

# 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

Minutes of the Board of Conejos County Commissioners Regular Meeting held on July 15, 2021, 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 – Chairman – Present
Carlos Garcia - Vice Chair – Present
Joseph Baroz – Vice Chair – Present

**Present**: Tressesa Martinez – County Admin, Nick Sarmiento-County Attorney, Connie Ricci-HR Director, and Nathan Ruybal Clerk and Recorder all present.

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

Prayer: Comm. Baroz gave the opening prayer.

Comm. Jarvies has those attending meeting via zoom introduce themselves.

- Denise Jiron Director of Conejos County Public Health
- Dave Eckert Attorney representing Jenny Lentz and Mike Atanian
- Tom Travathan Father of Jenny Lentz

### Approval of Agenda:

- Tress has a deletion to the agenda, Rito Honda Track 3 & 4 Division of Land
- Add Approval of Minutes from June 18, 2021, BOCC meeting.

Comm. Garcia makes motion to approve agenda with amendment.

Comm. Baroz 2<sup>nd</sup> Motion

Motion Carries 3-0

### **Approval of Minutes**

3 set of Minutes to Approve

- June 18, 2021
  - o Comm. Baroz makes motion to approve minutes
  - o Comm. Garcia 2<sup>nd</sup> Motion
  - o Motion Carries 3-0
- July 1, 2021
- Question was to only determine who the letter was from and not the date of the letter, clarification was made that the letter was from the Village of Guadalupe.
  - o Comm. Baroz makes motion to approve minutes
  - o Comm. Garcia 2<sup>nd</sup> Motion
  - o Motion Carries 3-0
- July 6, 2021
  - o Comm. Garcia makes motion to approve minutes
  - o Comm. Baroz 2<sup>nd</sup> Motion
  - o Motion Carries 3-0

#### **Public Comment**

Dave Eckert wanted a chance to speak during the public comment portion for the Special Use Permit for Lentz and Atanian.

Comm. Jarvies mentions that the public comment for the Special Use Permit was already closed, but states that if there are any questions of him during the "decision" portion of todays meeting then he can speak then.

Eckert reiterates that he would like to speak on the behalf of Lentz Atanian to clear up a few things regarding the public hearing and the Special Use Permit.

Attorney Sarmiento speaks that he has already discussed this with Mr. Eckert, there is some new evidence that was not presented during the Public Hearing. The BOCC has the right to either allow or disallow the new evidence. If the BOCC decides to disallow new evidence, there would be no need to hear from Mr. Eckert. However, Attorney Sarmiento does believe that Linda DeHerrera will ask the BOCC to allow the new evidence to be heard that was attained after the Public Hearing which was not disclosed and if allowed then Mr. Eckert can discuss the new evidence presented as it pertains to the decision of the Special Use Permit for Overnight Lodging for Lentz and Atanian.

## **Administrators Correspondence**

Los Cerritos Cemetery Board Openings, Jimmy Duran from Conejos Colorado and Cletus Perea from Antonito Colorado would like to be appointed onto the board. The openings were published and posted, and no objections were made.

Comm. Garcia makes motion to appoint Jimmy Duran and Cletus Perea to Los Cerritos Cemetery District.

Comm. Baroz 2<sup>nd</sup> Motion Motion Carries 3-0

### DSS Report and Payables - Nick Barela

Family Foundations presented a Power Point presentation relating to their organization School to Work program, many of the points focused on young adults and teenagers obtaining training or schooling to address job readiness and higher education preparedness.

Comm. Garcia commented it was great to hear from the director Andrew Jarvies and he supports the foundation.

Comm. Baroz thanks Andrew Jarvies for the presentation and mentions the importance to be an advocate of our youth.

Program and Admin. \$490,427.93

Comm. Baroz makes motion to approve expenditures for Program and Admin. as presented. Comm. Garcia 2<sup>nd</sup> Motion

Motion carries 3-0

Accounts Payable for the month which total \$87,478.50

Comm. Garcia makes motion to approve Accounts Payable as presented. Comm. Baroz 2<sup>nd</sup> Motion Motion carries 3-0

Barela goes into the numbers for the case load report for July

Barela mentions that DSS and Veteran's Blvd did enter a Memorandum of Understanding (MOU) for the use of a room for their quarterly meetings.

2021-2022 Fiscal Allocation letter came out, budget for 2022 can now be completed now that the allocations have rolled in. Letter was sent to the State to show that Conejos County has those funds available for our share.

Annual Security Designation Form was submitted, Barela is the administer for all programs but has designated backups for each program.

Core Service Program Budget

- Requesting Approval for budget
- Ends may and Starts June
- \$209,420.00

Comm. Jarvies will recuse himself because some of this money approved goes to Family Foundation, which his brother Andrew is the director of the program.

Comm. Garcia makes motion to approve the Core Service Program as presented. Comm. Baroz 2<sup>nd</sup> motion
Motion carries 2-0

# **Upcoming Projects**

- Conejos County Job/Resource Fair
- Opted in Colorado Works Step Program
- HCPF cyber-security grant
- Backpack Giveaway for TANF eligible families
- Retreat for DSS

# Land Use - Linda DeHerrera

Jennifer Lentz Special Use Permit - Continued - Decision regarding Short-Term Overnight Lodging

# CONEJOS COUNTY LAND USE STAFF REPORT SPECIAL USE REVIEW

### Case No. CCLU 202-0322

APPLICANT: Jennifer Lentz

BACKGROUND: An application for a Special Use Permit was filed with the Land Use Office on October 18, 2020. The property is zoned Community Town Site and is legally described as: Platoro Block 8, Lots 7, 7 ½, 8, and 8 ½, Conejos County, Colorado. Physical address 414 Conejos Avenue, Platoro/Antonito.

<u>REQUEST:</u> The applicant is requesting a Special Use Permit for Short Term Over Night Lodging.

ADJACENT ZONING: North, South, East and West are Community Town Site.

<u>APPLICABLE ZONING ORDINANACE</u>: - Article 4 Zoning, Division 4.2 Zone District Regulations AND Article 5 Permits, Division 5.4 Special Use Review.

PUBLIC NOTICE REQUIREMENTS: Notice requirements were met by sending notice to the surrounding landowners within 500'on 5/13/21; notices to referral agencies 5/10/2021; notice was published in VALLEY COURIER on 05/18/2021 & 06/02/2021; and Onsite posting was posted on the property 05/17/2021.

### PUBLIC HEARINGS:

PLANNING COMMISSION - The public hearing is scheduled for 06/16/2021 at 7:00 PM.

Linda DeHerrera gives a brief description of the history of the case and to where we are today.

Attorney Sarmiento advises that the details that Mrs. DeHerrera is about to share will be new evidence that was not presented at the original hearing. The BOCC can either allow or disallow this new evidence. If the new evidence is allowed, then the BOCC can allow the Public to comment.

Linda affirms that the information that she is about to present is details shared between Miss. Jennifer Lentz and Linda DeHerrera.

Comm. Garcia makes motion to enter Executive Session Comm. Baroz 2<sup>nd</sup> Motion Motion Carries 3-0

10:05am back from Exec. Session

Comm. Garcia makes motion to approve all new evidence for the Lentz Special Use Permit. Comm. Baroz 2<sup>nd</sup> Motion

Motion Carries 3-0

Linda reports that the communication that will follow was obtained from phone calls and e-mails between Linda and Miss Lentz after the public hearing for her Special Use Permit.

Miss. Lentz and her sisters were really blown away from what transpired from the Public Hearing. Lentz shared that Mr. Atanian was using the Lentz cabin as overflow for his gold panning business. Lentz is uncertain that they want to continue with the Short-Term Rental, Lentz was also very apologetic and voiced that she will pay any back taxes or fees that apply to her cabin. Lentz went on to tell Linda that they were not aware of the need for a short-term rental. Miss Lentz is willing to pay all the Lodging Tax, but that can only be done by keeping a renters list and submitting that to the Colorado Dept. of Revenue and not the County. Lentz was concerned of the photos that were shared for the Planning Commission and the BOCC meetings because they were supposably of her and her family, those photos were sent to Lentz and Eckert.

Comm. Garcia makes motion to approve all new evidence for the Lentz Special Use Permit provided by Miss. Lentz.

Comm. Baroz 2<sup>nd</sup> Motion Motion Carries 3-0

Comm. Garcia asks Mr. Eckert if the Lentz family would like to continue applying for a Special Use Permit for Short-Term Lodging?

Mr. Eckert replies Yes, the Lentz family would very much like to continue with their application for a Special Use Permit

Comm. Jarvies claims his feelings is that Mr. Atanian has been using this cabin as overflow for his Gold Panning Business but represented himself at the initial public hearing only managing the cabin for Miss Lentz.

Comm. Jarvies asks Mr. Eckert who was promoting this cabin rental? Was it Miss Lentz or Mr. Atanian?

Mr. Eckert answers that Miss Lentz was the primary promotor to rent the cabin.

Attorney Sarmiento specifies that there was information that was not shared for the Public Hearing, thus the reason to bring in the new information. Sarmiento believes that this information sheds light on what specifically was happening for the operation of the Lentz and Atanian cabins and what was presented for the hearing.

Linda states procedure of finding Cabins and homes that are renting overnight via Airbnb, VRBO and HomeAway websites to see who is renting short-term without a Special Use Permit. The Lentz cabin was not found to be advertising on any of these three websites. Miss Lentz came forward to the county on her own, again the Lentz cabin was not found on these websites advertising short-term rental.

Comm. Garcia wants point of clarification...was the Lentz cabin being used as overflow for Gold Pan Acres?

Linda, yes that is what Miss Lentz told me.

Mr. Eckert, yes, I believe this was happening sometimes.

Comm. Garcia asserts that this was not presented at the public hearing.

Attorney Sarmiento, the planning commission recommended a denial because there was not management plan.

Mr. Eckert believes that having no management plan is not grounds for denial of a special use permit, that is no where in the standards of approval, code, or the application itself. If there is a concern for a management plan that can be part of the requirements, but it cannot be grounds for denial.

Comm. Baroz asks if this cabin was being used as an overflow for Mr. Atanian's business then who was profiting from the rental? Lentz or Atanian?

Mr. Eckert, the arrangement was that if Mr. Atanian would find a renter than he would collect the rental fee, if Miss Lentz found a renter than she would collect the rental fees.

Attorney Sarmiento asks was Mr. Atanian retaining those rental fees for Gold Pan Acres?

Mr. Eckert, Mr. Atanian was collecting those fees on the behalf of Miss. Lentz.

Attorney Sarmiento, so Mr. Atanian was making no money from these rentals?

Mr. Eckert did not know; he speculates there may have been a finder's fee, but he does not know if Atanian was profiting from these rentals.

Attorney Sarmiento, Mr. Eckert going back to the overflow, Atanian has a lodging business called Gold Pan Acres?

Mr. Eckert – Correct!

Mr. Eckert states the way it would work out is...Atanian would find out from Lentz if the Cabin was available for rent. If that was the case, then they would proceed with the rental arrangement.

Attorney Sarmiento asks Eckert, are there more restrictions on Gold Pan Acres or short-term rental, is Gold Pan considered a commercial business?

Mr. Eckert – Yes, that is a full-time commercial rental enterprise.

Attorney Sarmiento – So Gold Pan is a commercial business, and they were using the Special Use Permit to extend their commercial business?

Mr. Eckert, no, they were basically facilitating the use of the cabin for Lentz.

Attorney Sarmiento asks Eckert if he can you guarantee to this commission that Atanian was not profiting from these overflow rentals?

Eckert, No I cannot, there may have been a finder's fee that he retained, but he can follow up with that question with Atanian and Lentz.

Comm. Jarvies believes there are still questions unanswered and those should have been addressed in this room during the public hearing, under the public comment portion. He believes that the BOCC should have been told the truth on what exactly was going on and that bothers him that there were truths left out of the public comment from Atanian. Jarvies continues that the BOCC gives the opportunity to be fair to all and he expects that from all involved. When we have these public hearings, it is like a court proceeding and everyone needs to be honest and, in this case, he does not believe that Atanian was being forthcoming and truthful.

Comm. Jarvies affirms that he is ready to deny, on the grounds that this case was not presented correctly.

Mr. Eckert replies that Lentz has been very forthcoming and truthful.

Comm. Jarvies agrees with Eckert, but the misrepresentation has been with Atanian.

Attorney Sarmiento states that most of the individuals that come in for a Special Use Permit are those Land Use find operating without a permit, Linda will charge them accordingly and from that point forward those renters will be forthcoming and will abide to Conejos County code. Miss Lentz did come in and communicate with Land Use what was going on with her cabin.

However, Atanian did not clearly state that the Gold Pan Commercial Business was attached to this overnight rental. So, the big question is, was Atanian using the Lentz cabin as an extension of his commercial business?

Mr. Eckert affirms that Gold Pan and the rental of the Lentz cabin are not connected, these are two separate entities. The Lentz cabin is only a part time rental and is a vacation home for the Lentz family and is not connected in any way to the Commercial business of Atanian's Gold Pan Acres.

Attorney Sarmiento pushes back and says if there is a joint venture between Lentz and Atanian then this a commercial venture and they need to be operating as such.

Mr. Eckert reiterates that there is no joint venture between Lentz and Gold Pan, there is potentially a friendly relationship between Atanian and Lentz but there is no joint venture between Lentz and Gold Pan.

Attorney Sarmiento addressed the BOCC stating in your Quasi-Judicial roll has been presented with evidence, it is your duty to weigh that evidence, credibility, how much weight you give to the different evidence provided, you are all the fact finders. You also have the power to add on restrictions for the permit, if you look at the recommendations from Linda DeHerrera, she is asking to approve the permit but only until December. If you feel you do not trust you can add more restrictions and follow up to make sure that those restrictions are being followed. We can also go over the Standards of Approval one by one so that if you choose to deny the permit and we go to a judge of appeals they can see exactly why this permit was denied. Why would a judge second guess this commission who was duly elected and chosen by the citizens of Conejos County, to determine what is in the best interest of the citizens and the orderly development of the county and to make sure we protect the property values.

Mr. Eckert would like to caution the BOCC that the denial or approval must be based on the Standards of Approval alone.

Attorney Sarmiento partially agrees with Eckert, however the BOCC may have a different interpretation of the Standards of approval and through your fact-finding process you may find that they did not meet certain standards of approval based on your interpretation of the standards of approval.

Comm. Baroz is in favor of short-term lodging but is concerned about Atanian having rentals for so long and not obtaining the proper permits, also he does not believe that there is a clear agreement between Atanian and Lentz.

Comm. Garcia would like Eckert to prove if Mr. Atanian were receiving a finder's fee, he realizes that this cannot be provided today. But would like that proof to better make an informed decision.

Comm. Garcia asks Linda if there are fees and taxes that still need to be paid for the Lentz cabin?

Linda states that records need to be kept so that they can be turned into the State to show how much taxes need to be paid to the Dept. of Revenue which in turn is dispersed to the County. Lentz did not keep good records so neither Lentz nor Linda knows what those taxes amount to.

Comm. Garcia, fees and taxes are in arrears, and we do not know how much is to be paid and without that information he is asking to table this decision until the August 5<sup>th</sup> meeting.

Attorney Sarmiento cautions to extend this decision or too long, the reason we have the deadlines and public hearings is to make a sound decision in orderly timetable for the Special Use Process. We are very careful to allow new evidence after the Public Hearing to be heard, so that we do not keep tabling and continuing the decision.

If you make this decision to table this matter, I ask that we have a strict timetable and a clear list of what we will accept for the evidence. There will be no deliberation just your decision.

Comm. Jarvies asks if the cabin had been rented out since our last meeting? Because we made it clear that it is not to be rented out!

Linda states that Miss Lentz told her that the Cabin is being used, but she is not charging the parties that had already been confirmed that they could rent the cabin.

Comm. Jarvies believes that this Special Use Permit for Overnight Lodging was not represented correctly, and it is his interpretation that this misrepresentation would fall into the Standards of Approval to deny. The new evidence that Lentz provided clearly states that Atanian was using the Lentz cabin to extend his commercial business. Jarvies is ready to decide but is willing to allow for additional evidence to be provided as Comm. Garcia has asked for.

Attorney Sarmiento if you do not trust what is going on out there, then your conditions can reflect that distrust. The reason to give them a short timetable is to have them prove that they can follow the conditions and can manage the rental correctly. There is evidence to suggest that there is a commercial joint venture, and with the terms and conditions we can sever that, we can provide a probation period to make sure that the correct records are being kept, to make sure that the correct lodging tax is being paid.

Attorney Sarmiento outlines the info needed by July 31st for August 5th Meeting

- Record keeping of the rents
- Who received the rents?
- Lodging taxes paid or due.
- Any agreements between Lentz and Gold Pan Acres.
- Finder's fee or profit sharing.

Comm. Garcia makes motion to extend decision until the August 5<sup>th</sup> BOCC meeting subject to the information requested above.

Comm. Baroz 2<sup>nd</sup> Motion Motion Carries 3-0

# Continuance of the case Atanian Special Use Permit.

# CONEJOS COUNTY LAND USE STAFF REPORT SPECIAL USE REVIEW

Case No. CCLU 2021-0074

APPLICANT: Michael Atanian

<u>BACKGROUND</u>: An application for a Special Use Permit was filed with the Land Use Office on 04/01/2021. The property is zoned Community Town Site and is legally described as: Tract 1 Revenue Mill Site MS No 5722B Division of Land located in the Northwest Quarter of Section 23, Township 36 North, Range 4 East, NMPM, Conejos County, Colorado. Physical address 94 Conejos Avenue, Platoro/Antonito.

REQUEST: The applicant is requesting a Special Use Permit for Short Term Over Night Lodging.

ADJACENT ZONING: North - Forest Service, South - Forest Service, East - Rural and West - Community Town Site.

<u>APPLICABLE ZONING ORDINANACE</u>: - Article 4 Zoning, Division 4.2 Zone District Regulations AND Article 5 Permits, Division 5.4 Special Use Review.

<u>PUBLIC NOTICE REQUIREMENTS</u>: Notice requirements were met by sending notice to the surrounding landowners within 500'on 5/13/21; notices to referral agencies 5/10/2021; notice was published in VALLEY COURIER on 05/18/2021 & 06/02/2021; and Onsite posting was posted on the property 05/17/2021.

#### **PUBLIC HEARINGS:**

PLANNING COMMISSION – The public hearing was held on 06/16/2021 at 7:30 PM. The PC made a recommendation for approval with two conditions. (Armando/Felipe – unanimous vote.) 1. Non-transferable permit. 2. One family or six occupants only.

BOARD OF CONEJOS COUNTY COMMISSIONERS – The application will be presented to the Board of County Commissioners on 06/17/2021 at 10:15 AM.

Linda DeHerrera recommendation is to approve the permit, with specific conditions which will be outlined in the motion.

Comm. Garcia made motion to approve Special Use Permit for Overnight Lodging with an expiration of 12/31/2022, non-transferable, limiting the guests to six family members or 4 unrelated guests, Records must be provided of lodging taxes paid and post use application fees of \$500 must be paid with the option to reapply in full.

Comm. Baroz 2<sup>nd</sup> Motion Motion Carries 3-0

#### CONEJOS COUNTY LAND USE - CASE SUMMARY- REPORT

CASE NO: CCLU-2021-057

APPLICANT: Bar 19 Ranch Trust/Rhonda Barr-Trustee

**REQUEST:** Boundary Line Adjustment & Division of Land

SURVEY BY: Reynolds Engineering Company ZONING: Rural

BACKGROUND: An application was filed with the Land Use office on March 24, 2021, for a Boundary Line Adjustment and Division of Land (DOL.) The property is legally described as 153.186 acres of Land located in a Fraction of the Northeast Quarter of Section 20 and a Fraction of the Southeast Quarter of Section 17, Township 34 North, Range 10 East, New Mexico Principal Meridian, Conejos County Colorado. County Parcels 586521100091 and 58671340007. Physical Address: 19999 State Highway 142. East Manassa.

The proposed Boundary Line Adjustment and Division of Land containing 153.186 acres will create the following:

Tract 1 containing 10.968 acres ± Adjusted Lot Tract 2 containing 25.882 acres ± New Lot Created Tract 3 containing 108.457 acres + Adjusted Lot Right-of-Way containing 7.879 acres + State Hwy 142

### Applicable Codes Used:

CCLUC - Article 10 - Division 10.7 Subdivision Exemptions, Division of Land.

<u>Purpose of Adjustment</u>: Rhonda as the Trustee of the Bar 19 Trust is adjusting the parcels as her parents requested in the Trust. The home and some of the agricultural land will be a separate parcel. The property to the south side of Hwy 142 was created as a separate parcel of land as the highway divided it. All easements are existing and reflected. There is one old shed on Tract 3 that does not meet the setback requirements. The applicants will either attempt to move it or demolish it.

Land Use Administrator review/approval: 07/15/2021

County Surveyor review/approval: n/a

<u>Board of County Commissioners review/approval:</u> 07/06/2021- an error in the plat was discovered. The Conejos River was identified as the San Antonio River. The correction as made and represented on 07/15/2021.

Comm. Baroz makes motion to approve Bar 19 Boundary Line Adjustment and Division of Land as presented.

Comm. Garcia 2<sup>nd</sup> Motion

Motion Carries 3-0

# CONEJOS COUNTY LAND USE CASE SUMMARY- REPORT

CASE NO: CCLU-2021-0064 REQUEST: Lot Consolidation

APPLICANT: Gilbert & Alice Duran

ZONING: Rural SURVEY BY: Davis Engineering – Toby Crowther

BACKGROUND: An application was filed with the land use office on April 6, 2021, for Lot Consolidation. The property is legally described as a consolidation two parcels (6.24 and 30.25 acres) located in a portion of the Northeast Quarter Southwest Quarter and the South Half of the Northwest Quarter in Section 8. Township 32 North, Range 9 East, NMPM, Conejos County Colorado.

The Consolidation will create the following:

A parcel containing 36.38 acres ±

Access is existing from County Road 13.4. The 6.24 acre parcel is improved with a permitted Ag structure. The 30.25 acre parcel is vacant ag land. The applicants propose to consolidate the two lots to make one larger lot. They would like to apply for a domestic well and must own one parcel that is 35 acres or larger.

Land Use Administrator review/approval: 07/15/2021

Surveyor Review: 07/14/2021

Board of County Commissioners review/approval: 07/15/2021

Comm. Garcia makes motion to approve Gilbert and Duran lot consolidation as presented.

Comm. Baroz 2<sup>nd</sup> Motion

Motion Carries 3-0

# Special Use Liquor License – Nathan Ruybal Friends of the Cumbres and Toltec Scenic Railroad

Friends of the Cumbres and Toltec Scenic Railroad will be hosting a train car with liquor sales on July 23, 2021, from 4:00pm to 10:00pm.

Fee Application is \$100

Resolution authorizes Conejos County to approve Special Use Permit, approved application is sent to the DOR.

Comm. Baroz makes motion to approve the Special Use Liquor License for Friends of the Cumbres and Toltec Scenic Railroad for one day only July 23<sup>rd</sup>, 2021, from 4:00pm to 10:00pm. Comm. Garcia 2<sup>nd</sup> Motion

Motions Carries 3-0

# PT Report and Semi-Annual Report – Mack Crowther

- Quarterly Public Trustee Report were all releases and have no Foreclosures.
- Federal foreclosure moratorium will end July 31, 2021, we will see if foreclosures start then.
- Crowther asks Chair of the Board to sign report.

Comm. Garcia makes motion to approve the 2<sup>nd</sup> Quarter Public Trustee Report as presented Comm. Baroz 2<sup>nd</sup> Motion
Motion Carries 3-0

- Semi- Annual Public Trustee Report.
- Will publish July 24<sup>th</sup>, 2021, in the Valley Courier paper
- Crowther asks Chair and Clerk of the Board to sign report.
- 91% collections for the year of 2021.
- July 22<sup>nd</sup> collection notices were mailed out and those payments are coming in.

Comm. Baroz motion to approve Semi-Annual report are presented. Comm. Garcia 2<sup>nd</sup> Motion
Motion Carries 3-0

## Public Health and Board of Public Health Report - Denise Jiron

Denise is applying for new grants, one of which will carry the Department for several year and has submitted a budget for said grant pertaining to Covid Relief efforts, more will be discussed in detail for the next meeting.

June details for operation were discussed and were on the same level as May. Options for long term care, last phase of this is to transfer OLTC files that they had been storing, currently coordinating transfer to Rocky Mountain Health Plans.

Office currently in Quarantine due to positive Covid case.

### **Board Public Health Report**

Cases have dropped in Conejos and the SLV in general, however the Delta Variant has been identified in SLV and Conejos.

5 current cases as of today.
749 confirmed Covid cases in Conejos
23 deaths among cases
11 deaths solely to Covid.
8 outbreaks
Current Positivity rate is 5.16
July 6<sup>th</sup> – July 12<sup>th</sup>

Testing – mobile testing on the move. Vaccine – Mobile Vaccinating Unit on the move.

Denise suggests having county employees wear mask while not at computer.

BOCC agrees to strongly encourage employees to wear a mask while not at desk, however patrons will not be required to wear one into the courthouse.

### Emergency Management Report - Rodney King

CEPA Training is Wednesday 21, 2021 from 12:00 p.m. to 1:30 p.m.

Core Capabilities for each department and Elected Official

Full Scale Alamosa Airport exercise – TSA mandated to make sure counties are ready for trained.

Comm. Garcia makes motion made to enter Executive Session 12:01pm to discuss settlement for ex-county employee for the amount of \$55,000.

Comm. Baroz 2<sup>nd</sup> Motion Motion Carries 3-0

### **Back from Executive Session 12:14pm**

Comm. Baroz made motion to allow Attorney Sarmiento sign and bind into settlement arbitrations between ex-employee and Conejos County.

Comm. Garcia 2<sup>nd</sup> Motion

Motion Carries 3-0

12:18PM Meeting Adjourned.

ATTEST: Nathan Ruyba

Clerk of the Board

Mitchell Jarvies Chair of BOCC