

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
WEDNESDAY, JANUARY 6, 2021
9:00 A.M.

2021-0037

PLEDGE OF ALLEGIANCE

ROLL CALL:

Commissioner Steve Moreno, Chair
Commissioner Scott K. James, Pro-Tem
Commissioner Perry L. Buck
Commissioner Mike Freeman
Commissioner Lori Saine

MINUTES: Approval of Minutes of January 4, 2021

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 30, 2020, and January 5, 2021 [2021-0039]

NEW BUSINESS:

- 1) Consider Change Order Contract Agreement Extension/Amendment #5 for Evidence Storage Addition (Bid #B2000080) and authorize Chair to sign – Roche Constructors, Inc. [2020-0863]
- 2) Consider Application for Transfer of Ownership from LD Crow Valley Liquors, LLC, dba Crow Valley Liquors, to Crow Valley, Ltd., dba Crow Valley Liquors, for Retail Liquor Store (County) Liquor License, and authorize Chair to sign [2021-0040]
- 3) Consider Contract ID #4332 Right of Entry for CRs 80 and 37 Intersection Project and authorize Chair to sign – City of Thornton [2021-0041]
- 4) Consider Contract ID #4364 Agreement for Purchase of Public Road Right-of-Way and Temporary Construction Easement for Bridge 86/33A Project and authorize Chair to sign any necessary documents – Stonecreek, LLC [2021-0042]
- 5) Consider Petition to Vacate Road and Alley Right-of-Way in Unincorporated Historic Townsite of Wattenberg – Kenneth and Daniela Perez [2021-0043]
- 6) Consider Appointment of Deputy District Attorney and authorize Chair to sign – Taylor Meyers [2021-0044]

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Jan 6 -	Weld County Community Development Block Grant Advisory Committee	3:00 PM
Jan 12 -	Workforce Development Board	12:00 PM
Jan 14 -	Weld Faith Partnership Council	7:30 AM
Jan 14 -	Area Agency on Aging Advisory Board	9:00 AM
Jan 15 -	Human Services Advisory Commission	8:00 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.

Jan 11 -	Rescinding Resolution #2019-4345, dated October 9, 2019, Concerning Use by Special Review Permit, USR19-0053 – Patricia Nash (<i>Cont'd from 9/28/2020</i>)	
Feb 22 -	Second Reading of Code Ordinance #2020-20, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning of the Weld County Code (<i>Solar</i>) – (<i>Cont'd from 12/16/2020</i>)	
Mar 15 -	Final Reading of Code Ordinance #2020-20, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning of the Weld County Code (<i>Solar</i>) – (<i>Rescheduled from 12/30/2020</i>)	

HEARINGS:

Jan 6 -	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 County Road 46; west of and adjacent to County Road 35] (Planner – Maxwell Nader)	10:00 AM
Jan 6 -	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) – (<i>Cont'd from 12/16/2020</i>)	10:00 AM
Jan 13 -	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 Highway 66; East of and adjacent to County Road 1] (Planner – Chris Gathman) – (TO BE CONT'D TBD)	10:00 AM

HEARINGS (CONT'D):

- Jan 20 - 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 - 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 - 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
- Feb 3 - 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 County Road 49; approximately 700 feet south of County Road 46] (Planner – Chris Gathman) – *(Cont'd from 12/30/2020)* 10:00 AM

COMMUNICATIONS:

- 1) Planning Commission, Minutes from December 15, 2020, and Agenda for Cancelled Hearing on January 5, 2021
- 2) Department of Oil and Gas Energy, Cancelled 1041 WOGLA Hearing Docket for December 31, 2020, and 1041 WOGLA Hearing Docket for January 7, 2021
- 3) Southwest Chief and Front Range Passenger Rail Commission, Letter dated December 18, 2020, re: Call to Action for Facilitation in Development of the Front Range Passenger Rail (FRPR)
- 4) City of Longmont, Letter dated December 28, 2020, re: Weld County's Response to the COVID-19 Pandemic Health Emergency
- 5) Colorado Department of Human Services, Office of Children, Youth and Families, Division of Child Welfare, Chafee Foster Care Independence Program (CFCIP) County Services Report

PUBLIC REVIEW:

- 1) Colorado Department of Public Health and Environment, Air Pollution Control Division – Noble Energy, Inc. – Wolfpack Lonewolf B02 Econode T5N-R64W-S2 L01, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 14WE0638 [2020-3833]
- 2) Colorado Department of Public Health and Environment, Air Pollution Control Division – Crestone Peak Resources Operating, LLC – Ione NE2H Battery, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 20WE0666 [2020-3834]
- 3) Colorado Department of Public Health and Environment, Air Pollution Control Division – Crestone Peak Resources Operating, LLC – Boyd 19H-M368 Battery, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 20WE0617 [2020-3835]
- 4) Colorado Department of Public Health and Environment, Air Pollution Control Division – Aka Energy Group, LLC – Kersey Compressor Station, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 20WE0531 [2020-3836]
- 5) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Gillham 18 Sec HZ, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 18WE0042 [2020-3837]
- 6) Colorado Department of Public Health and Environment, Air Pollution Control Division – Crestone Peak Resources Operating, LLC – Vogl Geist McCoy 5H-F267 (East), Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit Nos. 20WE0485 and 20WE0486 [2020-3838]
- 7) Colorado Department of Public Health and Environment, Air Pollution Control Division – Bonanza Creek Energy Operating Company, LLC – State Antelope P-16 Production Facility, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 14WE0196 [2020-3839]
- 8) Colorado Department of Public Health and Environment, Air Pollution Control Division – Bonanza Creek Energy Operating Company, LLC – North Platte A-33 Production Facility, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 15WE0418 [2020-3840]

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

- 1) Approve Resolution re: Election of Chair of the Board for 2021 [2021-0003]
- 2) Approve Resolution re: Election of Chair Pro-Tem of the Board for 2021 [2021-0004]
- 3) Approve Resolution re: Assigning Commissioners to Coordinate Departments for 2021 [2021-0005]
- 4) Approve Resolution re: Scheduling of Regular Meetings of the Board for 2021 [2021-0007]
- 5) Approve Resolution re: Authorize Publication of Proceedings for 2021 [2021-0008]
- 6) Approve Resolution re: Designation of Particular Public Place for Posting of Public Notices [2021-0009]
- 7) Approve Resolution re: Designation of Particular Public Place for Posting of Notices of Tax Lien Sales and Notices of Properties Going to Deed [2021-0010]
- 8) Approve Appointment of Commissioner Perry L. Buck to Certain Advisory Boards [2021-0011]
- 9) Approve Appointment of Commissioner Mike Freeman to Certain Advisory Boards [2021-0012]
- 10) Approve Appointment of Commissioner Scott K. James to Certain Advisory Boards [2021-0013]
- 11) Approve Appointment of Commissioner Steve Moreno to Certain Advisory Boards [2021-0014]
- 12) Approve Appointment of Commissioner Lori Saine to Certain Advisory Boards [2021-0015]
- 13) Approve Appointments to North Front Range Metropolitan Planning Organization – Regular and Alternate Members [2021-0016]

MISCELLANEOUS:

- * 1) Change Order Contract Agreement Extension/Amendment #5 for Evidence Storage Addition (Bid #B2000080) – Roche Constructors, Inc. [2020-0863]
- * 2) Appointment of Deputy District Attorney – Taylor Meyers [2021-0044]
- * 3) Contract ID #4358 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Levi and Anne Cunliffe [2021-0045]

* **Signed this date**