

**CROWLEY COUNTY BOARD OF COUNTY COMMISSIONERS
RECORD OF PROCEEDINGS**

APRIL 30, 2021

CALL TO ORDER

Board of County Commissioners met in regular session on April 30, 2021. The meeting was called to order by Chairman Blaine Arbuthnot at 8:30 a.m. The following were present:

Blaine Arbuthnot-----Chairman
Roy Elliott-----Vice Chairman
Terry McMillian-----Member
LaShelle Benbow-----Deputy Clerk to the Board

**RESOLUTION NO. 2021-8073
APPROVE APRIL 2021 PAYROLL**

Motion by McMillian, seconded by Elliott to approve the disbursements for April 30, 2021 payroll, and authorize transfer of funds in the following amounts:

General Fund	\$ 89,116.20
Road and Bridge Fund	\$ 22,511.71
EMS Fire Fund	\$ 2,357.37
Ambulance Fund	\$ 7,174.82
DHS Fund	\$ 32,128.64
Total	\$153,288.74

Upon motion duly made and seconded the foregoing resolution was adopted by the following vote:

Arbuthnot-----Aye
Elliott-----Aye
McMillian-----Aye

**RESOLUTION NO. 2021-8074
APPROVE PAYROLL BENEFIT DISBURSEMENTS, APRIL 30, 2021**

Motion by Elliott, seconded by McMillian to approve the payroll benefit disbursements for April 30, 2021, and authorize transfer of funds in the following amounts:

General Fund	\$ 65,165.79
Road and Bridge Fund	\$ 17,671.42
EMS Fire Fund	\$ 2,366.33
Ambulance Fund	\$ 3,623.00
DHS Fund	\$ 26,951.72
Total Disbursements	\$115,778.26

Upon motion duly made and seconded the foregoing resolution was adopted by the following vote:

Arbuthnot-----Aye
Elliott-----Aye
McMillian-----Aye

**RESOLUTION NO. 2021-8075
APPROVE DISBURSEMENTS, APRIL 30, 2021**

Motion by Elliott, seconded by McMillian to approve the disbursements for April 30, 2021, and authorize transfer of funds in the following amounts:

General Fund	\$ 28,736.72
Road and Bridge Fund	\$ 9,376.27
EMS Fire Fund	\$ 1,665.91
Ambulance Fund	\$ 4,514.16
Water Fund	\$ 6,402.82
Conservation Trust Fund	\$ 12,045.72
Secretac Fund	\$ 7,735.93
Total Disbursements	\$ 70,477.53

Upon motion duly made and seconded the foregoing resolution was adopted by the following vote:

Arbuthnot-----Aye
Elliott-----Aye
McMillian-----Aye

RESOLUTION NO. 2021-8076

APPROVE RESOLUTION FOR SUPPLEMENTAL BUDGET AND APPROPRIATION

Motion by McMillian, seconded by Elliott to approve the following supplemental budget and appropriation:

A RESOLUTION APPROPRIATING ADDITIONAL SUMS OF MONEY TO DEFRAY EXPENSES IN EXCESS OF AMOUNTS BUDGETED FOR THE COUNTY OF CROWLEY, COLORADO.

WHEREAS, the receipt of funds from the Small Business Relief Grant 2021, in the amount of \$115,198, was not assured at the time of the adoption of the 2021 budget, and;

WHEREAS, the receipt of funds related to the closeout of FEMA PW219 Grant 2014, in the amount of \$57,399.57, was still in negotiation at the time of the adoption of the 2021 budget, and;

WHEREAS, during the Colorado Department of Transportation 2019 State Highway 71 bridge replacement project, significant damage occurred to Crowley County Lane 20. The Colorado Department of Transportation has agreed to pay the County for damage to the county lane. Receipt of funds in the amount of \$50,000, is expected to be received in 2021, and;

WHEREAS, the receipt of funds from the Firefighter Safety & Disease Prevention Grant 2020, in the amount of \$12,270, were expected to be received in December 2020, so was not included in the 2021 budget. Funds were not received until 2021.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CROWLEY COUNTY, COLORADO;

Section 1. That the 2021 appropriation for the General Fund, Auxiliary Services, line number 10.543.59528 SBA Grant Expenditure is hereby increased from \$0.00 to \$115,198 for the following purpose: funds will be distributed to eligible small businesses in Crowley County, who were impacted by severe capacity restrictions due to the COVID-19 pandemic.

Section 2. That the 2021 appropriation for the Road and Bridge Fund, Maintenance of Condition, line number 20.620.52000 Capital Outlay is hereby increased from \$250,000 to \$307,400 for the following purpose: funds from the closeout of the FEMA PW2019 Grant 2014 will be utilized to purchase necessary equipment for the Road and Bridge district departments.

Section 3. That the 2021 appropriation for the Road and Bridge Fund, Maintenance of Condition, line number 20.620.51226 Road Oil is hereby increased from \$211,700 to \$251,700, and line number 20.620.51227 Chips is hereby increased from \$51,350 to \$61,350 for the following purpose: repairs to road damage caused by the CDOT Hwy 71 bridge replacement project.

Section 4. That the 2021 appropriation for the EMS/Fire Fund, EMS Administration, line number 30.634.51167 Casualty/Property Insurance is hereby increased from \$7,550 to \$10,905, and line number 30.634.51380 is hereby increased from \$500 to \$2,000 for the following purpose: to defray the additional expense of casualty and property insurance coverage related to Fire/EMS departments, as well as repair and maintenance costs to the EMS/Fire/Ambulance building.

Section 5. That the 2021 appropriation for the EMS/Fire Fund, Fire Expenditures, line number 30.631.52001 Ordway Subsidy is hereby increased from \$10,500 to \$12,353, and line number 30.631.52003 Olney Springs Subsidy is hereby increased from \$3,500 to \$5,353, and line number 30.631.52004 Sugar City Subsidy is hereby increased from \$3,500 to \$5,353, and line number 30.631.52005 Crowley Subsidy is hereby increased from \$3,500 to \$5,356 for the following purpose: to provide additional operational funds to each of the town fire departments.

ADOPTED, this 30th day of April, 2021.

Upon motion duly made and seconded the foregoing resolution was adopted by the following vote:

Arbuthnot-----Aye
Elliott-----Aye
McMillian-----Aye

PLANNING AND ZONING HEARING

The board conducted a planning and zoning hearing. Those present were:

Commissioners: Arbuthnot, Elliott and McMillian
Deputy Clerk to the Board: LaShelle Benbow
Planning & Zoning Administrator: Matt Carter

RESOLUTION NO. 2021-8077

SUBDIVISION EXEMPTION REQUEST, KALEB AND KENNY BANDIMERE, FILE NO. 2021-13

Kaleb and Kenny Bandimere have applied for a subdivision exemption request to exempt 5 acres from a 20 acre parcel located just north of his current residence and 8525 County Lane 22.5 in Sugar City, CO, to build a new home. He has a meter and access to electricity at the new location. The Crowley County Planning and Zoning Commission heard the request on April 26, 2021, and recommended approval by the Board, subject to an easement included in new survey for water line maintenance for existing property.

WHEREAS, Kaleb, Sandy, and Kenny Bandimere, has filed a request for Subdivision Exemption with the Crowley County Planning and Zoning Commission concerning certain property located in Crowley County, Colorado

WHEREAS, a hearing was held before the Crowley County Planning and Zoning Commission concerning this request on 04/26/2021; and

WHEREAS, the Crowley County Planning and Zoning Commission has recommended to the Crowley County Commissioners that said request be approved;

NOW THEREFORE, the following resolution is hereby adopted by the Board of County Commissioners of Crowley County, Colorado;

1. The Subdivision Exemption request of Kaleb, Sandy, and Kenny Bandimere, is hereby approved.

2. The real property which is the subject of this resolution is described as follows:

The property is also known as:

The E 1/2SE1/4NW1/4 of Section 10, Township 21S, Range 56W of the 6th P.M., SUBJECT TO a 20 ft. ingress and egress easement for maintenance of the irrigation lateral that runs along the North and west line of said E1/2SE1/4NW1/4. In the County of Crowley, State of Colorado.

3. This resolution is approved and the real property which is the subject of this resolution for division is granted subject to the following conditions:

- 1) Any and all health department requirements are to be complied with in their entirety.
- 2) Crowley County Building Codes, if applicable, are to be complied with in their entirety.
- 3) One certified copy of the survey shall be recorded with the Crowley County Clerk and Recorder and a second copy filed with the Land Use Administrator.

4. Other requirements:

Water source mark when applicable - Yes

Required Access Road mark when applicable - Yes

Sewer System mark when applicable - Yes

Adopted this 30th day of April, 2021.

Motion by McMillian, seconded by Elliott to approve the subdivision exemption request for Crowley County File No. 2021-13, subject to an easement included in the new survey for water line maintenance for existing property.

Upon motion duly made and seconded the foregoing resolution was adopted by the following vote:

Arbuthnot-----Aye
Elliott-----Aye
McMillian-----Aye

RESOLUTION NO. 2021-8078

SUBDIVISION EXEMPTION REQUEST, QUINCY HAEBERLE, FILE NO. 2021-14

Quincy Haerberle has applied for a subdivision exemption request to create two new 10 acre parcels, or possibly one 20 acre parcel, on his property located at 8124 County Lane 21, in Sugar City. The current parcel is 330 acres m/l. The entire 330 acre property was approved for Use by Review for marijuana cultivation and processing in July, 2017. He has acquired two additional water meters from 96 Pipeline, and has access to power from Black Hills Energy. The Crowley County Planning and Zoning Commission heard the request on April 26, 2021, and recommended approval by the Board, subject to access and utility easements being included and recorded on the new survey.

WHEREAS, Quincy Haerberle, has filed a request for Subdivision Exemption with the Crowley County Planning and Zoning Commission concerning certain property located in Crowley County, Colorado

WHEREAS, a hearing was held before the Crowley County Planning and Zoning Commission concerning this request on 04/26/2021; and

WHEREAS, the Crowley County Planning and Zoning Commission has recommended to the Crowley County Commissioners that said request be approved;

NOW THEREFORE, the following resolution is hereby adopted by the Board of County Commissioners of Crowley County, Colorado;

1. The Subdivision Exemption request of Quincy Haerberle, is hereby approved.
2. The real property which is the subject of this resolution is described as follows: 8124 County Lane 21, Sugar City Colorado 81076.

The property is also known as:

Section: 9 Township: 21 Range: 56 NW¼ (160 A) and

Section: 9 Township: 21 Range: 56 SW¼, NORTH OF RR NW1/4, N RR 16-21-56 156A

Section: 16 Township: 21 Range: 56 NW¼, NORTH OF RR (156 A) and

NORTH OF RR & WEST OF DITCH -- EXCEPT 1/2 MR (14.4 A) and

NW ¼ SEC 9: All that part of SW ¼ of SEC 9, Township 21 South, Range 56W lying west of the inlet ditch to the Lake Meredith Reservoir and North of State Highway 96; That portion of the W ½ SE ¼ of SEC 9 which lies west of the Lake Meredith inlet canal and North of Colorado Highway 96. All that Part of the NW ¼ of SEC 16 lying North of State Highway 96 in the county of Crowley, State of Colorado.

3. This resolution is approved and the real property which is the subject of this resolution for division is granted subject to the following conditions:
 - 1) Any and all health department requirements are to be complied with in their entirety.
 - 2) Crowley County Building Codes, if applicable, are to be complied with in their entirety.
 - 3) One certified copy of the survey shall be recorded with the Crowley County Clerk and Recorder and a second copy filed with the Land Use Administrator.
4. Other requirements:
 - Water source mark when applicable - Yes
 - Required Access Road mark when applicable - Yes
 - Sewer System mark when applicable - Yes

Adopted this 30th day of April, 2021.

Motion by Elliott, seconded by McMillian to approve the subdivision exemption request for Crowley County File No. 2021-14, subject to access and utility easements being included and recorded on the new survey.

Upon motion duly made and seconded the foregoing resolution was adopted by the following vote:

Arbuthnot-----Aye
Elliott-----Aye
McMillian-----Aye

No further business appearing the meeting was recessed.
Minutes taken by LaShelle Benbow.

ATTEST:

Melinda Carter, County Clerk

Blaine Arbuthnot, Chairman