

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
MONDAY, DECEMBER 7, 2020
9:00 A.M.

2020-3573

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 December 2, 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 – December 4, 2020 [2020-3575]

NEW BUSINESS:

- 1) Consider Accepting Canvass Board Certification of November 3, 2020, General Election [2020-3576]
- 2) Consider 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 2020 Primary Election Ballot Costs and authorize Chair to sign [2020-3577]
- 3) Consider Discontinuing Appointment of Brianna White as Deputy Clerk to the Board [2020-3578]
- 4) Consider Designation of Von Trotha-Firestein at Bracewell Historic Farm as Agricultural Heritage Site [2020-3579]

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Dec 7 -	Weld County Fair Board	6:00 PM
Dec 8 -	Joint 911 Emergency Telephone Service Authority Board and Regional Communications Advisory Board	12:00 PM
Dec 10 -	Area Agency on Aging Advisory Board	9:00 AM
Dec 15 -	Planning Commission	12:30 PM
Dec 16 -	Greeley Housing Authority	4:30 PM
Dec 17 -	Extension Advisory Council	12:00 PM
Dec 17 -	Greeley-Weld County Airport Authority	3:30 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.

- Dec 16 - Second Reading of Code Ordinance #2020-20, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning of the Weld County Code (*Solar*)
- 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*)
- 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 (*Annual Fees*)
- Dec 21 - Rescind 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 (*Cont'd from 11/16/2020*)
- Dec 30 - Final Reading of Code Ordinance #2020-20, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning of the Weld County Code (*Solar*)
- Jan 11, 2021 - Rescinding Resolution #2019-4345, dated October 9, 2019, Concerning Use by Special Review Permit, USR19-0053 – Patricia Nash (*Cont'd from 9/28/2020*)

HEARINGS:

- Dec 9 - Docket #2020-80, PL2775 - A Site Specific Development Plan and Use by Special Review Permit, USR20-0030, for Open Mining (sand, gravel, stone, topsoil, overburden and borrow materials) and processing of minerals. Also included are portable (temporary) concrete and asphalt batch plants, concrete and asphalt recycling, a mine office/scale house and scale, a fueling/lubricating station, portable generators, mobile mining equipment parking and storage, employee and vendor parking, and more than two (2) conex containers for storage of products for plant operations and maintenance in the A (Agricultural) Zone District, Cannon Land Company and Platte Valley Irrigation Company, c/o L.G. Everist, Inc. [located south of and adjacent to County Road 22.5; approximately 7,900 feet west of County Road 31; approximately 1,260 feet east of County Road 25; approximately 3,825 feet north of County Road 18] (Planner – Kim Ogle) 10:00 AM

HEARINGS (CONT'D):

- Dec 9 - Docket #2020-73, PL2442 - A Site Specific Development Plan and First Major Amended Use By Special Review Permit, 1MJUSR20-15-0048, for a Solid Waste Disposal Site and Facility (a designated commercial exploration and production waste management facility) that will receive non-hazardous wastes that may contain very low concentrations of naturally occurring radioactive materials (NORM) and technically enhanced naturally occurring radioactive materials (TENORM) pursuant to the Colorado State Statute and as defined and regulated by the Colorado Department of Public Health and Environment and obtain a Certificate of Designation, pursuant to C.R.S. §30-20-104, in addition to accepting Construction and Demolition (C&D) Waste, and Industrial Waste, the addition of two (2) new storage buildings and a company only heavy equipment parking, staging and storage area outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Pawnee Waste, LLC [located south of and adjacent to County Road 118 Section Line; approximately 1,320 feet east of County Road 95] (Planner – Kim Ogle) 10:00 AM
- Dec 9 - Docket #2020-86, PL2691 - Show Cause Hearing, PCSC20-0025, to show whether good cause exists for revocation of Use by Special Review Permit, USR19-0022, for an Animal Boarding and Training Facility, and a Commercial Race Track in the A (Agricultural) Zone District, Eduardo Salvador Rivera Torres [located north of and adjacent to County Road 102; east of and adjacent to County Road 21] (Planner – Angela Snyder) 10:00 AM
- Dec 16 - Docket #2020-75, PL2773 - A Site Specific Development Plan and Use by Special Review Permit, USR20-0028, for Outdoor Storage of public utility-related equipment and uses (public utility support and service) similar to the uses listed (oil and gas support and service) as permitted as long as the use complies with the general intent of the Zone District in the A (Agricultural) Zone District, Lonnie Shoemaker [located east of and adjacent to County Road 23; approximately 0.37 miles north of County Road 20] (Planner – Angela Snyder) – **(TO BE CONT'D TBD)** 10:00 AM
- Dec 16 - Docket #2020-85, PL1804 - A Site Specific Development Plan and 3rd Amended Use by Special Review Permit, 3MJUSR18-07-1604, for Oil and Gas Support and Service, Solids Processing Facility for Exploration and Production wastes, pursuant to Colorado State Statute and as defined and regulated by the Colorado Department of Public Health and Environment, and obtain a Certificate of Designation, pursuant to C.R.S. §30-20-104 and continued use of the facilities to include, Class II Oilfield Waste Disposal Facility - Saltwater Injection Facility parking and maintenance for 18 NGL company produced water tankers and other operation support commercial vehicles; facility offices; outdoor storage of materials and equipment accessory to an allowed use (new, used and obsolete oil field equipment, including empty frac tanks and staging frac tanks), as long as the materials are screened from adjacent lots and rights-of-way; a company vehicle only wash bay, maintenance/mechanic shop, fueling station and accessory structures associated with the operation of the facility and up to 18 cargo (Conex) containers outside of subdivisions and historic townsites in the A (Agricultural) Zone District, High Sierra Water Services, LLC, c/o NGL Water Solutions DJ, LLC [located north of and adjacent to County Road 28 Section Line; west of and adjacent to County Road 39] (Planner – Kim Ogle) 10:00 AM

HEARINGS (CONT'D):

- Dec 16 - Docket #2020-72, PL2772 - A Site Specific Development Plan and Use by Special Review Permit, USR20-0025, for Open Mining (sand, gravel, and stone – North Star Pit) and processing of minerals outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Joel and Marcy Konig, c/o Superior Oilfield Services Company, LTD [located north of and adjacent to County Road 138; approximately one (1) mile west of County Road 71] (Planner – Diana Aungst) 10:00 AM
- Dec 30 - Docket #2020-84, PL2779 - A Site Specific Development Plan and Use by Special Review Permit, USR20-0018, for Accessory Buildings with gross floor area larger than four percent (4%) of the total lot area including structures for the storage of agricultural equipment and agricultural products (storage and distribution of bagged seed and grain) located in subdivisions and historic townsites in the A (Agricultural) Zone District, Lucerne, Inc. [located north of and adjacent to Elm Street; east of and adjacent to Railroad Avenue and the Union Pacific Railroad (UPRR) Mainline Track] (Planner – Kim Ogle) 10:00 AM
- 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 County Road 91; north of and adjacent to Interstate 76 and 2 miles south of U.S. Highway 34] (Planner – Chris Gathman) – (*Cont'd from 10/7/2020*) 10:00 AM

COMMUNICATIONS:

- 1) Department of Planning Services, Addition to File PL2560, USR18-0016 – Ken and Markay Cosper
- 2) Department of Planning Services, Addition to File PL2768, RES20-0006 – Homestead Properties, LLC, c/o Matthew Mullet, Member
- 3) Department of Planning Services, Additions to File PL2657, USR18-0130 – City of Thornton, re: Transcripts of Public Hearings on July 15, 2020, August 26, 2020, and September 16, 2020
- 4) TDS Telecom, Letter dated November 25, 2020, re: Cable Television Notice of Rate Change
- 5) Little Thompson Water District, Notice of Meeting and Filing Petitions for Inclusion and Exclusion, dated November 5, 2020
- 6) Colorado Department of Human Services, Office of Children, Youth, and Families, Letter dated December 1, 2020, re: Recruitment and Retention Local Innovation Fund Award
- 7) U.S. Department of Housing and Urban Development (HUD), Letter dated November 30, 2020, re: Weld County's Urban County Qualification and Funding Eligibility

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

- 1) Approve Establishing District Attorney's Salary for Years Beginning January 1, 2021, through December 31, 2024 [2020-3555]
- 2) Approve Appointment of Director of the Weld County Department of Public Health and Environment [2020-3556]
- 3) Approve Contract ID #4267 Intergovernmental Agreement Regarding Access Control Plan for CR 74 Between SH 257 and CR 39 [2020-3557]

RESOLUTIONS (CONT'D):

- 4) Approve Declaring Certain Equipment as Surplus Property and Authorizing Sale of Same to Leadville Police Department [2020-3558]
- 5) Approve Directing Clerk to the Board to have Published Emergency Ordinance No. 256-B Supplemental Appropriation for 2020 [2020-3559]

MISCELLANEOUS:

- * 1) Contract ID #4263 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Dustin and Samantha Brown [2020-3587]
- * 2) Contract ID #4268 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Jay and Candice Moore [2020-3580]
- * 3) Contract ID #4278 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Ryan and Erin Seader [2020-3581]
- * 4) Contract ID #4279 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Christopher and Nicole Purtell [2020-3582]
- * 5) Contract ID #4283 Agreement Amendment #1 to 2020-2021 Agreement to Purchase Out-of-Home Placement Services – Great Circle [2020-2002]
- * 6) Contract ID #4292 Agreement for Services for Courts Security Screening (Courthouse/West Annex – Bid #B2000173) – Securitas Security Services USA, Inc. [2020-3143]
- * 7) Agreement Renewal #2 for Canteen Vending Services (Bid #B1600161) – Compass Group USA, Inc., Canteen Vending Services Division [2016-3845]
- * 8) Agreement Renewal #3 for Electronic Monitoring Equipment and Offender Supervision Services (Bid #B1800044) – BI, Inc., a GEO Group Company [2018-0646]
- * 9) Contract ID #4249 Quote and Master Services Agreement for Geocortex Essentials Standard Edition (Tier 3) License and Maintenance – VertiGIS North America, LTD [2020-3583]
- * 10) Contract ID #4270 Services Agreement for LEARN Module – Governmentjobs.com, dba NEOGOV [2020-3584]
- * 11) Contract ID #4273 Customer Order Agreement for TreppLoan and Portfolio Analytics Services – Trepp, LLC [2020-3585]
- * 12) Task Order Contract Agreement Extension/Amendment #1 for Coroner Building Remodel (Bid #B2000154) – Dohn Construction, Inc. [2020-2516]
- * 13) Small Tract Oil and Gas Lease for Mineral Interests (1.607 acres – NW1/4 NW1/4 S8, T7N, R67W) – Nickel Road Development, LLC [2020-3586]

* **Signed this date**