San Juan County Commission
Regular Meeting
December 16, 2014

Chairman Fortner called the San Juan County Commission meeting to order on December 16, 2014 at 4:00 P.M. in the Commission Chambers located in the County Administration Building, 100 S. Oliver Drive, Aztec, New Mexico. Jim Burnham gave the invocation and Ben Burnham led the Pledge of Allegiance. Those present were:

CHAIRMAN	Jack L. Fortner
CHAIRMAN PRO-TEM	Keith Johns
MEMBER	GloJean Todacheene
MEMBER	Margaret McDaniel
MEMBER	Scott Eckstein
ASSESSOR	Clyde Ward
CHIEF DEPUTY ASSESSOR	Jimmy Voita
CLERK	Debbie Holmes
TREASURER	Mark Duncan
SHERIFF	Ken Christesen
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
RISK MANAGER	Kristi Galloway
EMERGENCY MANAGER	Don Cooper
EMERGENCY MANAGEMENT COORDINATOR	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 RESOURCES OFFICER	Charlene Scott
ADULT DETENTION CENTER ADMINISTRATOR	Tom Havel
ALTERNATIVE SENTENCING ADMINISTRATOR	Jennifer Miller
FIRE CHIEF	Doug Hatfield
DEPUTY FIRE CHIEF	Craig Daugherty
HEALTH CARE ASSISTANCE PROGRAM COORDINATOR	Liza Gomez
SUBDIVISION REVIEW OFFICER	David Barnett
CHIEF IT OFFICER	Keith Lund
HOUSING EXECUTIVE DIRECTOR	Faye Anderson
SAFETY & COMPLIANCE MANAGER	Stewart Logan
PRESS: Farmington Daily Times	Dan Schwartz
VISITORS: 19	

A motion was made by Chairman Pro-Tem 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 November 18, 2014

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

A motion was made by Commissioner Todacheene, 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 are no changes to the agenda. A motion was made by Chairman Pro-Tem Johns, seconded by Commissioner Todacheene to approve the agenda as presented. Upon voice vote this motion passed unanimously.

Consent Agenda

1. Approval of Department of Finance and Administration Local Government Division LDWI Grant # 15-D-J-G 25 Amendment #1 for FY15

2. Approval of November 6, 2014 Regular Meeting Minutes

3. Approval of November 2014 Check Register

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

Old Business

1. Consideration of Funding for Proposed Detox and Joint Intervention Program

Kim Carpenter, County Executive Officer, stated that at the October 21st Commission meeting the Commission approved the new rate requested by Four Winds to provide detox services until June 30, 2015 and tabled consideration of funding the proposed Detox and Joint Intervention program. As previously mentioned, Four Winds will no longer be providing detox services beyond June 30, 2015. Presbyterian Medical Services has put together an alternative program

that will encompass a 40 bed sobering house facility combined with a 40 bed Joint Intervention Program (JIP). The new model will be based on a pay for capacity versus pay for individual concept. Given the nature of the sobering house model and the freedom to leave voluntarily, it would be extremely difficult to track and apply a daily rate. The estimated cost of the new program is $1,639,666 and is currently being proposed to be funded at a fixed fee by the City of Farmington at $773,000, San Juan Regional at $533,333 and San Juan County at $333,333. Last year, San Juan County spent $105,742 for 896 detox days. If the approved daily rate of $170.00 was applied, the County's cost would have been $152,320. Historically, San Juan County has funded the detox services via the Health Care Assistance Program. Ken Christesen, Sheriff, voiced his concerns and stated the current system is not working. Depending on the level of intoxication, hypothermia deaths and more traffic/pedestrian fatalities may occur. Chairman Fortner asked what would happen if there were not a sobering house. Tom Havel, Adult Detention Center Administrator, stated the 80 beds would have a positive impact. There are roughly 40-60 intoxicated people taken in per month. There have been, in Farmington alone, to date, 503 individuals have been incarcerated due to possession and consumption charges. The City of Farmington is the only entity in the county that has a possession and consumption ordinance. Kristine Carlson, Totah Behavioral Health Authority, stated that in the past they have received funding from the Navajo Nation every other year through the Border Communities Grant, which also funds the programs in Gallup. The current funding ran out in September and they are waiting on the new RFP. They are still seeking funding from the Navajo Nation. Kim Carpenter advised the Commission that current funding will continue to come from the current Healthcare Systems Program due to decline in claims as a result of enrollment in Medicaid and eligibility criteria as far as income qualifications the funding is available. There is also money available in the general fund. Chairman Fortner stated the Commission is only committing to the year. The Commissioners gave their input. A motion was made by Chairman Pro-Tem Johns, seconded by Commissioner McDaniel to approve Funding for Proposed Detox and Joint Intervention Program. Upon voice vote this motion passed unanimously.

New Business

1. Consideration of Adoption of Amendment to San Juan County Fireworks Ordinance No. 15

Doug Echols, Deputy County Attorney, stated on November 18, 2014, the Commission voted to approve a Notice of Intent to Amend the San Juan County Fireworks Ordinance No. 15. The amendment permits the use of all aerial and ground audible devices which are permissible under State law. The ordinance was published November 24, 2014 with the intention of a public hearing before action of the Commission. The amendment will be effective January 16, 2014, if approved.

Chairman Fortner called a public hearing to order.

Fire Chief, Doug Hatfield, read a letter from the Fire Chief of Farmington, Terry Page, which states that the fireworks being approved are still illegal in the City of Farmington. If a person violates they will be cited, fined, and the fireworks will be confiscated. Fire Chief Page is against the amendment.

Fire Chief, Doug Hatfield, informed the Commission that in the 17 days of fireworks are available for sell, the call volume for county volunteers increases to 10 calls per day on an

average. There is an additional cost when volunteers have to leave their place of employment, time they spend away from their families, and additional time that they give to an already overtaxed fire system. Volunteer firefights spend over 199 hours per day in serving the members of the community. There will be a presentation at the next commissioner meeting. Chief Hatfield is against the amendment.

George Duncan, Bloomfield Fire Department, stated they are a combined fire department, paid and volunteers. Seventy percent of staff are volunteers. There is a decline of volunteers by 25%. It is very demanding. Mr. Duncan just asks that the Commission take this into consideration.

A motion was made by Chairman Pro-Tem Johns, seconded by Chairman Fortner to approve the Adoption of Amendment to San Juan County Ordinance No. 15. Upon voice vote Chairman Fortner, Chairman Pro-Tem Johns, and Commissioner McDaniel voted for the motion and Commissioner Todacheene and Commissioner Eckstein voted against.

2. Consideration of Revised Phasing Schedule, Final Plat for Calber Farms No. 2 Subdivision - Phase 2 and Subdivision Improvement Agreement

David Barnett, Subdivision Review Officer, briefed the Commission that on December 5, 2013, the County Commission approved the Preliminary Plat for Calber Farms No.2 Subdivision to be developed in three phases. Phase 1 was given Final Plat approval on June 5, 2014. The developer wishes to combine the last two phases into one final phase. Phase 2 now consists of 17 lots ranging in size from 0.751 acres to 1.207 acres. The access for this subdivision is from Road 6896, in Waterflow, approximately fifteen (15) miles west of Farmington. The only improvement not installed is the main electrical power line. A Subdivision Improvement Agreement is proposed to assure that this will be completed. Another minor change from the preliminary plat is the addition of a 12' wide irrigation ditch easement to provide irrigation water to Lot 16. Per Section 5.5.2 of the Subdivision Regulations, the developer furnished a sample copy of the lease and purchase agreement, which will be used to convey an interest in the subdivided land. The Final Plat is in substantial conformity with the approved Preliminary Plat and complies with the Subdivision Regulations. Staff hereby requests approval of the revised phasing schedule, final approval for phase 2 and the Subdivision Improvement Agreement. A motion was made by Chairman Pro-Tem Johns, seconded by Commissioner McDaniel to approve the Revised Phasing Schedule, Final Approval of Calber Farms No. 2 Subdivision - Phase 2 and Subdivision Improvement Agreement. Upon voice vote this motion passed unanimously.

3. Presentation on Financial Enterprise System Business Case Report and Consideration to Proceed with Request for Proposals

Eva Olsaker, Senior Manager, Government Finance Officers Association (GFOA), presented a powerpoint report and recommendations to the Commission regarding GEMS. San Juan County has been utilizing GEMS, a financial enterprise software system, since 2002 to manage the core finance, purchasing, human resources, payroll and administrative functions of the county. Staff recently became aware that GEMS was an end of life product and would no longer be supported in the near future. As a result, the County contracted with the Government Finance Officers Association to verify this information and provide an analysis and business case report regarding our current system. GFOA verified that GEMS is no longer being updated

to take advantage of new enhancements, features, and new technology advancements and platforms and as a result is considered an end of life product. Therefore, GFOA recommends that the County *move* forward with a project to replace GEMS and issue a Request for Proposals(RFP). GFOA estimates that a system to meet the current and future requirements of the County will cost approximately $3,000,000 depending upon selected modules. It is recommended that an appropriate implementation schedule would run approximately 2 years and will necessitate the need for additional temporary staffing in IT, Purchasing, HR, and Finance Dept. during the implementation period. It is estimated that this additional staffing would add another $220,000 bringing the total project budget to $3,220,000 plus any applicable GRT or necessary travel expenses. Staff recommends moving forward with the RFP process. This will allow staff to review and demo systems, vendors, costs, and provide the Commission with more accurate information prior to committing financially to the project. It is estimated that the RFP process will take upwards of 6 months to complete. Kim Carpenter, CEO, introduced Keith Lund as the Chief IT Officer. Keith stated GEMS is 20 years old, the servers are no longer supported by Microsoft and the data base is currently Oracle 10, which is outdated by two versions. They can only support what we have but not new requirements. The Commissioners voiced their concerns. A motion was made by Chairman Pro-Tem Johns, seconded by Commissioner McDaniel to approve to proceed with Request for Proposals. Upon voice vote this motion passed unanimously.

4. Consideration of Approval of Resolution 14-15-21, Calling for an Election on the Question of Incorporating a Portion of San Juan County, New Mexico, Commonly known as "Kirtland"

Doug Echols, Deputy County Attorney, stated in September the Commission determined Kirtland met the population, signature, and area requirements to form an incorporated community. The CEO's office sent the service and revenue plan to DFA. DFA approved the formation of the town of Kirtland on December 3, 2014. The county clerk is requesting approval of Resolution 14-15-21, to conduct a mail ballot election on the question of the Town of Kirtland Incorporation. The last day to vote is January 6, 2015. The county clerk published the Notice of Election on December 9, 2014, as well as two additional times, and closed the books on December 9, 2014. A Notice of Election was also posted in eight places by Mark Duncan in Kirtland. Ballots will be mailed out shortly after approval of the resolution. There being no public comment, a motion was made by Chairman Pro-Tem Johns, seconded by Commissioner Todacheene to approve Resolution No. 14-15-21 calling for an Election to Incorporate a Portion of San Juan County, New Mexico, commonly known as Kirtland. Upon voice vote this motion passed unanimously.

5. Consideration of Lease Agreement with Kinder Morgan at San Juan County Industrial Park

Mike Stark, County Operations Officer, informed the Commission, that Kinder Morgan has a C02 pipeline that crosses the northwest corner of the San Juan County Industrial Park. They are interested in leasing a 7.23 acre parcel of land to construct a compression station near their current pipeline. Kinder Morgan had the property surveyed and a fair market lease appraisal completed with the annual lease valued at $1,700 per year. Kinder Morgan would like to build a $12.5 million pumpstation to increase the volume of C02. The new construction would provide 150-200 construction jobs. The term of the lease is 5 years with nine automatic 5 year extensions that are subject to a CPI (consumer price index) increase. The lease would be

effective December 17, 2014 and Kinder Morgan has requested to make upfront 5 year payments to the County. The Legal Dept. has reviewed the proposed lease agreement and finds it satisfactory. Given the location of the requested lease on the property, the capital investment into the park, and the resulting increased business activity, staff recommends approval of the lease with Kinder Morgan. Mr. Stark introduced David Boswell, representative of Kinder Morgan. A motion was made by Commissioner McDaniel, seconded by Commissioner Todacheene to approve the Lease Agreement with Kinder Morgan. Upon voice vote this motion passed unanimously.

6. Request for Approval of Resolution 14-15-20, Supporting Transportation Alternatives Program (TAP) Application

Dave Keck, Public Works Administrator, stated New Mexico DOT offers a grant program titled "Transportation Alternatives Program" or (TAP) which provides funding for facilities that promote safe routes to school and other alternative modes of motility such as pedestrian and bicycle paths. For FY 2016/2017 there is approximately $5,000,000 available State wide which local entities will compete for. Staff has been working with Central Consolidated Schools to develop walking facilities in the Kirtland area around their schools which would encourage students to walk to and from school. The grant amount would be $854,000 with a required 14.56% or $145,600 County match for a total project cost of $1,000,000. Staff recommends approval of resolution 14-15-20 authorizing staff to submit the application and declaring the County's commitment to the project if selected. The project would be contracted.

The impact to the County budget if selected would be as follows:
- FY 2016 - $17,473 for design .
- FY 2017 - $128,127 for construction.

A motion was made by Chairman Pro-Tem Johns, seconded by Commissioner Todacheene to approve Resolution 14-15-20 supporting Transportation Alternatives Program (TAP) application. Upon voice vote this motion passed unanimously.

7. Consideration of Resolution 14-15-22, Establishing the Calendar Year 2015 Holiday Schedule for San Juan County

Kim Carpenter, County Executive Officer, advised the Commission in December, the County Commission designates San Juan County's legal holiday schedule for the upcoming year. Attached for the Commission's consideration is a proposed holiday schedule for the calendar year 2015. Section 12-5-2, N.M.S.A.1978, as amended, designates the legal public holidays in New Mexico. The proposed 2015 Holiday Schedule for San Juan County follows the statute with the following exceptions:

Martin Luther King Jr. Birthday will be observed on Friday, November 27th;
The observance of Good Friday on Friday, April 3th; and Columbus Day will be observed on Thursday, December 24th

The resolution further includes New Year's Day, 2016 to be observed on Friday, January 1, 2016.

Staff requests approval of Resolution 14-15-22, Establishing the Calendar Year 2015 Holiday

Schedule for San Juan County. The proposed holiday schedule is similar to last year's holiday schedule and has been provided to all department heads and elected officials for their review and comment with none received. A motion was made by Commissioner Eckstein, seconded by Commissioner McDaniel to approve Resolution 14-15-22, Establishing the Calendar Year 2015 Holiday Schedule for San Juan County. Upon voice vote this motion passed unanimously.

Reports From Elected Officials And Department Heads

Commissioner Todacheene announced it was her last meeting as District 1 Commissioner. She thanked the other commissioners and Tony Atkinson, her mentor.

Ken Christesen thanked Commissioner Todacheene for her service.

Commissioner Eckstein thanked Commissioner Todacheene for her acknowledgement of our police department.

Kim Carpenter presented Commissioner Todacheene with a plaque and gavel for her leadership from 2007-2014.

Chairman Fortner stated it has been an honor to serve with Commissioner Todacheene.

Chairman Pro-Tem Johns thanked Commissioner Todacheene for her principles and dedication.

Kim Carpenter stated he is proud of the people of San Juan County, Aztec, and Bloomfield for raising 24,000 lbs of food for Echo Food Bank. New Mexico Association in Counties awarded San Juan County with the Budgeting and Accounting Award for large counties. Mr. Carpenter commended Marcella Brashear and the Finance Department.

Comments / Input From The General Public

None

Adjourn

Being no further business a motion was made by Commissioner Todacheene, seconded by Commissioner McDaniel to adjourn the meeting. Upon voice vote this motion passed unanimously and the meeting adjourned at 5:25 p.m.

APPROVED THIS 3RD DAY OF FEBRUARY, 2015

BY THE SAN JUAN COUNTY BOARD OF COMMISSIONERS:

Chairman Johns

Chairman Pro-Tem Eckstein

Margaret McDaniel

Jack Fortner

Wallace Charley

ATTEST:

Debbie Holmes, County Clerk