

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
MONDAY, APRIL 20, 2020
9:00 A.M.

2020-1161

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 15, 16, and 17, 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.

PROCLAMATIONS:

- 1) National Crime Victims' Rights Week – April 19-25, 2020 [2020-1163]

WARRANTS:

- 1) General Warrants – April 17, 2020 [2020-1164]

BIDS:

- 1) Present Bid #B2000108, Window Cleaning-North County – Department of Buildings and Grounds [2020-1165]

NEW BUSINESS:

- 1) Consider Application for Juvenile Diversion and Marijuana Tax Cash Funds for Restorative Justice Services and authorize electronic submittal [2020-1166]
2) Consider Grant Application for Coronavirus (COVID-19) Emergency Supplemental Funding (CESF) Program and authorize electronic submittal [2020-1167]
3) Consider Amended Bylaws for Board of Public Health [2020-1168]
4) Consider Reimbursement Request Letter for COVID-19 Non-Congregate Sheltering Emergency Protective Measure Funds and authorize Chair to sign [2020-1169]

NEW BUSINESS (CONT'D):

- 5) Consider Agreement Proposal for Federal Emergency Management Agency (FEMA) Grant Management Services and authorize Chair to sign – BASE Tactical Disaster Recovery [2020-1170]
- 6) Consider Concurrence with Plan for Permanent Transporter Erector Route Change to Access Francis E. Warren Air Force Base Minuteman III Launch Facilities [2020-1171]
- 7) Consider Appointment of Directors to Fill Vacancies on Board of Directors of Kiteley Ranch Metropolitan District (*Cont'd to 4/22/2020*) [2020-1172]

PLANNING:

- 1) Consider Authorizing Use of Recreational Vehicles for Temporary Quarantine Quarters as Necessary for Physical Distancing in Response to COVID-19 Pandemic Health Emergency [2020-1173]

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Apr 21 -	911 Emergency Telephone Service Authority Board	CANCELLED
Apr 21 -	Workforce Development Board	CANCELLED
Apr 22 -	Greeley Housing Authority	CANCELLED
Apr 28 -	Board of Public Health	9:00 AM
Apr 28 -	Community Corrections Board	12:00 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.

- 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

HEARINGS (CONT'D):

- 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
- 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

COMMUNICATIONS:

- 1) County Council, Agenda for April 20, 2020
- 2) Department of Oil and Gas Energy, 1041 WOGLA Hearing Docket for April 16, 2020
- 3) Department of Planning Services, Addition to File PL2469, PUDF18-0007 – Lawrence and Jacqueline Bebo
- 4) Joseph C. Sansone Company, Email dated April 8, 2020, re: Withdrawal of Petitions for Abatement or Refund of Taxes for Account No. R6784078, Property Owned by Ferrous Development, LLC, and Account No. R7733799, Property Owned by Phi Enterprises, LLC
- 5) Cheyenne Connector Pipeline, Inc., Tallgrass Energy Partners, Letter dated April 6, 2020, re: Construction Update for Cheyenne Connector Pipeline Project
- 6) Tim Barc, Letter of Concern dated April 10, 2020, re: Oil and Gas Well Locations and Fracking Near Schools
- 7) John Vazquez, Letter of Concern dated April 16, 2020, re: Weld County’s Statement of Intent to Withdraw Participation in the Colorado Commercial Property Assessed Clean Energy (C- PACE) Program
- 8) Frank’s Ride for Children, fbo Make-A-Wish Foundation of Colorado, Inc., Email dated April 13, 2020, re: Notice of Intent to Not Apply for a Special Events Permit for the 2020 Frank’s Ride for Children Event Due to the COVID-19 Pandemic Health Emergency
- 9) Declarations of Local Disaster Emergency Response During the COVID-19 Pandemic – United Water and Sanitation District, Fort Lupton Fire Protection District, North Metro Fire Rescue District, South Beebe Draw Metropolitan District, Windsor-Severance Fire Protection District, Poudre Valley Fire Protection District, Mountain View Fire Rescue District, East Larimer County Water District
- 10) Colorado Department of Human Services, Office of Children, Youth, and Families, 2020 County Diligent Recruitment Data Plan
- 11) Colorado Department of Local Affairs, Summary of Grant Award Terms and Conditions, dated April 3, 2020, re: Contract ID #3258 Energy and Mineral Impact Assistance Program Grant for County Road 79 Improvements Project (Tier I)

PUBLIC REVIEW:

- 1) Colorado Department of Public Health and Environment, Notice of Authorization for the Use and Distribution of Biosolids, re: BMP #2399 – Veris Environmental, LLC [2020-1136]

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

- 1) Approve Emergency Bid #B2000104, Bulk Portland Cement Supply for 2020, and Waiver of Ten-Day Waiting Period for Consideration and Investigation – Department of Public Works [2020-1114]
- 2) Approve Contract ID #3483 Agreement to Purchase Out-of-Home Placement Services – Shiloh House, Inc. [2020-1119]
- 3) Approve Contract ID #3500 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Ira and Erin Woodyard [2020-1120]
- 4) Approve Contract ID #3502 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – David and Kaci Clark [2020-1121]
- 5) Approve Agreement Amendment for Victim Witness Assistance Project for Victims of Crime Act (VOCA) Grant [2020-1122]
- 6) Approve Reappointment of Nicki Phillips as Assistant Veterans Services Officer [2020-1123]
- 7) Approve Micro Loan Pool Grant Agreement – Colorado Enterprise Fund, Inc. [2020-1124]
- 8) Approve Adoption of Updated Citizen Participation Plan Policy [2020-1125]

RESOLUTIONS (CONT'D):

- 9) Approve Intergovernmental Agreement for Conduct of Community Development Block Grant (CDBG) Program – City of Fort Lupton [2020-1126]
- 10) Approve Intergovernmental Agreement for Conduct of Community Development Block Grant (CDBG) Program – Town of Gilcrest [2020-1127]
- 11) Approve Intergovernmental Agreement for Conduct of Community Development Block Grant (CDBG) Program – Town of Grover [2020-1128]
- 12) Approve Intergovernmental Agreement for Conduct of Community Development Block Grant (CDBG) Program – Town of LaSalle [2020-1129]
- 13) Approve Intergovernmental Agreement for Conduct of Community Development Block Grant (CDBG) Program – Town of Lochbuie [2020-1130]
- 14) Approve Request of David Keiser and Harry Strohauer to Withdraw the Application for Change of Zone, PUDZ18-0002, from the A (Agricultural) Zone District to the PUD (Planned Unit Development) Zone District for Nine (9) Residential Lots with E (Estate) Zone District Uses, Along with 5.916 Acres of Open Space, and Rescind Resolution #2019-0024, dated January 9, 2019 [2020-1131]
- 15) Approve Agreement Amendment for Custodial Services in Response to COVID-19 Additional Cleaning Requirements – Oband’s Janitorial Company [2020-1141]
- 16) Approve Intergovernmental Agreement for Sharing of Operational Expenses for Bonell Alternative Care Facility – City of Greeley [2020-1139]

MISCELLANEOUS:

- * 1) National Crime Victims' Rights Week – April 19-25, 2020 [2020-1163]
- * 2) Contract ID #3490 Agreement for Professional Services for Evidence Storage Building Addition (Bid #B2000080) – Roche Constructors, Inc. [2020-0863]
- * 3) Contract ID #3508 Agreement for Professional Services for Material Testing Services (Bid #B2000096) – Professional Service Industries, Inc. [2020-0958]
- * 4) Contract ID #3522 Agreement for Professional Services Design Consultant-Shooting Range (Bid #B2000083) – Range Design Services, LLC [2020-0957]
- * 5) Contract ID #3526 Agreement for Custodial Services for Downtown Buildings and the Crime Lab (Bid #B1900153) – Oband’s Janitorial Company [2019-5105]
- * 6) Contract ID #3509 Improvements and Road Maintenance Agreement According to Policy Regarding Collateral for Improvements for Site Plan Review, SPR18-0010 – Fore B, LLC [2020-1174]
- * 7) Consent to Assignment of Oil and Gas Lease from Aztec Exploration, LLC, to Extraction Oil and Gas, Inc. – S7, T5N, R65W [2020-1175]

* **Signed this date**