

**AGENDA**  
**BOARD OF COUNTY COMMISSIONERS**  
**WELD COUNTY, COLORADO**  
**MONDAY, AUGUST 28, 2023**  
**9:00 A.M.**

**2023-2501**

**PLEDGE OF ALLEGIANCE**

**HOUSING AUTHORITY BOARD**

**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 24, 2023

[2023-2079]

**BOARD OF COUNTY COMMISSIONERS**

**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 August 14, 2023

[2023-2376]

**READ ORDINANCE BY AUDIO:** Read Code Ordinance #2023-14 by audio

**AMENDMENTS TO AGENDA:**

**APPROVAL OF CONSENT AGENDA:**

**WARRANTS:**

1) General Warrants – August 25, 2023

[2023-2504]

**BIDS:**

1) Approve Bid #B2300154, Recycled Asphalt Product (RAP) – Department of Public Works

[2023-2379]

2) Present Bid #B2300167, Sand Oil Tank and Grease Trap Pumping Service – Facilities  
Department

[2023-2505]

**NEW BUSINESS:**

1) Consider Contract ID #7299 Memorandum of Understanding for Window Wraps for  
Courthouse Annex Building (934 9th AVE, Greeley) and authorize Chair to sign – Greeley  
Downtown Development Authority

[2023-2506]

**NEW BUSINESS (CONT'D):**

- 2) Consider Contract ID #7313 Work Order Agreement, Invoice, and Private Facilities Locate Form for Street Light Installation for CRs 6 and 13 Intersection Roundabout Project, and authorize Chair to sign – United Power, Inc. [2023-2507]
- 3) First Reading of Code Ordinance #2023-14, In the Matter of Repealing and Reenacting, with Amendments, Chapter 3 Human Resources of the Weld County Code (*HFWA and POWR Act*) [2023-2508]
  - Legals.....[2023-2509]
  - Correspondence.....[2023-2510]

**PLANNING:**

- 1) 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*) [2023-2511]
  - Legals.....[2023-2141]
  - Correspondence.....[2023-2142]

**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 August 28, 2023 \*

# CONSENT AGENDA

## SCHEDULE OF ADVISORY BOARD MEETINGS:

Sep 4 -	HOLIDAY	CLOSED
Sep 5 -	Planning Commission	1:30 PM
Sep 6 -	Weld County Community Development Block Grant Advisory Committee	3:00 PM
Sep 11 -	Juvenile Community Review Board	12:00 PM
Sep 11 -	Weld County Fair Board	6:00 PM
Sep 12 -	Workforce Development Board	11:45 PM
Sep 13 -	Board Meeting	CANCELLED
Sep 14 -	Weld Faith Partnership Council	7:30 AM
Sep 14 -	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.

- 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 11 - Second Reading of Code Ordinance #2023-14, In the Matter of Repealing and Reenacting, with Amendments, Chapter 3 Human Resources of the Weld County Code (*HFWA and POWR Act*)
- Sep 25 - Final Reading of Code Ordinance #2023-14, In the Matter of Repealing and Reenacting, with Amendments, Chapter 3 Human Resources of the Weld County Code (*HFWA and POWR Act*)
- 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*)
- 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.

- Sep 6 - Docket #2023-70, PL2891 - A Limited Event Permit, LEP23-0001, for a fundraiser dinner and concert, in the A (Agricultural) Zone District, Jim and Kirsten Humphrey, c/o American Cancer Society [located east of and adjacent to State Highway 257; approximately 0.48 miles south of the intersection at County Road 74 and State Highway 257] (Planner – Maxwell Nader) 9:00 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

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

- 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
- Dec 20 - Docket #2023-40, PL2877 - Change of Zone, COZ23-0001, from the A (Agricultural) Zone District to the C-3 (Business Commercial) Zone District, PV East, LLC [located north of and adjacent to County Road 20; approximately 0.30 mile east of County Road 19] (Planner – Maxwell Nader) – *(Cont'd from 8/23/2023)* 10:00 AM
- 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](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, Minutes from June 19, 2023, and Agenda for August 21, 2023
- 2) County Council, Report to the People for First Quarter of 2023
- 3) Department of Planning Services, Addition to File RECX19-0136 – Michael Coan
- 4) Department of Planning Services, Addition to File RECX16-0039 – Michael Coan
- 5) Department of Planning Services, Addition to File RECX19-0110 – Michael Coan
- 6) Little Thompson Water District, Notice of Meeting and Notice of Filing Petition(s) for Exclusion and Inclusion of Various Properties, dated August 14, 2023
- 7) Colorado Department of Local Affairs, Division of Property Taxation, Final Determination, Re: Iglesia de JesuCristo Palabra Miel

**PUBLIC REVIEW:**

- 1) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Ridge State 17 Sec HZ, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit Nos. 21WE0598, 21WE0599, and 21WE0600 [2023-2487]
- 2) Colorado Department of Public Health and Environment, Air Pollution Control Division – Noble Energy, Inc. – Wells Ranch BB11 Econode T5N-R63W-S11 L01, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 18WE0830 [2023-2488]
- 3) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Crawford 33 Sec HZ, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit Nos. 21WE0536 and 21WE0538 [2023-2489]
- 4) Colorado Department of Natural Resources, Division of Reclamation, Mining and Safety, Notice of Consideration of Application for Construction Materials Reclamation Permit Partial Acreage Reduction 02 Request, Permit #M-1989-029 – Holcim – WCR, Inc. – Longmont Distel Operations [2023-2499]

**PUBLIC REVIEW (CONT'D):**

- 5) Colorado Department of Natural Resources, Division of Reclamation, Mining and Safety, Notice of Consideration of Construction Materials Reclamation Permit, Full/Final Surety Release Request (SL-3), Permit #M-2006-078 – Flatiron Constructors, Inc. – Carmenish Borrow [2023-2497]

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

- 1) Approve Acceptance of 2023 Abstract of Assessment [2023-2468]
- 2) Approve Contract ID #7326 Expenditure Authorization and Work Plan for Workforce Innovation and Opportunity Act (WIOA) Jobs for Veterans State Grant (JVSG) [2023-2469]
- 3) Approve Contract ID #7330 Acceptance of Grant Award Letter Summary of Terms and Conditions for 2021 Homeland Security Grant Program for Northeast All-Hazards Region [2023-2470]
- 4) Approve Contract ID #7329 Acceptance of Grant Award Letter Summary of Terms and Conditions for 2022 Homeland Security Grant Program for Northeast All-Hazards Region [2023-2471]
- 5) Approve Contract ID #7317 Professional Services Agreement for the Northeast All-Hazards Region Homeland Security Grant Coordinator – Preparedness Partners, LLC [2023-2472]
- 6) Approve Partial Vacation of Second Minor Amended Use by Special Review Permit, 2MUSR18-84-602 – Sharp Trust, c/o Donovan Sharp [2023-2474]
- 7) Approve Vacation of Special Use Permit, SUP-299 – Affordable Owner, LLC, c/o Randall Clark [2023-2475]
- 8) Action of the Board Concerning COZ23-0001 – PV East, LLC [2023-2396]
- 9) Approve USR23-0012 – Regional Transportation District, and Jeffrey and Rachel Rummer, c/o Colorado Railbike Adventures, LLC, Attn: Robert Rummer [2023-1733]

**ORDINANCES:**

- \* 1) 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*) [2023-2511]
  - Legals.....[2023-2141]
  - Correspondence.....[2023-2142]
- 2) First Reading of Code Ordinance #2023-14, In the Matter of Repealing and Reenacting, with Amendments, Chapter 3 Human Resources of the Weld County Code (*HFWA and POWR Act*) [2023-2508]

**MISCELLANEOUS:**

- \* 1) Recognition of Services, Sheriff’s Office – Guadalupe Garza [2023-2512]
- \* 2) Contract ID #7278 Amendment #3 to Agreement for Professional Services (Bid #B2100142) – Colorado Bioscience Institute and St. Vrain Valley School District RE-1J [2021-3299]
- \* 3) Contract ID #7341 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Justin Oliver and Lynette Puga-Oliver [2023-2513]
- \* 4) Contract ID #7342 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Seth and Tiffany Raulston [2023-2514]
- \* 5) Contract ID #7344 Memorandum of Understanding for School Stability for Students in Foster Care – Weld County School District RE-10J, Briggsdale [2023-2515]

**MISCELLANEOUS (CONT'D):**

- \* 6) Consent to Assignment of Oil and Gas Lease from Pivotal DJ Basin, LP, Affiliate of Tailwater E&P, LLC, to Granite Ridge Holdings, LLC – SE1/4 S28, T7N, R64W [2023-2516]

\* **Signed this date**