Minutes of the Board of County Commissioners Regular Meeting held on
January 04, 2018 at 9:00 AM in the Commissioners Board Room, 6683
County Rd 13, Conejos, CO. 81129

Call the meeting to order:
Chrmn. Jarvies called the meeting to order at 9:00 AM.

Members present: Mitchell Jarvies- Chairman
Steve McCarrall-Vice Chair
John Sandoval- Vice Chair
Tressesa Martinez- County Admin.
Anabelle R Gomez- Deputy Clerk

Pledge of Allegiance: Chrmn. Jarvies led everyone in the Pledge of Allegiance.

Prayer: Comm. McCarrall gave the opening prayer.

Approval of Agenda

Motion to approve the agenda as presented: Comm. McCarrall/Second:
Comm. Sandoval

3-0 Motion carried unanimously.

Approval of Minutes

Motion to approve the minutes of the December 15, 2017 Payroll Meeting, December 20, 2017 Special Meeting, and December 29, 2017 Special Meeting: Comm: McCarrall/Second: Comm. Sandoval

3-0 Motion carried unanimously.

Approval of Payroll and Accounts Payables

Motion to approve payroll and accounts payables: Comm.
McCarrall/Second: Comm. Sandoval

3-0 Motion carried unanimously.

Public Comment: None
Bob Robins/Phone Call

Chrmn. Jarvies stated that he got a phone call from Bob Robins concerning the dust, he wanted to know what there were doing, he didn’t know who was hauling, his crew was hauling so he talked to Jeff this morning, he told Jeff to make sure they water that road when they are hauling dirt, he did threaten litigation, but they are going to get the water truck out there.

Comm. Sandoval stated that when each district is hauling then it is their responsibility.

Robert Taylor-PO Box 344 Manassa, CO- Road Safety and Dumping Issues

Mr. Taylor presented the following:

- Have an Amish family neighbor who rolled his buggy with the family on County Road 19.
- Took pictures of the area on Hwy 142 and County Rd 19- shows that there is not enough room for two vehicles.
- Showed area where the buggy tipped over- it is by the Salazar’s where they built a new home.
- Other concern is that there are a lot of curves on those hills.
- People drive too fast around that mountain curve.
- Showed the area where people dig dirt and don’t smooth it out.
- There are animal carcasses dumped out there, also there is construction debris, windrower is pushing the fence over.
- Maybe they should have dumping signs.

Chrmn. Jarvies stated that they have addressed County Rd 19, they have put a lot of work into it, there is a problem when they irrigate all the meadows they used right of way as a ditch, it is an established water right of way, doesn’t know if the lawyer has ever looked into that, he read one and it literally listed the property line to the side of road 7’ 3’ deep, it was part of that water right, they have built the roads wider where they can, where the willow trees are at those is private property, they have talked to some of those people to see if they would take those trees out, that would give us a little room there, the farmers do carry the economy of county, that doesn’t mean they can whatever they want, there is both sides to it and it’s not cheap to litigate either, it is getting better because the Water Conservancy District is getting on these guys about letting their water into the roads, they can definitely put up slow signs, Jeff his supervisor is going to see what signs they have in the shop, the speed
the speed is a problem but they can't patrol because they are short on patrols; talked about the possibility of a sales tax initiative to get money to entice a few more police officers, they will need to get a citizens group behind that; maybe he is interested in that.

Robert stated that speed is a concern, people can't keep it clean, whose responsibility is it, the county employees go by and they don't pick up, there is plenty of money available, the forest gets money and gets the kids to help clean, can the county put kids to work and clean up.

Chrm. Jarvies stated that Department of Social Services is trying to get that program back; they had kids paint bridges, pick up trash, etc. then the money went away, it looks like they are going to get some back, money is hard to come by and they have to match it.

Comm. Sandoval talked about the situation where the Cumbres and Toltec crosses Highway 285 in Antonito and goes West approximately 8 miles, he and his road crew clean that area; now everybody thinks the county is going to clean it, then everybody dumps there, they start throwing tires, etc. they have cleaned a lot with property owners, BLM, Forest Service, State Land and others, they will clean it up and then the next week it will be the same thing; now they are getting tv’s, washers, refrigerators, etc. which are hard to get rid of.

Robert stated that it is hard to convict anyone.

Comm. Sandoval stated that no one wants to get involved or turn anyone in.

Chrmn. Jarvies stated that they know how to get around it, sometimes they say that the trash blew off and they were putting it back in their truck.

Don Martinez stated that they have a program that shows all the clean up, has worked with Land Use, and CDPHE, that shows the tire costs to the county.

Chrmn. Jarvies stated that they got a chopper, the tires had to be cut in fours, he and his crew cut anywhere from 3 to 400 tires but CDPHE had changed the rules they had rejected all those tires, they needed to have a manifest that say who brought in so many tires that came off his vehicle, we are trying to work with different counties, working with the re-cycling, they find where they throw a tire about every 20 feet so someone is driving and someone is in the back throwing the tires, and the money is not there, we are looking for money, we will get the signs up, we are trying everything we can.
Robert asked shouldn’t the roads be paved to the cemetery.

Chrmn. Jarvies stated that financially we wish we could, budget wise it is what it is; the budget is not looking good for the next coming years, we are going to lose alot money in assessed value because of the Gallagher Amendment.

Mack Crowther-County Treasurer explained that residential property taxes are going to be less; that is something that is set up by the state.

Chrmn. Jarvies thanked Mr. Taylor for coming in.

**Chris Crown-Sheriff’s Report**

Chris stated that the E-Force contract was signed and sent off, there was a little confusion with the estimate with WSB but that was taken care off, the sheriff purchased an enclosed trailer for $6000.00, it has air conditioner, heater and an office space which will be good for Search and Rescue, housing hasn’t been paid in a couple of months but Alison sent another statement, they have a new deputy starting today his name is James Spratt, he was a former undersheriff, stated that they lost a couple at the jail also; Margarita has resigned.

Comm. Sandoval asked if the sheriff purchased another vehicle.

Undersheriff Crown stated that he did purchase a GMC SUV, it is not equipped yet but he is using it.

Chrmn. Jarvies asked him if they need anything from them.

Undersheriff Crown said no and thanked the board; mentioned that they are moving forward.

Connie Ricci-Human Resource asked Chis if E-Force has set up training yet.

Undersheriff Crown stated that it will be done at a later time and hopefully they will be up and running by February.

Comm. McCarroll asked if the sheriff ever contacted the state patrol for help.

Undersheriff Crown stated that he didn’t think he had yet.

Chrmn. Jarvies stated that they need something in writing.

Comm. Sandoval asked if they had a conversation with the DA.
Undersheriff Crown stated not yet, the DA requested that the meeting be pushed back, they are having a big transition they are moving DA’s around, they will get together and set a date.

**Mack Crowther-Public Trustee’s Quarterly Report for 2017**

Mack stated that this is the end of year report, they are up a little on foreclosures, releases are about the same, the tax notices are scheduled to go out on Friday, they are finishing the details, there was a tax decrease on the General Fund, can’t increase the mill levy’s, did have a few prepaid taxes, they had the one treasurer collect information for the state website to show the prepaid taxes, Conejos County’s was $102,000.00 in prepaid taxes.

Mack asked about the approval for the 14 day trial TLO Program.

Motion to approve the TLO 14 day trial name search program: Comm. McCarroll/Second Comm. Sandoval

3-0 Motion carried unanimously.

Motion to accept the Public Trustee’s Quarterly Report as presented: Comm. McCarroll/Second: Comm. Sandoval

3-0 Motion carried unanimously.

**Approval of Salaries for 2018**

Tresses, County Admn. presented the salaries for 2018 for payroll on the 15th, mentioned that they had gone over every department.

Motion to approve the salaries for 2018 as presented: Comm. Sandoval/Second Comm. McCarroll

3-0 motion carried unanimously.

Meetings for 2018

Tresses, County Admn. presented the following resolution:

**Resolution C-01-18/Setting Dates for Regular and Payroll Meetings**


WHEREAS, the Conejos County Board of Commissioners shall meet at the county seat at least one business day of each month and at such other times and locations within the county as in the opinion of the board of public interest may require; and
WHEREAS, The Board of Commissioners in accordance with C.R.S. 30-10-303 hereby set forth their regularly scheduled meeting for the first Thursday of each month. The re-organizational meeting will be on January 16, 2018; and

WHEREAS, the Board of Commissioners hold their regularly scheduled meeting at the Conejos County Courthouse, located at 6683 County Rd 13, Conejos, Colorado; and

WHEREAS, the following payroll meeting for 2018 have been set as follows:

January 16th  February 15th  March 15th  April 16th
May 15th     June 15th    July 16th    August 15th
September 14th  October 15th November 15th  December 14th

WHEREAS, the board may hold other special or emergency meetings as posted at the Conejos County Courthouse 24 hours prior to such meeting. Location of posting is at the front window of the Courthouse and on the peg board next to the Commissioner’s board room.

NOW THEREFORE IN consideration of the foregoing recitations, BE IT RESOLVED that Tressesa Martinez, County Administrator is hereby directed to publish meeting dates in the Conejos County Citizen and the Conejos County Courier. Also posted on the web site Conejos county, org.

THIS RESOLUTION WAS CONSIDERED, DISCUSSED AND ADOPTED THE 4TH DAY OF JANUARY 2018 at regularly scheduled meeting of the board.


3-0 Motion carried unanimously.

**Executive Session**

Motion to go into executive session conference with the attorney as per 24-6-402 (b) conference with the attorney: Comm. McCarroll/Second Comm. Sandoval

3-0 Motion carried unanimously.
The board came out of executive session at 10:22 AM conference with the attorney and no decisions were made.

Nick Sarmiento, County Attorney: It is the opinion of the county attorney that the discussion held in executive session constituted of attorney/client privilege therefore no record was needed.

Chrmn. Jarvies asked Mr. Sarmiento if he wants to talk about the settlement.

Mr. Sarmiento stated that there is a settlement of a potential lawsuit against the county, against the Department of Social Services, and also the Board of County Commissioners, the lawsuit has been settled, there was a workman’s comp claim and that is being settled as well; at this point he would ask to authorize the county to spend $4000.00 in the settlement, once they authorize that they can issue the check and the matter will be settled.

Tressesa, County Admn. stated that she has a question, when they are authorizing the 4000.00 is that going to come out of DSS funds or county General Fund, she needs that to be clarified.

Mr. Sarmiento stated that wasn’t discussed but maybe they could call Nick Barela-DSS Director in right now.

Tressesa, County Admn. e-mailed Nick but was unable to get ahold of him.

Motion to finalize the settlement litigation in the amount of $14,000.00 to be paid to CTSI out of the Department of Social Service’s budget: Comm. Sandoval/Second: Comm. McCarroll

3-0 Motion carried unanimously.

There being no further business to come before the board, Chrmn. Jarvies declared the meeting adjourned at 10:30 AM.

ATTEST:  
NATHAN RUYBAL  
CLERK OF THE BOARD

MICHHELL JARVIES  
CHRMN. BD OF COUNTY COMM.
Minutes of the Board of County Commissioners Payroll & Re-Organizational Meeting January 16, 2018 held at the 9:00 AM in the Commissioners Board Room, 6683 County Rd 13, Conejos, CO. 81129

Call the meeting to order

Chrmn. Jarvies called the meeting to order at 9:00 AM

Members Present: Mitchell Jarvies- Chairman
Steve McCarroll- Vice Chair
John Sandoval- Vice Chair
Tressesa Martinez- County Admin.
AnnaBelle R Gomez- Deputy Clerk

Pledge of Allegiance: Chrmn. Jarvies led everyone in the pledge of allegiance.

Prayer: Chairman Jarvies gave the opening prayer.

Approval of Agenda:

Motion to approve the agenda as presented: Comm. McCarroll/Second Comm. Sandoval

3-0 Motion carried unanimously.

Approval of Minutes

Motion to approve the minutes of the Regular January 04, 2018 meeting to show “use of the right of way as a ditch” as a correction on the discussion with Mr. Taylor: Comm. Sandoval/Second: Comm. McCarroll

3-0 Motion carried unanimously.

Approval of Payroll and Accounts Payables

Motion to approve payroll and accounts payables: Comm. McCarroll/Second Comm. Sandoval

3-0 Motion carried unanimously.

Public Comment: None
Administrator’s Correspondence: None

Nick Sarmiento- County Attorney mentioned that the Ortiz matter was resolved with the Decree Quieting Title which was issued on Sunday; they still have a few ministerial tasks to perform and then they will have the easement over the Ortiz Rights.

Nicholas Barel—DSS Report

Nick stated he has a request for signature on the budget report and administrative costs in the amount of $343,855.57 and accounts payables in the amount of $13,987.98.

Motion to approve EBT expenditures and accounts payables as presented: Comm. McCarroll/Second Comm. Sandoval

3-0 motion carried unanimously.

Nick mentioned they have a caseload of adult financial which was 131, Colo Works 42, Food Stamps 747, and medical assistance 1,687.

Nick asked if they have heard anything on the Colorado Works Program which will be an agenda item at the CCI Conference, he is in favor for, $366,536.00 is the projected allocation; the South East Region vote is going to be a no vote.

Chrmn. Jarvies asked Nick if most rural counties in our situation as far as being able to absorb that.

Nick stated that some rural counties are in our situation, I don’t know if they feel that money could be used for other things, he will keep them posted.

Nick gave an update on the Colo Works, they have a contract with Rio Grande County, they have to contract a position, there was an advertisement in the newspaper; both people that applied are qualified.

Nick stated that Conejos County has been selected to participate in the 1-6 program; he had Brenda LaColm do a presentation to the staff, he mentioned that they are starting to shred a lot of stuff, all that will be housed and the state will have that information, talked about the CHP Plus, there was an extension of additional monies approved which was extended until Feb 28th contingent upon Congress’ renewal which would be 1-3 years; hoping that they will be in favor of it.
Nick stated that Stephanie Goldbranson from the Work Force Center gave a job preparation for TANF, will try a test in February for the public in Conejos County, they will do this once a month at DSS; will be able to fund thru the STEP Program.

Nick talked about the scholarships that will be offered to all 3 school districts; got pretty good response last year; also talked about the employment first program.

Comm. Sandoval asked Nick if the Diversion Program is fully functional.

Nick said yes they have policies from the state to move forward, they have to make sure they monitor them.

**Samanta-Public Health/Board of Health Report**

Samantha gave her report as follows:

**Administration and Governance**
Personnel-current- public health nurse- vacant-, one part time employee working on Tobacco and Office of Behavioral Health Grants Hiring For Vacant Positions
Financial-End of year reports pending, tracking expenses, continuing to work with staff for two-way communication and efficiency.
Facilities/Technology-Heating/cooling system in need of repair-completed, file cabinets lock installation, ceiling tiles missing, torn missing screens on windows pending-security and locks for OITC pending, anticipation of fiber internet access.

**Assessment Planning and Communication**
Public Health Partnership-Continue to participate in regional public health partnership.
Community Health Assessment and Planning Meetings attended/Upcoming

**Communicable Disease Prevention, Investigation and Control**
12 reportable diseases for Conejos County in December 2017, 39 reportable disease cases entered in database, 1 TB follow-up, 2 current communicable disease cluster/outbreaks, mentioned that is why she needs a part time nurse.

**Immunizations**- TST standing order created and signed, TST for Centauri High School Students in CNAN program, Met with CDPHE immunization team, would like to re-establish IZC contract with CDPHE starting in
July, FQHC deputization, VRG/317 provider contract requirements under review.

Comm. Sandoval asked Samantha what she thought the odds are in finding a part time nurse.

Samantha stated she felt the odds are better.

Connie Ricci- Human Resource stated that some nurses want to do fill ins.

Tressesa, County Admn. asked Samantha if she is working on the phone track with Nick.

Samantha said yes they have a meeting.

Emergency Preparedness and Response
Current contract with Colorado Office of Emergency Preparedness and Response - after hours COOP drill 1/9, monthly communications drill, deliverables pending completion, proposal of hiring public health nurse to help complete this contract work.

Environmental Health- Childcare inspection 1, RFE inspections will pick back up after holiday season.

Prevention and Population Health

Tobacco Grant- Working with public housing and support with the tobacco free rules with HUD housing, reviewing current county tobacco policy, distributed quit kits.

Office of Behavioral Health Grant- working on catching up with deliverable plan, supporting the building of prevention coalition.

Prevention Coalition- All other 5 counties in the SLV have active prevention coalitions established and guided through public health with CTC funding.

Child Fatality- CDPHE mandates that all LPHA and specified community partners must review child fatality cases deemed preventable, Conejos County reviewed a case on Dec 19th as part of the regional group.

Maternal and Child Health- A portion of the nursing/public health core contract is devoted to identifying and addressing Maternal Child Health needs in our county, previous director determined this year’s
funds would go towards CHAPS process, will continue to provide information and referrals to HCP clinics and informal care coordination, proposal for part-time nurse to continue support informal HCP coordination and specialty clinics.

**Vital Records and Statistics**—Most small counties use other entities for this service.

**Options for Long Term Care Program**—Clients Served—359 December. Conflict Free Case Management—Received announcement that they will need to file an intent to apply for rural federal exemption by Feb 15th 2018, will collaborate with Costilla County and other SLV SEP in conflict (Alamosa) to gather data.

Tressesa, County Admin. asked about the possibility of someone else doing a 5013C that could put in a bid for OLTC.

Samantha said yes and explained the process.

**Office Furniture**—Finalized Order that was approved by previous director.

**Personal Care Provider (PCP) Program**

91 clients in December, Vera Lopez has resigned as PCP supervisor, will advertise to hire PCP assistant, currently advertising for PCP Providers, continue to explore the possibility of “call in” time sheet, have contracted consulting agency to complete required administrator training and possibility of protocol/policy book that is up to date with the state standards.

**Commodity Supplemental Food Program**

Total of 330 Participants and 59 deliveries in December

**Conejos County Board of Health Report**

Influenza Update—Surveillance officially began on Oct 1st 2017, as of January 11, 2018 there have been 45 influenza-related hospitalizations in the San Luis Valley (12 additional cases since 01/4/2018, 0 pediatric deaths in Colorado, 5 outbreaks have been reported in the Long Term Care Facilities, no reported shortages of Tamiflu and other antivirals.

Pertussis— are investigating a cluster of cases in Conejos County, mostly unvaccinated members in our community, providing guidance to community on testing, treatment and prevention, described what
pertussis is, public health may recommend abx prophylaxis for close contacts or high risk contacts.

Core Services handout.

Comm. Sandoval had one comment that was in reference to getting screens; they could contact A&M Windows all they have to do is measure the windows.

**Donnie- Road and Bridge Report**

Donnie gave his report as follows:

- Jade Communications is going to run the fiber optic through the rest of the county into the Horca area, will probably just get one permit to cover the whole process, they should look at the site for detailed crossing, road ways need to know if it is asphalt, gravel, etc., talked about the depth, wanted to know if there should be any permits added, it's up to the board as to what they want to charge, last time they got a bond, maybe $1000 could be charged for a large project.
- Arena- Water issue at Little Treasures- he will meet with Tom Valenta from the state, measured the building, detention time is the biggest thing with the chlorination, talked about the (2) 60 gallon tanks, if they have to buy a 200 gallon tank then they have to change the plumbing, District # 2 ran a trench that helped.
- Road and Bridge- Sent an e-mail concerning the dozer, talked about the amount of hours that the dozer is being used, would like to have better communications with the guys so that the dozer is not just sitting there, would like to have all the inventory in Public Works, would like to visit with the supervisors on planning projects so they may utilize the equipment so they save time, will like to discuss things such as lifting, loading, etc. and discuss personnel issues.
- Got a bid from Robins Construction concerning the Gomez Road.
- Would like the storage at the jail cleaned out, would like to get the department heads to tag things a certain way, or have it sold at an auction.

Tressesa, County Admn. stated that they need to wipe out the information on computers before those are sold, also mentioned that on maintenance issues there will be some changes on what people are doing and not doing.
Jonnie mentioned that they need to get the supervisors to communicate.

Mentioned that Bob Robins from County Rd 18 had complained about the dust—felt that whatever district is hauling they should use the water truck.

Comm. McCarroll stated that District 3 has the longest haul that is why they stock pile it at his place and then haul to the other places because of the time.

**Mack Crowther/Uncollectable Mobile Home Taxes and Cancelling Personal Property Taxes**

Mack presented Resolution C-02-18 Cancelling Uncollectable Mobile Home Taxes listing schedule numbers, years of tax, amount of tax and name of owner, etc. in the amount of $981.50 and Resolution C-03-18 a Resolution Cancelling Uncollectible Personal Property Taxes listing schedule number, year of tax and amounts in the amount of $2,135.10.

Mack presented the semi-annual report that will be published in the Valley Courier on January 20th, 2018 which shows all the fund balances in the county.

Motion to approve the resolutions as presented by Mack: Comm. McCarroll/Second Comm. Sandoval

3-0 motion carried unanimously.

Mack stated that the tax notices will go out today or tomorrow; they will include a couple of inserts, Naomi has one and Linda has a letter.

**Linda Deherrera- Owens SUR discussion**

Linda stated that they had the Kimberly Owes Special Use for overnight lodging in October, at that time she did not have her legal water supply which she has now, she has the statement from the Division of Water Resources saying that well permit 81580F is a legal water supply for the Special Use Permit for the overnight lodging; she is ready to finalize that Special Use Public Hearing, they left the public comment section open but she wants to find out because she lives in Georgetown Texas, do we want her present for the finalization or can she appear by phone, this is different that someone not appearing before, it wasn’t controversial, the only thing we were waiting for was the well permit, she is willing to come but she would need some time to plan.

Chrmn. Jarvies asked Nick Sarmiento-County Attorney how he felt about the situation.
Nick Sarmiento stated he felt it was fine by telephone, if there is going to be adverse decision by the board then they should provide her with notice and tell her she should be here.

The board all agreed that it could be done by telephone.

Linda will schedule her for the February meeting.

Linda mentioned that anytime anyone is appointed to the Planning Commission and Board of Adjustments it has to be done in a form of resolution which she has never had resolutions before.

Linda will prepare a resolution and present it at the next meeting, which will include dates and expirations of their terms.

Linda stated that Nick Sarmiento helped her with the Land Use Code, they are going to amend the code; they will be amending it in sections, she had thought amending as a whole would be better, they are going to take the articles that have the least changes and amend those, they will get started soon and go from there; she does not have statistics for 2017 yet, they are working on those.

Nick Sarmiento stated that the reason that he suggested changing the plan of approach was because there are certain articles that should be amended, there are typos and errors that the public might have an issue but there are other areas that the Planning Commission does want to amend that are very controversial so they should separate those controversial items out and that will be easier for everyone to deal with and let's just get the other ones that are none controversial and get those amended because we have to go through public hearings for all of them and his fear is that they will lose all the amendments even those that are needed because of the controversial ones, it would be easier to the public to digest.

Linda then mentioned that there have probably been a lot of phone calls concerning cemetery and burial processes and things that are taking place; they are working hard to make sure they have their regulations in place, since Felix passed they have had their transitions with staff and responsibility, if they get any phone calls please feel free to have them call them, they are trying to address the best they can, they had two burials which went well; she has been working with James.

Chrmn. Jarvies stated that he did get phone calls and he did refer them to Connie and Linda.

Connie Ricci thanked the board for referring them to her and Linda; they have no means of a phone number for special districts.
Linda stated that they are going to make a list of grave diggers and probably have that at the mortuary.

**Jolene Trujillo And April Dominguez-VAWA Grant**

Jolene thanked the County Commissioners for allowing them to be here this morning, they are with the Victims Advocate Program, they are getting out to let everyone know that there is a program available that comes through Conejos County Sheriff’s Office and law enforcement usually contacts Victim’s Advocates Coordinator who is April, she has two that work underneath her, she explained what happens when they get a call, and is asking for their support.

April mentioned that she is on call 24-7 unless she has something else then her volunteers are on call; those are her daughter and Eli Lucero who has been on for a while.

Jolene stated that the program has its purpose, talked about grant through the state which is for victims of crime, are working with the 12 judicial program, they got funds from them as well; mentioned that the program is Sar Luis Valley wide.

Chrmn. Jarvies stated that they appreciate what they do; it is a very good service.

**Rodney King- OEM Report**

Rodney presented a list of activities for the month of December 2017 which included the monthly communications drill, South Conejos School Task Force meeting, SLV EOC Policy Committee meeting, Conejos Community meeting, LEPC-Wilber-Ellis Agribusiness Tour, HCC Steering Committee meeting, Conejos County Board of County Commissioners, and ESF-5 Work Session, mentioned that he sent the final report for LEPC, they are trying to adopt the plan that works the best, they will re-do all of the attachements; he printed the by-laws for Search and Rescue and gave to Nick to look at.

Connie -Human Resource mentioned that they had discussed that Rodney, Linda and herself are the administrators of the Everbridge so anyone of them can send out messages they just want to clarify the purposes of Everbridge and it is not strictly for emergencies, it is a communication tool and lots of other areas as well, the three of them are all administrators of that, when they send out a message they send a message to each other; she uses it for communications for employees.

Chrmn. Jarvies stated that the message says “this is an important message from Conejos County” if that could be changed when it’s not an emergency.
Connie-Human Resource stated that is probably not working because once they hear that people just hang up; we need a different message.

Linda stated that they are going to ask Everbridge if they can help them change that, they are going to request 3 different ones, one for management purposes, one for Conejos County employees and the other will be a community message, had a conversation with Jamie and did make it official that they are going to end the contract with Everbridge in November, she would like to get an invoice of how they pay then she can take that to the SLV 911 authority they want to know why they are ending, if they can go with a grant they will pay up to 50%.

Tressesa - County Administrator stated that right now it’s about $9600.

Rodney King stated that they get reimbursed from the state, mentioned that they will not be administrators anymore, they might have to form a group within the group.

Linda stated that if it’s for the sheriff, ambulance, fire department, etc. for communication purposes that has to be matching, stated that with the SLV 911 we will have our group users of this program.

Linda stated that Connie could be in charge of employees, Linda could be in charge of communities and Rodney in charge of emergencies; it could change.

Nick Sarmiento asked Rodney if he had any issues that he would like to review.

Rodney said no he had a copy of Alamosa’s where he just made editorial changes.

Chrmm. Jarvies read the following: Rodney King has been an EMT since about 1975 to present, became director of Conejos County ambulance, taught math and science in Centauri, taught EMT intermediate courses at Trinidad Jr. College, Emergency Manager for Conejos County, in 2016 he received the emergency manager for Colorado Emergency Management, etc. so from the county they put something together for him.

Rodney came up and was presented with a plaque.

Chrmm. Jarvies read concerning Ernest Abeyta: Ernest has been a EMS for more than 10 years, he started EMT classes in Centauri High School, became an EMT intermediate after two years of EMT service, been a paramedic, that education came 6 years later, he is now a paramedic and assistant director for Conejos County Ambulance, also works for Costilla County and is the fire captain of Antonito Fire,
received the Robert Marlin EMS professional of the year from the EMS Association of Colorado; he was also presented with a plaque.

**TJ and Ernest- Ambulance**

TJ stated that they have ambulance operations that they would like to talk about and then talk about financials in executive session.

TJ stated that on operations there have been quite a bit of changes, they have been based out of the hospital and things are going well, about 84% of the calls from time to page are within 5 minutes response time, they have relocated due to the re-model which doesn’t start until February which will go about 9 months, talked about the sleep quarters, Tressesa received a letter from the Manassa Fire, have vacancy to the garage that they are using, they have 2 ambulances that they are storing in District 3, they could probably squeeze another one in but they need room for supplies, has someone show interest in purchasing 1 ambulance which has 259,000 miles if we choose to eliminate we don’t always use those ambulances, we are running out of room; asked the board what they thought.

Connie Ricci-Human Resource talked about the public auction, she just needs an actual item to complete the training.

TJ stated that one of the ambulances is damaged in the back.

Rodney King stated that if you sell them, if it’s under $5000 you might have to notify the division.

Tressesa, County Admns. stated that there might be a stipulation if they are depreciated out they might be okay, they just need to find out.

Chrmn. Jarvis stated to just look into it to make sure that it’s done right.

Comm. Sandoval stated that their policy reflect that if it’s a fire district, organization or municipality they work with them first.

TJ wanted to know if he could pull that ambulance out now.

The board said that is his call.

TJ said the person interested in the ambulance is Austin from La Jara.

Chrmn. Jarvis asked if they are okay working an intergovernmental agreement.
Nick Sarmiento, County Attorney stated that at some point they will have to make a finding that in lieu of doing a public auction Conejos County Citizens will receive a benefit from the fire department which is not a big deal, that way we are getting something in return, that is why we are not going out to public bidding for the full price; that will just have to be entered in the minutes; that way you see a benefit to the citizens, right now they are talking about a $3500.00 piece of equipment anything above that they will come to the board for approval; anything under $5000.00 that’s within your discretion.

Tressesa, County Admn. asked them to let Gary know if they get rid of any equipment because they keep inventory and he would have to delete from the books.

Ernest Abeyta stated that they will be enforcing SOP’s to employees, they will give them at least 8 days to review them and sign off, they will correlate with the county policy, showed the board their new uniforms, and the jackets which provide a lot of safety and warmth.

**Executive Session**

Motion to go into executive session to discuss personnel issued as per 24-6-402 (f): Comm. McCarrroll/Second: Comm. Sandoval

3-0 Motion carried unanimously.

The board came out of executive session at 11:58 AM where they discussed personnel and no decisions were made.

**Connie Ricci-Human Resource Report**

Connie gave her report from October through December 2017 as follows:

**Hires:**

- DSS-1
- General Fund-1
- Nursing -3
- Public Health-1
- Sheriff- 2  (Total 8)

**Exits**

- Ambulance-1
- DSS-1
- Public Health-1
- Sheriff-6  (Total 9)
Vacancies:
  
  • SO-6
  • Public Health-2
  • Nursing-4 PCP’s (Total 12)

Workers Comp
  
  • DSS-1

FMLA
  
  • Sheriff-2
  • General Fund-1
  • PHD-1 (Total 4)

Psychological
  
  • Sheriff-2

2017 Report:

Hires: Admn 5, Ambulance 10, DSS 6, General Fund 2, Nursing 15 PCP’s, Public Health 1, Road and Bridge 8, Sheriff 16 for a total of (63).

Exits: Admn-6, Ambulance 8, DSS 6, Public Health 3, Nursing 10 PCP’s, R&B 4, Sheriff 20 for a total of (57).

Workers Comp: Admn 1, DSS 2, General Fund 1, Public Health 1, R&B 3, SO 4 for a total of (12).

FMLA: Admn. 1, DSS 4, General Fund 1, Public Health 1, R&B 2, SO-6 for a total of (15).

Drug Screens: DSS 1, General Fund 1, Nursing 3 PCP’s, Public Health 1, R&B 5, Sheriff 3 for a total of (14).

Re-Organization

County Board Review- Appointed by the Conejos County Board of County Commissioners

Tressesa, County Admn. presented the appointments for: Budget Officer, Designated Newspaper, County Attorney, Bank, Chrmn. of the Board, Colo. Counties, Inc, Southern CCI Distrtict, SLV Board of County Commissioners, Conejos County Health Board, Alamosa River Restoration Project, SLV TV Association, SLV DRG, SLV GIS/GPS Authority, 911 Authority Board, Conejos County Planning Com. Conejos County Housing Authority Board, Weed District, CSBJ Joint Authority Board, Conejos
Library Board, Sanford, Capulin, Los Cerritos Cemetery Board, Manassa Cemetery Board, Conejos Water Conservancy District, Rio Grande Water Conservancy, Rio Grande Inter Basin Round Table, SLV Fair Board, SLV Drainage District, Bluepeaks, Tourism Board, South Central Senior Citizens, Colorado Work Force Board, SLV Retac Members, Planning Commission, Board of Adjustment, Heritage Area Board, Homeland Security Board and UAV/UAS, those are on file at the Administration’s Office; with all those in place Chrmn. Jarvies suggested opening it up for Chair.

Motion to appoint Comm. Sandoval as the Chairman of the Board of County Commissioners: Comm. McCarrol/ Second Chrmn. Jarvies

All were in favor, motion carried unanimously.

There being no further business to come before the board, Chrmn. Jarvies declared the meeting adjourned at 12:12 P.M.

ATTEST:  MITCHELL JARVIES
NATHAN RUYBAL  CHRMMN. BD OF COUNTY COMM.
CLERK OF THE BOARD
Minutes of the Board of County Commissioners Regular Meeting held on
February 01, 2018 at 9:00 AM in the Commissioners Board Room, 6683
County Rd 13, Conejos, CO. 81129

Call the meeting to order

Chrmn. Sandoval called the meeting to order at 9:00 A.M.

Members present: John Sandoval-Chairman
Steve McCarron- Vice Chair
Mitchell Jarvies- Vice Chair
Tressesa Martinez- County Admn.
AnnaBelle R Gomez- Deputy Clerk

Pledge of Allegiance: County Attorney Nick Sarmiento led everyone in
the Pledge of Allegiance.

Prayer: Chrmn. Sandoval gave the opening prayer.

Approval of Agenda

Motion to approve the agenda with the deletion of the Sheriff at 10:00
Jarvies

3-0 Motion carried unanimously.

Approval of Minutes

Motion to approve the minutes of the January 16, 2018 Payroll Meeting:
Comm: McCarron/Second: Comm. Jarvies

3-0 Motion carried unanimously.

Approval of Payroll and Accounts Payables

Motion to approve payroll and accounts payables: Comm. McCarron
Second: Comm. Jarvies

3-0 Motion carried unanimously.

Public Comment: None
County Administrator - Correspondence

Tressesa, County Admin. presented a letter of engagement from Wall, Smith and Bateman for the 2017 audit, they are asking for their approval not to exceed $38,900, they will ask for $2,600.00 additional for every major program which means if they have any federal grants that are over $300,000 they will do a single audit.

Motion to approve the letter of engagement from Wall, Smith and Bateman as presented not to exceed $38,900.00: Comm. Jarvies/Second: Comm. McCarroll

3-0 Motion carried unanimously.

County Attorney/County Sales Tax

Motion to go into executive session as per 24-6-402 (b) conference with the attorney: Comm. McCarroll/ Second: Comm. Jarvies

3-0 motion carried unanimously.

The board came out of executive session at 9:46 AM conference with the attorney where they discussed sales tax and no decisions were made.

Nick Sarmiento: It is the opinion of the county attorney that the session that was held was not recorded because it constituted of attorney/client privilege.

Motion to give the county attorney direction to start looking into an intergovernmental agreement between Conejos County and the Town of Antonito: Comm. Jarvies/Second: Comm. McCarroll

3-0 Motion carried unanimously.

Chrmn. Sandoval stated that Nick should start working on that agreement around April 15, 2018, that might be more favorable to our cause.

Samantha Escobedo - OLTC Rural Exception

Samantha stated that she has with her Stephanie who is the supervisor of OLTC, whom she values her opinion on this, and also Krista who is a nursing student.

Samantha stated that she is here to touch base on the conflict free case management for OLTC, for background it became a federal rule in
2014 which required the separation of case management and service provision for clients enrolled in a HCBS waiver, this affects both the CCB’s like Blue Peaks and SEP’s which are single entry point in the state, we are one of the few SEP agencies in the state “in-conflict”, Alamosa Public Health is also “in-conflict”, there are a few other rural areas, we are in conflict because we provide personal care program and Case Management from the same agency.

Updates- On January 11, 2018 HCPF released requirements for business continuity plans (BCP), all agencies must complete a BCP and return to HCPF no later than July 1st, 2018, they can operate as a management case agency only, operate as a direct service provider only, can continue to provide case management services but never to the same individual, or discontinue providing case management and direct services for Medicaid waiver individuals, they have to pick one of those and put it in a business continuity plan by July 1st, also on January 11th HCPF released an announcement that if they wanted to apply for a rural exception they need to do so by February 15th, 2018 which is a really short time frame, if you look at all the requirements for the rural exception it’s not a feasible time frame for us to get that together, she put in a letter and also the Alamosa Director to ask for exception from the state; whether they grant us one or not, we have until February 15th to decide what we want to do.

Samantha stated that she has some concerns about putting in for a rural exception, talked about what they have to put in just to file for that; but if they put a rural exception in, they have to describe how they are going to work the increase in the provider, they have to increase other providers other than those in the county, they would have to be housed in different agencies, her concern is on anyone who is referred to us we would have to first have to refer them to a different agency to provide services.

Samantha stated that they submitted the letter of extension to see if they grant it to us, they also met with Alamosa County to try to see what they are doing, they have had an informal meeting with other county administrators, they are looking at opening up all type of case managements throughout the whole region if they proceed in this then it would take off the evidence that the service is not otherwise available with the SEP’s catchment area, mentioned that Blue Peaks is also in conflict.

Stephanie stated that basically they are going to open up to all waivers, right now our program serves the blind, elderly, disabled, brain injury, community mental health, they have a children’s waiver,
they are going to open it up where they are going to provide case management for mentally developed.

Samantha stated that not only in Alamosa, they will open it up for the whole region.

Tressesa, County Admin. asked what would that do for our staff.

Samantha stated that with the rural exception we can’t say we are the only ones providing the service in Conejos County.

Stephanie stated that the rural exception would be null and void because Alamosa is out there saying they are going to provide case management.

Samantha stated that they have a contract with Costilla County they have talked to their public health director.

Connie-Human Resource Director asked what would it would do to your staff?

Samantha stated that they would offer case management for our clients but we cannot provide case management for other agencies; we cannot provide case management services because we would have to be in different buildings, and first try to give them to a different agency; it wouldn’t be doing us any favors.

Stephanie stated that if we don’t do rural exception we can do business as is until that continuity plan is in place.

Samantha stated that if they are granted the extension we can discuss it further but if not then she would have to turn in the rural exception by February 15th; it might be doing us more harm, we can turn in the rural exception but it’s up to the board to decide.

Samantha stated that they submitted a letter basically saying that January 11, and February 15th is not enough time to make this decision.

Samantha also mentioned that to clarify when a client first comes in they do the eligibility assessment, that may be able to stay with us without being a conflict, they are clarifying that with the state; they have also been told that they are going to re-structure the whole reimbursement process, we don’t know if our funding is going to change.
Nick Sarmiento- County Attorney asked for an executive session.

Motion to go into executive session conference with the attorney as per 24-6-402 (f): Comm. Jarvies/Second: Comm. McC Carroll

3-0 Motion carried unanimously.

The board came out of executive session conference with the attorney at 10:05 AM where they discussed DHS request and no decisions were made.

Nick Sarmiento: It is the opinion of the county attorney that the discussion held in executive session constituted attorney/client privilege therefore no record was kept.

Samantha stated that she needs to know how to proceed upon their recommendations, if they don’t get the extension, is the board okay with them not filing the rural exception.

Nick Sarmiento- County Attorney stated that he felt they are okay.

Comm. McC Carroll asked if Alamosa is going to allow them and go in there and take care of their clients.

Samantha stated that she is hoping that they do, in order to keep the program going I think they are going to look at the case management for all of us, they are hoping that we would then case manage their clients, what we need to look at is just financially, that means our case managers will be driving to Alamosa to do home visits in Alamosa, what we’ve done with Alamosa is shared their transportation costs with them, the drive to Alamosa would not be that bad but for Costilla that would be a little more mileage and possibly Saguache, they have employees that live in Conejos County so they might let them start work from here and do home visits, but it’s a little more administrative.

Comm. Jarvies stated that if they can keep business going as long as you can and do the best you can.

Comm. McC Carroll likes the idea but would like to push everything with the county attorney if they are going to work with Alamosa.

Samantha stated that she thinks Alamosa is going to do their own thing they just want to meet to see where they are at, Alamosa is going to do what they need to protect their employees, but Nick really needs to
get involved, they are going to see how they have that MOU with Costilla County.

The board decided not to do the rural exemption by the 15th of February 2018.

**Linda DeHerrera - Land Use**

Linda presented the following:

**CASE NO:** CCLU-2018-0002  
**REQUEST:** Division of land  
**APPLICANT:** Kurt Cary  
**ZONING:** Rural  
**SURVEY BY:** Reynolds Engineering Company  
**BACKGROUND:** An application was filed with the Land Use Office on January 02, 2018 for a Division of Land/Subdivision Exemption. The real property is legally described as:

39.730 Acres located in a fraction of the NE ¼ Sect. 33, Twp 34 N, Range 9 East, NMPM, Conejos County Colorado.

The proposed Division of Land (39.730 acres) will create the following:

- Tract #2A containing 31.298 acres more or less
- Tract #2B containing 5.990 acres more or less
- County Road 15 and County Road M ROW 2.442 acres more or less

Purpose of Dividing Land - Dividing the property to separate a parcel for his son and daughter-in-law for residential development.

Comm. Jarvies stated that they already have a well.

Linda said yes they do, he told her but that is not their regulation, they encumbered 40 acres somewhere with the Division of Water Resources to be able to do that, now they have a domestic well, if they would have done it after then they would have gotten a household well.

Motion to approve **Resolution C-2018-04 Kurt Cary Division of Land:**  

3-0 Motion carried unanimously.
Robert Taylor-Appointment to Board of Adjustments

Linda stated that she has the letter of request for appointment to the Board of Adjustments from Robert Taylor; she is comfortable with it, feels it would work well with his work schedule.

Motion to appoint Robert Taylor to the Board of Adjustments: Comm. McCarroll/Second: Comm. Jarvies

3-0 Motion carried unanimously.

Don Martinez-Road and Bridge

Don discussed the following items:

- Would like to adopt a road policy, he ran in through the county attorney.
- Talked about the people that go out and clean, they give them trash bags but they don’t have anything that protects us, or how we are going to pick up trash, etc. this gives us time to plan, they have training videos from CDOT. Nick Sarmiento stated that the group would probably like to have a sign out there.
- Don stated the signs are anywhere from $40.00 to $80.00.
- Tressesa County Admn. asked what would you do with individuals that put a sign up then they are not able to do it, do they take the sign off?
- Don-We would have to look at that because we have people that might clean this year and then they don’t the following year, we could set up a time frame of maybe 5 years.
- Nick stated that there is a time frame on the contract but who is going to incur the cost of the signs.
- Comm. Jarvies stated that CDOT has the adopt a highway but the sign underneath is a separate sign, we could do something like that, we could just change it.
- Tressesa mentioned that in her community there are people that go out and clean but then there will be a time that they no longer will be able to clean; can a community adopt a road.
- Linda asked if you adopt a road and don’t want a sign is that a problem.
- Connie-Human Resource Director felt it would be good to have a sign for safety purposes.
- Comm. Jarvies stated that a lot of people that clean but don’t want a sign.
• Don stated that they are going to provide the oranges vests, if they join the program we will give them the trash bags, would like to put it on the website so people are aware.
• Nick-County Attorney stated that he will draw up the resolution.
• Don got tire quotes out, do they want to go by low bidder.
• Comm. McCarrick felt they should divide it up so that they give everyone a chance.
• Comm. Jarvies stated that he is going to excuse himself.
• Don talked about the transmission in District 3, Mike has changed the fluids several times, changed filters, they might plan to get a rebuilt transmission or replace it, doesn’t know what would be less expensive.
• Had an axle seize up on one of their belly dump, that quote was $1461.00, they are going to fix that, want to stress that the guys look at stuff and they do vehicle maintenance on Fridays.
• Chrmn. Sandoval stated that he visited with the guys on 4-10’s, or 5-8’s, they want to stay on the 5-8’s because they use Friday’s to do maintenance, they might go to the 4-10’s in the summer.
• Don stated that District 2 is doing it and visited with Jeff, who seems that is going good, if our supervisors can keep the guys busy in the four days, he said if they have an issue at 4:30 or 5:00 then he has to call a guy out.
• Comm. McCarrick stated that he would like something figured out in District 2; they are thinking about starting in March.
• Don said they will see how it works out; right now they can’t tell how many 10ths of a mile they do in an hour with the blade, the dailys will not show distance or what work was done.
• District 2 has a truck that is on its last days, they will probably have to replace that, maybe they can just sell it.
• Don stated that Connie has them set up with public surplus now.
• County Admn. Tressesa stated that they need to discuss this so that citizens can have a chance to bid on them.
• Chrmn. Sandoval asked if they have outgrown the use of tandems.
• Don stated that these tandems are not getting better fuel, he would like to transition to tractors and belly dumps; that will save time and money; they can compare prices.
• Don talked about the project on County Rd 6 where they hauled from La Florida.
• Chrmn. Sandoval stated that they can probably get a good trailer for 18 to 19,000.00.
Naomi Keys- Abatements

Motion to approve the following abatements as presented by Naomi:

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<th>Name</th>
<th>Year</th>
<th>Amount</th>
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<td>530995</td>
<td>Dale Montoya c/o Jose Taylor Jr</td>
<td>2017</td>
<td>$10.24</td>
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<tr>
<td>210</td>
<td>Baxter Healthcare Corporation</td>
<td>2017</td>
<td>72.12</td>
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<tr>
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<td>Baxter Healthcare Corporation</td>
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<td>572115400020</td>
<td>Jeremy Sowards</td>
<td>207</td>
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<td>Aliftonso A &amp; Kendra M Baroz</td>
<td>2017</td>
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<tr>
<td>587517241014</td>
<td>Gerald P &amp; Pauline M Brummell</td>
<td>2017</td>
<td>215.00</td>
</tr>
</tbody>
</table>

3-0 Motion carried unanimously.

Robert Taylor asked if the railroad is going to pay the county anymore.

Naomi said yes but they are behind in almost every county in the valley, they are behind about a year, according to Mack Crowther, County Treasurer out taxes don’t add up to other counties because it is on track mile; seems like they are trying to work at it as all the counties in the valley because they all have had issues; also they can’t distrain railroad tracks; she knows that everyone is getting frustrated.

Chrmn. Sandoval stated that all valley commissioners tackled this, you can’t sell them, you can’t put it out to bids and can’t sell the railroad tracks.

Robert Taylor- Roads- Follow-up Discussion

Mr. Taylor stated that he has same thing he had last time which is the dumping and littering situation.

Chrmn. Sandoval stated that Donnie was going to order some signs, and met with the Sheriff personally to see if there were folks being turned in, no one has ever gotten a sentence as far as he knows.

Mr. Taylor stated that everyone needs to get together and get serious.

Chrmn. Sandoval stated that they have discussed the sheriff’s priorities which are the break in’s and also the fact that he is short staffed.

Mr. Taylor stated that he understands that his plate is full but they need no dumping signs out there.
Chrmn. Sandoval asked Donnie if he has gotten those signs yet.

Donnie stated that he will be getting those signs with the regular 35 signs that he ordered.

Mr. Taylor talked about the slow-down signs, there are kids that travel too fast through there by the bridge, gets dust from the road clear down to his house, the curves is another area of concern, his wife has to walk the dog with a leash; etc. asked if they can help in any way.

Comm. Jarvies stated that they are widening those bar ditches on the North side.

Mr. Taylor stated that they have deputies that are trained and then they don’t stick around they should have a policy that states if you are going to work for us you should be here for two years.

Nick Sarmiento stated that it doesn’t work, we can’t have that it’s a right to work and the right to leave a job, some police programs have a FTO or FTP that’s where they are assigned to a veteran officer and they are trained through that program, we don’t have that program here, the programs that Alamosa has are 3-6 months but they have to graduate before they can become road deputies or police officers, the contract wouldn’t be worth the paper that it’s signed on, what would be our damages, you can’t tell the judge no he must stay here in Conejos County, the judge will not buy that; the qualifications are post-certified.

Connie-Human Resource Director stated that they had that in another county where they offered them up to a $5000.00 incentive but the problem was that once they left it created more work and time for the county employees to try and collect or try to garnish wages.

Chrmn. Sandoval thanked Mr. Taylor for coming in with his concerns.

**Connie- Human Resource Director**

Connie mentioned that she went through the public surplus entity and they had a training, there is a full blown training and she got the first portion of it, the second portion comes when you actually sell equipment and how we get our money and get reimbursed, they brought up a really good feature of the public surplus on line, that’s when a department has something for sale they would notify her, they would put it on there, but before it goes to public view all of the departments heads will have to sign off, they would have 5 days to say we could use that in my department instead of selling it, they would bid on it but there would be no money exchanged on it; there is no way
to have a biased, if you put up an auction and there was a mistake then you have to submit a letter, they would re-change the auction to modify it to what you need, today the board has to make a decision to number one allow the staff to bid, second he suggested that we put it up on the website link, he suggested we do posters in local post offices, grocery stores, gas stations, etc. and advertise in the newspaper, she will send out by e-mail, they can set reserves on anything, if the reserve isn’t met the county can make the decision to accept that bid, she asked them if someone bids and then they back out or the credit card doesn’t go through, etc., they will e-mail them and then give them a day to get that in order, if that doesn’t go through then it goes to the next bidder.

Tressesa, County Admn. asked how long they can keep something on there.

Connie said we can choose that, standard is 4 days, 10 or 14 days, those are studied time frames that are the most feasible for selling, if they choose another day then she has to call them and override it, they do all the work, they get about 12 1/2%, they will give reports to the County Treasurer, they have set up a direct payment, they will do it on a monthly basis, the buyers will pick up on their own, there are days constraints, also we don’t have to help them load, if the staff wants to bid then they should not use a county e-mail address, they can take an auction down if they realize that another department can use that item.

Connie mentioned that when an item is over $4000.00 and it’s done with a wire transfer, it’s done instantly.

There was a short discussion as to whether county employees should be allowed to bid, Nick Sarmiento-County Attorney stated that he is worried about conflict of interest, his concern is that a particular driver might have inside information and that person knows that vehicle might only need a couple of parts and they post that it is not working; that could be remedied by saying if you operate it or work on it you can’t bid on it, he doesn’t know how the board feels about road and bridge being able to bid.

Chrmn. Sandoval stated that over the years people go through a third party when they buy.

Nick Sarmiento stated that the information going out there is correct because we are going to be asking the mechanics to give us their opinion and even the drivers; we are going to say “as is”, stated that as far as the ambulance he is fine with road and bridge bidding on it except for the mechanics because they work on the vehicles, they can
bid on anything else, we can have an internal policy, we can have one specific policy that says mechanics cannot bid on vehicles.

Motion to allow Connie to work with Public Surplus do dispose of our surplus items, do a 10 day advertisement, need an internal policy that mechanics will not be able to bid on any vehicle, and any county employee that’s wishing to bid is welcome to sign up and bid but will use a different e-mail address other than the county’s e-mail address: Comm. Jarvies/Second: Comm. McCarroll

3-0 Motion carried unanimously.

Connie stated that she would like clarification on vehicles and equipment because it could be a tractor.

Board said that would be considered a vehicle.

Chrmn. Sandoval wanted to know if every vehicle should be checked by the mechanics because the motor could be going out and if they said no one ever mentioned it.

Connie said there are disclaimers that they sign, which is “as is”.

Chrmn. Sandoval asked who is going to sign off on anything that is going out to auction.

Tressesa, County Admn. stated that all department heads will come in and say our vehicle is about to give out.

Comm. Jarvies suggested that anything over $2000.00 be approved by the commissioners.

Connie said she will contact the commissioners when it comes to a large piece of equipment.

Tressesa, County Admn. stated that they are talking to all the department heads because they keep it on their inventory and they don’t let her office know then that affects their insurance.

Connie mentioned that there is a report that they can produce at the end of the year, they need to have a number for the inventory system.

Chrmn. Sandoval asked for a vote to approve the motion to go with the Public Surplus Auction as presented.

Commissioner Mitchell Jarvies-YES
Commissioner McCarroll-YES
Chrmn. Sandoval-YES
Connie said she wanted to see if this was a good time to talk about tablets, phones, and computers.

Tressesa, County Admn. stated that discussion needs to take place because when people leave they want to take their stuff, which a lot of it is really old, Connie and Nick are supposed to get the policy by the end of February, but they need to talk about elected officials and department heads that want to take their phones; Lawrence who is leaving wants to take his laptop and phone, with Connie from the Nursing Service she had her check what hers was worth and she paid them $100.00.

Tressesa-County Admn. asked if they should have them pay what it’s worth.

Comm. Jarvies stated that if it’s past its full life then they can just take it.

Connie stated that on computers anything 3 years and over its past its useful life.

Motion to allow Connie and Tressesa to look into some kind of policy with effect to fair market value for items that are being used by employees that are no longer going to be with us, with the approval of the policy by Nick Sarmiento-County Attorney: Comm. McCarroll/Second: Comm. Jarvies

3-0 motion carried unanimously.

Connie-Human Resource Director stated that the guy from public surplus auction suggested that the people that don’t have computers at home go to public entities such as the library to do their bidding.

There being no further business to come before the board, Chrmn. Sandoval declared the meeting adjourned at 11:40 A.M.

ATTEST:  
NATHAN RUYBAL  
CLERK OF THE BOARD  

JOHN SANDOVAL  
CHRMN. OF THE BOARD
Minutes of the Board of County Commissioners Payroll Meeting held on
February 15, 2018 at 9:00 AM in the Commissioners Board Room, 6683
County Rd 13, Conejos, CO. 81129

Call the meeting to order

Chrmn. Sandoval called the meeting to order at 9:00 AM.

Members present: John Sandoval-Chairman
Steve McCarroll- Vice-Chair
Mitchell Jarvies- Vice-Chair
Tressesa Martinez- County Admn.
AnnaBelle R Gomez-Deputy Clerk

Pledge of Allegiance: Chrmn. Sandoval led everyone in the Pledge of
Allegiance.


Also present were Lee Swenson from Senator Mike Bennett’s Office,
Connie Ricci- Human Resource, Linda from Land Use Office, and Nick
Sarmiento County Attorney.

Approval of Minutes

Motion to approve the minutes for the February 01, 2017 Regular

3-0 Motion carried unanimously.

Approval of Agenda

Motion to approve the agenda as presented: Comm. McCarroll/Second:
Comm. Jarvies

3-0 Motion carried unanimously.

Approval of Payroll and Accounts Payables

Motion to approve payroll: Comm. Jarvies/Second: Comm. McCarroll

3-0 Motion carried unanimously.

Public Comment: None
Administrators Correspondence

Tressessa presented a resolution for the Re-authorization of Colorado Lottery Division in 2018, the GOCO Trust Fund has distributed over $3,281,691.42 directly to Conejos County, the Conservation Trust Fund has distributed over $159,683.42 directly to Conejos County Government.


3-0 Motion carried unanimously.

Tressessa, County Admn. presented a resolution providing the transfer of money to various county funds, a transfer in the amount of $15,381.25 from the Nursing Service GAP Clinic to the Nursing Fund to close out the Nursing Service GAP Clinic.

Motion to Approve RESOLUTION C-06-18 A RESOLUTION PROVIDING FOR THE TRANSFER OF MONEY TO VARIOUS COUNTY FUNDS as presented by Tressesa: Comm. McCarroll/Second: Comm. Jarvies

3-0

COG Discussion

Tressessa, County Admn. stated that she spoke with Kevin and they sent them another COG Bill for $8000.00 which we did not pay, Kevin stated that the COG is there for the good of the whole SLV, if Conejos County does not want to pay then they will exclude them from demographics that people use for grants.

Chrmn. Sandoval stated that there is someone in the audience that would probably like to speak about that.

Mike Roque stated that he has encouraged the county to participate, he mentioned that at the last meeting there was a discussion about the broad band for the whole SLV, he understands that Conejos County is the only county in the valley that is not participating, he feels it is a valuable asset, there was a discussion on the lawsuit concerning opium addition, there are several counties that are thinking about
joining that lawsuit, he stated that he is also encouraging the town to participate.

Tressesa stated that she went on the website and they do have all the municipalities, the amount that Conejos County has not paid is about $28,000 but they would forgive that if they participate.

Comm. Jarvies stated that in the past there was nothing to show for that amount of money; maybe it’s changed now.

Tressesa mentioned that we were able to participate as a valley but it’s up to us to seek help if we need it.

Chrmn. Sandoval stated that he belongs to that board but has not attended a meeting in quite a while, his thought was that COG was like Action 22, he felt that they never voted on anything of substance, maybe if they could help with $2000.00 like they do with DRG

Tressesa stated that they have always sent DRG $2000.00 but nobody else has sent that to DRG, they will not be getting anymore DRG dues.

Chrmn. Sandoval stated that he will attend the next meeting and will discuss with the group to see if they will get $8000.00 worth of service, also mentioned that every time they apply for something they use Conejos County’s demographics whether it’s percentage of poverty or Hispanic population.

Mike Roque mentioned that Kevin is a go getter and they are cleaning up a lot of things, he feels it is worth their time especially when they have valley wide discussions that seem critical for this county.

Comm. McCarroll stated that he supports participation especially when it concerns broad band which Chrmn. Sandoval will be doing.

Lee Swenson– Mike Bennet’s Office

Mr. Swenson stated that he just wanted to stop by, last time he was here there was a lot of discussion on CHIP that has now been re-authorized hopefully that will settle down and be a benefit to Conejos County, he did get an e-mail that they haven’t re-authorized the school systems but they will be cutting the check today which will be at 25% level, last time Conejos County had about 30,000, every effort is being made to get that re-authorized, that was a commitment made to rural counties, mentioned that he will be holding office hours from 10 to noon here, appreciates that they lined up a room for him, he has a
number of appointments scheduled; they will be talking about health issues.

Chrmn. Sandoval thanked Mr. Swenson for being here and meeting with the citizens that have set up appointments.

**Nick Barela- DSS Report**

Nick stated that he is requesting signatures on the budget report and expenditure report, program costs are in the amount of $302,306.48 and accounts payables for January in the amount of $64,091.38, they had Adult Financial 134 cases, TANF 46, Food Assistance 750, and medical assistance 1,683- slight increase in each of those programs.

Colorado Works Child Care MOU there was a position statement prepared by Weld County, wants to know if they had reviewed and if they have a particular direction on Conejos County signed off on this or us remaining neutral until after the board hearing in May, his personal recommendation would be that we wait until May.

Chrmn. Sandoval asked the board if they have a particular direction.

Comm. McCarrick stated that he would take Nick Barela’s counsel on that.

Nick stated that it’s his understanding that CCI voted no on the request for the BCA increase, he had mentioned that it was the SLV’s position to vote a yes on that just because we had the allocation to support it, most of the South East voted no.

Chrmn. Sandoval asked if the yes vote from the valley going to be symbolic, asked the board if they are okay because he figured they were going to be out voted anyway.

Nick stated that he doesn’t think it will be symbolic; we will probably be in the minority.

The board was okay with the vote.

Management evaluation- in 2016 they had a big management evaluation; part of the packet he provided has the updated information on the evaluation.

CBMS-That is CMBS and EBT security profile review, there were a couple of profile updates, has the letter and his response, APS System was part of the CMBS, it is to be changed, had an issue with one person
that was a witness, that has been switched to the assistance county attorney.

Medicaid Incentives-Conejos County did receive the Medicaid incentives.

Nick mentioned that they have a contract for Equifax, the amount of the contract was $251.93 which they don’t use, it does help process cases.

Nick mentioned that they will have the job fair in March at the LDS Church in La Jara.

Comm. Jarvies asked how many members do they having participating.

Nick stated that last year they had 10-15, they are trying to have state patrol and CDOT participate.

Motion to approve the Director’s Report along with the EBT and payroll as presented: Comm. McCarroll/Second: Comm. Jarvies

3-0 Motion carried unanimously.

Nick mentioned that he has a pending contract; he would like to request a special meeting.

**CDPHE-Discussion**

Nick Sarmiento- County Attorney stated he has been in contact with CDPHE they are in litigation with them but won’t discuss that but they did discuss the transfer stations, he knows that they have done transfer stations here in the past and it hasn’t worked out, perhaps they could have their senators or representatives sponsor a state wide bill for funding transfer stations in rural areas to prevent illegal dumping, the front range don’t have those issues because they have lots of money, we don’t have the economics to support a landfill so the next best thing are transfer stations; that is just a suggestion.

Comm. Jarvies stated that he likes his ideas but the funding is a problem, Conejos Clean Water came with a proposal but it went away because there isn’t any money to support it.

Comm. McCarroll agreed, if they had the money they could sponsor some of those transfer stations.
Nick Sarmiento stated that they are in charge of enforcing anti-dumping but we don’t have the money.

Comm. Jarvies mentioned that the state has insisted that they collect the fee for the waste, talked about the amounts and what it costs to haul them out, they have to be a certified hauler if they are not then they can’t haul over 6 tires; so it’s an uphill battle, he would like that fee to go towards a transfer station.

Chrmn. Sandoval stated that the biggest problem is that people don’t want to pay and the transfer stations are never free.

Tressesa, County Admin. stated that they received over $200,000 from DOLA but they discouraged the counties to get out of the trash business.

Nick Sarmiento stated that they do have tons of illegal dumping and it is those that don’t want to pay.

Executive Session

Motion to go into executive session as per 24-6-402 (b) conference with the attorney: Comm. Jarvies/Second: Comm. McCarroll

3-0 Motion carried unanimously.

The board came out of executive session where they discussed Elk Ridge Estates and CDPHE and no decisions were made.

Nick Sarmiento: It is the opinion of the County Attorney that the discussion constituted attorney/client privilege therefore no record was needed.

Linda - Land Use

Roxanne Rodriguez- Public Hearing-Minor Subdivision

Chrmn. Sandoval opened up the Rodriguez Public Hearing at 10:00 AM and turned the time over to Linda-Land Use Administrator.

Linda presented the following:

NAME OF MINOR SUBDIVISION: Rodriguez Minor Subdivision
CASE: # 2017-0253
OWNERSHIP/SUBDIVISER: Roxanne Rodriguez
SURVEYOR: Davis Engineering-Toby Crowther

COUNTY SURVEYOR REVIEW: Approved

LEGAL DESCRIPTION: 2.04 Acres described as Tract 1 of the Rodriguez Division of land located in Section 14, Twp 35 N, Range 9 East, NMPM Conejos County Colorado. Property is located East of La Jara on County Rd W.4.

EXISTING ZONING: Rural ADJACENT ZONING: North, South, East, West-Rural

REQUEST: The applicant is requesting a minor subdivision to divide 2.04 acres+ into two lots. Conejos County Land Use Code, Article 10, requires that a Minor Subdivision process be followed to divide the land as requested. The division of land was approved in July 2017 and in order to subdivide again the minor subdivision process is required.

Variance Approval: Board of Adjustments approved variance request to allow a lot less than 1 acre. Lot 1 A has setbacks of 8’ east side, 40’ south side, 8’ west side, and 20’ north side. Lot 1B has setback of 20’ on north and west and 10’ on the east and south sides.

SITE DESCRIPTION-UTILITIES/SEWAGE/WATER:

- Lot 1 A will contain 1.42 acres+, this lot has the residence of Amos Rodriguez. It has a current septic system and a private well.
- Lot 1 B will contain 0.62 acres+, this lot has the current residence of Roxane Rodriguez. It has a current septic system and shares water from the well belonging to Amos Rodriguez.

ROADS & ACCESS: Existing access from County Road W.5. An access was created on the far west boundary of Lot 1B. The road impacts should not change as the homes have been in existence for 10 years.

PUBLIC NOTICE REQUIREMENTS: Notices were sent to owners within 500’ of the subject property, published in the Valley Courier and posted onsite.

PLANNING COMMISSION REVIEW: Public Hearing before the PC was held on 2/07/2018. Planning Commission made recommendation for approval as presented. (Armando/Thomas- unanimous)

Chrmn. Sandoval asked if all the posting and advertise was done.

Linda said yes.

Chrmn. Sandoval asked the board if they had any questions.

Comm. McCarroll asked about the right of way easement for Darrin.
Linda said that will be shared.

Chrmn. Sandoval asked if there were any comments from the applicant.

Roxanne had no comments.

Comm. McCarrroll asked Amos Rodriguez if he felt good about the way things are set up.

Mr. Rodriguez said yes.

Public Comment: Chrmn. Sandoval asked if there was anyone for or against, for or against, for or against, there being none he closed the public comment portion.

Comm. McCarrroll asked if there were any written comments.

Linda said no, nothing from Board of Adjustments either.

Comm. Jarvies asked if the right of way would affect anything if the property was ever sold.

Linda stated that if they ever sell the property that will be on the West end; the intent is that it will never go out of the family but if it would that is why she created the west entrance access; which is on the plat.

Chrmn. Sandoval stated that Darren didn’t comment is he okay with it.

Linda said yes, he has been in several times to check on it.

Chrmn. Sandoval closed the public hearing and asked to go into deliberation.

Motion to approve RESOLUTION C-07-18 RODRIGUEZ MINOR SUBDIVISION: Comm. Jarvies/Second: Comm. McCarrroll

3-0 Motion carried unanimously.

**Public Hearing- Alamosa County-SUP**

Chrmn. Sandoval opened up the hearing for Alamosa County-SUP and turned the time over to Linda-Land Use Administrator.

Linda presented the following:

Case No: 2018-0018 **APPLICANT:** Alamosa County- Rachel Baird

**BACKGROUND:** An application for a Special Use Review was filed with the Land Use Office on January 05, 2017. The property is zoned rural and is legally described as 160 acres located in the S1/2 of SE1/4 of
Section 4, Twp 36 North, Range 8 East, Conejos County, Colorado. The property is physically located 1 mile south of County Road FF on County Rd 9.

REQUEST: The applicants are requesting a Special Use Permit for a 112 Mining Permit. They currently have a 110 mining permit with <10 acres. A 112 permit is a permit with greater acreage. They propose mining north and east mining no more than 40 acres at one time.

ADJACENT ZONING: North, South, East, and West- Rural.

APPLICABLE ZONING ORDINANCE: Article 4 Zoning, Div. 4.2 Zone District Regulations and Article 5 Permits, Division 5.4 Special Use Review.

PUBLIC NOTICE REQUIREMENTS: Notice requirements were being met by sending notice to the surrounding landowners within 500'; notices to referral agencies; notice was published in the VALLEY COURIER; onsite posting was posed on the property.

PLANING HEARINGS: The public hearing before the PC was held on 2/07/2018. Planning Commission made a recommendation for approval as presented. (Tom/Felipe- unanimous vote.

Chrmn. Sandoval asked Linda if she had gotten proper notification.

Linda said yes.

Chrmn. Sandoval asked Rachel Baird if she had anything to add.

Rachel stated that it was a perfect explanation; they just ran out of material, they don’t use the pit very much, they do have better material with the surrounding counties; they are grateful to have their consideration and it has been a pleasure working with them.

Comm. McCarroll stated that they take care of wetting the road and the maintenance on the road.

Chrmn. Sandoval proceeded to go into public comment.

Linda stated that she sent them all the comments which included the State Land Board- they had no comments, CDOT had no concerns, and Pat McDermit from the Division of Land Resources has more information which is good, will discuss any water issues with Rachel, Donnie did a road report on that, Mr. Riddick is the most impacted by dust because it is there at the corner; doesn’t necessarily mean that Alamosa’s is doing it but Tim shared that Mr. Riddick did approach him on that, when complaints come in Alamosa always gets it; they did say they would work with them.
Chrmn. Sandoval opened up the public hearing for public comment, anyone for or against, for or against, for or against, there being no public comments, Chrmn. Sandoval closed the public comment portion of the hearing.

Rachel Baird stated that she spoke to Pat McGarrett concerning the water, they have not hit ground water yet, they are happy to water the roads, they want to be good neighbors.

Chrmn. Sandoval closed the public hearing and opened it up for deliberation.

Motion to approve RESOLUTION C-08-18 ALAMOSA COUNTY-SUP 112 GRAVEL PIT: Comm. McCarrol/Second: Comm. Jarvies

3-0 Motion carried unanimously.

Linda presented the report for January 1st, through December 21, 2017 Permits issued, the report included permit types, 2017 construction permit breakdowns, and the total amount collected, which shows how the county is growing.

The board took a 3 minute recess.

**Louis Gallegos- First Aid Kits**

Anastacia Mathis from Alamosa Colorado stated that she has a few books for the board.

Anastacia stated that Louis had come while back to a meeting he wanted to get first aid supplies, he has been waiting about two years to get the ball rolling but they just kept getting put off so their goal is to come today and get everything set up and going, they carry a lot of different types of kits and they can service them, the services are free.

Chrmn. Sandoval asked when she says getting put off what does that mean.

Anastacia stated that whenever they would try to come in they would get directed to one person and then to another, it’s just lack of communication between everybody.

Tressesa, County Admn. stated that they have dealt with their Road and Bridge Department and they are pretty much covered, they don’t feel they have a need, she doesn’t know about not being taken care of
because it has never been brought to her attention; they have Donnie now and that is his responsibility, Donnie will be her contact.

Chrmn. Sandoval asked Anastacia if she contacted Donnie.

Anastacia said she did and he said that he would get back to her and it has already been two months, he keeps saying that he has to get it approved by the budget.

Comm. Jarvies stated that they didn’t have anyone over Road and Bridge but they do have Donnie now, he can decide because he has gone through all the equipment.

Comm. McCarroll stated that Donnie would be contacting her for pricing.

Tressesa, County Admn. stated that she did talk to Donnie and he will call her back, he is at a training this week.

Chrmn. Sandoval asked Anastacia to work with Donnie, they don’t want to jeopardize our safety of the guys, if Donnie doesn’t get back to her within 30 days then come back; they appreciate her coming down.

**Samantha Escobedo—Public Health/Board of Health Report**

Samantha presented her report as follows:

**Public Health-Core Public Health Services**

- Administration and Governance—Hiring a PCP Supervisor hired
- Jerrica Crowther, Public Health Nurse—Vacant, office manager—Vacant, approximately 50 PCP Providers.
- Hiring for Vacant Positions
- Facilities/Technology—torn screens, security-install pending of keypad on front door, locks for OLTC, fiber internet access, etc.

**Assessment Planning and Communication**

- Public Health Partnership—Continue to participate in regional PHP to share resources and collaborate.
- Community Health Assessment and Planning—Currently in Phase 3 as region.

**Communicable Disease Prevention, Investigation and Control**
• 12 reportable diseases for Conejos County in January 2018, 1 TB follow up in Jan 2017, still in process, TST for County EMS and Centauri High School Students in CAN Program.

Emergency Preparedness and Response

• Current contract with Colo Office of Emergency Preparedness and Responses, completed Medical Surge Training, IMS drill, upcoming course working with the Media- a short course for Emergency Responders, EPR coordinator can do ICS refresher for those chosen from Conejos County to attend course.
• Talked about PIO - Nick is the PIO for DSS.

Environmental Health

• 3 RFE inspections

Prevention and Population Health

• Tobacco Grant - Schools, public housing, distribution of Quit Kits, Pack and Plays
• New Mini-Grant- Applied for $5000.00 grant to support work in assisting public housing- was approved.

Chrmn. Sandoval stated that smoking is bad but why don’t they have something for Opiod that would help out more.

Samantha stated that there is a tax on tobacco and they always try to tag other substance abuse, the kids assessment were higher here than any other part in the state.

• Office of Behavioral Health Grant- Application for a scholarship for Shared Risk and Protective Factors in May 2018.

Prevention Coalition- Held first meeting on January 23rd, had about 20 attendees, will form a steering committee to draft by-laws, next meeting set for March 27th.

Maternal and Child Health

• Portion of the nursing/public health core contract is devoted to identifying and addressing Maternal Child Health needs in our county.
• Previous director determined this year’s funds would go towards CHAPS process.
• Possible collaboration with DHS.
Vital Records and Statistics

- Most small counties use other entities for this service, with public health to be notified/monitor for any significantly abnormal trends.

Options for Long Term Care

- 357 clients in district, 191 Conejos County, 23 in district qualify for HCS services.
- Conflict Free Case Management- Webinar on 2-14-2018, working with Costilla County to BCP and create list of questions.
- Were approved for the extension.

Personal Care Providers

- 105 clients in January 2018
- Vera Lopez has resigned as PCP supervisor- Jan 17th
- Interviewed and hired new PCP supervisor/scheduler
- Restructure of duties to create more efficiency
- Advertising for PCP providers
- Job fair training for supervisory staff

Comm. Jarvies asked if they have talked to any of the schools because some of the seniors can get their nursing certificate, would they qualify for PCP’s.

Samantha stated that they have to be over 18.

Commodity Supplemental Food Program

- Served a total of 335 participants and 59 deliveries in January.

Miscellaneous

- The hospital contacted her about the marquee proposal, the new proposal where they would be on top of the sign, she would want to have access to the sign, she would want that in writing also talked about the utilities for the sign and what that would cost, they would have access to one side.

Chrmn. Sandoval stated that maybe they can put the sign that they take down.

Chrmn. Sandoval asked if everyone is fine with that.
Tressesa, County Admn. stated that she talked to Kelli concerning the sign.

Samantha would like a quote on how much electricity it will take.

Samantha will meet with Nick on the MOU, she thinks they will have to split the cost but we won’t have to pay to develop the sign.

Nick Sarmiento, County Attorney stated that we shouldn’t have to pay it’s our sign.

The state will be doing site visits to all the local departments in the valley on February 21st.

Board of Health

- 64 Flu cases in the SLV, it seems to be tapering off, about 3000 in the state- pediatrics and elderly- presented the graph.
- Talked about Q fever awareness in goats, should not drink raw milk, people have to be careful.
- Samantha asked when they send a press release out should they send it out as a FYI, Linda is their regional PIO, she sends it out, goes out to the media the next day.

The board said they are okay with it.

TJ and Ernest Abeyta- Ambulance Report

TJ stated that Tamara is present to go over the budget.

Tamara stated that they had 28,455.46 for January and refunded $1105.98.

TJ stated that they had 65 runs and out of those 23 were dry runs; that number is down.

Chrmn. Sandoval asked if it is a dry run does that cost the county.

TJ stated that there is one insurance that can bill for service fee.

Tamara stated that it has to be a primary not a secondary insurance.

Nick Sarmiento, County Attorney asked how often are they giving narcan out, mentioned that it would be nice to have a statistic on that just to see where they are at.

TJ said not too often, they have to get approval of release from the doctor.
Chrmn. Sandoval asked who is checking to see if it's expired, also asked who is checking the sheriff's office.

TJ said he doesn’t give it to the deputies at the sheriff’s office.

Connie-HR asked if they did any transfers in January.

TJ said they didn’t.

Tamara stated that they billed $55,000 for January, for 2017 they brought it $422,228.71.

Chrmn. Sandoval asked if they were reconciling with the Treasurer.

Tamara said yes, she has checked with Cathy.

Comm. McCarroll asked about the water at the Arena.

Samantha stated they have to do chlorination.

Chrmn. Sandoval stated to follow up on it.

Tressesa, County Admin. stated that Donnie has been working with someone from the state.

Comm. Jarvies stated that Wendy is more concerned budget wise.

**Rodney King - Emergency Management Report**

Rodney stated that he e-mailed the board the information and proceeded to read a story called I Can Sleep When the Wind Blows, talked about the school shooting, he will be doing the full scale shooting exercise on April 6th at the North Conejos School, will be working with Stephanie Medina, they will have a pre-prom casualty which is scheduled for April 26th, he is working with TJ on that, will re-practice those things so they are better prepared.

Rodney reported on the activities for January 2018, mentioned that there is a lot going on.

Rodney talked about the Local Emergency Planning Committee in the SLV, stated that they are short handed in all the counties, he presented a brochure; they revised their bylaws.

Nick Sarmiento, County Attorney stated that he looked at the resolution, the only question he has is on the quorum on Section 6.

Rodney stated that once they get their full roster then they send it to the state, they have not got a compliment on LEPC, the state approves our membership.
Nick Sarmiento stated that if you consider a Board of Directors it's usually the majority of the board of directors and that constitutes your quorum, the way this operates is almost every member is like a board of directors so you have a huge board of directors, also stated that you can make your executive officers the quorum, that was the only question he had, a huge board of directors.

Rodney said we do it requires one third of us to do any business.

Rodney stated that there are some LEPC's that have 70-80 members, they only meet 4 times a year; they are required to attend one meeting to be a member.

Rodney stated that he would like to accomplish things at their meetings especially trainings, haven't had anyone from utilities or from CDOT, would like to have guidelines on how he should proceed, they have to be specific.

Nick Sarmiento stated that they can have the board of director's vote out of the membership, just create another layer.

Rodney presented an attachment 2: SLV Regional EOC Incident Organization Chart which shows if they had a major disaster up the canyon, talked about the water content, if they had a full scale incident they would be responsible to take care of that, would like the county do another drill like they did about 7 years ago, has visited with TJ about extra help, have a couple of EMT's helping with emergency management when they are working he will show them what they need to be preparec, would like permission to set up volunteer wise to help out.

Chrmn. Sandoval stated that he heard a gentleman say that they have been conducting fire drills for 50 years, why are they doing them when they should be doing active shooters, feels he should go to all 3 districts and approach them, if they don't want to do that then at least he has it in his report and they said no, we can say the county tried to co-ordinate something.

Rodney said he visited with Antonito, they went through the whole series but staff changes; they will go over the emergency mitigation plan, will get Sanford up to date, talked to Kevin but never did finish the full scale.

Rodney stated that he will document it.

David commented that everyone is following Rodney's lead because he has done so much already.
Executive Session

Motion to go into executive session as per 4-6-402 (f) personnel:

3-0 Motion carried unanimously.

The board came out of executive session where they discussed potential litigation and no decisions were made.

Nick Sarmiento: It is the opinion of the County Attorney that the discussions had an attorney/client privilege and therefore no record was kept.

Emergency Planning Committee (LEPC)


3-0 Motion carried unanimously.

Chrmn. Sandoval talked about the rock from the Ortiz Project, Joe Ruybal approached the county about selling him the track hoe, the trailer and the truck; Mike and Donnie went and looked at them so they are hoping to purchase those at one point and get rid of our track hoe, tractor and trailer and put those on the surplus auction.

Donnie will go ahead and put a proposal together.

Chrmn. Sandoval stated that as long as they don’t sell the rock and they use it for county use they are okay.

Nick Sarmiento, County Attorney stated that they are done on the Ortiz Project, they have the judgment in order, it’s been submitted to the Clerk and Recorder, he is waiting for the appeal time which is 49 days before he asks Dorothy to sign over an easement, suggested that they don’t do anything until that date.

The board will look at it, until Donnie does the proposal.

There being no further business to come before the board, Chrmn. Sandoval declared the meeting adjourned the meeting.
Minutes of the Board of County Commissioners Special Meeting held on February 20, 2018 at 1:00 PM in the Commissioners Board Room, 6683 County Rd 13, Conejos, CO. 81129

Call the meeting to order:

Chrmn. Sandoval called the meeting to order at 1:00 PM.

Members Present:

Chrmn. John Sandoval
Comm. Steve McCarroll
Comm. Mitchell Jarvies
County Admn. Tressesa was excused (sick)

Pledge of Allegiance: Chrmn. Sandoval led everyone in the Pledge of Allegiance.


Approval of Agenda

Motion to approve the agenda as presented: Comm. McCarroll/Second Comm. Jarvies

3-0 motion carried unanimously.

COUNTY OF ATTORNEY- Personnel

Chrmn. Sandoval stated that he was approached by the Sheriff for a meeting to take place with him on February 15, 2018 at 2:00 PM, he met with Sheriff Galvez along with Connie Ricci-Human Resource Director, they were approached by the sheriff for the possibility of an early retirement for the position of sheriff, they visited for a while and listened; Chrmn. Sandoval told him that he could not make any decisions by himself he would have to approach the entire board so they set a special meeting for today at 1:00 PM; this morning around 9:30 AM on February 20, 2018 in a meeting with HR-Connie Ricci and Nick Sarmiento- County Attorney they did reach out Sheriff Howard Galvez and asked him if he was still interested in going through with the meeting today to discuss those issues and he said that he was so they asked him to show up today at 1:30 PM.

The board took a short recess.
The board reconvened the meeting, Chrmn. Sandoval stated that they will be going into executive session conference with the attorney, if they decide to go into further negotiation they will come out of executive session conference with the attorney and go into executive session as personnel which will be recorded.

Comm. Jarvies asked if they can give the sheriff the option of the discussion take place in executive session or in the open.

Nick Sarmiento-County Attorney stated that is not a personnel matter they will go into a conference after the conference with the sheriff for negotiations because they are allowed to discuss negotiation strategies in executive session.

Chrmn. Sandoval then asked for a motion to go into executive session as per 24-6-402 (b) conference with the attorney.

Motion to go into executive session conference with the attorney:

3-0 Motion carried unanimously.

Nick Sarmiento stated that for the record those are present are: Connie Ricci, Board of County Commissioners, and himself, no one else will be in the room.

The board came out of executive session conference with the attorney where they discussed legal matters and no decisions were made.

Nick Sarmiento: It is the opinion of the county attorney that the discussion had an executive session that constituted a client/attorney privilege there no record was kept.

Chrmn. Sandoval asked Nick Sarmiento how he chooses to do this.

Nick Sarmiento stated they can go into executive session to discuss negotiation terms and come back out and then they will be ready to talk.

Comm. Mitchell Jarvies asked Sheriff Galvez if he is okay with that.

Sheriff Galvez asked if he would have to leave the executive session.
Chrmn. Sandoval stated if Sheriff Galvez chooses to do this they will go into executive session-negotiation and it will be recorded, but it won’t be public information.

Connie-HR stated that those are destroyed after 90 days.

Nick Sarmiento stated that they have to go into executive session to discuss negotiation first without the Sheriff, the board has to decide if they have to negotiate or not.

Motion to go into executive session-negotiation (contract terms) which will be recorded: Comm. Jarvies/Second Comm. McCarroll

3-0 Motion carried unanimously.

Motion to go into executive session as per 24-6-402 (f) to discuss personnel: Comm. Jarvies/Second: Comm. McCarroll

3-0 Motion carried unanimously.

Motion to go into executive session conference with the attorney as per 24-6-402 (b) which will not be recorded: Comm. McCarroll/Second: Comm. Jarvies

3-0 Motion carried unanimously.

The board came out of executive session conference where they discussed negotiations, terms and no decisions were made.

Motion to allow Chrmn. Sandoval, Connie Ricci, Human Resource Director and County Attorney Nick Sarmiento to meet with Sheriff Galvez to discuss the possibility of early retirement: Comm. Jarvies/Second: Comm. McCarroll

3-0 Motion carried unanimously.

The board recessed at 1:50 PM.

Chrmn. Sandoval reconvened the meeting at 2:05 PM.

**Personnel Matter- Executive Session**

County Attorney Nick Sarmiento stated that they will make a phone call first before they go on record.
The board made a phone call, Chrmn. Sandoval stated that if they do it on record then it is subject to the minutes then people can request it, when it is in executive session it is recorded under personnel then there is significant process for anyone that wants to get those minutes.

Nick Sarmiento stated that there are people that would like open session for whatever reason; that is their right.

Chrmn. Sandoval asked if his recommendation to his client was to go into executive session as personnel.

The attorney said that is correct.

Motion to go into executive session as per 24-6-402 (f) to discuss personnel: Comm. Jarvies/Second: Comm. McCarroll

3-0 Motion carried unanimously.

The board came out of executive session conference with the attorney and no decisions were made.

Nick Sarmiento: It is the opinion of the county attorney that the discussion constituted an attorney/client privilege therefore no record was needed.

The board came out of executive session at 2:25 PM where they discussed personnel, at that time the recording machine did not work, Connie Ricci-HR was asked to take minutes of what was conducted in that conference, Connie will get with AnnaBelle-Deputy Clerk so those minutes will get transferred appropriately.

Nick Sarmiento stated that the employee did request that they have the matter heard in executive session.

Chrmn. Sandoval stated that they did discuss personnel and they will make a decision by March 02, 2018.

Nick Sarmiento stated that if David (Attorney) has any questions he can give him a call.

Chrmn. Sandoval mentioned that they will call David and let him know that they will make a decision by March 02, 2018 just so he is aware.

Nick Sarmiento-County Attorney will give David a call.
Motion to go into executive session conference with the attorney as per 24-6-402 (b) to discuss negotiation: Comm. McCarrroll/Second Comm. Jarvies

3-0 Motion carried unanimously.

The board came back into regular session after the conference with the attorney at 3:18 PM where they discussed negotiations and no decisions were made.

Nick Sarmiento: It is the opinion of the county attorney that the discussion had an executive session constituted an attorney/client privilege therefore no record was kept.

There being no further business to come before the board, Chrmn. Sandoval declared the meeting adjourned at 3:20 PM.

ATTEST: [Signature]
NATHAN RUYBAL
CLERK OF THE BOARD

[Signature]
JOHN SANDOVAL
CHRMN. BD OF COUNTY COMM.
Minutes of the Board of County Commissioners Special Meeting held on February 22, 2018 at 9:00 AM held in the Commissioners Board Room, 6683 County Rd 13, Conejos, CO. 81129

Call the meeting to order:

Chrmn. Sandoval called the meeting to order at 9:00 A.M.

Members Present: John Sandoval-Chairman
Steve McCarroll- Vice Chair
Mitchell Jarvies- Vice Chair
Tressesa Martinez- County Admin-
(excused- sick)
Connie Ricci-HR
Nick Sarmiento-County Attorney
AnnaBelle R Gomez- Deputy Clerk/Recorder

Pledge of Allegiance: Chrmn. Sandoval led everyone in the Pledge of Allegiance.


Approval of Agenda:

Motion to approve the agenda as presented: Comm. Jarvies/Second Comm. McCarroll

3-0 Motion carried unanimously.

Discussion- Sheriff’s Resignation and Settlement

Chrmn. Sandoval turned the time over to Nick Sarmiento- County Attorney.

Nick Sarmiento County attorney stated that he has circulated the draft’s agreement, asked Sheriff Galvez if he has time to review it, stated that the resignation part is on the back which is Exhibit “A” and there is a matter that they need to discuss, is March 01, 2018 resignation be at the close of business or should it be at 12 o’clock so they have the appointment of someone at 1 o’clock, it’s up to the board and Sheriff Galvez.

Sheriff Galvez thought noon would work.
Nick Sarmiento stated they can go to March 02, 2018 that’s when they have a regular meeting.

Comm. Jarvies said it could be done on March 02\textsuperscript{nd}, wanted to know if it would change anything.

Nick Sarmiento stated that if there is a lapse between the resignation of the sheriff and the appointment of another sheriff then Richard Martin will become sheriff.


Comm. McCarroll stated that it doesn’t matter to him.

Connie Ricci stated that her concern is that the new person is going to go in there on the weekend which might not be a good idea.

Chrmn. Sandoval’s suggestion was 12:01 on March 1\textsuperscript{st}, they would decide who they are going to appoint, have some sort of meeting on or before the 27\textsuperscript{nd} and make it effective March 1\textsuperscript{st} at 12:01, that way they have Thursday and Friday, that also makes it cleaner for payroll.

Connie Ricci- HR stated that way they can have a meeting with the staff at about 1:30 because Friday is not a good day they are busy.

The board decided to do the appointment on March 02, 2018 at 9:00 AM, then HR and payroll can cut the check upon the amount agreed to give Sheriff Galvez.

Nick Sarmiento-County Attorney presented the agreement and asked Sheriff Galvez to agree to the resignation effective March 02, 2018.

Sheriff Galvez proceeded to sign exhibit “A”- he stated that he agrees to the agreement.

Motion to accept the resignation letter from Sheriff Galvez to resign from the position of Conejos County Sheriff effective March 02, 2018 at 9:00 AM: Comm. McCarroll/Second: Comm. Jarvies

3-0 Motion carried unanimously.

Motion to accept the retirement agreement between the Board of Conejos County Commissioners and Sheriff Howard Galvez on the agreement for retirement effective March 02, 2018 at 9:00 AM to the text agreed to
in the retirement agreement as presented: Comm. Jarvies/Second: Comm. McCarroll

Everyone was in agreement.

Chrmn. Sandoval proceeded to sign the agreement, Sheriff Galvez signed and Nathan Ruybal—County Clerk witnessed the signatures.

The agreement will be on file in the Clerk & Recorder’s Office.

3-0 Motion carried unanimously.

The board had a discussion as to how Sheriff Galvez would let his staff know of his resignation.

Connie—Human Resource Director stated that Sheriff Galvez meet with as many of the staff that he possibly can.

Chrmn. Sandoval asked Nathan Ruybal—County Clerk if he thought the sheriff should meet with the staff or let them know by e-mail.

Nathan Ruybal thought it would be better to talk to as many employees as possible in person rather than e-mail.

Chrmn. Sandoval stated that they will meet at 10:30 at the jail, and Connie HR will be there also.

Sheriff Galvez stated that some of the deputies will probably not be there, or those that worked grave yard.

Chrmn. Sandoval stated that Nick Sarmiento will work on a press release.

Motion to go into executive session conference with the attorney as per 24-6-402 (b): Comm. Jarvies/Second: Comm. McCarroll

3-0 Motion carried unanimously.

The board recessed for 15 minutes.

The board came out of executive session conference with the attorney where they discussed a legal matter and no decisions were made.
Nick Sarmiento: It is the opinion of the county attorney that the discussion had an executive session that constituted a client/attorney privilege and that no record was kept.

Chrmn. Sandoval stated that they will go to the Sheriff’s Department after they adjourn and have a brief conversation with the employees.

Chrmn. Sandoval explained to Sylvia Lobato from the newspaper that there has been a resignation from Sheriff Galvez effective March 02, 2018 at 9:00 AM, they are reserving any comments until it becomes effective on March 02, at 9:00 A.M. which will take place at their regularly scheduled meeting.

Chrmn. Sandoval stated that Nick Sarmiento, County Attorney will get the wording for Sylvia.

Nick Sarmiento, County Attorney stated that meanwhile they will contact the Colorado Sheriff’s Association and discuss what the qualifications for sheriff are; they will be seeking letters of intent or letters of interest from potential appointees.

Sylvia stated that they have people lining up for the position.

Nick Sarmiento had no comment on that; he is just saying what they will be doing.

Chrmn. Sandoval stated that they will see what the qualifications are and try to make the appointment at the Friday meeting.

Comm. McC Carroll mentioned that they should have a judge lined up to swear the new sheriff.

Chrmn. Sandoval stated that they will have no further comment until next Friday.

Nick Sarmiento, County Attorney will contact Sylvia Lobato once they have the writing correct so that she may put that in the newspaper.

Chrmn. Sandoval stated that the contact person will be Connie Ricci-Human Resource Director.

There being no further to come before the board, Chrmn. Sandoval declared the meeting adjourned at 9:40 AM.
ATTEST:

NATHAN RUYBAL
CLERK OF THE BOARD

JOHN SANDOVAL
CHRMN OF THE BOARD
Minutes of the Board of County Commissioners Special Meeting held on February 23, 2018 at 10:00 AM in the Commissioners Board Room, 6683 County Rd 13, Conejos, CO 81129

Call the meeting to order

Chrmn. Sandoval called the meeting to order at 10:00 AM.

Members Present: John Sandoval- Chairman  
Steve McCarrol- Vice- Chair  
Mitchell Jarvies- Vice- Chair  
Tressesa Martinez- County Admin.  
Connie Ricci- Human Resource Director  
Nick Sarmiento- County Attorney  
AnnaBelle R Gomez- Deputy Clerk/Recorder

Pledge of Allegiance: Chrmn. Sandoval led everyone in the Pledge of Allegiance.

Prayer: Chrmn. Sandoval gave the opening prayer.

Approval of Agenda

Motion to approve the agenda as presented: Comm. McCarroll/Chrmn. Sandoval

2-0 Motion carried.

Sheriff Candidates- Sheriff’s Position Discussion

Chrmn. Sandoval stated that for the record Nathan Ruybal, County Clerk & Recorder, Marvin Thomas, Garth Crowther, and Jacob Ortiz were present at said Sheriff’s Position Discussion.

The board had a discussion with the three candidates for Conejos County Sheriff and County Attorney Nick Sarmiento; Mr. Sarmiento mentioned that he is the Board’s attorney.

Chrmn. Sandoval mentioned that they purchased a system for the Sheriff’s Department to do electronic filings which everything will be on line.
Tressesa, County Admn. talked about the possibility of a sales tax for public safety.

There being no further business to come before the board, Chrmn. Sandoval declared the meeting adjourned at 10:20 AM.

ATTEST:

NATHAN RUYBAL
CLERK OF THE BOARD

JOHN SANDOVAL
CHRMN. BD OF COUNTY COMM.