

**MINUTES OF REGULAR MONTHLY MEETING OF
SAN MIGUEL COUNTY BOARD OF COMMISSIONERS
HELD MONDAY OCTOBER 10, 2017 BEGINNING AT 2:00 P.M.**

CALL TO ORDER

The San Miguel County Board of Commissioners held its regular monthly meeting on Tuesday October 10, 2017, beginning at 2:00 p.m. The meeting convened at the San Miguel Administration Complex located at 500 West National Avenue, Suite 200, Las Vegas, New Mexico 87701.

ROLL CALL:

Upon a call of the roll, Chairman Rock Ulibarri present, Vice-Chairman Arthur J. Padilla present, Commissioner Janice Varela present, Commissioner Maria Martinez present, and Commissioner Chris Najjar present and a quorum was duly noted.

PLEDGE OF ALLEGIANCE AND SALUTATION TO NM STATE FLAG

Commissioners, staff, and citizens in attendance joined in the pledge and salute.

APPROVAL OF AGENDA

Motion made by Commissioner Janice Varela to approve agenda. Second by Vice Chairman Arthur Padilla. Motion carried.

APPROVAL OF MINUTES

Motion made by Commissioner Chris Najjar to approve the minutes of the Regular Monthly Meeting held on September 11, 2017. Second by Commissioner Maria Martinez. Motion carried.

Motion made by Commissioner Chris Najjar to approve the minutes of the Special Meeting held on September 21, 2017. Second by Commissioner Maria Martinez. Motion carried.

PUBLIC INPUT FORUM

George Apodaca- Asking the County For assistance in repairing and maintaining Prospero Dr.(Non County Road)

Darin Romero- Spoke in regards to the adoption of Prospero Dr. Mr. Romero addressed his concern with the condition of the road; the recent rain fall has caused poor access to and from resident's homes.

Adam Muniz- Second everything that the two previous speakers discussed on Prospero Dr.

Fabian Duran- Discussed issues on Prospero Dr.

Sarah Moore- Discussed County Issues.

Rey Herrera- Discussed concerns with items 3 and 4 on the agenda.

Gabe Estrada- Discussed issues with water rights on County Rd. 23.

Eric Romero- Spoke on the Daca Resolution.

Anai Hernandez- Spoke on the Daca Resolution.

Tajayra Gonzalez- Spoke on the Daca Resolution.

Eva Artschwager- Discussed Concerns on Flooding on Agua Calliente Rd.

Pat Leahan- Spoke on the Daca and Climate Change Resolution.

Karyl Lyne- Informed the Commission and public of the Crop Walk located at the United World College and of the used book sale.

Bob Pearson- Spoke on the Climate changes Resolution.

NEW BUSINESS

PRESENTATIONS

Alejandro Rivera gave a presentation regarding Amistad Y Resolana.

Jeff Lewellin gave a presentation regarding El Molino Site in Pecos.

Dr. Dolores Ortega gave a presentation regarding the Adoptive Foster Spiritual Program.

Pat Leahan gave a presentation about the Citizens Advisory Committee.

Wayne Sonchar gave a presentation on behalf of Las Vegas/San Miguel Economic Development Corporation.

Bud Geng gave a presentation wanting to assist in making the County better. To Promote Local Growth and Development.

REGULAR ORDER

1. Resolution #2017-10-10-Clerk-A Resolution Designating the polling places for the 2018 Primary and General Elections

San Miguel County Clerk Geraldine Gutierrez presented to the Commission Resolution #2017-10-10-Clerk, a Resolution Designating the polling places for the 2018 Primary and General Elections. Ms. Gutierrez requested the Commission approve Resolution #2017-10-10-Clerk

Motion Made by Commissioner Arthur Padilla to approve Resolution 2017-10-10-Clerk. Second by Commissioner Chris Najar. Motion carried.

2. Proposal to Support TIGER IX Discretionary Grant Application

Colfax County Chairman William Bill E. Sauble presented to the Commissioners a Proposal to support TIGER IX Grant Application. The TIGER IX application will require coordination between stake holders in the three states to establish new matching amounts; the more entities that participate, the greater the scope of the work that can be accomplished. The goal is to apply for a grant in the amount of \$25 million. Local entities are being asked to consider a match of \$12,500. The local entity would only be obligated to pay if the grant is awarded. Mr. Sauble requested the Commission approve to support TIGER IX Discretionary Application.

Motion made by Commissioner Maria Martinez to approve the Proposal to Support TIGER IX. Second by Vice Chairman Arthur Padilla. Motion carried.

3. Resolution No.10-10-2017-CM A Resolution of the San Miguel Board of County Commissioners to Affirm Climate Action and Support the Paris Agreement

San Miguel County Chairman Rock G. Ulibarri Presented to the Commission Resolution No.10-10-2017-CM, a Resolution of the San Miguel Board of County Commissioners to Affirm Climate Action and Support the Paris Agreement. Mr. Ulibarri requested the Commission approve Resolution No. 10-10-2017-CM.

Motion made by Commissioner Chris Najar to approve Resolution No 10-10-2017-CM. Second by Commissioner Chris Najar. Motion carried.

4. Resolution No.10-10-2017-CM2 A Resolution Supporting Congressional Action to Codify the Deferred Action for Childhood Arrivals Executive Action of 2017

San Miguel County Chairman Rock G. Ulibarri presented to the Commission Resolution No.10-10-2017-CM2.

Motion made by Commissioner Janice Varela to approve Resolution No.10-10-2017-CM2. Second by Vice Chairman Arthur Padilla. Motion Carried.

5. Application No. SV-0027 Vacation of Plat – Lot Line Adjustment

San Miguel County Planning and Zoning Supervisor Alex Tafoya informed the Commission that San Miguel County has received Application No. SV-0027 Vacation of Plat-Lot Line Adjustment for two (2) tracts of land identified as tract 9 and tract 10, block 4 within the Tecolote River Subdivision. As per the County Subdivision Regulations, action to approve or deny such application must be taken by the Board of County Commissioners in open public hearing.

Motion made by Commissioner Janice Varela to approve Application No. SV-0027 Vacation of Plat. Second by Commissioner Maria Martinez. Motion carried.

6. Ribera Housing Property Information

San Miguel County Planning and Zoning Supervisor Alex Tafoya informed the Commission that San Miguel County owns the Ribera Housing Property located along State Road 3 in the area of Ribera. The property is vacant and no longer in use. The property remains under the control of the U.S. Department of Housing and Urban Development. County staff would like to brief the Board of County Commissioners on the status of the property.

This is for informational purposes only.

7. The Procedure for Road Adoption or Abandonment

San Miguel County Planning and Zoning Supervisor Alex Tafoya informed the Commission on Road Adoption or Abandonment State Statute 67-5-1 to 6-5-21, NMSA and San Miguel County Resolution NO.12-13-2001-PW, Minimum Road Standards. NM State Statute 67-5-1 to 6-5-21, NMSA provides the procedures and

requirements a county must follow in regard to vacating a County Road, altering a road, establishing or adopting a road as a new County road.

Resolution NO.12-13-2001-PW is the criteria for new roads. The County road viewers use the criteria when conducting a road viewing and making recommendations (as per state statue) to the Board of County Commissioners in regard to abandonment of a road as a County road or in regard to possible adoption.

This is for informational purposes only.

8. Approval to Ratify and Accept FY17 Emergency Management Performance Grant Award

San Miguel County OEM Manager Leo Maestas informed the Commission that San Miguel County/City of Las Vegas Office of Emergency Management is requesting approval to ratify and accept the FY17 Emergency Management Performance Grant in the amount of \$64,597.21 with a match of \$64,597.21, a total of \$129,194.42 towards the salary and benefits for the OEM Emergency Manager and Emergency Management Specialist Positions.

Motion made by Commissioner Maria Martinez to approve and accept the EMPG. Second by Commissioner Janice Varela. Motion carried.

9. Resolution No.10-10-17-RA01; Addition of Viento Ln, a Newly Named Private Road to the Official E-911 Road List of San Miguel County, New Mexico

San Miguel County Information Technology Supervisor Diego Trujillo informed the Commission that during a routine address request from a local resident from Rociada, NM, it was discovered that there are three (3) addressed structures on a single road located off NM Highway 105 near Rociada, NM. Per San Miguel County Ordinance NO.SMC-07-13-99-ORD-2, Section 4.1-C; proposed to San Miguel Board of County Commissioners, please review and take appropriate action on road naming for, “any private road that provides access to three or more buildings and requires a name in order to promote the health, safety and welfare of the public.” The Rural Addressing division requested the residents name this driveway. The residents returned a road naming petition and all the current residents agreed to the name of “Viento Ln.” this name has been determined to be acceptable by SMC Rural Addressing staff per San Miguel County Ordinance No.SMC-07-13-99-ORD-2. Because this road naming was required and not requested by the resident, the \$100.00 fee has been waived. Mr. Trujillo requested the Commission review and approve Resolution No.10-10-17-RA01

Motion made by Commissioner Maria Martinez to approve Resolution No.10-10-17-RA01. Second by Commissioner Chris Najar. Motion carried.

10. Resolution No. 10-10-17-RA02; Addition of Prim Rd, A Newly Named Private Road to the Official E-911 Road List of San Miguel County, New Mexico

San Miguel County Information Technology Supervisor Diego Trujillo informed the Commission that during a routine address request from a local resident from Las Vegas, NM, it was discovered that there are five (5) addressed structures on a single road located off Gallegos Rd. Per San Miguel County Ordinance NO.SMC-07-13-99-ORD-2, Section 4.1-C; proposed to San Miguel Board of County Commissioners, please review and take appropriate action on road naming for, “any private road that provides access to three or more buildings and requires a name in order to promote the health, safety and welfare of the public.” The Rural Addressing division



requested the residents name this driveway. The residents returned a road naming petition and all the current residents agreed to the name of "Prim Rd." This name has been determined to be acceptable by SMC Rural Addressing staff per San Miguel County Ordinance No.SMC-07-13-99-ORD-2. Because this road naming was required and not requested by the resident, the \$100.00 fee has been waived. Mr. Trujillo Requested the Commission review and approve Resolution No. 10-10-17-RA02.

Motion made by Commissioner Janice Varela to approve Resolution No.10-10-17-RA02. Second by Commissioner Maria Martinez. Motion carried.

11. 1st Extension – Care of Prisoner(s) Agreement – Colfax County, New Mexico and San Miguel County, New Mexico

San Miguel County Warden Mathew A. Elwell presented to the Commission the 1st Extension of the Care of Prisoner(s) Agreement, by and between Colfax County, New Mexico and San Miguel County, New Mexico; providing for housing and care of Colfax County inmates, at the San Miguel County Detention Center. The cost of housing is ninety dollars (\$90.00) per day per inmate, with a twenty dollar (\$20.00) booking fee. Mr. Elwell requested the Commission review and approve the 1st Extension of the Care of Prisoner(s) Agreement.

Motion made by Commissioner Maria Martinez to approve the 1st Extension Agreement. Second by Commissioner Janice Varela. Motion carried.

12. 1st Renewal Agreement – Inmate Health Care Services/Health Care Management Services at the San Miguel County Detention Center. The Agreement Provides Health Services to the Detainees of the San Miguel County Detention Center

San Miguel County Warden Matthew A. Elwell presented to the Commission the 1st Renewal Agreement, by and between Health Care Partners Foundation, Inc. and the San Miguel County Detention Center. Mr. Elwell requested the Commission review and approve the 1st Renewal Agreement.

Motion made by Commissioner Chris Najar to approve the 1st Renewal Agreement. Second by Commissioner Maria Martinez. Motion carried.

13. 3rd Extension Agreement Contract – Care of Prisoner(s) – City of Las Vegas, New Mexico and San Miguel County, New Mexico

San Miguel County Warden Matthew A. Elwell presented to the Commission the 3rd Extension Agreement which is a care of prisoner(s) contract, by and between the City of Las Vegas, New Mexico and San Miguel County, New Mexico; providing for housing and care of City of Las Vegas Municipal Court arrestees, at the San Miguel County Detention Center. The cost of housing is ninety dollars (\$90.00) per day/per inmate. Mr. Elwell requested the Commission review and approve the 3rd Extension Agreement Contract.

Motion made by Commissioner Maria Martinez to approve the 3rd Extension Agreement Contract. Second by Commissioner Janice Varela. Motion Carried.

14. Repeal and Re-Award bid on the Gunner Trail A25C Base Course Project

San Miguel County Public Works Supervisor Morris Madrid informed the Commission that the San Miguel County Public Works Department went out for advertisement and opened bids on August 2, 2017. The San Miguel County Public Works Department recommends awarding the bid to RL Leeder; however, the Engineer made an incorrect determination and recommendation in regards to the lowest most qualified bidder. Therefore, Mr. Madrid recommended repealing the award to RL Leeder and award to Enviro Works.

Motion made by Chairman Rock Ulibarri to repeal the award and correctly award bid the Enviro Works. Second by Commissioner Chris Najar. Motion carried.

15. Repeal and Re-Award bid on CR B-60 in Pecos Bid Lot #1 and Bid Lot #2

San Miguel County Public Works Supervisor Morris Madrid informed the Commission that the San Miguel County Public Works Department went out for advertisement and opened bids on September 6, 2017. The San Miguel County Public Works Department recommends awarding the bid to Sierra Valley Contractors on Bid Lot #1 and Bid Lot #2; however they have respectfully declined the award of this bid due to some hardships that will occur for their company. Therefore Mr. Madrid recommended awarding the bid to the second lowest most qualified bidder Rocky Road Gravel Products.

Motion made by Commissioner Janice Varela to repeal the award and award bid to Rocky Road. Second by Commissioner Maria Martinez. Motion carried.

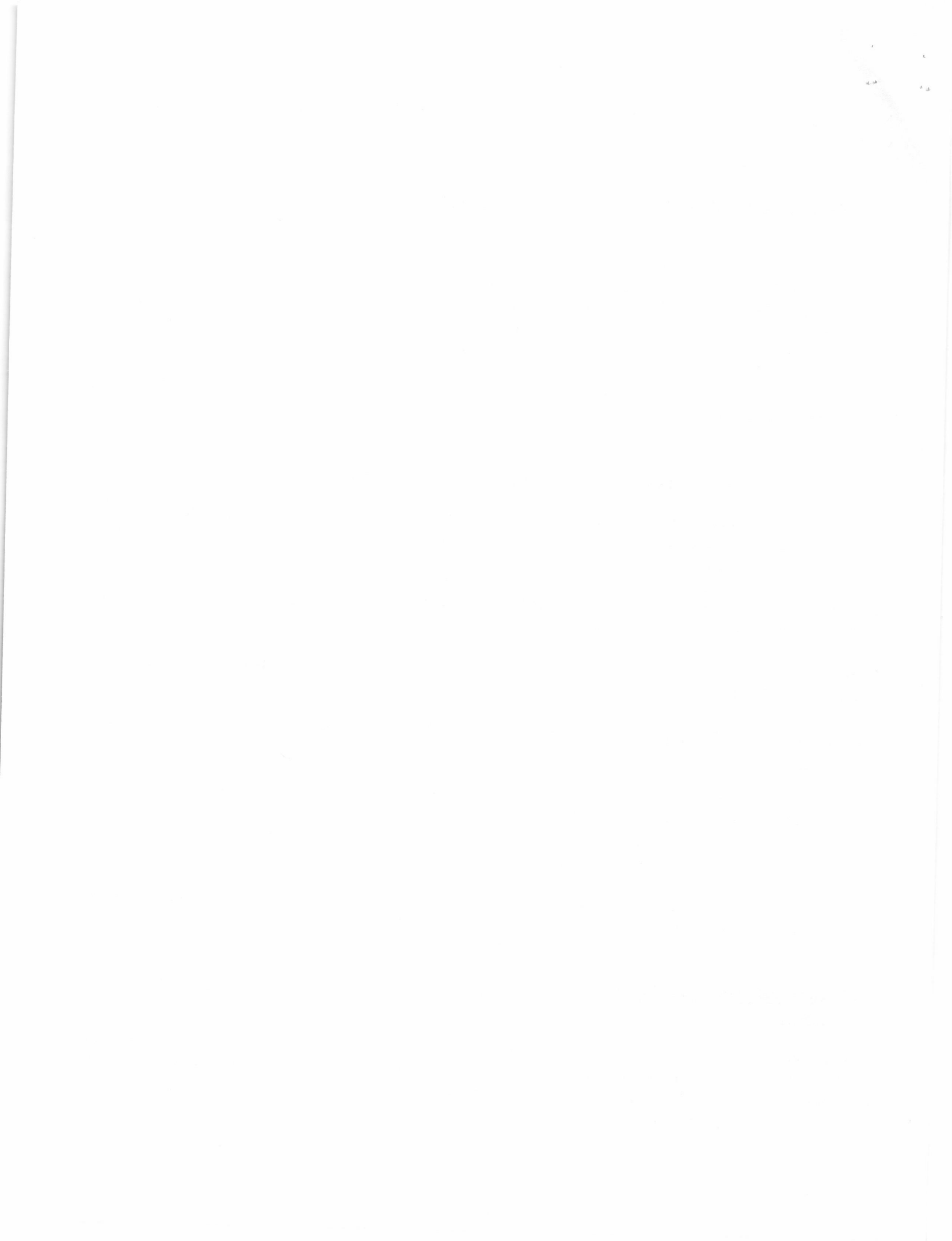
16. Approval of bid award for the 2017 Revenue Bond Project in Cerrito to the lowest most qualified bidder

San Miguel County Public Works Supervisor Morris Madrid informed the Commission that the San Miguel County Public Works Division went out for advertisement and opened bids on September 19, 2017. Mr. Madrid recommends awarding the bid to Rocky Road Gravel and Well Drilling, LLC as the lowest most qualified bidder on the 2017 Revenue Bond Project in Cerrito.

Motion made by Commissioner Maria Martinez to approve and award bid to Rocky Road Gravel and Well Drilling. Second by Commissioner Janice Varela. Motion carried.

17. Approval of bid award for the 2017 Revenue Bond Project in Garita to the lowest most qualified bidder

San Miguel County Public Works Supervisor Morris Madrid informed the Commission that the San Miguel County Public Works Division went out for advertisement and opened bids on September 19, 2017. Mr. Madrid recommended awarding the bid to Rocky Road Gravel and Well Drilling, LLC as the lowest most qualified bidder on the 2017 Revenue Bond Project in Garita.



Motion made by Commissioner Chris Najar to approve and award the bid to Rocky Road Gravel and Well Drilling, LLC. Second by Commissioner Janice Varela. Motion carried.

18. Approval of bid award for the 2017 Revenue Bond Project in Villanueva to the lowest most qualified bidder

San Miguel County Public Works Supervisor Morris Madrid informed the Commission that the San Miguel County Public Works Division went out for advertisement and opened bids on September 19, 2017. Mr. Madrid recommended awarding the bid the Rocky Road Gravel and Well Drilling, LLC as the lowest most qualified bidder on the 2017 Revenue Bond Project in Villanueva.

Motion made by Commissioner Janice Varela to approve and award bid to Rocky Road Gravel and Well Drilling, LLC. Second by Commissioner Arthur Padilla. Motion carried.

19. Approval of bid award for the 2017 Revenue Bond Project on CR C-23 White Barn to the lowest most qualified bidder

San Miguel County Public Works Supervisor Morris Madrid informed the Commission that the San Miguel County Public Works Division went out for advertisement and opened bids on September 19, 2017. Mr. Madrid recommended awarding the bid to Rocky Road Gravel and Well Drilling, LLC as the lowest most qualified bidder on the 2017 Revenue Bond Project on CR C-23 White Barn.

Motion made by Commissioner Chris Najar to approve and award bid to Rocky Road Gravel and Well Drilling. Second by Commissioner Janice Varela. Motion carried.

20. Public Works Division Report for the Month of September 2017

San Miguel County Public Works Division Road Foreman Arnold Lopez presented to the Commission the report for the month of September 2017, for any maintenance including blading of county roads and/or special projects with county roads that are addressed.

For informational purposes only.

21. Recommendation to Approve the Job Description of Deputy Warden

San Miguel County Human Resource Supervisor Eileen Sedillo presented to the Commission the job description of Deputy Warden that will replace the current job description of Chief of Security. Ms. Sedillo requested the Commission approve the Deputy Warden Job Description.

Motion made by Commissioner Maria Martinez to approve the Deputy Warden Job Description. Second by Commissioner Chris Najar. Motion carried.

22. Recommendation to ratify the hiring of the following individual to fill the vacant position of Transport Officer with the San Miguel County Sheriff's Division as per the recommendation of Gary Gold, San Miguel County Sheriff

San Miguel County Human Resource Supervisor Eileen Sedillo presented to the Commission the following individual to fill the vacant position of Transport Officer within the San Miguel County Sheriff's Office.

Victoria A. Lucero- Transportation Officer- Date of hire: September 18, 2017- Probationary Salary: \$23,750.00

Motion made by Vice Chairman Arthur Padilla to approve the hiring of Victoria A. Lucero. Second by Commissioner Maria Martinez. Motion carried.

23. Personnel Actions or Changes for the month of September 2017

San Miguel County Human Resources Supervisor Eileen Sedillo informed the Commission of personnel actions or changes which have taken place in San Miguel County for the month of September 2017. These actions or changes are being submitted for ratification and approval by the San Miguel County Board of Commissioners.

Motion made by Vice Chairman Arthur Padilla to approve and ratify the personnel actions or changes that have taken place during the month of September 2017. Second by Commissioner Maria Martinez. Motion carried.

24. Fourth Judicial District Court Room 105-106 Remodel

Honorable Judge Matthew Sandoval requested from the Commission assistance in funding in the amount of \$19,000.00 for rooms 105 and 106 remodel. The remodeling of the Court House is necessary to better serve the influx of pro se litigants (individuals who can afford an attorney) in this community, to increase our matrix for drug court, and to begin our pretrial services program.

Motion Made by Commissioner Chris Najar to approve the Fourth Judicial District Court Room 105-106 Remodel . Second by Commissioner Janice Varela. Motion carried.

BOARD OF FINANCE MEETING

25. Bank Transfers for the Month of September

San Miguel County Treasurer Bertha Bustamante presented to the Commission all bank transfers for the month of September 2017. Ms. Bustamante also informed the Commission on Regulation No. ADM-R-08-09-2016-CM Governing Wire Transfers

This is for informational purposes only.

26. Resolution 2017-10-10-F1, Authorizing the Creation of Funds 755

San Miguel County Finance Supervisor Melinda Gonzales informed the Commission that there is a need to create a new fund to account for transactions tied to writs of execution. Ms. Gonzales requested the Commission review and approve Resolution 2017-10-10-F1.

Motion made by Commissioner Janice Varela to approve Resolution 2017-10-10-F1. Second by Vice Chairman Arthur Padilla. Motion carried.

27. Resolution 2017-10-10-F2

San Miguel County Finance Supervisor Melinda Gonzales informed the Commission of budget increases and transfers. Ms. Gonzales requested the Commission review and approve Resolution 2017-10-10-F2.

Motion made by Commissioner Maria Martinez to approve Resolution 2017-10-10-F2. Second by Commissioner Janice Varela. Motion carried.

28. Cash Balance Report

San Miguel County Finance Supervisor Melinda Gonzales presented to the Commission the report of July 31, 2017 reconciled cash balances.

For informational purposes only.

29. Accounts Payable Report for the period of August 25, 2017 through September 25, 2017 and the August 2017 Housing Payment Register

San Miguel County Finance Supervisor Melinda Gonzales presented to the Commission payments processed through the finance office and Bernalillo County on behalf of San Miguel County. Ms. Gonzales requested the Commission review and approve Accounts Payable Report for the period of August 25, 2017 through September 25, 2017 and the August 2017 Housing Payment Register.

Motion made by Commissioner Chris Najjar to Approve the Accounts Payable Report and Housing Payment Register . Second by Commissioner Maria Martinez. Motion carried.

30. Indigent Burial – Nelson’s Funeral Home

San Miguel County Finance Supervisor Melinda Gonzales informed the Commission that the Finance Office has received and processed one indigent burial claim from Nelson’s Funeral Home.

This is for informational purposes only.



31. Receipt report for the month of August 2017

San Miguel County Finance Supervisor Melinda Gonzales provided the Commissioners with a Receipt Detail Report for the month of August 2017.

This is for informational purposes only.

32. Journal Entry report for the month of August 2017

San Miguel County Finance Supervisor Melinda Gonzales provided the Commissioners with a Journal Entry report for the month of August 2017.


This is for informational

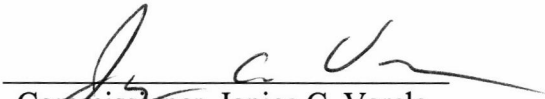
ADJOURNMENT

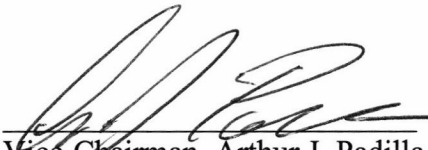
Motion made by Vice Chairman Arthur Padilla to adjourn the meeting. Second by Commissioner Janice Varela. Motion carried.




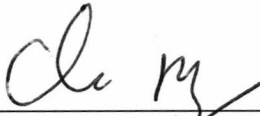
Approved this 14th day of November, 2017 as the Official Minutes of the Board of County Commissioners of San Miguel County, New Mexico, of its Regular Meeting held October 10, 2017.




Chairman, Rock G. Ulibarri
District 1


Commissioner, Janice C. Varela,
District 2

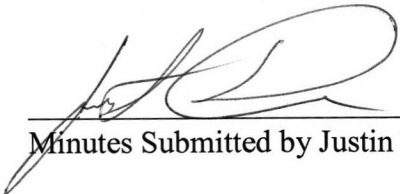

Vice-Chairman, Arthur J. Padilla
District 3


Commissioner, Maria L. Martinez
District 4


Commissioner, Chris A. Najar
District 5

ATTEST


Geraldine E. Gutierrez, County Clerk




Minutes Submitted by Justin Dimas