



Nathan Ruybal
CONEJOS COUNTY CLERK & RECORDER
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Minutes of the Board of County Commissioners Regular Meeting held on July 3rd, 2024, 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: Nathan Ruybal-Clerk and Recorder – Connie Ricci – HR Manager – Tressesa Martinez-County Administrator - Nick Sarmiento – County Attorney **Absent**

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

Opening Prayer: Comm. Baroz gave the opening prayer.

Approval of Agenda:

- Remove Sheriff Crowther from the agenda.
 - Comm. Baroz made a motion to approve the agenda as amended.
 - Comm. Garcia seconded that motion.
 - Motion Carried 3-0

Approval of Minutes:

- June 6th regular meeting minutes needing approval.
 - Comm. Garcia made a motion to approve as presented.
 - Comm. Baroz seconded that motion.
 - Motion carried 3-0

Public Comment:

- No Public Comment.

Administrators Correspondence – Tressesa Martinez:

- Resolution C-12-24 regarding transfer of funds
 - Comm. Baroz made a motion to ratify the resolution as presented.
 - Comm. Garcia seconded the motion.
 - Motion carried 3-0

BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF
CONEJOS COUNTY, COLORADO
RESOLUTION NO. C-12-24

A RESOLUTION PROVIDING FOR THE TRANSFER OF MONEY TO VARIOUS COUNTY FUNDS

WHEREAS, the Conejos County Finance Officer has asserted to the Members of the Board of Commissioners that certain transfers of money should be made. Specifically, the Conejos County Finance Officer has requested that the following transfers be made:

WHEREAS, a non-budgeted item in the amount of **Thirty-Eight Thousand Four Hundred Eighty-Four and 99/100 (38,484.99)** shall be transferred from the Conejos Special Contingency Fund to the Nursing Cash account; and

WHEREAS, a grant from ARPA 6.1 will be reimbursed to the Nursing Fund for a vehicle that she purchased; and

WHEREAS, when the dollars from ARPA 6.1 are received the Conejos County Special Contingency Fund will be reimbursed in the same amount; and


WHEREAS, a non-budgeted amount in the amount of **Six Hundred Sixty-Six thousand, Sixty-Nine dollars and 45/100 (666,069.45)** needs to be transferred from the Conejos County Special Contingency Fund to pay for the 2 CAT graders that were purchased from Wagner Equipment; and


WHEREAS, the Road and Bridge Fund will pay the \$666,069.45 plus 3% back to the Conejos County Special Contingency Fund within the next 10 years or sooner depending on the Revenues and Expenditures in the Road and Bridge Fund; and


NOW THEREFORE, in consideration of the forgoing recitations, **BE IT RESOLVED** that Mack Crowther, the duly elected Conejos County Treasurer, be and he is hereby directed and authorized to forthwith transfer the amounts as requested in this resolution.

THIS RESOLUTION WAS CONSIDERED, DISCUSSED AND ADOPTED THE 3rd DAY OF JULY 2024 AT A REGULAR MEETING OF THE BOARD.

ATTEST:


Nathan Ruybal, Clerk


Mitchell Jarvis, Chairman


Carlos Garcia, Vice Chairman




Joseph Baroz, Vice Chairman



- Approval for changes from Saguache with the CSU extension MOU.
 - Comm. Garcia made a motion to approve changes to the MOU with Saguache and CSU extension office MOU.
 - Comm. Baroz seconded that motion.
 - Motion carried 3-0
- Letter of support for Sarah Stoeber and the Colorado welfare development office.
 - Comm. Baroz made a motion to approve the letter of support as presented.
 - Comm. Garcia seconded the motion.
 - Motion carried 3-0

- Follow up regarding concert at the Conejos Arena.
 - Discussion regarding allowing a concert to be held at the Arena. Commissioners do not think it would be a good idea at this time to allow a concert at the arena.
- County Summer Picnic to be held on August 23rd at Riffle Waters owned by Assessor Naomi Keys.
- County Arena Tractors discussion regarding Conejos County loaning tractors to the SLV Tractor Club near Alamosa. Mr. Richard Drake will be the contact person for the Tractor Club, an agreement between Conejos County and the SLV Tractor Club will allow original owners and their family to retrieve the tractor if they so wish with burden of proof resting on the family.

Abatements – Assessors Office:

Section IV: Decision of the County Commissioners		
<small>(Must be completed if Section III does not apply)</small>		
WHEREAS, the County Commissioners of <u>Conejos</u> County, State of Colorado, at a duly and lawfully called regular meeting held on <u> </u> / <u> </u> / <u> </u> , at which meeting there were present the following members:		
<small>Month</small>	<small>Day</small>	<small>Year</small>
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 <u>Naomi Martinez-Keys</u> (being present—not present) and		
Petitioner <u>Lamar Wagler</u> (being present—not present), and WHEREAS, the said		
<small>Name</small>		
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:		
<u>2023</u>	<u>27,895</u>	<u>2,008.24</u>
<small>Year</small>	<small>Assessed Value</small>	<small>Taxes Abate/Refund</small>
		 <small>Chairperson of the Board of County Commissioners' Signature</small>
I, <u>Nathan Ruybal</u> 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 <u>3rd</u> day of <u>July</u> <u>24</u>	<small>Month</small>	<small>Year</small>
		 <small>County Clerk's or Deputy County Clerk's Signature</small>
<small>Note: Abatements greater than \$10,000 per schedule, per year, must be submitted in duplicate to the Property Tax Administrator for review</small>		

Section IV:

Decision of the County Commissioners

(Must be completed if Section III does not apply)

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

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

Petitioner Lamar Wagler (being present-not present), and WHEREAS, the said

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:

Year	Assessed Value	Taxes Abate/Refund
2023	42	3.02

Michele Jarvis
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 3rd day of July, 2024.

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 made a motion to approve abatements as presented.
- Comm. Baroz seconded that motion.
- Motion carried 3-0

Kroger Opioid Lawsuit – Attorney Sarmiento:

- Discussion regarding Conejos County entering the lawsuit against Kroger, BOCC decides to enter class action lawsuit.
 - Comm. Baroz made a motion to enter the opioid class action lawsuit against Kroger.
 - Comm. Garcia seconded that motion.
 - Motion carried 3-0

SB 24-131 - Prohibiting Carrying Firearms in Sensitive Spaces:

- Discussion on SB 24-131, concerning prohibiting carrying a firearm in sensitive spaces recognized by the United States supreme court as places at which longstanding laws prohibited carrying firearms. The act prohibits a person from knowingly carrying a firearm, both openly and concealed, in the following government buildings, including their adjacent parking areas:
- State legislative buildings, including buildings at which the offices of elected members are located.
- A building of a local government's governing body, including buildings at which the offices of elected members or the chief executive officer of a local government are located (local government buildings); and
- A courthouse or other building used for court proceedings.

PT Report – Mack Crowther:



Conejos County Treasurer & Public Trustee

MACK M. CROWTHER

**PUBLIC TRUSTEE QUARTERLY REPORT OF REVENUE
PER CRS 38-37-104(3) 2nd QUARTER OF 2024**

<u>RELEASES</u>	<u>#</u>	<u>CURRENT QUARTER</u>	<u>YTD</u>
APR.	19	\$285	
MAY.	15	\$225	
JUN.	23	<u>\$345</u>	
		\$855	\$1,515
<u>FORECLOSURES (STARTED & RESTARTED)</u>			
APR.-JUN.		\$ 450	\$750
<u>CERTIFICATES OF REDEMPTION</u>			
APR.-JUN.			
<u>CURING FEES</u>			
APR.-JUN.		\$35	\$35
<u>PUBLIC TRUSTEE'S DEEDS</u>			
APR.-JUN.		<u>\$0</u>	<u>\$ 0</u>
SUBTOTAL		\$1340	\$2,300
PUBLIC TRUSTEE NET INCOME		\$1340	\$2,300

I, MACK M. CROWTHER, CONEJOS COUNTY PUBLIC TRUSTEE, DO HEREBY CERTIFY THAT THE FOLLOWING PUBLIC TRUSTEE NET INCOME TO THE BEST OF MY KNOWLEDGE AND ABILITY IS TRUE AND CORRECT AS IT APPEARS FROM THE RECORDS IN MY OFFICE AS OF JUNE 30, 2024. IN WITNESS, I HEREBY PLACE MY HAND & OFFICIAL SEAL THIS 3RD DAY OF JULY, 2024.

Mack M. Crowther

MACK M. CROWTHER
CONEJOS COUNTY PUBLIC TRUSTEE

- Comm. Garcia made a motion to approve the PT Report as presented.
- Comm. Baroz seconded the motion.
- Motion carried 3-0.

Building Permit Discussion – Land Use:

- Comm. Jarvies recuses himself from discussion because of the family relation to Robins Construction.
- Robins Construction and Cody Redden appear in front of the BOCC for a Land Use Permit Violation. Neither Robins nor Redden pulled a building permit for the building Redden is building in Conejos County. The building in question needs to be determined if Ag or Residential. Redden claims that it should not be considered residential but rather Ag and Land Use claims since there will be living quarters in the building that some percentage should be residential and the other percentage Ag, but it cannot be considered Ag because there will be a living space inside the building. Linda explains the process Land Use uses to calculate the fees for building permits for Ag and residential buildings. The calculation for this building she recommends should be both Ag and Residential. Mr. Redden doesn't think it is fair to charge so much for the building permit since the building is mostly an open space for his horses and equipment. Land Use is also suggesting charging a penalty since initially the Robins or Reddens never pulled a permit as required for any build in Conejos County.
- BOCC agrees to waive the 200% penalty for not pulling a building permit and make a motion to waive the 200% penalty and all fees will be recalculated to fit the Ag portion of the building.
 - Comm. Baroz makes a motion to waive the 200% penalty and to have Land Use recalculate permit fees for Mr. Redden.
 - Comm. Garcia seconds that motion.
 - Motion carries 2-0

Meeting Adjourned 11:00 am

ATTEST:


Nathan Ruybal
Clerk of the Board


Mitchell Jarvies
Chair of BOCC