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Minutes of the Board of County Commissioners Regular Meeting held on November 21st, 2024, at 9:00 am in the Commissioners Board Room, 6693 County Road 13, Conejos, CO 81129

1) ROLL CALL

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

2) CALL TO ORDER

November 21st, 2024, a regular monthly meeting of the Conejos County Board of County Commissioners was called to order at 9:00 am beginning with the pledge of allegiance led by Comm. Jarvies and a prayer led by Comm. Baroz.

3) AGENDA ADDITIONS/APPROVAL

The agenda was reviewed, Linda DeHerrera asked to remove the Martinez/Conejos County DOL, a motion was made by Comm. Baroz to approve the agenda as amended. Second by Comm. Garcia, the MOTION CARRIED 3-0.

4) APPROVAL OF MINUTES

No Minutes to Approve.

5) PUBLIC COMMENT

Sharleen Farmer discusses 2025 budget priorities for Conejos County in her view, she believes that the Sheriff and Ambulance departments are at the highest importance. Sharleen is hopeful to the BOCC will increase deputies' pay, Sharleen would like to see the Sheriff add another School Resource Officer. The ambulance base is very high on the list for budget discussions, Sharleen is eager to break ground in 2025.

6) ADMINISTRATORS' CORRESPONDENCE

Tress provides an update on the Courthouse, Bret the adjuster from CTSI is now retesting the carpet, walls and other points inside the Courthouse to detect if there are any harmful chemicals such as Asbestos. Bret has not submitted a Scope of Work to the County, which we need to begin sending bids out to Contractors to begin work on repairing the Courthouse. Next Tressesa presents BOCC with a new license to operate in Colorado, signatures from the BOCC are required on license request form, which needs to be submitted to CDPHE annually. Tress continues correspondence with discussion regarding accounting service agreement, contract between Conejos County and DSS accountant. Accounting departments will work together to fulfill all accounting aspects for DSS and County. Next discussion concerning K9 licensing to operate in Conejos County, Tress received everything from K9 to proceed with approval of their license to operate in Conejos County. a motion was made by Comm. Garcia to approve K9 secure transport to continue operation in Conejos County. Second by Comm. Baroz, the MOTION CARRIED 3-0. Moving on Tress presents resolution C-20-24 that asserts SLV Federal as lender for the CAT road grader lease purchase. Terms of loans are 4.5% for seven years, a motion was made by Comm. Baroz to approve a lease agreement with SLV Federal to purchase a new CAT road grader as presented. Second by Comm. Garcia, the MOTION CARRIED 3-0. Tress and the BOCC will hold interviews with the applicants to the Conejos County Library Board on the 19th of December. Comm. Baroz asks Tress to review and assess whether the County can once again give the FT and PT employees, Comm. Baroz requests that the county give \$500 to full-time employees and \$250 to part time employees, Tress states that Connie and herself will run numbers and report back to the BOCC. Lastly, Tress notifies that the County will be hosting the annual Christmas party on the 19th of December at the Guadalupe Parch Hall at 2pm. Brief discussion regarding the County moving to a 4–10-hour work week, Comm. Garcia asks that we place a question on the website polling the public if they agree or disagree with a 4-day work week. The survey question will stay on the website until the 31st of January, based on the results of the survey the commissioners will make a decision in February.

7) DSS REPORT – NICK BARELA

Nick begins by asking for approval of Program and Administrative cost of \$346,257.30, Nick also asks for approval of Accounts Payable for the amount of \$14, 712.58. A motion was made by Comm. Garcia to approve DSS expenditure as presented. Second by Comm. Baroz, the MOTION CARRIED 3-0.

8) ROAD AND BRIDGE REPORT – DONNIE MARTINEZ

Donnie is on vacation, Road and Bride report was emailed to the BOCC, no discussion or decisions were made.

9) PUBLIC HEALTH REPORT – DENISE JIRON

Clients served 58 and worked 1617.25 hours, employing 28 providers
PCP program had an announced audit on October 15th and 16th, 4 “findings”. Inability to prove qualifications/ supporting documentation of PCP employees (access to employee personnel files). Failure to have a plan in place for situations if main records are not available (COOP plan). Failure to complete DORA checks on all employees, failure to maintain QMP protocol, inability to provide proof of Administrator Training. The mandated Plan of Correction (POC) was completed and submitted to

Health Facilities son 11/7/24. The POC addresses all the findings listed with implementation for part of the plan to begin on 11/21/24. This includes keeping an electronic copy of personnel information site, running annual DORA and CAPS checks as well as upon hire, Re-instatement of consistent Quarterly QMP reviews with the PCP Supervisor and Director, Annual PCP Administrator training through a verified 3rd party.

10) BOARD OF HEALTH REPORT – DENISE JIRON/BOCC

Public Health is now able to take Gravie Insurance, this is great news as we are now able to serve our community partners who use Gravie Insurance with ease, a Gravie Insurance card as it is processed a little differently than other insurance cards.

Influenza and RSV surveillance in Colorado

Surveillance for the 2024-2025 influenza season officially began on October 1, 2024, and will continue through May 17, 2025. Hospitalized influenza cases are reportable year-round, statewide. Hospitalized cases with a positive flu test after October 1 are counted in surveillance data for the surveillance season. Outbreaks are reportable in residential care and correctional facilities. Influenza vaccination is highly recommended for all age groups 6 months and older this season. Rates of influenza hospitalizations are currently low. Influenza (through the week ending November 16, 2024), 68 hospitalizations (statewide), Age 65+: 29, Age 18-64: 23, Age 5-17: 3, Under age 5: 13, 0 residential care facility outbreaks and correctional facility outbreaks, 0 other congregate-living setting outbreaks and pediatric deaths. Surveillance for the 2024-2025 respiratory syncytial virus (RSV) season officially began on October 1, 2024. RSV-associated hospitalizations are reportable year-round, statewide. Outbreaks in residential care facilities, schools and childcare are also reportable statewide. Rates of RSV hospitalizations are currently low. RSV (through the week ending November 16, 2024), 51 hospitalizations (statewide), Age 75+: 5, Age 65-74: 1, Age 18-64: 2, Age 5-17: 1, Under age 5: 42, 3 school/childcare outbreaks, 0 residential care facility outbreaks and 0 pediatric deaths.

11) OEM REPORT – RODNEY KING

CEPA (Colorado Emergency Preparedness Assessment), Final Plan was approved by the State. Grant has been approved: The Coalitions and Collaboratives (COCO) Community Catalyst Fund as part of the Community Navigator Program. Conejos County agreed to be the fiscal agent for this One Year Grant. Conejos County was awarded \$49,999.40 not the \$96,000 we asked for. The SLV Wildfire Steering Committee will meet and decide on what our next steps will be in the hiring process. Salamander class is scheduled on March 4 of next year so the region can acquire the updates and knowledge, then decide if we need the Events app. The renewal of all apps will be in March 2025. The class will be at the DHSEM office in Alamosa from 0830 to 1530 to complete a full day of training for the Midwest Card program, which includes our Salamander Credentialing, Rapid Tag, Inventory apps along with the new apps available. Conejos OEM will host this class. Christopher L. Frost, Senior Hydraulic Engineer, Hydrology & Hydraulics Section, US Army Corps of Engineers, Albuquerque District Army Corp of Engineers have completed the contract to map the Conejos River Corridor, using a Lidar system. The EMS take turns hosting the weekly 1300 All Hazards report, which you can join virtually if desired, we also host bimonthly ESF – 5 meetings and training which you can join virtually.

12) ELK RIDGE ESTATES DISCUSSION – JD SCHMIDT

Mr. Schmidt requests that BOCC parcel swap with the County in Elk Ridge, Mr. Schmidt currently owns a few parcels in Elk Ridge which he uses to graze and move his sheep to and from the high country. BOCC will discuss this possibility and can get back to Mr. Schmidt regarding this parcel swap, no decisions were made at this time.

13) LAND USE REPORT – LINDA DeHERRERA

COUNTY CASE NO: CCLU-2024-085

REQUEST: Division of Land – One parcel creating two parcels

APPLICANT: Brandon and Chera Martin

OWNERS: Brandon & Chera Martin

ZONING: Rural

SURVEY BY: Ed Eavenson Surveying

APPLICATION DATE: 05/24/2024

LAND DESCRIPTION: The property is legally described as 40.36 acres + located in the East Half East Half of the Northwest Quarter of Section 6, Township 34 North, Range 10 East of the New Mexico Principal Meridian, Conejos County, Colorado.

COUNTY PARCEL/SCHEDULE NUMBER: 586506200015

DESCRIPTION OF DIVISION: The proposal is to divide the home from the remaining agricultural land. This is 40.36 acres to create Tract 1 containing 3.80 acres + and Tract 2 containing 36.53 acres + and a County Rd T ROW dedication of 0.30 acres +.

COUNTY ROAD & PRIVATE ROAD DESCRIPTION: County Road T ROW Dedication is completed. The entry from County Rd T will serve both tracts and is reflected in the easement.

PURPOSE OF DIVISION: The applicant is dividing the home from agricultural land to sell the home lot separately.

APPLICABLE LAND USE CODES: Article 10 – Subdivision, Division 10.7 Subdivision Exemptions, Section 10.7 (1.) Division of Land

LU ADMINISTRATOR APPROVAL: November 21, 2024

COUNTY SURVEYOR REVIEW/APPROVAL: November 12, 2024

BOARD OF COUNTY COMMISSIONERS REVIEW/APPROVAL: November 21, 2024

A motion was made by Comm. Baroz to approve Division of Land as presented. Second by Comm. Garcia, the MOTION CARRIED 3-0. Resolution # C-22-24

COUNTY CASE NO: CCLU-2024-0198

REQUEST: Division of Land – One parcel creating two parcels

APPLICANT: Dan Mortensen

OWNERS: Conejos Canyon Ranch

ZONING: Rural

SURVEY BY: Davis Engineering – Toby Crowther

APPLICATION DATE: November 15, 2024

LAND DESCRIPTION: The property is legally described as 80.31 acres + located in a portion of Tract 39, Township 33 North, Range 6 East of the New Mexico Principal Meridian, Conejos County, Colorado.

COUNTY PARCEL/SCHEDULE NUMBER: 598105200003

DESCRIPTION OF DIVISION: The proposal is to divide the home 22 acres from the remaining rural land. This is 80.31 acres to create Tract 1 containing approximately 57.34 acres + and Tract 2 containing 22.97 acres +.

COUNTY ROAD & PRIVATE ROAD DESCRIPTION: State Hwy 17 runs west to east and was previously dedicated. There is a private road into the property from State Hwy 17 and a private easement was created to get to Tract 1 from Tract 2.

PURPOSE OF DIVISION: The applicant is dividing the existing cabin to sell and will keep the remaining Tract 1.

APPLICABLE LAND USE CODES: Article 10 – Subdivision, Division 10.7 Subdivision Exemptions, Section 10.7 (1.) Division of Land

LU ADMINISTRATOR APPROVAL: November 21, 2024

COUNTY SURVEYOR REVIEW/APPROVAL: November 15, 2024

BOARD OF COUNTY COMMISSIONERS REVIEW/APPROVAL: November 21, 2024

A motion was made by Comm. Baroz to approve Division of Land as presented. Second by Comm. Garcia, the MOTION CARRIED 3-0. Resolution # C-23-24

14) RENNER HOLDINGS – PUBLIC HEARING

Case No. CCLU -2024 -

APPLICANTS: Renner Holdings LLC – Jason Renner

BACKGROUND: An application for an Amendment/Re-plat was filed with the Land Use Office on October 1, 2024. The property is in the HORCA PUD – Commercial side and is legally described as HORCA Tract 2, Lot 1, Conejos County, Colorado. A common description is 38 FSR 250, HORCA, Antonito.

REQUEST: The applicant has requested an Amendment to the utility easement from 40' to 10' on Lot 3.

ADJACENT ZONING: HORCA PUD – Residential to the South, Commercial to the North, East – Forest Service, and West is Commercial and RV Park further west of the church.

APPLICABLE ZONING ORDINANCE: - Article 9 – Planned Unit Development. Article 10 – Subdivision Regulations, Division 10.320 – Plat Amendments. These are typically Administrative Review with BOCC final approval. I have used the public hearing process for other amendments in HORCA. I felt that I needed to treat these applicants the same as the previous ones Immer & Routh. The Land Use Code allows me to determine what level of review process.

The HOA reviewed and approved the Renner proposal as presented.

The survey was completed by Ed Eavenson. The County Surveyor review has not been completed. (I would request a condition be placed to require that if it is approved the county surveyor must approve the survey plat. I present the survey plat after that for final review and final approval.)

PLANNING COMMISSION – The PC had the hearing on 11/20/2024 at 6:45 PM. The Planning Commission made the recommendation to approve the replat of the easement from 40' to 10' with the conditional that the County Surveyor review and approve the plat. Mr. Blea from the planning commission will sign when necessary.

Comm. Jarvies opens the public hearing to public comment, there is no one attending the hearing that has a comment. Linda DeHerrera reads a comment that was emailed to the Land Use Office. Mr. Mark Stewart from Horca subdivision writes in favor of the Right of Way change for Renner Holdings.

Comm. Jarvies closes the Public Comment portion of the hearing. Comm. Jarvies asks for a motion either way, a motion was made by Comm. Baroz to approve the Right of Way amendment and re-plat as presented. Second by Comm. Garcia, the MOTION CARRIED 3-0. Resolution # C-23-24

15) SLV LOCAL FOODS COALITION – IVANA WILLIAMS/ JAE SANDERS

Regional report regarding assessment of local foods, the group provided a brief presentation updating the BOCC on the food coalition. Mrs. Williams asks the BOCC to have someone from the County take part in the Board Meetings or at least someone that can receive email correspondence from the Food Coalition, Clerk Ruybal volunteers to be the contact person from the County.

16) ABATEMENTS – NAOMI KEYS

Owner name is ted Kelley Jr, parcel number 613713200166

2022 assessed value was \$1,105 with an abatement of \$69.54.

2023 assessed value was \$977 with an abatement of \$64.92.

A motion was made by Comm. Baroz to approve the abatement as presented. Second by Comm. Garcia, the MOTION CARRIED 3-0.

17) TAX LIEN CERTIFICATE – MACK CROWTHER

Mack presents to the BOCC a withdrawal of tax lien certificate 2021-40 in order to reimburse the investor, withdrawal of application for public auction of a certificate of option for Treasurers Deed 2024-9. A motion was made by Comm. Garcia to approve the withdrawal of tax lien certificate number 2021-40 and submission of Treasurer's Deed 2024-9 as presented. Second by Comm. Baroz, the MOTION CARRIED 3-0.

18) EXECUTIVE SESSION

Motion to enter Executive Session 24-6-402 Sub Section B Conference with an Attorney to Discuss Legal Counsel regarding a letter received from Attorney Steve Atencio ordering an appointment with the Morgan Drainage District.

Comm. Baroz first motion

Comm. Garcia second motion


Motion Carries 3-0

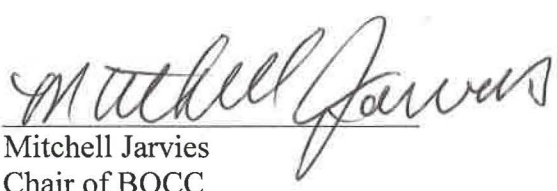
Comm. Jarvies - Let the record show that we are coming out of the Executive Session conference with an Attorney, no decisions were made, and it is 11:24 am.

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.

Meeting Adjourned 11:26 am

ATTEST:


Nathan Ruybal
Clerk of the Board


Mitchell Jarvies
Chair of BOCC