

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

**March 31, 2017**

**CALL TO ORDER**

Board of County Commissioners met in regular session on March 31, 2017. The meeting was called to order by Chairman T. E. Allumbaugh at 8:30 a.m. with the following present:

T. E. Allumbaugh-----Chairman  
Frank Grant-----Vice Chairman  
Gary Gibson-----Member  
Mike Apker-----Deputy Clerk to the Board

Audience:     None

**RESOLUTION NO. 7174  
APPROVAL EMPLOYEE PAYROLL, MARCH 2017**

Motion by Grant, seconded by Gibson to approve the employee payroll for March, 2017 and authorize transfer of funds in the following amounts:

General Fund	\$61,187.81
Road and Bridge Fund	\$14,404.56
EMS Fire Fund	\$ 2,943.60
Ambulance Fund	\$ 4,777.36
Water Fund	\$ 3,104.49
DHS Fund	\$28,781.12
Total	\$115,198.94

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

Allumbaugh-----Aye  
Gibson-----Aye  
Grant-----Aye

**RESOLUTION NO. 7175  
APPROVAL DISBURSEMENTS, MARCH 31, 2017**

Motion by Gibson, seconded by Grant to approve the disbursements for March 31, 2017 and authorize transfer of funds in the following amounts:

General Fund	\$78,926.93
Road and Bridge Fund	\$22,268.74
EMS Fire Fund	\$ 7,023.66
Ambulance Fund	\$ 3,280.16
Water Fund	\$ 5,893.49
DHS Fund	\$26,433.43
Total	\$143,826.41

CTF Fund                             \$     42.59

E911 Fund                            \$46,125.09

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

Allumbaugh-----Aye  
Gibson-----Aye  
Grant-----Aye

**DISCUSSION ON CSBG PROGRAM**

The board discussed the three options presented to them from Otero County Department of Human Services.

No action taken.

**RESOLUTION NO. 7176  
APPROVAL 2017 ANNUAL OPERATING PLAN, WILDLAND FIRES**

Motion by Grant, seconded by Gibson to approve the 2017 Colorado Statewide Wildland Fire Management Annual Operating Plan. This agreement is between Colorado Division of Fire Prevention and Control and Crowley County for cooperation and working relationships and protocols in joint fire management activities within Crowley County.

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

Allumbaugh-----Aye  
Gibson-----Aye  
Grant-----Aye

**RESOLUTION NO. 7177  
APPROVAL LEASE NEOPOST MAIL SYSTEM**

Motion by Gibson, seconded by Grant to approve the lease agreement for the Neopost Mail System.

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

Allumbaugh-----Aye  
Gibson-----Aye  
Grant-----Aye

**RESOLUTION NO. 7178  
APPROVAL PURCHASE DOMINION VOTING SYSTEMS ACQUISITION AGREEMENT**

Motion by Grant, seconded by Gibson to approve the purchase of the voting system equipment from Dominion Voting System.

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

Allumbaugh-----Aye  
Gibson-----Aye  
Grant-----Aye

**RESOLUTION NO. 7179  
DISCUSSION SPONSORSHIP YOUTH ENTREPRENEURSHIP FAIR**

Motion by Grant, seconded by Gibson to approve participation in the Youth Entrepreneurship Fair in the amount of \$200.00

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

Allumbaugh-----Aye  
Gibson-----Aye  
Grant-----Aye

**PLANNING AND ZONING HEARING**

The board conducted the Planning and Zoning Hearing. The hearing was called to order by Chairman Allumbaugh at 10:00 a.m.

Those present were:

Commissioners: Allumbaugh, Gibson and Grant  
Land Use Administrator: Richard Medina  
Audience: Bruce Hughes, Jeanne Torgler, Ed Griffith, Dean Hiatt, Fran Derby, Anne Johnson

**RESOLUTION NO. 7180  
STROUD FARMS, NON FARM SUBDIVISION REQUEST, FILE NO. 2017-03**

Stroud Farms has requested permission to subdivide a ten acre tract from Stroud Farms that will be sold to Colorado Canal Company. The legal description is the SE1/4, NW1/4 of Section 6, Township 22S, Range 59 West P.M.

The Crowley County Planning and Zoning Commission approved the following request with the stipulation that revegetation be done if it becomes necessary.

Motion by Grant, seconded by Gibson to approve the subdivision request with the revegetation stipulation put in place by the Planning Commission.

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

WHEREAS, Stroud Farms a hearing was held before the Crowley County Planning and Zoning Commission concerning this request on 03/27/2017; 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 Stroud Farms is hereby approved.
2. The real property which is the subject of this resolution is described as follows:

A tract of land lying in:

Lot 3 and the SE1/4; NW ¼ of Section 6, Township 22 S, Range 59 W of the 6th PM

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

Required Access Road mark when applicable

Sewer System mark when applicable

Adopted this 31st day of March, 2017

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

Allumbaugh-----Aye

Gibson-----Aye

Grant-----Aye

**RESOLUTION NO. 7181**

**ED AND CATHI GRIFFITH, USE BY REVIEW VARIANCE, FILE NO. 2017-04**

Ed and Cathi Griffith have made request for a variance for permission by applicants to live in their fifth wheel trailer while they prepare the area for a mobile/modular home placement. The property location is part of the E 1/2, SE 1/4, Section 26, Township 21 S, Range 58 W of the 6th P.M.

Crowley County Planning and Zoning Commission approved the request for variance with a six month stipulation from date of approval.

Motion by Gibson, seconded by Grant to approve the use by review variance request for the six month time period expiring on September 30, 2017.

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

Allumbaugh-----Aye

Gibson-----Aye

Grant-----Aye

**RESOLUTION NO. 7182**

**CROWLEY DEVELOPMENT LLC, USE BY REVIEW, NON FARM SUBDIVISION REQUEST, FILE NO. 2017-05**

Crowley Development LLC has made request for a Non Farm Subdivision request. The legal description of the property is the W 1/2, NE 1/4 lying under and to the S of the circle ditch (right of way), as said ditch is located on the ground and is shown by the right of way of circle ditch now on file. All in Section 7, Township 21 S, Range 56 W.

Request is to subdivide ten commercial lots (nine five acre lots and one ten acre lot) for the purpose of growing commercial marijuana.

Crowley County Planning and Zoning approved the request and recommended approved by the Board of Commissioners

Motion by Grant, seconded by Gibson to approve the following resolution for the non farm subdivision request:

WHEREAS, Crowley Development 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, Crowley Development LLC, a hearing was held before the Crowley County Planning and Zoning Commission concerning this request on 03/27/2017; 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 Crowley Development LLC is hereby approved.
2. The real property which is the subject of this resolution is described as follows:

A tract of land lying in:

A portion of the W 1/2 of the E 1/4 of Section 7, township 21 S, Range 56 West of the 6th PM

Tract 1	N 89° 20' 45W E 634.27'	5 acres
Tract 2	N 89° 20' 45W E 634.36'	5 acres
Tract 3	N 89° 20' 45W E 634.45'	5 acres
Tract 4	N 89° 20' 45W E 634.54'	5 acres
Tract 5	N 89° 20' 45W E 634.63'	5 acres
Tract 6	N 89° 20' 45W E 634.68'	5 acres
Tract 7	N 89° 20' 45W E 634.57'	5 acres
Tract 8	N 89° 20' 45W E 634.46'	5 acres
Tract 9	N 89° 20' 45W E 634.35'	5 acres
Tract 10	N 89° 20' 45W E 634.13'	10 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	Yes

Adopted this 31st day of March, 2017

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

Allumbaugh-----Aye  
 Gibson-----Aye  
 Grant-----Aye

**RESOLUTION NO. 7183**  
**USE BY REVIEW, MORGAN PORVAZNIK, FILE NO 2017-06**

Morgan Porvaznik has requested a use by review for the property located at the junction of Hwy 96 and Hwy 71, also known as 6989 Hwy 71. The site is to be reopened as a liquor store.

Crowley County Planning and Zoning Commission has approved the use by review and recommended approval by the Board of Commissioners.

Motion by Gibson, seconded by Grant to approve the request with the stipulation that appropriate licenses be obtained.

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

Allumbaugh-----Aye

Gibson-----Aye

Grant-----Aye

No further business appearing the meeting was recessed.  
Minutes taken by Mike Apker.

ATTEST:

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Lucile Nichols, County Clerk

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Tobe Allumbaugh, Chairman