

**AGENDA**  
**BOARD OF COUNTY COMMISSIONERS**  
**WELD COUNTY, COLORADO**  
**WEDNESDAY, MAY 6, 2020**  
**9:00 A.M.**

**2020-1310**

**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 May 4, 2020

**AMENDMENTS TO AGENDA:** Insert the following on the Consent Agenda under 'Miscellaneous':  
6) Task Order Contract Amendment #3 to Agreement for Custodial Services-North Business Park (Bid #B1900053) – Oband's Janitorial Company, LLC

**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 Nurses Week – May 6-12, 2020 [2020-1312]

**WARRANTS:**

1) General Warrants – May 5, 2020 [2020-1313]

**BIDS:**

1) Present Bid #B2000099, Security Incident and Event Manager (SIEM) – Department of Information Technology [2020-1314]  
2) Present Bid #B2000109, Mead Grader Shed Construction – Department of Buildings and Grounds [2020-1315]

**NEW BUSINESS:**

- 1) Consider Grant Application for Coronavirus (COVID-19) Emergency Supplemental Funding (CESF) Program for Reducing Transmission of Coronavirus for Law Enforcement and Inmates and authorize electronic submittal [2020-1316]
- 2) Consider Amendment #1 to Short-Term Lease Agreement of Thirty (30) Apartments (Heritage 2 Building, Bonell Community, Greeley, Colorado) for Use as an Alternative Care Facility and authorize Chair to sign – Evangelical Lutheran Good Samaritan – Bonell Community [2020-1317]
- 3) Consider Returning Federal Congestion Mitigation Air Quality (CMAQ) Grant Funding from Weld County Compressed Natural Gas (CNG) Vehicle and Expansion Project to North Front Range Metropolitan Planning Organization (NFRMPO) for Use on Other Projects [2020-1318]
- 4) Consider Intergovernmental Agreement for Conduct of Community Development Block Grant (CDBG) Program and authorize Chair to sign – City of Dacono [2020-1319]
- 5) Consider Intergovernmental Agreement for Conduct of Community Development Block Grant (CDBG) Program and authorize Chair to sign – Town of Eaton [2020-1320]
- 6) Consider Intergovernmental Agreement for Conduct of Community Development Block Grant (CDBG) Program and authorize Chair to sign – Town of Firestone [2020-1321]
- 7) Consider Intergovernmental Agreement for Conduct of Community Development Block Grant (CDBG) Program and authorize Chair to sign – Town of Hudson [2020-1322]
- 8) Consider Intergovernmental Agreement for Conduct of Community Development Block Grant (CDBG) Program and authorize Chair to sign – Town of Johnstown [2020-1323]
- 9) Consider Intergovernmental Agreement for Conduct of Community Development Block Grant (CDBG) Program and authorize Chair to sign – Town of Keenesburg [2020-1324]
- 10) Consider Intergovernmental Agreement for Conduct of Community Development Block Grant (CDBG) Program and authorize Chair to sign – Town of Mead [2020-1325]
- 11) Consider Renewal Application for Retail Liquor Store (County) License and authorize Chair to sign – LD Crow Valley Liquors, LLC, dba Crow Valley Liquors [2020-1326]
- 12) Consider Renewal Application for Tavern (County) Liquor License and authorize Chair to sign – RM, Inc., dba Room 119 [2020-1327]

**PLANNING:**

- 1) Consider Four-Lot Recorded Exemption, RECX20-0003 – Boyd and Helen Arnold [2020-1328]
- 2) Consider Two-Lot Recorded Exemption, RECX19-0046 – Lewis and Carol Lowe, c/o Scott Ducommun, Alles Taylor Duke, LLC [2020-1329]
- 3) Consider Two-Lot Recorded Exemption, RECX19-0147 – The B and B Family Trust, c/o Homer Grinde, Trustee [2020-1330]

# CONSENT AGENDA

## SCHEDULE OF ADVISORY BOARD MEETINGS:

May 14 - Weld Faith Partnership Council 7:30 AM  
May 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.

May 18 - 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*)  
May 27 - 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*)  
Jun 15 - 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*)

## HEARINGS:

May 6 - 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 4/22/2020*) 10:00 AM  
May 6 - 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 4/22/2020*) 10:30 AM  
May 6 - 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 4/22/2020*) 11:00 AM  
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 TO 5/27/2020)** 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 TO 6/10/2020)** 10:00 AM

**HEARINGS (CONT'D):**

- May 13 - 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 4/29/2020) 10:00 AM
- May 13 - 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 4/29/2020) 10:00 AM
- May 13 - 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 4/29/2020) 10:30 AM
- May 13 - 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 4/29/2020) 11:00 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 #2020-29, 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) – (Cont'd from 4/22/2020) 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

**HEARINGS (CONT'D):**

- 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) Planning Commission, Agenda for May 5, 2020
- 2) Department of Planning Services, Addition to File PL2693, USR19-0027 – Sergio and Emma Vargas
- 3) Department of Planning Services, Addition to File PL2690, USR19-0031 – Christopher and Debra Carpenter
- 4) Cohen-Esrey Development Group, Letter dated April 30, 2020, re: Cottonwood Hollow Affordable Housing in Firestone, Colorado
- 5) Colorado Department of Military and Veterans Affairs, Board of Veterans Affairs, Letter dated April 29, 2020, re: County Veteran Service Officers

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

- 1) Action of the Board Concerning Petition for Abatement or Refund of Taxes for Account Number P1298398 – ARC Colorado, Inc. [2020-1275]
- 2) Approve, In-Part, Petition for Abatement or Refund of Taxes for Account Number P1582999 – ARC Colorado, Inc., dba Thixoforming, LLC [2020-1276]
- 3) Approve Petition for Abatement or Refund of Taxes for Account Numbers O9533613 and O9537499 – Savanna Drilling, LLC [2020-1277]
- 4) Approve Third Amendment to Specific Performance Contract for Water Shares – Central Colorado Water Conservancy District [2020-1278]
- 5) Approve Contract ID #3621 Right of Entry for CRs 80 and 37 Intersection Project – City of Thornton [2020-1279]
- 6) Approve Agreement for Services – Maximus Consulting Services, Inc. [2020-1280]
- 7) Action of the Board Concerning Two-Lot Recorded Exemption, RECX20-0022 – Michael Coan [2020-1281]

**MISCELLANEOUS:**

- \* 1) National Nurses Week – May 6-12, 2020 [2020-1312]
- \* 2) Contract ID #3625 Road Maintenance Improvements Agreement for Oil and Gas Location Assessment (1041 WOGLA) Permit, 1041WOGLA19-0011 – Enerplus Resources (USA) Corporation [2020-1331]
- \* 3) Contract ID #3626 Road Maintenance Improvements Agreement for Oil and Gas Location Assessment (1041 WOGLA) Permit, 1041WOGLA20-0021 – Noble Energy, Inc. [2020-1332]
- \* 4) Contract ID #3627 Road Maintenance Improvements Agreement for Oil and Gas Location Assessment (1041 WOGLA) Permit, 1041WOGLA19-0007 – Verdad Resources, LLC [2020-1333]
- \* 5) Contract ID #3628 Road Maintenance Improvements Agreement for Oil and Gas Location Assessment (1041 WOGLA) Permit, 1041WOGLA19-0012 – Bayswater Exploration and Production, LLC [2020-1334]
- \* 6) Task Order Contract Amendment #3 to Agreement for Custodial Services-North Business Park (Bid #B1900053) – Oband’s Janitorial Company, LLC [2019-0971]

\* **Signed this date**