

## San Juan County Commission Regular Meeting March 19, 2019

Chairman Fortner called the San Juan County Commission meeting to order on March 19, 2019 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 Crowley gave the invocation and Commissioner Beckstead led the Pledge of Allegiance. Those present were:

CHAIRMAN	Jack L. Fortner
CHAIRMAN PRO-TEM	Jim Crowley
MEMBER	John T. Beckstead
MEMBER	Glojean Todacheene
MEMBER	Michael Sullivan
ASSESSOR	Jimmy Voita
CHIEF DEPUTY ASSESSOR	John Kuhn
CHIEF DEPUTY CLERK	Alyssa Kuhn
CHIEF DEPUTY TREASURER	Carol Taulbee
UNDERSHERIFF	Cory Tanner
COUNTY ADMINISTRATIVE OFFICER	Fran Fillerup
DEPUTY ATTORNEY	Joe Sawyer
RISK MANAGER	Cynthia Singleton
EMERGENCY MANAGER	Mike Mestas
CHIEF FINANCIAL AND STRATEGY OFFICER	Jim Cox
DEPUTY FINANCE OFFICER	Kim Martin
PARKS & FACILITIES ADMINISTRATOR	Daniel Hill
PUBLIC WORKS ADMINISTRATOR	Nick Porell
ADULT DETENTION CENTER WARDEN	Tom Havel
ADULT DETENTION CENTER DEPUTY WARDEN	Daniel Webb
ALTERNATIVE SENTENCING DEPUTY ADMINISTRATOR	Gail Peters
FIRE CHIEF	Craig Daugherty
DEPUTY FIRE CHIEF	John Mohler
GENERAL SERVICES ADMINISTRATOR	Larry Hathaway
CHIEF IS OFFICER	Keith Lund
SAFETY & COMPLIANCE MANAGER	Stewart Logan
PUBLIC RELATIONS MANAGER	Devin Neeley

VISITORS: 13

### **Regular Meeting**

#### **Approval of Agenda**

Fran Fillerup, Chief Administrative Officer, stated that there is one change to the agenda. There is no Closed Executive Session. A motion was made by Chairman Pro-Tem Crowley, seconded

by Commissioner to approve the agenda as amended. Upon voice vote this motion passed unanimously.

### **Consent Agenda**

1. Approval of Ratification of the Federal Emergency Management Agency (FEMA) SAFER Grant Application
2. Consideration of Resolution 18-19-60, FY19 Budget Adjustments #9
3. Approval of March 7, 2019 Regular Meeting Minutes
4. Approval of February 2019 Treasurer's Check Register

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

### **New Business**

#### **1. Presentation on San Juan Safe Communities Initiative**

Greg Allen, Executive Director of San Juan Safe Communities Initiative, gave an update to the Commission on the organization's mission, vision, study of needs, and work among adults and youth in San Juan County.

#### **2. Consideration of Resolution No. 18-19-63, Approving the Purchase of Real Estate from Timothy R. and Peggy A. Hogan**

Deputy County Attorney, Joe Sawyer, stated that at the February 19, 2019 meeting, the Commission approved the purchase of 1.44 acres from Timothy and Peggy Hogan located at 25 Road 4909 in Bloomfield. The parcel will allow access for construction of a water storage tank to improve the water system that serves the Harvest Gold Subdivision. A motion was made by Commissioner Todacheene, seconded by Commissioner Sullivan to approve Resolution No. 18-19-63, Approving the Purchase of Real Estate from Timothy R. and Peggy A. Hogan. Upon voice vote this motion passed unanimously.

#### **3. Consideration of 1st Amendment to Memorandum of Understanding Between the Town of Kirtland and San Juan County for Fire, Police and Road Maintenance Services**

Joe Sawyer, Deputy County Attorney, explained that the County and the Town of Kirtland entered into an Memorandum of Understanding (MOU) in 2015 for the provision of police, fire and road maintenance services by the County to Kirtland. The County, through the Sheriff's office, has also been providing a Records Technician to Kirtland for \$25,796.48 per year. The amendment adds the Records Technician to the agreement. A motion was made by Chairman Pro-Tem Crowley, seconded by Commissioner Todacheene to approve the 1st Amendment to Memorandum of Understanding Between the Town of Kirtland and San Juan County for Fire, Police and Road Maintenance Services. Upon voice vote this motion passed unanimously.

4. **Consideration of Resolution No. 18-19-58 Authorizing the Execution of a Local Planning Grant Agreement between the New Mexico Finance Authority and San Juan County in the Amount of \$50,000 to Develop an Update to San Juan County's Comprehensive Plan; Authorizing Execution of a Certificate by the County Certifying that the County has Authority to Execute the Grant Documents and Perform all Acts Required by the Grant Documents.**

Joe Sawyer, Deputy County Attorney, communicated that the County received a \$50,000 Grant from the New Mexico Finance Authority (NMFA) to update its Comprehensive Growth Plan in 2018. The NMFA required that the County first complete work funded by the grant before seeking reimbursement from NMFA. Adoption of Resolution 18-19-58, which authorizes the County to enter into a Planning Agreement with NMFA, is necessary for the County to be reimbursed the grant amount. A motion was made by Chairman Pro-Tem Crowley, seconded by Commissioner Sullivan to approve Resolution No. 18-19-58 Authorizing the Execution of a Local Planning Grant Agreement between the New Mexico Finance Authority and San Juan County in the Amount of \$50,000 to Develop an Update to San Juan County's Comprehensive Plan; Authorizing Execution of a Certificate by the County Certifying that the County has Authority to Execute the Grant Documents and Perform all Acts Required by the Grant Documents. Upon voice vote this motion passed unanimously.

5. **Consideration of Project Agreement #NM-VW-19-08 Between San Juan County and New Mexico Environment Department**

Fran Fillerup, County Administrative Officer, stated that the County has received a notice of award from the NM Environment Department (NMED) for \$100,000 toward the purchase of a replacement heavy truck for the Public Works Department. The funds are administered by NMED and the New Mexico Volkswagen Mitigation Trust with the intent to mitigate emissions. The Commission previously approved the County's application in September 2018. Through this agreement, the County would scrap a model year 1998 heavy truck and purchase a new heavy truck with an updated emissions apparatus, thus removing a truck with higher emissions from use. The estimated cost for the replacement heavy truck was \$122,826 in September 2018 at the time of application. After scrapping the old vehicle, the County would seek reimbursement of \$100,000. A motion was made by Chairman Pro-Tem Crowley, seconded by Commissioner Todacheene to approve Project Agreement #NM-VW-19-08 between San Juan County and New Mexico Environment Department. Upon voice vote this motion passed unanimously.

6. **Consideration of Resolution 18-19-621 Authorizing the Write-Off of Delinquent Medical Inmate Co-Payments.**

Tom Havel, Warden of the Adult Detention Center, voiced that on December 18, 2012, the Commission approved inmate medical co-pays, establishing rates of twenty-dollars (\$20) to see a physician, fifteen dollars (\$15) for a clinician, and a five dollar (\$5) per month charge for prescription processing. On May 15th, 2015, the Commission abolished all inmate medical co-pays. Upon review of the commissary medical co-pay records, there were 924 individuals (released from custody or re-booked into the facility) identified with delinquent medical co-pay accounts totaling \$9,842.61. The medical co-pay accounts average an indebtedness of \$10.65 per account. Of the 924 listed accounts, only 38 individuals received account deductions totaling \$233.61; or \$6.14 per account. The Finance Department, Adult Detention Staff and commissary provider spends many hours and administrative resources calculating and tracking these unpaid

inmate co-pay balances. The administrative burden of the staff and contract provider exceeds the balances owed. Writing off the medical co-pay indebtedness, would reduce the overall administrative burden from all parties. Staff requested approval of the resolution. Deputy County Attorney Joe Sawyer noted that there are no statutes to guide the County in this matter therefore the County is following the municipal statute on un-collectable delinquent accounts. A motion was made by Commissioner Sullivan, seconded by Chairman Pro-Tem Crowley to approve Resolution 18-19-62, Authorizing the Write-Off of Delinquent Medical Inmate Co-Payments. Upon voice vote this motion passed unanimously.

**7. Consideration for Approval of Resolution 18-19-61 for the Write-Off of Certain Accounts Receivables**

Jim Cox, Chief Financial and Strategy Officer, stated that the County receives payment for services and/or fees collected from County residents or commercial businesses. In rare instances, it is determined that there are insufficient funds in the resident or business account; therefore, the County's bank rejects the deposit as Non-Sufficient Funds (NSF). The County subsequently makes effort to recollect the monies owed to the County through the sending of letters and phone call attempts. Many of the NSF's are resolved; however, there are those that remain uncollectible. The County is requesting the Commission approve the write-off of all NSF receivables that are greater than four years old which results in 13 individual NSF items totaling \$3,148.17. The County can legally write-off receivables that have been deemed uncollectable for a period of more than four years through resolution. A motion was made by Commissioner Todacheene, seconded by Chairman Pro-Tem Crowley to approve Resolution 18-19-61 for the Write-Off of Certain Accounts Receivables. Upon voice vote this motion passed unanimously.

**Report from County Manager**

Fran Fillerup, County Administrative Officer stated the following:

County consultant for the Behavioral Health Initiative has collected data and will now find patterns and gaps and is projected to give the report in Mid-April.

New Mexico legislature passed over 300 bills during the 60-day session.

The City of Farmington will be updating the County on the future of the San Juan Generating Station due to SB 489, the Energy Transition Act passing.

**Reports From Elected Officials And Department Heads**

Mike Mestas, Emergency Manager, updated the Commission on the recent Gold King Mine spill and the recent search for a child in Aneth, UT which Emergency Management assisted with.

Tom Havel, Adult Detention Center Warden, updated the Commission on House Bill 364 and House Bill 290 regarding restrictive housing and opioids.

**Comments / Input From The General Public**

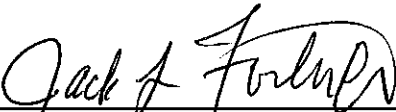
MP Schildmeyer, Co-Chair of Farmington LGBT Pride, informed the Commission of the upcoming event, Law Enforcement and First Responder Day. The event will be held from 3 p.m. to 7 p.m. on March 27, 2019 at Identity Inc. Ms. Schildmeyer invited the Commission and public to attend.


**Adjourn**

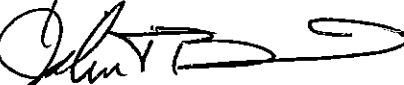
Being no further business a motion was made by Commissioner Todacheene, seconded by Commissioner Sullivan to adjourn the meeting. Upon voice vote this motion passed unanimously and the meeting adjourned at 5:07 p.m.

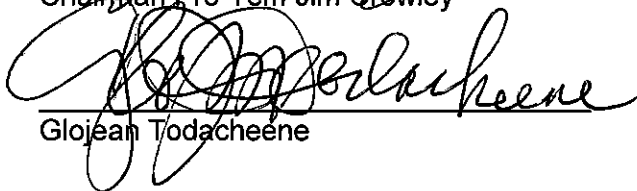
**APPROVED THIS 2nd DAY OF April , 2019**


**BY THE SAN JUAN COUNTY BOARD OF COMMISSIONERS:**

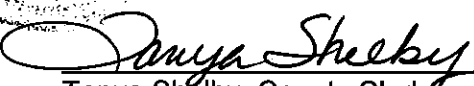
  
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Chairman Jack L. Fortner

  
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Chairman Pro-Tem Jim Crowley

  
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John T. Beckstead

  
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Glojean Todacheene

  
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Michael Sullivan

  
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Tanya Shelby, County Clerk

