

**San Juan County Commission  
Regular Meeting  
March 17, 2015**

Chairman Johns called the San Juan County Commission meeting to order on March 17, 2015 at 4:00 P.M. in the Commission Chambers located in the County Administration Building, 100 S. Oliver Drive, Aztec, New Mexico. Commissioner Fortner gave the invocation and Larry Hathaway led the Pledge of Allegiance. Those present were:

CHAIRMAN	Keith Johns
CHAIRMAN PRO-TEM	Scott Eckstein
MEMBER	Jack Fortner
MEMBER	Margaret McDaniel
MEMBER	Wallace Charley
CHIEF DEPUTY ASSESSOR	Jimmy Voita
CLERK	Debbie Holmes
CHIEF DEPUTY TREASURER	Carol Taulbee
UNDERSHERIFF	Shane Ferrari
COUNTY EXECUTIVE OFFICER	Kim Carpenter
COUNTY OPERATIONS OFFICER	Mike Stark
ASSISTANT CEO	Linda Thompson
ATTORNEY	Jim Durrett
DEPUTY ATTORNEY	Joe Sawyer
DEPUTY ATTORNEY	Doug Echols
EMERGENCY MANAGEMENT COORDINATOR	Mike Mestas
DEPUTY FINANCE OFFICER	Brooke Quintana
PARKS & FACILITIES DEPUTY ADMINISTRATOR	Daniel Hill
PUBLIC WORKS ADMINISTRATOR	Dave Keck
DEPUTY HUMAN RESOURCES OFFICER	Roberta Padilla
ALTERNATIVE SENTENCING ADMINISTRATOR	Jennifer Miller
FIRE CHIEF	Doug Hatfield
DEPUTY FIRE CHIEF	Craig Daugherty
HEALTH CARE ASSISTANCE PROGRAM COORDINATOR	Liza Gomez
GENERAL SERVICES ADMINISTRATOR	Larry Hathaway
GEOGRAPHIC INFORMATION SYSTEMS COORDINATOR	Evan O'Keefe
CHIEF IT OFFICER	Keith Lund
HOUSING EXECUTIVE DIRECTOR	Faye Anderson
SAFETY & COMPLIANCE MANAGER	Stewart Logan

VISITORS:

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A motion was made by Commissioner Fortner, seconded by Commissioner Charley 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 3, 2015.
3. Request for Approval of Resolution 14-15-37, Amending the San Juan County HCAP Policy and Procedure Manual to Add Desert View Family Counseling as A HCAP Designated Health Care Provider

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 Commissioner Fortner, seconded by Commissioner McDaniel to adjourn the Indigent Hospital 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 #1, Consideration of Resolution 14-15-36, Authorizing the Sale of Series 2015A and 2015B Refunding & Improvement Gross Receipts Tax Revenue Bonds is moved to Item #4. A motion was made by Commissioner Fortner, seconded by Chairman Pro-Tem Eckstein to approve the agenda as amended. Upon voice vote this motion passed unanimously.

#### **Consent Agenda**

1. Approval for Chairman to Sign the HUD-50077-CR, Civil Rights Certification
2. Approval of February 3, 2015 Regular Minutes Meeting
3. Approval of February 19, 2015 Regular Meeting Minutes
4. Approval of March 3, 2015 Regular Meeting Minutes
5. Approval of February 2015 Check Register

A motion was made by Chairman Pro-Tem Eckstein, seconded by Commissioner McDaniel to approve the Consent Agenda. Upon voice vote this motion passed unanimously.

#### **New Business**

1. **Consideration for Award of Proposal No. 14-15-05, Bond Counsel Services to Modrall Sperling and Rodey Law Firm**

Larry Hathaway, General Services/Community Development Administrator, informed the Commission that Central Purchasing issued a request for proposals on January 11, 2015 for the

purpose of selecting a firm to provide Bond Counsel Services for the County. Seven (7) invitations were mailed out. On February 11, 2015, two (2) proposals were received and opened. The Evaluation Committee, consisting of Diana Baker, Jim Durrett, Doug Echols, and Brooke Quintana, evaluated the two (2) offers in accordance with the evaluation criteria and recommends the award be made to both Modrall Sperling and Rodey Law Firm for the services. The award will be subject to the successful negotiation of a Contract. A motion was made by Commissioner Fortner, seconded by Commissioner McDaniel to approve Award of Proposal No. 14-15-05, Bond Counsel Services to Modrall Sperling and Rodey Law Firm. Upon voice vote this motion passed unanimously.

**2. Consideration of Adoption of San Juan County Ordinance No. 94, Entering into a Loan Agreement with the New Mexico Environment Department for Improving the Wastewater System of the Valley Sanitation District to Serve the Harper Valley Subdivision**

Chairman Johns stated he would abstain from the vote because of his residency in Harper Valley Subdivision. Doug Echols, Deputy Attorney, briefed the Commission that at the January 8, 2015 meeting, the Board of County Commissioners approved a New Mexico Environment Department funding package to cover the cost of a connection from the Harper Valley Subdivision to the Valley Water and Sanitation District in Kirtland. The ordinance, as written was for \$352,000. Staff requests the proposed Ordinance be amended to increase the loan to an amount not to exceed \$500,000 to allow for contingencies which may cause the initial cost to increase. The package is a loan of \$500,000 and a grant of \$248,281 for a total of \$748,281. The loan of \$500,000 requires the Board of County Commissioners to enact an ordinance. A Notice of Intent to Adopt was approved by the Commission at their February 19, 2015 meeting and was published in the Daily Times on Wednesday, February 25. The County has received a promissory note by Valley Sanitation for repayment. Mr. Echols stated a public hearing is required. Chairman Johns called to order the public hearing and no comments were received by the public. A motion was made by Commissioner McDaniel, seconded by Commissioner Charley to approve the amendment and Adoption of San Juan County Ordinance No. 94, Entering into a Loan Agreement with the New Mexico Environment Department for Improving the Wastewater System of the Valley Sanitation District to Serve the Harper Valley Subdivision. Chairman Johns abstained from voting. Upon voice vote this motion passed unanimously.

**3. Consideration of Award of Bid No. 14-15-01, Lower Valley Lagoon Decommission Project**

Larry Hathaway, General Services / Community Development Administrator, stated that on February 1, 2015, Central Purchasing issued a request for sealed bids for the construction of a new sanitary sewer lift station, forcemain, gravity sewer, and decommission of existing waste water lagoon. Twenty-five (25) invitations were mailed to various parties and on March 3, 2015, two (2) bids were received and opened. Bid responses were reviewed by staff, Wade Chacon of HDR Engineering and David Bishop with New Mexico Environment Department. Staff recommends award of Bid 14-15-01 to Consolidated Constructors of Farmington, NM as the overall low bidder meeting specifications and requirements. Total bid amount is \$2,569,362.54 including New Mexico Gross Receipts Tax. The full bid amount of this project is currently within the remaining available capital outlay funding and allows for award. There are other additional expenses to be performed by the County Public Works Department associated with the backfill

of the lagoon, the chip seal of residential roads, and service connection fees to the Valley Water and Sanitation District that currently are not within the remaining project budget. However, it is anticipated that some deductive changes are available and will be discussed with the contractor prior to the start of the project to bring these expenses within budget. The construction is planned to begin in 45 days and completed in 180 days or sooner. Commissioners made various comments. A motion was made by Commissioner Fortner, seconded by Commissioner McDaniel to approve the Award of Bid No. 14-15-01, Lower Valley Lagoon Decommission Project. Upon voice vote this motion passed unanimously.

4. **Consideration of Resolution 14-15-36, Authorizing the Sale of Series 2015A and 2015B Refunding & Improvement Gross Receipts Tax Revenue Bonds**

Paul Cassidy, Financial Advisor, stated Resolution 14-15-36 authorizes the sale of the bonds to JP Morgan and Wells Fargo as the underwriters. Subject to the Resolution, the bonds were offered to the market and priced today, March 17. The amounts, interest rates, purchase prices, and use of proceeds for each series of bonds will be established at the bond pricing and that information will be described in the final Resolution. It also explains the use of, cost of bond and reserve fund insurance, as well as, authorize the Chairman to execute the bond purchase agreement, escrow agreement, and other documents on behalf of the County. David Buchholz, Rodey Law Firm, via telephone, informed the Commission the closing documents will be signed on Thursday and is scheduled for closing March 25, 2015. Chairman Johns and the Commission recognized and thanked Paul Cassidy and Rodey Law Firm for their efficiency. The Commissioners had various comments and questions. A motion was made by Commissioner Fortner, seconded by Commissioner McDaniel to approve Resolution 14-15-36, Authorizing the Sale of Series 2015A and 2015B Refunding & Improvement Gross Receipts Tax Revenue Bonds. Upon voice vote this motion passed unanimously.

**Reports From Elected Officials And Department Heads**

Shane Ferrari, Undersheriff, informed the Commission of the completion of the Law Enforcement Protection Fund application for Fiscal Year 2016. The funding is distributed to local and state law enforcement according to the class, size of the county, and quantity of officers. San Juan County is a Class 2 and there is a current staffing of 90 officers. The total amount awarded is \$84,000 in which \$64,000 will be used to purchase equipment and \$20,000 will be used for advanced training. The Sheriff's department is currently down 13 officers.

Kim Carpenter, CEO, stated the DWI facility currently at maximum capacity based on the matrix.

Faye Anderson, Housing Executive Director, received notice from the Housing and Urban Development (HUD), additional funding of \$548,000 has been granted. By June, there is anticipation that the 275 families currently on the waiting list will be placed. Rental assistance is based on income and family size.

**Comments / Input From The General Public**

None

**Adjourn**

Being no further business a motion was made by Commissioner Fortner, seconded by Commissioner Eckstein to adjourn the meeting. Upon voice vote this motion passed unanimously and the meeting adjourned at 4:43 p.m.

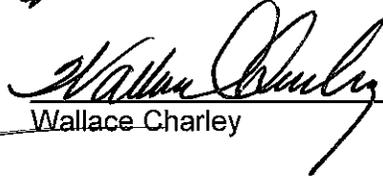
**APPROVED THIS 21ST DAY OF APRIL, 2015**

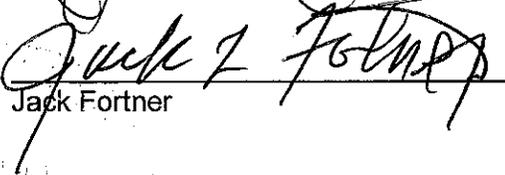
**BY THE SAN JUAN COUNTY BOARD OF COMMISSIONERS:**

  
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Chairman Keith Johns

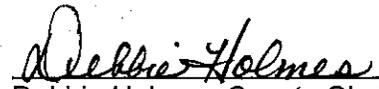
  
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Chairman Pro-Tem Scott Eckstein

  
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Margaret McDaniel

  
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Wallace Charley

  
\_\_\_\_\_  
Jack Fortner

ATTEST:

  
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Debbie Holmes, County Clerk