

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
WEDNESDAY, SEPTEMBER 30, 2020
9:00 A.M.

2020-2976

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 September 28, 2020

READ ORDINANCE BY AUDIO: Read Code Ordinances #2020-13 and #2020-17 by audio

CERTIFICATION OF HEARINGS: Hearings conducted on September 28, 2020: 1) Board of Equalization for 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 – September 29, 2020 [2020-2978]

BIDS:

- 1) Approve Bid #B2000161, North Jail 2 West Cisco Network Devices – Department of Information Technology [2020-2840]
- 2) Present Bid #B2000177, Controlled Access Doors for Three (3) County Buildings – Department of Buildings and Grounds [2020-2979]
- 3) Present Bid #B2000184, Armored Car Services – Accounting Department and Treasurer's Office [2020-2980]

NEW BUSINESS:

- 1) Consider 2020-2021 Low-Energy Assistance Program (LEAP) Outreach Incentive Program Agreement and delegate authority to Director of Department of Human Services to sign and electronically submit [2020-2981]
 - 2) Consider Contract ID #4118 Local Workforce Areas Agreement for Services for Cross Regional Technical Assistance and Training and authorize Chair to sign – Arapahoe County [2020-2982]
 - 3) Consider Contract ID #4124 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home and authorize Chair to sign – Stephanie Weisdorfer [2020-2983]
 - 4) Consider Contract ID #4126 Agreement for Respite Services and authorize Chair to sign – Stephanie Weisdorfer [2020-2984]
 - 5) Consider Contract ID #4125 2021-2023 Community Services Block Grant (CSBG) Program Application and Plan and authorize Chair to sign [2020-2985]
 - 6) Consider Board of County Commissioners to Adjourn as Board of Equalization for Calendar Year 2020 [2020-2986]
 - 7) Consider Contract ID #4114 Agreement for Materials or Equipment for Recycled Concrete and Asphalt Product and authorize Chair to sign – Bucklen Equipment Company [2020-2987]
 - 8) Consider Installation of Traffic Regulatory Signs on CRs 31 and 98 [2020-2988]
 - 9) First Reading of Code Ordinance #2020-17, In the Matter of Repealing and Reenacting, with Amendments, Chapter 8 Public Works, of the Weld County Code (*Transportation Plan*) [2020-2989]
- Legals.....[2020-2990]
Correspondence.....[2020-2991 and 2020-3003]

PLANNING:

- 1) Consider Applying Pending Ordinance Doctrine to Code Ordinance #2020-16 [2020-2992]
 - 2) Consider Zoning Permit for Home Occupation – Class II Business Permit, ZPHB20-0004, for a Home Office with Two (2) Line Pumps on Trailers – Carlos Loya-Pacheco and Ruth Loya [2020-2993]
 - 3) First Reading of Code Ordinance #2020-13, In the Matter of Repealing and Reenacting, with Amendments, Chapter 22 Comprehensive Plan, of the Weld County Code [2020-2994]
- Legals.....[2020-2995]
Correspondence.....[2020-2996]

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Oct 5 -	Weld County Fair Board	6:00 PM
Oct 6 -	Planning Commission	12:30 PM
Oct 8 -	Weld Faith Partnership Council	7:30 AM
Oct 8 -	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.

- Oct 5 - Final Reading of Code Ordinance #2020-15, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning and Chapter 26 Regional Urbanization Areas, of the Weld County Code (*I-25 Overlay District*)
- Oct 7 - Petition for Abatement or Refund of Taxes for Account Number R7102198 – Gary Buchholtz (*Cont'd from 9/21/2020*)
- Oct 19 - First Reading of Code Ordinance #2020-18, In the Matter of Repealing and Reenacting, with Amendments, Chapter 6 Law Enforcement, of the Weld County Code (*Model Traffic Code*)
- Oct 19 - Second Reading of Code Ordinance #2020-13, In the Matter of Repealing and Reenacting, with Amendments, Chapter 22 Comprehensive Plan, of the Weld County Code
- Oct 19 - Second Reading of Code Ordinance #2020-17, In the Matter of Repealing and Reenacting, with Amendments, Chapter 8 Public Works, of the Weld County Code (*Transportation Plan*)
- Oct 21 - Second Reading of Code Ordinance #2020-16, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning and Chapter 24 Subdivisions, of the Weld County Code (*Recorded Exemptions and Misc.*)
- Nov 9 - Final Reading of Code Ordinance #2020-13, In the Matter of Repealing and Reenacting, with Amendments, Chapter 22 Comprehensive Plan, of the Weld County Code
- Nov 9 - Final Reading of Code Ordinance #2020-17, In the Matter of Repealing and Reenacting, with Amendments, Chapter 8 Public Works, of the Weld County Code (*Transportation Plan*)
- Nov 16 - Second Reading of Code Ordinance #2020-18, In the Matter of Repealing and Reenacting, with Amendments, Chapter 6 Law Enforcement, of the Weld County Code (*Model Traffic Code*)
- Nov 16 - Final Reading of Code Ordinance #2020-16, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning and Chapter 24 Subdivisions, of the Weld County Code (*Recorded Exemptions and Misc.*)
- Dec 16 - Final Reading of Code Ordinance #2020-18, In the Matter of Repealing and Reenacting, with Amendments, Chapter 6 Law Enforcement, of the Weld County Code (*Model Traffic Code*)

HEARINGS:

- Sep 30 - Docket #2020-60, PL2762 - A Site Specific Development Plan and Use by Special Review Permit, USR20-0019, for a Kennel (cat rescue shelter) in the A (Agricultural) Zone District, Lance and Cheryl Messinger [located south of and adjacent to State HWY 66; approximately 640 feet east of CR 3] (Planner – Maxwell Nader) 10:00 AM

HEARINGS (CONT'D):

- 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 14 - Docket #2020-62, PL2765 - A Site Specific Development Plan and Use by Special Review Permit, USR20-0016, for six (6) cargo containers in the A (Agricultural) Zone District, Bryan Edwards [located north of and adjacent to 175th Ave.; approximately 990 feet west of CR 7] (Planner – Maxwell Nader) – (*Cont'd from 9/23/2020*) 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
- Nov 4 - 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 9/16/2020*) 10:00 AM
- May 5, 2021 - Docket #2019-48, PL2657 - A Site Specific Development Plan and Use by Special Review Permit, USR18-0130, for a greater than 16-inch raw domestic water pipeline (permanent 42-inch pipeline and associated appurtenances, including, but not limited to: 1-million gallon water tank, two pump stations, buried valve assemblies, access manways, fiber optic cable and temporary construction easements) in the E (Estate) Zone District, A (Agricultural) Zone District, and the RUA (Regional Urbanized Area) Zone District, City of Thornton [located north of CR 2, south of CR 94, east of CR 13, and west of CR 19] (Planner – Diana Aungst) – (*Cont'd from 9/16/2020*) 10:00 AM

COMMUNICATIONS:

- 1) Board of Public Health, Minutes from September 22, 2020
- 2) Department of Oil and Gas Energy, Cancelled 1041 WOGLA Hearing Docket for October 1, 2020
- 3) Department of Planning Services, Addition to File RECX20-0023 – Mark and Lisa Cummings

PUBLIC REVIEW:

- 1) Colorado Department of Public Health and Environment, Air Pollution Control Division – HighPoint Operating Corporation – Fox Creek 28 SWSE Production Facility, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 20WE0586 [2020-2941]

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

- 1) Approve Application for Tier III Emergency Medical Services License – Global Management and Consulting, LLC, and Armada Management, LLC, dba Mile High Ambulance, LLC [2020-2946]
- 2) Approve Contract ID #4129 Amendment #2 for Maternal and Child Health (MCH) Program [2020-2947]
- 3) Approve Contract ID #4131 Amendment #2 for WISEWOMAN Program for Chronic Disease Prevention [2020-2948]
- 4) Approve Contract ID #4121 Intergovernmental Agreement for 2020 Transportation Master Plan Update – City of Evans [2020-2949]
- 5) Approve Contract ID #4122 Intergovernmental Agreement for 37th Street Widening Between 35th Avenue and 47th Avenue – City of Evans [2020-2950]
- 6) Approve Contract ID #4130 Agreement for Relocation of Gas/Oil Pipelines for CR 72 Railroad Cul-de-sac Project – DCP Operating Company, LP [2020-2951]
- 7) Approve Temporary Closure of CR 42 Between CRs 39 and 41 [2020-2952]
- 8) Approve Temporary Closure of CR 69 Between CRs 18 and 20 [2020-2953]
- 9) Approve Temporary Closure of CR 20 Between CRs 67 and 69 [2020-2954]
- 10) Approve Contract ID #4128 Grant Application for Energy and Mineral Impact Assistance Fund (EIAF) Program for CRs 74 and 31 Intersection Roundabout Design Project (August Cycle-Tier I) [2020-2967]
- 11) Approve Contract ID #4127 Grant Application for Energy and Mineral Impact Assistance Fund (EIAF) Program for 35th Ave. and O St. Intersection Roundabout Construction Project (October Cycle-Tier II) [2020-2968]
- 12) Approve Reorganization of Department of Public Works [2020-2969]
- 13) Approve Appointment to Workforce Development Board [2020-2955]
- 14) Approve Corrected Resolution Concerning Itemized List of Legal Holidays During Calendar Year 2021 [2020-2785]
- 15) Action of the Board Concerning Rescinding Resolution #2019-4345, dated October 9, 2019, Concerning Use by Special Review Permit, USR19-0053 – Patricia Nash [2020-2956]
- 16) Action of the Board Concerning Probable Cause Hearing, PCSC20-0002, Concerning Use by Special Review Permit, USR-983 – Marek Farms, Ltd., c/o John Pipe [2020-2957]
- 17) Action of the Board Concerning 2020 Board of Equalization Decisions Concerning Personal and Oil/Gas Property Petitioner Appeals [2020-2935]

ORDINANCES:

- 1) First Reading of Code Ordinance #2020-13, In the Matter of Repealing and Reenacting, with Amendments, Chapter 22 Comprehensive Plan, of the Weld County Code [2020-2994]
- 2) First Reading of Code Ordinance #2020-17, In the Matter of Repealing and Reenacting, with Amendments, Chapter 8 Public Works, of the Weld County Code (*Transportation Plan*) [2020-2989]

MISCELLANEOUS:

- * 1) Contract ID #4135 Agreement for Policy and Training Management and University – PowerDMS, Inc. [2020-2997]
- * 2) Agreement for Professional Services for Audit Services (Bid #B2000157) – McGee, Hearne and Paiz, LLP [2020-2621]

* **Signed this date**