

**AGENDA**  
**BOARD OF COUNTY COMMISSIONERS**  
**WELD COUNTY, COLORADO**  
**MONDAY, SEPTEMBER 11, 2023**  
**9:00 A.M.**

**2023-2605**

**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 August 28, 2023 [2023-2503]

**AMENDMENTS TO AGENDA:**

**APPROVAL OF CONSENT AGENDA:**

**PRESENTATIONS:**

- 1) Life Saving Awards, Sheriff's Office – David Grijalva and Eric Lase [2023-2607]
- 2) Ribbon of Merit Award, Sheriff's Office – Eric Lase [2023-2608]

**WARRANTS:**

- 1) General Warrants – September 8, 2023 [2023-2609]

**BIDS:**

- 1) Approve Bid #B2300167, Sand Oil Tank and Grease Trap Pumping Service – Facilities Department [2023-2505]
- 2) Present Bid #B2300157, Records Relocation and Remodel – Facilities Department [2023-2610]
- 3) Present Bid #B2300172, Chase Building (822 7th ST, Greeley) Chiller Replacement Design and Engineering Services – Facilities Department [2023-2611]
- 4) Present Bid #B2300173, Flammable Exhaust, Fire Alarm, and Fire Suppression Upgrade for Dacono Household Hazardous Waste – Facilities Department [2023-2612]

**NEW BUSINESS:**

- 1) Consider Contract ID #7349 Expenditure Authorization and Work Plan for Additional Trade Adjustment Assistance (TAA) Case Management Grant Funds, and authorize Chair to sign electronically [2023-2613]
- 2) Consider Contract ID #7355 Amendment #1 to Facility Usage License Agreement and Rental Guidelines for Area Agency on Aging (AAA) Senior Nutrition Program (Friendly Fork), and authorize Chair to sign – Archdiocese of Denver and Guardian Angels Catholic Church [2023-2614]
- 3) Consider Contract ID #7363 Commercial Real Estate Lease Agreement for Office Space (810 9th ST, Suites 150 and 200, Greeley) for Child Welfare Family Support and Visitation Center (FSVC), and authorize Chair to sign – Buckingham Gordon, LLC [2023-2615]

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

- 4) Consider Standard Form for Cooperative Agreements Regarding Protocols for Child Welfare Notification and Investigation Requirements Between Department of Human Services and Various Law Enforcement Agencies, and authorize Chair to sign any Agreement Consistent with said Form [2023-2616]
  - 5) Consider Emergency Temporary Closure of CR 31 Between CRs 84 and 86 [2023-2617]
  - 6) Consider Temporary Closure of Two Rivers PKWY Between CR 54 and SH 60 [2023-2618]
  - 7) Consider Contract ID #7358 Change Order #1 to Agreement for 2023 Material Hauling (Emergency Bid #B2300075) – So Low Transport, Inc. [2023-0505]
  - 8) Consider Renewal Application for a Vintner’s Restaurant (County) Liquor License and authorize Chair to sign – Salt and Acres, LLC, dba Salt and Acres [2023-2619]
  - 9) 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) [2023-2620]
- Legals.....[2023-2509]  
Correspondence.....[2023-2510]

**PLANNING:**

- 1) Consider Vacation of Public Facility Division, PFD22-0004, and Recombine Lots into Original Acreage – Barclay Farm Property, LLC, c/o Richard Johnson [2023-2621]

**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 September 11, 2023 \*

# CONSENT AGENDA

## SCHEDULE OF ADVISORY BOARD MEETINGS:

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
Sep 19 -	911 Emergency Telephone Service Authority Board	12:00 PM
Sep 19 -	Northern Colorado RETAC	2:00 PM
Sep 20 -	Emergency Medical/Trauma Services Council	11:00 AM
Sep 21 -	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.

- 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.

- 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

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

Jan 10, 2024 - 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 9/6/2023)

10:00 AM

**REPORTS:**

- 1) Department of Planning Services, Staff Approvals for August 2023

**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) Department of Oil and Gas Energy, 1041 WOGLA Hearing Docket for September 7, 2023
- 2) Department of Planning Services, Addition to File RECX15-0043 – Rosemary Souza
- 3) Department of Human Services, Email dated August 16, 2023, Re: Closure of Professional Services Agreement for Various Core and Non-Core Child Welfare Services (Bid #B2300040) – Monares Collective, LLC
- 4) Department of Human Services, Emails dated August 30, 2023, and September 1, 2023, Re: Closure of Individual Provider Contracts for Purchase of Foster Care Services in a Foster Care Home – Bradley Pratt and Maricela Dennis, and Jayden Mendez and Annette Sanchez Flores
- 5) Department of Human Services, Email dated August 30, 2023, Re: Colorado Department of Local Affairs, Option Letter #8, Community Services Block Grant (CSBG) Program
- 6) Civitas Resources, Inc., dba Extraction Oil and Gas, Inc., Letter dated August 23, 2023, Re: Notification of Completeness Determination of an Oil and Gas Development Plan by the Colorado Energy and Carbon Management Commission (ECMC), Pursuant to Rule 303.e – Jesser 4N68W-East OGPD, Jesser 3-1 Pad (NW1/4 SW1/4 S3, T4N, R68W)
- 7) Kerr-McGee Oil and Gas Onshore, LP, Letter dated August 22, 2023, Re: Application for Injection Wells to be Used for Enhanced Oil Recovery Pursuant to Colorado Energy and Carbon Management Commission (ECMC) Rules 504, and 803.g(14) – Griswold 27N-11HZ Pad (SW1/4 SE1/4 S11, T1N, R66W)

**PUBLIC REVIEW:**

- 1) Colorado Department of Public Health and Environment, Air Pollution Control Division – Noble Energy, Inc. – Wells Ranch/ Wells Ranch State AF08 Econode T5N, R62W, S8 L01, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 18WE0716 [2023-2555]
- 2) Colorado Department of Public Health and Environment, Air Pollution Control Division – Noble Energy, Inc. – DP416 418 D25-04-A Eco Guttersen D23 D25 T3N-R64W-S25 L01, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 20WE0172 [2023-2556]
- 3) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Bath-Schmier 32 Sec HZ, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 20WE0107 [2023-2557]
- 4) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Troutdt 18-27 Pad, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit Nos. 19WE0349 and 19WE0350 [2023-2558]

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

- 5) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Miller and Burton Well Production Facility, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 15WE0704 [2023-2559]
- 6) Colorado Department of Public Health and Environment, Air Pollution Control Division – Crestone Peak Resources Operating, LLC – Kugel 18H-H267 Battery, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 19WE0379 [2023-2560]
- 7) Colorado Department of Public Health and Environment, Air Pollution Control Division – Cureton Front Range, LLC – Front Range Gas Plant, Public Notice, Proposed Title V Operating Permit Warranting Public Comment and Draft Permit No. 21OPWE445 [2023-2561]
- 8) Colorado Department of Public Health and Environment, Air Pollution Control Division – Noble Energy, Inc. – Eagle Reliance Seneca Tahoma Econode T6N-R65W-S14 L01, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 15WE0039 [2023-2562]

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

- 1) Approve, In-Part, Petition for Abatement or Refund of Taxes for Account No. P1414999 – Bank of Colorado [2023-2582]
- 2) Approve Application for Colorado AmeriCorps Planning Grant Funds [2023-2583]
- 3) Approve Contract ID #7351 Amendment #1 to Professional Service Agreement for Inmate Medical Services (Emergency Bid #B2300144) – Wellpath, LLC [2023-2584]
- 4) Approve Emergency Temporary Closure of CR 25 Between CRs 36 and 38 [2023-2585]
- 5) Approve Temporary Closure of CR 59 Between CRs 6 and 8 [2023-2586]
- 6) Approve Contract ID #7343 Agreement for Sale and Purchase of Wetland Mitigation Credits for Big Thompson Confluence Mitigation Bank for Bridge 53/58A Replacement Project – Westervelt Ecological Services, LLC [2023-2587]
- 7) Approve Special Events Permit – American Cancer Society [2023-2588]
- 8) Approve Board of County Commissioners to Adjourn as Board of Equalization for Calendar Year 2023 [2023-2589]
- 9) Approve LEP23-0001 – Jim and Kirsten Humphrey, c/o American Cancer Society [2023-2530]
- 10) Action of the Board Concerning USR22-0018 – Loveland Ready-Mix Concrete, Inc. [2023-2528]

**ORDINANCES:**

- 1) 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*) [2023-2620]

**MISCELLANEOUS:**

- \* 1) Life Saving Awards, Sheriff’s Office – David Grijalva and Eric Lase [2023-2607]
- \* 2) Ribbon of Merit Award, Sheriff’s Office – Eric Lase [2023-2608]
- \* 3) Recognition of Services, Department of Public Works – Mike Orona [2023-2622]
- \* 4) Contract ID #7350 Contract for Materials for Recycled Asphalt Product (RAP – Bid #B2300154) – Martin Marietta Materials, Inc. [2023-2379]
- \* 5) Contract ID #7358 Change Order #1 to Agreement for 2023 Material Hauling (Emergency Bid #B2300075) – So Low Transport, Inc. [2023-0505]
- \* 6) Extension/Renewal #2 to Contract Agreement for Bid for Fuel (Bid #B2100085) – Senergy Petroleum Company, Inc., fka Hill Enterprises, Inc., dba Hill Petroleum [2021-1020]

\* **Signed this date**