



**Nathan Ruybal**  
**CONEJOS COUNTY CLERK & RECORDER**  
6683 COUNTY ROAD 13 PO BOX 127  
CONEJOS, COLORADO 81129  
TELEPHONE: 719 376 5422 FAX 719 376 5997  
nruybal@co.conejos.co.us

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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**

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**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. 7<sup>th</sup> instead of Monday October 14<sup>th</sup> Columbus Day.
  - BOCC will add Friday July 5<sup>th</sup>.
  - Christmas Eve Full Day

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

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

- 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	1893	1986	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:

  
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Nathan Ruybal  
Clerk of the Board

  
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Mitchell Jarvies  
Chair of BOCC