

**AGENDA**  
**BOARD OF COUNTY COMMISSIONERS**  
**WELD COUNTY, COLORADO**  
**MONDAY, JUNE 8, 2020**  
**9:00 A.M.**

**2020-1703**

**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 June 3, 2020

**CERTIFICATION OF HEARINGS:** Hearings conducted on June 3, 2020: 1) COZ19-0002 – Daniel and Janna Miller

**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 – June 3, and 5, 2020 [2020-1705]

**NEW BUSINESS:**

- 1) Consider Contract ID #3663 Contract for Implementation of Intelligence Center Data Analytics Software and authorize Chair to sign – NICE Systems, Inc. [2020-1706]
- 2) Consider Temporary Reconfiguration of Traffic Control Devices at Intersection of CR 13 and CR 52 [2020-1707]

**PLANNING:**

- 1) Consider Rescinding Resolution #2019-4345, dated October 9, 2019, Concerning Use by Special Review Permit, USR19-0053 – Patricia Nash [2020-1708]
- 2) Consider Partial Vacation of Use by Special Review Permit, USR12-0039 – Prospect Valley Grain, LLC [2020-1709]

# CONSENT AGENDA

## SCHEDULE OF ADVISORY BOARD MEETINGS:

Jun 11 - Weld Faith Partnership Council 7:30 AM  
Jun 11 - 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.

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:

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 #2020-23, 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

Jun 10 - Docket #2020-35, PL2751 - A Site Specific Development Plan and Use by Special Review Permit, USR20 0006, for a Home Business (granite and stone cutting and fabrication), outside of subdivisions and historic townships, in the A (Agricultural) Zone District, Hector Faudoa [located west of and adjacent to CR 29; approximately 340 feet south of CR 2.5] (Planner – Kim Ogle) 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 17 - 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) – (*Cont'd from 5/20/2020*) 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*) – **(TO BE CONT'D TO 8/26/2020)** 10:00 AM

**HEARINGS (CONT'D):**

- Jul 22 - Docket #2020-47, PL2360 - Change of Zone, COZ20-0004, from the A (Agricultural) Zone District to the I-3 (Heavy Industrial) Zone District, Gerrard Investments, LLC, c/o Rock and Rail, LLC [located east of and adjacent to CR 13; north of and adjacent to CR 56] (Planner – Angela Snyder) 10:00 AM
- Oct 7 - 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 (*Cont'd from 5/27/2020*) 10:00 AM
- Oct 7 - 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 5/27/2020*) 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) Public Trustee, 2020 First Quarter Profit and Loss Statement and Summary of Accounts, dated May 29, 2020

**COMMUNICATIONS:**

- 1) Board of Public Health, Agenda for May 26, 2020
- 2) Department of Oil and Gas Energy, Cancelled 1041 WOGLA Hearing Docket for June 4, 2020
- 3) Department of Planning Services, Addition to File PL1983, 2MJUSR19-08-1660 – Global Asset Recovery, LLC
- 4) Department of Planning Services, Addition to File PL2460, USR16-0041 – Hunt Brothers Properties, Inc., c/o Asphalt Specialties Company, Inc.
- 5) Board of County Commissioners, Letter to Governor Jared Polis and State Treasurer Dave Young, dated May 29, 2020, re: Advancement Property Tax Funds to School Districts in 2020
- 6) BauerFinancial, Inc., Hometown Bank Ratings Report as of March 31, 2020

**PUBLIC REVIEW:**

- 1) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Castle 29 sec HZ, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 19WE0818 [2020-1594]

**PUBLIC REVIEW (CONT'D):**

- 2) Colorado Department of Public Health and Environment, Air Pollution Control Division – Enerplus Resources (USA) Corporation – Colorado Lakes Well Pad, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit Nos. 18WE1218, 18WE1219, 18WE1220, and 18WE1222 [2020-1595]
- 3) Colorado Department of Public Health and Environment, Air Pollution Control Division – Verdad Resources, LLC – Rohn 9-60-14A Pad, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit Nos. 19WE0993, 19WE0994, 19WE0995, and 19WE0996 [2020-1596]
- 4) Colorado Department of Public Health and Environment, Air Pollution Control Division – Mallard Exploration, LLC – Cinnamon Teal Fed Pad, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit Nos. 19WE0369 and 19WE0370 [2020-1626]
- 5) Colorado Department of Public Health and Environment, Air Pollution Control Division – Noble Energy, Inc. – Gittlein Marie T3N-R64W-S4 L01, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 19WE0175 [2020-1627]

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

- 1) Approve Contract ID #3687 Reimbursement Request Letter for COVID-19 Non-Congregate Sheltering Emergency Protective Measure Funds for Foster Children [2020-1634]
- 2) Approve Contract ID #3650 Expenditure Authorization and Performance Incentive Funds Work Plan for Workforce Innovation and Opportunity Act (WIOA) Colorado Workforce Development Council (CWDC) 10% Dislocated Worker (DW) Council [2020-1635]
- 3) Approve Contract ID #3658 Contract to Serve as Single Entry Point Agency for Long-Term Care Services [2020-1636]
- 4) Approve Contract ID #3677 for Colorado Coronavirus Aid, Relief, and Economic Security (CARES) Act Federal Funds [2020-1637]
- 5) Approve Contract ID #3657 Child Protection Agreement for Services (Bid #B2000037) – Sovereignty Counseling Services, PLLC [2020-1638]
- 6) Approve Contract ID #3662 Child Protection Agreement for Services (Bid #B2000037) – Withers Whisper, LLC [2020-1639]
- 7) Approve Contract ID #3666 Agreement for Professional Services for Linear Referencing and Crash Geocoding in Support of Crash Analysis and Safety Improvements – DiExSys, LLC [2020-1640]
- 8) Approve Intergovernmental Agreement for Conduct of Community Development Block Grant (CDBG) Program – Town of Ault [2020-1641]
- 9) Approve Intergovernmental Agreement for Conduct of Community Development Block Grant (CDBG) Program – City of Evans [2020-1642]
- 10) Approve Intergovernmental Agreement for Conduct of Community Development Block Grant (CDBG) Program – Town of Garden City [2020-1643]
- 11) Approve Intergovernmental Agreement for Conduct of Community Development Block Grant (CDBG) Program – Town of Kersey [2020-1644]
- 12) Approve Intergovernmental Agreement for Conduct of Community Development Block Grant (CDBG) Program – Town of Pierce [2020-1645]
- 13) Approve Intergovernmental Agreement for Conduct of Community Development Block Grant (CDBG) Program – Town of Platteville [2020-1646]
- 14) Approve Appointments to Juvenile Community Review Board [2020-1647]
- 15) Approve Appointment to Planning Commission [2020-1648]
- 16) Approve Appointment to Board of Public Health [2020-1649]
- 17) Approve COZ19-0002 – Daniel and Janna Miller [2020-0118]

**MISCELLANEOUS:**

- \* 1) Contract ID #3659 Agreement for Professional Services for Clerk and Recorder Building Remodel (Bid #B2000111) – Swift Builders, LLC [2020-1274]
- \* 2) Acceptance of Easement Deed for Public Highway At-Grade Crossing Agreement for CR 98 – Union Pacific Railroad Company (UPRR) [2020-0912]
- \* 3) Division Order to SRC Energy, Inc. (AG STATE 31C-31-L, AG STATE 31N-31B-L, AG STATE 31N-31C-L, AG STATE 4C-31-L) – N1/2 S31, N1/2 S32, and W1/2 NW1/4 S33, all in T6N, R66W, and E1/2 NE1/4 S36, T6N, R67W [2020-1710]
- \* 4) Division Order to PDC Energy, Inc. (AG STATE 4N-31B-L) – N1/2 S31, N1/2 S32, and W1/2 NW1/4 S33, all in T6N, R66W, and NE1/4 NE1/4 S36, T6N, R67W [2020-1711]
- \* 5) Division Order to PDC Energy, Inc. (AG STATE 32C-31-L) – S1/2 N1/2 N1/2 S1/2 S31, S1/2 N1/2 N1/2 S1/2 S32, and NW1/4 SW1/4 SW1/4 NW1/4 S33, all in T6N, R66W, and SE1/4 NE1/4 NE1/4 SE1/4 S36, T6N, R67W [2020-1712]
- \* 6) Division Order to PDC Energy, Inc. (AG STATE 32N-31C-L) – S1/2 N1/2 N1/2 S1/2 S31, S1/2 N1/2 N1/2 S1/2 S32, and NW1/4 SW1/4 SW1/4 NW1/4 S33, all in T6N, R66W, and SE1/4 NE1/4 NE1/4 SE1/4 S36, T6N, R67W [2020-1713]
- \* 7) Division/Transfer Orders to Kerr-McGee Onshore, LP (VARGAS 11-13) – NIOBRARA/CODELL FORMATIONS [2020-1714]

\* **Signed this date**