

**San Juan County Commission
Regular Meeting
July 2, 2019**

Chairman Fortner called the San Juan County Commission meeting to order on July 2, 2019 at 4:05 P.M. in the Commission Chambers located in the County Administration Building, 100 S. Oliver Drive, Aztec, New Mexico. Chairman Fortner gave the invocation and Commissioner Beckstead led the Pledge of Allegiance. Those present were:

CHAIRMAN	Jack L. Fortner
CHAIRMAN PRO-TEM-Absent	Jim Crowley
MEMBER	John T. Beckstead
MEMBER	GloJean Todacheene
MEMBER	Michael Sullivan
CLERK	Tanya Shelby
CHIEF DEPUTY TREASURER	Carol Taulbee
COUNTY MANAGER	Mike Stark
COUNTY ADMINISTRATIVE OFFICER	Fran Fillerup
ATTORNEY	Doug Echols
DEPUTY ATTORNEY	Joe Sawyer
RISK MANAGER	Cynthia Singleton
CHIEF FINANCIAL AND STRATEGY OFFICER	Jim Cox
DEPUTY FINANCE OFFICER	Kim Martin
PARKS & FACILITIES ADMINISTRATOR	Daniel Hill
PARKS & FACILITIES DEPUTY ADMINISTRATOR	Steven Dansie
PUBLIC WORKS ADMINISTRATOR	Nick Porell
CHIEF HUMAN RESOURCES OFFICER	Charlene Wells
ADULT DETENTION CENTER WARDEN	Tom Havel
ADULT DETENTION CENTER DEPUTY WARDEN	Daniel Webb
JUVENILE SERVICES ADMINISTRATOR	Traci Neff
JUVENILE SERVICES DEPUTY ADMINISTRATOR	Bowen Belt
FIRE CHIEF	Craig Daugherty
DEPUTY FIRE CHIEF	John Mohler
HEALTH CARE ASSISTANCE PROGRAM COORDINATOR	Liza Lier
GENERAL SERVICES ADMINISTRATOR	Larry Hathaway
SUBDIVISION REVIEW OFFICER	David Barnett
CHIEF IS OFFICER	Keith Lund
HOUSING EXECUTIVE DIRECTOR	Faye Anderson
SAFETY & COMPLIANCE MANAGER	Stewart Logan
PUBLIC RELATIONS MANAGER	Devin Neeley

VISITORS:

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Presentations

1. Presentation of Certificate of Recognition to Brent and Twila Byrum for the "Yard of the Month" Program

Larry Hathaway, General Services/Community Development Administrator explained the "Yard of the Month" program's mission is to recognize citizens of San Juan County for their voluntary efforts in "Building a Stronger Community" by taking pride in the appearance and maintenance of their yard and home. The Byrums have inspired county residents to strive for a clean and beautiful community where natural resources are protected and the environment is enhanced. The Byrum's attractively groomed property is located at 197 Road 3000 West of Aztec. The judging criteria reviewed by the Code Compliance Officer and the Community Development Administrator were as follows:

- House numbers are attractively displayed.
- The yard is free of litter, junk and debris.
- The yard is free of junked or inoperable vehicles.
- Trash receptacles are hidden from view.
- The yard is free of appliances and indoor furniture on front porches or patios.
- The yard is attractively groomed and well maintained. In other words, pleasing to the eye or to the passerby.
- The residence, out buildings, fences, porches, decks and patios on the premises are in good repair.

Mr. Hathaway introduced Bob Carmen, Code Compliance Officer. Mr. Carmen commended the Byrums for their yard.

2. Presentation of New Mexico Adult Detention Center Professional Standards Council 3-Year Re-Accreditation

Scott Chambers, Accreditation Manager of New Mexico Counties(NMC) explained that the Adult Detention Professional Standards Council (ADPSC) awarded a three-year Certificate of Re-accreditation to the San Juan County Adult Detention Center during the New Mexico Counties 83rd Annual Conference June 21, 2019 hosted by Curry County in Clovis. The San Juan County Detention Center has been accredited since April 2013. The Certificate of Re-accreditation is awarded to those county detention facilities that continue to meet or exceed best practice standards in detention, as developed and approved by the ADPSC. There are 190 standards that the facilities must meet over a 3-year process. A joint initiative between NMC and the New Mexico Municipal League, ADPSC's mission is to enhance the professionalism, uniformity and consistency in the operation of detention facilities in New Mexico. To date, nine counties have attained accreditation status. Mr. Chambers stated the detention center is evaluated by cleanliness, safety, detainees/staff comprehension of policies, and observation of daily operations and commended Warden Havel and the staff for a clean assessment of the facility. Mr. Chambers presented Warden Havel and staff with the accreditation award.

A motion was made by Commissioner Todacheene, seconded by Commissioner Beckstead to call to order the Indigent Hospital and County Health Care Board Meeting. Upon voice vote, the motion passed unanimously.

Indigent Hospital Claims Board Meeting

1. Request for Approval of Health Care Assistance Claims
2. Approval of Minutes of June 4, 2019

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

A motion was made by Commissioner Sullivan, seconded by Commissioner Beckstead 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

Mike Stark, County Manager, stated that there are no changes to the agenda. A motion was made by Commissioner Todacheene, seconded by Commissioner Sullivan to approve the agenda as presented. Upon voice vote this motion passed unanimously.

Consent Agenda

1. Approval of Request by San Juan County CDWI Task Force to Serve as Fiscal Agent to Apply for the Community Driving While Intoxicated (CDWI) Prevention Grant
2. Approval of Restated San Juan County Summary Plan Document for Medical (Rx), Dental, and Vision Plans
3. Approval of Resolution 19-20-01, FY19 Budget Adjustments #13
4. Approval of Regular Meeting Minutes of June 4, 2019
5. Approval of Special Meeting Minutes of June 11, 2019
6. Approval of Special Meeting Minutes of June 17, 2019
7. Approval of May 2019 Check Registers

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

New Business

1. **Consideration of Partial Vacation of Plat - Mesa Manzano Addition Unit 3-B, Replat B**

David Barnett, Subdivision Review Officer, stated that Mesa Manzano Addition Unit 3-B, located

west of Bloomfield, was accepted by the County Commission and recorded on January 12, 1987. A cul-de-sac was planned in the original subdivision, but it was never built, and it is not maintained by the County. The owners adjacent to the cul-de-sac proposed a partial vacation of the right-of-way to acquire the land to resolve encroachment issues of the house, landscaping, and septic system. The easements would remain after the proposed partial vacation. As per Section 7.2.3 of the Subdivision Regulations, the Commission shall decide whether the partial vacation will adversely affect the interests of persons on contiguous land or of persons within the subdivision. The utility companies that serve this area have given their approval. Several landowners in the subdivision have provided letters of support, including several officers of the Mesa Manzano Addition Water Users Association. Public Works, the Fire Department, and the Legal Department have reviewed this and do not object to the proposed partial vacation. Staff recommended approval, subject to an independent appraisal, and possible Department of Finance approval of sale. Joe Sawyer, Deputy Attorney, explained that a public hearing is required and Tanya Shelby, County Clerk, swore in Don Cooper of Mesa Manzano Addition Water Users Association, James Caldwell, and Kimberly Caldwell. Chairman Fortner began the public hearing and stated that notice of the hearing was given on June 27, 2019 by publication of the final agenda and requested that documents be announced and received into evidence. Mr. Sawyer stated that the following evidence was submitted:

- Application for Vacation of a Plat signed by the Caldwells
- The proposed partial vacation plat showing the cul-de-sac to be vacated, the easement, the properties surrounding the cul-de-sac which are all owned by Kimberly and James Caldwell
- Right of Way Easement granting a 10-foot access easement to Mesa Manzano Water Users Association for access to their pond, the dam, piping, and spillway for inspection, maintenance and repairs
- Nine letters of support from surrounding property owners, including one from Don Cooper, President of the Mesa Manzano Addition Water Users Association, the Secretary Treasurer, and a member of the Mesa Manzano Addition Water Users Association
- Letters from Farmington Electric Utility System, and New Mexico Gas Company stating they are not opposed to the vacation

Mr. Sawyer stated that after the hearing a final disposition will be prepared for signature. Those who appeal will be sent a copy and will have 30 days to appeal. Chairman Fortner asked Mr. Cooper if the vacation of easement will adversely affect the Mesa Manzano Addition Water Users Association access to the pond and pipes to take care of the water system. Mr. Cooper stated that there will be no adverse effects. Chairman Fortner requested comment from the public of those in opposition of the vacation of the easement. There was no comment from the public. Chairman Fortner closed the public hearing. Commissioner Beckstead asked if there were any letters of opposition and Mr. Sawyer and David Barnett, Subdivision Review Officer stated no letters were received. A motion was made by Commissioner Todacheene, seconded by Commissioner Sullivan to approve the Partial Vacation of Plat for Mesa Manzano Addition Unit 3-B, Replat B. Upon voice vote this motion passed unanimously.

2. Consideration of Letter of Support for NM Department of Transportation / Navajo Nation Better Utilizing Investments to Leverage Development (BUILD) Grant Application- US Highway 64

Fran Fillerup, County Administrative Officer, reported that the County has received a request from the Navajo Nation Division of Transportation (NDOT) to support their joint application with New Mexico Department of Transportation (NMDOT) for federal Better Utilizing Investments to Leverage Development (BUILD) grant funds. NDOT and NMDOT are cooperating on a project to replace bridges and reconstruct roadway on US Highway 64 from Shiprock to the Arizona border. The estimated cost is approximately \$40 million. A motion was made by Commissioner Todacheene, seconded by Commissioner Beckstead to approve the Letter of Support for NM Department of Transportation / Navajo Nation Better Utilizing Investments to Leverage Development (BUILD) Grant Application -US Highway 64. Upon voice vote this motion passed unanimously.

3. Consideration of Renewal of Memorandum of Understanding Between Navajo Nation Division of Transportation and San Juan County

Fran Fillerup, County Administrative Officer, stated that in 2013, the Navajo Nation Division of Transportation (NDOT) and the County entered in to a Memorandum of Understanding (MOU) regarding cooperation on roadway projects which laid the groundwork for an Intergovernmental Agreement (IGA) to carry out certain road and bridge projects within San Juan County and the Navajo Nation. The tenets of the MOU are general in nature and the two parties commit to regular collaboration, with a term of 5 years, without committing either side financially. The previous MOU expired in February 2018 and NDOT requested that the parties renew the MOU. If not renewed, NDOT would work with the County to identify projects to be included in an updated IGA to follow. According to the previous IGA, the Navajo Nation has completed all design and planning activities, the County has provided cost estimates to complete the projects, and the Navajo Nation has paid the funds ahead of time to the County. This method has allowed the Navajo Nation and the County to complete roadway reconstruction and resurfacing, as well as bridge projects. Staff recommended the Commission renew the MOU for a term of 5 years. A motion was made by Commissioner Todacheene, seconded by Commissioner Beckstead to approve the Renewal of Memorandum of Understanding Between Navajo Nation Division of Transportation and San Juan County. Upon voice vote this motion passed unanimously.

4. Report on Inspection of Detention Center

Doug Echols, County Attorney, explained NMSA 1978, §33-3-4, provides that the governing body shall conduct an annual site visit to inspect the overall conditions at the detention center and present an inspection report at a regular meeting of the governing body. The last report was submitted on October 16, 2018. Mr. Echols requested the Commission visit the Detention Center so an inspection report can be presented at an upcoming regular County Commission meeting.

5. Consideration of July County Commission Meeting Schedule

Mike Stark, County Manager, stated that the County Commission's second regular meeting in July is currently scheduled for July 16, 2019 which is the last meeting in July prior to submission of the final budget to the State by the August 1st deadline. Due to the time required to close out the end of the fiscal year and present the final budget to the Commission for approval, Staff

recommended moving the July 16, 2019 meeting to July 23, 2019 at 4:00 p.m. A motion was made by Commissioner Beckstead, seconded by Commissioner Todacheene to approve the July County Commission Meeting Schedule. Upon voice vote this motion passed unanimously.

Report from County Manager

Mike Stark, County Manager, updated the Commission regarding a recent audit of phone, fax, and cell phone records performed by Spyglass. The County will save \$74,000 a year by having the audit performed.

Mr. Stark also stated that recent legislation made \$2.5 Million available by the Human Services Department (HSD) for a grant that counties can apply for that reduces homelessness rates of inmates being released from jail, by providing specialized services. The grant application must be submitted to HSD by July 19, 2019.

Reports From Elected Officials And Department Heads

Tom Havel, Warden, stated that the main office hours of the detention center will be changed from 24 hours to 10a.m. to 6 p.m. due to the changes in the bonding laws.

Craig Daugherty, Fire Chief, updated the Commission regarding the fire on Road 4800 and the fire danger for the holiday.

Commissioner Beckstead thanked Joann Thomas for her 15 years of service to the County.

Comments / Input From The General Public

None

Closed Executive Session

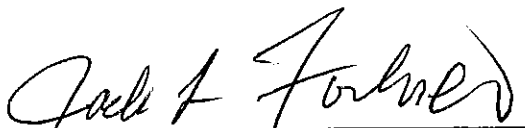
A motion was made by Commissioner Beckstead, seconded by Commissioner Todacheene to go into closed executive session to discuss threatened litigation. Upon voice vote this motion passed unanimously. Upon return a motion was made by Commissioner Beckstead, seconded by Commissioner Todacheene to go back into open meeting. Upon voice vote this motion passed unanimously. Chairman Fortner stated that nothing other than what was stated in the motion to go into closed executive session was discussed.

Adjourn

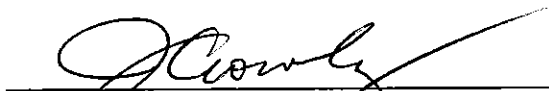
Being no further business, a motion was made by Commissioner Beckstead, seconded by Commissioner Todacheene to adjourn the meeting. Upon voice vote this motion passed unanimously and the meeting adjourned at 5:09 p.m.

APPROVED THIS 23TH DAY OF JULY 2019

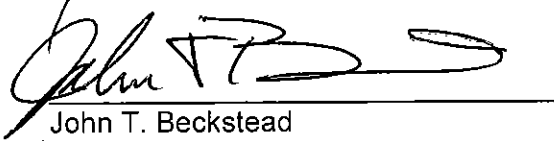
BY THE SAN JUAN COUNTY BOARD OF COMMISSIONERS:



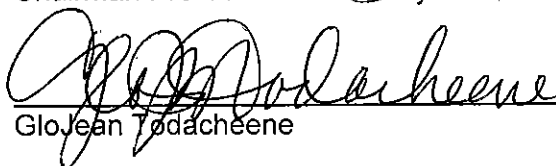
Chairman Jack L. Fortner



Chairman Pro-Tem Jim Crowley



John T. Beckstead



Glojean Todacheene



Michael Sullivan

ATTEST:



Tanya Shelby, County Clerk