

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
WEDNESDAY, DECEMBER 2, 2020
9:00 A.M.

2020-3552

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 30, 2020

READ ORDINANCE BY AUDIO: Read Code Ordinance #2020-20 by audio

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 1, 2020 [2020-3554]

NEW BUSINESS:

- 1) Consider Establishing District Attorney's Salary for Years Beginning January 1, 2021, through December 31, 2024 [2020-3555]
- 2) Consider Appointment of Director of the Weld County Department of Public Health and Environment [2020-3556]
- 3) Consider Contract ID #4267 Intergovernmental Agreement Regarding Access Control Plan for CR 74 Between SH 257 and CR 39 and authorize Chair to sign [2020-3557]
- 4) Consider Declaring Certain Equipment as Surplus Property, Authorize Sale of Same to Leadville Police Department, and delegate authority to Controller to sign any necessary documents [2020-3558]
- 5) Consider Directing Clerk to the Board to have Published Emergency Ordinance No. 256-B Supplemental Appropriation for 2020 [2020-3559]

NEW BUSINESS (CONT'D):

- 6) First Reading of Code Ordinance #2020-20, In the Matter of Repealing and Reenacting,
with Amendments, Chapter 23 Zoning of the Weld County Code (*Solar*) [2020-3560]
 - Legals.....[2020-3561]
 - Correspondence.....[2020-3562]

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Dec 2 -	Weld County Community Development Block Grant Advisory Committee	3:00 PM
Dec 3 -	Island Grove Park Advisory Board	4:00 PM
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

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 CR 22.5; approximately 7,900 feet west of CR 31; approximately 1,260 feet east of CR 25; approximately 3,825 feet north of CR 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
- 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) Planning Commission, Minutes from November 17, 2020, and Agenda for December 1, 2020
- 2) Department of Oil and Gas Energy, 1041 WOGLA Hearing Docket for December 3, 2020
- 3) Department of Planning Services, Addition to File PL2725, USR19-0058 – Orrlando, LLC, c/o Bucklen Services Company
- 4) Van Remortel, LLC, Notice dated November 23, 2020, re: Quiet Title Action for Stegall versus Henrylyn Irrigation District concerning Vacant Land
- 5) Department of Human Services, Email dated November 23, 2020, re: Notice of Termination of the Individual Provider Contract for Renato Segura, Jr., and Rachel Hillin

PUBLIC REVIEW:

- 1) Colorado Department of Natural Resources, Division of Reclamation, Mining and Safety, Technical Revision No. 1 (TR-01) for Regular 112 Construction Materials Operation Reclamation Permit, M-2015-122 – Varra Companies, Inc. – Parcel 122 [2020-1010]

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

- 1) Approve Temporary Closure of CR 14 Between CRs 65 and 67 [2020-3491]
- 2) Approve Temporary Closure of CR 42 Between CRs 53 and 55 [2020-3492]

ORDINANCES:

- 1) First Reading of Code Ordinance #2020-20, In the Matter of Repealing and Reenacting, with Amendments, Chapter 23 Zoning of the Weld County Code (*Solar*) [2020-3560]

MISCELLANEOUS:

- * 1) Contract ID #4265 Purge Service Agreement for Onsite Mobile Destruction Services – Stericycle, Inc., obo Shred-It [2020-3495]
- * 2) Contract ID #4280 Weld County Guard Terminal Services Agreement – Johnstown Police Department [2020-3563]
- * 3) Contract ID #4284 System Upgrade Agreement Amendment #1 for Additional Sites for Front Range Communications Consortiem (FRCC) Astro 25 Communications Systems – Motorola Solutions, Inc. [2019-4948]
- * 4) Contract ID #4285 Communications System Service Agreement Amendment #1 for Additional Sites for Dispatch System Services – Motorola Solutions, Inc. [2019-4949]
- * 5) Contract ID #4287 Agreement for Tree Disposal Services (Bid #B2000176) – Aesthetic Alternative Recycling [2020-2882]
- * 6) Contract ID #4274 Road Maintenance Agreement According to Policy Regarding Collateral for Improvements for Site Plan Review Permit, SPR20-0009 – Sand and Sky, LLC [2020-3564]
- * 7) Contract ID #4275 Road Maintenance Agreement According to Policy Regarding Collateral for Improvements for First Minor Amended Use by Special Review Permit, 1MUSR19-17-0003 – George L. Sandberg Irrevocable Trust [2020-3565]
- * 8) Contract ID #4276 Road Maintenance Agreement According to Requirements During the Construction Period for First Minor Amended Use by Special Review Permit, 1MUSR20-18-0022 – Verdad Resources, LLC, c/o Cureton Front Range, LLC [2020-3566]
- * 9) Contract ID #4281 Road Maintenance Agreement According to Requirements During the Construction Period for Use by Special Review Permit, USR20-0011 – Pivot Solar 8 LLC [2020-3567]

* **Signed this date**