



Nathan Ruybal

CONEJOS COUNTY CLERK & RECORDER

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Minutes of the Board of County Commissioners Regular Meeting held on February 2nd, 2023, at 9:00 am in the Commissioners Board Room, 6693 County Road 13, Conejos, CO 81129

Comm. Jarvies called the meeting to order at 9:00 am

Mitchell Jarvies – Chairperson – Present

Carlos Garcia - Vice Chair – Present

Joseph Baroz – Vice Chair – Present

Present: Nick Sarmiento – County Attorney, Tressesa Martinez-County Administrator – Connie Ricci – HR Manager -- Nathan Ruybal-Clerk and Recorder – **PRESENT**

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

Opening Prayer: Comm. Jarvies gave the opening prayer.

Approval of Agenda:

- Add Temporary Liquor License for Red Bear Haus to agenda.
- Add discussion on Chain of Command for Road and Bridge.

Motion to approve agenda as amended.

Comm. Baroz First Motion

Comm. Garcia Second Motion

Motion Carries 3-0

Approval of Minutes: NO MINUTES TO APPROVE

Public Comment:

- Curt Wilson wanted to voice his concern on how the proposed route for the new transmission lines from La Jara to Capulin on Highway 15 will cause issues for some homeowners that are in the direct path of the line. Mr. Wilson has done some research and there are several landowners including himself that have not had proper communication with Excel regarding the need for the power company to take land from landowners with no clear direction on how much property will be taken or how this will effect egress and ingress to the effected properties or how this will effect the flood plain from a local irrigation ditch. Mr. Wilson is in favor of the new transmission line, he understands that this is for the public good. But his concern is not having Excel communicate directly to those land owners that will be effected with this transmission line. Attorney Sarmiento discusses that Excel has not yet placed a permit application with Land Use nor have they submitted a list of landowners that have and have not consented to the purchase of personal property to have Excel build their transmission line.

Administrative Correspondence – Tressesa Martinez:

- Appointment of Joseph Baroz as alternate behind Comm. Jarvies to sit on the SLV Homeland Security Executive Board – Resolution C-07-23.
 - Comm. Garcia makes motion to approve appointment to the HLSB as presented.
 - Comm. Baroz makes second motion.
 - Motion Carries 3-0
- Resolution C-08-23 to become a County member of the Colorado Jump Start Program.
 - Comm. Garcia makes motion to approve Resolution C-08-23 as presented and become a County member to the Jump Start Program.
 - Comm. Baroz seconds that motion.
 - Motion Carries 3-0
- Robins Construction bid for the bridge on County Road AA.5
 - Attorney Sarmiento did notice an error with the initial bid and will delete the first portion of the bid that specifies a CAD drawing is included, when there was no CAD drawing attached.
 - Public Bid was published in the Valley Courier for a total of \$197,480.00.
 - Comm. Baroz asks Tressesa for a detailed cost breakdown.
 - Tressesa will need to ask Robins for itemized breakdown, currently all that was submitted was an overall cost bid.
 - Discussion will be tabled until the BOCC receives a detailed cost break down of the bid.

Temporary Permit for Red Bear Haus – Nathan Ruybal:

- Clerk Ruybal asks the BOCC to approve a Temporary permit until the official State Permit has been submitted.
 - Comm. Garcia makes motion to approve Red Bear Haus a Temporary permit as presented.
 - Comm. Baroz seconds that motion.
 - Motion Carries 3-0

County Attorney – Nick Sarmiento:

- Chain of Command and Organizational Chart.
 - Question from Attorney Sarmiento does Donnie report to Tressesa or BOCC?
 - Who does DSS, Land Use, Public Health report to?
 - Who is responsible to hire or fire employees from the above departments?
 - Elected officials do not report to County Administrator or BOCC.
 - Work session is recommended to decide organizational chart and chain of command.
 - Work session is scheduled for March 2nd 2023 after Regular BOCC Meeting.

Sheriff's Report – Butch Crowther:

- Sheriff just emailed to all deputies and office staff an organizational flow chart.
- Safety of Children
 - Life Spot Testing at North Conejos Schools.
 - Sanford did not participate.
 - South Conejos is working on processes.
- School Threats have increased.
 - Ann Kelly 12th Judicial District Attorney along with Sheriff Crowther spoke with the North Conejos students regarding making threats.
- Sheriffs' office did get two new trucks for the department.
- Courthouse Emergency Operations.
- 2/23/2023 at 4pm another safety walk through of Conejos Courthouse will be held.

Section IV:

Decision of the County Commissioners

(Must be completed if Section III does not apply)

WHEREAS, the County Commissioners of Conjios County, State of Colorado, at a duly and lawfully called regular meeting held on _____ / _____ / _____, at which meeting there were present the following members:

Month Day Year

with notice of such meeting and an opportunity to be present having been given to the Petitioner and the Assessor of said County and Assessor Naomi Martinez-Kays (being present--not present) and

Name

Petitioner: Conjios Canyon Community Chapel (being present--not present); and WHEREAS, the said

Name

County Commissioners have carefully considered the within petition, and are fully advised in relation thereto, NOW BE IT RESOLVED that the Board (agrees--does not agree) with the recommendation of the Assessor, and that the petition be (approved--approved in part--denied) with an abatement/refund as follows:

2022 24,516 1,579.60

Year Assessed Value Taxes Abate/Refund

Mitchell Palmer
Chairperson of the Board of County Commissioners' Signature

I, Nathan Ruybal County Clerk and Ex-Officio Clerk of the Board of County Commissioners in and for the aforementioned county, do hereby certify that the above and foregoing order is truly copied from the record of the proceedings of the Board of County Commissioners.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County this 2nd day of February, 2023.

Month

Year

Nathan Ruybal
County Clerk's or Deputy County Clerk's Signature

Note: Abatements greater than \$10,000 per schedule, per year, must be submitted in duplicate to the Property Tax Administrator for review

Comm. Garcia makes motion to approve both John Mast and Conjios Canyon Community Chapel abatements as presented.

Comm. Baroz seconds that motion.

Motion Carries 3-0

Road and Bridge Report – Don Martinez:

- Three pick ups have been purchased to replace old fleet.
- Donnie and Jeff will be attending Asphalt conference next week.
- County Road AA.5 bridge construction has already begun.
- County jail sewer connection to the town of Antonito has not been completed.
 - Donnie discusses the plan moving forward and issues he has incurred with this project.
 - Donnie expects the town to complete the project soon.
 - County and Town of Antonito will continue working together to complete the project.
 - Attorney Sarmiento asks if there is a grinder before the lift station?
 - Donnie does confirm that there is, however, right now it's not operating.
- Attorney Sarmiento asks Donnie to reach out to Robins to provide a detailed bid.
- County Road W over Conejos River will need engineering review and design,
- Attorney Sarmiento discusses future bridge projects and the need to publish an RFP for engineering plans for the larger bridges that will need to be replaced in the near future.

Motion to enter Executive Session 24-6-402 Sub Section B Conference with an Attorney to Discuss

Legal Counsel regarding explicit threat of lawsuit.

Comm. Baroz first motion

Comm. Garcia second motion

Motion Carries 3-0

Comm. Jarvies - Let the record reflect that we are coming out of Executive Session conference with an Attorney, no decisions were made, and it is 10:54 pm.

Attorney Sarmiento – It is the opinion of the County Attorney that the discussion had an Executive Session constitute Attorney and Client privilege and therefore no record was kept.

Meeting Adjourned at 11:00am

ATTEST:



Nathan Ruybat
Clerk of the Board



Mitchell Jarvies
Chair of BOCC