

San Juan County Commission Regular Meeting July 26, 2016

Chairman Eckstein called the San Juan County Commission meeting to order on July 26, 2016 at 4:00 P.M. in the Commission Chambers located in the County Administration Building, 100 S. Oliver Drive, Aztec, New Mexico. Dr. Kim Carpenter gave the invocation and Chairman Pro-Tem Fortner led the Pledge of Allegiance. Those present were:

CHAIRMAN	Scott Eckstein
CHAIRMAN PRO-TEM	Jack Fortner
MEMBER	Margaret McDaniel
MEMBER	Wallace Charley
CHIEF DEPUTY ASSESSOR	Benay Jones
CLERK	Debbie Holmes
SHERIFF	Ken Christesen
COUNTY EXECUTIVE OFFICER	Kim Carpenter
COUNTY OPERATIONS OFFICER	Mike Stark
DEPUTY ATTORNEY	Joe Sawyer
EMERGENCY MANAGER	Mike Mestas
CHIEF FINANCIAL OFFICER	Jim Cox
DEPUTY FINANCE OFFICER	Kim Martin
PARKS & FACILITIES ADMINSTRATOR	Mike Davidson
PARKS & FACILITIES DEPUTY ADMINISTRATOR	Daniel Hill
PUBLIC WORKS ADMINISTRATOR	Dave Keck
FIRE CHIEF	Craig Daugherty
DEPUTY FIRE CHIEF	Thomas Fields
HEALTH CARE ASSISTANCE PROGRAM COORDINATOR	Liza Gomez Akley
GENERAL SERVICES ADMINISTRATOR	Larry Hathaway
HOUSING EXECUTIVE DIRECTOR	Faye Anderson
SAFETY & COMPLIANCE MANAGER	Stewart Logan
PRESS: Farmington Daily Times	Brett Bernsten
Talon	Debbie Israel
VISITORS:	11

A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner McDaniel 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. Request for Approval of Health Care Assistance Claims
2. Approval of Minutes of July 5, 2016.

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 Chairman Pro-Tem Fortner, seconded by Commissioner McDaniel to adjourn the Indigent Hospital and County Health Care 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. Dr. Carpenter briefed the Commission that Consent Agenda Item #2, Approval of Memorandum of Agreement with New Mexico Department of Agriculture for Nonnative Phreatophyte Removal and Riparian Restoration that this year the State is reducing the County's funding from 5% to 10%. The amount is \$123,075 vs. \$129,000 received last year. A motion was made by Commissioner McDaniel, seconded by Commissioner Charley to approve the agenda as presented. Upon voice vote this motion passed unanimously.

Consent Agenda

1. Approval of Resolution 16-17-05, FY16 Final Budget Adjustments
2. Approval of Memorandum of Agreement with New Mexico Department of Agriculture for Nonnative Phreatophyte Removal and Riparian Restoration
3. Approval of July 5, 2016 Regular Meeting Minutes
4. Approval of June 2016 Check Register

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

New Business

1. Consideration of Resolution 16-17-06, FY16 Final Quarter Financial Report

Jim Cox, Chief Financial Officer, briefed the Commission that the Finance Department prepares a financial report each quarter in accordance with Department of Finance & Administration (DFA) requirements. The DFA requires that the final quarter financial report be reviewed and approved by resolution by the County Commission. Staff requests approval of the FY16 Final Quarter Financial Report to comply with the DFA requirement. Mr. Cox highlighted the revenue, expenditures, that the budget met the 3/12ths reserve requirements, and the 1/12th reserve requirements for the road fund. A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner Charley to approve Resolution 16-17-06, FY16 Final Quarter Financial Report. Upon voice vote this motion passed unanimously.

2. Consideration of Resolution 16-17-04, FY17 Final Budget

Jim Cox, Chief Financial Officer indicated to the Commission that the FY17 Final Budget must be submitted to the Department of Finance & Administration (DFA) by July 31, 2016. The budget documents will be sent to the DFA after approval by the Commission and they have until September 6, 2016 to approve the budget. He explained the final budget revenue increased fund wide from the interim budget due to an adjustment for property tax valuations, grant, and state funding adjustments. Expenditures increased due to additional capital and a capital carryforward. The final budget meets the 3/12ths reserve requirements and the 1/12th reserve requirements for the road fund. A motion was made by Commissioner Charley, seconded by Chairman Pro-Tem Fortner to approve Resolution 16-17-04, FY17 Final Budget. Upon voice vote this motion passed unanimously.

3. Consideration of Resolution 16-17-03, Encouraging the United States Congress to Fully Fund the Payment In Lieu of Taxes (PIL T) Program as a Mandatory Program

Kim Carpenter, CEO, informed the Commission that once again this year PILT Funding seems to be a discussion in Washington DC as to whether or not it should be funded at the same level as years past. The New Mexico Association of Counties has requested its members to do resolutions opposing any potential decreases in PILT Funding that would then be sent on to our Federal Delegation. Staff requests approval of resolution 16-17-03. Dr. Carpenter read from the resolution:

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of San Juan County, New Mexico, respectfully requests Congress to provide full funding for PILT in FY 2016 and FY 2017 and that Congress should develop a sustainable long-term approach to funding these essential local services in America's public lands counties.

Chairman Eckstein asked various questions. A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner McDaniel to approve Resolution 16-17-03, Encouraging the United States Congress to Fully Fund the Payment In Lieu of Taxes (PILT) Program as a Mandatory Program. Upon voice vote this motion passed unanimously.

4. Consideration of Resolutions 16-17-08, 16-17-09, and 16-17-10 Supporting Agreements for Funding Under New Mexico Department of Transportation County Cooperative Program (COOP)

Dave Keck, Public Works Administrator requested approval of the above resolutions that would accept funding from the New Mexico Department of Transportation for the construction and/or improvement of some designated County roads. The State requires a resolution from the County Commission in support of pursuing an Agreement to receive the funds and to agree to a 25% match. This year, the State will fund the following amounts for pavement and rehabilitation of various county roads:

PROJECT NO	STATE SHARE	COUNTY SHARE	PROJECT TOTAL	LOCATION
CAP-5-17(469)	\$141,037	\$47,012	\$188,049	CR350
SB-7805(102)17	\$101,835	\$33,945	\$135,780	CR350
SP-5-17(183)	\$69,823	\$23,274	\$93,097	CR350
TOTALS	\$312,695	\$104,231	\$416,926	

Staff requests approval of Resolutions 16-17-08, 16-17-09, and 16-17-10 authorizing: 1) the County Executive Officer to execute the Agreements for CAP-5-16(469), SB-7805(102)16 and SP-5-15(183). 2) Payment of the 25% match totaling \$104,231. Funding will go to improve 7.5 miles of County Road 350. A motion was made by Commissioner McDaniel, seconded by Commissioner Charley to approve the Resolutions 16-17-08, 16-17-09, and 16-17-10 Supporting Agreements for Funding Under New Mexico Department of Transportation County Cooperative Program (COOP). Upon voice vote this motion passed unanimously.

5. Clarification of Policy on "Subsidy for Qualified Residential Users" of Regional Landfill

Dave Keck, Public Works Administrator stated as the Commission is aware the current policy is to subsidize the disposal fees at the Regional Landfill for County Residents of the unincorporated areas of the County. However, in 1997 per resolution 97-98-03 the Commission voted to stop the subsidy for any tires and commercially generated waste entering the Landfill. From time to time Waste Management staff has difficulties explaining the policy to the public. Mr. Keck presented a "Policy Statement" which explains who and what is eligible to receive the subsidy and under what conditions. Staff is requesting approval of the Policy Statement which will be used to inform the Public in an effort to avoid confusion, misunderstandings, and promote workable operating practices at the Regional Landfill. The Commission asked various questions and Chairman Pro-Tem Fortner requested that the policy be implemented in 60-90 days to give the public notice. A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner McDaniel to approve the Clarification of Policy on "Subsidy for Qualified Residential Users" of Regional Landfill with notice and implementation in 90 days. Upon voice vote this motion passed unanimously.

6. Health Care Assistance Program (HCAP) Vision and Overview

Kim Carpenter, CEO, introduced Liza Gomez the HCAP Coordinator. Ms. Gomez informed the Commission that the Health Care Assistance Program needs to be evaluated in order to determine a future direction of providing assistance. Due to funding constraints and finding many voids in lack of services, staff is requesting an open discussion take place with Commissioners to determine future considerations of sustaining the program which is required by law to be run by San Juan County. Staff has prepared a Vision for the program in the future to present that will fill voids that both Affordable Care and Medicaid currently have. Ms. Gomez gave an overview of the current HCAP program, presented options to address health care priorities and gap/voids. Chairman Pro-Tem Fortner expressed his concerns and suggested conversation with the health care providers and hospital for their input. Dr. Carpenter briefed the Commission on upcoming legislation and requested the Commission consider the 1/16

sunset timeline provided by Joe Sawyer, Deputy County Attorney. The Commission asked various questions. Mr. Sawyer stated a Notice of Intent to adopt the ordinance to repeal the sunset of the County Health Care 1/16th gross receipts tax increment.

This is a discussion item only.

7. Report on Inspection of Detention Center

Joe Sawyer, Deputy County Attorney, informed the Commission that at the 2011 session of the legislature repealed NMSA 1978, §33-3-4, Inspection of Jails and Detention Centers, which required the governing body to inspect jails at least twice a year and report to the District Court and enacted a new §33-3-4 which provides that the governing body shall conduct an annual site visit to inspect the overall conditions at the facility and present an inspection report at a regular meeting of the governing body. The last report was submitted on October 7, 2015. If the Commission will visit the jail we will prepare an inspection report to present at a regular County Commission meeting. Mr. Sawyer requested the Commission inspect the jail as soon as possible.

This is an information item only.

Report from the CEO

None

Reports From Elected Officials And Department Heads

Chairman Pro-Tem Fortner expressed his condolences on behalf of the County to the family of Bruce Donisthorpe, Political Consultant.

Mike Mestas, Emergency Manager informed the Commission that Animas Valley Water is working with Souder Miller on a plan to flush the system with the aid of the CEO's office by providing Geographical Information Systems (GIS) mapping, Emergency Management and the San Juan County Fire Department. The environmental department will review the plan and after reviewed the system will be flushed out systematically.

Commissioner McDaniel commended Emergency Management.

Michele Truby-Tillen, Flood Plain Manager, explained to the Commission the National Flood Insurance Program has a Flood Plain Community Rating System which does an audit every 5 years. This year's rating was a level 8 which gives a 10% insurance discount to those in the flood plain.

Comments / Input From The General Public

None

Closed Executive Session

A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner Charley to go into closed executive session to discuss possible acquisition of property for Lee Acres Station 2 and Valley Station 3. Upon voice vote this motion passed unanimously. Upon return Chairman Eckstein stated that nothing other than what was stated in the motion to go into closed executive session was discussed, which was acquisition of property. A motion was made by Commissioner McDaniel, seconded by Chairman Pro-Tem Fortner to go back into New Business Item 8. Upon voice vote this motion passed unanimously.

New Business – continued

8. Consideration of Request for Approval of a Purchase Agreement of Land for the San Juan County Fire Department

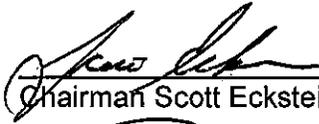
Craig Daugherty, Fire Chief, briefed the Commission that the San Juan County Fire Department would like to acquire 3 acres of vacant land, located on County Road 5500 from Rose Cottington. This land would be utilized for a future fire station site. The purchase price is \$65,000. This amount is less than the appraised price. The purchase would be contingent on a favorable environment assessment and a successful subdivision application. Staff requests approval of the Real Estate Purchase Agreement. A motion was made by Commissioner McDaniel, seconded by Chairman Pro-Tem Fortner to approve the Purchase Agreement of Land for the SJC Fire Department. Upon voice vote this motion passed unanimously.

Adjourn

Being no further business a motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner Wallace to adjourn the meeting. Upon voice vote this motion passed unanimously and the meeting adjourned at 5:05 p.m.

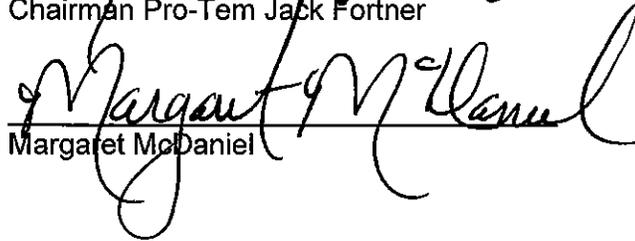
APPROVED THIS 16TH DAY OF AUGUST, 2016

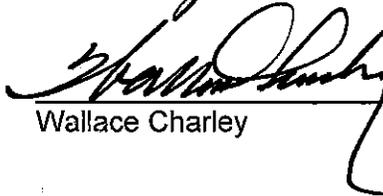
BY THE SAN JUAN COUNTY BOARD OF COMMISSIONERS:


Chairman Scott Eckstein

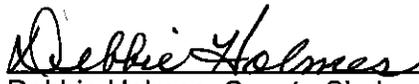

Chairman Pro-Tem Jack Fortner


Keith Johns


Margaret McDaniel


Wallace Charley

ATTEST:


Debbie Holmes, County Clerk