



Board of County Commissioners

Harold M Garcia
Chair-District 1

Janice C. Varela
Vice-Chair-District 2

Max O Trujillo
Commissioner-District 3

Martin Sena
Commissioner- District 4

Kenneth C. Medina
Commissioner-District 5

Vidal Martinez, Ed.D.
County Manager

PUBLIC NOTICE DISSEMINATED FOR TODAY'S MEETING

The San Miguel County Board of Commissioners will hold a special meeting on Thursday January 14, 2021 beginning at 9:00 a.m., this meeting will be held virtually and can be viewed online at 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 county at the above number if a summary or other type of accessible format is needed.

At least 72 hours in advance of this 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, 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

NEW BUSINESS

Administration Complex

500 West National Avenue, Suite 201 Las Vegas, New Mexico 87701 (505) 425-9333 phone (505) 425-7019 fax

REGULAR ORDER

1. FAIR MARKET RENTS 2021, UTILITY ALLOWANCES 2021

Background Information: HUD regulation requires annual approval of Fair Market Rents and Utility Allowances

Fair Market Rent (FMR): Fair Market Rents (FMR's) determine the eligibility of rental housing subsidy for the Section 8 Housing Assistance Payment program. It is the amount of money that a given property would command if it were open for leasing. FMR's are gross rent estimates that include rent and cost of utilities. HUD sets FMR's to assure that a sufficient supply of rental housing is available to program participants. HUD determines how much of the rent is covered by the tenants on the Section 8 program. HUD publishes their allowable Fair Market Rents annually and requires that San Miguel County Housing Authority changes the rents accordingly. HUD's FMR's for San Miguel County increased for the calendar year 2021 meaning that subsidy or portion of the rent paid by San Miguel County Housing Authority will increase.

Utility Allowances: SMCHA is obligated to review utility expense within San Miguel County and adjust the allowable utility allowance according to utility rates scheduled and published and the size and characteristics of the unit. The utility allowance is provided to Section 8 program participants to offset the cost of utilities. Each year the cost of utilities is averaged and changed if necessary. For calendar year 2021, the cost of utilities in San Miguel County saw an increase, which will increase the subsidy for utility allowances.

Action Requested of Commission: Approval of Fair Market Rents and Utility Allowances for calendar year 2021

Staff Recommendation: Approval

Presenter: Betty Valdez, Acting Director-San Miguel Housing Authority

2. RESOLUTION URGING THE LEGISLATURE TO PASS THE HEALTH SECURITY ACT

Background Information: The Health Security Act will enable our state to create its own health Plan that covers almost all New Mexicans.

Action Requested of Commission: Review, support and approval

Staff Recommendation: Review, support and approval

Presenter: Dana Millen, Ph.D. outreach and education coordinator for the Health Security Plan campaign; and, Pat Leahan, Peace and Justice Committee

3. SAN MIGUEL COUNTY MANAGER EMPLOYMENT

Background Information: Pursuant to the Open Meetings Act regarding personnel matters, County Commissioners Janice Varela and Harold Garcia require that an executive session be held to discuss Personnel Matters regarding the contract expiration and or renegotiation of Dr. Vidal Martinez, County Manager contract. This additional request is in addition to the agenda request made on December 28, 2020 by the County Attorney.

The Commissioners also require that there be a regular session after the executive session to discuss and direct staff as to the future employment of Dr. Vidal Martinez as the San Miguel County Manager. The County Manager's contract is nearing expiration.

There is a new County Commission and the Commission needs to determine whether they wish to continue with the current manager or whether they wish to allow the contract to expire.

The Commission may discuss all relevant issues regarding the Manager or his contract. The Board may also consider Manager replacement options including but not limited to the selection of an interim manager and/or the placement of the Manager on leave with pay or a request for applications for the position should it become vacant.

Action Requested by the Commissioners: The action requested by the two Commissioners is to have an Executive Session on the issue of the future of the Manager's employment contract with the County.

Related Action Requested by the Commissioners: The action requested is a public session to be held after the Executive Session. At the public session, the Board of County Commissioners will consider taking the following action, including but not limited to:

- direct staff to prepare for the continued employment with the current Manager; or
- allow the Manager's contract to expire, and place the Manager on Administrative Leave with pay.
- direct staff to employ an interim manager, and/or
- request applications for the position of permanent manager and/or

Staff Recommendation: The Office of the County Attorney recommends this process to determine whether the Dr. Vidal Martinez will continue to serve in the position as County Manager.

Presenter: Dave Romero, Jr., County Attorney

4. SAN MIGUEL COUNTY MANAGERS RECOMMENDATION FOR APPROVAL OF THE GOVERNING HOLIDAYS FOR THE CALENDAR YEAR 2021

Background Information: Resolution Number SMC-RES-01-14-2021 Governing Holidays for the Calendar Year 2021 is being submitted to the Board of San Miguel Commission for approval.

Action Requested of Commission: Approval of Resolution Number SMC-RES-01-14-2021 Governing Holidays for the Calendar Year 2021.

Staff Recommendation: Approval of Resolution Number SMC-RES-01-14-2021 Governing Holidays for the Calendar Year 2021.

Presenter: Eileen Sedillo, Human Resource Supervisor

5. PRESENTATION OF THE 2021 LEGISLATIVE CAPITAL OUTLAY REQUESTS BY COMMISSION DISTRICT AND DEPARTMENTS FOR SAN MIGUEL COUNTY

Background Information: San Miguel County has submitted 23 Capital Outlay Legislative Requests to the Legislative Council Services at the request of all the Commissioners and San Miguel County Departments. An update on the requests will be provided to the Commission and staff.

Action Requested of Commission: Information only and provide any recommendations or feedback.

Staff Recommendation: Information only and provide any recommendations or feedback.

Presenter: Robert Archuleta, Planning and Zoning Supervisor

6. SIGNATURE STAMP POLICY

Background Information: Seek approval of the use and authority of the signature stamp of the Chair Harold M. Garcia.

Action Requested of Commission: Review and approval.

Staff Recommendation: Review and approval.

Presenter: Melinda Gonzales, Finance Supervisor

7. ADDENDUM TO CONTRACT WITH MILLER ENGINEERING

Background Information: The County is seeking a one-year extension of the engineering contract with Miller Engineering. This will be the fourth year of the contract and will be the final extension.

Action Requested of Commission: Review and approval.

Staff Recommendation: Review and approval.

Presenter: Melinda Gonzales, Finance Supervisor

Executive/ Closed Session

Limited Personnel Matters, as permitted by NMSA 1978, Section 10-15-1(H)(2) (as amended) of the Open Meetings Act, more specifically personnel matters regarding specific county Departments: County Manager, Vidal Martinez

Certain Purchases, as permitted by NMSA 1978, Section 10-15-1(H)(6) (as amended) of the Open Meetings Act, and Section 13-1-116 of the procurement Code: Ambulance Services

Adjournment