



# Board of County Commissioners

*Maria L. Martinez*  
Chair-District 4

*Chris A. Najan*  
Vice-Chair-District 5

*Harold M. Garcia*  
Commissioner-District 12

*Janice C. Varela*  
Commissioner-District 2

*Max O. Trujillo*  
Commissioner-District 3

*Vidal Martinez, Ed.D.*  
County Manager

## PUBLIC NOTICE DISSEMINATED FOR TODAY'S MEETING

The San Miguel County Board of Commissioners will hold a regular monthly meeting on Tuesday July 14, 2020 beginning at 2:00 p.m., this meeting will be remote and can be viewed online at [www.co.sanmiguel.nm.us](http://www.co.sanmiguel.nm.us). During the meeting; a County Board of Finance Meeting will take place.

**NOTICE TO PEOPLE WITH DISABILITIES:** If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter or any form of auxiliary aid or service to attend or participate in the hearing(s) or meeting(s), please contact the San Miguel County Managers Office at (505) 425-9333 at least one week prior to the meeting or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. Please contact the Commission Administrator at either of the above numbers if a summary or other type of accessible format is needed.

**Notice Published Las Vegas Optic:**

**Notice Posted on the SMC Website at [www.co.sanmiguel.nm.us](http://www.co.sanmiguel.nm.us):**

At least 72 hours in advance of the meeting, the following agenda for today's meeting was posted and available for public inspection on the San Miguel County Website at [www.co.sanmiguel.nm.us](http://www.co.sanmiguel.nm.us), and also available in hard copy at the office of the San Miguel County Manager.

## AGENDA

### CALL TO ORDER

### ROLL CALL

### PLEDGE OF ALLEGIANCE

### SALUTATION TO THE NEW MEXICO STATE FLAG:

"I salute the flag of the State of New Mexico and the Zia Symbol of perfect friendship among United Cultures."

### APPROVAL OF AGENDA

### **APPROVAL OF MINUTES**

March 31, 2020 Special Meeting  
April 20, 2020 Special Meeting  
June 8, 2020 Canvass  
June 9, 2020 Regular Commission Meeting

### **PUBLIC INPUT FORUM**

Please submit your name, address and topic of discussion to [smcpi@co.sanmiguel.nm.us](mailto:smcpi@co.sanmiguel.nm.us) between the hours of 10:00 a.m. to 12:30 p.m. on July 14, 2020.

### **NEW BUSINESS**

## **REGULAR ORDER**

### **1. 2021 NMC CONFERENCE UPDATE**

**Background Information:** Update on the Association of Counties 2021 Conference

**Action Requested of Commission:** Information only

**Staff Recommendation:** Information only

**Presenter:** Vidal Martinez, County Manager

### **2. PRESENTATION ON INTERNET EXPANSION IN SAN MIGUEL COUNTY**

**Background Information:** presentation on the expansion of internet services in San Miguel County and the benefits to the rural community.

**Action Requested of Commission:** Information only

**Staff Recommendation:** Information only

**Presenter:** Ron Doss, Desert Gate

### **3. COVID-19 UPDATE**

**Background Information:** Update on current information regarding COVID-19

**Action Requested of Commission:** Information only

**Staff Recommendation:** Information only

**Presenter:** Leo Maestas, Emergency Manager

#### **4. SAN MIGUEL COUNTY (ICIP) INFRASTRUCTURE CAPITAL IMPROVEMENT PLAN**

**Background Information:** The will update and approve the 2022-2026 ICIP Infrastructure Capital Improvement Plan.

**Action Requested of Commission:** Discuss and approve the ICIP list

**Staff Recommendation:** Approval

**Presenter:** Vidal Martinez, County Manager

#### **5. BOARD OF COUNTY COMMISSIONERS OF SAN MIGUEL COUNTY HARD ROCK MINING MORATORIUM ORDINANCE EXTENSION UNTIL JANUARY 16, 2021**

**Background Information:** Now that Mr. Alex Tafoya is retiring, it will take more time to finalize the Hard Rock Mining Ordinance. In the meantime, the Moratorium should continue until January of next year. This Moratorium will have slightly different language, which allows for sand and gravel, dirt removal from open pits.

**Action Requested of Commission:** The action requested of the Commission is a motion, second and vote to approve the proposed continuation of the Moratorium.

**Staff Recommendation:** The County Attorney recommends the approval of the continuation of the Moratorium.

**Presenter:** Dave Romero, Jr., County Attorney

#### **6. BOARD OF COUNTY COMMISSIONERS OF SAN MIGUEL COUNT VS. MESA GRANDE INC. AND DAVE JONES AND MR. AND MRS. GALLEGOS. APPROVAL OF SETTLEMENT OF LAWSUIT BETWEEN THE PARTIES**

**Background Information:** Mesa Grande, Dave Jones and Mr. and Mrs. Gallegos have agreed to settle the litigation between them. They are offering approximately \$ 22,000 plus property, which has a Real Estate Agent Statement of Value of approximately \$ 47,000 to \$52,000.00 for a ¼-acre parcel.

**Action Requested of Commission:** The action requested of the Commission is a motion and vote to approve the proposed Settlement.

**Staff Recommendation:** The County Attorney recommends Settlement of this longstanding litigation. The Office of the County Attorney recommends this participation.

**Presenter:** Dave Romero, Jr., County Attorney

## **7. RATIFICATION OF THE FY21 CYFD-JUVENILE JUSTICE GRANT**

**Background Information:** Ratify the grant agreement between CYFD and San Miguel for FY21

**Action Requested of Commission:** Approval

**Staff Recommendation:** Approval

**Presenter:** Jesus M. Romero, DWI Coordinator

## **8. RESOLUTION 07-01-2020-FIRE RESTRICTIONS**

**Background Information:** Due to abnormally warm temperatures, low humidity and on-going drought conditions, a resolution is necessary to impose open burning restrictions in the unincorporated areas of San Miguel County, New Mexico.

**Action Requested of Commission:** Adopt Resolution 07-01-2020-Fire Restrictions imposing open burning restrictions

**Staff Recommendation:** Adopt Resolution 07-01-2020-Fire Restrictions

**Presenter:** Andrew J. Duran, Fire Chief

## **9. PUBLIC WORKS DIVISION AMNESTY DAY**

**Background Information:** Approval for Amnesty Day for San Miguel County

**Action Requested of Commission:** Approval

**Staff Recommendation:** Approval

**Presenter:** Gerald Garcia, SMC Public Works Supervisor

#### **10. PUBLIC WORKS DIVISION ADDENDUM TO AGREEMENT**

**Background Information:** The San Miguel County Public Works Division wishes to renew Addendum No. ONE (2) to agreement by and between San Miguel County and DAG Enterprises of NM, LLC to provide Diesel Powered Heavy Equipment and Light Duty Gasoline Maintenance and Repair Service.

**Action Requested of Commission:** Review and Approve Addendum to Agreement by and Between San Miguel County and DAG Enterprises of NM, LLC

**Staff Recommendation:** Approval

**Presenter:** Gerald Garcia, SMC Public Works Director

#### **11. APPLYING FOR THE LOCAL GOVERNMENT ROAD FUND MATCH WAIVER PROGRAM**

**Background Information:** San Miguel County is interested in applying for the Local Government Road Fund Match Waiver Program per New Mexico Administrative Code 18.27.3.8 for the FY 2020-2021 Vendor Control No. 54400, Control No. L400497.

**Action Requested of Commission;** Approval

**Staff Recommendation:** Approval

**Presenter:** Gerald Garcia, SMC Public Works Supervisor

#### **12. APPLYING FOR THE LOCAL GOVERNMENT ROAD FUND MATCH WAIVER PROGRAM**

**Background Information:** San Miguel County is interested in applying for the Local Government Road Fund Match Waiver Program per New Mexico Administrative Code 18.27.3.8 for the FY 2020-2021 Vendor Control No. 54400, Control No. L400483.

**Action Requested of Commission:** Approval

**Staff Recommendation:** Approval

**Presenter:** Gerald Garcia, SMC Public Works Supervisor

**13. SAN MIGUEL COUNTY PUBLIC WORKS DEPARTMENT - COUNTY ROAD IMPROVEMENTS - EL CAMINO RECONSTRUCTION PROJECT**

**Background Information:** San Miguel County, NM, solicited competitive sealed bid(s) from a qualified vendor(s), for El Camino Reconstruction Project. The received bid(s) were evaluated. GM Emulsion., was the lowest and most qualified bidder. A request is made to the San Miguel County Commission for approval to enter into a contractual agreement with El Camino Reconstruction Project.

**Action Requested of Commission:** Review and Approval

**Staff Recommendation:** Approval

**Presenter:** Gerald Garcia, SMC Public Works Supervisor

**14. PUBLIC WORKS DIVISION REPORT FOR THE MONTH OF JUNE 2020**

**Background Information:** The San Miguel County Public Works Division submits a report to County Commission on a monthly basis on any maintenance including blading of county roads and/or special projects with County Roads that are addressed.

**Action Requested of Commission:** For Information purposes only

**Staff Recommendation:** For Informational Purposes only

**Presenter:** Arnold Lopez, SMC Public Works Road Foreman

**BOARD OF FINANCE MEETING**

**15. BANK TRANSFERS FOR THE MONTH OF MAY**

**Background Information:** Regulation No. ADM-R-08-09-2016-CM Governing Wire Transfer

**Action Requested of Commission:** Informational purposes only

**Staff Recommendation:** None

**Presenter:** Bertha Bustamante, County Treasurer

## **16. RESOLUTION 2020-07-14-F1**

**Background Information:** The County will be receiving funding from the New Mexico Economic Development for the purpose of fostering, promoting and enhancing local economic efforts. The Finance Office would like to account for the funds in a separate fund and is asking the modification of Fund 905 from the CDBG 01-C-RS-I-1-G-77 to Economic Development Grant Fund.

**Action Requested of Commission:** Review and approve fund authority.

**Staff Recommendation:** Review and approve fund authority.

**Presenter:** Melinda Gonzales

## **17. RESOLUTION 2020-07-14-F2**

**Background Information:** Budget the grant from the New Mexico Economic Development Department.

**Action Requested of Commission:** Review and approval.

**Staff Recommendation:** Review and approval.

**Presenter:** Melinda Gonzales

## **18. INDIGENT CLAIMS**

**Background Information:** To provide the Commission with information regarding the indigent claims for the month of May 2020.

**Action Requested of Commission:** Ratification of the indigent claims.

**Staff Recommendation:** Ratification of the indigent burial payment.

**Presenter:** Melinda Gonzales

## **19. BUDGET REPORT FOR THE PERIOD OF JULY 1, 2019 THROUGH MAY 31, 2020**

**Background Information:** To provide the Commissioners with a FY19/20 Year to Date Budget Report.

**Action Requested of Commission:** Informational purposes only.

**Staff Recommendation:** Informational purposes only.

**Presenter:** Melinda Gonzales

## **20. RECEIPT REPORT FOR THE MONTH OF MAY 2020**

**Background Information:** To provide the Commissioners with a Receipt Detail Report for the month of May 2020

**Action Requested of Commission:** Informational purposes

**Staff Recommendation:** Informational purposes.

**Presenter:** Melinda Gonzales

## **21. JOURNAL ENTRY REPORT FOR THE MONTH OF MAY 2020**

**Background Information:** To provide the Commissioners with a Journal Entry Reports for the month of May 2020

**Action Requested of Commission:** Informational purposes

**Staff Recommendation:** Informational purposes.

**Presenter:** Melinda Gonzales

## **22. ACCOUNTS PAYABLE REPORT FOR THE MONTH OF MAY 2020**

**Background Information:** Present payments processed through the finance office and Bernalillo County on behalf of San Miguel County.

**Action Requested of Commission:** Review and approve.

**Staff Recommendation:** Review and approve.

**Presenter:** Melinda Gonzales



**23. CASH BALANCE REPORT FOR THE MONTH OF MAY 2020**

**Background Information:** To report the May 2020 cash balances to the Commission

**Action Requested of Commission:** Informational Purposes Only

**Staff Recommendation:** Informational Purposes Only

**Presenter:** Melinda Gonzales

**ADJOURNMENT**