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**Minutes of the Board of County Commissioners Regular Meeting held on December 5th, 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 – 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**

December 5th, 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. Jarvies.

**3) AGENDA ADDITIONS/APPROVAL**

The agenda was reviewed, Tressesa Martinez asked to add underfunded courthouse grant discussion, Clerk Ruybal asks to remove minutes to approve for August 14<sup>th</sup>, a motion was made by Comm. Garcia to approve the agenda as amended. Second by Comm. Baroz, the MOTION CARRIED 3-0.

**4) APPROVAL OF MINUTES**

Clerk Ruybal presents Special Meeting minutes for August 14<sup>th</sup> for approval, a motion was made by Comm. Garcia to approve the minutes as presented. Second by Comm. Baroz, the MOTION CARRIED 3-0.

**5) PUBLIC COMMENT**

No Public Comment

## **6) ADMINISTRATORS' CORRESPONDENCE**

Tressesa presents a letter of support for matching funds for COSI County Scholarship to ASU/TJSC for the amount of \$1000, a motion was made by Comm. Garcia to approve the letter of support as presented. Second by Comm. Baroz, the MOTION CARRIED 3-0. Christmas bonus for full time and part time employee discussion, BOCC will approve a \$500 bonus for full time and \$250 added as a separate payroll with only FICA deducted. A motion was made by Comm. Baroz to approve the letter of support as presented. Second by Comm. Garcia, the MOTION CARRIED 3-0. Tress presents the lease purchase agreement for the CAT road grader and asks for signatures from the BOCC, all three commissioners sign and return to Tressesa. Next Tress discusses the \$325,000 grant for the underfunded courthouse that will cover the cost for Engineering and Project manager expenses. Lastly Tress states that the next BOCC will be held in the Commissioners Board Room and not in the DSS Boardroom.

## **7) SHERIFFS REPORT – GARTH CROWTHER**

Sheriff Crowther presents case load for the month of November, Sheriff Crowther states that the case load year to date is 2637. The sheriff states that the department is fully staffed, deputies and jail staff are doing well. The Sheriff discusses the holiday pay policy that Tressesa has presented to the County offices, The Sheriff believes if an employee works ten-hour days, then they should be granted the ten-hours of holiday pay. The Sheriff also comments that he is in favor of the County moving to a 10-hour four-day work week. No decisions were made, Sheriff Crowther has nothing else to present.

## **8) SLV WEED MANAGMENT – LUCAS CASIAS**

Mr. Casias presents the BOCC with information regarding Noxious Weed Management in the San Luis Valley. Mr. Casias is asking the BOCC for \$3000 to help fund weed management for the SLV weed management office, no decisions were made but the BOCC will discuss funding for 2025.

## **9) LAND USE REPORT – LINDA DeHERRERA**

CASE NO: CCLU-2024-0 REQUEST: Boundary Line Adjustment  
APPLICANT: Leroy & Rosalie Martinez and Conejos County Commissioners  
ZONING: Rural/Commercial SURVEY BY: Russell Surveyors & Associates  
BACKGROUND: An application was filed with the Land Use Office on September 3, 2024, for a Boundary Line Adjustment. The real property is legally described as 65.65 Acres located in the Southeast Quarter of Section 27, Township 35 North, Range 9 East, New Mexico Principal Meridian, Conejos County, Colorado. Martinez property was La Jara Farms Division of Land (TR 1) 27-35-9 and the County property was Conejos Library District DOL TR 1 in 27-35-9.  
The Martinez property contained 56.72 acres + and the County property contained 8.92 acres, the Martinez property is zoned rural, and the County property is zoned commercial. The proposed Boundary Line Adjustment of the property will create the following:  
Tract 1 containing 10.93 + acres – Conejos County, Tract 2 containing 54.72 + acres – Martinez property. The landowners are adjusting the property boundaries to enlarge the southeast boundary of Tract 1 for the new ambulance facility. The boundary on the northwest boundary was adjusted to include that portion into the Martinez property.

The Martinez family agreed to the Boundary Line Adjustment on the condition that it will not place any restrictions on Tract 2 for further subdivision process. i.e., they are not under a 10-year restriction.

Land Use Administrator Review/Approval: December 5, 2024

County Surveyor Review/Approval: December 4, 2024

Board of County Commissioners Review/Approval: December 5, 2024, a motion was made by Comm. Baroz to approve the Boundary Line Adjustment as presented. Second by Comm. Garcia, the MOTION CARRIED 3-0. Linda discusses the moratorium on minor subdivisions, moratorium is in place due to the amount of water wells that can be made on a minor subdivision. The County wants to make sure that there is a water supply plan in place before the moratorium is lifted. No decisions were made at this time, discussion will move forward to another BOCC meeting or work session.

#### **10) COUNTY ROAD H DISCUSSION – ERWIN ROMERO**

Erwin discusses with the BOCC the traffic from the mine operation, Mr. Romero submits in person a complaint against Robins Construction. Mr. Romero states that many of the driver's speed through County Road H, the trucks create a lot of dust and rattle the walls of his home. The speeding trucks create an unsafe condition for those that live on that road. Mr. Romero asks the BOCC to pull the mining permit if they cannot comply with the written conditions of the mining agreement. Mr. Romero asks if Robins can use an alternative route. Attorney Sarmiento allows the verbal complaint to be added into the record, Attorney Sarmiento will type the formal complaint and send it to Robins Construction, no other discussion or decisions were made.

#### **11) EXECUTIVE SESSION**

Motion to enter Executive Session 24-6-402 Sub Section B Conference with an Attorney to Discuss Legal Counsel regarding Morgan Drainage District, it is 10:16 am.

Comm. Garcia first motion

Comm. Baroz second motion


Motion Carries 3-0


Comm. Jarvies - Let the record reflect that we are coming out of the Executive Session conference with an Attorney, no decisions were made, and it is 10:27 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 10:35 am

ATTEST:

  
Nathan Ruybal  
Clerk of the Board

  
Mitchell Jarvies  
Chair of BOCC