #6957 Professional Service Agreement for Older Americans Act (OAA) Provider Grant Application Funds (Bid #B2300042) – Senior Resource Services, dba 60+ Ride [2023-1366]

**MISCELLANEOUS (CONT'D):**

- \* 7) Contract ID #6962 Professional Service Agreement for Older Americans Act (OAA) Provider Grant Application Funds (Bid #B2300042) – Meals on Wheels of Greeley, Inc. [2023-1367]
- \* 8) Contract ID #6949 Amendment #2 to Agreement for Professional Services for Prevention Services – Weld County Departments of Human Services, and Public Health and Environment [2021-1644]
- \* 9) Contract ID #6951 Amendment #1 Agreement for Professional Services for Foster Parent Training and Co-Facilitator Services – Esther Dennis [2022-3320]
- \* 10) Contract ID #6966 Amendment #2 to Agreement for Professional Services (Bid #B2100142) – Colorado Bioscience Institute, and St. Vrain Valley School District RE-1J [2021-3299]
- \* 11) Contract ID #6958 Amendment #3 to Purchase of Service Agreement for Older Americans Act In-Home Services (Bid #B2000079) – Altitude Home Care [2020-1489]
- \* 12) Contract ID #6959 Amendment #3 to Purchase of Service Agreement for Older Americans Act In-Home Services (Bid #B2000079) – Choice City Home Care, LLC, dba Senior Helpers [2020-1453]
- \* 13) Contract ID #6960 Amendment #3 to Purchase of Service Agreement for Older Americans Act In-Home Services (Bid #B2000079) – LiveFully, LLC, dba FirstLight Home Care of Greeley [2020-1454]
- \* 14) Contract ID #6961 Amendment #3 to Purchase of Service Agreement for Older Americans Act In-Home Services (Bid #B2000079) – Thousand Peaks Healthcare, Inc., dba Elevate Home Care [2020-1490]
- \* 15) Contract ID #6964 Amendment #3 to Purchase of Service Agreement for Older Americans Act In-Home Services (Bid #B2000079) – Mile High Seniors, Inc., dba Home Helpers [2020-1456]
- \* 16) Contract ID #6965 Amendment #3 to Purchase of Service Agreement for Older Americans Act In-Home Services (Bid #B2000079) – Andrea’s Angels, Inc. [2020-1450]
- \* 17) Contract ID #6973 Amendment #3 to Purchase of Service Agreement for Older Americans Act In-Home Services (Bid #B2000079) – Britin, LLC, dba FirstLight HomeCare Boulder [2020-1451]
- \* 18) Contract ID #6938 Support Agreement for Pay-As-You-Go Technical Support for JPASS Software for Pretrial Services – Harris Corrections Solutions, Inc. [2023-1368]
- \* 19) Contract ID #6903 Road Maintenance Agreement According to Requirements During the Construction Period for Use by Special Review Permit, USR22-0024 – Lytle Farms, LLC, c/o Sunshare, LLC, dba BecLee Solar, LLC [2023-1369]
- \* 20) Contract ID #6904 Road Maintenance Agreement According to Requirements During the Construction Period for Zoning Permit for Solar Energy Facility, ZPSF22-0004 – Janssen Farms, LLC, c/o Sunshare, LLC, dba Grizzly Solar, LLC [2023-1370]

\* **Signed this date**