

San Juan County Commission Regular Meeting July 15, 2014

CEO Kim Carpenter called the San Juan County Commission meeting to order on July 15, 2014 at 4:00 P.M. in the Commission Chambers located in the County Administration Building, 100 S. Oliver Drive, Aztec, New Mexico. Mr. Carpenter stated that Chairman Fortner and Chairman Pro-Tem Johns are both out of town. Mr. Carpenter called for a nomination to elect a Temporary Chairman. Commissioner McDaniel nominated Commissioner Todacheene, Commissioner Eckstein seconded the nomination. Mike Mestas gave the invocation and Charles Kromer led the Pledge of Allegiance. Those present were:

MEMBER	GloJean Todacheene
MEMBER	Margaret McDaniel
MEMBER	Scott Eckstein
CHIEF DEPUTY ASSESSOR	Jimmy Voita
CLERK	Debbie Holmes
COUNTY EXECUTIVE OFFICER	Kim Carpenter
ASSISTANT CEO	Linda Thompson
ATTORNEY	Jim Durrett
DEPUTY ATTORNEY	Doug Echols
EMERGENCY MANAGEMENT COORDINATOR	Mike Mestas
CHIEF FINANCIAL OFFICER	Marcella Brashear
PARKS & FACILITIES ADMINSTRATOR	Mike Davidson
PUBLIC WORKS ADMINISTRATOR	Dave Keck
CHIEF HUMAN RESOURCES OFFICER	Charlene Scott
ADULT DETENTION CENTER DEPUTY ADMINISTATOR	Daniel Webb
ALTERNATIVE SENTENCING ADMINISTRATOR	Jennifer Miller
CHIEF	Doug Hatfield
GENERAL SERVICES ADMINISTRATOR	Larry Hathaway
GEOGRAPHIC INFORMATION SYSTEMS COORDINATOR	Sandi Spencer
PRESS: Farmington Daily Times	Dan Schwartz
VISITORS:	10

Regular Meeting

Approval of Agenda

Kim Carpenter, CEO stated that there are no changes to the agenda. A motion was made by Commissioner Eckstein, seconded by Commissioner McDaniel to approve the agenda as presented. Upon voice vote this motion passed unanimously.

Consent Agenda

1. Approval of Renewal of the Pharmacy Services Contract under Proposal 12-13-17, Correctional Healthcare Services, with Contract Pharmacy Services (CPS) of Warrington, PA
2. Approval to Opt Out of the Provisions of the Federal Health Insurance Portability and Accountability Act (HIPAA)
3. Approval of June 2014 Check Register

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

New Business

1. **Request for Approval to Act as Fiscal Agent for Kirtland Youth Association on the PNM Power Up Grant**

Linda Thompson, Assistant CEO stated the Kirtland Youth Association recently applied for and was awarded a \$50,000 grant from the Public Service Co. of NM to make field improvements to the vacant lot located just west of the current Kirtland Youth Facility. This lot is currently owned by San Juan County and currently within the lease extended to the Kirtland Youth Association. The \$50,000 grant would allow for the installation of a 1.33 acre irrigated grass field that would allow for soccer, youth football, and other group activities. The majority of the construction would be performed by outside contractors; however, San Juan County Parks and Facilities crews would provide in-kind labor and equipment on the installation of the pipe for the sprinkler system. This work is anticipated to be performed during the fall. In addition, San Juan County would be responsible going forward to provide water via the adjacent golf course irrigation system and maintenance of the field during the year. It is anticipated that the expense to water and maintain the field to be fairly minimal and easily accommodated into the maintenance schedule of the golf course. If the Commission approves, the Legal Dept. will develop an agreement outlining the responsibilities of San Juan County as fiscal agent and reimbursement for expenses via the grant. Staff recommends approval for San Juan County to act as Fiscal Agent for the Kirtland Youth Association on the PNM Power Up Grant. Charles Kromer with the Kirtland Youth Association was asked by acting Chairman Todacheene if he would like to comment on the community improvement grant. He informed the Commission the facility has become more than just an after school program, since January it has been scheduled 153 times for use by members of the Community for different events. A motion was made by Commissioner McDaniel, seconded by Commissioner Eckstein to approve to Act as Fiscal Agent for Kirtland Youth Association on the PNM Power Up Grant. Upon voice vote this motion passed unanimously.

2. **Consideration of Adoption of San Juan County Ordinance No. 88, Repealing Hospital Gross Receipts Tax**

Doug Echols, Deputy Attorney briefed the Commission that in 2003 the Board of County Commissioners enacted a one-eighth (.125%) local hospital gross receipts tax to fund improvements at San Juan Regional Medical Center. San Juan Regional Medical Center has indicated that the last project to be completed with the proceeds of this tax should be fully funded by December 31, 2014. Adoption of Ordinance No. 88 will terminate the tax effective January 1, 2015. The Commission approved a Notice of Intent to Adopt at their June 17 meeting and the Notice was published in the Daily Times on Sunday, June 22. A motion was made by Commissioner Eckstein, seconded by Commissioner McDaniel to approve Adoption of San

Juan County Ordinance No. 88, Repealing Hospital Gross Receipts Tax. Acting Chairman Todacheene opened the floor for public comment. There being no public comment, upon voice vote this motion passed unanimously.

3. Consideration of Adoption of San Juan County Ordinance No. 89, Adopting a County Hold Harmless Gross Receipts Tax

Doug Echols, Deputy County Attorney stated as the Commission is aware, the State Legislature, in 2005, removed the statewide gross receipts tax on qualifying food sales and certain medical services. That bill contained a "hold harmless" provision that provided for a new distribution formula to offset the revenue loss counties and cities would incur and was incorporated into NMSA 1978, Section 7-1-6.46. In 2013, however, the Legislature repealed the hold harmless provision with a bill that will phase out the hold harmless payments and also authorized counties to enact a new "hold harmless" gross receipts tax to offset the loss of revenue. Ordinance No. 89 would enact a one eighth of one percent (.125%) gross receipts tax on anyone engaging in business in San Juan County. The one-eighth gross receipts tax would be used for County general purposes. If approved, this tax would go into effect on January 1, 2015 simultaneously with the reduction in the Local Hospital Gross Receipts Tax. The Commission approved a Notice of Intent to Adopt at their June 17 meeting and the Notice was published in the Daily Times on Sunday, June 22. Acting Chairman Todacheene opened the floor for public comment. There being no public comment, a motion was made by Commissioner Eckstein, seconded by Acting Chairman Todacheene to approve Adoption of San Juan County Ordinance No. 89, Adopting a County Hold Harmless Gross Receipts Tax. Upon voice vote Commissioner Eckstein and Acting Chairman Todacheene voted in favor of the motion. Commissioner McDaniel voted against the motion.

Reports From Elected Officials And Department Heads

Commissioner McDaniel stated she recently attended a Sheep Springs Chapter meeting she was asked to express their gratitude for the excellent response San Juan County Fire Department gave during the Assaya Fire.

Acting Chairman Todacheene also thanked the San Juan County Fire department for assisting the Navajo Nation and the other departments that were at the Assaya Fire.

Comments / Input From The General Public

None

Closed Executive Session

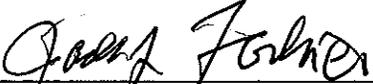
None

Adjourn

Being no further business a motion was made by Commissioner McDaniel, seconded by Commissioner Eckstein to adjourn the meeting. Upon voice vote this motion passed unanimously and the meeting adjourned at 4:13 p.m.

APPROVED THIS 30th DAY OF JULY, 2014

BY THE SAN JUAN COUNTY BOARD OF COMMISSIONERS:



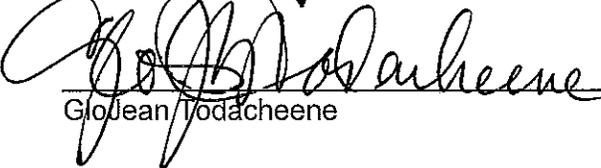
Chairman Jack L. Fortner



Chairman Pro-Tem Keith Johns



Margaret McDaniel

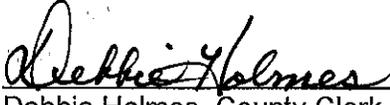


Glo Jean Todacheene



Scott Eckstein

ATTEST:



Debbie Holmes, County Clerk