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**Minutes of the Board of County Commissioners Special Meeting held on October 29th, 2024, at 9:00 am in the Commissioners Board Room, 6693 County Road 13, Conejos, CO 81129**

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**1) ROLL CALL**

Roll call reflected the attendance of Comm. Mitchell Jarvies – Chairperson - present, Carlos Garcia - Vice Chair – present and Joseph Baroz – Vice Chair – present, Nathan Ruybal - Clerk and Recorder, Tressesa Martinez, County Administrator - Nick Sarmiento – County Attorney - present

**2) CALL TO ORDER**

October 29th, 2024, a special meeting of the Conejos County Board of County Commissioners was called to order at 9:00 am. Comm. Baroz led the meeting with an opening prayer and Comm. Jarvies led the pledge of allegiance.

**3) AGENDA ADDITIONS/APPROVAL**

The agenda was reviewed and approved, a motion was made by Comm. Baroz to approve the agenda as presented, seconded by Comm. Garcia, the MOTION CARRIED 3-0.

**4) EXECUTIVE SESSION**

Comm. Jarvies asks for a motion to enter Executive Session 24-6-402 Sub Section B Conference with an Attorney to Discuss Legal Counsel to discuss Chain of Command with the BOCC, County Administrator and Elected Officials. A motion was made by Comm. Baroz to enter Executive Session at 9:10 am. Second by Comm. Garcia, the MOTION CARRIED 3-0.

Comm. Jarvies - Let the record show that we are leaving the Executive Session conference with an Attorney, no decisions were made, and it is 10:04 am.

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.

Comm. Jarvies discusses the decision regarding having Tressesa Martinez as top chain in command over all department heads, the chain of command is good for now with no change of leadership.

## 5) LAND USE REPORT – LINDA DeHERRERA

COUNTY CASE NO: CCLU-2024-0146

REQUEST: Division of Land – One parcel creating two parcels

APPLICANT: Lester & Naomi Yoder

OWNERS: Lester & Naomi Yoder

ZONING: Rural

SURVEY BY: Summit Engineering

APPLICATION DATE: August 24, 2024

LAND DESCRIPTION: The property is legally described as 100.285 acres + located within the Southeast Quarter of Section 13, Township 32 North, Range 8 East, the North Half of Section 19, Township 32 North, Range 9 East, and the North Half of Section 24, Township 32 North, Range 8 East, New Mexico Principal Meridian, Conejos County, Colorado. COUNTY PARCEL/SCHEDULE NUMBER: 613524100001 and 613513400002

DESCRIPTION OF DIVISION: The proposal is to divide the property into two parcels. One for a home for a family member and the remaining land will be used for agricultural purposes. It will create Tract 1 containing 96.429 ac + this property is agricultural land.

Tract 2 containing 3.856 ac + This property is rural w/home with utilities – Permits were obtained.

COUNTY ROAD & PRIVATE ROAD DESCRIPTION: County Road 12.5 ROW Dedication will be 0.32 acres +. There is one private access road from County Road 12.5 that will serve as access to both parcels. The 30's access to Tract 2 is specified as a 30's access easement.

PURPOSE OF DIVISION: The applicant is dividing the home and garage from the agricultural land.

APPLICABLE LAND USE CODES: Article 10 – Subdivision, Division 10.7 Subdivision

Exemptions, Section 10.7 (1.) Division of Land

LU ADMINISTRATOR APPROVAL: October 25, 2024

COUNTY SURVEYOR REVIEW/APPROVAL: October 3, 2024


BOARD OF COUNTY COMMISSIONERS REVIEW/APPROVAL: October 29, 2024


A motion was made by Comm. Garcia to approve the Yoder division of land as presented. Second by Comm. Baroz, the MOTION CARRIED 3-0. Resolution Number C-19-24 will be recorded with the Clerk and Records office.

Linda presents to the BOCC an MOU that appoints her as the contact person for Use and Sales Tax with the Department of Revenue. A motion was made by Comm. Baroz to approve Linda DeHerrera as the County contact person for the DOR regarding Sales and Use Tax detail and reports. Second by Comm. Garcia, the MOTION CARRIED 3-0

Special Meeting Adjourned at 10:21 am

ATTEST:

  
Nathan Ruybal  
Clerk of the Board

  
Mitchell Jarvies  
Chair of BOCC