

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
WEDNESDAY, DECEMBER 13, 2023
9:00 A.M.

2023-3666

PLEDGE OF ALLEGIANCE

ROLL CALL:

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

AMENDMENTS TO AGENDA:

APPROVAL OF CONSENT AGENDA:

WARRANTS:

- 1) General Warrants – December 12, 2023 [2023-3668]

BIDS:

- 1) Present Bid #B2300194, Request for Quote/Request for Proposal (RFQ/RFP) for CRs 76 and 35 Intersection Irrigation Project – Department of Public Works [2023-3669]

NEW BUSINESS:

- 1) Consider Contract ID #7645 Revised Cooperative Agreement Regarding Protocols for Child Welfare Notification and Investigation Requirements, and authorize Chair Pro-Tem to sign – City of Fort Lupton Police Department [2023-3670]
- 2) Consider Contract ID #7646 Revised Cooperative Agreement Regarding Protocols for Child Welfare and Investigation Requirements, and authorize Chair Pro-Tem to sign– Town of Keenesburg Police Department [2023-3671]
- 3) Consider Contract ID #7648 Agreement for Services and authorize Chair Pro-Tem to sign – A Woman’s Place, Inc. [2023-3672]
- 4) Consider Contract ID #7649 Agreement for Services and authorize Chair Pro-Tem to sign – Greeley Transitional House, dba Greeley Family House [2023-3673]
- 5) Consider Contract ID #7650 Agreement for Services and authorize Chair Pro-Tem to sign – Catholic Charities and Community Services of the Archdiocese of Denver, Inc. [2023-3674]
- 6) Consider Contract ID #7652 Memorandum of Understanding for Precertification Process for Foster and Adoptive Family Requirements and Families Care Program, and authorize Chair Pro-Tem to sign – Project 1.27 [2023-3675]
- 7) Consider Contract ID #7655 Memorandum of Understanding for Special Youth Opportunities and Emergency Funding, and authorize Chair Pro-Tem to sign – Realities for Children Charities [2023-3676]
- 8) Consider Contract ID #7674 Grant Agreement for Key Funding Initiatives (KFI) for NoCo Works to Develop and Maintain Workforce Resource-Centered Website, and authorize Chair Pro-Tem to sign electronically – The Weld Trust [2023-3677]
- 9) Consider Contract ID #7675 Task Order Contract for WISEWOMAN Chronic Disease Prevention Program and authorize Chair Pro-Tem to sign and submit electronically [2023-3678]

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**

- 9:00 AM - Docket #2023-95, PL2902 - Resolution of Illegal Land Division, ILD23-0001, to correct an illegal land division created in 2009, William and Debra Senseney [located south of and adjacent to U.S. Highway 34; approximately 1.45 miles east of County Road 91] (Planner – Maxwell Nader) – *(Cont’d to 12/18/2023)* [2023-3511]
- 10:00 AM - 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) [2023-3523]
- 10:00 AM - 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) [2023-3572]

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Dec 14 -	Area Agency on Aging Advisory Board	9:00 AM
Dec 14 -	Greeley-Weld County Airport Authority	1:00 PM
Dec 19 -	911 Emergency Telephone Services Authority Board	12:00 PM
Dec 19 -	Northern Colorado RETAC	2:00 PM
Dec 21 -	Extension Advisory Council	12:00 PM
Dec 21 -	Greeley-Weld County Airport Authority	3:30 PM
Dec 25 -	Holiday	CLOSED
Dec 26 -	Holiday	CLOSED
Jan 1, 2024 -	Holiday	CLOSED

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 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 - 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
- Feb 26, 2024 - 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, 2024 - 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 13, 2024 - 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*) – (*Rescheduled to 4/22/2024*)
- Mar 27, 2024 - 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*) – (*Rescheduled to 5/13/2024*)
- 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 18 - Docket #2023-95, PL2902 - Resolution of Illegal Land Division, ILD23-0001, to correct an illegal land division created in 2009, William and Debra Senseney [located south of and adjacent to U.S. Highway 34; approximately 1.45 miles east of County Road 91] (Planner – Maxwell Nader) – *(Cont'd from 12/13/2023)* 9:00 AM
- Dec 20 - Docket #2023-96, SD0004 - Annual Meeting of the Beebe Draw Law Enforcement District Authority Board and 2024 Budget Hearing 9:00 AM
- Dec 20 - Docket #2023-97, SD0131 - Annual Meeting of the Pioneer Community Law Enforcement District Authority Board and 2024 Budget Hearing 9:00 AM
- Dec 20 - Docket #2023-98, SD0158 - Annual Meeting of the Southwestern Weld County Law Enforcement District Authority Board and 2024 Budget Hearing 9:00 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
- Jan 17, 2024 - 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 12/6/2023)* 10:00 AM

PUBLIC REVIEW:

- 1) Colorado Department of Public Health and Environment, Air Pollution Control Division – Extraction Oil and Gas, Inc. – Lind Production Facility, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 20WE0596 [2023-3650]

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

- 1) Approve Contract for 2024 Victim Assistance and Law Enforcement (VALE) Grant for Victim Witness Assistance Unit [2023-3605]
- 2) Approve Agreement for American Rescue Plan Act (ARPA) Subrecipient Federal Recovery Funds (Exhibit E), and authorize Chair to sign electronically [2023-3606]
- 3) Approve, In-Part, Petition for Abatement or Refund of Taxes for Account No. P3734507 – K2D, Inc., dba Colorado Premium Foods [2023-3607]
- 4) Approve Contract ID #7647 Award Letter for 2023 State Criminal Alien Assistance Program (SCAAP) Grant [2023-3608]
- 5) Approve Contract ID #7654 Contract for 2024 Victim Assistance and Law Enforcement (VALE) Grant for Law Enforcement Victim Services [2023-3609]
- 6) Approve Contract ID #7665 Award Letter and Intergovernmental Agreement for 2023 Edward Byrne Memorial Justice Assistance Grant (JAG) Program for Purchase of License Plate Readers [2023-3610]
- 7) Approve Contract ID #7637 Laboratory Services Group Purchasing Agreement and Participation Form (Exhibits E and F) for Reduced Costs of Clinical Laboratory Services – Colorado Community Health Network, and Laboratory Corporation of America [2023-3611]
- 8) Approve Contract ID #7657 Intergovernmental Agreement for Gravel Road Maintenance and Snow Removal – Town of Severance [2023-3612]
- 9) Approve Contract ID #7663 Amendment to Purchase of Professional Services Agreement for Oil and Gas Audits and Evaluation Services – Martindale Consultants, Inc. [2023-3613]
- 10) Approve Lobbying Agreement – Colorado Legislative Services, LLC, dba Colorado Legislative Strategies [2023-3614]
- 11) Approve Full Release of Warranty Collateral for Change of Zone, PUDZ16-0001, and Planned Unit Development Final Plan, PUDF16-0003 – Gander Valley Farms, Ltd. [2023-3615]
- 12) Approve Application for Small Business Incentive Program and authorize Release of Economic Development Trust Funds (Tier I) – Wholesome Meats and Lockers, LLC [2023-3616]
- 13) Approve Partial Vacation, VAC23-0049, of Four-Lot Recorded Exemption, RECX17-0118, for Removal of Lot D – David Lucas and Susan Colvin [2023-3617]
- 14) Approve Summarizing Expenditures and Revenues for Each Fund and Adopting a Budget for the County of Weld, Colorado, for the Calendar Year Beginning on the First Day of January 2024, and Ending on the Last Day of December 2024 [2023-3594]

MISCELLANEOUS:

- * 1) Contract ID #7679 Agreement for Services for Court Security Screening at Various Locations (Bid #B2300176) – Precision Security Team, LLC [2023-3072]
- * 2) Contract ID #7672 Improvements and Road Maintenance Agreement According to Policy Regarding Collateral for Improvements for Use by Special Review Permit, USR23-0018 – Korwell Land Holdings, LLC [2023-3679]
- * 3) Contract ID #7673 Road Maintenance Improvements Agreement for Oil and Gas Location Assessment (1041 WOGLA) Permit, 1041WOGLA23-0051 – Bison IV Operating, LLC [2023-3680]

* **Signed this date**