

**AGENDA**  
**BOARD OF COUNTY COMMISSIONERS**  
**WELD COUNTY, COLORADO**  
**WEDNESDAY, JANUARY 31, 2024**  
**9:00 A.M.**

**2024-0252**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL:**

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

**MINUTES:** Approval of Minutes of January 17, 2024 [2024-0113]

**READ ORDINANCE BY AUDIO:** Read Code Ordinance #2024-03 by audio

**CERTIFICATION OF HEARINGS:** Hearings conducted on January 17, 2024:

- 1) USR23-0023 – Thomas and Marjorie Brown, c/o CBEP Solar 27, LLC [2024-0097]
- 2) RLDF23-0002 – Sharp Trust [2024-0099]

**AMENDMENTS TO AGENDA:**

**APPROVAL OF CONSENT AGENDA:**

**WARRANTS:**

- 1) General Warrants – January 30, 2024 [2024-0254]

**BIDS:**

- 1) Approve Bid #B2300210, Benefits Consulting/Broker Services – Department of Human Resources – *(Cont'd to 2/7/2024)* [2024-0007]
- 2) Approve Bid #B2400038, On-Call Environmental Services – Department of Public Works [2024-0116]
- 3) Approve Bid #B2300189, Dell Isilon – Department of Information Technology [2024-0117]
- 4) Approve Bid #B2300190, Dell PowerMax – Department of Information Technology [2024-0118]

**NEW BUSINESS:**

- 1) Consider Application for Juvenile Diversion Program Funds and authorize 19th Judicial District Attorney's Office to submit electronically [2024-0255]
- 2) Consider Temporary Closure of CR 39 Between CRs 70 and 72 [2024-0256]
- 3) Consider Contract ID #7796 Two (2) Applications for Hull and Liability Insurance for Unmanned Aircraft Systems (Drones), and authorize Chair to sign – Global Aerospace, Inc. [2024-0257]
- 4) Consider Application for Restorative Justice Coordinating Council Capacity/Innovation Micro-Grant on behalf of Collaborative Management Program (CMP), and authorize the Department of Human Services to submit electronically [2024-0258]
- 5) Consider Contract ID #7769 Memorandum of Understanding for Realizing Aptitudes Program and authorize Chair to sign – Forward Steps [2024-0259]

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

- 6) Consider Contract ID #7773 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home and authorize Chair to sign – Daysi Del Carmen Gutierrez-Benitez [2024-0260]
- 7) Consider Contract ID #7782 Professional Service Agreement for Various Core and Non-Core Child Welfare Services and authorize Chair to sign – Willow Collective, PLLC [2024-0261]
- 8) Consider Contract ID #7791 Provider Participation Agreement for Regional Accountable Entity (RAE) Northeast Health Partners Beacon Health Options and authorize Chair to sign – Carelon Behavioral Health, Inc. [2024-0262]
- 9) First Reading of Code Ordinance #2024-03, In the Matter of Repealing and Reenacting, with Amendments, Chapter 10 Social Services of the Weld County Code [2024-0263]
  - Legals.....[2024-0264]
  - Correspondence.....[2024-0265]

**PLANNING:**

- 1) Consider Corrected Resolution Concerning Change in Applicant for 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 6, LLC [2024-0266]

**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**

- 10:00 AM - Docket #2024-01, PL2901 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0024, for a Solar Energy Facility (SEF) outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Lee and Ruby Linblad, and M.A. Linblad, LLC, c/o CBEP Solar 22, LLC, and CBEP Solar 23, LLC [located north of and adjacent to State Highway 392; 0.30 miles east of County Road 27] (Planner – Molly Wright) – *(Cont'd to 2/21/2024)* [2024-0155]
- 10:00 AM - Docket #2024-03, PL2682 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0043, for Oil and Gas Support and Service including establishments principally engaged in serving the oil and gas industry (fabricating, installing and maintaining containment liners for oil and gas operations) outside of subdivisions and historic townsites in the A (Agricultural) Zone District, ECO Properties, LLC [located west of and adjacent to County Road 53; approximately 0.5 miles north of County Road 74] (Planner – Kim Ogle) – *(Cont'd to 2/21/2024)* [2024-0157]
- 10:00 AM - 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 1/17/2024)* [2023-2867]
- 10:00 AM - Docket #2024-06, PL2905 - A Site Specific Development Plan and Planned Unit Development Final Plan Minor Amendment, PUDF23-0004 (formerly known as PF-1129), to remove a building envelope on Lot 1, Block 2 of The Home Ranch PUD, Eric Gertge [located west of and adjacent to Kyle Place; approximately 200 feet north of County Road 74 (36149 Kyle Place)] (Planner – Diana Aungst) [2024-0174]

# CONSENT AGENDA

## SCHEDULE OF ADVISORY BOARD MEETINGS:

Feb 1 -	Island Grove Park Advisory Board	4:00 PM
Feb 5 -	Weld County Fair Board	6:00 PM
Feb 6 -	Planning Commission	1:30 PM
Feb 7 -	Weld County Community Development Block Grant Advisory Committee	3:00 PM
Feb 8 -	Weld Faith Partnership Council	7:30 AM
Feb 8 -	Area Agency on Aging Advisory Board	9:00 AM

## 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.

- Feb 5 - Final Reading of Code Ordinance #2024-02, In the Matter of Repealing and Reenacting, with Amendments, Chapter 19 Coordinated Planning Agreements of the Weld County Code (*Amendments to Appendix 19-G – Eaton and Appendix 19-I – Kersey*)
- Feb 12 - Partial Vacation, VAC23-0058, of Two-Lot Recorded Exemption, RE-3634, for Removal of Lot B – T and R Farms, LLC, c/o Ted Baum and Ryan Reed-Baum
- Feb 21 - Second Reading of Code Ordinance #2024-03, In the Matter of Repealing and Reenacting, with Amendments, Chapter 10 Social Services of the Weld County Code
- Feb 26 - First Reading of Code Ordinance #2024-01, In the Matter of Repealing and Reenacting, with Amendments, Chapter 8 Public Works of the Weld County Code (*Appendix 8-O – Functional Classification Map*)
- Mar 4 - 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
- Mar 6 - Final Reading of Code Ordinance #2024-03, In the Matter of Repealing and Reenacting, with Amendments, Chapter 10 Social Services of the Weld County Code
- Mar 13 - Second Reading of Code Ordinance #2024-01, In the Matter of Repealing and Reenacting, with Amendments, Chapter 8 Public Works of the Weld County Code (*Appendix 8-O – Functional Classification Map*)
- Mar 27 - Final Reading of Code Ordinance #2024-01, In the Matter of Repealing and Reenacting, with Amendments, Chapter 8 Public Works of the Weld County Code (*Appendix 8-O – Functional Classification Map*)
- May 20 - Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Consuelo Hernandez (*Cont'd from 11/20/2023*)
- Aug 5 - 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.

- Feb 7 - Docket #2024-05, PL2904 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0040, for a 190-foot Telecommunication Antenna Tower in the A (Agricultural) Zone District, Cervi Enterprises, Inc., c/o Kerr-McGee Oil and Gas Onshore, LP [located approximately 3.5 miles south of the intersection of County Road 69 and U.S. Highway 34. The site will access onto U.S. Highway 34 via a private access] (Planner – Chris Gathman) – **(TO BE CONT'D TO 2/14/2024)**  
10:00 AM

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

- Feb 7 - Docket #2024-04, PL2903 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0039, for a 1041 Major Facility of a Public Utility or Public Agency, encompassing approximately 47.2 miles of the proposed Colorado Power Pathways 345-kilovolt (kV) double-circuit Electric Transmission Line, including the 58.7-acre laydown yard, referred to as the Cervi Yard, and the 59.4-acre laydown yard, referred to as the Sarchet Yard, outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Public Service Company of Colorado, dba Xcel Energy [located generally in the southern-most part of Weld County, starting near Platteville and extending east and south to the Weld County/Morgan County Line] (Planner – Kim Ogle) – **(TO BE CONT'D TO 3/6/2024)** 10:00 AM
- Feb 21 - Docket #2023-10, PL0674 - Show Cause Hearing, PCSC22-0021, to determine whether or not the permittee 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) 10:00 AM
- Feb 28 - 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 1/10/2024)* 10:00 AM
- Apr 24 - Docket #2024-02, PL0529 - A Site Specific Development Plan and Rural Land Division Final Plan, RLDF23-0002, for the Creation of Three (3) Lots in the A (Agricultural) Zone District, Sharp Trust [located south of and adjacent to County Road 52; west of and adjacent to County Road 45] (Planner – Diana Aungst) – *(Cont'd from 1/17/2024)* 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 Oil and Gas Energy, 1041 WOGLA Hearing Docket for February 1, 2024 [2024-0243]
- 2) Commissioner Lori Saine, Letter to Johanna Ostrum, Chief Operating Officer for Gradient Geothermal, dated January 22, 2024, Re: Support for Proposal of Pre-Feasibility Study for the Pierce Field Project [2024-0244]
- 3) United States Department of the Interior, Bureau of Land Management, Letter dated January 10, 2024, Re: Approved Eastern Colorado Resource Management Plan and Record of Decision (ARMP RMP/ROD) [2024-0245]

**PUBLIC REVIEW:**

- 1) Colorado Department of Natural Resources, Division of Reclamation, Mining and Safety, Consideration of Construction Materials Reclamation Permit Full/Final Surety Release Request (SL-4), Permit #M-2006-078 – Flatiron Constructors, Inc. – Camenish Borrow [2024-0241]

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

- 1) Approve Contract ID #7772 Option Letter #1 to Contract for Jail Based Behavioral Health Services [2024-0224]
- 2) Approve Sales Agreement Terms and Conditions for Purchase of Used Stackable Conveyor for Koskie Gravel Pit – Wagner Equipment Company [2024-0225]
- 3) Approve Temporary Closure of CR 50 Between CRs 13 and 15 [2024-0226]
- 4) Approve Renewal Application for Retail Liquor Store (County) License – Crow Valley, Ltd., dba Crow Valley Liquors [2024-0227]
- 5) Approve Renewal Application for Tavern (County) Liquor License – RM, Inc., dba Room 119 [2024-0228]
- 6) Approve Appointment to 911 Emergency Telephone Service Authority Board [2024-0229]
- 7) Approve Appointment to Building Trades Advisory Committee [2024-0230]
- 8) Approve Reappointment to Federal Mineral Lease Act Board of Directors [2024-0231]
- 9) Approve Reappointments to Extension Advisory Council [2024-0232]
- 10) Approve Reappointments to Area Agency on Aging Advisory Board [2024-0233]
- 11) Approve Reappointment to Island Grove Park Advisory Board [2024-0234]
- 12) Approve Appointments to Weld County Emergency Medical/Trauma Services Council [2024-0235]
- 13) Approve Reappointment to Regional Communications Advisory Board [2024-0236]
- 14) Approve Request to Withdraw Application for a Site Specific Development Plan and Use by Special Review Permit, USR19-0036, for a Home Business that fabricates via sandblasting, carving stone monuments and headstones, and for one (1) Single-Family Dwelling Unit per lot other than those permitted under Section 23-3-20.A (Second Single-Family Dwelling Unit), in the A (Agricultural) Zone District, and Rescind Resolution #2019-4558, dated November 6, 2019 – Town of Johnstown, Colorado [2024-0237]

**ORDINANCES:**

- 1) First Reading of Code Ordinance #2024-03, In the Matter of Repealing and Reenacting, with Amendments, Chapter 10 Social Services of the Weld County Code [2024-0263]

\* **Signed this date**