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Minutes of the Board of County Commissioners Regular Meeting held on December 21st, 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: Tressesa Martinez-County Administrator — Nathan Ruybal-Clerk and Recorder – Connie Ricci – HR Manager - Nick Sarmiento – County Attorney

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

Opening Prayer: Comm. Garcia gave the opening prayer.

Approval of Agenda:

- Add public health violation at old Antonito High School to open session.
 - Comm. Baroz makes motion to approve agenda as amended.
 - Comm. Garcia seconded that motion.
 - Motion carried 3-0

Approval of Minutes:

- Nov. 2nd Regular Meeting
 - Comm. Garcia makes motion to approve as presented.
 - Comm. Baroz seconds that motion.
 - Motion carries 3-0

Public Comment:

- Sharleen Farmer, 5010 County Road 15, Antonito, CO,81120
 - Sharleen would like to Thank all Elected Officials for they do for the citizens of Conejos County.
 - Sheriff's office needs more funding for payroll to keep Deputies with Conejos County.
 - Mrs. Farmer appreciates the efforts to build the much-needed showers at the Arena for the Ambulance crews. She urges the BOCC to move faster to complete the work needed to build the new Ambulance HQ.
 - Mrs. Farmer asks the BOCC to find more funding for the Senior Citizens Center.

Administrative Correspondence – Tressesa Martinez:

- Holiday Schedule for 2024 discussion.
 - Mother Cabrini Day Monday Oct. 7th instead of Monday October 14th Columbus Day.
 - BOCC will add Friday July 5th.
 - Christmas Eve Full Day

The Conejos County Board of Commissioners has approved the following legal Holidays for the year 2024

New Years Day	Monday	January 1
Martin Luther King Day	Monday	January 15
Presidents Day	Monday	February 19
Good Friday 1/2 day	Friday	March 29
Memorial Day	Monday	May 27
Juneteenth	Wednesday	June 19
Independence Day	Thursday	July 4
Day after the 4th	Friday	July 5
Labor Day	Monday	September 2
Frances Xavier Cabrini Day	Monday	October 7
Veterans Day	Monday	November 11
Thanksgiving Day &	Thursday	November 28
Day after	Friday	November 29
Christmas Eve	Tuesday	December 24
Christmas Day	Wednesday	December 25

- Comm. Garcia makes motion to approve as presented.
- Comm. Baroz seconds that motion.
- Motion Carries 3-0

DSS Report – Nick Barela:

- Nick requests approval for Program and Admin. Expenditures of \$379,774.93
 - Comm. Baroz makes motion to approve expenditures as presented.
 - Comm. Garcia seconds that motion.
 - Motion Carries 3-0
- Nick requests approval for Accounts of Payable of \$37,584.49.
 - Comm. Garcia makes motion to approve A/P as presented.
 - Comm. Baroz seconds that motion.
 - Motion Carries 3-0

- Case Load Report

**CONEJOS COUNTY DEPARTMENT OF SOCIAL SERVICES
ONGOING WORKLOAD SUMMARY REPORT**

	Jan-23	Feb-23	Mar-23	Apr-23	May-23	Jun-23	Jul-23	Aug-23	Sep-23	Oct-23	Nov-23	Dec-23
APS		9		9			9	10	5		4	
Child Care	40	40	40	41	41	44	42	42	42	41	41	40
Child Support	412	413	414	406	402	393	389	387	386	386	382	380
Child Welfare		7		6			6	7	8		8	
Adult Financial	103	106	106	110	104	104	101	100	100	101	94	86
Colorado Works	34	37	39	39	36	37	39	39	37	34	36	36
Food Stamps/Food Assistance	847	853	873	876	873	854	881	850	849	873	853	874
Medical Assistance	1883	1886	1991	2004	1990	1949	1901	1833	1776	1754	1584	1535

- MOU between CCDSS and Sheriff's office regarding Medicaid processing for inmates.
- MOU between Conejos County and Department of Early Childhood for operation of the Childcare Program.

Land Use Report – Linda DeHerrera:

- Replat – Rito Hondo – Alice Duran.

**CONEJOS COUNTY LAND USE
CASE SUMMARY/STAFF REPORT**

CASE NO: CCLU-2023-0236

REQUEST: Replat/Boundary Line Adjustment

APPLICANT: Alice Duran

ZONING: Rural

SURVEY BY: Davis Engineering – Toby Crowther

BACKGROUND: An application was filed with the Land Use Office on October 4, 2023, for a Replat-Boundary Line Adjustment. The owners of the property are Alice Duran/Duran Revocable Trust and Kurt Kenneth Frazey and Virginia Naomi Frazey. The real property is legally described as:

Rito Hondo Lots 9 & 10 in Sections 16, Township 32 North, Range 7 East, NMPM, Conejos County, Colorado.

The applicant would like to re-plat lots 9 & 10 to sell an additional 18.21 acres of Lot 9 to make Lot 10 larger. The following will be the result of the re-plat:

Tract 9R Containing 18.20 acres + (Duran)
Tract 10R Containing 53.69 ± (Frazey)

Mr. & Mrs. Frazey have new construction, a storage shed, permits are current.

Land Use Administrator Review/Approval: 12/21/2023

County Surveyor Review/Approval: n/a

Board of County Commissioners Review/Approval: 12/21/2023

Comm. Garcia makes motion to approve Duran/Frazey replat as presented.

Comm. Baroz makes second motion.

Motion Carries 3-0

Resolution #45

- Replat – Orpheus & Eridice - Joe Fondren.

**CONEJOS COUNTY LAND USE
CASE SUMMARY/STAFF REPORT**

CASE NO: CCLU-2023-0217

REQUEST: Replat/Boundary Line Adjustment

APPLICANT: Gerald Joseph Fondren

ZONING: Rural **SURVEY BY:** Murrey Land Surveying – Dave Murrey

BACKGROUND: An application was filed with the Land Use Office on October 4, 2023, for a Replat-Boundary Line Adjustment. The real property is legally described as:

Orpheus & Eridice Mining Claim Replat being the amended plat of the Claim of the Eurydice Mining Company Mineral Survey 7760 within Sections 8 & 9, Township 36 North, Range 4 East, NMPM, Conejos County, Colorado.

These are two separate mining claims owned by Joe Fondren. He is re-plating the lots to create different boundaries for each lot. We started with two lots and still have two lots to create the following:

Tract 1 Containing 4.512 ± (The purchaser proposes to build a small cabin.)

Tract 2 Containing 13.051 ± (Mr. Fondren will keep this lot.)

Existing access is from Forest Service Road 380 on the south side and Forest Service Road 250 on the north side.

Land Use Administrator Review/Approval: 12/21/2023

County Surveyor Review/Approval: 12/15/2023

Board of County Commissioners Review/Approval: 12/21/2023

Comm. Baroz makes motion to approve Orpheus & Eridice Mining Claim Replat as presented.

Comm. Garcia seconds that motion.

Motion Carries 3-0

Resolution # 46

County Attorney – Nick Sarmiento:

- Attorney Sarmiento calls to the meeting Detective Laura Amaya to discuss regarding a Public Health Issues when she issued a search warrant at the Old Antonito High School building on October 30 and 31 2023.
- Detective Amaya states that there was no electricity, no running water and no sewer. There was one room which was used to defecate and urinate which created a horrid smell and public health issue. Detective Amaya was appalled of the living conditions inside the building, one of the rooms inside the building has baby stuff, which lead her to believe that they had an infant/toddler living inside.
- Attorney Sarmiento has scheduled a public hearing on January 10, 2024, with the Board of Public Health to discuss these issues inside the building.


Motion to enter Executive Session 24-6-402 Sub Section B Conference with an Attorney to Discuss Legal Counsel regarding public health resolution and litigation.
Comm. Garcia first motion
Comm. Baroz 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 10:30 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 at 10:35 am

ATTEST:



Nathan Ruybal
Clerk of the Board



Mitchell Jarvies
Chair of BOCC