Minutes of Board of County Commissioners Special Meeting held on March 01, 2018 at 9:00 AM in the Commissioners Board Room, 6683 County Rd 13, Conejos, CO 81129

Call the meeting to order

Comm. McCarroll called the meeting to order at 9:00 AM.

Members present: John Sandoval- Chairman- Absent
Steve McCarroll-Vice-Chair
Mitchell Jarvis-Vice-Chair
Tressesa-County Admn.

Also present were: Nick Sarmiento-County Attorney, Connie Ricci-Human Resource, and AnnaBelle R Gomez, Deputy Clerk.


Approval of Agenda

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

2-0 Motion carried unanimously

Correspondence: Tressesa, County Admn. didn’t have any correspondence.

Nick Sarmiento stated that he received a letter from Tressesa stating that they are part of the sustainability group, he doesn’t believe that they have paid into that group so he thought he would bring it to their attention, it was a newsletter which he will bring on the 2nd, mentioned that this has to do with Leroy Salazar.

Sheriff's discussion and decision

Comm. McCarroll asked if there is any discussion on the appointment for sheriff.

Comm. Jarvis stated that they got a couple of letters of interest from Richard Pena and Robert Gurule, the board talked to them as well
as the administrator, HR, and county attorney; they had a good visit with both of them.

Comm. Jarvies stated that him personally in visiting with them one of the big concerns is the running of the jail and because Mr. Gurule has that experience already, he feels good in offering Robert the appointment if he would accept it.

Comm. McCarroll stated that he feels the same way, they had two good interviews and as they discussed things they went along with experience, both have great law enforcement credentials for years of service; they went with the ability to manage the jail.

Comm. McCarroll stated that they need to put on record that Garth Crowther put in a letter but they felt that if they appoint Garth that he would have an unfair advantage in the election so they held off on what needed to be done now.

Nick Sarmiento, County Attorney asked that they make a motion to offer the appointment; the appointment can be done tomorrow after 9 o'clock.

Motion to offer Robert Gurule the job of Conejos County Sheriff: Comm. Jarvies/ Second: Comm. McCarroll

2-0 Motion carried unanimously.

Comm. McCarroll mentioned that both he and Comm. Jarvies received texts from Chrmn. Sandoval, he is out of the county today but he said he would vote for Robert Gurule, would like the minutes to reflect that Chrmn. Sandoval voted for Mr. Gurule and they have the texts on their phones if there are any questions.

Nick Sarmiento, County Attorney stated that they need to let Mr. Pena know of their decision, they will let Robert Gurule know and also the sheriff’s candidates.

There being no further business to come before the board, Vice-Chair Steve McCarroll declared the meeting adjourned.

ATTET: 
NATHAN RUYBAL
CLERK OF THE BOARD

STEVE MCCARROLL
VICE- CHRMN. BD OF COUNTY
COMMISSIONERS
Minutes of the Board of County Commissioners Regular Meeting held on
March 02, 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 8:45 AM.

Members present:

<table>
<thead>
<tr>
<th>Name</th>
<th>Title</th>
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<tbody>
<tr>
<td>John Sandoval</td>
<td>Chairman</td>
</tr>
<tr>
<td>Steve McCarroll</td>
<td>Vice Chair</td>
</tr>
<tr>
<td>Mitchell Jarvie</td>
<td>Vice Chair</td>
</tr>
<tr>
<td>Tressesa Martinez</td>
<td>County Admn.</td>
</tr>
</tbody>
</table>

Also present were Nick Sarmiento-County Attorney, Connie Ricci-Human
Resource Director and AnnaBelle R Gomez, Deputy Clerk & Recorder.

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


Approval of Agenda:

Motion to approve the agenda as amended to include a work session at
the end of the meeting and add executive session for personnel after
the 10:45 the appointments: Comm. McCarroll/Second: Comm. Jarvie

3-0 Motion carried unanimously.

Approval of Minutes

Motion to approve the minutes of the Feb. 15, 2018 Payroll Meeting:
Comm: Jarvie/Second Comm. McCarroll

Motion to approve the Feb. 20, 2018 Special Meeting: Comm. and Feb 22,

Motion to approve the minutes of the Feb. 23, 2018 Special Meeting:

Motion to approve the minutes of the March 01, 2018 Regular Meeting:

3-0 Motion carried unanimously.
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 personnel 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 needed.

At this point the Conejos County Board of County Commissioners accepted Sheriff Galvez’s resignation, after 9:00 AM. the board will go to the courtroom where the new sheriff will be sworn in by the District Judge.

Approval of Payroll

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

3-0 Motion carried unanimously

Vacancy-(For Lawrence Gallegos)

Tressesa, County Admn. stated that she received a letter from Cleve Simpson where the board is going to have a vacancy for Lawrence Gallegos who served on the Rio Grande Water Conservancy Board, they will need to appoint in April and she did advertise in the newspaper, the deadline for letters for the position will be March 23, 2018; Chuck called but has not submitted a letter yet.

Public Comment: None

Sheriff’s Resignation

Chrmn. Sandoval welcomed the folks that were present.

Motion to accept Sheriff Howard Galvez’s resignation as sheriff at 9:01 AM: Comm. Jarvies/Second: Comm. McCarroll

3-0 Motion carried unanimously.

Chrmn. Sandoval thanked Howard for what he did and wished him well, stated that Conejos County can continue to move forward.
Roll Call vote:  
Chrmn. Sandoval-YES  
Comm. McCarrall-YES  
Comm. Jarvies-YES

Motion to appoint Robert Gurule as Sheriff of Conejos County effective March 02, 2018 at 9:02 AM: Comm. McCarrall/Second: Comm. Jarvies

3-0 Motion carried unanimously.

The board recessed and proceeded to go to the courtroom where Judge Gonzales will swear Robert Gurule as the new sheriff.

**Nick Barela- DSS Report**

Nick stated that he has two things on the agenda, one is to enter into an agreement with Creative Employment Services that is going to be basically a branch off our Colorado Works grant that we got approved for, the contract will be paid out of TANF funds, Pete Gomez did business with them a few years ago, the total amount for this fiscal year is going to be $25,000 to get them through the remainder of the year, the grant is 18 months so he hopes to do business with him next year, the contract amount will change, they have already started working with clients and networking with employers to get this program started, also mentioned that Attorney Ben Pasigo review the contract.

Motion to approve the Creative Employment Service contract between DSS as presented: Comm. McCarrall/Second: Comm. Jarvies

3-0 Motion carried unanimously.

Nick presented accounts payables for Admn. and program expenses for the month of January in the amount of $304,939.19 and accounts payables for the month of Feb in the amount of $18,144.88.

Motion to approve EBT expenditures and accounts payables as presented by Nick: Comm. Jarvies/Second: Comm. McCarrall

3-0 Motion carried unanimously.

Nick talked about the job fair that will take place on April 20th at the LDS church in La Jara.

**Kelli Gallegos**
Kelli stated that she had a conversation about the MOU with EMS, they are trying to figure out to make it more formal and more clear, their idea is to enter into a contract relationship with the physician that they contract with, it pretty much defines what we will get in return as negotiated rates for services for on call with EMS to define mal practice physicians, where mal practice lies, patient protection privacy rights, etc. she brought in the example of what they do, they want to make sure the county is protected.

Connie-HRS asked if it would be when staff is on secondary or primary.

TJ stated secondary.

Kelli talked about the down time upon availability.

Comm. Jarvies stated they had discussed it and felt it would benefit everybody.

Kelli stated that June 1st is the groundbreaking for the sign at the hospital.

**Naomi Keys- Assessor-Abatements**

Naomi presented and explained the reason for the 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>Glen &amp; Tobias DeHerrera</td>
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<tr>
<td>Total</td>
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<td>$7172.84</td>
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3-0 Motion carried unanimously.

**Linda - Land Use**

Kimberly Owens - SUP - Overnight Lodging

Linda stated that this is the Kimberly Owens Case 2017-0038, she e-mailed the board copies, stated that is the public hearing they had in October and had it continued for purposes to allow Mrs. Owens time for finalize in writing a well permit from Conejos Water Conservancy District and Colorado Water Division of Resources, the well permit has been assigned to her Division of Water Resources has verified in writing that it’s is good valid permit for this special use.

Linda proceeded with the report as follows:

**BACKGROUND:** An application for a Special Use Review was filed with the Land Use Office on March 14, 2017. The property is zoned residential and is legally described as .187 acres located Lot 1 Parcel 2 Spicer Family Division of Land in the S1/2 of the S1/2 of Section 30, Twp 33 N Range 7 East, Conejos County, Colorado. A common description is the Homestead Cabin within the Conejos Ranch area, 101 Shorty Road.

**REQUEST:** The applicant is requesting a Special Use Permit for short-term overnight lodging.

**ADJACENT ZONING:** North—Rural, South, East and West are residential.

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

**PUBLIC NOTICE REQUIREMENTS:** Notice requirements will be met by sending notice to the surrounding landowners within 500’; notices to referral agencies; notice was published in the VALLEY COURIER; onsite posting was posted on the property.

**PUBLIC HEARINGS:** PLANNING COMMISSION: The public hearing before the PC was held on Oct. 04, 2017 at 6:45 PM. The Planning Commission recommended approval with the highlight on legal water supply being required. (Armando/Josh-unanimous vote.
**BOARD OF COUNTY COMMISSIONERS:** The application was presented to the Board of County Commissioners on 10/05/2017 at 10:15AM. County Commissioners heard the case, BOCC agreed to table the matter until the water issue is resolved with Division of Water Resources. Motion was made by Comm. McCarroll/Sandoval to continue the hearing to allow time for Mrs. Owens to obtain the legal water supply.

03-02-2018- The well permit has been approved and issued, final hearing to present the permit and make the final decision on the SUP.

Chrmn. Sandoval asked if just for the record did they close the hearing and just wait for further input.

Nick Sarmiento, County Attorney felt they should open the hearing.

Chrmn. Sandoval mentioned to Kimberly who was on the phone that they are going to re-open the hearing because they might have just continued it, they will enter the information that Linda presented as part of the record.

Linda stated that in regards to public comments, they do have one from Kevin Boyle from the Colorado Division of Water Resources: yes well permit 81580F is a legal supply for the Kimberly Owens Special Use permit for overnight lodging, we appreciate the county and Mrs. Owens to get the water supply for this application correctly augmented and permitted, if you need more formal response we will be happy to get it for you.

Chrmn. Sandoval asked if anyone wants to speak for or against, for or against, for or against, there being none Chrmn. Sandoval closed the public portion of the hearing and went into deliberation.

Motion to approve Resolution C-20-2018 Special Use Permit for Kimberly Owens Overnight Lodging: Comm. McCarroll/ Second Comm. Jarvies

3-0 Motion carried unanimously.

Linda- Land Use Admn. stated that she has a resolution and in that resolution there will always be compliance with Department of Revenue that lodging taxes shall be paid and during annual review of the permit that Ms. Owens provide proof that she is in compliance with them.

Chrmn. Sandoval asked Ms. Owens if she understood what Linda stated.
Ms. Owens said yes- lodging tax and she is fine with that.


3-0 Motion carried unanimously.

**Patricia Gallegos- Boundary Line Adjustment**

Linda presented the following:

**CASE NO:** CCLU-2018- 0038  **REQUEST:** Replat/Boundary Line Adjustment  
**APPLICANT:** Patricia Gallegos  
**ZONING:** Rural  
**SURVEY BY:** Russell Surveyors and Associates  
**BACKGROUND:** An application was filed with the Land Use Office on February 26, 2018 for a re-plat of the HC Martinez/AP Gallegos Minor Subdivision.

The properties are located in a fraction of Section 24, Twp 32 N, Range 8 E NMPM, Conejos County Colorado.

The boundary line adjustment will create the following:

- Tract 1A=10.02 Acres- Rural/Residential
- Tract 1B=2.0 Acres- Rural/Vacant

The applicants propose to change the boundaries of the Tracts to change the location of Tract 1B from the south side of the property to the north side. Mrs. Gallegos had conveyed the current tract to her son Andrew Jr. Andrew Jr. will contact Tract 1B to his brother, Joey. Joey is planning residential development this spring/summer 2018.

Land Use Admin. Review/approval: 03/02/2018  
Surveyor Review: 03/01/2018


3-0 Motion carried unanimously.

**Erwin Romero-Road Issue- County Rd H**

Erwin stated that the main reason he is here is because the traffic is really getting bad at County Rd H, he really appreciates all the work
and material they put on County H, it didn’t last very long because of the construction, the road has a lot of damage and doesn’t know what the solution is maybe building it up, doesn’t know how legal the mining truck that comes down the road at a high speed is, it crosses at the front of the courthouse, can’t they give Robins an ultimatum, can’t they go around another route, our bridges are slowly falling apart, people just travel too fast, a hay truck was just flying through there, even if you post at 35 you are going to make a lot of dust; asked if the board had any ideas or solutions.

Linda- Land Use Admn. asked if he has any idea of how many times they go by per day.

Erwin said they are going by even on Saturdays and Sundays, they (Robins Construction) have 3-4 trucks that go through daily, he doesn’t know if the county gets any revenue from the rock sales.

Chrmn. Sandoval stated no we don’t have a county sales tax.

Chrmn. McCarroll asked if when that was approved, did they hold Robins to five days?

Erwin stated that he believes the permit Robins got is up for review yearly.

Nick Sarmiento- County Attorney stated that it is a yearly review done in July according to the resolution; the review is to see if they are in compliance as the terms at the time the permit was approved.

Erwin wondered if there is any way to add or take away.

Nick Sarmiento stated that it is like a property right, we can do a review to make sure they are in compliance with all the terms and conditions that were placed at the time; but doesn’t feel it is going to do anything with his concerns.

Erwin stated that all of us were kind of new when they placed that mine, we could come to the review, they are not maintaining the road, how can residents not be affected by this amount of dust; the noise is crazy because of the condition of the road.

Linda-Land Use Admn. stated that with the Special Use Review they are done in the office, the only stipulation they had was placed on there was they only had 9.699 acres to mine under this permit then they would have to get a new permit, there was no time limit, there were no
restrictions on what roads could be used or anything else so when she
does review it in all fairness Robins should be here to talk about
that and would you be open to meeting, she doesn’t feel that a special
use annual review is to open it up and change all the conditions, she
doesn’t feel she can do that, Mr. Robins could talk about the
neighbor’s concerns at that time, Christine Gallegos is the other land
owner that has expressed concerns, they were never notified, it’s not
in the land code book that they have to notify, the land code book
says 500 ft from the subject property, they did publish in the paper
and post on site, she did not notice these folks to come and comment.

Chrmn. Sandoval talked about the county’s pit on county Rd 18 they
haul those big bales of hay, the most important question to ask if how
many acres do they still have to mine, it seems that they are getting
pretty close to being done.

Linda stated that she pulled the reports to see that they are in
compliance; she will do a more thorough review in regards to meeting
with them and see how far they are.

Donnie Martinez stated that they can check with the assessor to see
how much usage they have done, Thomas is pretty good with his GPS.

Linda then mentioned how the county is growing, also talked about the
Bentonite situation, they have the trucks that haul about 10 loads a
day, the amount of traffic has increased, it is everywhere; she is
hearing about the dust everywhere.

Erwin stated that he talked to Adam and he got very defensive, he just
asked him if they could slow down, they should have some respect, they
are not the only ones but it’s the big trucks that make much more
dust, there for a while they were trying, Adam told him that he didn’t
believe in progress; can’t they help pave this road.

Comm. Jarvies stated that they are one of the biggest employers in the
county so we have to be careful, we don’t want to hamper anyone.

Erwin says he does understand but he feels it is all going one way, it
doesn’t take that much to slow down or go around the other way, our
bridges can’t take it, they should try to work with us, some of their
employees have gotten in his face, he is not against progress or the
Robins, he taught those boys and they were great.

Chrmn. Sandoval stated that the last time he came here they did re-fix
that road and did talk to the sheriff.
There was a short discussion on the speed limit on unmarked roads; state patrol says it is 55 miles per hour.

Donnie talked about the two week traffic study that was done which shows the classification of vehicles, speed, etc.

Chrmn. Sandoval stated that they will look at the permit, he will call Joey at CDOT, they will call Randy and Adam to let them know when they are going to haul so they will pay special attention to that road, and have a nice discussion when they have the review in July.

Erwin wanted to know if they would be open to go around when they are loaded, wanted to know if the big Tonka truck that Robins uses is legal.

Robert Taylor- Follow Up Discussion

Mr. Taylor stated that this is a re-cap of what they have been talking about the last 3 meetings; he has a follow up on slow signs, and no dumping signs on County Rd 19.

Donnie stated that he will get the resolution for adopting county roads.

Nick Sarmiento county attorney stated that it's not an ordinance; the program is already in place he will get it by the payroll meeting of the 15th.

Mr. Taylor stated that they put up a couple of slow signs, wanted to know if they are going to be more signs.

Chrmn. Sandoval stated that the speed limit is 55.

Donnie stated that any rural road is 55 miles per hour, he can order more signs.

Mr. Taylor said Donnie could drive through there to establish where they go, talked about where the signs are missing.

Comm. Jarvies mentioned that they steal the signs and those are expensive signs, they have no dumping signs and they still dump, they are working on widening that road on district 2.

Jeff Peterson/R&B stated that the south road is pretty narrow; they are going to widen it.
Donnie stated that they can do a traffic study on that road.

Mr. Taylor wanted to know what they are doing on the sales tax issue.

Comm. Jarvies stated that they need a group to promote it.

Nick Sarmiento-County Attorney stated that he recommends that they form a committee; the committee will come up with the numbers as to what the sales tax should be, then after that they can refer the matter to the voters, no one can use county time or county resources; it has to be all voluntary for the committee.

Chrmn. Sandoval asked if they present it to the board to be placed on the ballot.

Nick said yes, it can be placed on the ballot but we cannot expend any county resources to urge the voters to elect for or against the measure, as a county government you are very limited, it can be done on personal time but that can be discussed at a later time.

Tressesa County Admn. stated that we have a resolution that we need to re-vamp, we need to work on that committee.

Linda-Land Use asked: how is that committee going to market that?

Nick stated that committee will have to raise its own funds, after that it is up to the committee to put up signs, etc.

Nick stated that Tressesa can give information but she can’t say vote yes or no we have to be real careful once that resolution is passed and referred, we have a draft resolution we should have to know numbers and if it is going to be ear marked or not.

Comm. Jarvies stated that there was a notice which was sent out with the tax notices.

Nick Sarmiento stated that they should set up a meeting to discuss that; he can get the resolution by the 15th.

Mr. Taylor asked if the railroad has paid anymore?

Chrmn. Sandoval stated that he could ask Mack our County Treasurer.
Comm. McCarroll mentioned that it seems they are barely keeping afloat.

Nick stated that Congress has given the railroad too much power and very little for local government to regulate them, we wouldn’t win, the county would have to do a cost analysis to see what the benefit would be to start a lawsuit, also talked about attorney fees.

Nick stated that Naomi gave him an amount of $300,000.00.

Chrmn. Sandoval thanked Mr. Taylor for coming in, and they appreciate his willingness to look at all these things, to be in the benefit of the county but in the future if it’s the same thing he can get with Donnie and Linda and go over things; then come in here and present them, everybody is trying their best, the pictures are not moving the ball any farther.

Mr. Taylor wanted to know if all this is in the minutes.

Comm. Jarvies stated that it’s good that it’s in the minutes but we can only do what we can do.

Chrmn. Sandoval stated that they will try to get the sales tax going by the 15th; then they can get the committee going.

**Donnie Martinez- Road and Bridge Report**

Donnie gave his report as follows:

- Jade Communications- they want to start, the last time they charged them a single fee, they did a bond, in this next course they will have 44 crossings, 44 crossing would be $11,000.00, on mass projects it would be nice if we could collect more money.
- Chrmn. Sandoval asked what does he recommend?
  Donnie suggested at least 10% or just a set amount.
- Nick asked if this was approved, also felt they should charge like they charge everything else.
- Donnie said it hasn’t been approved.
- Chrmn. Sandoval said they should do what they have been doing in the past.
- Donnie talked about the restrictions that he had placed the last time as far as depth, crossing for the bridges, roadways, and boxes, he will let them know that they pay the full fee.
• Nick said if we don’t charge them the full fee then we are subsidizing their project and we are using county funds for the benefit of a corporation.
• Donnie talked about the arena water- they put restriction in December, they removed the restrictions yesterday, he will be in violation for not having enough samples done but it’s okay because no one was drinking the water he will just have to write a report, they should set a fee for the arena, the library and Little Treasurers, if he leaves it will be costly, they are not allowed to use Clorox bleach, feels they should get some return; visited with Nick on the well.
• Nick asked what he would like to see as far as water fees.
• Donnie said he doesn’t have any idea right now.
• Road and Bridge- They have their grader in Pueblo getting repaired, got an estimate of $28,717.76, talked about the cost they incurred to get it there, need to look at getting tire chains.
• Donnie talked about the excavator that is on sale, Mike went with him it is going to require work, did comparables close to that it which is about $38,000, talked about the different makes and hours, the cost on the equipment that Joe is selling is about $30,000, talked about the equipment that the county will sell, visited with the supervisors they are in need of vehicles, have trailers that have lost axles, would like to try to come up with $150,000 to make changes, would like to transition to tractors and belly dumps.
• Chrmm. Sandoval asked Dornie about the truck that Joe is selling.
• Donnie said he couldn’t start the truck, Mike feels it’s not a bad deal, they probably don’t need it, it needs doors, glass, etc.
• Donnie talked about maintenance in the building and grounds- stated it’s coming about, things have gotten really good, visited all department heads, work has been completed, started a project at the jail, Jarrett is excited about it also.
• Donnie talked about the patch crew, do they want to take new applications, wants to do hot mix, measure the yardage and block the road, did order cold mix; they can make repairs that can last a few years.
• Donnie talked about 10 hour days, asked Jeff to get a report, will be able to run a report at a later date.
• Jeff stated that on the 10 hour days, they are getting about 7.5 hours grader time, they are able to grade 21.3 miles in a day, in an 8 hr days we are getting about 5 ½ grader time, the grading of
La Jara Reservoir that would take 5 days, on 10 hour days it could be done in 2 ½ days, the guys seem to like it.
- Donnie said some guys like the 4-10 days but some don’t.
- Comm. McCarroll asked how long have they been doing that; is it dark in the morning and the evenings?
- Jeff said it’s different, can’t go out and work when it’s dark, they would have to do maintenance.
- Connie Ricci asked if she should proceed with the patch crew.
- Donnie said they are lacking, asked what the board would like to do.
- The board decided to talk about that in their work session.

Executive Session

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

3-0 Motion carried unanimously.

The board came out of executive session where they discussed a personnel issue (which was recorded) and no decisions were made.

The board will be holding a work session after the meeting is adjourned.

There being no further business to come before the board, Chrmn. Sandoval declared the meeting adjourned.

ATTEST:

NATHAN RUYBAL
CLERK OF THE BOARD

JOHN SANDOVAL
CHRMN. BD OF COUNTY COMM.
Minutes of the Board of County Commissioners Payroll Meeting held on March 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 Adm.

Also present were Nick Sarmiento–County Attorney, Connie Ricci–Human Resource Director and 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 amended to delete Nick Barela at 10:15 AM: Comm. Jarvies/ Second: Comm. McCarroll

3-0 Motion carried unanimously.

Lori Laske–Adams State University 587-7609–Colorado Opportunity Scholarship Initiative

Lori Laske thanked the board and introduced Toni De Angelis from TSJ and Lindsey Sandcval one of their special students who lives in the area.

Lori stated that yes they are asking for funding, Colorado Opportunity Scholarship Initiative was developed in 2014 by the State of Colorado they had some extra funding, those funds had been set aside to help those students in different areas throughout the State of Colorado by providing scholarships, she came to the SLV Association of Commissioners back in 2017 and had mentioned this opportunity that they have throughout the state, they have a matching scholarship that will allow if the counties match the dollars the state would match those dollars 1 for 1, after talking to people they thought there was
a challenge with that having the counties come up with the matching funds was difficult so she went back to the Colorado Department of higher education and met with Diane Duffy and shared that information with them, meantime they changed it where they are certain counties that they will allow to have a reduced match.

Lori talked about the 4 initiatives that they have, mentioned that Lindsey Sandoval is a recipient of one of those funds; then turned the time over to Toni.

Toni stated that as Lori mentioned they can see the matching possibilities, for Conejos County they have based that on a free reduced match program, for Conejos County it is $18,091.00, they have recognized that there is a difficulty in raising those types of monies, they approved a reduced match program and part of their grant application will be requesting that they allow the counties to match at 25%, it will be a range of 25-50%, but if they can put forth a strong message to let them know of economics in the area, they really want to see the counties participate in this, if it were a 25% match Conejos County would be $4,523.00 up to the 50% it would be $9,046, the difference would be made up by KOZY that would still be $36,185 for Conejos County students they would be looking at 36 scholarships at $1000.00 each, because of the new reduced match is on first come first serve basis due to limited funds, their goal is that they are wanting to service their students, they are wanting to bring in the counties as well to help students with their scholarship needs.

Lori stated that one of the questions she was asked earlier was how many students do we have from the county, she mentioned that in 2017-2018 they had ASU- 148 and TSJC 117 students from Conejos County, students have to be 250% Pell eligible, 66% have over a 2.5 CGPA, they have a list of what they do to help the students, and the proposed scholarship criteria.

Lori had Lindsey Sandoval share some of the things that they do.

Lindsey stated that she grew up about 3 miles from here, she is now attending ASU, mentioned that ASU supports services for the students, they have supported her academically, you take leadership classes, they talk to their mentors and advisors at least every other week, they check to see if their academics are good, she is new in the program but they have helped her a lot, also stated that her projected graduation is in 2020 in nursing.
Lori then talked about the survey from Stanford University and civic engagement, between ASU and TSJC there are 1062 graduates in Conejos County; it's about partnership, and hope those students stay local, they are looking for a verbal or provisional commitment by April 10th so they can submit an application and say yes the county is involved, they are looking for those matching funds anywhere from $4,523 to $9,046.00, Adams State will submit the grant, if they can do the grant process right now, then they are looking at possibly being able to award those funds if not this year then starting in the fall.

Chrmn. Sandoval asked if this is re-occurring?

Lori said yes they can apply next year; it's not an automatic renewal.

Comm. Jarvies asked if we pay the $4523 does that give us the $36,000.00 or do we pay as the scholarships are awarded.

Toni said they get the 36 in total, the 1000 they felt was a meaningful scholarship, they would up the scholarship if they had less students.

Chrmn. Sandoval asked what is the significance as to whether we write a check for 4500 versus the 9000 what is the difference.

Lori said they are looking for a verbal commitment, they will go on line application and they will let them know what the county is eligible for, then they would ask for that amount.

Comm. Jarvies stated that it looks like a good program, wished Nick from DSS would have been here because sometimes there is funding from that department.

Chrmn. Sandoval stated that they can discuss it and get back to them.

**Tax-Discussion-Work Session Request**

Nick Sarmiento, County Attorney stated that they need to make a phone call (303-866-3900) to Lu Ann (Colorado Department of Revenue) to follow up and set a date to have a work session.

Chrmn. Sandoval proceeded to call Lu Ann, mentioned who was present, stated that they would like to set a date for consultation work session or a get together.
The board and Lu Ann set a date of March 27th at 9:00 AM at the courthouse.

Chrmn. Sandoval asked Lu Ann if she had questions or had to reschedule she could contact Nick Sarmiento.

**Cleave Simpson- Rio Grande Water Conservation District/Report**

Mr. Simpson stated that he is general manager of the Rio Grande Water Conservation District and had a couple of motivations to come to Conejos County, one of the director seats is open, that is for Lawrence Gallegos, would like to have that position filled by their April meeting, has had one person called to ask about the position.

Tressesa, County Admn. stated that she has advertised and asked the letters be submitted by the 23 of March; the commissioners will appoint on April 5th, 2018.

Mr. Simpson gave an update on the following:

- Rio Grande Water District is working on a permanent radar facility for the valley which is a valuable tool for stream flow forecasting, that will be placed at the Alamosa Airport, they will have to work on an intergovernmental agreement for a radar authority, mentioned the entities that will participate.
- Continue to be involved in the habitat conservation plan, continues to be successful; it is not a species recovery plan.
- District has been approached about being more active in the Rio Grande Natural Area and how it will impact Conejos County which is a ¼ mile either side of the Rio Grande River from the state line to the Alamosa National Wildlife Refuge, there has never been any funding to do anything, the Salazar family is interested to invigorate that process and working with Adams State- there is nothing firm yet.
- The District has been monitoring ground water levels in 100 wells from more than 30-40 years on a monthly basis, last year they complete the installation of a confined aquifer monitoring well in Conejos County.
- Sub districts efforts to continue, the court is actively pursuing the next plan is to develop a detailed plan of management, put a lot of effort on the conceptual plan,
they are having a meeting tonight at the Centauri band room to put forward their detailed plan of water management, they want to gather information from the public, did a bunch of outreach, described how the sequence of events unfolds for approval.

- Objection to the plan, it would be filed in Conejos County Court and would be delayed.
- District 3 is moving right along, sub-district 6 will include a little bit of Conejos County; are pushing to have those petitions presented to the District Board at their April meeting.
- Brought a packet about water, which describes the upper Rio Grande Basin snow pack summary, Conejos River Basin, Change in Unconfined Aquifer Storage, memorandum on the 5 year average groundwater withdrawals in Confined Aquifer Response area.
- Chrmn. Sandoval talked about the curtailment.
- Cleave stated that at this stage of the game as low as it is not all the priorities are going to be served.
- Chrmn. Sandoval talked about putting a test well by the shooting range, can they check what the ground water level is going to be and warn people that this may be an issue for drying up wells.
- Cleave said short answer is yes, they might have an existing well that ties to that area, the problem is going to be if we don’t get diversions out of the river and we start pumping then it’s going to have immediate impact, the Conejos Water Association also has 7 or 8 monitoring wells in Conejos County, eventually they will get them on their website.

Dwight Martin stated that the Sub-District Board has worked together.

**Adam Moore-Forest Service Report**

Adam gave his report as follows:

1. Health Report that the agency does in conjunction with the US Forest Service flying around looking for the different trees biggest thing is the spruce beetle, talked about the 2017 aerial detection survey for the Rocky Mountain Region of the USDA Forest Service.

2. Presented a book that has the specifics of the beetles such as bark beetles including mountain pine beetle, spruce beetle and Douglas Fir-beetle, talked about the number of acres affected,
for western balsam bark beetle and associated subalpine fir disease problems, western spruce budworm, aspen defoliation and aspen dieback and mortality caused by a combination of insects and diseases only the current and prior years acres detected, for these pests, general trend information about the population of the insect or disease affects can be determined by comparing affected with the prior year.

3. Adam talked about 2017 Mountain Pine Beetle activity, Spruce Beetle activity, Douglas-Fir, etc. 2017 Aspen Dieback and Mortality, Aspen Defoliation, and discoloration and the different counties etc.

4. Talked about the Forest Management to Protect Colorado’s Water Resources, this is a synthesis report to support House Bill 16-1255 which provided the grant funding for forest restoration but also says we have the state water plan, some of the highlights is that is in Colorado there are 642 water sheds susceptible to damaging wildfires; need to be looking at the location and the species, talked about the dead trees and keeping the firefighters safe, one challenge in the SLV is that there is not a lot of people in businesses that are interested in doing 5-10 acres worth of work, some might have bigger equipment or those doing small jobs they have other jobs too, there is need for those doing smaller treatments.

5. Adam talked about the community planning assessment for wildfires, they have a rough draft of the program which will probably take place in the middle of May, they want to see if they can do any planning land use wise, will talk to Linda from Land Use pertaining to this, if the commissioners can attend at least the first part, they will have options of what has worked elsewhere. (Comm. McCarroll asked Adam to e-mail Tressesa about the workshops and she will let them know on what dates they will be held.)

6. Adam talked about Conejos County Veterans Boulevard concerning the trees, they did a good selection of trees, they took a good advice of what they gave them, they augmented the soil, put the mulch and drip, etc.

7. Will touch base with Rossi Duran to see what is going on in the city hall.

8. Thanked the board for the support to Title III throughout the years, advocates are pushing for additional funding. (County Admin. Tressesa mentioned that they put all those dollars into the RAC.)
Chrmn. Sandoval stated that they are at high risk for fires, he was at the state legislature a few weeks ago and there isn’t any money for anything.

Adam stated that the chart showed they are not far off from 2002.

**Tori Martinez - Heritage Update**

Tori presented the board with a packet which included the 2017 report and a membership card which they are offering an individual membership, it also included brochures and stickers, a brief letter from her which talks about what is going on at the museum.

Tori stated that they have painted the interior walls and the floor of the museum, reorganized the exhibits that are there, they are scheduled to open on April 24th, have some Adam State students that are coming to help paint the exterior of the building, working with the county to get some volunteers, working with volunteers from TANF, local high school to volunteer as greeters, Jonathan Stalls is working on program called Caminos Del Valle, and will have guided tours, those will be done by youth from each county, included pictures of the interior pointed out an electrical wire that they would like to have fixed.

Tori mentioned that Julie wanted her to remind them of the county appropriations, she hasn’t received those yet.

Tressesa, County Admn. asked Tori to send a letter requesting the appropriations.

Tori talked about Matt from the National Parks Service, he assessed the building and the exhibits that are in there, he sent her a draft of the report, there were a few changes that had to be done as soon as she gets the final draft she will e-mail it to Tressesa so she may forward it to the board, he said the building is in good shape, he is happy with the bars on the windows, he did suggest getting new seals on the doors so the dust won’t get in and ruin some of the exhibits, he suggested that they change out the filters.

Comm. Jarvies stated that it was a good visit with Matt, he gave them some references.

Tori stated that they have been in very extensive conversations such as History Colorado, hopefully they will bring the exhibit to our museum, some people such as Father Sergic want to donate, some people have original newspapers, (Tressesa suggested that Tori contact Cas Garcia for ledgers, etc.) the S.P.M.D.T.U would like to donate some
historic member pins and ribbons; they are going to focus on one exhibit at a time.

Chrmn. Sandoval stated that they are really happy that she is so involved and doing such a great job.

Tori talked about the federal funding, in 2017 the proposal was to eliminate all funding from all heritage areas, it is Congress who decides to fund and they did fund them in two separate appropriations, in 2018 no one has got any funding, they did increase their funding, but Congress still has to pass the budget, they are functioning off of what they budgeted plus the funding that comes from the counties and donations, sponsors and now the members.

Tori talked about interviews, they have a huge list.

Comm. Jarvies suggested talking to Kelly Sowards who has a lot of information.

Tori mentioned that they had the folks from History Colorado they took them to the crane festival, they loved it and they want to come back.

Chrmn. Sandoval asked if they hope to have a kiosk and a computer where people can watch the u tube on site.

Tori said yes they plan to get a big huge television screen and have it installed on the wall; they will need headphones, they will be doing short clips.

**Donnie Martinez - Road and Bridge Report**

Donnie gave his report as follows:

- Arena water -Donnie stated that they are back in line with chlorine, will be meeting with Tom Valenta, thinks he has them convinced to donate the storage tank, will have to get a plumber to have that set up, talked about the PVC that broke and what he had to do, got bit by some kind of bug, will put 80’ of pipe, Lorraine did testing for water, if she does pass the test he would like to pass all the water stuff to her, they should do chlorine testing twice a week, Lorraine has been very helpful with the portal and the paperwork.

- Comm. Jarvies wanted to know how they are doing with the water at Little Treasurers because he was approached by Wendy.

- Donnie stated that they will have a bill of about $5000.00, if they can just get a payment for water to offset those costs, if
Lorraine can take over the water, doesn’t know if there would be increase in pay; that would help cover some of the cost.

- Road and Bridge- Sent them an e-mail, got some good discussion with the guys for good maintenance plan, road graders should be done this week, guys should be reporting noises, etc. some of the guys don’t know what to look for, supervisors should push that.

- Would like to build some bridges between all 3 districts, they are looking at helping each other out, have had some widening of some roads, need to discuss the patch crew, most of the patch crew are not up to par to do what they need to do, they might not bring them back.

- Comm. McCarroll stated that they were thinking of taking 2 members from each district and make them the patching crew, it might be the last hires, would like to have Rick Rodriguez head of that.

- Comm. Jarvies stated that he likes the idea, but they could say the 2nd week of May those two be ready.

- Connie-HR stated that the patch crew have probably not been trained, feels they need to train 1 or 2 days, also they should let those that were hired on the patch crew know that they are not going to be hired because they have job attached status.

- Chrmn. Sandoval stated that he would like to get his entire crew and get 3-4 roads done in a week.

- Donnie stated that he visited with the guys on using belly dumps, would like to get a compactor.

- Maintenance- he is working with Jarrett, have had furnace issues, changed the location of the thermostat.

- Jail project- kind of fell through the cracks.

- Permit for the street light-put in an application passed to their engineering division, will let them know as soon as he gets a quote.

- Chrmn. Sandoval talked about the monuments, said the lights work good but they don’t work good all the time, would like to put 2 super bright ones, one by the Menke Abstract and the other on the other side on the intersection on County Rd 13 and G.6 maybe they could have a parking.

- Chrmn. Sandoval stated that they are trying to get 2 pieces of military equipment, would like to get rid of the ditch crossings.

- Tressesa, County Admn. stated that they will be getting around 80 more trees, she will get ahold of Orlando to see when that will take place.
• Comm. Jarvies stated that the LDS church will have a service project so if they could let him know by June 9th so they can put some kids to work.

• Donnie mentioned that Orlando is going to apply for a grant for the Veteran’s Boulevard, what they have done and what Steve Perea has done will be used as in kind.

• There is a room by Tamera and Debra’s office space which will be used by Jarrett so he may move his belongings such as family pictures, etc.

• Nick Sarmiento—County Attorney mentioned that they are going to adopt a county road today by form of resolution.

• Linda mentioned that she had been asked if they could move Veterans Boulevard to the other side of Becky Vigil’s, it won’t change the numbers but it will change the road name, she did check with Pete McGee and he said it makes sense.

• Chrmn. Sandoval asked to check the pros and cons.

• Donnie looked at an 18x36 sign that has the American flag which will say Veterans Boulevard.

• Connie-HR stated that sign is too far in, it’s not marked well.

• Linda stated that she talked to Joe from CDOT regarding signs on the highway and he told her to make a proposal, the sign would be out on the highway.

• Connie mentioned that Leslie Salazar makes road signs, he sent her a bunch of pictures, she will share them with Donnie.

Linda- Land Use

Linda presented the following:

CASE NO. CCLU -2018-0026 REQUEST: Division of Land
APPLICANT: Moses Gingerich
ZONING: Rural SURVEY BY: Reynolds Engineering Co
BACKGROUND: An application was filed with the Land Use Office on February 12, 2018 for a Division of Land/Subdivision Exemption. The real property is legally described as:

80.424 acres situated in the E1/2 of the NW ¼ of Section 6, Twp. 33, North Range 9 East, NMPM. Conejos County, Colo. (County RD L)

The proposed Division of Land (80.424) acres will create the following:

  Tract #1 containing 9.775 acres more or less
  Tract #2 containing 69.739 acres more or less
  County Road L Right-of-Way containing .910 acres more or less
Purpose of Dividing Land- Dividing the property to sell Tract 1.

Land Use Administrator Review/Approval 3-15-2018

Motion to approve Resolution C-14-2018 Moses Gingerich Division of Land: Comm. Jarvies/Second: Comm. McCarroll

3-0 Motion carried unanimously.

Sheriff Gurule- Sheriff Report

Sheriff Gurule stated that they have done a few changes at the jail, Richard Quintana installed some LED lights, been working on a policy and procedure handbook, cleaned the whole yard, hired new people, Jesus will be working part time which will be a good thing, might house Antonito inmates which the town will pay about $35.00 a day, have been assisting other agencies, had a get together with the fire chief, they bought a new truck that has some good lighting, went to assist Costilla County with one of their searches, they are changing the way they do the commissary, will do a kiosk that way they don’t have to deal with money, they will be designing a new card, will be doing door checks, when the Credit Union closes they will try to have an officer by if they can, they have been patrolling towards Capulin, talked to all the big counties, they have them on their list to give or sell them vehicles, has had Pauli Duran doing some maintenance, got the televisions going, talked to Donnie about doing the maintenance on the generator, patrol is working out really good so far; and they haven’t had anything major so far.

Comm. McCarroll asked the sheriff how it is going with the deputies.

Sheriff Gurule stated they pretty much have a full staff now, Leonard is not going to be doing a lot of patrolling, he did get qualified for handguns, Garth has a lot of knowledge in certain areas so he will have the duties of the FTO to train some of the other guys, Wilfong is certified as a FTO, a lot of the training will be with the staff at the jail, Jose will be doing the CPR and first aid training, will get everybody certified in the areas that they need to be, they are establishing the chain of command and job descriptions, doesn’t know where the policies are so they are having to re-do the whole thing, seems the morale is a lot better.

Connie-HR stated she has been working with Jose on the chain of commands.
Chrmn. Sandoval stated he likes the community policing, the attitude of the whole community seems to be looking up and appreciates him taking the position.

Chrmn. Sandoval asked about the fire ban, asked Sheriff Gurule to communicate with them so that they are all on the same page.

Sheriff Gurule stated that the fire department needs a truck; he is going to see if he can get one for $2000-3000 if he can get it and sell it to the fire department.

Comm. McC Carroll said it’s okay if it doesn’t affect the county in any way.

Connie-HR stated that she is on the South Fire Protection board and they are in need of some brush trucks so if the sheriff can buy them and sell to the fire department at cost that would benefit the whole county.

Samantha Escobedo—Public Health/Board of Health Reports

Samantha stated that she is just doing a public health report today, will be doing a work session on OLTC.

Samantha proceeded with her report as follows:

Administration and Governance—
Personnel—current—Has two new personnel, one is the Public Health Generalist (36) Hours—New hire in March 2018, would like to possible move to 40 hours a week when they receive additional funding, will be working on EPR, HUD, Prevention, IZC promotion and general PH duties, 1 office manager in March, 1 commodities manager, 4.5 OLTC positions, 2 PCP supervisory employees, approximately 50 PCP providers, they are hiring for vacant positions, talked about facilities, issues with a door to commodities the door is not closing, there is damage to the frame, she received two quotes, security—the front door lock was installed, repairs to the conference room to improve meeting capabilities, has applied for a small CDPHE grant.

Assessment Planning and Communication
Public Health Partnership—Continue to participate in regional public health partnership (PHP) to share resources and collaborate.
Community Health Assessment and Planning—Met with Epi to catch up on reviewing CHA, CHA is almost complete, community engagement and prioritization this spring/summer.
Communicable Disease Prevention, Investigation and Control
7 reportable diseases for Conejos County in Jan 2018, not all required
LPHA, talked about Hantavirus and baby chicks.

Emergency Preparedness and Response
Current Contract with Colorado Office Emergency Preparedness and
Response, ICS 100/700 she sent the email out, coordinating with EMS
and local fire departments on March 29th, PIO- upcoming course “working
with the Media” a short course for emergency preparedness, taught by
Rural Domestic Preparedness Consortium, need to register for this
course on Co.train

Environmental Health
7 RFE inspections in our county this month.

Chrmn. Sandoval stated that he has received several calls where the
inspector has them change this and that, she is scaring the people, it
seems that she is going above and beyond, asked Samantha if she knows
anything about that.

Samantha stated that she can talk to her and see what they are doing.

Prevention and Population Health
Tobacco Grant- working on prevention in the schools, public housing,
tobacco conference in April, tobacco funding will increase next year.

HUD-Mini-Grant- applied for a $5000 mini grant to support work in
assisting public housing.

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

Prevention Coalition
Steering committee meeting 2/13 to work on mission and vision
governance structure/by-laws, shared interest in youth intervention
activities, next meeting set for March 27th.

Maternal and Child Health- HCP update- no longer receive funding for
care coordination, Alamosa has been receiving regional funding to help
support specialty care clinics, CDPHE has notified that they will no
longer provide funding to region to support specialty clinics.
Baby and Me tobacco free- MOU with Rocky Mountain Health Foundation and CDPHE- support smoking cessation for prenatal and postpartum mothers, monthly voucher for diapers and wipes (gift card), $4000 to cover personal time, training, vouchers and equipment is provided by the program, July 1, 2018 will start of new 3 year cycle with program, met with program director, offered opportunity to start work immediately in Conejos County.

Motion to approve the smoking cessation program MOU with Rocky Mountain Foundation and CDPHE: Comm. Jarvies/Second: Comm. McCarroll

3-0 Motion carried unanimously

**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 Program**
Clients serviced for Feb 2018-357 in the district, 191 in Conejos County, new contract is being reviewed, changes to contract, unexpended funds- any funds they don’t spend will have to be sent back to the state, conflict free case management- pending answers

**Personal Care Provider Program**
111 clients in Feb 2018, Temporary hold on new admits until able to reach adequate staffing- talked about the adjustments and restructuring of duties, new hires, training costs, need to update protocol books and forms, required to change to EVV by Jan 2019.

**Commodity Supplemental Food Program**
Clients served-335 participants and 59 deliveries in January.

**Upcoming Meetings- Important Dates**

**Misc-**
Update on Marquee- will draft a MOU of agreed terms, Land Use referral OPPSI site visit

Samantha stated that the state came down and did a site visit which went well, we are the only county that did not change our name in 2008, we are the only ones that still having nursing services, everyone else is public health, would like to look at the possibility of taking nursing service off.
Connie-HR mentioned that there could be funding losses if we don’t change the name to Public Health Agency.

Motion to give Samantha permission to change the name to Public Health Agency: Comm. Jarvies/Second: Comm. McCarroll

3-0 Motion carried unanimously

The board had a three minute recess.

Tressesa, County Admn. stated that she and TJ had a conversation about a work session she didn’t get back to him so she told him that they could call him and Ernest.

Chrmn. Sandoval stated that they were unable to get ahold of TJ so they will postpone and put him on the schedule for the next meeting.

Approval of Minutes

Motion to approve the minutes of the March 02, 2018 Regular Meeting: Comm. McCarroll/Second: Comm. Jarvies

3-0 Motion carried unanimously.

Approval of Payroll and Accounts Payables

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

3-0 Motion carried unanimously.

Public Comment: None

Administrators Correspondence

Tressesa, County Admn. stated that she received a request that the Capulin Cemetery District needs some board members, she advertised it in the newspaper, she received four letters, those members are on the board and would like to be re-appointed.

Motion to re-appoint Avelino Muniz, Lionel Valdez, Eleanor Cruz and Barbara Gonzales to the Capulin Cemetery District: Comm. McCarroll/Second Comm. Jarvies

3-0 Motion carried unanimously.
**Lease agreement-Xerox Copy Machine**

Tressesa, stated that the lease is up in June on their Xerox copier, the lease on the new machine is $154.61 for the base and additional for the copies, the most they would pay would be around $190.00 a month, they will save about $50.00, would like approval to go with a new Xerox copier machine.

Motion to enter into a five year lease for a new Xerox machine: Comm. McCarroll/Second: Comm. Jarvies

3-0 motion carried unanimously.

**County Attorney- Adopting of Resolution**

Nick Sarmiento, County Attorney stated the resolution is to adopt a county road, the program requires them to do a safety training both to be on the road and recognize any hazardous materials, meth specifically and call the property authorities, there are some parameters such as no children under age six to be out, then 11-12, etc.

Chrmn. Sandoval asked if there will be a hand out.

Nick Sarmiento said it is right behind the proclamation; that is what they will get.

Chrmn. Sandoval asked if they reserve the right to amend it.

Nick said yes they give the county administration the right to implement any rules and regulations.


3-0 Motion carried unanimously.

**Sales Tax**

Nick stated the next item is the sales tax, the lady he talked to is very knowledgeable, they need to determine what they want to exempt and what they don’t want to exempt, it becomes really complicated because they have to exempt any funds that they use for SNAP programs,
those are tax exempt, they will exempt the county, they can finalize the resolution, they have 120 days before the election to adopt the resolution which comes to sometime in June, talked about the motor vehicle use tax, if they go with a special use tax the state won’t collect that; they will discuss all that later.

Town of La Jara-Site Test/Evaluation

Chrmn. Sandoval stated that he would like to talk about asking La Jara with assistance in regards to their sight test and evaluation of officers that they want to hire; had Connie-HR report on that.

Connie-HR stated that the new employees that were hired with the sheriff their post certification requires that they have a sight test on file, a physical, a drug screen, etc. we have two employees that are coming from La Jara, one signed a release to let them obtain that; when they contacted the chief he wanted to charge $270.00 for that information, all agencies do have to pay for that, he is probably trying to recover half of their cost, they are going to have the employees do the test again, our test is $110.00, the physical will be about $80.00, that will cost the county $190.00 versus $270.00 per person.

Chrmn. Sandoval stated that the sheriff stated that it was the town manager that called him.

Nick Sarmiento-County Attorney suggested the employee request his personnel file.

Connie-HR said they did do that but they are saying they own that sight test.

Motion to authorize Nick Sarmiento-County Attorney to contact the city of La Jara to see if they would provide that information at no cost to the county: Comm. Jarvies/Second: Comm. McCarroll

3-0 Motion carried unanimously.

Connie-HR stated that they did have a previous employee that tried to get that information from another agency in Evergreen and they wouldn’t release it.

Connie mentioned that they assisted the Antonito PD, both calls were on site first before the Antonito PD, and now they have two workman’s comp cases.
Tressesa, County Admn. talked about the workman’s comp, she mentioned that revenues have a lot to do with it so anything that they run through the county it increases their fees.

Connie-HR explained that if one of our employees goes to help Costilla County and they get hurt in that county it would still be a claim for Conejos County.

**Eastern Boundary of Conejos County/Discussion**

Nick Sarmiento County Attorney stated that he met with Russell Surveyors, they brought information that there are 3 BLM surveys that contradict each other on where the county boundary line is at, there is one that says it’s the center of the Rio Grande, one that says it’s the East high mark of the river and the other that dates back to the Sangre De Cristo Land Grant, they created a line east of the river so it’s a fixed boundary, that creates issues for your citizens who border the Rio Grande in trying to obtain a survey because they don’t know what to go by, there are three professional opinions that contradict each other, his question is if they would authorize him to investigate, it does affect Noami’s job a little bit in terms of I don’t know how much acreage we are talking about, it is all agricultural land it is not significant revenue that we are producing from it but there is a question for the citizens who own property there.

Chrmn. Sandoval asked if it affects any of the conservation easements, do they go through the center.

Nick stated that there were eastern river properties that came through with plats that included a small section that was Costilla County, that’s how that discussion came about; it’s not worth it spending too much money on it

Tressesa, County Admn. stated that there is a question on some property whether it is in our county or in Costilla County.

Nick mentioned that there are some overlay issues, but there are private and public issues.

**Adams State Univ/TJC-Colorado Scholarship Initiative**

Comm. McCarroll asked what they need to do with Adams State University/TJC in regards to the Colorado Opportunity Scholarship Initiative should they give them a letter.
Tressesa, County Admin. stated that they need to know if they are going to donate by April 10th, if the county donated the $4523.00 the amount awarded is still the $36,000.00.

Connie-HR proceeded to read the letter of request.

Motion to give a letter of support to Adams State University/TJC Colorado Opportunity Scholarship Initiative and have administration give them a letter stating that they agree to be a partner, fill in the necessary criteria and wait to hear from them: Comm. McCarroll/Second: Comm. Jarvies

3-0 motion carried unanimously.

There being no further business to come before the board, Chrmn. Sandoval declared the meeting adjourned.

ATTEST:  
NATHAN RUYBAL  
CLERK OF THE BOARD

JOHN SANDOVAL  
CHRMN. BD OF COUNTY COMM.
Minutes of the Board of County Commissioners Regular Meeting held on April 09th 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-Excused-Sick
Mitchell Jarvies-Vice Chair
Tressesa Martinez- County Admn.

Also present were Nick Sarmiento, County Attorney, Connie Ricci- Human Resource Director and AnnaBelle Gomez, Deputy Clerk & Recorder.

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

Prayer: Nathan Ruybal-County Clerk gave the opening prayer.

Approval of Agenda

Motion to approve the agenda as amended, Rodney King will not be here and Ed Beaudette will be here on April 16th, 2018, and Ray Miller will not be here they will discuss that in executive session: Comm. Jarvies, Second: Chrmn. Sandoval

2-0 Motion carried.

Approval of Payroll and Accounts Payables

Motion to approve payroll and accounts payables as presented: Comm. Jarvies/Second: Chrmn. Sandoval

2-0 Motion carried unanimously.

Approval of Minutes

Motion to approve the minutes of the March 15, 2018 Payroll Meeting: Comm. Jarvies, Second: Chrmn. Sandoval

2-0 Motion carried.
**Public Comment:** Ray Miller/Will be discussed in executive session.

**County Administrator Correspondence**

Tressesa, County Admn. mentioned that the board received the financials, everything looks good, revenues are down in the General Fund, will check now that taxes have been coming in, and budgets are good.

Comm. Jarvies asked how the audit is coming along.

Tressesa, County Admn. stated that trial balances are going out, she is hoping that the auditors will be here in May, she would like to get budgets early.

**Nathan Ruybal - Wagon Wheel Saloon- Liquor License Renewal**

Nathan presented the liquor license renewal for the Wagon Wheel Saloon, mentioned that there have not been any violations; they have posted the notice on site and is requesting that they approve the renewal.

Motion to approve the liquor license renewal for the Wagon Wheel Saloon as presented: Comm. Jarvies/Second: Chrmn. Sandoval

2-0 Motion carried.

**Executive**

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

2-0 Motion carried.

The board came out of executive session at 9:42 AM conference with the attorney and no decisions were made.

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

**Abatements- Naomi Keys**

Sandra Cordova deputy Assessor presented several abatements.
Motion to approve the following abatements as presented:

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<th>Name</th>
<th>Year</th>
<th>Amount</th>
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<td>Jamie and Keith King</td>
<td>2017</td>
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Comm. Jarvies/Second: Chrmn. Sandoval

2-0 Motion carried.

**Andrea Jones - Schedule A Discussion**

Andrea stated that they have a big timber salvage project that covers all of the remaining spruce on the district, the document was going to be published next week, last week Friday they found out that there was an extra level of review, it has to go to the Washington Office for review, basically it is the draft decision to harvest about 14,000 acres, they are of lynx which were excluded, range is a little bit unknown they will be sending a letter to all permittees on the forest, they are just giving them a heads up, the Schedule A Agreement - they are wanting to add the snow plowing that they are doing, there was a short discussion as whether they plowed up to Terrace, she asked Jeremiah to fill out to what he needs, RAC agreement was submitted, talked about the Red Bear Foundation, Kelli Garcia has been working with Myron from the weed district and mentioned that Chad Louis is on his way here.

Jeremiah Martinez stated that he is going over recreation that is happening in the district, they are becoming more efficient and applying for funds, the Mix Lake Campground will probably be closed the next 3-5 years due to the spruce beetle similar to Trujillo Meadows, they closed the Conejos Campground, they are working to reopen that, a lot of the outfitter and guides are getting up in age, they had two sell their businesses, they are hosting a bunch of different events, have been trying to address wilderness, they have never had an MOU with their district and the sheriff, they don't know where the damage was done, etc. they would like to open up those discussions as to when they take motorized equipment into the wilderness, there is a ton of trail work being done this year, this year they are hosting multiple trail crews, described the different funds that they pulled in and what they will be used for.

Chrmn. Sandoval asked if they will be doing another simulation preparedness plan.
Andrea said yes, they need to communicate and plan, they need to have a cell phone set up service, Dan will try and have a cell service on the highway, they will have a visiting center at Red Bear and they will provide information where to go for service.

Comm. Jarvies asked about the grazing, are they looking at the same or are they closing early.

Andrea stated that it is hard to predict, they will have a permitting meeting now.

**Robert Gurule- Sheriff’s report**

Robert stated that things are running smooth, morale is up, been working on a policy and procedure, they are moving people around, got Jesus on board he will be working every other weekend, they are having problems with vehicles, are trying to find some vehicles, believes that they have $20,000 in the budget for vehicles, they might be able to get something by next month.

Tressesa stated that was if they purchased vehicles they would make payments.

Nick Sarmiento envisioned if they would buy new vehicles; that would cover the monthly payment, also asked about a fleet number.

Robert said he will check into that, mentioned that they had 65 inmates, went down to about 52; Alamosa brought 8.

Nick Sarmiento, County Attorney asked if they would benefit from a pre-trial release program; that would be those with a lower level misdemeanor.

Robert stated that the majority are, the ones that they are releasing are the ones that clean up, move things outside, wash vehicles, before they had 2 trustees that would work the kitchen, but the ones from Alamosa it is up to the Sheriff from Alamosa to decide that, he said if they mess up they lose their good times, the inmates enjoy listening to their own music, got them some new mattresses, they ordered shower curtains, they fixed all the lights; they had a lot of junk that they disposed of.

Chrmn. Sandoval asked about the cameras.
Robert said they have not called them back.

Nick asked if they entered into the contract with the mechanic.

Robert said just verbally.

Connie- HR stated that they will be interviewing three people for patrols.

**Andrea- Chad Louis**

Chad talked about the lack of moisture it’s more of a concern further north, they are watching the situations very carefully across the valley, we are not in any fire restriction, they are forecasting more dry weather in June and July, they are staffed with normal amount of resources, should be fully staffed by the end of month, need to get with Rodney to do the simulation.

Chrmn. Sandoval asked about any proposed burn for this year.

Chad said yes weather permitting they will be looking at Big Horn State Line, they will see what the weather lets them do, it goes by the weather zone.

**Donnie Martinez- Road and Bridge Update**

Donnie presented the following:

- Got the letter to proceed with the shooting range.
- Road grader is finished- it was under $30,000.00, will hold up on that payment.
- Street light project- will take place the payment has been done, won’t do LEDS lights.
- Dust Control- there is a product that they spray after they level the road, it is $85.00 a gallon, would like to try to see if it works, 1 gallon makes 400 gallons, they should be able to cover quite a bit of an area if they buy 10 gallons; it’s a binder and it is supposed to outlast mag chloride.
- Comm. Jarvies said to go ahead and try it.
- He sent a e-mail about getting maintenance schedules with the supervisors, would like to get a policy so they have something to follow.
- Desperate need of a vehicle, would like to see if they can get something newer to replace Iggy’s vehicle.
• Jail cleanup- that will take place today- mostly furniture, old monitors, etc.- will haul it to District #3 set some pallets, to set printers etc.

• Flooded Roads- Last year they presented $92,000 to Osborn, the state didn’t go into a natural disaster we couldn’t pull any funds which isn’t fair to us, would be nice to get somebody to change that, he will be meeting with Osborn, if they can come up with some funding it would be nice to change some of those. Mentioned that Austin Valdez had mentioned that the county would set up a fire hydrant, he told him that he would check into it.

• 10 hour days- Hasn’t compiled enough information, he is comparing other dailys from last year, hasn’t seen anything negative.

• Stated that they didn’t budget enough, but if they fix things as they go they can save money.

Chrmn. Sandoval stated that they are not replacing the two guys that are no longer working.

Tressesa, County Admn. stated that they are not hiring the patch crew so they will save on those salaries also.

Chrmn. Sandoval stated that he was approached by a gentleman who wants to know if they will sell the mosquito sprayer equipment, wanted to know if they need it and what is it worth.

Donnie stated that if we are not going to use it, it is probably good to get rid of it, anything that sits over time will plug up; unless they clean it up when it’s off season.

Chrmn. Sandoval asked Donnie to check to see if he can find out what it’s worth.

Mack Crowther- Quarterly PT report

Mack Crowther presented his quarterly report, mentioned that there are only 2 foreclosures so far this year, last year at this time they had 17, collections are going well it’s about the same as last year.

Motion to approve the quarterly report as presented: Comm. Jarvies/Second: Chrmn. Sandoval

2-0 Motion carried.

Samuel Mitchell- Opioid Litigation- Litigation Executive Session
Chrmn. Sandoval called Sam Mitchell, mentioned who was present and asked if they should go into executive session or have an open session.

Mr. Mitchell said it should be executive session.

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

2-0 Motion carried.

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

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

**Linda- Land Use- Replat -Lot Consolidation**

Linda presented the following Land Use Case:

**CASE NO:** CCLU-2017-0201 **REQUEST:** Replat- Lot Consolidation

**APPLICANT:** Joe Bishop and Charles Weatherl

**ZONING:** Platoro Community Town Site

**SURVEY BY:** Russell Surveyors & Associates

**BACKGROUND:** An application was filed with the Land Use Office on July 15, 2017 for a Re-Plat, Lot consolidation. The property is legally described as Platoro Block 15 Lots 2, 2 ½, and 3, NMPM Conejos County.

The consolidation will create the following:

Lot 2C, Block 15 Platoro- 0.24 Acres

The applicants propose to consolidate the lots to make one larger lot rather than 3 non-conforming lots. They have proposed construction of an additional structure.

Land Use Administrator review/approval: 3/02/2018


2-0 Motion carried.

Linda had a question on a case of a vacation of the roadway which was approved in 2016, there was an error on the plat, the resolution just
needs a signature wants to know which is the best way to present it to the Commissioners, Naomi-Assessor caught that, Linda described the error on the plat, does she present it without a hearing.

Nick Sarmiento- County Attorney asked if it changed the vacated area.

Linda said no it was just the way it was detailed.

Nick Sarmiento stated to go ahead and present it without a hearing, will assign a new Resolution number.

**Samantha Escobedo-OLTC Conflict Free Case Management**

Samantha stated that they have 4 options per federal regulations # 14 is requiring separation of case management service and direct services for clients, in 2017 Colorado passed a HB Part of CCB’s like Blue Peaks, right now there is a conflict free case management still pending, on January 11 they received correspondence from HIPPA that they have 4 options and they need to submit their continuity plan by July 1st, they got new information on rural exception but there is a lot of conflicting information which Alamosa and CCI has also received, the new process is they get a referral they go to DHS for financial eligibility, then they go to a third party.

Samantha presented the four options which are:

2. Direct Service Provider Only.
3. Both Services, not together
   a. Both in Conejos
   b. Case management in other county.
4. Discontinue both services. * Rural Exception

Samantha stated that the first option would be not do either one, the second option would be that they can do case management, discontinue care providers, right now they have 111 clients that they serve, which includes bathing, cooking meals, cleaning, etc. there are a couple of other agencies that can pick up clients, they currently employ about 60 people with this program, does not recommend that they cut this program, they can continue to provide case management and direct services but never to the same individuals, they can remain a single entry point agency, her concern is that are they going to have the budget to travel to Alamosa, they can operate as a direct service only, they have 191 clients in Conejos County, did a time study in April to see how much time the case managers spend in management and how much they spent on single entry point, they would not lose all the positions.
Samantha stated that the rural exception is due by the 5th of May, if we choose not to and show that there are no other providers they will make that determination, she feels it should be submitted by May 5th, on the Rural Exception which they chose not to go with was because if other counties are opening it up we saw that there were no other providers in our community they will base it on what is happening right now, even if Alamosa County were to open up in our county they will make the determination on what is there now, they have to complete the continuity plan by July 3rd, direct services have to be located in separate buildings which is impossible.

Comm. Jarvies asked how long would the rural exception last.

Samantha stated they don't know if could be 3 or 4 years, they have just said it on phone call but never in writing, they still have to choose what their back up option is.

Nick Sarmiento County Attorney wanted to know if they have done any rural making process, can they apply for both.

Samantha stated we have to and then decide.

Chrmn. Sandoval asked if there are others that they can get together with and discuss this with to see what other Nursing Departments are doing.

Samantha stated that there are four that are in conflict, they are together with Costilla, Alamosa, and others in the outer edge; Alamosa has had their work session and are looking for options.

Samantha recommended applying for Rural Exception, it's the board decision, do we find a way to be in compliance; they did a survey of which are most single entry contracts.

Chrmn. Sandoval stated that she knows her department, whatever she thought he would back her up 100% and the problem is going to be the unknowns; he would take the easiest way out.

Samantha stated she spoke to Vivian in Costilla County to see if they could get something in writing to meet Options 3 and 4, she has not gotten an answer, nobody knows, she feels that they need to do the rural exception anyway.

Connie-HR wanted to know the pros and cons in keeping the case managers, if you do Alamosa County would that keep all your 4 employees?
Samantha said yes, but we don’t know the funding structure, we need to decide rural exception, and do we say we can’t be in compliance in 3 & 4.

The board decided to say that we can’t be in compliance in 3 & 4, they can come down and look at our area and see what we are faced with, we want to keep PCP.

Samantha stated that they will know more in April, we might lose two employees instead of four.

**Rio Grande Conservancy District-Board Member**

Motion to appoint Armando Valdez as board member to the Rio Grande Conservancy District after interviewing four candidates: Comm. Jarvies/Second: Chrmn. Sandoval

Chrmn. Sandoval asked Tressesa, County Admn. to contact those folks that were not chosen for the position and let them know of their decision.

**John Sandoval Chrmn. of the Board/Stepping down to Vice-Chair**

Chrmn. Sandoval stated that he is stepping down as Chairman to Vice-Chair and at this time made a motion to appoint Mitchell Jarvies as Chrmn. of the Board.

This will be effective as soon as the minutes are approved and taken to the bank for signature purposes, the new stamp will have Mitchell Jarvies and Nathan Ruybal’s name on it.

Comm. Jarvies seconded said motion.

2-0 Motion carried.

There being no further business to come before the board, Chrmn. Sandoval declared the meeting adjourned.

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ATTEST:  
NATHAN RUYAL  
CLERK OF THE BOARD

JOHN SANDOVAL  
CHRMN. BD OF COUNTY COMM.
Minutes of the Board of County Commissioners Special Meeting held on April 20, 2018 at 9:30 AM in the Commissioner's Board Room, 6683 County Rd 13, Conejos, CO. 81129

Call the meeting to order

Chrmn. Jarvies called the meeting to order at 9:30 AM.

Members present: Mitchell Jarvies- Chairman
John Sandoval- Vice-Chair
Steve McCarroll-Vice-Chair
Tressesa Martinez- County Admn.

Also present were: Nick Sarmiento, County Attorney, Connie Ricci- HR, and AnnaBelle Gomez, Deputy Clerk.

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

Prayer: Chrmn. Jarvies gave the opening prayer.

Approval of Agenda

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

3-0

Correspondence- Tressesa-County Admn.

Tresessa stated that she has the Schedule A Contract, she had Donnie review it and he met with all the Road and Bridge supervisors.

Motion to approve the Schedule A Agreement with the Forest Service: Comm. McCarroll/Second: Comm. Sandoval

3-0 Motion carried unanimously.

Class Action Opioid Resolution- Approval

Chrmn. Jarvies asked Nick Sarmiento-County Attorney if he should go ahead and read the Resolution.
Nick Sarmiento stated that he could but they should give Sam Mitchell a call, then they can discuss some of his preliminary investigations that way they are on the same page, they will not be getting into too much detail, they just need to confirm that the board is still on the driver's seat, before he files a complaint he has to come before us to get approved.

Chrmn. Jarvies proceeded to call Sam Mitchell, Chrmn. Jarvies stated that they are convened and mentioned that the Board members were present, Nick Sarmiento, County Attorney, Tressesa-Admn., Connie-HR and DSS Director Nick Barela and asked Nick Sarmiento County Attorney if he would like to discuss a few things.

Nick Sarmiento stated if there are any questions before they enter into this agreement he wants to confirm with Sam before he files a complaint you will request board approval.

Sam Mitchell said that’s correct.

Nick Sarmiento mentioned that they have started some preliminary investigations; they are not in executive session so he won’t go into detail on the preliminary investigations but he thinks everyone has been cooperative with you in the extent that we do have records.

Sam Mitchell stated that is correct, they have been in cooperative process so far and the records do exist.

Nick Sarmiento asked Mr. Mitchell that right now the contingency fee is 25%; there is an arbitration clause in there if we were to decide to terminate.

Sam Mitchell said yes that is correct there is an arbitration clause in there in the event that we do not agree to amount of injunctive relief.

Comm. Sandoval asked Mr. Mitchell that if after all this investigation or in depth analysis is there a threshold where you think we would need to be as far as damages are concerned, if yes it is worth it or not it’s not worth it for you guys to be part of this action.

Sam Mitchell said no there is no threshold monetary value that we say it’s not worth our time, every case is worth our time, we believe that every case is worth our time, it is significant across the nation everybody including Conejos County deserves the opportunity to be heard and to re-dress the issue.
There being no other questions, Nick Sarmiento-County Attorney asked that the board approve and execute the agreement.

Chrmn. Jarvies entertained a motion to enter into the engagement with Motley Rice LLC and Speights, Worrich, Newcomb, Roth & Mitchell LLC opioid lawsuit: Comm. McCarroll/Second: Comm. Sandoval

3-0 motion carried unanimously.

Sam asked if they could fax that copy of the resolution once it is executed.

The resolution is as follows: Resolution C-2018-16

RE: A resolution engaging the services of Motley, Rice LLC and Speights, Worrich, Newcomb, Roth & Mitchell LLC

WHEREAS, Conejos County is a duly organized political subdivision of the State of Colorado under the Constitution and laws of the State of Colorado pursuant to C.R.S 30-5-13, and

WHEREAS, the Conejos County Board of County Commissioners (Board) finds that opioid epidemic has wreaked havoc on the citizens of Conejos County; and

WHEREAS, the Board believes that it may recoup some of the costs borne by the County and believes it is in the best interest of the residents of the County to engage the legal service of Motley Rice LLC and Speights, Worrich, Newcomb, Roth & Mitchell LLC to investigate, litigate, or negotiate for settlement, actionable claims that may be pursued by the county against individuals and entities related to marketing, prescribing, distribution, or sale of opioids.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CONEJOS COUNTY AS FOLLOWS:

The board hereby agrees to the Contract for Legal Services with Motley Rice LLC, and Speights, Worrich, Newcomb, Roth & Mitchell LLC.

Signed this 20th day of April 2018.

Letter of Commitment-Adams State Scholarship-Line Item Budget

Motion to approve the letter of support for the Adams State Scholarship: Comm. Sandoval/Second: Comm. McCarroll

3-0 Motion carried unanimously.
There being no further business to come before the board, Chrnm. Jarvies declared the meeting adjourned at 9:45 AM.

ATTEST:  
NATHAN RUYBAL  
CLERK OF THE BOARD

MITCHELL JARVIES  
CHRNM. BD OF COUNTY COMM.
Minutes of the Board of County Commissioners Payroll Meeting held on April 16, 2018 at 9:00 AM in the Commissioners Board Room, 6683 County Rd 13, Conejos, CO 81129

Call the Meeting to order

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

Members present:

Mitchell Jarvis- Chairman
Steve McCarroll- Vice- Chair
John Sandoval- Vice Chair
Tressesa Martinez- County Admn.

Also present were: Nick Sarmiento-County Attorney, Connie Ricci- Human Resource Director and AnnaBelle Gomez-Deputy Clerk & Recorder.

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


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 April 09, 2018 Regular Meeting with the amendment to show Chrmn. Mitchell Jarvis and Nathan Ruybal Clerk & Recorder’s name on the bank’s signature card, Chrmn. Jarvis will go to the bank to sign said card: 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.
Executive Session

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

3-0 Motion carried unanimously.

The board came out of executive session conference with the attorney at 9:17 AM and no decisions were made.

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

Correspondence: None

Aaron Abeyta: Re: Paving Intergovernmental Agreement

Aaron Abeyta stated that he is here on behalf of the Town of Antonito as mayor, mentioned that he is trying to seek an Intergovernmental Agreement with the Conejos County Commissioners regarding their waste water project, directed the board’s attention to the spread sheet he presented regarding the waste water project the one IGA for asphalt would concern the board, they went on consent with the Colo Dept of Health & Environment for the water and waste water systems, procured approximately 5.4 million for waste water, when they did the drinking water they did a 1.1 million loan and had a 24% water increase in rate, they are trying not to have such a high increase rate, they went through some cost saving measures to try and save, they are now looking at 3.5 million, they are trying to save on the IGA for asphalt, they have put aside 250,000 for asphalt, if they put it out to bid then they will have to pay Davis Bacon wages and they would rather hire local people with the county’s equipment and crew, so that money stays here.

Comm. Sandoval asked how many miles he is talking about.

Aaron said one mile and described the location, talked about the roads that were dug up, mentioned that they only paved what they didn’t have to dig up.

Aaron stated that they would provide the asphalt; they have money if they have to rent the lay down machine.
Comm. Sandoval mentioned that they bought the lay down machine, they lent it to Alamosa, they maintain it; we pay all the fuel, when they go help Alamosa they pay all the fuel, oil, everything that is associated with their paving which works out pretty well.

Comm. Jarvis asked if they want the board to pay wages out of our county budget.

Aaron stated that if the county needed extra employees we would have extra for that, we would hope that the agreement would go with your employees, just their regular salaries, we would pay fuel and any rental costs and the asphalt.

Tresessa, County Admin. asked how long would it take to complete that project.

Aaron stated that maybe a week.

Rossi/Admn and Stephanie/Clerk were also present.

Rossi Duran stated that they figure it would be cheaper if they paid county wages because if they contract with ACI then they require the Davis Bacon wages and last time they didn’t get what they expected for asphalt because of the high wages; mentioned what the town would be responsible for.

Chrmn. Jarvis mentioned that he doesn’t see a problem if they want to work with Nick Sarmiento and Donnie Martinez, Donnie has a program that he can look at and see what exactly it would cost time wise, etc. and come up with a good number.

Comm. Sandoval stated that he doesn’t have a problem either.

Rossi stated that if they have money left over they will pave 8th and Dahlia street, they did tear that road up quite a bit so they need to fix that, mentioned that probably won’t be until 2019 if not in September.

Nick Sarmiento mentioned to check with Matt so they can meet and discuss this.

Nick Sarmiento then mentioned that he has been directed by the board to approach the Town of Antonito about a sales excise/use tax above and beyond for marijuana so they are going for a sales tax county
wide, they won't know what the numbers will be until they receive the numbers from the state, that will tax everything including marijuana but the extra tax that he was asked to inquire about was specialty tax on marijuana which requires an intergovernmental agreement with the Town of Antonito, we can't do it on our own.

Aaron stated that he felt the tax would limit some of the growth of the businesses that are barely getting on their feet, he prefers that they hire local people than pay the tax, in terms of the sales tax they would have to ask the shops, he has heard that at least 85% of the people that come to purchase are not even from Colorado, the Town of Antonito has received approximately $135,000 from the state and about $100,000 from local taxes, they have been able to purchase the mansion and the loader, the excise tax is attributed to the tamales and the 3 growers, he feels if they have the excise tax then they might have to lay off two employees.

**Ed Beaudette-Cumbres and Toltec Optional Liquor License**

Mr. Beaudette was present for the renewal of the liquor license.

AnnaBelle Gomez- Deputy Clerk stated that it is a renewal for an Optional Liquor License, the poster was posted on site and there have not been any violations, etc.

Motion to approve the Optional Liquor License for the Cumbres and Toltec as presented: Comm. McCarrroll/Second: Comm. Sandoval

3-0 Motion carried unanimously.

**Linda- Land Use Admin.**

Reuben Mast- Public Hearing-SUR Dog Kennel

Chrmn. Jarvies opened up the public hearing for Reuben Mast for a Dog Kennel and turned the time over to Linda.

Linda presented the following Land Use Report:

**Case No. CCLU 2018-0036**

**APPLICANT:** Reuben Mast

**BACKGROUND:** An application for a Special Use Review was filed with the Land Use Office on Feb. 23, 2018. The property is zoned rural and is legally described as 40 acres located in the NE1/4 of the NW1/4 of
Sect. 16, TWP 36 N, Range 8 East, Conejos County, Colo. The property is physically addressed as: 8284 County Rd DD, La Jara, CO. 81140
REQUEST: The applicants are requesting a Special Use Permit for a dog kennel.

Linda stated that the definition of a dog kennel under their Land Use Code is defined as a lot or building in which 4 or more dogs or cats are at least 4 months of age and are kept commercially for board, Propagation, or sale, a location for housing, breeding, and exhibiting research and rehabilitating any and all undomestic animals as identified by Colorado Division of Wildlife.

ADJACENT ZONING: North, South, East, and West- Rural.
APPLICABLE ZONING ORDINANCE: Article 4 Zoning, Div. 4.2 Zone District Regulations and Article 5 Permits, Div. 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; noticed was published in the Valley Courier, onsite posting was posted on the property.

PLANNING COMMISSION: The public hearing is scheduled for Wednesday, April 04, 2018. Tom/Armando

Comments/Recommendations: Must be in compliance with all other agency requirements.

Chrmn. Jarvies asked the board if they had any questions for Linda.

The board had no questions.

Chrmn. Jarvies stated that just to confirm she did have adequate public notice.

Linda said yes, surrounding landowners, on site and newspaper.

Chrmn. Jarvies asked Mr. Mast if he had anything else he would like to add.

Mr. Mast stated that not really other than what Linda has presented, the facility has come further in progression since the last meeting; he thanked the board.

Linda stated that they have some photos on the smart board, if there is anything in particular that they want to see just let her know.
Chrmn. Jarvies opened it up for public comments, stated that anyone that wants to speak please come up and state your name and address and state whether you are for or against and give their reasoning.

Ramona Sisneros from 6649 St Hwy 112 Del Norte came up, she stated that she owns land next to Mr. Mast- 40 acres West of him, she came to the planning meeting a lot of her issues that she brought up the that meeting were answered however one exception which has to do with the insurance, Mr. Mast stated that the way they do their insurance is that they would go and ask the Amish Community to pay in case a dog got lose and bit somebody on her land, he would go and ask for funds, he could correct her, most communities for the Amish area there are 20-30 families but how can I be assured that they are going to have the funds to pay for somebody that gets bit on her land, I am not going to be held responsible for that, the elders are the ones that speak for that, there had not been any kind of presentation guaranteeing from the elders that they would pay for somebody getting bit on her land, that does need to be addressed not just on her property but on her neighbors lands, she is going to ask the board to really consider putting some kind of moratorium on how many breeding facilities that they are going to have in the county, the two that are pending will make three, Rio Grande County just approved one for an Amish family which is kind of close to that same area, we will have 4 dog breeding facilities in the San Luis Valley, that needs to be addressed but the insurance is her biggest concern, something could happen where they might not have the funds to be able to pay if someone gets bit, they should have something to show how they are going to pay for that, the last thing is that the letter that came out from the county to us residents said kennel when in all actuality he is asking to be a dog breeder, however you have your regulations written out it encompasses all that, the request should have stated that it is a dog breeder not a kennel, to her a kennel is something temporary but breeding is totally a different thing, it should specify that the Special Use Review is for a breeding facility, she is going to assume that the other property owners are under the same impression, it should state what it is for, thanked the board for their time and asked that they should address the insurance.

Nick Sarmiento-County Attorney asked Ramona if she is objecting by saying that the notice was not proper or specific enough.

Ramona said yes, the letter said kennel not breeding facility.
Comm. Sandoval asked Ramona how many facilities would you say is enough or too much, also if she had gone to the Rio Grande hearing, asked her if they required insurance.

Ramona stated they have one that is approximately 2 miles away from Mr. Yoder’s property, she mentioned that she did not go to the Rio Grande hearing but was not notified on that one, she does not get the newspaper; this is all new to her.

Chrmn. Jarvies asked if Mr. Mast if he would like to address any of those issues.

Mr. Mast stated that he has a few comments on the insurance, he can probably get a representative here, it is not just their local church it reaches back East into the Western District, he does not know the number of funds that are available but if he is correct it has covered 1 million dollar lawsuits.

Chrmn. Jarvies asked Linda if she received anything in writing.

Linda stated that she did receive a written document from Ms. Sisneros, also a comment from Kathryn Kirk with Colo. Dept of Agriculture, on April 10th she went to Rubens building, she has no issues passing an inspection, she gave them an application and will have it in soon, Lonnie renewed his license with no issues this year so he is currently licensed at the address he has the dogs at which is in Rio Grande County.

Linda stated that she would like to comment since Ms. Sisneros did bring this up at the Planning Commission on the definition of a kennel and that is why she read that, now that they are amending their Land Use Code they can possibly look at rewording it or adding something different, it does say that are kept commercially for board, propagation or sale; it does reflect that.

Nick Sarmiento stated that he does agree, but did it provide actual notice, I know how we define kennel, do we give enough notice for landowners around there to understand this is a breeding facility, perhaps the objection has been raised based on actual notice, legally a kennel comprises all these activities, but we can send out notice again to specifically state for breeding purposes, there was legal which he believes was legal, but the actual objection is that it is not understandable for them to know it was breeding.
Comm. Sandoval stated that the concerns Ms. Sisneros raised, if they are addressed is there a difference between addressing them or not feeling that it was not properly notified.

Nick Sarmiento stated that now that she raised that concern, we have to address whether it was properly notified, even if they were to come to an agreement right now, we still have that first hurdle to cross then we don’t get to their decision today.

Comm. McCarroll asked Linda if she quoted that.

Linda said no she did not do word for word.

Lonnie Yoder- 26370 County Rd 7 La Jara- Stated that he was under the impression that a kennel is a facility for commercial, a breeding housing or anything like Linda had stated, he thinks that is the definition of a kennel, just because she didn’t recognize the difference, most people think a kennel is a commercial facility to house dogs whether it’s breeding or a holding facility, on the liability that they carry that is from thousands communities as a group, there are funds available for that.

Chrmn. Jarvies asked just for the record is he is support of this.

Mr. Yoder said yes.

Ramona stated that yes, because she is not a dog breeder when she came up here to see Linda when they sent the letter out she found out it was about breeding dogs she came in and got the regulations, the federal regulations and the state regulations do not say what a kennel is, it talks about dog breeding, her whole impression of a kennel is: when I kennel my dog I take my dog to someone that is going to take care of it one or two days or a week when I am gone, that’s what her assumption was until she walked in here and found out it’s a dog breeding facility, she is going to assume that her neighbors are under the same impression, they should be notified that they are asking for a breeding facility.

Chrmn. Jarvies asked if there was any other public comment for or against, for or against, for or against.

Linda mentioned that she did not receive anything back as undeliverable, those that were notified were Henry Southway in Alamosa, Michael Brody in Monte Vista, Compton family out of Longdale,
NC, Johnson family Oklahoma, Frank Randolph, IL, Angela Burch and Ms. Ramona who did come in, those were the 500’ owners.

Comm. Sandoval asked if insurance is one of the regulations.

Linda stated that she does not know that, she can read into it, asked if we required insurance on the last guy that was here.

Linda said no.

Chrmn. Jarvies closed the public portion of the hearing.

Chrmn. Jarvies stated that he appreciates Mr. Mast and Mr. Yoder coming in to set this up a proper way, there are people that breed all the time, he understands Ms. Sisneros’ concerns as well, we should be more clear when we are posting.

Comm. Sandoval stated if they are going to do it they should have the most information possible and would also say that any other one that we have done we have gone above and beyond as far as what the state requires; we should be in accordance to what the state requires.

Comm. McCarroll asked how much more time we would have.

Nick Sarmiento asked if they agree to have the notice re-published to include the words dog breeding or be more specific as to the operations, asked Linda to read the notice out loud.

Linda proceeded to read the notice: This letter is to provide you with notice that Ruben Mast applied for a special use permit for a dog kennel, your property is within 500’ of the proposed as per Land Use Code, this is to provide you with public hearings, public hearings are to give you the opportunity to get more information expressing any concerns about the use and comment in favor or against, there are four more paragraphs that she did not read.

Chrmn. Jarvies stated that Ms. Sisneros stated that she assumes that her neighbors feel the same way but they can’t assume that they are for or against it.

Nick Sarmiento asked Mr. Mast if he agrees that the notice be re-published for proper notice.
Mr. Yoder stated that he is a bit reluctant, he feels that from his understanding that it was done properly is that correct.
Nick Sarmiento stated that our Land Use Code defines a dog kennel but for the public is that truly defined, and is there enough there that someone can come back that their definition of a dog kennel is an overnight stay and not a breeding operation and possibly invalidate everything.

Mr. Mast stated that if it is the proper thing to do, yes.

Linda asked if she has to go back to the planning commission and re-hear it.

Mr. Sarmiento said he will review it further.

Mr. Yoder felt that a boarding facility is under a kennel.

Mr. Sarmiento and the Board decided to go ahead and re-publish and come back to the Board of County Commissioners, Mr. Mast will not meet with the Planning Commission again.

Mr. Mast agreed to that.

Mr. Sarmiento stated that Linda can include their definition which encompasses everything and if she feels that the word propagation is a little too vague then she can include breeding.

Motion to have Mr. Mast go back and repost, they will re-add the new definition of a dog kennel, Mr. Mast will come back before the Board, they will then make sure that he meets all the regulations, this is in agreement with Mr. Mast: Comm. Sandoval/Second: Comm. McCarroll

3-0 Motion carried unanimously.

Nick Sarmiento stated that this is just for the notice, was not clear on the insurance.

Linda will check the guidelines from the state.

**Lonnie Yoder-Special Use Review**

Chrmn. Jarvies opened up the public hearing and turned the time over to Linda- Land Use Admn.

Linda presented the following:

**CASE NO:** CCLU 2018-0045

**APPLICANT:** Lonnie Yoder

**APPLICANT:** Lonnie Yoder
BACKGROUND: An application for a Special Use Review was filed with the Land Use Office on March 13, 2018. The property is zoned rural and is legally described as 40 acres located in the NW1/4 of SW1/4 of Section 8, Twp 36 N, Range 8 East, Conejos County, Colorado. The property is physically addressed as: 26370 County Rd 7, La Jara, CO 81140
REQUEST: The applicants are requesting a Special Use Permit for a dog kennel.

ADJACENT ZONING: North, South, East, and West-Rural.
APPLICABLE ZONING ORDINANCE: Article 4 Zoning, Division 4.2 Zone District Regulations and Article 5 Permits, Division 5.4 Special Use Review.

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

PUBLIC HEARINGS: Planning Commission-Public hearing was Weds. April 04, 2018. Tom/Carlos (Must be in compliance with all agencies).

Linda stated that the notice that she sent to the surrounding landowners was the exact same of the previous case as Mr. Mast.

Chrmn. Jarvies asked if there was adequate notice sent out.

Linda said yes.

Chrmn. Jarvies opened the hearing for public comment.

Ms. Ramona Sisneros stated that she is going to say the same thing that they need to let the people know that it is a breeding facility, most people are not going to say anything about kennels; they need to have the appropriate information so they know what is being requested.

Chrmn. Jarvies asked Mr. Yoder if he wants to respond to that.

Mr. Yoder stated that he talked to two of his neighbors and they know what it is, property is owned by the bank, the other is under bankruptcy, and the other lives in Oklahoma.

Chrmn. Jarvies asked Ms. Sisneros just for the record you don’t own property next to Mr. Yoder.

Ms. Sisneros said no.
Mr. Yoder stated that their only concern is not to have dogs out in the loose, those dogs will be kept in the pens.
Comm. Sandoval asked Mr. Yoder if he has any documentation for those folks that you say are okay with what you are going to do.

Mr. Yoder said no, he showed the facility to the ones that going to be running sheep and they said they were fine with it.

Chrmn. Jarvies asked if there is any more comment for or against.

Linda said she didn’t have anything returned as undeliverable, didn’t have any phone calls for or against.

Chrmn. Jarvies asked: for or against, for or against, for or against, for or against, there being none closed the public portion of the hearing.

Nick Sarmiento, County Attorney asked Mr. Yoder if he is in agreement to re-publish and come back to the County Commissioners, do you feel notice was sufficient do you want the board to rule on that.

Mr. Yoder felt it was sufficient since he did talk to 2 others; there is one other that lives in Oklahoma; that one said it would not make a difference to her whether it is a breeding facility.

Comm. Sandoval asked if it would be appropriate to say that with the agreement with Mr. Yoder could we hear it within 32 days and if he felt that it is not adequate it would be up to 65 to 90.

Nick Sarmiento stated that he is not trying to scare Mr. Yoder but if the board was to deny because there was no proper notice, he would probably have to start all over with the application or he can appeal their decision, they would be doing the same thing it would just be the mailing with the definition of a kennel from our Land Use Code and perhaps add breeding.

Mr. Yoder asked if it would be within 30 days, he could come back.

The board said about 32 days.

Motion to do the same as the previous hearing, upon Mr. Yoder’s agreement, they will have an action item for the public hearing and have adequate posting, hear this before this board on or around May 17th, 2108: Comm. Sandoval/Second: Comm. McCarroll

3-0 Motion carried unanimously.
Comm. McCarroll thanked Mr. Yoder for the photos and also for the way he has his facility.

Comm. Jarvies stated that they appreciate their willingness; they have worked with the Amish Community and they don’t want them to feel that they are being singled out.

Comm. Sandoval thanked Ms. Sisneros for the way she presented herself.

**Kershner- Road Vacation Platoro**

Linda stated that she didn’t have time to sit with Mr. Sarmiento to finalize that so she would like to have it by-passed it.

Linda mentioned that she was asked to pass on to the Board is that Albert Richard Quintana from Capulin 7942 St Hwy 15 was that he didn’t have clear information on how to provide notice to the county commissioners that they are going to be removing their storage fuel tanks out of that location.

Linda told him that we don’t have any process that we follow; he is working with the state.

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

Samantha thanked the board for the health fair and for offering to do the blood draws; she presented her report as follows.

Administration and Governance

1. Personnel- Current (one new hire)
2. Facilities- Torn/missing screens on windows, wind damage to commodities door, repairs to conference room to improve meeting capabilities.

Assessment Planning and Communication

1. Public Health Partnership- Continue to participate in regional public health partnership so share resources and collaborate.
2. Community Health Assessment and Planning- Met with EPI to catch up on reviewing CHA, community engagement and prioritization.

Communicable Disease Prevention, Investigation and Control
1. Communicable Diseases - 5 reportable diseases for Conejos County in March, not all required LPHA follow up, working with PHG to transition to animal bite investigations.

2. Immunizations- Anticipated IZC contract, approx. $18,000.00, revised SOW to transition, allows until 12/31 to become VFC provider, FQHR deputationization needs updated, stock and administer private and VFC vaccine, storage unites, CDC pink book course in the fall.

Emergency Preparedness and Response

1. Current Contract with Colo Office of Emergency Preparedness and Response- Training PHG to help compete this work, completed majority of required deliverables, working on reviewing and updating current plans, held ICS 100/700 overview, Pio-upcoming course, attending Health Care Coalition Surge Exercise, active shooter tale top, budget and new scope of work due this month.

Environmental Health

1. 11 RFE inspections, hosting food safety classes in each county, Waste tire events.

Prevention and Population Health

1. Tobacco Grant- Attended tobacco conference in April, Tobacco funding will increase next year, tobacco focused BOH in May.

2. HUD- Mini-Grant- Resident engagement sessions, support for quitting for residents.

3. Office of Behavioral Health Grant- Will be reaching out to law enforcement agencies in county regarding TIPS trainings, required Ethics course, Prevention Coordinator to take SAPTS training, received notice for scholarship to cover lodging for Shared Risk and Protective Factors in May, requesting additional funding from OBH to cover mileage, registration and per diem.

4. Prevention Coalition-Vision, Mission, discussed governance structure and will be drafting by-laws, two hands on activities, mock crash, coloring contest, goal of involving youth in coalition.

5. CDOT- grant to prevent youth related motor vehicle accidents, proposal to support the establishment of a youth committee to plan and implement youth driven activities.

Motion to approve the application for a grant youth related motor vehicle accidents with CDOT: Comm. Sandoval/Second: Comm. McCarroll
3-0 Motion carried unanimously.

Samantha stated that the total budget is $19558.00.

6. Maternal and Child Health- HCP update- no longer receive funding for care coordination, Alamosa has been receiving regional funding to help support specialty care clinics, CDPHE has notified they will no longer provide funding to region to support specialty clinics, letter of intent filed to receive funding for one additional year to help transition families, met with Childrens/CU, CDPHE HCP, and LPHAs.

7. Baby and Me Tobacco Free- MOU with Rocky Mountain Health Foundation and CDPHE, support smoking cessation for prenatal and postpartum mothers, monthly support sessions, monthly voucher for diapers and wipes(gift card), if household member also commits to quitting and attends sessions can receive extra monthly voucher.

G. Vital Records and Statistics

1. Most small counties use other entities for this service, with public health to be notified/monitor for any significantly abnormal trends, was able to locate copy of current/MOU with Alamosa- need to renew.

H. Options for Long Term Care Program

1. Clients served in March 191 -Conejos County, new contract by July 1st, must send names of person signing contract and contract representative.

2. Conflict Free Case Management- Possibly hosting regional meeting with other County LPHAs, adrn. CCI Repr and HCPF rep., tentative date May 2nds, can post and invite, HB 18-1288.

I. Personal Care Provider Program- 113 clients in April, 110 in March accepting new admits, adjustments- Continued quality management efforts surrounding training, staffing, protocol etc.

J. Commodity Supplemental Food Program- total of 336 participants and 59 deliveries in April, nutrition resources- seasoned magazine.

**Conejos County Board of Health Report**

National Public Health Week- April 2nd thru the 8th.

Public health is “the science and art of preventing disease, prolonging life, and promoting health through the organized efforts
and informed choices of society, organizations, public and private communities, and individuals”– CEA Winslow.


Conejos County Motor Vehicle Accident Data- Conejos County Fatality numbers.

**HB-18-1288 Conflict-Free Case Management**

They did send a FAQ, they are not the only county that been told one thing and their administrations says another, have been working with CCI, would like to get a meeting here, so all three counties can hear the same thing.

**TJ Salazar and Ernest Abeyta- Ambulance Report**

Ernest presented the financial report thru AMB billing, beginning charges for March $3,787.00 contractual adjustments, gross net was $62,000.00, insurance payments were $12,635.00, they have their patient payments that are still kind of trickling in for a total of $13,598.00, they are going with MARS billing, they expect to see the numbers rise in the next few months, they had 66 runs in March, the report showed advances life support, 34 ALS runs, and 32 BLS runs.

TJ stated they are trying to schedule to meet with Debra and Arlen from Mnten Vista so they can see what else they can collect.

Comm. Sandoval asked if some of those are self-pay, also can you tell if they are for March or prior months, are some billed incorrectly, etc.

Ernest said maybe they can tell by their portal.

TJ wanted to know if they had an update on the auction.

Connie-HR stated that she referred it to the county attorney to see if they should have a formal policy if they are not going to allow mechanics to bid on equipment.

Nick Sarmiento, County Attorney stated that they do need a written policy it’s not just the mechanics he wants to make sure that the mechanics don’t inform their buddies, they will adopt a policy as a resolution, if the board agrees limiting the mechanics.
Comm. Sandoval stated that if they have a say so what ultimately goes up for auction he would say no but if they don't have a say so would it make a difference.

Connie-HR will draft that resolution.

TJ stated that the one vehicle is wrecked; our county mechanics have probably not worked on those vehicle.

Comm. Sandoval stated that CDOT gives a fairly good description of what's wrong with their vehicle so that means that their mechanics have looked at those vehicles.

Connie-HR stated that there are disclaimers sold as is, we are not warranting anything.

TJ talked about the charts that have been denied.

R**odney King- Emergency Management Report**

Rodney stated that he e-mailed the report that he is going to use, this is the work plan through the state for the EMPGLS fund, the first part was the financial admn, the EMF II, he completed the by-laws which they revised, bringing up to date the membership, trying to get more businesses on board that could be involved in oil spills, have worked on SLV Regional by-laws, risk assessment have provided all the information to Homeland Security, EMF 4- mitigation, and board of resolutions, talked about what towns it included, EMF 5- emergency plans, EMF6 - didn't have to do anything, EMF 7- finished those in 2015- there is some training that they requested, facilitated for the SLV Coalition which was a surge exercise, that went well, all the hospitals and nursing home in the SLV participated in that, identified capacity, had the active shooter in North Conejos- Donnie and Lorraine attended, each school had their separate plan, EMF 8- Planned activity- functional active shooter- South Conejos School, is also helping Saguache with the active shooter training, EMF-9 completed the meeting, EMF-10- participated in the monthly drills - Everbridge, he checks the cards, PIO’s should have that training, they have developed a menu of items, organized a schedule-they have cut down on meetings, EMF-11 toured the Wilbur Ellis Fertilizer Plant, next tour will be ALTA fuels for their emergency plans, EMF-12 mutual aid-working with Red Cross to identify regional shelters, sometimes they use the schools but they don't have auxiliary power, EMF-13 are doing a resource management workshop he did attended the dispatch meeting in Pueblo, there are 15 parts that they have to send a report on, EOC did receive a training on Reverse 911, dispatch has the ability to use cell towers will send out a broadcast over the towers, suggest that we
look at the red flag warning days, everyone in Conejos County responded to that fire.

**Samuel Mitchell- Opioid Litigation - Executive Session**

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

The Board came out of executive session at 12:25PM conference with the attorney and no decisions were made.

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

Motion to allow the county attorney to start entering into negotiations; work on wording for the draft resolution to be approved on or about in May 03th 2018 regarding the opioid litigation: Comm. Sandoval/Second Comm. McCarroll

3-0 Motion carried unanimously.

Nick Sarmiento stated that he has to review the engagement agreement and the resolution is just a formality at that time.

Sam Mitchell stated that they don’t need the legal formalities right now; his only concern would be if he calls entities within the county to set up meetings.

Nick Sarmiento stated that they can set up a special meeting this week then Sam can appear by phone, it won’t take him that long to draft the resolution.

**Nicolas Barela- DSS**

Chrmn. Mitchell Jarvies stepped out of the commissioners meeting due to a conflict with the contract.

Nick Barela stated that concerning the Conejos School Bus lease, the Conejos County Social Services bus has been released to Family Foundations for use to their school to work program, they will be utilizing that bus to take the kids to on line campus and different job sites; right now there is no charge to Family Foundations however they will be required to turn in a monthly maintenance check to us to show that they are keeping the upkeep up, this is something that is covered through our insurance but Family Foundations will also have a separate insurance and Workman’s Comp, they will pay their own fuel which is part of their contract.
Comm. McCarroll asked if there are no problems with the state where they can come back on us.

Nick stated that there are no problems with the state.

Nick Sarmiento County Attorney stated that they worked together with CTSI for the proper language, they approved the contract.

Motion to approve the lease of the bus to Family Foundations: Comm. Sandoval/ Second: Comm. McCarroll

2-0 Motion carried.

Nick Sarmiento- County Attorney asked that Chrmn. Mitchell Jarvis re-join them.

Nick Sarmiento stated that CTSI was worried about the Worker’s Compensation insurance so they want him to definitely have Worker’s Comp but he will be covered under our insurance for the driving liability; there are also a bunch of other requirements, there was a short discussion on coverage for the kids should there be an accident, they will double check on that just to be sure there is coverage.

Nick then presented the program cost and administrative costs: total amount for the month of February is $389,061.08, accounts payables for March in the amount of $21,290.32.

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

Nick then presented the following case load numbers for the month of April: Adult Financial- 142, Colo Works-44, Food Stamps-751, Medical Assistance 1,711- cases.

Nick presented an action which was to sell a portion of the Child Care Allocation Funds to Routt County in the amount of $60,000.00 this translates to an MOU savings of $6,445.40 to Conejos County, we have been under this year for our Child Care Program, as a condition some of the requirements from our Child Care Program there is a qualistar movement now through child care, that enables the state to do home check on some of our exempt providers which is something that not all providers were happy with so they had a decrease in some of their exempt providers, they are looking at partnering with this fiscal year is with the head start to provide before and after care for the school age children, they are hoping that will help utilize some of those dollars more efficiently.
Motion to approve the sale of Child Care assistance dollars in the amount of $60,000.00 to Rout County: Comm. McCarroll/Second: Comm. Sandoval

3-0 motion carried unanimously.

Nick stated that in regards to the selling of TANF funds as well, the state overall is projecting to be 2 million dollars over spent in our Child Welfare and this is a risk this year most of us are not getting mitigated in which point if we weren’t it would become county only dollars so right now they have a healthy enough TANF reserve to go ahead and take acre of any child welfare expenditures, he is still projecting out on how much they are going to be over, right now he is anticipating anywhere from 3 to 7% which translates from $30,000-$60,000.00, this is used for substance abuse so there are times that they use $4000.00 a month, there is a potential that it could translate to county dollars, they will have more information at CCI for child welfare increase.

Nick stated that this is informational: Conejos County did sign into an MOU with Wendy’s Wonderful Kid which is Dave Thomas Foundation sponsored group, which is regional and is South East Regional County that they provide is recruitment and placement for foster care children throughout the State of Colorado, they are going to focus on our hard to place children, they have 2 or 3 that could take advantage of this, for this fiscal year there is no cost to Conejos County, for the next year it will be 2863.63, for 2019 it will be 4,500.02.

Nick presented the CORE Annual report, that is a report that they submit identifying to the state what is working and what is not, they have several county designed programs that they offer here in Conejos County partially because of the lack of resources, this shows what programs they offer here in Conejos County.

Nick stated that DSS has migrated to a time reporting software, this helps allocate their cost per program, this is new to the staff so they have to adjust to clocking in and out, there was a onetime fee of $1,276.00; there is a monthly fee of about $60.00.

Connie-HR asked if he would want to incorporate this into the payroll systems.

Nick said yes.

Comm. Sandoval asked if this system is going to tell if you are just logged on or actually working.
Nick stated that this will have a good representation to how they are spending the time.

Nick gave an update on La Llave, the program closed their doors, that leaves 4 more programs to have someone else pick up.

Nick reminded the board that the job fair will be held on April 19th at the LDS Church in La Jara, Antonito will provide transportation; right now they have 20 employers and 12 resources.

Nick will attend the Colorado Welfare Fraud workshop next week; he will leave on Tuesday and return on Friday.

**Linda- Land Use**

Linda stated regarding the hearings for the dog kennels she can get the notices out to meet the date of May 17th, she will schedule at 10:00 AM, wanted to know what to say on the notice; that they are doing it again to make sure they understand.

Nick Sarmiento stated that it will be just like a regular notice and include the definition of the dog kennel, if you want you can put "breeding" kennel.

Linda stated that they don’t have to go through the Planning Commission again, but does she have to send an explanation of why they are doing this again.

The board decided to have an explanation.

Linda stated Mr. Yoder suggested that Linda call Rio Grande because of all the information that was being relayed, they had accused the wrong person throughout the whole thing.

There being no further business to come before the board, Chrmn. Jarvies declared the meeting adjourned.

**ATTEST:**

**MITCHELL JARVIES, CHRMN. BD OF COUNTY COMM.**

**NATHAN RUYBAL, CLERK OF THE BOARD**