

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
WEDNESDAY, SEPTEMBER 20, 2023
9:00 A.M.

2023-2722

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 September 6, 2023 [2023-2574]

CERTIFICATION OF HEARINGS: Hearings conducted on September 6, 2023:

- 1) LEP23-0001 – Jim and Kirsten Humphrey, c/o American Cancer Society [2023-2531]
- 2) USR22-0018 – Loveland Ready-Mix Concrete, Inc. [2023-2529]

AMENDMENTS TO AGENDA:

APPROVAL OF CONSENT AGENDA:

PRESENTATIONS:

- 1) Government Finance Officers Association (GFOA) Triple Crown Award – Departments of Finance and Administration, Accounting, and Public Information Office [2023-2724]

WARRANTS:

- 1) General Warrants – September 19, 2023 [2023-2725]

BIDS:

- 1) Approve Bid #B2300077, Coroner Case Management Software Solution – Department of Information Technology [2023-2579]
- 2) Approve Bid #B2300170, Dell Storage – Department of Information Technology [2023-2580]
- 3) Approve Bid #B2300171, Cisco Room Kit Maintenance for Video Arraignment – Department of Information Technology [2023-2581]
- 4) Approve Bid #B2300156, Jail Sewage Grinder Pump Electrical and Site Upgrade – Facilities Department [2023-2578]
- 5) Present Bid #B2300169, Facilities Building Addition and Remodel – Facilities Department [2023-2726]

NEW BUSINESS:

- 1) Consider Contract ID #7356 Revised Executive Summary and Contract Approval for Memorandum of Understanding for Service Delivery Agreements Pursuant to Workforce Innovation and Opportunity Act (WIOA) Program, authorize Chair to sign and submit electronically, and Rescind Resolution #2023-2335, dated August 9, 2023 [2023-2727]
- 2) Consider Contract ID #7368 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home and authorize Chair to sign – Logan Widick and Charity Ray [2023-2728]

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NEW BUSINESS (CONT'D):

- 3) Consider Contract ID #7305 Group Master Application and Third-Party Data Sharing Authorization Form for 2024 Employee Benefit Plan and authorize Chair to sign electronically – Continental American Insurance Company, dba Aflac [2023-2729]
- 4) Consider Directing Clerk to the Board to Have Published Emergency Ordinance No. 259-A, Supplemental Appropriation for 2023 [2023-2730]

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 September 20, 2023 *

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Sep 20 -	Emergency Medical/Trauma Services Council	11:00 AM
Sep 21 -	Greeley-Weld County Airport Authority	12:30 PM
Sep 26 -	Board of Public Health	9:00 AM
Sep 26 -	Regional Communications Advisory Board	10:30 AM
Sep 26 -	Community Corrections Board	12:00 PM
Sep 27 -	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.

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 (<i>HFWA and POWR Act</i>)	
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 (<i>Floodplain Regulations</i>)	
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 (<i>Floodplain Regulations</i>)	
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 (<i>Floodplain Regulations</i>)	

FUTURE PUBLIC HEARINGS:

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

Sep 27 -	Docket #2023-62, PL2885 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0019, for a Solar Energy Facility (SEF) outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Michael Boulter Farms, LLC, c/o CBEP Solar 26, LLC [located north of and adjacent to County Road 44; east of and adjacent to County Road 45] (Planner – Kim Ogle)	10:00 AM
Sep 27 -	Docket #2023-63, PL2886 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0020, for a Solar Energy Facility (SEF) outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Wake, LLLP, c/o CBEP Solar 20, LLC [located north of and adjacent to County Road 66; approximately 0.5 mile west of County Road 49] (Planner – Kim Ogle)	10:00 AM
Sep 27 -	Docket #2023-61, PL2199 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0018, for Open Mining (topsoil) and employee and equipment parking associated with operations outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Korwell Land Holdings, LLC [located north of and adjacent to County Road 40; east of and adjacent to County Road 35] (Planner – Kim Ogle)	10:00 AM
Oct 4 -	Docket #2023-64, PL2887 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0021, for a Solar Energy Facility (SEF) outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Dave Weinmeister, c/o CBEP Solar 13, LLC [located north of and adjacent to County Road 54; approximately 0.5 mile west of County Road 49] (Planner – Kim Ogle)	10:00 AM

FUTURE PUBLIC HEARINGS (CONT'D):

- Oct 4 - Docket #2023-65, PL2888 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0022, for a Solar Energy Facility (SEF) outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Michael Morgan, c/o CBEP Solar 15, LLC [located south of and adjacent to County Road 54; west of and adjacent to County Road 27] (Planner – Kim Ogle) 10:00 AM
- Oct 4 - Docket #2023-66, PL2889 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0023, for a Solar Energy Facility (SEF) outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Thomas and Marjorie Brown, c/o CBEP Solar 27, LLC [located north of and adjacent to County Road 54; west of and adjacent to County Road 47] (Planner – Kim Ogle) 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
- 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
- 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

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) Planning Commission, Minutes from September 5, 2023
- 2) County Council, Agenda for September 18, 2023
- 3) Department of Oil and Gas Energy, 1041 WOGLA Hearing Docket for September 21, 2023
- 4) Department of Planning Services, Addition to File PL2466, COZ22-0014 – George L. Sandberg Irrevocable Trust, c/o Jeff Winter
- 5) Department of Planning Services, Addition to File PL2865, USR23-0001 – Paul Salvesson

COMMUNICATIONS (CONT'D):

- 6) Department of Planning Services, Addition to File PL2814, USR22-0007 – Willard and Linda Owens, c/o USS Picadilly Solar, LLC
- 7) Department of Human Services, Email dated September 14, 2023, Re: Notice of Cancellation of Services Regarding Agreement for Strong People Partnering Program – Loyal Order of Moose Lodge #909
- 8) Department of Human Services, Email dated September 14, 2023, Re: Colorado Department of Human Services, Office of Children, Youth and Families, Division of Child Welfare, Notice of Award for Chafee Foster Care Independence Program (CFCIP) and Colorado Foster Youth Successful Transition to Adulthood Grant for State and Federal Fiscal Year 2024
- 9) Colorado Department of Revenue, Liquor and Tobacco Enforcement Division, Stipulations, Orders, and Agreements, Executed July 25, 2023, Re: Metro Gas and Convenience Store, Inc. (Tobacco License No. TOB-001304); and Agfinity, Inc. (Tobacco License No. TOB-003486)

PUBLIC REVIEW:

- 1) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Lincoln State 3-18 Pad, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit Nos. 19WE0724 and 23WE0102 [2023-2623]
- 2) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Harvey 32 Sec HZ, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 21WE0361 [2023-2624]
- 3) Colorado Department of Public Health and Environment, Air Pollution Control Division – Extraction Oil and Gas, Inc. – Triple Creek Production Facility, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 18WE0046 [2023-2625]
- 4) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Phelps 32 Sec Pad, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 14WE1816 [2023-2626]
- 5) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Klein 19 Sec Pad 1; and Josephine 19 Sec HZ, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 23WE0217 [2023-2627]
- 6) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Wiedeman Federal 22 Sec HZ, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 23WE0219 [2023-2628]
- 7) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Ward 20 Sec HZ, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 23WE0220 [2023-2629]

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

- 1) Approve Contract ID #7359 Award Letter for 2022 State Criminal Alien Assistance Program (SCAAP) Grant [2023-2659]
- 2) Approve Contract ID #7311 Agreement for Relocation of Electric Power Lines for CRs 6 and 13 Intersection Roundabout Project – United Power, Inc. [2023-2660]
- 3) Approve Contract ID #7312 Non-Exclusive License Agreement for Construction, Maintenance, and Use of Power Lines within Public Road Right-of-Way for CRs 6 and 13 Intersection Roundabout Project – United Power, Inc. [2023-2661]
- 4) Approve Sales Agreement Terms and Conditions for Emergency Purchase of Used Conveyor for Koskie Gravel Pit – Wagner Equipment Company [2023-2662]
- 5) Approve Contract ID #7372 Rental Quote Agreement and Mandatory Contract Provisions for Asphalt Remix Transfer Vehicle for CR 77 Between SH 14 and CR 100 Improvements Project – Wagner Equipment Company [2023-2672]

MISCELLANEOUS:

- 1) Government Finance Officers Association (GFOA) Triple Crown Award – Departments of Finance and Administration, Accounting, and Public Information Office [2023-2724]
- * 2) Contract ID #7382 Cooperative Agreement Regarding Protocols for Child Welfare Notification and Investigation Requirements – University of Northern Colorado (UNC) Police Department [2023-2731]
- * 3) Contract ID #7383 Cooperative Agreement Regarding Protocols for Child Welfare Notification and Investigation Requirements – City of Brighton Police Department [2023-2732]
- * 4) Contract ID #7384 Cooperative Agreement Regarding Protocols for Child Welfare Notification and Investigation Requirements – Town of Garden City Police Department [2023-2733]

* **Signed this date**