

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
MONDAY, JUNE 5, 2023
9:00 A.M.

2023-1524

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:

- 1) Approval of Minutes of May 15, 2023 [2023-1351]
- 2) Approval of Minutes of May 17, 2023 [2023-1378]
- 3) Approval of Minutes of May 22, 2023 [2023-1420]

CERTIFICATION OF HEARINGS: Hearings conducted on May 17, 2023:

- 1) PCSC22-0013 – Scott and Kristin Fisher [2023-1188]
- 2) USR23-0006 – Timothy and Laura Cook, c/o Pivot Solar 35, LLC [2023-1303]
- 3) USR23-0008 – Jerry Loeffler, Personal Representative for Lydia Loeffler, c/o Pivot Solar 36, LLC [2023-1316]
- 4) USR23-0007 – Roberta McGregor and Erik Davis, Personal Representative for Dorothy Davis, c/o Pivot Solar 33, LLC [2023-1344]

AMENDMENTS TO AGENDA:

APPROVAL OF CONSENT AGENDA: See Items #4, #5, #6, and #7, Under 'Consent Agenda Miscellaneous' – Partial Vacations of Recorded Exemptions

COMMISSIONER COORDINATOR REPORTS:

PRESENTATIONS:

- 1) National Association of Counties (NACo) Achievement Awards, Successful Chafee Integration with Workforce Development – Department of Human Services [2023-1526]
- 2) National Association of Counties (NACo) Achievement Awards, County Roots Newsletter – Public Information Office [2023-1527]
- 3) National Association of Counties (NACo) Achievement Awards, Public Safety Environment Improvement Project – Department of Information Technology [2023-1528]

WARRANTS:

- 1) General Warrants – May 24, and 26, 2023, and June 2, 2023 [2023-1529]
- 2) Commissioner Warrants (Perry L. Buck) – June 2, 2023 [2023-1530]

BIDS:

- 1) Rescind and Reconsider Bid #B2300105, Jail Elevator Modernization – Facilities Department [2023-1262]

BIDS (CONT'D):

- 2) Approve Bid #B2300111, Clerk and Recorder's Office Backup Generator – Facilities Department [2023-1380]
- 3) Approve Bid #B2300114, Backup Generators for Fleet Services, Community Corrections, and Alternative Programs – Facilities Department [2023-1422]
- 4) Present Bid #B2300112, Southeast Annex Building Construction – Facilities Department [2023-1531]
- 5) Present Bid #B2300117, Fire Alarm Upgrade – Facilities Department [2023-1532]
- 6) Present Bid #B2300118, UPS Replacement – Facilities Department [2023-1533]
- 7) Present Bid #B2300121, Command Unit (QTY 1) – Sheriff's Office and Fleet Services [2023-1534]

NEW BUSINESS:

- 1) Consider Quote and Rental Agreement Terms and Conditions for Pig Barn Evaporative Coolers for 2023 Weld County Fair, and authorize Chair to sign – Resolute Industrial, LLC, dba Mobile Air and Power Rental [2023-1535]
- 2) Consider Standard Form of Agreement for POST Training and Employment Services Between Weld County Sheriff's Office and Various Prospects, and delegate authority to Sheriff's Office to sign any agreements consistent with said form [2023-1536]
- 3) Consider Contract ID #7011 Intergovernmental Agreement for Management of Missile Site Park and authorize Chair to sign – City of Greeley [2023-1537]
- 4) Consider Standard Form of Agreement, Rates, and Provider List for Agreements for Respite Services, and authorize Chair to sign any agreements consistent with said form [2023-1538]
- 5) Consider Contract ID #6925 Contract Amendment #2 for Colorado Community Response Project and authorize Chair to sign and submit electronically [2023-1539]
- 6) Consider Contract ID #7009 Agreement for Substance Abuse Treatment Services and authorize Chair and Director of Department of Human Services to sign – Signal Behavioral Health Network [2023-1540]
- 7) Consider Contract ID #7007 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home and authorize Chair to sign – Diane Bloomfield [2023-1541]
- 8) Consider Contract ID #7014 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home and authorize Chair to sign – Martin Meza-Cordero and Norma Meza [2023-1542]
- 9) Consider Contract ID #7019 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home and authorize Chair to sign – Felicia Esparza [2023-1543]
- 10) Consider Contract ID #7023 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home and authorize Chair to sign – Tommie Taylor [2023-1544]
- 11) Consider Contract ID #7025 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home and authorize Chair to sign – Daniel and Susie LeRoy [2023-1545]
- 12) Consider Contract ID #7012 Agreement for Respite Services and authorize Chair to sign – Arnold and Deborah Clark [2023-1546]
- 13) Consider Contract ID #7018 Memorandum of Understanding for Collaborative Management Program with Various Agencies and authorize Chair and Directors of Department of Human Services and Department of Public Health and Environment to sign electronically [2023-1547]
- 14) Consider Contract ID #7031 Modification Letter to Expenditure Authorization and Work Plan for Trade Adjustment Assistance (TAA) Case Management Grant Funds, and authorize Department of Human Services to sign and submit electronically [2023-1548]

NEW BUSINESS (CONT'D):

- 15) Consider Contract ID #7033 Modification Letter to Expenditure Authorization and Work Plan for Workforce Innovation and Opportunity Act (WIOA) Veteran’s Service to Career Program (VSCP), and authorize Department of Human Services to sign and submit electronically [2023-1549]
- 16) Consider Contract ID #7034 Professional Service Agreement for Leadership Workshops for Weld Works for Youth Program and Summer Tight Program, and authorize Chair to sign – Youth Leading Youth [2023-1550]
- 17) Consider Contract ID #7035 Memorandum of Understanding for Distribution of Temporary Assistance for Needy Families (TANF) Funding and authorize Chair to sign – Weld Food Bank [2023-1551]
- 18) Consider Contract ID #7030 Agreement and Contingency List for On-Site Electric Distribution Extension for Design and Installation of Street Lights for CRs 74 and 33 Intersection Roundabout Project, and authorize Chair to sign – Public Service Company of Colorado, dba Xcel Energy [2023-1552]
- 19) Consider Contract ID #7032 Agreement and Contingency List for Relocation of Gas Pipeline for Reconstruction of Bridge 54/13A and authorize Chair to sign – Public Service Company of Colorado, dba Xcel Energy [2023-1553]
- 20) Consider Temporary Closure of CR 82 Between CR 51 and SH 14 [2023-1554]
- 21) Consider Temporary Closure of CR 44 Between CR 33 and U.S. HWY 85 [2023-1555]
- 22) Consider Contract ID #7028 Two (2) Applications for 2021 and 2022 Homeland Security Grant Program Funds for Northeast All-Hazards Region, and authorize Chair to sign and Department of Finance and Administration to submit [2023-1556]
- 23) Consider Declaration of Certain Equipment as Surplus Property, Approve Sale of Same at Auction with Roller and Associates, and delegate authority to Controller to sign any necessary documents [2023-1557]
- 24) Consider Reappointments to Northeast Colorado Regional Emergency Medical and Trauma Services Advisory Council (RETAC) [2023-1558]
- 25) Consider Resolution Re: Expression of Opposition to Proposition HH [2023-1559]

PLANNING:

- 1) 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*) [2023-1560]
 - Legals.....[2023-1159]
 - Correspondence.....[2023-1160]
- 2) 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*) – (*Cont’d to 7/10/2023*) [2023-1561]
 - Legals.....[2023-1427]
 - Correspondence.....[2023-1428]

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 June 5, 2023 *

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Jun 5 -	Weld County Fair Board	6:00 PM
Jun 6 -	Planning Commission	1:30 PM
Jun 7 -	Weld County Community Development Block Grant Advisory Committee	3:00 PM
Jun 8 -	Weld Faith Partnership Council	7:30 AM
Jun 8 -	Area Agency on Aging Advisory Board	9:00 AM
Jun 12 -	Juvenile Community Review Board	12:00 PM
Jun 15 -	Extension Advisory Council	12:00 PM
Jun 15 -	Greeley-Weld County Airport Authority	3:30 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.

- Jun 7 - Second Reading of Code Ordinance #2023-07, In the Matter of Repealing and Reenacting, with Amendments, Chapter 17 Public Places of the Weld County Code (*Camping on Public Properties*)
- Jun 7 - Emergency Code Ordinance #2023-08, In the Matter of Amending Chapter 21, Areas and Activities of State Interest, of the Weld County Code (*Moratorium of 1041 SEF's*)
- June 12 - Partial Vacation, VAC23-0013, of Two-Lot Recorded Exemption, RECX18-0004, for Removal of Lot B – Fryer Livestock, LLC
- June 12 - Partial Vacation, VAC23-0027, of Two-Lot Recorded Exemption, RE-3520, for Removal of Lot B – NGL Water Solutions DJ, LLC
- June 12 - Partial Vacation, VAC23-0034, of Four-Lot Recorded Exemption, RECX18-0034, for Removal of Lot D – Canyon Trail Fencing, LLC, c/o Christian Petersheim
- 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*)
- Jun 26 - Final Reading of Code Ordinance #2023-07, In the Matter of Repealing and Reenacting, with Amendments, Chapter 17 Public Places of the Weld County Code (*Camping on Public Properties*)

FUTURE PUBLIC HEARINGS:

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

- 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 – A 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 – TO BE CONT'D TBD*) 10:00 AM

FUTURE PUBLIC HEARINGS (CONT'D):

- 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
- Jun 12 - Docket #2023-50, FI0078 - Hearing to Allow Public Input concerning Community Development and Housing Needs, including the needs of low and moderate-income persons, as well as other needs in the community that might be addressed in the 2023 Annual Action Plan through the Community Development Block Grant (CDBG) Program (Staff – Elizabeth Relford) 9:00 AM
- Jun 19 - Docket #2023-48, SD0144 - Accept Service Plan for First Five Years Early Childhood Development Service District, Early Childhood Alliance Stakeholders [located coterminous with the existing boundaries of the Boulder Valley and St. Vrain School Districts within Weld and Boulder Counties] (Staff – Bruce Barker) 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 Oil and Gas Energy, 1041 WOGLA Hearing Docket for June 1, 2023
- 2) Planning Commission, Agenda for June 6, 2023
- 3) Department of Planning Services, Addition to File PL2520, SPR21-0007 – Great Western Railway of Colorado, LLC, and GWIP, LLC
- 4) Department of Human Services, Email dated May 22, 2023, re: Colorado Department of Local Affairs, Option Letter #7, Community Services Block Grant (CSBG) Program
- 5) BauerFinancial, Inc., Hometown Bank Ratings Report as of March 31, 2023
- 6) BeeBe Draw Farms Metropolitan District No. 1, Board of Canvassers Certification of Election Results for Regular Election Held on May 2, 2023
- 7) Colorado Department of Local Affairs, Division of Property Taxation, Exempt Property Applications Currently Pending in Weld County, Re: Calvary Chapel Windsor, Inc., Genesis Project of Northern Colorado, Housing Preservation, Inc., dba Birchwood Manor, Iglesia de Jesucristo Palabra Miel, Intervarsity Christian Fellowship/USA, Key Educational Group, Longmont Meals on Wheels, Inc., Redemption Church of Greeley, Saint Dimitrie the New, Soul Dog Rescue, The Learning Source Foundation, The Mitchell Family Foundation, United Way of Weld County, Inc., and Zoar Baptist Church of Prospect Valley

PUBLIC REVIEW:

- 1) Town of Kersey, Centennial Commerce Center Annexation No. 1, Referral Request, Resolution, Petition, Legal Notice, Impact Report, and Maps [2023-1520]
- 2) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Wayne 22 Sec HZ, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit Nos. 23WE0190, 23WE0191, and 23WE0192 [2023-1471]
- 3) Colorado Department of Public Health and Environment, Air Pollution Control Division – Noble Energy, Inc. – HULLABALOO Y16-28-A ECONODE T2N R64W S16 L01, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 18WE0996 [2023-1472]
- 4) Colorado Department of Public Health and Environment, Air Pollution Control Division – Noble Energy, Inc. – BOULTER ST T4N-R65W-S16 L01, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit Nos. 18WE1007 and 22WE0644 [2023-1473]

PUBLIC REVIEW (CONT'D):

- 5) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Orr State 40-36 Pad, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 23WE0059 [2023-1474]
- 6) Colorado Department of Public Health and Environment, Air Pollution Control Division – Asphalt Specialties Co., Inc. – Stiles Asphalt Plant, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 22WE0126 [2023-1475]
- 7) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Sater 19E-203, 223, 323; 19J-443 (Pad 1), Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 23WE0098 [2023-1476]
- 8) Colorado Department of Regulatory Agencies, Public Utilities Commission, Public Comment Hearings re: Electric Tariff to Increase Rates – Public Service Company of Colorado, dba Xcel Energy [2023-1516]

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

- 1) Approve Contract ID #6976 Agreement for Respite Services – Tony and Simone Carloni [2023-1452]
- 2) Approve Standard Form of Agreement and Provider List for Therapeutic Foster Care Respite Services between Department of Human Services and Various Providers [2023-1453]
- 3) Approve Temporary Closure of CR 77 Between CR 100 and SH 14 [2023-1454]
- 4) Approve Partial Vacation, VAC23-0001, of Three-Lot Recorded Exemption, RECX14-0124, for Removal of Lot C – Dillard Family, LLC, c/o James Dillard [2023-1458]
- 5) Approve 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 [2023-1459]
- 6) Approve USR23-0011 – Voltagrid, LLC [2023-1405]

ORDINANCES:

- * 1) 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*) [2023-1560]
 - Legals.....[2023-1159]
 - Correspondence.....[2023-1160]
- 2) 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*) – (*Cont'd to 7/10/2023*) [2023-1561]

MISCELLANEOUS:

- 1) National Association of Counties (NACo) Achievement Awards, Successful Chafee Integration with Workforce Development – Department of Human Services [2023-1526]
- 2) National Association of Counties (NACo) Achievement Awards, County Roots Newsletter – Public Information Office [2023-1527]
- 3) National Association of Counties (NACo) Achievement Awards, Public Safety Environment Improvement Project – Department of Information Technology [2023-1528]
- * 4) Partial Vacation, VAC23-0028, of Four-Lot Recorded Exemption, RECX18-0070, for Removal of Lot D – Firestone Cattle Ranch, LP [2023-1562]
- * 5) Partial Vacation, VAC23-0029, of Four-Lot Recorded Exemption, RECX18-0071, for Removal of Lot D – Firestone Cattle Ranch, LP [2023-1563]
- * 6) Partial Vacation, VAC23-0030, of Four-Lot Recorded Exemption, RECX18-0072, for Removal of Lot D – Firestone Cattle Ranch, LP [2023-1564]

MISCELLANEOUS (CONT'D):

- * 7) Partial Vacation, VAC23-0031, of Four-Lot Recorded Exemption, RECX18-0073, for Removal of Lot D – Firestone Cattle Ranch, LP [2022-1565]
- * 8) Contract ID #6931 Amendment #1 to Child Protection Agreement for Services (Bid #B2200040) – Greeley Counseling Center [2022-1547]
- * 9) Contract ID #6936 Amendment #2 to Child Protection Agreement for Services (Bid #B2100042) – Jacob Jones, dba Drs. Jones Psychological Services [2021-1470]
- * 10) Contract ID #7010 Amendment #1 to Child Protection Agreement for Services (Bid #B2200040) – Paragon Behavioral Health Connections [2023-1566]
- * 11) Contract ID #7024 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Robert and Elyse Casey [2023-1567]
- * 12) Contract ID #7041 Agreement for Professional Services for Various Core and Non-Core Child Welfare Services (Bid #B2300040) – Darla Kraft [2023-1568]
- * 13) Contract ID #7042 Agreement for Professional Services for Various Core and Non-Core Child Welfare Services (Bid #B2300040) – April Rabillard [2023-1569]
- * 14) Contract ID #7043 Agreement for Recreational/Education Services for Colorado Works Summer Activities Program – Town of Kersey [2023-1570]
- * 15) Contract ID #7049 Amendment #1 to Agreement for Professional Services for Senior Nutrition Program Meal Delivery (Bid #B2300041) – Commission Now, LLC, dba The Greeley Gopher [2023-0506]
- * 16) Contract ID #7029 Accurint Virtual Crime Center (AVCC) Software Solutions and Implementation for Law Enforcement Investigations including: Consortium Lead-Agency; Single Sign-on Addendum; LexisNexis Risk Solutions Government Application and Agreement; Non-FCRA Permissible Use Certification; and Online Subscription for Accurint Virtual Crime Center (Schedule A) – LexisNexis Risk Solutions [2023-1571]
- * 17) Contract ID #7003 Agreement for Professional Services for Shooting Range Consulting Services (Informal Bid) – Metals Treatment Technologies, LLC [2023-1572]
- * 18) Contract ID #7022 Agreement for Construction Services for Centennial Center Sidewalk Hatch and Door Replacement Project (Informal Bid #B2300091) – TCC Corporation [2023-1573]
- * 19) Contract ID #6977 Road Maintenance Agreement According to Requirements During the Construction Period for Location Assessment for Pipeline Permit, LAP23-0006 – DCP Operating Company, LP [2023-1574]
- * 20) Contract ID #7017 Road Maintenance Agreement According to Policy Regarding Collateral for Improvements for Minor Amended Use by Special Review Permit, MUSR14-0030 – Platte River Biogas, LLC [2023-1575]

* **Signed this date**