

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
MONDAY, NOVEMBER 16, 2020
9:00 A.M.

2020-3361

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 November 9, 2020

CERTIFICATION OF HEARINGS: Hearings conducted on November 9, 2020: 1) PCSC20-0002 – Marek Farms, Ltd., c/o John Pipe

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 – November 13, 2020 [2020-3363]

BIDS:

- 1) Approve Bid #B2000173, Courts Security Screening – Sheriff's Office (*Cont'd from 11/4/2020*) [2020-3143]
- 2) Approve Bid #B2000187, Hokestra Pedestrian Trail and Bridge – Department of Public Works [2020-3235]
- 3) Approve Bid #B2000189, Magnesium Chloride Tanks in the Town of Kersey and City of Greeley – Department of Buildings and Grounds [2020-3184]

NEW BUSINESS:

- 1) Consider Submittal of Application and Resulting Grant Award Letter and Summary of Grant Award Terms and Conditions for Coronavirus (COVID-19) Aid, Relief and Economic Security (CARES) Act Election Safety Grant for Personal Protective Equipment (PPE) and Other 2020 Election Expenses and authorize Chair to sign [2020-3364]

NEW BUSINESS (CONT'D):

- 2) Consider Application for Coronavirus (COVID-19) Aid, Relief and Economic Security (CARES) Act Election Safety Grant for 2020 Primary Election Ballot Costs and authorize Chair to sign [2020-3365]
 - 3) Consider Contract ID #4246 Amendment #3 for Public Health Emergency Preparedness and Response and authorize Chair to sign and submit electronically [2020-3366]
 - 4) Consider Contract ID #4247 Memorandum of Understanding for Cooking Matters No Kid Hungry Campaign and authorize Chair to sign and submit electronically – Share Our Strength [2020-3367]
 - 5) Consider Contract ID #4248 Task Order Contract for Food and Drug Administration (FDA) Tobacco Retail Compliance Check Inspection Program and authorize Chair to sign and submit electronically [2020-3368]
 - 6) Consider Agreement for Services for Internet Auction Services for Tax Certificates and authorize Chair to sign – Realauction.com, LLC [2020-3369]
 - 7) Consider Customer Purchase Order for Five (5) Used Motor Graders and authorize Chair and Controller to sign any necessary documents – 4 Rivers Equipment, LLC [2020-3370]
 - 8) Consider Establishing Change Fund at Weld County Sheriff’s Office for Records Unit [2020-3371]
 - 9) Consider Establishing Change Fund of Weld County Sheriff’s Office for Jail Booking Area [2020-3372]
 - 10) Consider Standard Form for Weld County Guard Terminal Services Agreement between the Weld County Sheriff’s Office and Various Entities and authorize Chair to sign agreements consistent with said form [2020-3373]
 - 11) Consider Weld County Guard Terminal Services Agreement and authorize Chair to sign – Town of Firestone [2020-3374]
 - 12) Consider Installation of Traffic Control Devices on CR 47 Between CR 60.5 and State HWY 392 [2020-3375]
 - 13) Consider Lease Agreement for Location, Construction, and Maintenance of Air Monitoring/Meteorological Equipment and Obtaining Data Therefrom and authorize Chair to sign – Loyd Farms [2020-3376]
 - 14) Consider Lease Agreement for Location, Construction, and Maintenance of Air Monitoring/Meteorological Equipment and Obtaining Data Therefrom and authorize Chair to sign – Sublette, Inc. [2020-3377]
 - 15) 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*) [2020-3378]
- Legals.....[2020-3123]
Correspondence.....[2020-3124]

PLANNING:

- 1) Consider Rescinding Resolution #2019-4359, Dated December 11, 2019, for a Use Permitted as a Use by Right, Accessory Use, or Use by Special Review in the Commercial or Industrial Zone Districts (storage of firewood and parking and staging of up to five [5] 3/4-ton pickup trucks and two [2] trailers) in the A (Agricultural) Zone District – The Guest Family Trust [2020-3379]
- 2) Consider Certification to the Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Charles Bennett and Manuel Gallegos [2020-3380]
- 3) Consider Certification to the Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Christina Elam and Donald Harris [2020-3381]
- 4) Consider Certification to the Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Meliha Sabanovic and Mahic Sabahudin [2020-3382]

PLANNING (CONT'D):

- 5) Consider Certification to the Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Graciela Quinonez and Veronica Gutierrez [2020-3383]
- 6) 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.*) [2020-3384]
 - Legals.....[2020-2959]
 - Correspondence.....[2020-2960]

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Nov 17 -	911 Emergency Telephone Service Authority Board	12:00 PM
Nov 17 -	Planning Commission	12:30 PM
Nov 18 -	Weld County Emergency/Trauma Services Council	10:00 AM
Nov 19 -	Greeley-Weld County Airport Authority	3:30 PM
Nov 24 -	Board of Public Health	9:00 AM
Nov 24 -	Community Corrections Board	12:00 PM
Nov 25 -	Greeley Housing Authority	4:30 PM
Nov 26 -	HOLIDAY	CLOSED
Nov 27 -	HOLIDAY	CLOSED

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.

Nov 18 -	Resubdivision, RES20-0005, to Combine Seven (7) Parcels and Associated Vacated/Dedicated Rights-of-Way in the Townsite of Hereford to Create Four (4) Lots – Howard Alexander, Scott McKee, and Ronald Hall
Nov 30 -	Second Reading of Code Ordinance #2020-19, In the Matter of Repealing and Reenacting, with Amendments, Chapter 5 Revenue and Finance, of the Weld County Code (<i>Annual Fees</i>)
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 (<i>Model Traffic Code</i>)
Dec 21 -	Final Reading of Code Ordinance #2020-19, In the Matter of Repealing and Reenacting, with Amendments, Chapter 5 Revenue and Finance, of the Weld County Code (<i>Annual Fees</i>)

HEARINGS:

Nov 18 -	Docket #2020-69, PL2770 - A Site Specific Development Plan and Use by Special Review Permit, USR20-0020, for Open Mining and Processing of Minerals (sand mining and processing plant) in the A (Agricultural) Zoned District, Guttersen Ranches, LLC, c/o Colorado Sand Company, LLC [located east of and adjacent to CR 59; north of and adjacent to CR 22 Section Line right-of-way] (Planner – Michael Hall)	10:00 AM
Nov 18 -	Docket #2020-71, PL2771 - A Site Specific Development Plan and Use by Special Review Permit, USR20-0026, for an Oil and Gas Support and Service (outside storage of oil field support equipment and supplies) in the A (Agricultural) Zone District, Joel Velasco [located south of and adjacent to CR 36; west of and adjacent to CR 33] (Planner – Maxwell Nader)	10:00 AM
Nov 25 -	Docket #2020-64, PL2766 - A Site Specific Development Plan and Use by Special Review Permit, USR20-0017, for Oil and Gas Support and Service (the parking, staging, and storage of equipment: scrapers, dozers, road graders, company vehicles, semi-trucks, and ancillary equipment for production unit set-up [oil and gas well pad set-up] and maintenance); a Roustabout; four (4) cargo (conex) containers; and three (3) 40-foot by 60-foot storage and maintenance shops outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Ten Sleep Investment Group LLC [located south of and adjacent to CR 50; approximately 400 feet west of CR 57] (Planner – Diana Aungst) – (<i>Cont'd from 10/21/2020</i>)	10:00 AM

HEARINGS (CONT'D):

- Jan 27, 2021 - 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 10/7/2020*) 10:00 AM
- Jan 27, 2021 - 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 I-76 and 2 miles south of U.S. HWY 34] (Planner – Chris Gathman) – (*Cont'd from 10/7/2020*) 10:00 AM

COMMUNICATIONS:

- 1) Department of Oil and Gas Energy, 1041 WOGLA Hearing Docket for November 12, 2020
- 2) Planning Commission, Agenda for November 17, 2020
- 3) Department of Planning Services, Addition to File PL2636, USR18-0094 – Kerr-McGee Gathering, LLC
- 4) Department of Planning Services, Addition to File PL2360, COZ20-0004 – Gerrard Investments, LLC, c/o Rock and Rail, LLC
- 5) Department of Planning Services, Addition to File PL2746, USR20-0001 – Hard Knocks Homestead, LLC
- 6) Department of Planning Services, Addition to File PL2757, RES20-0001 – Alfredo Orozco and the Galeton Fire Protection District, c/o Dennie Kutcher
- 7) Weld County District Court, Order Denying Motion to Enlarge Time re: Case #2020CV30593, dated November 6, 2020
- 8) Lily Farm Fresh Event Center, Letter dated November 4, 2020, re: Gratitude for Funding through the Weld County Business Recovery Program
- 9) Town of Mead, Oath of Office for Sam Hansen as a Police Officer
- 10) Colorado Department of Local Affairs, Division of Property Taxation, Final Determinations – Longmont United Hospital and North Colorado Health Alliance; Notices of Forfeiture – Gen Assembly Church FBD Hudson, Evangelical Free Church, Prospect Community Church, Greeley Church of Christ, and The New Saint Dimitrie
- 11) U.S. Department of Homeland Security, Federal Emergency Management Agency (FEMA), Letter dated November 2, 2020, re: Letter of Map Revision (LOMR) for the Flood Insurance Study (FIS) Report and Flood Insurance Rate Map (FIRM)

PUBLIC REVIEW:

- 1) Town of Keenesburg, Rattler Ridge Annexation Nos. 1-6, Petition, Affidavit, Maps, Statement of Community Need, Affidavit of Impact on School System, and Impact Report [2020-1194]
- 2) Colorado Department of Public Health and Environment, Air Pollution Control Division – DCP Operating Company, LP – Wells Ranch Compressor Station, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 12WE2039 [2020-3316]
- 3) Colorado Department of Public Health and Environment, Air Pollution Control Division – Crestone Peak Resources Operating, LLC – Jillson-East Rinn 22H-M268 and N268, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 20WE0413 [2020-3343]

PUBLIC REVIEW (CONT'D):

- 4) Colorado Department of Public Health and Environment, Air Pollution Control Division – Bonanza Creek Energy Operating Company, LLC – State Seventy Holes 21-6 Production Facility, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 15WE0363 [2020-3344]
- 5) Colorado Department of Public Health and Environment, Air Pollution Control Division – Public Service Company of Colorado – Ft. St. Vrain, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 97OPWE180 [2020-3345]
- 6) Colorado Department of Public Health and Environment, Air Pollution Control Division – Noble Energy, Inc. – Wells Ranch State BB03 Encode, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 20WE0396 [2020-3346]
- 7) Colorado Department of Natural Resources, Division of Reclamation, Mining and Safety, Construction Materials Reclamation Permit, Surety Reduction Request Application, Permit M-2019-027 (SR-01) – Colorado Sand Company, LLC, Keenesburg Project [2019-1972]
- 8) Colorado Department of Natural Resources, Division of Reclamation, Mining and Safety, Construction Materials Reclamation Permit Amendment Application, Permit M-1976-018 (AM-1) – North Weld Gravel, RLLP, North Weld Gravel [2020-3177]

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

- 1) Approve Contract ID #4231 Recruitment and Retention Local Innovation Fund Grant Application [2020-3294]
- 2) Approve Consent to Enforcement of 2018 International Fire Code, with Amendments, within Certain Areas of Unincorporated Weld County Lying within Platte Valley Fire Protection District [2020-3295]
- 3) Approve Renewal Application for Hotel and Restaurant (County) Liquor License – Col-Barb, LLC, dba Maggi’s Kitchen [2020-3296]
- 4) Approve Renewal Application for Hotel and Restaurant (County) Liquor License with One (1) Optional Premises – RnR, LLC, dba McCarty’s at Eaton Country Club [2020-3297]
- 5) Approve Revisions to Bylaws, Procedures, and Criteria for Juvenile Community Review Board [2020-3298]
- 6) Approve Reappointments and Appointment to Juvenile Community Review Board [2020-3299]
- 7) Approve Appointment to Extension Advisory Council [2020-3300]
- 8) Approve Appointment to Area Agency on Aging Advisory Board [2020-3301]
- 9) Approve Reappointments to Weld Faith Partnership Council [2020-3302]
- 10) Approve Request to Temporarily Extend the Hours of Operation for Amended Use by Special Review Permit, AMUSR-1102, for Mineral Resource Development Including Open Pit Mining and Materials Processing (Sand, Gravel and Stone), Including Concrete and Asphalt Recycling and a Concrete and Asphalt Batch Plant Facility in the A (Agricultural) Zone District – L.G. Everist, Inc. [2020-3308]
- 11) Action of the Board Concerning PCSC20-0002 – Marek Farms, Ltd., c/o John Pipe [2020-3279]

ORDINANCES:

- 1) 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*) [2020-3378]
- * 2) 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.*) [2020-3384]
 - Legals.....[2020-2959]
 - Correspondence.....[2020-2960]

MISCELLANEOUS:

- * 1) Task Order Amendment #2 for Treasurer’s Office Remodel Design Services (Bid #B1900100) – Cairn Design, LLC [2019-4487]
- * 2) Task Order Amendment #2 for Weld County Shooting Range Design Services (Bid #B1900100) – Cairn Design, LLC [2020-2363]
- * 3) Equipment Rental Agreement for Replacement of One (1) 40-Ton Haul Truck – Four Rivers Equipment [2020-3385]
- * 4) Contract ID #4197 Agreement for Professional Services for Clerk and Recorder’s Building Site-Work (Bid #B2000183) – Swift Builders, LLC [2020-3012]
- * 5) Contract ID #4235 Agreement for Professional Services for Jail Training Rooms Audio/Visual System (Bid #B2000181) – LVW Electronics [2020-3076]
- * 6) Contract ID #4240 Agreement Extension/Renewal #1 for Sheriff’s Office Uniforms and Equipment (Bid #B1900149) – Galls, LLC [2019-4907]
- * 7) Contract ID #4241 Agreement Extension/Renewal #5 for Professional Services for Jail Chaplain – Duane Duran [2015-3583]
- * 8) Consent to Assignment of Oil and Gas Lease (Document #2014-1043) from PDC Energy, Inc., to Incline Energy, LLC – SE1/4 S31, T1N, R66W [2020-3386]
- * 9) Consent to Assignment of Oil and Gas Lease (Document #2014-1044) from PDC Energy, Inc., to Incline Energy, LLC – SE1/4 S31, T1N, R66W [2020-3387]
- * 10) Small Tract Oil and Gas Lease for Mineral Interests (0.6103 acres – SW1/4 SW1/4 S16, T5N, R65W) – Extraction Oil and Gas, Inc. [2020-3388]
- * 11) Small Tract Oil and Gas Lease for Mineral Interests (0.6087 acres – SE1/4 SW1/4 S16, T5N, R65W) – Extraction Oil and Gas, Inc. [2020-3389]
- * 12) Small Tract Oil and Gas Lease for Mineral Interests (0.5095 acres – SE1/4 SE1/4 S13, T5N, R66W) – Extraction Oil and Gas, Inc. [2020-3390]
- * 13) Small Tract Oil and Gas Lease for Mineral Interests (1.18395 acres – NE1/4 SE1/4 S17, T5N, R65W) – Extraction Oil and Gas, Inc. [2020-3391]
- * 14) Small Tract Oil and Gas Lease for Mineral Interests (1.4373 acres – SE1/4 SE1/4 S17, T5N, R65W) – Extraction Oil and Gas, Inc. [2020-3392]
- * 15) Small Tract Oil and Gas Lease for Mineral Interests (4.816333 acres – SE1/4 SE1/4 S17, T5N, R65W) – Extraction Oil and Gas, Inc. [2020-3393]

* **Signed this date**