



ADAMS COUNTY

COLORADO
BOARD OF COUNTY COMMISSIONERS

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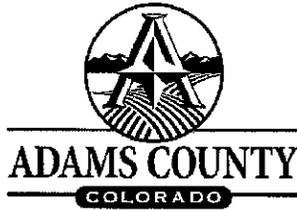
**STUDY SESSION AGENDA
TUESDAY
August 13, 2019**

ALL TIMES LISTED ON THIS AGENDA ARE SUBJECT TO CHANGE

11:00 A.M.	ATTENDEE(S):	Nancy Duncan
	ITEM:	Third Amendment to 2019 Adopted Budget
11:30 A.M.	ATTENDEE(S):	Mike Holub / Sean Braden
	ITEM:	Sustainability 2030 Plan
12:00 P.M.	ATTENDEE(S):	Mike Holub / Sean Braden / Stephanie Wilde / Cat Townsend
	ITEM:	Riverdale Animal Shelter Construction Update
12:30 P.M.	ATTENDEE(S):	Jill Jennings Golich / Jen Rutter / Katie Keefe / Christy Fitch / Christine Dougherty / Keith Huck
	ITEM:	Oil and Gas Regulation Amendments
1:30 P.M.	ATTENDEE(S):	Raymond Gonzales
	ITEM:	Administrative Item Review / Commissioners Communication

(AND SUCH OTHER MATTERS OF PUBLIC BUSINESS WHICH MAY ARISE)

AGENDA IS SUBJECT TO CHANGE



STUDY SESSION AGENDA ITEM

DATE:	August 13, 2019
SUBJECT:	Third Amendment to the 2019 Adopted Budget
FROM:	Nancy Duncan, Budget & Performance Measurement Director
AGENCY/DEPARTMENT:	Budget & Performance Management Department
ATTENDEES:	Budget & Performance Management Department
PURPOSE OF ITEM:	Review requested amendment items with the Board of County Commissioners and answer any questions regarding these items.
STAFF RECOMMENDATION:	After review of the Third Amendment, to adopt the 2019 Third Budget Amendment at a future Public Hearing.

BACKGROUND:

This is to amend the 2019 Adams County Budget

AGENCIES, DEPARTMENTS OR OTHER OFFICES INVOLVED:

County Manager's Office and Budget & Performance Management Department

ATTACHED DOCUMENTS:

2019 3rd Amendment Summary
2019 3rd Amendment Detail

FISCAL IMPACT:

Please check if there is no fiscal impact . If there is fiscal impact, please fully complete the section below.

Fund:

Cost Center:

	Object Account	Subledger	Amount
Current Budgeted Revenue:			
Additional Revenue not included in Current Budget:			
Total Revenues:			

	Object Account	Subledger	Amount
Current Budgeted Operating Expenditure:			
Add'l Operating Expenditure not included in Current Budget:			
Current Budgeted Capital Expenditure:			
Add'l Capital Expenditure not included in Current Budget:			
Total Expenditures:			

New FTEs requested: YES NO

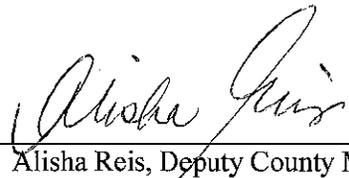
Future Amendment Needed: YES NO

Additional Note:

Due to the length of the amendment, please see attached Amendment Summary and Amendment Detail for fiscal impact.

APPROVAL SIGNATURES:


Raymond H. Gonzales, County Manager


Alisha Reis, Deputy County Manager

Bryan Ostler, Deputy County Manager

Chris Kline, Deputy County Manager

APPROVAL OF FISCAL IMPACT:

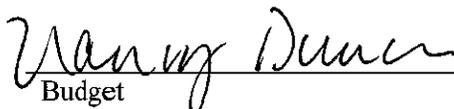

Nancy Dancer
Budget

Exhibit A - Amendments

Third Amendment to the 2019 Budget
 Resolution No. TBD
 For Adoption on: August 20, 2019
 Study Session: August 13, 2019



Purpose of Resolution:

A resolution to amend the 2018 Budget. Summary information by Fund and Department is listed below. Additional detailed information is attached for consideration and review.

Fund	Department	Expenditure Amount	Revenue Amount	Use of Fund Balance	FTE
GENERAL FUND	Clerk & Recorder - Motor Vehicles	\$100,839	\$0	\$100,839	12.00
	County Attorney's Office	39,600	0	39,600	1.00
	District Attorney's Office	203,304	0	203,304	5.00
	People & Culture	17,125	0	17,125	1.00
	Sheriff's Office	232,714	232,714	0	0.00
CAPITAL FACILITIES FUND	Facilities - Leader Blade Station	350,000	0	350,000	0.00
SOCIAL SERVICES FUND	Human Services - Child Welfare	1,019,097	917,188	101,909	17.00
	Human Services - Child Care Assistance Program (CCAP)	269,404	269,404	0	5.00
HEAD START FUND	Head Start	72,105	72,105	0	0.00
Total Appropriation		\$2,304,188	\$1,491,411	\$812,777	41.00

Fund Summary	Expenditure Amount	Revenue Amount	Use of Fund Balance	FTE
GENERAL FUND	\$593,582	\$232,714	\$360,868	19.00
CAPITAL FACILITIES FUND	350,000	0	350,000	0.00
SOCIAL SERVICES FUND	1,288,501	1,186,592	101,909	22.00
HEAD START FUND	72,105	72,105	0	0.00
Total Appropriation	\$2,304,188	\$1,491,411	\$812,777	41.00

AMENDMENTS

**Third Amendment to the 2019 Budget
Resolution No. TBD
For Adoption on: August 20, 2019
Study Session: August 13, 2019**



Department - (Division)	Source of Funding (Carryover, Fund Balance, Grant, Miscellaneous Revenue)	Expenditure Amount	Revenue Amount	Use of Fund Balance	Ongoing (X)	Reason for Amendment	FTE
GENERAL FUND							
Clerk & Recorder - Motor Vehicles	Fund Balance	\$100,839	\$0	\$100,839	X	The Clerk & Recorder is requesting an increase to 12 RP2 positions. This increase results in 12 RP2 positions moving from .50 FTE to 1.0 FTE. The reason for this is to follow the Affordable Care Act guidelines. Current temp salary budget will cover part of this request. The Clerk and Recorder is also requesting 6.0 FTEs to act as Greeter/Clerical positions in 5 of the 6 Motor Vehicle offices.	12.0
County Attorney's Office	Fund Balance	39,600	0	39,600	X	Significant Increases in workload for support staff in Human Services. There has been a change in practice for the Office of Respondent Parent Council regarding appeals of D&N cases. This was discussed in AIR on June 18, 2019.	1.0
District Attorney's Office	Fund Balance	203,304	0	203,304	X	The District Attorney's Office was notified that the 17th Judicial District will be adding a County Court Magistrate effective September 1, 2019; and a District Court Judge effective January 1, 2020. This request is for two DDA II, two DDA I, and one Legal Assistant.	5.0
People & Culture	Fund Balance	17,125	0	17,125	X	Since 2014, Adams County has gone from 1,897 FTEs to 2,210 FTEs authorized in the 2019 Adopted Budget, an increase of 16.5%. This request is for an additional Compensation Analyst. As the county has grown, support staff has not kept up with demand. Adams County currently has 1 compensation analyst. The industry average for compensation professionals is 1 per 1,200 employees. This will bring Adams County in line with industry average and help meet the goals of appropriate compensation and employer of choice.	1.0
Sheriff's Office	Grant Revenue	232,714	232,714	0		The State of Colorado, Department of Human Services, awarded the Sheriff's Office a grant for Jail Based Behavioral Health Services (JBBS). The SO contracts with Community Reach Center to provide these services within the jail.	
TOTAL GENERAL FUND		\$593,582	\$232,714	\$360,868			19.0
CAPITAL FACILITIES FUND							
Facilities - Leader Blade Station	Fund Balance	\$350,000	\$0	\$350,000		Due to the escalation in scope and costs, the Leader Blade Station project is requiring an additional \$350K to complete the project. This was heard in Study Session on July 23, 2019.	
TOTAL CAPITAL FACILITIES FUND		\$350,000	\$0	\$350,000			0.0
SOCIAL SERVICES FUND							
Human Services - Child Welfare	Grant Revenue	\$1,019,097	\$917,188	\$101,909	X	As part of the Child Welfare Workload Study, the state has added positions annually to bring the current statewide level to 62% of the additional staffing needed to effectively manage the workload. Adams County was notified that 17 positions will be added. These are funded at 90/10. This was discussed in AIR on May 7, 2019.	17.0

Department - (Division)	Source of Funding (Carryover, Fund Balance, Grant, Miscellaneous Revenue)	Expenditure Amount	Revenue Amount	Use of Fund Balance	Ongoing (X)	Reason for Amendment	FTE
Human Services - Child Care Assistance Program (CCAP)	Grant Revenue	269,404	269,404	0	X	Additional grant revenue was made available for CCAP staffing levels to be increased by 5 positions. This was discussed in AIR on July 16, 2019.	5.0
TOTAL SOCIAL SERVICES FUND		\$1,288,501	\$1,186,592	\$101,909			22.0
HEAD START FUND							
Head Start	Grant Revenue	\$72,105	\$72,105	\$0	X	Additional grant funding was made available for COLA adjustments in Head Start. This was discussed in Study Session on February 12, 2019. Revenues were received in May 2019.	0.0
TOTAL HEADSTART FUND		\$72,105	\$72,105	\$0			0.0
TOTAL ALL FUNDS - 2019 3rd AMENDMENT		<u>\$2,304,188</u>	<u>\$1,491,411</u>	<u>\$812,777</u>			<u>41.0</u>



STUDY SESSION AGENDA ITEM

DATE:	August 13, 2019
SUBJECT:	Sustainable Adams County 2030 Plan Update
FROM:	Seán Braden; Manager, Planning, Design & Construction
AGENCY/DEPARTMENT:	Facilities & Fleet Management
ATTENDEES:	Multiple Departments
PURPOSE OF ITEM:	Update on Sustainability Plan
STAFF RECOMMENDATION:	Not Applicable

BACKGROUND:

In April 2015 Adams County adopted the Sustainable Adams County 2030 Plan specifically to identify goals and avenues to achieving a more sustainable philosophy in Adams County government. Within this document, 4 cornerstones and 16 goals were established to improve the County's sustainability approach.

Earlier in 2019, the State of Colorado also passed bill 1261 which adopts regulations around carbon footprint and statutory requirements for entities to track and accomplish. The current 2030 Plan does not specifically co-relate to state bill 1261 and the intent of this study session is to provide an update on both the 2030 plan, bill 1261, and next steps moving forward.

AGENCIES, DEPARTMENTS OR OTHER OFFICES INVOLVED:

Facilities and Fleet Management – Planning, Design, and Construction
Community and Economic Development
Public Works
Finance
ITi

ATTACHED DOCUMENTS:

Power Point

FISCAL IMPACT:

Please check if there is no fiscal impact . If there is fiscal impact, please fully complete the section below.

Fund: Varies per project

Cost Center: Varies per project

	Object Account	Subledger	Amount
Current Budgeted Revenue:			
Additional Revenue not included in Current Budget:			
Total Revenues:			

	Object Account	Subledger	Amount
Current Budgeted Operating Expenditure:			
Add'l Operating Expenditure not included in Current Budget:			
Current Budgeted Capital Expenditure:			
Add'l Capital Expenditure not included in Current Budget:			
Total Expenditures:			

New FTEs requested: YES NO

Future Amendment Needed: YES NO

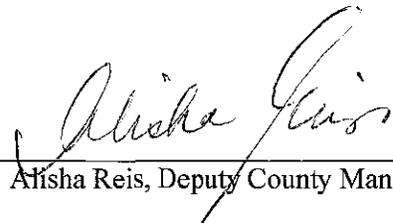
Additional Note:

Impacts of the 2030 Plan and future goals may have impacts to individual operating or project budgets.

APPROVAL SIGNATURES:



Raymond H. Gonzales, County Manager



Alisha Reis, Deputy County Manager

Bryan Ostler, Deputy County Manager

Chris Kline, Deputy County Manager

APPROVAL OF FISCAL IMPACT:



Nancy Duncan
Budget / Finance



Sustainable Adams County 2030 Plan - Update

AUGUST 13, 2019

Overview

- ▶ Previous Update January 22, 2019
- ▶ Today (August 13 Update) Overview
 - ▶ House Bill 19-1261
 - ▶ Current Approach for 2030 Plan
 - ▶ Current Progress for each Goal
- ▶ Next Steps

House Bill 19-1261

approved May 1, 2019

- ▶ “Concerning the reduction of Greenhouse Gas Pollution, and, in connection therewith, establishing statewide Greenhouse Gas Pollution reduction goals and making an appropriation.”
 - ▶ “Section 1 of the bill states that Colorado shall have statewide goals to reduce 2025 greenhouse gas emissions by at least 26%, 2030 greenhouse gas emissions by at least 50%, and 2050 greenhouse gas emissions by at least 90% of the levels of greenhouse gas emissions that existed in 2005.”
- ▶ Sustainable Adams County 2030 Plan is not written with common language or goals, but clearly has much the same intent. Additional review and research needed to coordinate efforts of both plans.

Current County Sustainability Approach

- ▶ “Sustainability” is a Culture – not a job title.
 - ▶ Supported approach by many professional organizations
 - ▶ Facilities & Fleet Management act as ‘Facilitators’ due to large responsibilities per the 2030 plan.
- ▶ Adams County is a member of the Compact of Colorado Communities
 - ▶ Huge kick-off in 2018 / Large summit and keynote by Governor
 - ▶ Ongoing debate within Compact as to role/purpose

Current 2030 Plan Goals

- ▶ 2030 Plan establishes 4 Cornerstones:
 - ▶ 1. Responsible and Innovative Regional Leadership
 - ▶ 2. Waste Management and Reduction
 - ▶ 3. Conservation of Energy and Resources
 - ▶ 4. Respect for Adams County's Heritage
- ▶ Within the Cornerstones, several Goals were established
 - ▶ Based on 2012 Benchmarks
 - ▶ Each goal was assigned a Department as 'Champion' of that goal and assigned responsibility for benchmarking, implementing, tracking, and reporting on progress for that goal.

Current 2030 Plan Approach

- ▶ “Sustainability” is a Culture – not a job title.
 - ▶ Supported approach by many professional organizations
- ▶ Adams County is a member of the Compact of Colorado Communities
 - ▶ Huge kick-off in 2018 / Large summit and keynote by Governor
 - ▶ Ongoing debate within Compact as to role/purpose

2030 Team

▶ Team Members:

- ▶ Mike Gutierrez; Fleet Manager, Facilities & Fleet Mgt.
- ▶ Sean Braden; Mgr. Planning, Design, Construction, Facilities & Fleet Mgt.
- ▶ Vacant; Manager of Maintenance/Operations; Facilities & Fleet Mgt.
- ▶ Jen Rutter; Development Services Manager, CED
- ▶ Katie Keefe; Environmental Program Manager, CED
- ▶ Brian Staley; Deputy Director, Public Works
- ▶ David Rausch; Infrastructure and Stormwater Manager, Public Works
- ▶ Ben Dahlman; Director, Finance
- ▶ Ken Beach; Director, Iti
- ▶ Michaela Odenbaugh; P&C Specialist, People & Culture
- ▶ Other interested parties/stakeholders as needed

2030 Goals & Champions

Cornerstone	Goal	Champion
I. Responsible and Innovative Regional Leadership	Serve as a regional leader	All (Facilities)
	Cultivate {culture} for county government to be efficient, sustainable, and responsive	All (People & Culture and Green Team)
	Sustainable neighborhoods – access to resources	CED
II. Waste Management and Reduction	Reduce waste by 30%	Facilities
	All residents have access to recycling	CED

2030 Goals & Champions

Cornerstone	Goal	Champion
III. Conservation of Energy Resources	Reduce energy consumption 25%	Facilities
	Policy/incentives for energy reduction in private construction	CED
	Reduce potable water 30%	Facilities (Parks)
	Policy/incentives for water reduction in private construction	CED
	Reduce fuel consumption 30%	Fleet (All)
	Reduce fleet vehicle miles 10%	Fleet (All)
	Increase resident access to multi-modal transit options 30%	CED
	Increase online transactions 200%	ITi (All)

2030 Goals & Champions

Cornerstone	Goal	Champion
IV. Responsible and Innovative Regional Leadership	Maintain conservation of high-quality agricultural lands	Parks & Open Space
	Protect water quality & quantity by increasing publicly access acres with water 10%	Public Works & Parks & Open Space
	Increase residents' access to fresh foods and sustainable economy supporting markets, stands, and community gardens	CED

2030 Progress / Ongoing Actions

- ▶ Facilities & Fleet Management:
 - ▶ In cooperation with CED, commencing on Solar Development design at the Former Shooting Range (Riverdale Road)
 - ▶ Currently compiling data to 2012 (if available) on fleet quantity, mileage, and fuel consumption
- ▶ CED
 - ▶ Development of “definitions” specifically related to 2030 Plan
 - ▶ Examples: “sustainable neighborhood”, “access”, etc.
 - ▶ Develop benchmarks for various elements
 - ▶ Engage with stakeholders (neighborhoods & commercial)
 - ▶ External education development supportive of sustainability

2030 Progress / Ongoing Actions

- ▶ Public Works
 - ▶ Currently compiling data for acreage in riparian corridors to determine quantity and targets for water quality and additional acreage needed
- ▶ Green Team / Parks & Open Space
 - ▶ Earth Day event in April
- ▶ Green Team / People & Culture
 - ▶ Transportation Day

Next Steps

- ▶ Confirmation of Current 2030 Plan Goals
 - ▶ Examples:
 - ▶ Renewable energy requirements accomplished... what's next?
 - ▶ Online transactions – not validate but believe accomplished... what's next?
 - ▶ Re-Benchmarking (where needed) some of the goals
 - ▶ Methodology to implementing, tracking, and reporting
- ▶ Compare/Contrast with HB19-1261
 - ▶ Understand common approach / align both plans
- ▶ Consultant in 2030 to assist with review and reporting needs

Next Steps

- ▶ Policy and/or Approach Conversations with BoCC
 - ▶ Determining priorities for competing needs
 - ▶ Example: Access to Recycling for Residents
 - ▶ Example: Vehicle Standards - how do vehicles get selected/approved?
 - ▶ Regionalizing and/or Partnering with Municipalities
 - ▶ Partnering with HOA, Developers, and/or Vendors
 - ▶ Ordinance Changes supporting the 2030 Goals
 - ▶ Updating and/or Changing a 2030 Plan Goal
 - ▶ Generation of “new” ideas or goals
- ▶ Future update meetings targeted at specific Goals in the Plan (by each Champion)

The End





STUDY SESSION AGENDA ITEM

DATE:	August 13, 2019
SUBJECT:	Riverdale Animal Shelter – Construction Progress Update
FROM:	Seán Braden; Manager, Planning, Design & Construction
AGENCY/DEPARTMENT:	Facilities & Fleet Management
ATTENDEES:	Stephanie Wilde; Director of RAS / Cat Townsend, Project Manager
PURPOSE OF ITEM:	Update on Construction Progress
STAFF RECOMMENDATION:	Update only – no actions required

BACKGROUND:

Starting in Fall of 2018, construction activities commenced for the Riverdale Animal Shelter. Several milestones have been accomplished in construction, and intent of this study session is to provide an update on progress, schedule and budget.

AGENCIES, DEPARTMENTS OR OTHER OFFICES INVOLVED:

Facilities and Fleet Management – Planning, Design, and Construction
Animal Shelter

ATTACHED DOCUMENTS:

Power Point

FISCAL IMPACT:

Please check if there is no fiscal impact . If there is fiscal impact, please fully complete the section below.

Fund: Varies per project

Cost Center: Varies per project

	Object Account	Subledger	Amount
Current Budgeted Revenue:			
Additional Revenue not included in Current Budget:			
Total Revenues:			

	Object Account	Subledger	Amount
Current Budgeted Operating Expenditure:			
Add'l Operating Expenditure not included in Current Budget:			
Current Budgeted Capital Expenditure:	3161.9055	3161 1701	\$27.5M
Add'l Capital Expenditure not included in Current Budget:			
Total Expenditures:			

New FTEs requested: YES NO

Future Amendment Needed: YES NO

Additional Note:

Duality of Parks Infrastructure project in conjunction with RAS Project will create conversations about multiple funds/budgets for Boulevard (1111), 120th Traffic Signal, and 124th Traffic Circle which are not included in the budgeted amount for the RAS.

APPROVAL SIGNATURES:

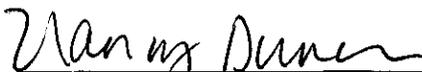

Raymond H. Gonzales, County Manager


Alisha Reis, Deputy County Manager

Bryan Ostler, Deputy County Manager

Chris Kline, Deputy County Manager

APPROVAL OF FISCAL IMPACT:


Budget / Finance

Adams County Riverdale Animal Shelter

Project Update

August 13, 2019



Project Update – Overview:

- Previous Update – May 14, 2019
- Current Update – August 13, 2019
 - Construction Activities & Progress
 - Project Schedule
 - Next Steps
 - Project Budget
 - Co-Relation to Traffic Signal and Traffic Circle

Construction Progress:



April 5, 2019



May 1, 2019



May 20,
2019

Construction Progress:



June 25,
2019



June 25,
2019

Construction Progress:



June 27,
2019

Construction Progress:



July 30,
2019

Construction Progress:



July 3, 2019



July 26,
2019

Exterior Design



West
Elevation

Interior Design



Adoption Lobby

Interior Design



Adoption Lobby

Project Schedule

- Design:
 - Complete March 2019 – within budgeted amount
- Construction:
 - Phase I GMP – Ditch Crossings
 - Work Complete March 30, 2019
 - Phase II GMP - RAS:
 - 23% Complete with Construction / Masonry Ongoing
 - Phase III GMP – Park Blvd., Traffic Signal, Round About, Gateway
 - Design 60% Complete – SCI to Bid in August/September
- FFE Selection:
 - Final layouts complete – final selection in progress

Financial Update:

Work Awarded / In-Progress:

Riverdale Animal Shelter: \$
27,500,000

Parks Infrastructure: \$
9,500,000

\$35.625M committed (96.3%)

\$10.0M complete (28.1%)

Work In-Design / In-Bidding:

120th Traffic Signal: \$ 500,000

124th Traffic Circle: \$ 1,250,000

The End

Questions?





STUDY SESSION AGENDA ITEM

DATE:	August 13, 2019
SUBJECT:	Oil & Gas Regulation Amendments
FROM:	Jill Jennings Golich, Director
AGENCY/DEPARTMENT:	Community & Economic Development
ATTENDEES:	Katie Keefe, Jen Rutter, Christy Fitch, Christine Dougherty, Keith Huck
PURPOSE OF ITEM:	Update on oil and gas regulation amendments resulting from SB19-181.
STAFF RECOMMENDATION:	That Staff continue to work on the regulation amendments and perform public and stakeholder outreach.

BACKGROUND:

On March 1, 2019, Senate Bill 181 was introduced, which clarifies, reinforces, and establishes the regulatory authority of local governments over the surface impacts of oil and gas development. The Adams County Board of County Commissioners approved a six-month moratorium on all new oil and gas facility applications within unincorporated areas on March 20, 2019. Governor Polis signed SB-181 into law on April 16, 2019.

Staff is working to develop draft regulations that implement the broader authority over oil and gas surface impacts afforded by SB-181. Stakeholder meetings were held over four weeks in June and July to obtain input for the draft regulations. Staff met with groups such as Emergency Management and Fire Districts, Oil & Gas Operators, Developers, State Agencies, Adjacent Local Governments, and resident organizations. Utilizing input from the stakeholders, staff with the assistance of outside legal counsel have developed a preliminary draft of the regulations. A final draft will be brought before the Planning Commission and the Board of County Commissioners in a public hearing.

This update to the Board will outline the feedback received from the stakeholders and a recommendation from staff on what to incorporate into the draft regulations. The associated documentation will be posted on the Oil and Gas Information website (<http://www.adcogov.org/oil-and-gas-information>) on or before Friday, August 9, 2019.

AGENCIES, DEPARTMENTS OR OTHER OFFICES INVOLVED:

County Attorney
Elizabeth Paranhos, Outside counsel for oil and gas issues

ATTACHED DOCUMENTS:

FISCAL IMPACT:

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Total Expenditures:			

New FTEs requested: YES NO

Future Amendment Needed: YES NO

Additional Note:

APPROVAL SIGNATURES:



Raymond H. Gonzales, County Manager

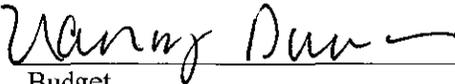


Alisha Reis, Deputy County Manager

Bryan Ostler, Deputy County Manager

Chris Kline, Deputy County Manager

APPROVAL OF FISCAL IMPACT:



Budget

Summary of Comments Received as of August 9, 2019

Technical, legal and administrative clarifications - definitions, regulatory scope and performance standards	
Comment	Staff recommendation
Tasks within emergency response requirements are outside Operator scope that are coordinated with the serving first responders.	Modified language to clarify Operator's role and requirements.
Make neighborhood meetings always required.	Modified language to clarify neighborhood meetings always required.
Unclear definitions of terms in numerous sections prompting reporting, documentation and permit requirements; incorrect terms used that do not apply to exploration & production activities or conditions within the Denver-Julesburg Basin; refine oil and gas facility definition (Chapter 2) to clarify scope of OGF Permit.	Added/Revised language of several terms to align with COGCC and/or APCD definitions, i.e., revised safety incident to reportable safety event under safety requirements; replaced waste with produced water where requirement clearly applies to produced water; replaced subsurface safety valve with surface safety valve; clarified "incident" by incorporating COGCC and OSHA definitions of reportable incident; replaced current 'oil and gas facility' definition with COGCC definition of oil and gas exploration and production facilities.
Define 'substantial modification' as it pertains to existing facilities and applicability of OGF Permit.	Add definition to Chapter 2, OGF Permit: "new wells, well connects, increase to onsite storage, addition of production equipment, disturbance to well pad site area."
Further define 'environmentally sensitive areas' as used in setback requirements and what constitutes "significant degradation" of air quality.	Added to Chapter 11, Definitions, of Development Standards and Regulations.
Well descriptions are not accurate / do not reflect industry terminology.	Replaced terminology within Impact Area Map requirement to align with industry terminology for operational condition of wells: replaced "existing oil and gas wells" with "producing oil and gas wells"; deleted the word "closed" to describe non-producing wells and kept "abandoned, plugged and shut-in".
Not all existing well locations are catalogued in accessible database or mapped, both gas and water wells	Added qualifiers: "known existing oil and gas well" and "permitted water wells."
Setting up a community meeting for every potential location may create unintended harm to development, cause private negotiations with landowners to become public and create friction among residents.	Added language in permit application review steps to clarify neighborhood meeting follows conceptual review of sites and site selection.
Exact drilling and completions schedules not known at permit application stage. Schedules are often dictated and impacted by markets and other factors that cannot be controlled. Delete requirement to identify proposed drilling and completion schedules.	Replace "proposed" with "tentative" schedule.
Road Maintenance Agreements not typically covered within Traffic impact Fees. Suggest moving "Maintenance Agreement" to separate requirement and clarify not part of TIF. Requiring Road Maintenance Fee is duplicative and excessive.	Moved Road Maintenance Agreement requirement to separate subitem to clarify no fee associated with requirement to maintain right-of-way access to OGF location.
Request for clarification on how OGF regulations will affect existing permitted facilities; define what qualifies as "substantially modified."	Clarified that any work which requires major amendment as defined within the codes will require application for OGF Permit and proposed regulations will apply.
Define "water bodies" as used throughout regulation. Does this apply to manmade ditches and canals, intermittent and ephemeral streams? Consider including wetlands.	Added definition to Chapter 11, Definitions, Development Standards and Regulations.
Air quality requirements in their entirety are an overstep of local authority and should at least follow procedural requirements as outlined in CO-APCA section 25-7-128: hearings, judicial review, and injunctions consistent with APCA; meet with AQCC to reconcile county regulations with state regs.	Noted and legal counsel is addressing through additional procedural language within Chapter 4, enforcement and appeals, of proposed regulations.
Requirements modified, enhanced, or removed	
Comment	Staff recommendation
Require larger notification signs at the OGF for both land use notice and operational notice that can be seen from the public right-of-way (ROW); require contact information signs are legible from the ROW.	Enhanced posting requirement in performance standards to require 24-hour contact and project information sign be posted at the intersection of the access road and public ROW with text of a size that is legible from the public ROW.
Do not permanently vest an OGF; include permit expiration.	Carried over current requirement in existing regulations to proposed regulation as part of conditions of approval.
Surface locations are dependent on access to minerals. Many times, finding 3 surfaces can be extremely difficult, therefore, recommend 2 sites for alternative analysis. Include location's ability to access the minerals efficiently and economically as a factor in determining which location best satisfies the goal of protecting public health, safety, welfare and the environment.	Enhanced language in alternative site analysis to clarify all three alternative sites do not need to be on separate parcels by specifying that proposed OGF locations must be at least 1,000-ft apart but can be located on the same parcel.
Do not allow development within Floodplain.	Added requirement for Resource Review when developing within Natural Resource Conservation Overlay (floodplain) to the Floodplain Use Permit section of the OGF Permit regulation amendment.
Remove requirement to store IR Camera videos taken during LDAR inspection for 5 years since video stills will not provide useful information.	Agree; deleted storage requirement since LDAR results are documented on state reporting forms that can be reviewed by staff.

Summary of Comments Received as of August 9, 2019

Requirements modified, enhanced, or removed	
Comment	Staff recommendation
Providing 10-years of Safety Management System records & reports for all incidents construed as excessive and may be impossible to provide; who will review the large amount of data and what is the expected benefit.	Modified requirement to require five (5) years of reportable safety event records.
Require submittal of water supply quality plan.	Incorporated from MOU into final-draft regulation.
Requiring Operators to certify new OGF will not increase total air emissions from all permitted facilities within the County essentially places cap on VOC emissions and regulates downhole operations, which could have unintended consequences such as Operator delaying plugging of wells or remediating abandoned wells, and exceeds scope of authority of SB-181.	After further evaluation, staff agrees this section may be problematic and it was removed.
Remove all sections that state County must approve OGF Permit if it meets all regulations.	Added language to clarify that County retains discretionary authority to condition a permit, even if it meets all criteria, which provides flexibility to remain current with emerging technologies & land-use compatibility concerns.
Prohibiting all flaring from combustion device except in emergencies should be based on location and proximity to other land uses; impractical to implement when pipelines are not co-located or available to OGF.	Changed restriction on combustion device flaring except during emergencies or upset conditions from an across the board requirement to an applied requirement based on specific site, project and land use analysis of particular OGF.
All of the components listed in the Safety Standards are a function of federal regulations governing highly hazardous chemicals above specific thresholds and therefore, should not be applied to OGF, which do not meet this criteria.	Listed safety standard requirements are taken from Associated Petroleum Institute's standards that are directly applicable to exploration and production facilities; however, recordkeeping duration and document submittals reduced to reflect actual industry practice
Prohibiting specific chemicals from fracturing fluid is in effect regulating downhole activities; Flowback (produced) water from well stimulation could contain prohibited chemicals even though not added to frac fluid on surface.	While staff disagrees that regulating fracturing fluids is a regulation on downhole activities, they acknowledge that certain listed chemicals could come from in-situ materials, such as bedrock, formations, existing reserves during stimulation and flowback operations. Requirement modified to clearly restrict use of listed chemicals as additives to fracturing fluid.
Ongoing, multiple year monitoring of surveyed plugged and abandoned wells along track of borehole is burdensome and requires long-term agreements and coordination with property owners to conduct work; reduce waiting time for property owner response from 30-days to 15-days.	Requirement changed to capture highest risk time frame for assessments and soil gas surveys, then base subsequent soil surveys on initial findings. Regulation now requires p/a well assessment and soil surveys within 90 days of well completion for each mobilization with subsequent monitoring of wells one year based on results of first survey. Timeframe maintained at 30-days.
Requirement to size secondary containment capable of holding 150% of largest tank volume and restricting two or less tanks per containment berm is excessive and will in effect increase the footprint of the facility and likelihood of land-use compatibility issues.	Changed capacity requirement to 110% of the largest tank volume capacity, which aligns with EPA spill control regulations and removed two tank restriction requirement.
30-day storage limit for produced water and waste is unreasonable since time it takes to characterize, profile and prepare waste for shipment often exceeds 30-days.	Removed / modified time limit on waste storage.
Would like to see an exemption provision within waiver process for sites that only require setback waiver but have property owner/resident written consent for placement within buffer.	Staff is working on implementing within proposed regulations.
No Changes Proposed	
Comment	Staff recommendation
Multiple requests to increase setback distance to 2,500-ft or more.	No changes proposed
Mandatory setbacks and zone district restrictions are prescriptive and arbitrary.	No changes proposed
Require remediation of all plugged and abandoned wells within 6 months with liability coverage to pay for remediation if Operator doesn't complete within 6 months.	No changes proposed
Increase LDAR inspection frequency from biannual to monthly.	No changes proposed
Why doesn't County regulations just reference compliance with APCD regulations for air emissions and air quality control as requirements rather than implement new requirements?	No changes proposed
Incorporate Party Status provision into public hearing process.	No changes proposed
Numerous comments requesting requirements that are already established within the proposed regulations.	No changes proposed
Setbacks are arbitrary and there is no distinction between rural and urban areas within alternative site analysis provisions.	No change proposed
Request at least one off-ramp that allows for contractual agreements between the county and applicants. This would allow for more site-specific conditions as opposed to a one size fits all approach; alternatively allow site location waiver request to process then follow with administrative process.	No change proposed

Summary of Comments Received as of August 9, 2019

No Changes Proposed	
Comment	Staff recommendation
Unreasonable for County to propose alternative locations for OGF.	No change proposed
Numerous comments pertaining to requirements already included in proposed regulations	No change proposed
To avoid unnecessary confusion, recommend using one distance of 1/2 mile for all Impact Area Map requirements.	No change proposed
Require continuous emissions monitoring for CH4 and VOC at all locations.	No change proposed
Require use of IR camera and AIMM for all LDAR monitoring and immediate reporting of all leaks.	No change proposed
Prohibit specific activities known for VOC emissions on ozone alert days.	No changes proposed; proposed regulations include these measures
Increase frequency of LDAR requirement from biannual to monthly.	No changes proposed; proposed regulations exceed current APCD regulation
Several comments requesting specific requirements for transmission lines.	Not within scope of OGF Permit
Place requirements on existing flowlines, gathering lines and transmission lines.	Not within scope of OGF Permit
Incorporate pipeline construction standards and testing methods, national and federal standards, into oil and gas permit.	Not within scope of OGF Permit
Notice all property, water and mineral rights, and business owners as well as tenants within 1-mile of proposed facility.	No change proposed
Require green completions.	No changes proposed; addressed within proposed regulations
Require noise control to below 85-dBA at all times.	No changes proposed; proposed regulations more stringent
Require all data be evaluated by independent third party.	No changes proposed; addressed within proposed regulations
Include provision for fair treatment of all employees that allows for organized employee groups.	Not within scope of land use permit
Require 75% of workforce to be ADCO residents.	Not within scope of land use permit
Extend public comment period beyond 30 days.	No change proposed
Require billboard visible from one-half (1/2) mile be posted on proposed and permitted oil and gas facility location.	No change proposed
Require operator send notices to residents within 1-mile radius before any major repair or renovation work begins.	No changes proposed: COGCC rules require such notices; major renovation will initiate OGF Permit process
Remove requirement to maintain organized list and safety data sheets for all chemicals prior to drilling activities and before construction permits issued.	No changes proposed
Remove prescriptive requirement for plugged and abandoned well marking.	No changes proposed
Define environmental assessment.	Defined within existing development standards and regulations.
Extend the moratorium.	No changes proposed
Taken Under Advisement for Future Consideration	
Comment	Staff recommendation
Staff should run the neighborhood meetings; third party transcribe meetings & provide to County and noticed residents; interpretation services paid for by Operator when requested.	Taken under advisement
Provide notices in Spanish; use clear language in notices so easier to understand project scope and location;	Evaluating modifications to notices on a policy basis
Encourage development of sustainable energy rather than oil and gas development	Addressed in Comprehensive Plan
There is some concern that the county is requiring operators to prepare extensive documentation and planning schemes, and then pay to have those reviewed by the county at the operators expense while retaining no input into the third party who will be reviewing the plans	Approved list of third-party professional consultants would be vetted through RFQ process and Operators will have access to County approved list.
Request clarity on the process for any changes in required document submittals for OGF permits and what procedural standards are in place to ensure decisions are based on rational and technical input.	Guidance Document and Application Submittal Checklist
Extend public comment period beyond 30 days	Taken under advisement
Regulations are so stringent that they may very well have the effect of substantially limiting or even banning oil and gas development within the County.	Taken under advisement

Oil and Gas Inspection Revenue and Expenditure Analysis

	Amount
Estimated Oil and Gas Inspections Per Year	720
Annual Personnel Costs	
Salary Inspector One	\$ 66,600.39
Benefits Inspector One	\$ 30,599.54
Salary Inspector Two	\$ 66,600.39
Benefits Inspector Two	\$ 27,285.25
Total Annual Personnel Costs	\$ 191,085.57
Annual Operating and Maintenance Costs	
Annual Truck Costs Inspector One - Depreciation	\$ 4,571.43
Annual Truck Costs Inspector Two - Depreciation	\$ 4,571.43
Annual Truck Costs Inspector One - O&M	\$ 2,400.00
Annual Truck Costs Inspector Two - O&M	\$ 2,400.00
Annual Sound Level Meters Depreciation	\$ 1,000.00
Annual Sound Level Meters Software Licensing	\$ 150.00
Annual Photoionizing Detectors Depreciation	\$ 1,200.00
Annual Photoionizing Detectors Software Licensing	\$ 100.00
Annual FLIR Camera	\$ 19,800.00
Annual Staff Training/Conferences	\$ 2,400.00
Annual Four-Gas Meter	\$ 240.00
Annual Laptop Computer/Tablet	\$ 1,500.00
Annual Personal Protective Equipment	\$ 600.00
Annual Phone Stipends	\$ 2,400.00
Total Annual Operating and Maintenance Costs	\$ 43,332.86
Total Annual Personnel and Operating and Maintenance Costs	\$ 234,418.43
Revenue Per Well Needed to Pay for Oil and Gas Inspection Costs	\$ 325.58
Total Annual Revenue from Per Well Charge	\$ 234,418.43