

MINUTES of the REGULAR MEETING
of the BOARD of COUNTY COMMISSIONERS
of SAN MIGUEL COUNTY, NEW MEXICO

HELD MONDAY, JULY 11, 2022

ZOOM LINK is active. 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 available in hard copy at the office of the San Miguel County Manager.

1. CALL TO ORDER

Chairman Harold Garcia called the meeting to order at 2:00 PM at the San Miguel County Administration Complex located at 500 West National Avenue, Suite 200, Las Vegas, New Mexico 87701.

2. ROLL CALL

Sr. Deputy Clerk Jacob Gonzales administered Roll-Call: Chairman Harold Garcia present, Vice-Chairman Janice Varela present, Commissioner Max Trujillo present, Commissioner Martin Sena present, and Commissioner Kenneth Medina present.

A quorum is present.

3. PLEDGE OF ALLEGIANCE

Commissioner Martin Sena led the Chambers in the Pledge to the United States, and:

4. 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".

5. APPROVAL OF AGENDA

County Manager Joy Ansley indicated no changes

Motion made by Commissioner Kenneth Medina to approve the agenda. Second by Commissioner Martin Sena. Motion carried.

6. APPROVAL OF MINUTES

a. 5-27-2022-SM

Motion to approve minutes of 5-27-22-SM made by Commissioner Max Trujillo. Second by Chairman Harold Garcia. Motion carried.

b. 5-24-22-SM

Motion to approve minutes of 5-24-22-SM made by Commissioner Kenneth Medina. Second by Commissioner Martin Sena. Motion carried.

c. 6-3-22-SM

Motion to approve minutes of 6-3-22-SM made by Commissioner Kenneth Medina. Second by Vice-Chairman Janice Varela. Motion carried.

d. 6-7-22-RM

Motion to approve minutes of 6-7-22-RM made by Commissioner Martin Sena. Second by Chairman Harold Garcia. Motion carried.

e. 6-13-22-SM

Motion to approve minutes of 6-13-22-SM made by Commissioner Max Trujillo. Second by Commissioner Martin Sena. Motion carried.

7. PUBLIC INPUT FORUM

Mr. James Ortiz asked the Commission when work would begin on the approved road in Villanueva. Mr. Ortiz indicated that the stipulation for removal of fences and junk cars lining the road have been removed.

NEW BUSINESS

8. REGULAR ORDER

a. GREEN WASTE PRESENTATION*

Joe Lewandowski of Operational Consultants for Green Waste presented the Commission with information regarding equipment to be used for chipping and incineration of the waste from trees burned/scarred in Hermits Peak/Calf Canyon fire. Mr. Lewandowski outlined the process in collection and options in wood-chipping, composting, forest lining and in-ground burial of the waste.

*For Informational Purposes Only.

b. COUNTY MANAGER and DEPUTY MANAGER'S REPORT*

County Manager Joy Ansley informed the Commission that NMDFA issued an LGRF in the amount of \$200K to assist Pecos on the East Pecos Water/Sewer Line Project.

Manager Ansley further informed the Commission on the following:

- Public Hearing and possible Adoption of the Industrial Revenue Bonds for the Wind Farm/Energy Transmission will be held in August
- FY23 Budget must be turned in to the NMDFA by July 30
- The US Forest Service requested help in distribution and notification for distribution of wood that is salvageable for use as fire-wood from scarred/burned trees

Deputy County Manager Jesus Romero informed the Commission on the following:

- FEMA and County Sheriff, Public Works, Fire and OEM are conducting cost assessments for reimbursement for the federal disaster declaration
- The Army Corps of Engineers is advising and developing an action plan for the damages sustained at the San Antonio Cemetery during the recent flooding

c. COVID UPDATE

County Manager Joy Ansley asked the Commission to table this item as OEM Manager Dennis Esquibel is attending a Disaster Planning Meeting.

Commissioner Kenneth Medina made a motion to table COVID update. Second by Chairman Harold Garcia. Motion carried.

d. SAN MIGUEL COUNTY DISASTER DECLARATION FLOODING AND DEBRIS CAUSED BY HERMIT'S PEAK / CALF CANYON FIRE

County Manager Joy Ansley updated the Commission on the continued cooperation between SMC Fire Chief, Sheriff and OEM offices with FEMA and informed this Declaration will allow for continued support from Federal agencies to support recovery efforts in San Miguel County. USFS is targeting to leave the area by end-September. These declarations may allow for additional support beyond their self-imposed move-out.

Commissioner Martin Sena made a motion to approve SMC Disaster Declaration Flooding and Debris – Hermit's Peak/Calf Canyon Fire/Flooding. Second by Commissioner Max Trujillo. Motion carried.

e. DEPARTMENT HEAD UPDATES*

County Public Works Road Director Johnny Trujillo informed the Commission of the on-going progress in grading/blading County Roads, and the Public Works department continuing efforts in recovery efforts to assist in the culvert and additional road damage due to fire and flooding. PW staff is determined in providing support to the County residents and roads affected. The Friends of the Rodeo MOU thanked PW for the work in clearing the rodeo grounds for the event held there.

Public Works Clerk I Karla Maestas and Clerk II Katie Marquez informed the Commission on the progress in clearing delinquent accounts from the red. The goal for the FY21-22 was \$1M and receivables came in at \$999,291.64. July 1 through 11th receivables thus far: \$65,877.43. Vice-Chairman Janice Varela posed a question about citizens being issued Solid Waste bills for homes on ranch land non-primary homes. The County Ordinance calls for SW bills for properties that have electricity or other utilities: an option is to ask for the seasonal rate.

*For Informational Purposes

f. SAN MIGUEL COUNTY HUD INCOME LIMITS FY 2022-23

San Miguel County Housing Director Betty Valdez informed the Commission HUD income limits increased by 1% which allows more participants to enter Section 8 Housing Program. Housing Director Valdez asked the Commission to approve the HUD Income Limits (as mandated).

Vice-Chairman Janice Varela made a motion to approve SMC HUD Income Limits. Second by Commissioner Kenneth Medina. Motion carried.

g. RESOLUTION ACCEPTING FY21 ANNUAL AUDIT

County Manager Joy Ansley informed this Approval is a formality upon the request by NMDFA. The Audit has been approved and submitted.

Vice-Chairman Janice Varela made a motion to approve Resolution Accepting FY21 Annual Audit. Second by Commissioner Max Trujillo. Motion carried.

h. CREDIT CARD ACCEPTANCE AND PROCESSING POLICY

County Manager Joy Ansley informed the Commission this is a formality request for approval of the Credit/Debit Card Acceptance and Processing for NMDFA. This ordinance allows SMC Treasurers Office to operate such a service for payment processing allowing for internal control.

^Commissioner Max Trujillo made a motion to approve Credit Card Acceptance and Processing Policy. Second by Commissioner Martin Sena. Motion carried.

i. ^RESOLUTION ADOPTING CREDIT CARD POLICY

^This Resolution is Inclusive in the Approval entered above in “Item H”.

j. RATIFICATION OF MODIFICATION OF FIREWORKS BAN

County Manager Joy Ansley informed the Commission that this Modification Ratification will cover the County liability for insurance concerns and that the modifications are encoded as Ratification to the original Declaration.

Commissioner Max Trujillo made a motion to approve Ratification of Modification of Fireworks Ban. Second by Commissioner Kenneth Medina. Motion carried.

k. JOB DESCRIPTIONS: SENIOR APPRAISER AND CHIEF APPRAISER

Human Resources Director Eileen Sedillo informed the Commission of revisions – for the description of Chief Appraiser the FLSA status labels this position as exempt and is changing it to non-exempt. The Senior Appraiser is an update from Appraiser I. HR Director Sedillo asked for approval of these positions. [Chairman Garcia asked: are these positions able to be transferred to another division, i.e. County Manager’s office; and County Attorney Dave Romero Jr. indicated that this should not pose an infraction on HR policy.]

Commissioner Martin Sena made a motion to approve job descriptions for Senior and Chief Appraiser. Second by Chairman Harold Garcia. Motion carried.

l. AWARD OF BID LOTS #2 (SHERIDAN), #4 (CHAPELLE) AND ADDITIVE ALTERNATE #4 (CHAPELLE) – CALL FOR SPECIAL PROJECTS

Interim Public Works Director Benito Romero asked the Commission to approve award of funding to be distributed for Bid Lots #2 (Sheridan) and #4 (Chapelle) in the amount of \$131,910.91 to contractor Rocky Road Gravel. County Manager Ansley recommended that Additive Alternate #4 (Chapelle) be listed on the Award as “Contingent on Funding.”

Commissioner Max Trujillo made a motion to approve Award of Bid Lots #2 (Sheridan), #4 (Chapelle) and Additive Alternate #4 (Chapelle) with recommended verbiage. Second by Commissioner Martin Sena. Motion carried.

m. AWARD OF BIDS OF BID LOTS #2 (STORRIE), ADDITIVE ALTERNATE #1 (STORRIE), AND LOT #3 (BERNAL) – CALL FOR SPECIAL PROJECTS

Interim Public Works Director Benito Romero asked the Commission to approve award of funding to be distributed for Bid Lots #2 (Storrie), Additive Alternate #1 (Storrie) and Lot #3 (Bernal) in the amount \$1,367,626.50 to contractor Pacheco Construction.

Commissioner Kenneth Medina made a motion to approve Bid Lots #2 (Storrie), Additive Alternate #1 (Storrie) and Lot #3 (Bernal). Second by Vice-Chairman Janice Varela. Motion carried.

n. APPROVAL OF 2023 LGRF CAP (54A TECOLOTE) AGREEMENT AND RESOLUTION

Interim Public Works Director Benito Romero asked the Commission for approval of 2023 LGRF CAP (54A Tecolote) Agreement and Resolution in the amount of \$168,987.

Commissioner Martin Sena made a motion to Approve 2023 LGRF CAP (54A Tecolote). Second by Vice Chairman Janice Varela. Motion carried.

o. APPROVAL OF 2023 LGRF COOP (B65 PECOS) AGREEMENT AND RESOLUTION

Interim Public Works Director Benito Romero asked the Commission for approval of 2023 LGRF COOP (B65 Pecos) Agreement and Resolution in the amount of \$126,667. The total request for funding was \$333,426.73.

Vice-Chairman Janice Varela made a motion to 2023 LGRF COOP (B65 Pecos) Agreement and Resolution. Second by Commissioner Kenneth Medina. Motion carried.

p. APPROVAL OF 2023 LGRF SB (B26A BLANCHARD) AGREEMENT AND RESOLUTION

Interim Public Works Director Benito Romero asked the Commission for approval of 2023 LGRF SB (B26A Blanchard) Agreement and Resolution in the amount of \$133,333.

Commissioner Martin Sena made a motion to approve 2023 LGRF SB (B26A Blanchard) Agreement and Resolution. Second by Commissioner Max Trujillo. Motion carried.

9. BOARD OF FINANCE MEETING

a. TRANSFERS FOR THE MONTHS OF APRIL – MAY – JUNE 2022 AND DISTRIBUTION TOTALS FOR JANUARY 2022 THROUGH JUNE 2022*

County Treasurer Jennifer LeFebre informed the Commission the Counties Internal Wire and Payroll Transfers amounted to \$2,439,232.44 for April-May-June in 14 transfers. Distributions totaled \$5,497,057.05.

*For Informational Purposes Only.

Commissioner Max Trujillo made a motion to adjourn Regular Session and enter Executive Session. Second by Commissioner Kenneth Medina. Motion carried.

Executive Session was entered at 3:34 PM.

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:

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

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.

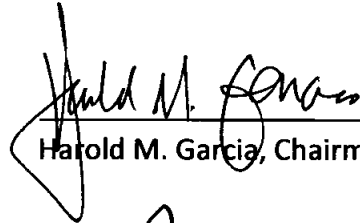
RESUME REGULAR COMMISSION MEETING

Commissioner Kenneth Medina made a motion to adjourn Executive Session and re-enter Regular Session. Second by Vice Chairman Janice Varela. Motion carried at 4:57 PM.

10. ADJOURNMENT

Commissioner Martin Sena made a motion to adjourn. Second by Commissioner Kenneth Medina. Motion carried. Meeting adjourned at 4:59 PM.

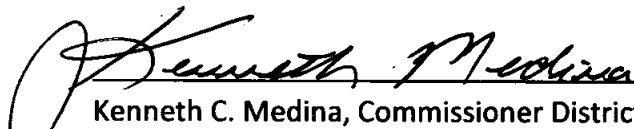
Approved this 9 day of August, 2022 as the Official Minutes of the Board of County Commissioners of San Miguel County New Mexico, of its Regular Meeting held July 11, 2022.


Harold M. Garcia, Chairman District 1

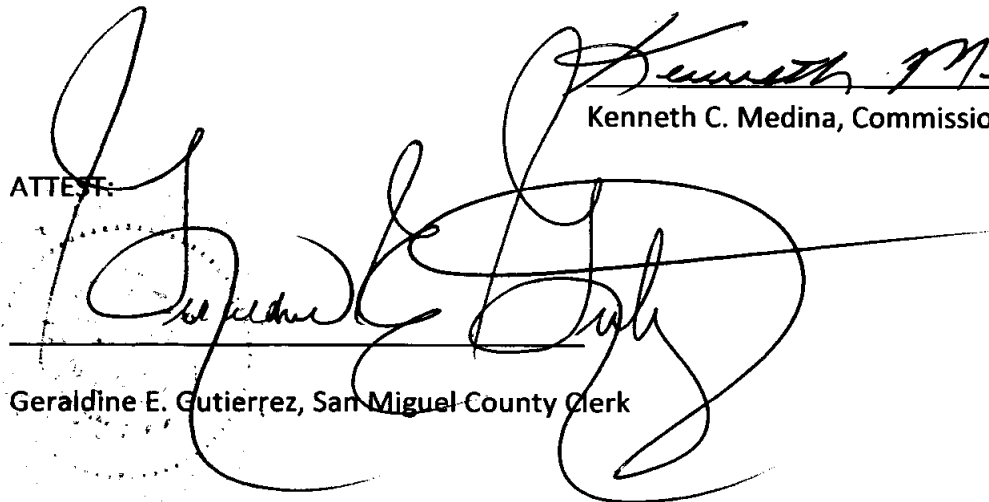

Janice C. Varela, Vice-Chairman District 2

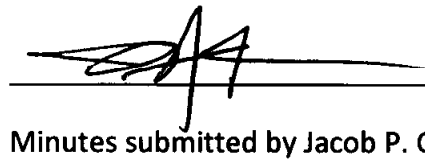

Max O. Trujillo, Commissioner District 3


Martin M. Sena, Commissioner District 4


Kenneth C. Medina, Commissioner District 5

ATTEST:


Geraldine E. Gutierrez, San Miguel County Clerk


Minutes submitted by Jacob P. Gonzales

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