



Board of County Commissioners

Maria L. Martinez
Chair-District 4

Harold M. Garcia
Vice-Chair-District 1

Janice C. Varela
Commissioner-District 2

Max O. Trujillo
Commissioner-District 3

Chris A. Najjar
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 regular monthly meeting on Tuesday, November 12, 2019 beginning at 2:00 p.m., at the San Miguel County Administration Complex located at 500 West National Avenue, Suite 200, Las Vegas, New Mexico 87701. 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: October, 2019

Notice Posted on the SMC Website at www.co.sanmiguel.nm.us: October, 2019

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, 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

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

APPROVAL OF MINUTES

October 8, 2019- Regular Meeting

October 30, 2019 Special Meeting –Canceled

PUBLIC INPUT FORUM

NEW BUSINESS

Oath of office San Miguel County Detention Center

Presentations

Presentation: Grant Proposal and Updates

Presenter: Elizabeth Juarros and Philip Martinez, Chamber of Commerce

Presentation: Collaboration with County and Grant Initiatives

Presenter: Matt Probst and Melissa Duran

REGULAR ORDER

1. MEMORANDUM OF UNDERSTANDING BETWEEN SAN MIGUEL COUNTY AND THE CITY OF LAS VEGAS

Background Information: Memorandum of Understanding between San Miguel County and the City of Las Vegas in support of efforts to revitalize the Gallinas River Park: Design Phase, and the transfer of \$30,000 allocated specifically for park amenities design costs for the Gallinas River Park (These funds are to be combined with Capital Outlay funds and funds from the City of Las Vegas for the same purpose).

Action Requested of Commission: Review and approval

Staff Recommendation: Review and approval

Presenter: Vidal Martinez, County Manager and Elizabeth Juarros

2. RESOLUTION NO. 11-12-19-ONRW

Background Information: Resolution in support of protecting our local watershed from future degradation by petitioning the water quality control commission to designate the Pecos River as an outstanding national resource watershed

Action Requested of Commission: Review and approval

Staff Recommendation: Review and approval

Presenter: Rachel Conn, Amigos Bravos and Pancho Adelo, UPWA

3. RESOLUTION NO.11-12-19-NMC 2020 LEGISLATIVE PRIORITIES

Background Information: NMC has requested that the Board of County Commissioners in each of the state's 33 counties discuss and approve support for NMC's legislative priorities as an important step in assuring maximum understanding of NMC's legislative priorities at the county level.

Action Requested of Commission: Review and approval

Staff Recommendation: Review and approval

Presenter: Harold Garcia, Vice Chair

4. RATIFICATION OF TRAVEL FOR COMMISSIONER MAX TRUJILLO TO ATTEND THE NALEO CONFERENCE IN PHOENIX, ARIZONA AND TRAVEL FOR COMMISSIONER CHRIS NAJAR AND YOLANDA CRUZ , DWI COORDINATER TO LAS VEGAS NEVADA

Background Information: Ratification of travel for Commissioner Max Trujillo to attend the NALEO National Policy Institute on Public Finance Management and Bonds, scheduled for December 6-7, 2019, in Phoenix, AZ.

Ratification of travel for Commissioner Chris Najjar and Yolanda Cruz , DWI Coordinator to attend standards of excellence academy and FIT for a better tomorrow, in Las Vegas Nevada.

Action Requested of Commission: Approval

Staff Recommendation: Approval

Presenter: Vidal Martinez, County Manager

5. CONSIDERATION OF ADDITIONAL LODGERS' TAX FUNDING – PECOS BUSINESS ASSOCIATION

Background Information: At its October 8, 2019, the Board of County Commissioners took action to ratify the recommendation of the award of Lodgers' Tax funds to various groups that submitted proposals in response to Lodgers' Tax RFP No. 2019-2. The Pecos Business Association is one such group that received an award of Lodgers' Tax Funds in the amount of \$8,262.00, however, a representative of the Pecos Business Association voiced concerns that the award was not adequate for the needs of the Association and requested that an additional \$4,000 be awarded.

Action Requested of Commission: Consider the request made by the Pecos Business Association for additional funding.

Staff Recommendation: As requested of the Commission

Presenter: Alex Tafoya, Planning and Zoning Supervisor

6. APPOINTMENT TO LODGERS' TAX ADVISORY BOARD

Background Information: A vacancy on the Lodgers' Tax Advisory Board will exist come January 2020. Both the New Mexico Lodgers' Tax Act and the County Lodgers' Tax Ordinance provide that the chair of the County Commission appoint members to serve on the Lodgers' Tax Advisory Board.

Action Requested of Commission: Consider appointing someone to serve on the Lodgers' Tax Advisory Board beginning in January 2020.

Staff Recommendation: As requested of the Commission.

Presenter: Alex Tafoya, Planning and Zoning Supervisor

7. AMENDMENT TO APPLICATION NO. RV-0047

Background Information: Application No. RV-0047 to adjust the lot lines of three (3) lots within the Hawk's Landing Subdivision was approved by the Board of County Commission in May 2019. Since then, the property owner has determined that the lot line adjustment on the east side to Lot 21 that was approved in May 2019 would be better suited if it were adjusted and moved to the southern portion of the east side of the lot due to the steep slope terrain of that portion of the Lot, and is requesting an amendment to the survey plat adjusting the lot line of Lot 21. The size of the Lot would increase by 0.50 acre, more or less.

Action Requested of Commission: (1) Review the request; (2) accept public comment on the request; and (3) approve the amendment and lot line adjustment.

Staff Recommendation: As requested of the County Commission.

Presenter: Alex Tafoya, Planning and Zoning Supervisor

8. OUT OF STATE TRAVEL – JAIL AND PRISONER OPERATIONAL AND LEGAL ISSUES

Background Information: Requesting approval for out of state travel for, Antonio Padilla, to attend training on Jail and Prisoner Operational and Legal Issues, in Las Vegas, NV January 14, 2020 through January 17, 2020. This training focuses on the legal issues related to the Prison Rape Elimination Act and changes in sexual orientation housing of inmates to legal issues of opioid withdrawal and Medicated Assisted Treatment and transitioning.

Action Requested of Commission: Approval

Staff Recommendation: Approval

Presenter: Matthew A. Elwell, Warden

9. OUT OF STATE TRAVEL – PEPPERBALL INSTRUCTOR TRAINING

Background Information: Requesting approval for out of state travel for, Steven Garcia and Lawrence Aragon, to attend Pepperball Instructor Training in Palm Beach, Fl. December 4, 2019 through December 7, 2019. This is a recertification training which allows us to train and certify staff on proper use of the non-lethal pepperball system.

Action Requested of Commission: Approval

Staff Recommendation: Approval

Presenter: Matthew A. Elwell, Warden

10. SAN MIGUEL COUNTY DETENTION CENTER MEDICATED ASSISTED TREATMENT (MAT) PROGRAM EVALUATOR CONTRACT WITH DATA ANALYTICS RESEARCH TEAM

Background Information: The San Miguel County Detention Center is requesting approval of an extension of our agreement with Data Analytics Research Team DART to perform research of the

detention center's MAT program. The continued evaluation of the program gives the county data to meet the requirements of our grant showing outcomes of the program. This is a grant funded evaluation of the detention center MAT program.

Action Requested of Commission: Review and Approve

Staff Recommendation: Review and Approve

Presenter: Matthew A. Elwell, Warden

11. CONTRACT FOR DETAINEE CONFINEMENT BETWEEN SAN MIGUEL COUNTY AND THE CITY OF LAS VEGAS

Background Information: Pursuant to Section 3-18-20, NMSA 1978; a municipality may use the county jail for the confinement of offenders subject to the requirements imposed by law and the board of county commissioners. The City of Las Vegas wishes to contract with San Miguel County for confinement of detainees. If approved this contract will be in effect for one year and renewable for three additional years upon mutual agreement of both the County and the City.

Action Requested of Commission: Review and Approval

Staff Recommendation: Review and Approval

Presenter: Matthew A. Elwell, Warden

12. PUBLIC WORKS DIVISION REPORT FOR THE MONTH OF OCTOBER 2019

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 Interim Director

BOARD OF FINANCE MEETING

13. BANK TRANSFERS FOR THE MONTH OF JUNE

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

14. QUARTELY TAX DOLLAR REPORT

Background Information: Collections

Action Requested of Commission: Information only

Staff Recommendation: None

Presenter: Bertha Bustamante, County Treasurer

15. Resolution 2019-11-12-F1

Background Information: Provide information on the changes to the Budget Adjustment Resolution in October, 2019.

Budget adjustment requests for gross receipt tax revenue, equalization distribution revenue and salary adjustments.

Budget adjustment for the Selective Traffic Grants for grants ending September 2019 and beginning October 2019 through September 2020.

Budget adjustment for Lodgers Tax.

Action Requested of Commission: Review and approval

Staff Recommendation: Review and approval

Presenter: Melinda Gonzales

16. Resolution 2019-11-12-F2

Background Information: A resolution authorizing a special limited obligation of the governmental unit to pay a principal amount of \$407,871 together with interest, for the purpose of (i) purchasing a new firefighting apparatus and respective equipment and (ii) refunding the San Miguel County New Mexico Fire Protection Improvement Revenue Bond, Series 2009, all for the Cabo Lucero Volunteer Fire Department.

Action Requested of Commission: Review and approval.

Staff Recommendation: Review and approval.

Presenter: Melinda Gonzales

17. RECEIPT REPORT FOR THE MONTH OF SEPTEMBER 2019

Background Information: To provide the Commissioners with a Receipt Detail Report for the month of September 2019.

Action Requested of Commission: Informational purposes

Staff Recommendation: Informational purposes.

Presenter: Melinda Gonzales

18. INDIGENT CLAIMS

Background Information: To provide the Commission with information regarding the indigent claims processed since the last Commission Meeting.

Action Requested of Commission: Ratification of the indigent claims.

Staff Recommendation: Ratification of the indigent burial payment.

Presenter: Melinda Gonzales

19. JOURNAL ENTRY REPORT FOR THE MONTH OF SEPTEMBER 2019

Background Information: To provide the Commissioners with a Journal Entry Reports for the month of September 2019

Action Requested of Commission: Informational purposes

Staff Recommendation: Informational purposes.

Presenter: Melinda Gonzales

20. CASH BALANCE REPORT FOR THE MONTHS OF SEPTEMBER 2019

Background Information: To report the September 2019 cash balances.

Action Requested of Commission: Informational purposes only.

Staff Recommendation: Informational purposes only.

Presenter: Melinda Gonzales

21. BUDGET REPORT FOR THE PERIOD OF JULY 1, 2019 THROUGH SEPTEMBER 30, 2019

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

22. ACCOUNTS PAYABLE REPORT FOR THE PERIOD OF SEPTEMBER 2019

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

EXECUTIVE/CLOSED SESSION

A. Attorney-Client Privilege Pertaining to Threatened or Pending Litigation, as permitted by NMSA 1978, Section 10-15-1(H)(7) (as amended) of the Open Meetings Act. More specifically: SMC vs. Blame Her Ranch

ADJOURNMENT