

MINUTES of the REGULAR MEETING
Of the BOARD of COUNTY COMMISSIONERS
Of SAN MIGUEL COUNTY, NEW MEXICO
HELD TUESDAY, DECEMBER 14, 2021

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

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 Kenneth Medina led the Chambers in the Pledge and Salute to the NM flag,

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".

Chairman Harold Garcia asked for a moment of silence for James Phillips.

5. APPROVAL OF AGENDA

Motion made by Commissioner Martin Sena to approve Agenda with changes. Second by Commissioner Max Trujillo. Motion carried.

6. APPROVAL OF MINUTES

a. 11-9-2021-SM

Motion made by Commissioner Max Trujillo to Approve minutes of 11-9-2021-SM. Second by Commissioner Martin Sena. Motion carried.

7. PUBLIC INPUT FORUM

Four citizens signed up for Public Input:

John Sedillo signed up to speak on public input but will speak on item r.

Manuel Garcia spoke broad- band in infrastructure plan as well as the Roads.

Manuel Martinez spoke about environmental cleaning of Las Vegas New Mexico and San Miguel County. He requested help for the Las Vegas Chamber to keep the environment clean.

George Apodaca will speak on item q.

NEW BUSINESS

8. REGULAR BUSINESS

a. OATH OF OFFICE FOR DETENTION CENTER

Warden Antonio Padilla introduced San Miguel Detention Center Officers who have been elevated from Cadet to Officer Status and asked Chairman Harold Garcia to administer the Oath of Office for Detention Center Officer of San Miguel County.

b. RHS CARDINAL DAY IN THE COUNTY

County Commissioner Martin Sena spoke on proclamation # 12-15-2021-SMC declaring Wednesday December 16, 2021 Las Vegas City Schools /Robertson Day.

Motion made by Commissioner Martin Sena to approve Proclamation 12-14-2021 –SM Declaring Wednesday December 15, 2021 Las Vegas City Schools/ Robertson, Second by Vice-Chair Janice Varela. Motion carried.

c. FAIR MARKET RENTS 2022

Ms. Betty Valdez, Director of San Miguel Housing Authority presented to the commission to approve 110% for Fair Market Rents.

Motion made by Max Trujillo to approve Resolution Fair Market Rents. Second by Commissioner Kenneth Medina. Motion carried.

d. EMERGENCY HOUSING VOUCHERS AMENDMENT ADMINISTRATIVE PLAN

Ms. Betty Valdez, Director of San Miguel County Housing Authority presented to the Commission about the 15 Vouchers that have to be used. The Vouchers are used for the type of participants that are not used in the normal plan voucher.

Motion made by Vice-Chair Janice Varela to approve Emergency Housing Vouchers Amendment Administrative Plan. Second by Commissioner Martin Sena. Motion carried.

r. PROPOSED ORDINANCE HEMP, MEDICAL AND RECREATION CANNABIS ORDINANCE

San Miguel County Planning and Zoning Director Amanda Salas presented to the Commission on the proposed Ordinance Hemp, Medical and Recreation Cannabis Ordinance. Planning and Zoning Director Amanda Salas is asking the Commission to approve changes.

John Sedillo a resident of Ribera, New Mexico recommended the Commission to set a about the 2 mile buffer between residence and 10 mile Structure to Structure buffer and have them removed.

Manuel Garcia was concerned about kids getting into these green houses and getting their hands on the Medical Cannabis. He also had concerns on the cross contamination growing to other crops.

Motion made by Commissioner Max Trujillo to Adjourn Public Hearing and Return to Regular Meeting, Second by Commissioner Kenneth Medina, Motion Carried

Motion made by Vice-Chairman Janice Varela to approve and adopt changes to Proposed Ordinance Hemp, Medical and Recreation Cannabis Ordinance. Second by Commissioner Max Trujillo. Motion Carried.

ROLL CALL:

Chairman Harold Garcia-Yes
Vice Chairman Janice Varela-Yes
Commissioner Max Trujillo-Yes
Commissioner Max Trujillo-Yes
Commissioner Martin Sena-Yes

q. ESTABLISHMENT OF PROSPERO DRIVE AS A PUBLIC ROAD AND REQUEST COUNTY MAINTENANCE- PETITION BY MR. DARIN ROMERO

San Miguel County Planning and Zoning Director Amanda Salas presented to the Commission maintenance regarding Prospero Drive.

Mr. Darin Romero informed the Commission that Prospero Road needs maintenance.

Mr. George Apodaca informed the Commission that he has been a resident of the area for over 25 years. He mentioned that in the winter months it is nearly impossible to pass.

San Miguel County OEM Director Dennis Esquibel mentioned that is in nearly impossible to pass when it's wet.

Motion made by Vice Chairman Janice Varela to appoint road viewing on Prospero Drive, Second by Commissioner Max Trujillo. Motion Carried.

e. COUNTY MANAGER EVALUATION

San Miguel County Commissioners spoke regarding their gratitude and appreciation to the San Miguel County Manager.

Chairman Harold Garcia mentioned to let the record reflect that they are on full support of County Managers successful six month evaluation.

Motion made by Commissioner Kenneth Medina to accept County Managers six month evaluation. Second by Commissioner Max Trujillo. Motion Carried.

Roll Call:

Chairman Harold Garcia-Yes

Vice-Chair Janice Varela-Yes

Commissioner Max Trujillo-Yes

Commissioner Martin Sena-Yes

Commissioner Kenneth Medina-Yes

f. COUNTY MANAGER’S REPORT*

San Miguel County Manager Joy Ansley spoke on the ARP funds for projects regarding the Detention Center, Sherriff’s Office and Assessors Office. Also checks were handed out to the Supervisors for all County Employees for working with the County during the pandemic.

*For Informational Purposes Only.

g. 2022 LEGISTALTIVE PRIORITIES & EXISTING CAPITAL OUTLAY STATUS REPORT

San Miguel County Manager Joy Ansley presented to the Commission 2022 Legislative Priorities & Existing Capital Outlays.

Motion made by Commissioner Kenneth Medina to submit 2022 Legislative Priorities. Second by Commissioner Max Trujillo. Motion carried.

h. PROPOSED PROPERTY LEASE FOR TRANSFER STATION AT CAMP LUNA AREA

County Manager Joy Ansley asked the Commission what their thoughts are on the Proposed Lease for Transfer.

Commissioner Martin Sena proposed a possibility to purchase land instead of lease.

Motion made by Commissioner Kenneth Medina to Proposed Property Lease, second by Commissioner Max Trujillo. Motion Made.

i. PROPOSED MOU WITH THE CITY OF LAS VEGAS FOR CITY SHARE OF AMBULANCE CONTRACT

County Manager Joy Ansley presented to the Commission proposed MOU with the City of Las Vegas for City Share of Ambulance Contract.

Motion made by Commissioner Kenneth Medina to approve Proposed MOU with the City of Las Vegas for Ambulance Contract. Second by Vice Chair Janice Varela. Motion Carried.

j. PROPOSED EASEMENT FOR RENEWABLE TRANSMISSION LINE IN SAN MIGUEL COUNTY

County Manager Joy Ansley spoke about the proposed easement for Renewable Transmission Line in San Miguel County. Mora County is asking that San Miguel County grant survey authority.

Motion made by Commissioner Max Trujillo to allow access to the County property for potential easement, Second by Chairman Harold Garcia. Motion Carried.

k. DPS DISPATCH AGREEMENT FOR THE COMMUNICATION SERVICES

County Manager Joy Ansley spoke on behalf of Sheriff Chris Lopez regarding the \$30,000.00 a year agreement with NM Department of Public Safety to provide dispatch service to San Miguel County Sheriffs Emergency Services.

Motion made by Commissioner Kenneth Medina for agreement services, Second by Commissioner Martin Sena. Motion Carried.

l. SAN MIGUEL COUNTY MANAGERS RECOMMENDATION FOR APPROVAL OF THE GOVERNING HOLIDAYS FOR THE CALENDER YEAR 2022

San Miguel County Human Resource Director Eileen Sedillo asked the Commission for approval of Governing Holidays for the Calendar Year 2022.

Motion made by Vice-Chairman Janice Varela to approve Holidays Resolution SMC-RES-12-14-2021, Second by Commissioner Max Trujillo. Motion carried.

m. DEPARTMENT HEAD UPDATES

San Miguel County Public Works Department Director Gerald Garcia presented to the Commissioner Special Projects and Solid Waste update.

*For Informational Purposes Only

n. COVID UPDATE

San Miguel County Emergency Manager Dennis Esquibel updated the Commission on Covid. He spoke about the Covid Vaccine and Testing Sites.

James Rivera from Beach Tree Diagnostics spoke about the Covid testing they offer.

*For Informational Purposes Only

o. RESOLUTION FOR MATCH WAIVER OF T/LPA PRIORITY NO 1 AND NO3

San Miguel County Public Works Director Gerald Garcia informed the Commission on Special Projects and asked the Commission to approve the waivers.

Motion made by Commissioner Kenneth Medina to Approve Resolutions for Match Waivers. Second by Commissioner Martin Sena. Motion Carried.

p. CONTRACT FOR DETAINEE CONFINEMENT BETWEEN SAN MIGUEL COUNTY AND THE COUNTY OF MORA

San Miguel County Detention Center Warden Garcia spoke on Detainee Confinement between San Miguel County and the County of Mora.

Motion to approve by Commissioner Kenneth Medina for approval of the Contract for Inmate Detainment between San Miguel County and the County of Mora, Second by Commissioner Max Trujillo. Motion Carried.

s. OPIOID LITIGATION UPDATE AND CONSIDERATION OF THE OPIOID GLOBAL SETTLEMENT WITH DISTRIBUTORS MCKESSON, AMERISOURCE AND CARDINAL HEALTH

County Manager recommends the Commission authorize her to execute and sign the following documents on behalf of San Miguel County:

1. Participation Agreement to the Distributors Settlement Agreement to be held in escrow until an Allocation MOU is achieved
2. Participation Agreement to the Janssen Settlement Agreement to be held in escrow until an Allocation MOU is achieved
3. Escrow Agreement authorizing the County's Settlement Participation Agreements to be held in escrow until such time as an acceptable Allocation MOU has been achieved
4. Allocation MOU setting forth how Settlement proceeds will be allocated between the State of New Mexico and the New Mexico Local Governments
5. Release of the escrowed Participation Agreements by the Escrow Agent upon the achievement of an acceptable Allocation MOU.

Motion made by Vice-Chair Janice Varela to accept County Manager's recommendation, Second by Commissioner Max Trujillo. Motion Carried.

9. BOARD OF FINANCE MEETING

a. ACCOUNTS PAYABLE FOR THE MONTH OF OCTOBER 2021

San Miguel County Finance Director Melinda Gonzales presented to the commission Accounts payable for the month of October 2021.

Motion made by Commissioner Kenneth Medina to approve accounts Payable for the month of October 2021, Second by Commissioner Max Trujillo. Motion carried.

b. INDIGENT CLAIMS

San Miguel Finance Director Melinda Gonzales presented payments for indigent claims.

Motion made by Commissioner Max Trujillo to ratify Indigent Claim. Second by Commissioner Martin Sena. Motion carried.

c. BUDGET REPORT FOR THE PERIOD OF JULY 1, 2021 THROUGH OCTOBER 31, 2021 AND THE 1ST QUARTER BUDGET REPORT TO DFA

Finance Director Melinda Gonzales presented to the commission the Budget Report for the period of July 1, 2021 through October 31, 2021 and the 1st quarter budget report to DFA.

*For Informational Purposes Only

d. CASH BALANCE REPORT FOR THE MONTH OF OCTOBER 2021

Finance Director Melinda Gonzales presented Cash Balance Report for the month of October 2021.

*For Informational Purposes Only

e. JOURNAL ENTRY REPORT FOR THE MONTH OF OCTOBER 2021

Finance Director Melinda Gonzales presented to the Commission the Journal Report for the month of October 2021.

*For Informational Purposes Only

RECEIPT REPROT FOR THE MONTH OF OCTOBER 2021

Finance Director Melinda Gonzales presented to the Commission the Receipt Report for the month of October 2021

*For Informational Purposes Only

Chairman Harold Garcia asked for a motion to Adjourn Regular Meeting Session and enter Executive Session.

Motion made by Commissioner Martin Sena to adjourn Regular Meeting and enter Executive Session. Second by Commissioner Max Trujillo. Motion carried. Executive Session was entered into at 5:13 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 Meetings 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. More Specifically:

Opioid Litigation Update and Consideration of the Opioid Global Settlement

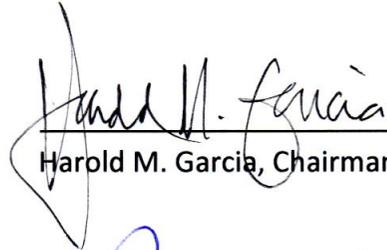
RESUME REGULAR COMMISSION MEETING

10. ADJOURNMENT

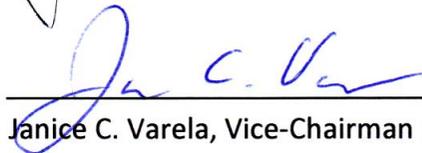
Motion made to come out of Executive Session and re-Adjourn Regular Session by Vice-Chair Janice Varela. Second by Commissioner Max Trujillo. Motion passed at 06:07 p.m.

Motion to Adjourn-by Commissioner Kenneth Medina. Second by Commissioner Max Trujillo. Motion carried. Regular meeting adjourned at 6:10p.m.

Approved this 11th day of January, 2021 as the Official Minutes of the Board of County Commissioners of San Miguel County New Mexico, of its Regular Meeting held December 14, 2021.



Harold M. Garcia, Chairman District 1



Janice C. Varela, Vice-Chairman District 2



Max O. Trujillo, Commissioner District 3

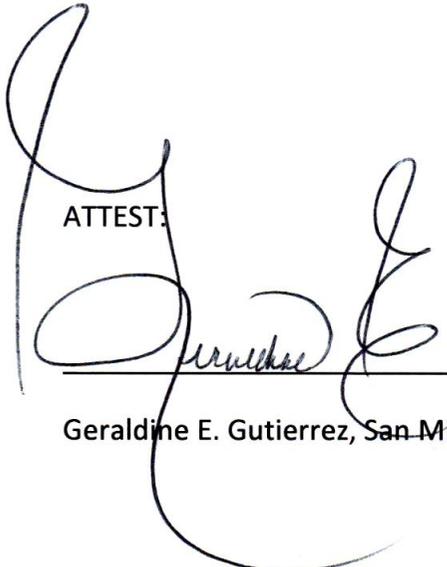


Martin M. Sena, Commissioner District 4

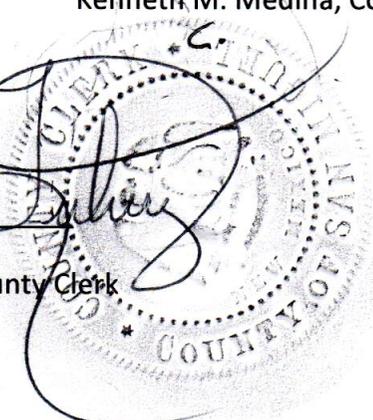


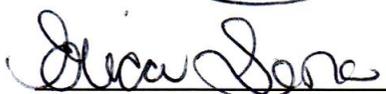
Kenneth M. Medina, Commissioner District 5

ATTEST:



Geraldine E. Gutierrez, San Miguel County Clerk





Minutes submitted by Erica Sena

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