

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

**JUNE 27, 2022**

**CALL TO ORDER**

Board of County Commissioners met in regular session on June 27, 2022. 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. 2022-8373**

**APPROVE MUTUAL AID AGREEMENT AND ACCOMPANYING MEMORADUMS BETWEEN DISTRICT 1 CROWLEY COUNTY FIRE DEPARTMENT, CROWLEY COUNTY AMBULANCE SERVICE, AND THE CROWLEY COUNTY CORRECTIONAL FACILITY**

Motion by Elliott, seconded by McMillian to approve the Mutual Aid Agreement and accompanying memoradums between District 1 Crowley County Fire Department, Crowley County Ambulance Service, and Crowley County Correctional Facility.

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

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

**RESOLUTION NO. 2022-8374**

**INTRODUCTION AND FIRST READING OF A PROPOSED ORDINANCE TO MODIFY THE CODE OF COLORADO REGULATIONS 1 CCR 212.3, 3-220, A. 5. C., REGARDING SECURITY ALARM SYSTEMS AND LOCK STANDARDS**

Motion by McMillian, seconded by Elliott to approve the introduction and first reading, and to order published, the following proposed ordinance:

**ORDINANCE 2022-01**

**AN ORDINANCE MODIFYING THE CODE OF COLORADO REGULATIONS 1 CCR 212.3, 3-220, A. 5. c., REGARDING SECURITY ALARM SYSTEMS AND LOCK STANDARDS**

Whereas, the Code of Colorado Regulations 1 CCR 212.3, 3-220, A.5.c. requires privacy screen on all outdoor grow security fences so that the Limited Access Area is not easily viewed from outside the fence; and

WHEREAS, the privacy screen is extremely costly and will not hold up during the extreme Southeastern Colorado winds; and

WHEREAS, the privacy screen material works like a sail, catching the wind and causing the fence posts to bend, requiring significant repairs to the posts, and attached fencing; and

WHEREAS, the privacy screens are extremely expensive and difficult to repair; and

WHEREAS, 98% of all the marijuana grown in Crowley County is grown in two sub-divisions, in a two square mile area. As such, everyone knows commercial marijuana is being grown in this area. The privacy fencing does not conceal the activity; and

WHEREAS, remnants of destroyed privacy screens have become a form of pollutant in Crowley County. They are unsightly and blow all over the county. They get stuck in our barbed wire fences and create barriers in our drainage ditches and irrigation canals, and

WHEREAS, the State of Colorado MED allows for waivers, with the consent of local governments; and

WHEREAS, copies of the relevant, above referenced regulations are available at the Crowley County Administration Office, 603 Main, Suite 2, Ordway, Colorado 81063.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF CROWLEY COUNTY COMMISSIONERS, to waive the requirement of privacy screens on all security fencing in the unincorporated areas of Crowley County.

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

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

**RESOLUTION NO. 2022-8375**

**INTRODUCTION AND FIRST READING OF A PROPOSED ORDINANCE TO ALLOW MARIJUANA FULFILLMENT CENTERS IN CROWLEY COUNTY**

Motion by McMillian, seconded by Elliott to approve the introduction and first reading, and to order published, the following proposed ordinance:

ORDINANCE 2022-02

AN ORDINANCE ALLOWING FULFILLMENT CENTERS IN CROWLEY COUNTY

WHEREAS, Resolution 7061 dated September 6, 2016, contains Ordinance number 2016-03 prohibiting dispensaries and pot shops within the confines of the unincorporated areas of Crowley County, and specifically stating that Recreational Marijuana and Medical Marijuana cannot be sold within the confines of the unincorporated areas of Crowley County; and

WHEREAS, the Board of Commissioners is considering allowing FULFILLMENT CENTERS in Crowley County, which will allow marijuana products to be sold and delivered to individuals who do not live in Crowley County; and

WHEREAS, to obtain local approval for a FULFILLMENT CENTER, the proposed business owner must obtain the appropriate licenses for both a Commercial Retail Pot Shop and a Medical Marijuana Dispensary; and

WHEREAS, the approval and operation of a FULFILLMENT CENTER strictly prohibits the sale of marijuana products, of any kind, within the confines of Crowley County.

WHEREAS, wholesale purchases of marijuana products from Crowley County growers are authorized, this product must be stored in a safe and secure manner until delivered to a retail buyer in another county; and

WHEREAS, the county will be paid a 5% transaction fee on the sales price for each transaction; and

WHEREAS, copies of the relevant documents referenced above are available at the Crowley County Administration Office, 603 Main, Suite 2, Ordway, Colorado 81063.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF CROWLEY COUNTY COMMISSIONERS, to approve the operation of FULFILLMENT CENTERS in the unincorporated areas of Crowley County.

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

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

**OTHER BUSINESS AND DISCUSSION**

The County will be chip sealing County Road F and Lane 25, beginning this week.

Crowley County has applied for four mini-grants through the Southeast Council of Governments. Each grant is \$5,000 and will require the county to match the \$5,000 on each grant. We expect to receive \$20,000 for the following projects: awning constructed at the lake, an awning to be constructed at a park in the Town of Ordway, purchase a generator for the Heritage Center in the Town of Crowley, and to cover the electrical costs for the new concession stand/restrooms at the fairgrounds.

The Board of County Commissioners has decided to sell the following surplus equipment, either by requesting sealed bids or listing on an auction site: 2015 Dodge Ram VIN #1C6RR7XT7FS563606 and 2011 Chevy Tahoe VIN #1GNLC2E01BR292367.

**MONTHLY PRISON MEETING**

The board conducted the monthly prison meeting with representatives of Crowley County Correctional Facility and Arkansas Valley Correctional Facility. Those in attendance were:

Commissioners: Arbuthnot, Elliott and McMillian

Deputy Clerk to the Board: LaShelle Benbow

CCCF: Warden, Barry Goodrich and Assistant Warden, Steve Brown

AVCF: Tracy Coleman and Administrative Services Manager, Cory Burket

CCCF Staffing is slowly improving. Beds are at 1,467. The GED program is up and running.

AVCF continues to struggle with staffing. Beds are at 1,030.

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

ATTEST:

---

Melinda Carter, County Clerk

---

Blaine Arbuthnot, Chairman