

San Juan County Commission Regular Meeting August 16, 2016

Chairman Eckstein called the San Juan County Commission meeting to order on August 16, 2016 at 4:00 P.M. in the Commission Chambers located in the County Administration Building, 100 S. Oliver Drive, Aztec, New Mexico. Chairman Pro-Tem Fortner gave the invocation and Commissioner Charley led the Pledge of Allegiance. Those present were:

| | |
|---|-------------------|
| CHAIRMAN | Scott Eckstein |
| CHAIRMAN PRO-TEM | Jack Fortner |
| MEMBER | Keith Johns |
| MEMBER | Margaret McDaniel |
| MEMBER | Wallace Charley |
| ASSESSOR | Jimmy Voita |
| CHIEF DEPUTY ASSESSOR | John Kuhn |
| CLERK | Debbie Holmes |
| COUNTY EXECUTIVE OFFICER | Kim Carpenter |
| COUNTY OPERATIONS OFFICER | Mike Stark |
| ATTORNEY | Doug Echols |
| 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 |
| PUBLIC WORKS DEPUTY ADMINISTRATOR | Fran Fillerup |
| CHIEF HUMAN RESOURCES OFFICER | Charlene Wells |
| ALTERNATIVE SENTENCING DEPUTY ADMINISTRATOR | Heidi Sawyer |
| 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 |

VISITORS:

15

A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner Johns 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 26, 2016.
3. Presentation and Discussion of the 2016 San Juan County Needs Assessment

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 Commissioner Johns, 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 two changes to the agenda. Item #5, Consideration of Request for Funding of Study for Water Pipeline from Lake Nighthorse to Farmington Lake is removed from New Business, the resolution number on Item #8 in New Business should be 16-17-11, and if Item #6 is approved by the Commission a budget adjustment will automatically be made. A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner McDaniel to approve the agenda as amended. Upon voice vote this motion passed unanimously.

Consent Agenda

1. Approval of Resolution 16-17-13, FY17 Budget Adjustments #1 (thru August)
2. Approval of Section Eight Management Assessment Program (SEMAP) Certification
3. Approval of July 26, 2016 Regular Meeting Minutes
4. Approval of July 2016 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. Consideration of Land Request from the Town of Kirtland

Larry Hathaway, Trustee, Town of Kirtland requested up to 5 acres of land for the town park and future expansion. The land is located on Road 6500. A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner Charley to approve the Land Request Up to Five Acres from the Town of Kirtland. Upon voice vote this motion passed unanimously.

2. Consideration of Proposed Recommendation of Harry Garcia to Replace Former Representative Ken Martinez

Kim Carpenter, CEO, briefed the Commission that the State of New Mexico Representative Ken Martinez has stepped down as the representative of McKinley, Cibola, and part of San Juan County. As a result, the Primary Election had no Republican candidate who filed and one Democrat, Mr. Harry Garcia. Mr. Garcia is also unopposed in the upcoming General Election and it is too late for any write-in candidates. Mr. Garcia has been nominated by both Cibola and McKinley Counties to replace outgoing Representative Ken Martinez. He is now asking San Juan County for the same consideration. San Juan County is required, by statute, to recommend a replacement. San Juan County has only one precinct in this House District. A motion was made by Commissioner McDaniel, seconded by Commissioner Charley to approve the Proposed Recommendation of Harry Garcia to Replace Former Representative Ken Martinez. Upon voice vote this motion passed unanimously.

3. Consideration of Proposal of San Juan County Ordinance No. 96, Repealing the Sunset of One-Sixteenth County Health Care Gross Receipts Tax

Doug Echols, County Attorney, explained that at the July 26, 2016 meeting, the Commission expressed interest in repealing the sunset of the one-sixteenth of one percent (.0625%) county health care gross receipts tax which went into effect on January 1, 2015, and will sunset on December 31, 2016. Ordinance 96 would repeal Section 6, the sunset clause. If the Commission approves the Notice of Intent to Adopt, the Legal Department will schedule the proper publication and place this item on the September 20, 2016 Commission meeting agenda requesting adoption of the Ordinance at that time. A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner McDaniel to approve Publishing of the Intent to Adopt of San Juan County Ordinance No. 96, Repealing the Sunset of One-Sixteenth County Health Care Gross Receipts Tax. Upon voice vote this motion passed unanimously.

4. Consideration for Award of Bid 16-17-01, Centerpoint Fire Station #2

Thomas Fields, Deputy Fire Chief, explained that on July 13, 2016, Central Purchasing issued a request for sealed bids for a new Centerpoint Fire Station #2 located on Highway 173. One hundred fifty-six (156) invitations were mailed. On August 9, 2016, one (1) bid was received and opened. The bid response was reviewed by staff and the project architect. Consideration for award of Bid 16-17-01, Centerpoint Fire Station #2 to Winters Construction of Farmington, NM the only bidder for this project. The award will be for the base bid only in the amount of \$997,996.00 and NMGRT of \$65,493.49 for a total award of \$1,063,489.49. It is recognized that this amount is over our original rough estimate of \$700,000 that was originally budgeted. There are several factors which have led to the increase as well as our justification to move forward even though this particular project is over budget. First our original rough estimate budget was based on a smaller square footage metal building by 600 square feet. Working with the architect it was realized that we needed the extra space due to future needs and having the ability to put living quarters in the station looking out twenty plus years. It was also recognized that we could get a block building for a little more than a metal building, and again looking 20 plus years ahead felt this was a better investment. Staff also feels that we can be successful in receiving a state fire grant for \$100,000 which will help offset some of the overage. Staff also notes that future opportunities to obtain these \$100,000 state fire grants are very probable and

feel we can still accomplish all the projects we originally proposed for the overall bond, utilizing a combination of funds (i.e. state fire grants, 222 budgets, state fire funds and the bond funding). Staff also wants to emphasize that bond projects up to this point have all been under budget to include \$118,000 under for the Valley 1 remodel; as well, we were able to stretch our original request of seven fire apparatus into thirteen fire apparatus while still leaving \$364,000 for future purchases from bond funds. All of this was accomplished by utilizing the same combination of funding sources mentioned above, which we feel we can duplicate in the future to offset this deficit. We will also consider if needed, and working with the engineer, reducing costs by value engineering in any places where we can find savings. Staff, after lengthy internal consultation, and with the engineer believe that it is in the best interest of the county to move forward with the bid and are requesting your approval. Chairman Pro-Tem Fortner asked various questions. Mr. Fields stated the Insurance Service Office (ISO) ratings are currently at a 10 for the citizens in that area which means they basically have no fire protection service and after the station is built the ratings will be lower which will cost them less in insurance costs. A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner McDaniel to approve the Award of Bid 16-17-01, Centerpoint Fire Station #2. Upon voice vote this motion passed unanimously.

5. Consideration of Request for Funding of Study for Water Pipeline from Lake Nighthorse to Farmington Lake

Remove from the agenda for the purpose of further discussion.

6. Consideration of Request to Purchase Two Additional Ambulances for San Juan Regional Medical Center

Kim Carpenter, CEO, stated that San Juan Regional Medical Center's been notified that there is a potential savings to purchase two additional ambulances at a reduced price due to a discontinued platform of Ambulance that they currently use. As a result, the savings is in the area of \$70,000 to \$90,000. Staff is requesting consideration of purchasing ambulances at this reduced price to save money for future purchases in the coming years. Funding will come from the Communication Authority/Emergency Management System (EMS) tax and not from the general fund. Jim Cox, Chief Financial Officer, stated the budget will be adjusted upon approval. The Commission asked various questions. A motion was made by Commissioner Johns, seconded by Chairman Pro-Tem Fortner to approve the Request to Purchase Two Additional Ambulances for San Juan Regional Medical Center. Upon voice vote this motion passed unanimously.

7. Consideration of Resolution 16-17-12, Records Retention Policy and Procedure

Joe Sawyer, Deputy County Attorney, informed the Commission that the County's acquisition of new Tyler Munis Enterprise Resource Planning software and Microsoft Outlook 365 software will allow County staff to scan paper documents into the system and store entire files electronically at a remote location. In State statute Sections 14-1-7 through 14-1-8 and 14-3-1 through 14-3-28 direct how the County may dispose of its records when they are no longer needed. To comply with the law, a records retention policy and procedure that addresses scanning of records is necessary to guide employees as they store and dispose of written and

electronic records. A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner McDaniel to approve Resolution 16-17-12, Records Retention Policy and Procedure. Upon voice vote this motion passed unanimously.

8. Consideration of Resolution 16-17-11, Report on Inspection of Detention Center

Doug Echols, County Attorney reported 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. Resolution No.16-17-11 reports the findings of the inspection and the conditions at the Detention Center. A motion was made by Commissioner Johns, seconded by Commissioner McDaniel to approve Resolution 16-17-13, Report on Inspection of Detention Center. Upon voice vote this motion passed unanimously.

9. Consideration of Resolution 16-17-07, Adopting the New Mexico Infrastructure Capital Improvement Plan (ICIP) 2018-2022

Mike Stark, COO, stated that the Infrastructure and Capital Improvement Plan is provided on an annual basis to the State of New Mexico Local Government Division and provides the following information: entity's planning process, goals, trends, inventory, five year project summary including project priority, description, budget, possible funding sources, operating expenses, and implementation schedule. In addition, San Juan County is required to identify the top five capital projects we wish to earmark for the Governor's funding consideration during the 2017 legislative session. Input to the plan was garnered from two sources: citizen input via public hearings and elected official/department head input. Three public hearings were held at the following facilities and dates: Blanco Senior Center on July 18th, County Administration Building on July 19th and the Flora Vista Water Users Association Building on July 20th. One project was deleted from the previous year's list due to completion: Lagoon Ltd. Wastewater System Improvements (Phase 2) and the engineering services for CR 5500 Bridge #8130 were combined with the Bridge Improvement project in year 2019. Due to citizen input received at public hearings, three projects were added to the list for consideration by the Commission: Totah Subdivision Water and Wastewater System Improvements, Bike Path from Aztec to Flora Vista, and a Community Mental Health Facility. Staff requests direction of the priorities and subsequent approval of Resolution 16-17-07 San Juan County's five year list of potential capital projects and a prioritization of projects for fiscal year 2018. A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner Johns to approve Resolution 16-17-07, Adopting the New Mexico Infrastructure Capital Improvement Plan (ICIP) 2018-2022. Upon voice vote this motion passed unanimously.

Report from the CEO

Kim Carpenter informed the Commission that the first football game was played at the Kirtland Youth Association Facility. There will be a ribbon cutting after the scoreboard and bleachers are installed and invited the Commission to attend.

Reports From Elected Officials And Department Heads

Chairman Eckstein recognized Jeff Egbert, Interim CEO for the San Juan Regional Medical Center and expressed his appreciation.

Mike Mestas, Emergency Manager, updated the Commission regarding Animas Valley Water. Mr. Mestas stated there is 75 miles of water line that needed to be flushed and should be done in about a week, and then the Environmental Protection Agency will test the water. Mr. Mestas informed the Commission that the titanium fire at APS Power Plant was put out quickly and there was no exposure. Bureau of Reclamation is coming next week to inspect the area of the river that was washed away.

Jimmy Voita, Assessor, introduced John Kuhn as the new Chief Deputy Assessor.

Comments / Input From The General Public

Cindy Waters expressed her concerns regarding noise nuisance and requested the possibility of an excessive noise ordinance be drawn up. Lieutenant Daniel Clark, San Juan County Sheriff's office will follow up on the reports to the call center.

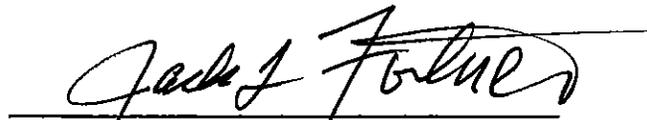
Adjourn

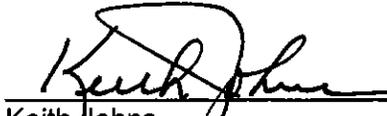
Being no further business a motion was made by Commissioner Johns, seconded by Commissioner Charley to adjourn the meeting. Upon voice vote this motion passed unanimously and the meeting adjourned at 5:05 p.m.

APPROVED THIS 6TH DAY OF SEPTEMBER, 2016

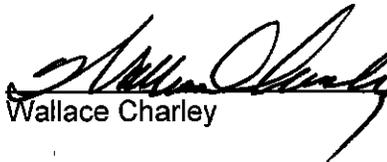
BY THE SAN JUAN COUNTY BOARD OF COMMISSIONERS:


Chairman Scott Eckstein


Chairman Pro-Tem Jack Fortner


Keith Johns


Margaret McDaniel


Wallace Charley

ATTEST:


Debbie Holmes, County Clerk