

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
MONDAY, JULY 31, 2023
9:00 A.M.

2023-2167

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 July 17, 2023 [2023-2008]

AMENDMENTS TO AGENDA:

APPROVAL OF CONSENT AGENDA:

WARRANTS:

- 1) General Warrants – June 28, 2023 [2023-2169]
- 2) Commissioner Warrants (Lori Saine) – June 28, 2023 [2023-2170]

BIDS:

- 1) Approve Emergency Bid #B2300144, Inmate Medical Services – Sheriff’s Office [2023-2034]

NEW BUSINESS:

- 1) Consider Contract ID #7268 Declare Certain Real Estate as Surplus Property, Approve Real Estate Purchase and Sale Agreement for Severance Grader Shed (11538 CR 74, Severance), and authorize Chair to sign all necessary documents – Town of Severance [2023-2171]
- 2) Consider Contract ID #7186 Invoice and Statement of Work for Applicant Skill Level Assessment Platform and authorize Chair to sign – SHL Global Management Ltd., dba SHL U.S., LLC [2023-2172]
- 3) Consider Contract ID #7187 Master Services Agreement and Subscriber Application for Background Check Processing, and authorize Chair to sign and submit electronically – HireRight, LLC [2023-2173]
- 4) Consider Contract ID #7272 Acceptance of Intergovernmental Grant Agreement Summary of Terms and Conditions for Energy and Mineral Impact Assistance Fund (EIAF) Program for CR 77 Improvements Project Between SH 14 and CR 100 (April Cycle – Tier II) [2023-2174]
- 5) Consider Grant Application for Energy and Mineral Impact Assistance Fund (EIAF) Program for Phase Two (2) of CR 77 Improvements Project between CRs 100 and 106 (August Cycle – Tier I), and delegate authority to Department of Public Works to submit electronically [2023-2175]
- 6) Consider Grant Application for Energy and Mineral Impact Assistance Fund (EIAF) Program for High Plains Boulevard Design-Build Project (August Cycle –Tier II), and delegate authority to Department of Public Works to submit electronically [2023-2176]

NEW BUSINESS (CONT'D):

- 7) Consider Grant Application for Energy and Mineral Impact Assistance Fund (EIAF) Program for Infrastructure Investments and Jobs Act (IIJA) Local Match Support (August Cycle) for Safe Streets for All (SS4A) Safety Plan, and delegate authority to Department of Public Works to submit electronically [2023-2177]
- 8) Consider Grant Application for Energy and Mineral Impact Assistance Fund (EIAF) Program for Infrastructure Investments and Jobs Act (IIJA) Local Match Support (August Cycle) for Multimodal Project Discretionary Mega Grant (MPDG) for I-25 Segment 5 Improvements Project, and delegate authority to Department of Public Works to submit electronically [2023-2194]
- 9) Consider Contract ID #7273 Tax Incentive Agreement Pursuant to C.R.S. §30-11-123, and authorize Chair to sign – Owens-Brockway Glass Container, Inc. [2023-2178]

PLANNING:

- 1) 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*) [2023-2179]
 - 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 July 31, 2023 *

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Aug 1 -	Board of Retirement	9:00 AM
Aug 1 -	Planning Commission	1:30 PM
Aug 7 -	Weld County Fair Board	6:00 PM
Aug 10 -	Weld Faith Partnership Council	7:30 AM
Aug 10 -	Area Agency on Aging Advisory Board	9:00 AM
Aug 10 -	Island Grove Park Advisory Board	4:00 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.

- 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 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 - Family Farm Division, FFD23-0008, with Lot A Exceeding 10 Acres in Size (12 Acres) – David Dewey
- Aug 14 - Acceptance of Assignment of Contract to Buy and Sell Real Estate, known as 2139 East 8th Street, Greeley, Colorado 80631
- 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 14 - Second Reading of Code Ordinance #2023-13, In the Matter of Repealing and Reenacting, with Amendments, Chapter 21 Areas and Activities of State Interest, Chapter 23 Zoning, and Chapter 29 Building Regulations of the Weld County Code (*Oil and Gas Equipment/Telecommunication Towers*)
- Aug 14 - Partial Vacation, VAC23-0040, of Two-Lot Recorded Exemption, RE-142, for Removal of Lot A – Yolks on You Chicken Farms, LLC, c/o Ryan Hostetler
- Aug 14 - Partial Vacation, VAC23-0045, of Two-Lot Recorded Exemption, RECX15-0087, for Removal of Lot B – Leslie Gelvin and Jeanne Gelvin
- Aug 16 - Partial Vacation, VAC23-0041, of Three-Lot Recorded Exemption, RE-2352, for Removal of Lot C – Foe Front Range Farms, LLC, c/o Roger Klingenberg
- 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*)
- Aug 28 - Final Reading of Code Ordinance #2023-13, In the Matter of Repealing and Reenacting, with Amendments, Chapter 21 Areas and Activities of State Interest, Chapter 23 Zoning, and Chapter 29 Building Regulations of the Weld County Code (*Oil and Gas Equipment/Telecommunication Towers*)
- 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*)
- Sep 27 - First Reading of Code Ordinance #2023-12, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning of the Weld County Code (*Floodplain Regulations*)

ITEMS SCHEDULED FOR FUTURE BOARD MEETINGS (CONT'D):

- Oct 16 - Second Reading of Code Ordinance #2023-12, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning of the Weld County Code (*Floodplain Regulations*)
- Nov 8 - Final Reading of Code Ordinance #2023-12, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning of the Weld County Code (*Floodplain Regulations*)

FUTURE PUBLIC HEARINGS:

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

- Aug 9 - Docket #2023-47, PL2882 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0015, for a Campground (up to ten [10] RV spaces) outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Steven and Katherine Bingley [located west of and adjacent to County Road 29; 0.5 mile north of County Road 90] (Planner – Chris Gathman) 10:00 AM
- Aug 9 - Docket #2023-46, PL2881 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0014, for Oil and Gas Support and Service (truck parking) outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Lazaro Lara Adame, c/o L&M Trucking, LLC [located north of and adjacent to County Road 20; approximately 0.5 mile west of County Road 23] (Planner – Diana Aungst) 10:00 AM
- Aug 9 - Docket #2023-45, PL2880 - Change of Zone, COZ23-0002, from the A (Agricultural) Zone District to the C-3 (Business Commercial) Zone District, Robert L. Seltzer Family Trust, c/o Jack Seltzer, Trustee, c/o Brighton Outdoor Storage [located east of and adjacent to County Road 19; approximately 890 feet north of County Road 2] (Planner – Diana Aungst) 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 mile 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

FUTURE PUBLIC HEARINGS (CONT'D):

Jan 10, 2024 - 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 mile east of County Road 47] (Planner – Kim Ogle) – (Cont'd from 7/12/2023)

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) Community Corrections Board, Agenda for July 25, 2023
- 2) Planning Commission, Agenda for August 1, 2023
- 3) Department of Planning Services, Addition to File, RE-3733 – Western Equipment and Truck, Inc.
- 4) Department of Planning Services, Addition to File, RECX15-0009 – Michael Coan
- 5) Department of Planning Services, Addition to File, RECX16-0012 – Michael Coan
- 6) Department of Planning Services, Addition to File, RECX19-0109 – Michael Coan
- 7) Department of Planning Services, Addition to File, RECX18-0034 – Canyon Trail Fencing, LLC, c/o Christian Petersheim
- 8) Department of Human Services, Emails dated July 14, and 19 , 2023, Re: Closure of Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Emilio Rosales and Esmeralda Martinez, Dennis and Sharee Gamble, and Stephanie Young
- 9) Colorado Department of Local Affairs, Division of Property Taxation, Annual Determination, Re: Guadalupe Apartments, LLLP
- 10) U.S. Department of Military and Veterans Affairs, Letter dated July 5, 2023, Re: Findings Outlined in the Veterans Services Performance Audit of September 2022

PUBLIC REVIEW:

- 1) Town of Windsor, Haas Annexation, Referral, Impact Report, Petition, Maps, Resolutions, Notice of Public Hearings, Letter of Recommendations, and Statement of Community Need [2023-2164]
- 2) Colorado Department of Regulatory Agencies, Public Utilities Commission, Public Comment Hearing Re: Amendments to Gas and Electric Disconnection Rules [2023-2162]

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

- 1) Approve Contract ID #7242 Award Letter and Intergovernmental Agreement for 2023 Paul Coverdell Forensic Science Improvement Grant for Northern Colorado Regional Forensic Laboratory [2023-2115]
- 2) Approve Contract ID #7247 Memorandum of Understanding for the 2023 Edward Byrne Memorial Justice Assistance Grant (JAG) Program – City of Greeley [2023-2116]
- 3) Approve Contract ID #7223 Acceptance of Purchase Order Funds for Colorado Works Subsidized Training and Employment Program (CW STEP) [2023-2117]
- 4) Approve Contract ID #7224 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Roland and Latrice Graham [2023-2118]
- 5) Approve Contract ID #7232 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Andrew Wilson and Bianca Romero [2023-2119]

RESOLUTIONS (CONT'D):

- 6) Approve Contract ID #7233 Agreement for Professional Services for Court Document Translation – Oliva Bilingual Services [2023-2120]
- 7) Approve Contract ID #7235 Memorandum of Understanding for Service Delivery Agreements Pursuant to Workforce Innovation and Opportunity Act (WIOA) [2023-2121]
- 8) Approve Contract ID #7236 Memorandum of Understanding for One-Stop Operator Monitoring Pursuant to Workforce Innovation and Opportunity Act (WIOA) [2023-2122]
- 9) Approve Contract ID #7237 Amendment #1 to Intergovernmental Data-Access Contract [2023-2123]
- 10) Approve Intergovernmental Agreement for Use of Weld County Oil and Gas Energy Department Staff to Assist with 1041 Oil and Gas Location Assessment Enforcement – Town of Keenesburg [2023-2124]
- 11) Approve Contract ID #7246 Agreement for Relocation of Potable Water Pipeline for Bridge 54/13A Replacement Project – Little Thompson Water District [2023-2125]
- 12) Approve Contract ID #7256 Professional Services Agreement for the 2023 Local Multimodal Transportation and Mitigation Options Funds (MMOF) for On-Demand Transit Services for Upper Front Range Transportation Planning Region (UFRTPR) – Via Mobility [2023-2126]
- 13) Approve Contract ID #7255 Professional Services Agreement for the 2023 Local Multimodal Transportation and Mitigation Options Funds (MMOF) for On-Demand Transit Services for North Front Range Metropolitan Planning Organization (NFRMPO) – Via Mobility [2023-2127]
- 14) Approve Revised Professional Service Agreement for Horse and Carriage Services for 2023 Weld County Fair, and Rescind Resolution #2023-1209, Dated May 1, 2023 – Mountain Shadow Carriages, c/o Darin Henry [2023-2128]
- 15) Approve Permit Application and Report of Changes to Change, Alter, or Modify Liquor Licensed Premises – Circle K Stores, Inc., dba Circle K Store 2709846 [2023-2129]
- 16) Approve Declaration of Certain Equipment as Surplus Property and Sale of Same at Auction with Roller and Associates [2023-2130]
- 17) Approve Appointment to Regional Communications Advisory Board [2023-2131]
- 18) Approve Appointment to Building Trades Advisory Committee [2023-2132]
- 19) Approve Appointment to Workforce Development Board [2023-2133]
- 20) Approve Appointments to Weld Faith Partnership Council [2023-2134]
- 21) Approve Appointments to Board of Adjustment [2023-2135]
- 22) Approve Appointment and Reappointments to Planning Commission [2023-2136]
- 23) Approve Reappointment to Community Corrections Board [2023-2137]
- 24) Approve Reassignment to Weld County Building Code Board of Appeals [2023-2138]
- 25) Approve Reassignment and Appointment to Juvenile Community Review Board [2023-2139]

ORDINANCES:

- * 1) 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*) [2023-2179]
 - Legals.....[2023-1427]
 - Correspondence.....[2023-1428]

MISCELLANEOUS:

- * 1) Contract ID #7183 Service Agreement Invoice Order Form and Terms of Service for SnapEngage Chat Bot Software for Treasurer’s Office – TeamSupport, LLC, and SnapEngage, LLC [2023-2180]

MISCELLANEOUS (CONT'D):

- * 2) Contract ID #7189 Public Sector Technical Support Service Agreement Renewal for Peoplesoft Software – Oracle America, Inc. [2023-2181]
- * 3) Contract ID #7253 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Jeff and Carmen Rickard [2023-2182]
- * 4) Contract ID #7254 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Dawn Vandanelzen [2023-2183]
- * 5) Contract ID #7260 Amendment #1 to Professional Services Agreement for Various Core and Non-Core Child Welfare Services (Bid #B2300040) – KPJ First Services, LLC [2023-1433]
- * 6) Contract ID #7261 Agreement to Purchase Out-of-Home Placement Services – Denver Area Youth Services [2023-2184]
- * 7) Contract ID #7262 Agreement to Purchase Out-of-Home Placement Services – Lutheran Family Services Rocky Mountain [2023-2185]
- * 8) Contract ID #7263 Agreement to Purchase Out-of-Home Placement Services – Ariel Clinical Services [2023-2186]
- * 9) Contract ID #7264 Agreement to Purchase Out-of-Home Placement Services – Alternative Homes for Youth [2023-2187]
- * 10) Contract ID #7265 Agreement to Purchase Out-of-Home Placement Services – Top of the Trail, Inc. [2023-2188]
- * 11) Contract ID #7266 Agreement to Purchase Out-of-Home Placement Services – Specialized Alternatives for Family and Youth [2023-2189]
- * 12) Contract ID #7250 Amendment #1 to Road Maintenance Improvements Agreement for Oil and Gas Location Assessment Permit, 1041WOGLA19-0042, Comprehensive Drilling Plan, Companion to COGCC Docket No. 191000612, RMA19-0039 – Noble Energy, Inc. [2023-2190]
- * 13) Contract ID #7251 Assignment of Improvements and Road Maintenance Agreement According to Policy Regarding Collateral for Improvements, for Use by Special Review Permit, USR19-0071 – DPG Farms, LLC, and Calvin Goza, c/o J-2 Contracting Company, to DPG Farms, LLC, and Calvin Goza, c/o Holcim – WCR, Inc. [2023-2191]
- * 14) Contract ID #7257 Road Maintenance Agreement According to Requirements During the Construction Period for Use by Special Review Permit, USR23-0007 – Roberta McGregor and Erik Davis, Personal Representative for Dorothy Davis, c/o Pivot Solar 33, LLC [2023-2192]
- * 15) Contract ID #7259 Road Maintenance Agreement According to Requirements During the Construction Period for Use by Special Review Permit, USR23-0008 – Jerry Loeffler, c/o Pivot Solar 36, LLC [2023-2193]

* **Signed this date**