San Juan County Commission
Regular Meeting
October 1, 2013

Chairman Eckstein called the San Juan County Commission meeting to order on October 1, 2013 at 4:00 P.M. in the Commission Chambers located in the County Administration Building, 100 S. Oliver Drive, Aztec, New Mexico. Commissioner Johns gave the invocation and Chairman Pro-Tem Jack L. Fortner 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
SHERIFF	Ken Christesen
COUNTY EXECUTIVE OFFICER	Kim Carpenter
ASSISTANT CEO	Linda Thompson
COUNTY OPERATIONS OFFICER	Mike Stark
ATTORNEY	Jim Durrett
DEPUTY ATTORNEY	Doug Echols
EMERGENCY MANAGER	Don Cooper
EMERGENCY MANAGEMENT	Mike Mestas
CHIEF FINANCIAL OFFICER	Marcella Brashear
PARKS & FACILITIES ADMINSTRATOR	Mike Davidson
PARKS & FACILITIES DEPUTY ADMINISTRATOR	Daniel Hill
PUBLIC WORKS ADMINISTRATOR	Dave Keck
CHIEF HUMAN RESOURCE OFFICER	Charlene Scott
ADULT DETENTION CENTER DEPUTY ADMINISTATOR	Daniel Webb
ALTERNATIVE SENTENCING DEPUTY ADMINISTRATOR	Jennifer Miller
DEPUTY FIRE CHIEF	Craig Daugherty
INDIGENT HOSPITAL CLAIMS	Victoria Edwards
GENERAL SERVICES ADMINISTRATOR	Larry Hathaway
CHIEF IT OFFICER	Vince Johns
SAFETY & COMPLIANCE MANAGER	Stewart Logan
PRESS: Tri-City Tribune	Lauren Duff
VISITORS: 13	

A motion was made by Commissioner Johns, seconded by Commissioner Todacheene 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 September 17, 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 Chairman Pro-Tem Fortner, seconded by Commissioner Johns to approve the agenda as presented. Upon voice vote this motion passed unanimously.

Consent Agenda

1. Approval of Alternative Sentencing Division Policies
2. Approval of August 20, 2013 Regular Meeting Minutes
3. Approval of September 3, 2013 Regular Meeting Minutes
4. Approval of September 11, 2013 Special Meeting Minutes
5. Approval of September 11, 2013 Public Hearing Minutes

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

New Business

1. Presentation on Four Corners Economic Development

Ray Hagerman, CEO, Four Corners Economic Development, Inc. presented the Commission with a power point presentation to update them on the status of Four Corners Economic Development, Inc. Mr. Hagerman indicated that Four Corners Economic Development has 3 paid employees on staff, and they have strategic control over 4 individuals from San Juan College, so they utilize a staff of 7. He briefed the Commission on the 6 industry committees that have been created to achieve their goal to create 500 economic based jobs per year for the next 10–15 years. To achieve the goal of job creation the primary focus is on energy independence and increased natural gas demand, feeding the county and the region within 500 miles, enhance transportation, building a strong entrepreneurial ecosystem and improving recreation and cultural environment. Chairman Pro-Tem Fortner questioned if the rail was going to be used for transportation of goods or if it would transport passengers. Mr. Hagerman indicated that this would be a freight rail. The future focus is San Juan County becoming a

natural gas products manufacturing hub, a Geo-Tourism site, Energy training and Corporate trainings and unmanned aerial systems support. He indicated that there is a lot of opportunities in the unmanned aerial industry and would create 20,000 jobs. Mr. Hagerman explained that right now Four Corners Economic Development is moving forward with natural gas conversions. A meeting was held recently and natural gas was discussed. He stated that approximately 12 months from now he expects to see some natural gas stations in this area to serve natural gas burning vehicles. He indicated he has visited companies in the county that employ 50 or more individuals and their main concern is a skilled work force. He discussed various approaches that are being taken to try to draw businesses into the county. Chairman Pro-Tem Fortner asked Mr. Hagerman his opinion on air transportation, if he thought Durango, Colorado airport is close enough to San Juan County. Mr. Hagerman explained the impediment is that the closest large airport is 3 hours away. If Farmington, New Mexico airport or Durango, Colorado airport had direct flights to California it would increase the chances of businesses coming to this area. Charter services and cargo transportation was discussed. Over the next few years they are working on putting a mega site together and continued work force development. This was a presentation only.

2. **Approval of the Resolution 13-14-23, Declaring San Juan County to be Under a State of Disaster Due to Flooding; Requesting State Aid to Mitigate the Effects of the Disaster**

Jim Durrett, County Attorney indicated that the county is authorized by the New Mexico All Hazard Emergency Management Act and the San Juan County All Hazards Emergency Operations Plan to declare a disaster due to severe damage caused by extensive flooding. The Resolution declares San Juan County to be under a state of disaster due to severe damage caused by extensive flooding from September 9, 2013 through September 22, 2013 for the purpose of exercising necessary emergency powers, for expending local resources, and for requesting aid, assistance, relief programs, and funding that may be available from the State of New Mexico. Mr. Durrett read Resolution 13-14-23:

SAN JUAN COUNTY, NEW MEXICO
RESOLUTION NO. 13-14-23

DECLARING SAN JUAN COUNTY TO BE UNDER A STATE OF DISASTER DUE TO FLOODING; REQUESTING STATE AID TO MITIGATE THE EFFECTS OF THE DISASTER

WHEREAS, San Juan County has suffered severe damage caused by extensive flooding on or about September 9, 2013, and extending through September 22, 2013; and

WHEREAS, extensive damage was caused to County roads, County bridges, County facilities, to public utilities, and to many private homes and business properties; and

WHEREAS, this incident has resulted in undue human suffering and hardship and threatens the safety, health, welfare, and well-being of the citizens and local economy of San Juan County; and

WHEREAS, all locally available public and private resources available to mitigate and alleviate the effects of this disaster have been insufficient to meet the needs of the situation, make repairs, and protect the public safety.

NOW, THEREFORE, the Board of County Commissioners of San Juan County, New Mexico, by virtue of the authority provided by the San Juan County All Hazards Emergency Operations Plan and by the New Mexico All Hazard Emergency Management Act, NMSA 1978, Sections 12-10-01 to 12-10-10, does hereby declare San Juan County to be under a state of disaster for the purpose of exercising necessary emergency powers, for expending local resources, and for requesting aid, assistance, relief programs, and funding that may be available from the State of New Mexico.

PASSED, APPROVED AND ADOPTED this 1st day of October, 2013.

Commissioner Johns asked if the county still has bridges out, impassable roads and which county facilities have not been repaired do to funding. Emergency Manager, Don Cooper explained that a lot of road repairs still need to be done, but all of the bridges are functional. The county has the funds for these repairs but this is draining the county budget. Declaring San Juan County to be under a state of disaster will allow San Juan County to receive State and Federal funding to recover the funds that are being expended out of the county budget. The estimated cost to repair all of the damage is between $500,000 and $1 million. Commissioner McDaniel, requested clarification on the counties that have been declared state of emergencies. Mr. Cooper indicated that 3 different declarations have been declared, certain counties encountered flood damage in July and August, San Juan County's damage was in September. A motion was made by Commissioner McDaniel, seconded by Chairman Pro-Tem Fortner to approve the Resolution 13-14-23, Declaring San Juan County to be Under a State of Disaster Due to Flooding; Requesting State Aid to Mitigate the Effects of the Disaster. Upon voice vote this motion passed unanimously

3. **Request to Table Adoption of San Juan County Ordinance No. 84, Land Development Code, until December 3, 2013**

Doug Echols, Deputy County Attorney indicated that originally today was the day the Commission was going to consider San Juan County Ordinance No. 84, Land Development Code. As a result of the number of constructive comments and concerns received at the public hearing that was held on September 11, 2013, the Citizen Advisory Committee was reconvened. They are evaluating feedback received both from the public hearing and from comment sheets submitted by citizens, reviewing the code and making numerous changes. Staff recommends tabling the adoption of Ordinance No. 84 until the December 3, 2013 Commission meeting in order to allow time for changes to be discussed. A motion was made by Commissioner Johns, seconded by Commissioner McDaniel to approve the request to table the adoption of San Juan County Ordinance No. 84, Land Development Code, until December 3, 2013. Upon voice vote this motion passed unanimously.

Mike Stark, COO presented the Commission with copies of the 39 comments that the county has received since the public meetings that were held in October, 2012. He indicated that the county is still accepting comments for the proposed code or maps. At the public hearing staff received constructive feedback along with citizens willing to participate with the Citizens Advisory Committee. The creation of an agricultural district was suggested, various modifications, and suggestions regarding deleting some items. Once this document is updated a public meeting will be scheduled. Commissioner Todacheene asked if there has been any attempt to talk with the leader of the vocal group of individuals that attended the September 11, 2013 public hearing. Mr. Stark explained that he has reached out to those individuals and requested they provide constructive feedback. Staff is trying to combine all the different

ordinances that currently guide the subdivisions and development of land in the county into one document, to make the process easier.

Reports From Elected Officials And Department Heads

Commissioner Todacheene reported that the Northern Navajo Fair is being held October 3 – 6, 2013. The parade is going to be held on Saturday. She thanked all of the County Officials for their assistance during the fair.

CEO Kim Carpenter indicated that the county started the annual ECHO Food drive October 1, 2013. The City of Aztec and City of Bloomfield are participating. This year monetary donations are going to be accepted along with food donations. One dollar will equal three pounds of food.

Kim Carpenter CEO informed the Commission that that he is benchmarking an energy policy.

CEO Kim Carpenter indicated that the county is getting close to closing on the Industrial Revenue Bonds for Praxair.

Kim Carpenter, CEO reported that the county is working with the Navajo Nation in regards to Raytheon's expansion. Staff is receiving guidance from an attorney and the State of New Mexico in creating a partnership and an agreement with the Navajo Nation. This will allow funding to flow through San Juan County to the Navajo Nation to begin the process of acquiring an architect. The deadline for this is October 3, 2013.

CEO Kim Carpenter indicated he is composing a letter to State Legislators regarding the attack that the State has placed on indigent funding. Chairman Pro-Tem confirmed that this cannot be done without legislative action. Mr. Carpenter explained that if this funding is intercepted it would be devastating to San Juan County, it would affect several of the counties programs. The Governor's Office thought counties were in support of this, San Juan County has never supported this. In the past San Juan Regional Medical Center (SJRMC) has received more than $20 million in Sole Community Provider funding. Under this proposed plan SJRMC will not receive a dollar, the indigent fund money would be socialized to other hospitals to meet their needs. Staff is monitoring this closely. Mr. Carpenter stated he met with Senator Munoz's from Gallup, NM and he is supporting San Juan County. Mr. Carpenter advised the Commission that some counties are in favor of this.

Comments / Input From The General Public

Carl Bannowosky, San Juan County resident asked how many places flooded last week that belong to the County. CEO Kim Carpenter indicated the county had flood damage at Juvenile Facility, McGee Park, and the former District Attorney's Office.

Closed Executive Session

A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner McDaniel to go into closed executive session to discuss threatened or pending litigation and the acquisition or disposal of real estate. Upon voice vote this motion passed unanimously. Upon return a motion was made by Chairman Pro-Tem, seconded by Commissioner McDaniel to go back into open

meeting. Upon voice vote this motion passed unanimously. Chairman Eckstein stated that nothing other than what was stated in the motion to go into closed executive session was discussed.

Adjourn

Being no further business a motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner Johns to adjourn the meeting. Upon voice vote this motion passed unanimously and the meeting adjourned at 5:12 p.m.

APPROVED THIS 15th DAY OF OCTOBER, 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