

San Juan County Commission Regular Meeting May 7, 2013

Chairman Eckstein called the San Juan County Commission meeting to order on May 7, 2013 at 4:00 P. M. in the Commission Chambers located in the County Administration Building, 100 S. Oliver Drive in Aztec, New Mexico. Commissioner GloJean Todacheene gave the invocation and Commissioner Keith Johns led the Pledge of Allegiance. Those present were:

CHAIRMAN	Scott Eckstein
CHAIRMAN PRO-TEM	Jack L. Fortner
MEMBER	GloJean Todacheene
MEMBER	Margaret McDaniel
MEMBER	Keith Johns
ASSESSOR	Clyde Ward
CHIEF DEPUTY ASSESSOR	Jimmy Voita
CLERK	Debbie Holmes
CHIEF DEPUTY CLERK	Tanya Shelby
CHIEF DEPUTY TREASURER	Carol Taulbee
COUNTY EXECUTIVE OFFICER	Kim Carpenter
COUNTY EXECUTIVE OFFICE	Joann Thomas
ASSISTANT CEO	Linda Thompson
COUNTY OPERATIONS OFFICER	Mike Stark
ATTORNEY	Jim Durrett
DEPUTY ATTORNEY	Joe Sawyer
DEPUTY ATTORNEY	Doug Echols
EMERGENCY MANAGER	Don Cooper
EMERGENCY MANAGEMENT	Mike Mestas
CHIEF FINANCIAL OFFICER	Marcella Brashear
PARKS & FACILITIES DEPUTY ADMINISTRATOR	Daniel Hill
PUBLIC WORKS ADMINISTRATOR	Dave Keck
PROCUREMENT MANAGER	Diana Baker
CHIEF HUMAN RESOURCE OFFICER	Charlene Scott
BENEFITS COMPENSATION MANAGER	Cricket Long
ADULT DETENTION CENTER ADMINISTRATOR	Tom Havel
JUVENILE SERVICES ADMINISTRATOR	Traci Neff
DEPUTY FIRE CHIEF	Craig Daugherty
INDIGENT HOSPITAL CLAIMS COORDINATOR	Liza Gomez
GENERAL SERVICES ADMINISTRATOR	Larry Hathaway
COMMUNICATIONS DIRECTOR	David Ripley
CHIEF IT OFFICER	Vince Johns
PRESS: Farmington Daily Times	Ryan Boetel
Tri-City Tribune	Lauren Duff

VISITORS: 13

Presentation

The Commission presented Heather Eberhard with a plaque for her recycling project. Heather was named the "National Elementary School Winner of the 2011 Igniting Creative Energy Challenge" for her recycling project. Her project was "Reduce, Reuse and Recycle Plastic Bottles" and it focused on plastic bottles that were discarded at the soccer complex and the need to recycle the bottle. As a result of her project, the City of Farmington placed recycle bins at the soccer complex.

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

Indigent Hospital Claims Board Meeting

1. Review of Claims
2. Approval of Minutes of April 16, 2013

A motion was made by Chairman Pro-Tem 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.

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

Regular Meeting

Approval of Agenda

Kim Carpenter, CEO stated that there are no changes to the agenda. A motion was made by Commissioner Johns, seconded by Chairman Pro-Tem Fortner to approve the agenda as presented. Upon voice vote this motion passed unanimously.

Consent Agenda

1. Approval of Renewal of Proposals 11-12-20, Employee Benefits Program Administration – Major Medical to Tall Tree Administrators of Salt Lake City, UT, and Proposal 11-12-21, Major Medical Aggregate and Specific Stop-Loss Insurance to Sun Life Financial of Walnut Creek, CA
2. Approval of Proposal 09-10-29 Re-Issue, Correctional Food Management Services to Trinity Services Group of Phoenix, AZ
3. Approval of April 16, 2013 Regular Commission Minutes
4. Approval of April 2013 Check Register

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

New Business

1. Report and Update on the Mission of Mercy Program

Dr. John McNeil, Mission of Mercy Program Co-Chairman introduced Dr. Jennifer Thompson Mission of Mercy fund raising Chairman. Dr. McNeil explained that the Mission of Mercy project will provide free dental care to low income New Mexicans during a 2 day clinic to be held at McGee Park on September 13th and 14th, 2013. San Juan County is supporting the "Mission of Mercy" project by providing the use of the Convention Center and Multi Use Building at no cost as well as providing \$99,998 in funding from the Indigent Fund. Dr. McNeil showed the Commission a power point presentation on this program. He thanked the staff of San Juan County for being helpful and mentioned that 1500 volunteers will be needed to assist with this program. This was an informational item only.

2. Presentation on Northwest Regional Transportation Planning Organization

Bob Kuipers, Regional Planner for the Regional Transportation Planning Organization presented the Commission with a power point presentation on the Northwest New Mexico Regional Transportation Planning Organization (NWRTPO). T.J. Richards, Public Works Department is San Juan County's representative on the Regional Transportation Planning Organization (RTPO). This organization notified San Juan County of Senate Bill 60, capital outlay which saved the county \$7.7 million. Chairman Pro-Tem Fortner questioned how this organization was funded. Mr. Kuipers explained that it is funded through the Department of Transportation, and the Northwest New Mexico Council of Governments (COG) finds ways to supplement the funding. This was an informational item only.

3. Consideration of Lease Agreement with Process Equipment and Service Company, Inc. for Additional Land at San Juan County Industrial Park

Mike Stark, County Operations Officer advised the Commission that Process Equipment and Service Company, Inc. (PESCO) currently leases a 45 acre tract of land from San Juan County at the San Juan County Industrial Park on La Plata Highway. PESCO recently approached the county regarding the need for additional land to store tanks for a period of 2 years. Adjacent to their current 45 acre parcel is an 8.66 acre vacant track of land that is available for use and would meet their needs. County staff worked with PESCO to develop a standard two year lease agreement for the parcel of land based on the Bureau of Land Management appraisal completed in 2007 which resulted in the purchase price of \$1,500 per acre. As a result, PESCO has agreed to lease the 8.66 acre tract of land for \$150 per month for a period of 2 years starting on June 1, 2013. The total compensation to the County over a two year period will be \$3,600. Given the availability of the land and PESCO's desire to expand their La Plata operation, staff recommends approval of the two year lease with PESCO. Commissioner Johns confirmed that the saltwater disposal well that is located on the proposed parcel has been plugged and it is not a safety issue. A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner McDaniel to approve the lease agreement with Process Equipment and Service Company, Inc. (PESCO) for

additional land at San Juan County Industrial Park. Upon voice vote this motion passed unanimously.

4. Consideration of San Juan County Ordinance No. 81, Praxair Industrial Revenue Bonds

David Buchholtz, representing Brownstein Hyatt Farber Schreck Law Firm explained to the Commission that Praxair, Inc. is requesting adoption of San Juan County Ordinance No. 81 authorizing the issuance and sale of San Juan County Industrial Revenue Bonds in the amount of \$15,000,000 to finance the expansion of its current facility located in Kirtland, New Mexico. Mr. Buchholtz indicated that Resolution No. 81 has been updated due to recent negotiations with the County. While the County is in no way responsible for the repayment of the bonds, issuance of the bonds will result in certain property, gross receipts, and compensating tax abatements for Praxair. A Notice of Intent to Adopt was published in the Daily Times on Sunday, April 14. Greg Sweeney, Director of Economic Development, Praxair, Inc. thanked the Commission for the opportunity to expand their business in San Juan County. Chairman Eckstein, Chairman Pro-Tem Fortner and Commissioner McDaniel all thanked Mr. Sweeney for doing business in San Juan County and indicated that they are all in support of Ordinance No. 81. A motion was made by Commissioner McDaniel, seconded by Commissioner Todacheene to approve Ordinance No. 81, Praxair industrial revenue bonds. Upon voice vote this motion passed unanimously.

5. Consideration of Governmental Services Agreement #14-690-16011 with Children, Youth and Families Department (CYFD) to Provide a Juvenile Community Corrections Program

Traci Neff, Juvenile Services Administrator requested the Commission approve of the contract between San Juan County and Children, Youth and Families Department (CYFD) to provide a Juvenile Community Corrections Program for the Juvenile Justice Services Division of CYFD. Juvenile Services was selected as a finalist under request for proposal (RFP) #3038 and awarded \$72,000.00 each fiscal year for a total of \$288,000. At the December 18, 2012 Commission meeting, the Commission approved Juvenile Services to apply for the RFP and requested a total amount of \$406,000 annually. CYFD awarded San Juan County 18% of the initial request. Although the award amount was received with a high level of disappointment, staff has reviewed the scope of services and we are willing to deliver services with close monthly oversight. CYFD estimates that between 20-30 youth can be served each year for the next four years under this proposed contract. In addition, Juvenile Services intends on utilizing all existing resources to operate this program. The contract has a 30-day termination clause, in the event this service becomes a negative financial impact on San Juan County, CYFD will be notified of termination. In 1995, the Juvenile Community Corrections Program was operated by San Juan County for a period of five (5) years. The goals of the program are to divert youth from incarceration, provide services for incarcerated youth transitioning back into the community, and provide individualized services to the youth and family. Ms. Neff explained that a private company "YAP" has recently been running this program. YAP received \$200,000 to run this program for McKinley, Santa Fe, Cibola and San Juan Counties. YAP did not apply for the funding this year. Ms. Neff indicated that this will only serve San Juan County youth. A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner Johns to approve Governmental Services Agreement #14-690-16011 with Children, Youth and Families (CYFD) to provide a Juvenile Community Corrections program. Upon voice vote this motion passed unanimously.

6. Consideration of Proposed Modifications to Health Plan for FY 2014

Chairman Eckstein asked CEO Kim Carpenter how San Juan County's health plan is doing financially. Mr. Carpenter explained that approximately \$706,000 was transferred from the medical plan reserves to cover over expenditures from the current year. Cricket Long, Benefits Coordinator explained to the Commission that the Major Medical Fund has continued to decrease over the past several years due to the high cost of medical care and the continued mandates from Health Care Reform. After evaluating various options that would maintain the viability and sustainability of the plan, staff recommends the following:

1. Staff requests direction from the Commission regarding the Employer/Employee split on the medical premium as the result of budget discussions on 5/6/13.
2. Implementation of a small per pay period premium for vision coverage, as per the attached document. San Juan County funds the vision plan out of the General Fund. It is estimated that the recommended premium will save the County approximately \$39,000.
3. Clarify dental benefit to include verbiage clarification that shows oral surgery is paid through the medical plan and impacted teeth are not limited to wisdom teeth.
4. Utilize Restat's new pharmacy program called "ALIGN". There is no cost to the County and a potential savings of \$91,860. All prescriptions would be filled through an Align pharmacy. All major pharmacies in the County participate in Align with the exception of Kare Drug in Bloomfield and Aztec. Restat is working with those pharmacies to contract with the Align program. New co-pays under the Align program are \$5 less: \$10/\$20/\$40.
5. Increase maximum out-of-pocket expenses, as per the attached document, and allow the annual deductible to apply towards the maximum out-of-pocket. Staff is waiting to receive the estimated savings amount from Tall Tree Administrators.
6. Narrow the provider network by limiting the choice of providers and steering plan members to providers who have negotiated a greater discount with San Juan County. The estimated savings is \$40,000.
7. Case manage plan members identified with chronic health conditions. The accumulated savings for the first 6 months of 2012 was \$94,975.
8. Require mandatory employee Health Risk Assessment (HRA) program for all employees and covered dependents to help identify problem health areas early and allow for evaluation of prescriptive program for adjusted employee medical premium contribution. Employees who complete the HRA process may see a reduction in medical premium. Staff is awaiting estimated savings amount from Tall Tree administrators.
9. Require pre-authorization for colonoscopy testing with frequency and payment based on U.S. Preventive Services Task Force Recommendations; age related criteria determines if defined as preventive/no cost sharing. The estimated cost savings is \$400.

10. Limit choice on out of area Hospital tertiary care (members referred to other hospitals for treatment) to facilities with negotiated discounts. Staff is waiting to receive the estimated savings amount from Tall Tree Administrators.
11. Increase the co-pay for non-contracted urgent care to \$150 per visit. Staff is waiting to receive the estimated savings amount from Tall Tree Administrators.
12. Increase Emergency Room co-pay to \$250. A hospitalization as a result of the ER visit would not result in an ER co-pay. Staff is waiting to receive the estimated savings amount from Tall Tree Administrators.
13. Change maximum coverage on Chiropractic services from \$1000/year to 24 visits/year.

After a brief discussion regarding each of the above items a motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner Johns to approve the proposed modifications to the Health plan with the following exceptions: Change the language in item No. 8 from require to offer, item No. 10 Limit choice on out of area Hospital tertiary care to facilities with negotiated rates and UNM Hospital in the event that the county doesn't negotiate a better rate, and item No. 13 change the number of Chiropractic visits to 36 from 24. Commissioner McDaniel requested the verbiage in No. 6 be changed from limiting the choice to providing options. Chairman Pro-Tem Fortner amended his motion to accept this change and Commissioner Johns seconded it. Upon voice vote this motion passed unanimously. Chairman Eckstein confirmed that it was the consensus of the Commission to proceed with the 7/9/21 split.

7. Request for Approval to Negotiate Contracts for Proposal 12-13-17, Comprehensive Inmate Medical, Psychiatric or Pharmaceutical Care

Diana Baker, Procurement Manager reported to the Commission that on March 17, 2013, Central Purchasing issued a request for sealed proposals for the purpose of selecting a Contractor or Contractors to provide comprehensive medical services (Medical, Pharmaceutical, and Mental Health) to inmates while incarcerated at the Adult Detention Facility, Juvenile Facility and the Alternative Sentencing Facilities. Proposal Offers were received and opened on April 16, 2013 and the evaluation process has taken place. The Evaluation Committee, consisting of Mike Stark, Tom Havel, Daniel Webb, Jennifer Miller, Rob Mitchel, Traci Neff, Bowen Belt, Bill Wade and Diana Baker, have evaluated the five (5) responsive offers in accordance with the evaluation criteria. Staff would like to request approval to begin contract negotiations with Correctional Healthcare Companies, Inc (CHC) as the highest rated Offeror for the Medical and Ancillary Services (for all 3 Facilities) and Mental Health Services (for Adult Facility only) and with Contract Pharmacy Services (CPS) as the highest rated Offeror for the Pharmaceutical Services (for all three facilities). CHC's proposed rates for the medical and ancillary services are \$1,309,165.32 for the Adult Detention Center, \$129,281.28 for Juvenile Services and \$104,109.72 for Alternative Sentencing excluding NMGRT. CHC's Mental Health rates are as follows:

Mental Health Nurse Practitioner – Up to 24 hours/week at \$150/hour
Mental Health Professional – Up to 40 hours/week at \$52.60/hour
Mental Health Counselor – Up to 40 hours/week at \$33.75/hour

Ms. Baker indicated that the rates have not increased and Central Purchasing will negotiate rebates. CPS's pricing for medications is proposed at Average Wholesale Price (AWP) minus

twenty-one percent (21%) for brand name/single source drugs and AWP minus ninety percent (90%) for generic/multiple source drugs. Over-the-counter medications and supplies pricing is AWP minus thirty-five percent (35%). A 100% credit will be issued for full and partial blister cards. A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner Johns to negotiate contracts for Proposal 12-13-17, Comprehensive Inmate Medical, Psychiatric or Pharmaceutical Care. Upon voice vote this motion passed unanimously.

8. Request for Adoption of Open Meeting Resolution No. 12-13-44

Jim Durrett, County Attorney informed the Commission that House Bill 21 has been signed by the Governor and goes into effect on June 14, 2013. This Bill amends the Open Meetings Act (NMSA 1978, Sections 10-15-1 to -4) to require a public body to post meeting agendas 72 hours in advance of a meeting instead of the previous 48 hours. If the public body maintains a web site, agendas are also required to be posted to the web site. Resolution No. 12-13-44 does not change the Commission's meeting dates or times but states that agendas will be posted 72 hours in advance on the bulletin board and also on the County's web site. A motion was made by Commissioner McDaniel, seconded by Commissioner Todacheene to adopt the Open Meeting Resolution No. 12-13-44. Upon voice vote this motion passed unanimously.

9. Consideration of Agreement for Funding of the City of Farmington Animal Shelter Construction

Linda Thompson, Assistant CEO reported to the Commission that on March 20, 2012, the County Commission approved \$650,000 for construction of Farmington Animal Shelter. This agreement simply provides that San Juan County will reimburse the City of Farmington for an amount not to exceed \$650,000. Per this Agreement, the City will invoice the County once the state funds \$2,741,000 have been expended. Staff recommends approval of the agreement. A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner Johns to approve the agreement for funding of the City of Farmington Animal Shelter Construction. Upon voice vote this motion passed unanimously.

Reports From Elected Officials And Department Heads

CEO Kim Carpenter introduced Cory Styron, City of Farmington Parks and Maintenance Director.

Commissioner McDaniel reminded the Commission that on May 23, 2013 at 7:30 a.m. the Farmington Convention and Visitors Bureau is having their annual meeting and the cabinet secretary of tourism will be in attendance.

CEO Kim Carpenter reported to the Commission that Tom Havel, Detention Center Administrator has received the NMAC certification on the Adult Detention Center. Only 3 counties have received this designation and San Juan County is the first Class A County to receive it. Mr. Havel explained how this was achieved. He also indicated that the Adult Detention Center has received the accreditation of the US Marshal and a glowing response from the American Civil Liberties Union (ACLU). Mr. Havel commended his staff, training department and all personnel. The Commission commended Mr. Havel for the achievements his department has received.

Comments / Input From The General Public

None

Closed Executive Session

None

Adjourn

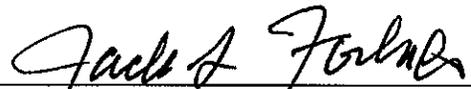
Being no further business a motion was made by Commissioner Johns, seconded by Commissioner Todacheene to adjourn the meeting. Upon voice vote this motion passed unanimously and the meeting adjourned.

APPROVED THIS 21st DAY OF MAY, 2013

BY THE SAN JUAN COUNTY BOARD OF COMMISSIONERS:



Chairman Scott Eckstein



Chairman Pro-Tem Jack L. Fortner



Margaret McDaniel

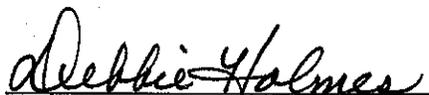


Glojean Todacheene



Keith Johns

ATTEST:



Debbie Holmes, County Clerk