

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

2023-3366

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:

- 1) Approval of Minutes of November 1, 2023 [2023-3252]
- 2) Approval of Minutes of November 6, 2023 [2023-3278]

AMENDMENTS TO AGENDA:

APPROVAL OF CONSENT AGENDA:

WARRANTS:

- 1) General Warrants – November 14, and 17, 2023 [2023-3368]

BIDS:

- 1) Approve Bid #B2300198, Fort Lupton Annex Building (Southeast Substation) Network – Department of Information Technology [2023-3281]
- 2) Approve Bid #B2300199, Chase Building (822 7th ST, Greeley) Renovation Network – Department of Information Technology [2023-3282]
- 3) Approve Bid #B2300200, Zerto Replication Licenses – Department of Information Technology [2023-3283]

NEW BUSINESS:

- 1) Consider Temporary Closure of CR 72 Between CRs 57 and 59 [2023-3369]
- 2) Consider Temporary Closure of CR 41 Between CR 70 and SH 392 [2023-3370]
- 3) Consider Ten (10) Intergovernmental Agreements for Local On-Demand Transit Program Operation Services and authorize Chair to sign – Various Entities [2023-3371]
- 4) Consider Designation of Certain Banks as Depositories for Weld County Funds [2023-3372]
- 5) Consider Designation of Certain Brokers and Dealers for Handling Investment Transactions of Weld County Funds [2023-3373]
- 6) Consider Indication of Support of the Sheep Industry in Rural America [2023-3374]

PLANNING:

- 1) Consider Setting Hearing Date for Consideration of Amended and Restated Service Plan – Kiteley Ranch Metropolitan District [2023-3375]
- 2) Consider Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Jerry Dill [2023-3376]
- 3) Consider Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Donald Harris and Christina Elam [2023-3377]

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PLANNING (CONT'D):

- 4) Consider Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Consuelo Hernandez (*Cont'd to 5/20/2024*) [2023-3378]
- 5) Consider Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Aryan Kiani and Matthew Irvin [2023-3379]
- 6) Consider Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Mahic Sabahudin and Melina Sabanovic [2023-3380]
- 7) Consider Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Jesus Salas and Tiffany Brown [2023-3381]
- 8) Consider Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Dave Sanger, Sr. [2023-3382]
- 9) Consider Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Porfirio and Lucina Flores [2023-3383]

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 November 20, 2023 *

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Nov 21 -	Northern Colorado RETAC	2:00 PM
Nov 23 -	Holiday	CLOSED
Nov 24 -	Holiday	CLOSED
Nov 28 -	Board of Public Health	9:00 AM
Nov 28 -	Community Corrections Board	12:00 PM
Nov 29 -	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 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*)
- Nov 27 - Second Reading of Code Ordinance #2023-22, In the Matter of Repealing and Reenacting, with Amendments, Chapter 5 Revenue and Finance, and Chapter 21 Areas and Activities of State Interest, of the Weld County Code (*Annual Fees*)
- 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*)
- 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 #2023-18, In the Matter of Repealing and Reenacting, with Amendments, Chapter 27 Planned Unit Development of the Weld County Code
- Dec 20 - Final Reading of Code Ordinance #2023-22, In the Matter of Repealing and Reenacting, with Amendments, Chapter 5 Revenue and Finance, and Chapter 21 Areas and Activities of State Interest, of the Weld County Code (*Annual Fees*)
- 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*)

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

- 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 #2023-18, In the Matter of Repealing and Reenacting, with Amendments, Chapter 27 Planned Unit Development of the Weld County Code
- Aug 5, 2024 - Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Bruce Olson and Suzanne Brunstrom (*Cont'd from 11/8/2023*)

FUTURE PUBLIC HEARINGS:

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

- Nov 22 - Docket #2023-80, PL2897 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0037, for Oil and Gas Support and Service (storage area for parts for drilling rigs, drilling iron pipe and fittings, poly pipe and fittings, two [2] parts trailers and rig mats, light plant trailers and general oil and gas equipment supplies) in the A (Agricultural) Zone District, Cervi Enterprises, Inc., c/o Kerr-McGee Oil and Gas Onshore, LP [located approximately 1.4 miles south of the intersection of U.S. Highway 34 and County Road 69] (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
- 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 6 - Docket #2023-83, PL2900 - Change of Zone, COZ23-0004, from the A (Agricultural) Zone District to the I-1 (Light Industrial) Zone District, Fritzier Real Estate, LLC [located south of and adjacent to County Road 44; west of and adjacent to County Road 33] (Planner – Chris Gathman) 10:00 AM
- Dec 6 - Docket #2023-72, PL2892 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0027, for a Solar Energy Facility (SEF) outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Phyllis Burkgren, c/o USS South Platte Solar, LLC [located south of and adjacent to County Road 394; approximately 0.5 miles east of County Road 35] (Planner – Diana Aungst) 10:00 AM
- Dec 6 - Docket #2023-71, PL2582 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0028, for a Solar Energy Facility (SEF) outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Leslie Matson, c/o USS Auburn Solar, LLC [located south of and adjacent to County Road 52; east of and adjacent to County Road 45] (Planner – Diana Aungst) 10:00 AM

FUTURE PUBLIC HEARINGS (CONT'D):

- Dec 13 - Docket #2023-79, PL2852 - A Site Specific Development Plan and Major Amended Use by Special Review Permit, 1MJUSR23-22-0027, for a Solar Energy Facility (SEF) outside of subdivisions and historic townsites in the A (Agricultural) Zone District, CBEP Land 2, LLC, c/o CBEP Solar 9, LLC, and ECA CO Lead [located south of and adjacent to County Road 64; approximately 1,320 feet east of County Road 43] (Planner – Kim Ogle) 10:00 AM
- Dec 13 - Docket #2023-84, PL2853 - A Site Specific Development Plan and Planned Unit Development Final Plan, PUDF23-0002, for six (6) residential lots with E (Estate) Zone District uses and one (1) non-buildable outlot with A (Agricultural) Zone District uses, Amanda, Brandon, Lisa, and Moriah Nguyen [located west of and adjacent to County Road 31; approximately 0.5 miles north of County Road 2] (Planner – Maxwell Nader) 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, 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) Henrylyn Irrigation District, Letter dated November 1, 2023, Re: Tax Levy for Calendar Year 2024 [2023-3364]
- 2) Colorado Department of Local Affairs, Division of Property Taxation, 184 Final Determinations, Re: Greeley Habitat for Humanity, Inc., II, and III [2023-3365]

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

- 1) Approve Extension of Temporary Closure of CR 43 Between CRs 42 and 44 [2023-3337]

RESOLUTIONS (CONT'D):

- 2) Action of the Board Concerning Appeal of Decision by Chief Financial Officer to Deny Protest of Award of Contract to Global Tel*Link Corporation, dba ViaPath Technologies, for Bid #B2300133, Inmate Communication Services – Securus Technologies, LLC [2023-3338]
- 3) Approve Full Release of Warranty Collateral for Minor Amended Use by Special Review Permit, MUSR15-0020, as Related to Use by Special Review Permit, USR-1687 – Journey Ventures, LLC, c/o J-2 Contracting Company, Inc. [2023-3339]
- 4) Approve Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Charles Simansky [2023-3340]
- 5) Action of the Board Concerning Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Graciela Quinonez and Veronica Gutierrez [2023-3341]
- 6) Approve Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – John Krenzelok [2023-3342]
- 7) Approve Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Vince Holton [2023-3343]
- 8) Approve Certification to Weld County Treasurer of Building and Zoning Violation Penalties as Special Assessment – Luis Lopez [2023-3344]
- 9) Approve Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Andres Hernandez, Jr. [2023-3345]
- 10) Approve Certification to Weld County Treasurer of Building and Zoning Violation Penalties as Special Assessment – Rolando and Eloisa Castillo [2023-3346]
- 11) Approve Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Bruce Brotemarkle [2023-3347]
- 12) Approve Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Baudel Tortoledo Hernandez [2023-3348]

MISCELLANEOUS:

- * 1) Contract ID #7596 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Martin Meza-Cordero and Norma Meza [2023-3384]
- * 2) Contract ID #7605 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Alton and Mary Patterson [2023-3385]
- * 3) Contract ID #7624 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Roger and Allison Sedlacek [2023-3386]
- * 4) Contract ID #7588 Amendment #5 to Agreement for Professional Services for Armed Security Guard Services (Bid #B2000175) – Universal Protection Service, LP, dba Allied Universal Security Services [2021-2547]
- * 5) Contract ID #7590 Amendment #1 to Revised Memorandum of Understanding for Bags of Love Project – Carol Freimark, on behalf of Bags of Love [2023-0344]
- * 6) Contract ID #7622 Amendment #3 to Child Protection Agreement for Services (Bid #B2200040) – Griffith Centers, Inc. [2022-1594]
- * 7) Contract ID #7623 Amendment #1 to Memorandum of Understanding for Creative Support for People with Developmental Disabilities – Envision [2023-0021]
- * 8) Contract ID #7576 Agreement for Construction Services for Jail Hot Water Generator and Wall Removal and Replacement Project (Bid #B2300186) – Classic Contractors, Inc. [2023-3096]

* **Signed this date**