

# **LUNA COUNTY BOARD OF COUNTY COMMISSIONERS**

**Linda M. Smrkovsky**  
**Member**

**R. Javier Diaz**  
**Chairman**

**Joe L. Milo, Jr.**  
**Member**

**Thursday, February 11, 2016**  
**10:00 a.m.**  
**Regular Meeting**  
**Luna County Courthouse**

1. **Call to Order:** Chairman Diaz to commence meeting (At this time, please silence your cell phones and any other electronic devices) Pledge of Allegiance, State Pledge
2. **Roll Call:**
3. **Approval of Agenda:**
4. **Elected Officials Report:**
5. **Announcements:**
6. **Service Awards:**

Grisel Melendez	Manager's	5
Daniel Acosta	Sheriff	5
Crystal Lessau	Detention	5
Michael Milo	Detention	5
Ruben Moreno	Detention	5
Karen Vazquez	Detention	5
Michael Munoz	Detention	10
Steve Holguin	Detention	10

7. **Presentations:**
  - a. Luna County Detention Center Oath of Office- Charles "Tink" Jackson
  - b. Certified Jail Officer (CJO) Recognition-Lt. Carl Sanner, Sgt. Miguel Carreon, Sgt. Pete Loya, Sgt. Lucio Caballero
  - c. Presentation of Adult Drug Court-Matt Elwell or Charles "Tink" Jackson
  - d. Presentation of FY15 Fiscal Audit by Charles "Tink" Jackson, County Manager

8. **Public Comment:** The Public has the opportunity to provide comment at this time pertaining to items on the agenda only. Please be advised that this is not a question and answer period. Your comments specific to the agenda items will be limited to three minutes unless the Board of County Commissioners requests more information. The time limit and opportunity to speak is given in an effort to allow public input on business matters of the County to move the agenda forward in a prompt yet efficient manner. Comment will not be allowed on individual agenda items as they are discussed by the Commissioners during new business.

9. **County Manager's Report:**

10. **Minutes:** Regular Meeting-January 14, 2016

**MOTION AND VOTE**

11. **Consent Agenda:**

- a. Accounts Payable: 1,082,128.65
- b. Payroll:\$1,051,443.72
- c. Resolution 16-14 Budget Increases
- d. Resolution 16-15 Budget Transfers
- e. Resolution 16-16 Authorizing Luna County to Submit Application for DWI Grant and Distribution Fund FY17
- f. Memorandum of Understanding between New Mexico DFA and Luna County DWI
- g. Statement of Assurances-Local DWI Grant Distribution Program
- h. Resolution 16-17 New Mexico Association of Counties Healthcare Policy Committee-Resolution on County Indigent Funding
- i. CASA Mission Statement
- j. Settlement Agreement Among the NM Interstate Stream Commission, Luna County, and Surrounding Counties

**MOTION AND VOTE**

12. **New Business:**

13. **Ordinances:** Call For Ordinance Amending Ordinance Providing For Animal Regulation and Control For Luna County, New Mexico

**MOTION AND VOTE**

14. **Approval of Travel Requests:**

**MOTION AND VOTE**

**15. Indigent Claims Report:**

- a. Recess as County Commission, Convene as Claims Board

**MOTION AND VOTE**

- b. Presentation of Claims Report by Joanne Hethcox  
c. Consider Claims dated February 11, 2016 in the amount of \$946.69

**MOTION AND VOTE**

- d. Recess as Claims Board, Re-Convene as County Commission

**MOTION AND VOTE**

**16. Executive Session:** Executive Session to discuss Limited Personnel Matters pursuant to §10-15-1 (H)(2) NMSA 1978 pertaining to the County Manager's Position

**MOTION AND VOTE**

**17. Upcoming Meetings:**

Work Session-March 10, 2016 at 9:00 a.m.

Regular Meeting- March 10, 2016 at 10:00 a.m.

Work Session for Budget Review-TBD

**MOTION AND VOTE**

**18. Requests for Future Agenda Items:**

**19. Adjourn:**

*STATE PLEDGE: I salute the flag of the State of New Mexico and the Zia symbol of perfect friendship among united cultures.*

**NOTE TO THE PUBLIC:** Please use the microphone when addressing the Board. This is necessary for recording purposes. Thank you for your cooperation. Headphones for hearing enhancement are available upon request.

**MINUTES  
REGULAR MEETING  
LUNA COUNTY BOARD OF COUNTY  
COMMISSIONERS  
Thursday, January 14, 2016**

**BE IT REMEMBERED** that the Luna County Board of County Commissioners met in regular session at 9:00 a.m. on Thursday, January 14, 2016 in the County Commission Chambers of the Luna County Courthouse, Deming, New Mexico, for the purpose of conducting any and all business to come properly before the Board.

The following staff and elected officials were present:

County Manager Charles "Tink" Jackson, Assistant to the County Manager Glory Juarez, County Clerk Andrea Rodriguez, Chief Deputy Clerk Berenda McWright, Deputy Clerk JoAnna Zurinsky, Treasurer Dora Madrid, Chief Deputy Treasurer Gloria Rodriguez, Sheriff Jonathan Mooradian, Undersheriff Kelly Gannaway, Administrative Assistant Estella Ortiz, Special Projects and Facilities Management Director Billy Ruiz, Detention Director Matthew Elwell, Dispatch Supervisor Lauree Sanchez, Community Projects Director Jessica Etcheverry, Road Director Marty Miller, Budget and Procurement Director Joanne Hethcox, Public Information Officer Matt Robinson, Starmax Facilities Director Ira Pearson, Health and Well Being Director Jessica Moreno, Partnerships for Success Director Jessica Jara, IT Technician Manny Armendariz, Grant and Compliance Officer Palmira Valentine, Emergency Services Director Mark Jasso, Security Screener Moses Pastran.

**CALL TO ORDER:** Chairman Milo called the meeting to order at 9:05 a.m., and Glory Juarez led the Pledge of Allegiance, and the salute to the flag of the State of New Mexico.

**ROLL CALL:** Deputy Clerk JoAnna Zurinsky called roll. The following members of the Board constituting a quorum were present:

Joe L. Milo, Jr., District 1  
Linda M. Smrkovsky, District 2  
R. Javier Diaz, District 3

**ELECT CHAIRMAN OF 2016:** Chairman Milo motioned to elect R. Javier Diaz as 2016 Chairman. The motion was seconded by Commissioner Smrkovsky, and carried unanimously.

**ELECTED OFFICIALS REPORTS:** There were no reports from the County Clerk or the County Assessor.

County Treasurer Dora Madrid stated that 57.09 percent of taxes have been collected.

Sheriff Jonathan Mooradian reported that his department is still trying to compile end of year statistics, and should have those for the Board soon. Sheriff Mooradian also reported that Law Enforcement Protection Funds (LEPF) and the proceeds from the public auction will be used to purchase new vehicles for the department. Sheriff Mooradian stated the LEPF monies will be used to purchase vehicles specifically for use in the Village of Columbus.

## ANNOUNCEMENTS:

**a. Employee of the Year (Presented by County Manager Charles “Tink” Jackson):** Mr. Jackson announced the Nominees for County Employee for the Year were: Moses Pastran, Jessica Jara, Ira Pearson, Billy Ruiz, and Estella Ortiz. Congratulations to Luna County Employee of the Year Estella Ortiz!

**b. Miscellaneous Announcements by Manager, Elected Officials, or Staff:** Chairman Diaz announced that he attended a Regional Water Plan meeting in Silver City on January 13<sup>th</sup>. Chairman Diaz also stated that the efforts on the Arizona Water Settlement Act were coming along, but too slowly in his opinion.

**PUBLIC HEARING ON PERSONNEL ORDINANCE NUMBER 23 AS AMENDED:** Chairman Diaz opened the floor to receive public testimony regarding Personnel Ordinance Number 23 as Amended. Mr. Jackson summarized and reviewed the changes on the Personnel Ordinance, and stood for questions from the Board. The following changes were reviewed: personnel hearings, Part-Time Employee definition and benefit levels, and donation of personal time, provisions for merit pay increases versus cost of living increases, and updates regarding the County’s Conceal Carry policy for County Employees. There were also changes made in sections of the Ordinance to clarify and correct language for consistency. With no other testimony forthcoming, Chairman Diaz closed the public hearing.

**PERSONNEL ORDINANCE NUMBER 23 AS AMENDED:** A discussion ensued amongst the Board and the County Manager pertaining to the changes regarding the provisions of pay increases becoming effective July 1, 2016. Other discussion points included were but not limited to: comp time, at will employees, grant and temporary employees, demotions and salary decreases, and conceal/carry liabilities. Assistant to the County Manager Glory Juarez advised the Board the following changes needed to be made: **8.2 Informal Grievance Procedure Step II** (*Added the Roman Numeral II after Step in the last sentence to provide clarification*). **9.2 In Range Merit Pay Adjustment (Effective July 1, 2016):** Change sentence wording for consistency to: *The County Manager will appoint a review board to make a selection from all nominations.* **10.3 Holidays (D.)** removed: *“for the hours worked”* from the last sentence. **10.7 Injury Leave Pay: (A.)** replacement: *Shall* was replaced for *May*. Commissioner Smrkovsky motioned to approve Personnel Ordinance Number 23 as Amended with the necessary changes as discussed and including sections 11.10, 11.11, and 11.12 as presented by the County Manager. Commissioner Milo seconded the amended motion which carried unanimously following a roll-call vote.

**PUBLIC COMMENT:** Sean Blaine expressed his concerns with Resolution 16-01, specifically the meeting time, and suggested an afternoon time. Mr. Blaine also addressed his concerns with *Consent Agenda item J: 16-09*, and suggested the possibility of including bilingual (Spanish) notifications and materials.

**COUNTY MANAGER’S REPORT:** County Manager Charles “Tink” Jackson reported on the following items:

- The County Manager and Commissioner Diaz attended a settlement conference last month in the U.S. District Court in Las Cruces in reference to Luna County suing the United States Bureau of Land Management (BLM). The settlement included that the BLM would issue a temporary 3 year right-of-way for completion of Phase II prior to December 31, 2015, and would require Luna County to complete a cultural, archeological, biological and paleontological study for the entire length of the Hermanas Grade prior to beginning Phase

IV this year. The Manager's Office issued a request for proposal for each of these studies, and hired Rocky Mountain Ecological to complete the studies and the final Environmental Assessment. Staff met with the BLM and our contractor this Tuesday and Wednesday to kick off the process. The current timeline has the final Environmental Assessment completed prior to July 1, 2016. Funding for Phase IV has already been approved, and will be received by Luna County in April.

- Adult Drug Court- Planning continues for implementation of a Luna County Adult Drug Court. The first cases are now targeted for late February 2016, and we hope to have a full presentation on this program at the February Commission meeting. The hoped for outcomes for this pilot project are lower recidivism rates, drop in detention center populations, and increased community involvement for substance abuse, housing, counseling and mental health services for participants.
- Luna County Detention Center- Staff members met with Wilson and Company to begin the process of planning and designing the remodel and expansion of the Luna County Detention Center. Wilson and Company was selected through Cooperative Educational Services program for this task. This selection ended the delays caused by our attempt to utilize New Horizons to complete this process. The current schedule will have ground broke prior to December 31<sup>st</sup> of this year.
- Capital Outlay- The County has completed their requests and given them to Representative Irwin and Senator Smith. City of Deming Administrator Aaron Sera and County Manager Tink Jackson met with Representative Irwin and reviewed the requests. The top proposal is a joint request for funding of the Corridor Study necessary to begin planning and attempting to acquire funding for a bypass road around Deming for the new Port of Entry.
- Insurance- the County received notification this month that insurance for 2016 increased substantially. There was a 44% increase in the Law Enforcement Policy (from \$155,624 to \$229,784) and a 13% increase in the Multi-Line Policy (from \$334,719 to \$384,882). The County was also notified that the deductibles were increased from \$1,000 per claim to \$5,000 per claim under the Multi-Line Policy, and from \$10,000 per claim to \$25,000 per claim under the Law Enforcement Policy. The total increase amounts to \$129,855. This was previously discussed at last month's Commission meeting. The money for the increases comes from the General Fund, and there has not been a General Funds revenues increase in recent years. The County will have to make some tough choices because the County cannot operate without insurance.
- State Land Office- the County received a settlement resolution from the State Land Office (SLO) for roads on State Trust lands that do not have a current right-of-way and are considered in trespass. According to SLO calculations, Luna County has 169.34 miles included in 143 roads that fall in this category. The SLO is offering an amnesty program for these roads under which the regular rate of \$20/rod would be reduced to \$1.16/rod (1 rod=16.5 feet). The total cost to acquire the right-of-way for all of the roads would be \$62,860.33. If Luna County remains in non-compliance, and a new road would need to be constructed across State Land, the cost to come into compliance would be \$1,083,800 after the amnesty offer expires.
- Keep Luna County Beautiful (KLCB) was awarded 1<sup>st</sup> Place in the National Awards for Litter Prevention. KLCB will receive the award in February in Orlando, FL.
- Central Dispatch received and sent 11,555 phone calls for the month of December. The Luna County Sheriff's Department generated 263 calls for service. The Deming Police Department generated 376 calls for service. The Deming Fire Department had 259 calls for service and the Volunteer Fire Departments had 5 calls for service.
- There were 6 Tipsoft tips for the month of December.



- Community Projects: Free “Green” Build and Energy Efficiency training was held on December 18<sup>th</sup> from 8:00 a.m. to 3:00 p.m. at the Mimbres Valley Learning Center. Contractors and local governments from around the region were in attendance.
- Business Expo (LCCED) - Will be on February 19<sup>th</sup> and 20<sup>th</sup> from 10:00 a.m. to 4:00 p.m. each day. Trainings on Social Media, QuickBooks, Leadership, Taxes, OSHA, Credit, Workman’s Comp, and more will be offered at the event.
- Colonias FY16 Grant- Finished and submitted the FY16 Colonias Grant application for Phase II of the Rockhound Colonia Road Improvements.
- Luna County Detention Center: For the month of December, the inmate daily average population was 381. The U.S. Marshal’s Service daily average population was 204. Local daily inmate population was 177. The average length of stay for inmates was 47 days. The average daily population for Sierra County inmates was 35.
  - Children’s Youth and Family Department (CYFD) Correctional Division inspected the facility as part of yearly recertification. Luna County Detention Center was successfully recertified.
  - For the year 2015, there were 3,619 (3,008 males and 611 females) individuals booked into Luna County Detention Center and 3,592 individuals (2,997 males and 595 females) released from custody. Average daily population was 375 and length of stay was 45 days. USMS average daily population for 2015 was 198 inmates.
- Special Projects worked with the State Board of Finance on Property Transfer for Tulip Landfill.
  - Continues to respond to numerous records requests.
  - Coordinated and worked on Personnel Ordinance revision.
- The Road Department has worked hard to complete their State Projects. They have finished the Carzalia Road SW and Hermanas Road (4 miles) Project (CAP) and Uvas Valley Project of Stetson Road NE (SB) and Uvas Valley Road NE (COOP).
  - January will be a very busy month. The Luna County Road Department will be catching up on blading and repair work that had to be put on the back burner while the State Projects were completed.
  - With current weather conditions, potholes will continue to appear or grow. Until the weather dries up, there is nothing that can be done to prevent or repair them. Please be aware and drive with caution and the department will repair them as soon as possible.
- Starmax has received a total of \$190,167.30 towards the digital reimbursement program through 12/31/2015. Remaining balance on conversion expenses is \$198,493.97. Funds are put back into Fund 416.
- Begin review of Cooperative Educational Services contract with engineers for Detention Center Addition.
- Human Resources and Payroll reposted for Detention Officer and Medical Detention Officer Positions (closed 12/4/15). Advertised for Safe Border Grant Field Deputy position for the Sheriff’s Department (closed 12/31/15). Posted in-house for Court Security Officers for the Sheriff’s Department (closed 12/31/15).
  - The department is currently working with Triadic and Erisa Administrative Services to be able to complete the ACA reporting requirements this year (Form 1095) that employees will need in order to be able to file.
  - The payroll year was closed out on December 31, 2015, and had Triadic perform a back-up. Changed Federal and state tax tables for 2016.
- Mimbres Valley Special Events Center: Main Hall and conference rooms were utilized for 4 events for the month of December. Included in these were 2 Christmas parties, Green Kind Task Force Meeting, and a New Year’s Eve Party.

- Zoning and Planning issued 8 building permits.
- Starmax sales for the month of December were \$155,507. *Star Wars* kept the staff busy.
- Emergency Services Department: All items found during the NMAC building and property inspection were corrected. The correction list has been submitted to NMAC.
- For the month of December, there was 1 tort claim, 0 workers comp claims, and 0 vehicle accidents.
- Community Health and Well-Being: CASA currently has 21 volunteers, and is currently providing services to Luna, Grant, and Hidalgo Counties. Deming has 22 clients, Silver City 39, and Lordsburg 2.
  - The Parents as Teachers program is providing services to 107 clients, and held 2 breastfeeding support groups and 1 group connection. 15 pregnancy tests were administered. 2 successful car seat classes were completed, and 15 car seats were distributed, installed and inspected.
  - The Healing House assisted 15 clients with victim advocacy services and provided emergency shelter to 18 women and children. Christmas gifts were distributed for 10 families outside of the shelter, and 3 community presentations were conducted.
- Volunteer Fire Departments: Responded to 9 fire calls. State Fire Marshal's Office consolidation and restructure almost complete. Waiting on final approval from John Standerfer, SFM.

**CONSIDER MINUTES:** Upon motion of Commissioner Smrkovsky, seconded by Commissioner Milo, the minutes of the December 10, 2015 Regular Meeting were unanimously approved

**CONSENT AGENDA:** Mr. Jackson explained to the Board these Resolutions are required on a yearly, basis and remain unchanged from 2015, with very few exceptions, and outlined the changes:

- Accounts Payable:** Accounts Payable Registers totaling \$761,991.97.
- Payroll Registers:** Payroll Registers totaling \$1,080,902.98.
- Resolution 16-02 Timely Payments**
- Resolution 16-03 Notice of Fees**
- Resolution 16-04 Depositories, Board of Finance, and Media Designation:** This item was amended to remove *Comcast* as a Media Designation, and *Western Heritage Bank* was removed as a bank (Depositories).
- Resolution 16-05 Designating Treasurer to Require Collateralization**
- Resolution 16-06 Luna County Section 3 Plan**
- Resolution 16-07 ADA Grievance Procedures**
- Resolution 16-08 Residential Anti-Displacement**
- Resolution 16-09 CDBG Citizen Participation Plan:** This item was pulled from the Consent Agenda, pending further discussion from the Board.
- Resolution 16-12 Notice of Right to Inspect Public Records Designating Custodian of Public Records:** This item was amended to change the designation of Custodian of Public Records' last name from *Glory Johnson* to *Glory Juarez*.

Upon motion of Commissioner Milo, seconded by Commissioner Smrkovsky, the following items on the Consent Agenda (items A-I, and Item K) were amended and unanimously approved following a roll-call vote:

**CONSENT AGENDA ITEM J: Resolution 16-09 CDBG Citizen Participation Plan:** There was a discussion amongst the Board and Community Projects Director Jessica Etcheverry pertaining to this Resolution in regards to both English and Spanish notices. Ms. Etcheverry explained to the Board that a Spanish-speaking translator and translation equipment is available at the CDBG Meetings upon



request. Commissioner Smrkovsky motioned to amend and approve Resolution 16-09 CDBG Citizen Participation Plan as presented with the addition of '*Both English and Spanish*' (Objective B1, and Item F3). Commissioner Milo seconded the amended motion which carried unanimously following a roll-call vote.

**NEW BUSINESS:** County Manager Charles "Tink" Jackson reviewed each item on the New Business agenda with the Commissioners:

- a. **RESOLUTION 16-01 NOTICE OF MEETINGS:** Mr. Jackson recommended approval of the resolution which provides for notice of meetings. Mr. Jackson presented two proposals of this Resolution. *Proposal A:* Meetings would be at 9:00 a.m. on the second Thursday of every month. *Proposal B:* Meetings would be conducted at 10:00 a.m. on the second Thursday of every month, with an open forum for the public at 9:00 a.m. to 10:00 a.m. The hour will be for the public to address Commissioners and Elected Officials for any agenda items and interact and a question and answer session. Sean Blaine, Russ Howell, Ann Shine-Ring, Ira Pearson, and Jessica Etcheverry came before the Board and expressed their concerns and support for the open forum. Commissioner Smrkovsky motioned to approve Resolution 16-01 Notice of Meetings: and motioned Proposal B for meetings to be held the second Thursday of each month at 10:00 a.m. following an open forum at 9:00 a.m. Commissioner Milo seconded the motion, which carried unanimously following a roll-call vote.
- b. **RESOLUTION 16-10 BUDGET INCREASES:** Three inter/intra department budget fund increases and two decreases totaling \$169,024.20 were proposed. Commissioner Smrkovsky motioned to approve Resolution 16-10 Budget Increases. Commissioner Milo seconded the motion which carried unanimously following a roll-call vote.
- c. **RESOLUTION 16-11 BUDGET TRANSFERS:** Five inter/intra department budget fund transfers totaling \$67,110.57 were proposed. Commissioner Smrkovsky motioned to approve Resolution 16-11 Budget Transfers. Commissioner Milo seconded the motion which carried unanimously following a roll-call vote.
- d. **LUNA COUNTY DETENTION CENTER 2016 POLICY AND PROCEDURE MANUAL:** Mr. Jackson had Luna County Detention Director Matt Elwell come before the Board to present this item. Mr. Elwell stated this item is an updated Policy and Procedure manual for the Luna County Detention Center, and includes a Firearms Policy (training and DOJ guidelines) and Special Management (restrictive housing policy) for 2016. Commissioner Milo moved to approve the Luna County Detention Center 2016 Policy and Procedure Manual. Commissioner Smrkovsky seconded the motion which carried unanimously.
- e. **MEMORANDUM OF UNDERSTANDING WORKING TOGETHER THROUGHOUT THE PROMISE ZONE TERM:** Mr. Jackson had Community Projects Director Jessica Etcheverry present this item to the Board. Ms. Etcheverry explained the Memorandum of Understanding (MOU) is presented in Draft form to allow for flexibility of partners, and the body of the MOU will not change. Ms. Etcheverry explained how the grant operates, and what Luna County must do in order to have the grant approved or awarded. Ms. Etcheverry asked the Board for their consideration for approval of the MOU with the understanding that the partners can change. Matt Robinson asked that County please consider including Deming Public Schools. Commissioner Smrkovsky motioned to amend and approve the Memorandum of Understanding Working Together throughout the Promise Zone Term to include with the addition of Southwest Regional Housing Authority, other partners, and

Deming Public Schools. Commissioner Milo seconded the amended motion which carried unanimously.

- f. CAPITAL ASSETS AND CAPTIALIZATION POLICY:** Mr. Jackson had Budget and Procurement Director Joanne Hethcox come before the Board to present this item. Ms. Hethcox reviewed this policy and explained this is from a direct response from a Department of Justice audit from the 2013 Fiscal Year, and requires a written policy that construction in progress, capitalization and assets get accounted for properly, and allows for continued DOJ funding (which the Sheriff's Department benefits the most from). Commissioner Smrkovsky moved to approve the Capital Assets and Capitalization Policy. Commissioner Milo seconded the motion which carried unanimously.
- g. RESOLUTION 16-13 DONATIVE CONVEYANCE OF PROPERTY FROM LUNA COUNTY TO CITY OF DEMING (REPLACING RESOLUTION 15-50):** Mr. Jackson explained this is a replacement of Resolution 15-50, and had Community Projects Director Jessica Etcheverry come before the Board to explain this item. Ms. Etcheverry stated there is a correction per the Authority State Board of Finance for clarification of both the Ordinance and the Resolution. Commissioner Smrkovsky motioned to amend and approve Resolution 16-13 Donative Conveyance of Property from Luna County to City of Deming (Replacing Resolution 15-50). Commissioner Milo seconded the amended motion which carried unanimously following a roll-call vote.

**APPROVAL OF TRAVEL REQUESTS:** There were no Travel Requests submitted, and therefore no action was taken on this item.

**INDIGENT CLAIMS REPORT:** Upon motion of Commissioner Milo seconded by Commissioner Smrkovsky, the meeting of the Board of County Commissioners was unanimously recessed and the meeting of the Indigent Hospital Claims Board convened. Joanne Hethcox recommended approval of four claims dated January 14, 2016 in the amount of \$14,741.82 dollars and zero denials. The monies received for December 2015 totaled \$46,812.61. The balance in the Indigent Funds Accounts as of December 31, 2015 is \$745,868.46. Commissioner Smrkovsky moved to approve four claims dated January 14, 2016 in the amount of \$14,741.82 and zero denials. Commissioner Milo seconded the motion which carried unanimously. Commissioner Milo moved to recess as claims board and to reconvene as the Board of County Commissioners. Commissioner Smrkovsky seconded the motion which was approved unanimously.

**EXECUTIVE SESSION:** Chairman Diaz entertained a motion to enter into Executive Session to discuss Limited Personnel Matters pursuant to 10-15-1 (H) 2 NMSA 1978 pertaining to the Commissioners' and County Manager's Roles and Responsibilities. Commissioner Milo so moved and announced no other matters would be discussed. Commissioner Smrkovsky seconded the motion which carried unanimously following a roll call vote.

Commissioner Smrkovsky motioned to return from Executive Session where no other matters were discussed but Limited Personnel Matters. Commissioner Milo seconded the motion which carried unanimously.

No action was taken during the Executive Session.

**ANNOUNCE NEXT MEETING:** Chairman Diaz announced the next regular meeting will be held on Thursday, February 11, 2016 at 10:00 a.m.

A Work Session (Director's Meeting) will be conducted on January 28, 2016 at 9:00 a.m.

A Work Session (Budget Review) will be conducted on February 4, 2016 at 9:00 a.m.

Commissioner Smrkovsky motioned to approve the meeting times. Commissioner Milo seconded the motion which carried unanimously.

**ADJOURN:** Chairman Diaz adjourned the meeting at 1:01 p.m.

**ATTEST:**

**LUNA COUNTY BOARD OF COUNTY  
COMMISSIONERS**

\_\_\_\_\_  
**ANDREA RODRIGUEZ, LUNA COUNTY CLERK**

\_\_\_\_\_  
**JOE L. MILO, JR., DISTRICT 1**

**APPROVED:** \_\_\_\_\_

\_\_\_\_\_  
**LINDA M. SMRKOVSKY, DISTRICT 2**

\_\_\_\_\_  
**CHAIRMAN, R. JAVIER DIAZ, DISTRICT 3**

LCBCC Meeting Feb 11th, 2016

Accounts Payable

01/11/2016	\$12,882.14
01/15/2016	\$26,114.92
01/15/2016	\$9,033.07
01/15/2016	\$329,342.95
01/22/2016	\$6,234.10
01/22/2016	\$53,062.75
01/29/2016	\$140,372.03
01/29/2016	\$8,917.98
01/29/2016	\$5,110.00

P-Cards

01/28/2016	\$491,058.71
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Total \$1,082,128.65

*Luna County*  
*Board of County Commissioners*

AGENDA 02/11/16

PAYROLL

01/08/16	Register #20160001	\$525,480.93
01/08/16	Register #20160002	\$17,218.66*
01/22/16	Register #20160003	\$487,387.44
01/22/16	Register #20160004	\$21,356.69*

**TOTAL    \$1,051,443.72**

\*Special Payroll that is reimbursable through Grants and/or Contractual Payments.



**LUNA COUNTY BOARD OF COUNTY  
COMMISSIONERS**

**RESOLUTION NO. 16-14**  
**Proposed Inter/Intra Fund Budget Increases**

**WHEREAS**, the Luna County Board of County Commissioners has the statutory authority to approve, modify and amend the County's annual operating budget; and

**WHEREAS**, development of an annual budget includes a considerable amount of professional guessing about events that may occur in the future; and

**WHEREAS**, during the course of the budget year actual events can result in receiving revenues or making expenditures that were not expected at the time the budget was prepared and adopted; and

**WHEREAS**, it is necessary to adjust the County's adopted budget to properly provide for these unexpected events.

**NOW THEREFORE BE IT RESOLVED** that the Luna County Board of County Commissioners hereby adopts the changes to the County's Fiscal Year 104, July 1, 2015 through June 30, 2016 Budget proposed by the County's management staff and attached hereto in spreadsheet form, as amendments to the previously adopted operating budget.

**PASSED, APPROVED AND ADOPTED THIS 11<sup>th</sup> DAY OF FEBRUARY, 2016.**

LUNA COUNTY

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R. Javier Diaz, Chairperson

ATTEST:

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Andrea Rodriguez, Luna County Clerk

Be it remembered that at a Regular meeting of the Luna County Board of County Commissioners in Deming NM on the 11th day of February, 2016, the following budget adjustments are proposed and entered of record.

SCHEDULE OF BUDGET OF ADJUSTMENTS			Budget Resolution Number 16-14 Proposed Inter/Intra FUND Budget Increase					Entity Code DFA Resolution Number		
ITEM NO	Adjustment Type	Fund/ DFA Fund	Dept.	From	Amount	To	Amount	Purpose	Approved Budget Balance	Adjusted Budget Balance
One	Increase	610/218	Drug Investigation - DOJ Asst to Rural Law Enforcement	610/218	\$ (5,639.78)	610-77-1318 (Revenue) Local Law Enf BJA/DOJ Grant 610-36-2318	\$ (5,639.78)	Revenue from grant award for Bullet Proof Vests for SO.	\$ -	\$ (5,639.78)
					\$ 5,639.78	Grant-Bureau of Justice - BJA 610-77-1320 (Revenue)	\$ 5,639.78	Allow for the expenditure from grant award for Bullet Proof Vests for SO.	\$ -	\$ 5,639.78
Two	Increase	610/218	Drug Investigation - HIDTA Grant - Silver City	610/218	\$ (83,000.00)	SWNM Task Force HIDTA & DC	\$ (83,000.00)	Expected revenue from HIDTA for Task Force activities through remainder of fiscal year.	\$ (98,644.42)	\$ (181,644.42)
					\$ 83,000.00	610-43-2005 Salaries - Overtime	\$ 81,000.00	To allow for expenditure for Task Force activities through remainder of fiscal year.	\$ 12,000.00	\$ 93,000.00
						610-43-2060 Match - Medicare 1.45%	\$ 2,000.00	To allow for expenditure for Task Force activities through remainder of fiscal year.	\$ 1,589.11	\$ 3,589.11
Three	Increase	415/299	Community Services - Grant - MCH & IHI	415/299	\$ 5,200.00	415-17-2354 Grant - RPHCA	\$ 5,200.00	To pay outstanding invoice for services for December 2014 which were reimbursed for the RPHCA Grant.	\$ 5,200.00	\$ 10,400.00
Four	Increase	508/299	SO Equipment 1/8 GRT	508/299	\$ 10,000.00	508-00-2028 Capital Outlay	\$ 10,000.00	To partially purchase a patrol car. Funds increased from Cash Reserves carried over from prior fiscal years.	\$ 33,970.00	\$ 43,970.00
Five	Increase	508/299	SO Equipment 1/8 GRT	508/299	\$ (13,855.56)	508-77-1339 Sale of County Property	\$ (13,855.56)	Revenue received from sale of county property at auction by Charles Dickerson on 10/31/2015.	\$ -	\$ (13,855.56)
					\$ 13,855.56	508-00-2028 Capital Outlay	\$ 13,855.56	To allow for expenditure of revenue received from sale of county property at auction by Charles Dickerson on 10/31/2015.	\$ 43,970.00	\$ 57,825.56

ITEM NO	Adjustment Type	Fund/ DFA Fund	Dept.	From	Amount	To	Amount	Purpose	Approved Budget Balance	Adjusted Budget Balance
									\$	\$
									\$	\$
									\$	\$
					\$ 15,200.00		\$ 15,200.00		\$ (1,915.31)	\$ 13,284.69

NOW, THEREFORE, it is respectfully requested that the Luna County Commissioners, authorize the above adjustments to the Luna County Budget.

Done at Deming New Mexico this Thursday the 11th day of February, 2016.

LUNA COUNTY BOARD OF COUNTY COMMISSIONERS

Joe L. Milo, Jr., District 1

Linda M. Smrkovsky, District 2

R. Javier Diaz, District 3, Chairperson



ATTEST:

Andrea Rodriguez, Luna County Clerk

Entered By:

Date

Checked By:

Date

**LUNA COUNTY BOARD OF COUNTY  
COMMISSIONERS**

**RESOLUTION NO. 16-15  
Proposed Intra/Inter Department Transfers**

**WHEREAS**, the Luna County Board of County Commissioners has the statutory authority to approve, modify and amend the County's annual operating budget; and

**WHEREAS**, development of an annual budget includes a considerable amount of professional guessing about events that may occur in the future; and

**WHEREAS**, during the course of the budget year actual events can result in receiving revenues or making expenditures that were not expected at the time the budget was prepared and adopted; and

**WHEREAS**, it is necessary to adjust the County's adopted budget to properly provide for these unexpected events.

**NOW THEREFORE BE IT RESOLVED** that the Luna County Board of County Commissioners hereby adopts the changes to the County's Fiscal Year 104, July 1, 2015 through June 30, 2016 Budget proposed by the County's management staff and attached hereto in spreadsheet form, as amendments to the previously adopted operating budget.

**PASSED, APPROVED AND ADOPTED THIS 11<sup>th</sup> DAY OF FEBRUARY, 2016.**

LUNA COUNTY

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R. Javier Diaz, Chairperson

ATTEST:

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Andrea Rodriguez, Luna County Clerk

Be it remembered that at a Regular meeting of the Luna County Board of County Commissioners in Deming NM on the 11th day of February, 2016 the following budget adjustments are proposed and entered of record.

## Budget Resolution Number 16-15

### Proposed Intra/Inter Department Transfer

ITEM NO	Adjustment Type	Fund/ DFA Fund	Dept.	From	FROM Current Balance	Transfer amount	TO Line Number	Transfer Amount	Purpose
One	Transfer	401/101	General Fund - Manager's	401-01-2205 Special Projects	\$30,000.00	\$2,500.00	401-01-2027 Office Equipment	\$2,500.00	To replace personal POI camera which was stolen and purchase another camera for POI use.
Two	Transfer	402/204	Road Department	402-40-2075 (Solid Waste) Equipment Operating Expense	\$57,791.50	\$549.20	402-10-2067 Insurance Property/ Liability	\$549.20	To pay for increase in property and liability insurance premiums.
Three	Transfer	415/299	Community Services - Teen Outreach Program	415-39-2020 Supplies	\$18,445.69	\$18.00	415-39-2065 Match - Group Insurance	\$15.00	To clean up line items and allow for spending through remainder of fiscal year.
							415-39-2066 Workers' Compensation Assmnt	\$3.00	To clean up line items and allow for spending through remainder of fiscal year.
Four	Transfer	401/101	General Fund - Managers' Office	401-00-2074 Tort Liability	\$60,000.00	\$20,000.00	401-00-2067 Insurance Property/ Liability	\$20,000.00	To pay for increase in property and liability insurance premiums.
				401-00-2101 Professional/ Contract Services	\$100,884.49	\$8,000.00	401-00-2120 Funding - City Recycling Program	\$8,000.00	To clean up line items and allow for spending through remainder of fiscal year. Funding appropriation inadvertently left off of final budget.
Five	Transfer	401/101	General Fund - Clerk's Office	401-04-2010 Mileage/Per Diem	\$1,701.27	\$1,000.00	401-04-2014 Record Books	\$1,000.00	To pay for 2016 Silver Microfilm Subscription for Deming Headlight



ITEM NO	Adjustment Type	Fund/ DFA Fund	Dept.	From	<i>FROM Current Balance</i>	Transfer amount	TO Line Number	Transfer Amount	Purpose
					\$268,822.95	\$32,067.20		\$32,067.20	

NOW, THEREFORE, it is respectfully requested that the Luna County Commissioners, authorize the above adjustments to the Luna County Budget.

Done at Deming New Mexico this **Thursday the 11th day of February, 2016.**

LUNA COUNTY BOARD OF COUNTY COMMISSIONERS

Joe L. Milo, Jr., District 1

Linda M. Smrkovsky, District 2

R. Javier Diaz, District 3, Chairperson



ATTEST:

Entered By:

Date

Andrea Rodriguez, Luna County Clerk

Checked By:

Date

**COUNTY OF LUNA**  
Resolution No. 16-16

**A RESOLUTION**  
**AUTHORIZING THE COUNTY TO SUBMIT AN APPLICATION TO THE DEPARTMENT OF**  
**FINANCE AND ADMINISTRATION, LOCAL GOVERNMENT DIVISION TO PARTICIPATE IN**  
**THE LOCAL DWI GRANT AND DISTRIBUTION PROGRAM.**

**WHEREAS**, the Legislature enacted Section 11-6A-1 through 11-6A-6 NMSA 1978 as amended to address the serious problems of Driving While Intoxicated in the State; and

**WHEREAS**, a program is established to make grant and distribution funding available to counties and municipalities for new, innovative or model programs, services or activities to prevent or reduce the incidence domestic abuse related to DWI, DWI, alcoholism and alcohol abuse; and

**WHEREAS**, the county DWI planning council and other governmental entities approval must be received in order to apply for grant and distribution funding; and

**WHEREAS**, the County along with participating agencies is making application to the Department of Finance and Administration, Local Government Division for program funding.

**NOW THEREFORE, BE IT RESOLVED** by the governing body of Luna County that the County Chairperson on behalf of the County and all participating entities is authorized to submit an application for Grant and Distribution Funding.

FY17 program funding under the regulations established by the Local Government Division.

**APPROVED AND ADOPTED** by the governing body at its meeting of

\_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
R. Javier Diaz, Chairperson

Attest:

\_\_\_\_\_  
DWI Planning Council Representative

\_\_\_\_\_  
Andrea Rodriguez, County Clerk (SEAL)

## MEMORANDUM OF UNDERSTANDING

The County of Luna, DWI Program (hereinafter referred to as the "Program") and the New Mexico Department of Finance and Administration/Local Government Division/Driving While Intoxicated Program (hereinafter referred to as "Agency") hereby exchange the following assurances and enter into the following Memorandum of Understanding (MOU):

The Agency assures:

1. That Agency is in full compliance with the provisions concerning research activities in Section 2.52 of the Federal Confidentiality of Alcohol & Drug Abuse Patient Records regulations, 42 CFR Part 2, including Section 2.16.
2. That client identifying information will not be re-disclosed except back to the Program from which the information was obtained, or according to the terms of this MOU.
3. That in receiving, storing, processing, or otherwise dealing with any information from the Program about the clients in the Program, the Agency acknowledges it is bound by the provisions of the Federal Confidentiality of Alcohol and Drug Abuse Patient Records regulations, 42 CFR Part 2.
4. That the Agency shall undertake to resist any effort to obtain access to information pertaining to patients otherwise than as expressly provided for in the Federal Confidentiality of Alcohol & Drug Abuse Patient Records regulations, 42 CFR Part 2.
5. That the Agency is not a "covered entity" as defined by the Department of Health and Human Services Regulations entitled "Standards for Privacy of Individually Identifiable Health Information", 45 CFR Parts 160 and 164, implementing the Health Insurance Portability and Accountability Act of 1996 (HIPAA); (the HIPAA Regulations).
6. That the Agency shall never possess treatment or maintain any "individually identifiable health information" or transmit "protected health information" as defined by the HIPAA Regulations and in the Health Information Technology for Economic and Clinical Health Act of 2009 (HITECH Act).

The Program agrees to:

1. Upon request, provide the Agency or other parties authorized with client records for those clients provided services through the Local Government

Division DWI Grant Program, for the purpose of conducting outcome monitoring research activities, and evaluation of LDWI Program interventions.

2. If applicable, comply with the requirements of the Health Insurance Portability and Accountability Act of 1996 (HIPAA), the Health Information Technology for Economic and Clinical Health Act of 2009 (HITECH Act) and the Department of Health and Human Services Regulation entitled "Standards for Privacy of Individually Identifiable Health Information", 45 CFR Parts 160 and 164, applicable to entities covered by HIPAA; (the HIPAA Regulations).
3. Report or transmit data to the Agency that deletes and contains no "individually identifiable health information" or "protected health information" as defined by the HIPAA Regulations and the Health Information Technology for Economic and Clinical Health Act of 2009 (HITECH Act).

Executed this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_\_.

\_\_\_\_\_  
Rick Lopez, Director  
Department of Finance & Administration  
Local Government Division  
DWI Program  
Bataan Memorial Building, Suite 203  
Santa Fe, New Mexico 87501

\_\_\_\_\_  
R. Javier Diaz,  
County Commissioner Chair

\_\_\_\_\_  
Date

**STATEMENT OF ASSURANCES**  
**Local DWI Grant and Distribution Program**  
**Project Year 17: July 1, 2016 – June 30, 2017**

The applicant hereby assures and certifies compliance with the following statutes, rules, regulations, and guidelines associated with the acceptance and use of funds under the New Mexico Local DWI Grant and Distribution Program:

1. Compliance with the provisions of the New Mexico Local DWI Grant Program Act, Sections 11-6A-1 through 11-6A-6 NMSA 1978 as amended, the regulations, and the approved LDWI Guidelines.
2. The applicant has the responsibility and legal authority to receive and expend funds as described in the grant and distribution project description, as well as to finance the grantee share (if any) of costs of the project, including all project overruns.
3. Compliance with the State Procurement Code, with the exception of Home Ruled Governments, and submission of all related procurement documents to the Local Government Division for administrative review and approval, prior to execution, including, but not limited to: requests for professional services (RFPs); advertisements; minutes of pertinent meetings; contract selection and award criteria. All project-related services, activities or programs done through a service provider must be implemented through a professional services contract. Any project-related contract, subcontract, or agreement and related amendments, providing services to the grant or distribution program, must be submitted for administrative review by the Division prior to execution.
4. Adherence to all financial, accounting, and reporting requirements of the Department of Finance and Administration. Distribution programs will include with each quarterly narrative progress report the Grant Fund Agreement Exhibit F, The Local DWI Distribution Program Financial Status Report. Grant programs will include with each quarterly narrative progress report the Local DWI Program Request for Payment/Financial Status Report, Exhibit D. The said reports shall contain narrative and/or bulleted highlights of accomplishments and/or problems and delays encountered to date, a detailed budget breakdown of expenditures to date, a summary of any fees collected and/or expended, the Managerial Data Set, Planning Council meeting agendas and minutes, and such other information following the objectives of the county's evaluation as may be of assistance to the Division in its evaluation.
5. Compliance with the requirement to not budget, nor expend, any of the grant amount awarded or the amount distributed for **indirect administrative costs** incurred during the grant or distribution fiscal period. Requests for payment or financial status reports shall document all direct program administrative expenditures and in-kind/match administrative expenditures.



6. Compliance with the requirement to not budget, nor expend, greater than **ten percent** of the grant amount awarded or the amount distributed for **capital outlay** incurred during the grant or distribution fiscal period. Requests for payment or financial status reports shall specify all capital outlay expenditures. The **ten percent cap for capital outlay does not exist with detoxification funding grants.**
  7. Compliance with all required reports, including but not limited to: the first quarter narrative and fiscal reports due on the last working day of October; the second quarter narrative and fiscal reports due on the last working day of January; and the third quarter narrative and fiscal reports due on the last working day of April; the fourth and the final quarter narrative and fiscal reports for the fiscal year due the 15<sup>th</sup> of July; required screening, treatment, and compliance monitoring protocols; required evaluation plans; required fiscal reports; required screening and tracking managerial data reports; and required annual reports.
  8. Compliance with the current Local DWI Grant Program Screening Guidelines. To avoid any conflict of interest, or appearance of conflict of interest, screeners should not be affiliated with any contracted treatment agency. Clients will be given options for treatment and will not be *mandated* to treatment with the same agency that does the screening.
  9. If applicable to the applicant, compliance with the requirements of the Health Insurance Portability and Accountability Act of 1996 (HIPAA) and the Department of Health and Human Services regulation entitled "Standards for Privacy of Individually Identifiable Health Information", 45 CFR Parts 160 and 164, applicable to entities covered by HIPAA; (the HIPAA Regulations).
  10. Any distribution program under run amount for the fiscal year must be returned to the Local DWI Grant Fund by September 30 of the following fiscal year. Failure to remit an under run to the Local DWI Grant Fund will cause suspension of grant reimbursements and/or future distributions until the remittance is made.
  11. Grant program under runs revert to the Local DWI Grant Fund.
  12. Compliance with all applicable conditions and requirements prescribed by the Division in relation to receipt/accountability of state General Funds.
  13. The grant applicant will follow the scope of work for the grant program, as negotiated with the Local Government Division, and in accordance with the local planning council's approved plan. The applicant will submit any proposed modifications/amendments to the scope of work to the Division for its approval, prior to execution.
  14. The distribution program applicant will follow the local planning council's application as approved by DWI Grant Council in the application review process. The applicant
-

will submit any proposed modifications/amendments to this proposal to the Division for its written approval, prior to execution of changes to programs.

15. Compliance with conflict of interest prohibitions whereby no member, officer, or employee of the grant or the distribution program, or its designee or agents, no voting member of the local planning council or of the governing body of the locality in which the program is situated, and no other public official of such locality who exercises any functions or responsibilities with respect to the program during his/her tenure (or for one year thereafter) shall have any interest, direct or indirect, in any contract or subcontract for work to be performed in the program. The grant and/or the distribution program shall incorporate, in all such contracts or subcontracts, a provision prohibiting such interest pursuant to the purposes of these stated provisions.
16. Compliance with the maintenance of records as will fully disclose the amount and disposition of the total funds from all sources budgeted for the grant or distribution agreement period, the purpose of undertaking for which such funds were used and the amount and nature of all contributions from other sources, and such other records as the Division shall prescribe. Such records shall be preserved for a period of not less than seven (7) years following completion of all the conditions of the grant agreement and the distribution program administrative guidelines.
17. The applicant will provide access to authorized State officials and representatives of all books, accounts, records, reports, files, and other papers, things, or property pertaining to the project in order to make audits, examinations, excerpts and transcripts.
18. The applicant will provide DFA's auditor and evaluator timely access to all program records and information. Additionally, the applicant will assure that records of subcontractors working for the applicant are retained and made available to DFA's auditor and evaluator.

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R. Javier Diaz, County Commission Chairperson

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Signature

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Date

## DOH ASSURANCES AND COOPERATIVE AGREEMENT

The Luna County DWI Prevention Program referred to as the "Program" and the New Mexico Department of Health (DOH), Epidemiology and Response Division hereby receives the following assurances and enters into the following cooperative agreement, to carry out the requirements of the evaluation MOU between DOH and DFA:

The DOH:

1. Acknowledges that it is in full compliance with the provisions concerning research activities in Section 2.52 of Federal confidentiality regulations, 42 CFR Part 2, including:
  - a. That a research protocol is maintained in accordance with the security requirements of § 2.16 of 42 CFR Part 2; and
  - b. That client identifying information will not be re-disclosed except back to the Program from which the information was obtained; and no individual client will be identified in any report resulting from any epidemiologic research; and
  - c. That the Epidemiology and Response Division has provided a satisfactory written statement that a group of three or more individuals who are independent of the research project has reviewed the protocol and determined that:
    - (i) The rights and welfare of clients will be adequately protected; and
    - (ii) The risks in disclosing client identifying information are outweighed by the potential benefits of the research.
2. Acknowledges that in receiving, storing, processing, or otherwise dealing with any information from the Program about the clients in the Program, the Epidemiology and Response Division is fully bound by the provisions of the Federal regulations governing Confidentiality of Alcohol and Drug Abuse Patient Records, 42 CFR Part 2: and
3. Undertakes to resist in judicial proceedings any effort to obtain access to information pertaining to patients otherwise than as expressly provided for in the Federal confidentiality regulations, 42 CFR Part 2.

The Program:

1. Agrees to allow the Epidemiology and Response Division access to client records from the web based client screening and tracking system for those clients provided services through the Local Government Division DWI Grant

Program, for the purpose of conducting outcome monitoring research activities.

This agreement will become effective on July 1, 2016.

This agreement will expire on June 30, 2017.

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Michael Landen, MD, MPH,  
State Epidemiologist and  
Director Epidemiology and Response Division  
New Mexico Department of Health  
Harold Runnels Building  
1190 St. Francis Drive  
Santa Fe, NM 87502

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Charles "Tink" Jackson  
County Manager

**LUNA COUNTY RESOLUTION 16-17**  
**NMAC Healthcare Policy Committee**  
**Resolution on County Indigent Funding**

**WHEREAS**, New Mexico counties care greatly about health care for their local citizens and value their local hospitals, particularly in rural areas; and

**WHEREAS**, counties have long played an integral role in providing health care services for their indigent residents; and

**WHEREAS**, for nearly 20 years counties have worked collaboratively with their local community hospitals in helping fund the Sole Community Provider program and in coordinating health care for their local citizens; and

**WHEREAS**, the Sole Community Provider program has now been replaced by the Safety Net Care Pool (SNCP), which provides funding for community hospitals for Medicaid base rate increases and uncompensated care; and

**WHEREAS**, the counties' role under the SNCP has been significantly diminished and their financial contribution to the SNCP no longer has any relationship to the funds disseminated by the Human Services Department (HSD) to the counties' respective community hospitals; and

**WHEREAS**, finding a solution to funding the SNCP requires communication and cooperation among the various stakeholders—counties, hospitals, and the state, in both the legislative and executive branches.

**NOW THEREFORE BE IT RESOLVED THAT** Luna County and the New Mexico Association of Counties strongly opposes any legislation that imposes a further financial obligation for counties to fund the SNCP and hospitals; and



**NOW THEREFORE BE IT RESOLVED THAT** Luna County and the New Mexico Association of Counties will endorse and support legislation which protects Counties' autonomy and discretion over the use of County imposed Indigent Health Care gross receipts tax revenues; and

**NOW THEREFORE BE IT RESOLVED THAT** Luna County and the New Mexico Association of Counties supports mandatory County participation as a critical stakeholder and primary funding source in all discussions and planning with the New Mexico Human Services Department regarding any and all funding methods to secure the future of safety net care pool for local hospitals both public and private.

**Done at Deming, New Mexico this 11<sup>th</sup> day of February, 2016**

**Luna County Board of County Commissioners**

**ATTEST:**

\_\_\_\_\_  
**R. Javier Diaz, Chairman**

\_\_\_\_\_  
**Andrea Rodriguez, County Clerk**

\_\_\_\_\_  
**Joe L. Milo, Jr, Member**

\_\_\_\_\_  
**Linda M. Smrkovsky, Member**



## **CASA of Luna, Grant and Hidalgo Counties**

### **MISSION STATEMENT**

CASA of Luna, Grant and Hidalgo Counties' mission is to provide advocacy and support through the use of trained volunteers in order to ensure a voice for abused and neglected children involved in the court system. Based on the belief that children are entitled to a safe and permanent home.

*Adopted by Luna County Commissioners February 11<sup>th</sup>, 2016.*

**ITEM 11 J.**

**THE AGREEMENT WILL BE AVAILABLE ASAP**

# Indigent Hospital Claims Office

Charles "Tink" Jackson, County Manager

IHC Board Meeting February 11, 2016

Month	Number	Amount	Number	Denied
January	2	\$946.69	0	\$0.00
Feburary				
March				
April				
May				
June				
July				
August				
September				
October				
November				
December				
Total	2	\$946.69	0	\$0.00
This Month's Total	Mimbres Memorial Hospital			\$506.81
This Month's Total	Gila Regional Medical Center			\$0.00
This Month's Total	Memorial Medical Center			\$0.00
This Month's Total	Deming Fire Dept./EMS			\$439.88
This Month's Total	All Other Services			\$0.00
Total				\$946.69
Year to Date Total	Mimbres Memorial Hospital			\$506.81
Year to Date Total	All Other Hospitals			
Year to Date Total	Deming Fire Dept./EMS			\$439.88
Year to Date Total	All Other Services			
Total				\$946.69
Care of Prisoners This Month				\$29,215.89
Care of Prisoners Year to Date Indigent				\$15,033.24
Care of Prisoners Year to Date Inmate Prescriptions/OTC Meds				\$12,899.65
Care of Prisoners Year to Date Dr. Bills				\$1,283.00
				\$29,215.89
Monies Received for January 2016				\$44,371.98
Balance in IHC Fund as of January 31, 2016				\$761,024.55
	Amount	Signatures	Date	Denied
Joe L. Milo, Jr	\$946.69		02/11/16	\$0.00
Linda M. Smrkovsky				
R. Javier Diaz				

## February 11, 2016

[illegible]

## **CALL FOR ORDINANCE**

Motion to direct the County Manager's Office to publish the title and summary of Ordinance Number 52 As Amended one time in the Deming Headlight at least two weeks prior to the meeting of the Board at which the ordinance is proposed for final passage. The publication shall also include the date and time at which the ordinance is to be considered.

## **MOTION AND VOTE**