

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

2020-3288

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 4, 2020

READ ORDINANCE BY AUDIO: Read Code Ordinance #2020-19 by audio

CERTIFICATION OF HEARINGS: Hearings conducted on November 4, 2020: 1) USR20-0021 – Glenn and Karen Miller, c/o Andrew Hein, and 2) USR19-0060 – NGL Water Solutions DJ, 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, either in person or in writing. Combined public input on any topic shall be limited to 15 minutes.

PRESENTATIONS:

- 1) Recognition of Services, Juvenile Community Review Board – Marie Cochron [2020-3290]
- 2) Recognition of Services, Weld Faith Partnership Council – Pam Hungenberg and Michael Mathews [2020-3291]

PROCLAMATIONS:

- 1) Apprenticeship Week – November 8-14, 2020 [2020-3292]

WARRANTS:

- 1) General Warrants – November 6, 2020 [2020-3293]
- 2) Commissioner Warrants – November 6, 2020 [2020-3313]

NEW BUSINESS:

- 1) Consider Contract ID #4231 Recruitment and Retention Local Innovation Fund Grant Application and authorize Department of Human Services Staff to sign [2020-3294]

NEW BUSINESS (CONT'D):

- 2) Consider 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) Consider Renewal Application for Hotel and Restaurant (County) Liquor License and authorize Chair to sign – Col-Barb, LLC, dba Maggi’s Kitchen [2020-3296]
- 4) Consider Renewal Application for Hotel and Restaurant (County) Liquor License with One (1) Optional Premises and authorize Chair to sign – RnR, LLC, dba McCarty’s at Eaton Country Club [2020-3297]
- 5) Consider Revisions to Bylaws, Procedures, and Criteria for Juvenile Community Review Board [2020-3298]
- 6) Consider Reappointments and Appointment to Juvenile Community Review Board [2020-3299]
- 7) Consider Appointment to Extension Advisory Council [2020-3300]
- 8) Consider Appointment to Area Agency on Aging Advisory Board [2020-3301]
- 9) Consider Reappointments to Weld Faith Partnership Council [2020-3302]
- 10) Consider Appointment of Deputy District Attorney and authorize Chair to sign – Daniel Skelton [2020-3303]
- 11) First 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*) [2020-3304]
 - Legals.....[2020-3305]
 - Correspondence.....[2020-3306]
- 12) 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*) [2020-3307]
 - Legals.....[2020-2990]
 - Correspondence.....[2020-2991 and 2020-3003]

PLANNING:

- 1) Consider 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]
- 2) 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 [2020-3309]
 - Legals.....[2020-2995]
 - Correspondence.....[2020-2996]

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Nov 11 -	HOLIDAY	CLOSED
Nov 12 -	Weld Faith Partnership Council	7:30 AM
Nov 12 -	Area Agency on Aging Advisory Board	9:00 AM
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

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 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.*)
- 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 (*Annual Fees*)
- 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*)

HEARINGS:

- Nov 9 - Docket #2020-74, PL0882 - Show Cause Hearing, PCSC20-0002, to show whether good cause exists for revocation of Use by Special Review Permit, USR-983, for expansion of a nonconforming use (vehicle sales establishment and salvage yard) in the A (Agricultural) Zone District, Marek Farms, Ltd., c/o John Pipe (Planner – Angela Snyder) 9:00 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) – (*Cont'd from 10/21/2020*) 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

REPORTS:

- 1) Department of Public Works, Road Closures for Less than 72 Hours, October 2020

COMMUNICATIONS:

- 1) Board of Public Health, Minutes from October 27, 2020
- 2) Department of Oil and Gas Energy, 1041 WOGLA Hearing Docket for November 5, 2020
- 3) Department of Planning Services, Addition to File PL2520, SPR19-0009 – Pronto Building, LLC
- 4) State Farm Fire and Casualty Company, Declarations for Policy No. 96-B8-E546-2 – Weld County Assessor’s Office and Martindale Consultants, Inc.
- 5) Kiteley Ranch Metropolitan District, Oaths of Office for Donald Jobe, III, Shellene Ellington, and Chad Ellington
- 6) United States Department of Agriculture, Letters dated October 1, 2020, re: Expired Conservation Reserve Program (CRP) Contracts (Contract #2140Q – Document #2020-2891; and Contract #2140L – Document #2020-2890)

PUBLIC REVIEW:

- 1) City of Evans, McConnell-Spaeth Annexation, Notice, Petition, and Resolution [2020-3281]

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

- 1) Approve Contract ID #4167 Agreement for Professional Services for Low-Income Energy Assistance Program (LEAP) Outreach Incentive Program – United Way of Weld County [2020-3259]
- 2) Approve Contract ID #4189 Agreement for Respite Services – Jonathan and Lindsey Seitz [2020-3260]
- 3) Approve Contract ID #4200 Agreement for Respite Services – James and Gari Dunn [2020-3261]
- 4) Approve Contract ID #4201 Agreement for Respite Services – Nicholas and Sherry Martin [2020-3262]
- 5) Approve Contract ID #4195 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Meaghon Crabb [2020-3263]
- 6) Approve Contract ID #4196 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Nicholas and Joani Parrish [2020-3264]
- 7) Approve Contract ID #4206 Expenditure Authorization Foreign Labor Certification (FLC) Work Plan [2020-3265]
- 8) Approve Contract ID #4208 Child Protection Agreement for Services – Colorado State University [2020-3266]

RESOLUTIONS (CONT'D):

- 9) Approve Contract ID #4209 Promoting Safe and Stable Families (PSSF) Partnership Project Agreement – Catholic Charities and Community Services of the Archdiocese Denver, Weld Regional Office [2020-3267]
- 10) Approve Temporary Closure of CR 44 Between CRs 53 and 55 [2020-3268]
- 11) Approve Temporary Closure of CR 31 Between State HWY 392 and CR 70 [2020-3269]
- 12) Approve Temporary Closure of CR 76 Between CRs 57 and 59 [2020-3270]
- 13) Approve Vacation of Use by Special Review Permit, USR-1494 – HeavyX3 Holdings, LLC, c/o Janice Lopez [2020-3271]
- 14) Action of the Board at Probable Cause Hearing, PCSC20-0025, Concerning Use by Special Review Permit, USR19-0022 – Eduardo Salvador Rivera Torres [2020-3272]
- 15) Approve USR20-0021 – Glenn and Karen Miller, c/o Andrew Hein [2020-3195]
- 16) Approve USR19-0060 – NGL Water Solutions DJ, LLC [2020-0106]

ORDINANCES:

- 1) First 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*) [2020-3304]
- * 2) 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*) [2020-3307]
 - Legals.....[2020-2990]
 - Correspondence.....[2020-2991 and 2020-3003]
- * 3) 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 [2020-3309]
 - Legals.....[2020-2995]
 - Correspondence.....[2020-2996]

MISCELLANEOUS:

- * 1) Recognition of Services, Juvenile Community Review Board – Marie Cochron [2020-3290]
- * 2) Recognition of Services, Weld Faith Partnership Council – Pam Hungenberg and Michael Mathews [2020-3291]
- * 3) Apprenticeship Week – November 8-14, 2020 [2020-3292]
- * 4) Appointment of Deputy District Attorney – Daniel Skelton [2020-3303]
- * 5) Contract ID #4190 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Charlotte Ebert [2020-3310]
- * 6) Contract ID #4202 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Trenton and Stephanie Korby [2020-3311]
- * 7) Contract ID #4203 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Eugene and Ana Cramer [2020-3312]
- * 8) Contract ID #4234 Agreement for Professional Services for CRs 80 and 37 Intersection Project (Right-of-Way Acquisition and Appraisal Services – Bid #B2000179) – Western States Land Services, LLC [2020-3065]
- * 9) Contract ID #4238 Jail Enterprise Purchase Agreement, System Purchase Agreement, Software Support Agreement, and Statement of Work (Public Safety Integrated System – Bid #B2000040) – CentralSquare Technologies, LLC [2020-2476]

* **Signed this date**