

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
WEDNESDAY, MARCH 18, 2020
9:00 A.M.

2020-0899

PLEDGE OF ALLEGIANCE

ROLL CALL:

Commissioner Mike Freeman, Chair
Commissioner Steve Moreno, Pro-Tem
Commissioner Scott K. James
Commissioner Barbara Kirkmeyer
Commissioner Kevin D. Ross

MINUTES: Approval of minutes of March 16, 2020

READ ORDINANCE BY AUDIO: Read Emergency Ordinance #2020-06 by audio

AMENDMENTS TO AGENDA: Insert the Following Under New Business as New Item #14 and Renumber: Consider Declaration of Disaster Emergency and authorize Chair to sign any necessary documents – COVID-19 Pandemic Health Emergency

APPROVAL OF CONSENT AGENDA:

PUBLIC INPUT:

Each individual speaker is allowed, and must strictly adhere to, a three-minute period of time in which to address the Board of County Commissioners on topics which are not on the Consent Agenda and not on the Board's regular Agenda. All comments must be directed to the Board. To accommodate the limited time available for Public Input, speakers are asked to restrict comments to topics which have not been previously addressed to the Board by the speaker. The Chair may immediately refer any comment to staff for resolution or for scheduling of a work session. Personal attacks against Board members, Administrative staff or Employees will not be recognized. The Board will not accept comments regarding matters which fall outside its jurisdiction or are likely to be considered at a future public hearing, such as a land use hearing. In that event, the speaker will be asked to give his or her testimony at that hearing, either in person or in writing. Combined public input on any topic shall be limited to 15 minutes. Persons who wish to submit written comments on any topic may do so any time by mailing such comments to the Weld County Clerk to the Board, P.O. Box 758, 1150 O Street, Greeley, CO 80632, or by email to: ctb@weldgov.com, either in person or in writing. Combined public input on any topic shall be limited to 15 minutes.

WARRANTS:

- 1) General Warrants – March 17, 2020 [2020-0901]

BIDS:

- 1) Approve Bid #B2000079, Older Americans Act In-Home Services – Department of Human Services [2020-0754]
- 2) Present Bid #B2000094, Cattle Guards – Department of Public Works [2020-0902]
- 3) Present Bid #B2000100, Liquefied Natural Gas (LNG) Fuel Supply and Site Maintenance – Department of Fleet Services [2020-0903]

NEW BUSINESS:

- 1) Consider Transportation Safety Grant Application and authorize Chair to sign – E-470 Public Highway Authority Transportation Safety Foundation [2020-0904]
- 2) Consider Addition to Section 5.000 General Assistance of the Department of Human Services Policies and Guidelines Manual [2020-0905]

Wednesday, March 18, 2020

Page 1

www.weldgov.com

2020-0899

BC0016

NEW BUSINESS (CONT'D)

- 3) Consider Addition to Section 6.000 Colorado Works and Child Care of the Department of Human Services Policies and Guidelines Manual [2020-0906]
 - 4) Consider Contract ID #3353 Child Protection Agreement for Services and authorize Chair to sign – Polaris Partners Counseling and Consulting, LLC [2020-0907]
 - 5) Consider Contract ID #3425 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home and authorize Chair to sign – Tyson and Emily Claffey [2020-0908]
 - 6) Consider Contract ID #3443 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home and authorize Chair to sign – William and Shay Maxwell [2020-0909]
 - 7) Consider Contract ID #3457 Agreement for Respite Services and authorize Chair to sign – Levi and Anne Cunliffe [2020-0910]
 - 8) Consider Airport Improvement Program (AIP) Agreement for Transfer of Entitlements and authorize Chair to sign [2020-0911]
 - 9) Consider Public Highway At-Grade Crossing Agreement for CR 98 and authorize Chair to sign – Union Pacific Railroad Company (UPRR) [2020-0912]
 - 10) Consider Appointment to Greeley Housing Authority [2020-0913]
 - 11) Consider Appointments to Weld Faith Partnership Council [2020-0914]
 - 12) Consider Appointment to Workforce Development Board [2020-0915]
 - 13) Consider Amended Resolution for Scheduling of Regular Meetings of the Board for 2020 [2020-0916]
 - 14) Consider Declaration of Disaster Emergency and authorize Chair to sign any necessary documents – COVID-19 Pandemic Health Emergency [2020-0940]
 - 15) Emergency Ordinance #2020-06, in the Matter of Repealing and Reenacting, with Amendments, Chapter 2 Administration of the Weld County Code (*Conduct of Meetings*) [2020-0917]
- Legals..... [2020-0918]

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Mar 18 -	Weld County Emergency/Trauma Services Council	11:00 AM
Mar 19 -	Greeley-Weld County Airport Authority	3:30 PM
Mar 24 -	Board of Public Health	CANCELLED
Mar 24 -	Regional Communications Advisory Board	10:30 AM
Mar 24 -	Community Corrections Board	12:00 PM
Mar 25 -	Greeley Housing Authority	4:30 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.

- Mar 30 - Second Reading of Code Ordinance #2020-05, In the Matter of Repealing and Reenacting, with Amendments, Chapter 17 Public Places, of the Weld County Code (*Trails and E-Bikes*) – **(TO BE CONT'D TO 4/22/2020)**
- Apr 22 - Final Reading of Code Ordinance #2020-02, In the Matter of Repealing and Reenacting, with Amendments, Chapter 17 Public Places and Chapter 8 Public Works, of the Weld County Code (*Right-of-Way Vacation Petitions*) – (*Rescheduled from 4/6/2020*)
- May 11 - Final Reading of Code Ordinance #2020-05, In the Matter of Repealing and Reenacting, with Amendments, Chapter 17 Public Places, of the Weld County Code (*Trails and E-Bikes*) – (*Rescheduled from 4/20/2020*)

HEARINGS:

- Mar 18 - Docket #2020-26, PL2744 - A Site Specific Development Plan and Use by Special Review Permit, USR19-0073, for Oil and Gas Support and Service, including three (3) gas compressors and related equipment, up to five (5) temporary construction office trailers and ten (10) temporary conex containers for use during the construction of the facility in the A (Agricultural) Zone District, Peters Ranch 313, Inc., c/o HighPoint Operating Corporation [located approximately 2 miles north of CR 132; approximately 1.5 miles west of maintained CR 136.5; east of and adjacent to CR 65 section line (road does not exist)] (Planner – Kim Ogle) – **(TO BE CONT'D TO 4/29/2020)** 10:00 AM
- Mar 18 - Docket #2020-27, PL2742 - A Site Specific Development Plan and Use by Special Review Permit, USR19-0074, for Oil and Gas Support and Service, including three (3) gas compressors and related equipment, up to five (5) temporary construction office trailers and ten (10) temporary conex containers for use during the construction of the facility in the A (Agricultural) Zone District, John and Sharon Peters, c/o HighPoint Operating Corporation [located south of and adjacent to CR 136.5; approximately 0.25 miles west of CR 71] (Planner – Kim Ogle) – **(TO BE CONT'D TO 4/29/2020)** 10:00 AM
- Mar 18 - Docket #2020-24, PL2735 - A Site Specific Development Plan and Use by Special Review Permit, USR20-0002, for Oil and Gas Support and Service (magazine bunker storage of explosives utilized in fracking of oil and gas wells) in the A (Agricultural) Zone District, Richard and Debra Shubert, c/o Go Wireline, LLC [located west of and adjacent to CR 53; approximately 1,320 feet south of CR 52] (Planner – Kim Ogle) – **(TO BE CONT'D TO 4/29/2020)** 10:00 AM

HEARINGS (CONT'D):

- Mar 25 - Docket #2019-139, PL2725 - A Site Specific Development Plan and Use by Special Review Permit, USR19-0058, for Open Mining (sand, gravel, and stone) in the A (Agricultural) Zone District, Orrlando, LLC, c/o Bucklen Services Company [located north of and adjacent to CR 64; east of and adjacent to CR 27] (Planner – Angela Snyder) – *(Cont'd from 3/11/2020)* – **(TO BE CONT'D TBD)** 10:00 AM
- Mar 25 - Docket #2020-25, PL2743 - A Site Specific Development Plan and Use by Special Review Permit, USR20-0003, for Uses similar to the Uses listed as permitted as long as the Use complies with the general intent of the Zone District for an Agricultural Support and Service Facility and more than one (1) cargo container in the A (Agricultural) Zone District, Robert and Donna Ackerman [located approximately 4,750 feet north of CR 46; approximately 1,435 feet west of CR 33] (Planner – Kim Ogle) – **(TO BE CONT'D TBD)** 10:00 AM
- Mar 25 - Docket #2019-119, PL1983 - A Site Specific Development Plan and Second Amended Use by Special Review Permit, 2MJUSR19-08-1660, for Mineral Resource Development Facilities including Open Pit Mining (sand, gravel and stone) and materials processing, stockpiling, recycling, and processing of demolition material (asphalt and concrete), and the importation of soil amendments (topsoil, peats, and compost) in the A (Agricultural) Zone District, Global Asset Recovery, LLC [located east of and adjacent to N. Balsam Avenue (CR 4); south of and adjacent to E. C Street (CR 62); west of and adjacent to Cherry Avenue (CR 43)] (Planner – Kim Ogle) – *(Cont'd from 11/20/2019)* – **(TO BE CONT'D TBD)** 10:00 AM
- Apr 1 - Docket #2019-125, PL2709 - Change of Zone, COZ19-0002, from the R-1 (Low Density Residential) Zone District to the C-3 (Business Commercial) Zone District, Daniel and Janna Miller [located south of and adjacent to E. 18th Street; approximately 0.13 miles west of Balsam Avenue] (Planner – Angela Snyder) – *(Cont'd from 1/15/2020)* – **(TO BE CONT'D TBD)** 10:00 AM
- May 27 - Docket #2020-09, PL2722 - A Site Specific Development Plan and Use by Special Review Permit, USR19-0057, for Open Mining and Processing of Minerals (sand mining, processing of mined sand and accessory activities associated with the sand mining and processing operation) in the A (Agricultural) Zone District, Black Mountain Land Company, LP, c/o Black Mountain Sand Weld, LLC [located east of and adjacent to CR 91; north of and adjacent to Interstate 76 and 2 miles south of U.S. Highway 34] (Planner – Chris Gathman) – *(Cont'd from 2/26/2020)* 10:00 AM
- Jun 10 - Docket #2020-01, PL2727 - A Site Specific Development Plan and Use by Special Review Permit, USR19-0060, for Oil and Gas Support and Service, including an unmanned, pipeline only, Class II Saltwater Disposal Facility and related infrastructure, up to five (5) construction trailers and five (5) conex containers for temporary use during construction in the A (Agricultural) Zone District, NGL Water Solutions DJ, LLC [located north of and adjacent to State Highway 392; west of and adjacent to CR 31] (Planner – Kim Ogle) – *(Cont'd from 3/11/2020)* 10:00 AM
- Jul 15 - Docket #2019-48, PL2657 - A Site Specific Development Plan and Use by Special Review Permit, USR18-0130, for a greater than 16-inch domestic water pipeline (permanent 48-inch pipeline and associated appurtenances, including, but not limited to: buried valve assemblies, access manways, fiber optic cable and temporary construction easements) in the A (Agricultural) Zone District, City of Thornton [located starting at CR 2 and extending north following CR 17 to just north of State Highway 66] (Planner – Diana Aungst) – *(Cont'd from 7/10/2019)* 10:00 AM

HEARINGS (CONT'D):

- Oct 28 - Docket #2020-08, PL2732 - Change of Zone, PUDZ18-0006, from the A (Agricultural) Zone District to the PUD (Planned Unit Development) Zone District for three hundred (300) lots with R-1 (Low Density Residential), R-2 (Duplex Residential), R-3 (Medium Density Residential), R-4 (High Density Residential), and C-1 (Neighborhood Commercial) Zone District Uses with 14.1 acres of open space and ongoing oil and gas activity, Alf Equinox Todd Creek Village North, LLC [located north of and adjacent to CR 2; east of and adjacent to CR 21] (Planner – Angela Snyder) – *(Cont'd from 2/12/2020)* 10:00 AM
- Oct 28 - Public Hearing to Consider MET19-0003, Service Plan for Proposed Dry Creek Metropolitan District No. 1 *(Cont'd from 2/12/2020)* 10:00 AM

COMMUNICATIONS:

- 1) Board of County Commissioners, Letter to Upstate Colorado Economic Development, dated March 4, 2020, re: Enterprise Zone Contribution Project
- 2) City of Fort Lupton, Letter dated March 10, 2020, re: Letter of Support for a Personal Property Tax Rebate for Basalite Building Products, LLC

PUBLIC REVIEW:

- 1) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Blanca 29 Sec HZ, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 19WE0928 [2020-0881]
- 2) Colorado Department of Public Health and Environment, Air Pollution Control Division – Noble Energy, Inc. – ROHN STATE LD04 ECONODE T9N-R58W-S4 L01, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 19WE1017 [2020-0882]
- 3) Colorado Department of Natural Resources, Division of Reclamation, Mining and Safety, Consideration of Construction Materials Reclamation Permit Amendment Application, Permit M-1998-013 – Bestway Concrete Company – The Shores [2020-0439]
- 4) Colorado Department of Natural Resources, Division of Reclamation, Mining and Safety, Consideration of 112c Construction Materials Reclamation Permit Application, Permit M-2020-007 – L.G. Everist, Inc. – Ragsdale Reservoirs [2020-1950]

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

- 1) Approve, In-Part, Petition for Abatement or Refund of Taxes for Account Number R8960369 – Samuel and Diane Hamed [2020-0886]
- 2) Approve Declaring Certain Equipment as Surplus Property and Sale of Same at Auction with Roller and Associates [2020-0887]
- 3) Action of the Board Concerning Two-Lot Recorded Exemption, RECX20-0005 – Charles McFarlin, c/o Mathew Stuesser [2020-0889]

ORDINANCES:

- * 1) Emergency Ordinance #2020-06, in the Matter of Repealing and Reenacting, with Amendments, Chapter 2 Administration of the Weld County Code *(Conduct of Meetings)* [2020-0917]
- Legals..... [2020-0918]

MISCELLANEOUS:

- * 1) Recognition of Services, Department of Public Works – Bill Inskeep [2020-0919]
- * 2) Contract ID #3459 Master Subscription and Services Agreement for Department of Human Services Data Processing – Binti, Inc. [2020-0920]

MISCELLANEOUS (CONT'D):

- * 3) Contract ID #3461 Agreement for Services for Department of Environmental Health Historical Document Scanning (Bid #B1900151) – Reprographics, Inc. [2019-5084]
- * 4) Small Tract Oil and Gas Lease for Mineral Interests (0.9293 acres – SW1/4 S12, T7N, R66W) – Aztec Exploration, LLC [2020-0921]
- * 5) Small Tract Oil and Gas Lease for Mineral Interests (0.1607 acres – NW1/4 S13, T7N, R66W) – Aztec Exploration, LLC [2020-0922]
- * 6) Division Order to PDC Energy, Inc. (BEEBE 36N-29B-L) – S1/2 SW1/4 S27, S1/2 S1/2 S28, S1/2 SE1/4 SE1/4 SW1/4 S29, N1/2 NE1/4 S32, N1/2 N1/2 S33, and N1/2 NW1/4 S34, T6N, R66W [2020-0923]
- * 7) Division Order to PDC Energy, Inc. (BEEBE 36C-29-L) – S1/2 SW1/4 S27, S1/2 S1/2 S28, S1/2 SE1/4 SE1/4 SW1/4 S29, N1/2 NE1/4 NE1/4 NW1/4 S32, N1/2 N1/2 S33, and N1/2 NW1/4 S34, T6N, R66W [2020-0924]

* **Signed this date**