

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
WEDNESDAY, APRIL 8, 2020
9:00 A.M.

2020-1042

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 April 6, 2020

AMENDMENTS TO AGENDA:

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 – April 7, 2020 [2020-1044]

NEW BUSINESS:

- 1) Consider Contract ID #3441 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home and authorize Chair to sign – Levi and Anne Cunliffe [2020-1045]
- 2) Consider Contract ID #3466 Agreement Amendment to Purchase Out-of-Home Placement Services and authorize Chair to sign – Family Resource Network [2020-1046]
- 3) Consider Contract ID #3467 Agreement Amendment to Purchase Out-of-Home Placement Services and authorize Chair to sign – Kairos Family Services, LLC [2020-1047]
- 4) Consider Contract ID #3468 Agreement Amendment to Purchase Out-of-Home Placement Services and authorize Chair to sign – Specialized Alternatives for Families and Youth [2020-1048]
- 5) Consider Contract ID #3504 Agreement Amendment to Purchase Out-of-Home Placement Services and authorize Chair to sign – Savio House [2020-1049]
- 6) Consider Contract ID #3505 Agreement Amendment to Purchase Out-of-Home Placement Services and authorize Chair to sign – Kids Crossing [2020-1050]
- 7) Consider Contract ID #3481 Agreement for Respite Services and authorize Chair to sign – Rachel Winterfeld [2020-1051]

NEW BUSINESS (CONT'D):

- 8) Consider Contract ID #3482 Agreement for Respite Services and authorize Chair to sign – Betty Martinez [2020-1052]
- 9) Consider Contract ID #3507 Communications System and Services Agreement and authorize Chair to sign – Motorola Solutions, Inc. [2020-1053]
- 10) Consider Contract ID #3518 Application to the Public Utilities Commission (PUC) for Closures at Union Pacific Railroad (UPRR) Crossings of CRs 37 and 78 and authorize Chair to sign [2020-1054]
- 11) Consider Contract ID #3519 Contract for Performance of Accounting Services for State HWY 52 Planning and Environmental Linkages (PEL) Study on Behalf of State HWY 52 Coalition and authorize Chair to sign [2020-1055]
- 12) Consider Short-Term Lease Agreement of Thirty (30) Apartments (Heritage 2 Building, Bonell Community, Greeley, Colorado) for Use as Alternative Care Facility and authorize Chair to sign – Evangelical Lutheran Good Samaritan – Bonell Community [2020-1056]

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Apr 16 - Greeley-Weld County Airport Authority 3:30 PM
Apr 17 - Human Services Advisory Commission 8:00 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.

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*) – **(TO BE CONT'D TBD)**

Apr 22 - 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*) – (*Cont'd from 3/30/2020*) – **(TO BE CONT'D TBD)**

Apr 22 - First Reading of Code Ordinance #2020-07, In the Matter of Repealing and Reenacting, with Amendments, Chapter 5 Revenue and Finance, of the Weld County Code (*Appendix 5Q, 5R and 5S*) – **(TO BE CONT'D TBD)**

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*) – **(TO BE CONT'D TBD)**

May 11 - Second Reading of Code Ordinance #2020-07, In the Matter of Repealing and Reenacting, with Amendments, Chapter 5 Revenue and Finance, of the Weld County Code (*Appendix 5Q, 5R and 5S*) – **(TO BE CONT'D TBD)**

Jun 1 - Final Reading of Code Ordinance #2020-07, In the Matter of Repealing and Reenacting, with Amendments, Chapter 5 Revenue and Finance, of the Weld County Code (*Appendix 5Q, 5R and 5S*) – **(TO BE CONT'D TBD)**

HEARINGS:

Apr 22 - Docket #2020-28, PL2747 - A Site Specific Development Plan and Use by Special Review Permit, USR20-0005, for Oil and Gas Support and Service including (three [3] gas compressors and related equipment), one (1) up to 30 feet in height secure Communications Tower, and up to four (4) construction office trailers and four (4) conex located within a fence laydown yard for use during the construction of the facility in the A (Agricultural) Zone District, Wells Ranch LLLP c/o Outrigger DJ Operating, LLC [located approximately 8,000 feet east of CR 69; south of and adjacent to CR 74] (Planner – Kim Ogle) – (*To Be Withdrawn*) 10:00 AM

Apr 22 - Docket #2020-29, PL2746 - A Site Specific Development Plan and Use by Special Review Permit, USR20-0001, for Multi-Family Dwellings for persons principally employed at or engaged in farming with the H2A Program in the A (Agricultural) Zone District, Hard Knocks Homestead, LLC [located north of and adjacent to CR 48; approximately 0.4 miles west of CR 53] (Planner – Diana Aungst) – **(TO BE CONT'D TBD)** 10:00 AM

Apr 22 - 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 3/25/2020*) – **(TO BE CONT'D TBD)** 10:00 AM

HEARINGS (CONT'D):

- Apr 22 - 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 4/1/2020)* – **(TO BE CONT'D TBD)** 10:00 AM
- Apr 22 - 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 3/25/2020)* – **(TO BE CONT'D TBD)** 10:00 AM
- Apr 29 - 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) – *(Cont'd from 3/18/2020)* – **(TO BE CONT'D TBD)** 10:00 AM
- Apr 29 - 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) – *(Cont'd from 3/18/2020)* – **(TO BE CONT'D TBD)** 10:00 AM
- Apr 29 - 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) – *(Cont'd from 3/18/2020)* – **(TO BE CONT'D TBD)** 10:00 AM
- Apr 29 - 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) – *(Cont'd from 3/25/2020)* – **(TO BE CONT'D TBD)** 10:00 AM

HEARINGS (CONT'D):

- May 13 - Docket #2020-22, PL2740 - A Site Specific Development Plan and Use by Special Review Permit, USR19-0072, for a campground (to accommodate up to 80 RVs) for a period of six (6) months or less per calendar year in the A (Agricultural) Zone District, James and Bettie Miller, c/o H. James Miller [located west of and adjacent to CR 19 and approximately 250 feet south of State Highway 14] (Planner – Diana Aungst) – *(Cont'd from 4/1/2020)* – **(TO BE CONT'D TBD)** 10:00 AM
- May 13 - Docket #2020-23, PL2741 - A Site Specific Development Plan and Use by Special Review Permit, USR20-0004, for Oil and Gas storage facilities (four (4) 200,000 BBL storage tanks, and associated appurtenances) in the A (Agricultural) Zone District, Colorado Liberty Pipeline, LLC [located south of and adjacent to CR 30 and approximately 0.25 miles west of CR 47] (Planner – Diana Aungst) – *(Cont'd from 4/1/2020)* – **(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
- 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

REPORTS:

- 1) Department of Public Works, Road Closures for Less than 72 Hours, March 2020

COMMUNICATIONS:

- 1) Department of Oil and Gas Energy, 1041 WOGLA Hearing Docket, Cancellation of Meetings from April 9, 2020, until April 16, 2020
- 2) Federal Mineral Lease Act Board, Agenda for July 6, 2020
- 3) Federal Mineral Lease Act Board, Email dated April 2, 2020, and Corrected Agenda, re: Cancellation of April 6, 2020, Meeting

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

- 1) Approve Temporary Closure of CR 39 Between CRs 76 and 78 [2020-1034]
- 2) Approve Temporary Closure of CR 394 Between CRs 35 and 37 [2020-1035]
- 3) Approve Temporary Closure of CR 13 Between CRs 36 and 38 [2020-1036]
- 4) Approve Declaring Certain Equipment as Surplus Property, and Sale of Same at Auction with Roller and Associates [2020-1037]

MISCELLANEOUS:

- * 1) Contract ID #3493 Agreement Renewal for Envision Connect Software for Restaurant Inspection Functions – Accela, Inc. [2020-1057]
- * 2) Contract ID #3511 Agreement Extension/Renewal for Recycled Asphalt Crushing (Bid #B1900095) – J-2 Contracting Company [2019-1994]
- * 3) Contract ID #3513 Agreement for Construction Services for CRs 54 and 17 Roundabout Project (Bid #B2000039) – Ames Construction, Inc. [2020-0801]
- * 4) Contract ID #3510 Road Maintenance Agreement According to Requirements During Construction Period for Use by Special Review Permit, USR19-0050 – Reassigned from Oak Leaf Solar 40, LLC, to Pivot Solar 5, LLC [2020-1058]
- * 5) Small Tract Oil and Gas Lease for Mineral Interests (0.32139578 Acres – SE1/4 S34, T9N, R60W) – DPOC, LLC [2020-1059]

* **Signed this date**