

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
MONDAY, JANUARY 4, 2021
9:00 A.M.

2021-0001

PLEDGE OF ALLEGIANCE

ROLL CALL:

Commissioner Perry L. Buck
Commissioner Mike Freeman
Commissioner Scott K. James
Commissioner Steve Moreno
Commissioner Lori Saine

ELECTION OF CHAIR: [2021-0003]

ELECTION OF CHAIR PRO-TEM: [2021-0004]

COMMISSIONER COORDINATOR ASSIGNMENTS: [2021-0005]

MINUTES: Approval of Minutes of December 30, 2020

CERTIFICATION OF HEARINGS: Hearings conducted on December 30, 2020: 1) USR20-0024 – Ensign United States Drilling, Inc., and 2) USR20-0018 – Lucerne, Inc.

AMENDMENTS TO AGENDA: Insert the Following Item Under WARRANTS: 2) Commissioner Warrants – December 30, 2020 [2021-0032]

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 28, 29, and 30, 2020 [2021-0006]
- 2) Commissioner Warrants – December 30, 2020 [2021-0032]

NEW BUSINESS:

- 1) Consider Resolution re: Scheduling of Regular Meetings of the Board for 2021 [2021-0007]
- 2) Consider Resolution re: Authorize Publication of Proceedings for 2021 [2021-0008]
- 3) Consider Resolution re: Designation of Particular Public Place for Posting of Public Notices [2021-0009]
- 4) Consider Resolution re: Designation of Particular Public Place for Posting of Notices of Tax Lien Sales and Notices of Properties Going to Deed [2021-0010]

NEW BUSINESS (CONT'D):

- 5) Consider Appointment of Commissioner Perry L. Buck to Certain Advisory Boards [2021-0011]
- 6) Consider Appointment of Commissioner Mike Freeman to Certain Advisory Boards [2021-0012]
- 7) Consider Appointment of Commissioner Scott K. James to Certain Advisory Boards [2021-0013]
- 8) Consider Appointment of Commissioner Steve Moreno to Certain Advisory Boards [2021-0014]
- 9) Consider Appointment of Commissioner Lori Saine to Certain Advisory Boards [2021-0015]
- 10) Consider Appointments to North Front Range Metropolitan Planning Organization –
Regular and Alternate Members [2021-0016]

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Jan 4 -	Federal Mineral Lease Act Board	3:00 PM
Jan 4 -	Weld County Fair Board	6:00 PM
Jan 5 -	Planning Commission	12:30 PM
Jan 6 -	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 -	Petition to Vacate Road and Alley Right-of-Way – Kenneth and Daniela Perez	
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) Henrylyn Irrigation District, Exclusion Order and Inclusion Order for Kenneth and Jodi Carlson, dated November 5, 2020
- 2) Colorado Department of Local Affairs, Division of Property Taxation, Final Determinations – North Range Behavioral Health, Triangle Cross Ranch, Inc., Church of Jesus Chris of the LDS, and Longmont United Hospital

PUBLIC REVIEW:

- 1) Colorado Department of Public Health and Environment, Air Pollution Control Division – Crestone Peak Resources Operating, LLC – Maier 28H Battery, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 20WE0620 [2020-3823]

PUBLIC REVIEW (CONT'D):

- 2) Colorado Department of Public Health and Environment, Air Pollution Control Division – Crestone Peak Resources Operating, LLC – Ione NW2H Battery, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 20WE0590 [2020-3824]
- 3) Colorado Department of Public Health and Environment, Air Pollution Control Division – Crestone Peak Resources Operating, LLC – Billings 34H-B268 Battery, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 20WE0591 [2020-3825]
- 4) Colorado Department of Public Health and Environment, Air Pollution Control Division – PDC Energy, Inc. – Klein 19 Sec Pad 1, and Josephine 19 Sec HZ, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit Nos. 17WE0552 and 18WE1018 [2020-3828]
- 5) Colorado Department of Public Health and Environment, Air Pollution Control Division – Enerplus Resources (USA) Corporation – Orca Facility, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 19WE0544 [2020-3829]
- 6) Colorado Department of Public Health and Environment, Air Pollution Control Division – Crestone Peak Resources Operating, LLC – Marcus State 36H-M266 Battery, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 20WE0623 [2020-3830]
- 7) Colorado Department of Public Health and Environment, Air Pollution Control Division – Crestone Peak Resources Operating, LLC – Drieth 6H-A368/Breakneck Properties Battery, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 20WE0621 [2020-3831]
- 8) Colorado Department of Public Health and Environment, Air Pollution Control Division – Bonanza Creek Energy Operating Company, LLC – State Antelope J-28, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit No. 13WE2810 [2020-3832]

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

- 1) Approve Contract ID #4311 Memorandum of Understanding – Carol Freimark, on behalf of Bags of Love [2020-3897]
- 2) Approve Contract ID #4327 Memorandum of Agreement for Coordinated Investigations into Child Abuse and Neglect – Life Stories Child and Family Advocacy [2020-3898]
- 3) Approve Contract ID #4330 Expenditure Authorization for Adult (AD), Dislocated Worker (DW), and Enhanced Dislocated Worker (EDW) Work Plan [2020-3899]
- 4) Approve Contract ID #4342 Agreement for Services – Greeley Transitional House, dba Greeley Family House [2020-3900]
- 5) Approve Contract ID #4344 Agreement for Services – A Woman’s Place [2020-3901]
- 6) Approve Contract ID #4354 Agreement for Services – Catholic Charities and Community Services of the Archdiocese of Denver, Inc. [2020-3902]
- 7) Approve Contract ID #4345 Agreement for Professional Services – 24 Hour Sign Language Services, Inc. [2020-3903]
- 8) Approve Contract ID #4351 Agreement for Professional Services – Esther Dennis [2020-3904]
- 9) Approve Contract ID #4353 Child Protection Agreement for Services – Smith Agency, Inc. [2020-3905]
- 10) Approve Contract ID #4348 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – John and Natalie McGukin [2020-3906]
- 11) Approve Contract ID #4349 Application for Beat Auto Theft Through Law Enforcement (BATTLE) Sub Grantee Funding [2020-3907]
- 12) Approve Amendment #1 to Tax Increment Revenue Sharing Agreement – Firestone Urban Renewal Authority [2020-3908]
- 13) Action of the Board Concerning Two-Lot Recorded Exemption, RECX20-0142 – Kathie Sandlin [2020-3909]

RESOLUTIONS (CONT'D):

- 14) Action of the Board Concerning USR20-0024 – Ensign United States Drilling, Inc. [2020-3875]
- 15) Approve USR20-0018 – Lucerne, Inc. [2020-3841]

MISCELLANEOUS:

- 1) Contract ID #4340 Provisional Agreement for Professional Services for Mental Health Evaluation Services (Youth Psychological Testing) – Jacob A. Jones, dba Drs. Jones Psychological Services, LLC [2021-0017]

* **Signed this date**