



Nathan Ruybal
CONEJOS COUNTY CLERK & RECORDER
6683 COUNTY ROAD 13 PO BOX 127
CONEJOS, COLORADO 81129
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Minutes of the Board of County Commissioners Regular Meeting held on April 21, 2022, 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: Nathan Ruybal-Clerk and Recorder, Nick Sarmiento-County Attorney, Connie Ricci-HR Director, Tressesa Martinez-County Administrator - **ALL PRESENT**

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

Prayer: Comm. Jarvies gave the opening prayer.

Approval of Agenda:

- Remove March 17th Minutes from Agenda, Clerk Ruybal would like to add more detail.
- Willow Pit discussion under Admin. Correspondence.
- Gravel Pit discussion to work session.

Motion to approve agenda as amended

Comm. Garcia First Motion

Comm. Baroz Second Motion

Motion Carries 3-0

Approval of Minutes:

- April 7th, 2020, Minutes

Motion to approve agenda as amended

Comm. Garcia First Motion

Comm. Baroz Second Motion

Motion Carries 3-0

Public Comment:

- No Public Comment.

Administrative Correspondence – Tressesa Martinez:

- Letter of Support for La Jara Reservoir State Trust Funds Land Purchase
 - Motion made to approve sending letter of approval.
 - Comm. Baroz 1st Motion
 - Comm. Garcia 2nd Motion
 - Motion Carries 3-0
- Willow Pit Discussion
 - Will ask Jarret Garcia regarding his schedule
 - Will open Willow Pit end of May or early June.
 - Schedule will be released once discussed with Jarret.

County Attorney – Nick Sarmiento:

- Morgan Drainage District Discussion
 - Controversy weather or not the BOCC can appoint to a vacancy for the Board of the Morgan Drainage District.
 - Tress Martinez had been informed of resignation on the board.
 - Tress was then asked by the Morgan Board to publish and then appoint member to the board.
 - Tress consulted with Attorney Sarmiento regarding vacancy and appointment.
 - Attorney Sarmiento viewed this request to be reasonable.
 - Back in May 2020 Attorney Sarmiento received emails from attorneys representing Max DeHerrera and the Morgan Drainage District.
 - Steve Atencio representing Mr. DeHerrera and Richard Marin representing the Morgan District.
 - Attorney Sarmiento understood at that point that Mr. Atencio was challenging any process that would allow the Conejos BOCC could not appoint a board member.
 - Morgan District at that time didn't have any members on the board of directors.
 - March 31, 2020, Attorney Sarmiento received an email from Attorney Atencio with statutes as follows.
 - 37-21-125 Vacancies and Notice of Elections.
 - Both Attorneys Atencio and Marin informed Attorney Sarmiento of their desire for the BOCC to appoint a Board of Directors to the Morgan District Board.
 - April 22, 2020, Attorney Sarmiento received an email from Jason Combs detailing a memorandum from Attorneys Marin and McGregor asking that BOCC approve the appointment of a Board of Directors and that Attorney Sarmiento could affirm the oath of those appointees.
 - As of today, there are vacancies on the board and the question exists, who appoints those vacancies?
 - Tress adds that she has already published those vacancies in the Valley Courier, however she did not add an end date for accepting letters of interest.
 - Attorney Sarmiento mentions that there is current litigation between the Drainage Directors.
 - Attorney Sarmiento reads statute 37-21-125, *"In case of a vacancy in the board of directors by death, removal, or inability from any cause to properly discharge the duties of a director, the board of county commissioners of the county where the office of said district is located shall appoint a director who shall hold his office until the next regular election in said district and until his successor is elected and qualified."*

- Comm. Jarvies raises the discussion regarding Drainage District holding an Election for the Board of Directors.
- Attorney Sarmiento would like to ask the Morgan Drainage of they consider themselves as a Drainage District or a Special District?
- Dependent on their answer, there is different Statutes governing the process to fill vacancies.
- Tress confirms that they are a Drainage District, simply because of the Mill Levies are divided.
- Decision was made to pull back publication for Board of Directors for Morgan Drainage District.

Resolution to transfer money – Tress Martinez:

Nathan Ruybal Recp. No: 22000503
 Conejos County Clerk and Recorder Page: 1 of 1
 Recorded: 4/26/2022 10:47 AM Rec Fee: \$0.00
 Doc Fee: \$0.00 EF: \$0.00
 Min Fee: \$0.00 RS: \$0.00

BEFORE THE BOARD OF COUNTY COMMISSIONERS
 OF
 CONEJOS COUNTY, COLORADO
 RESOLUTION NO. C-20 -22

A RESOLUTION PROVIDING FOR THE TRANSFER OF MONEY FROM AMERICAN RESCUE PLAN FUND TO THE GENERAL FUND

WHEREAS, the Conejos County Finance Officer has asserted to the Members of the Board of County Commissioners that a certain transfer of money has and should be made. Specifically, the Conejos County Finance Officer has requested the following transfer be made to the GENERAL FUND of Conejos County in the total amount of Five Hundred Eleven Thousand Three Hundred and Thirty-Four dollars and 75/100, (\$511,334.75); and

WHEREAS, the following amount is to be transferred from monies received from the American Rescue Plan Act: and

NOW THEREFORE, in consideration of the forgoing recitations, **BE IT RESOLVED** that Mack Crowther, the duly elected Conejos County Treasurer, was and is hereby directed and authorized to forthwith transfer the amounts as requested in this resolution.

THIS RESOLUTION WAS CONSIDERED, DISCUSSED AND ADOPTED THE 21st DAY OF April 2022 AT A REGULARLY SCHEDULED MEETING OF THE BOARD.

ATTEST:


 Nathan Ruybal, Clerk & Recorder


 Mitchell Jarvies, Chairman




 Carlos Garcia, Vice-Chairman


 Joseph Baroz, Vice Chairman

Resolution to transfer money – Tress Martinez – continued:

Motion to approve Resolution as presented.

Comm. Baroz 1st Motion

Comm. Garcia 2nd Motion

Motion Carries 3-0

Resolution C-20-22

DSS Report – Nick Barela:

- Tyler Presentation
 - Capabilities are endless.
 - Human Resources, Time Keeping, Budget
 - Higher Efficiency
 - Safeguards need to be set
 - User Friendly

Motion made to Purchase Tyler Product with ARPA Funds for Administration and DSS

Comm. Garcia 1st Motion

Comm. Baroz 2nd Motion

Motion Carries 3-0

Commissioner's Meeting

4/21/22

Agenda Items:

New Business

- Signatures on Budget Report/Expenditure Report* (Attachment A)
- Caseload Report (Attachment B)
- Child Care Review Policy Approval(Attachment C)
- SLV AHEC Contract (Attachment D)
- Wendy's Wonderful Kids (Attachment E)
- MOU Tu Casa (Attachment F)
- Southwest Conservation Corps (Attachment G)
- Verkada Security Camera (Attachment H)
- Law Enforcement MOU (Attachment I)

- DSS Program Expenditures of \$617,507.41
 - Motion made to approve Program Expenditures as presented,
 - Comm. Baroz 1st motion
 - Comm. Garcia 2nd Motion
 - Motion Carries 3-0
- DSS Accounts Payable of \$26,148.81
 - Motion made to approve A/P as presented
 - Comm. Baroz 1st Motion
 - Comm. Garcia 2nd Motion
 - Motion Carries 3-0
- Case Load Report
 - Nick Barela goes over monthly numbers.
- Asking for Motion to approve contract between Conejos County DSS and SLV AHEC
 - \$5000 paid via TANF for students to attend 3-day workshop at ASU.
 - Only TANF eligible students may attend that are interested in a profession in the medical industry.
 - Comm. Garcia makes first motion
 - Comm. Baroz 2nd Motion
 - Motion Carries 3-0
- Two Contracts for Southwest Conservation Corps.
 - Motion made to approve two contracts from May 1 to June 30 (\$34,560.00) and one from July to August (\$37,440.00).
 - Comm. Garcia 1st Motion
 - Comm. Baroz 2nd Motion
 - Motion Carries 3-0
- Verkada Security System Discussion.
 - RFP needs to be published.
 - Vendor will complete a site visit.
- Law Enforcement MOU Discussion.

Excel Presentation – Excel Energy

- Preliminary and Alternative Route discussion regarding power lines from Alamosa to Antonito.

Victim Advocate Proclamation – Nadia Flores

National Crime Victim's Rights Week, April 24-30, 2022

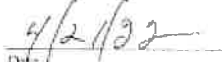
- Whereas: the term "victim" is more than just a label and has legal standing and protections that go along with it,
- Whereas: crime victims' rights acts passed here in Colorado and at the federal level guarantee victims the right to meaningfully participate in the criminal justice process,
- Whereas: victim service providers, advocates, law enforcement officers, attorneys, and other allied professionals can help survivors find their justice by enforcing these rights,
- Whereas: victim service providers and allied professionals can reach more victims through innovative, trauma-informed programs, such as telehealth services and multidisciplinary teams,
- Whereas: victim service providers and allied professionals can increase access to victim services and compensation in areas that have been historically underserved, marginalized, and adversely affected by inequality by implementing culturally responsive services,
- Whereas: equity and inclusion are fundamental prerequisites to survivor care, and successful services that provide victims with opportunities to share their experiences are essential blueprints for support,
- Whereas: National Crime Victims' Rights Week provides an opportunity to recommit to ensuring that accessible, appropriate, and trauma-informed services are offered to all victims of crime, and
- Whereas: Conejos County Sheriff's Office and the Conejos County Victim Response Unit is hereby dedicated to helping crime survivors find their justice by enforcing victims' rights, expanding access to services, and ensuring equity and inclusion for all.

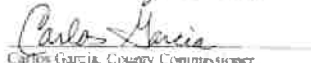
Now therefore, we, as the Board of Commissioners of Conejos County, do hereby proclaim the week of April 24-30, 2022 as


Crime Victims' Rights Week

reaffirming this County's commitment to creating a victim service and criminal justice response that assists all victims of crime during Crime Victims' Rights Week and throughout the year, and expressing our sincere gratitude and appreciation for those community members, victim service providers, and criminal justice professionals who are committed to improving our response to all victims of crime so that they may find relevant assistance, support, justice, and peace.


 Mitchell Jarvis, County Commissioner Chairman


 Date: 4/21/22


 Carlos Garcia, County Commissioner


 Date: 04-21-2022


 Joseph Baroz, County Commissioner


 Date: 4-21-22

RIGHTS, ACCESS, EQUITY, FOR ALL VICTIMS



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 Recorded 4/26/22 9:40 AM Rec Fee: \$0.00
 Print Fee: \$0.00

- Motion to approve Proclamation as presented
- Comm. Baroz first motion
- Comm. Garcia second motion
- Motion Carries 3-0

Public Health – Denise Jiron

- PCP Program monthly numbers
- Gas or Milage funding for PCP
- CDC work force has granted \$143,000 through the State of Colorado to the Conejos County Public Health Center.
- Money can be used for Staff Retention, Gap Analysis, Program Building, Some Supplies.

Board of Health – Denise Jiron

CONEJOS COUNTY BOARD OF HEALTH REPORT 4/21/22

- New reported cases in the past week: 15 total for the SLV
- = Alamosa County - 11
- = Conejos County - 1
- = Costilla County - 1
- = Mineral County - 1
- = Rio Grande County - 0
- = Saguache County - 1

Conejos County information on COVID-19 as of 4/20/2022:

- 3 active cases (1 not reported to CDPHE)
- 1,741 positives confirmed to date
- 136 hospitalized to date
- 13 Outbreaks
- Current positivity rate for Conejos County is 0.61% (from 3/9-3/15/22)
Down from 8.85% at about this time last month (2/4-2/13/22) 8.24% decrease

Deaths

- 54 Deaths among cases- to date
- 21 deaths Due to COVID – to date
- March 2022 = 0 deaths

Testing

CCPH has aligned with Affinity / Eurofins to provide Free COVID weekly in our County
However, State wide push to cut back on free testing.

Affinity Free testing will go through April 2022 in Conejos County. We have asked for an extension through the end of May 2022 but have not been informed of their decision.

- Antonito Town Hall – Every Thursday 9:00am – 11:00am- Town hall
- La Jara Town Hall - Every Thursday, 12:00pm – 4:00pm- Town hall

Limited Free testing Alamosa

- Affinity has paired with VWHS and provides free testing on Thursday and Sunday only, located at Convenient care in Alamosa
- CC will conduct testing the rest of the week.

Colorado State Public Health Orders:

15th Amended PHO 20-38, extended through May 13, 2022. The order continues to require:

- face coverings in some settings based on CDC Community Levels and in some instances vaccination status.
- hospital data reporting and
- COVID-19 vaccination for state contractors working in residential care settings.

As of April 13, 2022, there have been 1,361,6004 Coloradans diagnosed with COVID-19. 81,675 have been hospitalized and 13,081 Coloradans have died from COVID-19. There are 77 individuals currently hospitalized due to COVID-19, and 944 hospital beds remain unoccupied across the state. At this time, 84% of Colorado's intensive care beds are occupied and 90% of medical/surgical beds are occupied.

FACE COVERINGS AND COVID-19 TESTING

1. Face coverings continue to be required for patients, residents, and visitors, and medical grade face masks are required for staff in the following settings that serve vulnerable or at-risk populations in times of medium or high community levels of COVID-19 per CDC's COVID-19 Community Levels, during outbreaks, or when otherwise required by local or state public health officials:
 - a. Homeless shelters;
 - b. Prisons;
 - c. Jails;
 - d. Community corrections programs and facilities; and
 - e. Public transit services, in addition to the requirements in Section I.A.5 of this Order.

E. ADDITIONAL COUNTY RESTRICTIONS

1. CDPHE may require counties whose resident hospitalizations threaten to exceed 85% of hospital or hospital system capacity to report additional data and consult with CDPHE regarding implementation of additional measures to mitigate disease transmission.

To mask or not to mask????

The U.S. Centers for Disease Control and Prevention (CDC) revised its face-covering guidance in late February and now recommends indoor masking for all only in communities deemed to be at high risk for COVID-19 based on hospitalizations, local hospital capacity and new infections. (You can check your area's risk level on [the CDC's website](#).)

How to gauge need to return to masking?

CCPH will use 2 thresholds to determine if we need to ramp up precautions, including masking for County Offices

1. Transmission rate over 5%
(Conejos County is Currently under 5% transmission rate)
2. Regional Hospital capacity exceeds threshold of 85%
 - o CDPHE may require counties whose resident hospitalizations threaten to exceed 85% of hospital or hospital system capacity to report additional data and consult with CDPHE regarding implementation of additional measures to mitigate disease transmission.
 - o This is based on regional data (not just Conejos County patients)

Fox Creek Stores LLC, Liquor License Renewal – Nathan Ruybal

- Public Notice Posted.
- No Infractions
- License is in good standing.

Comm. Garcia makes motion to approve Liquor License Renewal as presented.

Comm. Baroz second motion

Motion Carries 3-0

Forest Service Report – Andrea Jones

- June 1st staff will be going back to work in office.
- Forest Plan still under litigation
- Trail Gulch Project – in the objection process
- Timber Market – Transition into Green Wood Market.
- Rio Chama CFLRP – #1 CFLRP collaborative forest landscape restoration in the Nation.
 - o Santa Fe
 - o Carson
 - o Rio Grande
 - o San Juan
- Working with the Conejos Youth Trail Program.
- Stunner Bridge Replacement.
- Mix Lake and Mogote Campground Rehabilitation.
- Acquisition of La Jara National Forest Land.
- Cliff Lake Private Donation to the Forest Service.
- Requirement that Landowners perfume fuel mitigation for those that live near Forest Service Land.
- Red Flag Fire Conditions.
- RAC Program
 - o Rocky Mountain Estates Project – Completed
 - o HORCA – Not Yet Started.
- Infrastructure Bill

Forest Service – Adam Moore

- Drought Conditions
- Spruce Beetle Kill
- Wildfire Committee
 - Meetings cover
 - Wildfires
 - Reducing Fuels in Forests
 - Mitigation
- Beetle Kill Attachments.

**2021 San Luis Valley
Aerial Detection Survey Summary**

Mountain Pine Beetle

County	2021 Acres Affected	1996-2021 Cumulative Acres Affected
Alamosa	0	420
Conejos	1	4,800
Costilla	10	4,500
Mineral	0	790
Rio Grande	0	3,400
Saguache	60	43,000
Rio Grande National Forest	60	38,000
Colorado	1,500	3,381,000

Spruce Beetle

County	2021 Acres Affected	1996-2021 Cumulative Acres Affected
Alamosa	40	3,400
Conejos	300	105,000
Costilla	3,300	19,000
Mineral	50	236,000
Rio Grande	0	3,700
Saguache	210	218,000
Rio Grande National Forest	490	623,000
Colorado	53,000	1,899,000

Douglas-fir Beetle

County	2021 Acres Affected	1996-2021 Cumulative Acres Affected
Alamosa	10	190
Conejos	9	6,100
Costilla	50	3,100
Mineral	200	13,000
Rio Grande	90	9,900
Saguache	430	42,000
Rio Grande National Forest	690	48,000
Colorado	8,000	458,000

Western Balsam Bark Beetle

County	2021 Acres Affected
Conejos	9
Mineral	80
Rio Grande National Forest	80
Colorado	16,000

Western Spruce Budworm

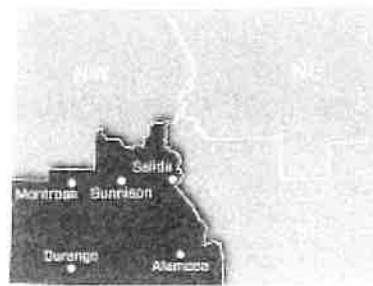
County	2021 Acres Affected
Alamosa	50
Conejos	620
Costilla	990
Mineral	2,000
Saguache	12,000
Rio Grande National Forest	4,800
Colorado	92,000



FOREST HEALTH WHERE YOU LIVE

Contact your nearest CSFS field office for guidance and resources to help you manage trees and forests where you live in Colorado: csfs.colorado.edu/southwest

Searchable maps and county-level data on forest insects and diseases: bit.ly/ForestHealthReport



Forest Health Issues in Southwest Colorado



Photo: Kamie Long, CSFS



Photo: Don West, CSFS



Photo: CSFS

DOUGLAS-FIR BEETLE

(*Dendroctonus pseudotsugae*)

Acres affected in southwest Colorado in 2021: 3,558

Persistent drought conditions are fueling increased activity of the Douglas-fir beetle in southwest Colorado, particularly in small pockets of low-elevation forests.

Colorado State Forest Service foresters are noticing more beetle activity in overly dense forests on steep, rocky, well-drained slopes. Often these infested, drought-stressed stands of Douglas-fir have previously experienced defoliation by the western spruce budworm.

This beetle is affecting mixed-conifer forests in much of southwest Colorado, especially in Costilla, Rio Grande, Saguache, Gunnison, Archuleta, La Plata and Montrose counties.

CSFS foresters offer science-based advice and strategies to residents and communities to manage this native bark beetle, including pheromone (semiochemical) packets to deter the beetle from attacking and assistance with harvesting trees killed by the beetle.

ROUNDHEADED PINE BEETLE

(*Dendroctonus vallicatus*)

Acres affected in southwest Colorado in 2021: 5,461

The roundheaded pine beetle is a native insect that attacks ponderosa pine. It often works in conjunction with other native species of bark beetles to create a "bark beetle complex" that kills trees. Compared to other beetles in the complex, it attacks trees later in the year, resulting in trees being under attack by beetles for much of their growing season.

Drought adds additional stress to pine trees. Warmer than average temperatures combined with extreme to severe drought conditions in southwest Colorado over the last two years were beneficial to the roundheaded pine beetle and associated native bark beetles.

This beetle continues to affect more acres of forests in La Plata, Montezuma and Dolores counties, and new infestations were identified in San Miguel County last year. It is particularly active in The Glade area of the San Juan National Forest in Dolores County and the Cherry Creek drainage in La Plata County.

MOUNTAIN PINE BEETLE

(*Dendroctonus ponderosae*)

Acres affected in southwest Colorado in 2021: 1,196

New pockets of mountain pine beetle-killed trees are appearing in forests in north Gunnison County. The area had a dry summer in 2020, followed by below-average snowpack in the winter of 2020-2021. The drought there has stressed lodgepole pines, which rely on moisture from melting winter snowpack for early summer growth. Drought will likely spur even more beetle activity within lodgepole stands in the coming months.

Beetle activity is most prevalent in the Taylor River drainage and near Crested Butte. Colorado State Forest Service foresters are seeing new pockets of beetle-killed trees in the Ohio Creek, East River and Quartz Creek drainages, often in inaccessible areas.

The CSFS and partners are working on a project in the Taylor Canyon area to mitigate the beetle's spread. Over 250 acres of infested stands were treated from June 2020 to July 2021, and more treatments are planned.

Intergovernmental Agreement between Town of Antonito and Conejos County Sheriff's Office

- Aaron Abeyta – Mayor of Antonito
 - Town Police Captain and one other Officer resigned unexpectedly.
 - Asking to move forward using County Law Enforcement to Patrol Town of Antonito.
 - Attorney Sarmiento to work with Attorney of the Town of Antonito on IGA.
 - Sheriff Crowther will need to approve.

Land Use Report – Linda DeHerrera – Hochstetler Sawmill

- Reconvene Public Hearing
- Decision on Hochstetler Sawmill
- Special Use Permit for operating Sawmill.
- Linda goes over Section 5.5 – Standards of Approval
 - Property Rights – Applicants have ownership of the property.
 - Is the Use of Land consistent with County Comprehensive Plan?
 - Linda states that the County Comprehensive Plan is Out of Date.
 - Linda however does believe the applicant does believe the use of the land does follow guidelines.
 - Use of the land does not cause of the quality of surface and ground water.
 - Domestic use ONLY for well water.
 - Storm Water Drainage Plans?
 - Linda cannot get anyone from CDPHE to respond on this concern.
 - Risks from Geological Hazards.
 - Flash Floods are of major concern.
 - Public Utilities on Site, however applicant uses a Gas Generator.
 - Access and Roadways
 - Access to sawmill must be safe and in conformance of standards
 - CDOT did not have any comments on the road use.
 - County Road and Bridge
 - Donnie's Assessment on roads is attached.

Good Morning Linda.

After reviewing the two special use saw mill applications I feel there could be some road impact from these applications.

Lester Yoder application.

This application in my opinion would create the most impact to County roads mostly because of its location. To get to this location there are a couple different routes that can be used. Starting in Antonito travelling down county road 12.5 which is already in poor condition then into Ortiz turning on to County road B. Other route would be State hwy 285 on to County road C through the residential area then on to County road 12.5 on to County road B. My concern is mostly on County road B in Ortiz. The road keeps water in the bar pits during irrigation season and the shoulders or lack of Shoulders make the road edge not suitable for heavy traffic. For large trucks to enter or leave the access point may require widening that portion of the road. Most fences are close to the road sides so there may not be a lot of room to build up and widen the access area.

Aaron Hochstetler Application.

This application in my opinion would create the least amount of impact to County roads and community town sites. The location of this application would be the best of the two. This property could be accessed from State Highway 285 on to County road C for approximately 1800 feet then onto a private road 13.5. County road C in this location is not as impacted by community traffic, it's a better route using only County road C from State highway 285 as compared to the Yoder application. The shoulders or banks of County road C can easily be modified and are not impacted by spring and summer irrigation water. Heavy traffic and Customer traffic will turn onto private road 13.5 before it reaches the San Antonio town site.

The heavy traffic as listed in both applications are minimal at this point but these businesses may grow and traffic and road impact will also increase.

Feel free to contact me if you have any questions.

Thank you Don

- Recommendation to have a containment system for the possibility for a Fuel Spill.
- Air Quality
 - The use of the mill must not cause the air quality to be reduced below acceptable levels set forth by the Colorado Air Pollution Control Division.
 - Linda has had no response from the State, recommends applicant reach out to the State.
- Sangre de Cristo National Heritage Area does not affect the application.
- Traffic
 - Use must not cause significant traffic, congestion, unsafe traffic conditions.
 - HWY 285 is questionable on the impact on Intersection of County Road and Hwy 285.
 - Road and Bridge would have to complete a traffic survey to see how much more traffic the sawmill will bring to the County Road.
- Erosion
 - Control measures will have to be implemented that ensures that disturbed areas and that stockpiles are stabilized.
 - Stockpiles of sawdust will be kept on the property, which will be shipped to another location to be used to compost waste from Butcher Shop.
- Commercial and Industrial uses
 - Commercial Use pertaining to the sale of wood building products, other than firewood.
 - Industrial Use pertaining the operation of the Sawmill itself.
 - Zoning on the area does not change.
 - No Outside structures for storage.
 - Small building that Generator sits in.
 - Objectionable emissions – CDPHE will need to determine what further permits are required.
 - Hours of operations?
- Department of Wildlife has no comment
- Comm. Garcia comments concerns
 - Water and Air Quality
 - Emissions
 - Use of County Road C and not smaller roads.
- Comm. Garcia comments on impacts that he had seen during his site visit.
 - Possible impact to road is to a private road – County has no jurisdiction on private roads.
 - 1800 feet on County Road C
 - Water Quality Protection – Containment System for possible Fuel Spill.
 - Air Quality and Emissions control conditions.
 - Would like to see Sawmill on a bigger parcel.
 - 6-month administrative review.
- Comm. Baroz comments
 - He would like to see a condition be set on the agreement between applicant and Andy Salazar who is the owner of the easement.
 - Does not believe that there is an issue with noise from the sawmill.
- Comm. Jarvies comments
 - Would like to see 1 year license
 - Containment system for a fuel spill.
- Motion to approve with Conditions as presented by Attorney Sarmiento.
 - Comm. Baroz first Motion
 - Comm. Garcia second Motion
 - Motion Carries 3-0

Motion to enter Executive Session 24-6-402 Sub Section B Conference with an Attorney to Discuss Legal Counsel

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 12:38pm.
- Attorney Sarmiento – It is the opinion of the County Attorney that the discussion had an Executive Session constitute Attorney and Client privilege.
- Attorney Sarmiento – Furthermore I would like to inform everyone that eavesdropping on a Executive Session is a Class Two Misdemeanor under Section 18-9-304 of the Colorado Revised Statute.

Comm. Baroz withdraws previous Motion for Special Use Permit

Motion made to approve SUP with conditions Attorney Sarmiento has listed 1-9

1. The applicant shall contain any diesel spills and shall install a galvanized stock tank to contain any spills from his current diesel storage. County staff shall inspect and approve the diesel containment vessel and plan.
2. The applicant shall meet APEN permitting requirements, if any. Applicant shall apply with CDPHE to determine if APEN permitting requirements apply.
3. Ingress and egress to and from the Sawmill for sawmill operations shall be restricted to the following route, to and from Highway 285 on County Road C for approximately 1800 feet onto a private road that exists on private land. Applicant shall not use or allow to be used any other route for ingress and egress to the sawmill for sawmill operations.
4. Applicant is limited to receiving on average one semi-load of logs per week, with a maximum transportation of three loads in any given week.
5. Applicant is limited to on average three gooseneck loads of processed material leaving the sawmill per week, with a maximum of five loads of processed material leaving the sawmill in any given week.
6. Applicant shall operate the sawmill Monday through Friday, from 7:00 am to 5:00 pm. Applicant is allowed to operate the sawmill one Saturday per month, from 7:00 am to 5:00 pm.
7. If any of the terms and conditions are violated, the Conejos Board of County Commissioners, after conducting public hearing, may revoke the permit.
8. The permit is valid for one year from April 21, 2022, and shall expire on April 21, 2023, unless Applicant decides to cancel his permit at an earlier date. County staff shall conduct an administrative review on October 21, 2022.
9. This permit is non-transferable.

Land Use Report – Linda DeHerrera – Hochstetler Sawmill - continued

Comm. Garcia first motion
Comm. Baroz second motion
Motion Carries 3-0

Land Use Report – Linda DeHerrera – Chacon and Torrez (DOL)

- Comm. Baroz will recuse himself since he is related to Chacon

CONEJOS COUNTY LAND USE
CASE SUMMARY- REPORT

CASE NO: CCLU-2022-0029

REQUEST: Division of Land

APPLICANT: Jeri Chacon

ZONING: Rural

SURVEY BY: Reynolds Engineering

BACKGROUND: An application was filed with the Land Use office on February 14, 2022, for a Division of Land (DOL.) The owner is Virginia Torrez. The property is approximately 23.5 acres± located in the Southwest Quarter of Section 10, Township 35 North, Range 8 East, New Mexico Principal Meridian, Conejos County Colorado.

The proposed survey reflects a division of 24.010 ac± to create the following:

Tract 1 containing 21.010 acres ± existing rural/ag land and home.

Tract 2 containing 3.00 acres ± vacant and (future home site.)

No Road dedication as it is State Hwy 17 - already dedicated.

Applicable Land Use Codes: Article 10 - Subdivision, Division 10.7 Subdivision Exemptions, Section 10.7 (1.) Division of Land

Purpose of Division: The applicant is requesting a division of land to separate 3 acres to sell for residential development. The remaining land will remain with the same owner, Virginia Torrez.

LU Administrator approval: 04/21/2022 **County Surveyor review/approval:** n/a

Board of County Commissioners review/approval: 04/21/2022

Comm. Garcia motion to approve Division of Land as presented
Comm. Jarvies second motion
Motion Carries 2-0

OEM Report – Rodney King

Emergency Management Report

April 21, 2022

1. 2021 EMPG-LEMS Grant Activities — See Part I – Work Report for 2022

2021 EMPG Reimbursement received 2021 = \$30,028.73 requested full grant of \$30,000 received

2. EMPG Funding – 2022

One of the items that is required for 2022 funding is a score on the Conejos County Basic EOP of 90+% for complete funding – including updates and revisions of which I have started.

2022 1st Qtr. Part I Report was due April 15th -- Finished and sent to you for your information. Financial Request is due April 30th

Updates & revisions Schedule to Policy & Procedures

Corrective action plan Sent to DHSEM (Approved by DHSEM)

Connie has several of the requested policies completed at this time.

Mr. Curt Wilson has been selected as County Grant Manager— but has not started yet.

The first assignment will be to work on a new set of Policies and Procedures to comply with your recommendations.

Time Line as Follows:

1. The Hiring should be completed the 1st Qtr. of 2022 — Completed
2. Guidance Observations #1 through 2 should be completed and become Official during the 2nd Qtr. of 2022. In Progress
3. Guidance Observations #3 through 5 should be completed and become Official during the 3rd Qtr. of 2022
4. Leading Practice Observations # 6 and 7 will be presented for adoption during the 4th Qtr. of 2022

Mitigation Plan – The County needs to better prepare –Fuel for Power Outages (generator for Dist. 1 Fuel Tanks) etc.

I am working on this and have discussed this with Don, and he agrees. Mark Mc Carroll has been contacted. Waiting for an estimate.

I have received a verbal commitment for 80 used Digital radios from Pueblo R&B to equip. our R&B., They must do the paperwork and let me know when we can pick them up. A new price for these would be around \$480,000 (80 x \$6000) even used at 50% discount would be about \$240,000

Pueblo R&B has requested a letter and it has been sent. Waiting for them to complete the paper work.

3. 2021 Training and Exercise Plan (TEP) including - EOC position training that would be available to all county employees – The SLV EMs are meeting in Costilla EOC today to work on the TIC plan (may be postponed because of Monte Fire). Waiting for the State tell us what support they will provide.

4. 5-year Hazard Mitigation Assistance Plan for Conejos County (2022) has been awarded to - Wood Environment and Infrastructure Solutions Inc. The first meeting for the San Luis Valley Regional Hazard Mitigation Plan Update Kickoff Webinar is Thursday April 28th, 2022 at 1:30 pm – 3:00 pm (see previous email invitation)

Remote Webinar link: <https://us06web.zoom.us/j/2703146874>

+1 346 248 7799 United States, Huston Phone Conference ID: 270 314 6874#

5. SLV R ECC Funding Request – approval from the Valley Commissioners Association.

I have sent invoices to all the Emergency Managers participating and have received the \$500 payment from Saguache County, \$100 from Mineral County, \$600 from Costilla, \$328 from Alamosa. Rio Grande did not participate/fund last year and Art indicated they will not fund this year either.

6. Red Flag resolution? Fire Bans?

7. CWPP (Conejos Wildfire Protection Plan)

I will participate and work with our Fire Wise communities to update plan – funding will probably be available for mitigation and updates. Wood Chipper?

8. Cyber Attacks information from WSB attached.

9. Conejos EOC Project. – DHSEM – Congressional Funding

Abatement – Assessor Office

	Tax Year <u>2020</u>			Tax Year <u>2021</u>		
	<u>Actual</u>	<u>Assessed</u>	<u>Tax</u>	<u>Actual</u>	<u>Assessed</u>	<u>Tax</u>
Original	28,776	8,345	747.58	38,889	11,278	962.52
Corrected	20,484	5,940	506.94	21,746	6,306	538.18
Abate/Refund	8,292	2,405	215.44	17,143	4,972	424.34


Assessor recommends approval as outlined above.

If the request for abatement is based upon the grounds of overvaluation, no abatement or refund of taxes shall be made if an objection or protest to such valuation has been filed and a Notice of Determination has been mailed to the taxpayer, § 39-10-114(1)(a)(i)(D), C.R.S.

Tax year: 2020 Protest? No Yes (If a protest was filed, please attach a copy of the NOD.)

Tax year: 2021 Protest? No Yes (If a protest was filed, please attach a copy of the NOD.)

Assessor recommends denial for the following reason(s):


Assessor's or Deputy Assessor's Signature

Comm. Garcia makes motion to approve Abatement as presented
 Comm. Baroz second Motion
 Motion Carries 3-0

Adjourn Meeting 1:20pm

ATTEST: 
 Nathan Ruybal
 Clerk of the Board


 Mitchell Jarvies
 Chair of BOCC