

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
WEDNESDAY, JANUARY 27, 2021
9:00 A.M.

2021-0265

PLEDGE OF ALLEGIANCE

ROLL CALL:

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

MINUTES: Approval of Minutes of January 25, 2021

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.

AMENDMENTS TO AGENDA:

APPROVAL OF CONSENT AGENDA:

WARRANTS:

1) General Warrants – January 26, 2021 [2021-0267]

BIDS:

- 1) Approve Bid #B2100038, Dell EMC Elastic Cloud Storage (ECS) Archival Storage – Department of Information Technology [2021-0123]
- 2) Approve Bid #B2100043, Public Safety Cisco Compute – Department of Information Technology [2021-0124]
- 3) Approve Bid #B2100044, Public Safety Dell Storage – Department of Information Technology [2021-0125]
- 4) Approve Bid #B2100002, Small SUV's 4-Door 4x4 or AWD (QTY 7) – Sheriff's Office [2021-0127]
- 5) Approve Bid #B2100003, AWD or 4x4 SUV's-Pursuit Rated K-9 (QTY 4) – Sheriff's Office [2021-0128]
- 6) Approve Bid #B2100004, Mid-Sized Cargo Van (QTY 1) – Sheriff's Office [2021-0129]
- 7) Approve Bid #B2100011, Elliptical End Dump Trailer (QTY 1) – Department of Public Works [2021-0130]

BIDS (CONT'D):

- 8) Approve Bid #B2100012, Articulating Wheel Loader (QTY 1) – Department of Public Works [2021-0131]
- 9) Approve Bid #B2100013, Single Axle Flatbed Truck (QTY 1) – Department of Public Works [2021-0132]
- 10) Approve Bid #B2100015, Walk Behind Compactor Trench Roller (QTY 1) – Department of Public Works [2021-0133]
- 11) Reject Bid #B2100016, Welder Generator (QTY 1) – Department of Public Works [2021-0134]
- 12) Approve Bid #B2100020, Mid-Sized SUV 4-Door AWD (QTY 1) – Department of Public Works [2021-0137]
- 13) Approve Bid #B2100021, 1/2-Ton 4x4 Pickup 5.5-Foot Bed Crew Cab (QTY 1) – Department of Public Works [2021-0138]
- 14) Approve Bid #B2100022, 29-Ton Pneumatic Tire Roller Compactor (QTY 1) – Department of Public Works [2021-0139]
- 15) Approve Bid #B2100023, Motorgraders (QTY 5) – Department of Public Works [2021-0140]
- 16) Approve Bid #B2100025, 20-Ton Single Drum Vibratory Roller (QTY 2) – Department of Public Works [2021-0142]
- 17) Approve Bid #B2100028, Variable Message Board (QTY 2) – Department of Public Works [2021-0143]
- 18) Approve Bid #B2100029, 4-Inch Automatic Self Priming Trash Pump (QTY 1) – Department of Public Works [2021-0144]
- 19) Approve Bid #B2100030, Portable Flat Screen and 60-Foot Stacker Conveyer (QTY 1) – Department of Public Works [2021-0145]
- 20) Approve Bid #B2100031, Belly Dump Trailers (QTY 10) – Department of Public Works [2021-0146]
- 21) Approve Bid #B2100032, Side Dump Trailer (QTY 1) – Department of Public Works [2021-0147]
- 22) Approve Bid #B2100034, Backhoe with 4-Wheel Drive and Extendable Boom (QTY 1) – Department of Public Works [2021-0149]
- 23) Approve Bid #B2100035, 14-Ton Double Drum Vibratory/Oscillatory Roller (QTY 1) – Department of Public Works [2021-0150]
- 24) Approve Bid #B2100036 Tandem Axle Dump Truck Regular Cab Dual Axle with Sander-Plow-Wing (QTY 1) – Department of Public Works [2021-0151]
- 25) Approve Bid #B2100040, Material Hauling Contract – Department of Public Works [2021-0152]

NEW BUSINESS:

- 1) Consider Contract ID #4372 Agreement for Professional Services for Strategic Plan Implementation and authorize Chair to sign – Lolina, Inc. [2021-0268]
- 2) Consider Contract ID #4378 Agreement for Professional Services for Foster Parent Training Co-Facilitator and authorize Chair to sign – Wendy Clark [2021-0269]
- 3) Consider Contract ID #4390 Agreement for Respite Services and authorize Chair to sign – Zaquri and Samantha Brinkerhoff [2021-0270]
- 4) Consider Contract ID #4393 2021 Annual Program Plan for Child Support Services and authorize Director of the Department of Human Services to sign [2021-0271]
- 5) Consider Lease Agreement (822 7th Street, Suite 520, Greeley) and authorize Chair to sign – Peek Goldstone, LLC [2021-0272]
- 6) Consider Contract ID #4402 2020 Highway User Tax Fund (HUTF) Annual Mileage and Condition Certification Report [2021-0273]
- 7) Consider Contract ID #4409 Application and Agreement for Transfer of Mineral Permit and Succession of Operators for Pierce Pit (Permit #M-1980-121) and authorize Chair to sign – Colorado Department of Natural Resources and C&H Aggregates, LLC [2021-0274]

NEW BUSINESS (CONT'D):

- 8) Consider Contract ID #4411 Agreement for Reimbursement of Fees and Expenses for Interchange Approval Process 1601 and authorize Chair to sign – Burlington Northern Santa Fe (BNSF) Railway Company [2021-0275]
- 9) Consider Application for Federal Highway Safety Improvement Program (HSIP) Grant and authorize Chair to sign [2021-0276]
- 10) Consider Temporary Closure of CR 43 Between CRs 62 and 64 [2021-0277]
- 11) Consider Appointment to Workforce Development Board [2021-0278]

ADJOURN:

**PUBLIC HEARINGS
BOARD OF COUNTY COMMISSIONERS**

- 10:00 AM - 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)* [2021-0234]
- 10:00 AM - 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)* [2021-0221]

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

Jan 27 -	Greeley Housing Authority	4:30 PM
Feb 1 -	Weld County Fair Board	6:00 PM
Feb 2 -	Board of Retirement	9:00 AM
Feb 2 -	Planning Commission	12:30 PM
Feb 3 -	Weld County Community Development Block Grant Advisory Committee	3:00 PM
Feb 4 -	Island Grove Park Advisory Board	4:00 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.

- 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 (*Solar*) – (*Cont'd from 12/16/2020*)
- 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 (*Solar*) – (*Rescheduled from 12/30/2020*)

FUTURE PUBLIC HEARINGS:

All future Hearings are publicly noticed and will begin following the adjournment of the regular Board Meeting.

- Feb 3 - Docket #2021-03, PL2784 - A Site Specific Development Plan and Use by Special Review Permit, USR20-0023, for Uses similar to the Uses listed, as permitted outside of subdivisions and historic townsites, as long as the Use complies with the general intent of the A (Agricultural) Zone District (propane storage facility for use by residential, commercial and agricultural uses) in the A (Agricultural) Zone District, Douglas and Deborah Duggan [located south of and adjacent to County Road 122; approximately 2,200 feet east of County Road 89] (Planner – Chris Gathman) 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
- Feb 8 - Docket #2021-07, PL2755 - Zoning Permit for certain uses in the A (Agricultural) Zone District, ZPAG20-0033, for one (1) second Single-Family Dwelling Unit and an Agritainment events facility, to include such activities as educational animal interactions, animal yoga, carriage rides, up to twenty (20) small family friendly events per calendar year, for example: fundraisers, equestrian clinics, Easter egg hunts, etc., outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Rachel Crawford [located approximately 0.25 miles south of County Road 6 and approximately 0.5 miles west of County Road 31] (Planner – Diana Aungst) 9:00 AM
- Feb 10 - Docket #2021-05, PL2783 - Change of Zone, COZ20-0008, from the A (Agricultural) Zone District and the C-3 (Business Commercial) Zone District to the I-3 (Heavy Industrial) Zone District, Andersen Properties, LLC [located approximately 0.5 miles north of County Road 64 (O Street); approximately 0.1 miles east of County Road 39.5] (Planner – Michael Hall) 10:00 AM

FUTURE PUBLIC HEARINGS (CONT'D):

- Feb 10 - Docket #2021-04, PL2781 - A Site Specific Development Plan and Use by Special Review Permit, USR20-0031, for Oil and Gas Support and Services, specifically Oil and Gas Processing Facilities and related equipment (pump station) in the A (Agricultural) Zone District, ONEOK Elk Creek Pipeline, LLC [located south of and adjacent to County Road 82; approximately 0.41 miles west of County Road 157] (Planner – Michael Hall) 10:00 AM
- Feb 17 - Docket #2021-10, FI0074 - Public hearing to identify the needs of the County in developing the Community Development Block Grant (CDBG) 5-year Consolidated Plan and Annual Action Plan 9:00 AM
- Feb 17 - Docket #2021-02, PL2780 - A Site Specific Development Plan and Use by Special Review Permit, USR20-0022, for an Oil and Gas Support and Service (outside storage of oil field support equipment, vehicles, 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) – *(Cont'd from 1/13/2021)* 10:00 AM
- Mar 3 - 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 1/6/2021)* 10:00 AM
- Mar 8 - Docket #2021-10, FI0074 - Public hearing to review the plans and allow for public comment concerning the Community Development Block Grant (CDBG) 5-year Consolidated Plan and Annual Action Plan 9:00 AM
- May 5 - Docket #2019-48, PL2657 - A Site Specific Development Plan and Use by Special Review Permit, USR18-0130, for a greater than 16-inch raw domestic water pipeline (permanent 42-inch pipeline and associated appurtenances, including, but not limited to: 1-million gallon water tank, two pump stations, buried valve assemblies, access manways, fiber optic cable and temporary construction easements) in the E (Estate) Zone District, A (Agricultural) Zone District, and the RUA (Regional Urbanized Area) Zone District, City of Thornton [located north of County Road 2, south of County Road 94, east of County Road 13, and west of County Road 19] (Planner – Diana Aungst) – *(Cont'd from 9/16/2020)* 10:00 AM

COMMUNICATIONS:

- 1) Community Corrections Board, Agenda for January 26, 2021
- 2) Department of Planning Services, Addition to File PL2737, USR19-0071 – DPG Farms, LLC, and Calven Goza
- 3) Department of Planning Services, Addition to File PL2467, USR17-0004 – Gary Reinke
- 4) Department of Planning Services, Addition to File PL2762, USR20-0019 – Lance and Cheryl Messinger
- 5) Department of Planning Services, Addition to File PL2751, USR20-0006 – Hector Faudoa
- 6) Department of Planning Services, Addition to File PL2661, USR18-0122 – Rafael Ibarra

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

- 1) Approve Contract ID #4398 Agreement for Professional Services for Additional Controlled Doors in Jail 2-West – CML Security, LLC [2021-0256]
- 2) Approve Consent to Enforcement of 2018 International Fire Code, with Amendments, within Certain Areas of Unincorporated Weld County Lying within Frederick-Firestone Fire Protection District [2021-0257]
- 3) Approve Contract ID #4373 Agreement for Relocation of Tank Battery and Associated Flowlines for CRs 66/41 Intersection Project – PDC Energy, Inc. [2021-0258]

MISCELLANEOUS:

- * 1) Contract ID #4387 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Robert and Leilani Mathies [2021-0279]
- * 2) Contract Amendment #4 to Agreement for Professional Services for Custodial Services for North Business Park (Bid #B1900053) – Oband’s Janitorial Company [2019-0971]
- * 3) Change Order Contract Agreement Extension/Amendment #3 to Agreement for Professional Services for Coroner Building Remodel (Bid #B2000154) – Dohn Construction, Inc. [2020-2516]
- * 4) Change Order Contract Agreement Extension/Amendment #2 to Agreement for Professional Services for Vehicle Wash and Welding Facility (Bid #B2000166) – Growling Bear Company, Inc. [2020-2745]
- * 5) WC112 Self-Insured Surcharge Form – Colorado Department of Labor and Employment, Division of Workers’ Compensation [2021-0280]
- * 6) Contact ID #4401 Agreement Extension/Renewal #1 to Agreement for Services for Proactive Maintenance and Calibration of Flood Warning Network – Water and Earth Technologies, Inc. [2020-1079]
- * 7) Acceptance of Warranty Deed for Purchase of Private Property for Certain Improvements to Intersection at CRs 41 and 66 – Ray Hunt [2020-3609]
- * 8) Contract ID #4404 Road Maintenance Agreement According to Policy Regarding Collateral for Improvements for Use by Special Review Permit, USR19-0060 – NGL Water Solutions DJ, LLC [2021-0281]
- * 9) Contract ID #4410 Road Maintenance Agreement According to Policy Regarding Collateral for Improvements for Use by Special Review Permit, USR20-0017 – Ten Sleep Investment Group, LLC [2021-0282]
- * 10) Division Order to Extraction Oil and Gas, Inc. (Hergert North 35W-15-01C – API 05-123-40830; Hergert North 35W-15-02N – API 05-123-40825; Hergert North 35W-15-04N – API 05-123-40824; Hergert North 35W-15-05N – API 05-123-40829; Hergert North 35W-15-07C – API 05-123-40828; Hergert North 35W-15-08N – API 05-123-40827; Hergert South 35W-15-05N – API 05-123-45901; Hergert South 35W-15-07C – API 05-123-45907; Hergert South 35W-15-08N – API 05-123-45902; Hergert South 35W-15-10N – API 05-123-45906; Hergert South 35W-15-11N – API 05-123-45904; Launer 26W-15-02C – API 05-123-45170; Launer 26W-15-03N – API 05-123-45175; Launer 26W-15-05N – API 05-123-45172; Launer 26W-15-06N – API 05-123-45173; Launer 26W-15-08C – API 05-123-45176; Launer 26W-15-09N – API 05-123-45179; Launer 26W-15-11N – API 05-123-45180; Launer 26W-15-12N – API 05-123-45178) [2021-0283]

* **Signed this date**