

**San Juan County Commission  
Special Meeting  
August 27, 2019**

Chairman Fortner called the San Juan County Commission meeting to order on August 27, 2019 at 4:00 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 Fran Fillerup led the Pledge of Allegiance. Those present were:

- |   |                    |
|---|--------------------|
| CHAIRMAN                                | Jack L. Fortner    |
| CHAIRMAN PRO-TEM                        | Jim Crowley        |
| MEMBER                                  | GloJean Todacheene |
| MEMBER                                  | Michael Sullivan   |
| CHIEF DEPUTY ASSESSOR                   | John Kuhn          |
| CLERK                                   | Tanya Shelby       |
| CHIEF DEPUTY TREASURER                  | Carol Taulbee      |
| SHERIFF                                 | Shane Ferrari      |
| COUNTY MANAGER                          | Mike Stark         |
| COUNTY ADMINISTRATIVE OFFICER           | Fran Fillerup      |
| DEPUTY ATTORNEY                         | Joe Sawyer         |
| RISK MANAGER                            | Cynthia Singleton  |
| CHIEF FINANCIAL AND STRATEGY OFFICER    | Jim Cox            |
| DEPUTY FINANCE OFFICER                  | Kim Martin         |
| PARKS & FACILITIES DEPUTY ADMINISTRATOR | Steven Dansie      |
| PUBLIC WORKS ADMINISTRATOR              | Nick Porell        |
| DEPUTY FIRE CHIEF                       | John Mohler        |
| GENERAL SERVICES ADMINISTRATOR          | Larry Hathaway     |
| CHIEF IS OFFICER                        | Keith Lund         |
| HOUSING EXECUTIVE DIRECTOR              | Faye Anderson      |
| SAFETY & COMPLIANCE MANAGER             | Stewart Logan      |
| PUBLIC RELATIONS MANAGER                | Devin Neeley       |
| <br>                                    |                    |
| PRESS: Farmington Daily Times           | Hannah Grover      |
| <br>                                    |                    |
| VISITORS:                               | 32                 |

A motion was made by Chairman Pro-Tem Crowley, seconded by Commissioner Todacheene to call to order the Canvass Board. Upon voice vote, the motion passed unanimously

**Call to Order of Canvass Board**

Tanya Shelby, County Clerk, explained that a Special All-Mail Election for Valley Water and Sanitation District occurred on August 20, 2019. There were 550 ballots mailed, 109 ballots were returned (20% turnout). The question to impose a one-fourth percent gross receipts on the businesses within the Valley Water and Sanitation district passed. There were 59 ballots cast voting "yes" and 50 ballots cast voting "no". A motion was made by Commissioner Todacheene, seconded by Commissioner Sullivan to adjourn the Canvass Board. Upon voice vote, the motion passed unanimously

## Presentations

### 1. Presentation of ESRI Special Achievement in GIS Award to Sherice Snell

Karen Wigglesworth, ESRI Account Manager, congratulated Sherice Snell who received a Special Achievement in GIS Award from ESRI in July 2019. ESRI is the global market leader in Geographic Information Systems (GIS). Only 175 organizations receive this award annually out of ESRI's 100,000+ clients worldwide. In the U.S., only one is awarded per state each year. Sherice was nominated for her outstanding work implementing a complete GIS program transformation as a one-person department. In April 2018 she implemented and deployed ArcGIS Enterprise to empower San Juan County Employees with an internal mapping and spatial analytics platform for location intelligence. She also created and deployed the San Juan County GeoHub as a public facing portal for constituents of San Juan County. The San Juan County GeoHub has had over 37,000 views since April of 2018. As of April 2019, San Juan County no longer needs 3rd party software for its GPS collection. San Juan County is using Collector for ArcGIS. This has not only saved the County over \$10,000 a year, it has greatly reduced the amount of time that it takes to collect GPS data, making asset data collection more user friendly and efficient. ESRI selected Sherice for this Special Achievement Award for her vision and execution streamlining the management of San Juan County's GIS and putting valuable location information in the form of maps, data, and tools into the hands of employees and constituents. She successfully maximized the County's investment (with a Small Government Enterprise Agreement) to improve efficiencies, save money, and meet County initiatives.

### 2. Presentation of Certificate of Recognition for the "Yard of the Month" Program

Larry Hathaway and Bob Carmen, Community Development, congratulated Tom and Velda McMillen on their "Yard of the Month". The McMillen's have inspired county residents to strive for a clean and beautiful community where natural resources are protected and the environment is enhanced.

## Regular Meeting

### Approval of Agenda

Chairman Fortner requested Consent Agenda item #6 be moved to New Business. Mike Stark, County Manager, stated that there were no other changes to the agenda. A motion was made by Chairman Pro-Tem Crowley, seconded by Commissioner Todacheene to approve the agenda as amended. Upon voice vote this motion passed unanimously.

### Consent Agenda

1. Approval of July 23, 2019 Regular Meeting Minutes
2. Approval of August 6, 2019 Regular Meeting Minutes

3. Approval of July Check Registers
4. Commission Approval/Certification of FY19 Annual Inventory
5. Consideration of Grant Agreement #ZD9547 with the Department of Finance and Administration for Behavioral Health Services at the Adult Detention Center
6. Consideration of Proclamation Declaring September 2019 as National Recovery Month  
**(Removed and placed in New Business)**
7. Consideration of Memorandum of Agreement with New Mexico Dept of Agriculture for "Nonnative Phreatophyte and Riparian Restoration"

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

### New Business

#### Consideration of Proclamation Declaring September 2019 as National Recovery Month

Gretchen Potter, Chair of the San Juan Safe Communities Mental Health Task Force, has requested that San Juan County issue a proclamation declaring September 2019 as Recovery Awareness Month. Mike Stark, County Manager, read the proclamation:

WHEREAS, substance use can affect the health and wellbeing of anyone, including people in San Juan County; and  
WHEREAS, the number of overdose deaths involving opioids has quadrupled since 1999. More than six out ten drug overdose deaths involve an opioid and more than 91 Americans die every day from an opioid overdose; and  
WHEREAS, 1.1 million persons with serious mental illness are admitted annually to U.S. jails. Among these admissions, 72 percent also meet criteria for co-occurring substance use disorder; and  
WHEREAS, substance use treatment and mental health services can enable those with mental and substance use disorders to live healthy, rewarding, and productive lives; and  
WHEREAS, every citizen in San Juan County can made a difference by reducing the stigma and misconceptions that cloud public understanding of mental and substance use disorders, potentially discouraging others from seeking help; and  
WHEREAS, "Together we are stronger" as the community of San Juan County to remain vigilant and dedicated to the recovery process by helping people address these preventable and treatable conditions, and support individuals in recovery, as well as their family members; and  
WHEREAS, supportive experiences of meaning can give persons with mental and substance use disorders a sense of purpose that sustains recovery; and  
WHEREAS, the Board of County Commissioners desires to increase awareness and public understanding of the importance of substance recovery and improved overall health of our community.

A motion was made by Commissioner Sullivan, seconded by Commissioner Todacheene to approve the Proclamation Declaring September 2019 as National Recovery Month. Upon voice vote this motion passed unanimously.

1. **Update from the San Juan Soil and Water Conservation District**

Melissa May, District Manager of San Juan Soil and Water Conservation District (SWCD), explained that the San Juan Soil and Water Conservation has a three-part mission:

- To protect, restore, enhance, and promote the wise use of natural resources
- To promote stewardship through education
- To provide financial and administrative assistance to the citizens and groups in the district

San Juan SWCD has worked with numerous partners on both private and public lands to ensure that resource conservation is a priority in Northwest New Mexico. The unique strength of conservation districts is that they are able to coordinate assistance from public, private, local, state and federal resources, in order to develop locally-driven solutions to local natural resource concerns. San Juan SWCD receives \$5,000.00 from San Juan County and \$10,000.00 from the State of New Mexico for funding; the remainder of the funding (between \$1.5-2 million) is from grants. The most popular project is the Russian Olive and Salt Cedar Control Project.

2. **Consideration of Census Outreach Grant with the New Mexico Department of Finance and Administration**

Mike Stark, County Manager, explained the decennial census is critical in determining representation, funding and providing demographic and business data nationwide. For New Mexico \$2,972 per person is distributed annually based decennial numbers; and given the hard count populations within San Juan County, a 1% undercount could lead to a loss of \$39,000,000 over a ten-year period. At the October 2, 2018 Commission meeting, the County Commission established the 2020 Census Complete Count Committee via Resolution 18-19-20. The primary goal of the committee is to design/implement a census awareness campaign targeted to the community and to bring together a cross section of community leaders whose focus is 2020 Census awareness and avoidance of an undercount. Staff is pleased to announce a grant opportunity with the State of New Mexico in the amount of \$168,055.84 designated for Census Outreach efforts in San Juan County. The funding allocation formula developed by DFA considers a county's population and proportion of anticipated non-self-responders based on data from the 2010 census (using 2018 population numbers), and how difficult a county's population is to count relative to other New Mexico counties. For receipt of the grant, we need to submit our previously approved Complete Count Committee resolution, approve the Intergovernmental grant agreement and submit a proposed outreach plan and budget. If approved by the Commission, funding would be made available by October 11th in a direct disbursement. In addition, the grant allows for a 10% administrative fee to be billed by the county. Monthly financial reports and quarterly financial reports will be required until June 30, 2020. Staff requested approval of the Census Outreach Grant agreement and proposed Census Outreach Plan with the New Mexico Dept. of Finance and Administration. A motion was made by Commissioner Sullivan, seconded by Chairman Pro-Tem Crowley to approve the Census Outreach Grant with the New Mexico Department of Finance and Administration. Upon voice vote this motion passed unanimously.

**3. Consideration of Intervention Demonstration Program Grant and Provider Contract Amendments**

Mike Stark, County Manager, stated that the NM 2019 Legislature appropriated \$2.5 million for counties to reduce reincarceration and homelessness rates, as well as improve reentry services for incarcerated non-violent offenders; specifically, those with behavioral health needs and disorders. This is a one-time appropriation to be given and exhausted in fiscal year 2020. Counties that qualified were asked to apply for the funding by July 19, 2019. Our application received high marks and ultimately a full award amount of \$493,613. This amount will be available in 1/12th draws and both the County and proposed contract providers will be able to bill for administrative costs. San Juan County's application focused on utilizing two existing contract providers to meet the goals of the grant focused initially on a population with 4 or more incarcerations in a one-year period. It was proposed that Wellpath would be utilized to provide two full time mental health administrative assistants to provide improved on-site provision of services and coordination/communication with case managers at Presbyterian Medical Services (PMS). PMS would in turn provide reentry/post release services to recently released detainees. PMS proposed 3 case managers to work directly with released individuals to provide transportation, establish a treatment plan, continue medication, determine Medicaid eligibility, find housing solutions, and provide complete aftercare services through the only Federally Qualified Health Center in San Juan County at their Farmington Community Health Center. Staff recommended acceptance of the grant award and approval of the contract amendments with PMS and Wellpath. A motion was made by Chairman Pro-Tem Crowley, seconded by Commissioner Sullivan to approve the Intervention Demonstration Program Grant and Provider Contract Amendments. Upon voice vote this motion passed unanimously.

**4. Consideration of Resolution No. 19-20-10, Urging a Balanced Approach to Methane Reduction Regulations**

Mike Stark, County Manager, communicated that on July 29th, 2019, officials from the New Mexico Environment Dept. (NMED) and Energy, Minerals, and Natural Resources (EMNRD) hosted their first stakeholder outreach meeting regarding development of the state's first methane reduction regulations per Governor Michelle Lujan Grisham's executive order on climate change. Today both departments regulate methane from the oil and gas industry but do so from different perspectives: NMED via the Air Quality Control Act and EMNRD via the Oil and Gas Act. The presentation noted the extreme differences in oil and gas basins (NW vs. SE) both annual Volatile Organic Compounds (VOC) emissions and excess VOC emissions along with big differences in drilling activity/production. Since 2011, San Juan Basin methane emissions fell by 55%. Additionally, 20,000 wells producing on the NM side of the Basin make less than 90 MCFD, the IRS limit for marginal status. Those wells pay an estimated \$77 million per year in royalties and \$49 million per year in production taxes. If the cost burden on those wells is excessive, many of those wells will be plugged out, and the revenue lost will far exceed the revenue captured on the remaining wells. Given the extreme differences both in oil and gas basins (NW vs. SE) and in methane emissions, along with the difference in oil and gas production activity, Resolution 19-20-10 is urging the State of NM to approach the regulation of the oil and gas industry with smart and balanced methane regulations that will allow New Mexico to continue to grow our economy by safely producing oil and natural gas, while at the same time proactively protecting our environment. Staff recommended approval of Resolution 19-20-10. A motion was made by Commissioner Sullivan, seconded by Chairman Pro-Tem

Crowley to approve Resolution No. 19-20-10, Urging a Balanced Approach to Methane Reduction Regulations. Upon voice vote this motion passed unanimously.

5. **Consideration for Award of Bid 19-20-01, Harvest Gold Water System Improvements**

Larry Hathaway, General Services/Community Development Administrator, stated that on July 7, 2019, Central Purchasing issued a request for sealed bids for improvements to the Harvest Gold water system. Twenty-nine (29) invitations were mailed. On August 14, 2019, three (3) bids were received and opened. The bid responses were reviewed by staff, the project engineer, and approved by the New Mexico Environment Department. Staff recommended award of Bid No. Bid 19-20-01, Harvest Gold Water System Improvements to File Construction, LLC of Albuquerque, NM as the overall low bidder. The award is for the base bid amount only of \$1,645,277.00 plus NMGRT of \$107,971.30 for a total award of \$1,753,248.30. A motion was made by Chairman Pro-Tem Crowley, seconded by Commissioner Todacheene to approve the Award of Bid 19-20-01, Harvest Gold Water System Improvements. Upon voice vote this motion passed unanimously.

6. **Approval of Modifications to San Juan County Solid Waste Administrative Policies**

Nick Porell, Public Works Director, communicated that Public Works/Solid Waste is requesting the approval of three policy changes to the San Juan County Transfer Station Operational Policy. Those changes are:

Item A:           Modification of Transfer Station Operational Days  
Three (3) additional holidays are requested to be added to the operations calendar; Presidents Day, Memorial Day, and Labor Day

Various comments and questions were made by the Commission. A motion was made by Chairman Pro-Tem Crowley, seconded by Commissioner Todacheene to approve the Approval of Modifications to San Juan County Solid Waste Administrative Policies Item A. Upon voice vote this motion passed unanimously.

Item B:           Consideration of out-of-county/state disposal rates  
a rate of \$9 per cubic yard (CY) up to 3 CY

Various comments and questions were made by the Commission. A motion was made by Chairman Pro-Tem Crowley, seconded by Commissioner Todacheene to approve the Approval of Modifications to San Juan County Solid Waste Administrative Policies Item B. Upon voice vote this motion passed unanimously.

Item C:           Consideration of Update to Transfer Station Disposal Rates:

- \$1/bag fee for 33 gallon bags (0.2 CY) up to 2 bags
- Loads more than 2 bags up to a half load (1.5 CY) will be charged \$5.00
- Loads more than a half load (1.5 CY) up to a full load (3 CY) will be charged \$9.00

- \$2.00/tire up to 4 tires
- Un-bagged trash is estimated by the transfer station attendant based on the percentage of a "\$9.00 Full Load"
- Refrigerators are accepted free of charge

Various comments and questions were made by the Commission. A motion was made by Commissioner Sullivan, seconded by Commissioner Todacheene to approve the Approval of Modifications to San Juan County Solid Waste Administrative Policies Item C. Upon voice vote this motion passed unanimously.

**7. Consideration of Resolution 19-20-11, Adopting the NM Infrastructure Capital Improvement Plan (ICIP) 2021-2025**

Fran Fillerup, County Administration Officer, stated the Infrastructure and Capital Improvement Plan is provided on an annual basis to the state of NM DFA 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 2020 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: County Administration Building on August 7th, Blanco Senior Center on August 8th, and the Kirtland Town Hall on August 8th. Kirtland Schools Walk Path Extension was deleted from the previous year's list due to completion. Staff requested direction of the priorities and subsequent approval of Resolution 19- 20-11, San Juan County's five-year list of potential capital projects and a prioritization of projects for fiscal year 2021. Various comments and questions were made by the Commission. A motion was made by Chairman Pro-Tem Crowley, seconded by Commissioner Todacheene to approve Resolution No. 19-20-11, Adopting the NM Infrastructure Capital Improvement Plan (ICIP) 2021-2025. Upon voice vote this motion passed unanimously.

**8. Proposed Amendment to San Juan County Ordinance No. 76, the Manufactured Home Parks and Recreational Vehicle Parks Ordinance**

Joe Sawyer, Deputy County Attorney, explained that when the Manufactured Home Parks and Recreational Vehicle Parks Ordinance was adopted in 2011, it contained an error in the definition of a manufactured home, requiring that the minimum square footage of a manufactured home be at least 720 square feet. The Community Development Department is requesting the definition be changed to decrease the minimum square footage to 320 square feet for a manufactured home. This change would align the definition in Ordinance 76 with the U.S. Department of Housing and Urban Development definition found at 24 C.F.R. 3280.2. If the Notice of Intent to Adopt is approved by the Commission, it will be published in the Daily Times and be placed on the September meeting agenda to be considered for adoption at that time. There were various statements and questions made by the Commission. A motion was made by Chairman Pro-Tem Crowley, seconded by Commissioner Sullivan to approve the Proposed Amendment to San Juan County Ordinance No. 76, the Manufactured Home Parks and Recreational Vehicle Parks Ordinance. Upon voice vote this motion passed unanimously.

**9. Report on Inspection of Detention Center**

Chairman Fortner explained that four members of the Commission inspected the overall conditions of the facilities. Resolution No. 19-20-09 reports the findings of the inspection and the conditions at the detention center. A motion was made by Chairman Pro-Tem Crowley, seconded by Commissioner Todacheene to approve the Approval of Resolution No. 19-20-09. Upon voice vote this motion passed unanimously.

**10. Consideration of Commission Meeting Schedule for September**

Mike Stark, County Manager, noted that at the last Commission meeting, the Commission agreed to move the second meeting in August to August 27th and cancel the first meeting in September scheduled for September 3rd. This left one regularly scheduled meeting on September 17th. Recently, the State of NM announced an all-day Statewide Behavioral Health Summit to be held on September 17th in Albuquerque. Due to Commission interest in attending the all-day Behavioral Health Summit on September 17th, staff proposed moving the meeting to September 12th at 12pm. A motion was made by Chairman Pro-Tem Crowley, seconded by Commissioner Todacheene to approve the Commission Meeting Schedule for September. Upon voice vote this motion passed unanimously.

**Report from County Manager**

Mike Stark, County Manager, stated that Mr. Porell was able to obtain a grant in the amount of \$2.5 million. These funds will allow the County to move forward on the construction of the 5500 Bridge.

**Reports From Elected Officials And Department Heads**

Tanya Shelby, County Clerk, communicated that filing day for the first ever Regular Local Election was a success. She also noted that the Secretary of State will allow the clerks to invoice the State for the cost of the poll workers, saving the County over \$100,000.

**Comments / Input From The General Public**

None were made.

**Closed Executive Session**

A motion was made by Chairman Pro-Tem Crowley, seconded by Commissioner Todacheene to go into closed executive session to discuss Acquisition of Real Property. Upon voice vote this motion passed unanimously. Upon return a motion was made by Chairman Pro-Tem



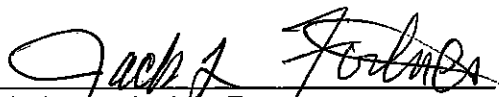
Crowley, seconded by Commissioner Todacheene to go back into open meeting. Upon voice vote this motion passed unanimously. Chairman Fortner stated that nothing other than what was stated in the motion to go into closed executive session was discussed.

**Adjourn**

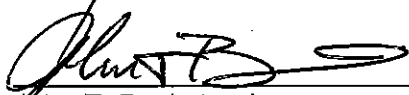
Being no further business a motion was made by Commissioner Todacheene, seconded by Chairman Pro-Tem Crowley to adjourn the meeting. Upon voice vote this motion passed unanimously and the meeting adjourned at 6:34 p.m.


APPROVED THIS 12<sup>th</sup> DAY OF SEPTEMBER 2019

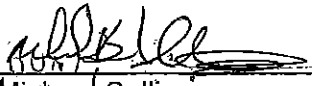
BY THE SAN JUAN COUNTY BOARD OF COMMISSIONERS:

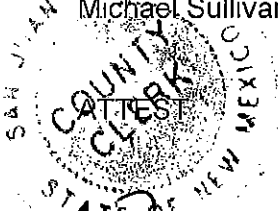
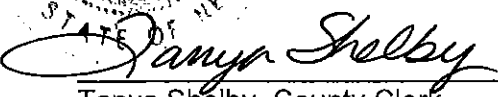
  
Chairman Jack L. Fortner

  
Chairman Pro-Tem Jim Crowley

  
John T. Beckstead

  
G. Jean Todacheene

  
Michael Sullivan

  
  
Tanya Shelby, County Clerk