

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
MONDAY, FEBRUARY 5, 2024
9:00 A.M.

2024-0281

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 22, 2024 [2024-0144]

AMENDMENTS TO AGENDA:

APPROVAL OF CONSENT AGENDA:

PRESENTATIONS:

1) Life Saving Award, Sheriff's Office – Nathan Burke [2024-0283]

WARRANTS:

1) General Warrants – February 2, 2024 [2024-0284]
2) Commissioner Warrants (Lori Saine) – February 2, 2024 [2024-0285]

BIDS:

1) Approve Bid #B2300205, Wellness Platform Solution – Departments of Information Technology and Human Resources (*Cont'd to 2/7/2024*) [2024-0146]
2) Approve Bid #B2300217, Community Corrections Heat Recovery Ventilation (HRV) Replacement – Facilities Department [2024-0147]
3) Present Bid #B2400042, Jail 1 East Roof Top Unit (RTU) Replacement – Facilities Department [2024-0286]
4) Present Bid #B2400002, Mobile Medical Unit (QTY 1) – Department of Fleet Services [2024-0287]
5) Present Bid #B2400003, Tandem Axle Tractor with Wet Kit (QTY 1) – Departments of Fleet Services and Public Works [2024-0288]
6) Present Bid #B2400006, Roadside Herbicide Spray Truck (QTY 1) – Departments of Fleet Services and Public Works [2024-0289]
7) Present Bid #B2400035, 2024 Sign Material – Department of Public Works [2024-0290]
8) Present Bid #B2400036, Traffic Paint and Beads – Department of Public Works [2024-0291]
9) Present Bid #B2400045, Enforcement Services for Weed Mowing and/or Spraying – Department of Public Works [2024-0292]

NEW BUSINESS:

1) Consider Contract ID #7795 Equitable Sharing Agreement and Certification, and authorize Sheriff's Office to submit electronically [2024-0293]
2) Consider Temporary Closure of CR 54 Between CRs 43 and 45 [2024-0294]
3) Consider Temporary Closure of CR 39 Between CRs 72 and 74 [2024-0295]

PLANNING:

- 1) 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*) [2024-0296]
 - Legals.....[2024-0067]
 - Correspondence.....[2024-0068]

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 February 5, 2024 *

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

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
Feb 12 -	Juvenile Community Review Board	12:00 PM
Feb 15 -	Extension Advisory Council	12:00 PM
Feb 15 -	Greeley-Weld County Airport Authority	3:30 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.

- 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 21 - 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 from 1/31/2024)* 10:00 AM
- Feb 21 - 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 from 1/31/2024)* 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, 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) Department of Oil and Gas Energy, Cancelled 1041 WOGLA Hearing Docket for February 8, 2024 [2024-0279]
- 2) Department of Planning Services, Addition to File RECX18-0086 – Nicandro and Maria Sanchez [2024-0276]
- 3) Department of Planning Services, Addition to File PL2531, USR17-0067 – Robert L. Seltzer Family Trust, c/o Gallacher Development, LLC [2024-0277]
- 4) Department of Planning Services, Addition to File PL2902, ILD23-0001 – William and Debra Senseney [2024-0278]
- 5) Department of Human Services, Email dated January 25, 2024, Re: Closure of Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – David and Kaci Clark [2024-0275]
- 6) Town of Milliken, Letter dated January 11, 2024, Re: Comprehensive Plan Update and Three-Mile Plan, Adopted December 20, 2023 [2024-0273]
- 7) United States Department of the Interior, Bureau of Land Management, Division of Energy, Lands and Minerals, Region 7 Upper Colorado Basin, Letter dated January 16, 2024, Re: Upcoming Oil and Gas Lease Sales [2024-0274]

PUBLIC REVIEW:

- 1) Town of Hudson, MSLCAT Annexation, Resolution, Petition, Affidavit, Impact Report, Notice, and Maps [2024-0246]
- 2) Town of Hudson, Long Annexation Nos. 1-8, Resolution, Second Amended Petition, Affidavit, Impact Report, Notice, and Maps [2024-0247]
- 3) Town of Johnstown, Larson Annexation, Resolution, Notice, Petition, Affidavit, Impact Report, and Map [2024-0267]

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

- 1) Approve Application for Juvenile Diversion Program Funds [2024-0255]
- 2) Approve Temporary Closure of CR 39 Between CRs 70 and 72 [2024-0256]
- 3) Approve Contract ID #7796 Two (2) Applications for Hull and Liability Insurance for Unmanned Aircraft Systems (Drones) – Global Aerospace, Inc. [2024-0257]
- 4) Approve Application for Restorative Justice Coordinating Council Capacity/Innovation Micro-Grant on behalf of Collaborative Management Program (CMP) [2024-0258]
- 5) Approve Contract ID #7769 Memorandum of Understanding for Realizing Aptitudes Program – Forward Steps [2024-0259]
- 6) Approve Contract ID #7773 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Daysi Del Carmen Gutierrez-Benitez [2024-0260]
- 7) Approve Contract ID #7782 Professional Service Agreement for Various Core and Non-Core Child Welfare Services – Willow Collective, PLLC [2024-0261]
- 8) Approve Contract ID #7791 Provider Participation Agreement for Regional Accountable Entity (RAE) Northeast Health Partners Beacon Health Options – Carelon Behavioral Health, Inc. [2024-0262]
- 9) Approve 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]
- 10) Action of the Board Concerning USR23-0024 – Lee and Ruby Linblad, and M.A. Linblad, LLC, c/o CBEP Solar 22, LLC, and CBEP Solar 23, LLC [2024-0155]
- 11) Action of the Board Concerning USR23-0043 – ECO Properties, LLC [2024-0157]

RESOLUTIONS (CONT'D):

- 12) Approve USR23-0023 – Thomas and Marjorie Brown, c/o CBEP Solar 27, LLC [2023-2867]
- 13) Approve PUDF23-0004 – Eric Gertge [2024-0174]

ORDINANCES:

- * 1) 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*) [2024-0296]
 - Legals.....[2024-0067]
 - Correspondence.....[2024-0068]

MISCELLANEOUS:

- * 1) Contract ID #7766 Agreement for Construction Services for Training Center Renovation Project (Bid #B2300212) – TCC Corporation [2024-0008]
- * 2) Contract ID #7770 Change Order to Agreement for Construction Services for Intrusion System Upgrade Project (Bid #B2200170) – Dictoguard Security Systems, Inc. [2022-3536]
- * 3) Contract ID #7792 Extension/Renewal #2 to Professional Service Agreement for Geotechnical Testing Services (Bid #B2200048) – Ground Engineering Consultants, Inc. [2022-0453]
- * 4) Contract ID #7755 Road Maintenance Improvements Agreement for Oil and Gas Location Assessment (1041 WOGLA) Permit, 1041WOGLA23-0036 – Verdad Resources, LLC [2024-0297]

* **Signed this date**