

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
MONDAY, MARCH 4, 2024
9:00 A.M.

2024-0517

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

AMENDMENTS TO AGENDA:

APPROVAL OF CONSENT AGENDA:

WARRANTS:

- 1) General Warrants – February 28, 2024, and March 1, 2024 [2024-0519]

BIDS:

- 1) Present Bid #B2400008, Motorgraders (QTY 5) – Departments of Fleet Services and Public Works [2024-0520]
- 2) Present Bid #B2400010, 20-Ton Single Padfoot Vibratory Roller (QTY 1) – Departments of Fleet Services and Public Works [2024-0521]
- 3) Present Bid #B2400011, Road Broom Sweepers (QTY 2) – Departments of Fleet Services and Public Works [2024-0522]
- 4) Present Bid #B2400012, Track Mounted Hydraulic Excavator (QTY 1) – Departments of Fleet Services and Public Works [2024-0523]
- 5) Present Bid #B2400033, Backup Generator for Alternative Programs – Facilities Department [2024-0524]
- 6) Present Bid #B2400051, Department of Fleet Services Lift Replacement – Facilities Department [2024-0525]
- 7) Present Bid #B2400054, Custodial Supplies – Facilities Department [2024-0526]

NEW BUSINESS:

- 1) Consider Appointment of Chris Coulter as Director of the Weld County Facilities Department [2024-0527]
- 2) Consider Adopting Weld County Data Retention Schedule [2024-0528]
- 3) Consider Contract ID #7870 Agreement for Purchase of Certain Property for Public Road Improvements for CRs 76 and 33 Intersection Project and authorize Chair to sign any necessary documents – KTC Farm, LLC [2024-0529]
- 4) Consider Contract ID #7872 Agreement for Purchase of Certain Property for Public Road Improvements for CRs 76 and 33 Intersection Project and authorize Chair to sign any necessary documents – Glenn and Lee Shannon Leffler [2024-0530]

PLANNING:

- 1) Consider Request to Withdraw Application for Planned Unit Development Final Plan, PF-1130, Rescind Resolution #2008-2278, dated September 10, 2008, Rescind Resolution #2007-2521, dated September 5, 2007, and Revoke Change of Zone, PZ-1130 (Mackey Circle PUD), to Revert the Zoning to the A (Agricultural) Zone District – Matthew Schindler [2024-0531]
 - 2) Consider Request to Withdraw Application for Planned Unit Development Final Plan, PF-1102 (Deer Meadows Cluster PUD), Rescind Staff Approval, dated October 13, 2006, Rescind Resolution #2006-0752, dated April 5, 2006, and Revoke Change of Zone, PZ-1102, to Revert the Zoning to the A (Agricultural) Zone District – Kent and Deanna McDaniel [2024-0532]
 - 3) Consider Request to Withdraw Application, Rescind Resolution #2004-3337, dated December 15, 2004, and Revoke Change of Zone, PZ-1050, to Revert the Ridgeview PUD (Planned Unit Development) Zoning to the A (Agricultural) Zone District – P and A Turkey Farms, Inc., c/o Douglas Pluss [2024-0533]
 - 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 (Cont'd to 6/12/2024) [2024-0534]
- Legals.....[2023-3505]
Correspondence.....[2023-3506]

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 #2024-17, FI0080 - Hearing to allow public input concerning community development and housing needs, including the needs of low- to moderate-income persons, as well as needs in the community that might be addressed in the 2024 Annual Action Plan through the Community Development Block Grant (CDBG) Program (CDBG Program Manager – Elizabeth Relford) [2024-0535]

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Mar 4 -	Weld County Fair Board	6:00 PM
Mar 6 -	Weld County Community Development Block Grant Advisory Committee	3:00 PM
Mar 11 -	Juvenile Community Review Board	12:00 PM
Mar 12 -	Workforce Development Board	11:45 AM
Mar 14 -	Weld Faith Partnership Council	7:30 AM
Mar 14 -	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.

Mar 6 -	Vacation, VAC23-0051, of Two-Lot Recorded Exemption, RECX20-0028, and Recombine Lots into One (1) Parcel – Scott Tarbell	
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 27 -	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 (<i>Appendix 8-O – Functional Classification Map</i>) – (<i>Cont'd from 2/26/2024</i>)	
Apr 22 -	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 (<i>Appendix 8-O – Functional Classification Map</i>) – (<i>Rescheduled from 3/13/2024</i>)	
May 13 -	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 (<i>Appendix 8-O – Functional Classification Map</i>) – (<i>Rescheduled from 3/27/2024</i>)	
May 20 -	Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Consuelo Hernandez (<i>Cont'd from 11/20/2023</i>)	
Aug 5 -	Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Bruce Olson and Suzanne Brunstrom (<i>Cont'd from 11/8/2023</i>)	

FUTURE PUBLIC HEARINGS:

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

Mar 6 -	Docket #2024-15, EG0082 - Public Hearing to Consider Acceptance of Petition to Vacate a Portion of County Road 41 Between County Roads 6 and 4, Subject to Dedicated and Recorded Easements and Rights-of-Way, BNSF Railway Company, and Alan Agnew (<i>Cont'd from 2/21/2024</i>)	9:00 AM
Mar 6 -	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) – (<i>Cont'd from 2/7/2024</i>)	10:00 AM

FUTURE PUBLIC HEARINGS (CONT'D):

- Mar 27 - 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) – (Cont'd from 2/21/2024) 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) Planning Commission, Agenda for March 5, 2024 [2024-0514]
- 2) Department of Human Services, Email dated February 27, 2024, Re: Closure of Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Brent and Kourtnei Dearborn [2024-0515]
- 3) U.S. Department of Homeland Security, Federal Emergency Management Agency (FEMA), Region VIII, Letter dated February 15, 2024, Re: Letter of Map Revision (LOMR) with Revised Flood Insurance Study (FIS) Report and Flood Insurance Rate Map (FIRM) [2024-0516]

PUBLIC REVIEW:

- 1) Town of Platteville, Ahlstrand / 700 Reynold AVE. Annexation, Notice of Public Hearing, Petition, Affidavit, and Resolution [2024-0512]
- 2) Town of Hudson, Reed Annexation, Resolution, Petition, Affidavit, Impact Report, and Maps [2024-0513]
- 3) Colorado Department of Public Health and Environment, Air Pollution Control Division – Bonanza Creek Energy Operating Company, LLC – North Platte 14-36 Production Facility, Notice of Proposed Title V Operating Permit Warranting Public Comment and Draft Permit No. 22OPWE492 [2024-0448]
- 4) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Pharaoh 36 Sec HZ, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit Nos. 22WE0431, 22WE0432, and 22WE0433 [2024-0511]

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

- 1) Approve Contract ID #7839 Intergovernmental Agreement for Provision of Home Water Audit Services for Eligible Residents – City of Evans [2024-0496]
- 2) Approve Contract ID #7846 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – LaDonna Cram and Ashley Velasco [2024-0497]
- 3) Approve Expression of Opposition to SB24-159, Concerning Modifications to Energy and Carbon Management Processes [2024-0507]
- 4) Approve USR22-0018 – Loveland Ready-Mix Concrete, Inc. [2023-1491]

ORDINANCES:

- 1) 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 (*Cont'd to 6/12/2024*) [2024-0534]

MISCELLANEOUS:

- * 1) Recognition of Services, Department of Public Works – Andrew Gunsalus [2024-0537]
- * 2) Appointment of Deputy District Attorney – Carolyn O’Hara [2024-0538]
- * 3) Contract ID #7873 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – James and Gari Dunn [2024-0539]
- * 4) Contract ID #7865 Case Management Agency (CMA) Service Agreement Terms and Conditions – Durable Life Skills, Inc. [2024-0540]
- * 5) Contract ID #7866 Case Management Agency (CMA) Service Agreement Terms and Conditions – The Otero Corporation [2024-0541]
- * 6) Contract ID #7874 Case Management Agency (CMA) Service Agreement Terms and Conditions – Unique Services of Northern Colorado, Ltd. [2024-0542]
- * 7) Contract ID #7881 Case Management Agency (CMA) Service Agreement Terms and Conditions – Tippetts Dentistry [2024-0543]
- * 8) Contract ID #7884 Case Management Agency (CMA) Service Agreement Terms and Conditions – Rural Alternative for Transportation [2024-0544]
- * 9) Contract ID #7885 Case Management Agency (CMA) Service Agreement Terms and Conditions – Behavior Services of the Rockies [2024-0545]
- * 10) Contract ID #7887 Case Management Agency (CMA) Service Agreement Terms and Conditions – Carmel Community Living Corporation, dba Overture [2024-0546]
- * 11) Contract ID #7843 Change Order #3 to Agreement for Construction Services for Facilities Department Building Addition and Remodel Project (Bid #B2300169) – Rhinotrax Construction [2023-2726]
- * 12) Contract ID #7861 Agreement for Professional Services for County-Wide Job Classification and Compensation Study (Bid #B2300208) – Baker Tilly US, LLP [2023-3791]

* **Signed this date**