

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
MONDAY, NOVEMBER 27, 2023
9:00 A.M.

2023-3419

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 October 23, 2023

[2023-3126]

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 November 13, 2023

[2023-3334]

AMENDMENTS TO AGENDA:

PRESENTATION:

1) Life Saving Award, Sheriff's Office – James Wood

[2023-3422]

APPROVAL OF CONSENT AGENDA:

BIDS:

1) Present Bid #B2300207, Custodial Services for Department of Human Services (Buildings A, B, and C) – Facilities Department

[2023-3423]

NEW BUSINESS:

1) Consider Contract ID #7636 Agreement for Transition Data Sharing for Case Management Agency (CMA) Functions and authorize Chair to sign

[2023-3424]

2) Consider Contract ID #7610 Amendment #1 to Task Order Contract for Immunization Core Services Program and authorize Chair to sign and submit electronically

[2023-3425]

3) Consider Contract ID #7579 Change Order #3 to Agreement for Bridge 54/13A Replacement Project (Bid #B1900113) and authorize Chair to sign – J-U-B Engineers, Inc.

[2019-4533]

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NEW BUSINESS (CONT'D):

- 4) Consider Proposal Subrecipient Commitment Form for Grant Funds from Arnold Ventures, LLC, for Pretrial Release Decisions, Conditions, and Services Research Project, and authorize Chair to sign – University of Northern Colorado (UNC) [2023-3426]
- 5) 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*) [2023-3427]
 - Legals.....[2023-3292]
 - Correspondence.....[2023-3293]

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 27, 2023 *

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Nov 28 -	Board of Public Health	9:00 AM
Nov 28 -	Community Corrections Board	12:00 PM
Nov 29 -	Board Meeting	CANCELLED
Dec 4 -	Weld County Fair Board	6:00 PM
Dec 5 -	Planning Commission	1:30 PM
Dec 6 -	Weld County Community Development Block Grant Advisory Committee	3:00 PM
Dec 7 -	Island Grove Park Advisory Board	4:00 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.

- Dec 4 - Partial Vacation, VAC23-0047, of Two-Lot Recorded Exemption, RECX18-0086, for Removal of Lot B – Nicandro and Maria Sanchez
- 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*)
- 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

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

- May 20, 2024 - Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Consuelo Hernandez *(Cont'd from 11/20/2023)*
- 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.

- 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, Fritzler 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
- 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

FUTURE PUBLIC HEARINGS (CONT'D):

- 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) County Council, Minutes from September 18, 2023 [2023-3417]
- 2) County Council, Agenda for November 20, 2023 [2023-3416]
- 3) Utilities Coordinating Advisory Committee, Minutes from November 9, 2023 [2023-3418]
- 4) Colorado Department of Revenue, Liquor and Tobacco Enforcement Division, Stipulation, Agreement, and Order, Executed November 3, 2023, Re: Country Liquors, LLC [2023-3395]
- 5) Colorado Department of Local Affairs, Division of Local Government, Letter dated October 19, 2023, Re: Denial of Grant Application for Energy and Mineral Impact Assistance Fund (EIAF) Program for Infrastructure Investments and Jobs Act (IIJA) Local Match Support (August Cycle) for Safe Streets for All (SS4A) Safety Plan [2023-3392]
- 6) Colorado Department of Local Affairs, Division of Local Government, Letter dated November 8, 2023, Re: Approval of Grant Application for Energy and Mineral Impact Assistance Fund (EIAF) Program for High Plains Boulevard Design Build (August Cycle – Tier II) [2023-3393]
- 7) Colorado Department of Public Health and Environment, Office of Public Health Practices and Local Partnerships, Request for Applications (RFA) and Purchase Order Funds for 2023 Preventative Block Grant (PBG) [2023-3394]

PUBLIC REVIEW:

- 1) Colorado Department of Public Health and Environment, Air Pollution Control Division – Bayswater Exploration and Production, LLC – Hester Farms II Tank Battery, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 22WE0142 [2023-3396]
- 2) Colorado Department of Public Health and Environment, Air Pollution Control Division – Bison Oil and Gas II, LLC – Hunt 8-60 6A, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 22WE0183 [2023-3397]
- 3) Colorado Department of Public Health and Environment, Air Pollution Control Division – Kerr-McGee Onshore Oil and Gas, LP – 36112878, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 23WE0489 [2023-3398]
- 4) Colorado Department of Public Health and Environment, Air Pollution Control Division – AKA Energy Group, LLC – Kersey Compressor Station, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 23WE0553 [2023-3399]
- 5) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Huron-Ledford 22 Sec HZ, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 21WE0983 [2023-3400]

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

- 1) Approve Contract ID #7583 Agreement for Respite Services – Steven and Crystal Fretwell [2023-3405]
- 2) Approve Contract ID #7593 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Alaina Maus [2023-3406]
- 3) Approve Contract ID #7598 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Patrick and Toni Moore [2023-3407]
- 4) Approve Contract ID #7595 Reservation and Service Contract – Mountain Shadow Carriages [2023-3408]
- 5) Approve Contract ID #7625 Agency Partnership Agreement and Memorandum of Understanding for Coordinated Assessment and Housing Placement System (CAHPS) Partner for Colorado Homeless Management Information System (COHMIS) – Northern Colorado Continuum of Care [2023-3409]
- 6) Approve Delegation of Signatory Authority for County Veterans Service Officer Monthly Report in Compliance with C.R.S. §28-5-707 and §28-5-804 [2023-3410]
- 7) Approve Six (6) Intergovernmental Agreements for School Resource Officer Services – Various Entities [2023-3411]
- 8) Approve Applications for Various Ambulance Service Licenses [2023-3412]
- 9) Approve USR23-0034 – Barry James Reider Living Trust and Julie Ann Nelson Living Trust, c/o CBEP Solar 17, LLC [2023-3199]
- 10) Approve USR23-0037 – Cervi Enterprises, Inc., c/o Kerr-McGee Oil and Gas Onshore, LP [2023-3351]

ORDINANCES:

- 1) 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*) [2023-3427]

MISCELLANEOUS:

- * 1) Life Saving Award, Sheriff's Office – James Wood [2023-3422]
- * 2) Contract ID #7579 Change Order #3 to Agreement for Bridge 54/13A Replacement Project
(Bid #B1900113) – J-U-B Engineers, Inc. [2019-4533]
- * 3) Appointment of Deputy District Attorney – Blake Madone [2023-3428]

* **Signed this date**