

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

**OCTOBER 29, 2021**

**CALL TO ORDER**

Board of County Commissioners met in regular session on October 29, 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  
Bruce Fickenscher-----CSU Extension Southeast Region Director

**BRUCE FICKENSCHER - CSU EXTENSION QUARTERLY REPORT**

Bruce presented the CSU Extension third quarter report to the commissioners. The Southeast Area Agronomist is Michaela Mattes.

**RESOLUTION NO. 2021-8211**

**APPROVE OCTOBER 2021 PAYROLL**

Motion by Elliott, seconded by McMillian to approve the disbursements for October 29, 2021 payroll, and authorize transfer of funds in the following amounts:

General Fund	\$ 83,346.88
Road and Bridge Fund	\$ 23,068.33
EMS Fire Fund	\$ 2,456.17
Ambulance Fund	\$ 6,303.23
DHS Fund	\$ 32,309.28
Conservation Trust Fund	\$ 135.25
Total	\$147,619.14

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

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

**RESOLUTION NO. 2021-8212**

**APPROVE PAYROLL BENEFIT DISBURSEMENTS, OCTOBER 29, 2021**

Motion by McMillian, seconded by Elliott to approve the payroll benefit disbursements for October 29, 2021, and authorize transfer of funds in the following amounts:

General Fund	\$ 62,662.21
Road and Bridge Fund	\$ 18,886.34
EMS Fire Fund	\$ 2,448.15
Ambulance Fund	\$ 3,907.63
DHS Fund	\$ 28,881.00
Conservation Trust Fund	\$ 26.68
Total Disbursements	\$116,812.01

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

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

**RESOLUTION NO. 2021-8213**

**APPROVE DISBURSEMENTS, OCTOBER 29, 2021**

Motion by Elliott, seconded by McMillian to approve the disbursements for October 29, 2021, and authorize transfer of funds in the following amounts:

General Fund	\$ 54,263.88
Road and Bridge Fund	\$ 7,187.87
EMS Fire Fund	\$ 2,649.27
Ambulance Fund	\$ 7,994.20
Water Fund	\$ 5,324.82
Conservation Trust Fund	\$ 200.00
Secretac Fund	\$ 7,251.98
Total Disbursements	\$ 84,872.02

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

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

**RESOLUTION NO. 2021-8214**

**APPROVE RESOLUTION FOR SUPPLEMENTAL BUDGET AND APPROPRIATION**

Motion by Elliott, seconded by McMillian to approve the resolution for supplemental budget and appropriation as follows:

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 Community Hospital Board, Inc., in the amount of \$25,000, was not assured at the time of the adoption of the 2021 budget.

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

Section 1. That the 2021 appropriation for the Ambulance Fund, line number 33.633.55020 Community Hospital Grant is hereby increased from \$0.00 to \$25,000 to cover the purchase of a four-wheel drive utility terrain vehicle and a skid unit to be used for emergency response where an ambulance or rescue truck cannot get to.

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

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

**PLANNING & ZONING HEARING**

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

Commissioners: Elliott and McMillian ; Arbuthnot was absent.  
Deputy Clerk to the Board: LaShelle Benbow  
Planning & Zoning Administrator: Matt Carter

**RESOLUTION NO. 2021-8215**

**COMMERCIAL SUBDIVISION EXEMPTION REQUEST BY CASA VERDE FARMS, LLC, WILLIAM PLATTEN II, FILE NO. 2021-21**

Casa Verde LLC's desires to split one 5-acre lot in Sherman subdivision into two 2.5 acre lots. This lot is approved for marijuana cultivation and processing. The purpose of the split is to increase the number of cultivation licenses on the property. The Crowley County Planning and Zoning Commission heard the request on October 25, 2021, and recommended approval by the Board, subject to the required survey and recording of new plats.

WHEREAS, Casa Verde Farms, LLC, (William Platten II), 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 10/25/2021; 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 Casa Verde Farms, LLC, (William Platten II) is hereby approved.
2. The real property which is the subject of this resolution is described as follows:  
20304 Tamarack Lane, Ordway, CO 81063.

The property is also known as:

Lot 3 Sherman Subdivision Filing No. 1

A portion of the NW1/4 of Section 17, and a portion of the SW1/4 of Section 8, Township 21 South, Range 56 West of the 6th PM. As shown by the plat recorded 1/24/2020 at reception no. 174444 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

Motion by McMillian, seconded by Elliott to approve the commercial subdivision exemption request by Casa Verde Farms, LLC, File No. 2021-21.

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

Arbuthnot-----Absent

Elliott-----Aye

McMillian-----Aye

**RESOLUTION NO. 2021-8216**

**COMMERCIAL SUBDIVISION EXEMPTION REQUEST BY LANE 20, LLC, DEAN HIATT, FILE NO. 2021-22**  
Lane 20, LLC desires to split three 5-acre lots in Sherman Subdivision into six 2.5 acre lots. These lots are approved for marijuana cultivation and processing. The purpose of the splits are to increase the number of cultivation licenses on the properties. The Crowley County Planning and Zoning Commission heard the request on October 25, 2021, and recommended approval by the Board, subject to the required survey and recording of new plats.

McMillian expressed concerns that splitting these lots doubles the water usage. He requested that we call Arbuthnot to discuss.

Arbuthnot was called and discussion occurred. He stated that Dean Hiatt is responsible for providing the water to the weed farms. We need to meet with him about his water supply and the ability to move it through the pipeline to see if future lot splitting will create water supply issues in the future.

WHEREAS, Lane 20, LLC., Dean Hiatt, 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 10/25/2021; 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 Lane 20, LLC., Dean Hiatt is hereby approved.
2. The real property which is the subject of this resolution is described as follows: 20315 (lot # 19), 20243 (lot #20), and 20173 (lot #21) Sherman Lane, Ordway, CO 81063.

The property is also known as:

Lot 19, lot 20, lot 21 Sherman Subdivision Filing No. 1

A portion of the NW1/4 of Section 17, and a portion of the SW1/4 of Section 8, Township 21 South, Range 56 West of the 6th PM. As shown by the plat recorded 1/24/2020 at reception no. 174444 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

Motion by Elliott, seconded by Arbuthnot to approve the commercial subdivision exemption request by Lane 20, LLC, File No. 2021-22.

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

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Blaine Arbuthnot, Chairman