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Minutes of the Board of County Commissioners Special Meeting held on January 10, 2024, at 9:00 am in the Commissioners Board Room, 6693 County Road 13, Conejos, CO 81129

Comm. Garcia called the meeting to order at 9:00 am
Mitchell Jarvies – Chairperson – Present
Carlos Garcia - Vice Chair – Present
Joseph Baroz – Vice Chair – Present

Present: Nathan Ruybal -Clerk and Recorder, Nick Sarmiento-County Attorney, Tressesa Martinez-County Administrator

Pledge of Allegiance: Comm. Jarvies led everyone on the Pledge of Allegiance.

Prayer: Comm. Jarvies gave the opening prayer.

Approval of Agenda:

- Comm. Baroz makes motion to approve agenda as presented.
- Comm. Garcia seconds that motion.
- Motion Carries 3-0

Public Comment: No Public Comment

Administrators Correspondence – Tressesa Martinez:

- Tress reads out loud Resolution #C-02-24

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Recorded: 1/10/2024 9:55 AM Rec Fee: \$0.00
Doc Fee: \$0.00 EF: \$0.00
Min Fee: \$0.00 RS: \$0.00

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF
CONEJOS COUNTY, COLORADO
RESOLUTION NO. C-02-24**

A RESOLUTION PROVIDING FOR THE APPROPRIATION OF MONIES FOR THE PURPOSES OF ENABLING THE DISCHARGE OF THE OBLIGATIONS OF THE COUNTY OF CONEJOS, INCURRED AS A RESULT OF EXPENDITURES NOT FORSEEN AT THE TIME THE 2023 BUDGET WAS ADOPTED and THIS RESOLUTION PROVIDING FOR THE APPROPRIATION OF MONIES THAT WERE DERIVED FROM THE SALES TAX THAT WAS VOTED ON AND PASSED IN 2021 FOR THE USE OF EMERGENCY SERVICES – SHERIFF, JAIL AND AMBULANCE SERVICE

WHEREAS, it has come to the attention of the Board of Commissioners that due to conversion of a new Tyler accounting system, the administrator was not able to determine what departments were over or under budget; and

WHEREAS, it is the intention of the Board of Commissioners that any over expenditure in the General Fund be appropriated from other departments within the General Fund that are under budget; and

WHEREAS, any remaining over expenditures in the General Fund, Road and Bridge, Nursing Service and the PCP budgets such appropriations will be made from available fund balances within each fund; and

WHEREAS, it has come to the attention of the Board of Commissioners that the county administrator/finance officer has asserted that the following appropriations be made; and

WHEREAS, as of December 31, 2023, **two million sixty-three thousand, eight hundred forth-six and 20/100-- 2,063,846.20** in sales tax has been collected and sent to the Conejos County Treasurers office by the Colorado Department of Revenue; and

WHEREAS, as of December 31, 2023, **five hundred six thousand, eight hundred fifty-eight and 21/100 -- 506,858.21** in use tax on motor vehicles through the Conejos County Clerks and Recorder office; and

WHEREAS, as of December 31, 2023 **twenty thousand, six hundred twenty-four and 07/100 -- 20,624.07** has been collected in building material use tax by the Conejos County Land Use office; and

WHEREAS, the Land Use department had to pay back \$7,959.55 out of \$20,624.07 for individuals had paid upfront and had overpaid. The \$7,959.55 was given back to those individuals. This left a balance of \$12,664.52; and

WHEREAS, as of December 31st 2023 a total of two million, five hundred eighty three thousand, three hundred sixty eight dollars and 93/100 ---\$2,583,368.93 has been collected in sales and use tax to be allocated to Sheriff, Jail and Ambulance services; and

WHEREAS, three hundred sixty-eight thousand and no/100 — \$368,000 allocated to the Ambulance Service to cover some of 2023 expenditures; and

WHEREAS, one million five hundred thousand \$1,500,000 to be allocated to the Sheriff's Department to cover 2023 expenditures; and

WHEREAS, seven hundred fifteen thousand, three hundred sixty eight and no/100 715,368 shall be allocated to the Jail under the Sheriff's Department to cover some of 2023 expenditures; and

THEREFORE, BE IT RESOLVED, THAT THIS RESOLUTION WAS CONSIDERED, DISCUSSED AND ADOPTED THE 10th DAY OF JANUARY, 2024 AT A SPECIAL MEETING OF THE BOARD.

ATTEST:


Nathan Ruybal, Clerk



Mitchell Jarvies, Chairman


Carlos Garcia, Vice Chairman


Joseph Baroz, Vice Chairman

- Comm. Garcia makes motion to approve Resolution #C-02-24 as presented.
- Comm. Baroz seconds that motion.
- Motion Carries 3-0

Approval of 2024 Salaries – Tress Martinez:

- Comm. Baroz makes motion to approve salaries for 2024 as presented.
- Comm. Garcia seconds that motion.
- Motion Carries 3-0

Adoption of 2024 Budget – Tress Martinez:

- Comm. Baroz makes motion to approve 2024 budget as presented.
- Comm. Garcia seconds that motion.
- Motion Carries 3-0

Public Health Issue – Attorney Sarmiento:

- Attorney Sarmiento discusses needing access into the school building and will need to contact Ross Espinoza from the town of Antonito for confirmation that activities are still occurring at the building in question.
- Comm. Garcia asks about the pending litigation from South Conejos School District.
- Attorney Sarmiento checks his computer and verifies that there was a ruling on the Breach of Contract but will need to research more with the courts and School District Attorney.
- Attorney discusses via Zoom that the courts decided regarding the breach of contract between South Conejos School District and Wayne Garcia, that states if the school is used any drug related manner the property goes back to the School District.
- Attorney Sarmiento will contact the South Conejos School District attorney to discuss more in detail.

Meeting Adjourned at 9:50 a.m.

ATTEST:


Nathan Ruybal
Clerk of the Board


Mitchell Jarvies
Chair of BOCC