

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
MONDAY, FEBRUARY 1, 2021
9:00 A.M.

2021-0304

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 27, 2021

CERTIFICATION OF HEARINGS: Hearings conducted on January 27, 2021: 1) USR19-0057 – Black Mountain Land Company, LP, c/o Black Mountain Sand Weld, LLC 2) Petition for Vacation of Portions of Section Line Right-of-Way and CR Right-of-Way laying near CRs 91, 93, 95, and 34, and I-76 – Black Mountain Land Company, LP, c/o Black Mountain Sand Weld, LLC

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:

COMMISSIONER COORDINATOR REPORTS:

WARRANTS:

1) General Warrants – January 29, 2021 [2021-0306]

BIDS:

- 1) Approve Bid #B2100039, Buildings and Grounds Office Remodel – Department of Buildings and Grounds [2021-0188]
- 2) Present Bid #B2100042, Various Services for Child Welfare Division – Department of Human Services [2021-0307]
- 3) Present Bid #B2100045, Trash Services – Department of Buildings and Grounds [2021-0308]

NEW BUSINESS:

- 1) Consider Petition for Abatement or Refund of Taxes for Account Number R8946415 – Timothy McKeen [2021-0309]
- 2) Consider Contract ID #4413 Equitable Sharing Agreement and Certification and authorize Chair to sign [2021-0310]
- 3) Consider Contract ID #4420 Form SF-424 for 2020 State Criminal Alien Assistance Program (SCAAP) Application and authorize Chair to sign and electronic submittal [2021-0311]
- 4) Consider Contract ID #4412 Application for 2021-2022 Hazardous Materials Emergency Preparedness (HMEP) Grant and authorize Chair to sign [2021-0312]
- 5) Consider Memorandum of Understanding for Air Quality Monitoring at Weld County Missile Park and authorize Chair to sign [2021-0313]
- 6) Consider Title Change of Weld County Department of Buildings and Grounds to Weld County Facilities Department and Appoint Toby Taylor as Director of Facilities [2021-0314]
- 7) Consider Reorganization of Public Information Office [2021-0315]

PLANNING:

- 1) Consider Two-Lot Recorded Exemption, RECX20-0133 – Dee Palermo [2021-0316]

ADJOURN:

**PUBLIC HEARINGS
BOARD OF COUNTY COMMISSIONERS**

* No Public Hearings Scheduled for February 1, 2021 *

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

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
Feb 11 -	Weld Faith Partnership Council	7:30 AM
Feb 11 -	Area Agency on Aging Advisory Board	9:00 AM
Feb 15 -	HOLIDAY	CLOSED

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

FUTURE PUBLIC HEARINGS (CONT'D):

- 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
- 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) Planning Commission, Agenda for February 2, 2021
- 2) Department of Planning Services, Addition to File PL1623, 1MUSR20-02-1343 – Ready Mixed Concrete Company
- 3) Department of Planning Services, Addition to File PL2708, USR19-0053 – Patricia Nash

COMMUNICATIONS (CONT'D):

- 4) Board of County Commissioners, Transcript of Public Hearing, re: Change of Zone, COZ20-0004, from the A (Agricultural) Zone District to the I-3 (Heavy Industrial) Zone District (PL2360) – Gerrard Investments, LLC, c/o Rock and Rail, LLC
- 5) Storms Lake Drainage District, Letter dated January 15, 2021, re: Statement of Election Results for 2019 Board of Directors, Oaths of Office and Public Official Bonds for Mark Firestein, W. Lee Detterer, and Kenneth Podtburg
- 6) Colorado Department of Local Affairs, Division of Housing, Letter dated January 12, 2021, re: Private Activity Bond Allocation 2021

PUBLIC REVIEW:

- 1) City of Fort Lupton, Been Annexation Nos. 1-4, Notice, Resolution, Petition, Affidavit, and Maps [2021-0291]
- 2) Colorado Department of Public Health and Environment, Air Pollution Control Division – Mallard Exploration, LLC – Anderson/Shull Production Facility, Public Notice, Preliminary Analysis, Air Pollutant Emission and Draft Permit Nos. 20WE0809, 20WE0810, 20WE0811, 20WE0812, 20WE0813, 20WE0814, 20WE0815, and 20WE0816 [2021-0292]

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

- 1) Approve Contract ID #4372 Agreement for Professional Services for Strategic Plan Implementation – Lolina, Inc. [2021-0268]
- 2) Approve Contract ID #4378 Agreement for Professional Services for Foster Parent Training Co-Facilitator – Wendy Clark [2021-0269]
- 3) Approve Contract ID #4390 Agreement for Respite Services – Zaquri and Samantha Brinkerhoff [2021-0270]
- 4) Approve Contract ID #4393 2021 Annual Program Plan for Child Support Services [2021-0271]
- 5) Approve Lease Agreement (822 7th Street, Suite 520, Greeley) – Peek Goldstone, LLC [2021-0272]
- 6) Approve Contract ID #4402 2020 Highway User Tax Fund (HUTF) Annual Mileage and Condition Certification Report [2021-0273]
- 7) Approve Contract ID #4409 Application and Agreement for Transfer of Mineral Permit and Succession of Operators for Pierce Pit (Permit #M-1980-121) – Colorado Department of Natural Resources and C&H Aggregates, LLC [2021-0274]
- 8) Approve Contract ID #4411 Agreement for Reimbursement of Fees and Expenses for Interchange Approval Process 1601 – Burlington Northern Santa Fe (BNSF) Railway Company [2021-0275]
- 9) Approve Application for Federal Highway Safety Improvement Program (HSIP) Grant [2021-0276]
- 10) Approve Temporary Closure of CR 43 Between CRs 62 and 64 [2021-0277]
- 11) Approve Appointment to Workforce Development Board [2021-0278]
- 12) Action of the Board Concerning USR19-0057 – Black Mountain Land Company, LP, c/o Black Mountain Sand Weld, LLC [2021-0234]
- 13) Action of the Board Concerning Petition for Vacations of Section Line Right-of-Way and CR Right-of-Way Near CRs 91, 93, 95, and 34, and I-76 – Black Mountain Land Company, LP, c/o Black Mountain Sand Weld, LLC [2021-0221]

MISCELLANEOUS:

- * 1) Contract ID #4414 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Lansing Emore and Talia Agone [2021-0317]

MISCELLANEOUS (CONT'D):

- * 2) Contract ID #4415 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – James and Gari Dunn [2021-0318]
- * 3) Contract ID #4416 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Rachel Winterfeld [2021-0319]
- * 4) Change Order #1 to Agreement for Professional Services for Design Services for Public Works Equipment Storage Building (Bid #B1900100) – Cairn Design, LLC [2021-0320]
- * 5) Change Order Contract Agreement Extension/Amendment #4 to Agreement for Professional Services for Design Services for Health Laboratory Expansion (Bid #B1900100) – GSG Architecture, Inc. [2019-4763]
- * 6) Change Order Contract Agreement Extension/Amendment #1 to Agreement for Professional Services for 822 7th Street Window Sealing (Bid #B2000178) – Lane Glass, Inc. [2020-2918]
- * 7) Contract Agreement Extension/Renewal #1 to Agreement for Professional Services for Consulting Services for 2013 Flood (Bid #B1300200) – Base Tactical Disaster Recovery [2013-3376]
- * 8) Contract Agreement Extension/Renewal #1 for Agreement Proposal for Federal Emergency Management Agency (FEMA) Grant Management Services – BASE Tactical Disaster Recovery [2020-1170]
- * 9) Contract ID #4405 Commercial Service Order Agreement for Galeton Grader Shed Internet Services – Skybeam, LLC, dba Rise Broadband [2021-0321]
- * 10) Contract ID #4406 Commercial Service Order Agreement for Gill Grader Shed Internet Services – Skybeam, LLC, dba Rise Broadband [2021-0322]
- * 11) Contract ID #4407 Commercial Service Order Agreement for Kersey Grader Shed Internet Services – Skybeam, LLC, dba Rise Broadband [2021-0323]
- * 12) Contract ID #4408 Commercial Service Order Agreement for Peckham Grader Shed Internet Services – Skybeam, LLC, dba Rise Broadband [2021-0324]
- * 13) Contract ID #4384 Weld County Guard Terminal Services Agreement – Town of Keenesburg [2021-0325]
- * 14) Contract ID #4424 Weld County Guard Terminal Services Agreement – Nunn Police Department [2021-0326]
- * 15) Contract ID #4427 Road Maintenance Agreement According to Policy Regarding Collateral for Improvements for Zoning Permit for Certain Uses in the A (Agricultural) Zone District, ZPAG20-0022 – SOLFLO Collective, c/o Erica Walden [2021-0327]
- * 16) Contract ID #4430 Improvements and Road Maintenance Agreement According to Policy Regarding Collateral for Improvements for Use by Special Review Permit, USR20-0007 – EWS #12 DJ Basin, LLC [2021-0328]

* **Signed this date**