

**San Juan County Commission
Regular Meeting
March 15, 2016**

Chairman Johns called the San Juan County Commission meeting to order on March 15, 2016 at 4:00 P.M. in the Commission Chambers located in the County Administration Building, 100 S. Oliver Drive, Aztec, New Mexico. Larry Hathaway gave the invocation and Chairman Pro-Tem Fortner led the Pledge of Allegiance. Those present were:

CHAIRMAN	Scott Eckstein
CHAIRMAN PRO-TEM	Jack Fortner
MEMBER	Keith Johns
MEMBER	Margaret McDaniel
MEMBER	Wallace Charley
CLERK	Debbie Holmes
CHIEF DEPUTY CLERK	Tanya Shelby
CHIEF DEPUTY ASSESSOR	Carol Taulbee
UNDERSHERIFF	Shane Ferrari
COUNTY EXECUTIVE OFFICER	Kim Carpenter
COUNTY OPERATIONS OFFICER	Mike Stark
ATTORNEY	Doug Echols
DEPUTY ATTORNEY	Joe Sawyer
RISK MANAGER	Kristi Galloway
EMERGENCY MANAGER	Don Cooper
EMERGENCY MANAGEMENT COORDINATOR	Mike Mestas
CHIEF FINANCIAL OFFICER	Jim Cox
DEPUTY FINANCE OFFICER	Kim Martin
PARKS & FACILITIES ADMINSTRATOR	Mike Davidson
PUBLIC WORKS DEPUTY ADMINISTRATOR	Fran Fillerup
CHIEF HUMAN RESOURCES OFFICER	Charlene Scott
ALTERNATIVE SENTENCING DEPUTY ADMINISTRATOR	Heidi Sawyer
JUVENILE SERVICES ADMINISTRATOR	Traci Neff
FIRE CHIEF	Craig Daugherty
HEALTH CARE ASSISTANCE PROGRAM COORDINATOR	Liza Gomez Akley
GENERAL SERVICES ADMINISTRATOR	Larry Hathaway
HOUSING EXECUTIVE DIRECTOR	Faye Anderson
SAFETY & COMPLIANCE MANAGER	Stewart Logan
PRESS: Farmington Daily Times	Hannah Grover
Talon	Debbie Israel
VISITORS:	11

A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner McDaniel to call to order the Indigent Hospital and County Health Care Board Meeting. Upon voice vote, the motion passed unanimously.

Indigent Hospital and County Health Care Board Meeting

1. Review of Claims
2. Approval of Minutes of March 1, 2016.

The Indigent Hospital and County Health Care Board Meeting Minutes are taken separately and are made a part of the permanent minute's folder.

A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner Johns to adjourn the Indigent Hospital and County Health Care Board Meeting and call to order the Regular Meeting. Upon voice vote, the motion passed unanimously.

Regular Meeting

Approval of Agenda

Kim Carpenter, CEO stated that there is one change to the agenda. Item 7 from New Business is removed from the agenda and item numbers will change accordingly. A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner McDaniel to approve the agenda as amended. Upon voice vote this motion passed unanimously.

Consent Agenda

1. Approval of Grant Agreements A15-0151 and A15-0152 with New Mexico Aging and Long-Term Services Department for Lower Valley Senior Center Renovations and Vehicles
2. Approval of February 16, 2016 Regular Meeting Minutes
3. Approval of March 1, 2016 Regular Meeting Minutes
4. Approval of February 2016 Check Register
5. Approval of the Annual Law Enforcement Protection Fund Application from the State of New Mexico Department of Finance and Administration

A motion was made by Commissioner Johns, seconded by Commissioner Charley to approve the Consent Agenda. Upon voice vote this motion passed unanimously.

New Business

1. **Update on the San Juan County Historical Society - Zang Wood, President, San Juan County Historical Society**

Zang Wood, San Juan County Historical Society, introduced Catherine Davis and also recognized Chairman Eckstein, Chairman Pro-Tem Fortner and San Juan County government for their support. Mr. Wood presented each Commissioner with the 2016 booklet, Place Names of San Juan County, NM written by Stephen Lane Wood. The Annual Historical Society of New Mexico meeting will be held on April 14-16, 2016 at Farmington Civic Center and author Anne Hillerman will be the keynote speaker. Teachers can attend at no charge and there are over 60

speakers. Mr. Wood presented a flyer requesting volunteers. The Historical Society's annual report for 2015 was presented. San Juan County allocated \$4,000 to the San Juan Historical Society in this year's budget. In 2015 there were 154 visitors, 30 research requests for information, and 809.75 volunteer hours put in by the members and board. The hours are:

Wednesday 10 a.m. to 12 p.m.

Friday 1 p.m. to 3 p.m.

Saturday 10 a.m. to 12 p.m.

This item is a presentation only.

2. Consideration of Joint Powers Agreement with the Town of Kirtland for Law Enforcement Services

Shane Ferrari, Undersheriff, advised the Commission that the Town of Kirtland is able to obtain up to \$20,000 in law enforcement equipment grants. In order for the equipment to be utilized by the Sheriff's Office, the New Mexico Department of Finance and Administration requires the County and the Town to enter into a Joint Powers Agreement (JPA) for the use of the equipment. The Sheriff's office will provide \$20,000 in patrol and services. The funding will be used to purchase a radar/informational trailer for the town of Kirtland. A motion was made by Commissioner Johns, seconded by Commissioner McDaniel to approve the Joint Powers Agreement with the Town of Kirtland for Law Enforcement Services. Upon voice vote this motion passed unanimously.

3. Consideration of Ratification of Third Amendment to the Health Services Agreement Between San Juan County and San Juan Regional Medical Center

Joe Sawyer, Deputy Attorney, briefed the Commission that the Health Services Agreement between San Juan County and San Juan Regional Medical Center (SJPMC) was first executed on January 30, 2014 to provide health care to inmates at the Adult Detention Center, Juvenile Services Center, and Alternative Sentencing Division and automatically renews each year until it expires on June 30, 2017, unless it is terminated earlier by either party. SJPMC has requested a total increase of \$120,298 in the contract price for the upcoming fiscal year. The increase is based on the medical consumer price index average of 3.8% on the 2016 costs, plus an additional one-time expense of \$40,500.00 for increased staffing costs related to electronic medical record implementation. The total cost of the contract will be \$2,220,297.00 for fiscal year 2016/2017. Staff requests ratification of the amendment. Chairman Pro-Tem Fortner asked if medication is included. Mr. Sawyer stated the medication is not and is purchase from an independent pharmacy. A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner Johns to approve the Ratification of Third Amendment to the Health Services Agreement Between San Juan County and San Juan Regional Medical Center. Upon voice vote this motion passed unanimously.

4. Consideration of San Juan County Website and Online Services Accessibility Policy

Joe Sawyer, Deputy Attorney indicated the Americans with Disabilities Act Settlement Agreement between the United States and San Juan County requires the County to adopt and post online a policy that its web pages will comply with Web Content Accessibility Guidelines (WCAG) 2.0 Level AA standards. A San Juan County Website and Online Services Accessibility Policy was written to fulfill the requirement. The IT department is being trained on updating the system. A motion was made by Commissioner Johns, seconded by Chairman Pro-Tem Fortner to approve the San Juan County Website and Online Services Accessibility Policy. Upon voice vote this motion passed unanimously.

5. Consideration of Award of Bid No. 15-16-18, Juvenile Services Center 2016 HVAC Renovations

Larry Hathaway, General Services / Community Development Administrator, stated that on February 7, 2016, Central Purchasing issued a request for sealed bids for HVAC renovations at the Juvenile Services Facility. One Hundred and Fifty-Eight (158) invitations were sent to various contractors and on March 3, 2016, two (2) bids were received and opened. Bid responses were reviewed by staff and Dustin Sullivan with M E & E Engineering. Staff recommends the award of Bid 15-16-18 to Farmington Heating and Metal Company of Farmington, NM as the overall low bidder meeting specifications and requirements. The lump sum bid amount is \$261,718.00 plus Alternate No.1: East Variable Air Volume (VAV) Room Temperature (RT) Unit \$108,595.00, Alternate No.2: West VAV RT Unit \$111,131.00 and NMGRT at (7.625%) of \$36,710.11 for a total bid amount of \$518,154.11. This project was initially presented to the Commission at the November 3, 2015 meeting where approval was provided for the base bid construction estimated at \$336,662.00. Per the engineer award recommendation memo, it is strongly recommended that the county take advantage of awarding Alternates #1 & #2 for replacement of the large rooftop units due to the following:

- The American Society of Heating, Refrigerating, and Air-Conditioning Engineers (ASHRAE) listed the anticipated useful life of this style of unit is at 15 years. These units were put into service in 2002. They are one year away from their anticipated life span.
- All installing contractors are available now to do the work. If the equipment would fail in the middle of the summer which is when all of the school construction work is being performed contractors might not be available.
- Replacing the units in the spring would also benefit the county. It's not too hot and not too cold.
- Replacing the equipment in the middle of winter or summer could shut down the courts for several weeks due to the long lead time on this style of unit.

Staff is requesting approval from the Commission to award this bid to Farmington Heating & Metal Company for the Base Bid plus Alternates #1 and #2. Funding for the difference previously approved by the Commission of \$181,492.11 would be provided from the bond proceeds. If the commission approved the above project in full, the uncommitted bond funding would be approximately \$1,838,905.00. A motion was made by Commissioner Johns,

seconded by Commissioner McDaniel to approve the Award of Bid No. 15-16-18, Juvenile Services Center 2016 HVAC Renovations and additional funding for Alternates #1 and #2. Upon voice vote this motion passed unanimously.

6. Consideration of Resolution No. 15-16-40, Disposition of Surplus and/or Obsolete County Property and Appoint New Surplus Committee Member

Larry Hathaway, General Services / Community Development Administrator requested approval of Resolution No. 15-16-40 which for the appointment of a new Surplus Committee member and for the disposal of obsolete, worn-out or unusable miscellaneous surplus equipment no longer needed by the County which includes miscellaneous capital items and non-capital asset items valued under \$5,000. Staff recommends that the Commission consider disposing of the miscellaneous surplus equipment by method of public auction, competitive sealed bid, or as otherwise allowed pursuant to NMSA 1978, § 13-6-1, as it is no longer needed for use by the County. The current primary Surplus Committee members to approve and oversee the disposition of County personal property are Greg Thomas of the Finance Department, Amos Brown of the Central Purchasing Department, and Kinda Hooser of the Fire Department with two (2) alternate members Margaret Armes, and Kimberly Martin. Amos Brown dedicated his time to serve as a member of the Surplus Committee and has left the County to pursue new goals. At the request of the Warehouse Manager, Radny Smith will be the new primary committee member replacing Amos Brown. A motion was made by Commissioner Johns, seconded by Commissioner Charley to approve Resolution No. 15-16-40, Disposition of Surplus and/or Obsolete County Property and Appoint New Surplus Committee Member, Radny Smith. Upon voice vote this motion passed unanimously.

7. Consideration of Resolution No. 15-16-43, Opposing New Mexico State Parks Department Plan for Navajo Lake

This line item was removed

7. Consideration of Approval of Resolutions 15-16-41 and 15-16-42, Renewal of Blanco and Lower Valley Senior Centers Leases

Doug Echols, County Attorney, informed the Commission that based on recommendations from the staff of the State Board of Finance, the leases for the Blanco and Lower Valley senior centers have been revised to better meet the Board of Finance requirements without adversely impacting the operation of the senior centers. Mr. Echols requested that the Commission approve Dr. Kim Carpenter or Mike Stark to be authorized to approve any revisions to the leases prior to submitting to the Board of Finance. A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner Johns to approve Resolutions 15-16-41 and 15-16-42, Renewal of Blanco and Lower Valley Senior Centers Leases. Upon voice vote this motion passed unanimously.

8. Consideration of Adoption of San Juan County Ordinance No. 96, Repealing One-Sixteenth Health Care Gross Receipts Tax

Doug Echols, County Attorney, explained that at the February 16, 2016 meeting, the Commission approved a Notice of Intent to Adopt Ordinance No. 96 which was published in the Daily Times on Sunday, February 21, 2016. Ordinance 96 would enact an early repeal of the one-sixteenth of one percent (.0625%) county health care gross receipts tax which went into effect on January 1, 2015, and will sunset on December 31, 2016. The repeal would be effective on July 1, 2016. A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner Johns to withdraw the early repeal of San Juan County Ordinance No. 96, Repealing One-Sixteenth Health Care Gross Receipts Tax. Upon voice vote this motion passed unanimously.

9. Consideration of Adoption of San Juan County Ordinance No. 97, Repealing the Sunset of One-Eighth County Gross Receipts Tax

Doug Echols, County Attorney, explained that at the February 16 meeting, the Commission approved a Notice of Intent to Adopt Ordinance No. 97 which was published in the Daily Times on Sunday, February 21, 2016. Ordinance 97 would repeal Section 6, the sunset clause, of the one-eighth of one percent (.125%) county gross receipts tax which went into effect on January 1, 2015, and will sunset on December 31, 2017. A motion was made by Commissioner Johns, seconded by Commissioner McDaniel to adopt San Juan County Ordinance No. 97, Repealing the Sunset of One-Eighth County Gross Receipts Tax. Chairman Eckstein, Commissioner Johns, Commissioner Charley, and Commissioner McDaniel voted in favor of the motion. Chairman Pro-Tem Fortner voted against the motion. Upon voice vote this motion passed unanimously.

Report from the CEO

Dr. Kim Carpenter gave an update on the level of contaminants in the river. The Environmental Protection Agency (EPA) has confirmed on their tests that the elevated levels are present in the drinking water standards in Colorado. The Emergency Management team did testing and the testing showed there are elevated levels of lead and aluminum. The lead is toxic to human consumption and aluminum is toxic to fish. Monitoring will continue during the winter runoff. Dr. Carpenter commended the EPA for their continued contact with the County.

Reports From Elected Officials And Department Heads

Doug Echols, County Attorney, informed the Commission, that Arbin Mitchell, Navajo Nation Chief of Staff has submitted the first draft for payment for the operation of fire services. A meeting will be held on March 17. The terms are \$67,200.00 per month payment which will terminate in October and may terminate sooner with the transition. The Commission asked various questions.

Mike Stark, COO, stated the Flora Vista Wastewater Project was granted \$3 million in capital outlay funding by the legislature, \$6 million in funding is still needed.

Comments / Input From The General Public

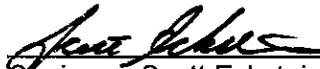
None

Adjourn

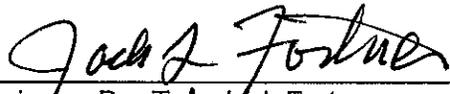
Being no further business a motion was made by Commissioner Johns, seconded by Commissioner Charley to adjourn the meeting. Upon voice vote this motion passed unanimously and the meeting adjourned at 4:40 p.m.

APPROVED THIS 5TH DAY OF APRIL, 2016

BY THE SAN JUAN COUNTY BOARD OF COMMISSIONERS:



Chairman Scott Eckstein



Chairman Pro-Team Jack Fortner



Keith Johns



Margaret McDaniel



Wallace Charley

ATTEST:



Debbie Holmes, County Clerk