

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
WEDNESDAY, JULY 12, 2023
9:00 A.M.

2023-1974

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 June 28, 2023 [2023-1818]

CERTIFICATION OF HEARINGS: Hearings conducted on June 28, 2023:

- 1) USR23-0009 – Antonio and Eve Rios [2023-1678]
- 2) USR23-0010 – Devon Weinstein [2023-1676]
- 3) USR23-0012 – Jeffrey and Rachel Rummer, c/o Colorado Railbike Adventures, LLC,
c/o Robert Rummer [2023-1846]

AMENDMENTS TO AGENDA:

APPROVAL OF CONSENT AGENDA:

PRESENTATIONS:

- 1) Recognition of Services, Sheriff's Office – Hope Subia [2023-1976]

WARRANTS:

- 1) General Warrants – July 11, 2023 [2023-1977]

BIDS:

- 1) Approve Bid #B2300132, Courthouse Annex/Marlborough Sanitary Sewer Replacement –
Facilities Department [2023-1820]
- 2) Present Bid #B2300138, Security Camera Installation – Facilities Department [2023-1978]
- 3) Present Bid #B2300139, Command Unit (QTY 1) – Fleet Services and Sheriff's Office
[2023-1979]

NEW BUSINESS:

- 1) Consider Assessed Valuation of All Taxable Property and Master Protest Log – Real and
Personal Property [2023-1980]
- 2) Consider Contract ID #7174 Fiscal Agent Agreement for Workforce Innovation and
Opportunity Act (WIOA) Grant Funds, and authorize Chair and Department of Human
Services to sign [2023-1981]
- 3) Consider Contract ID #7175 Individual Provider Contract for Purchase of Foster Care
Services in a Foster Care Home and authorize Chair to sign – Cameron and Alicia Rausch
[2023-1982]

NEW BUSINESS (CONT'D):

- 4) Consider Contract ID #7190 Agreement for Professional Services for National Training and Development Curriculum (NTDC) for Foster and Kinship Family Pre-Service Training Interpreter Services and authorize Chair to sign – Rubyann Markworth [2023-1983]
- 5) Consider Extension to Temporary Closure of CR 44 between CR 33 and U.S. HWY 85 [2023-1984]

PLANNING:

- 1) Consider Contract ID #7185 Agreement for Placement of Temporary Wind Monitoring Towers, authorize Chair to sign, and Accept Form of Collateral – Chalk Bluffs Wind, LLC [2023-1985]

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 #2023-10, PL0674, Probable Cause Hearing, PCSC22-0021, to consider setting a Show Cause Hearing to determine whether or not the applicant is in compliance with certain Development Standards contained in Use by Special Review Permit, USR11-0004, for an Oil and Gas Support Facility (water hauling) and any Use Permitted as a Use by Right, Accessory Use, or Use by Special Review in the Commercial or Industrial Zone Districts (maintenance and fabrication of new and existing trucks) in the A (Agricultural) Zone District, Donn Foster and Mary Lee Hardy, c/o Foster Trucking, Inc., [located south of and adjacent to State Highway 263 (8th Avenue); approximately 0.5 miles east of County Road 47] (Planner – Kim Ogle) – *(Cont’d from 2/1/2023, and Cont’d to 1/10/2024)* [2023-1872]
- 10:00 AM - 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 6/7/2023)* [2023-1579]

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Jul 18 -	911 Emergency Telephone Service Authority Board	12:00 PM
Jul 18 -	Planning Commission	1:30 PM
Jul 18 -	Northern Colorado RETAC	2:00 PM
Jul 19 -	Weld County Emergency Medical/Trauma Services Council	11:00 AM
Jul 20 -	Greeley-Weld County Airport Authority	3:30 PM
Jul 21 -	Human Services Advisory Commission	8:00 AM
Jul 25 -	Board of Public Health	9:00 AM
Jul 25 -	Regional Communications Advisory Board	10:30 AM
Jul 25 -	Community Corrections Board	12:00 PM
Jul 26 -	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.

- Jul 19 - First Reading of Code Ordinance #2023-09, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning of the Weld County Code (*Limited Event Permits*)
- Jul 19 - First Reading of Code Ordinance #2023-10, In the Matter of Repealing and Reenacting, with Amendments, Chapter 3 Human Resources of the Weld County Code (*Concealed Carry*)
- Jul 19 - Partial Vacation, VAC23-0038, of Two-Lot Recorded Exemption, RECX19-0136, for Removal of Lot B – Michael Coan
- Jul 19 - Partial Vacation, VAC23-0039, of Two-Lot Corrected Recorded Exemption, RECX16-0039, for Removal of Lot B – Michael Coan
- Jul 24 - First Reading of Code Ordinance #2023-11, In the Matter of Repealing and Reenacting, with Amendments, Chapter 7 Emergency Medical Services of the Weld County Code (*Ambulances*)
- Jul 31 - 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*) – (*Rescheduled from 6/29/2023*)
- Aug 7 - Second Reading of Code Ordinance #2023-09, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning of the Weld County Code (*Limited Event Permits*)
- Aug 7 - Second Reading of Code Ordinance #2023-10, In the Matter of Repealing and Reenacting, with Amendments, Chapter 3 Human Resources of the Weld County Code (*Concealed Carry*)
- Aug 14 - Second Reading of Code Ordinance #2023-11, In the Matter of Repealing and Reenacting, with Amendments, Chapter 7 Emergency Medical Services of the Weld County Code (*Ambulances*)
- Aug 23 - Final Reading of Code Ordinance #2023-09, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning of the Weld County Code (*Limited Event Permits*)
- Aug 23 - Final Reading of Code Ordinance #2023-10, In the Matter of Repealing and Reenacting, with Amendments, Chapter 3 Human Resources of the Weld County Code (*Concealed Carry*)
- Sep 6 - Final Reading of Code Ordinance #2023-11, In the Matter of Repealing and Reenacting, with Amendments, Chapter 7 Emergency Medical Services of the Weld County Code (*Ambulances*)

FUTURE PUBLIC HEARINGS:

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

- Jul 19 - Docket #2023-54, FI0078, Hearing to allow public input concerning the 2023 Annual Action Plan, which is a 1-Year plan that identifies needs of the community and develops a strategy to address the needs of the County, in order to receive Community Development Block Grant (CDBG) Entitlement funds (Staff – Elizabeth Relford, CDBG Program Manager) 9:00 AM
- Jul 19 - Docket #2023-41, PL2878 - A Site Specific Development Plan and Rural Land Division Final Plan, RLDF23-0001, for the Creation of Four (4) Lots in the A (Agricultural) Zone District, 2936, LLC [located south of and adjacent to County Road 36; west of and adjacent to County Road 29] (Planner – Maxwell Nader) 10:00 AM
- Jul 19 - Docket #2023-42, PL2275 - A Site Specific Development Plan and First Major Amended Use by Special Review Permit, 1MJUSR23-14-0005, for Open Mining (sand, gravel and stone), materials processing, an asphalt batch plant, employee and equipment parking associated with operations, and mine support infrastructure outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Terry Grazing Association, c/o Connell Resources, Inc. [located north of and adjacent to County Road 126; east of and adjacent to County Road 17; west of and adjacent to County Road 21] (Planner – Kim Ogle) 10:00 AM
- Aug 23 - Docket #2023-38, PL2875 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0012, for a Commercial Recreation Facility and Event Facility outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Regional Transportation District, and Jeffrey and Rachel Rummer c/o Colorado Railbike Adventures, LLC, c/o Robert Rummer [located west of and adjacent to County Road 3; approximately 0.25 miles south of County Road 10.5] (Planner – Maxwell Nader) – (Cont'd from 6/28/2023) 10:00 AM
- Sep 6 - 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) – (Cont'd from 6/7/2023) 10:00 AM
- Dec 6 - 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 6/7/2023) 9:00 AM

REPORTS:

- 1) Department of Planning Services, Population and Development Report as of December 31, 2022

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, Cancelled 1041 WOGLA Hearing Docket for July 13, 2023
- 2) Department of Planning Services, Addition to File RECX17-0066 – BTZ Land, LLC, and Donna Mast

COMMUNICATIONS (CONT'D):

- 3) Department of Planning Services, Addition to File RECX17-0065 – BTZ Land, LLC, and Donna Mast
- 4) Department of Planning Services, Addition to File RE-1567 – Brown Farms, LLC, c/o George and Carolyn Brown
- 5) Department of Planning Services, Addition to File RECX15-0084 – 3T, LLC, c/o Trevor Theil
- 6) Department of Planning Services, Addition to File RECX16-0117 – Caleb Spear, Cynthia Spear, Samuel Spear, Lisa Spear, and Jonathan Spear
- 7) Department of Planning Services, Addition to File RECX17-0020 – Bean Farm, LLC, c/o Todd and Kristen Bean
- 8) Department of Human Services, Email dated June 27, 2023, Re: Colorado Department of Health Care Policy and Financing, Notice of Intent to Award for Solicitation, RFP UHAA# 2023000170, Case Management Agency (CMA) Activities and State General Fund Program Services
- 9) Board of County Commissioners, Letters to ToniJo Niccoli, Helen Bernsten, Cassy Crawford, Krisanna Chadwick, Aline Cochran, Angela Pena, and Gillian Smith, dated June 27, 2023, Re: Provision of Senate Bill (SB) 210 to Disband Weld County Child Protection Citizen Review Panel
- 10) St. Vrain Sanitation District, Email dated June 29, 2023, Re: Request for Support to Dismiss Claimed Well Field, Water Court Case No.19CW3236

PUBLIC REVIEW:

- 1) Colorado Department of Public Health and Environment, Air Pollution Control Division – Noble Energy, Inc. – Harper-Kona A21 Econode, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. WE180484 [2023-1901]
- 2) Colorado Department of Public Health and Environment, Air Pollution Control Division – Mallard Exploration, LLC – Cinnamon Teal Fed Pad , Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit Nos. 19WE0369, 19WE0370, and 20WE0720 [2023-1902]
- 3) Colorado Department of Public Health and Environment, Air Pollution Control Division – Rocky Mountain Midstream, LLC – Fort Lupton Gas Plant, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 16WE0773 [2023-1903]
- 4) Colorado Department of Public Health and Environment, Air Pollution Control Division – Crestone Peak Resources Operating, LLC – Sam 25H-M166 Battery, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 20WE0295 [2023-1904]
- 5) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Pharaoh 36 Sec HZ, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit Nos. 22WE0431, 22WE0432, and 22WE0433 [2023-1905]
- 6) Colorado Department of Public Health and Environment, Air Pollution Control Division – Bonanza Creek Energy Operating Company, LLC – Seventy Holes 24-5, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 23WE0258 [2023-1906]
- 7) Colorado Department of Public Health and Environment, Air Pollution Control Division – Noble Energy, Inc. – Wolfpack Lonewolf B02 Econode T5N-R64W-S2 L01, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 14WE0638 [2023-1925]
- 8) Colorado Department of Natural Resources, Division of Reclamation, Mining and Safety, Notice of Construction Materials Application for Permit Surety Bond Release, Ames Construction, Inc., Permit #M-2016-041 – Front Range Feed Lot Borrow [2023-1931]

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

- 1) Approve Grant Award Letter and Intergovernmental Agreement Summary of Terms and Conditions for Democracy Suite ICX Printer [2023-1914]
- 2) Approve Grant Application for Federal Assistance (Form SF-424) for Safe Streets and Roads for All (SS4A) [2023-1915]

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BC0016

RESOLUTIONS (CONT'D):

- 3) Approve Contract ID #7167 Agreement for Removal of Gas/Oil Pipeline for Bridge 54/13A Replacement Project – DCP Operating Company, LP [2023-1916]

MISCELLANEOUS:

- * 1) Recognition of Services, Sheriff's Office – Hope Subia [2023-1976]
- * 2) Recognition of Services, Weld County Assessor's Office – Steve Sarvis [2023-1986]
- * 3) Contract ID #7155 Agreement for Construction Services for Court House Annex Roof Replacement Project (Bid #B2300119) – Front Range Roofing Systems, LLC [2023-1598]
- * 4) Contract ID #7194 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Jason and Angela Ervin [2023-1987]
- * 5) Contract ID #7201 Agreement for Foster Care Respite Services – Danny and Tierney Baldwin [2023-1988]
- * 6) Contract ID #7202 Agreement to Purchase Out-of-Home Placement Services – Cornell Corrections of California, LLC, dba Southern Peaks Regional Treatment Center [2023-1989]
- * 7) Contract ID #7203 Agreement to Purchase Out-of-Home Placement Services – Courage Community Foster Care [2023-1990]
- * 8) Contract ID #7204 Agreement to Purchase Out-of-Home Placement Services – Family Resource Network [2023-1991]
- * 9) Contract ID #7205 Agreement to Purchase Out-of-Home Placement Services – Griffith Centers, Inc. [2023-1992]
- * 10) Contract ID #7206 Agreement to Purchase Out-of-Home Placement Services – Kids Crossing [2023-1993]
- * 11) Contract ID # 7208 Agreement to Purchase Out-of-Home Placement Services – Rocky Mountain Kids [2023-1994]
- * 12) Contract ID # 7209 Agreement to Purchase Out-of-Home Placement Services – Smith Agency, Inc. [2023-1995]
- * 13) Contract ID # 7210 Agreement to Purchase Out-of-Home Placement Services – Strong Foundations [2023-1996]
- * 14) Contract ID #7214 Agreement to Purchase Out-of-Home Placement Services – R.I.S.E. Corporation [2023-1997]

* **Signed this date**