

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

APRIL 10, 2025

CALL TO ORDER

Board of County Commissioners met in regular session on April 10, 2025. The meeting was called to order by Chairman Roy Elliott at 8:30 a.m. The following were present:

Roy Elliott, Chairman
Terry McMillian, Vice Chairman
Vicki Powell, Commissioner
LaShelle Benbow, Deputy Clerk to the Board

RESOLUTION NO. 2025-9222

APPROVE MARCH 2025 BOCC MINUTES

Motion by Powell, seconded by McMillian to approve the March 2025 BOCC minutes.

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

Elliott - Aye
McMillian - Aye
Powell - Aye

RESOLUTION NO. 2025-9223

APPROVE DHS DISBURSEMENTS, APRIL 10, 2025

Motion by McMillian, seconded by Powell to approve the DHS disbursements for April 10, 2025, and authorize transfer of funds in the following amount:

DHS Fund \$19,539.76

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

Elliott - Aye
McMillian - Aye
Powell - Aye

RESOLUTION NO. 2025-9224

APPROVE DISBURSEMENTS, APRIL 10, 2025

Motion by Powell, seconded by McMillian to approve the disbursements for April 10, 2025, and authorize transfer of funds in the following amounts:

General Fund \$102,067.29
Road & Bridge Fund \$28,985.45
EMS Fire Fund \$613.63
Ambulance Fund \$2,244.80
Water Fund \$10,729.41
DHS Fund \$1,181.47
E911 Fund \$2,957.22
SECOR Fund \$454,554.33

Total Disbursements \$604,060.95

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

Elliott - Aye

McMillian - Aye

Powell - Aye

RESOLUTION NO. 2025-9225

APPROVE SECRETAC DISBURSEMENTS, APRIL 10, 2025

Motion by McMillian, seconded by Powell to approve the SECRETAC disbursements for April 10, 2025, and authorize transfer of funds in the following amount:

SECRETAC Fund \$10,004.71

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

Elliott - Aye

McMillian - Aye

Powell - Aye

RESOLUTION NO. 2025-9226

APPROVE OEM DISBURSEMENTS, APRIL 10, 2025

Motion by Powell, seconded by McMillian to approve the OEM disbursements for April 10, 2025, and authorize transfer of funds in the following amount:

EMS Fund \$281.41

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

Elliott - Aye

McMillian - Aye

Powell - Aye

RESOLUTION NO. 2025-9227

APPROVE SENIOR CENTER'S 2025 ELECTION OF OFFICERS

Motion by McMillian, seconded by Powell to approve the 2025 election of senior center officers.

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

Elliott - Aye

McMillian - Aye

Powell - Aye

RESOLUTION NO. 2025-9228

APPROVE AND ADOPT EIGHT POLICIES FOR THE DEPARTMENT OF HUMAN SERVICES

Motion by McMillian, seconded by Powell to approve and adopt eight policies for the Department of Human Services. Policies approved are: Domestic Violence, County Approved Settings, Hardship Extensions, Disaster Assistance, Substance Abuse, Diversion, Other Assistance and Supportive Payments, and Workforce Requirements & Employment Outcomes.

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

Elliott - Aye

McMillian - Aye

Powell - Aye

RESOLUTION NO. 2025-9229

APPROVE MEMORANDUM OF UNDERSTANDING BETWEEN 16TH JUDICIAL DISTRICT ATTORNEY AND BENT, CROWLEY AND OTERO COUNTIES

Motion by McMillian, seconded by Powell to approve the Memorandum of Understanding between the 16th Judicial District Attorney, and Bent, Crowley, and Otero counties, for a term from January 1, 2025 to December 31, 2025. Crowley County will pay 18.69% of the annual allocation which amounts to \$16,408.25 per month. Crowley County's portion of the loan payment is \$1,020.01 monthly, until March 1, 2025 when the loan is paid in full. Starting April 2, 2025, Crowley County will pay \$1,009.00 per month to OPI to maintain, operate and improve the building.

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

Elliott - Aye

McMillian - Aye

Powell - Aye

RESOLUTION NO. 2025-9230

APPROVE CONFIRMATION OF PURCHASE/SALE AGREEMENT BETWEEN SUNCOR ENERGY AND CROWLEY COUNTY

Motion by McMillian, seconded by Powell to approve the Confirmation of Purchase/Sale Agreement between Suncor Energy and Crowley County. The agreement is for Road Oil for the 2025 chip and seal projects. The cost is \$650/ton of CRS-2P and \$430/ton CSS-1H 60:40.

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

Elliott - Aye

McMillian - Aye

Powell - Aye

RESOLUTION NO. 2025-9231

APPROVE ENGAGEMENT LETTER AND HOURLY FEE AGREEMENT WITH KANTHAKA GROUP

Motion by Powell, seconded by McMillian to approve the Engagement Letter and Hourly Fee Agreement with Kanthaka Group to prepare a contact and procurement policy that meets federal and state grant requirements, is written in a format that is easy to understand by our employees, minimizes the need for formal request for proposals, and satisfies the recommendations from the Department of Homeland Security and Emergency Management. An initial retain of \$10,000 is required.

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

Elliott - Aye

McMillian - Aye

Powell - Aye

RESOLUTION NO. 2025-9232

APPROVE PROFESSIONAL SERVICES AGREEMENT BETWEEN CROSSROADS TURNING POINT, INC. AND CROWLEY COUNTY, ON BEHALF OF SOUTHEAST COLORADO OPIOID RESPONSE SETTLEMENT REGION

Motion by McMillian, seconded by Powell to approve the Professional Services Agreement between Crossroads Turning Point, Inc. and Crowley County, on behalf of the Southeast Colorado Opioid Response Settlement Region 19, for recovery services in the amount of \$210,651.

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

Elliott - Aye

McMillian - Aye

Powell - Aye

RESOLUTION NO. 2025-9233

APPROVE A RESOLUTION OPPOSING COLORADO SENATE BILL 2025-3

Motion by Powell, seconded by McMillian to approve the following resolution:

THE BOARD OF COUNTY COMMISSIONERS OF CROWLEY COUNTY, COLORADO

A RESOLUTION OPPOSING COLORADO SENATE BILL 2025-3

WHEREAS, Colorado Senate Bill 25-003 (“SB-3”) passed by the Colorado legislature on March 28, 2025, in part, prohibits knowingly manufacturing, distributing, transferring, selling, or purchasing a semiautomatic rifle or semiautomatic shotgun with a detachable magazine or a gas operated semiautomatic handgun with a detachable magazine (“specified semiautomatic firearms”) with limited exceptions and only upon an individual completing onerous, lengthy, and costly background checks and safety courses; and

WHEREAS, pursuant to SB-3, the unlawful manufacture, distribution, transfer, sale, or purchase of a specified semiautomatic firearm is a class 2 misdemeanor, and a second or subsequent offense is a class 6 felony; and

WHEREAS, also pursuant to SB-3, a dealer who unlawfully manufactures, distributes, transfers, sells, or purchases a specified semiautomatic firearm shall have their license revoked by the department of revenue; and

WHEREAS, SB-3 is an unfunded mandate that requires county sheriffs to complete fingerprinting and conduct background checks on applicants to determine if they meet the criteria to receive a firearms course card without any additional funding or resources; and

WHEREAS, it is estimated that SB-3 will cost the state \$1.4 million in the first year of implementation and \$500,000 annually to maintain expenses that the state cannot bear given the state’s budget shortfall; and

WHEREAS, SB-3 will harm gun store owners, rendering it illegal for gun store owners to sell large portions of their merchandise, potentially driving gun businesses to close or move out of the state; and

WHEREAS, SB-3 requires law-abiding citizens to jump through unnecessary hoops and pay significant costs to obtain licenses to exercise their second amendment right; and

WHEREAS, SB-3 violates Colorado citizens’ constitutional rights. Citizens being required to be licensed and gain permission transforms the right to bear arms into a privilege; and

WHEREAS, SB-3 is one of the most restrictive gun licensing systems in the United States that will be a burden to county sheriffs, gun store owners, and law-abiding Coloradoans that must be vetoed; and

WHEREAS, this board opposes Senate Bill 25-003 and implores Governor Polis to veto this legislation that will infringe on Coloradoan’s second amendment rights, jeopardize citizens’ rights to self-defense, damage the economy and livelihoods of gun store owners and employees, and burden county sheriffs.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Crowley County, Colorado, that this Board hereby declares its opposition to Senate Bill 25-003 and urges Governor Polis to veto said legislation.

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

Elliott - Aye

McMillian - Aye

Powell - Aye

OTHER BUSINESS AND DISCUSSION

DONATION TO SENIOR CENTERS - LASHELLE BENBOW DISCUSSED THE POSSIBILITY OF SENIOR CENTER FUNDING BEING DECREASED UP TO 25%. RATHER THAN ASKING EACH CENTER TO SUBMIT COPIES OF RECEIPTS TO BE CONSIDERED FOR REIMBURSEMENT, SHOULD THE COUNTY JUST GIVE EACH CENTER A DONATION OUT OF MARIJUANA FUNDS. THE BOARD STATED THAT WE SHOULD STILL REQUEST RECEIPTS FOR CONSIDERATION OF REIMBURSEMENT. AFTER THAT, THE BOARD MAY CONSIDER A DONATION.

THE BOARD DISCUSSED ADDI DING A FAX BOARD TO OUR COPIER TO ALLOW IT TO ALSO WORK AS A FAX. THE COST OF THIS IS SLIGHTLY LESS THAN \$800. THE BOARD DECIDED AGAINST IT AND WILL PURCHASE A SIMPLE FAX MACHINE FOR PERSONNEL TO USE.

DISCUSS TRANSFER OF CONTINGENCY FUNDS TO ANOTHER FUND. LASHELLE BENBOW SPOKE TO THE COUNTY AUDITOR ABOUT THIS FUND AND HE SAID IT WAS CREATED FOR A "RAINY DAY". THE FUNDS HAVE NOT BEEN UTILIZED AND LASHELLE RECOMMENDS THAT THEY BE TRANSFERRED TO THE GENERAL FUND AND BE ALLOCATED TOWARDS SOME OF OUR CAPITAL OUTLAY PROJECTS THAT WERE NOT BUDGETED FOR, OR ARE OVER BUDGET. THE BOARD UNANIMOUSLY AGREED WITH THIS. LASHELLE WILL START WORKING ON THE PUBLIC NOTICE AND RESOLUTION TO ACCOMPLISH THIS TRANSFER.

CORA REQUESTS - CHANGES TO PUBLIC RECORDS POLICY & PROCEDURE. LASHELLE BENBOW EXPLAINED THAT THE CURRENT POLICY WAS WRITTEN AND APPROVED IN 2018, AND IT NEEDS TO BE REVISED. AS TIME PERMITS, LASHELLE WILL WORK ON REVISING THE POLICY AND WILL SUBMIT IT TO LEGAL COUNCIL FOR REVIEW PRIOR TO SUBMITTING IT TO THE BOARD FOR APPROVAL.

RESOLUTION NO. 2025-9234

SELECT AND APPROVE BID FOR 232 MAIN STREET ROOF REPLACEMENT

The Board discussed the bids received to replace the roof on the building located at 232 Main Street, Ordway. Bids were received from Cheyenne Mountain Roofing \$58,124.26, Old World Roofing \$47,300.00, Tru 2 You Construction, LLC \$67,850.00, and Colorado Front Range Exteriors \$49,000.00. McMillian mentioned that he will always vote for the lowest cost bid provided the work to be done is the same. Additional discussion occurred. Motion by McMillian to approve the bid submitted by Old World Roofing for \$47,300.00. Motion by Powell to approve the bid submitted by Colorado Front Range Exteriors for \$49,000.00. Elliott seconded Powells motion.

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

Elliott - Aye

McMillian - Against

Powell - Aye

No further business appearing the meeting was recessed.

ATTEST:

Melinda Carter, County Clerk

Roy Elliott, Chairman