

**AGENDA**  
**BOARD OF COUNTY COMMISSIONERS**  
**WELD COUNTY, COLORADO**  
**WEDNESDAY, MAY 20, 2020**  
**9:00 A.M.**

**2020-1528**

**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 18, 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](mailto:ctb@weldgov.com), either in person or in writing. Combined public input on any topic shall be limited to 15 minutes.

**PROCLAMATIONS:**

1) Memorial Day – May 25, 2020 [2020-1530]

**WARRANTS:**

1) General Warrants – May 19, 2020 [2020-1531]

**BIDS:**

- 1) Approve Bid #B2000061, Physical Abilities Test – Sheriff's Office (*Cont'd from 5/13/2020*) [2020-1076]
- 2) Approve Bid #B2000099, Security Incident and Event Manager (SIEM) – Department of Information Technology [2020-1314]
- 3) Approve Bid #B2000109, Mead Grader Shed Construction – Department of Buildings and Grounds [2020-1315]

**NEW BUSINESS:**

- 1) Consider Contract ID #3514 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home and authorize Chair to sign – Bryan and Rachel Muth [2020-1532]
- 2) Consider Contract ID #3634 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home and authorize Chair to sign – Mary Dinino-Emmerson [2020-1533]
- 3) Consider Contract ID #3637 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home and authorize Chair to sign – Donald and Constance Schmidt, II [2020-1534]
- 4) Consider Contract ID #3629 Child Protection Agreement for Services (Bid #B2000037) and authorize Chair to sign – Rocky Mountain Kids, Inc. [2020-1535]
- 5) Consider Contract ID #3635 Agreement for Professional Services for Infant Early Childhood Mental Health (IECMH) Consultation Services and authorize Chair to sign – North Range Behavioral Health [2020-1536]
- 6) Consider Core Services Family Preservation/Placement Alternative Commission Report and authorize Chair of Human Services Advisory Commission to sign and electronically submit [2020-1537]
- 7) Consider Contract ID #3611 Intergovernmental Agreement for Fiber Optic Cable, Copper Cable, and Conduit Sharing and authorize Chair to sign – 19th Judicial District Courts [2020-1538]
- 8) Consider Renewal Application for Fermented Malt Beverage Off-Premises (County) Liquor License and authorize Chair to sign – Circle K Stores, Inc., dba Circle K Store #2709846 [2020-1539]
- 9) Consider Appeal of the Decision by the Department of Public Works to Deny an Access Permit – Larry and Michelle Ehrlich [2020-1540]

**PLANNING:**

- 1) Consider Request to Extend Time to Commence Operations for Use by Special Review Permit, USR-1354, for Mineral Resource Development Facilities for Open Pit Mining and Materials Processing, Including a Concrete and Asphalt Batch Plant in the A (Agricultural) Zone District – Aggregate Industries West Central Region, Inc. [2020-1541]
- 2) Consider Resubdivision, RES20-0002, for Consolidation of Lots 3 and 4 of Minor Subdivision, S-293, Into One (1) Lot – Sandra Miranda, Scott Gillis, and Jill and Milton Vega, c/o Sandra Miranda [2020-1542]

## CONSENT AGENDA

### SCHEDULE OF ADVISORY BOARD MEETINGS:

May 20 -	Noxious Weed Management Advisory Board	7:00 PM
May 21 -	Greeley-Weld County Airport Authority	3:30 PM
May 25 -	HOLIDAY	CLOSED
May 26 -	Board of Public Health	9:00 AM
May 26 -	Regional Communications Advisory Board	10:30 AM
May 26 -	Community Corrections Board	12:00 PM
May 27 -	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.

- 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 20 - Docket #2020-34, PL2750 - Change of Zone, COZ20-0001, from the C-4 (Highway Commercial) Zone District to the C-3 (Business Commercial) Zone District and Change of Zone from the A (Agricultural) Zone District to the C-3 (Business Commercial) Zone District, Sandra Miranda, Scott Gillis, Jill Marie Vega, and Milton Esteban Vega [located north of and adjacent to I-76 Frontage Road; approximately 175 feet west of CR 73] (Planner – Maxwell Nader) 10:00 AM
- May 20 - Docket #2020-38, PL2752 - Change of Zone, COZ20-0003, from the A (Agricultural) Zone District to the I-2 (Medium Industrial) Zone District, Doug Derr and Darwin Derr [located east of and adjacent to North Balsam Avenue; approximately 1,100 feet south of East "C" Street (CR 62)] (Planner – Kim Ogle) 10:30 AM
- May 20 - Docket #2020-32, PL2749 - Change of Zone, COZ20-0002, from the A (Agricultural) Zone District to the I-2 (Medium Industrial) Zone District, Scott and Lynn Laramore [located north of and adjacent to AA Street; approximately 0.45 miles east of CR 37] (Planner – Diana Aungst) 11:00 AM
- May 27 - Docket #2020-39, EG0078 – Petition to vacate a portion of Section Line Right-of-Way and County Road Right-of-Way laying near County Roads 91, 93, 95, and 34, and Interstate-76, subject to dedicated and recorded easements and rights-of-way, Black Mountain Land Company, LP, c/o Black Mountain Sand Weld, LLC – **(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*) – **(TO BE CONT'D TBD)** 10:00 AM

**HEARINGS (CONT'D):**

- May 27 - Docket #2020-31, PL2748 - A Site Specific Development Plan and Use by Special Review Permit, USR19-0075, for Open Mining and processing of minerals (topsoil and overburden) in the A (Agricultural) Zone District, Richard and Patricia Huwa, c/o Arnold's Custom Seeding, LLC [located east of and adjacent to CR 69; south of and adjacent to CR 16] (Planner – Kim Ogle) 10:00 AM
- May 27 - 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 5/13/2020) 10:30 AM
- May 27 - 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 5/6/2020) 11:00 AM
- Jun 3 - 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 5/6/2020) 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
- Jun 10 - 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 5/13/2020) 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, Minutes from May 5, 2020
- 2) County Council, Agenda for May 18, 2020
- 3) Department of Oil and Gas Energy, 1041 WOGLA Hearing Docket for May 21, 2020
- 4) Department of Planning Services, Addition to File PL2736, COZ19-0004 – Richard Sack
- 5) Kutak Rock, LLP, on behalf of North Range Behavioral Health, Closing Documents as of August 1, 2019, Related to the Issuance and Sale of Weld County, Colorado, Revenue Note (North Range Behavioral Health Project) Series 2019 (Tyler #2019-2334)
- 6) Town of Mead, Oaths of Office for Colleen Whitlow for the Office of Mayor, David Adams for the Office of Mayor Pro Tem, Debbie Brodhead, Chris Cartwright, and Steve Fox for the Offices of Trustee, Helen Migchelbrink for the Office of Town Manager, Mary Strutt for the Offices of Town Clerk and Town Treasurer, Marcus McAskin for the Office of Town Attorney, and David Thrower for the Office of Municipal Court Judge
- 7) Colorado Department of Local Affairs, Option Letter #7, re: Community Services Block Grant (CSBG) 44 Agreement

**PUBLIC REVIEW:**

- 1) Colorado Department of Public Health and Environment, Air Pollution Control Division – Noble Energy, Inc. – Gutttersen/Gutttersen State D29-22-A T3N-R64W-S29 L01, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 19WE0908 [2020-1463]
- 2) Colorado Department of Public Health and Environment, Air Pollution Control Division – Extraction Oil and Gas, Inc. – Wake North Production Facility, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit Nos. 19WE0988, 19WE0989, 19WE0990, 19WE0991, and 19WE0992 [2020-1464]

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

- 1) Approve Emergency Bid #B2000128, Roof Replacement (1390 North 17th Avenue, Greeley) – Department of Buildings and Grounds [2020-1473]
- 2) Approve Amendment to Purchase of Professional Services Agreement for Oil and Gas Audits and Evaluation Services – Martindale Consultants, Inc. [2020-1474]
- 3) Approve Amendment #1 to Intergovernmental Agreement for COVID-19 Personal Isolation Facility (30 Units at Evangelical Lutheran Good Samaritan – Bonell Community Campus) – City of Greeley [2020-1475]
- 4) Approve Contract ID #3640 Award Letter and Intergovernmental Agreement for 2020 Paul Coverdell Forensic Science Improvement Grant for Northern Colorado Regional Forensic Laboratory [2020-1476]
- 5) Approve Contract ID #3645 Amendment #1 to Structure Agreement for Compensation for Damage to Structures within 200 Feet of Mining Activities at Koskie Gravel Pit – Scott Koskie [2020-1477]
- 6) Approve Temporary Closure of CR 17 Between CRs 36.5 and 38 [2020-1478]
- 7) Approve Temporary Closure of CR 23 Between CRs 4.5 and 6 [2020-1479]
- 8) Approve Corrected Resolution #2020-1172 to Appoint Directors to Fill Vacancies on Board of Directors of Kiteley Ranch Metropolitan District [2020-1172]
- 9) Approve Two-Lot Recorded Exemption, RECX20-0028 – Scott Tarbell [2020-1481]
- 10) Approve Resubdivision, RES20-0001, to Adjust the Lot Lines Between Blocks 57 and 59 of Barnesville Minor Resubdivision – Alfredo Orozco and the Galeton Fire Protection District, c/o Dennie Kutcher [2020-1482]

**MISCELLANEOUS:**

- \* 1) Memorial Day – May 25, 2020 [2020-1530]
- \* 2) Contract ID #3563 Agreement Amendment #1 for Child Protection Services (Bid #B1900025) – Mount Saint Vincent Home, Inc. [2019-2203]
- \* 3) Contract ID #3654 Road Maintenance Improvements Agreement for Oil and Gas Location Assessment (1041 WOGLA) Permit, 1041WOGLA19-0052 – HighPoint Operating Corporation [2020-1543]

\* **Signed this date**