

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

**APRIL 29, 2022**

**CALL TO ORDER**

Board of County Commissioners met in regular session on April 29, 2022. The meeting was called to order by Vice Chairman Roy Elliott at 8:30 a.m. Blaine Arbuthnot was absent. The following were present:

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

**RESOLUTION NO. 2022-8338**

**APPROVE APRIL 2022 PAYROLL**

Motion by McMillian, seconded by Elliott to approve the disbursements for April 2022 payroll, and authorize transfer of funds in the following amounts:

General Fund	\$ 77,815.69
Road and Bridge Fund	\$ 20,848.87
EMS Fire Fund	\$ 2,422.11
Ambulance Fund	\$ 7,465.43
DHS Fund	\$ 32,455.21
Conservation Trust Fund	\$ 151.24
Total	\$141,158.55

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

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

**RESOLUTION NO. 2022-8339**

**APPROVE PAYROLL BENEFIT DISBURSEMENTS, APRIL 29, 2022**

Motion by McMillian, seconded by Elliott to approve the payroll benefit disbursements for April 29, 2022, and authorize transfer of funds in the following amounts:

General Fund	\$ 61,237.84
Road and Bridge Fund	\$ 17,513.12
EMS Fire Fund	\$ 2,489.43
Ambulance Fund	\$ 4,985.87
DHS Fund	\$ 28,842.88
Conservation Trust Fund	\$ 91.42
Total	\$115,160.56

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

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

**RESOLUTION NO. 2022-8340**

**APPROVE DISBURSEMENTS, APRIL 29, 2022**

Motion by McMillian, seconded by Elliott to approve the disbursements for April 29, 2022, and authorize transfer of funds in the following amounts:

General Fund	\$ 19,809.16
Road and Bridge Fund	\$ 6,681.31
EMS Fire Fund	\$ 513.61
Ambulance Fund	\$ 12,684.82
Water Fund	\$156,446.31
DHS Fund	\$ 1,275.29
Secretac Fund	\$ 16,055.62
Total	\$213,466.12

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

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

**RESOLUTION NO. 2022-8341**

**APPROVE OPTION LETTER NO. 7 TO CONTRACT NO. 129148 BETWEEN COLORADO DEPARTMENT OF CORRECTIONS AND CROWLEY COUNTY**

Motion by McMillian, seconded by Elliott to approve the Option Letter No. 7 to Contract No. 129148 between Colorado Department of Corrections and Crowley County. The option letter extends the contract beginning July 1, 2022 to June 30, 2023.

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

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

**DISCUSSION**

Elliott mentioned that the Olney Springs housing project should start next week. The fairgrounds concession stand/bathroom project will have concrete poured on Monday. A State 2 Fire Ban is in effect for Crowley County. Prison's are doing well. The jail backlogs are being processed and inmates are being transferred from jails to prisons.

**PLANNING AND 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  
Audience: John Deen, Sue Ann Lowery, and Shirley Ager

**RESOLUTION NO. 2022-8342**

**SUBDIVISION EXEMPTION REQUEST, JJ AND J LAND COMPANY, LLC, FILE NO. 2022-01**

John Deen and Justin Hackler desire to sell half of the 5.2 acre lot on Maverick Acres. They will retain 2.6 acres of the property. A 16 foot easement on the property will remain to allow new owner access and for the maintenance of utilities. The Crowley County Planning and Zoning Commission heard the request on April 25, 2022, and recommended approval by the Board.

WHEREAS, John Deen/Justin Hackler, J J and J Land Company, LLC, 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 04/25/2022; 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 John Deen/Justin Hackler, J J and J Land Company, LLC, is hereby approved.

2. The real property which is the subject of this resolution is described as follows:  
8355 Maverick Lane, Ordway, CO 81063.

The property is also known as:

Subdivision Maverick Acres AMENDED Lot 6, Section 7, Township 21 South, Range 56 West of the 8th P.M. 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 - n/a

Motion by McMillian, seconded by Elliott to approve the subdivision exemption request by John Deen and Justin Hackler, File No. 2022-01.

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

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

**RESOLUTION NO. 2022-8343  
SUBDIVISION EXEMPTION REQUEST, SEVEN SPOKE WHEEL TRUST, STEVE HOPKINS TRUSTEE, FILE NO. 2022-08**

Steve Hopkins explained his family wishes to create two, ten-acre parcels from an existing 156-acre parcel. One parcel will be sold to an existing neighbor. The second parcel will be retained by the Hopkins family. Remaining 136 acres will be sold as grazing land. The Crowley County Planning and Zoning Commission heard the request on April 25, 2022, and recommended approval by the Board, contingent upon new parcels being surveyed and recorded with the Crowley County Clerk's office.

WHEREAS, Seven Spoke wheel Trust, Steve Hopkins Trustee, 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 04/25/2022; 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 Seven Spoke wheel Trust, Steve Hopkins Trustee, is hereby approved.
2. The real property which is the subject of this resolution is described as follows:  
The property is also known as:  
Section 7, Township 21, Range 57, E1/2 SE1/4 EXCEPT 2.82 acres and EXCEPT 1 acre.
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 - n/a

Motion by McMillian, seconded by Elliott to approve the subdivision request by Seven Spoke Wheel Trust, Steve Hopkins Trustee, File No. 2022-08, contingent upon new parcels being surveyed and recorded with the Crowley County Clerk's office.

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

Arbuthnot-----Absent

Elliott-----Aye

McMillian-----Aye

**RESOLUTION NO. 2022-8344**

**SUBDIVISION EXEMPTION REQUEST, SEVEN SPOKE WHEEL TRUST, STEVE HOPKINS TRUSTEE, FILE NO. 2022-06**

Steve Hopkins explained his family wishes to exempt 23 acres of an existing 147-acre parcel to be sold to a member of the family. The remaining acres will be kept by the family and used for grazing. The Crowley County Planning and Zoning Commission heard the request on April 25, 2022, and recommended approval by the Board, subject to all easements being recorded with the Crowley County Clerk's office.

WHEREAS, Seven Spoke Wheel Trust, Steve Hopkins Trustee, 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 04/25/2022; 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 Seven Spoke Wheel Trust, Steve Hopkins Trustee, is hereby approved.

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

The property is also known as:

Section 8, Township 21, Range 57, SW ¼ EXCEPT 13-acre tract in SE Corner.

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 - n/a

Motion by McMillian, seconded by Elliott to approve the subdivision exemption request by Seven Spoke Wheel Trust, Steve Hopkins Trustee, File No. 2022-06, subject to all easements being recorded with the Crowley County Clerk's office.

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

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

**RESOLUTION NO. 2022-8345**

**SUBDIVISION EXEMPTION REQUEST, JOY WELLS, FILE NO. 2022-07**

Joy wells and Steve Hopkins want to create a ten-acre exemption form an existing 180-acre parcel. Steve Hopkins is in the process of purchasing 140 acres from Joy, and will sell the ten-acre parcel once it is created. wells is financing Mr. Hopkins on the 140 acre purchase and is willing to allow the ten-acre sale before deed is transferred to Mr. Hopkins. Electricity and CCWA water are available at the location. The Crowley County Planning and Zoning Commission heard the request on April 25, 2022, and recommended approval by the Board, subject to all easements being recorded with the Crowley County Clerk's office.

WHEREAS, Joy wells, 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 04/25/2022; 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 Joy wells is hereby approved.
2. The real property which is the subject of this resolution is described as follows:

The property is also known as:

Section 8, Township 21, Range 57, Lot 1 NE1/4 NW1/4, NW1/4, NE1/4, NE1/4, NE1/4, SE1/4 NE1/4 180 acres.

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 - n/a

Motion by McMillian, seconded by Elliott to approve the subdivision request by Joy wells, File No. 2022-07, subject to all easements being recorded with the Crowley County Clerk's office.

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

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

**AUDIENCE COMMENT**

Sue Ann Lowery and Shirly Ager wished to thank the Board of County Commissioners, and Matt Carter, for having meetings open to the public, and for their time and efforts contributed towards controversial issues.

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

ATTEST:

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Melinda Carter, County Clerk

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Blaine Arbuthnot, Chairman