

**San Juan County Commission
Regular Meeting
November 10, 2020**

Chairman Fortner called the San Juan County Commission meeting to order on November 10, 2020 at 4:00 P.M. in the Commission Chambers located in the County Administration Building, 100 S. Oliver Drive, Aztec, New Mexico. Chairman Fortner gave the invocation and Commissioner Todacheene led the Pledge of Allegiance. Those present were:

CHAIRMAN	Jack L. Fortner
CHAIRMAN PRO-TEM	Jim Crowley
MEMBER	John T. Beckstead
MEMBER	GloJean Todacheene
MEMBER	Michael Sullivan- VIA PHONE
COUNTY MANAGER	Mike Stark
DEPUTY COUNTY MANAGER	Jim Cox
ATTORNEY	Doug Echols
DEPUTY ATTORNEY	Joe Sawyer
CHIEF FINANCIAL OFFICER	Kim Martin
FIRE CHIEF	John Mohler
PUBLIC RELATIONS MANAGER	Devin Neeley
BEHAVIORAL HEALTH SERVICES DIRECTOR	Su Hodgman

The following attended via phone or via WebX:

CLERK	Tanya Shelby
CHIEF DEPUTY TREASURER	Carol Taulbee
EMERGENCY MANAGER	Mike Mestas
CHIEF FINANCIAL OFFICER	Kim Martin
PARKS & FACILITIES ADMINISTRATOR	Daniel Hill
PARKS & FACILITIES DEPUTY ADMINISTRATOR	Steven Dansie
CHIEF HUMAN RESOURCES OFFICER	Roberta Padilla
ADULT DETENTION ADMINISTRATOR	Daniel Webb
JUVENILE SERVICES ADMINISTRATOR	Traci Neff
JUVENILE SERVICES DEPUTY ADMINISTRATOR	Bowen Belt
HEALTH CARE ASSISTANCE PROGRAM COORDINATOR	Liza Lier
HOUSING EXECUTIVE DIRECTOR	Faye Anderson

VISITORS:

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A motion was made by Commissioner Beckstead, seconded by Commissioner Todacheene to call to order the Canvass Board. Upon voice vote, the motion passed unanimously.

Call to Order of Canvass Board

Tanya Shelby, County Clerk, reported to the Commission the results of the 2020 General Election held November 3, 2020. As of October 31, 2020, 54% of San Juan County had voted; this included 31,845 early votes cast and absentee ballots that were already received. Election Day had a 12% turnout with 9,932 votes cast. There were 11,428 absentee ballots sent out and 10,698 delivered to the absentee board (16 ballots were rejected due to missing signature or a mismatch with the last four digits of social security number); this reflects a 94% absentee turnout. Collectively, there were 52,475 votes cast which is a 67% turnout for San Juan County. There were 19 provisional ballots received on election day; 15 were counted and 4 were rejected (3 were not registered voters and 1 was not counted because his ballot was counted through absentee). Ms. Shelby commended the Clerk's Office Staff, the San Juan County poll workers, the various County staff that assisted with the election, and the Aztec Postmaster. The Commission made various comments and asked questions.

A motion was made by Commissioner Todacheene, seconded by Commissioner Sullivan to certify the Canvass Board. Upon voice vote, the motion passed unanimously.

A motion was made by Commissioner Sullivan, seconded by Commissioner Todacheene to adjourn the Canvass Board Meeting and call to order the Regular Meeting. Upon voice vote, the motion passed unanimously.

Regular Meeting

Approval of Agenda

Mike Stark, County Manager, stated that there is no change to the agenda. A motion was made by Commissioner Sullivan, seconded by Commissioner Todacheene to approve the agenda as presented. Upon voice vote this motion passed unanimously.

Consent Agenda

1. Approval of October 2020 Treasurer Check Register
2. Approval of October 2020 Finance Check Registers
3. Approval of the FY21 Budget Adjustment #5 – Resolution No. 20-21-26
4. Approval for Regular Meeting Minutes from October 6, 2020
5. Approval for Regular Meeting Minutes from October 20, 2020
6. Approval of Contracts with Juvenile Services for Housing of Juvenile Detainees
7. Approval of Resolution No. 20-21-27, Establishing the Calendar Year 2021 Holiday Schedule for San Juan County

A motion was made by Commissioner Sullivan, seconded by Chairman Pro-Tem Crowley to approve the Consent Agenda. Upon voice vote this motion passed unanimously.

New Business

1. Four Corners Solar Project Presentation

John Case, CEO of Photosol USA, gave a presentation on the proposed Four Corners Solar Project. Mr. Case highlighted following:

- A brief background of Photosol US Renewable Energy
- Energy Transition Act- Encourages renewable development in San Juan County where the infrastructure already exists.
- 3 district project interconnection sites: San Juan Generating Station, WAPA Shiprock, and APS Four Corners
- Benefits of the solar project: new tax base, employment opportunities, utilization of existing transmission infrastructure, assist New Mexico in meeting the Energy Transition Act requirements, and excellent solar resource

The Commission made various comments and asked various questions.

2. Consideration of Approval of the Community Development Block Grant (CDBG) Agreement

Jim Cox, Deputy County Manager, explained that in June a grant application was submitted to the Department Finance and Administration Local Government Division for CDBG funding to complete American with Disabilities Act (ADA) improvements at 22 of the County's facilities as required under the US Department of Justice ADA settlement agreement. Upon review, the Community Development Council approved the application granting a total of \$750,000 with a 10% (\$75,000) match requirement for the improvements with the requirement that completion is within two years of the grant award. Staff requested approval of the grant agreement. A motion was made by Commissioner Beckstead, seconded by Commissioner Sullivan to approve the Community Development Block Grant (CDBG) Agreement. Upon voice vote this motion passed unanimously.

3. Consideration of Approval of Resolution No. 20-21-28, Adoption of Required Community Development Block Grant (CDBG) Annual Certifications and Commitments, and Resolution No. 20-21-29, Fair Housing Required Elements Resolution, Certifying the CDBG Federal Requirements and Certifying Official Designation

Jim Cox, Deputy County Manager, stated that the County received the 2020 Community Development Block Grant (CDBG) in the amount of \$750,000 to complete various ADA improvements. Entities that accept CDBG funding must adopt and ensure compliance with the following:

- Citizen Participation Plan certifies its commitment to citizen participation by preparing and adopting a Citizen Participation Plan that includes ways to encourage public input using various methods to reach the public and assures that citizens are provided reasonable notice and timely access to local meetings, per the Open Meetings Act (NMSA 1978, Chapter 10, Article 15)

- Fair Housing certifies its commitment to the Fair Housing Act of 1968 to affirmatively further fair housing, which prohibits discrimination in the sale, rental, leasing and financing of housing or land to be used for the construction of housing on the basis of race, color, religion, sex, disability, familial status, or national origin
- Residential Anti-Displacement & Relocation Assistance certifies its compliance with the Uniform Relocation Assistance and Real property Acquisition Policies Act of 1970, whose purpose is to provide uniform, fair, and equitable treatment for persons whose real property is acquired or for persons displaced as a result of a CDBG-funded project or activity
- Section 3 certifies its commitment to Section 3, a provision of the Housing and Urban Development (HUD) Act of 1968, which requires recipients of certain HUD financial assistance, to the greatest extent feasible, provide job training, employment, and contracting opportunities for low and very low income residents in connection with projects and activities in their community. Attached is the Grantee Section 3 hiring information.
- Procurement certifies its compliance with federal procurement code (24 CFR Part 85.36) and New Mexico Procurement Code (§13-1-120 NMSA 1978) by adopting a procurement policy annually for CDBG projects.

Mr. Cox also requested approval of Resolution No. 20-21-29 which specifically adopts the affirmation of San Juan County's Fair Housing Ordinance and commitment to furthering fair housing practices in the County and requested that Mike Stark, County Manager be designated as the certifying official which is a requirement for the environmental review process. The Commission asked various questions. A motion was made by Commissioner Sullivan, seconded by Commissioner Beckstead to approve Resolution No. 20-21-28, Adoption of Required Community Development Block Grant (CDBG) Annual Certifications and Commitments and Resolution No. 20-21-29, Fair Housing Required Elements Resolution, Certifying the CDBG Federal Requirements and Certifying Official Designation. Upon voice vote this motion passed unanimously.

4. Consideration of Projects for the Volunteer Fire Assistance Grant

John Mohler, County Fire Chief, requested approval to apply for the Volunteer Fire Assistance Grant for each of the San Juan County fire districts which is administered by the United States Department of Agriculture/Forest Service and is intended for purchase of wildland firefighting equipment. The equipment that will be purchased will be wildland personal protective gear, handheld radios, and fire shelters. There will be varying amounts requested for eight fire districts for a total of \$69,935.00; the Federal portion of the grant totals \$62,941.50 and the fire department will match \$6,993.50 (10%) which will be funded by the Quarter Percent Fire Excise Tax. A motion was made by Commissioner Sullivan, seconded by Commissioner Beckstead to approve the Projects for the Volunteer Fire Assistance Grant. Upon voice vote this motion passed unanimously.

5. Presentation of Freeholders Committee Report and Request for Order Adopting Report and Vacating a Portion of Road 3500 in Flora Vista

Joe Sawyer, Deputy County Attorney, explained that the County received a petition to abandon a portion of Road 3500 in Flora Vista located between properties owned by Alan Hawkinson and

Molly M. Hawkinson Trust. Pursuant to Section 67-5-9 NMSA 1978, the Commission appointed a board of three freeholders (Tom Dailey, Tom Yost, and Aaron Chavez) at the October 6, 2020 meeting to view the portion of the road to be vacated and to file a written report with the County Clerk on the proposed abandonment. The Freeholders Committee recommended that the portion of the road be vacated, and the report has been recorded with the County Clerk. Staff requested that the Commission adopt the report and order the portion of Road 3500 between 7 Road 3500 and 350 Road 3500 be vacated effective after the property has been surveyed and the appraised value of the property is submitted to the County by the Hawkinsons, at which time the County will quitclaim the property to the Hawkinsons. The Commission asked various questions. A motion was made by Chairman Fortner, seconded by Commissioner Sullivan to approve the Presentation of Freeholders Committee Report and Request for Order Adopting Report and Vacating a Portion of Road 3500 in Flora Vista. Upon voice vote this motion passed unanimously.

6. Consideration of 2021 State and Federal Legislative Requests

Mike Stark, County Manager, requested direction in regards to the 2021 State and Federal Legislative prioritization for consideration in the 2021 State Legislative Session which begins January 19, 2020. The current 2022-2026 Infrastructure Capital Improvement Plan was presented to the Commission for their review. The Commission concluded to table the item for the next meeting. A motion was made by Chairman Fortner, seconded by Commissioner Beckstead to table the 2021 State and Federal Legislative Requests. Upon voice vote this motion passed unanimously.

7. Appointment of Probate Judge

Doug Echols, County Attorney, indicated that the current Probate Judge Stacey Biel has been elected to the Magistrate Court bench and will be resigning her position as Probate Judge. Pursuant to NMSA Section 10-3-3, the Board of County Commissioners is charged with appointing a person to fill that vacancy. The Commissioners agreed to accept applications for the position and will appoint a Probate Judge to serve out the remainder of the term at the December 15, 2020 meeting.

Report from County Manager

Mike Stark updated the Commission on the Business Continuity Grants that have been awarded and requested small businesses apply.

Reports From Elected Officials And Department Heads

Mike Mestas, Emergency Manager, updated the Commission on the current COVID statistics. Mr. Mestas stated that there will be a Community Flu Shot Clinic at McGee Park on November 14, 2020.

Jim Cox, Deputy County Manager, reported that those impacted by the pandemic have applied for CARES assistance and that there is also assistance through ECHO

John Mohler, County Fire Chief, announced that the County has received 4 State Fire Grants.

Su Hodgman, Behavioral Health Services Director, reported that the Mental Wellness Resource Center will have a soft opening November 12, 2020 and a virtual tour on November 16, 2020.

Commissioner Beckstead commended Traci Neff, Juvenile Service Administrator, for her commitment to the youth during her years of service and noted that she will be retiring on November 28, 2020.

Comments / Input From The General Public

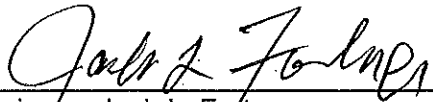
None

Adjourn

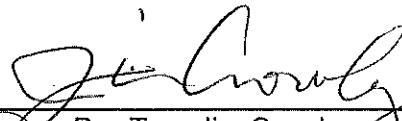
Being no further business, a motion was made by Chairman Fortner, seconded by Commissioner Todacheene to adjourn the meeting. Upon voice vote this motion passed unanimously and the meeting adjourned at 5:44 p.m.

APPROVED THIS 1ST DAY OF DECEMBER 2020

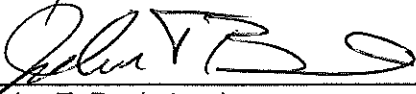
BY THE SAN JUAN COUNTY BOARD OF COMMISSIONERS:



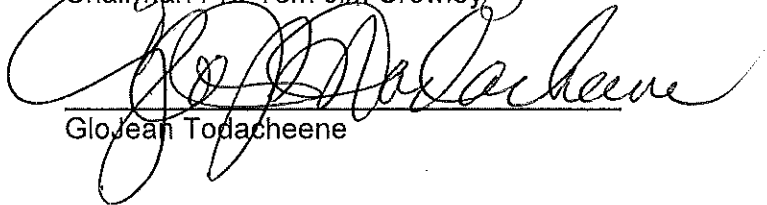
Chairman Jack L. Fortner



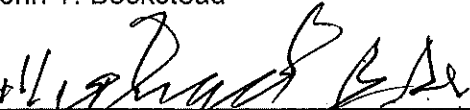
Chairman Pro-Tem Jim Crowley



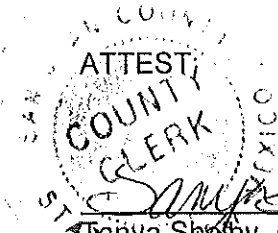
John T. Beckstead



Glojean Todacheene



Michael Sullivan



Tanya Shelby, County Clerk