

**AGENDA**  
**BOARD OF COUNTY COMMISSIONERS**  
**WELD COUNTY, COLORADO**  
**MONDAY, DECEMBER 28, 2020**  
**9:00 A.M.**

2020-3889

**PLEDGE OF ALLEGIANCE**

**HOUSING AUTHORITY BOARD**

**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 23, 2020

**BOARD OF COUNTY COMMISSIONERS**

**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 23, 2020

**CERTIFICATION OF HEARINGS:** Hearings conducted on December 23, 2020: 1) USR20-0029 – Bryan Kugel Living Trust, Gary P. Kugel Trust, Kay Kugel Sachs, Troy Skogmo, Paula R. Carr Revocable Living Trust, Cynthia L. Walters Revocable Trust, c/o Sunshare, LLC

**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.

**WARRANTS:**

1) General Warrants – December 23, 2020

[2020-3892]

**BIDS:**

- 1) Approve Bid #B2000197, Legal Newspaper Service for 2021 – Clerk to the Board’s Office [2020-3661]

**NEW BUSINESS:**

- 1) Consider Temporary Closure of CR 42 Between CRs 5 and 7 [2020-3893]
- 2) Consider Appointments to Weld County Emergency Medical/Trauma Services Council [2020-3894]

# CONSENT AGENDA

## SCHEDULE OF ADVISORY BOARD MEETINGS:

Dec 31 -	HOLIDAY	CLOSED
Jan 1, 2021 -	HOLIDAY	CLOSED
Jan 4, 2021 -	Federal Mineral Lease Act Board	3:00 PM
Jan 4, 2021 -	Weld County Fair Board	6:00 PM
Jan 5, 2021 -	Planning Commission	12:30 PM
Jan 6, 2021 -	Weld County Community Development Block Grant Advisory Committee (CDBGAC)	3:00 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.

- Jan 6, 2021 - Petition to Vacate Road and Alley Right-of-Way – Kenneth and Daniela Perez
- 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*)
- Feb 22, 2021 - 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*) – (*Cont'd from 12/16/2020*)
- Mar 15, 2021 - 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*) – (*Rescheduled from 12/30/2020*)

## HEARINGS:

- 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
- Dec 30 - Docket #2020-83, PL2778 - A Site Specific Development Plan and Use by Special Review Permit, USR20-0024, for an Oil and Gas Support and Service Facility (outside storage of oil and gas vehicles and equipment) in the A (Agricultural) Zone District, Ensign United States Drilling, Inc. [located East of and adjacent to CR 49; approximately 700 feet south of CR 46] (Planner – Chris Gathman) 10:00 AM
- Jan 6, 2021 - Docket #2021-01, PL2776 - Change of Zone, COZ20-0007, from the A (Agricultural) Zone District to the I-2 (Medium Industrial) Zone District, Western Equipment and Truck, Inc. [located north of and adjacent to CR 46; west of and adjacent to CR 35] (Planner – Maxwell Nader) 10:00 AM
- Jan 6, 2021 - 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) – (*Cont'd from 12/16/2020*) 10:00 AM

**HEARINGS (CONT'D):**

- Jan 13, 2021 - Docket #2021-02, PL2780 - A Site Specific Development Plan and Use by Special Review Permit, USR20-0022, for Oil and Gas Support and Service (outside storage of oil field equipment and supplies) and more than the number of cargo containers allowed by Section 23-3-30 of the Weld County Code (up to 20 cargo containers) in the A (Agricultural) Zone District, 151 Development Group, LLC [located North of and adjacent to State HWY 66; East of and adjacent to CR 1] (Planner – Chris Gathman) – **(TO BE CONT'D TBD)** 10:00 AM
- Jan 20, 2021 - 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) – *(Cont'd from 12/16/2020)* 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) Briggsdale Fire Protection District, Budget for 2021
- 2) Frederick-Firestone Fire Protection District, Budget for 2021
- 3) High Plains Library District, Budget for 2021

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

- 1) Approve Contract ID #4293 Agreement for Respite Services – Melissa Knutson [2020-3858]
- 2) Approve Contract ID #4271 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – John and Natalie McGukin [2020-3859]

**RESOLUTIONS (CONT'D):**

- 3) Approve Contract ID #4294 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Crystal Ballard and Melissa Ballard [2020-3860]
- 4) Approve Contract ID #4313 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Jesse Kennedy and Crystal McCubbin [2020-3861]
- 5) Approve Contract ID #4314 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Coniah and Megan Grigson [2020-3862]
- 6) Approve Contract ID #4296 Americorps Education Award Service Location Agreement [2020-3863]
- 7) Approve Contract ID #4321 Memorandum of Understanding for Special Youth Opportunities and Emergency Funding – Realities for Children Charities [2020-3864]
- 8) Approve Contract ID #4350 2021-2022 Crime Victim Services (CVS) Intergovernmental Grant Agreement Award Letter and Summary of Grant Award Terms and Conditions for the Victims of Crime Act (VOCA) Program for the Bilingual Advocate Unit [2020-3865]
- 9) Approve Contact ID #4337 Agreement for Bridge Improvements for Bridge 86/33A Rehabilitation – Water Supply and Storage Company [2020-3866]
- 10) Action of the Board Concerning Appeal of the Decision by Department of Planning Services to Rescind Site Plan Review Permit, SPR19-0008 – Jesus Vega [2020-3867]
- 11) Approve USR20-0029 – Bryan Kugel Living Trust, Gary P. Kugel Trust, Kay Kugel Sachs, Troy Skogmo, Paula R. Carr Revocable Living Trust, Cynthia L. Walters Revocable Trust, c/o Sunshare, LLC [2020-3716]