

**AGENDA**  
**BOARD OF COUNTY COMMISSIONERS**  
**WELD COUNTY, COLORADO**  
**MONDAY, OCTOBER 30, 2023**  
**9:00 A.M.**

**2023-3218**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL:**

Commissioner Mike Freeman, Chair  
Commissioner Perry L. Buck, Pro-Tem  
Commissioner Scott K. James  
Commissioner Kevin D. Ross – EXCUSED  
Commissioner Lori Saine

**MINUTES:** Approval of Minutes of October 16, 2023 [2023-3066]

**AMENDMENTS TO AGENDA:**

**APPROVAL OF CONSENT AGENDA:**

**WARRANTS:**

1) General Warrants – October 25, and 27, 2023 [2023-3220]

**BIDS:**

- 1) Approve Bid #B2300178, Shooting Range Building Addition and New Water Treatment System – Facilities Department (*Cont'd from 10/16/2023*) [2023-2889]
- 2) Approve Bid #B2300176, Courts Security Screening at Various Locations – Sheriff's Office [2023-3072]

**NEW BUSINESS:**

- 1) Consider Acceptance of Two (2) Award Letter Statements of Work Regarding Small Dollar Grant Award Terms and Conditions for 2023 Emergency Management Performance Grant (EMPG) and Local Emergency Management Support (LEMS) Program Funding, and authorize Office of Emergency Management to disburse funds [2023-3221]
- 2) Consider Contract ID #7512 Agreement Regarding Consent for Photographs of Children in Legal Custody of Weld County and authorize Chair to sign – Life Stories Child and Family Advocacy, and Court Appointed Special Advocates (CASA) of Weld County [2023-3222]
- 3) Consider Contract ID #7513 Agreement Regarding Transportation of Children in Legal Custody of Weld County and authorize Chair to sign – Life Stories Child and Family Advocacy, and Court Appointed Special Advocates (CASA) of Weld County [2023-3223]
- 4) Consider Contract ID #7515 American Rescue Plan Act (ARPA) Grant Agreement for Case Management Agencies (CMA) Recruitment and Retention Project, and authorize Chair and Department of Human Services to sign [2023-3224]
- 5) Consider Contract ID #7516 American Rescue Plan Act (ARPA) Grant Agreement for Case Management Agencies (CMA) Retention Project Phase Two (2) and authorize Chair and Department of Human Services to sign [2023-3225]
- 6) Consider Contract ID #7517 American Rescue Plan Act (ARPA) Grant Agreement for Case Management Agencies (CMA) Transition Support Start-Up Project and authorize Chair and Department of Human Services to sign [2023-3226]

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

- 7) Consider Contract ID #7519 Promoting Safe and Stable Families (PSSF) Partnership Project Agreement, and authorize Chair to sign – Catholic Charities and Community Services of the Archdiocese Denver, Weld Regional Office [2023-3227]
- 8) Consider Contract ID #7528 Promoting Safe and Stable Families (PSSF) Partnership Project Agreement and authorize Chair to sign – Kids at Heart [2023-3228]
- 9) Consider Contract ID #7531 Memorandum of Understanding for Facility Usage to Conduct Strong People Program and authorize Chair to sign – Town of Milliken [2023-3229]
- 10) Consider Contract ID #7534 Agreement to Purchase Out-of-Home Placement Services and authorize Chair to sign – The Daisy Center [2023-3230]
- 11) Consider Contract ID #7536 Agreement for Professional Services for Low-Income Energy Assistance Program (LEAP) Outreach Incentive Program and authorize Chair to sign – United Way of Weld County [2023-3231]
- 12) Consider Bill of Sale and Invoice Terms and Conditions for Emergency Purchase of Sliding Axel Trailer, and authorize Chair and Controller to sign any necessary documents – Transwest Truck Trailer RV [2023-3232]
- 13) Consider Temporary Closure of CR 63 Between CR 380 and U.S. HWY 34 [2023-3233]
- 14) Consider Temporary Closure of CR 52 Between CRs 61 and 65 [2023-3234]
- 15) Consider Cancellation of Board of County Commissioners Meeting Scheduled for November 29, 2023 [2023-3235]

**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 October 30, 2023 \*

# CONSENT AGENDA

## SCHEDULE OF ADVISORY BOARD MEETINGS:

Nov 1 -	Weld County Community Development Block Grant Advisory Committee	3:00 PM
Nov 6 -	Weld County Fair Board	6:00 PM
Nov 7 -	Board of Retirement	9:00 AM
Nov 7 -	Planning Commission	1:30 PM
Nov 9 -	Weld Faith Partnership Council	7:30 AM
Nov 9 -	Area Agency on Aging Advisory Board	9:00 AM
Nov 15 -	Board Meeting	CANCELLED

## 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.

- Nov 6 - Partial Vacation, VAC23-0048, of Two-Lot Recorded Exemption, RECX19-0052, for Removal of Lot B – Joshua and Holly Lehman
- Nov 8 - Vacation, VAC23-0050, of Special Use Permit, SUP-118 – Anadarko E & P Onshore, LLC, c/o Rachel Friedman
- 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*)
- Nov 8 - First Reading of Code Ordinance #2023-20, In the Matter of Repealing and Reenacting, with Amendments, Chapter 12 Licenses and Permits of the Weld County Code (*Secure Transportation Services*)
- Nov 8 - First Reading of Code Ordinance #2023-21, In the Matter of Repealing and Reenacting, with Amendments, Chapter 14 Health and Animals of the Weld County Code (*NOCO Humane*)
- Nov 22 - Second Reading of Code Ordinance #2023-20, In the Matter of Repealing and Reenacting, with Amendments, Chapter 12 Licenses and Permits of the Weld County Code (*Secure Transportation Services*)
- Nov 22 - Second Reading of Code Ordinance #2023-21, In the Matter of Repealing and Reenacting, with Amendments, Chapter 14 Health and Animals of the Weld County Code (*NOCO Humane*)
- Dec 4 - First Reading of Code Ordinance #2023-15, In the Matter of Repealing and Reenacting, with Amendments, Chapter 2 Administration of the Weld County Code (*Planning and Zoning Matters, Hearings, and Addressing*)
- Dec 4 - First Reading of Code Ordinance #2023-16, In the Matter of Repealing and Reenacting, with Amendments, Chapter 8 Public Works of the Weld County Code
- Dec 4 - First Reading of Code Ordinance #2023-17, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning and Chapter 24 Subdivisions of the Weld County Code
- Dec 4 - First Reading of Code Ordinance #2023-18, In the Matter of Repealing and Reenacting, with Amendments, Chapter 27 Planned Unit Development of the Weld County Code
- Dec 6 - Final Reading of Code Ordinance #2023-20, In the Matter of Repealing and Reenacting, with Amendments, Chapter 12 Licenses and Permits of the Weld County Code (*Secure Transportation Services*)
- Dec 6 - Final Reading of Code Ordinance #2023-21, In the Matter of Repealing and Reenacting, with Amendments, Chapter 14 Health and Animals of the Weld County Code (*NOCO Humane*)

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

- Dec 20 - Second Reading of Code Ordinance #2023-15, In the Matter of Repealing and Reenacting, with Amendments, Chapter 2 Administration of the Weld County Code (*Planning and Zoning Matters, Hearings, and Addressing*)
- Dec 20 - Second Reading of Code Ordinance #2023-16, In the Matter of Repealing and Reenacting, with Amendments, Chapter 8 Public Works of the Weld County Code
- Dec 20 - Second Reading of Code Ordinance #2023-17, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning and Chapter 24 Subdivisions of the Weld County Code
- Dec 20 - Second Reading of Code Ordinance #2023-18, In the Matter of Repealing and Reenacting, with Amendments, Chapter 27 Planned Unit Development of the Weld County Code
- Jan 8, 2024 - Final Reading of Code Ordinance #2023-15, In the Matter of Repealing and Reenacting, with Amendments, Chapter 2 Administration of the Weld County Code (*Planning and Zoning Matters, Hearings, and Addressing*)
- Jan 8, 2024 - Final Reading of Code Ordinance #2023-16, In the Matter of Repealing and Reenacting, with Amendments, Chapter 8 Public Works of the Weld County Code
- Jan 8, 2024 - Final Reading of Code Ordinance #2023-17, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning and Chapter 24 Subdivisions of the Weld County Code
- Jan 8, 2024 - Final Reading of Code Ordinance #2023-18, In the Matter of Repealing and Reenacting, with Amendments, Chapter 27 Planned Unit Development of the Weld County Code

**FUTURE PUBLIC HEARINGS:**

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

- Nov 8 - Docket #2023-77, PL0181 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0033, for a 1.5 MW Solar Energy Facility (SEF) in the A (Agricultural) Zone District, John Scott Byrnes Trust, c/o CBEP Solar 28, LLC [located east of and adjacent to County Road 13; approximately 2,600 feet south of County Road 96] (Planner – Chris Gathman) 10:00 AM
- Nov 8 - Docket #2023-76, PL2734 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0032, for a 7.5 MW Solar Energy Facility (SEF) in the A (Agricultural) Zone District, McKee Ranch, LLLP, c/o CBEP Solar 16, LLC [located south of and adjacent to State Highway 392; west of and adjacent to County Road 37] (Planner – Chris Gathman) 10:00 AM
- Nov 8 - Docket #2023-69, PL2884 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0025, for Event Facilities (not agriculture-related) outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Sandra Strobel [located north of and adjacent to, and east of and adjacent to, County Road 8; approximately 3,500 feet east of County Road 17] (Planner – Chris Gathman) 10:00 AM
- Nov 22 - Docket #2023-78, PL2895 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0034, for a 5.8 MW Solar Energy Facility (SEF) in the A (Agricultural) Zone District, Barry James Reider Living Trust and Julie Ann Nelson Living Trust, c/o CBEP Solar 17, LLC [located east of and adjacent to County Road 39; approximately 1,300 feet south of County Road 86] (Planner – Chris Gathman) – (*Rescheduled from 11/15/2023*) 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 6 - 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) – *(Cont'd from 10/4/2023)* 10:00 AM
- Dec 20 - Docket #2023-75, PL2894 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0031, for a 5.7 MW Solar Energy Facility (SEF) in the A (Agricultural) Zone District, Louis and Gina Fabrizius, and Stanley and Carolyn Heinze, c/o CBEP Solar 32, LLC [located north of and adjacent to State Highway 392; approximately 1,600 feet east of County Road 41] (Planner – Chris Gathman) – *(Cont'd from 10/18/2023)* 10:00 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](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 Planning Services, Addition to File RECX16-0034 – Michael and Betty Coan [2023-2199]
- 2) Department of Planning Services, Addition to File PL2848, USR22-0025 – CBEP Solar 7, LLC [2023-3197]
- 3) Department of Planning Services, Addition to File PL2346, USR15-0015 – Jesus and Margarita Hernandez [2023-3198]

**COMMUNICATIONS (CONT'D):**

- 4) Department of Human Services, Email dated October 18, 2023, Re: Closure of Child Protection Agreement for Services (Bid #B2200040) – Richard Hartman, Jr., dba Roundtables Collaboration of Colorado [2023-3196]
- 5) Department of Human Services, Email dated October 20, 2023, Re: Colorado Department of Labor and Employment, Division of Vocational Rehabilitation, Option Letter #1 for Intergovernmental Agreement for Disability Program Navigator [2023-3213]
- 6) Department of Human Services, Email dated October 26, 2023, Re: Award Letter and Instructions for Executing Grant Agreement in Regard to Grant Application for Case Management Recruitment and Retention Phase One, and Statement of Assurance Form, through Colorado Department of Health Care Policy and Financing [2023-3217]
- 7) Department of Human Services, Email dated October 26, 2023, Re: Award Letter and Instructions for Executing Grant Agreement in Regard to Grant Application for Case Management Retention and Sign-On Bonus Phase Three, and Statement of Assurance Form, through Colorado Department of Health Care Policy and Financing [2023-3216]
- 8) East West Econometrics, LLC, Audit Division, 2023 Weld County Property Assessment Study, dated September 15, 2023 [2023-3215]

**PUBLIC REVIEW:**

- 1) Town of Kersey, Platte River Fort Annexation No. 3, Referral Request, Map, and Notice [2023-3145]

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

- 1) Approve Temporary Closure of CR 40 Between CRs 15 and 17 [2023-3165]
- 2) Approve Request to Withdraw Application for a Site Specific Development Plan and Use by Special Review Permit, USR18-0023, for any Use Permitted as a Use by Right, Accessory Use or Use by Special Review Permit in the Commercial or Industrial Zone Districts (truck and equipment parking and storage for construction businesses) provided that the property is not a lot in any approved or recorded subdivision plat or part of a map or plan filed prior to adoption of any regulations controlling subdivisions in the A (Agricultural) Zone District, and Rescind Resolution #2018-2843, dated September 19, 2018 – Les Matson Construction, Inc., c/o Brian Hartman [2023-3166]

**MISCELLANEOUS:**

- \* 1) Appointment of Deputy District Attorney – Kathryn Lembcke [2023-3236]
- \* 2) Contract ID #7562 Amendment #1 to Memorandum of Understanding for Senior Nutrition Program – Kersey Senior Center [2017-0498]
- \* 3) Contract ID #7566 Professional Service Agreement for Administration Building (1150 “O” ST, Greeley) American Disabilities Act (ADA) Improvements Design and Engineering Services – Cairn Design, LLC [2023-3237]
- \* 4) Acceptance of Deed of Dedication for Agreement for Purchase of Public Road Right-of-Way for CRs 6 and 13 Intersection Improvements Project – Padade and Shoua Vue [2023-2244]

\* Signed this date